

PETITION FOR PROBATE OF WRITTEN WILL OR FOR PROOF OF ORAL WILL ()

(Heading as in Form 1)

I, CD, of *(address and description)*, HEREBY PETITION this Honourable Court for a grant of probate of the last will (and codicil(s)) of the above-named AB:

AND SAY as follows *(b)*: -

1. The said AB died on the, 20..... at *(state where)* and was domiciled in *(state where)*.
2. The document hereto annexed contains the true and original last written will (and codicil(s)) *(or a true and complete record of the last oral will)* of the deceased.
3. I am the executor *(or one of the executors)* named in the said will (and codicil(s)) (and power should be reserved for the other executor(s) named therein to prove) *(c)*.
4. I will faithfully administer according to law all the estate which by law devolves upon and vests in the personal representative of the deceased and I will render a just and true account of such estate whenever required by law so to do and I will when required by this Court deliver up thereto the said grant.

Signed by the above-named CD.....

(Signature)

In the presence of *(d)* EF,

.....

(Signature)

advocate, of *(address)*

.....

or In the presence of GH

.....

(Signature)

of (*address and description*)

.....

and IJ

.....

(*Signature*)

of (*address and description*)

.....

Address for service (*as in Form 2*)

Notes:

- (a) This form, appropriately adapted, may be used in the case either of a written or an oral will.
- (b) The supporting affidavit (Form 3 or 4) must verify in sufficient detail the contents of paragraphs 1 to 3 of this petition: rule 7 (1).
- (c) Delete if not required.
- (d) The petition must be signed by the petitioner in the presence of his advocate or of not less than two other adult witnesses who must also sign and append their full names, addresses and descriptions.