

STATE OF VERMONT

SUPERIOR COURT

PROBATE DIVISION

Unit

Case No.

In re ESTATE of:

[Empty box for estate name]

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	Print Name	Date
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

**Petitioner’s signature must be notarized.**

_____	_____
<i>Date</i>	<i>Signature of Petitioner</i>
_____	
<i>Mailing Address</i>	
_____	
<i>Telephone/Email</i>	

**Signed and sworn to before me:**

Date	Signature of Notary Public	Expiration Date
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