

IN THE SUPREME COURT FOR THE STATE OF ALASKA

ORDER NO. 1030

Amending Probate Form 19 and 32 concerning letters testamentary and acceptance.

IT IS ORDERED:

1. Probate Forms 1 through 112 are intended for illustration only.
2. Probate Form 19 is amended to provide:

Form 19. Letters Testamentary and Acceptance (Informal Probate).
[AS 13.16.241 and Probate Rule 7]

(Title of Court and Cause)

NO. _____
LETTERS TESTAMENTARY AND
ACCEPTANCE

The will of _____ having been admitted to informal probate, _____ (name of personal representative) is hereby appointed personal representative of the estate.

DATED this _____ day of _____ 19____.

Registrar

I hereby accept the duties and responsibilities of the office of personal representative of the estate of _____ (name of decedent) which I will perform as required by law. I acknowledge my duty as personal representative to: (a) take possession and control of the decedent's property as required by AS 13.16.380, determine the liabilities of the estate, and complete an inventory as required by AS 13.16.365; (b) provide notice to heirs and devisees as required by AS 13.16.360, except as provided by AS 13.136.690; (c) provide notice to creditors as required by law, publish notice when required, and review and either accept or reject claims as required

by AS 13.16.455-13.16.515; (d) advise the court in writing of the personal representative's address and telephone number as required by Probate Rule 8; (e) file returns for state estate taxes if required by AS 43.31.121 and AS 43.31.250; (f) pay homestead, exempt property and family allowances as required by AS 13.11.125-13.11.140, costs of administration and other claims as required by AS 13.16.470, and distribute the assets of the estate; and (g) close the estate as soon as appropriate as required by AS 13.16.620-13.16.670.

I have filed any required bond.

Personal Representative

Address: _____

Telephone: _____

[V E R I F I C A T I O N]

3. Form 32 is amended to provide:

Form 32. Letters Testamentary and Acceptance (Formal Probate)

(Title of Court and Cause)

NO. _____
LETTERS TESTAMENTARY AND
ACCEPTANCE

The will of _____, deceased, having been proved and admitted to probate in the above named Court in formal proceedings, _____, the person who is named personal representative therein, is hereby appointed personal representative.

DATED this _____ day of _____ 19____.

Judge

STATE OF ALASKA)
)
) ss.
_____ Judicial District)

I hereby accept the duties of personal representative of the estate of _____ (name of decedent) _____, and do solemnly swear that I will perform, according to law, the duties of personal representative. I acknowledge my duty as personal representative to: (a) take possession and control of the decedent's property as required by AS 13.16.380, determine the liabilities of the estate, and complete an inventory as required by AS 13.16.365; (b) provide notice to heirs and devisees as required by AS 13.16.360, except as provided by AS 13.136.690; (c) provide notice to creditors as required by law, publish notice when required, and review and either accept or reject claims as required by AS 13.16.455-13.16.515; (d) advise the court in writing of the personal representative's address and telephone number as required by Probate Rule 8; (e) file returns for state estate taxes if required by AS 43.31.121 and AS 43.31.250; (f) pay homestead, exempt property and family allowances as required by AS 13.11.125-13.11.140, costs of administration and other claims as required by AS 13.16.470, and distribute the assets of the estate; and (g) close the estate as soon as appropriate as required by AS 13.16.620-13.16.670.

I have filed any required bond.

Personal Representative

Address: _____

Telephone: _____

[V E R I F I C A T I O N]

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NOTE: AS 13.60.250 states that by accepting appointment, a personal representative submits personally to the jurisdiction of the Court in any proceeding relating to the estate.

DATED: April 19, 1990

EFFECTIVE DATE: July 15, 1990

Chief Justice Matthews

Justice Rabinowitz

Justice Burke

Justice Compton

Justice Moore