

Dear Citizen:

I have compiled an information packet to assist you in your duties. Due to COVID-19, some estates are handled via mailings, and you may have not received the packet normally given to you. Due to the packet volume, it cannot be mailed; please visit the Salem County Surrogate's Court website for informational literature that may assist and answer some of your questions. Enter in search engine: Salem County Surrogate
Surrogate.salemcountynj.gov

I hope the information is helpful, but please remember, nothing can replace the sound advice of an attorney and/or accountant when one must deal with the more difficult areas of settling an estate.

Best wishes to you as we all navigate these difficult times.



NICKI A. BURKE, SURROGATE

Informational Guide
Affidavit of Spouse or Domestic Partner
N.J.S.A. 3B:10-3

AFFIDAVIT OF SPOUSE OR DOMESTIC PARTNER - One or more of the Affidavit of Spouse with Surrogate's signature and Surrogate's Court gold seal and stamp outlining specific estate asset(s) for transfer. You will receive one Affidavit for each asset specified.

Present the signed and sealed Affidavit for the transfer of the asset and it will be retained by whomever you have presented the form to as evidence of your authority to act on behalf of the estate. Photocopies are not acceptable.

- Receipt: Affidavit of Spouse or Domestic Partner filing fee
 Receipt other: _____

In folder, if in-office visit, or view on the Salem County Surrogate's Court website:

- Judgment for Child Support Lien against net proceeds of Settlement; Priority ... N.J.S.A. 2A:17-56.23B (this was explained when you signed the Child Support Judgment Verification page)
 Important Information and Reminders
 Motor Vehicle Commission Information Page
 A Citizens Guide To Frequently Asked Questions Regarding Wills, Probate, and Estates
 Personal Records Handbook
 New Jersey Unclaimed Property Pamphlet

View on New Jersey Motor Vehicle Commission website:

➤ New Jersey Motor Vehicle Commission Information
www.state.nj.us/mvc/vehicles/transowner.htm

View on New Jersey Unclaimed Property website:

➤ New Jersey Unclaimed Property pamphlet
www.unclaimedproperty.nj.gov

Asset limits for an Affidavit of Spouse or Domestic Partner are as follows:

Date of Death is **ON OR AFTER 01/19/16**: \$50,000.00 LIMIT (eff. 01/19/16)
NJSA 3B:10-3

...and the assets of the estate up to \$10,000.00 shall be free from all debts of the intestate.

Date of Death is **01/18/16 or BEFORE**: \$20,000.00 LIMIT (eff. 01/12/06)
NJSA 3B:10-3

...and the assets of the estate up to \$5,000.00 shall be free from all debts of the intestate.

ASSETS FOUND AFTER COMPLETION OF ABOVE AFFIDAVIT:

1. If you find any additional assets after the completion of the above affidavit, you must re-apply to the Salem Surrogate's Court for a Supplemental Affidavit of Spouse or Domestic Partner.
2. An Affidavit of Spouse or Domestic Partner and any Supplemental Affidavits may not total more than \$20,000.00 or \$50,000.00 (amount based on law existing at date of death as noted above) If the estate totals more than \$20,000/\$50,000, an Administration would have to be completed.