

STATE OF VERMONT

SUPERIOR COURT

PROBATE DIVISION

Unit

Case No.

In re ESTATE of:

PETITION TO OPEN SMALL ESTATE

14 V.S.A. Ch. 81

_____ was a resident of _____
Decedent *Town/State*

and died on _____ leaving personal property valued at \$45,000 or less and no real estate.

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. Filing fee; checks or money orders payable to Vermont Superior Court,
2. Original or Certified copy of the death certificate,
3. List of Interested Persons (form 700-00002),
4. **ORIGINAL** Will and Codicils, if any,
5. Inventory of the estate, including information or estimates available at the time of filing (form 700-00030),
6. Affidavit of paid and outstanding funeral expenses and any other known or reasonably ascertainable debts of the decedent (form 700-00402),
7. Bond without surety in the amount of the fair market value of the estate.

Petitioner requests a small 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 for further details on who needs to sign the consent form.

I acknowledge I have been served with the Petition to Open Decedent's Estate in the above entitle 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 waived 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