

**PROBATE COURT OF STARK COUNTY, OHIO
CURT WERREN, JUDGE**

ESTATE OF _____, DECEASED

CASE NO. _____

**SURVIVING SPOUSE, CHILDREN, NEXT OF KIN,
LEGATEES AND DEVISEES**

[R.C. 2105.06, 2106.13 and 2107.19]

[Use with those applications or filings requiring some or all of the
information in this form, for notice or other purposes. Update as required.]

The following are decedent's known surviving spouse, children, and the lineal descendants of deceased children. If none, the following are decedent's next of kin who are or would be entitled to inherit under the statutes of descent and distribution.

Name	Residence Address	Relationship to Decedent Surviving Spouse	Birthdate of Minor

[Check whichever of the following is applicable]

- ☐ The surviving spouse is the natural or adoptive parent of all of the decedent's children.
- ☐ The surviving spouse is the natural or adoptive parent of at least one, but not all, of the decedent's children.
- ☐ The surviving spouse is not the natural or adoptive parent of any of the decedent's children.
- ☐ There are minor children of the decedent who are not the children of the surviving spouse.
- ☐ There are minor children of the decedent and no surviving spouse.

**Birthdate
of minor**

[illegible]

- ☐ The will contains a charitable trust or a bequest or devise to a charitable trust, subject to R.C. 109.23 and to 109.41.
- ☐ The will is not subject to R.C. 109.23 to 109.41 relating to charitable trusts.

Applicant (or give other title)

PROBATE COURT OF STARK COUNTY, OHIO
CURT WERREN, JUDGE

ESTATE OF _____, DECEASED

CASE NO. _____

**PETITION FOR CERTIFICATE OF TRANSFER ONLY
WITHOUT ADMINISTRATION**

[R.C. 2113.61 (D); Loc.R. 75.6]

Petitioner states that the decedent died ☐ testate ☐ intestate on _____

Decedent's domicile was _____

Street Address

City or Village or Township if unincorporated area

County

Post office

State

Zip Code

The following documents are attached for filing:

- 1) Form 1.0 Surviving Spouse, Children, Next of Kin, Legatees and Devisees
- 2) Form 12.0 Application for Certificate of Transfer
- 3) Form 12.1 Certificate of Transfer
- 4) Evidence of the decedent's ownership interest
(deed, attorney opinion of title, or County Auditor's duplicate reflecting ownership and if more than one owner, then also the County Auditor's background page)
- 5) Auditor's Real Property Valuation/Original Real Property Appraisal
(value as of the date of death)
- 6) Paid Funeral Bill
- 7) Death Certificate
- 8) Evidence the decedent was not subject to Medicaid Estate Recovery
- 9) Stark County Probate Court Form 12.0C Certificate of Notice of Petition for Certificate of Transfer
Only Without Administration
- 10) Stark County Probate Court Form 12.0D Waiver of Notice of Petition for Certificate of Transfer
Only Without Administration, if applicable
- 11) If Decedent left a Will, the Will must be probated with all required notice and forms

Petitioner states that decedent was not a Medicaid recipient, the real estate described in the Certificate of Transfer is the only probate asset, and it has been six months since decedent's date of death.

Attorney for Petitioner's Signature

Petitioner's Signature

Typed or Printed Name

Typed or Printed Name

Address

Address

City, State, Zip

City, State, Zip

Telephone Number (include area code)

Telephone Number (include area code)

Attorney Registration No.

Applicant's Email Address (if applicable)

Attorney's Email Address (if applicable)

PROBATE COURT OF STARK COUNTY, OHIO
CURT WERREN, JUDGE

ESTATE OF _____, **DECEASED**

CASE NO. _____

JUDGMENT ENTRY
Certificate of Transfer Only
[R.C. 2113.61 (D)]

Now comes the Court upon the Petition for Certificate of Transfer Only Without Administration pursuant to R. C. 2113.61(D). The Court finds that approval is discretionary with the Court. The Application for Certificate of Transfer may be approved by this Court pursuant to Rev. Code Sec. 2113.61 (D) without a full estate or release from administration six months after the date of death if: 1) the sole probate asset of the decedent is real estate; 2) the decedent was not subject to Medicaid Estate Recovery; and 3) the decedent's funeral bill has been paid in full.

The Court finds that based on the Court's review of the Petition for Certificate of Transfer Only Without Administration, the Petition shall be approved.

Probate Judge

PROBATE COURT OF STARK COUNTY, OHIO
CURT WERREN, JUDGE

ESTATE OF _____, DECEASED

CASE NO. _____

**CERTIFICATE OF SERVICE OF PETITION FOR CERTIFICATE OF
TRANSFER ONLY WITHOUT ADMINISTRATION**

[R.C. 2113.61(D); Loc.R. 75.6]

The undersigned states that all of Decedent's next of kin and all beneficiaries named in Decedent's Will, if any:

[Check all applicable boxes]

- ☐ Have waived notice of the filing of the Petition for Certificate of Transfer Only Without Administration. The waivers are filed herein (Stark County Probate Form 12.0D).
- ☐ Were served a true and accurate copy of the Petition for Certificate of Transfer Only Without Administration on the _____ day of _____, _____

Attorney's Signature

Petitioner's Signature

Attorney's Printed Name

Petitioner's Printed Name

Attorney Registration No. _____

**PROBATE COURT OF STARK COUNTY, OHIO
CURT WERREN, JUDGE**

ESTATE OF _____, DECEASED
CASE NO. _____

**WAIVER OF NOTICE OF AND CONSENT TO PETITION FOR
CERTIFICATE OF TRANSFER ONLY
WITHOUT ADMINISTRATION**
[R.C. 2113.61(D); Loc.R. 75.6]

The undersigned, being persons entitled to notice of the filing of the Petition for Certificate of Transfer Only Without Administration, waive such notice, and consent to the transfer of the real estate as set forth in the Petition.

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

**PROBATE COURT OF STARK COUNTY, OHIO
CURT WERREN, JUDGE**

ESTATE OF _____ DECEASED

CASE NO. _____

**APPLICATION FOR CERTIFICATE OF TRANSFER
[R.C. 2113.61]**

Applicant states that decedent died on _____.

Decedent's domicile at death was _____

Street Address

City or Village, or Township if unincorporated area County

Post Office State Zip Code

Decedent died owning the real property described in the accompanying Certificate of Transfer No. _____, which also lists those persons to whom the real property passed. Applicant asks the Court to issue a Certificate of Transfer so that new ownership interests may be recorded.

[Check the applicable boxes]

- ☐ Decedent died intestate.
- ☐ Decedent died testate on _____; will admitted to probate on _____.
- ☐ Decedent's known debts have been paid or secured to be paid.
- ☐ Sufficient other assets are in hand to pay decedent's known debts.
- ☐ Estate is insolvent and the transfer shall apply toward the allowance for support.
- ☐ Applicant was appointed by this Court on _____ and is the qualified and acting executor or administrator of decedent's estate.
- ☐ Executor or administrator of decedent's estate failed to file this application before being discharged.
- ☐ Applicant is the executor or administrator appointed in another state. There is and has been no ancillary administration in Ohio. The real property to be transferred is located in this county.
- ☐ The transfer is subject to a written contract for the sale and conveyance of the real property, entered into but uncompleted by decedent before death. A copy of the contract is attached.
- ☐ There has been no administration and none is contemplated [R.C. 2113.61(D)].
- ☐ The transfer is pursuant to decedent's Will.
- ☐ The transfer is pursuant to the statutes of descent and distribution.
- ☐ The transfer is pursuant to summary release from administration [R.C. 2113.031(D)(3)].
- ☐ The real property to be transferred is subject to a charge in favor of the surviving spouse in the amount of \$_____ as computed pursuant to R.C. 2106.11 on attached Exhibit A, and as shown on the accompanying Certificate of Transfer, in respect of the unpaid balance of the specific monetary share which is part of the surviving spouse's total intestate share.

FORM 12.0 – APPLICATION FOR CERTIFICATE OF TRANSFER

Amended: March 1, 2014

Discard all previous versions of this form

CASE NO. _____

- ☐ Spousal elections have been exercised.
- ☐ Disclaimers or assignments have been filed.
- ☐ The transfer is of decedent's entire interest in the mansion house to the surviving spouse, who hereby elects to take such interest as part or all of the intestate share and/or allowance for support. **[If this paragraph is checked, the following must be completed, and both the surviving spouse and applicant must sign this form].**

The value of the total intestate share to which decedent's surviving spouse is entitled is \$ _____

The value of the allowance for support to which decedent's surviving spouse is entitled is \$ _____

The value of decedent's entire interest in the mansion house is:

Interest in mansion house\$ _____

Interest in household goods in house\$ _____

Interest in lots or farm land adjacent to house
and used in conjunction with it, which are
described in Certificate of Transfer and which
spouse hereby elects to include.....\$ _____

Less: Decedent's share of liens
on any and all of above\$ _____

Total\$ _____ \$ _____

Surviving Spouse

Applicant

Title or status

ENTRY ISSUING CERTIFICATE OF TRANSFER

The Court finding that the above application contains the information required by statute orders that Certificate of Transfer No. _____ be filed with this Entry and a copy of the Certificate of Transfer be issued for recording.

☐ **[Check if applicable]** The Court further finds that the transfer is subject to a charge pursuant to R. C. 2106.11.

Date

Judge Curt Werren

ESTATE OF _____, DECEASED

CASE NO. _____

NO. _____

☐ Decedent died intestate.

☐ Decedent died testate.

[illegible]

Amended: March 1, 2014
Discard all previous versions of this form

CASE NO. _____

The legal description of decedent's interest in the real property subject to this certificate is: **[use extra sheets, if necessary]**.

Prior Instrument Reference:

Parcel No:

This instrument was prepared by _____

ISSUANCE

This Certificate of Transfer is issued this _____ day of _____, 20_____.

Curt Werren, Probate Judge

AUTHENTICATION

I certify that this document is a true copy of the original Certificate of Transfer No. _____ issued on _____ and kept by me as custodian of the official records of this Court.

Date

Judge Curt Werren

Deputy Clerk