

**Homestead - Stand-Alone Petition\***

Estate of \_\_\_\_\_  
 Case No: \_\_\_\_\_  
 Date: \_\_\_\_\_  
 Attorney: \_\_\_\_\_

	Legal description of property [5.405(b)(4)]
	List surviving spouse & lineal heirs and addresses, incl dob if minors [5.405(b)(3)]
	Statement: Property inside or outside of a municipality [Fla. Const. Art. X, § 4(a)(1)]
	State actual acreage (not just "less than ½ acre")[Fla. Const. Art. X, § 4(a)(1)]
	Verified petition by interested person - look to see if the nature of the petitioner's interest is obvious or not [731.104, 5.020(e), 5.405(b)]
	Court has jurisdiction over parties ["Homestead Made Easy - Part3a," Rohan Kelly, <i>Fla. Bar Journal</i> , Jul/Aug 1995, pp 56, 57, either consents filed or formal notice given] [733.212(1)(d), 5.040]
	Verified diligent search for creditors and status of creditors [See 5.041, 5.405(b)(5)] Unless claims are barred, i.e., the date of death is over 2 years
	Statement that there are no other assets - and no assets anticipated [5.405(b)(5)]
	Or Notice to creditors, if any [5.041], unless claims are barred
	Order correctly reflects title to benes [5.405(c)] and does not direct PR to surrender
	Certified copy of death certificate [733.103(1), 5.205, 5.171(a)]
	If original will filed, will is self-proved & admitted to Probate [See 5.530(c)]
	If no will, petition alleges diligent search to locate will with none found [See 5.530(a)(10)]

Beneficiaries	Creditors

**Comments:** \_\_\_\_\_

**Recommendation:** \_\_\_\_\_

\* There is no other petition in file, i.e., no petition for administration or summary administration.  
 (Updated: July 2007)