

FILED

2023 OCT 23 PM 2:32

TODD E. KOHLRIESER, JUDGE  
PROBATE DIVISION  
COURT OF COMMON PLEAS  
ALLEN COUNTY, OHIO

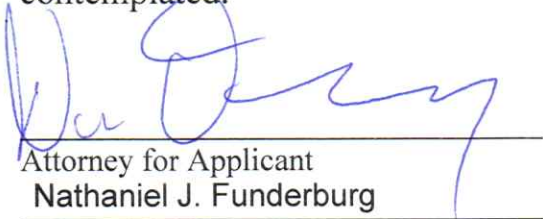
**PROBATE COURT OF ALLEN COUNTY, OHIO**  
TODD E KOHLRIESER, JUDGE

ESTATE OF JAMES B. SMITH <sup>AKA</sup> JAMES BERNARD SMITH

CASE NO 2023 ES 446

**SUPPLEMENTAL AFFIRMATION TO  
APPLICATION FOR  
CERTIFICATE OF TRANSFER**  
[R.C. 2113.61 (D)]

The undersigned affirm(s) to the Court that there has been no administration of an estate on the decedent in this or any other state and none is contemplated. There has been no release from administration or summary release from administration in this or any other state and none is contemplated.

  
\_\_\_\_\_  
Attorney for Applicant  
Nathaniel J. Funderburg

Printed Name

0080636

Attorney Regis. No.

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Piqua, OH 45356

Address

(937) 773-3212

Phone Number (include area code)

  
\_\_\_\_\_  
Applicant

Patricia R. Smith

Printed Name

1738 Rice Ave.

Address

Lima, OH 45805

419-852-1322

Phone Number (include area code)

PROBATE COURT OF ALLEN COUNTY, OHIO  
TODD E. KOHLRIESER, JUDGE

ESTATE OF: JAMES B. SMITH aka JAMES BERNARD SMITH

DECEASED

CASE NO. 2023 ES 446

APPLICATION FOR CERTIFICATE OF TRANSFER  
[R.C. 2113.61]

Applicant states that the decedent died on JUNE 7, 2023

Decedent's domicile at death was 1738 RICE AVE.

Street Address

CITY OF LIMA

ALLEN

City or Village, or Township if unincorporated area

County

LIMA

OHIO

45805

Post Office

State

Zip Code

Decedent died owning the real property described in the accompanying Certificate of Transfer No. 1, which also lists those persons to whom the real property passed. Applicant asks the Court to issue a Certificate of Transfer so that new ownership interests may be recorded.

[Check the applicable boxes]

- Decedent died intestate.
- Decedent died testate on \_\_\_\_\_; will admitted to probate on \_\_\_\_\_.
- Decedent's known debts have been paid or secured to be paid.
- Sufficient other assets are in hand to pay decedent's known debts.
- Estate is insolvent and the transfer shall apply toward the allowance for support.
- Applicant was appointed by this Court on \_\_\_\_\_ and is qualified and acting executor or administrator of decedent's estate.
- Executor or administrator of decedent's estate failed to file this application before being discharged.
- Applicant is the executor or administrator appointed in another state. There is and has been no ancillary administration in Ohio. The real property to be transferred is located in this county.
- The transfer is subject to a written contract for the sale and conveyance of the real property, entered into but uncompleted by decedent before death. A copy of the contract is attached.
- There has been no administration and none is contemplated [R.C. 2113.61(D)].
- The transfer is pursuant to the decedent's Will.
- The transfer is pursuant to the statutes of descent and distribution.
- The transfer is pursuant to summary release from administration [R.C. 2113.031(D)(3)].

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CASE NO. 2023 ES 446

- The real property to be transferred is subject to a change in favor of the surviving spouse in the amount of \$ \_\_\_\_\_ as computed pursuant to R.C. 2106.11 on attached Exhibit A, as shown on the accompanying spouse's total intestate share.
- Spousal elections have been exercised.
- Disclaimers or assignments have been filed.
- The transfer is of decedent's entire interest in the mansion house to the surviving spouse, who hereby elects to take such interest as part or all of the intestate share and/or allowance for support. **[If this paragraph is checked, the following must be completed, and both the surviving spouse and applicant must sign this form].**

The value of the total intestate share to which decedent's surviving spouse is entitled is \$ \_\_\_\_\_

The value of the allowance for support to which decedent's surviving spouse is entitled to is \$ \_\_\_\_\_

The value of decedent's entire interest in the mansion house is:

Interest in mansion house..... \$ \_\_\_\_\_

Interest in household goods in house..... \$ \_\_\_\_\_

Interest in lots or farm land adjacent to house and used in conjunction with it, which are described in Certificate of Transfer and which spouse hereby elects to include..... \$ \_\_\_\_\_

Less: Decedent's share of liens on any and all of above..... \$ \_\_\_\_\_

Total..... \$0.00 \$0.00

  
Surviving Spouse

  
Applicant

Surviving Spouse  
Title or status

### ENTRY ISSUING CERTIFICATE OF TRANSFER

The Court finding that the above application contains the information required by statute orders that Certificate of Transfer No. \_\_\_\_\_ be filed with this Entry and a copy of the Certificate of Transfer be issued for recording.

**[Check if applicable]** The Court further finds that the transfer is subject to a charge pursuant to R.C. 2106.11.

\_\_\_\_\_  
Date

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