

IN THE CHANCERY COURT OF HAMILTON COUNTY, TENNESSEE	PETITION FOR TESTATE ADMINISTRATION	PART 2 PROBATE DIVISION FILE NO. _____		
IN THE MATTER OF THE ESTATE OF _____				
DECEDENT				
1. PETITIONER(S)				
Relationship of Petitioner(s) to Decedent: _____				
2. DECEDENT Decedent died on _____ at the age of _____ at _____ <i>Date</i> <i>City & State</i> Decedent's residence at time of death was: _____ <i>Street and Number</i> <i>City</i> <i>State</i> <i>Zip Code</i>				
3. PERSONAL REPRESENTATIVE(S), LAST WILL, AND OTHER DOCUMENTS				
(a) Petitioner(s) seek to have _____ appointed as personal representative(s) for this estate and verily believe said person(s) stand ready, willing, and qualified to undertake the office as required by law and will furnish bond as directed by the COURT.				
(b) The document(s) offered for probate were executed on _____ and the names of all attesting witnesses are: _____ The ORIGINAL document(s) offered for probate are herewith presented to the COURT for probate. A true copy of the document(s) is tendered herewith as exhibit to this petition.				
(c) Petitioner(s) is/are not aware of any instrument revoking the document(s) being offered for probate. Petitioner(s) aver that a search has been made for a subsequently dated will or codicil and none has been found and verily believe the document(s) being offered for probate constitute Decedent's last will and testament.				
4. DEVISEES & LEGATEES, POTENTIAL HEIRS & DISABILITY				
4(a) Devisees and legatees under the will are:				
Name	Age	Relation	Mailing Address	Zip Code
4(b) Persons who <u>are not</u> devisees and legatees under the will who would otherwise be entitled to Decedent's property as heirs at law if there were no will are:				
Name	Age	Relation	Mailing Address	Zip Code

4(c) Persons listed in 4(a) and 4(b) who are under disability are:

4(d) There is/is not a Conservatorship/Guardianship matter pending or resolved, with Docket No.:

5. VALUE	Estimated fair market value of	1. non-probate assets	Personalty	
			Real Estate in:	
		2. assets to be administered	Personalty	
			Real Estate in:	*
		3.Total estimated gross value of this estate is:		
*Real estate is a non-probate asset unless specifically devised to the estate or required to be sold to pay debts.				

5(a) Petitioner(s) hereby declares that upon his/her/their personal knowledge, he/she/they is not a convicted felon.

_____ (Petitioner please initial)

_____ (Co-Petitioner, if any, please initial)

Pursuant to T.C.A. § 30-1-117(a)(10), you must provide a statement of any felony or misdemeanor convictions, and a statement of any sentence of imprisonment in a penitentiary as an exhibit to this petition.

5(b) Petitioner(s) hereby declares that the value of the assets to be administered is in excess of \$50,000 and therefore cannot be administered under the Small Estates Act pursuant to T.C.A. § 30-4-101 *et seq.*

_____ (Petitioner please initial)

_____ (Co-Petitioner, if any, please initial)

5(c) Did the Decedent have an on-going business operating as a sole proprietorship, partnership, single member LLC, or other on-going business operation of any type? ☐Yes ☐No ☐Unknown

If yes, pursuant to T.C.A. § 30-1-117(a)(11), you must attach a statement of the names and addresses of all such ongoing business or economic enterprises as an exhibit to this petition.

6. TENNCARE At time of death, was Decedent enrolled in TennCare? ☐Yes ☐No ☐Unknown

7. BOND	☐ NOT WAIVED	☐ WAIVED in Will at:
8. INVENTORY	☐ NOT WAIVED	☐ WAIVED in Will at:

PREMISES CONSIDERED, PETITIONER(S) PRAY

1. That the will be proved and established, probate of said will be granted, and the same ordered for record.

2. That the CLERK & MASTER qualify the personal representative and issue letters for testate administration.

3. That notice by publication ☐be given for creditors of Decedent's estate requiring them to file their claims. T.C.A. § 30-2-306(a).

☐not be given. T.C.A. § 30-2-306(e).

4. That if bond is required and if the inventory reveals the estate exceeds the amount as set out in this petition, the personal representative be required to increase the bond accordingly.

5. That inventory be waived or that 60 days be allowed for filing. T.C.A. § 30-2-301(a).
6. That affidavits to each devisee or legatee be waived or that 60 days be allowed for filing. T. C. A. § 30-2-301(b)(1)(A).
7. That, for a decedent who was 55 years or older at time of death, the affidavit of notice to TennCare be filed within 60 days. T. C. A. § 30-2-301(b)(5).

Petitioner(s) certify(ies) that the facts averred in this petition are true to the best knowledge, information, and belief of Petitioner(s).

Petitioner

Petitioner

Address

Address

WE ARE SURETY FOR COSTS IN THIS CAUSE.

Attorney(s) for Petitioner(s)

By _____
BPR # _____

Address

Tel. NO.

Fax. NO.

**CHANCERY COURT OF
HAMILTON COUNTY, TENNESSEE**

Sworn to and subscribed before me

this _____ day of _____, 20____.

ROBIN L. MILLER, CLERK & MASTER

By _____
Deputy Probate Clerk

MASTER'S ORDER

From an examination of Petitioner(s) and witnesses under oath it appears the facts stated in the petition are true, the will dated _____ is the true and entire last will of Decedent, executed and proved according to law, to the best knowledge of Petitioner(s) the estimated gross value of this estate is \$_____, and that after proper qualification and pursuant to T.C.A. § 16-16-201 letters are to be issued to:

BOND:

☐ Waived ☐ Set at \$ _____

INVENTORY:

☐ Waived ☐ 60 days to file accurate inventory of the probate estate. T.C.A. § 30-2-301(a).

AFFIDAVIT OF NOTICE TO

EACH DEVISEE OR LEGATEE:

☐ Waived ☐ 60 days to file affidavit. T. C. A. § 30-2-301(b).

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PETITION FOR TESTATE ADMINISTRATION
Form 078P, Rev. 11.14.2022

**AFFIDAVIT OF NOTICE
TO TENNCARE:**

☐ N/A

☐ 60 days to file affidavit. T. C. A. § 30-2-301(b)(5).

This ____ day of _____, 20__.

ROBIN L. MILLER, CLERK & MASTER

IF REQUIRED UNDER THIS ORDER, THE INVENTORY, AFFIDAVIT OF NOTICE TO DEVISEE/LEGATEE AND NOTICE TO TENNCARE IS DUE _____, 20____. FAILURE TO FILE ANY REQUIRED DOCUMENT CHECKED ABOVE SHALL RESULT IN A SHOW CAUSE HEARING WHEREIN THE COURT MAY ORDER THAT A BOND BE REQUIRED BY THE PERSONAL REPRESENTATIVE.