

# HG ENERGY, LLC

## TRANSFER OF PROPERTY

Title to real property owned by the deceased party passes one of two ways – either by testate succession or by intestate succession. Testate is with a probated Last Will and Testament. Intestate is without a Will. In the absence of a Will *or* if the Will has not been probated, title to real property passes according to the Laws of Descent and Distribution for the State in which the property is located, and *not* the state of residence.

Depending on the circumstance, the documentation we must be provided is as follows:

<b>TESTATE</b> (probated Will)	<b>INTESTATE</b> (without a Will or Will not probated)
Death Certificate	Death Certificate
<p>Copy of PROBATED Last Will and Testament, with Certificate of filing containing Probate File Number from Probate Court.</p> <p>Letters Testamentary naming the Executor.</p> <p>Determination of Heirship, Judgement of Possession or other probate documents (if appropriate).</p> <p>Final Decree of Distribution (if appropriate).</p> <p>Recorded deed (if appropriate) to beneficiaries.</p>	<p>Heirship Affidavit</p> <ol style="list-style-type: none"> <li>1. Provide affidavit from an individual acquainted with but <b>not</b> related to the deceased.</li> <li>2. Signature must be notarized.</li> <li>3. Affidavit must be recorded in the County where the wells/property are located.</li> <li>4. Please see the next page for affidavit of heirship requirements.</li> </ol>
Furnish names and addresses for each party Inheriting.	Furnish names and addresses for each party Inheriting.
<p>Record a certified <b>copy</b> of the Last Will &amp; Testament and probate in the County where the property is located. Please furnish our office with a copy once recorded.</p> <p style="text-align: center;"><b><u>OR</u></b></p> <p>If the Last Will &amp; Testament was probated in a state other than the state where the property is located, provide documentation of ancillary probate proceedings in the state where property is located. Record a certified copy of the Will &amp; Ancillary Probate documentation in the County where the wells are located and furnish our office with a copy once recorded.</p>	<p><b>Note: We cannot accept Heirship Affidavits completed by direct family members (those with a beneficial interest) to the deceased owner. The form can be completed by a friend, acquaintance, neighbor, minister, or etc. who knew the deceased and had familiar knowledge of their family history.</b></p>