

**COPY OF DEATH CERTIFICATE REQUIRED**

STATE OF COLORADO, COUNTY OF \_\_\_\_\_

**COLLECTION OF CAPITAL CREDITS AS PERSONAL PROPERTY  
BY AFFIDAVIT PURSUANT TO § 15-12-1201, C.R.S.**

**NOTICE**

If a person or entity holding property of a decedent refuses to honor this affidavit without reasonable cause, such person or entity will be liable for all costs, including reasonable attorney fees and costs, incurred by or on behalf of the persons entitled to such property (§ 15-12-1202(3), C.R.S.).

The person or entity paying, delivering, transferring, or issuing personal property pursuant to this affidavit is discharged and released to the same extent as if he, she, or it dealt with a personal representative of the Decedent. (§ 15-12-1202(1), C.R.S.).

**This affidavit is a legal document. We cannot provide legal advice. If you have questions about this affidavit, you may wish to consult an attorney.**

1. I, \_\_\_\_\_ (full name), the affiant, am either a successor of the deceased member or a person acting on behalf of one or more of the successors of the deceased member, and I am 18 years of age or older.
2. At least 10 days have elapsed since the death of \_\_\_\_\_ (deceased member).
3. The total fair market value of all property owned by the decedent and subject to disposition by will or intestate succession at the time of the decedent's death, wherever that property is located, less liens and encumbrances, does not exceed, for year of death (Y.O.D.): Y.O.D. 2020 and 2021 is \$70,000; 2019 is \$68,000; 2017 and 2018 is \$66,000; Y.O.D. 2016, 2015, and 2014 is \$64,000; and Y.O.D. 2013 is \$63,000. -
4. No application or petition for the appointment of a personal representative is pending or has been granted in any jurisdiction.
5. The successor(s), listed below, is/are entitled to any personal property in the form of capital credits belonging to the deceased member. I understand I am responsible for distributing the capital credits claimed in accordance with any predetermined agreements of the business to which they were assigned, or the will of the deceased member. The amount, proportion or percentage that each Successor is entitled to is as follows (see Instructions JDF998):

Name of Successor	Description of Property	Amount
Name:	Capital Credits	100 %

6. Any person collecting property on behalf of one or more successors will be deemed an agent of such successor with all the duties of an agent under Colorado law.
7. I understand that any person who receives property pursuant to this affidavit is answerable and accountable to any subsequently appointed personal representative of the estate or any other person having a superior right to the estate.
8. I will indemnify, defend, and hold Southeast Colorado Power Association harmless against any subsequent claims to these capital credit payments.
9. I understand that a copy of this certification statement will be released to any party making subsequent claims to these capital credits.

**COPY OF DEATH CERTIFICATE REQUIRED**

Signature of Affiant/Claimant: \_\_\_\_\_

Date: \_\_\_\_\_

Address of Affiant/Claimant: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

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**VERIFICATION AND ACKNOWLEDGMENT**

I, \_\_\_\_\_ (name) swear/affirm under oath, that I have read the foregoing  
COLLECTION OF PERSONAL PROPERTY BY AFFIDAVIT PURSUANT TO § 15-12-1201, C.R.S. and that the  
statements set forth therein are true and correct to the best of my knowledge.

\_\_\_\_\_  
Printed name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Subscribed and affirmed, or sworn to before me in the County of \_\_\_\_\_, State of  
\_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

My Commission Expires: \_\_\_\_\_

\_\_\_\_\_  
Notary Public/Clerk