**In the \_\_\_\_ Judicial District Court of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_County,**

**State of Montana**

|  |  |  |  |
| --- | --- | --- | --- |
| In the Matter of the Estate of  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,  (*name of person who died*)  Deceased. |  |  | *(To be filled in by court)*  Cause No.: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Dept. No.: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_    **Statement of Informal Probate** |

(*Rest of form to be filled in clerk ofurt*)

1. An Application for Informal Probate and Appointment of a Personal Representative was filed requesting:

* Informal probate of the will of the above-named decedent
* The appointment of a personal representative

1. Upon consideration of the application, I determine the following are true:
   * 1. Venue is proper.
     2. The application is complete, and the applicant has made oath or affirmation that the statements contained in the application are true to the best of the applicant’s knowledge and belief.
     3. The applicant appears to be an interested person.
     4. Any notice required by MCA 72-3-106 has been given and the application is not within MCA 72-3-213(5);
     5. It appears from the application that the time limit for original probate has not expired;
     6. At least 120 hours have elapsed since the decedent’s death;
     7. No personal representative has been appointed in another county of Montana;
2. The will dated \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ with codicils dated\_\_\_\_\_\_\_\_\_ is admitted to informal probate.
3. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ is appointed as personal representative

* With bond
* Without bond in the amount of $\_\_\_\_\_\_\_\_\_\_\_\_

The applicant is granted all the authorities and responsibilities of a personal representative. The clerk’s office shall issue Letters to the applicant.

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Clerk of Court or Judge

By:

Deputy Clerk