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| --- | --- |
| COURT FILE NUMBER | **{{estate.court\_file}}** |
| COURT | **Court of Queen’s Bench of Alberta**  **(Surrogate Matter)** |
| JUDICIAL CENTRE | **{{estate.centre}}** |
| ESTATE NAME | **{{deceased.name}}** |
| AND ANY OTHER NAME(S) BY WHICH KNOWN | **{% if deceased.aka\_name and deceased.aka\_name|length > 0%}{{deceased.aka\_name|merge(“a, b and c”)}}{% else %}None{% endif %}** |
| DOCUMENT | **Affidavit by the {{cfa.multiple\_prs |text\_merge("Personal Representative/Personal Representatives")}} on Application for {{estate.grant\_of\_language}} with respect to Property in Alberta** |
| DEPONENT {{cfa.multiple\_prs|text\_merge("NAME/NAMES")}} | **{{cfa.active\_pr\_list\_nc1}}** |
| ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT | **c/o {{firm\_name}}{% if firm\_name2|answered %}**  **{{firm\_name2}}{% endif %}**  **{{office.full\_address}}**  **Attn: {{lawyer.name\_on\_docs }}**  **{%p if** **include\_lawyer\_email==True%}**  **{{lawyer.email }}**  **{%p endif %}** |

THE {{cfa.nc2\_deponent\_te}} THAT THE INFORMATION IN THIS AFFIDAVIT AND IN THE ATTACHED SCHEDULES IS WITHIN THE {{cfa.multiple\_prs|text\_merge("DEPONENT'S/DEPONENTS'")}} KNOWLEDGE AND IS TRUE. WHERE THE INFORMATION IS BASED ON ADVICE OR INFORMATION AND BELIEF, THIS IS STATED.

**{{cfa.multiple\_prs|text\_merge("Applicant/Applicants")}}**

1. {{other.nc2\_para\_1}}

**Schedules Attached**

1. The following schedules are part of this Affidavit. They are correct to the {{cfa.multiple\_prs|text\_merge("Deponent's/Deponents'")}} information and belief.
   1. NC3 Schedule 1 Deceased

{%p if estate.will == True %}

* 1. NC4 Schedule 2 {{estate.will\_codicil\_language}}

{%p endif %}

* 1. NC5 Schedule 3 {{cfa.multiple\_prs |text\_merge("Personal Representative/Personal Representatives")}}
  2. NC6 Schedule 4 Beneficiaries
  3. NC7 Schedule 5 Inventory

**Documents Attached**

1. The following documents are part of this Affidavit.

{%p if estate.grant\_type\_actual == “Probate” or estate.grant\_type\_actual == “Administration with Will Annexed” or (estate.grant\_type\_actual == “Administration of Unadministered Property” and estate.will == True) or estate.grant\_type\_actual == “Ancillary” %}

{%p if estate.reseal == True or estate.grant\_type\_actual == “Ancillary” %}

* 1. Certified copy of {% if estate.grant\_type\_actual == “Ancillary” %}{{estate.ancillary\_original}}{% else %}{{estate.grant\_type}}{% endif %} issued by the {{estate.reseal\_orig\_court}}
  2. Certificate of the {{estate.reseal\_orig\_court}} that the Grant is unrevoked and fully effective

{%p if estate\_option(“reseal\_include\_copies”) == True %}

{%p if estate.will == True %}

* 1. Photocopy of Original{% if will.holographic == True %} Holographic{% endif %} Will of the Deceased dated {{will.date|toDate(“June 3, 1990”)}}

{%p endif %}

{%p if estate.codicil == True %}

{%p for codicil in codicils\_list %}

* 1. Photocopy of Original{% if codicil.holographic == True %} Holographic{% endif %} Codicil of the Deceased dated {{codicil.date|toDate(“June 3, 1990”)}}

{%p endfor %}

{%p endif %}

{%p endif %}

{%p if estate.reseal\_orig\_wit\_unavail == True and estate.reseal\_evidence == “NC11” %}

* 1. Affidavit Regarding Signing Formalities

{%p endif %}

{%p endif %}

{%p if estate.reseal != True and estate.grant\_type\_actual != “Ancillary” %}

{%p if estate.will == True %}

* 1. Original{% if will.holographic == True %} Holographic{% endif %} Will of the Deceased dated {{will.date|toDate(“June 3, 1990”)}}

{%p endif %}

{%p if estate.codicil == True %}

{%p for codicil in codicils\_list %}

* 1. Original{% if codicil.holographic == True %} Holographic{% endif %} Codicil of the Deceased dated {{codicil.date|toDate(“June 3, 1990”)}}

{%p endfor %}

{%p endif %}

{%p endif %}

{%p if cfa.any\_trustees\_tf == True and cfa.any\_beneficiaries\_under\_t\_tf == True %}

* 1. NC6.1 Acknowledgement of Trustee
  2. NC11 Affidavit of Witness to Signature on Acknowledgement of Trustee

{%p endif %}

{%p if estate.reseal != True or estate\_option(“reseal\_include\_copies”) == True %}

{%p if (will.holographic != True or will.holographic\_witnesses == True) and estate.reseal\_orig\_wit\_unavail != True %}

* 1. NC8 Affidavit of Witness re: Will

{%p endif %}

{%p if estate.codicil == True %}

{%p for codicil in codicils\_list %}

{%p if codicil.holographic != True or codicil.holographic\_witnesses == True %}

* 1. NC8 Affidavit of Witness re:Codicil

{%p endif %}

{%p endfor %}

{%p endif %}

{%p endif %}

{%p if other.memorandum == “Yes” %}

* 1. Memorandum of items to be delivered

{%p endif %}

{%p if other.memo\_digital == True %}

* 1. Memorandum concerning digital assets

{%p endif %}

{%p endif %}

{%p if estate.grant\_type\_actual == “Administration” and (cfa.nc12 == True or cfa.nc13 == True or cfa.nc14 == True or cfa.nc15 == True or cfa.nc16 == True or other.bond == “Application to Dispense”) %}

{%p if estate.reseal == True %}

* 1. Certified copy of {{estate.grant\_type}} issued by the {{estate.reseal\_orig\_court}}
  2. Certificate of the {{estate.reseal\_orig\_court}} that the Grant is unrevoked and fully effective

{%p endif %}

{%p endif %}

{%p if will.nc9 == True or codicils\_nc9 == True or estate.reseal\_orig\_wit\_unavail == True and estate.reseal\_evidence == “NC9” %}

{%p for handwriting in handwriting\_list %}

* 1. NC9 Affidavit of Handwriting of Deceased – {{handwriting.deponent}}

{%p endfor %}

{%p endif %}

{%p if cfa.nc12 == True %}

* 1. NC12 Renunciation of Probate
  2. NC11 Affidavit of Witness to Signature on Renunciation of Probate

{%p endif %}

{%p if cfa.nc12a == True %}

* 1. NC12 Renunciation of Trusteeship
  2. NC11 Affidavit of Witness to Signature on Renunciation of Trusteeship

{%p endif %}

{%p if cfa.nc13 == True %}

* 1. NC13 Reservation of Right to Apply for a Grant of Probate
  2. NC11 Affidavit of Witness to Signature on Reservation of Right to Apply for a Grant of Probate

{%p endif %}

{%p if cfa.nc14 == True %}

* 1. NC14 Renunciation of Administration with Will Annexed
  2. NC11 Affidavit of Witness to Signature on Renunciation of Administration with Will Annexed

{%p endif %}

{%p if cfa.nc15 == True %}

* 1. NC15 Renunciation of Administration
  2. NC11 Affidavit of Witness to Signature on Renunciation of Administration

{%p endif %}

{%p if cfa.nc16 == True %}

* 1. NC16 Nomination and Consent to Appointment of Personal Representative
  2. NC11 Affidavit of Witness to Signature on Nomination and Consent to Appointment of Personal Representative

{%p endif %}

{%p if other.bond == “Application to Dispense” %}

* 1. NC17 Affidavit to Dispense with a Bond, Approve Other Security or Reduce Amount of Security

{%p if cfa.nc18 == True %}

* 1. NC18 Consent to Waive Bond
  2. NC11 Affidavit of Witness to Signature on Consent to Waive Bond

{%p endif %}

{%p endif %}

{%p if cfa.missing\_person\_tf == True or cfa.unknown\_person\_tf == True %}

* 1. NC25 Affidavit Regarding Missing or Unknown Beneficiaries

{%p endif %}

{%p if other\_docs and other\_docs|length > 0 %}

{%p for doc in other\_docs %}

* 1. {{doc.text}}

{%p endfor %}

{%p endif %}

{{cfa.multiple\_prs|text\_merge("I/We")}} have personally prepared or carefully read the schedules and documents that are part of this Affidavit and to the best of {{cfa.multiple\_prs|text\_merge("my/our")}} knowledge the information in them is accurate and complete.

**Notices**

1. The {{cfa.multiple\_prs|text\_merge("Applicant/Applicants")}} will serve the following notices as required and in the manner prescribed by the Surrogate Rules.

{%p if cfa.nc1\_notice\_list %}

{%p for notice in cfa.nc1\_notice\_list %}

* 1. {{notice.form}} {{notice.notice}} {% if notice.italics %}*{{notice.italics}}*{% endif %}

{%p endfor %}

{%p endif %}

**Original Grant**

1. The {{estate.reseal\_orig\_court}} issued a Grant of {{estate.grant\_type}} to the {{cfa.multiple\_prs|text\_merge("Personal Representative/Personal Representatives ")}} on {{estate.reseal\_orig\_date|toDate("June 3, 1990")}} which Grant is unrevoked and of full force and effect.

{%p if cfa.any\_trustees\_tf == True and cfa.any\_beneficiaries\_under\_t\_tf == True %}

1. The {{cfa.multiple\_prs|text\_merge("Applicant/Applicants")}} will not make a distribution to a Trustee of any property that is subject to a Trust under the {{estate.will\_codicil\_language}} until after an acknowledgment of the {{cfa.plural\_trustee}} in Form NC6.1 signed by the {{cfa.plural\_trustee}} has been filed.

{%p endif %}

1. The {{cfa.multiple\_prs|text\_merge("Applicant asks/Applicants ask")}} this Court to reseal the original grant with respect to the Deceased’s property in Alberta.
2. The {{cfa.multiple\_prs|text\_merge("Personal Representative/Personal Representatives")}} will faithfully administer the Estate of the Deceased according to law and will give a true accounting of the administration to the persons entitled to it when lawfully required.

{%p if other\_matters and other\_matters|length > 0 %}

{%p for matter in other\_matters %}

1. {{matter.text}}

{%p endfor %}

{%p endif %}

1. The following special or unusual circumstances exist in relation to this Estate:

{%p if unusual\_circ and unusual\_circ|length > 0 %}

{%p for circumstance in unusual\_circ %}

* 1. {% if not circumstance.act %}{{circumstance.text}}{% elif circumstance.text %}Based on *Family Property Act* section 39(2), {{circumstance.before\_act}} *Matrimonial Property Act* {{circumstance.after\_act}}{% endif %}

{%p endfor %}

{%p else %}

None

{%p endif %}

{{p standard\_jurat\_insert}}