

PROBATE COURT OF Allen COUNTY, OHIO

ESTATE OF Betty Jean Upshaw, DECEASED

CASE NO. 2021 ES 160

FILED
 2021 APR -5 PM 3:09
 TODD E. KUNZ, JUDGE
 COURT OF COMMON PLEAS
 ALLEN COUNTY, OHIO

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]

Applicant states that decedent died on February 10, 2021

Decedent's domicile was 2028 Burch Avenue
 Street Address

Lima Allen
 City or Village, or Township if unincorporated area County

Ohio 45801
 State Zip Code

Post Office

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>5,793.00</u>
Annual real property rentals.....	\$	<u>0.00</u>
Subtotal, personalty and rentals.....	\$	<u>5,793.00</u>
Real Property.....	\$	<u>58,100.00</u>
Total estimated estate.....	\$	<u>63,893.00</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 \$ _____.

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

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

Attorney Registration No. 0066754

Jason L. Upshaw

Applicant
Jason L. Upshaw
2028 Burch Avenue
Lima, Ohio 45801
(419) 516-5071

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.

Aaron D. (Wayne) Upshaw

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
Todd E. Kohlireser