

STATE OF MINNESOTA

COUNTY OF _____

JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION

Court File No. _____

Estate of _____,

Decedent

COMMISSION TO TAKE DEPOSITION
OF WITNESS TO WILL

You are appointed commissioner to take the deposition of _____, a subscribing witness to the last Will of Decedent, which is transmitted with this Commission. You have the authority to require the witness to appear before you at a time and place designated by you and to examine the witness, under oath or affirmation, respecting the execution of the Will. Immediately after the examination you shall return the deposition signed by the witness and certified by you, together with this Commission and the Will, by registered mail in a sealed envelope addressed to the District Court, Probate Division, _____, Minnesota _____.

Date: _____

BY THE COURT

Judge of District Court

DEPOSITION

_____, (“Deponent”),
residing at _____,
being duly sworn deposes and says that:

1. I am one of the subscribing witnesses to the instrument dated _____, which purports to be the last Will of _____, who resided at _____, County of _____, State of _____, which is being shown to me.
2. I am of legal age and was so at the time I witnesses the signing of Decedent’s Will.
3. I knew the Decedent or met the Decedent at the signing of the Decedent’s Will. At that time the Decedent declared the instrument to be Decedent’s Will and in my presence signed the Will.
4. In the presence of and at the request of Decedent, I signed the instrument declared to be Decedent’s Will.
5. To the best of my knowledge, at the time of the witnessing of Decedent’s Will, the Decedent was of sound mind and memory, of lawful age, and under no restraint.

Date: _____

Deponent

SAMPLE
DOCUMENT