

AFFIDAVIT IN SUPPORT OF PETITION FOR PROOF OF ORAL WILL

(Heading as in Form 1)

I, CD, of *(as in Form 2)* make oath say as follows: -

1.)

2.) *(As in Form 3 paragraphs 1 to 3).*

3.)

4. The deceased made a valid oral will on the, 20....., at before the following witnesses *(give names and addresses of all alleged witnesses as required by section 51 (3) (b) of the Act)*

5. I truly believe that the words used by the deceased in making his said will were as follows
- *(state the exact words used by the deceased so far as they were actually heard by the deponent personally)*

6. Both at the time of making of his said will and the time of his death the deceased was a member of the armed forces *(or merchant marine)* (a) of Kenya within the same continuous period of active service (b).

7. The said oral will is not contrary to any written will which was made by the deceased at any time either before or after the making of the said oral will and which had not been

revoked at the time of his death save that (*set out exceptions, if any*)

.....

.....

.....

8.)

9.) (*As in Form 3 paragraphs 5 to 7*).

10.)

11. The facts herein deposed (*continue as in Form 2*).

Sworn, etc. (*as in Form 2*).

Notes:

(a) Strike out if not applicable.

(b) See the proviso to section 9 (1) of the Act.