

In the County Commission of _____ County

West Virginia Small Estate Affidavit

Short Form Settlement

In the Matter of: _____,

Social Security #: _____, deceased

STATE OF WEST VIRGINIA

COUNTY OF _____, to-wit:

_____, being first duly sworn, deposes and
(Fiduciary)

says that:

1. I am the duly appointed and acting personal representative of the Estate of _____, deceased.
2. A "Release" for the West Virginia Inheritance and Transfer taxes **has been** filed with the Clerk of the County Commission of _____ County, WV.
3. More than ninety (90) days have elapsed since the filing of notice required by WVC 44-3A-4, (newspaper publication for claims in an Estate).
4. The time for filing claims against this Estate has expired.
5. No known and unpaid claims exist against this Estate.
6. The allocation to which each distribute and beneficiary is entitled in the distribution of this Estate is as follows:

Cross out the section that **does not** apply and **initial**:

_____ **(7a):** All property to which each distribute is entitled has been, or upon approval of this settlement, will be delivered to said distribute and beneficiary in conformity with the above allocation.

_____ **(7b):** Although, each distribute and beneficiary is entitled to the above distribution, each distribute and beneficiary has agreed to a different allocation, as follows:

Signature of Personal Representative (Exec. /Admin.)

Taken, subscribed and sworn to before the undersigned authority by **(name of Exec. / Admin., not the Notary)** _____,
in the county aforesaid this _____ day of _____, 20__.

My commission expires, _____.

(Notary Public)

In the County Commission of _____ County, West Virginia, in the Matter of _____, Social Security #: _____, deceased.

Waiver and Application for Short Form Settlement

Pursuant to the requirements set forth in Section 4, Article 3A, Chapter 44, of the West Virginia Code as amended, we, the distributees and beneficiaries of the above-referenced estate, hereby make application for the acceptance of the attached short form settlement of this estate, thereby waiving any and all rights we may have to inspect, approve, affirm, or object to a complete and comprehensive statement of settlement of this estate as otherwise set forth in Article 3A, Chapter 44 of the West Virginia Code as amended.

(Signature of Beneficiary)

State of _____, County of _____, to-wit:

The foregoing Waiver and Application for Short Form Settlement was acknowledged before me this _____ day of _____, 20____, by _____ **(Name of Beneficiary)**.

My Commission expires, _____.

(Notary Public)