

AFFIDAVIT OF PLIGHT AND CONDITION AND FINDING

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 I am *[the executor / one of the executors as described in the will / or as the case may be]* named in the last will and testament ("the document") of *[name of deceased]* late of *[address and postcode]* deceased, the document bearing date *[date]*, being now produced to me and marked "A",
- 2 Having viewed and perused the document and particularly observed *[here recite:*
 - *the various obliterations, interlineations, erasures, and alterations (if any) or describe the plight and condition of the document or*
 - *any other matters required to be accounted for [e.g. pin holes, glider clip or bulldog clip mark, perforations, etc], and describe the finding of the document in its present state, and, if possible, trace the document from the possession of the deceased up to the time of making the affidavit].*
- 3 The document is now in all respects in the same state, plight and condition as when *[found by me / provided to me]* *[or as the case may be]* save and except as aforesaid.

[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]

Notes

- 1 The original testamentary document should be made an exhibit to this affidavit as the plight and condition may not be evident on a photocopy of the testamentary document.
- 2 If the present state of the document cannot be accounted for, evidence of thorough (unsuccessful) searches for other testamentary papers must be provided.