



copy of the Deceased's certificate of death is attached hereto.<sup>3</sup>

(3) The Deceased's domicile at the time of death was:

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(4) The Deceased died intestate.

(5) The marital status of the Deceased at the time of death was:

single \_\_\_\_\_, married \_\_\_\_\_, widow(er) \_\_\_\_\_.

(hereinafter insert marital history of the Deceased)

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(6) The surviving spouse's current domicile is:

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(7) The names, relationship to the Deceased, and last known addresses of all of the heirs of the Deceased and the percentage of inheritance to which they are entitled:<sup>4</sup>

(a) _____	(b) _____
_____	_____
_____	_____
(c) _____	(d) _____
_____	_____
_____	_____

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<sup>3</sup> If the deceased owned immovable property, this affidavit cannot be filed until ninety days has elapsed from the date of death. If filed too soon, it will not be effective until ninety days have elapsed. Act 323 amended La. Code Civ. Proc. Ann. Art. 3432 to eliminate the need for witnesses.

<sup>4</sup> If more than six, please attach a supplementary list. At this point it may be appropriate to note whether decedent's parents survived decedent and whether decedent ever adopted children or was adopted. Also note whether heirs are over 23 years of age, and their mental and/or physical disabilities.



Affiant accepts the succession of the deceased, including the Deceased's debts. Affiant further acknowledges and affirms under penalty of perjury that Affiant executes this document after having read the document line-by-line, that Affiant understands the legal significance of this document, that the information contained in this Affidavit is true, correct and complete to the best of Affiant's knowledge, information, and belief, and that Affiant executes this document knowingly, freely and voluntarily and without any coercion or reservation whatsoever.

**(14)** Affiant understands that Article 3434 of the LA Code of Civil Procedure (1) instructs all banks, financial institutions, trust companies, warehousemen or other depository, or any person having property in his possession or under his control, upon receipt of a multiple original of this Affidavit, to pay or deliver any money or property of the deceased, as more particularly described herein, to the heirs of the deceased and the surviving spouse, if any, in the percentages listed herein; (2) instructs any domestic or foreign corporation, and the transfer agent for such corporation, upon receipt of a multiple original of this Affidavit, to transfer any stock or registered bonds in the name of the deceased and described herein, to the heirs of the deceased and surviving spouse, if any, in the percentages listed herein; and (3) provides that receipt of such money or property by the heir(s) named herein constitutes a full release and discharge of the payor for the payment of money or delivery of property made under the provisions of said Article 3434.

**(15)** The making of or swearing to a false affidavit is punishable by civil and criminal penalties under Louisiana law.

Thus done and passed in \_\_\_\_\_, Louisiana, this \_\_\_\_ day of \_\_\_\_\_, 2012.

Witness

\_\_\_\_\_

\_\_\_\_\_  
Affiant 1<sup>6</sup>

Witness

\_\_\_\_\_  
Affiant 2

\_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC

PRINT NAME: \_\_\_\_\_

LA BAR/NOTARY/Id.No. \_\_\_\_\_

\_\_\_\_\_  
<sup>6</sup> LA. CODE OF CIV. PROC. ANN. art. 3432(B) provides that if the deceased had no surviving spouse, the affidavit must be signed by at least two heirs. If the deceased had no surviving spouse and only one heir, the affidavit must also be signed by a second person who has actual knowledge of the matters stated herein, and LA. CODE OF CIV. PROC. ANN. art. 3432(C) provides that in addition to the powers of a natural tutor otherwise provided by law, a natural tutor may also execute the affidavit on behalf of a minor child without the necessity of filing a petition pursuant to Article 4061.