

FORM 74BB

REQUEST FOR ORDER UNDER SECTION 47 OF
THE COURT OF QUEEN'S BENCH SURROGATE PRACTICE ACT

THE QUEEN'S BENCH

_____ Centre

IN THE ESTATE OF _____, late of _____, in the Province of Manitoba, _____ (occupation), deceased.

I, _____ of _____, in the Province of Manitoba, _____ (occupation), make oath and say:

1. That I am of the full age of 18 years and that my place of residence and occupation are above correctly stated.
2. That _____, late of the _____ of _____, in the Province of Manitoba, _____ (occupation), died on or about the _____ day of _____, _____, at the _____ of _____, in the Province of Manitoba.
3. That now produced to me, and marked as exhibit "A" to this my affidavit, is the last will of the deceased, _____ (or that I have made or caused to be made a careful search in all places where the deceased might have been expected to keep papers, but I have been unable to discover any testamentary paper and I verily believe that the deceased died without having left any will).
4. That I am the (state your relationship to the deceased or if you are the executor named in the will) and the deceased left surviving (him or her) the following next-of-kin:

Name	Address	Kinship	Age
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5. That the total value of all property of the said deceased which (he or she) in any way died possessed of or entitled to, does not exceed \$10,000. consisting of \$ _____ personalty, and \$ _____ realty (which includes any interest of the deceased in a real property mortgage). The realty is situated in the Province of Manitoba and is more particularly described as follows:
6. That the interest of the deceased in the above real property devolves (has been devised or sold) to _____ of the _____ of _____, _____ (occupation) and I hereby request that the court order that the deceased's interest in the real property be vested in the said _____.
7. That I do solemnly swear that I will faithfully administer the property of the deceased, pay the just debts and funeral expenses of the deceased, distribute the residue (if any) according to law and render a fully and true account of my administration when required.

8. I make this affidavit in support of a request for an order that the personal property of the said deceased be paid or delivered to me and that the deceased's interest in any real property be dealt with as above requested or delivered to me to be disposed of by me as the court directs.

SWORN before me at)
the _____ of _____)
in the Province of Manitoba, this)
_____ day of _____, _____.)

A _____
in and for the Province of Manitoba