

PROBATE COURT OF SUMMIT COUNTY, OHIO

CASE NO. _____

Name and complete address

of the Estate of:

deceased, **Plaintiff**

V.

**COMPLAINT FOR AUTHORITY TO
SELL REAL ESTATE**

(R.C. 2127.04)

Names and Complete Addresses

Defendant(s)

The plaintiff, the duly appointed and qualified fiduciary of the estate of _____, deceased, brings this action with the consent of, and at the request of, all the persons entitled to share in the estate of said decedent upon distribution, as will appear by their consents and requests filed herewith, and/or endorsed hereon.

Said decedent died seized in fee simple of the following described real estate proposed to be sold, situated in the _____ of _____ County of _____, State of Ohio, to wit:

Said real estate was included in the inventory of said decedent's estate and appraised at \$ _____, which is its value as near as can be ascertained.

The defendant _____ is the surviving spouse of said decedent.

The defendants _____

_____ are all the persons entitled to share in the estate of said decedent upon distribution.

The defendants _____

_____ are all the mortgagees and other lienholders whose claims affect said real estate or a part thereof, and all other persons having adverse interests in said real estate.

The plaintiff therefore prays that the rights, interests and liens of the said defendant(s) may be fully determined, adjusted and protected and that plaintiff may be authorized and ordered to sell real estate according to the statutes in such case made and provided, and for all other proper orders and relief in the premises, and to employ and pay a real estate broker if needed in the sale of the real estate herein described.

Attorney for Plaintiff

WAIVER OF SUMMONS

The undersigned defendants, being persons entitled to share upon distribution in the estate of _____, deceased, acknowledge that this action is being brought with their knowledge and consent, and at their request, and hereby enter their appearance herein and waive service of summons.

Printed Name

Signature

Date

Printed Name

Signature

Date

Printed Name

Signature

Date

Printed Name

Signature

Date

Printed Name

Signature

Date

INSTRUCTIONS FOR PERSONAL OR RESIDENCE SERVICE

To the Judge:

You are instructed to make personal/residence service upon defendant(s):

Name

Complete Address

Name

Complete Address

Name

Complete Address

Name

Complete Address

Special instructions for server: _____

Attorney for Plaintiff