

STATE OF MAINE

_____ COUNTY PROBATE COURT DOCKET _____

In re: _____

AFFIDAVIT: DILIGENT SEARCH

Note: In 2009, the Maine Law Court established new standards for service by publication. Gaeth v. Deacon 2009 ME 9. Before accepting a motion for service by publication, the Court will ask whether you have done each of the following.

I, _____, of _____,
County of _____, State of _____, being duly sworn, depose and say that I
am required to serve notice on _____ and I cannot do
so after a diligent search.

In that search I have:

1. Attempted service by sheriff; _____ Yes _____ No
2. Attempted service by certified mail, return receipt requested
with restricted delivery; _____ Yes _____ No
3. Reviewed publicly available data bases; _____ Yes _____ No

*Identify each, including social media and all internet searches:

4. Searched property tax records; _____ Yes _____ No
5. Searched voting records; _____ Yes _____ No
6. Searched criminal history records; _____ Yes _____ No
7. Searched credit records; _____ Yes _____ No
8. Searched telephone directories; _____ Yes _____ No
9. Searched all available vital records, including marriage, divorce and
death records; _____ Yes _____ No
10. Checked with utility companies; _____ Yes _____ No
11. Sought driver license and motor vehicle records; _____ Yes _____ No
12. Checked city directories; _____ Yes _____ No
13. Checked forwarding addresses; _____ Yes _____ No
14. Asked neighbors; _____ Yes _____ No
15. Identified and inquired of family members; _____ Yes _____ No
16. Hired a private detective; _____ Yes _____ No
17. Sent emails to known email addresses of _____ _____ Yes _____ No

18. Please give a short summary of how you pursued the foregoing methods of locating the person you seek to serve. (A supplemental sheet may be attached.)

19. If you have failed to search any of the sources of information listed above, explain here in detail why you consider your search diligent.

20. Identify the last known address of the person you are seeking:

21. Identify the newspaper of general circulation published where the person you are seeking to notify last lived: _____

22. Having conducted a diligent search as set out above, I cannot locate _____ and I ask the Court to allow service by publication pursuant to M.R. Prob. P. 4.

23. The person I seek to serve by publication, _____, is not an infant or incompetent person. I further represent under oath that the said _____ is not in the military service of the United States as defined in Article 1 of the "Soldiers and Sailors' Relief Act of 1940" as amended.

24. List here the facts upon which you base your conclusion that the person you seek to notify is not in the military service.

Dated: _____

Affiant Signature

STATE OF MAINE

_____, ss.

Personally appeared the above named _____ and made oath that the foregoing is true to the best of (his)(her) knowledge, information, and belief and to the extent it is based upon (his)(her) information and belief that (he)(she) believes the same to be true.

Dated: _____

Notary Public/Attorney at Law

MARP