

STATE OF VERMONT

SUPERIOR COURT

PROBATE DIVISION

Unit

Case No.

In re ESTATE of:

PETITION TO OPEN DECEDENT'S ESTATE

\_\_\_\_\_ was a resident of \_\_\_\_\_  
*Decedent* *Town/State*  
and died on \_\_\_\_\_ leaving assets to be administered with estimated values of:

Real Estate	\$ _____
Personal Estate	\$ _____
Total	\$ _____

Decedent left: ☐ **no** known Last Will and Testament **OR**  
☐ Last Will and Testament dated \_\_\_\_\_  
☐ Codicil(s) to the Will, if any, dated \_\_\_\_\_

Attached are:

1. Entry fee; checks or money orders payable to Vermont Superior Court
2. Certified copy of the death certificate
3. List of Interested Persons (form 700-00002)
4. **ORIGINAL** Will and any Codicils (if any)
5. *For Ancillary (out-of-state) estate, include **authenticated copy** of Will and probate from decedent's primary estate.*

Petitioner requests that the Will, if any, be allowed and an estate be opened, and the following named person be appointed to administer the estate:

\_\_\_\_\_  
*Proposed Executor/Administrator*  
\_\_\_\_\_  
*Mailing Address*  
\_\_\_\_\_  
*Telephone/Email*

☐ This is the person named as executor in the Will.

ACCEPTANCE OF APPOINTMENT

I accept the appointment as Executor/Administrator and ask that the appointment documents be issued to me at the address above.

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Signature of Executor/Administrator*

**CONSENT OF SURVIVING SPOUSE, IF ANY, AND CONSENT OF ALL HEIRS AT LAW**

Please note that 14 V.S.A. Section 107(a) provides that if Consents are filed with the Court from all the heirs at law and the surviving spouse, if any, then a Will and/or Codicil may be allowed without a hearing. If all consents are not obtained, then the Court shall schedule a hearing and notice shall be given as provided by the Rules of Probate Procedure.

Please see the Instructions for Notifying Interested Persons of a Hearing on the Allowance of a Decedent’s Last Will & Testament available at [vermontjudiciary.org](http://vermontjudiciary.org) for further details on who needs to sign the consent form.

We, the surviving spouse, if any, and the heirs at law of the decedent, consent to the Allowance of the Will, if any, the Petition to Open Decedent’s Estate and the appointment of the above as Executor/Administrator.

I acknowledge I have been served with the Petition to Open Decedent’s Estate in the above-entitled action, including all papers referred to in the Petition. I waive the right to object to any action of the Court, regarding the Petition referred to above, and I waive the requirements for a Hearing regarding such Petition.

Signature	Printed Name	Date

I declare that the above statements are true and accurate to the best of my knowledge and belief. I understand that if the above statements are false, I will be subject to the penalty of perjury or to other sanctions in the discretion of the court.

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_  
Printed Name