

PROBATE COURT OF Allen COUNTY, OHIO

ESTATE OF Bobby Ray Miles, (aka Bobby R. Miles), DECEASED

CASE NO. 2022 ES 0209

APPLICATION TO PROBATE WILL
[R.C. 2107.11, 2107.18, and 2107.19]

FILED
22 APR 28 AM 8:02
TODD E. KOHL PRESER. JUDGE
PROBATE DIVISION
COURT OF COMMON PLEAS
ALLEN COUNTY, OHIO

Applicant states that decedent died on February 4, 2022
Decedent's domicile was 546 Sunnymead Lane
Street Address
Lima Allen
City or Village, or Township if unincorporated area County
Ohio 45804
State Zip Code
Post Office

A document purporting to be decedent's last will is attached and offered for probate, and applicant waives notice of probate of this will.

Decedent's surviving spouse, children, next of kin, and legatees and devisees, known to applicant, are listed on the attached Form 1.0.

Richard W. Miller, III
Attorney for Applicant
Typed or Printed Name
1728 Allentown Road
Address
Lima, Ohio 45805
(419) 227-9595
Phone Number (include area code)
Attorney Registration No. 0066754

Terry Kilgore
Applicant
Terry Kilgore
1200 Adams Street
Lima, Ohio 45801
(567) 204-3993
Mark Miles
Applicant
Mark Miles
616 Willard Avenue
Lima, Ohio 45804
(567) 712-4634

WAIVER OF NOTICE OF PROBATE OF WILL

The undersigned, being persons entitled to notice of the probate of this will, waive such notice. After a certificate is filed evidencing these waivers and any notices given, any action to contest the validity of this will must be filed no more than three months after the filing of the certificate for estates of decedents who die on or after January 1, 2002, and no more than four months after the filing of the certificate for estates of decedents who die before January 1, 2002.

* See Attached
Mary Ann Miles
* see attached
Donald Thomas

Scott Thomas
* see attached
Kim Thomas

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COURT CLERK DIVISION
ALLEN COUNTY, OHIO

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Mary Ann Miles

Scott Thomas
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PROBATE COURT OF Allen COUNTY, OHIO

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Mary Ann Miles

Donald Thomas

Scott Thomas

Kim Thomas
 Kim Thomas

22 APR 2022 AM 8:02
 FILED
 TODD R. COOPER, JUDGE
 PROBATE DIVISION
 COMMON PLEAS
 COURT OF OHIO

LAST WILL AND TESTAMENT **FILED**

OF

22 APR 28 AM 8:05

BOBBY RAY MILES

TODD E. KOHLRIESER, JUDGE
PROBATE DIVISION
CARROLL COUNTY, OHIO

I, BOBBY RAY MILES, of Carroll County, Maryland, being of sound and disposing mind, memory and understanding, hereby revoke any wills and codicils heretofore made by me and declare this to be my Last Will and Testament.

FIRST

I direct that my Personal Representatives pay all of my just debts which are not barred by limitations (exclusive of any debt or debts secured by a Deed of Trust or mortgage on real estate, not due at the time of my death or becoming due during the period of administration of my estate), and my funeral expenses, including the cost of flowers, a suitable marker for my grave, and a post service meal in celebration of my life, all at the sole judgment and discretion of my Personal Representatives, irrespective of any statutory limitations or restrictions, without the necessity of an order of court approving same. It is my desire that my deceased wife THELMA SHIPE MILES and I be buried together in the Hampstead Cemetery.

SECOND

I further direct that all estate, inheritance and succession taxes lawfully assessed by the United States, or any state, territory or political division thereof, on my estate or payable by reason of my death, and on all bequests and devises hereunder, whether or not such taxes are payable by my estate or by the recipient of such property, be paid from my estate passing under my Will so that all bequests, devises, distributions and/or transfers taxable by reason of my death are made in full to the persons named herein, free of tax.

BRM
AA
MMS

THIRD

I hereby give, devise, bequeath and appoint the following property to the following people:

1. Blue carnival glass dishes located in my corner cabinet, homemade quilt, hand drawn picture of four (4) children, snow blower, canister set, antique oak chest of drawers, three (3) old lanterns, three (3) old irons, large cast iron pot, old doctor's chair, a small and a large old fashioned school chairs, old trunk, handmade wormy oak stands, record and cd player with all cds and country and western movies, corner cabinet, and handmade rolltop desk, unto my daughter, TERRY KILGORE, if she survives me by thirty (30) days;

2. 22 caliber Ruger pistol, marble collection, fishing poles and fishing equipment, old stone jar no. 10, old stone churn no. 4, and old time milk can unto my son, MARK MILES, if he survives me by thirty (30) days;
3. All the rest of my household goods, furniture, books, works of art, ornaments, jewelry and personal effects which I may own at the time of my death unto my children and step children, TERRY KILGORE, MARY ANN MILES, MARK MILES, DONALD THOMAS, SCOTT THOMAS, and KIM THOMAS, in equal shares, per capita, if they survive me by thirty (30) days.

I may attach a memorandum to my Will, or I may leave a note in my home, expressing my desire that certain items of personal property go to specific persons. I request that my Personal Representatives and my legatees honor the intentions expressed in any such memorandum or note.

FOURTH

All the rest of my estate and property, whether in possession, expectancy or remainder, including all property over which I may have any power of appointment, I hereby give, devise, bequeath and appoint to my children and step children, TERRY KILGORE, MARY ANN MILES, MARK MILES, DONALD THOMAS, SCOTT THOMAS, and KIM THOMAS, in equal shares, per capita, if they survive me by thirty (30) days.

FIFTH

Except as otherwise provided herein, if any portion of my estate shall become distributable to a minor, my Personal Representative, in his or her discretion, may pay over such portion at any time to a custodian of such minor under the Maryland Uniform Gifts to Minors Act or to the guardian over the property of such minor, or retain the same for such minor during his or her minority, unless otherwise provided herein. In case of such retention, my Personal Representative may apply such principal and the income therefrom for the support, maintenance and education of such minor, either directly or by payments to the guardian over the property or person of such minor, or to the person with whom such minor may reside, in any case without requiring any bond; and the receipt of any such person shall be a complete discharge of my Personal Representative who shall not be bound to see to the application of any such payment. Any unapplied principal and income shall be paid over to such legatee when that legatee reaches the age of majority.

BRM
AA
MAS

SIXTH

In the event that any portion of my estate remaining in the hands of the Personal Representative shall be undisposed of or not be validly

distributable under the foregoing provisions of this, my Last Will and Testament, the Personal Representative shall grant, convey, pay over and deliver, absolutely free and clear of any trust, such property as follows:

(a) One-half (1/2) thereof (or all thereof, in the event nothing passes pursuant to section (b) hereof, as the case may be) to those persons, and in such proportions, as would be entitled to take the same (under the laws of the State of Maryland, in effect at any such time), had I then died, seized and possessed of the same, intestate, unmarried, without creditors and a resident of the State of Maryland.

(b) One-half (1/2) thereof (or all thereof, in the event nothing passes pursuant to section (a) hereof, as the case may be) to those persons, and in such proportions, as would be entitled to take the same (under the laws of the State of Maryland, in effect at any such time), had my deceased spouse THELMA SHIPE MILES then died, seized and possessed of the same, intestate, unmarried, without creditors and a resident of the State of Maryland.

SEVENTH

a. I hereby nominate and appoint my nephew PAUL STOUT, my daughter TERRY KILGORE, and my son MARK MILES jointly, to be my Personal Representatives under this Last Will and Testament, without the necessity of giving any bond. In the event that one or some of the named people are either unwilling or unable to so serve, the remaining people, or some combination of them, may so serve. In any event, whether identified herein by name or not, my Personal Representative shall serve without the necessity of giving any bond.

b. In addition to all the other powers, duties and discretions granted to or imposed on my Personal Representatives by law, my Personal Representatives shall have the power to invest and reinvest, sell, assign, mortgage, exchange, lease, transfer or otherwise dispose of all or any part of my estate, and to compromise any claims against or in favor of my estate all in his or her sole discretion without any application to or approval of or ratification by the court having jurisdiction over the administration of my estate.

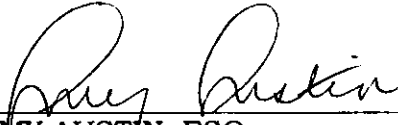
IN WITNESS WHEREOF, I have hereunto signed my name this
11th day of May, 2016.

Bobby Ray Miles 5-11-16
BOBBY RAY MILES

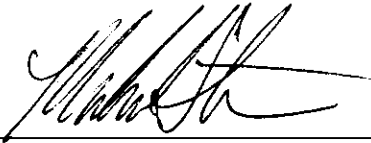
The foregoing Last Will and Testament was signed, published and declared by BOBBY RAY MILES, the testator above named, as and for his Last Will and Testament, and each of the preceding pages was initialed by him, in the presence of both of us, and we, at the same

BRM
RA
MM

time, at his request, in his presence, and in the presence of each other, hereunto subscribe our names as attesting witnesses.



AMY AUSTIN, ESQ.
1330 North Main Street
P.O. Box 484
Hampstead, MD 21074
410-239-4323



MICHAEL STONER, ESQ.
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Hampstead, MD 21074

BRM
AA
MMS