

STATE OF MINNESOTA

COUNTY OF _____

_____ JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION

Court File No. _____

In the Matter of the Trust Created under Article ____ of
the Last Will of _____, Deceased.

PETITION TO ALLOW
TRUSTEE'S ANNUAL ACCOUNTS
PURSUANT TO MINN. STAT. § 501C.0202

ALTERNATIVE FOR INTER VIVOS TRUSTS:

In the Matter of the Trust Created under Agreement By
and Between _____, Settlor, and _____,
Trustee, dated _____.

I, _____, state:

1. The Trust instrument consists of:

the Last Will of _____, dated _____.

or

an agreement by and between _____, Settlor, and _____, Trustee, dated
_____.

A true and correct copy of the instrument is on file with this Court and is made a part of this Petition.

2. I am the Trustee of the Trust. My appointment was by:

being named as Trustee in the Last Will of _____, dated _____.

or

being named as Trustee in an agreement by and between _____, Settlor, and _____, Trustee, dated
_____.

or

being named as a successor or additional Trustee by _____ who had authority to
appoint successor or additional Trustees under the terms of the Trust.

or

being appointed by the Court.

3. Our appointment as Trustees was confirmed by an order of this Court pursuant to Minnesota Statutes § 501.33,

§ 501B.22, or § 501C.0202, which is on file with the Court.

4. Jurisdiction. The Court has jurisdiction in this matter (Select one):

in rem jurisdiction.

in personam jurisdiction.

5. Venue in this county is proper because (Select appropriate boxes):
- The Will was admitted for probate in this County.
 - Trustee _____, who has custody of part or all of the Trust assets, resides or has a trust office in this County.
 - The Trust's principal place of administration is or will be located upon approval by this Court in this County.
 - Trust assets include real estate which is located in this County.
 - There has been a prior court proceeding in this Court.
 - Other: _____.
6. No court proceedings relative to this Trust have been filed in any other county in Minnesota.
7. This Petition is brought pursuant to Minnesota Statutes sections 501C.0202 and 501C.0205.
8. I request that the Court represent the interested parties who are minors, incapacitated, and those who are unborn, unascertained or unknown pursuant to Minnesota Statutes section 501C.0307.
9. The Trustees' accounts for the Trust from _____, through _____, have been filed with this Court. The Court settled and allowed these accounts by its prior orders which are on file with the Court.
10. The Trustees' annual accounts of the Trust for the accounts dated _____, covering the continuous administration of the Trust from _____ through _____, have been filed with this Court. Each account contains the following:
- a. A statement of the total inventory or carrying value and of the fair market value, if reasonably ascertainable, of the assets of the Trust principal as of the beginning of the accounting period.
 - b. A complete itemized inventory of the assets of the Trust principal as of the end of the accounting period, showing both the inventory or carrying value of each asset and also the fair market value of each asset as of such end of the accounting period.
 - c. An itemized statement of all income transactions during the period of such account.
 - d. A summary statement of all income transactions during the period of such account, including the totals of distributions of income to beneficiaries and the totals of Trustees' fees and attorneys' fees charged to income.
 - e. An itemized statement of all principal transactions during the period of such account.
 - f. A reconciliation of all principal transactions during the period of such account, including the totals of distributions of principal to beneficiaries and the totals of Trustees' fees and attorneys' fees charged to principal as well as the totals of liquidations and reinvestments of principal cash.
 - g. A list of all assets that realized a net income less than one percent of the inventory value or acquisition cost, and an explanation of the amount of net income realized and the reasons for retaining the assets.

Each account is true and correct.

11. I request an Order of this Court approving payment from the Trust of my reasonable attorneys' fees and expenses incurred in connection with this proceeding.

12. The only persons in being known to the Petitioners as having or who may claim to have an interest in the Trust are:

[LIST OF TRUSTEES AND QUALIFIED BENEFICIARIES]

None of these persons is under any legal disability, except those designated as minors, and during the past ninety (90) days, none of these persons has served in the military service of the United States of America or if a beneficiary has served in the military service the Trustees will obtain and file with the Court an appearance and waiver for such beneficiary.

WHEREFORE, I request the Court fix a time and place for a hearing on this Petition and enter an order:

1. Settling and allowing the Trustee's annual accounts dated _____ covering the continuous administration of the Trust from _____ through _____;
2. Approving and confirming all acts of the Trustees in selling or retaining Trust assets, in investing the funds of the Trust in the securities and properties shown in the accounts, and in charging or crediting disbursements or receipts to principal or income as shown in the accounts, and, in general, approving and confirming in all respects all acts of the Trustees in the administration of the Trust up to and including _____.
3. Approving payment from the Trust of our reasonable attorneys' fees and expenses incurred in connection with this proceeding; and
4. Granting such other relief as may be proper.

Under penalties for perjury, I declare or affirm that I have read this document and I know or believe its representations are true and complete.

Date: _____

Trustee

Attorney for Trustee
Name
Address
City, State ZIP
Telephone: FAX:
Attorney License No.:

SAMPLE
DOCUMENT