

SMALL ESTATE AFFIDAVIT INSTRUCTIONS AND REQUIREMENTS

1. THERE IS A 45-DAY WAITING PERIOD AFTER THE DATE OF DEATH –This requirement can be waived or reduced upon Motion of the Affiant.
2. \$50,000.00 LIMITATION --- this is for the transfer of personal property, i.e. bank accounts, check(s), vehicles. REAL PROPERTY IS NOT TO BE INCLUDED and CANNOT BE TRANSFERRED BY USE OF THE SMALL ESTATE AFFIDAVIT.
3. CERTIFIED COPY OF THE DEATH CERTIFICATE
4. ORIGINAL LAST WILL & TESTAMENT (If Decedent had a Will)
5. PROOF OF ASSET WITH DOLLAR AMOUNT (i.e. Bank Statement, Blue Book value print-out, correspondence from Insurance Co., etc.)
6. WAIVER OF BOND FROM ALL HEIRS and Request by all heirs that the Affiant be appointed if there is no Will.
7. LIST OF ALL OUSTANDING DEBTS OWED BY THE DECEASED
8. **COURT COSTS: \$145.50**
9. **COURT COSTS** ARE PAYABLE IN CASH OR CHECK ONLY AND DUE AT TIME OF FILING.
10. IF BOND IS REQUIRED, PLEASE PRESENT PROOF OF BOND UPON FILING OF THE SMALL ESTATE AFFIDAVIT.
11. CALL AND SCHEDULE AN APPOINTMENT WITH THE CLERK AND MASTER FOR THE FILING OF THE SMALL ESTATE AFFIDAVIT AT 931-375-1300, M-F, 8:00 A.M. THROUGH 4:00 P.M.
12. CONSULT AN ATTORNEY IF YOU HAVE ADDITIONAL QUESTIONS OR NEED FURTHER ASSISTANCE.
13. TO DOWNLOAD THE SMALL ESTATE AFFIDAVIT AND WAIVER PLEASE VISIT:
www.maurycounty-tn.gov/clerkmaster.

** Updated 10/25/2019