

IN THE PROBATE COURT OF _____ COUNTY, ALABAMA
THE ESTATE OF _____ }
Deceased } CASE NO. _____

DECREE ADMITTING WILL TO PROBATE AND RECORD
ORDER GRANTING LETTERS TESTAMENTARY

This day, came _____, the "Petitioner" and presented a petition in writing, under oath, praying to have admitted to Probate and Record an instrument which purports to be the Last Will and Testament of _____, the "Deceased;" and praying that Letters Testamentary be granted to the Petitioner.

The Court having examined the Petition, filed and recorded same; and the Court having heard the evidence offered for and against the granting of the Petition, it appears to the satisfaction of the Court that:

1. The Petition was filed more than five days after the date of the Deceased's death;
2. The Will of the Deceased, expressly exempted the personal representative from giving bond as provided in §43-2-851 of the Code of Alabama, 1975;
3. The heirs of the Deceased have each filed their waiver of notice of hearing and consent to the granting of the petition;
4. The instrument which purports to be the Last Will and Testament of the Deceased, is the true, genuine and legal Last Will and Testament of the Deceased;
5. The allegations contained in the aid Petition are true and correct and that those statements are as follows:

5.1. That the Deceased departed this life in _____ County, Alabama on _____;

5.2. That the Deceased was a resident of _____ County at the time of death;

5.3. That the Deceased left a Will dated _____;

5.4. That the heirs at law and next of kin of the Deceased which are known to the Petitioner are listed below and their respective relationships, and residence are indicated, all of whom are over the age of majority:

5.5. The Petitioner is named in the will as personal representative; is over the age of nineteen; and is in no respects disqualified under the law from serving as a personal representative.

It is therefore, ORDERED, ADJUDGED AND DECREED that:

A. The said instrument which purports to be the Last Will and Testament of the Deceased, was duly and legally executed by the Deceased;

B. The said instrument is the true, genuine and legal Last Will and Testament of the Deceased;

C. The said Last Will and Testament is admitted to Probate and Record in this Court;

D. The said Last Will and Testament of the Deceased, together with the evidence and testimony of the subscribing witnesses, shall be recorded in the Probate Records of _____ County, Alabama;

E. Letters Testamentary are hereby granted to the Petitioner; and

F. Petitioner is hereby authorized to administer the Estate of the Deceased.

Done _____ 20____.

Probate Judge

_____ County, Alabama