

**AFFIDAVIT OF SMALL ESTATE PURSUANT TO**  
**SECTION 91-7-322 OF THE MISSISSIPPI CODE ANNOTATED**  
**(1972, AS AMENDED)**

STATE OF MISSISSIPPI  
COUNTY OF \_\_\_\_\_

This day personally appeared before me, \_\_\_\_\_, Affiant, of lawful age, being first duly sworn and upon oath states the following:

1. Affiant states that \_\_\_\_\_ (decedent) died on \_\_\_\_\_, a resident of \_\_\_\_\_ County, Mississippi;
2. Affiant further states that the value of the entire estate of the decedent wherever located, excluding all liens and encumbrances thereon, does not exceed Seventy-Five Thousand Dollars (\$75,000.00);
3. Affiant further states that at least thirty (30) days have elapsed since the death of the decedent;
4. Affiant further states that no application or petition for the appointment of a personal representative of the decedent is pending, nor has a personal representative of the decedent been appointed in any jurisdiction; and
5. Affiant is the successor\* of the decedent by reason of the following facts: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
6. The decedent was the owner of the following described personal property being delivered to the successor pursuant to this Affidavit: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
7. The name and address of the person indebted to decedent is:  
Name: \_\_\_\_\_  
Address: \_\_\_\_\_

\_\_\_\_\_  
Signature of Successor  
Address: \_\_\_\_\_  
\_\_\_\_\_

SWORN TO AND SUBSCRIBED before me this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

My Commission Expires: \_\_\_\_\_

\*For the purposes of this affidavit "successor" means the decedent's spouse; or, if there is no surviving spouse of the decedent, then the adult with whom any minor children of the decedent are residing; or, if there is no surviving spouse or minor children of the decedent, then any adult child of the decedent; or if there is no surviving spouse or children of the decedent, then either parent of the decedent. (Section 91-7-322 (2), Miss. Code Annotated, 1972, as Amended)\*

9/18/2012