

# Affidavit of Decedent's Successor

**Form PC598 is used for transfer of personal property, etc., after decedent's death. It is not received or processed by the court.**

*Excerpt from MCL 700.3983 Collection of personal property by sworn statement.*

(1) After 28 days after a decedent's death, a person indebted to the decedent or having possession of tangible personal property or an instrument evidencing a debt, obligation, stock, or chose in action belonging to the decedent shall pay the indebtedness or deliver the tangible personal property or the instrument to a person claiming to be the decedent's successor upon being presented with the decedent's death certificate and a sworn statement made by or on behalf of the successor stating all of the following:

(a) The estate does not include real property and the value of the entire estate, wherever located, net of liens and encumbrances, does not exceed [COLA year of death & total maximum asset value at time of death listed below:

2000/previous	\$15,000	2007	\$17,000	2014	\$19,000	2021	\$24,000
2001	\$16,000	2008	\$18,000	2015	\$20,000		
2002	\$17,000	2009	\$18,000	2016	\$20,000		
2003	\$17,000	2010	\$19,000	2017	\$20,000		
2004	\$17,000	2011	\$20,000	2018	\$23,000		
2005	\$18,000	2012	\$21,000	2019	\$23,000		
2006	\$18,000	2013	\$21,000	2020	\$24,000		

(b) Twenty-eight days have elapsed since the decedent's death.

(c) An application or petition for the appointment of a personal representative is not pending or has not been granted in any jurisdiction.

(d) The claiming successor is entitled to payment or delivery of the property.

(e) The name and address of each other person that is entitled to a share of the property and the portion to which each is entitled.

(2) A transfer agent of a security shall change the registered ownership on the books of a corporation from the decedent to the successor or successors upon the presentation of a sworn statement as provided in subsection (1).

(3) The state court administrative office shall develop and make available a standardized form for use as a sworn statement that can be used for the procedure authorized under subsection (1). The form shall include a notice that a false statement may subject the person swearing to the statement to prosecution for perjury.

*MCL 700.3984 Effect of sworn statement.*

(1) A person paying, delivering, transferring, or issuing personal property or the evidence of personal property under a sworn statement as provided in section 3983 is discharged and released to the same extent as if the person dealt with the decedent's personal representative. The person is not required to see to the application of the personal property or evidence of the application, or to inquire into the truth of a statement in the sworn statement.

(2) If a person to whom a sworn statement is delivered under section 3983 refuses to pay, deliver, transfer, or issue personal property or evidence of personal property, the property may be recovered or its payment, delivery, transfer, or issuance compelled upon proof of a person's right to the property in a proceeding brought for the purpose by or on behalf of the persons entitled to the property. A person to whom payment, delivery, transfer, or issuance is made is answerable and accountable for the property to a personal representative of the estate or to another person having a superior right.

**AFFIDAVIT OF DECEDENT'S SUCCESSOR  
FOR DELIVERY OF CERTAIN ASSETS OWNED BY DECEDENT**

Estate of \_\_\_\_\_

1. I am decedent's successor as surviving  spouse  adult child  other heir \_\_\_\_\_ specify \_\_\_\_\_
- devisee under the will dated \_\_\_\_\_.
- fiduciary or representative of \_\_\_\_\_ who is an heir or devisee and has a legal incapacity.  
Name

2. Decedent died a resident of \_\_\_\_\_ on \_\_\_\_\_  
City, township, or village and county and state Date

More than 28 days have passed since decedent's death.

3. No real property is included in the estate.

4. Decedent's estate, less liens and encumbrances, does not exceed \$15,000 (as adjusted for cost of living as provided in MCL 700.1210).

5. An application/petition for the appointment of a personal representative is not pending or has not been granted in any jurisdiction. A petition for assignment of an estate not exceeding \$15,000 (as adjusted for cost of living) has not been filed with a court.

6. I am entitled to payment or delivery of the following property: \_\_\_\_\_

7. The name and address of each other person entitled to a share of the property and his/her proportion is as follows:

NAME	ADDRESS	RELATIONSHIP	SHARE %

8. A copy of the death certificate is attached.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name (type or print)

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, state, zip

Subscribed and sworn to before me on \_\_\_\_\_, \_\_\_\_\_  
Date County and state or other jurisdiction where acting

My commission expires: \_\_\_\_\_ Signature: \_\_\_\_\_

Notary public, \_\_\_\_\_  
County and state or other jurisdiction where commissioned

**NOTICE:** A false statement on this affidavit may subject the person swearing to the statement to prosecution for perjury.