

755 ILCS 5/25-1

5/25-1. Payment or delivery of small estate of decedent upon affidavit.

(a) When any person or corporation (1) indebted to or holding personal estate of a decedent, (2) controlling the right of access to decedent's safe deposit box or (3) acting as registrar or transfer agent of any evidence of interest, indebtedness, property or right is furnished with a small estate affidavit in substantially the form hereinafter set forth, that the person or corporation shall pay the indebtedness, grant access to the safe deposit box, deliver the personal estate or transfer or issue the evidence of interest, indebtedness, property or right to persons and in the manner specified in paragraph 11 of the affidavit or to an agent appointed as hereinafter set forth.

STATE OF ILLINOIS

COUNTY OF WILL

SMALL ESTATE AFFIDAVIT

I, _____ on oath state:

1) (a) my post office address is _____

(b) my residence address is _____

(c) I understand, 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 & ZIP CODE _____

TELEPHONE (if any) _____

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 attorney who prepared this affidavit on my behalf is recognized by Illinois law as my agent for the 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 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, including the value of all property passing to any party either by intestacy or under a will, does not exceed \$100,000.00 (list each asset, e.g., cash, stock and its fair market value): _____

7) (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:

[Strike either (a) or (b)]

NAME AND 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) (SEE REVERSE SIDE)

