



STATE OF ALABAMA
UNCLAIMED PROPERTY DIVISION
P. O. Box 302520 Montgomery, AL 36130-2520
Toll Free 888-844-8400 Fax 334-242-9620
Email: unclaimed@treasury.alabama.gov
www.treasury.alabama.gov

CLAIM BY SPOUSE OF A PERSON WHO DIED INTESTATE

Purpose of Affidavit:

Section 35-12-84(a), *Code of Alabama 1975*, provides that the spouse of a person who has died intestate (without a Last Will and Testament) may have a right to Unclaimed Property (up to \$3,000) of the deceased spouse under certain circumstances. If your spouse died intestate and no estate has been or will be opened in the probate court, you may complete this form for a determination of eligibility for Unclaimed Property for which your spouse was the Apparent Owner.

Required Documentation to be submitted with claim:

1. Executed Unclaimed Property claim form
2. This form fully executed
3. A copy of your driver's license or government-issued identification card
4. A copy of the certified death certificate of your spouse
5. Written confirmation from the Probate Court (or other court if residing out-of-state) in the county in which the decedent resided at the time of his or her death, or his or her county of residence if different, stating that no estate has been opened in the name of the decedent (Use form provided by Unclaimed Property Division titled "Statement of No Estate")

For Treasury Use:

Reference property # _____ Claim # _____ Total assets held \$ _____

Affidavit by Spouse of Person Who Died Intestate

I am over the age of nineteen (19) years and I have personal knowledge of the information contained in this affidavit. The information is true and correct to the best of my knowledge.

I am the surviving spouse of _____, Decedent, and was lawfully married to him/her at the time of his/her death. The Decedent was a resident of the State of _____, County of _____ at the time of death. The Decedent died without having a Last Will and Testament and no estate has been or will be opened in the Decedent’s name in any court.

The records of the Unclaimed Property Division show that the Decedent was the Apparent Owner of property that has been submitted to the Unclaimed Property Division and I have filed a claim for that property. I understand that I may be requested to provide additional or other documentation or evidence to establish my right to the property and that if I fail to do so my claim may be denied without further action.

I hereby release, indemnify and hold harmless the Office of State Treasurer, the Unclaimed Property Division, its officers, employees and agents, against all claims based upon actions taken in reliance upon information I have provided in support of my claim.

I understand that if other persons are entitled to share or claim this property but did not receive said property, he or she may enforce their rights in a legal proceeding against me. You are authorized to release my name and address to any subsequent claimant.

Done this ____ day of _____, 20____.

Print Name

Signature

Daytime Telephone Number: (____) _____ - _____

STATE OF _____

COUNTY OF _____

Before me, the undersigned authority, personally appeared _____, who is known to me and who, upon being duly sworn, deposed and said that he/she has read the **foregoing Affidavit**, signed it voluntarily, and that it is true and correct to the best of his/her knowledge and belief.

Sworn to and Subscribed before me on this the ____ day of _____, 20 ____.

(Affix Seal Here)

Notary Public

My Commission Expires: _____

For Treasury Use:

Reference property # _____ Claim # _____