

In Re: §

THE ESTATE OF §

_____ §

Deceased. § Case No. _____

Comes now, _____, hereinafter referred to as Petitioner, and shows unto the Court as follows:

1. _____ is the duly appointed and acting Personal Representative of the Estate of _____, Deceased, having received Letters Testamentary from this Court in said Estate on the ____ day of _____. ____.

3. The following named persons are the parties entitled to notice of this proceeding and are the heirs-at-law and next-of-kin of the Decedent.

4. In accordance with §43-2-60, et seq. *Code of Alabama*, the Administratrix gave notice of his/her appointment, the name of the Decedent, the date on which his/her letters were issued, by what court in what county, and that all persons having claims against the Estate must present their claims within the time allowed by law, else the same would be barred. Said notice was given by publication once a week in a newspaper of general circulation in Mobile County, Alabama, more than six months prior hereto, and by first class mail more than thirty (30) days prior hereto. Petitioner further states that all outstanding bills and creditors of the above decedent have been paid; and that, after the exercise of due diligence and upon diligent inquiry, he is unable to determine any other creditors of the said decedent, other than those who were paid and discharged

after the filing of the Petition for Letters of Administration, and respectfully shows unto Your Honor as follows:

5. That no claims have been filed against the decedent or his/her estate and there are no unpaid legal debts or charges against the estate of decedent, except court costs, if any, incurred in this final consent settlement. Petitioner further shows that he/she has not used any of the estate funds for his/her own personal use.

6. The Administrator was serving under bond. _____ was the surety. All bond premiums have been paid, and a waiver by the surety is attached hereto.

10. The Administrator did not use any of the assets of the Estate for his/her own benefit and all disbursements made by him/her were in the lawful discharge of his/her duties as Administrator.

11. Petitioner requests that all pending and future monies from the asbestos related lawsuits, including, but not limited to any settlements, judgments on appeal or settlements received from defendants in Bankruptcy, should be disbursed and paid directly to the heirs at law of the Estate of _____, Deceased as follows:

_____ %

_____ %

12. Attached hereto and made a part hereto are Waivers of Notice and Consents executed by the hereinabove named heirs at law, accepting service of notice of the petition for final consent settlement, waiving all further notice thereof by publication or otherwise, and acknowledging receipt in full of all property that they as such heirs at law are entitled to receive under said estate.

WHEREFORE, Petitioner prays that this Court will (1) issue an order establishing the heirs at law and next of kin of the decedent and the percentages each are entitled to receive from all pending and future monies from asbestos related lawsuits; (2) fix and allow commissions and fees to the Administrator and to the attorney for the Administrator and (3) discharge the Administrator and the surety on his/her bond; and, your Petitioner prays for such other, further and different relief to which he/she may be entitled to receive, the premises considered.

Petitioner

STATE OF ALABAMA)

COUNTY OF MOBILE)

Personally appeared before me, the undersigned, a Notary Public in and for said State and County, _____, who is known to me, and who being by me first duly sworn, on oath, deposes and says that he/she has read the foregoing Final Accounting, is informed and believes and upon such information and belief avers that the allegations of fact therein are true and correct to the best of his/her knowledge, information and belief.

SWORN TO AND SUBSCRIBED

before me this ____
day of _____, ____.

NOTARY PUBLIC, STATE OF ALABAMA AT LARGE

My Commission Expires: _____

Attorney for Personal Representative