**Checklist for:**

**Petition to Admit Transcript to Record**

|  |
| --- |
| **Estate of:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| **File #: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** | Date:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |  |
| **Attorney: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |

**F.S. 734.1025**, Nonresident decedent’s estate with property not exceeding $50,000 in this state; determination of claims.

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

 Non-resident with property in state [734.1025(1)]

 Venue is in county where property is located [734.1025(1)]

 2-year claims period has not expired [734.1025(1)]

 Value of property does not exceed $50,000 OR **deceased > 2 years** [734.1025(1)]

 Does not say this in statute

*Authenticated* copies of:

**TESTATE** [734.1025(1), 5.475(a)(1)]:

|  |  |  |  |
| --- | --- | --- | --- |
| **Docket #** | **Item #** | **Date** |  |
|  |  |  | Probated Will |
|  |  |  | Order admitting them to record |
|  |  |  | Letters or equivalent  |
|  |  |  | Part of the record showing the names of devisees and heirs or an affidavit reciting that the names are not shown on the domiciliary record and specifying the names. |

**INTESTATE** [734.1025(1), 5.475(a)(3)]:

|  |  |  |  |
| --- | --- | --- | --- |
| **Docket #** | **Item #** | **Date** |  |
|  |  |  | Letters  |
|  |  |  | Part of the record showing the names of devises and heirs or an affidavit reciting that the names are not shown on the domiciliary record and specifying the names. |

***Testate: Court can admit will to probate [734.1025(1), 5.475(1)] OR***

***Intestate: cause the letters and relevant part of record to be recorded [5.475(a)(2)]***

 Notice to Creditors [5.241, 5.475(b)]

 Notice to spouse & beneficiaries

 If no claims filed, enter order that no claims have been filed or all claim have been satisfied [5.475(d)]

 If claim is filed, ancillary PR must be appointed [734.1025(2), 5.475(e)]

Attorney:

Comments:

RECOMMENDATION: