

STATE OF MINNESOTA

COUNTY OF NOBLES

FIFTH JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION

Court File No. _____

Estate of

Ronald C. Griffin, aka
Ronald Charles Griffin,
Decedent

PETITION FOR FORMAL PROBATE OF WILL
AND FOR FORMAL APPOINTMENT OF
PERSONAL REPRESENTATIVE

I, Byron Griffin, state:

1. My address is: 5505 Quincy Street, Mounds View, Minnesota, 55112.
2. I am an interested person as defined by Minnesota law because I am: child, devisee, heir, and nominated Personal Representative.
3. Decedent was born on November 10, 1930, at Moulton Township, Murray County, Minnesota.
4. Decedent died on October 24, 2018, at Luverne, Minnesota and no more than 3 years (except as permitted by Minnesota Statutes section 524.3-108) have elapsed since Decedent's death.
5. Decedent's domicile at the time of death was in Rock County, State of Minnesota, at 110 South Walnut Avenue, Luverne, 56156.
6. The names and addresses of Decedent's spouse, children, heirs, devisees and other persons interested in this proceeding so far as known or ascertainable with reasonable diligence by the Petitioner are:

Name and Mailing Address	Familial Relationship AND Legal Interest (List all)	Birth Date of Minors
Charlotte Griffin	Deceased spouse (died Jan. 18, 2018)	
Douglas Griffin 851 1st Avenue West Edgerton, Minnesota 56128	child, devisee and heir	
Byron Griffin 5505 Quincy Street Mounds View, Minnesota 55112	child, devisee, nominated personal representative, and heir	
Gail Bogenrief 808 East Park Avenue Milbank, South Dakota 57252	child, devisee and heir	

(Attach separate schedule, if necessary)

7. Negative Allegation Statement (see MINN. GEN. R. PRAC. 409(a)):

The Decedent left surviving no spouse; no children, (including adopted children), other than herein named; and no descendants of any deceased children.

8. All persons identified as heirs have survived the Decedent by at least 120 hours except for: None.

9. (Check appropriate boxes):

- Decedent left no surviving spouse.
- Decedent left no surviving descendants.
- All descendants of Decedent are descendants of Decedent's surviving spouse.
- There are descendants of the Decedent that are not descendants of the surviving spouse.
- There are descendants of the surviving spouse who are not descendants of the Decedent.

10. Venue for this proceeding is in this County of the State of Minnesota because:

The Decedent was domiciled in Rock County, State of Minnesota, at the time of death and was the owner of property located in Nobles County, State of Minnesota.

or

Though not domiciled in the State of Minnesota, the Decedent was the owner of property located in this county at the time of death.

11. I estimate the Decedent's assets and indebtedness are as follows: (Complete all blanks, even if zero)

Probate Assets

Homestead	\$ 0.00
Other Real Estate	\$ 0.00
Cash	\$ 40,000.00
Securities	\$ 3,500.00
Other	\$ 30,000.00

Non-Probate Assets

Joint Tenancy	\$ 0.00
Insurance	\$ 1,000.00
Other	\$ 1,303,900.00

Approximate Indebtedness \$ 121,000.00

12. There is no Personal Representative of the Decedent appointed in Minnesota or elsewhere whose appointment has not been terminated.

13. I have not received a demand for notice and am not aware of any demand for notice of any probate or appointment proceeding concerning the Decedent that may have been filed in Minnesota or elsewhere.

or

Proper notice has been given to those persons who have filed a demand for notice.

14. Decedent's Will is comprised of the following:

Last will dated February 21, 1990.

Codicil dated _____.

Separate writing under Minnesota Statutes section 524.2-513 dated _____.

The will refers to a separate writing but none has been found.

15. To the best of my knowledge and belief, the Will has been validly executed.

16. Having conducted a reasonably diligent search, I am unaware of any instrument revoking the Will or of any other unrevoked testamentary instrument.

17. The documents comprising the Will:

accompany this Petition.

are in the Court's possession.

have been probated elsewhere and an authenticated copy of the Will and statement or order probating the same accompany this Petition.

are unavailable, but a Statement of Contents of Lost, Destroyed or Otherwise Unavailable Will accompanies this Petition.

18. The Will nominates Byron Griffin as Personal Representative.

The nominated Personal Representative is willing to serve and is not disqualified.

or

The nominated Personal Representative is unable or has declined to serve, and _____ has priority under Minnesota Statutes section 524.3-203 to serve as Personal Representative because _____ and is willing to serve and is not disqualified.

19. The Will specifies: no bond minimum bond \$ _____ bond bond not specified.


20. The Will specifies: formal/unsupervised formal/supervised administration informal/unsupervised administration not specified.

WHEREFORE, I request the Court fix a time and place for a hearing on this Petition and enter an order formally:

1. Finding the Decedent is dead;
2. Finding venue is proper;
3. Finding the proceeding was commenced within the time limitations prescribed by Minnesota law;
4. Determining Decedent's domicile at death;
5. Determining Decedent's heirs;
6. Determining Decedent's testacy status;
7. Determining the Will is valid and unrevoked and should be probated;
8. Determining Byron Griffin is entitled to appointment as Personal Representative and should be appointed;
9. Appointing Byron Griffin as Personal Representative with no bond, in an unsupervised administration;
10. Authorizing issuance of Letters Testamentary upon qualification and acceptance; and
11. Granting such other relief as may be proper.

I declare under penalty of perjury that everything I have stated in this document is true and correct.
MINN. STAT. § 358.116.

Dated: _____



Byron Griffin, Petitioner

Attorney for Petitioner
Todd D. Ahlquist
Ahlquist & Wiltout PC
419 Ninth Street
Worthington, MN, 56187
Attorney License No: 0135896
Telephone: (507) 372-2322
FAX: (507) 372-5649
Email: todd@awlawoffice.com