

AFFIDAVIT REQUIREMENTS

An affidavit which is to be made pursuant to RCW 11.62.010 shall state the following:

1. The claiming successor's name and address and that the claiming successor is a "successor" as defined in RCW 11.62.005;
2. That the decedent was a resident of the State of Washington on the date of his/her death;
3. That 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 the amount specified in RCW 6.13.030;
4. That forty days have elapsed since the death of the decedent;
5. That no application or petition for the appointment of a personal representative is pending or has been granted in any jurisdiction;
6. That all debts of the decedent including funeral and burial expenses have been paid or provided for;
7. A description of the personal property and the portion thereof claimed, together with a statement that such personal property is subject to probate;
8. That the claiming successor has been given written notice, either by personal service or by mail, identifying this or his/her claim and describing the property claimed to all other successors of the decedent, and that at least ten days have elapsed since the service or mailing of such notice; and
9. That the claiming successor is either personally entitled to full payment or delivery of the property claimed or is entitled to full payment or delivery thereof on the behalf and with the written authority of all other successors who have an interest therein.