

AFFIDAVIT IN SUPPORT OF ORDER TO ISSUE SUBPOENA

SUPREME COURT 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).