## **Small Estates Affidavit**

<b>AFFIDAVIT OF</b>	
	<u>(Successor's name)</u>
EOD DICTRIBUT	HON OF DECEDENT'S DEODEDTY
FOR DISTRIBUT	TION OF DECEDENT'S PROPERTY

State o	of)
Count	)ss. y of)
-	essor's name),, being first duly sworn upon oath, e that:
1.	I wish to claim property of the deceased,
2.	I am a successor as defined in RCW 11.62.005. Here are my name and address:

- 3. The value of the decedent's entire estate subject to probate, not including the surviving spouse's community property interest in any assets which are subject to probate in the decedent's estate, wherever located, less liens and encumbrances, does not exceed \$100,000.
- 4. At least forty days have elapsed since the decedent's death.
- 5. No application or petition for the appointment of a personal representative is pending or has been granted in any jurisdiction.
- 6. All debts of the decedent including funeral and burial expenses have been paid or provided for.

7.	I am claiming the following portions of the following property:				
	All of this r	oroperty is subject to	probate.		
8.					
9.	I am entitled to full payment or delivery of the property claimed on my own behalf, and on the behalf of any other successor from whom I have attached to this affidave a written authorization.				
Signe	d this	day of	, 20		
			(your signature)		
			(print or type name)		
SIGNE	ED AND SWO	ORN to before me on _	, 20, by		
			(Signature)		
			(Please print name legibly)		
			NOTARY PUBLIC in and for the State of Washington, residing at		
			My appointment expires:		

## **RCW 30A.22.190**

In each case, where it is provided in RCW 30.22.180 that a financial institution may make payment of funds deposited in an account to the personal representative of the estate of a deceased depositor or beneficiary, the financial institution may make payment of the funds to the following persons under the circumstances provided:

- (1) In those instances where the deceased depositor left a surviving spouse, and the deceased depositor and the surviving spouse shall have executed a community property agreement which by its terms would include funds of the deceased depositor remaining in the account, a financial institution may make payment of all funds in the name of the deceased spouse to the surviving spouse upon receipt of a certified copy of the community property agreement as recorded in the office of a county auditor of the state and an affidavit of the surviving spouse that the community property agreement was validly executed and in full force and effect upon the death of the depositor.
- (2) In those instances where the balance of the funds in the name of a deceased depositor does not exceed two thousand five hundred dollars, payment of the decedent's funds remaining in the account may be made to the surviving spouse, next of kin, funeral director, or other creditor who may appear to be entitled thereto upon receipt of proof of death and an affidavit to the effect that no personal representative has been appointed for the deceased depositor's estate. As a condition to the payment, a financial institution may require such waivers, indemnity, receipts, and acquittance and additional proofs as it may consider proper.
- (3) In those instances where the person entitled presents an affidavit which meets the requirements of chapter 11.62 RCW.

A person receiving a payment from a financial institution pursuant to subsections (2) and (3) of this section is answerable and accountable therefor to any personal representative of the deceased depositor's estate wherever and whenever appointed.

[1989 c 220 § 3; 1981 c 192 § 19.]