

**SMALL ESTATE AFFIDAVIT  
TESTATE (WITH A WILL)**

IN THE COUNTY COMMISSION OF JEFFERSON COUNTY, WEST VIRGINIA

RE: THE ESTATE OF \_\_\_\_\_

DATE OF DEATH: \_\_\_\_\_

STATE OF WEST VIRGINIA,

COUNTY OF JEFFERSON, to-wit:

I, \_\_\_\_\_, being a Successor of the Decedent identified below, being first duly sworn, upon oath and under penalty of perjury, do depose and say to the best of my knowledge and belief as follows:

1. My name is \_\_\_\_\_, and my current address is

\_\_\_\_\_  
\_\_\_\_\_.

2. The Decedent, \_\_\_\_\_, died on \_\_\_\_\_ (date of death), a resident of \_\_\_\_\_ County, State of West Virginia, with his/her usual residence being

\_\_\_\_\_  
\_\_\_\_\_.

3. A certified death certificate has been furnished herewith for filing in this County. I am a Successor of the decedent as \_\_\_\_\_ (state relationship).

**TESTACY (WITH A WILL)**

4. At the date of death, the Decedent died with an original Last Will and Testament of the Decedent dated \_\_\_\_\_, without any codicil thereto  or with codicil(s) thereto dated \_\_\_\_\_  [Check if applies]. The aforesaid original Last Will and Testament of the decedent, together with any codicil(s), is furnished herewith for recording in this County as permitted by West Virginia Code **§ 44-1A-2**(b). Under the Last Will and Testament of the Decedent, the following person(s) is/are nominated to be the personal representative(s) of the Estate:

a. Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

b. Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

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Pursuant to the provisions of the above referenced Will of the Decedent, the following persons are the named beneficiaries of the estate of the Decedent \*\*Last known mailing address is required **(list any pre-deceased beneficiaries as DECEASED)**:

a. Name: \_\_\_\_\_

Address: \_\_\_\_\_

Relationship to Decedent: \_\_\_\_\_

Share or percentage or particular item: \_\_\_\_\_

b. Name: \_\_\_\_\_

Address: \_\_\_\_\_

Relationship to Decedent: \_\_\_\_\_

Share or percentage or particular item: \_\_\_\_\_

c. Name: \_\_\_\_\_

Address: \_\_\_\_\_

Relationship to Decedent: \_\_\_\_\_

Share or percentage or particular item: \_\_\_\_\_

**(If more space is needed, attach additional page(s) to affidavit)**

5. The Decedent's entire personal probate estate, as of the date of the Decedent's death, wherever located, consists only of small assets and the aggregate fair market value of the small assets does not exceed \$50,000. The small assets of the Decedent are described and itemized as follows:

|  | Description | Fair<br>Market<br>value |
|--|-------------|-------------------------|
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|  |             |                         |
|  |             |                         |
|  | TOTAL       |                         |

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6.  **[Check if applies]** If the affiant is a Successor who was nominated as a personal representative or executor under the provisions of the above Will of the Decedent, at least **30** days have elapsed since the Decedent's date of death and no application for the appointment of a personal representative for the Decedent is pending or has been granted in any jurisdiction.

7. The undersigned Affiant will faithfully administer the small assets of the Decedent in accordance with the law and pay or deliver the same to the Successor or Successors so entitled. Witness my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Signature of Affiant/Successor

Taken, subscribed, and sworn to before me the undersigned authority by  
\_\_\_\_\_, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Commission Expires

{SEAL}