

# NOT A COURT FILED FORM

## DECLARATION FOR TRANSFER OF SMALL ESTATES WITHOUT PROBATE (Probate Code § 13100 et seq.)

Heir(s) hereby declare:

1. I am the successor in interest of decedent \_\_\_\_\_ (name of decedent), who died in \_\_\_\_\_ (County), California on \_\_\_\_\_ (date).
2. At least 40 days have elapsed since the death of the decedent, as shown in a certified copy of the decedent's death certificate attached to this declaration. *California Probate Code § 13101(a)(3)*.
3. No proceeding is now being or has been conducted in California for Administration of the decedent's estate, *California Probate Code § 13101(a)(4)*.
4. The current gross fair market value of the decedent's real and personal property in California, excluding the property described in *California Probate Code § 13050*, does not exceed one hundred and sixty-six thousand two hundred and fifty dollars (\$166,250.00) if decedent died before April 1, 2022, or one hundred eighty-four thousand five hundred dollars (\$184,500.00) if decedent died on or after April 1, 2022.
5. The property of the decedent that is to be paid, transferred or delivered to the declarant(s) is as follows: **(LIST THE PROPERTY, INCLUDING ACCOUNT NUMBERS FOR FINANCIAL ACCOUNTS, V.I.N. AND LICENSE NUMBERS FOR AUTOMOBILES.)**

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6. Heir(s) are the successor of the decedent as provided in *California Probate Code § 13006(a)(7) and 13101(a)(7)*.
7.  The declarant(s) are the successors of the decedent (as defined in *California Probate Code § 13006*) to the decedent's interest in the described property. *California Probate Code § 13101(a)(3)(b)*. The decedent died intestate, leaving no surviving, and the declarants are all of the children of the decedent.

[OR]

- The declarants are all of the beneficiaries entitled to receive property under the decedent's Will, a copy of which is attached.

8. No person has a superior right to the interest of the decedent in the described property. California Probate § 13101(a)(9).
9. The declarant(s) request that the described property be paid, delivered or transferred to the declarants, *California Probate §13101(a)(10)*.

**I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on:**

Date: \_\_\_\_\_, at \_\_\_\_\_ California. (*California Probate Code § 13101(a)(11)*).

\_\_\_\_\_  
(Type or print your name)

\_\_\_\_\_  
(Signature of Heir 1)

\_\_\_\_\_  
(Type or print your name)

\_\_\_\_\_  
(Signature of Heir 2)

**NOTARY ACKNOWLEDGEMENT**

STATE OF CALIFORNIA, COUNTY OF (specify): \_\_\_\_\_

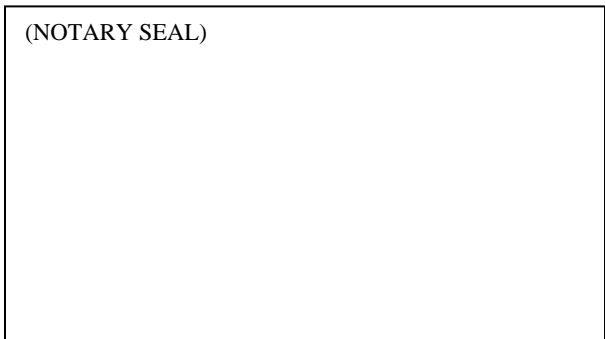
On (date): \_\_\_\_\_ before me (name and title): \_\_\_\_\_

Personally \_\_\_\_\_ appeared \_\_\_\_\_ name:  
\_\_\_\_\_

Who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing is true and correct.

WITNESS my hand and official seal.



\_\_\_\_\_  
Signature of Notary Public