

ANCILLARY SUMMARY ADMINISTRATION PETITION

Estate of _____	
Case No.: _____	
Date: _____	
Attorney: _____	

**Probate Code: Foreign Personal Representatives, Foreign Wills + Ancillary Admin See Chpr 734**

**Authenticated copies of the following are filed** (see def. below): [734.102(2), 5.475]

Will is executed in conformity with law of state or country where will was executed. 732.502, 734.102(3), 734.104, 5.470(c); *Estate of Swanson v. Larson*, 397 So. 2d 465 (Fla. 2d DCA 1981)

Petition for Probate where will was executed

Order admitting Will to Probate where will was executed

**OR** [734.102(2), 5.470(a)(2)]

The Petition for Letters

Letters

**Authenticated: the judicial proceedings of any court of any state shall be admitted by the attestation of the clerk and seal of the court annexed, if a seal exists, together with a certificate of a judge of the court that the said attestation is in proper form. 28 U.S.C. § 1738. Also called triple seal, act of congress or triple seal. This is not a “certified copy.”**

Certified copy of death certificate [731.103(1), 5.171(a), 5.205]

Order admitting will is for a non-resident

Testate Estate: a statement identifying all unrevoked wills and codicils offered for probate, and that each petitioner is unaware of any other unrevoked wills or codicils. [5.530(a)(11)]

Intestate Estate: a statement that after the exercise of reasonable diligence each petitioner is unaware of any unrevoked wills or codicils. [5.530(a)(10)]

Venue proper(non-res of state with prop in cnty) [733.101, 735.201]

Petition Verified [731.104, 735.203(1), 5.020(e), 5.530(a)]

Petitioner's relation to decedent and place of residence:

\_\_\_\_\_ [731.201(21), 733.202]

Benes, & birth dates of minors listed [731.201(2), 733.202, 5.200(c)]

Signed by benes and spouse or consents filed or formal ntc w/o obj. [735.203(1), (3)]

List all assets and values [5.530(a)(8)]

Not indebted or claims paid or assumed by benes or claims barred [5.530(a)(9)]

Diligent search made for creditors & penalty for failure included\* [735.206(2), (4)(d)]

Notice of petition given to creditors if any [735.206(2)]

Proposed distribution of assets [735.203(3), 735.206(3), 5.530(a)(12)]

If real property, it is not homestead [Fla. Const.] or separate homestead petition file

Order includes items of prop, acct or id #, \$ amounts & cc to creditors, if any [735.206(3); see 5.530(d)]

Beneficiaries

Creditors

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
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Comments + Recommendations: \_\_\_\_\_