

**PROBATE COURT OF Allen COUNTY, OHIO**

ESTATE OF Brian Patrick Burke , (aka Brian P. Burke), **DECEASED**

CASE NO. 2021 ES 84

**APPLICATION FOR AUTHORITY TO ADMINISTER ESTATE**  
[R.C. 2109.02 and 2109.07]

[For Executors and all Administrators; attach supplemental application for ancillary administration, if applicable]

FILED  
2021 FEB 25 PM 2:50  
CLERK OF COURT  
ALLEN COUNTY, OHIO  
JUDGE  
LORRAINE M. PETERS

Applicant states that decedent died on December 25, 2020

Decedent's domicile was 3975 Dutch Hollow Road  
Street Address  
Lima Allen  
City or Village, or Township if unincorporated area County  
Ohio 45807  
Post Office State Zip Code

Applicant asks to be appointed Administrator of decedent's estate. [Check whichever of the following are applicable] -  To applicant's knowledge, decedent did not leave a Will -  Decedent's Will has been admitted to probate in this Court -  A supplemental application for ancillary administration is attached.

Attached is a list of the surviving spouse, children, next of kin, and legatees and devisees, known to applicant, which list includes those persons entitled to administer the estate.

The estimated value of the estate is:

|                                       |    |                   |
|---------------------------------------|----|-------------------|
| Personal property.....                | \$ | <u>10,000.00</u>  |
| Annual real property rentals.....     | \$ | <u>0.00</u>       |
| Subtotal, personalty and rentals..... | \$ | <u>10,000.00</u>  |
| Real Property.....                    | \$ | <u>170,930.00</u> |
| Total estimated estate.....           | \$ | <u>180,930.00</u> |
| Applicant owes the estate.....        | \$ | <u>0.00</u>       |
| The estate owes applicant.....        | \$ | <u>0.00</u>       |

**[Check one of the following four paragraphs]**

- Applicant says that decedent's Will requests that no bond be required, and therefore asks the Court to dispense with bond.
- Applicant is a trust company duly qualified in Ohio, and bond is dispensed with by law.

CASE NO. \_\_\_\_\_

- Applicant is decedent's surviving spouse and is entitled to the entire net proceeds of the estate, or applicant is the next of kin entitled to the entire net proceeds of the estate and there is no will. Bond is dispensed with by law.
- Applicant offers the attached bond in the amount of \$ 20,000.00.

Applicant accepts the duties of fiduciary in the estate imposed by law, and such additional duties as may be required by the Court. Applicant acknowledges being subject to removal as fiduciary for failure to perform such duties as required, and also acknowledges being subject to criminal penalties for improper conversion of any property held as fiduciary.

*Richard W. Miller, III*  
 Attorney for Applicant  
 Richard W. Miller, III (0066754)  
 Typed or Printed Name  
 1728 Allentown Road  
 Address  
 Lima, Ohio 45805

*Kimberli K. Schrader*  
 Applicant  
 Kimberli K. Schrader  
 5927 Poling Road  
 Lima, Ohio 45807  
 (419) 231-0976

(419) 227-9595  
 Phone Number (include area code)

Attorney Registration No. 0066754

**WAIVER OF RIGHT TO ADMINISTER**  
 [R.C. 2113.06]

The undersigned, being persons entitled to administer decedent's estate, and whose priority of right to do so is equal or superior to that of applicant, hereby waive appointment to administer the estate.

Madolyn E. Burke - See Attached

Kenzie M. Burke - See Attached

Kenzie M. Burke, Temporary Custodian for Loren R. Burke

**ENTRY SETTING HEARING AND ORDERING NOTICE**

The Court sets \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M. as the date and time for hearing the application for authority to administer decedent's estate. The Court orders notice to take or renounce administration to be given those persons entitled to administer decedent's estate, whose priority of right to do so is equal or superior to that of applicant, and who have not waived appointment to administer the estate.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Probate Judge