INSTRUCTIONS FOR PROBATE

www.lackawannacounty.org

- 1. A TYPED PETITION IS REQUIRED.
- 2. A TYPED ESTATE INFORMATION SHEET IS REQUIRED.
- 3. THE ORIGINAL WILL MUST BE PRESENTED.
- 4. IF THE WILL IS NOT SELF-PROVING, THE SUBSCRIBING WITNESS MUST APPEAR IN PERSON OR THE SUBSCRIBING WITNESS FORM MUST BE NOTORIZED. IF THE SUBSCRIBING WITNESSES ARE DECEASED OR THEIR RESIDENCE IS OUTSIDE OF THE COMMONWEALTH, A NOTARIZED AFFIDAVIT OR UNAVAILABLE WITNESS AFFIDAVIT MUST BE PROVIDED BY THE PETITIONER.
- 5. AN ORIGINAL DEATH CERTIFICATE IS REQUIRED.
- 6. FEE SCHEDULE IS ATTACHED. ALL FEES MUST BE PAID AT TIME OF FILING.
- 7. SHORT CERTIFICATES ARE ONLY ISSUED TO THE PETITIONER OR THE ATTORNEY REPRESENTING THE ESTATE.
- 8. ALL PROBATES WITH GRANT OF LETTERS MUST BE ADVERTISED (P.E.F. CODE, TITLE 20, SECTION 3162) NEAR THE PLACE WHERE THE DECEDENT RESIDED OR IN THE CASE OF NON-RESIDENT DECEDENT, AT OR NEAR THE PLACE WHERE THE LETTERS WERE GRANTED, AND IN THE LEGAL PERIODICAL, IF ANY, DESIGNATED BY RULE OF COURT FOR THE PUBLICATION OF LEGAL NOTICES, ONCE A WEEK FOR THREE SUCCESSIVE WEEKS, TOGETHER WITH HIS NAME AND ADDRESS.
- 9. INHERTANCE TAX FORMS ARE AVAILABLE ONLINE AT <u>WWW.REVENUE.STATE.PA.US</u>

10.AFTER PROBATE IS INITIATED (WILL FILED), THE FOLLOWING DOCUMENTS MUST BE FILED:

- A. CERTIFICATE OF NOTICE 10.5– no later than THREE MONTHS AFTER PROBATE.
- B. LEGAL ADVERTISING PA PROBATE, ESTATES AND FIDUCIARIES CODE, TITLE 20, SECTION 3162.
- C. INVENTORY NINE (9) MONTHS FROM DATE OF DEATH.
- D. STATUS REPORT 10.6- no later than TWO (2) YEARS FROM PROBATE.
- E. INHERITANCE TAX RETURN-within NINE (9) MONTHS FROM DATE OF DEATH.
- F. INHERITANCE PAYMENT DISCOUNT PERIOD: THREE (3) MONTHS FROM DATE OF DEATH.
- G. INHERITANCE PAYMENT DUE IN FULL NINE (9)
 MONTHS FROM DATE OF DEATH.

ANY LEGAL QUESTIONS MUST BE DIRECTED TO AN ATTORNEY OF YOUR CHOICE. IF YOU NEED TO HIRE AN ATTORNEY YOU CAN CONTACT

Lackawanna Bar Association
Lawyer Referral Service
220 Penn Avenue
Scranton, PA 18503
570-969-9161

THIS OFFICE IS NOT PERMITTED TO GIVE LEGAL ADVICE!

LACKAWANNA COUNTY REGISTER OF WILLS

TIMELINE FOR COMPLETION OF ESTATE ADMINISTRATION

Within Three (3) Months of Date of Death:

• Pre-pay Inheritance Tax to receive 5% discount.

(Go to the Department of Revenue web page for more information)

- Payment should be made by check payable to Register of Wills, Agent
- Check must contain Estate file number and decedent's name
- Hand deliver or mail payment to:

LCGC at The Globe 123 Wyoming Avenue Suite 521 Scranton, PA 18503

Note: Payment must be hand delivered or postmarked within the three-month period to qualify for the discount.

Within Three (3) Months of Date of Grant of Letters:

• File one (1) copy of Certification of Notice under Rule 10.5

Within Nine (9) Months of Date of Death:

- File two (2) copies of Inheritance Tax Return with the Register of Wills office.
- File one (1) copy of Inventory with Register of Wills
- Pay Inheritance Tax due to avoid accruing penalties and interest

Note: Inheritance Tax Return and payment must be hand delivered to the office or postmarked with nine months of the date of death.

Within Two (2) Years of Date of Death:

- File one (1) copy of Status Report under Rule 10.6 with the Register of Wills
- If the Estate has not been completed within two (2) years of the date of death, another Status report must be filed annually until administration is completed.

PENNSYLVANIA PROBATE, ESTATES AND FIDUCIARIES CODE, TITLE 20, SECTION 3162

THE PERSONAL REPRESENTATIVE, IMMEDIATELY AFTER THE GRANT OF LETTERS, SHALL CAUSE NOTICE THEREOF TO BE GIVEN IN ONE NEWSPAPER OF GENERAL CIRCULATION PUBLISHED AT OR NEAR THE PLACE WHERE THE DECEDENT RESIDED OR, IN THE CASE OF A NON-RESIDENT DECEDENT, AT OR NEAR THE PLACE WHERE THE LETTERS WERE GRANTED, AND IN THE LEGAL PERIODICAL, IF ANY, DESIGNATED BY RULE OF COURT FOR THE PUBLICATION OF LEGAL NOTICES, ONCE A WEEK FOR THREE SUCCESSIVE WEEKS, TOGETHER WITH HIS NAME AND ADDRESS; AND IN EVERY SUCH NOTICE, HE SHALL REQUEST ALL PERSONS HAVING CLAIMS AGAINST THE ESTATE OF THE DECEDENT TO MAKE KNOWN THE SAME TO HIM OR HIS ATTORNEY, AND ALL PERSONS INDEBTED TO THE DECEDENT TO MAKE PAYMENT TO HIM WITHOUT DELAY.

PETITION FOR GRANT OF LETTERS

REGISTER OF WILLS OF

Petitioner(s) named below, who is/are 18 years of age or older, apply(ies) for Letters as specified below, and in support thereof aver(s) the following and respectfully request(s) the grant of Letters in the appropriate form:

Decedent's Information Name:		File No:			
Name: a/k/a:		File No:(Assigned by Register)			
a/k/a:		`	, ,		
a/k/a:		Social Security	No:		
Date of Death:		Age at death:			
Decedent was domiciled at death in principal residence at	(County,	(State) wit	h his/her last	
Street address, Post Office	and Zip Code	City, Township or Bo	orough	County	
Decedent died at					
Street address, Post Office and Zi	ip Code Ci	ty, Township or Borough	County	State	
If domiciled in Pennsylvania	Personal p Personal p TOT	roperty in Pennsylvania roperty in County AL ESTIMATED VALUE.	\$		
Real estate in Pennsylvania situated at:	s, Post Office and Zip Code	City, Township	p or Borough	County	
Petitioner(s) aver(s) he/she/they is/are the Executhereto dated State relevance Except as follows: after the execution of the instruction divorce proceeding wherein the grounds for divadopted; and Decedent was neither the victim of the NO EXCEPTIONS EXCEPTIONS	vant circumstances (e.g. renument(s) offered for probate vorce had been established a f a killing nor ever adjudicate	Decedent did not marry, was n is defined in 23 Pa. C.S. § 33 and an incapacitated person.	not divorced, was not a p	party to a pending	
B. Petition for Grant of Letters of Ac If Administration, c.t.a. or d.b.n.c.t.a.	dministration (If applic c.t.a., a	eable) l.b.n., d.b.n.c.t.a., pendente lit	te, durante absentia, du	rante minoritate	
Except as follows: Decedent was not a party to in 23 Pa. C.S. § 3323(g) and was neither the vic	etim of a killing nor ever adj	udicated an incapacitated pers		ished as defined	
NO EXCEPTIONS EXCEPTIONS _ Petitioner(s), after a proper search has/have ascer additional sheets, if necessary):	rtained that Decedent left no	Will and was survived by the fo	ollowing spouse (if any)	and heirs (attach	
Name	Relationship	A	ddress		

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COMMONWEALTH OF PENNSYLVANIA } COUNTY OF } Petitioner(s) Printed Name	SS:
COUNTY OF }	SS:
Petitioner(s) Printed Name	
1 citioner(s) 1 finited (value	Petitioner(s) Printed Address
The Petitioner(s) above-named swear(s) or affirm(s) the state:	ments in the foregoing Petition are true and correct to the best of the knowledge and b
	e Decedent, the Petitioner(s) will well and truly administer the estate according to lav
Sworn to or affirmed and subscribed before	Date
	Date
By:	Date
	Date
BOND Required: YES NO FEES:	To the Register of Wills: Please enter my appearance by my signature below:
Letters	
() Short Certificate(s) () Renunciation(s)	
() Codicil(s)	
() Affidavit(s)	_
Bond	Printed Name:
Commission.	
	ID Number:
	Address:
	-
	-
	Phone:
Automation Fee	Fax:
JCS Fee	Email:
TOTAL\$	=
DECR	EE OF THE REGISTER
Estate of	File No:
a/k/a:	
AND NOW,	ne, IT IS DECREED that Letters
sausiaciory proof having occu presented before m are hereby grant	ted to
	in the above estate and (if applicable) t
the instrument(s) dated	
described in the Petition be admitted to probate ai	nd filed of record as the last Will (and Codicil(s)) of Decedent.

Official Use Only

Page 2 of 2 Form RW-02 rev. 10/11/2011

Register of Wills



EOD	REGISTER'S	OFFICE II	ICE ONI V

REV-346 EX (11-15)			County Code	e Year	File Number
ESTATE INFORMATION SHEET					
1 DECEDENT INFORMATION: Enter data as it will ap	pear on all to the Depart	ment.			
Decedent's Social Security Number Date of Death		Date of Birth			
Last Name	Suffix	First Name			MI
2 TYPE FILING: Fill in oval to indicate the nature of the	e return to be	filed with the	e departmer	nt.	
Probate Return Joint Assets Only Non	n-probate Assets	s Only C	itigation Purp	oses (no ot	ther assets)
3 LETTERS GRANTED: Fill in oval to indicate the nature (Attach additional sheets if exp	e of the proce planation is ne	edings at the ecessary.)	Register of	Wills Off	ice.
Testamentary Administration No	Letters	0	ther (Please	Explain.)	
4 ATTORNEY/CORRESPONDENT INFORMATION:	Enter all infor	rmation for th	e attorney o	or individu	ıal to receive tax
	information a Suffix	First Name	dence.		MI
Edot Nume		This itame			
Supreme Court I.D. # Telephone Number					
Supreme Court I.D. #		Att	corney/ Corresp	oondent's e-	mail address:
First Line of Address					
Second Line of Address					
City or Post Office	State	ZIP Code			\neg
5 PERSONAL REPRESENTATIVE INFORMATION: E	Enter all infor	mation for the	personal re	epresenta	tive(s) of the estate
Executor/Administrator	authorized by	the Register	of Wills.		
•	Suffix	First Name			MI
First Line of Address					
				OFFICI	AL USE ONLY
Second Line of Address			TDAN	SACTION (COUNT
			IKAN	SACTION	
City or Post Office	State	ZIP Code			_
Telephone Number					

Complete general estate information questions and indicate additional personal representatives on reverse side.

PLEASE USE ORIGINAL FORM ONLY

Side 1



3460015205

REV-346 EX (11-15)		Decedent's Social Security Number	
Decedent's Name:			
Co-Executor/Administrator Last Name	Suffix First N	Name	MI
First Line of Address			
Second Line of Address			
City or Post Office	State ZIP Co	ode	
Telephone Number			
Co-Executor/Administrator Last Name	Suffix First N	Name	MI
First Line of Address			
Second Line of Address			
City or Post Office	State ZIP Co	ode	
Telephone Number			

General Instructions:

This form should be filed with the Register of Wills of the county of which the decedent was a resident at death.

Please be aware the correspondent identified will receive all correspondence from the department. It is the responsibility of the personal representative to notify the department if the correspondent contact information changes.

The department is authorized by law, 42 U.S.C. $\S405$ (c)(2)(C)(i), to require disclosure of Social Security numbers in connection with administering state tax laws. The department uses the Social Security number to identify the decedent and personal representatives of the estate. The commonwealth may also use the information in exchange-of-tax-information agreements with federal and local taxing authorities. State law prohibits commonwealth personnel from disclosing confidential tax information except for official purposes.

Side 2



RENUNCIATION

REGISTER OF WILLS

Estate of	, Deceased
The undersigned,	, in the capacity/relationship as above Decedent, hereby renounces the right to administer
	ed by law pursuant to 20 Pa.C.S. § 3155, respectfully
(Date)	
Name of Corporate Fiduciary (if applicable)	
Signature of Officer/Representative	Signature of Person
Title of Officer/Representative	Address
Address	
	Telephone
Telephone	Email
Email	
Executed in Register's Office	Executed out of Register's Office
Sworn to or affirmed and subscribed before me this day of	Before the undersigned personally appeared the party executing this Renunciation and certified that he or she executed the Renunciation for the purposes stated within on this day of,
Deputy for Register of Wills	Notary Public My Commission Expires: (Signature and Seal of Notary or other official qualified to

administer oaths. Show date of expiration of Notary's Commission.)

OATH OF SUBSCRIBING WITNESS(ES)

REGISTER OF WILLS

Estate of	, Deceased
	, (each) a subscribing witness to
(Print Name/s)	
the Will Codicil(s) presented herewith, (each	a) being duly qualified according to law, depose(s) and say(s
that she / he / they was / were present and s	aw the above Testator / Testatrix sign the same and that
•	Č
she / he / they signed the same and that she / h	
Testator / Testatrix in her / his presence and	d in the presence of each other.
(Signature)	(Signature)
(Street Address)	(Street Address)
(City, State, Zip)	(City, State, Zip)
(City, State, Zip)	(Cay, State, 24)
Executed in Register's Office	Executed out of Register's Office
•	v v
Sworn to or affirmed and subscribed	Sworn to or affirmed and subscribed
before me this day	before me this day
of	of,
Deputy for Register of Wills	Notary Public
	My Commission Expires: (Signature and Seal of Notary or other official qualified to administer oaths. Show date of expiration of Notary's Commission.)

NOTE: To be taken by Officer authorized to administer oaths. Please have present the original or copy of instrument(s) at time of notarization.

OATH OF NON-SUBSCRIBING WITNESS(ES)

REGISTER OF WILLS

Estate of	, Deceased
	and,
(each) being duly qualified according to law, depe	ose(s) and say(s) that she / he / they was / were well- and am/are familiar
with the handwriting and signature of the deceder	nt, and that the signature of
to the foregoing instrument purporting to be the L	Last Will and Testament/Codicil of
is in his/ho	er own proper handwriting.
(Signature)	(Signature)
(Street Address)	(Street Address)
(City, State, Zip)	(City, State, Zip)
Executed in Register's Office	
Sworn to or affirmed and subscribed	
before me this day	
of,	
Deputy for Register of Wills	

REGISTER OF WILLS LACKAWANNA COUNTY, PENNSYLVANIA

UNAVAILABLE WITNESS AFFIDAVIT

I,(EXECUTOR) t	being duly sworn according to law,		
depose and say that I,	(EXECUTOR) in the Estate of		
deceased, declare that	appears as a subscribing witness		
to the Last Will and Testament of	deceased, is not		
readily available to prove the signature of the Test	a by reason of (his/her)		
	(reason).		
	(Name)		
	(Address)		
Sworn to or affirmed and subscribed before me thisday of, 201			
(For the Register)			

BEFORE THE REGISTER OF WILLS OF LACKAWANNA COUNTY, PENNSYLVANIA

IN RE:	Estate of	, deceased
	Estate No: 35-20	
	AFFII	DAVIT
	BY Pro S	e Petitioner
I/We		
confirm that take full resp and Pennsyl list and agre	t I/WE intend to administer this be ponsibility for following all Penns lvania Inheritance Tax regulations see that I/We shall perform all requout further notice. I/We acknow	resentative(s) for the above-captioned estate Estate Pro Se (without paid legal counsel) and ylvania Estate laws, Pennsylvania Rules of Court, s. 1/We acknowledge receipt of an estate check uired duties and shall file all required documents redge that we have received the following
Rule 10.5 Certificate o		Rule 10.6 Status Form
Date:		(SEAL)
		(SEAL)
Executed in	Register of Wills Office	
Sworn to or	affirmed and subscribed	
Before me tl	nisday of	, 20
(For the Regis	ster)	

IMPORTANT NOTICE

NOTICE OF ESTATE ADMINISTRATION PURSUANT TO Pa. O.C. Rule 10.5

THIS NOTICE DOES NOT MEAN THAT YOU WILL RECEIVE ANY MONEY OR PROPERTY FROM THIS ESTATE OR OTHERWISE

Whether you will receive any money or property will be determined wholly or partly by the decedent's will. If the decedent died without a will, whether you will receive any money or property will be determined by the intestacy laws of Pennsylvania.

BEFORE THE REGISTER OF WILLS,

IN	RE: ESTATE OF			, Deceased	
	File	Number			
				(Be	(Address)
Please take notice of t below. The Decedent		_		the personal representativ	ve(s) named
The Decedent died:		testate (with a \	Vill) or	intestate (without a V	Vill)
You may have a benefic	cial interest in the esta	te as follows:			
(If additional space is no	-				
The name(s), address(e.	s) and telephone numb	per(s) of all person	al representa	itives appointed are:	
NAME	ADDRESS				TELEPHONE
and telephone number is	S	 '		f Wills and paying the char	
Date			_		Counsel
Corporate Fiduciary (if applicable)		Сараспу.		iai representative	counser
Name of Corporate Fiduciary		N	ame of Person		
Name of Representative and Title		<u>A</u>	ddress		
Address					
		T	elephone		
Telephone		 E	mail		4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 -
Email	2	<u></u>	ignature of Pers	son	
Signature of Officer/Representative					

Form RW-07 eff. 09.01.16

CERTIFICATION OF NOTICE UNDER Pa. O.C. Rule 10.5

REGISTER OF WILLS

Name of Decedent:	
	File Number:
Date Letters Granted:	
To the Register:	
I certify that Notice of Estate	Administration required by Pa. O.C. Rule 10.5 of the Orphans' Court
Rules was served on or mailed	to the following beneficiaries of the above-captioned estate on
	_ , :
Namai	A delivered
<u>Name</u> :	Address:
(If more space is needed, attac	ch separate sheet.)
Notice has now been given to	all persons entitled thereto under Pa. O.C. Rule 10.5 except:
	Capacity: Personal Representative Counsel
e Fiduciary (if applicable)	
Corporate Fiducian:	Name of Person
corporate radiciary	Name of Ferson
Representative and Title	Address
	Telephone
e	
	Email
	Date of Death: Date Letters Granted: To the Register: I certify that Notice of Estate and Rules was served on or mailed Name: (If more space is needed, attack)

Pa. O.C. Rule 10.6 STATUS REPORT

REGISTER OF WILLS OF

Name	ot I	Decedent:
Date o	f D	eath: File Number:
		o Pa. O.C. Rule 10.6, I report the following with respect to completion of the administration of captioned estate:
1.	Sta	ate whether administration of the estate is complete:
2.	If the answer is No, state when the personal representative reasonably believes that the administration will be complete:	
3.	If	the answer to No. 1 is YES, state the following:
	a.	Did the personal representative file a final account with the Court? Yes No
	b.	The separate Orphans' Court No. (if any) for the personal representative's account is:
	c.	Did the personal representative state an account informally to the parties in interest?
	d.	Copies of receipts, releases, joinders and approvals of formal or informal accounts may be filed with the Clerk of the Orphans' Court or may be attached to this report.
Date		Capacity: Personal Representative Counsel
Corporate Fiduciary	(if a	pplicable)
Name of Corporate	Fidu	ciary Name of Person
Name of Representa	ative	and Title Address
Address		
		Telephone
Telephone		Email
Email		
Signature of Office	r/Rep	resentative Signature of Person