

How to fill out Form 1013 — Succession Affidavit

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South Dakota · written against Form 1013 (no revision printed), issued under South Dakota Department of Revenue, Motor Vehicle Division, made under SDCL 29A-3-1201 and 29A-3-1202

Where there is no probate, this single page moves a South Dakota vehicle out of a dead owner's name - and it does something most states' small-estate affidavits will not: it can transfer the title straight to a purchaser rather than only to an heir. The form prints both options as ticks, and the manual explains the difference in tax. Transfer to a successor is exempt from the motor vehicle excise tax; transfer to a purchaser is taxed on the purchase price, or on current book value where the price is nominal. The conditions are the small-estate ones under SDCL 29A-3-1201: thirty days elapsed since the death, an estate under \$100,000 net of liens, and no personal representative appointed or applied for anywhere.

This sheet is not the form. Download the blank Form 1013 from the South Dakota Department of Revenue, Motor Vehicle Division at <https://sddor.seamlessdocs.com/f/1013?f=1013.pdf> — always take the current revision from the agency rather than a copy. Print this and keep it beside you while you complete theirs.

Every line, in the order you meet it

1	YOU	Who is swearing to this	Name and full address for each affiant. Two blocks are printed so more than one heir can sign. Watch out: Every affiant is taking on the same liability - to a personal representative, to anyone with a superior right, and to the department. Do not add names for completeness.
2	YOU	The vehicle, and its licence number	Licence number, year, make, model, VIN or HIN and title number. This form asks for the plate as well as the title. Watch out: One vehicle per affidavit. A second car in the same estate needs a second form, however identical the facts are.
3	YOU	The decedent's name and the date of death	Written into the affirmation, which continues that at least thirty days have elapsed since that death. Watch out: Count the thirty days properly. It is the first sworn statement on the page and the easiest one to get wrong by a week.
4	YOU	Read the eight bullets before signing anything	The estate under \$100,000, no personal representative anywhere, no Department of Social Services debt for institutional care, entitlement as heir or devisee, and the responsibility for creditors and allowances. Watch out: The Social Services bullet is the one families miss. A nursing-home medical assistance debt is a bar to this route, not a detail to be tidied up later.
5	YOU	Successor, or purchaser - one tick	Either names the successors and their addresses, or names the purchaser with the date they bought it and the price. Watch out: The tick decides the tax. A successor takes it exempt; a purchaser pays 4% of the price, or of book value if the price is nominal.
6	YOU	Sign, and date	The affiant signature and date, above the indemnity paragraph. Watch out: Do not sign it at home. The next block is an acknowledgement, and a signature made before the notary or county treasurer sees it is the commonest reason these come back.
7	OTHER	The notary or county treasurer block	Subscribed and sworn to, with the county, the officer's signature and the expiry of their commission. Watch out: The form offers a county treasurer as an alternative to a notary public - and the affidavit has to reach a county treasurer anyway, along with the surrendered title.

What gets this one rejected

- Filing it inside thirty days of the death. The affirmation on the form is that at least 30 days have elapsed, and it is sworn.
- An estate over \$100,000. The threshold is net of liens and encumbrances and covers the entire probate estate wherever located, not just the car.
- A probate already open. No application or petition for the appointment of a personal representative may be pending or granted in any jurisdiction - if one is, the personal representative signs the assignment instead.
- An affiant who is neither an heir nor a devisee. The manual is explicit that the affiant must be an heir of the deceased or a devisee in the deceased's will.
- Using it for a vehicle titled in another state. The manual's rule: the South Dakota affidavit of succession should only be used for South Dakota titled vehicles, and a vehicle titled elsewhere is applied for through the state where the deceased lived.
- One affidavit for two vehicles. If more than one vehicle is involved, a separate affidavit must be completed for each.

☒ Amber is what you write ☐ Grey is a block somebody else completes The completed example follows overleaf.



State of South Dakota
Motor Vehicle Division
445 E. Capitol Avenue
Pierre, SD 57501
605-773-3541 <http://dor.sd.gov>

Form # 1013

Succession Affidavit

1 **A** **Affiant Information**

Name: Marlene D. Tschetter Address: 1408 Medary Ave

City: Brookings State: SD Zip Code: 57006

Name: _____ Address: _____

City: _____ State: _____ Zip Code: _____

2 **B** **Title Property Data**

License #: 6A 8830 Year: 2011 Make: Ford Model: Escape XLT

Title #: 305471928 VIN/HIN: 1F1BC12F6JN640831

3 **C** **Statement**

I/we, the affiant, hereby affirm that Alvina M. Tschetter (decendent) died on 05/02/2026 (date); that at least 30 days have elapsed since that death. I/we, state under oath the following:

- The value of the entire probate estate of the decendent, wherever located, less liens and encumbrances, does not exceed \$100,000.
- No application or petition for the appointment of a personal representative is pending or has been granted in any jurisdiction.
- The decendent has not incurred any indebtedness to the Department of Social Services for medical assistance for nursing home or other institutional care.
- I/we are entitled to payment or delivery of all property held by others in the sole name of the decendent pursuant to SDCL 29A-3-1201.
- My/our entitlement is based upon my/our status as an heir or as a devisee in the decendent's will.
- I/we accept responsibility for applying the property to liens and encumbrances, homestead allowance, exempt property, family allowance, funeral expenses, expenses of administration and creditor claims, as required by law, and distributing any remaining property to heirs and devisees entitled thereto.
- I/we submit personally to the jurisdiction of the courts of South Dakota in any proceeding relating to this affidavit that may be instituted by and interested person.
- Pursuant to SDCL 29A-3-1202, the person, paying, delivering, transferring, or issuing personal property or the evidence thereof pursuant to this affidavit is discharged and released as if the person dealt with a personal representative of the decendent and is not required to see the application of the personal property or evidence thereof or to inquire into the truth of any statement in this affidavit.

D **Transfer Information**

Accordingly, the affiant(s) requests that the Department of Revenue, Motor Vehicle Division, transfer the title to this titled property as indicated below (please choose one option):

☐ The ownership of the title property by transferred to _____ successor(s)
_____ address(es).

4 ☒ The ownership of the title property by transferred to Wendell R. Kranz (name of purchaser),
who purchased the vehicle/boat on 08/12/2026 (date) for \$ 3,400.00 (purchase price).

E **Signature**

I/we, the affiant(s) acknowledge I/we may be liable and accountable to any personal representative of the estate or any other person having superior right to title. Further, I/we agree to protect and indemnify the South Dakota Department of Revenue, Motor Vehicle Division, against any and all liabilities and claims which may arise as a result of this title transfer.

5 Affiant Signature: _____ Date: 08/26/2026

6 **F** **Notary**

Subscribed and sworn to before me this _____ day of _____, 20____.

State of South Dakota, County of _____.

Notary Public or County Treasurer Signature: _____ Date Commission Expires: _____