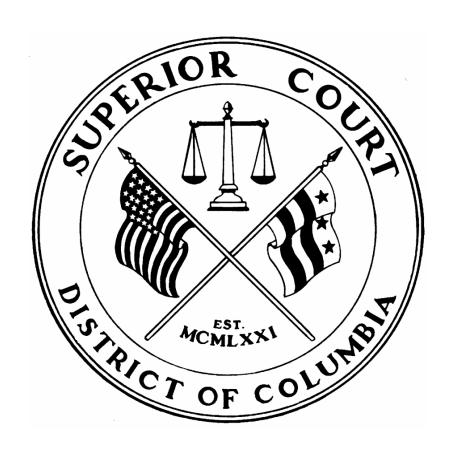
# FILING STANDARD PROBATE PROCEEDINGS IN THE DISTRICT OF COLUMBIA



# Office of the Register of Wills, Probate Division 515 5<sup>th</sup> Street, NW, Third Floor Washington, DC 20001

All attached forms and documents are available through the division's website: <a href="http://www.dccourts.gov/internet/legal/aud-probate/main.jsf">http://www.dccourts.gov/internet/legal/aud-probate/main.jsf</a>

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## Step by Step Guide to Standard Probate Proceedings

A standard probate proceeding is required in circumstances discussed below. There are three steps to beginning a standard probate proceeding. The petitioner (i.e., the person, creditor, or company seeking appointment of a Personal Representative) must complete the first two steps before the Court will consider appointment of a Personal Representative.

In step one, the petitioner files all documents required to begin a standard probate proceeding, and the Notice of Standard Probate is published. Refer to the Step 1 summary on page 2 to determine what documents need to be filed to open different kinds of standard probate proceedings.

In step two, within 60 days of the day that the petition was filed, the petitioner files proof that notice has been given. Refer to the Step 2 summary on page 2 to determine what specific documents need to be filed.

In step three, the documents filed in the first two steps and any response or objection that has been filed are transmitted to Court by the Legal Branch of the Probate Division so that the Court can consider appointment of a Personal Representative and whether a will should be admitted (if one has been submitted for admission) or whether the decedent died intestate, i.e., without a will. Sometimes the Court is able to make these decisions on the basis of the documents that have been filed, but often, the Court will hold a hearing to hear evidence before a decision is made. Standard probate proceedings are complicated and can involve evidentiary hearings. It is strongly recommended that potential filers consult an experienced District of Columbia probate attorney.

The law that governs the filing and perfection of a petition for standard probate can be found in D.C. Code, sections 321-324 and Superior Court, Probate Division Rule 403. The forms are available at <a href="https://www.dccourts.gov/dccourts/superior/probate/index.jsp">www.dccourts.gov/dccourts/superior/probate/index.jsp</a>.

#### **Step One**

A petition for standard probate is used in the following situations:

- 1. A creditor or interested person who does not have priority to serve pursuant to D.C. Code, sec. 20-303 requests appointment. Go directly to section A on page 3.
- 2. A creditor or interested person who does not have priority to serve pursuant to D.C. Code, sec. 20-303 requests appointment of someone else who does not have priority to serve as Personal Representative. Go directly to section B on page 3.
- 3. A copy of a will is being presented for admission instead of an original will. Go directly to section C on page 4.
- 4. An original will is in existence and available, but the person who wishes to serve as Personal Representative is seeking a finding that the will is not admissible as a valid will. Go directly to section D on page 4.
- 5. A copy of a will is in existence and available, but the person who wishes to serve as Personal Representative is seeking a finding that the will is not admissible as a valid will. Go directly to section D on page 4.
- 6. To obtain an order directing witnesses to an alleged will to appear and give testimony. Go directly to section E on page 5.
- 7. To obtain an order directing any person alleged to have custody of a will to deliver it to Court. Go directly to section F on page 6.

Sometimes, a standard probate will have more than one of the issues detailed above. Then all documents required in both sections should be filed.

#### **Step Two**

No later than sixty days from the date of filing of the petition for standard probate, the following documents must be filed as proof that notice of the filing of the petition for standard probate has been given to all interested persons:

- 1. The two proofs of publication of the Notice of Standard Probate
- 2. A verified statement of mailing with original, signed green cards attached, reflecting restricted delivery mail or proof of actual notice.
- 3. A verified statement of nonmailing (if applicable) explaining diligent efforts made to locate and notify any interested persons who have not been served with notice

It is important to file these documents as quickly as possible. If sixty days from the date of filing of the petition for standard probate have passed and the documents specified above have not been filed, the Probate Division will ask the Court to dismiss the petition for standard probate for want of prosecution.

#### **Step Three**

After all filings required in steps 1 and 2 have been completed, the petition for standard probate and attachments are transmitted to the Court for a decision or the scheduling of a hearing.

## Section A: Person or creditor without priority to serve seeks appointment

The following original documents must be filed together:

- 1. A completed petition for probate that requests standard probate
- 2. A typed, signed Notice of Standard Probate
- 3. If admission of a will is being requested:
  - a. A Certificate of Filing Will form
  - b. The original will (Note: For admission of a copy of a will, see section C on page 4 for additional requirements.)
  - c. Affidavit(s) of witness, as required by D.C. Code, sec. 20-324
- 4. The filing fee, payable by cash, check, or money order. See Appendix A or Superior Court, Probate Division Rule 425 to determine the cost.
- 5. If the petition is being filed by a creditor and the creditor is not an individual, an original, current Board Resolution evidencing the authority of the person who signs the petition for standard probate to sign on behalf of the creditor
- 6. If a bank or financial institution is the petitioner, a Trust Officer's Praecipe
- 7. Bond or waivers of bond if there is no will or the will does not waive bond as to the person seeking appointment
- 8. A typed, signed Notice of Appointment, Notice to Creditors, and Notice to Unknown Heirs
- A Standard Probate Order
- 10. Labels or envelopes addressed to all persons included in the List of Interested Persons in the petition for probate and counsel for the petitioner, if any

# Section B: Person or creditor without priority to serve seeks appointment of someone else, such as a disinterested member of the Bar

- 1. A completed petition for probate that requests standard probate
- 2. A typed, signed Notice of Standard Probate
- 3. If admission of a will is being requested:
  - a. A Certificate of Filing Will form
  - b. The original will (Note: For admission of a copy of a will, see section C on page 4 for additional requirements.)
  - c. Affidavit(s) of witness, as required by D.C. Code, sec. 20-324

- 4. The filing fee, payable by cash, check, or money order. See Appendix A or Superior Court, Probate Division Rule 425 to determine the cost.
- 5. If the petition is being filed by a creditor and the creditor is not an individual, an original Board Resolution evidencing the authority of the person who signs the petition for standard probate to sign on behalf of the creditor
- A guarantee of Court costs, publication costs, and the fees of the person to be appointed to the extent that those fees are not covered by assets of the estate
- 7. If a bank or financial institution is the petitioner, a Trust Officer's Praecipe must be filed.
- 8. A Standard Probate Order.
- 9. Labels or envelopes addressed to all persons included in the List of Interested Persons in the petition for probate and counsel for the petitioner, if any.

Please note that if the Court proceeds and issues a Standard Probate Order in response to the petition, that order will require the person who is appointed to file an acceptance and consent, a non-resident power of attorney (if applicable), a Notice of Appointment, Notice to Creditors, and Notice to Unknown Heirs, and a bond (if required) within 14 days. Failure to file any of these items within 14 days will result in a recommendation to the Court that the appointment be vacated and someone else be appointed.

#### Section C: To request admission of a copy of a will

- 1. A completed petition for probate that requests standard probate
- 2. An original, signed memorandum in support of admission of the will containing a concise statement of facts, supported by witness affidavits, that complies with SCR-PD 403(a)(5)
- 3. A typed, signed Notice of Standard Probate
- 4. A Certificate of Filing Will form
- 5. A copy of the will
- 6. Affidavit(s) of witness, as required by D.C. Code, sec. 20-324
- 7. The filing fee, payable by cash, check, or money order. See Appendix A or Superior Court, Probate Division Rule 425 to determine the cost.
- 8. Bond or waivers of bond if there is no will or the will does not waive bond as to the person seeking appointment
- 9. A typed, signed Notice of Appointment, Notice to Creditors, and Notice to Unknown Heirs
- 10. A Standard Probate Order
- 11. Labels or envelopes addressed to all persons included in the List of Interested Persons in the petition for probate and counsel for the petitioner, if any

## Section D: To obtain a finding of intestacy when an original will or a copy has been filed

The following original documents must be filed together:

- 1. A completed petition for probate that requests standard probate
- 2. An original, signed memorandum supporting a finding of intestacy containing a concise statement of facts, supported by witness affidavits, that complies with SCR-PD 403(a)(6)
- 3. A typed, signed Notice of Standard Probate
- 4. A Certificate of Filing Will form
- 5. The original will or a copy
- 6. The filing fee, payable by cash, check, or money order. See Appendix A or Superior Court, Probate Division Rule 425 to determine the cost.
- 7. Bond or waivers of bond if there is no will or the will does not waive bond as to the person seeking appointment
- 8. A typed, signed Notice of Appointment, Notice to Creditors, and Notice to Unknown Heirs
- 9. A Standard Probate Order
- Labels or envelopes addressed to all persons included in the List of Interested Persons in the petition for probate and counsel for the petitioner, if any

## Section E: To obtain an order directing witnesses to an alleged will to appear and give testimony

- 1. A completed petition for probate that requests standard probate
- 2. An original, signed memorandum providing the names and addresses of the witnesses and a statement regarding efforts made to secure affidavits from the witnesses that complies with SCR-PD 403(a)(3)
- 3. A typed, signed Notice of Standard Probate
- 4. If admission of a will is being requested:
  - a. A Certificate of Filing Will form
  - b. The original will (Note: For admission of a copy of a will, see section C on page 4 for additional requirements.)
  - c. Affidavit(s) of witness, as required by D.C. Code, sec. 20-324
- 5. The filing fee, payable by cash, check, or money order. See Appendix A or Superior Court, Probate Division Rule 425 to determine the cost.
- 6. Bond or waivers of bond if there is no will or the will does not waive bond as to the person seeking appointment
- 7. A typed, signed Notice of Appointment, Notice to Creditors, and Notice to Unknown Heirs
- 8. A Standard Probate Order

9. Labels or envelopes addressed to all persons included in the List of Interested Persons in the petition for probate and counsel for the petitioner, if any.

## Section F: To obtain an order requiring any person alleged to have custody of a will to deliver it to Court.

- 1. A completed petition for probate that requests standard probate
- 2. An original, signed memorandum providing the name and address of the person alleged to have custody of the purported will and a statement regarding efforts made to induce the person to file it that complies with SCR-PD 403(a)(4).
- 3. A typed, signed Notice of Standard Probate
- 4. If admission of a will or a copy of a will is being requested:
  - a. A Certificate of Filing Will form
  - b. A copy of the will (Note: For admission of a copy of a will, see section C on page 4 for additional requirements.)
  - c. Affidavit(s) of witness, as required by D.C. Code, sec. 20-324
- 5. The filing fee, payable by cash, check, or money order. See Appendix A or Superior Court, Probate Division Rule 425 to determine the cost.
- 6. Bond or waivers of bond if there is no will or the will does not waive bond as to the person seeking appointment
- 7. A typed, signed Notice of Appointment, Notice to Creditors, and Notice to Unknown Heirs
- 8. A Standard Probate Order
- Labels or envelopes addressed to all persons included in the List of Interested Persons in the petition for probate and counsel for the petitioner, if any

#### Relevant D.C. Code Sections

#### 20-321. Nature of proceeding

A standard probate proceeding is a proceeding for the probate of a will or a determination of the decedent's intestacy, particularly when due execution of a will cannot be presumed under section 20-312, and for the appointment of a personal representative. This proceeding is instituted when an interested person or creditor files a petition for a standard probate proceeding with the Court in accordance with the provisions of section 20-304; and the filing of a complaint shall not be required for these purposes. This proceeding is conducted after notice as provided in section 20-323. If no petition for abbreviated or standard probate is filed within a reasonable time, the Register, with the approval of the Court, may file a petition for standard probate.

#### 20-322. When mandatory.

A proceeding for standard probate shall be instituted:

- (a) If, at any time before abbreviated probate,
- (1) An interested person or creditor makes a request; or
- (2) It appears to the Court that the petition for abbreviated probate is materially incomplete or incorrect in any respect; or
- (b) In accordance with the provisions of section 20-331.

#### **Relevant Probate Division Rule**

D.C. SCR-PD Rule 403

(a) Standard probate.

Rule 403. Notice.

(1) Form of Notice. The notice required for standard probate pursuant to D.C. Code § 20-323(b)
shall be in the following form:
SUPERIOR COURT OF THE DISTRICT OF COLUMBIA, PROBATE DIVISION
In re: Estate of
Administration No
Deceased.
Last Known Address of Decedent:
Date of Death of Decedent:
Notice is hereby given that a petition has been filed in this Court by for standard probate,
including the appointment of one or more personal representatives. Unless a responsive pleading in
the form of a complaint or an objection in accordance with Probate Division Rule 407 is filed in thi
Court within 30 days from the date of first publication of this notice, the Court may take the action
hereinafter set forth.
(Delete all which do not apply.)
() admit to probate the will dated exhibited with the petition upon proof satisfactory to the
Court of due execution by affidavit of witnesses or otherwise;
() order witnesses to the alleged will dated to appear and give testimony regarding its
execution;
() order who is alleged to have custody of the will dated to deliver it to the Court
() order any interested person to show cause why the provisions of the lost or destroyed will
dated should not be admitted to probate as expressed in the petition;
() in the absence of a will or proof satisfactory to the Court of due execution, enter an order
determining that the decedent died intestate;
() appoint an unsupervised personal representative.
() appoint a supervised personal representative.
( ) (other)
Date of first publication:
Name of newspapers:

(2) Filing of Notice. Any person entitled to request standard probate pursuant to *D.C. Code §§* 20-321, 322 and 331 shall present to the Register of Wills three copies of the form described in subparagraph (a)(1) above. The Register of Wills shall forthwith forward copies thereof to the designated newspapers in accordance with *D.C. Code §* 20-323.

Register of Wills
Clerk of the Probate Division

(3) Securing the Witnesses. A Petition for Probate which seeks an order directing witnesses to an alleged will to appear and give testimony regarding its execution shall include, or be accompanied by, a memorandum providing the names and addresses of the witnesses and a

statement regarding the efforts made to secure affidavits from the witnesses. A copy of the Petition for Probate, the memorandum and Notice of Standard Probate shall be served on the witnesses in accordance with paragraph (a)(7) of this rule.

- (4) Securing Custody of the Will. A Petition for Probate which seeks an order requiring any person alleged to have custody of a purported will to deliver it to the court, shall include, or be accompanied by, a memorandum providing the name and address of the person alleged to have custody of the purported will and the efforts made to induce the person to file it with the Register of Wills or to deliver it to the nominated personal representative. A copy of the Petition for Probate, the memorandum and Notice of Standard Probate shall be served on the person alleged to be in possession of the purported will in accordance with paragraph (a)(7) of this rule.
- (5) Admission of Lost or Destroyed Will. A Petition for Probate which seeks an order directing any interested person to show cause why the provisions of a copy of any lost or destroyed will should not be admitted to probate shall include, or be accompanied by, a memorandum containing a concise statement of facts, supported by witness affidavits, that establishes:
  - (A) That the will was duly executed;
- (B) The chain of custody of the original will and whether and why it should or should not be presumed to be revoked;
- (C) If the will contains unwitnessed cross outs or interlineations, why the will should not be presumed revoked by physical destruction;
- (D) If the will is incomplete or there appear to be missing pages, why the will should not be presumed revoked; and
  - (E) Any other facts that would show why the will should not be presumed revoked.

The memorandum shall establish the facts sufficient to support the admission of the will to probate. The Petition for Probate, memorandum, accompanying documents and Notice of Standard Probate shall be served on the interested persons in accordance with paragraph (a)(7) of this rule.

- (6) Finding Intestacy after a Will has been Filed. A Petition for Probate which seeks a finding of intestacy when there is on file a document purporting to be a will of the decedent shall be accompanied by a memorandum containing a concise statement of facts, supported by appropriate witness affidavits, that establishes:
  - (A) That the will was not duly executed;
- (B) That no original will can be found and only a copy was found in the possession of the decedent:
  - (C) That the markings on the will establish that the will was revoked by destruction; or
  - (D) Any other facts which establish that the will has been revoked.

The memorandum shall also establish that the facts support the denial of the will to probate and a finding of intestacy. A copy of the Petition for Probate, memorandum, accompanying documents, and Notice of Standard Probate shall be served in accordance with paragraph (a)(7) of this rule.

- (7) Mailing of Notice. Within 10 days from the date of first publication, the person seeking standard probate shall mail a copy of the notice and any other documents required by this rule to all interested persons, the witnesses, if applicable, or the person alleged to be in possession of the purported will, if applicable, by certified or registered mail, return receipt requested, with delivery restricted to the addressee only.
- (8) Proof of Publication and Service. The person seeking standard probate or such person's representative shall file proofs of publication and a verified statement evidencing that a copy of the notice was timely mailed to all interested persons, the witnesses, if applicable, or the person alleged to be in possession of the purported will, if applicable. If, after diligent effort, the person seeking

standard probate has been unable to ascertain the address of any interested person, that fact shall be made known in the verified statement filed. If unknown heirs at law are interested persons, the current status of their identity and/or whereabouts must be alleged in the verified statement. The Court may schedule a hearing on the petition upon a verified statement by the petitioner that the persons required to have been served by this rule have been served in accordance with this rule.

- (9) Actual Notice. In lieu of the notice prescribed by this Rule, proof of actual notice or personal service will suffice.
- (10) Responsive Pleading. Any interested person, witness or custodian of a will may file a response to the Petition for Probate in the form of a complaint or objection in accordance with Probate Division Rule 407, within the time specified in the Notice of Standard Probate, and serve a copy on the petitioner, other interested persons, the witnesses, if applicable, or the person alleged to be in possession of the purported will, if applicable. The Court may then set the matter for a hearing at which time the Court may treat the petition and a non-complaint response as a complaint and answer subject to the Civil Rules, provided the petitioner pays the complaint filing fee within ten (10) days, or if the response to the Petition for Probate is in the form of a complaint, schedule a status conference after receipt of a responsive pleading from the petitioner, enter an order granting or denying the relief sought, or enter any other order which to the Court may appear appropriate. If no response to the Petition for Probate is filed, the Court may act on the Petition for Probate with or without a hearing.
  - (b) Notice of appointment (abbreviated and standard probate).

.....

- (1) At the time of filing the petition for probate, there shall be filed four copies of the notice prescribed by  $D.C.\ Code \ 20-704(a)$ , completed to the extent possible. Immediately upon appointment of a personal representative, the Register of Wills shall complete the publication form and forward copies to the designated publishers.
- (2) The notice of appointment and notice to creditors prescribed by  $D.C.\ Code$ , § 20-704(a) 1981 and referred to in paragraph (b) of this Rule shall be in the following form:

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA, PROBATE DIVISION ADMINISTRATION NO. ...... ..... (Name of decedent) (Name and Address of Attorney) NOTICE OF APPOINTMENT, NOTICE TO CREDITORS AND NOTICE TO UNKNOWN HEIRS ....., whose address(es) (is/are) ....., (was/were) appointed personal representative(s) of the estate of ......, who died on ....., (with/without) a will, and will serve (with/without) Court supervision. All unknown heirs and heirs whose whereabouts are unknown shall enter their appearance in this proceeding. Objections to such appointment (or to the probate of decedent's will) shall be filed with the Register of Wills, D.C., 500 Indiana Avenue, N.W., Washington, D.C. 20001, on or before ....... Claims against the decedent shall be presented to the undersigned with a copy to the Register of Wills or filed with the Register of Wills with a copy to the undersigned, on or before ....., or be forever barred. Persons believed to be heirs or legatees of the decedent who do not receive a copy of this notice by mail within 25 days of its first publication shall so inform the Register of Wills, including name, address and relationship. First published:

(To be signed by personal representative) Name of newspaper: TRUE TEST COPY
REGISTER OF WILLS
(3) No later than 20 days after appointment, the personal representative shall send by certified or
registered mail to all heirs and legatees, and to all creditors whose identities are known or whose
identities are ascertainable by reasonably diligent effort, copies of the text of the first notice
prescribed by D.C. Code § $20-704(a)$ , and the general information statement prescribed by D.C.
Code § 20-704(b), unless notice under this subsection has already been given.
(4) Within 90 days after the appointment of the personal representative, the personal
representative (whether supervised or unsupervised) shall file with the Register of Wills proofs of
publication and a certification specifying the date of mailing of the notices required under
subsection (b) of this Rule and the persons to whom the notices were mailed.
(B) The certification of notice referred to in subsection (4)(a) shall be in the following form:
VERIFICATION AND CERTIFICATE OF NOTICE BY
PERSONAL REPRESENTATIVE PURSUANT
TO SCR-PD 403(b)(4)
I do solemnly declare and affirm that I have mailed or caused to be mailed a copy of the notice of appointment and general information statement as required in <i>D.C. Code § 20-704 (a)</i> and (b) on
the day of, 19, to the following persons:
(Attach list of names and addresses of all heirs, legatees, and creditors referred to in <i>D.C. Code</i>
§ 20-704(b).) I do further solemnly declare and affirm that I have previously filed or file herewith proofs of
publication as required by SCR-PD 403(b)(4).
PERSONAL REPRESENTATIVE
Dated:
Attorney:
The foregoing certification shall be included with any inventory filed with the Court pursuant to
D.C. Code § 20-711(b) or § 20-713.1(b) [§ 20-713.01(b), 2001 Ed.] and if the personal
representative is unsupervised the certification may be filed independent of the inventory.
(5) When discovery of a new or later will necessitates republication under D.C. Code § 20-
704(c), the following text shall be utilized in the body of the notice:
, whose address(es) (is/are) (was/were) appointed personal representative(s) of the
estate of who died on with a will and is serving (with/without) Court supervision.
Objections to such appointment or to the probate of decedent's will shall be filed with the Register
of Wills, District of Columbia, 500 Indiana Avenue, N.W., Washington, D.C. 20001 on or before

## **SUPERIOR COURT OF THE DISTRICT OF COLUMBIA**

#### PROBATE DIVISION

			ADM
Estate of		(Link to	WIL
	Δαe		
Deceased	Age		
	PETITION FO	OR PROBATE	
(For decede		er July 1, 1995 to the pro	esent)
☐ Petition for Abbreviated Probate ☐ Unsupervised Administration ☐ Supervised Administration		☐ Petition for Stand☐ Unsupervised A	d Administration
☐ Appointment of Personal Represe	entative	Appointment of Co (each must sign)	-Personal Representative(s)
Appointment of Successor Persor Representative(s)		☐ Appointment of Sp	ecial Administrator(s)
<ul><li>Unsupervised Administration</li><li>Supervised Administration</li></ul>		☐ Admission as an In	ternational Will
NOTE: The appointment of a personal respecifically provides for supervised admir			dministration unless the order
	iisti atiori as provided iii L	v.c. code, sec. 20-402.	
The Petition of:			
Name	Age		Address
Name	Age		Address
Name	Age		Address
hereinafter "petitioner" being a thereof, of legal age, and not ot D.C. Code, sec. 20-303(b), show	herwise excluded fr vs:	om acting as personal re	presentative pursuant to
1			e decedent, a domiciliary
died at			
2. Petitioner is entitled to be approximately Code, sec. 20-303 for the fo	opointed personal re	epresentative of the dece	edent's estate under D.C.
3. The court has jurisdiction in	this matter because	e —	
☐ decedent died domiciled ☐ other — please state bas			
4. There are no other proceedi	ngs regarding the a	dministration of the esta	te except
4(a). If the decedent is survived descendants of the spouse/onot applicable)	domestic partner wh	no are not descendants o	•
5. The petitioner has made a d knowledge of the petitioner	the will dated		_ and codicil(s) dated
	accompanyin	a thic notition (ic) (ara)	the decodent's last will

	and petitioner knows of no later will or codicil, and said will and codicil(s), if any, came into petitioner's hands in the following manner:
	n international will, the certificate of the authorized person is/is not attached.
6.	All information required pursuant to D.C. Code, sec. 20-304(a) has been furnished except
NO	TE: Paragraphs 7- 9 may be completed at the option of the petitioner. (Attach additional sheets if necessary.)
7.	It is requested that witnesses to the alleged will dated and the authorized person, if an international will, appear and give testimony regarding its execution, (give reasons and complete names and addresses of witnesses):
8.	It is requested that an individual having custody of the original will be directed to deliver same to the Court. (State reasons for this request including all demands made for delivery of the will.):
9.	It is requested that the Court issue an Order to Show Cause why the provisions of a lost or destroyed will should not be admitted to probate. (Set forth the reasons for this requested relief.):
10.	If supervised administration is (required) (requested), it is for the following reasons:  Decedent's will directs supervised administration.  Although decedent's will directs unsupervised administration, supervised administration is requested for the following reasons:  Other
11.	Bond is not required because (Note: Refer to D.C. Code, sec. 20-502 for bond provisions).    decedent's will waives bond.
	itioner seeks the following limitation(s) on his/her powers - refer to D.C. Code, secs. 20-404, 20- 5 and 20-741 with respect to powers.

The decedent was survive	ed by - (please check appropriate boxes)	
<ul> <li>a.  Spouse/Domestic Partner</li> <li>b.  Children.</li> <li>c.  Grandchildren.</li> <li>d.  Parents. If so, stop here;</li> <li>e.  Brothers and/or Sisters.</li> <li>f.  Nieces and/or Nephews.</li> <li>g.  Uncles and/or Aunts. If so</li> <li>h.  First cousins. If so, stop h</li> <li>i.  Grandparents. If so, stop</li> <li>j.  Other heirs. If none, go to</li> <li>k.  Notify Office of the Attorne</li> <li>20001.</li> </ul>	☐ Descendants of predeceased brother☐ Descendants of predeceased nieces a, stop here; if not, go to h. ere; if not, go to i. here; if not, go to j.	n. If so, stop here; if not, go to c. hildren. If so, stop here; if not, go to d. rs and/or sisters. If so, stop here; if not, go to f. and/or nephews. If so, stop here; if not, go to g
trustees and all named Persona 312 and sec. 20-101(d)(1). If u judicially appointed guardian, c then list the parent, or custodia attorney), or any other person Note: If each trustee is also a p D.C. Code, sec. 20-101(g). Any who has timely presented a cla	NS must include names of heirs if decedent did I Representatives, if the decedent died testate inder age of 18 or an adult who is legally disable onservator or committee for such person. If non, or an attorney-in-fact, if any, for such person with legal authority to act for such disabled peretitioning party or acting personal representate creditor of the decedent, including those person in excess of \$500 that has not been barred of interested persons or creditors with claims in	e. Refer to D.C. Code, secs. 19-301 through oled, also list as an interested person the o judicially appointed representative exists, on (subject to the terms of the power of erson.  tive, list all beneficiaries under trust. Refer to sons whose rights accrue at the time of death, or discharged is also an interested person.
Indicate, when applicable, g their deceased parent who	randchildren and nieces and nephews by	family groups, by showing the name of
Sample:  Joe Petitioner	1234 Hexagon Street, N.W.	Son/heir/legatee/petitioner
	Washington, D.C. 20000	3 1
Interested persons	Address	Relationship (Age, if under 18)
	(Use continuation sheet if neces	esary)
	WITNESSES TO WILL(S)/CODICIL(S)	) (Names)

g

A. Real Property located in the District of Columbia		Estimated Value
	· ·	
	• •	
	-	
	-	
	Total \$	
<b>B. Personal Property</b> located in the District of Columb other jurisdictions	pia and	
B1. Value of household furniture, automobiles, furnishings, appliances and personal effects		\$
B2. Value of all other personal property		\$
Personal Property Total	Total \$	
C. (A+B)	Total \$	
D. Debts and Funeral Expenses		
Debts secured:	Total \$	
Debts unsecured:	Total \$	
Funeral Expenses:  Paid by  name	Amount paid \$	
☐ Unpaid	Amount unpaid \$	

personal representative(s) of the and that the (court find that the c and codicil(s) dated	ys that petitioner(s) be appointed (supervidecedent's estate in (abbreviated) (standecedent died intestate) (will datedte and record) and that the additional relief	dard) probate proceeding,, exhibited with
Check appropriate box(es)  ☐ order witnesses to the alle to appear and give testimo	ged will dated ny regarding its execution;	
	cody of will dated	
	n to show cause why the provisions of the	•
I do solemnly declare and affirm (	<b>DECLARATION OF PETITIONER</b> under the penalty of law that the contents f my knowledge, information and belief.	s of the foregoing petition
☐ I am a member of the D.C. ba	r and hereby guarantee court costs.	
Signature of Attorney for Petitioner	Signature of Petitioner	Tel. No.
Typed name of Attorney	Signature of Petitioner	Tel. No.
Attorney's Address	Signature of Petitioner	Tel. No.
Telephone No.		
Unified Bar No.		

#### ACCEPTANCE AND CONSENT OF EACH PERSONAL REPRESENTATIVE

I do hereby accept the duties of the	ne office of personal representati	ve of the estate of
		deceased, whether in
a supervised or unsupervised adm	ninistration, and consent to perso	onal jurisdiction in any action
brought in the District of Columbia	a against me as personal represe	entative or arising from the duties of
the office of personal representati	ve pursuant to D.C. Code, sec. 2	0-501.
Signature of Petitioner	Signature of Petitioner	Signature of Petitioner
To be Execute	POWER OF ATTORNEY ed by Each Non-resident Persona	I Representative
	upon whom all notices and proceerved with the same effect as pe	ess issued by a competent court in rsonal service in relation to all suits
(Signature)	(A	ddress, may not be P.O. Box)
(Signature)	(Ac	ddress, may not be P.O. Box)
(Signature)	(A	ddress, may not be P.O. Box)

## **SUPERIOR COURT OF THE DISTRICT OF COLUMBIA**

#### PROBATE DIVISION

			ADM
Estate	of		
		Deceased	_
		NOTICE OF STA	NDARD PROBATE
		(For estates of decedents of	lying on or after July 1, 1995)
Notice	is hereb	y given that a petition has been file	ed in this Court by
accorda	al repres ance wit	sentatives. Unless a responsive plea h Superior Court Probate Division F	obate, including the appointment of one or more ading in the form of a complaint or an objection in the 407 is filed in this Court within 30 days from the ay take the action hereinafter set forth.
(Delete	all whice	ch do not apply)	
☐ satisfac		to probate the will datedthe Court of due execution by affid	exhibited with the petition upon proof avit of the witnesses or otherwise
☐ regardi		vitnesses to the alleged will dated _ xecution	to appear and give testimony
	order _		_ who is alleged to have custody of the will dated the Court
☐ dated _			e why the provisions of the lost or destroyed will e admitted to probate as expressed in the petition
☐ determ		absence of a will or proof satisfacto at the decedent died intestate	ry to the Court of due execution, enter an order
		appoint an unsupervised personal	representative
		appoint a supervised personal rep	resentative
		(other)	
Date of	f first pu	blication:	_
Names	of news	spapers:	-
	Signati	ure of Petitioner/Attorney	
			Register of Wills Clerk of the Probate Division
		Address	-
		Addi C33	
	Phone	Number of Petitioner/Attorney	-

## **SUPERIOR COURT OF THE DISTRICT OF COLUMBIA**

#### PROBATE DIVISION

	WIL (Link to:)
In re Estate of	(Link to:)
Deceased	
CERTIFIC	CATE OF FILING WILL
I,	, on thisday of,
20, hereby submit for filing the fo	ollowing paper-writing(s) purporting to be the Last Will
and Testament and/or Codicil(s) of	
(insert all name(s) of deced	dent as reflected in the will(s) and/or codicil(s))
who died on or about theday	of,20, domiciled in the
District of Columbia.	
Date of document(s):	
Unusual attributes (if any):	
Name of nominated personal re	epresentative:
Address of nominated personal	representative (if known):
The same (was) (were) received from	
Case No:ADM/SEB	
No estate is open.	
	Name:
	(signature)
	Address:
	Telephone Number:
FOR OFFICE USE ONLY	
Reviewed by	_
(signature)  Comments:	
	_
	_
	_

# SUPERIOR COURT OF THE DISTRICT OF COLUMBIA PROBATE DIVISION

		WIL _	)
Estate of	(Link to: _		)
Deceased			
AFFIDAVIT OF WITI	NESS		
On this day of			
personally appeared and answered the followin	g questions:		
		YES	NO
1) Were you one of the witnesses who signed the attach document which is dated and is said to will and testament) (codicil) of District of Columbia who is now deceased?	be the (last		
2) Did the testator sign the document while in your pres	ent?		
3) Did the testator say the document was his/her (will) (	(codicil)?		
4) Did the testator seem to be of sound mind and aware was doing at the time he/she signed the document?	of what he/she		
5) Did the testator ask you to sign the document as a wi	itness?		
6) When you signed the document as a witness, were th all of the witnesses who signed the document present?	e testator and		
7) Were you present when each of the other witnesses s document?	igned the		
8) Did the testator ask the other people who signed the so as the will was presented?	document to do		
9) Was the testator present when each of the witnesses document?	signed the		

	YES	NO
10) Do you know of any will or codicil of, testator other than the attached document?		
11) What is your date of birth?		
REMARKS:		
I do solemnly declare and affirm under penalty of law that the foregoing document are true and correct to the best of n information and belief.		
NAME:		
ADDRESS:		
PHONE:		

### **SUPERIOR COURT OF THE DISTRICT OF COLUMBIA**

#### PROBATE DIVISION

	ADM
Estate of	
Deceased	
	RSONAL REPRESENTATIVE D D.C. CODE SEC. 20-502(a)
(For estates of dece	edents dying on or after July 1, 1995)
KNOW ALL BY THESE PRESENTS: T	That I/we
	_ as principal and
as surety, are held and firmly bound to the dollars.	e District of Columbia in the sum of
	on is such that if the said
shall well and truly perform the office of th	e personal representative(s) of the estate of, deceased, late of
required of the personal representative(s) person or creditor (other than those excludotherwise it shall be in full force and effect	rding to law, and shall in all respects discharge the duties by law without any injury or damage to any interested ded below, if any) the above obligation shall be void; s bond shall not cover the following:
	erested persons who have filed written waivers:nt expressly subject to withdrawal only in a manner that is
	r personal property which cannot be sold or distributed
SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF:	(Seal
	(Seal
	(Seal
Dated this day of	Surety
Š	By: (Sea

# SUPERIOR COURT OF THE DISTRICT OF COLUMBIA PROBATE DIVISION

	ADM
Estate of	
Deceased	
WAIVER OF PERSONAL R	EPRESENTATIVE'S BOND
(For estates of decedents dy	ing on or after July 1, 1995)
1,	, being a competent
adult heir and/or legatee of	, deceased, or
$\hfill \square$ a creditor of the decedent whose claim in exclision discharged,	cess of \$500.00 has not been barred or
and being familiar with the petition of	
for Letters of Administration, do hereby waive prote	ction of any bond* so far as my interest in said
estate is concerned.	
Witness	Signature
Date	 Date

<sup>\*</sup>Bond is a form of insurance. If the personal representative misappropriates or otherwise mishandles estate assets, the bonding company will repay the estate the amount lost or the amount of the bond, whichever is less. Bond covers the shares of all interested persons who have not waived bond.

# SUPERIOR COURT OF THE DISTRICT OF COLUMBIA PROBATE DIVISION

			ADM
Estate of		(Link to	WIL
	Age		
Deceased			
(Fo	Standard Probator estates of decedents dying o		5)
Upon consideration	n of the petition for (supervise	d) (unsupervised) sta	ndard probate, the
acceptance and consent of	f each personal representative	, a power of attorney	by each non-resident,
and a bond, if applicable, i	in the amount of \$		all having been filed
herein, and it further appe	earing that publication of notice	e pursuant to SCR-PD	403(a)(1) has been
effected and copies of the	notice were timely mailed to a	III interested persons	or that diligent effort has
been made to do so as evi	denced by the verified statement	ent filed herein, and r	no adverse responses
having been filed, it is this	s day of		
ORDERED, that ad	ministration of this estate is		
(unsupervised)			
(supervised) fo	r the following reasons:		
☐ Decede	nt's will directs supervision.		
☐ Decede	nt's will directs unsupervised a	administration but sup	pervised administration is
required fo	or the following reasons:		
Other			
and it is further,			
ORDERED, that			
	(is) (are) appoin	ted personal represen	tative(s) o f the estate

of \_\_\_\_\_\_, deceased, and it is further,

ORDERED, that	
$\hfill \Box$ the Court finds that the decedent died intestate.	
the will dated	and codicil(s)
dated	accompanying
the petition (is) (are) admitted to probate and red	cord as the last will and testament of the
aforesaid decedent and as an international will wh	nere applicable.
$\square$ that bond heretofore filed in the amount of \$	is approved.
bond is not required.	
$\hfill\Box$ that the said personal representative(s) shall file	an additional bond in an amount to be
fixed by the Court before accepting assets in exce	ess of the stated amount.
$\square$ the sum of \$10,000 is allowed out of the persona	l estate of
as surviving spouse and/or custodian of decedent	's minor child(ren) in accordance with law
(for estates before April 27, 2001 only).	
☐ Subject to D.C. Code, sec. 20-906, a homestead	allowance in the sum of \$15,000 is
authorized out of the real or personal estate to	as the surviving
spouse/domestic partner and, if none, to	as a custodian of a
surviving minor child and to	as a dependent child, to be divided
equally between each of the children.	
$\hfill \square$ Subject to the homestead allowance and as provi	ded in D.C. Code, sec. 20-906, a family
allowance in a reasonable sum not to exceed \$ 15	5,000 is authorized out of the personal
estate to as surviving	g spouse/domestic partner and decedent's
minor child(ren) whom the decedent was obligate	ed to support and children who were in fact
being supported by the decedent, in accordance v	vith law.
$\hfill \square$ After payment of the homestead and the family a	allowance and as provided in D.C. Code,
sec. 20-906, tangible personalty or other persona	Ity not exceeding the value of \$10,000 is
authorized to the surviving spouse/domestic parti	ner and if none, to the decedent's
surviving children jointly as exempt property.	
$\hfill \square$ subject to any limitation of the will (if decedent d	ied testate), D.C. Code Title 20, or by an
order of Court, the personal representative(s) ma	y, in addition to any power or authority
contained in the will and to any other common-law	w or statutory power, properly exercise
those general powers as enumerated in D.C. Code	e, sec. 20-741, subject to the following
limitations which, if the administration is supervis	ed, shall be endorsed on the letters of
administration:	
	JUDGE

## **SUPERIOR COURT OF THE DISTRICT OF COLUMBIA**

#### PROBATE DIVISION

		ADM
In re Estate of		
D	Deceased	
	TRUST OFFICER'S PRAECIPE	
The Register of V	Vills will please note that the trust officer to be con	tacted with regard to this
matter is:		
	Name of trust officer	_
	Official name of financial institution	_
	Preferred mailing address	_
	Direct telephone number	_
In the event that	the trust officer named above cannot be reached,	contact may be made with
the Chief Financial Office	r and/or President of the financial institution identi	fied below until such time
as a new Praecipe is filed	I in this matter:	
	Name of President/Chief Financial Officer	_
	Official name of financial institution	-
	Preferred mailing address	_
	Telephone number	_
	Respectfully submit	ted,
	Signature of	filer

#### **CERTIFICATE OF SERVICE**

I hereby certify that on the	I hereby certify that on the	day of		, 20, a copy	of the foregoind
addresses of all interested persons):	was served by first class mail, p	postage prepaid,	to the following	interested persons	s (list names and
Signature	addresses of all interested pers	ons):			
Signature					
Sionature					
Signature					
Signature Signature					
				Signature	

#### SAMPLE - BOARD RESOLUTION

#### WELLS FARGO BANK, NATIONAL ASSOCIATION

#### MORTGAGE BANKING COMMITTEE I OF THE BOARD OF DIRECTORS

#### **GENERAL SIGNATURE**

#### ARTICLE I

RESOLVED, that agreements, instruments, or other documents, including amendments and modifications thereto (hereinafter collectively the "Instruments") relating to or affecting the property or business and affairs of the Bank, whether for its own account or in a fiduciary or other representative capacity, with or without its corporate seal, may be executed in its name by the persons hereinafter authorized.

#### **ARTICLE II**

RESOLVED, that for the purposes of these resolutions, the following terms and definitions shall apply:

- (i) "Executive Officer" shall mean any person who is an Executive Vice President or Senior Vice President of the Bank and is employed by the Wells Fargo Home Mortgage Division of the Bank (the "Division");
- (ii) "Senior Officer" shall mean any Executive Officer or any Vice President of the Bank who is employed by the Division (excluding Vice President Loan Documentation);
- (iii) "Junior Officer" shall mean any Assistant Vice President of the Bank who is employed by the Division;
- (iv) "Vice President Loan Documentation" shall mean any individual designated with authority under Article VI below;
- (v) "Designated Signer" shall mean any non-officer authorized by the Mortgage Banking Committee or by any Executive Officer or Senior Officer, in a written instrument filed with the Secretary or Assistant Secretary of the Bank, to execute any of the Instruments authorized by the Executive Officer or Senior Officer, but only to the extent of the authorizing officer's own authority hereunder.

#### **ARTICLE III**

RESOLVED, that any Executive Officer may execute any Instruments deemed necessary and proper in conducting the business of the Bank, except any such Instruments executed for the purpose of borrowing money and/or transferring securities pursuant to the Trade Resolution.

#### **ARTICLE IV**

RESOLVED, that any Senior Officer, acting alone for the good of the Bank, may execute the following Instruments on behalf of the Bank:

- (i) Deeds, leases, assignments, bills of sale, purchase agreements and other Instruments of conveyance to purchase, sell, lease or sublease to or from a third-party real or personal property, or any interest therein, for the Bank's own account; including Instruments concerning securities, and real or personal property acquired via foreclosure;
- (ii) Any Instruments necessary to receive goods, services or other monetary benefit from third-parties for the benefit of the Bank; and
- (iii) Any Instruments authorized to be executed in Article V below.

#### **ARTICLE V**

RESOLVED, that any Junior Officer, acting alone for the good of the Bank, may execute the following Instruments on behalf of the Bank:

- (i) Broker-in and Broker-out agreements;
- (ii) Assignments of mortgages, endorsement of notes, releases and satisfactions of mortgages, certificates of redemption, assignment of sheriff's certificates and trust deeds:
- (iii) Any and all Instruments relating to an individual loan closing; and
- (iv) Any Instruments authorized to be executed in Article VI below.

#### **ARTICLE VI**

RESOLVED, that any Vice President Loan Documentation, acting alone for the good of the Bank, may execute on behalf of the Bank, any Instrument relating to the origination, closing and servicing of Conventional, FHA-insured, or VA-guaranteed mortgages, including deeds and conveyances of real property acquired through foreclosure.

#### **ARTICLE VII**

RESOLVED, that the Mortgage Banking Committee or the Secretary may designate any Assistant Secretary, in a written instrument filed with the Secretary or Assistant Secretary of the Bank, which designation shall authorize said Assistant Secretary to:

- (i) Attest the signature of any Executive Officer, Senior Officer, Junior Officer, and Vice President Loan Documentation;
- (ii) Attest the signature and appointment of any Designated Signer; and
- (iii) Execute corporate certifications on behalf of the Bank.

#### ARTICLE VIII

RESOLVED, that any Executive Officer or Senior Officer may designate any non-officer ("Designated Signer"), in a written instrument filed with the Secretary or assistant Secretary of the Bank, to execute any of the Instruments that such Executive Officer or Senior Officer is authorized to execute, but only to the extent of the authorizing officer's own authority hereunder. Such Designated Signer shall retain such authority until revoked in a written instrument filed with the Secretary or Assistant Secretary of the Bank, signed by the authorizing officer or any other officer of equal or greater authority, the Board of

Directors or any committee thereof, or until termination of Designated Signer's employment with the Bank or any of its affiliates.

#### **ARTICLE IX**

RESOLVED, that the signature of the Secretary or of any Assistant Secretary of the Bank shall be required to certify any resolution adopted by the Board of Directors of the Bank, the incumbency, title or signature of any officer of the Bank and any designation of authority under these resolutions or otherwise, and the Secretary or any Assistant Secretary of the Bank may also certify any records or other documents created in the ordinary course of the business of the Bank; and

FURTHER RESOLVED, that these resolutions shall supersede any resolution previously adopted by the Board of Directors of the Bank or any committee thereof to the extent that such previous resolutions are inconsistent herewith.

FURTHER RESOLVED, that the execution of any Instrument listed within this Article IX may be by original, stamped or facsimile signature.

#### SECRETARY'S CERTIFICATION

I, Deidre A. Messenger, Assistant Secretary of Wells Fargo Bank, National Association, a national banking association, do hereby certify that the foregoing is a full, true and correct copy of the resolutions adopted by Mortgage Banking Committee I of the Board of Directors of Wells Fargo Bank, National Association, as of January 14, 2011; that said resolutions have not been amended or revoked and that the same are, on the date of this certification, in full force and effect.

I hereby further certify that the following individual has been a duly elected, qualified and acting officer of the Bank since July 20, 2011 holding the title set opposite his/her name:

Garrett McMullen	Vice President Loan Documentation
WITNESS MY HAND AND THE SEAL OF TH	E BANK, this day of, 20
(SEAL)	Deidre A. Messenger, Assistant Secretary

#### **SAMPLE**

#### SUPERIOR COURT OF THE DISTRICT OF COLUMBIA

#### **Probate Division**

IN RE:	)	
ESTATE OF Marion Green	)	Administration No. 2011 ADM 917
	)	

#### **GUARANTEE OF PAYMENT OF COSTS**

Wells Fargo Bank, N.A., the Petitioning Creditor of the Estate of Marion Green, personally guarantees payment of the following.

- 1. Court costs for this Estate;
- 2. Costs of publication of Notice of Appointment, Notice to Creditors and Notice to Unknown Heirs:
- 3. Bond premium; and
- Attorneys' fees of the disinterested member of the Bar appointed to be Personal Representative of this Estate.

Wells Fargo Bank, N.A. SOLEMNLY DECLARES and affirms, under penalty of perjury, that the contents of this Guarantee of Payment of Costs are true and correct to the best of its knowledge, information and belief.

Wells Fa	rgo Bank, N.A.	
BY:		_
	(Signature)	
Print	ed Name: Amalia Nix	

Title: Vice President Loan Documentation

# SUPERIOR COURT OF THE DISTRICT OF COLUMBIA PROBATE DIVISION

ADM _	
Name of Decedent	
Name and Address of Attorney	
Notice of Appointment, Notice to Creditors and Notice to Unknown H	
address(es) (is/are), \(\begin{array}{cccccccccccccccccccccccccccccccccccc	whose
(was/were) appointed Personal Representative(s) of the estate of	
who died on	
(with/without) a Will and will service (with/without) Court supervision. All unknown heirs a	nd heirs
whose whereabouts are unknown shall enter their appearance in this proceeding. Objection	ns to such
appointment (or to the probate of decedent's Will) shall be filed With the Register of Wills, I	D.C., 515
5th Street, N.W., 3 <sup>rd</sup> Floor, Washington, D.C. 20001, on or before	·
Claims against the decedent shall be presented to the undersigned with a copy to the Regis	ter of Wills
or filed with the Register of Wills with a copy to the undersigned, on or before	
or be forever barred. Persons believed to be heirs or legatees of the decedent who do not re	eceive a
copy of this notice by mail within 25 days of its publication shall so inform the Register of W	/ills,
including name, address and relationship.	
Date of first publication:	
Name of newspaper and/or periodical:  To be signed by Personal Representations of the signed by Personal Representation	esentative(s)
Nume of newspaper una/or periodical.	,
Telephone Number	er of Personal esentative(s)
TRUE TE	EST COPY
Register of Wills	

## **SUPERIOR COURT OF THE DISTRICT OF COLUMBIA**

#### PROBATE DIVISION

\_\_\_\_\_ ADM \_\_\_\_\_

Estate of		
	deceased	
VERIFIED STATE		SERVICE OF PETITION FOR STANDARD DBATE
entities listed as interess standard probate has be has been given. Comple	ted persons in the pe een filed. This form o etion of this form is n	ing is responsible for notifying all persons and tition for standard probate that a petition for an be used to inform the Court that such notice ot a substitute for a careful reading of and code, sec. 20-323, and SCR-PD 403(a).
attachments, and the No	otice of Standard Pro are attached, write "	ne petition for standard probate, all bate are attached from the following persons. none" and continue to paragraph 2. Attach
Person	Address	
for standard probate, all certified mail, postage p following persons, who s	I attachments, and the repaid, return receip signed and returned to are being filed, write	, 20, I mailed the petition are Notice of Standard Probate by registered or trequested, with delivery restricted to the the green cards that are attached to this filing. The "none" and continue to paragraph 3. Attach
Person	Address	
	_	
	_	

3. On the day of	of	, 20	, I mailed the petition
for standard probate, all at	tachments, and the	Notice of Standard	Probate by registered or
certified mail, postage prep	aid, return receipt re	equested, with deliv	ery restricted to the
following persons. Either n	o green cards were i	returned, or the gre	en cards were signed by
someone else.			
Person	Address		

Explain what diligent efforts were made to locate and notify each of these persons below.

I do solemnly declare and affirm under penalty of law that the contents of the foregoing						
document are true and correct to the best of my knowledge, information, and belief.						
Date	Signature					

# SUPERIOR COURT OF THE DISTRICT OF COLUMBIA PROBATE DIVISION

	ADM
Estate of	
Deceased	
ACKNOWLEDGMENT OF RE	ECEIPT OF SERVICE OF NOTICE REGARDING PETITION FOR STANDARD PROBATE
I,	, being a competent adult
nereby acknowledge receipt of and the Notice of Standard Pro	a copy of the petition for standard probate, all attachments bate.
	Date
	(Signature of heir/legatee/creditor)
	Typed Name
	Address (Actual address/not Post Office Box)
	Telephone number
	E-mail address (optional)

#### **Court Costs**

## 1. Instructions for computing court costs for persons who died on or after January 1, 1981 through June 30, 1995

Court costs are based on the value of all personal property. They are assessed at the following rates pursuant to Superior Court, Probate Division Rule 125:

<u>bate Estate</u>	Court Costs
500	No Cost
but less than \$2,500	\$15
but less than \$10,000	\$50
but less than \$25,000	\$100
but less than \$50,000	\$150
but less than \$75,000	\$250
but less than \$100,000	\$350
but less than \$500,000	\$575
but less than \$750,000	\$825
but less than \$1,000,000	\$1,275
but less than \$2,500,000	\$1,800
but less than \$5,000,000	\$2,300
and over	\$2,300 plus 0.02%
	of excess over \$5,000,000
	but less than \$10,000 but less than \$25,000 but less than \$50,000 but less than \$75,000 but less than \$100,000 but less than \$500,000 but less than \$750,000

Additional court costs totaling \$25.00 are assessed when real property in the District of Columbia, of whatever value, irrespective of the number of parcels, is carried as a probate asset.

Court costs are payable in cash or by check or money order made payable to "Register of Wills, D.C.," and should be dated within 30 days of presentation.

## 2. Instructions for computing court costs for persons who died on or after July 1, 1995

Court costs are based on the value of all personal property. They are assessed at the following rates pursuant to Superior Court, Probate Division 425:

Value of Probate Estate		Court Costs	
Less than			No Cost
\$500			
\$500	to	\$2,500	\$15
\$2,500.01	up to	\$15,000	\$50
\$15,000.01	up to	\$25,000	\$100
\$25,000.01	but less	\$50,000	\$150
	than		
\$50,000	but less	\$75,000	\$250
	than		

\$75,000	but less than	\$100,000		\$350
\$100,000	but less than	\$500,000		\$575
\$500,000	but less than	\$750,000		\$825
\$750,000	but less than	\$1,000,000		\$1,275
\$1,000,000	but less than	\$2,500,000		\$1,800
\$2,500,000	but less than	\$5,000,000		\$2,300
\$5,000,000	and over		\$2,300 plus 0.02% of excess over \$5,000,000	

Additional court costs totaling \$25.00 are assessed when real property in the District of Columbia, of whatever value, irrespective of the number of parcels, is carried as a probate asset.

Court costs are payable in cash or by check or money order made payable to "Register of Wills, D.C.," and should be dated within 30 days of presentation.