

## COMMISSION TO ADMINISTER OATH

### INSTRUCTIONS

#### I. Specific Instructions

1. This form is to be used when a judge of the probate court who appoints an administrator, executor, temporary administrator, guardian, or conservator seeks to grant a commission to any judge or clerk of any court of record of any other state to administer the fiduciary's oath or affirmation. This form may be altered to grant the commission only to a specific judge or court if the appointing judge prefers. A commission from the county of appointment is not required to authorize the fiduciary to take the oath or affirmation before any judge or clerk of any probate court of this State. O.C.G.A. §§ 29-2-24; 29-3-24; 29-4-25; 29-5-25; 53-6-16 (b); 53-6-24 (b); 53-6-32.
2. If the oath or affirmation is made by an executor or administrator with will annexed, a certified copy of the probated will must be examined by the fiduciary at the time the oath or affirmation is taken. The oath or affirmation itself, or the attestation of the attesting official, should recite that the certified copy was examined.
3. The attestation by the official who administers the oath or affirmation should contain the date, printed name and court of the official, and the court official's signature.
4. The judge granting the commission should provide the appropriate oath or affirmation to be taken.

#### II. General Instructions

General instructions applicable to all Georgia Probate Court Standard Forms are available in each probate court or at [www.gaprobate.gov](http://www.gaprobate.gov), labeled GPCSF 1.



