

FORM 74.17

*Courts of Justice Act*

NOTICE OF AN APPLICATION FOR A  
CERTIFICATE OF APPOINTMENT OF ESTATE TRUSTEE WITHOUT A WILL

ONTARIO

**SUPERIOR COURT OF JUSTICE**

IN THE ESTATE OF *(insert name)* , deceased.

NOTICE OF AN APPLICATION FOR A  
CERTIFICATE OF APPOINTMENT OF ESTATE TRUSTEE WITHOUT A WILL

1. The deceased died on *(insert date)* , without a will.
2. The applicant named in this notice is applying for a certificate of appointment of estate trustee without a will.

**APPLICANT**

**Name** **Address**

3. The following persons who are less than 18 years of age are entitled to share in the distribution of the estate:

<b>Name</b>	<b>Date of Birth</b> <i>(day, month, year)</i>	<b>Name and Address of Parent or Guardian</b>	<b>Estimated Value of Interest in Estate</b>
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\* Note: *The Estimated Value of Interest in Estate may be omitted in the form if it is included in a separate schedule attached to the notice sent to the Children's Lawyer.*

4. The following persons who are mentally incapable within the meaning of section 6 of the *Substitute Decisions Act, 1992* in respect of an issue in the proceeding, and who have guardians or attorneys acting under powers of attorney with authority to act in the proceeding, are entitled to share in the distribution of the estate:

<b>Name and Address of Person</b>	<b>Name and Address of Guardian or Attorney *</b>
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\* *Specify whether guardian or attorney.*

5. The following persons who are mentally incapable within the meaning of section 6 of the *Substitute Decisions Act, 1992* in respect of an issue in the proceeding, and who do not have guardians or attorneys acting under powers of attorney with authority to act in the proceeding, are entitled to share in the distribution of the estate:

<b>Name and Address of Person</b>	<b>Estimated Value of Interest in Estate</b>
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\* Note: *The Estimated Value of Interest in Estate may be omitted in the form if it is included in a separate schedule attached to the notice sent to the Public Guardian and Trustee.*

6. All other persons entitled to share in the distribution of the estate are as follows:

<b>Name</b>	<b>Address</b>
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7. This notice is being sent, by regular lettermail, to all adult persons named above in this notice (except to an applicant who is entitled to share in the distribution of the estate), to a parent or guardian of the minor and to the Children's Lawyer if paragraph 3 applies, to the guardian or attorney if paragraph 4 applies, and to the Public Guardian and Trustee if paragraph 5 applies.

8. The following persons may be entitled to be served but have not been served for the reasons shown below:

**Name of person**

**Reason not served**

*If paragraph 8 does not apply insert "Not Applicable."*

DATE

RCP-E 74.17 (November 1, 2005)