

Form P5 (Rule 25-3 (2))

This is the undefinedth affidavit of Mary Jane Smith in this case and was made on
01/FEB/2024

[Style of Proceeding]

AFFIDAVIT OF APPLICANT FOR GRANT OF ADMINISTRATION WITHOUT WILL ANNEXED

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

I, Mary Jane Smith, of 567 Broadway, Vancouver, British Columbia, Canada, V5N 1B1,
occupation , SWEAR (OR AFFIRM) THAT:

1 I am the applicant/one of the applicants referred to in the submission for estate grant in relation to the estate of JOHN ROBERT SMITH (the "deceased") and am applying for a grant of administration without will annexed.

2 *[Check one of the immediately following 6 boxes and provide the required information.]*

- I am a person referred to in paragraph _____ [select (a), (b), (d), (e), (f) or (g)] of section 130 of the Wills, Estates and Succession Act.
- I am a person nominated under paragraph _____ [select (a), (c) or (e.1)] of section 130 of the Wills, Estates and Succession Act.
- My relationship to the deceased is spouse _____
- [name of organization] is a person referred to in paragraph (g) of section 130 of the Wills, Estates and Succession Act. I am the [organizational title] of [name of organization] and I am authorized by [name of organization] to swear this affidavit on [name of organization]'s behalf as applicant.
- [name of organization] is a person nominated under paragraph _____ [select (a), (c) or (e.1)] of section 130 of the Wills, Estates and Succession Act. I am the [organizational title] of [name of organization] and I am authorized by [name of organization] to swear this affidavit on [name of organization]'s behalf as applicant.
- [name of organization]'s relationship to the deceased is _____. I am the [organizational title] of [name of organization] and I am authorized by [name of organization] to swear this affidavit on the [name of organization]'s behalf as applicant.

3 *[Check whichever one of the immediately following 2 boxes is correct.]*

- I am not obliged under Rule 25-3 (11) to deliver a filed copy of this submission for estate grant to the Public Guardian and Trustee.
- I am obliged under Rule 25-3 (11) to deliver a filed copy of this submission for estate grant to the Public Guardian and Trustee.

4 I am satisfied that a diligent search for a testamentary document of the deceased has been made in each place that could reasonably be considered to be a place where a testamentary document may be found, including, without limitation, in all places, both physical and electronic, where the deceased usually kept the deceased's important documents and

[Check whichever one of the immediately following 2 boxes is correct and provide any required information.]

- no testamentary document of the deceased has been found.
- one or more testamentary documents have been found. A copy of the testamentary document(s) is attached as an exhibit to the affidavit. I believe that the testamentary document(s) is/are invalid or otherwise not relevant to this application for the following reasons: _____

5 I believe that there is no will of the deceased.

6 [Check whichever one of the immediately following 3 boxes is correct and provide any required information.]

I am not aware of there being any application for a grant of probate or administration, or any grant of probate or administration, or equivalent, having been issued, in relation to the deceased, in British Columbia or in any other jurisdiction.

The following grant(s) of probate or administration, or equivalent, has/have been issued in relation to the deceased in British Columbia or in another jurisdiction:

_____. I believe that that grant is/those grants are not relevant to this application for the following reasons: _____

The following person(s) has/have also applied for a grant of probate or administration:

7 I have read the submission for estate grant and the other documents referred to in that document and I believe that the information contained in that submission for estate grant and those documents is correct and complete.

8 I will administer according to law all of the deceased's estate, I will prepare an accounting as to how the estate was administered and I acknowledge that, in doing this, I will be subject to the legal responsibility of a personal representative.

SWORN (OR AFFIRMED) BEFORE

)

ME at _____, British Columbia

)

on 01/FEB/2024.

)

A commissioner for taking
affidavits for British Columbia

[print name or affix stamp of commissioner]