**AFFIDAVIT TO LEAD TO CITATION TO ACCEPT OR REFUSE PROBATE**

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*] late of [*address and postcode*] deceased (“the deceased”) died at [*suburb*] [*postcode*] on [*date*] having made and duly executed their last will bearing date [*date*] (“the will”) now remaining in the Probate Registry of this Court.

2 [*Full name of executor as described in the will of the deceased*] of [*address and postcode*] is the [*sole executor / the surviving executor / or as the case may be*] named in the will [[*Full name of other executor with a prior right to apply for a grant as described in the will of the deceased] the other executor having died during the lifetime of the deceased / or as the case may be*].

3 [*Full name of executor as described in the will of the deceased*] has not yet taken probate of the will or renounced their right to apply.

4 I am [*the residuary beneficiary / one of the residuary beneficiaries*] named in the will [*or as the case may be*].

5 I wish to obtain letters of administration with the will annexed of the estate of the deceased.

6 The deceased left [*real and personal estate / real estate only / personal estate only*] in the State of South Australia.

[*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*]