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**NEW HAMPSHIRE
PROBATE COURT MANUAL**

VOLUME I

**NEW HAMPSHIRE
PROBATE COURT MANUAL
VOLUME I**

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NEW HAMPSHIRE

PROBATE COURT MANUAL

VOLUME I

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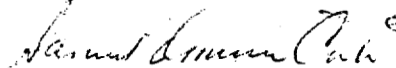
Dear Judge Treat:

We are pleased to transmit to you on behalf of the Court the "New Hampshire Probate Court Manual," which was prepared pursuant to a contract between the State of New Hampshire and the National Center for State Courts.

The manual as prepared, primarily by Lorraine Moore, Jeff Leidinger, and Daniel Valluzzi of our staff, reflects current clerical practices in the several Register of Probate offices for the Probate Court throughout the state. We are hopeful that this document will be useful to the registers and judges.

The manual serves as a documentation of procedures and should be considered a first step in the development of uniform procedures in the Register of Probate offices.

Very truly yours,



Samuel Domenic Conti
Regional Director

SDC/jh

Enclosure



PROBATE COURT MANUAL

PREFACE

The growing intricacies of probate law and the increasing public impatience with the time and expense involved in the transfer of property on death calls for the immediate development of tools which will expedite probate practice. The preparation of adequate texts on probate law and practice is laborious and time consuming -- witness the interval of 67 years from the publication of the volume on New Hampshire Probate by Judge Hoyt in 1901 and the more recent three-volume text published in 1968.

The need for manuals and texts in the probate field is nationwide. In 1972, the American Bar Association organized a Committee on Practice Handbooks for the purpose of developing "its own materials in the form of one or more practice handbooks in the probate field and inspire state and local bar groups to develop comparable materials based on local law and procedure". After three years of work, the Committee has recently concluded its duties and published a bibliography of probate practice manuals or handbooks available in various jurisdictions. The Committee reports that 34 states and the District of Columbia have some type of probate handbook or manual



directed to the administration of estates in those jurisdictions. In four of these states (Utah, Texas, South Carolina, and Illinois), practice handbooks or manuals have been published which are considered models for outlining the step-by-step procedures to be followed in probate court practice. These are not treatises on substantive probate law but are intended to serve as road maps for those probate practitioners who must weave their way along the tortuous highways of probate practice.

The Committee on Practice Handbooks points out that New Hampshire has a chapter in the volume published by the Committee on Junior Bar Activities covering trusts and estates (Chapter VII) and also the treatise on New Hampshire Probate Law. However, neither of these sources provides the practitioner with the kind of quick procedural guidelines necessary for each of the areas of probate jurisdiction in New Hampshire. Consequently, the Judges of Probate in New Hampshire voted on May 9, 1975 to engage the services of the National Center for State Courts for the preparation of a Probate Court Manual. Funds for the Manual were appropriated by the General Court and approved by Governor Meldrim Thomson and the Executive Council.



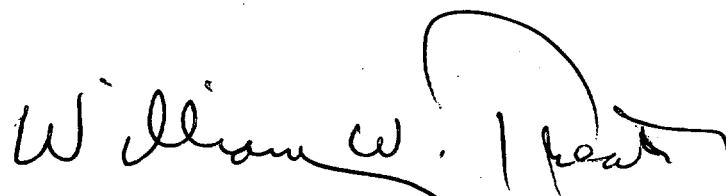
The Probate Court Manual for New Hampshire is only the beginning in an effort to correlate the diverse functions of the Probate Courts in one procedural handbook. Although the draft of the Manual has been reviewed by the Judges and Registers of Probate, it is recognized that much refinement remains to be done. The loose-leaf binder was not an accidental choice, but was intended to not only make it easy to accommodate the Manual to periodic changes resulting from new statutes, case law, and rules of court, but also from changes and additions resulting from more prolonged and closer scrutiny by members of the probate bar, probate judiciary and court officials.

It must be emphasized that this Probate Court Manual is not a bench book for the Probate Judge, nor is it intended as a desk book for the Probate Attorney. Its function is limited to a description of the steps to be taken in each type of petition with comments that are intended to be helpful in producing probate pleadings that are accurate and in accordance with the law and rules of court as interpreted by the Probate Court.

Although limited funds prevented publication of sufficient volumes to permit general distribution to members of the Bar, it is hoped that in the future arrangements can be



made for further publication and greater distribution of the Manual. In the meantime, each of the ten probate offices throughout the State will have copies of the Manual available for reference.

A handwritten signature in cursive script, reading "William W. Treat". The signature is written in dark ink and is positioned above the printed name.

Honorable William W. Treat for
The New Hampshire Probate Court

November 10, 1975



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FOREWORD

This is an in-office operations manual for Registers and Judges of Probate. It is a composite of procedures which are most frequently used by Probate Court staff. The manual should serve as a handy reference document for the inexperienced as well as the experienced Register and should be particularly useful for training new clerical personnel.

This manual is a first step toward achieving uniform practices in the Registers' offices. It may be adapted to the user's needs. Space is provided for additional notations.

ACKNOWLEDGMENTS

During the preparation of the manual we were impressed with the dedication, interest and knowledge of the Probate Court staff, who devoted a significant amount of time preparing and reviewing the manual with us. We wish to particularly thank the following individuals for their assistance and support in preparing the manual.

Judges of Probate, Hon. William Treat, who served as court liaison for the judges and editor for the court, and Hon. Donald W. Cushing

Registers of Probate and their assistants: Edward Howard and Betty Powell (Rockingham), Carol Ingraham (Merrimack), Margaret Odgen (Strafford), and Phyllis Parker (Cheshire)

Department of Health and Welfare: Jim Bianco, Art Roberge

INTRODUCTION

A Court of Probate is located in each of the ten counties in New Hampshire. Each court has one Judge, appointed by the Governor and Council, one Register elected for a two-year term, and such Deputy Probate Court staff as allowed by statute. "The Probate Courts are state, not county courts, and are the oldest constitutional courts in New Hampshire. Indeed, they were the only constitutional courts until 1966".

The Probate Court is regarded as a court of general jurisdiction on those matters conferred upon it by statute and is a court of record for all purposes.

The Judges of Probate follow the Supreme Court rules for regulating and for conducting the business in their courts in all cases not expressly provided for by law, and, in addition, prescribe forms for use by the Probate Courts. The Supreme Court has the power to alter and amend them and develop such other rules and forms necessary to secure regularity and uniformity (RSA 547:33). An Administrative Committee, comprised of three Probate Judges, has general advisory powers and may make recommendations for coordinating and unifying the procedures in the Probate Courts.

The Registry of Probate is the major processing center through which virtually all court and case documents flow. The Register issues, records and files these documents in accordance with the New Hampshire Statutes and the Rules of the

Probate Courts. The efficient and effective operation of the Probate Courts is predicated on the accurate and timely processing of cases. To this end, the New Hampshire Probate Court Manual should serve as a valuable reference for experienced and inexperienced Probate personnel.

INSTRUCTIONS

The New Hampshire Probate Court Manual is designed to serve as a reference for office procedures. The manual is not an exhaustive analysis of the activities in which a Register or Judge of Probate is involved; however, the major areas of concern are described.

The manual is divided into eight major sections: GENERAL, ADMINISTRATION OF ESTATES, FAMILY LAW, INVOLUNTARY COMMITMENTS, APPEALS, GENERAL ADMINISTRATION, GLOSSARY and INDEX. Included in each section, containing a number of subsections, are an Introduction, List of Forms, Description of Procedures, and Sample Forms.

The "Table of Contents" serves as a general subject index for the manual. An index has been included at the back of the manual to facilitate the location of more specific information. The "Index" is arranged by major sections of the manual, in the order in which they appear in the manual, and further divided by the subsections, in alphabetical order.

The "Lists of Forms" describe the "Sample Forms" which are included in the sections and their location in the manual.

"Descriptions of Procedures" explain the steps involved in completing each procedure. When the step involves the use of a form, the existence and number of the "sample" form is noted. The next column notes the statutory, rule or other reference authority for a particular activity. The "procedure" column and occasional "notes" offer an explanation of each procedure, to highlight potential problem areas or discuss alternatives not described in the procedure column.

The inclusion of "sample forms" in each subsection provides an immediate reference for the type of form used in each procedure. Although numbered forms have been generally standardized throughout the state, unnumbered forms represent samples of the numerous forms in use.

A "Glossary" is included to define those terms most frequently used in the Probate office.

(Major Section Heading)

(Subsection Heading)

CASE REFERENCE NO. _____

(This space is provided for the register to insert an actual case docket number which best illustrates the procedure.)

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
(A description of each step is provided.)				(This column provides a detailed description of the procedure to be followed in completing each step of the process.)	(Relevant statements are included to more fully explain the procedure or process.)
(The form column is used to denote the existence of a sample form.)					
(The form number is an index to the sample forms found at the end of each subsection. "No #" denotes that a sample form, developed by an individual court, is included.)				(Relevant statutes or rules are referenced for each step in the procedure. All rule citations are to the Rules of the Probate Courts of New Hampshire, abbreviated Prob. R. Citations to sections of the New Hampshire Revised Statutes Annotated will appear as RSA and references to New Hampshire Practice, Probate Law (Treat on Probate) as T.O.P.	
			vii		

AD MINISTRATION OF Estates

INTRODUCTION

ADMINISTRATION OF ESTATES

The Judge of Probate, in his county, has jurisdiction of the granting of administration and of all matters and things of probate jurisdiction relating to the sale, settlement and final distribution of estates of deceased persons, and shall have the power, concurrent with the Superior Court, to interpret and construct wills and testamentary trusts (RSA 547:3).

Administration is usually granted before any action may be taken on the estate of the deceased, whether testate or intestate. The person desiring to be administrator must present to the court (along with the will, if it exists) a petition for appointment, a bond (in an amount set by the court), a list of heirs and a report of gifts and transfers. Upon approval by the court, a letter granting administration is issued to the petitioner. In cases of testacy, the will must be proved in common form before any action may be taken upon the provisions in the will. Any uncontested will may be proved and allowed in common form, without notice, upon the oath (by personal appearance or by deposition) of one of the three subscribing witnesses; other satisfactory evidence, in the court's discretion, may be acceptable to prove the will.

Any interested party may petition to re-examine the probate of a will in common form, if filed within six months of the probate and if no appeal from probate has been prosecuted in the Supreme Court. Notice of the hearing having been given, the will is proved in solemn form upon the oath of all subscribing witnesses.

Any administrator must file an inventory of the estate within ninety days from the date of bond. Petitions for licenses may be received and allowed once the inventory has been duly filed.

The administrator must file with the court an account of administration each year until the final account has been allowed and the residue of the estate has been delivered according to the decree of court. The administrator may at this point be considered terminated and the administrator released from bond.

An administrator may apply to have the estate administered as insolvent when it appears that the assets are insufficient to pay debts. A statement of condition of the estate must accompany the petition for insolvency. Once the petition has been approved, commissioners are appointed to examine the claims of creditors against the estate. Upon decree of court, preferred claims are paid and notice is sent to those whose claims were disallowed.

The Probate Court may also exercise jurisdiction of petitions for partition of real estate, in cases where no dispute exists in relation to the title thereof (RSA 547:6).

The procedure for the appointment of a trustee is similar to that of the executor. Upon approval of the petition, presented by a person either named or not named in the will, and the giving of bond (unless a town or city of the state is the petitioner), the court issues a letter of trust to the petitioner. The Judge may appoint as trustee a trust company or a national bank. He may also appoint a public trustee to administer a number of small charitable trusts, provided the trustee of such trust gives his consent. It should be noted that the court will not appoint a foreign corporate fiduciary (RSA 390:13).

The trustee must file an inventory, may petition for licenses, and must file an account annually until the expiration of the trust. Whenever a charitable trust is a provision of the will, the Director of Charitable Trusts must receive a copy of the will within fourteen days of its allowance, a copy of the account and twenty-one days notice of the hearing on the allowance of the account.

The Probate Court has jurisdiction in relation to the appointment and removal of conservators, and of guardians of minors, mentally incompetent persons and spendthrifts, and in relation to the duties imposed by law on such conservators and guardians, and the management and disposition of the estates of their wards (RSA 547:4).

A guardian may be appointed by the Probate Court for a minor; the guardianship may be over the person, the estate, or both. Letters of guardianship are issued upon petition, notice and the giving of bond.

The procedure for appointing a guardian over a mentally incompetent person requires that a committee perform an inquisition to determine mental incompetency. If the person is declared mentally incompetent, the petition, notice and bond must be given before letters of guardianship are issued. A guardian may also be appointed for an incompetent veteran and a spendthrift.

The petition for a conservator must be filed concurrently with a physician's statement declaring the person to be unable to handle his affairs due to age or a physical (or mental) disability. A letter of conservatorship is issued upon the approval of petition, and giving of bond.

All guardians and conservators must file an inventory and an annual account. They may also petition for licenses once the inventory has been filed.

When a fiduciary (or legal representative) has filed to file an inventory or an account with the court within the statutory time limit, the Register must notify the person of default. If the fiduciary still fails to file the papers, the Register proceeds to serve a citation, order to show cause, citation for contempt of court, and, ultimately, a bench warrant served by the Sheriff.

WILLS

LIST OF FORMS

FORM	TITLE OF FORM	PAGE
98	Petition for Executor or Administrator W.W.A. with Real Estate Report	18
80	Petition for Administration (de bonis non)	19
101	Legacy and Succession Tax	20
101-B	Report of Gifts, Transfers and Joint Tenancies	21
12-22	Fiduciary Bond	22
9	Appointment of Resident Agent	23
42	Declination	24
48	Letters Testamentary	25
46	Letter of Administration with Will Annexed (also de bonis non)	26
133	Will and Probate	27
134	Probate of Will and Codicil	28
94	Petition for Dedimus Protestatem in Proof of Will	29
43	Deposition in Proof of Will	30
72	Notice to Legatees and Heirs	31
73	Return of Notice to Legatees	32
116	Petition to Re-Examine Probate of Will	33

WILLS
LIST OF FORMS

FORM	TITLE OF FORM	PAGE
39	Citation to Prove Will in Solemn Form	34
135	Will and Probate (in Solemn Form)	35
100	Petition to File and Record Authenticated Copies of Will and Probate	36
37	Citation Upon Petition to File Foreign Will	37
(No #)	Petition for Administration Ancillary Will Annexed	38
49	Ancillary Letters Testamentary or Administration with Will Annexed	39

Administration of Estates

Wills

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Filing of Will</u>					
Deposit of will for safekeeping	Yes	no#	RSA551:18 T.O.P. §985	a. Upon receipt of will, complete "Certificate of Deposit of Will" and give to testator.	a. See Certification section for sample form.
			RSA551:19, 20 T.O.P. §985	b. Enclose will in sealed wrapper. Record on wrapper name and residence of testator, date deposited and by whom; name, if any, of person to whom will is to be delivered after death of testator. c. Collect fee. d. Enter filing of will in book "Wills for Safekeeping". e. File with other wills for safekeeping.	b. When the will has not been presented in a sealed envelope, the register should place the will in a sealed wrapper in the presence of the depositor.
					e. Procedures for filing wills vary: some courts file them alphabetically, others file them numerically by an assigned number (other than a docket number). In the latter case, a cross index should be maintained.

Administration of Estates

Wills

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
				f. If will withdrawn, testator signs below entry of deposit and returns certificate of deposit.	f. During lifetime of testator, will is to be delivered only to testator in person or upon written order proved by oath of subscribing witness. A will filed for safekeeping is publicly opened at the first session of the Probate Court held after notice of the testator's death.
NOTE: It is very important that any <u>originals</u> (such as letters testamentary) not retained by the court be recorded prior to being released by the probate office.					
Delivery and filing of will after death of testator			RSA551:21 T.O.P. §985	a. Record on will name and residence of testator, date deposited and by whom. b. Assign docket number; enter in docket date of filing; complete index card; prepare docket folder. c. Place in pending file for court action.	
NOTE: In the case of testacy, if there is no estate of the deceased upon which administration is necessary to be granted, a will may be proved and recorded without taking out administration (Prob. R.25). See Proof of Will (Common Form) for procedure.					

Administration of Estates

Wills

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Appointment of Executor (or Administrator WWA)					
Petitions for Administration					
"Petition for Executor or Administrator WWA with Real Estate Report"	Yes	98	RSA553:2-6	a. Date-stamp; enter in docket date of filing.	The will, if not previously filed, may be filed along with the petition. In addition, the list of heirs and an appointment of agent form (if needed), should be received at this time.
Executor		p.1	T.O.P. §§171,175, 178,179, 182,191	b. Place in pending file for court action.	
Administrator WWA		p.2	RSA548:7-a	c. Judge acts on petition and sets amount of bond.	An executor must be issued letters testamentary before an act of administration upon the estate may take place. Within 30 days of the date of death (or within 30 days of his knowledge of being named executor), the executor must either accept the trust (by filing the will) or decline (by filing his refusal in writing).
"Petition for Administration de bonis non (W.W.A.)"	Yes	80	RSA553:7 T.O.P. §191	d. Review real estate report (p. 3 on petition) to determine location of real property	
			RSA548:7-a T.O.P. §63	e. When property is located in a different county in New Hampshire, send to the Register of Deeds in that county, within 15 days of filing of the petition: the name of decedent, date of death, and county granting administration	e. A copy of the Real Estate Report, which contains the required information, may be sent as notification to the Register of Deeds.
				f. Affix to will and file in docket folder.	
			10	g. Enter in docket date approved and name of appointee.	

CASE REFERENCE NO. _____

Administration of Estates

Wills

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Legacy and Succession Tax, statement of executor or administrator WWA" (List of Heirs)	Yes	101	RSA552:5-a T.O.P.\$1032	a. Date-stamp; enter in docket date of filing. b. Verify completion of two (2) copies: one copy filed in Probate Office; second copy forwarded to Director of Inheritance Taxes.	Before "Letter (s) Testamentary" (Administration) may be issued, the following must be on file in the Probate Office: 1) petition for fiduciary (approved by Judge in court); 2) Legacy and Succession Tax; 3) bond (set and approved by Judge).
"Report of Gifts, Transfers and Joint Tenancies"	Yes	101-B		c. Record and place in docket folder.	
"Fiduciary Bond"	Yes	Combined 12-22	Combined RSA553:13 Inclusive RSA553:15 T.O.P. \$\$217,887	a. Date-stamp, enter in docket date of filing. b. Verify that bond has been properly signed, witnessed and seals affixed. c. Judge approves and signs bond. d. Enter in docket with date approved. e. Record and file in docket folder.	Before an original form (such as "Letters Testamentary") is given to the executor, it is stamped "not to be duplicated", microfilmed, and a copy may be made for the docket folder.
"Appointment of Agent"	Yes	9	RSA553:25, 27	a. Date-stamp; enter in docket name and date received;	When the appointed fiduciary is not a resident of New Hampshire or when he is out of state for more than one year, he must appoint an agent to receive claims against the estate. The agent form must be filed prior to the formal grant of administration
"Declination"	Yes	42	RSA552:3 T.O.P. 11 \$1032	record and file in docket folder.	

CASE REFERENCE NO. _____

Administration of Estates

Wills

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Issue of "Letters Testamentary" ("Letter of Administration with Will Annexed (Also de bonis non)")	Yes	48	RSA553:2 T.O.P. §§175,177-179,191	a. Judge signs. b. Affix seal of court. c. Record; submit to each administrator the original letter.	
	Yes	46		d. Enter in docket name and residence of executor with date appointed. e. Complete delinquent card.	e. See Negligence section (at end of Administration of Estates section) for preparation of negligent card. See Citation and Notice.
Notice of Appointment			RSA550:10 RSA553:16 RSA553:26 T.O.P. §§183,837,842	a. Within 15 days of appointment of the executor (administrator) and agent, publish notice in newspaper; include name and residence of testator, executor and agent (if appointed).	Notice may also be given after the proof of a will and allowance of an account.
Notice to creditors (Press List)			T.O.P. §183 T.O.P. §184	a. Include in notice (published once): name of deceased, name of executor; name of executor's agent, if any; residences of each.	
Complete Real Estate Card (when real property is part of the estate)			12	a. Include name of deceased, docket number, location of real estate.	

CASE REFERENCE NO. _____

Administration of Estates

Wills

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Proof of Wills (Common Form)					A copy of an original will may be acceptable for proof of the will if the person filing it presents to the court an affidavit stating that original will has been lost. Upon notice to interested parties, the will may be proved in common form.
"Will and Probate" (with or without administration)	Yes	133	Prob. R. 25 RSA552:8	a. At court hearing judge takes testimony of one subscribing witness and decrees proof of will by signature.	A will may be proved without taking out administration when there is no estate of the deceased (or when all property is jointly held). The court generally requires wills to be proved even though the estate is not to be administered. Entry of the proof may be made in "Wills Not Probated" book, or in the regular docket.
"Probate of Will and Codicil"	Yes	134	T.O.P.\$1039	b. Send certified copy to appointed executor (administrator d.b.n. WWA) upon request. c. Enter in docket with date proved. d. Record and file in docket folder.	When a codicil refers to the will, one witness is sufficient to prove them together; when it does not, however, one witness from each instrument is necessary for proof of the will and the codicil.
Proof of Will (Deposition) "Petition for Dedimus Potestatem in Proof of Will"	Yes	94	RSA552:12 T.O.P.\$1039	a. Date-stamp; enter in docket date of filing. b. Place in pending file for court action. c. Judge acts on petition, naming commissioner.	The court may ask the executor named in the will to file a letter stating that there is no reason to prove the will and that there are no assets to be distributed. A list of heirs and a report of gifts may be filed along with the will in case administration is found to be necessary at a later date.
			13		

CASE REFERENCE NO. _____

Administration of Estates

Wills

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Deposition in Proof of Will"	Yes	43	RSA552:12 T.O.P.\$1039	<p>d. Send by certified mail to commissioner; petition and original will.</p> <p>a. Date-stamp; enter in docket date of return; place in pending file for court action.</p> <p>b. Judge approves and signs will.</p> <p>c. Enter in docket date proved.</p> <p>d. Send certified copy to executor (administrator) upon request.</p> <p>e. Record; file in docket folder.</p>	d. Retain copy of will (record) in the Probate Office.
Proof of Will with Satisfactory Evidence				<p>a. Judge enters on will "proved by satisfactory evidence", date, court, by whom.</p> <p>b.. Enter in docket date proved.</p> <p>c. Send certified copy to administrator upon request.</p> <p>d. Record; file in docket folder.</p>	Satisfactory evidence, such as several documents with the testator's signature and the personal appearance of someone familiar with the handwriting of the deceased, may be accepted when the subscribing witnesses are all unavailable.

NOTE: By Statute RSA86:25, a copy of the allowed will must be sent to the Director of the Inheritance Tax Division (Concord) whenever any part of the estate is taxable. Whenever a charitable trust is a provision of the will, send a copy of the proved will to the Director of Charitable Trusts (Concord).

CASE REFERENCE NO. _____

Administration of Estates

Wills

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Notice to Legatees (of proof of will)	Yes	72	RSA552:15-17 T.O.P.\$1044	a. Provide blank form (one for each of legatees and heirs at law); executor (administrator) d.b.n.(c.t.a.) responsible for giving notice.	
Return of Notice to Legatees	Yes	73	RSA552:15	a. Date-stamp; enter in docket date of filing; record and file in docket folder.	
Proof of Wills (Solemn Form) "Petition to Re-examine Probate of Will"	Yes	116	RSA552:7-9	a. Schedule for court action; sign order of notice; give notice.	
"Citation to Prove Will in Solemn Form"	Yes	39	T.O.P. \$\$1039,1040	b. Publish notice in newspaper. c. Record; file in docket folder.	a. See Citation and Notice
"Will and Probate (in Solemn Form)"	Yes	135	RSA552:7	a. Judge, upon testimony of three subscribing witnesses, decrees by signature that will is allowed. b. Send notice of proof of will to all interested parties. c. Enter in docket date proved. d. Record; file in docket folder.	When any or all witnesses are unavailable or incompetent, other evidence, discretionary with the court, may be accepted to prove the will in solemn form. A stenographer may be present at hearings for proof of will in solemn form. The register may remind the attorney that it is his responsibility to procure the stenographer when such service is desired.
			15		

Administration of Estates

Wills

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Filing of Foreign Wills</u>					
"Petition to File and Record Authenticated Copies of Will and Probate" (Foreign Wills)	Yes	100	RSA552:13- 14 T.O.P.\$1045	a..Date-stamp; assign docket number; enter date of filing in docket; complete index card; prepare docket folder.	
"Citation Upon Petition to File Foreign Will"	Yes	37		b. Schedule for court action. c. Sign and execute order of notice. d. Publish notice in newspaper. e. Judge acts on petition. f. Forward to Director of Inheri- tance Taxes copy of will, petition, list of heirs. g. Enter in docket date approved. h. Record; file in docket folder.	c. See Citation and Notice.
			16.		

Administration of Estates

Wills

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
NOTE: When real estate is to be sold, administration should be taken out and the following filed with the court.					
"Petition for Executor or Administrator WWA with Real Estate Report"	Yes	98 p.2		See Appointment of Executor (or Administrator WWA)	Procedures which apply to the appointment of an executor also apply to the appointment of an ancillary administrator.
"Petition for Ancillary Administration with Will Annexed"	Yes	no#			
"Fiduciary Bond"	Yes	Combined 12-22 Inclusive			
"Ancillary Letters Testamentary or Administration with Will Annexed"	Yes	49			
			17		

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner
of, in said County of
respectfully represents that late of
in said County, died on the day of
A. D. 19, testate, having at the time of h death estate in said County; that your petitioner
was named in the will of said deceased as execut thereof and is willing to accept that
trust; whereupon h pray that said will be proved and allowed in common
form; and that letters testamentary be granted to
and that

..... all of
in said County, are suitable persons to be appointed to take inventory, and appraise the estate of
said deceased.

Your petitioner declares that there is no child or issue of a deceased child of the deceased not
named or referred to in said will, and the estate of the deceased, upon which he has petitioned
for administration, consists, as nearly as can be ascertained, of property of the following value:

Real estate \$

Personal estate \$

Whole amount of estate not exceeding \$

Dated the day of A. D. 19

SS.

COURT OF PROBATE.

At a Court of Probate holden at in
said County, on the day of A. D. 19,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted,
and that letters testamentary issue to the said
..... accordingly.

Judge of Probate.

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner
of, in said County of
respectfully represents that, late of
in said County, died on the day of A. D. 19.....
testate, having at the time of h death estate in said County; that
..... was named in said Will execut thereof and
..... trust;

whereupon h pray that said will be proved and allowed in common
form; and that letters of administration with will annexed be granted to
and that

..... all of
in said County, are suitable persons to be appointed to take inventory, and appraise the estate of
said deceased.

Your petitioner declares that there is no child or issue of a deceased child of the deceased not
named or referred to in said will, and that the estate of the deceased, upon which he has petitioned
for administration, consists, as nearly as can be ascertained, of property of the following value:

Real estate \$

Personal estate \$

Whole amount of estate not exceeding \$

Dated the day of A. D. 19

SS.

COURT OF PROBATE.

At a Court of Probate holden at in
said County, on the day of A. D. 19,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted,
and that letters of administration with will annexed issue to the said

..... accordingly.

.....
Judge of Probate.

THE STATE OF NEW HAMPSHIRE

SS.

COURT OF PROBATE.

ESTATE OF LATE OF

RESIDENCE OF DECEASED
(Street Address)

DATE OF DEATH

Does the deceased own any real estate situated in New Hampshire?
(Answer "Yes" or "No")

Real Estate located at

Give names and residences of devisees of such real estate.

Name Street Address City or Town & State

Dated at this day of, 19

I certify that the foregoing statement is true to the best of my knowledge and belief.

.....
(Executor or Administrator, c. t. a.)

.....
(Address)

No. 18d.....

**Petition for Executor
or
Administrator W.W.A.
with Real Estate Report
ESTATE OF**

Filed day of A.D. 19

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner, _____ of _____

_____ in said County, respectfully represent that _____

late of _____ and last an inhabitant in said County, has lately

deceased testate, having, at the time of his death, estate in said County; that administration has

heretofore been granted upon said estate to _____ of _____

in the County of _____ who has since _____

not having fully completed the administration of said estate; that _____

_____ all of _____ in said County, are suitable persons to be appointed to take an inventory, and appraise the estate of said deceased.

Wherefore he pray that administration upon the estate aforesaid not before administered may be granted to _____ of _____ in said County.

Dated the _____ day of _____, A. D. 19....

_____, ss.

COURT OF PROBATE.

At a Court of Probate holden at _____ in said County, on the _____ day of _____, A. D. 19...., upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and that letters of administration de bonis non (with will annexed) issue to the said _____ accordingly.

Judge of Probate.

No. ...19b.....

**Petition for
Administration**

DE BONIS NON

ESTATE OF

THE STATE OF NEW HAMPSHIRE

DIVISION OF INHERITANCE TAXES STATE TAX COMMISSION

Statement of admr. w. w. a. of the estate
or executor of the will of
late of in the County of
who died on the day of 19

To be Executed in Duplicate in the Probate Office before Letters of Administration are Issued.

[illegible]

20a

NOTE: It is also necessary to complete the back of this form.

Dated at this day of 19

I certify that the foregoing statement is, to the best of my knowledge and belief, true.

Admr. W. W. A. *Executor*

P. O. Address

Date of Appointment

Date of Bond

I certify that the decedent left no surviving spouse or known heirs-at-law other than those included in the within list as legatees, except as follows:

Name

Relationship to Decedent

Address

Admr. W. W. A. Executor

LEGACY AND SUCCESSION TAX

No.

STATEMENT OF EXECUTOR
OR ADMR. W. W. A.

ESTATE OF

.....
Filed the day of 19

.....
This Statement Executed in Duplicate is
to be Filed in the Probate Office before Let-
ters of Administration are Issued.

(To be filed with the Division of Inheritance Taxes of the Department of Revenue Administration
and the Register of Probate)

State of New Hampshire

SS.

County of

ESTATE OF: _____

To Division of Inheritance Taxes of the Department of Revenue Administration

As provided by s. 15-a, c. 87 Revised Laws (section 22, Chapter 86 R S A) as amended by ch. 113,
laws of 1955, I make the following report:

I. "A report of all transfers of real and personal property made by the decedent in contemplation
of death or to take effect in possession or enjoyment at or after death." (If NONE please so state)

Description	Transferee	Date of Transfer	Value at date of death
-------------	------------	---------------------	---------------------------

II. "A report of all transfers of real and personal property during the last two years of the decedent's
life if the property has a value of over five hundred dollars, except bonafide sales for a reasonable con-
sideration in money or money's worth." (IF NONE please so state)

Description	Transferee	Date of Transfer	Value at date of death
-------------	------------	---------------------	---------------------------

III. "A report of all real and personal property held in joint tenancy by the decedent at the time of his
death and the names and addresses of the survivors, if known." (IF NONE please so state)

Description	Name and addresses of surviving joint tenant or tenants	Value at date of death
-------------	---	---------------------------

Executor
Administrator

NO. 21b

REPORT OF GIFTS, TRANSFERS
AND JOINT TENANCIES
ESTATE OF

THE STATE OF NEW HAMPSHIRE

SS.

COURT OF PROBATE.

KNOW ALL MEN BY THESE PRESENTS

That we, of
in the County of and State of
as principal, and
.....
of in the County of and State of
New Hampshire, as sureties, are holden and bounden unto the Judge of Probate for the County of
..... in the sum of
..... Dollars (\$)
to be paid to said Judge, his successor or successors in office; to the true payment whereof we bind
ourselves, our heirs, executors and administrators, or successors, jointly and severally by these
presents.

Witness our hands and seals this day of
A. D. 19

THE CONDITION OF THIS OBLIGATION is such that if the above bounden principal who is
appointed to a certain trust and office pertaining to the estate of
.....
as appears by a decree of said Court of Probate, shall well and faithfully discharge and perform
said trust and office according to law and upon the conditions set forth in the applicable statutes
of The State of New Hampshire relating thereto; then this obligation shall be void; otherwise
it shall remain in full force and effect.

In the presence of

..... (Seal)
Principal

..... (Seal)

..... (Seal)
Sureties

Approved

.....
Judge of Probate

AFFIDAVIT OF PERSONAL SURETIES

(When authorized by Court)

We, the sureties to the within bond, do severally certify that we are residents of New Hampshire, that we own real property situate in said State, and that the net value of our equity therein, over and above any outstanding lien, encumbrance, personal indebtedness or liability, if any, is sufficient to enable us to honor our joint and several obligation to pay the penal sum thereof.

.....
.....

THE STATE OF NEW HAMPSHIRE,

, SS.

19

Sworn to, before me

.....
Justice of the Peace
Notary Public

No.
Fiduciary Bond
Estate of

Filed:

From

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

I, _____, of _____ in the
County of _____ in the State of _____
appointed administrat _____ of the estate of _____
_____ executor of the will of _____
late of _____, in the County of _____ and State of
New Hampshire, deceased, hereby appoint _____ of
_____ in the County of _____, and State of New
Hampshire, my agent to receive notice of claims against the estate of said deceased, and service of
process against me as administrat _____ execut _____ as aforesaid.

The post-office address of said agent is _____

Dated the _____ day of _____, A. D. 19 _____

I hereby accept appointment as
Resident Agent in above estate.

No. 23b.....

**Appointment of
Resident Agent**

ESTATE OF

Late of

Filed day of A.D. 19

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

The undersigned,

..... of

in said County of respectfully represents that he was named

in the last will and testament of

late of, in said County, deceased,

as

and that he hereby declines said trust.

Dated the day of, A. D. 19

.....

.....

No. 24b.....

Declination as.....

UNDER THE WILL OF

.....,

Filed day of A. D. 19

(Form 42)

THE STATE OF NEW HAMPSHIRE

ss.

COURT OF PROBATE

To of in
said County.

Whereas late of
in said County, has deceased, testate, and whereas the will of said deceased has been duly proved,
and whereas you, the execut. therein, have accepted the trust;

Therefore, trusting in your care and fidelity, I do, by these presents, constitute and appoint
you execut. of the will of the said

deceased, with full power to administer the same; to ask, gather, levy and receive all and whatso-
ever credits of the said deceased which to h while he lived, and at the time of h death,
did appertain; to pay all debts in which said deceased stood bound, so far as said estate can ex-
tend; and well and faithfully to administer and dispose of said estate according to the laws of said
State and the will of said deceased. You are to make or cause to be made, a true and perfect in-
ventory of said estate; and the same to return, upon oath, to the Judge of Probate for said Coun-
ty, within three months next insuing; and to render, upon oath, a plain and true account of your
said administration, as required by law.

In testimony whereof I have hereunto set my hand and caused the seal of said Court of Pro-
bate to be affixed.

Dated at in said County, the day
of A. D. 19....

.....
Judge of Probate.

No. .25b.....

Letters Testamentary

.....

THE STATE OF NEW HAMPSHIRE

SS.

COURT OF PROBATE.

To of in
said County.

Whereas late of
in said County, has deceased, testate, and whereas the will of said deceased has been duly proved,
and whereas, the execut therein named, has

Therefore, trusting in your care and fidelity, I do, by these presents, constitute and appoint
you administrat of the estate of the said
deceased with the will annexed (d.b.n.); with full power to administer the same; to ask, gather,
levy and receive all and whatsoever credits of the said deceased which to h while he
lived, and at the time of h death, did appertain; to pay all debts in which said deceased stood
bound, so far as said estate can extend; and well and faithfully to administer and dispose of said
estate according to the laws of said State and the will of said deceased. You are to make, or
cause to be made, a true and perfect inventory of said estate; and the same to return, upon oath,
to the Judge of Probate for said County, within three months next ensuing, and to render, upon
oath, a plain and true account of your said administration as required by law.

In testimony whereof I have hereunto set my hand and caused the seal of said Court of
Probate to be affixed.

Dated at in said County, the day
of A.D. 19.....

.....
Judge of Probate.

(This Letter cannot be reproduced.)

No. 26b

**Letter of Administration
With Will Annexed**

(ALSO DE BONIS NON)

THE STATE OF NEW HAMPSHIRE

SS.

COURT OF PROBATE.

At a Court of Probate for the County of _____, holden at _____
in said County, on the _____ day of _____, A.D. 19_____.

The foregoing instrument, purporting to be the last will of _____
_____ late of _____ in said County,
deceased, having been presented for probate in common form by _____
_____ the execut _____ therein named;

It appears to me, the Judge of Probate for said County, by the testimony in Court of _____
_____ one of the
witnesses, whose names are to the said instrument subscribed, that, at the time of the execution
thereof, the said deceased was of lawful age and of sound mind that _____ he did sign, seal and
publish the same as h _____ last Will, and that the said _____
with

attested and subscribed the same together as witnesses to the execution thereof in the presence
of said testat _____

It is therefore decreed, that the said instrument be, and it is hereby proved, approved and
allowed as the last will of said testat _____

Judge of Probate.

No. 27b

Will and Probate

ESTATE OF

Approved

Will recorded in Vol.

Page

Probate of Will recorded

Vol.

Page

THE STATE OF NEW HAMPSHIRE

SS.

COURT OF PROBATE.

At a Court of Probate for the County of _____, holden at _____
in said County, on the _____ day of _____ A. D. 19 _____

The foregoing instruments, purporting to be the last will, and _____
codicil _____ thereto, of _____
late of _____ in said County deceased, having been presented for
Probate in common form by _____
_____ the
execut _____ therein named, _____

It appears to me, the Judge of Probate for said County, by the testimony in Court of _____
_____ witnesses, whose names are to the said instruments subscribed, that, at the time of the execution
thereof, the said deceased was of lawful age and of sane mind, that he did sign, seal and
publish the same as his last will, and codicil thereto, and that the said _____
_____ with _____
witnesses to the will and the said _____
_____ witnesses to the codicil,
attested and subscribed the same together as witnesses to the execution thereof in the presence of
said testat _____

It is therefore decreed that the said instruments be, and they are hereby proved, approved
and allowed, as the last will and codicil _____ of said testat _____

Judge of Probate.

No. 28b.....

**Probate of Will
and Codicil**

.....
Approved

Will

Recorded in Vol.

Page

Probate of Will

Recorded in Vol.

Page

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner, _____ of _____
in said County, who is named in the will of _____
late of _____ in said County, respectfully represents that one of the
susbscribing witnesses to said will resides in _____
_____ and that the other subscribing witnesses are _____ of
_____, and _____ of
_____ in the State of _____

Wherefore, your petitioner prays that _____
whose post office address is _____
_____ may be appointed commissioner to take the deposition of the said _____
relating to the execution of said will.

Dated the _____ day of _____, A. D. 19....

_____, ss.

COURT OF PROBATE.

At a Court of Probate holden at _____, in said County, on the
_____ day of _____, A. D. 19.... upon considering the foregoing
petition, it is ordered and decreed that a Commissioner be appointed to take the deposition of _____
_____, one of the subscribing
witnesses as to the execution of the will of _____
and that a commission issue to _____, of _____
accordingly.

Judge of Probate.

No. 29b.....

**Petition for Dedimus
Potestatem in Proof
of will of**

.....

THE STATE OF NEW HAMPSHIRE

ss.

COURT OF PROBATE

To of in the
County of and State of

You are hereby authorized to take the deposition of
of in said County of upon the
following interrogatories:

1. What is your name and where do you reside?

Answer:

2. Were you acquainted with late of
..... in the County of and State of New Hampshire,
deceased, and how long had you been acquainted with h.....?

Answer:

3. What do you know relating to the execution of the instrument annexed to this commission,
purporting to be the last will of the said?

Answer:

4. Did said sign and seal said instrument
and declare the same to be h last will in your presence, or what knowledge have you of h
having signed and sealed it?

Answer.

5. State whether you subscribed your name as a witness to said instrument in the presence of the said and at h request.

Answer.

6. State what knowledge you have whether and whose names also appear as witnesses, subscribed their names as witnesses to said instrument in the presence of said deceased, and at h request.

Answer.

7. Was the said at the time he executed said instrument of lawful age and of sound mind?

Answer.

8. Do you know any other matter or circumstances affecting the validity of said instrument? If so, state the same fully.

Answer:

You will cause said witness to subscribe and make oath to this deposition, and return the same with your doings as soon as may be.

In testimony whereof, I have hereunto set my hand and caused the seal of said Court of Probate to be affixed.

Dated at, in said County, the day of
A. D. 19

.....
Judge of Probate.

(Form 43)

State of

, ss. A. D. 19.....

The within named deponent hereby subscribes to the foregoing deposition.

Deponent.

TO THE JUDGE OF PROBATE FOR THE COUNTY OF

I have taken the deposition of the said as
required by the foregoing commission, and the same is herewith returned.

Said at in the
County of and State of, on the
..... day of A. D. 19....., subscribed
to said deposition and made oath that the same contains the truth, the whole truth, and nothing but
the truth relating to the cause for which it was taken.

Before me,

.....
Commissioner and Notary Public.

No. 30d
.....

**Deposition In Proof
of Will**

ESTATE OF

.....
.....
Filed, 19

.....
Attorney

The State of New Hampshire

SS.

COURT OF PROBATE

NOTICE OF LEGATEES, SURVIVING SPOUSE AND HEIRS AT LAW

To of
in the County of and State of

You are hereby notified that the subscriber(s) been duly appointed execut.....
of the will of - administrat..... c. t. a. of the estate of
late of in said County and that the will of said deceased was
allowed by said Court on the day of A. D. 19.....

This notice is given as required by law for the following reason:

- () You appear to be interested in said will as a legatee
- () You are the surviving spouse of the said deceased
- () You are an heir at law of the said deceased, although not specifically named as a legatee

Dated this day of A. D. 19.....

.....
.....
Execut
Administrat c.t.a.

P. O. Address

(Notice must be given within sixty days of appointment)

No. 31b.....

**Notice to Legatees
and Heirs**

ESTATE OF

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

The subscriber(s), execut.....of the will of - administrat.....c.t.a.

of the estate of.....late of.....
in said County, hereby certified that within sixty days of appointment as such the follow-
ing legatees specifically named in the will of said deceased were notified that they appear
to be interested therein and the following surviving spouse and heirs at law were notified
of the allowance of said will:

Names of Legatees

Name of Surviving Spouse

Names of Heirs at Law

It is further certified that said notice was given as follows:

If to an individual

By delivery in person ()

By mail, postage prepaid, to last known place of residence ()

If to a corporation, association or institution

By delivery in person to its president () - treasurer ()

By mail, postage prepaid, addressed to its president () - treasurer ()
at its last known place of business.

Dated this.....day of.....A. D. 19.....

.....
.....
Execut

Administrat

c.t.a.

(Must be filed in the Probate Office within ninety days of appointment)

No. 32b.....

**Return of Notice
to Legatees**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner

in said County, respectfully represent that at a Court of Probate holden at
in said County, on the day of A. D. 19
a certain instrument, purporting to be the last will and testament of
late of
in said County deceased, was offered by

the execut therein named, for Probate; that the same was proved, approved and allowed, as
the last will and testament of said
in common form and without notice; that no appeal has been prosecuted or claimed; and that your
petitioner is are

of said deceased and interested in said will.

Wherefore he pray that the probate of said will may be re-examined, and the same proved
in solemn form before the Court of Probate for said County, and that the former probate thereof be
decreed void or affirmed, as to law and justice shall appertain, agreeably to the laws of said State.

Dated the day of A. D. 19

SS.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the day of A. D. 19, upon examination of the foregoing petition IT IS ORDERED that a hearing be had thereon at a Court of Probate to be holden at in said County, on the day of next, when and where you may appear and show cause, if any you have, why said will should not be approved and allowed; and that the said petitioners give notice to all persons interested therein, by causing the said petition, and this order thereon, to be published once each week for successive weeks in the , a newspaper printed at in said County, the last publication to be at least seven days before said day of hearing, and also by giving in hand to, or leaving at the usual place of abode of, said , execut , an attested copy of said petition and of this order thereon, at least twenty days before said day of hearing;

And said execut is ordered to summon the several subscribing witnesses to said will to appear at said time and place, to testify in relation to the execution thereof.

And it is further ordered that the said execut give notice to all persons known to to be interested in said will, by sending a newspaper clipping or attested copy of said petition and this order thereon, and mailing by registered mail return receipt requested, directed to such interested persons, at least fifteen days before Court.

By Order of the Court,

Register.

I, _____ depose and say that on the _____
day of _____ A. D., 19____, I gave in hand to—left at the usual place of abode
of—the within named _____ an
attested copy of the within petition and order.

THE STATE OF NEW HAMPSHIRE, SS. _____ A. D., 19____

Subscribed and sworn to by the said _____

Before me,

Justice of the Peace.

I, _____ depose and say that on the _____
day of _____ A. D., 19____ I summoned the several subscribing witnesses to
said will to appear at said time and place; and that on the day of _____ A. D., 19____
I mailed copies of the within petition and order as directed therein, to _____

who are the persons known to me to be interested in said will _____

Executor.

THE STATE OF NEW HAMPSHIRE, SS. _____ A. D., 19____

Subscribed and sworn to by the said _____

Before me,

Justice of the Peace.

And I further hereby certify that the foregoing petition and order thereon were published once
each week for _____ successive weeks in the said newspaper, and that the last publication thereof
was on the _____ day of _____ A. D., 19____

THE STATE OF NEW HAMPSHIRE, SS. _____ A. D., 19____

Subscribed and sworn to by the said _____

Before me,

Justice of the Peace.

No. 33d

**Petition to Re-Examine
Probate of Will of**

.....
AND ORDER

.....
.....
Filed:

Hearing:

PROBATE OF WILL, in Solemn Form
granted:

THE STATE OF NEW HAMPSHIRE

SS.

COURT OF PROBATE

To the heirs at law of the estate of late
of in said County, deceased, and to all
others interested therein:

You are hereby notified that a certain instrument, purporting to be the last will of said deceased,
has been presented to the Judge of Probate for said County by
..... the executor therein named, for probate in solemn form, and that the same
will be taken into consideration at a Court of Probate to be holden at in
said County, on the day of next, when and
where you may appear and show cause, if any you have, why said will
should not be allowed.

Said is ordered to serve this citation by causing the
same to be published once each week for two successive weeks in the
..... a newspaper printed at in said
County, the last publication to be at least seven days before said Court.

Given at in said County, this day of
A.D. 19.....

By order of the Court,

.....
Register.

I, hereby certify that the foregoing citation was
published once each week for two successive weeks in the said newspaper, and that the last publication
thereof was on the day of A. D. 19.....

.....
A. D. 19.....

Subscribed and sworn to by the said

Before me,

.....
Justice of the Peace.

No. 34b.....

**Citation to Prove Will
in Solemn Form.**

ESTATE OF

.....

Ret:

19

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

At a Court of Probate for the County of, holden at
in said County, on the day of A. D. 19....,

The foregoing instrument, purporting to be the last Will of
..... late of in said County,
deceased, having been presented for Probate in common form by
..... the Execut therein named, and the same
having been proved and allowed by the testimony of one of the subscribing witnesses thereto; and
it having been decreed upon the petition of
who is interested in said Will, that the probate thereof be re-examined, and notice having been given
to all persons interested therein that the same would be taken into consideration at

Now it appears to me, the Judge of Probate for said County, by the testimony in court of
.....
.....
witnesses, whose names are to the said instrument subscribed, that at the time of the execution
thereof, the said deceased was of lawful age and of sound mind, that he did sign, seal and publish the
same as h last will, and that the said
.....
attested and subscribed the same together as witness to the execution thereof in the presence of the
said Testat

I do, therefore, decree that the probate of said instrument be confirmed.

.....
Judge of Probate

No. 35b.....

Will and Probate
(IN SOLEMN FORM)
OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of
in the County of and State of
respectfully represents that late of
in the County of and State of
..... has lately deceased, testate: that the last will and testament of said deceased, executed with the
formalities required by the laws of said State of
has been duly approved and allowed in and by the Court of Probate for said County of
in said State of and your petitioner appointed execut thereof,
and that the said testat at the time of h death had estate in said County of
on which such will may operate.

Therefore, your petitioner herewith present a copy of said will duly authenticated, together with a
copy of the probate thereof, and pray that the same may be filed and recorded in the Probate Office
for said County of, agreeably to the laws of said State of New Hampshire.

Dated the day of A. D. 19....

, ss.

COURT OF PROBATE.

At a Court of Probate holden at, in said County, on the
..... day of A. D. 19....

IT IS ORDERED that a hearing be had on the foregoing petition at a Court of Probate to be hold-
en at in said County on th day of
next; and that the said petitioner give notice to all persons interested therein to appear at said time
and place, and show cause, if any they have, why the prayer thereof should not be granted, by causing
a citation upon the foregoing petition to be published once each week, for successive weeks, in the
....., a newspaper printed at
..... in said County, the last publication to be at least seven days before
said Court, and by causing a copy of said petition and order thereon forwarded to the Director of
Inheritance taxes fourteen days at least before said Court.

By order of the Court,

Register.

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the
..... day of A. D. 19....

notice having been given, agreeably to the within order, and no sufficient objection being made or appearing, it is hereby ordered and decreed, that the copy of said will and copy of the probate thereof be
filed and recorded in the Probate Office for this County, agreeably to the prayer of said petition.

.....
Judge of Probate.

No.....

**Petition to File and
Record Authenticated
Copies of Will and
Probate**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

SS

COURT OF PROBATE.

To all persons interested in the estate of late of
....., in the County of, and
State of

Whereas of in
the County of, and State of,
Execut of the will of said deceased, has filed in the Probate Office for said County of
..... petition to file an authenticated copy of the will of the said
..... and of the probate thereof the said petition being open for exam-
ination by all parties interested.

You are hereby cited to appear at a Court of Probate to be holden at
in said County, on the day of next, to show
cause, if any you have, why the same should not be allowed.

Said Execut is ordered to serve this citation by causing the same to be published once
each week for two successive weeks in the
a newspaper printed at in said County, the last publication to be at least
seven days before said Court, and by causing a copy of said petition and order thereon to be forwarded
to the director of the division of Inheritance taxes.

Given at in said County, this day
of, A. D. 19....

By order of the Court,

.....
Register.

I, hereby certify that the foregoing citation was published
once each week for two successive weeks in the said newspaper, and that the last publication
thereof was on the day of A. D. 19....

SS

..... A. D. 19....

Subscribed and sworn to by the said

Before me,

.....
Justice of the Peace.

No. ...37b.....

**Citation Upon Petition
to File Foreign Will**

.....

Pub: _____

Ret: _____

Attorney

STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner of
in the County of and State of
respectfully represent that late
of in County of died on the
day of A. D. 19, testate, having at the time of h death, estate in
said County of and the said deceased died, leaving an instrument purporting to be h
last will which has been duly probated in the County of in the State of

That was named in said will as executor thereof.
That duly authenticated copies of said will and Probate thereof, after due notice, has been filed
and recorded in the Probate Office for said County of

Wherefore he pray that administration on the estate of said deceased, with the will
annexed, may be granted to of
..... he giving bond as the law directs.

Dated the day of A. D. 19

ss.

Court of Probate.

At a Court of Probate holden at in said County, on the
..... day of A. D. 19, upon examination
it appearing that the facts alleged in the foregoing petition are true, and no sufficient objection
being made,—

It is Decreed that the prayer thereof be granted and that administration on the estate of
said deceased, with the will annexed, be granted to the said
..... he having given bond as the law directs.

Judge of Probate.

38b

19

**PETITION FOR ADMINISTRATION
ANCILLARY**

With Will Annexed

Estate of

.....

Filed day of A. D.

THE STATE OF NEW HAMPSHIRE

ss.

COURT OF PROBATE

To of in
the County of and State of

WHEREAS on the day of, A. D. 19....
an authenticated copy of the will of
late of in the County of and
State of, was duly filed under the provisions of
the laws of said State of New Hampshire in the office of the Register of Probate for said County of
.....;

Therefore, trusting in your care and fidelity, I do, by these presents constitute and appoint you an-

administrat of the estate
cillary execut of the will of the said
deceased, with the will annexed, with full power to administer the same; to ask, gather, levy, and
receive all and whatsoever credits of the said deceased which to h.... while he lived, and at the
time of h ... death, did appertain; to pay all debts in which said deceased stood bound, so far as said es-
tate can extend; and well and faithfully to administer and dispose of said estate according to the laws of
said State and the will of said deceased. You are to make, or cause to be made, a true and perfect in-
ventory of said estate; and the same to return, upon oath, to the Judge of Probate for said County,
within three months next ensuing; and to render, upon oath, a plain and true account of your said ad-
ministration as required by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of the Court of Probate
to be affixed.

Dated at in said County, the day
of A. D. 19....

.....
Judge of Probate.

No. 39b.....

**Ancillary
Letters Testamentary
or
Administration with
Will Annexed**

ADMINISTRATOR APPOINTED
LIST OF FORMS

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79	Petition for Administration or Special Administration with Real Estate Report	67
80	Petition for Administration (de bonis non)	68
81	Petition for Administration (Person not heard of)	69
74	Notice on Petition for Administration of Estate of Person Not Heard of and Return	70
101-A	Legacy and Succession Tax (List of Heirs)	71
101-B	Report of Gifts, Transfers and Joint Tenancies	72
12-22	Fiduciary Bond	73
9	Appointment of Agent	74
45	Letter of Administration Intestate	75
51	Special Administration Letter	76
44	Inventory of all Fiduciaries	77
85	Petition for Appraisers	78
112	Petition for License to Sell Goods and Chattels	79
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ADMINISTRATOR APPOINTED

LIST OF FORMS

FORM	TITLE OF FORM	PAGE
121	Petition for Sale of Real Estate by Consent	81
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91	Petition for Compromise (Partnership)	83
58	License to Sell Goods and Chattels	84
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59	License to Sell Real Estate with Consent	86
56	License to Mortgage Real Estate	87
53	License to Adjust Partnership Affairs	88
77	All-Purpose Petition (To Amend License to Sell Real Estate)	89
120	Petition to Sell Real Estate to Pay Demands	90
139	Statement of Condition of Estate, and Schedule of Debts	91
93	Petition to Convey Real Estate According to Contract	92
123	Petition to Sell Real Estate (as intended by will)	93
35	Citation Petition to Sell Real Estate	94
127	Petition to Sell Timber and Wood	95
97	Petition for Perpetual Care and Monuments	96

ADMINISTRATOR APPOINTED

LIST OF FORMS

FORM	TITLE OF FORM	PAGE
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60	License to Sell Real Estate to Pay Demands	100
54	License to Convey Real Estate According to Contract	101
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137	Release and Waiver by Surviving Spouse	106
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ADMINISTRATOR APPOINTED
LIST OF FORMS

FORM	TITLE OF FORM	PAGE
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31	Citation with Decree of Distribution	116
136	Receipt (by heir upon distribution)	117
78	Petition to Accept Parents' Receipt for Minor's Legacy	118
115	Petition to Pay Sum of Money to State Treasurer and Decree	119
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138	Resignation	121
114	Petition for Partition of Real Estate	122
83	Petition for Agent	123
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86	Petition to Assign Real Estate	125
140	Warrant to Assign Real Estate	126
70	Notice by Committee to Assign Real Estate	127

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Appointment of Administrator (See also Wills, Appointment of Executor (or Administrator WWA))				NOTE: Upon filing of completed petitions for administration, fiduciary bond, list of heirs, report of gifts, for each instrument: date-stamp; assign docket number; enter in docket date of filing; complete index card; prepare docket folder.	
Petitions for Administration					
1. "Voluntary Administration Affidavit" (testate or intestate)					
(1) Estate value less than \$500	Yes	148	Prob.R.18. RSA553:31 T.O.P.\$187	a. Verify receipt and completion of affidavit, list of heirs, "Report of Gifts and Transfers" (2 copies, one for Inheritance Taxes), personal bond in the amount of assets listed. b. Enter in docket date of filing.	a. A personal bond is not necessary when the estate value is less than \$500. A list of all assets should be included on the petition. The presence of assets indicates an occasion for the appointment of an administrator. (T.O.P Ch.7 §171).
(2) Estate value more than \$500, but less than \$2,000	Yes	148	RSA553:31A RSA86:22 T.O.P.\$2015		(2) The voluntary administrator of estate over \$500 must submit an account of his administration to the court within 90 days of appointment. A form for this purpose may be given to the administrator along with the attested copy of affidavit.

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
2. "Petition for Administrator or Special Administrator with Real Estate Report"	Yes	79	RSA553:2 T.O.P. §§175,177- 179,191	c. Place in pending file for court action.	c. When the estate value is under \$500, the register may process the entire petition without approval by judge when it has been filed by a relative after 30 days from death. At this point the register may proceed to step e.
				d. Judge takes oath of petitioner at court appearance, reviews and signs if approves. e. Give attested copy of petition to voluntary administrator; file original in docket folder.	e. If letters testamentary (administration) are later granted, voluntary administra- tor relinquishes duties and must deliver all assets and funds in estate to the appointed fiduciary. If a will exists, it must be filed and proved prior to the appointment of a voluntary administrator. A person desiring to be appointed administrator com- pletes and files page 1 of petition when the deceased had no will. A special adminis- trator may be appointed at any time when there is a delay in determining the final grant of administration.
				a. Place in pending file for court action. b. Judge acts on petition and sets amount of bond.	

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
3. "Petition for Administration de bonis non"	Yes	80	RSA553:7 T.O.P.\$191	c. When property is located in a different county in New Hampshire, send to the Register of Deeds in that county, within 15 days of filing of the peti- tion: the name of decedent, residence, location of property and name of county granting administration. d. Enter in docket date approved.	An administrator is appointed when a person has not been heard of for more than one year and is believed dead, notice having been given and returned. Distribution of the estate cannot occur before five years from the granting of adminis- tration.
4. "Petition for Administration Upon Estate of Person Not Heard Of"	Yes	81	RSA553:18 T.O.P.\$193	a. Schedule for court action; sign order of notice: give notice.	
Notice on Petition	Yes	74	RSA553:19	b. Publish in newspaper. c. Judge acts on petition and sets amount of bond. d. Enter in docket date approved.	
			46		

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Legacy and Succession Tax" (List of heirs)	Yes	101-A	RSA552:5-a		
"Report of Gifts, Transfers and Joint Tenancies"	Yes	101-B	T.O.P\$2015	a. Enter in docket date of filing (2 copies): one to be filed in Probate Office, second to be forwarded to Director of Inheritance Taxes. b. File in docket folder.	
"Fiduciary Bond"	Yes	Com- bined Form 12-22 Inclu- sive	RSA553:13, 15 T.O.P. \$211,213, 217,491, 542,571, 887	a. Verify that bond has been pro- perly signed, witnessed and seals affixed. b. Judge approves and signs. c. Enter in docket date approved. d. File in docket folder.	Recommendation: A survey of the criteria used to set the amount of bonds should be under- taken by the Probate Court to set minimum standards and guide- lines for setting the amount of bonds. Maximum bonds should be set for out-of-state fiduciaries as an incentive to file proper papers within statutory time limit.
			47		

CASE REFERENCE NO. _____

Administration of Estates

Administrator Appointed

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Appointment of Agent"	Yes	9	RSA553:25, 27 T.O.P.\$184	a. Enter in docket name and filing date; file in docket folder.	
Granting of Administration					
1. "Letter of Administration Intestate"	Yes	45		a. Judge approves and signs; affix seal of court; gave original to administrator.	a. The letter of administration should be recorded before the original is given to the administrator.
2. "Special Administration Letter"	Yes	51		b. Enter in docket date of issue; complete index card; negligent card; publish notice of appointment; complete press list and real estate card (see Will Appointment of Administrator).	b. For description of negligent card, see Negligence section.
NOTE: Record required instruments, prior to filing in the docket folder.					See General Administration, Record.
NOTE: The following procedures apply to both executors and administrators.					
Authorization for Inventory	Yes	44		a. Sign page 1 of authorization; issue to administrator.	If an inventory form must be redrafted because of error, etc. in preparation, that copy must be returned to the court with a request for the issuance of a new form.
			48		

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Inventory</u>				NOTE: Upon filing of the petition for appraisers and the inventory: date-stamp; enter in docket date of filing.	
"Petition for Appraisers"	Yes	85	RSA554:2.3 T.O.P. §§244,251	a. Place in pending file for court action. b. Judge acts on petition.	The judge determines whether one or three (never 2) appraisers are required. The appraiser(s) may be approved by the judge on the Petition for Administration (form 79); if so, form 85 and another court hearing are unnecessary at this time.
"Inventory of all Fiduciaries"	Yes	44	RSA554:1 T.O.P. §241	a. Review completed inventory.	If the administrator fails to file the inventory within 90 days of being granted administration, it is the register's duty to notify the administrator of his negligence. For procedure after the expiration of 30-day grace period see Negligence section.
				b. Type in amount of bond on inventory.	The judge should at this time review the amount of bond in light of the specific amount of the estate value and should adjust the bond if necessary.
			49		

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
				<p>c. Place in pending file for court action.</p> <p>d. Judge examines and acts on inventory.</p> <p>e. Enter in docket date of approval.</p> <p>f. Send copy of inventory to the Director of Inheritance Tax when any part of the estate is taxable.</p> <p>NOTE: Record and file in docket folder.</p>	<p>d. Licenses (see succeeding section, Petitions and Licenses) will not be granted until the inventory has been duly filed (Prob. R.8).</p> <p>The determination as to that part of the estate subject to taxation has been made by the Director of Inheritance Tax, based upon list of heirs and report of gifts, previously forwarded to him.</p>

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Petitions and Licenses</u>					
Petitions - No Notice Required			T.O.P. §§242,243, 269,491, 493,496	NOTE: Upon filing of petitions: date stamp; enter in docket date of filing licenses should be recorded before the originals are issued to the administrator.	
(1) "Petition for License to Sell Goods and Chattels"	Yes	112	RSA554:4-7 T.O.P. §§269,496	a. Place in pending file for court action.	
(2) "Petition for License to Sell or Transfer Stocks and Bonds"	Yes	124	RSA554:8 RSA554:10	b. Judge acts on petition.	
(3) "Petition to Sell Real Estate with Consent"	Yes	121	RSA559:5 RSA559:18 T.O.P. §§439,440	c. Update docket; file in docket folder.	(3) Surviving spouse, heirs-at- law or devisees must sign peti- tion or assent form to show that consent has been given. (3) b. Judge sets minimum authorized amount of sale (not less than value on inventory).
(4) "Petition by Administrator or Executor to Mortgage Real Estate"	Yes	110	RSA554:30- 31 T.O.P. §§83N,260		(4) If the surviving spouse and heirs or devisees have not con- sented to the mortgage petition, notice must be given to those who have not consented. (See Citation and Notice section.)
(5) "Petition for Compromise" (Partnership)	Yes	91	RSA304:6 T.O.P. §2169		The judge, in making the decree on the mortgage petition, states the authorized amount, the interest and terms of the mortgage.
			51		

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Licenses					
(1) "License to Sell Goods and Chattels"	Yes	58	RSA554:7 T.O.P. §§269,496	a. Judge reviews petition and bond to determine whether additional bond is needed. b. Judge signs; affix seal of court. c. Record and transmit original to administrator.	All licenses pertaining to real estate are valid for up to a period of two years; at the end of two years a license must be returned to the court regardless of whether the sale took place (RSA554:14.15). A final account will not be allowed unless all licenses have been returned. A license may be granted at any time within six months of the date of bond (RSA554:7) or after the expiration of this period for good cause shown. The judge may require an additional bond with sufficient sureties either before or after a license to sell real estate is granted (RSA559:8).
(2) "License to Sell Stocks and Bonds"	Yes	65	RSA554:10		(2) All stocks and bonds must be either sold or transferred before the final account may be allowed.
(3) "License to Sell Real Estate with Consent"	Yes	59	T.O.P. §270 RSA559:9-11 T.O.P. §§443,444		
			52		

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
(4) "License to Mortgage Real Estate"	Yes	56	RSA554:32-34	See previous page a,b,c for procedure.	(4) This license may be issued at any time up to two years after the date of appointment. mortgage must be accomplished within 90 days from date of license.
(5) "License to Adjust Partnership Affairs"	Yes	53	RSA304:6 T.O.P. SS260, 2169 REP		
"Petition to Amend License to Sell Real Estate"	Yes	77 (all purpose petition)		a. Place in pending file for court action. b. Judge acts on and makes decree c. Transmit certified copy to administrator.	
Return of License to: (3) Sell with Consent	Yes	59	T.O.P.\$443 RSA559:15	a. Judge signs if approved. b. File in docket folder.	(3) Any license by authority of which sale of real estate has been made must be returned to the Probate Court within one year after the sale.
(4) Mortgage	Yes	56	RSA559:15 T.O.P.\$443		
Petitions Requiring Notice					
(1) "Administrator's and Executor's Petition to Sell to Pay Demands" and	Yes	120	RSA554:17 Prob.R.9	a. Review forms (120.139) for completeness.	
"Statement of Condition of Estate, and Schedule of Debts"	Yes	139	T.O.P. SS262,431	b. Schedule for court action; sign order of notice; give notice to interested parties.	(1) b. Notice may be waived when heirs and surviving spouse give their written consent. No order of notice appears on form (139).
			53		

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
(2) "Petition to Convey Real Estate According to Contract"	Yes	93	RSA559:16 T.O.P. SS441,442 RSA559:17		(1) Heirs may give bond with sufficient sureties for the payment of just demands to prevent issue to administrator of license to sell (RSA559:7). c. See Citation and Notice. Form 35 may be used to give notice to sell real estate by administrator or executor.
(3) "Petition to Sell Real Estate as Intended by Will"	Yes	123		c. Publish notice in newspaper.	
(4) "Petition to Sell Timber and Wood"	Yes	127	RSA559:4 T.O.P. §438	d. Judge acts on petition.	(5) d. The judge in his decree on the petition, fixed maximum authorized sum to be expended. A certified copy of the petition serves as license.
(5) "Petition for Perpetual Care and Monuments"	Yes	97	RSA554:21-23 T.O.P. SS272,274,284	e. File in docket folder; update docket.	(6) Conditions: more than six months from death must have elapsed; no fiduciary within state authorized to so sell or dispose; no objection after notice given; state taxes have been paid; authenticated copies of petition, bond and appointment filed in Probate Court. Form 38 may be used to give notice.
(6) "Petition by Foreign Fiduciary to Sell and/or Dispose" (Personal estate; stocks)	Yes	117	RSA554:28,29		
(7) "Petition to Sell Real Estate to Bar Rights of Insane"	Yes	125	T.O.P. §16	NOTE: Record petitions and licenses (with return) and file in docket folder.	(6) A certified copy of the petition serves as license.
			54		

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Licenses					
(1) "License to Sell Real Estate to Pay Demands"	Yes	60	T.O.P. SS262,431	a. Judge signs ; affix seal of court.	Licenses described in petitions 1, 2, 3, 4 and 7 are obtained separately. Those granted based on petitions 5, 6 <u>supra</u> are part of the certified copy of the petition.
(2) "License to Convey Real Estate According to Contract"	Yes	54	RSA554:17 559:15		
(3) "License to Sell Real Estate as Intended by Will"	Yes	62	RSA559:16 T.O.P. SS441,443	b. Record.	
(4) "License to Sell Timber and Wood"	Yes	66	RSA559:4	c. Transmit original to administrator.	
(5), (6) See <u>supra</u> Petitions Requiring Notice (6)			T.O.P. \$438		
(7) "License to Sell and Convey Real Estate to Bar Rights"	Yes	63			
Return of License (or Petition) to:					
(1) Sell to Pay Demands	Yes	60		a. Judge signs if approved.	(1) Advertisement of the sale must have been posted in two public places and published in a newspaper.
(2) Convey Real Estate	Yes	54	RSA559:15	b. File in docket folder; update docket.	
(3) Sell as Intended by Will	Yes	62	T.O.P. \$443		
(4) Sell Timber and Wood	Yes	66			
(5) Sell by Foreign Fiduciary	Yes	117			
(7) Sell and Convey to Bar Rights	Yes	63	55		

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Rights of Surviving Spouse</u>				NOTE: Upon filing of the documents described in this subsection: date-stamp, enter in docket date of filing.	
"Petition for Allowance to Widow"	Yes	84	RSA560:1,2 T.O.P.\$605	a. Review and place in pending file for court action. b. Judge acts on petition. c. Send copy to attorney(fiduciary). d. File original in docket folder	
"Release and Waiver by Surviving Spouse"	Yes	137	RSA560:10, 14 T.O.P. \$\$18N,655, 665a,1073, 1074	a. When real estate is involved, send form to appropriate Register of Deeds to be recorded; form returned to Probate Office and filed in docket folder. b. Notify Director of Inheritance Taxes that release has been filed. c. File in docket folder.	The release and waiver should be filed within six months of the appointment of the administrator. If the surviving spouse wishes to file after this time, with permission of the court, (s)he may complete and submit both form 137 and form 108.
			56		

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Petition for leave to file Release of Dower - Curtesy - Homestead"	Yes	108	RSA560:10, 14 T.O.P. SS18N,665, 665a, 1073,1074	a. Place in pending file for court action. b. Judge acts on petition. c. Update docket. d. Notify Director of Inheritance Taxes of court action on petition. NOTE: Record all papers; file in docket folder. NOTE: Upon filing of following: date-stamp; enter in docket date of filing.	An administrator must file an annual account when due unless he is granted an exten- sion by the court (no longer than 3 years).
<u>Account</u> "Petition to be Excused from Filing Account"	Yes	96	RSA554:26 T.O.P.\$495	a. Place in pending file for court action. b. Judge acts on petition, assigning new due date for filing of account if approved.	
			57		

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Private Claim by Executor or Administrator"				<p>c. Inform attorney or fiduciary of new filing due date.</p> <p>d. Update docket.</p> <p>e. Adjust filing date on negligent card.</p>	For procedure when fiduciary has failed to file account, see Negligence section.
	Yes	128	RSA554:24 Prob.R.17	a. Place in pending file for court action.	The private claim should be filed with the account. Notice of this filing should appear in the notice of the filing of account (Prob. R.17), or be given on the petition.
	Yes	32	T.O.P.\$495	<p>b. Judge signs petition (1) upon testimony of petitioner and (2) to allow claim.</p> <p>c. File in docket folder; update docket.</p>	
"Citation Administrator or Executor with Private Claim"			58		

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Filing of "Account of Administrator or Executor"	Yes	1 (Amended)	RSA554:6, 11,19,25, 26,27, RSA86:25 T.O.P. SS253,282, 284,287, 491,493, 495,496	a. Verify accuracy and completeness of account. b. Within seven days of filing, send copy of account to Director of Inheritance Taxes. NOTE: Guidelines to check accuracy (final account only): if taxable, receipt of taxes paid to Director of Inheritance Taxes to be filed with account; figures on inventory; detailed explanation and expenses; no securities in hand (schedule J) should appear; commission of administrator normally not to exceed 2% unless special permission granted by court; schedule 7 should be accompanied by receipts from legatees if distribution claimed (explained below); all licenses to sell, lease or mortgage must be returned before final account may be allowed. c. Schedule for court action. Publish notice of filing, with return day. Send to all interested parties.	a. The administrator should indicate what account is being filed (1st, 2nd...final).
"Citation on Account by Administrator or Executor"	Yes	30			
"Notice of Filing Account"	Yes	147			Heirs must either sign approval of account in space provided on form 1 (account), or an assent form. If consent has not been given, they must receive notice (form 147) before account may be allowed.

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Affidavit Notice to Beneficiaries" Hearing on Account	Yes	10	RSA554:26 550:11, 12 T.O.P.\$495	File affidavit with account. a. Judge acts on account and signs if approved. b. Complete top half of account (Form 1 page 1). c. Enter in docket date of approval, and balance in hand of administrator. NOTE: Record; file in docket folder. NOTE: Upon filing of following papers: date-stamp; enter in docket date of filing.	Fiduciary (or counsel) is required to appear at hearing unless excused by law or by the court (Prob. R.22).
<u>Settlement of Account</u>					
"Petition for Decree of Distribution and Decree"	Yes	95	RSA553:13 559:19	a. Schedule for court action.	
"Citation Administrator or Executor with Decree of Distribution"	Yes	31	T.O.P. SS211,213, 440,491, 542,571, 890	b. Send notice of petition to all heirs by certified mail - return receipt requested; publish in newspaper. c. File return receipts.	b. This may be included in the citation on the filing of account. See also Citation and Notice. c. No bond will be discharged until all receipts have been returned.
			60		

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Receipt" (filed by heir upon distribution)	Yes	136	RSA561:19 T.O.P.\$656	d. Judge signs decree of distribution. e. Transmit attested copy to petitioner. f. Update docket. File "receipts": certify date of filing on receipt; enter in docket date of filing.	
"Petition to Accept Parents' Receipt for Minor's Legacy"	Yes	78	RSA561:20	a. Place in pending file for court action. b. Judge acts on petition. c. Transmit attested copy to petitioner.	a. Parents may not accept a legacy exceeding \$1000; for larger sums, appointment of a guardian is necessary.
			61		

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Petition to Pay Sum of Money to State Treasurer"	Yes	115	RSA561:12 T.O.P.\$674	<p>a. Place in pending file for court action.</p> <p>b. Judge acts on petition, stating sum to be paid to state.</p> <p>c. Transmit attested copy to administrator.</p> <p>d. File "receipt" from state treasurer.</p> <p>NOTE: Record all papers; file in docket folder.</p> <p>NOTE: Upon filing of following: date-stamp; enter in docket date of filing.</p>	<p>At expiration of three years from grant of administration, if no heir or legatee has claimed share, judge orders administrator to pay money to state treasurer (RSA561:9). Payment may be made immediately when heir or legatee has refused share.</p> <p>An unclaimed share of less than \$25 may be distributed among the other heirs or legatees after the administrator has filed an affidavit stating that due efforts were made to locate heir or legatee (RSA561:10).</p>
<u>Termination of Appointment</u>					See Certification section.
"Certificate for Surety Company"	Yes	29		<p>Transmit to fiduciary as authority for surety company to release him from bond.</p>	<p>a. Before issuance of certificate: verify that all receipts have been filed; taxes have been paid. For sample form, see certification section. The appointment of the administrator is considered terminated once the final account, showing a zero balance, has been allowed by the court.</p>

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Petition to Remove Fiduciary"	Yes	118	RSA553:10- 11 T.O.P.\$185	<p>a. Schedule for court action; sign order of notice.</p> <p>b. Publish in newspaper.</p> <p>c. Judge makes decree and signs petition.</p>	
"Resignation"	Yes	138		<p>a. Place in pending file for court action.</p> <p>b. Judge acts on resignation and signs if approved.</p> <p><u>NOTE:</u> Record and file in docket folder.</p>	<p>a. Appearance of administrator at hearing at discretion of court.</p> <p>b. A new fiduciary must be appointed before the court will accept a resignation.</p>
			63		

Administration of Estates
Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Division of Real Estate</u>			T.O.P. §724	NOTE: Upon filing of following: date-stamp, enter in docket date of filing.	
"Petition for Partition of Real Estate"	Yes	114	RSA562:8 RSA538:18 T.O.P. §§18n 744, 745 RSA538:19 T.O.P. §746 RSA538:20 T.O.P. §§746, 751, 755	a. Schedule for court action. b. Give notice (personal service, certified mail, or publication). c. Judge acts on petition and names committee to make partition if approved.	The Probate Court has jurisdiction only when it is testamentary real estate and when there is no dispute about the title; otherwise, it is within the Superior Court's jurisdiction (RSA538:18) (T.O.P.Ch.18 §745).
"Petition for Agent" (to be filed with petition)	Yes	83	RSA562:4 T.O.P. §§721.722	a. At hearing on petition for partition, judge signs form 83, naming agent.	a. A guardian ad litem must be appointed for all minors and persons incapacitated to take care of estates and an agent appointed for interested out- of-state parties before a committee is appointed to make division (RSA538:20).
			64		

Administration of Estates

Administrator Appointed

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Warrant for Partition of Real Estate"	Yes	143	RSA562:2,3	a. Judge signs; affix seal of court. b. Schedule for court action.	
"Petition to Assign Real Estate" (by surviving spouse)	Yes	86	T.O.P. §721, 722 RSA562:1, 10	c. Upon filing of report, notice having been given by committee, judge signs a. Place in pending file for court action.	c. See RSA538:25-a for procedure for deferral of distribution of proceeds.
"Warrant to Assign Real Estate"	Yes	140	T.O.P. §§187, 721, 724, 744 RSA562:2,3	b. Judge acts on petition and names committee, if approved. a. Judge signs; affix seal of court.	
"Notice by Committee to Assign Real Estate"	Yes	70	T.O.P. §721, 722	b. Upon filing of report, notice having been given by the committee, judge signs if report accepted.	b. This form is used by committee to give notice of court hearing to accept report.
				NOTE: Record all instruments; file in docket folder.	
				65	

The State of New Hampshire

, SS.

COURT OF PROBATE

I, _____ of _____ in said
County, on oath depose and say as follows:

1. That _____ late of _____
in said County, died on the _____ day of _____ 19 _____.

2. No petition under any section of RSA 553 has been filed or is about to be filed with the probate court for said County.

3. My relationship to said decedent is that of _____
and I am of legal age and of legal capacity.

4. The estate of said decedent consists entirely of personal property of a gross value not exceeding (Five Hundred Dollars) (Two Thousand Dollars) consisting of the following assets:

5. I have undertaken to act as voluntary administrator of the estate of said decedent and will administer the same according to law.

6. I am filing herewith and with the division of inheritance taxes, State Tax commission, a report of gifts and transfers under RSA 86:22.

7. Out of the assets which I collect, I shall pay debts and expenses in accordance with RSA 554:19 and shall take no fee for my services.

8. If any balance remains, I shall distribute it according to the Will of the deceased, if any, or if there is no Will, to the surviving spouse, if any; otherwise in accordance with RSA 561.6.

9. If letters testamentary or of administration are later granted I acknowledge that my powers as voluntary administrator shall cease and I shall thereupon forthwith deliver to the rightful executor or administrator all assets and funds of said estate in my possession.

In Witness Whereof I have hereunto set my hand this
day of _____ A.D. 19 _____

Voluntary Administrator

Post Office Address

THE STATE OF NEW HAMPSHIRE
, SS.

A.D.

Personally appeared the above named
who took oath that the foregoing statements by
cording to the best of _____ knowledge and belief.

_____ subscribed are true and correct, ac-

Approved _____

Date _____ Judge of Probate

Justice of the Peace — Notary Public

NOTE: Approval of Judge not required in estates not exceeding \$500.

RSA 553:31 Administration of Small Estates. If the estate of a deceased person consists entirely of personal property of a gross value not exceeding fifteen hundred dollars and after the expiration of thirty days from the date of his death, no petition under any other section of this chapter 553 has been filed, his surviving spouse, parent, lineal descendant, brother or sister, if of legal age and legal capacity and an inhabitant of this state, may file with the probate court in the county in which the deceased was domiciled at the time of his death an affidavit stating that the affiant has undertaken to act as voluntary administrator of such an estate and will administer the same according to law. Such voluntary administrator shall, at the time of filing such affidavit also file a report of gifts and transfers under RSA 86:22 with the register of probate and with the division of inheritance taxes, state tax commission. The form of this affidavit and the rules governing proceedings under this section shall be prescribed in the manner provided by RSA 547:33.

Upon payment of a fee of three dollars the register of probate shall, if no other petition for administration of such estate is pending, issue an attested copy of the affidavit which shall constitute sufficient legal authority to all persons owing any money, having custody of any property or acting as register or transfer agent of any evidence of interest, indebtedness, property or right belonging to the estate and to persons purchasing or otherwise dealing with the estate, to make payment or transfer to the affiant with the same effect as if made to a duly appointed personal representative of the deceased person.

Out of the assets which the voluntary administrator collects, he shall pay debts and expenses in accordance with RSA 554:19. If any balance remains, he shall distribute it to the surviving spouse, if any, and if not, in accordance with RSA 561:6. The voluntary administrator may not take any fee for his services. A voluntary administrator is liable as an executor in his own wrong as provided in RSA 553:17 to all persons aggrieved by his administration, and if letters testamentary or of administration are later granted, then to the rightful executor or administrator. If a personal representative of the deceased person is appointed under any other section of this chapter 553, the powers of the voluntary administrator shall cease.

No.

Voluntary Administration Affidavit
Estate of

Filed , 19

Attested Copy Issued

, 19

Recorded

Vol. Page

FROM

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of in
said County, respectfully represents that late of
..... in said County, and last an inhabitant thereof, has lately de-
ceased at on the day of
A. D. 19.... intestate, having at the time of h death estate in said County, leaving
widow—widower named and that the only next of kin are the
persons whose names, residences and relationships are as follows, viz.:

WHEREFORE, he prays that administration thereof may be granted to
..... of in said County, accordingly,
and that
of in said County, be appointed to take an inventory and appraise
said estate.

Your petitioner declares that the estate of said deceased, upon which petition for administration
is asked for, consists, as nearly as can be ascertained, of the following value:

Real estate, \$.....

Personal estate, \$.....

Whole amount of estate not exceeding, \$.....

Dated the day of A. D. 19....

, SS.

COURT OF PROBATE.

At a Court of Probate holden at in
said County, on the day of A. D. 19....,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted,
and that letters of administration issue to
accordingly.

.....
Judge of Probate.

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF :

Respectfully represents
of in said County, that he is
of the of
late of in said County, deceased, testate; that there is delay
in determining the final grant of administration upon his estate by reason of

and the interests of said estate require the appointment of a special administrator.

WHEREFORE, he prays that
of in said County, be appointed special administrator
of the estate of said deceased, and ordered to return an inventory of said estate, take care of and
preserve the property and effects of said deceased and to do all other acts deemed necessary by
said Judge.

AND HE RECOMMENDS

all of in said County, as suitable person to appraise
and make an inventory of said estate.

Your petitioner declare that the estate of said deceased, upon which administration is
asked for, consists as nearly as can be ascertained, of the following value:

Real estate \$.....

Personal estate \$.....

Whole amount of estate not exceeding \$.....

Dated the day of A. D. 19

, SS.

COURT OF PROBATE.

At a Court of Probate holden at in said County,
on the day of A. D. 19...., upon due
consideration of the foregoing petition it is decreed that the prayer thereof be granted, and that
letters of special administration issue to the said accordingly.

Judge of Probate.

No.^{67d}.....

**Petition for
Administration or
Special Administration**

&

Real Estate Report

ESTATE OF

.....

Filed	day of	A. D. 19
Letter recorded —	Vol.	Page

The State of New Hampshire

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner, _____ of _____

in said County, respectfully represent that
late of and last an inhabitant in said County, has lately
deceased testate, having, at the time of his death, estate in said County; that administration has
heretofore been granted upon said estate to of
in the County of who has since
not having fully completed the administration of said estate; that

----- all of -----
in said County, are suitable persons to be appointed to take an inventory, and appraise the estate of
said deceased.

Wherefore he pray that administration upon the estate aforesaid not before administered may be granted to _____ of _____ in said County.

Dated the _____ day of _____, A. D. 19_____

, SS.

COURT OF PROBATE

At a Court of Probate holden at in said County, on the day of, A. D. 19....., upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and that letters of administration de bonis non (with will annexed) issued to the said accordingly.

Judge of Probate

No. 68b

**Petition for
Administration**

DE BONIS NON

ESTATE OF

Filed 19

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner, _____ of _____
in said County, respectfully represents that _____ then of
_____ in said County, on or about the _____ day of
_____, A. D. _____, left h _____ home in said _____
to wit: h _____ dwelling house _____ where he had resided for
more than one year previously; that he has not been heard of, or from, directly or indirectly, for more
than one year; and that, as your petitioner apprehends, he is or may be dead.

Your petitioner further represents that the said _____ left
as heirs-at-law to his estate _____

and that _____ of _____; in said
County, is a suitable person to administer said estate; and that _____

_____ all of _____
in said County, are suitable persons to be appointed to take an inventory, and appraise the estate of
said deceased.

Wherefore, your petitioner prays that notice may be published and posted, agreeably to the laws
of said State, and that, failing to receive information that the said _____
is alive, and circumstances combining to induce a reasonable belief that he is dead, administration
upon h _____ estate may be granted to the said _____

Dated the _____ day of _____, A. D. 19____

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

It having been proved to the satisfaction of said Court that
then of in said County, left h home in said
on or about the day of, A. D.
and that he has not been heard of, or from, directly or indirectly, since that date.

IT IS ORDERED that the annexed notice be published in the
....., a newspaper printed at Concord in the County of , in said
State, and in the a newspaper printed at
..... in the County of in said
State, once each week for successive weeks, the last publication to be at least seven days before
the day of, A. D., and a
like notice posted in three public places in said at least one month before said
..... day of, A. D., at which
time said petition will be heard at a Court of Probate to be holden at in said County,
.....
.....

Dated the day of, A. D. 19....

By order of the Court,

.....
Register.

69b

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

Information is wanted of, who left h home in
..... in the County of in said State,
where he had resided for more than one year previously, on or about the
day of A. D., and has not been heard of, or from, since that
date, when he was at h home as aforesaid.

The said was about
years of age, about feet inches in height, with eyes,
hair, and weighed about pounds; and his occupation had been

Administration upon the estate of the said having
been petitioned for, this notice is ordered by the Judge of Probate for said County. Said Petition will be
on the day of next, when and where
continued to a Court of Probate to be holden at, in said County,
all persons interested may appear and be heard.

Any person having information of the said
is requested to forward that information to the Judge of Probate for said County.

Dated at in said County, this
day of A. D. 19.....

By order of the Court,

.....
Register of Probate.

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in
said County, on the day of, A. D. 19.....,
upon due consideration of the foregoing petition, the order of notice having been complied with, it is
decreed that the prayer thereof be granted, and that administration upon said estate be granted to the
said accordingly.

.....
Judge of Probate.

No. 69d.....

**Petition for
Administration**

Upon estate of person not heard of, or
from, for one year or more,
CITATION AND NOTICE

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

Information is wanted of who left h home in
..... in the County of in said State,
where he had resided for more than one year previously on or about the
day of, A.D. 19...., and has not been heard of, or from, since that date
when, he was at h home as aforesaid.

The said, was about
years of age, about feet inches in height, with eyes,
hair, and weighed about pounds; and h occupation had been

Administration upon the estate of the said having
been petitioned for, this notice is ordered by the Judge of Probate for said County. Said petition will
be continued to a Court of Probate to be holden at in said County
on the day of next, when and where all persons
interested may appear and be heard.

Any person having information of the said is
requested to forward that information to the Judge of Probate for said County.

Dated at in said County, the day
of A. D. 19....

By order of the Court,

Register of Probate.

I, hereby certify that notices, of which the foregoing is
a true copy, was published once each week for successive weeks in the newspapers as required
by the order of notice and
..... were posted at
and at and at
..... three public place in said, on the
..... day of A. D. 19....

, ss.

A. D. 19....

Subscribed and sworn to by the said
Before me,

Justice of the Peace.

No. 70b.....

**Notice on Petition
for Administration of
Estate of Person
Not Heard of and Return**

.....

No. 71b

LEGACY AND SUCCESSION TAX

ADMINISTRATOR'S STATEMENT

ESTATE OF

.....
Filed the , day of 19

.....
This Statement Executed in Duplicate is
to be Filed in the Probate Office before Let-
ter of Administration are Issued.

(To be filed with the Division of Inheritance Taxes of the Department of Revenue Administration
and the Register of Probate)

State of New Hampshire

SS.

County of

ESTATE OF:

To Division of Inheritance Taxes of the Department of Revenue Administration

As provided by s. 15-a, c. 87 Revised Laws (section 22, Chapter 86 R S A) as amended by ch. 113,
laws of 1955, I make the following report:

I. "A report of all transfers of real and personal property made by the decedent in contemplation
of death or to take effect in possession or enjoyment at or after death." (If NONE please so state)

Description	Transferee	Date of Transfer	Value at date of death
-------------	------------	---------------------	---------------------------

II. "A report of all transfers of real and personal property during the last two years of the decedent's
life if the property has a value of over five hundred dollars, except bonafide sales for a reasonable
consideration in money or money's worth." (IF NONE please so state)

Description	Transferee	Date of Transfer	Value at date of death
-------------	------------	---------------------	---------------------------

III. "A report of all real and personal property held in joint tenancy by the decedent at the time
of his death and the names and addresses of the survivors, if known." (IF NONE please so state)

Description	Name and addresses of surviving joint tenant or tenants	Value at date of death
-------------	---	---------------------------

.....
Executor
Administrator

NO. ...72b.....

**REPORT OF GIFTS, TRANSFERS
AND JOINT TENANCIES**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, SS.

COURT OF PROBATE.

KNOW ALL MEN BY THESE PRESENTS

That we, of
in the County of and State of
as principal, and
.....
of in the County of and State of
New Hampshire, as sureties, are holden and bounden unto the Judge of Probate for the County of
..... in the sum of
..... Dollars (\$)
to be paid to said Judge, his successor or successors in office; to the true payment whereof we bind
ourselves, our heirs, executors and administrators, or successors, jointly and severally by these
presents.

Witness our hands and seals this day of
A. D. 19

THE CONDITION OF THIS OBLIGATION is such that if the above bounden principal who is
appointed to a certain trust and office pertaining to the estate of
.....
as appears by a decree of said Court of Probate, shall well and faithfully discharge and perform
said trust and office according to law and upon the conditions set forth in the applicable statutes
of The State of New Hampshire relating thereto; then this obligation shall be void; otherwise
it shall remain in full force and effect.

In the presence of

..... (Seal)
Principal

..... (Seal)

..... (Seal)
Sureties

Approved

.....
Judge of Probate

AFFIDAVIT OF PERSONAL SURETIES

(When authorized by Court)

We, the sureties to the within bond, do severally certify that we are residents of New Hampshire, that we own real property situate in said State, and that the net value of our equity therein, over and above any outstanding lien, encumbrance, personal indebtedness or liability, if any, is sufficient to enable us to honor our joint and several obligation to pay the penal sum thereof.

THE STATE OF NEW HAMPSHIRE, Sullivan, SS.

19

Sworn to, before me

Justice of the Peace
Notary Public

No.

Fiduciary Bond
Estate of

Filed:

From

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

I,, of in the
County of in the State of
appointed administrat of the estate of
..... executor of the will of
late of, in the County of and State of
New Hampshire, deceased, hereby appoint of
..... in the County of, and State of New
Hampshire, my agent to receive notice of claims against the estate of said deceased, and service of
process against me as administrat.... execut..... as aforesaid.

The post-office address of said agent is

Dated the day of, A. D. 19

Appointment Accepted:

Agent

No. 74b.....

Appointment of Agent

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, SS.

COURT OF PROBATE.

To
of in said County.

Trusting in your care and fidelity, I do, by these presents hereby constitute and appoint you
administrat of the estate of
..... late of

in said County, deceased, intestate, with full power to administer the same; to ask, gather, levy and
receive all and whatsoever credits of the said deceased, which to h while he lived,
and at the time of h death did appertain; to pay all debts in which the said deceased stood
bound, so far as said estate can extend; and well and faithfully to administer and dispose of the
same estate according to the laws of said State. You are to make or cause to be made, a true and
perfect inventory of said estate; and the same to return, upon oath, to the Judge of Probate for said
County, within three months next ensuing; and to render, upon oath, a plain and true account of
said administration according to law.

In testimony whereof, I have hereunto set my hand and caused the seal of the said Court of
Probate to be affixed.

Dated at in said County, the day
of A. D. 19

.....
Judge of Probate.

(This Letter cannot be reproduced)

No. 75b.....

**Letter of
Administration
Intestate**

THE STATE OF NEW HAMPSHIRE

_____, ss.

COURT OF PROBATE.

To _____ of _____ in said County:

TRUSTING IN YOUR CARE AND FIDELITY, I do by these presents, constitute and appoint you special administrator of the estate of _____ late of _____ in said County, deceased; and you are ordered to make or cause to be made and return upon oath to the Judge of Probate for said County, within _____ months from the date hereof, a true and perfect inventory of all the estate, goods, chattels, rights and credits of said deceased, which shall come to your possession or knowledge; take care of, preserve, and truly account, on oath, for all goods, chattels, debts and effects of said deceased, that shall be received by you as such special administrator, whenever required by the Judge of Probate for said County, and deliver the same to such person as shall be appointed executor or administrator of said estate, or to such other person or persons as shall be lawfully authorized to receive the same; and to do all other acts which you may be directed to do by the Judge of Probate for said County, or by the Superior Court for said County.

.....
.....
.....
.....

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of the said Court of Probate to be affixed.

Dated at _____, in this County, the _____ day of _____ A. D. 19....

.....
Judge of Probate.

No.76b.....

**Special Administration
Letter.**

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

To

..... all of in said County.

You are hereby authorized to take an inventory of, and appraise, the estate of of in said County, to be shown to you by who is of said

You are to make a just and impartial appraisal of said estate, according to the best of your judgment, and the same to return under your hands, upon oath to the Judge of Probate for said County, within three months next ensuing, together with this warrant.

Dated the day of A. D.

By order of the Court,

Register.

Inventory of the Estate of

in the County of

late of
, deceased.

TOTAL REAL ESTATE.

\$

TOTAL PERSONAL ESTATE.

\$

Household Furniture \$
 Farming Utensils and Mechanics
 Tools
 Stock in Trade
 Provisions and produce
 Live Stock
 Wearing Apparel
 Miscellaneous Articles
 Amount carried up \$

Amount brought up \$
 Deposited in Savings Institutions
 Balance in National Banks
 Stocks and Bonds
 Notes
 Book Accounts, and other written
 evidences of debt
 Loose cash on hand
 Total Personal Estate

.....

 } Appraisers.

No.76b.....

**Special Administration
Letter.**

.....

DEPOSITED IN SAVINGS INSTITUTIONS

[illegible]

STATE OF NEW HAMPSHIRE

, ss., A. D.

Then the above named

..... personally appeared, and severally made oath in appraising
.....
the estate of of
....., they have acted faithfully, impartially, and according to their best judgment.

Before me,

Justice of the Peace.

, ss , A. D.

Then

of, appeared and made oath that he showed to the appraisers
aforesaid all the estate of the said deceased which has come to h^{ward} possession; and that if any further
estate of the said deceased shall hereafter come to h^{ward} knowledge and possession, he will render a
just account thereof.

Before me,

Justice of the Peace.

Examined and accepted:

Judge of Probate.

NOTICE. Give name of city or town in which each parcel of real estate is located
book and page where each deed is recorded; or state other source of title.

[illegible]

77b

[illegible]

THE STATE OF NEW HAMPSHIRE

Judge of Probate.

78a

No...773.....

Inventory of All Fiduciaries

.....

Filed day of A.D.

Vol. Page

Real Estate	\$
Goods and Chattels	\$
Dep. Sav. Ins.	\$
Dep. Nat. Bank	\$
Stocks and Bonds	\$
Notes	\$
Book Accts.	\$
Cash	\$

From.....

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner, _____ of _____
in said County of _____, _____ of the estate of
_____ of _____ in said
County, respectfully represents that he unwilling to be charged with the goods and chattels be-
longing to said estate, appraised in the sum of _____
_____ dollars and _____ cents, and that six months
have not elapsed since the date of his bond-filing of his inventory.

Wherefore, he prays that he may have license to sell the same at public auction, or private
sale.

Dated the _____ day of _____, A. D. 19....

_____, ss.

Court of Probate.

At a Court of Probate, holden at _____ in
said County, on the _____ day of _____ A. D. 19....,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and
that a license issue to the said petitioner accordingly.

Judge of Probate.

(Without good cause shown, no license may be issued to an executor or administrator after six months
from date of bond or to a guardian or conservator after six months from filing inventory.)

No. ...78b.....

Petition for Appraisers

ESTATE OF

Filed day of A.D., 19

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner, _____ of _____
in said County, _____ of the estate of _____

_____ late of _____ in said County, deceased,
respectfully represents that among other assets belonging to the said estate as shown in the inventory
are the following items, to wit:

and that he _____ unwilling to be charged with said _____
as appraised.

Wherefore he prays that he may be licensed to transfer or sell the same at public or
private sale agreeably to the laws of said State.

Dated the _____ day of _____ A. D. 19 _____

No.79b.....

**Petition for
License to Sell Goods
and Chattels**

ESTATE OF

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of

in said County, administrat^{execut} of the will of
of the estate of

late of in said County, deceased, respectfully represents
that the personal estate of said deceased is sufficient to pay the demands against the same; that
the said deceased at the time of h death, was seized of certain real estate situated in said

and that the devisees under the will, or heirs-at-law of said deceased, have hereinafter consented in
writing that your petitioner may have license to sell certain real estate of said deceased, bounded
and described as follows:

, ss.

COURT OF PROBATE.

At a Court of Probate holden at _____ in said County, on the
_____ day of _____ A. D., 19 _____

Upon the foregoing petition, it is decreed that the prayer thereof be granted, and that license issue
accordingly.

Judge of Probate.

No. _____

**Petition for License to
Sell or Transfer
Stocks and Bonds**

BY _____

Filed _____ day of _____ A. D. 19 _____

Recorded Vol. _____ Page _____

Wherefore, he prays that he may have license to sell, at public auction or private sale, the heretofore described real estate, according to the laws of said State.

Dated the day of, A.D. 19.....

AFFIDAVIT

I, administrat of the estate
execut of the will of said deceased, hereby certify that according to my best knowledge and belief, the following are all the persons known to me as having, or claiming any interest in said real estate:

Name	Relationship to deceased	Residence
------	-----------------------------	-----------

STATE OF NEW HAMPSHIRE,

, ss. A. D. 19.....

Personally appeared the above named
and made oath that the foregoing statement by h subscribed is true to the best of h knowl-
edge and belief.

Justice of the Peace.

Justice of the Peace.

devises under the will
I,—We, the undersigned, being the only heirs-at-law of said deceased, hereby give con-
sent to and request that said
be granted a license to sell said described real estate.

.....
.....
.....
.....

I, widow, widower, of said deceased;
hereby assent to the sale of the whole of the real estate herein described, including the homestead
right and widow's dower, widower's curtesy, and the reversion thereof.

.....
Widow

STATE OF NEW HAMPSHIRE, ss. A.D. 19.....

The said personally appearing, took the following oath:

"I, do solemnly swear, that in disposing of
such estate of, deceased, as I may be licensed
to sell, I will use my best judgment, if said property is sold at public auction, in fixing and advertising
the time and place of sale, and will exert my utmost endeavor that the same shall be sold in such
manner as will be of the greatest advantage to the persons interested in said estate, without any sin-
ister or selfish view or motive whatever. So help me God."

.....
Justice of the Peace.

, ss.

COURT OF PROBATE

At a Court of Probate holden at in
said County, on the day of A.D. 19.....,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and
that a license issue to the said accordingly.

.....
Judge of Probate.

No.

**Petition for Sale
of Real Estate
By Consent
ESTATE OF**

Filed 19.....

Pub.

Rel.

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner
of in the County of
respectfully represents that he ^{execut} is administrat of
of, in said County, that said
died seized of certain real estate situated in
in said County, bounded and described as follows:

that said real estate is valued at dollars;

that the interest of said estate therein is part thereof;

that it is necessary to raise the sum of
dollars for the purpose of

and that the interests of said estate require that said petitioner shall have power to mortgage said
real estate to secure payment of a note in said sum ofdollars, with in-
terest from date at the rate of per centum (%) per annum, upon the following terms;

Wherefore he prays that he may have license to mortgage said real estate for the sum of
.....dollars, for the purpose aforesaid, agreeably to the laws of said State.

Dated theday ofA. D. 19 ..

.....
.....

I,, widow of said deceased, hereby assent to the mortgage of the real estate herein described, including the homestead right and widow's dower, widow-er's curtesy and the reversion hereof.

.....
Widow

And we being the heirs or devisees hereby assent to said property being mortgaged.

.....
.....
.....

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County,
on the day of A. D. 19 ,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted and
that a license issue to the said
to mortgage said real estate for the sum of
dollars, accordingly.

.....
Judge of Probate.

File No. Docket No.

**Petition by Administrat
or Execut to
Mortgage Real Estate**

ESTATE OF

.....
Late of
Filed
Granted
Returned
Vol. Page

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner, _____ of _____
in said County, administrat _____ of the estate of _____
_____ late of _____ in said County,
deceased, respectfully represents that said deceased at the time of h death was a member of the
firm of _____ consisting
of _____
_____ of which firm _____
_____ of _____

surviving partner _____, and that the affairs of said partnership are still unadjusted. Wherefore said
administrat _____ prays that he may be authorized, by arbitration or compromise, as he may deem
expedient, to adjust the affairs of said partnership with the surviving partner _____, and convey to h
the interest of said deceased in the property of said partnership, and fully discharge said surviving
partner from all liability in respect to the same.

Dated the _____ day of _____, A. D. 19.....

, ss.

COURT OF PROBATE.

At a Court of Probate holden at _____ in said County, on the
_____ day of _____, A. D. 19....., upon due consideration of the foregoing
petition, it is decreed that the prayer thereof be granted, and that the said _____
be authorized to adjust said partnership affairs accordingly.

Judge of Probate.

No...83b.....

Petition for Compromise.

(PARTNERSHIP.)

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, SS.

COURT OF PROBATE

To of the will
..... of the estate
of of in said County:

You are hereby licensed and authorized to sell at public auction or private sale the goods and
chattels of said and appraised in the sum of
..... dollars.

If sale is made at public auction you are directed to publicly advertise such sale in said town of
..... at least seven days before the date thereof.

If you comply with this order, and act with fidelity and impartiality in said sale, you will be
credited with the loss, or charged with the gain upon such sale.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of said Court of
Probate to be affixed.

Dated at in said County, the day
of A. D. 19.....

.....
Judge of Probate.

No. ...84b.....

**License to Sell Goods
and Chattels**

THE STATE OF NEW HAMPSHIRE

ss.

COURT OF PROBATE

To of the will
..... of the estate
of of in said County,
deceased, testate,

You are hereby licensed and authorized to

the same appearing to have been inventoried as a part of the estate of said deceased.

If sold at public auction you are directed to publicly advertise such sale in said town of
..... at least seven days before
the date thereof.

If you comply with this order, and act with fidelity and impartiality in such sale, you will be
credited with the loss, or charged with the gain upon such sale.

In testimony whereof, I have hereunto set my hand and caused the seal of said Court of Probate
to be affixed.

Dated at in said County, the day
of A.D. 19.....

.....
Judge of Probate.

No.85b.....

**License to Sell
or Transfer
Stocks and Bonds**

THE STATE OF NEW HAMPSHIRE

, SS.

COURT OF PROBATE.

WHEREAS, the petition of

the administrator of the estate of

executor of the will of late of

in said County, deceased, together with the written consent of the widow or widower and heirs at law or devisees, or the guardians or conservators of such of them as are under disability, have been duly filed with and submitted to the Judge of Probate for the County of Sullivan, New Hampshire, for consideration; and

Whereas, the petitioner has also filed an affidavit of the names and addresses of all persons known to him her them as having or claiming any interest in the real estate hereinafter described;

License is hereby granted to the said
to sell at public auction, or private sale, certain real estate situate in
, bounded and described as follows:

The said _____ is hereby authorized to execute to the purchaser a valid conveyance of all the right and interest of said deceased, at the time of h death in and unto the said real estate, and to account for and pay over the proceeds of said sale, according to the laws of said State, and the order of said Court.

In Testimony Whereof, I have hereunto set my hand and caused the seal of the said Court of Probate to be affixed.

Dated at _____ in said County, the _____ day
of _____ A. D. 19 _____

Judge of Probate.

(Form 59)

(FILL IN BELOW, ONLY WHEN SALE IS BY PUBLIC AUCTION)
TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

I certify that on the _____ day of _____ A.D. 19
I posted advertisements of the aforesaid sale, at _____ and at
_____ two public places, in the town of _____
and at other public places, and I caused a like advertisement to be published in the _____
_____ a newspaper printed
at _____ in said County _____

(RETURN OF PUBLIC SALE)

Having taken the prescribed oath, I gave notice as required by law, and on the
_____ day of _____ A.D. 19 _____, at _____ o'clock in the _____ noon,
at _____ in the town of _____ in the County of _____
the time and place advertised, I sold said real estate at public auction to

he being the highest bidder, for the sum of _____
dollars; and I have executed to _____ a deed thereof.

Dated the _____ day of _____ A.D. 19 _____

(RETURN OF PRIVATE SALE)

Having taken the prescribed oath, I sold said real estate at private sale, to

_____ for the sum of _____
dollars; and I have executed to _____ a deed thereof.

Dated the _____ day of _____ A.D. 19 _____

THE STATE OF NEW HAMPSHIRE, _____, SS. A.D. 19 _____

Subscribed and sworn to by the said

Before me,

Justice of the Peace.

Received this _____ day of _____ A.D. 19 _____
and approved.

Judge of Probate.

No. 86d

**License to Sell
Real Estate**
WITH CONSENT

Estate of

Filed:

Recorded in Vol.

Page

THE STATE OF NEW HAMPSHIRE

_____, ss.

COURT OF PROBATE

To of in said County,

Execut of the Will of

Administrat of the Estate of

of in said County.

Whereas, at a Court of Probate holden at in said County,
on the day of date hereof, upon examination it appears that said was
seized of certain real estate situated in
in said County, bounded and described as follows:

Whereas, it appears necessary to borrow the sum of
 dollars, license is hereby granted to you to mortgage said real estate in
 the sum of dollars,
 with interest at the rate of per centum per annum, payable upon the following terms:

You are hereby authorized to execute and deliver to the mortgagee in due form of law, a good and
 valid mortgage deed free and clear of the widow dower, curtesy and homestead rights and duly ex-
 ecuted by yourself and

 heirs devisees of said deceased; to appropriate the money accruing from the mortgage thereof in ac-
 cordance with the purposes for which the same was obtained and to account to the probate court in
 accordance with the statutes; and on approval of the final account you shall be discharged from liability
 on account of said note and mortgage.

In testimony whereof, I have hereunto set my hand and caused the seal of the said Court of Pro-
 bate to be affixed.

Dated at in said County the day of
 A. D. 19....

.....
 Judge of Probate.

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

I executed a mortgage of said real estate to
....., for the sum of
..... dollars, as provided in the foregoing license.

Dated the day of A. D.

.....
Administrat
Execut

STATE OF NEW HAMPSHIRE.

, ss. A. D. 19....

Subscribed and sworn to by the said

Before me,

.....
Justice of the Peace.

Received this day of A. D. 19...., and
approved.

.....
Judge of Probate.

File No. Docket No.

**License to Mortgage Real
Estate**

By ADMINISTRATOR or EXECUTOR

Estate of

Date of

Filed

Granted

Returned

Vol. Page

THE STATE OF NEW HAMPSHIRE

_____, ss.

COURT OF PROBATE.

To _____ of _____, in said
_____ administrat _____ estate
County, execut _____ of the will of _____
late of _____ in said County, deceased:

Pursuant to your request you are hereby authorized to adjust the affairs of the late firm of
..... with
surviving partner, by arbitration or compromise, and to convey to such surviving partner the in-
terest of said deceased in the property of said partnership, and fully discharge h from all liabili-
ties in respect to the same.

In testimony whereof I have hereunto set my hand and caused the seal of said Court of Probate
to be affixed.

Dated at _____ in said County, the _____ day
of _____ A. D. 19....

.....
Judge of Probate.

No. 88b.....

**License to Adjust
Partnership Affairs.**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your Petitioner () _____

of _____ in said County

respectfully represent () that:

(Form 77)

Wherefore, your petitioner () pray () _____

Dated the _____ day of _____ A. D. 19____

STATE OF NEW HAMPSHIRE

_____, ss.

Then personally appeared the above named _____
and made oath that the facts alleged in the foregoing by h subscribed are, true, according
to the best of _____ knowledge and belief.

Before me,

Justice of the Peace.

_____, ss.

COURT OF PROBATE.

At a Court of Probate held at _____ in said County
on the _____ day of _____ A. D. 19____
upon due consideration of foregoing petition, it is decreed that the prayer thereof be granted,
and that

Judge of Probate.

No. 89c

Petition
ESTATE OF

Filed _____, 19__

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner, _____ of _____

_____ administrat _____ of the estate of _____
in said County, execut _____ of the will of _____

_____ late of _____

in said County, deceased, respectfully represents that the personal estate of said deceased is not

sufficient to pay the demands against the same; that the said deceased at the time of h

death was seized of certain real estate situate in _____

bounded and described as follows:

and that the same may be more than sufficient to pay for the payment of said demands, but it is so situated that a part cannot be sold without injury to the persons interested therein. Wherefore, he prays that he may have license to sell at public auction, or private sale, the whole of said real estate agreeably to the laws of said State.

Dated the day of, A. D. 19

.....

.....

THE STATE OF NEW HAMPSHIRE, , SS. A. D. 19

The said personally appearing, took the following oath:

"I, , solemnly swear, that in disposing of such estate of , deceased, as I may be licensed to sell, I will use my best judgment, if said property is sold at public auction in fixing and advertising the time and place of sale, and will exert my utmost endeavor that the same shall be sold in such manner as will be of the greatest advantage to the persons interested in said estate, without any sinister or selfish view or motive whatever. So help me God."

Before me,

Justice of the Peace.

I, widow, widower, of said deceased, hereby assent to the sale of the whole of the real estate herein described, including the homestead right and widow's dower, widower's curtesy, and the reversion thereof.

Widow

, SS.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the day of A. D. 19 upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and that a license issue to the said accordingly.

Judge of Probate.

No. 90d.....

**Administrator's
and Executor's Petition
to Sell Real Estate
to Pay Demands**

ESTATE OF

Filed day of A.D. 19 .

License Recorded

Vol. Page

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Statement of the condition of the estate of _____

late of _____ in said County, so far as it has come to the knowledge of

_____ administrat : as of _____
(certain date)

LIABILITIES.

*Amount of debts against said estate, as per schedule annexed, \$

Funeral expenses _____

Allowance to widow _____

Expenses of administration estimated at _____

Total

\$ _____

ASSETS.

Amount of inventory of goods and chattels, \$

Gain on sale of same _____

Collected on notes and accounts _____

Collected on dividends and interest _____

Personal property not appraised, sold for _____

Total \$ _____

Leaving a deficit of \$ _____

_____ Administrator.

THE STATE OF NEW HAMPSHIRE, _____, SS. _____ A. D. 19 _____

Subscribed and sworn to by said _____

Before me,

Justice of the Peace.

*Attach separate sheet showing schedule of debts.

No. 91b.....

**Statement of Condition
of Estate, and
Schedule of Debts.**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of
in said County, administra or execut of the ^{estate} will of
..... late of in said County, deceased, re-
spectfully represents that the said deceased, in h lifetime, to wit, on the
day of, A. D., did contract in writing (or orally) with one
..... of
in said County, to convey to h certain real estate of said deceased, bounded and described as fol-
lows:

Your petitioner further represents that the said
 perform the conditions of said contract on his part; and that the said
 was prevented from making such conveyance by death.

WHEREFORE, he prays that he may have license and be empowered to make and execute
 as good and valid a conveyance as said deceased would be obliged to make and execute, if living, agree-
 ably to the laws of said State.

Dated the day of A. D. 19.....

.....

THE STATE OF NEW HAMPSHIRE

_____, ss.

COURT OF PROBATE.

At a Court of Probate holden at _____ in
said County, on the _____ day of _____ A. D. 19....

IT IS ORDERED that a hearing be had on the foregoing petition, at a Court of Probate, to be
holden at _____ in said County, on the _____
day of _____ next, and that the said petitioner give notice to all per-
sons interested in said estate by causing a citation on the said petition, to be published once each week
for _____ successive weeks, in the _____ a newspaper printed
at _____ in said County, the last publication whereof to be at least
seven days before said day of hearing.

By order of the Court,

Register.

I, _____, hereby certify that the foregoing petition and
order thereon were published once each week for _____ successive weeks in the said newspaper, and
that the last publication thereof was on the _____ day of _____
A. D.

_____, ss.

_____, A. D. 19....

Subscribed and sworn to by the said _____

Before me,

Justice of the Peace.

_____, ss.

COURT OF PROBATE.

At a Court of Probate holden at _____ in
said County, on the _____ day of _____ A. D. 19....,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and
that a license issue to the said _____ accordingly.

Judge of Probate.

No...22a.....

**Petition to Convey Real
Estate According to
Contract**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner _____

of _____ in said County, execut _____ of the will of
administrat _____ w.w.a. of the will

of _____ late of _____

in said County, deceased, respectfully represents that in and by said will it appears to have been the intention of said testat that h execut should sell and dispose of h real estate for the purpose of _____ but that the words used are deemed insufficient for that purpose.

Wherefore h prays that he may have license to sell the following described real estate of said deceased, situated in _____

_____ for the purpose and in the manner intended by said testat agreeably to the laws of said State:

Dated the day of, A. D. 19.....

STATE OF NEW HAMPSHIRE,

, SS.

....., A. D. 19.....

The said personally appearing, took the following oath:

"I,, solemnly swear that, in disposing of such estate of, deceased, as I may be licensed to sell, I will use my best judgment if said property is sold at public auction, in fixing and advertising the time and place of sale, and will exert my utmost endeavor that the same shall be sold in such manner as will be of the greatest advantage to the persons interested in said estate, without any sinister or selfish view or motive whatever. So help me God."

Before me,

.....
Justice of the Peace.

, SS.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the
..... day of, A. D. 19.....

It is ordered, that a hearing be had on the foregoing petition, at a Court of Probate to be holden
at in said County, on the
day of next, and that the said petitioner give notice to all per-
sons interested in said estate, by causing a citation upon the said petition, to be published once each
week for two successive weeks, in the
a newspaper printed at in said County, the last publication to be
at least seven days before said day of hearing.

By order of the Court,

Register.

I,, hereby certify that the foregoing petition and order
thereon was published once each week for two successive weeks in the said newspaper, and that
the last publication thereof was on the day of A. D. 19.....

STATE OF NEW HAMPSHIRE,, SS., A. D. 19.....

Subscribed and sworn to by the said

Before me,

Justice of the Peace.

, SS.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the
..... day of, A. D. 19

upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted and
that a license issue to the said accordingly.

Judge of Probate.

No. 93d.....

**Petition to Sell
Real Estate**

**AS INTENDED BY
WILL**

ESTATE OF

Filed day of A. D. 19

License recorded

Vol. Page

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE

To the heirs at law of the estate of late
of in said County, deceased, testate,
and to all others interested therein:

Whereas administrat of the estate
..... execut of the will
of said deceased filed in the Probate Office for said County, petition
for license to sell real estate belonging to the estate of said deceased, said real estate being fully
described in petition, and open for examination by all parties interested;

You are hereby cited to appear at a Court of Probate to be holden at
in said County, on the day of next,
to show cause, if any you have, why the same should not be allowed.

execut
Said administrat..... is ordered to serve this citation by causing the same to be published
once each week for two successive weeks in the a newspaper
printed at in said County the last publication to be at least seven days before
said Court.

Given at in said County, this day
of A. D. 19.....

By order of the Court,
Register of Probate.

I, hereby certify that the foregoing citation was
published once each week for two successive weeks in the said newspaper; and that the last publi-
cation thereof was on the day of A.D. 19.....

, ss.

..... A.D. 19.....

Subscribed and sworn to by the said

Before me,

.....
Justice of the Peace.

No. 94b

Citation

**Petition to Sell Real Estate
by Adm'r or Exec'r**

Ret: 19

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of

..... administrat estate
..... in said County, executor of the will of

..... late of

in said County, deceased, respectfully represents that the personal estate of said deceased is not sufficient to pay the demands against said estate; that said deceased, at the time of his death, was seized of certain real estate situated in

....., in said County, containing about acres,

bounded and described as follows:

95b

on which is standing and growing timber and wood; and that the sale of such timber and wood, separate from the land, would be beneficial to all persons interested therein.

Wherefore, he prays that he may have license to sell, at public auction or private sale, said timber and wood standing, agreeably to the laws of said State.

Dated the day of A. D. 19....

.....
.....

STATE OF NEW HAMPSHIRE, _____, ss.

.....A. D. 19....

The said, personally appearing, took the following oath:

"I, do solemnly swear, that in disposing of such estate of deceased, as I may be licensed to sell, I will use my best judgment if said property is sold at public auction in fixing and advertising the time and place of sale, and will exert my utmost endeavor that the same shall be sold in such manner as will be of the greatest advantage to the persons interested in said estate, without any sinister or selfish view or motive whatever. So help me God."

Before me,

.....
Justice of the Peace.

At a Court of Probate holden at in said
County, on the day of A. D. 19....

It is ordered that a hearing be had on the foregoing petition at a Court of Probate to be holden at
....., in said County, on the day
of next, and that the petitioner notify all persons interested in said es-
tate, by causing a citation upon the said petition to be published once each week, for successive
weeks, in the a newspaper printed at
....., in said County, the last publication to be at least
seven days before said day of hearing.

By order of the Court:

.....
Register.

I,, hereby certify
that the foregoing citation was published once each week for successive weeks in said news-
paper, and that the last publication thereof was on the day
of A. D. 19....

STATE OF NEW HAMPSHIRE,

ss.

..... A. D. 19

Subscribed and sworn to by the said

Before me,

.....
Justice of the Peace.

....., ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County,
on the day of A. D. 19...., upon due
consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and that a li-
cense issue to the said accordingly.

.....
Judge of Probate.

No. 95d

**Petition to Sell Timber
and Wood**

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of
..... in said County, respectfully represents that he
execut of the will
is administrat of the estate of
late of in said County, deceased, testate, and
by the laws of said State a reasonable sum of money may be used for the perpetual care of the ceme-
tery lot in which the body of the testat..... is buried, and the monuments thereon.

Wherefore he prays that he may have authority to expend for the purposes thereof and
pay to
the sum of, (\$.....), and that the same be
charged to the expense account in the settlement of said estate.

Dated the day of, A. D. 19....

.....
.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the
day of A. D. 19....

It WAS ORDERED that a hearing be had on the foregoing petition at a Court of Probate, to be
holden at in said County, on the day of A. D. 19....;
and that the petitioner notify all persons concerned to appear at said Court to show cause, if any they
have, why the prayer of said petition should not be granted, by causing a citation upon said petition
and order thereon to be published weeks successively in the
a newspaper printed at in said County, the last publication
thereof to be at least one week before said Court, to appear and show cause, if any he ha why
said petition should not be granted.

By order of the Court:

.....
Register.

I,, hereby certify that the citation upon the foregoing petition was published once each week for successive weeks in the said newspaper, and that the last publication thereof was on the day of A. D. 19.....

STATE OF NEW HAMPSHIRE

, ss.

.....A. D. 19....

Subscribed and sworn to by the said

Before me,

.....
Justice of the Peace.

.....
, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the day of A. D. 19....

Upon due consideration of the foregoing petition, due notice having been given, it is decreed that the prayer thereof be granted, and that the said execut will administra of said estate of be and is hereby authorized to expend the sum of dollars (\$.....), and pay to for the purposes above set forth, accordingly.

.....
Judge of Probate.

No. 96d.....

**Petition for Perpetual
Care and Monuments**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of in the
County of and State of, respectfully represents
that he is the of the estate of
..... late of in the
County of and State of, deceased,
..... duly appointed by the Court in and for said
County of, and has been duly qualified and is acting as such
.....; that as such he is entitled to
certain personal property situated in said County of to wit:

.....
.....
.....

which said corporation ha established or usual place of business in said County of
.....

That there is no executor, administrator, guardian or trustee appointed in this State who is author-
ized to receive and dispose of such shares or personal estate; that your petitioner as such
..... will be liable upon and after the receipt of sale of said shares or personal estate
to account for the same or the proceeds thereof in said State in which he was appointed; that said
..... died on the day of
....., A. D. 19...., and that six months have elapsed since the death of said
deceased.

Your petitioner pray(s) that he as such be licensed to receive
or to sell by public or private sale, or to transfer and convey, said shares and personal estate to the
heirs-at-law or legatees.

Dated the day of, A. D. 19....

, ss.

COURT OF PROBATE

To all persons interested in the estate of, late of
....., deceased,
or in the personal property hereinafter described:

WHEREAS,, appointed
of the estate of said deceased, by the Court for the County of
in the State of, ha presented to this Court, h petition representing
that as such h is entitled to certain personal property situ-
ated in said County of, to wit:

and praying that he may be licensed to receive or sell by public or private sale, or to transfer and
convey, said shares and personal estate to the heir heirs-at-law or legatees.

You are hereby cited to appear at a Court of Probate to be holden at
in said County of, on the day
of, A. D. 1st to show cause, if any you have, against the
same. And said petitioner is ordered to serve this citation by causing the same to be published once
each week, for successive weeks in the a newspaper
printed at in said County, the last publication to be seven
days at least before said Court, and by causing notice of said petition and of this order thereon to be
served upon the director of the division of inheritance taxes twelve days at least before the return day
thereof.

Given at in
said County, this day of A. D. 19....

By order of the Court,

Register.

I, hereby certify that the foregoing citation was published
once each week for successive weeks in the said newspaper, and that the last publication there-
of was on the day of A. D. 19....

....., ss.

....., A. D. 19....

Subscribed and sworn to by the said

Before me,

Justice of the Peace.

I,, hereby certify that on the
day of, A. D. 19...., I gave in hand to—left at the usual place of abode
of—the director of the division of inheritance taxes an attested copy of the foregoing petition and order
thereon.

Subscribed and sworn to by the said

Before me,

Justice of the Peace

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE

At a Court of Probate holden at in and for said County, on the
..... day of A. D. 19....

On the petition of, appointed by
the Court in and for the County of in the State
of of the estate of
..... late of
....., in said State of, deceased, and duly
qualified and acting as suchpraying that he may be licensed to receive or
to sell by public or private sale, or to transfer and convey to the heirs-at-law or legatees, certain per-
sonal property to which he is entitled as such..... and situated in
said County, to wit:

All persons interested having had due notice of said petition, as ordered by the Court, and no per-
son resident in this State and interested as a creditor, or otherwise, objecting to the granting of such li-
cense, or appearing to be prejudiced thereby, and more than six months having elapsed since the death
of said deceased, and it appearing that said corporation has an established or usual place of
business in said County of, and that there is no executor, adminis-
trator, guardian or trustee appointed in this State who is authorized to receive and dispose of such
shares of personal estate, and it also appearing to the Court that said
will be liable, upon and after such receipt or sale, to account for such shares or personal estate, or for
the proceeds thereof, in said State of in which he
w appointed, and that all taxes due to the State of New Hampshire have been paid or secured.

It is decreed that said be and he hereby is licensed to
receive or to sell by public or private sale, or to transfer and convey, said shares and personal estate to
the heirs-at-law or legatees and to account for said shares and estate, or the proceeds thereof, in said
State of in which he w appointed.

.....
Judge of Probate.

No. .27d.....

**Petition by Foreign
Fiduciary to Sell
or Dispose
and License**

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

To all persons interested in the estate of
late of in said County of
and State of

Whereas of the
of said deceased has filed in the Probate Office for said County a petition representing that as such
..... he is entitled to certain personal property situate in said
State of New Hampshire, to wit:

and praying that he may be licensed to receive and dispose of said estate upon such terms as may be
for the best interest of said estate.

You are hereby cited to appear at a Court of Probate to be holden at
in said County, on the day of A. D. 19....,
to show cause, if any you have, why the same should not be granted.

Said is ordered to serve this citation by causing the same to
be published once each week for successive weeks in the
..... a newspaper printed at
in said County, the last publication to be at least seven days before said Court.

Given at in said County, this day
of A. D. 19....

By order of the Court,

Register.

I, hereby certify that the foregoing citation was published
once each week for successive weeks in the said newspaper, and that the last publication
thereof was on the day of A. D. 19....

, ss.

A. D. 19....

Subscribed and sworn to by the said
Before me,

Justice of the Peace.

No. 98b.....

**Citation
upon Petition for
License by Foreign
Fiduciary**

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of
in said County,
respectfully represents that h ... spouse is insane,
and has continued insane for the space of more than one full year last past; and that he is seized of
certain real estate, situated in said
bounded and described as follows:

Wherefore he prays that he may have license to sell and convey the same in such manner as to bar any claim or right of dower or homestead, or right of curtesy, which he might otherwise have therein, and declares that the interests of all concerned will be promoted by such sale and conveyance.

Dated the day of, A. D. 19. .

.....

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County,
on the day of, A. D. 19....

IT IS ORDERED that a hearing be had on the foregoing petition at a Court of Probate to be
holden at in said County, on the day of next,
and that the said petitioner give notice to all persons interested in said estate, by causing a citation
upon the said petition, to be published once each week for successive weeks, in the
....., a newspaper printed at in said County,
the last publication to be at least seven days before said day of hearing.

By order of the Court,

.....
Register.

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the
day of A. D. 19....

notice having been given agreeably to the foregoing order, and the parties having been heard, no
sufficient objection to said petition being made, and it appearing that the interests of all concerned will be
promoted by the sale of the real estate agreeably to said petition, it is decreed that a license issue to the
said accordingly.

.....
Judge of Probate.

No. 99d.....

**Petition to Sell Real
Estate to Bar Rights
of Insane.**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, SS.

COURT OF PROBATE.

Whereas, on examination, it appears that the personal estate of
..... late of
in said County, deceased, in the hands of
execut
administrat thereof is insufficient to pay the just demands chargeable to said estate; and
whereas it appears that the real estate of said deceased may be more than sufficient for that purpose
and a part thereof cannot be sold without injury to those interested therein, license is hereby grant-
ed to the said to sell at public auction,
or private sale, the whole of said real estate situate in
....., bounded and described as follows:

The said is hereby authorized to execute to the purchaser a valid conveyance of all the right and interest of said deceased, at the time of his death in and unto the said real estate, to appropriate the money accruing from the sale thereof, so far as the same may be necessary, to the payment of said debts and incidental charges, and to account for and pay over the balance that may remain, according to the laws of said State, and the order of said Court.

In Testimony Whereof, I have hereunto set my hand and caused the seal of the said Court of Probate to be affixed.

Dated at in said County, the day
of A. D. 19

.....
Judge of Probate.

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

I certify that on the _____ day of _____ A. D. 19____
I posted advertisements of the aforesaid sale, at _____ and at
_____ two public places, in the _____ of _____
and at other public places, and I caused a like advertisement to be published in the _____
_____ a newspaper printed at _____
in said County.

(RETURN OF PUBLIC SALE)

Having taken the prescribed oath, I gave notice as required by law, and on the _____
_____ day of _____ A. D. 19____, at _____ o'clock in the _____ noon,
at _____ in the _____ of _____ in the County of _____
the time and place advertised, I sold said real estate at public auction to _____
_____ he being the highest bidder, for the sum of _____
_____ dollars; and I have executed to _____ a deed thereof.
Dated the _____ day of _____ A. D. 19____

(RETURN OF PRIVATE SALE)

Having taken the prescribed oath, I sold said real estate at private sale, to _____
_____ for the sum of _____
_____ dollars, and I have executed to _____ a deed thereof.
Dated the _____ day of _____ A. D. 19____

THE STATE OF NEW HAMPSHIRE, _____, ss. _____ A. D. 19____

Subscribed and sworn to by the said _____

Before me,

Justice of the Peace.

Received this _____ day of _____ A. D. 19____
and approved.

Judge of Probate.

No. 100d.....

**License to Sell
Real Estate
To Pay Demands**

.....
Filed:

LICENSE

RECORDED IN VOL.

Page

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

WHEREAS, on examination, it appears that late
of in said County, deceased, did, in h lifetime, to wit, on the
..... day of A. D. 19....., contract
to convey to one certain
real estate situated in
bounded and described as follows:

101b

upon certain conditions on the part of the said which
he has performed, or stands ready to perform, and that the said
was prevented from making said conveyance by death;

Therefore license is hereby granted to
execut will
administrat of the estate of the said
deceased, to make and execute to the said
a good and valid conveyance of all the right and interest that the said deceased had at the time of h
death in and to said real estate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of the Court of Probate
to be affixed.

Dated at, in said County, the
day of A. D.

.....
Judge of Probate.

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

On the day of A. D. 19....

I conveyed to the said

the real estate described in the foregoing license for the sum of

..... dollars, it being the amount named in said contract.

Received this day of A. D. 19....

and approved.

.....
Judge of Probate.

No. 101d

**License to Convey
Real Estate
According to Contract**

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

WHEREAS on examination it appears by the last will and testament of
..... late of in said County, deceased, that
said testat intended that the execut should sell and dispose of certain real estate for the purpose of paying the legacies and bequests provided in said will, but that the words used are deemed insufficient for that purpose;

THEREFORE, license is hereby granted to
of the will of said deceased,
executor of the will of said deceased,
to sell at public auction or private sale the real estate of the said
deceased, situated in in said County, and bounded and
described as follows:

The said is directed to apply the money accruing from the sale thereof to the payment of the legacies and bequests provided in said will, agreeably to the intention of said testat , and to render an account of h doings therein, according to the laws of said State and the order of said Court.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of the said Court of Probate to be affixed.

Dated at in said County,
the day of A. D. 19....

.....
Judge of Probate.

(FILL IN BELOW, ONLY WHEN SALE IS BY AUCTION)

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF :

I CERTIFY that on the day of A. D. 19....
I posted advertisements of the aforesaid sale, at and at
..... two public places in the town of and at other
public places, and I caused a like advertisement to be published in the
..... a newspaper printed at in said County.

.....

(RETURN OF PUBLIC SALE)

Having taken the prescribed oath, I gave notice as required by law, and on the
..... day of, A. D. 19, at o'clock in the
..... noon, at in the town of
in the County of, the time and place advertised, I sold at public auction to
..... he being the highest bidder, for the sum of
.....
..... dollars; and I have executed to h a deed of said real estate.

Dated the day of A. D. 19....

(RETURN OF PRIVATE SALE)

Having taken the prescribed oath, I , on the day of
....., A. D. 19 , sold at private sale to
for the sum of dollars; and
I have executed to h a deed thereof.

Dated the day of, A. D. 19....

STATE OF NEW HAMPSHIRE,

ss. A. D. 19....

Subscribed and sworn to by the said

Before me,

Justice of the Peace.

Received this day of A. D. 19....
and approved.

Judge of Probate.

No. 102d.....

**License to Sell
Real Estate**

AS INTENDED BY WILL

ESTATE OF

.....

[illegible]

.....

upon which is standing and growing timber and wood, and that the sale of such timber and wood, separate from the land, would be beneficial to all persons interested therein.

Therefore, license is hereby granted to said to sell at public auction or private sale, the whole of said timber and wood now standing and growing on the said above described real estate.

The said is hereby authorized to give to the purchaser thereof a good and valid title to all the right and interest of said deceased, at the time of his death, in and to such timber and wood, with right to enter, cut, and carry the same away within such reasonable time as he may limit; and the said is directed to appropriate the money accruing from the sale thereof, so far as the same may be necessary, to the payment of said debts and incidental charges, and to account for and pay over the balance that may remain, according to the laws of said State, and the order of said Court.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of the said Court of Probate to be affixed.

Dated at in said County, the day of A. D. 19....

.....
Judge of Probate.

THE STATE OF NEW HAMPSHIRE

TO THE HONGRABLE JUDGE OF PROBATE FOR THE COUNTY OF

I certify that on the day of A. D. 19....
I posted advertisements of the aforesaid sale, at and at
..... two public places, in the of
and at other public places, and I caused a like advertisement to be published in the
..... a newspaper printed at
in said County.

(RETURN OF PUBLIC SALE)

Having taken the prescribed oath, I gave notice as required by law, and on the
..... day of A. D. 19....., at o'clock in the noon,
at in the of in the County of
the time and place advertised, I sold said timber and wood at public auction to,

.....
he being the highest bidder , for the sum of
..... dollars; and I have executed to a deed thereof.

Dated the day of A. D. 19....

(RETURN OF PRIVATE SALE)

Having taken the prescribed oath, I sold said timber and wood at private sale, to
..... for the sum of
dollars; and I have executed to a deed thereof.

Dated the day of A. D. 19....

STATE OF NEW HAMPSHIRE,

, ss.

A. D. 19....

Subscribed and sworn to by the said

Before me,

Justice of the Peace.

Received this day of A. D. 19....
and approved.

Judge of Probate.

No. 103d.....

**License to Sell Timber
and Wood**

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

WHEREAS, upon the petition of of
in said County, it has been satisfactorily shown that
spouse of said is insane and has
continued insane for the space of more than one full year last past; and whereas it further appears that
the interest of all concerned would be promoted by the sale of certain real estate owned by said
.....

Therefore, license is hereby granted to the said to sell at
public auction or private sale the real estate situated in in said County,
bounded and described as follows:

The said is hereby authorized to execute to the purchaser a good and valid conveyance of the premises in such manner as to bar any claim or right of dower and homestead, or right by the curtesy; which he might otherwise have therein.

In testimony whereof, I have hereunto set my hand, and caused the seal of the said Court of Probate to be affixed.

Dated at in said County; the day of A. D. 19....

.....
Judge of Probate.

No. 1045.....

**License to Sell and
Convey Real Estate
to Bar Rights**

OF

.....

(INSANE)

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner, _____ of _____
in said County, respectfully represents that she is widow of _____
late of said _____, deceased: Wherefore she prays that a reasonable
allowance may be made to her out of the personal estate of said deceased for her present support.

Dated the _____ day of _____, A. D. 19....

_____, ss.

COURT OF PROBATE.

At a Court of Probate holden at _____ in
said County, on the _____ day of _____, A. D. 19....,
upon due consideration of the foregoing petition, it is decreed that the prayer be granted, and that the
said _____
be allowed, out of the personal estate of said deceased, either wholly in such articles as she may select
from the inventory at their appraised value, or partly in cash and partly in said articles or wholly in
cash, the sum of _____ dollars for her support.

Judge of Probate.

No. 105b.....

Petition for Allowance
to Widow

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

I, the undersigned, respectfully represent that I am the widow _____
of _____ late of _____
in said County, who died on _____, 19____; that I was married to said deceased
on _____, 19_____.

In accordance with the applicable statutes of said State, I hereby waive the provisions of any
will of said deceased in my favor and release my rights of dower, curtesy and homestead in the
real estate of which said deceased died seized, for the purpose of receiving my statutory share of
said estate.

Witness my hand this _____ day of _____, 19_____.

Witness

Widow

THE STATE OF NEW HAMPSHIRE

_____, SS.

_____, 19____.

Personally appeared the above named _____
and acknowledged the foregoing instrument to be h _____ voluntary act and deed.

Before me,

Justice of the Peace,
Notary Public.

No. 106b.....

**Release and Waiver
by Surviving Spouse**

.....

Filed	day of	A.D. 19
Vol.	Page	

Reported to State Tax Commission:

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Respectfully represents _____ that he is the
widow of _____, late of _____
in said County, deceased, who died on the _____ day of _____ A. D. 19 _____

That the said _____ died seized of certain real estate,
situate in said County and State; that by reason of accident and mistake he did not during
dower
the first year after death of said deceased, file a waiver of his rights of curtesy and homestead
in said property, although it was for his rights so to do.

WHEREFORE, your petitioner, the said _____
now prays that he may be permitted to file such waiver, in order that he may take in fee,
such portion of said real estate, as he is by law entitled to possess.

Dated the _____ day of _____, A. D. 19 _____

, ss.

COURT OF PROBATE

At a Court of Probate holden at _____ in said County,
on the _____ day of _____, A. D. 19 _____, upon
due consideration of the foregoing petition, it is decreed that the prayer thereof be granted.

Judge of Probate.

No. 107b

**Petition for leave to file
Release of Dower---
Curtesy---and Homestead**

ESTATE OF

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF :

In Re:

Your petitioner

of

in said County, as

in the above entitled matter, do hereby respectfully represent and say that he is (are) desirous of being excused from filing the annual account for a period of because

and that unless so excused said account should be filed not later than

Wherefore your petitioner pray that he be excused from filing such account for a period of from the date hereof, and for such other relief as may be just.

Dated at this day of A. D. 19

, SS.

COURT OF PROBATE.

At a Court of Probate holden at in said County, upon due consideration of the foregoing petition, and there being no sufficient objections, it is decreed that the prayer thereof be granted and that said in capacity as be excused from filing said account until, accordingly.

Dated this day of A. D. 19

Judge of Probate.

No. 108b.....

**Petition to be Excused
From Filing Account**

ESTATE

.....

.....

Filed day of A. D. 19 ..

Vol.

Page

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of in
Administrat of the estate
said County, Administrat , with will annexed, of the estate of
Execut of the Will
late of, in said County, deceased, respectfully
represents that, having a claim against said estate, he gave due notice that he would exhibit the
same and ask to have it allowed at this time and place, and that he now presents h said claim
and prays that the same may be examined and allowed, agreeably to the laws of said State.

Dated the day of A. D. 19....

.....
(Either write or affix statement of claim, below)

I do solemnly swear that, according to the best of my knowledge and belief, the foregoing is a true
statement of my claim against the above estate, that I have not on my books, or elsewhere, any credit
or knowledge of any credit, that should be allowed against said claim, except what is stated in the
foregoing account.

.....

, ss.

COURT OF PROBATE.

Subscribed and sworn to by the said

Before me,

.....
Judge of Probate.

, ss.

COURT OF PROBATE.

At a Court of Probate holden at, in
said County, on the day of, A. D. 19....,
notice having been given, the foregoing claim was presented, and no sufficient objection appearing there-
to, it is decreed that the same be allowed.

.....
Judge of Probate.

No. 109b.....

Private Claim

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

To the heirs at law of the estate of late
of in said County, deceased, ..testate,
and to all others interested therein:

Whereas, execut of the will
administrat of the estate of said deceased, has
filed in the Probate Office for said County the account of h administration of said estate, and where-
as upon the settlement of said account h will present for allowance h private claim against said
estate and ask that the same be allowed, said claim being for

You are hereby cited to appear at a Court of Probate to be holden at
..... in said County, on the day of
..... next, to show cause if any you have, why the said account and
claim should not be allowed.

Said is ordered to serve this citation by causing the same to
be published once each week, for successive weeks in the
a newspaper printed at in said County, the last publication to be at least
seven days before said Court.

Given at in said County, this
day of A. D. 19.....

By order of the Court,

Register.

I, hereby certify that the foregoing citation was
published once each week for successive weeks in the said newspaper, and that the last publication
thereof was on the day of A. D. 19....

, ss.

A. D. 19....

Subscribed and sworn to by the said
Before me,

Justice of the Peace.

No. ...110b...

Citation

Administrator
or Executor, with
Private Claim

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

_____, ss.

COURT OF PROBATE

The _____ account of _____

_____ of the will - estate of _____

late of _____, in said County, deceased.

Said fiduciary charges _____ with the several amounts

received as per statement herewith \$_____

And asks to be allowed for payments and charges as per statement herewith \$_____

Balance in hands of said fiduciary \$_____

At a Court of Probate holden at _____, in said County,
on the _____ day of _____ A.D. 19 _____, the account having
been filed and notice thereof having been given, or dispensed with according to law, that said fiduciary
would exhibit _____ account of said administration at _____

_____ this time, and the said account being examined, and proved by the oath of the fiduciary and
the vouchers required, it is decreed that the same be allowed, and that there is a balance of

_____ dollars and
_____ cents, in the hands of the fiduciary.

Judge of Probate.

The account of

The said fiduciary charges with the amount of personal }
 estate of said deceased, as per inventory returned, less notes, bonds, stocks, } \$
 book accounts, cash on hand and in national and savings banks,

Gain on sale of personal estate, including securities, as per schedule A

Cash in savings institutions as shown by inventory, as per schedule B

Cash collected on notes, as per schedule C

Cash collected on book accounts, as per schedule D

Cash accruing from the sale of real estate by license, as per schedule E

Cash collected on rents of real estate, as per schedule F

Personal estate not appraised, as per schedule G

Interest on all personal property, including dividends,
 since date of inventory, as per schedule H

Securities sold by license, or transferred to heirs or
 legatees, at inventory values, as per schedule I

Securities in hand, at inventory values, as per schedule J

Balance in national banks, as shown by inventory, as per schedule K

Cash on hand, as per inventory

Moneys advanced or contributed by

Amount of receipts \$

And said fiduciary discharges as follows:

Paid widow's allowance out of personal estate, as per schedule 1

Paid funeral charges of deceased, as per schedule 2

Paid charges of last sickness, as per schedule 3

Paid taxes, as per schedule 4

Loss on sale of personal estate, including securities,
 by license, as per schedule 5

Paid sundry debts of deceased, as per schedule 6

Paid sundry legacies, as per schedule 7

Expense of administration, cash paid out, as per schedule 8

Paid for gravestones and perpetual care, as per schedule 9

Personal services of fiduciary, including commission,
 subject to Court's approval,

Inheritance and succession tax

Amount of expenditures \$

(All Schedule Sheets to be 8" x 10½")

RECEIPTS

EXPENDITURES

111b

(Form 1-Amended)

Executor of the Will of
Administrator of the Estate of }

Date of

Amount of receipts

\$

Amount of expenditures

\$

Balance in hands of fiduciary

\$

Heirs or Legatees as of Date of Filing Account

Names

Relationship

Residence

Fiduciary

A.D. 19

Subscribed and sworn to by the said

Before me,

Judge of Probate.

(May be sworn to before a Justice of the Peace or Notary Public only if fiduciary is excused from appearing in person).

The undersigned being all of the parties interested in the within account hereby certify that we have examined the same and find it correct, and request that the same be allowed without publication or further notice to us.

NAMES

RESIDENCES

No.

Account

ADMINISTRATOR OR EXECUTOR
ESTATE OF

Filed	day of	A.D. 19
Ret.	day of	A.D. 19
At		
Vol.	Page	
Receipts		\$
Expenditures		\$
Balance		\$

From:

THE STATE OF NEW HAMPSHIRE

, ss.

Court of Probate

To the heirs at law of the estate of late
of in said County, deceased, ...testate,
and to all others interested therein:

Whereas of the will
of the estate
of said deceased, has filed in the Probate Office for said County the account ofh..... adminis-
tration of said estate.

You are hereby cited to appear at a Court of Probate to be holden at
in said County, on the day of next, to show cause, if
any you have, why the same should not be allowed.

Said is ordered to serve this citation, by causing the same to be pub-
lished once each week, for two successive weeks in the
a newspaper printed at in said County, the last publication to be at least
seven days before said Court.

Given at in said County, this
day of A.D.

By order of the Court,

Register.

I, hereby certify that the foregoing citation was
published once each week for two successive weeks in the said newspaper, and that the last publi-
cation thereof was on the day of A.D. 19

, ss.

..... A. D. 19.....

Subscribed and sworn to by the said

Before me,

Justice of the Peace.

No.112b.....

**Citation on Account
by Adm'r or Exec'r**

ESTATE OF

.....

Ret. day of 19

(Form 147)

NOTICE OF FILING ACCOUNT

Notice is hereby given that the account of
....., as of the estate—of the will of
..... has been filed in the Probate Office at
in the County of, State of New Hampshire.

() The account is to be settled and is returnable on the day of
..... next, at in said County.

() The account is not to be settled.

You may obtain a copy of said account from the Register of Probate upon payment of the
statutory fee.

Dated this day of, 19

(The law requires that contemporaneously with the filing of the account the above notice
shall be mailed to all persons beneficially interested therein by registered or certified mail, re-
turn receipt requested, to their last known address. Such notice may be dispensed with by
waiver of notice in writing.)

No. 113b

**Notice of
Filing Account**

THE STATE OF NEW HAMPSHIRE

In re:

.....

AFFIDAVIT OF NOTICE OF FILING ACCOUNT

I, the undersigned, do hereby certify that contemporaneously with the filing of the above account I have sent by registered or certified mail, return receipt requested, to the last known address of all persons beneficially interested in the above account, a notice containing:

- (1) a statement that an account has been filed, and if account is to be settled, the date when such account becomes returnable, and
- (2) the fact that such beneficially interested person or persons may obtain a copy of the account from the Register of Probate upon payment of the statutory fee.

Dated the day of A. D. 19....

.....

STATE OF NEW HAMPSHIRE,

, ss.

A. D. 19

Personally appeared the above named
and made oath that the foregoing statements by subscribed are true according to
best knowledge and belief.

Before me,

.....

Notary Public
Justice of the Peace

(To be executed by the fiduciary or his attorney and filed in Probate Office before account is allowed.)

No. 114b.....

**Affidavit Notice
To Beneficiaries**

.....

THE STATE OF NEW HAMPSHIRE

, SS.

COURT OF PROBATE.

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF :

Your petitioner administrat
of the estate of late of
in said County, deceased, respectfully represents that on the settlement of h account of admin-
istration of said estate, made on the day of A. D. 19 ...
in said Court, there was found a balance of
..... dollars and
..... cents in h hands; that the names, relationship and residences of all the
heirs to said estate, and their respective shares therein are as follows:

and that by the laws of said State they are entitled to said balance.

Wherefore he prays that a decree of distribution of said balance be made to the several per-
sons named in such sums as they are respectively entitled to receive.

Dated the day of, A. D. 19 ...

, SS.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the
..... day of, A. D. 19....

Whereas, administrat
of the estate of late of
in said County, deceased, has settled h account of the administration of said estate, whereupon
a balance of
..... dollars and
cents was found in h hands, and whereas it appears that

are the sole heirs-at-law to the estate of said
deceased, and by the laws of said State are entitled to said balance. Therefore it is decreed that said
balance be distributed to the above named individuals, so entitled thereto, as follows:

(Form 95)

NAME OF HEIRS

Distributee's Shares

\$

\$

.....
Judge of Probate.

No. ...115d....

**Petition for Decree
of Distribution
and Decree
ESTATE OF**

.....
Filed:

Recorded in Vol.
Page

THE STATE OF NEW HAMPSHIRE

, ss

COURT OF PROBATE

To the heirs at law of the estate of late
of in said County, deceased, testate,
and to all others interested therein:

Whereas administrat of the estate
..... execut of the will
of said deceased, has filed in the Probate Office for said County the
account of administration of said estate, and whereas upon the
settlement of said account will ask for a decree of distribution of the balance
found in hands to the person entitled thereto.

You are hereby cited to appear at a Court of Probate to be holden at
..... in said County, on the day of
..... next, to show cause, if any you have, why the said account shall not
be allowed, and why said decree of distribution should not be made.

administrat
Said execut is ordered to serve this citation by causing the same to
be published once each week for two successive weeks in the
....., a newspaper printed at
in said County, the last publication to be at least seven days before said Court.

Given at in said County, this
day of A. D. 19.....

By order of the Court,

Register of Probate

I, hereby certify that the
foregoing citation was published once each week for two successive weeks in the said newspaper, and
that the last publication thereof was on the day
of A. D. 19.....

, ss

A. D. 19.....

Subscribed and sworn to by the said

Justice of the Peace.

No.L16b.....

Citation

Adm'r or Exec'r
with
Decree of Distribution
ESTATE OF

Pub:

Ret: 19.....

RECEIPT

\$ 19

RECEIVED OF

the

of the estate of—will of

of in the

County of, the sum of money, personal property or inventory value

thereof, amounting to

..... dollars

and cents, in full satisfaction of the following:

- () Distributive share of said estate
- () Residuary share under said will
- () Money bequeathed under said will
- () Personal Property bequeathed under said will
- () Payments according to terms of trust
- () Distributive share upon termination of trust
- () Balance upon termination of guardianship
- () Balance upon termination of conservatorship

Otherwise for

No. 117b

.....

.....

Receipt of \$

Recorded

Book Page

I hereby certify that said receipt was filed
in the Sullivan County Probate Office the

.....

day of, 19....

.....

Register.

Estate of

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner

Execut
Administrat

will of
of the estate of late of

in said County, deceased, respectfully represents that

..... a minor not under legal guardianship

legatee
heir of said

\$1000.00

That said minor's inheritance is not more than ~~\$700.00~~ in value.

That and
are parents of said minor.

Wherefore said petitioner prays that he
may be authorized and directed to pay said parents, in accordance with the Laws of the State of
New Hampshire, the share of said child and take the parent's receipt which shall be accepted
by the Probate Court in full discharge of said petitioner's liability therefor.

.....
, SS.

COURT OF PROBATE.

At a Court of Probate holden at in said
County, on the day of A. D. 19 .. ;
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted,
and that payment be made accordingly.

.....
Judge of Probate.

No. 118b.....

**Petition to Accept
Parents' Receipt for
Minor's Legacy
ESTATE OF**

.....

Filed:

Recorded in:

Vol.

Page

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner of

Trustee under the will of
in said County, Execut of the will of . . .
Administrat of the estate of . . .

late of _____, in said County deceased,
respectfully represents that he has settled his account of the administration of said estate; that
there is in his hands the sum of _____ dollars
and _____ cents. belonging to _____

whose place of residence is unknown; that due diligence has been used by your petitioner, and that he failed to find or hear from the said that he tendered said sum to said who refused to accept or receipt for the same.

Wherefore he prays that he may be authorized and directed to pay said sum to the State Treasurer and take his receipt for the same, agreeably to the laws of said State.

Dated the day of A. D. 19 ..

, SS.

COURT OF PROBATE.

At a Court of Probate holden at _____ in said County, on the _____ day of _____ A. D. 19____, upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and that the said _____ administrat _____ pay the sum of _____ dollars and _____ cents to the State Treasurer and take his receipt for the same.

Judge of Probate.

No. 119b.....

**Petition to Pay Sum
of Money to
State Treasurer
AND DECREE
ESTATE OF**

.....
Filed day of A. D. 19

Recorded in Vol. Page

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of
in said County, respectfully represent that he is
of the estate of late of
in said County, deceased; that at a Court of Probate holden at
in said County, on the day of A. D. 19.....
..... was duly appointed
..... and took upon himself that trust;
and that by reason of
.....
.....
.....
the said has become unfitted for
that trust, and unsafe to be entrusted therewith.

Wherefore, he pray that the appointment of
..... may be revoked.

Dated the day of A. D. 19.....
.....

, ss.

COURT OF PROBATE.

At a Court of Probate holden at

in said County, on the

day of

A. D. 19

IT IS ORDERED, that a hearing be had on the foregoing petition, at a Court of Probate to be holden at _____ in said County, on the _____ day of _____ next, and that the petitioner notify the said _____ to appear at said time and place and show cause, if any he ha why the prayer of said petition should not be granted, by giving in hand to the said _____ or leaving at _____ usual place of abode, an attested copy of the foregoing petition and this order thereon, at least twelve days before said Court.

By order of the Court,

Register.

I, _____, depose and say, that on the _____ day of _____ A. D. 19 _____, I gave in hand to—left at the usual place of abode of—the within named _____ an attested copy of the within petition and order thereon.

, ss.

A. D. 19

Subscribed and sworn to by the said _____

Before me,

Justice of the Peace.

ss.

COURT OF PROBATE.

At a Court of Probate holden at
the _____

day of

in said County, on
A. D. 19 _____, upon due

consideration of the foregoing petition, it is decreed that _____

Judge of Probate.

No.

**Petition to Remove
Fiduciary**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of
..... in said County,
respectfully represents that at a Court of Probate holden at
in said County, on the day of, A. D. 19....,
he was appointed
.....
and took upon h self that trust, and that it is inconvenient for h any longer to hold or attempt
to discharge said trust because

Wherefore, he resigns said trust and prays that h resignation may be accepted and
that some suitable person may be appointed in h place.

Dated the day of, A. D. 19....

....., ss.

COURT OF PROBATE.

At a Court of Probate holden at in
said County, on the day of, A. D., 19....,
upon due consideration of the foregoing petition, no sufficient objection thereto being made and the
same appearing reasonable and proper, it is decreed that the resignation of the said
..... be accepted.

.....
Judge of Probate.

No. 121b.....

RESIGNATION

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner
.....
of in said County of, respectfully
represent that seized as tenant in common with
.....
..... of undivided of the following
described real estate, situated in in said County.

122b

that your petitioner desirous of holding share in said real estate in severalty; and
that there is no dispute about the title.

Wherefore, pray that the same may be divided, and the share be set off and
assigned to agreeably to the laws of said State.

Dated the day of, A. D. 19....

.....
.....
.....
.....

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the
..... day of, A. D. 19....

IT IS ORDERED, that a hearing be had on the foregoing petition, at a Court of Probate to be holden
at in said County, on the day of
..... next, and that the petitioner notify the said
.....
to appear at said time and place and show cause, if any he ha , why the prayer of said petition
should not be granted, by giving in hand to said
or leaving at usual place of abode, an attested copy of the foregoing petition and this
order thereon, at least fourteen days before said Court.

By order of the Court,

.....
Register.

I,, depose and say that on the
..... day of, A. D. 19...., I gave in hand to—left at the usual place
of abode of—the within named
.....
an attested copy of the within petition and order thereon.

STATE OF NEW HAMPSHIRE

, ss.

..... A. D. 19....

Subscribed and sworn to by the said

Before me,

.....
Justice of the Peace.

, ss.

COURT OF PROBATE

At a Court of Probate holden at in said County, on the
..... day of, A. D. 19...., upon due consid-
eration of the foregoing petition, it is decreed that the prayer thereof be granted, and that partition be
made accordingly, and that
....., in said County, be appointed a committee to make such partition.

.....
Judge of Probate.

No.122d.....

**Petition for Partition
of Real Estate**

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner, of
in said County,
respectfully represents that a petition is now pending
and to be heard at a Court of Probate to be holden at in said
County, on the day of next, at
..... o'clock in thenoon, for the appointment of a committee to

that one of the heirs of said deceased, and interested in
said real estate, is a minor, having no guardian, and that
.....
are also interested in said real estate, and reside out of this State in
.....

Wherefore your petitioner prays that before the appointment of a committee to
.....,
said real estate, Your Honor would appoint of
....., in said County, agent to represent and act for the said
.....
before said committee, when and where they may attend to
.....
said estate, agreeably to the laws of said State.

Dated the day of, A. D. 19.....
.....

, ss.

COURT OF PROBATE

At a Court of Probate holden at in said County, on the
..... day of A. D. 19....., upon due con-
sideration of the foregoing petition, it is decreed that the prayer thereof be granted, and that
..... be appointed agent accordingly.

.....
Judge of Probate.

No. 123b

Petition for Agent.

PARTITION

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE

To

..... all of, in said County.

You are hereby appointed a committee to make partition of real estate between

.....and

and set off to the said by

proper metes and bounds, or other distinct description, just share of the premises

described in the annexed petition, being part thereof. Before proceeding, you will be sworn to the faithful and impartial discharge of the duties of your commission, and will cause a notice in writing of the time and place appointed for a hearing in relation thereto, and the term of Court at which you will make your report, signed by your chairman, to be served upon each person interested, or his agent or attorney, seven days at least before such day of hearing, and certify in your report how, when and whom you notified, and the names of the parties who appeared before you.

You will consider and adjust the costs and charges of making such partition and apportion the same in such manner as you shall think just and reasonable, and report the same to said Court.

If said real estate, or any part thereof, is so situated that in your opinion it cannot be divided so as to give each owner equal share therein, without great prejudice or inconvenience, you may assign the same, or part thereof, to one of the petitioners, and award what sum of money shall pay to the other persons interested therein who shall have less than their shares.

And of in said County, is appointed agent to appear and act for who interested in said estate, and who reside out of this State.

Hereof fail not, and make return of this warrant with a full report of your doings, and a particular description of each portion of the estate so divided, and a certificate of said oath.

In testimony whereof, I have hereunto set my hand and caused the seal of the said Court of Probate to be affixed.

Dated at, in said County, the day of

A. D. 19.....

.....
Judge of Probate.

STATE OF NEW HAMPSHIRE.

, ss.

....., A. D. 19....

Then personally appearing
..... severally made oath that in discharging the duties of the within com-
mission they will act faithfully, impartially and according to their best judgment.

Before me,

.....
Justice of the Peace.

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF :

The committee appointed to make partition of certain real estate situated in
in said County, owned by

.....
as tenants in common, and to set off to said

.....
just share thereof, being, report that in pursuance of the direction in their
warrant contained, being first sworn to the faithful and impartial discharge of the duties of their said

commission, on the day of, A. D. 19....,

they notified in writing the said

that they would attend to the duties of their appointment at

.....
of in said, on the

..... day of, A. D. 19...., at
o'clock in the noon, and also, that they would make report of their doings at a Court of Probate
to be holden at in said County, on the
day of, A. D., then next, a copy of which notice is hereto annexed;
that they attended at said time and place, agreeably to said notice, when and where the said

.....
appeared; that after fully hearing the said parties, your committee proceeded to make partition, and that
they set off to the said

..... h just share of said real estate,
being part thereof, bounded and described as follows:

The committee further report that the costs and charges of making said partition as considered and adjusted by them, amount to the sum of dollars, which has been wholly paid by, and they do apportion and award that said pay to said the sum of dollars.

Dated the day of, A. D. 19....

Specification of costs taxed and allowed—

Making notices and copy,	\$
Serving notices,	\$
Surveyor day ,	\$
Chairman day ,	\$
Committee day ,	\$
Making report	\$
	\$

..... }
..... }
..... }

STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE

At a Court of Probate holden at in said County, on the day of, A. D. 19...., notice having been given that the foregoing report would be offered for acceptance at this time and place, and no objection thereto being made or appearing, it is decreed that the same be accepted

.....
Judge of Probate.

124d

No.

**Warrant for Partition
of
Real Estate**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner, of
in said County, respectfully represents that he is widow of
late of, in said County, deceased, testate, leaving
..... ;
that by the laws of said State he is entitled to the real estate of which he died seized, in fee, to
an amount not exceeding
..... dollars in value; that said real estate is situated in
..... in said County, and bounded and described as follows:

and that the names and residences of all other persons now interested therein are as follows:

Wherefore, he prays that real estate of said deceased, to an amount not exceeding
 dollars in value, may be set off and assigned to h , in fee, agree-
 ably to said laws, and that and
 of in said County, be
 appointed a committee for that purpose.

Dated the day of, A. D. 19.....

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE

At a Court of Probate holden at in
said County, on the day of A. D. 19....,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and
that a warrant issue to the said accordingly.

.....
Judge of Probate.

125d

No.....

**Petition to Assign
Real Estate**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

ss.

COURT OF PROBATE.

To

..... in said County.

You are hereby appointed a committee to set off and assign in fee to

..... widow of late of

....., in said County, the real estate of which the said decedent

died seized, to dollars in value.

Before proceeding you will be sworn to the faithful and impartial discharge of the duties of your commission, and will cause a notice in writing of the time and place appointed for a hearing in relation thereto, and the term of Court at which you will make your report, signed by your chairman, to be served upon each person interested, or his agent or attorney, seven days, at least, before such day of hearing, and certify in your report, how, when, and whom you notified, and the names of the parties who appeared before you. The names and residences of all parties interested are represented to be as follows:

.....
.....

You will appraise all of said real estate, and you will make assignment thereof of the amount aforesaid, according to the laws of said State.

And of in said County, is appointed agent to appear and act for

who interested in said estate.

Hereof fail not, and make return of your doings, under your hands, upon oath to your fidelity and impartiality therein, to the Judge of Probate for said County, as soon as may be.

In testimony whereof, I have hereunto set my hand and caused the seal of the said Court of Probate to be affixed.

Dated at, in said County, the day of

A. D. 19....

.....
Judge of Probate.

STATE OF NEW HAMPSHIRE

, ss.

....., A. D. 19....

Then the above named
personally appeared, and made oath that they would perform the services assigned them by the fore-
going warrant, with fidelity and impartiality.

Before me,

.....

Justice of the Peace.

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF :

The committee appointed to set off and assign, in fee, certain real estate situated in
....., in said County, owned by late of
....., deceased, to widow
of said deceased, report, that in pursuance of the direction in their warrant contained, being first sworn
to the faithful and impartial discharge of the duties of their said commission, on the

..... day of, A. D. 19...., they notified in writing the said

that they would attend to the duties of their appointment at

....., in said County, on the day of

A. D. 19...., at o'clock in the noon, and also, that they would make report of their do-
ings at a Court of Probate to be holden at, in said County, on the

day of, A. D. 19...., next, a copy of which notice is hereto annexed; that

they attended at said time and place, agreeably to said notice, when and where the said

appeared; that after fully hearing the said parties, your committee appraised all the real estate of which

the said died seized, as follows:

They set off and assigned to the said, in fee, the following described real estate:

126c

Dated at in said County, the day of
....., A.D. 19....

.....
.....
..... } Committee.

, ss.

COURT OF PROBATE.

At a Court of Probate holden at, in said County, on the
day of, A. D. 19...., notice having been given that the foregoing report would be
offered for acceptance at this time and place, and no objection being made or appearing, it is decreed
that the same be accepted.

.....
Judge of Probate.

126d

No.

**Warrant to Assign
Real Estate**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

To

You are hereby notified that,

....., and have been

appointed by the Judge of Probate for the County of,

a committee to set off and assign to widow of

late of in said County, deceased, real estate of which the said

..... died seized, to an amount not exceeding

that said committee will attend to the duties of their said appointment at

in said, on the day of

..... next, at o'clock in the noon, when and where you may attend

and be heard; and that said committee will make report of their doings at a Court of Probate to be

holden at in said County on the

day of, A. D. 19.....

Dated the day of A. D. 19....

.....
Chairman.

No.....

**Notice by Committee
to Assign Real Estate.**

.....

INSOLVENT ESTATES
LIST OF FORMS

FORM	TITLE OF FORM	PAGE
139	Statement of Condition of Estate, and Schedule of Debts	131
88	Petition for Commissioner of Insolvency	132
41	Commissioner's Warrant and Report	133
69	Commissioner's Notice and Return	134
33	Commissioner's Citation	135

Administration of Estates

Insolvent Estates

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Petition for Commissioner of Insolvency</u>				NOTE: Upon filing of following: date-stamp; enter in docket date of filing.	
"Statement of Condition and Estate and Schedule of Debts"	Yes	139		a. Review forms: attach statement of condition to petition.	
"Petition for Commissioner of Insolvency"	Yes	88		b. Place in pending file for court action.	
"Commissioner's Warrant and Report"	Yes	41 p.1		a. Judge signs: affix seal of court. b. Transmit original and form 69 to Commissioners.	
"Commissioner's Notice and Return"	Yes	69	RSA557:7 T.O.P. SS366,373	a. Upon filing of form, verify that publication was made and file return (to be filed by Commissioner within 30 days of appointment) in pending file.	a. It is the responsibility of the register to see that notice has been given. If not properly given, no hearing may occur.
"Commissioner's Citation"	Yes	33		b. Schedule for court action: send notice of hearing by certified mail to interested parties; cause notice to be published.	
			129		

Administration of Estates

Insolvent Estates

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Hearing on Commissioner's Report</u>	Yes	41 P.1	RSA557:17 T.O.P.\$374	a. Judge examines report and signs, if approved.	
Extension	Yes	41 P.1	RSA557:8 T.O.P.\$373	a. Judge examines and signs if extension of time granted for completion of report.	
<u>Notice to Creditors of Disallowance of Claim</u>			RSA558:1 T.O.P.\$381	a. Include in notice: date of acceptance of report; action taken by Commissioner on claim; period of 30 days from date of notice in which to take appeal. b. Sign and mail by certified mail return receipt to all creditors whose claims are disallowed. See Appeals section.	
<u>Appeals from Commissioner's Report</u>				NOTE: Record all instruments; file in docket folder.	
			130		

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Statement of the condition of the estate of _____

late of _____ in said County, so far as it has come to the knowledge of

_____ administrat _____ :

LIABILITIES.

*Amount of debts against said estate, as per schedule annexed, \$

Funeral expenses _____

Allowance to widow _____

Expenses of administration estimated at _____

Total

\$ _____

ASSETS.

Amount of inventory of goods and chattels, \$

Gain on sale of same _____

Collected on notes and accounts _____

Collected on dividends and interest _____

Personal property not appraised, sold for _____

Total

Leaving a deficit of \$ _____

STATE OF NEW HAMPSHIRE,

ss. _____ A. D. 19....

Subscribed and sworn to by said _____

Before me,

Justice of the Peace.

*Attach separate sheet showing schedule of debts.

131b
No.

**Statement of Condition
of Estate, and
Schedule of Debts.**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner
of, in said County,
respectfully represents that he is administrat of the estate of
..... late of
in said County, deceased, and that from the circumstances and condition of said estate, so far as the
same has come to h knowledge, he believes it will be for the interest of all persons concerned
therein, that the same should be administered as insolvent.

Wherefore, he prays that it may be decreed to be administered as such, and that
..... of in said County,
may be appointed commissioner thereof.

Dated the day of A. D. 19....

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in
said County, on the day of A. D. 19....,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and
that a warrant issue to the said accordingly.

.....
Judge of Probate.

No.....132b.....

**Petition for
Commissioner
of Insolvency**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

To of in
said County.

You are hereby appointed commissioner to receive, examine, adjust and allow the claims of the
creditors against the estate of, late of
..... in said County, deceased, which is decreed to be administered as an
insolvent estate; and you are directed to give notice of the times and places when and where you will
attend for the purpose aforesaid, by publishing the same once each week for successive weeks in
the, a newspaper printed at

..... in said County, the last publication to be at least seven days
before your first session to receive claims; and six months from the date hereof are allowed you
for the discharge of said duties. You will also within thirty days from the date hereof file in the Pro-
bate Office a notice of the times and places of meetings appointed by you for receiving claims. Before
you enter upon said duties, you are to be sworn to the faithful and impartial discharge thereof, at the ex-
piration of which you are to make report of your doings, and to return a list of such claims as you shall
approve and allow, specifying the nature of each claim, and carrying out, in figures, the sums allowed
on each, against the names of the respective creditors, and to file in the Probate Office for said County
of satisfactory evidence of such notice.

In your report you are to designate the claims allowed for the last sickness as such.

If any claim exhibited shall be by you wholly disallowed, you are directed to certify such disallow-
ance.

You are also, in your report, particularly to state how you have notified the creditors, and the times
and places of your meetings, and your last meeting for the purpose aforesaid must be within the last sev-
en days of the time allowed, as aforesaid.

IN TESTIMONY WHEREOF I have hereunto set my hand and caused the seal of the said Court
of Probate to be affixed.

Dated at in said County, the day
of, A. D. 19....

.....
Judge of Probate.

STATE OF NEW HAMPSHIRE,

, ss.

..... A. D. 19....

Then, the commissioner within named, appeared
and made oath that in discharging the duties of the above appointment he will act faithfully and
impartially, and according to his best judgment.

Before me,

.....
Justice of the Peace.

:

133b

[illegible]

[illegible]

Preferred Claims

[illegible]

Claims Disallowed

[illegible]

..... Commissioner.

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

To of, in
said County.

You are hereby appointed commissioner to receive, examine, adjust and allow the claims of the
creditors against the estate of, late of
..... in said County, deceased, which is decreed to be administered as an
insolvent estate; and you are directed to give notice of the times and places when and where you will
attend for the purpose aforesaid, by publishing the same once each week for successive weeks in
the, a newspaper printed at

..... in said County, the last publication to be at least seven days
before your first session to receive claims; and six months from the date hereof are allowed you
for the discharge of said duties. You will also within thirty days from the date hereof file in the Pro-
bate Office a notice of the times and places of meetings appointed by you for receiving claims. Before
you enter upon said duties, you are to be sworn to the faithful and impartial discharge thereof, at the ex-
piration of which you are to make report of your doings, and to return a list of such claims as you shall
approve and allow, specifying the nature of each claim, and carrying out, in figures, the sums allowed
on each, against the names of the respective creditors, and to file in the Probate Office for said County
of satisfactory evidence of such notice.

In your report you are to designate the claims allowed for the last sickness as such.

If any claim exhibited shall be by you wholly disallowed, you are directed to certify such disallow-
ance.

You are also, in your report, particularly to state how you have notified the creditors, and the times
and places of your meetings, and your last meeting for the purpose aforesaid must be within the last sev-
en days of the time allowed, as aforesaid.

IN TESTIMONY WHEREOF I have hereunto set my hand and caused the seal of the said Court
of Probate to be affixed.

Dated at in said County, the day
of, A. D. 19....

.....
Judge of Probate.

STATE OF NEW HAMPSHIRE,

, ss.

..... A. D. 19....

Then, the commissioner within named, appeared
and made oath that in discharging the duties of the above appointment he will act faithfully and
impartially, and according to his best judgment.

Before me,

.....
Justice of the Peace.

133a

Commissioner's Notice

The subscriber having been appointed by the Judge of Probate for the County of _____
_____, commissioner to examine and allow the claims of the creditors of the estate of
_____, late of _____ in said
County, deceased, decreed to be administered as insolvent, and six months from the _____
_____ day of _____, A.D. 19 _____, being allowed for that purpose,
hereby gives notice that he will attend to the duties assigned him, at the _____
_____ of _____, in
_____ in said County, on the _____ day of
_____, on the _____ day of _____
and on the _____ day of _____, A. D. 19 _____, from
_____ to _____ o'clock in the _____ noon on each of said days.

Dated the _____ day of _____, A. D. 19 _____

Commissioner.

Commissioner's Notice and Return

The subscriber having been appointed by the Judge of Probate for the County of _____,
commissioner to examine and allow the claims of the creditors to the estate of _____
_____, late of _____, in said County, deceased,
decreed to be administered as insolvent, and six months from the _____
day of _____, A. D. 19_____, being allowed for that purpose, hereby gives
notice that he will attend to the duties assigned him, at the _____
of _____, in _____, in said
County, on the _____ day of _____, on the _____
day of _____, and on the _____ day of _____,
A. D. 19_____, from _____ to _____ o'clock in the _____ noon on each of said
days.

Dated the _____ day of _____, A. D. 19_____.

Commissioner.

I, _____, hereby certify that I caused the above notice to be publish-
ed once each week for two successive weeks in the _____
a newspaper printed at _____, in said County, and that the last publication was
on the _____ day of _____, A. D. 19_____.

THE STATE OF NEW HAMPSHIRE, _____, ss. _____ A. D. 19_____.

Subscribed and sworn to by the said _____

Before me,

Justice of the Peace.

(The above return must be filed in the Probate Office within 30 days from the date of Commission)

No. 134c

**Commissioner's Notice
and return.**

ESTATE OF

Filed day of A.D. 19

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

To the creditors and heirs at law of the estate of
late of in said County, deceased, decreed to be administered as
insolvent, and to all others interested therein:

You are hereby notified that the report of the commissioner of insolvency on said estate will be
offered for acceptance at a Court of Probate to be holden at in said County,
on the day of next, when and where you may appear and
show cause, if any you have, against the acceptance of said report.

It is ordered that administrat on
said estate, give notice, by causing this citation to be published once each week for successive
weeks in the a newspaper printed
at in said County, the last publication to be at least seven days before said
Court.

Given at in said County, this day of
A.D. 19....

By order of the Court,

Register.

I, hereby certify that the foregoing citation was published
once each week for successive weeks in the said newspaper, and that the last publication
thereof was on the day of A. D. 19....

, ss.

A. D. 19....

Subscribed and sworn to by the said

Before me,

Justice of the Peace.

135b
No.

Commissioner's Citation

ESTATE OF

.....



TRUSTS
LIST OF FORMS

FORM	TITLE OF FORM	PAGE
130	Petition for Trustee	145
42	Declination	146
131	Petition for Trustee Not Named in Will	147
12-22	Fiduciary Bond	148
52	Trustee's Letter	149
44	Inventory of All Fiduciaries	150
9	Appointment of Agent	151
124	Petition for License to Sell or Transfer Stocks and Bonds	152
65	License to Sell or Transfer Stocks and Bonds	153
122	Petition to Sell Real Estate	154
107	Petition to Lease Real Estate	155
64	License to Sell Real Estate	156
55	License to Lease Real Estate	157
3	Account	158
40	Citation	159
138	Resignation	160
118	Petition to Remove Fiduciary	161

Administration of Estates

Trusts

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Appointment of Trustee</u> Petitions for Trustee 1. "Petition for Trustee Named in Will"	Yes	130		NOTE: Refer to docket folder for the estate for docket number to all matters relating to trusts. a. Date-stamp; enter in docket date of filing. b. Place in pending file for court action. c. Judge acts on petition and sets amount of bond. d. Update docket; file in docket folder for the estate.	The appraiser's name must also appear on Form 130; pre-sent form used does not indicate this. A "petition for Appraisers" may be filed to indicate the name of the appraiser.
2. "Declination"	Yes	42		Date-stamp; enter in docket date of filing; file in docket folder.	
3. "Petition for Trustee Not Named in Will"	Yes	131	RSA564:10, 11, 13 T.O.P. §§882,903, 905	a. Date-stamp; enter in docket date of filing. b. Schedule for court action.	a. This petition is accepted when the trustee named in the will has declined to accept the trust, or when a trustee has resigned.

Administration of Estates

Trusts

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Fiduciary Bond"	Yes	Com- bined 12-22 inclu- sive	RSA564:1 564:5 T.O.P. \$881,884, 887	<p>c. Sign order of notice; cause notice to be published in newspaper.</p> <p>d. Judge acts on petition and sets amount of bond.</p> <p>e. Update docket; file in docket folder.</p> <p>a. Date-stamp</p> <p>b. Verify that bond has been properly signed, witnessed and seals affixed; place in pending file.</p> <p>c. Judge approves and signs.</p> <p>d. Update docket; file in docket folder.</p> <p>a. Judge signs; affix seal of court.</p> <p>b. Issue to trustee.</p> <p>c. Enter in docket date of issue.</p> <p>Sign page 1 for authorization and issue form to trustee.</p>	c. See Citation and Notice section.
"Trustee's Letter"	Yes	52			b. A photocopy may be made of any original letter issued to the fiduciary; if no copy is retained by the court, it is especially important that the date of issue appear in the docket.
Authorization for Inventory	Yes	44			

Administration of Estates

Trusts

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Appointment of Agent"	Yes	9	RSA564:12 T.O.P.\$888	a. Date-stamp; enter name in docket; file with petition. b. Complete delinquent notice card. Within 15 days of appointment, publish notice of appointment of trustee in newspaper.	
Notice of Appointment			RSA550:10 553:26 T.O.P.\$184		
"Inventory of all Fiduciaries"	Yes	44	RSA564:1 T.O.P. \$\$881,887	a. Upon receipt of completed inventory, date-stamp: check that both fiduciary and appraiser have signed bottom, p. 1. b. Enter in docket date of filing. Place in pending file for court action. c. Judge signs if inventory is approved. d. File in docket folder; update docket.	If the trustee fails to file the inventory within 90 days of granting of the trust, it is the register's duty to notify the trustee of his negligence. (see Negligence section). Petitions for licenses will not be acted upon until the inventory has been duly filed (Prob. R.8). The word "duly" has been interpreted to mean that the inventory must be acceptable before a license may be given.
			139		

Administration of Estates

Trusts

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
<u>Petitions and Licenses</u> Petitions and Licenses-No Notice Required. "Petition to Sell or Transfer Stocks and Bonds"	Yes	124	RSA564:18 T.O.P.\$897	a. Date-stamp; enter in docket date of filing. b. Place in pending file for court action. c. Judge acts on petition and signs if approved. d. Update docket; file in docket folder. a. Judge signs; affix seal of court. b. Transmit original to Trustee.	b. A photocopy of the license may be retained in the Probate Office.
"License to Sell or Transfer Stocks and Bonds"	Yes	65			
			140		

Administration of Estates

Trusts

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Petitions Requiring Notice					
(1) "Trustee's Petition to Sell Real Estate"	Yes	122	T.O.P. §§442n, 892 RSA564:14	a. Date-stamp; enter in docket date of filing.	
(2) "Petition by Trustee to Lease Real Estate"	Yes	107	RSA564:16 T.O.P. §892 RSA564:16 17	b. Schedule for court action; sign order of notice; cause notice to be published in newspaper (See Citation and Notice section). c. Judge acts on petition and signs if approves. d. File in docket folder; update docket.	(3) Either an all-purpose petition or an administrator's (executor's) petition to mortgage real estate may be used, since no form exists for this purpose.
(3) Petition for mortgage of real estate; authority to purchase fractional part of homestead	No				
Licenses					
(1) "License to Sell Real Estate"	Yes	64		a. Judge signs; affix seal of court.	
(2) "License to Lease Real Estate"	Yes	55		b. Transmit original to trustee.	
(3) License to: Mortgage; Purchase fractional part	No				(3) An attested copy of the petition may serve as the license, or another license form may be adapted for the trustee.
Return of License	Yes	64		a. Judge approves and signs. b. File in docket folder; update docket.	
			141		

Administration of Estates

Trusts

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Account of Trustee "Trustees Account Under the Will of (Name) "	Yes Amended	3	T.O.P. \$895 RSA 564:19 Prob. R. 31 RSA 564:21 T.O.P. \$895,896, 914	a. Verify completion and accuracy of account. b. Date-stamp; enter in docket date of filing. c. Schedule for court action.	
Notice of filing account "Trustee's Citation"	Yes	40	RSA 550:11, 12 T.O.P. \$84	Send notice of filing account by certified mail (include return date, fact that copy may be obtained from Register of Probate) to all interested parties (whose signatures do not appear on back of form) as well as to Director of Charitable Trusts if charitable trust involved in account.	The names and addresses of interested parties appear on the account form.
Hearing on Account	Yes Amended	3		a. Judge takes testimony of trustee(s) and signs the account for the limited pur- pose of taking testimony. b. Judge acts on account, and signs if approved, inserting balances of principal and income.	
			142		

Administration of Estates

Trusts

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
Termination of Trust				<p>c. Complete summary of account, p. 1.</p> <p>d. Update docket; include balances of principal and income in docket.</p>	
Resignation	Yes	138	<p>RSA564:15 564:8 T.O.P. §§890,900, 907</p>	<p>a. Date-stamp; enter in docket date of filing.</p> <p>b. Place in pending file for court action.</p> <p>c. Judge approves and signs.</p>	<p>c. A resignation is usually accepted only for good cause shown. A replacement for the trustee should be appointed before a resignation is accepted.</p> <p>In order for a trustee to be released from his duties, the final account must show that all receipts have been received or that there is a zero balance. Once the final account is approved, the trustee's duties are terminated.</p>
Termination			143	<p>a. Upon request by trustee to terminate his appointment, the judge reviews the final account to make certain it is in order and has been allowed, before terminating the appointment.</p>	

Administration of Estates

Trusts

CASE REFERENCE NO. _____

DESCRIPTION	FORM	NO.	STATUTE OR RULE	PROCEDURE	COMMENTS
"Petition to Remove Fiduciary"	Yes	118	RSA564:9 T.O.P. §§882,901	<p>a. Date-stamp; enter in docket date of filing.</p> <p>b. Schedule for court action.</p> <p>c. Sign order of notice.</p> <p>d. File return of service.</p> <p>e. Judge reviews petition, enters and signs decree.</p> <p><u>NOTE:</u> Record all instruments.</p>	<p>c. Notice may be made by personal service or by leaving at abode an attested copy of the petition.</p>
			144		

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner
of in said County of

..... respectfully represent that

....., late of

in said County, deceased, testate, in and by h last will and testament, which has been duly prov-
ed and allowed, gave, bequeathed and devised certain estate therein named to your petitioner in
trust for the benefit of

.....
on certain conditions and subject to certain contingencies, expressed in said will; and that he
willing to accept said trust, and ready to give bond for the faithful performance thereof;

Wherefore he pray that he may be appointed trustee of said trust estate, agree-
ably to the laws of said State.

Dated the day of, A. D. 19....

, SS.

COURT OF PROBATE.

At a Court of Probate holden at in
said County, on the day of, A. D. 19....,

upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted,
and that a letter of trust issue to the said

..... accordingly.

.....
Judge of Probate.

No. 145b

Petition for Trustee
NAMED IN WILL OF

.....

.....

Filed:

Letter recorded in,

Vol.

Page

(Form 42)

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

The undersigned _____
of _____ in said County of _____
_____ respectfully represents that he was named in the
last will and testament of _____
late of _____ in said County, deceased, as _____
_____ and that he hereby declines said trust.

Dated the _____ day of _____ A. D. 19_____

No. 146b

DECLINATION

ESTATE OF

Filed 19

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner

of in the County of

respectfully represent that late

of in said County, deceased, testate, in and by h

last will and testament, which has been duly proved and allowed, gave, bequeathed and devised
certain estate therein named to

in trust for the benefit of

on certain conditions and subject to certain contingencies, expressed in said will:

and that there is no provision in said will for perpetuating said trust.

Wherefore, your petitioner pray that

may be appointed trustee of said trust estate, agreeably to the laws of said State.

Dated the day of , A. D. 19

THE STATE OF NEW HAMPSHIRE

, SS.

COURT OF PROBATE.

At a Court of Probate holden at
on the

day of

in said County,
A. D. 19

IT IS ORDERED, that a hearing be had on the foregoing petition at a Court of Probate to be holden at in said County, on the day of next, and that the petitioner notify all persons interested in said estate to appear at said time and place, and show cause, if any they have, why the prayer thereof should not be granted; by causing the foregoing petition, and this order thereon, to be published once each week, for two successive weeks, in the a newspaper printed at in said County, the last publication thereof to be at least seven days before said Court.

By order of the Court,

Register.

I, hereby certify that the foregoing petition and order thereon were published once each week for two successive weeks in the said newspaper, and that the last publication thereof was on the day of A. D. 19

147b

, SS.

A. D. 19

Subscribed and sworn to by the said

Before me,

Justice of the Peace.

, SS.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the day of , A. D. , upon considering the foregoing petition, and it appearing that the order of notice has been complied with, it is decreed that the prayer thereof be granted and that a letter of trust issue to said

accordingly.

Judge of Probate.

No.

**Petition for Trustee
Not Named In Will Of**

Filed:

Letter Recorded in Vol.
Page



THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE

KNOW ALL MEN BY THESE PRESENTS

That we, _____ of _____
in the County of _____ and State of _____
as principal, and _____
of _____ in the County of _____ and State of
New Hampshire, as sureties, are holden and bounden unto the Judge of Probate for the above County
in the sum of _____ Dollars (\$_____) to be paid to said
Judge, his successor or successors in office; to the true payment whereof we bind ourselves, our
heirs, executors and administrators, or successors, jointly and severally by these presents.

Witness our hands and seals this _____ day of _____, 19_____

The condition of this obligation is such that if the above bounden principal who is appointed
to a certain trust and office pertaining to the estate of _____, as appears
by a decree of said Court of Probate, shall well and faithfully discharge and perform said trust and
office according to law and upon the conditions set forth in the applicable statutes of The State of
New Hampshire relating thereto; then this obligation shall be void; otherwise it shall remain in full
force and effect.

In the presence of

Principal (Seal)

(Seal)

Sureties (Seal)

Approved

Judge of Probate

AFFIDAVIT OF PERSONAL SURETIES
(When authorized by Court)

We, the sureties to the within bond, do severally certify that we are residents of New Hampshire, that we own real property situate in said State, and that the net value of our equity therein, over and above any outstanding lien, encumbrance, personal indebtedness or liability, if any, is sufficient to enable us to honor our joint and several obligation to pay the penal sum thereof.

STATE OF NEW HAMPSHIRE,

, ss.

19

Sworn to, before me

Justice of the Peace
Notary Public

No.

Fiduciary Bond

Estate of

Filed day of A.D. 19

Recorded Vol. Page

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE

To
of in said County:

Whereas, at a Court of Probate holden at in said
County, on the day of A. D. 19....,
the original instrument on file in the Probate Office for said County, was duly proved and allowed
as the last will and testament of
late of in said County, deceased;

And whereas the said in and by
..... said will, gave, bequeathed and devised to
.....
in trust for the benefit of
.....
certain property and estate in said will particularly mentioned and described, on certain conditions
and subject to certain contingencies expressed in said will;

Therefore, I do hereby allow and authorize you to take possession of and hold said trust estate,
agreeably to the tenor and intent of said will. You are hereby required to make, or cause to be
made, and filed in the Probate Office for said County, a true inventory of all the real estate, goods,
chattels, rights, credits and effects so devised and bequeathed, within three months from the date
hereof; to render annually to said Judge an account of the income and profits thereof unless excused
by the Judge of Probate as provided by law; to adjust and settle your accounts with said Judge at the
expiration of said trust, and whenever required by said Court, and pay and deliver over all balances,
money and property with which you have been intrusted, pursuant to the order and decree of said
Judge; and in all respects faithfully to execute said trust according to the true intent and meaning of
said will.

In testimony whereof I have hereunto set my hand and caused the seal of the said Court of Pro-
bate to be affixed.

Dated at in said County, the day
of A. D. 19....

.....
Judge of Probate...

No. 149b.....

Trustee's Letter

.....

The STATE OF NEW HAMPSHIRE

, SS.

COURT OF PROBATE.

To _____

_____ all of _____ in said County.

You are hereby authorized to take an inventory of, and appraise the estate of

_____, of _____, in said County,
deceased, testate, to be shown to you by _____ who is

_____ of said deceased. ward.

You are to make a just and impartial appraisal of said estate, according to the best of your judgment and the same to return, under your hands, upon oath to the Judge of Probate for said County, within three months next ensuing, together with this warrant.

Dated the _____ day of _____ A.D. 19____

By order of Court,

_____. Register.

Inventory of the estate of _____ of

_____ in the County of _____

TOTAL REAL ESTATE, as per schedule annexed,	\$	
---	----	--

TOTAL PERSONAL ESTATE, as per schedules annexed,	\$	
--	----	--

Household Furniture,	\$			Amount brought up,	\$		
Farming Utensils and				Deposited in Savings Institutions,			
Mechanics' Tools,				Balance in National Banks,			
Stock in Trade,				Stocks and Bonds,			
Books, Maps, Etc.,				Notes,			
Provisions and Produce,				Book Accounts and other			
Live Stock,				written evidences of debt,			
Wearing Apparel,				Cash on hand,			
Miscellaneous Articles,							
Amount carried up,	\$			Whole amount of Personal Estate	\$		

	Appraisers.
--	-------------

Execut
Administrat
Guardian
Conservator
Trustee

REAL ESTATE

NOTICE: Give name of city or town in which each parcel of real estate is located, and when possible, the book and page where each deed is recorded; or state other source of title.

[illegible]

Whole amount of real estate \$

PERSONAL ESTATE

[illegible]

No. 151b

Appointment of Agent

ESTATE OF

Filed _____ day of _____ A. D. 19____

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner, of
in said County, of the estate of
..... late of in said County, deceased,
respectfully represents that among other assets belonging to the said estate as shown in the inventory
are the following items, to wit:

and that he unwilling to be charged with said
as appraised.

Wherefore he prays that he may be licensed to transfer or sell the same at public or
private sale agreeably to the laws of said State.

Dated the day of A. D. 19

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County, on the
..... day of A. D., 19

Upon the foregoing petition, it is decreed that the prayer thereof be granted, and that license issue
accordingly.

.....
Judge of Probate.

No.

Petition for License to
Sell or Transfer
Stocks and Bonds.

BY

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

ss:

COURT OF PROBATE

To of the will
..... of the estate
of of in said County,
deceased, testate,

You are hereby licensed and authorized to
.....
.....
.....
.....
.....
.....
.....
.....
.....

the same appearing to have been inventoried as a part of the estate of said deceased.

If sold at public auction you are directed to publicly advertise such sale in said town of
..... at least seven days before
the date thereof.

If you comply with this order, and act with fidelity and impartiality in such sale, you will be
credited with the loss, or charged with the gain upon such sale.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of the said Court of Pro-
bate to be affixed.

Dated at in said County, the day of
..... A. D. 19....

.....
Judge of Probate.

No.153b...

**License to Sell
or Transfer
Stocks and Bonds**

.....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF

Your petitioner of
in said County, trustee under the will of
late of in said County, deceased, respectfully represents
that it is for the interest of all concerned that the real estate of said trust be sold; that the said real es-
tate is situated in in said County,
bounded and described as follows:

Wherefore he prays that he may have license to sell at public auction, or private sale, the whole of said real estate agreeably to the laws of said State.

Dated the day of, A. D. 19....

.....

STATE OF NEW HAMPSHIRE, , ss.

.....A. D. 19....

The said personally appearing, took the following oath:

"I,, solemnly swear, that in disposing of such real estate of, deceased, as I may be licensed to sell, I will use my best judgment if said property is sold at public auction, in fixing and advertising the time and place of sale, and will exert my utmost endeavor that the same shall be sold in such manner as will be of the greatest advantage to the persons interested in said trust estate, without any sinister or selfish view or motive whatever. So help me God."

Before me,

.....
Justice of the Peace.

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County,
on the day of A. D. 19....

IT IS ORDERED that a hearing be had on the foregoing petition at a Court of Probate, to be holden
at, in said County, on the
day of next, and that the said petitioner give notice to all persons
interested in said estate, by causing a citation upon the said petition, to be published once each week
for successive weeks in the
a newspaper printed at in said County, the last
publication to be at least seven days before said day of hearing.

By order of the Court,

.....
Register.

, ss.

COURT OF PROBATE.

At a Court of Probate holden at in said County,
on the day of A. D. 19 , upon
due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and that a
license issue to the said
accordingly.

.....
Judge of Probate.

No. 154d

**Trustee's Petition
to Sell Real Estate**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF :

Your petitioner of
..... in said County,
respectfully represents that he is Trustee under the Will of
..... late
of in said County, deceased;
..... beneficiary; that, subject to said trust, there is
certain real estate, situated in, in said County,
bounded and described as follows:

that said real estate is valued at dollars

.....

and that the interests of all concerned require that said trustee shall have power to lease said real estate for the term of years from

..... 19 , at dollars per annum.

Wherefore he prays that he may have license to lease said real estate agreeably to the laws of said State.

Dated the day of A. D. 19

.....
 Trustee.

(Form 107)

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE

At a Court of Probate holden at in said County, on
the day of A. D. 19

It is ordered that a hearing be had on the foregoing petition at a Court of Probate to be holden at
..... in said County, on
the day of next; and that the said
petitioner give notice to all persons interested in said estate, by causing a citation on the said petition,
to be published once each week for successive weeks in the
..... a newspaper printed at
in said County, the last publication to be at least seven days before said day of hearing.

By order of the Court,

.....
Register.

, ss.

COURT OF PROBATE

At a Court of Probate holden at in
said County on the day of A. D. 19....,
upon due consideration of the foregoing petition, it is decreed that the prayer thereof be granted, and
that a license issue to the said
to lease said real estate for the term of years from 19....
at dollars per annum, accordingly.

.....
Judge of Probate.

No.

**Petition by Trustee
to Lease Real Estate**

ESTATE OF

.....

(Form 64)

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

To
..... of in said County, trustee under the
will of late of
in said County, deceased.

Whereas, at a Court of Probate holden at in said County, on the day of the date
hereof, upon examination it appears that the sale of certain real estate, comprised in the trust estate
of said deceased, will be conducive to the best interest of said trust, license is hereby granted to you
to sell at public auction, or private sale, the said real estate, bounded and described as follows:

156b

You are hereby authorized to make, execute and deliver to the purchaser, in due form of law, a good and valid conveyance of all the rights and title in the premises heretofore described.

In Testimony Whereof, I have hereunto set my hand and caused the seal of the said Court of Probate to be affixed.

Dated the day of A. D. 19.....

.....
Judge of Probate.

(FILL IN BELOW, ONLY WHEN SALE IS BY AUCTION)

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF :

I certify that on the day of A. D. 19.....
I posted advertisements of the aforesaid sale, at and at
..... two public places in the town of and at other
public places, and I caused a like advertisement to be published in the
..... a newspaper printed at in said County.

(Form 64)

(RETURN OF PUBLIC SALE)

Having taken the prescribed oath, I gave notice as required by law, and on the
..... day of, A. D. 19, at o'clock in the
..... noon, at in the town of
in the County of, the time and place advertised, I sold at public auction to
..... he being the highest bidder, for the sum of
.....
..... dollars; and I have executed to h a deed of said real estate
Dated the day of A. D. 19.....
.....

(RETURN OF PRIVATE SALE)

Having taken the prescribed oath, I sold at private sale to
for the sum of dollars; and
I have executed to h a deed of said real estate.
Dated the day of A. D. 19
.....

STATE OF NEW HAMPSHIRE

ss.

A. D. 19

Subscribed and sworn to by the said

Before me,

.....
Justice of the Peace.

Received this day of A. D. 19.....
and approved.

.....
Judge of Probate.

No. 156d.....

**Trustee's License to Sell
Real Estate**

ESTATE OF

.....

THE STATE OF NEW HAMPSHIRE

, ss.

COURT OF PROBATE.

To
of in said County, Trustee under the Will of
..... late of
in said County, deceased.

Whereas at a Court of Probate holden at in said
County, on the day of the date hereof, upon examination it appears that to lease certain real estate sub-
ject to said trust will be conducive to the interest of all concerned, license is hereby granted to you to
lease said real estate, bounded and described as follows:

Therefore you are hereby authorized to make, execute and deliver to the lessee in due form of law, a good and valid lease of all the rights and title you may have as said Trustee in said real estate, for the term of years, from 19...., at dollars per annum.

In testimony whereof, I have hereunto set my hand and caused the seal of the said Court of Probate to be affixed.

Dated at, in said County, the day
of A. D. 19....

.....
Judge of Probate.

STATE OF NEW HAMPSHIRE

_____, ss.

..... A. D. 19....

The said
personally appearing, took the following oath:

"I, Trustee under the Will of
.....
do solemnly swear, that in leasing said estate for which I have obtained license, I will use my best judgment and will exert my utmost endeavors that the same shall be leased in such manner as shall be of the greatest advantage to all concerned, without any sinister or selfish views whatever. So help me God."

Before me,

.....
Justice of the Peace.

(Form 55)

(Return of License to Lease.)

Having taken the prescribed oath, I executed a lease of said real estate to
.....for the term of years from 19...., to
..... 19...., for the sum of dollars per annum.

Dated the day of A. D. 19....

STATE OF NEW HAMPSHIRE,

, ss.

..... A. D. 19....

Subscribed and sworn to by the said

Before me,

.....
Justice of the Peace.

Received this day of A. D. 19....
and approved.

.....
Judge of Probate.

No.....157d.....

**Trustee's License to
Lease Real Estate.**

.....

THE STATE OF NEW HAMPSHIRE

(This page to be filled out by the Court)

_____, ss.

COURT OF PROBATE

The _____ account of _____
Trustee(s) under the will of _____ late of _____
in said County, deceased;

This account is for the period beginning with the _____ day of _____ A.D. 19 ____
and ending with the _____ day of _____ A. D. 19 ____.

Said Trustee(s) charge(s) _____ with several amounts received on
account of PRINCIPAL, as stated in Schedules A and B herewith exhibited: \$ _____

and ask to be allowed for payments and charges on account of the PRINCIPAL,
as stated in Schedules C, D, E, and F herewith exhibited \$ _____

Balance of PRINCIPAL as stated in Schedule G herewith exhibited \$ _____

Said Trustee(s) also charge (s) _____ with the several amounts received
on account of INCOME, as stated in Schedules 1, 2, and 3 herewith exhibited: \$ _____

and ask to be allowed for payments and charges on account of INCOME as stated
in Schedules 4, 5, 6, and 7 herewith exhibited \$ _____

Balance of INCOME as stated in Schedule 8 herewith exhibited \$ _____

At a Court of Probate holden at _____ in said County, on the _____ day of
_____ A. D. 19 _____, the account having been filed and notice having been given to all
persons beneficially interested therein that the Trustee (s) would exhibit the account of

administration of said trust at _____

_____ this time,
and the said account being examined and proved by oath of the accountant and the vouchers required,
it is decreed that the same be allowed; and that there is a balance of _____

_____ dollars and _____ cents in the hands of said accountant as
PRINCIPAL, and balance of _____
dollars and _____ cents, as INCOME.

Judge of Probate.

The account of
. Trustee(s) under the will of
late of in said County, deceased, covering the period
beginning 19 . . . and ending 19 . .

PRINCIPAL RECEIVED

According to inventory or last account		\$
Gains realized from sales	as per Sched. A	. . . . .
*Other additions	as per Sched. B	. . . . .
Total Principal Receipts		\$

PRINCIPAL CHARGED AND DISBURSED

Losses from sales	as per Sched. C	. . . . .
*Other deductions	as per Sched. D	. . . . .
Payments to or for beneficiaries	as per Sched. E	. . . . .
Compensation approved by Court	as per Sched. F	. . . . .
Total Principal Deductions		\$

BALANCE OF PRINCIPAL at end of

accounting period	as per Sched. G	\$ _____
(Sched. G to show also the date of purchase and market value of each item at end of accounting period)		

INCOME RECEIVED

Balance in hand according to last account	as per Sched. 1	\$
Dividends and interest	as per Sched. 2	. . . . .
Other income, including rents	as per Sched. 3	. . . . .
Total Income		\$

INCOME DISBURSED OR DISTRIBUTED

Payments to or for beneficiaries	as per Sched. 4	. . . . .
Administration costs	as per Sched. 5	. . . . .
Other payments	as per Sched. 6	. . . . .
Compensation as approved by Court	as per Sched. 7	. . . . .
Total Payments from Income		\$
BALANCE OF INCOME HELD at end of accounting period	as per Sched. 8	\$ _____

*Statements of appreciation and depreciation mandatory only in the case of
a final account. (See *Duncan v. Dow*, 95 N.H. 5)

(Form 3 Amended)

It is hereby certified that (unless notice is dispensed with as provided in RSA 550:13 as amended) contemporaneously with the filing of the within account there is being sent by registered or certified mail, return receipt requested, to the last known address of all persons beneficially interested, a notice containing (1) a statement that an account has been filed, and if such account is to be settled the date when the account becomes returnable, and (2) the fact that a copy of the account may be obtained from the Register of Probate upon payment of the statutory fee. (The Director of Charitable Trusts has a beneficial interest where a charitable interest is involved RSA 550:12).

The names and mailing addresses of the beneficiaries and the remaindermen known to have a vested interest in the within Trust Estate are as follows:

NAMES

ADDRESSES

Trustee(s)

..... A. D. 19

Subscribed and sworn to by the said

..... that all matters herein contained are true to his (their) best knowledge and belief.

.....
Judge of Probate

The undersigned being all of the parties beneficially interested in the within account hereby certify that we have examined the same and find it correct, and request that the same be allowed without publication or further notice to us.

NAMES

RESIDENCES

No.

Account of Trustee

Estate of

.....

Filed.....day of..... A.D. 19..

Ret. day of..... A.D. 19..

Vol. Page.....

Principal \$.....

Income \$.....

.....

THE STATE OF NEW HAMPSHIRE

SS.

COURT OF PROBATE.

To all persons interested in the trusts under the will of
late of, in said County, deceased, testate:

WHEREAS trustee under the
will of said deceased, filed in the Probate Office for said County the account of
trusteeship of certain estate held by for the benefit of

You are hereby cited to appear at a Court of Probate to be holden at
in said County, on the day of next,
to show cause, if any you have, why the same should not be allowed.

Said trustee ordered to serve this citation by causing the same to be published once each
week for two successive weeks in
a newspaper printed at in said County, the last publication to be at
least seven days before said Court.

Given at, in said County, this
day of, A. D. 19.....

By order of the Court,

Register.

I, hereby certify that the foregoing
citation was published once each week for two successive weeks in the said newspaper, and that the
last publication thereof was on the day of
..... A. D. 19.....

THE STATE OF NEW HAMPSHIRE

SS.

Subscribed and sworn to by the said, A. D. 19.....

Before me,

Justice of the Peace.

No.....159b.

Trustee's Citation

UNDER THE WILL OF

.....

Ret. day of A. D. 19....

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner _____ of _____

_____ in said County, _____

respectfully represents that at a Court of Probate holden at _____

in said County, on the _____ day of _____, A. D. 19____,

he was appointed _____

and took upon himself that trust, and that it is inconvenient for him any longer to hold or attempt to discharge said trust because

Wherefore, he resigns said trust and prays that his resignation may be accepted and that some suitable person may be appointed in his place.

Dated the _____ day of _____, A. D. 19____.

_____, ss.

COURT OF PROBATE.

At a Court of Probate holden at _____ in
said County, on the _____ day of _____, A. D. 19____,

upon due consideration of the foregoing petition, no sufficient objection thereto being made and the same appearing reasonable and proper, it is decreed that the resignation of the said _____
_____ be accepted.

Judge of Probate.

No. 160b

RESIGNATION

ESTATE OF

THE STATE OF NEW HAMPSHIRE

TO THE HONORABLE JUDGE OF PROBATE FOR THE COUNTY OF _____ :

Your petitioner of
in said County, respectfully represent that he is
of the estate of late of
in said County, deceased; that at a Court of Probate holden at
in said County, on the day of A. D. 19.....
..... was duly appointed
..... and took upon h self that trust;
and that by reason of
.....
.....
.....
the said has become unfitted for
that trust, and unsafe to be entrusted therewith.

Wherefore, he pray that the appointment of
..... may be revoked.

Dated the day of A. D. 19.....
.....

, ss.

COURT OF PROBATE.

At a Court of Probate holden at

in said County, on the

day of

A. D. 19

IT IS ORDERED, that a hearing be had on the foregoing petition, at a Court of Probate to be holden at _____ day of _____ next, and that the petitioner

notify the said _____ to appear at said time and place and show cause, if any he ha why the prayer of said petition should not be granted, by giving in hand to the said _____ or leaving at _____ usual place of abode, an attested copy of the foregoing petition and this order thereon, at least twelve days before said Court.

By order of the Court,

Register.

I, _____, depose and say, that on the _____ day of _____ A. D. 19 _____, I gave in hand to—
left at the usual place of abode of—the within named _____
an attested copy of the within petition and order thereon.

, ss.

A. D. 19

Subscribed and sworn to by the said _____

Before me,

Justice of the Peace.

ss.

COURT OF PROBATE.

At a Court of Probate holden at
the _____ day of

in said County, on
A. D. 19 _____, upon due

consideration of the foregoing petition, it is decreed that _____

Judge of Probate.

No.

**Petition to Remove
Fiduciary**

ESTATE OF

.....

