

<input type="checkbox"/> District Court <input type="checkbox"/> Denver Probate Court _____ County, Colorado Court Address: _____ <hr/> <b>In the Matter of the Estate of:</b>  <b>Deceased</b>	<b>▲ COURT USE ONLY ▲</b>
Attorney or Party Without Attorney (Name and Address): _____  Phone Number: _____                      E-mail: _____ FAX Number: _____                      Atty. Reg. #: _____	Case Number: _____  Division                      Courtroom
<b>PETITION FOR FORMAL PROBATE OF WILL AND          FORMAL APPOINTMENT OF PERSONAL REPRESENTATIVE</b>	

**\*\*\*\*\* Use this form if the Decedent left a will \*\*\*\*\***

**The Petitioner, an interested person pursuant to §15-10-201(27), C.R.S., makes the following statements:**

**1. Information about the Petitioner:**

Name: \_\_\_\_\_ Relationship to Decedent \_\_\_\_\_  
 Street Address: \_\_\_\_\_  
 Mailing Address, if different: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_ Home Phone #: \_\_\_\_\_  
 Email Address: \_\_\_\_\_ Work Phone #: \_\_\_\_\_

**2.** The Decedent died on \_\_\_\_\_ (date) at the age of \_\_\_\_ years. The Decedent was domiciled or resided in the City of \_\_\_\_\_ County of \_\_\_\_\_, State of \_\_\_\_\_.

**3.** Venue for this proceeding is proper in this county because the Decedent:  
 had his or her domicile or residence in this county on the date of death.  
 did not have his or her domicile or residence in Colorado, but had property located in this county on the date of death.

**4.** This Petition is filed within the time period permitted by law. Three years or less have passed since the Decedent's death, or circumstances described in §15-12-108, C.R.S. authorize tardy probate or appointment.

**5.** The Petitioner:  
 has not received a Demand for Notice of Filings or Orders and is unaware of any Demand for Notice of Filings or Orders concerning Decedent.  
 has received or is aware of a Demand for Notice of Filings or Orders concerning Decedent. See attached Demand for Notice of Filings or Orders or explanation.

6.  No court has appointed a Personal Representative and no such appointment proceeding is pending in this state or elsewhere.

A court has appointed a Personal Representative or an appointment proceeding is pending in the State of \_\_\_\_\_ (Attach a statement explaining the circumstances and indicating the name and address of the Personal Representative. Attach a certified copy of the appointing document if the appointment has been finalized.)

7. The date of the Decedent's last Will is \_\_\_\_\_.

The dates of all codicils are \_\_\_\_\_.

The Will and any codicils are referred to as the Will. The Petitioner believes that it is the Decedent's last Will and that it was validly executed.

Except as may be disclosed in an attached explanation and after the exercise of reasonable diligence, the Petitioner is unaware of any instrument revoking the Will and is unaware of any prior Wills relating to property in Colorado that have not been expressly revoked by a later instrument.

The original Will

was deposited with this Court before the Decedent's death. (§15-11-515, C.R.S.)

has been delivered to this Court since the Decedent's death. (§15-11-516, C.R.S.)

is filed with this Petition.

Other: \_\_\_\_\_

An e-filed copy of the Will is filed with this Petition. The original document  will be delivered to the Court forthwith or  has been delivered to the Court.

The Will has been probated in the State of \_\_\_\_\_. Authenticated copies of the Will and of the statement probating it are filed with this Petition. (§15-12-402, C.R.S.)

8. Decedent's marital and family status:

a) Did a spouse or partner in a civil union survive the Decedent?

Yes  No

**If the answer to a) is Yes, also answer the following questions:**

b) Did the Decedent have a surviving parent?

Yes  No

c) Did the Decedent have surviving children or other descendants?

Yes  No

**If the answer to c) is Yes, also answer the following questions:**

d) Does the Decedent's surviving spouse or partner in a civil union have surviving descendants who are not descendants of the Decedent?

Yes  No

e) Are all of the Decedent's surviving descendants also descendants of the surviving spouse or partner in a civil union?

Yes  No

**If the answer to e) is No, also answer the following question:**

f) Are any of the Decedent's children minors?

Yes  No

**9. The names and addresses of the Decedent's spouse, partner in a civil union, children, other heirs, and devisees are as follows:**

- ◆ If a guardian or conservator has been appointed for one of the persons listed below, also provide the name and address of the guardian or conservator.
- ◆ If a minor child is listed, list the child's parent(s), guardian, or conservator.
- ◆ If a spouse, partner in a civil union, or child has predeceased the Decedent, include the date of death.
- ◆ A sample of this section is included in the Instructions - JDF 906.

Name	Address (or date of death)	Age, only if Minor	Relationship (e.g. spouse, partner in a civil union, child, brother, guardian for spouse, etc.)

**10.  Petitioner is 21 years of age or older and nominates himself/herself to be appointed as Personal Representative.**

**or**

Petitioner nominates the following person be appointed as Personal Representative.

Name: \_\_\_\_\_ The Nominee is 21 years of age or older.

Street Address: \_\_\_\_\_

Mailing Address, if different: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_ Home Phone #: \_\_\_\_\_

Email Address: \_\_\_\_\_ Work Phone #: \_\_\_\_\_

The Nominee has priority for appointment because of:

statutory priority. (§15-12-203, C.R.S.)

reasons stated in the attached explanation.

Persons with prior or equal rights to appointment are as follows:

\_\_\_\_\_

\_\_\_\_\_

They have each renounced their rights to appointment or have been given notice of these proceedings. **Any required renouncements accompany this Petition.**

11. The Personal Representative may receive compensation.

The hourly rates to be charged, any amounts to be charged pursuant to a published fee schedule, including the rates and basis for charging fees for any extraordinary services, and any other bases upon which a fee charged to the estate will be calculated, are as stated below or in an attachment to this Petition. \*

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The basis of compensation has not yet been determined.

12. The Personal Representative may compensate his, her or its counsel.

The hourly rates to be charged, any amounts to be charged pursuant to a published fee schedule, including the rates and basis for charging fees for any extraordinary services, and any other bases upon which a fee charged to the estate will be calculated, are as stated below or in an attachment to this Petition. \*

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The basis of compensation has not yet been determined.

\* There is a continuing obligation to disclose any material changes to the basis for charging fees. (§ 15-10-602 C.R.S.)

13.  Bond is not required by the Will nor has any interested person demanded that bond be filed.

Bond in the amount of \$ \_\_\_\_\_ has been demanded.

14.  Unsupervised administration is requested.

Supervised administration is requested (additional filing fee required). Terms of the requested supervision are as follows:

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