**AFFIDAVIT IN SUPPORT OF ORDER TO ISSUE SUBPOENA**

SUPREMECOURT OF SOUTH AUSTRALIA

TESTAMENTARY CAUSES JURISDICTION

**In the Estate of [*FULL NAME OF DECEASED*] (Deceased)**

I, [*full name, address, postcode and occupation of deponent*], [*swear on oath / do truly and solemnly affirm*] that:

1 [*Full name of deceased*] of [*address and postcode*] deceased died at [*suburb*] [*postcode*] on [*date*] having duly made their last will and testament bearing date [*date*] (“the document”) of which they appointed [*full name of executor as described in the document*] executor and myself the residuary beneficiary [*or as the case may be*] (a photocopy of the document being now produced to me and marked “A”).

2 The document is now in the possession custody or power of the said [*full name of person who holds the document*] who has neglected or declined to prove the document or renounce probate of it and I request that the document be brought into the Probate Registry of this Court in order that I may prove the same or otherwise act as I may be advised.

3 I believe [*full name of person who holds the document*] resides at [*address and postcode*].

[*Sworn/Affirmed*] by the abovenamed deponent at [*place and postcode*] on [*date*].

……………………………………..

[*signature of* *deponent*]

before me ……………………………………..

[*signature of authorised witness*]

[*print name of witness*]

[*print title of authorised witness*]

[*ID number of witness*]

**Note**

1 See rule 353.3 of Chapter 25 of the *Uniform Civil Rules* *2020* and section 60 and 61 of the *Succession Act 2023* (SA).