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How to Complete a Nevada Small Estate Affidavit

Affidavit of Entitlement — Collecting Personal Property Without Probate (NRS 146.080)

INSTRUCTIONS — KEEP FOR YOUR RECORDS. DO NOT ATTACH THIS PAGE TO YOUR NEVADA SMALL ESTATE AFFIDAVIT.

About this form. Heirs can collect a Nevada decedent's **personal property** (bank accounts, stocks, personal items) without probate if the estate in Nevada is worth no more than **$25,000**, or **$150,000 if you are the surviving spouse** (limits in effect since October 1, 2025, not counting registered motor vehicles). It cannot be used for Nevada real estate.

1. **Wait 40 days and get a death certificate**
   The affidavit cannot be used until 40 days after death. Attach a certified copy of the death certificate.
2. **Give 14 days' written notice**
   Notify everyone with an equal or greater right to the property (for example, siblings) by personal service or certified mail, and wait 14 days.
3. **Confirm the estate qualifies**
   Add up the gross value of the decedent's Nevada property, excluding registered vehicles. No Nevada real estate allowed.
4. **Fill in each statement and the property list**
   Read and complete every numbered statement. List each item and the share you claim.
5. **Sign under oath before a Nevada notary**
   Do **not** sign ahead of time. Bring a current photo ID. Our Nevada-commissioned notaries come to you.
6. **Present it to each holder**
   Give the affidavit and death certificate to the bank or other holder. Vehicles use the Nevada DMV's own estate affidavit.

Good to Know

- Filing a false affidavit is a felony in Nevada.
- Property you receive is subject to the decedent's debts.
- Estates over the limit, or with Nevada real estate, need a court process. Talk to an attorney.

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Questions about this document? Talk to an attorney. Gavrilov & Brooks Law Firm has attorneys licensed in Nevada, California, and other states. Phone and video consultations are available. **(916) 504-0529** · **www.gavrilovlaw.com**

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YOUR FORM BEGINS ON THE NEXT PAGE

AFFIDAVIT OF ENTITLEMENT

Small Estate Affidavit — Nevada Revised Statutes Section 146.080

State of Nevada, County of _____

I, the undersigned affiant, being first duly sworn, state:

(full name of affiant) _____ (relationship to decedent) _____

Decedent:

(full name of decedent) _____ (date of death) _____ (last residence: city, state) _____

1. I am the person with the right to succeed to the decedent's property described below, as (mark one) ☐ the surviving spouse ☐ a beneficiary under the decedent's will (NRS Chapter 133) ☐ an heir under Nevada succession law (NRS Chapter 134). Basis: _____

2. The gross value of the decedent's property in Nevada, over and above any amounts due the decedent for services in the Armed Forces of the United States and the value of any motor vehicles registered to the decedent, does not exceed $25,000, or $150,000 if I am the surviving spouse, and the property does not include any real property in Nevada.

3. At least 40 days have elapsed since the death of the decedent, as shown in the certified copy of the death certificate attached to this affidavit.

4. No petition for the appointment of a personal representative is pending or has been granted in any jurisdiction.

5. I have given written notice, by personal service or certified mail, identifying my claim and describing the property claimed, to every person whose right to succeed to the decedent's property is equal or superior to mine, and at least 14 days have elapsed since the notice was served or mailed.

6. I am personally entitled, or the department of health and human services is entitled, to full payment or delivery of the property claimed, and there are no known unpaid claims for Medicaid or welfare reimbursement against the estate, except: _____ (write "none").

7. There are no claims for personal injury or tort damages pending against the decedent.

8. I understand that if any statement in this affidavit is not true, any money or property I receive is subject to all debts of the decedent, and that filing a false affidavit is a felony in the State of Nevada.

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Property claimed (describe each item and the portion claimed):

Description (bank account, vehicle, stock, other)	Institution / holder	Value	% claimed

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Signed on _____ , at _____

(date) (city and state)

_____ _____

(signature of affiant) (printed name)

Sign only in front of the notary, who will place you under oath and complete the jurat on the next page.

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JURAT

(Nevada Revised Statutes Section 240.167)

State of Nevada)

County of _____)

Signed and sworn to (or affirmed) before me on _____ by

(date)

_____ .

(name(s) of person(s) making statement)

_____

(Signature of notarial officer)

(Seal, if any)

_____

(Title and rank (optional))

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