

PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL

ESTATE OF _____, DECEASED

Case No. _____

**SURVIVING SPOUSE, CHILDREN, NEXT OF KIN,
 LEGATEES AND DEVISEES**

[R.C. 2105.06, 2106.13 and 2107.19]

**[Use with those applications or filings requiring some or all of the
 information in this form, for notice or other purposes. Update as required]**

The following are decedent's known surviving spouse, children, and the lineal descendants of deceased children, if none, the following are decedent's next of kin who are or would be entitled to inherit under the statutes of descent and distribution.

| Name | Residence Address | Relationship to Decedent | Birth date of Minor |
|-------|----------------------|-----------------------------|------------------------|
| _____ | _____ | Surviving Spouse | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
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| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |

[Check whichever of the following is applicable]

- The surviving spouse is the natural or adoptive parent of all of the decedent's children.
- The surviving spouse is the natural or adoptive parent of at least one, but not all, of the decedent's children.
- The surviving spouse is not the natural or adoptive parent of any of the decedent's children.
- There are minor children of the decedent who are not the children of the surviving spouse.
- There are minor children of the decedent and no surviving spouse.

CASE NO. _____

The following are the vested beneficiaries named in the decedent's will:

| Name | Residence Address | Relationship to Decedent | Birth date of Minor |
|-------|----------------------|-----------------------------|------------------------|
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
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| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |

[Check whichever of the following is applicable]

- The will contains a charitable trust or a bequest or devise to a charitable trust, subject to R.C. 109.23 TO 109.41.
- The will is not subject to R.C. 109.23 to 109.41 relating to charitable trusts.

Date

Applicant (or give other title)

PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL

ESTATE OF _____, DECEASED

Case No. _____

APPLICATION TO RELIEVE ESTATE FROM ADMINISTRATION
[R.C. 2113.03]

Applicant states that decedent died on _____

Decedent's domicile was _____
Street Address

City or Village or Township if unincorporated area County

Post Office State Zip Code

[Check one of the following]

- Decedent's will has been admitted to probate in this Court.
- To applicant's knowledge, decedent did not leave a will.

[Check one of the following]

- The assets are \$15,000 or less and decedent died on or after January 1, 1976.
- The assets are \$25,000 or less and decedent died on or after October 20, 1987.
- The assets are \$35,000 or less and decedent died on or after November 9, 1994.
- The assets are \$50,000 or less; the surviving spouse is entitled to all of the assets and the decedent died on or after April 16, 1993.
- The assets are \$85,000 or less; the surviving spouse is entitled to all of the assets and the decedent died on or after September 14, 1993.
- The assets are \$100,000 or less; the surviving spouse is entitled to all of the assets and the decedent died on or after March 18, 1999.

Applicant asks that the estate be relieved from administration because the assets do not exceed the statutory limits. A statement of the assets and liabilities of the estate is listed on the attached Form 5.1.

The decedent's surviving spouse, next of kin, legatees, and devisees know to applicant, are listed on the attached Form 1.0.

Attorney for Applicant

Type or print name

Street Address

City State Zip

Phone Number (include area code)

Attorney Registration No. _____

Applicant

Type or print name

Street Address

City State Zip

Phone number (include area code)

WAIVER OF NOTICE

The undersigned surviving spouse, heirs at law, legatees, devisees, and other persons entitled to notice of the filing of the application to relieve decedent's estate from administration, waive such notice.

| | |
|-------|-------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

ENTRY SETTING HEARING AND ORDERING NOTICE

The Court sets _____, at _____ o'clock _____ M., as the date and time for hearing the application to relieve decedent's estate from administration.

[Check one of the following]

- All notice is dispensed with as unnecessary.
- Notice by publication to interested parties is dispensed with as unnecessary. Written notice shall be given, as provided by law and the Rules of Civil Procedure, to those persons entitled to notice, who have not waived notice.
- Written notice is dispensed with as unnecessary. Notice by publication shall be given to interested parties as provided by law and the Rules of Civil Procedure.
- Written notice shall be given to those persons entitled to notice, who have not waived notice, and notice by publication shall be given to interested parties, as provided by law and the Rules of Civil Procedure.

Date

Judge Timothy J. Grendell

**PROBATE COURT OF GEauga COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL**

ESTATE OF _____, DECEASED

Case No. _____

**ASSETS AND LIABILITIES OF ESTATE TO BE RELIEVED FROM
ADMINISTRATION**

Following is a summary statement of the character and value of the assets in decedent's estate [Insert a check in the "Appraised" column opposite an item if it was valued by the appraiser. Leave blank if the readily ascertainable value of the item was determined by applicant. Use extra sheets if necessary.]

| | Appraised | Value |
|---|-----------|-------------|
| Automobiles distributed to surviving spouse by affidavit | | Value |
| First automobile selected by surviving spouse under R.C. 2106.18 [Omit value when computing total assets] -----Appraised value \$ | XXXX | |
| Second automobile selected by surviving spouse under R.C. 2106.18 [Omit value when computing total assets] -----Appraised value \$ | XXXX | |
| Total value [not to exceed \$65,000.00] | \$ | XXXX |

| Character of asset | Appraised | Value |
|--|-----------|-----------------|
| Real Estate, described in accompanying Certificate of Transfer No. | | \$ |
| Other assets | | |
| _____ | | \$ _____ |
| _____ | | \$ _____ |
| _____ | | \$ _____ |
| _____ | | \$ _____ |
| _____ | | \$ _____ |
| _____ | | \$ _____ |
| _____ | | \$ _____ |
| _____ | | \$ _____ |
| _____ | | \$ _____ |
| _____ | | \$ _____ |
| Total Assets | | \$ _____ |

Following is a list of decedent's known debts. [Use extra sheets if necessary]

| Name of Creditor | Nature of Debt | Amount |
|------------------|----------------|----------|
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| Total Debts | | \$ _____ |

CERTIFICATION

The undersigned appraiser agreed to act as appraiser of decedent's estate, and to appraise the property exhibited truly, honestly, impartially, and to the best of the appraiser's knowledge and ability. The appraiser further says that those assets whose values were not readily ascertainable are indicated above by a check in the "Appraised" column opposite each such item, and that such values are correct.

The undersigned applicant determined the value of those assets whose values were readily ascertainable and were not appraised by the appraiser, and that such values are correct, and to applicant's knowledge the above list of decedent's debts is correct.

Date

Appraiser

[Print Name]

Applicant

[Print Name]

PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL

ESTATE OF _____, DECEASED

CASE NO. _____

DIGITAL ASSET CERTIFICATION

I certify that (1) I have made a good faith effort to ascertain the Digital Assets owned by _____ (the "Decedent"), and (2) the following is true and correct to the best of my knowledge:

The Decedent owns equipment capable of storing "electronic records" Yes [] No []
[see R.C. 2137.01(J) and (U) – e.g. computer, external hard drive, tablet, iPOD, cellphone, flash-drive, backup equipment, CD, DVD, etc.]

The Decedent owns or leases the following Digital Assets (as defined by R.C. 2137.01):

- | | | |
|--|---------|--------|
| 1. Photos, Video, Music | Yes [] | No [] |
| 2. Computer programs – Microsoft Windows, etc. | Yes [] | No [] |
| 3. Gaming Software | Yes [] | No [] |
| 4. Cryptocurrency – e.g. Bitcoin, Ethereum, etc. | Yes [] | No [] |
| 5. Loyalty Programs – e.g. credit card usage, airline accounts, etc. | Yes [] | No [] |
| 6. Domain Names | Yes [] | No [] |
| 7. Website Accounts – e.g. Amazon, eBay, Goggle, PayPal, etc. | Yes [] | No [] |
| 8. Social Media Accounts – e.g. Facebook, Linkedin, Twitter, YouTube, Instagram, Reddit, Tumbler, etc. | Yes [] | No [] |
| 9. Other Digital Assets (see R.C. 2137.01(l)) If so, please explain: | Yes [] | No [] |

I have fully informed (i) the surviving spouse, if any, (ii) all adult beneficiaries of this probate estate, and (iii) the guardian of all minor beneficiaries of this probate estate of the description, extent, and value of all Digital Assets known by me to be owned by the decedent at date of death. Yes [] No []

Print Name

PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL

ESTATE OF _____, DECEASED

CASE NO. _____

TANGIBLE PERSONAL PROPERTY CERTIFICATION

I certify that (1) I have made a good faith effort to ascertain the tangible personal property owned by _____ (the "Decedent") at death, and (2) the following is true and correct to the best of my knowledge:

- 1. Decedent owned household goods and clothing, that, in the aggregate have a value in excess of \$5,000. Yes [] No []

- 2. Decedent owned one or more items of jewelry, that, individually have a value in excess of \$2,000. Yes [] No []

- 3. Decedent owned one or more items of artwork, that, individually have a value in excess of \$2,000. Yes [] No []

- 4. Decedent owned one or more collections that, in the aggregate, have a value in excess of \$2,000 - e.g. coins, stamps, firearms, baseball cards, etc. Yes [] No []

- 5. Decedent owned precious metals that, in the aggregate, have a value in excess of \$2,000 – e.g. gold, silver, etc. Yes [] No []

- 6. Decedent owned business tangible personal property that, in the aggregate, has a value in excess of \$2,000 – e.g. tools, inventory, supplies, computers, etc. Yes [] No []

I have fully informed (i) the surviving spouse, if any, (ii) all adult beneficiaries of this probate estate, and (iii) the guardian of all minor beneficiaries of this probate estate of the description, extent, and value of all tangible personal property known by me to be owned by the decedent at date of death. Yes [] No []

Dated : _____

Print Name

**PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL**

ESTATE OF _____, DECEASED

Case No. _____

**WAIVER OF NOTICE OF APPLICATION TO RELIEVE ESTATE FROM
ADMINISTRATION**

The undersigned surviving spouse, heirs at law, legatees, devisees, and other persons entitled to notice of the filing of the application to relieve decedent's estate from administration, waive such notice.

Signature

Print Name

| | |
|-------|-------|
| _____ | _____ |
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PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GREDELL

ESTATE OF _____, DECEASED

Case No. _____

NOTICE OF APPLICATION TO RELIEVE ESTATE FROM ADMINISTRATION

To the following persons:

Name

Address

Name

Address

Name

Address

Name

Address

Name

Address

An application has been filed in this Court asking that decedent's estate be relieved from administration, saying that the assets in the estate do not exceed the statutory limits.

The hearing on the application will be held the ____ day of _____, 20____
at _____ o'clock __M. in this Court.

The Court is located at **231 MAIN STREET, SUITE 200, CHARDON, OHIO 44024**

If you know of any reason why the application should not be granted, you should appear and inform the Court.

Fiduciary

**PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GREDELL**

IN RE _____

CASE NO. _____

- Estate
- Guardianship
- Conservatorship
- Trust
- Other _____

**AFFIDAVIT EVIDENCING SERVICE OF NOTICE
[Civ. R. 73(F)]**

Having been duly sworn, the undersigned states that he or she has served notice, in accordance with Civil Rule 73(E), upon all persons required to receive notice as required by applicable law, including the Geauga Local Rules, except to the extent that such persons have waived notice. A copy of that notice is attached.

The evidence of service of notice, as required by Civil Rule 73(F), are attached, and the waivers are attached or have been previously filed.

Fiduciary _____
[Print Name]

Attorney _____
[Print Name]

Attorney Registration Number _____

Sworn to before me and subscribed by _____, this ____ day of _____, 20____.

Deputy Clerk/Notary Public

PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL

ESTATE OF _____, DECEASED

Case No. _____

- MAGISTRATE'S DECISION RELIEVING ESTATE FROM ADMINISTRATION
- JUDGMENT ENTRY RELIEVING ESTATE FROM ADMINISTRATION

[R.C. 2113.03]

Upon hearing the application to relieve decedent's estate from administration, the Court finds that:

Decedent died (check one of the following) - testate intestate. The date of death and domicile are as stated in the application, and the Court has jurisdiction over the estate;

Notice to the surviving spouse, heirs at law, legatees, devisees, and other persons was duly effected or dispensed with by the Court as unnecessary;

The values of the several assets in the estate, given in the application do not exceed the statutory limits.

The Court therefore relieves the estate from administration, and orders (check and complete whichever of the following are applicable):

That the following personal property be sold (describe):

That the following debts of decedent shall be paid to the extent of assets:

That the statutory family allowance be paid to the surviving spouse - minor children of the decedent - apportioned between the surviving spouse and minor children of the decedent who are not the children of the surviving spouse. Attach Form 7.2A if necessary.

That Certificate of Transfer No. _____, attached to the application and describing decedent's real estate, issue and be preserved in the records of the Court and that authenticated copies of the certificate be delivered as required to the persons entitled to them;

That the financial institutions holding accounts in decedent's name as set forth below pay the same upon proper tax release (check one of the following) - to the commissioner - to _____

That the remainder of the estate be distributed in cash or in kind, as follows:

| Name of Distributee | Property | Value or Amount |
|---------------------|----------|--------------------|
| | | \$ |
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The Court appoints _____ Commissioner, to receive and sell or distribute the personal property or proceeds thereof, and to execute all necessary documents of conveyance, including without limitation those necessary to transfer title to any motor vehicle, motorcycle, watercraft, or other titled personal property sold or distributed in kind. The commissioner shall complete the duties and report to the Court within sixty days of the date of this entry.

Date _____ Judge Timothy J. Grendell
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.

**PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL**

IN RE _____ [] Estate
CASE NO. _____ [] Conservatorship
[] Trust
[] Other _____

**BACKGROUND CERTIFICATION
AND
RECORD CHECK AUTHORIZATION**

(Select one)

- I certify that I have not been convicted of or plead guilty to a felony offense.
- I have been convicted of or plead guilty to a felony offense, which is explained below:
[Provide the court, court number, date of conviction or plea, and description of each offense]:

I *authorize and consent to* the Probate Court of Geauga County, Ohio (“the Court”) obtaining all criminal history and background information pertaining to me and appearing in the files of The Ohio Courts Network. This search is referred to as a “Records Check.” Upon request I will supply the Court with any personal information (e.g. social security number) to facilitate the Records Check.

By signing this document, I *authorize* the release of my criminal history and background information to the Court for a period that is the lesser of (1) a two-year period after the date I file this document with the Court, or (2) the date that my duties as a fiduciary in this matter terminate.

I understand that the Court will file this document and the background information received as a result of a Records Check, in the confidential portion of the Court’s case record for this matter as provided for under Sup. R. 44 and Sup. R. 45, and that this document and such information is not deemed to be a part of the case documents or the case administrative documents pertaining to this file. **This document and such information is not a public record.**

Date: _____

Print Full Name

PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL

ESTATE OF _____, DECEASED

Case No. _____

REPORT OF DISTRIBUTION

Now comes your duly appointed _____ herein and submits his Report in said matter. Distribution of the assets has been made in accordance with the previous order of this Court in the following manner:

| Date of Sale or Distribution | To Whom Sold or Distributed | Description | Proceeds or Value |
|---------------------------------|--------------------------------|-------------|----------------------|
| _____ | _____ | _____ | \$ _____ |
| _____ | _____ | _____ | \$ _____ |
| _____ | _____ | _____ | \$ _____ |
| _____ | _____ | _____ | \$ _____ |
| _____ | _____ | _____ | \$ _____ |
| _____ | _____ | _____ | \$ _____ |
| _____ | _____ | _____ | \$ _____ |
| _____ | _____ | _____ | \$ _____ |
| _____ | _____ | _____ | \$ _____ |
| _____ | _____ | _____ | \$ _____ |

Commissioner

Type Name of Commissioner

JUDGMENT ENTRY

The within report and distribution having been made according to law and the former order of the Court, it is ordered that the report and distribution are hereby approved.

Judge Timothy J. Grendell/Magistrate Abbey L. King