

PROBATE COURT OF GEAUGA COUNTY, OHIO

JUDGE TIMOTHY J. GREDELL

ESTATE OF _____, DECEASED

CASE NO. _____

APPLICATION FOR APPORTIONMENT OF FAMILY ALLOWANCE [R.C. 2106.13(B)(3) and (4)]

The fiduciary states that there is a surviving spouse and minor children of the decedent who are not the children of the surviving spouse; no surviving spouse and more than one minor child; and the fiduciary requests the Court for an Order to apportion the family allowance. The fiduciary states that the names of the surviving spouse and minor children are as follows:

SPOUSE

	NAME	ADDRESS	
		MINOR CHILDREN	
1.	Minor	Address	Date of Birth
	(Parent)(Custodian)	Address	
2.	Minor	Address	Date of Birth
	(Parent)(Custodian)	Address	
3.	Minor	Address	Date of Birth
	(Parent)(Custodian)	Address	
4.	Minor	Address	Date of Birth
	(Parent)(Custodian)	Address	
5.	Minor	Address	Date of Birth
	(Parent)(Custodian)	Address	

FIDUCIARY

Type Name

ENTRY SETTING HEARING AND ORDERING NOTICE

The Court finds that there is a surviving spouse and minor children of the decedent who are not the children of the surviving spouse; no surviving spouse and more than one minor child; and assigns this application for hearing on _____, _____, at _____ o'clock _____ m. and orders that the fiduciary give seven (7) days notice of this hearing by certified mail to all interested parties..

Judge Timothy J. Grendell

**JUDGMENT ENTRY/MAGISTRATE’S DECISION ON APPORTIONMENT
[R.C. 2106.13(B)(3) AND (4)]**

The Court finds that there is a surviving spouse and minor children of the decedent who are not the children of the surviving spouse; no surviving spouse and more than one minor child; and orders that the family allowance be apportioned as follows:

<input type="checkbox"/>	_____	Property or Amount
	Surviving Spouse, - second automobile selected pursuant to R.C. 2106.18	
<input type="checkbox"/>	_____	Property or Amount
	Surviving Spouse	
_____	Distributee	Property or Amount
_____	Distributee	Property or Amount
_____	Distributee	Property or Amount
_____	Distributee	Property or Amount
_____	Distributee	Property or Amount

The Court further orders that the fiduciary serve a copy of this Entry upon all interested persons within seven (7) days.

JUDGE TIMOTHY J. GRENDALL
MAGISTRATE ABBEY L. KING

NOTICE: Pursuant to Civ. R. 53(D)(3)(a), a party may file written objections to the Magistrate's Decision within 14 days of filing of the decision. A party shall not assign as error on appeal the Court's adoption of any factual findings or legal conclusion, whether or not specifically designated as a finding of fact or conclusion of law under Civ. R. (D)(3)(a)(ii), unless the party timely and specifically objects to that factual finding or legal conclusion as required by Civ. R. 53(D)(3)(b).

JUDGMENT ENTRY ADOPTING MAGISTRATE'S DECISION

The Court, upon independent review of the record, finds the Magistrate's Decision to be well taken. The Court has reviewed the Decision for any errors pursuant to Civ. Rule 53 and hereby adopts the Magistrate's Decision as an Order of this Court. The Magistrate's Decision is hereby incorporated into the Entry by reference.

Date

Judge Timothy J. Grendell

NOTICE OF FINAL APPEALABLE ORDER

You are hereby notified that this may be a final appealable order.