

STATE OF MINNESOTA

COUNTY OF _____

JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION

Court File No. _____

Estate of _____,
Decedent

DECREE OF SUMMARY ASSIGNMENT
OR DISTRIBUTION

FORMAL PROBATE OF WILL
 EXEMPT ESTATE OR
 NON-EXEMPT ESTATE

The Petition for Summary Assignment or Distribution signed by _____
came before this Court on _____. The Court, having
heard and considered the Petition, determines the following:

1. The Court has jurisdiction and venue in this County is proper.
2. The Petition is complete.
3. Any notice as required by Minnesota law has been given.
4. The Petitioner has declared or affirmed that the representations contained in the Petition are true and complete to the best of the Petitioner's knowledge or belief.
5. The Petitioner is an interested person as defined by Minnesota law.
6. The Decedent died on _____, at (city, state) _____.
7. (Check appropriate boxes)

Testate.

Decedent's Will is comprised of the following:

Will dated _____.
 Codicil() dated _____.
 Separate writing() under Minnesota Statutes section 524.2-513 dated _____.
 The Will refers to a separate writing but none has been found.

The Will was probated by the Order of this Court dated _____.
or
 The Will is formally probated by this Order.

The Court construes the Will as follows: _____

_____ .
_____ .
_____ .
 Intestate.

A previous Order of this Court dated _____, determined that the Decedent died intestate.

or

This Court determines by this Order that the Decedent died intestate.

The following named persons are all the heirs of the Decedent and their relationship to Decedent is as follows: _____ .
_____ .
_____ .
_____ .
_____ .

Testacy Status Not Determined.

Decedent's Will has been delivered to the Court, but has not been offered for probate.

8. Except as stated below, the persons named in Paragraph 7 of the Petition are entitled to the Estate of the Decedent. (State changes, if any, and the nature and amount of the preference to which each person is entitled):
_____ .
_____ .
_____ .
_____ .

9. The property of the Decedent on hand for distribution consists of the following:

(A) Personal property:

Item Number	Description of Property (Fully describe, specify liens, if any. DO NOT list any account numbers or personal identifiers as per Rule 11 of the MN General Rules of Practice)	Fair Market Value
1	_____	\$ _____
2	_____	\$ _____
3	_____	\$ _____

Item Number	Description of Property (Fully describe, specify liens, if any. DO NOT list any account numbers or personal identifiers as per Rule 11 of the MN General Rules of Practice)	Fair Market Value
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TOTAL \$ _____

(B) Real property described as follows (include legal description, and identify, if homestead):

Item Number	Description of Property (specify liens, if any)	County Assessor's Market Value	Fair Market Value
1	Homestead in the County of _____, Minnesota _____ _____ _____ _____ _____	\$ _____	\$ _____
2	Other Real Estate: _____ _____ _____ _____ _____	\$ _____	\$ _____

TOTAL \$ _____

10. The property described above is exempt not exempt from all debts and charges in this Court, or may be appropriated for reimbursement or payment of allowances to spouse and minor children described in Minnesota Statutes section 524.3-1203, expenses of administration, funeral expenses, expenses of last illness,

debts having a preference under the laws of the United States, and taxes, or for payment to Decedent's adult children subject to Minnesota Statutes section 524.2-403(f).

11. (Check if applicable)

The gross probate estate, exclusive of any exempt homestead, does not exceed \$150,000 and the property described above will not be exhausted in payment of items described in Paragraph 10.

12. (Check appropriate box)

There is no need for the appointment of a Personal Representative and the administration should be closed by summary assignment or distribution as ordered and decreed in this Decree of Summary Assignment or Distribution.

Appointment of a Personal Representative is necessary. The person appointed below has priority, is entitled to be appointed Personal Representative, and is not disqualified to serve as Personal Representative.

IT IS ORDERED AND DECREED:

1. The Petition is granted.

2. (Testate)

Decedent's Will is formally probated and is construed as stated above.

(Intestate)

The heirs of the Decedent are determined to be as set forth above.

(No Determination)

The Court makes no determination as to Decedent's testacy.

3. The property of the Decedent available for distribution is as stated above.

4. Personal Representative

Appointment of a Personal Representative is not necessary.

Personal Representative Appointment is necessary.

_____ is formally appointed as the Personal Representative of Decedent's Estate with \$ _____ bond, in an unsupervised a supervised administration. Upon filing of any required bond and statement of acceptance and oath, letters testamentary will issue.

5. By this Decree, title to the property described above, subject to any prior disposition, is assigned to and vested in the following named persons in the following amounts, proportions, or parts (state as devisee, heir, or obligee):

BY THE COURT

Dated: _____

Judge of District Court

SAMPLE DOCUMENT