

PC-1.5

Foreign Will

formerly SW-36

R.I.G.L. 33-7-18

R.I.G.L. 33-7-19

R.I.G.L. 33-7-20

R.I.G.L. 33-7-25



Form PC-9.1, Advertising, should be completed in conjunction with this action unless a Waiver is signed by all heirs at law waiving advertising and hearing.



Form PC-9.2, Attorney of Record, should be completed and filed with the estate records.

This form has been photo-reduced to accommodate this Manual's dimensions. This form measures 8-1/2" x 14".

This form must be filed and recorded in the office of the probate clerk when a copy of a duly authenticated foreign probated will is produced in Probate Court. **However, the testator must have had real or personal property in the city or town in which the request is made.** The foreign will is processed accordingly.

The Petitioner presents for filing:

- The Petition, the will and/or codicil, certified copy of the death record, and proper fees.
- The names and post office address of living parents or the names and post office addresses of guardian(s) for heir(s) at law under the age of 18.
- **If an heir at law is adjudged incompetent**, the name and post office address of the guardian(s) if any, and the name and address of the person or institution having the care or custody of the incompetent.
- **If no heirs are listed**, an affidavit under oath stating what efforts the petitioner has made to locate heirs at law.
- **Form PC-3.5, Appointment of Agent**, if the Fiduciary is an out of state resident. (This form must be filed before Court Session).
- **Form PC-9.1, Waiver**, if the advertising requirement is waived.
- Files **Form PC-3.6 Affidavit of Notice**, if petition is advertised.

The Probate Clerk:

- Dates files and prepares advertisement once a week for 14 days to include three insertions.

Continued on next page



PC-1.5 (Continued)
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Continued from preceding page

The Probate Clerk:

- Assigns Probate Number and dates files.
- If advertising is waived, checks to determine that all persons listed in the petition have signed **Form PC-9.1, Waiver.**

The Attorney:

- Records a certified copy of the will in the records of land evidence in any other city or town in which any real estate upon which the foreign will may operate, is situated.



Note: Under certain circumstances, the will of a nondomiciliary may be admitted to original probate in any Probate Court in the same manner as any other will.



STATE OF RHODE ISLAND
County of _____
Estate of _____

DATE FILED _____
PROBATE COURT OF THE _____ Court Use Only
No. _____
Date _____

FOREIGN WILL

Respectfully represents that: Name of Decedent _____

Resided in _____ Personal Estate estimated at \$ _____
Residence Outside of Rhode Island

Your Petitioner: _____
Name Relationship to Deceased

No. Street

City/Town State ZIP

Respectfully requests that the accompanying authenticated copy of the will of the decedent, which operates on an estate in this: (Check one) city town - may be filed and recorded in the office of the clerk and that letters testamentary - of administration c. t. a. may be issued in Rhode Island to:

Name of Fiduciary Relationship to Deceased

No. Street

City/Town State ZIP

Name of Fiduciary Relationship to Deceased

No. Street

City/Town State ZIP

Deceased left the following spouse and heirs at law who would inherit had deceased died intestate: (Indicate any minors ore incompetents.)

Name	Address	Relationship
		(Spouse)

The undersigned petitioner makes affidavit and says that the above facts are true as to the best of his/her knowledge and belief.

Signature of Petitioner

Sc.

Date

Subscribed and sworn to before me as to the truth of all of the above facts by the petitioner.

Notary Public (Please Print)

Notary Public Signature

DECREE

Upon hearing, it is hereby ordered and decreed:

Name _____

Name _____

No. _____ Street _____

No. _____ Street _____

City/Town _____ State _____ ZIP _____

City/Town _____ State _____ ZIP _____

are hereby appointed:

executor

co-executor

or

administrator

co-administrator

of the estate of deceased upon filing bond.

Bond fixed at \$ _____

(Check one):

with _____ surety
Type

without surety

hereby appointed appraiser of the personal estate of deceased.

Appointed APPRAISER:

Appointed RESIDENT AGENT:

Name _____

Name _____

No. _____ Street _____

No. _____ Street _____

City _____ State _____ ZIP _____

City _____ Date _____ State _____ ZIP _____

Entered as an order and decree of the court on:

_____ Date

_____ Probate Judge