

Small Estate Affidavit

I, \_\_\_\_\_ (name of affiant), on oath state:

- 1. (a) My post office address is: \_\_\_\_\_;
- (b) My residence address is: \_\_\_\_\_; and
- (c) I understand that, if I am an out-of-state resident, I submit myself to the jurisdiction of Illinois courts for all matters related to the preparation and use of this affidavit. My agent for service of process in Illinois is:

NAME \_\_\_\_\_ ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ TELEPHONE \_\_\_\_\_

I understand that if no person is named above as my agent for service or, if for any reason, service on the named person cannot be effectuated, the Clerk of the Circuit Court of \_\_\_\_\_ (County) \_\_\_\_\_ (Judicial Circuit) Illinois is recognized by Illinois law as my agent for service of process.

- 2. The decedent's name is \_\_\_\_\_
- 3. The date of the decedent's death was \_\_\_\_\_, and I have attached a copy of the death certificate hereto.
- 4. The decedent's place of residence immediately before his/her death was \_\_\_\_\_
- 5. No letters of office are now outstanding on the decedent's estate and no petition for letters is contemplated or pending in Illinois or in any other jurisdiction, to my knowledge.
- 6. The gross value of the decedent's entire personal estate does not exceed \$100,000 in value and includes a watercraft(s) described as follows:

IL Number	Manufacturer	Model Year	HIN
_____	_____	_____	_____
_____	_____	_____	_____

last registered in the State of Illinois in \_\_\_\_\_ (Year).

- 7. Please check correct box. (a)  All of the decedent's funeral expenses have been paid, or (b)  The amount of the decedent's unpaid funeral expenses and the name and post office address of each person entitled thereto are as follows:

Name \_\_\_\_\_

Post Office Address \_\_\_\_\_ Amount \_\_\_\_\_

- 8. There is no known unpaid claimant or contested claim against the decedent, except as stated in paragraph 7.
- 9. (a) The names and places of residence of any surviving spouse, minor children and adult dependent\* children of the decedent are as follows:

Name and Relationship	Place of Residence	Age of Minor Child
_____	_____	_____
_____	_____	_____

- \*(Note: An adult dependent child is one who is unable to maintain himself and is likely to become a public charge).
- (b) The award allowable to the surviving spouse of a decedent who was an Illinois resident is \$ \_\_\_\_\_ (\$10,000, plus \$5,000 multiplied by the number of minor children and adult dependent children who resided with the surviving spouse at the time of the decedent's death. If any such child did not reside with the surviving spouse at the time of the decedent's death, so indicate in 9a).
  - (c) If there is no surviving spouse, the award allowable to the minor children and adult dependent children of a decedent who was an Illinois resident is \$ \_\_\_\_\_ (\$10,000, plus \$5,000 multiplied by the number of minor children and adult dependent children), to be divided among them in equal shares.

- 10. Indicate either 10 (a) or 10 (b).
- (a)
- The decedent left no will. The names, places of residence and relationships of the decedent's heirs, and the portion of the estate to which each heir is entitled under the law where decedent died intestate are as follows:

Name and Relationship	Place of Residence	Age of Minor Child
_____	_____	_____
_____	_____	_____

- b)
- The decedent left a will, which has been filed with the clerk of an appropriate court. A certified copy of the will on file is attached. To the best of my knowledge and belief the will on file is the decedent's last will and was signed by the decedent and the attesting witnesses as required by law and would be admitted to probate. The names and places of residence of the legatees and the portion of the estate, if any, to which each legatee is entitled are as follows:

Name, relationship and place of residence	Age of Minor Child	Portion of Estate
_____	_____	_____
_____	_____	_____

- 11. Affiant is unaware of any dispute or potential conflict as to the heirship or will of the decedent.
- 12. The watercraft described in paragraph 6 of this affidavit should be transferred to (NAME) \_\_\_\_\_ (ADDRESS) \_\_\_\_\_; this affidavit is made to induce the Illinois Department of Natural Resources to issue a certificate of title to the watercraft to the assignee. The foregoing statement is made under the penalties of perjury. (Note: A fraudulent statement made under the penalties of perjury is perjury, as defined in Section 32-2 of the Criminal Code of 1961.)