

STATEMENT OF INFORMAL PROBATE OF WILL AND APPOINTMENT OF A PERSONAL REPRESENTATIVE. (N.D.C.C. 30.1-14-03, 30.1-14-08)

Name, Address, and Telephone No. of Attorney

Space below for use of District Court only

Probate No. _____

Attorney _____ for:

IN THE DISTRICT COURT OF _____ COUNTY, STATE OF NORTH DAKOTA

In the Matter of the Estate of _____, Deceased.

**STATEMENT OF INFORMAL PROBATE OF WILL
AND APPOINTMENT OF A PERSONAL REPRESENTATIVE**

The application of _____ for informal probate of the last will of _____, deceased, and the appointment of a personal representative having come before the Court this _____ day of _____, 20_____, and it appearing that:

1. The decedent died on _____, 20_____, and at least one hundred twenty (120) hours have elapsed since the decedent's death; and
 - (a) The application is complete;
 - (b) The application contains the applicant's oath or affirmation that the statements contained therein are true to the best of the applicant's knowledge and belief; and that all of the statements required by law to be made in the application have been made;
 - (c) The applicant appears to be an interested person as defined by the laws of this state;
 - (d) On the basis of the statements in the application, venue is proper;
 - (e) The will to which this appointment relates appears to be the original, duly executed and apparently unrevoked, will of the decedent and is in the court's possession;
 - (f) Any notice required by the laws of this state has been given and the application is not within Section N.D.C.C. 30.1-14-04.
 - (g) From the statements in the application it appears that the person whose appointment is sought is entitled to appointment by priority;
 - (h) The time limit for the original probate of this will has not expired.

2. A personal representative has not been appointed in another county in this state and neither the will subject of this application nor any other will of the decedent has been the subject of a previous probate order.

NOW, THEREFORE, IT IS ORDERED as follows:

1. The application for informal probate is granted and the will of _____ dated _____, _____, is admitted to informal probate.
2. The application for informal appointment of a personal representative is granted and _____ is appointed as personal representative of the estate of _____, deceased, without bond (or upon giving bond in the amount of \$ _____).
3. Letters Testamentary shall be issued to _____ upon qualification and acceptance.

Dated this _____ day of _____, _____.

Judge/Clerk