

**PROBATE COURT OF LUCAS COUNTY, OHIO
JACK R. PUFFENBERGER, JUDGE**

IN THE MATTER OF: _____

CASE NO. _____

NEW CASE INFORMATION STATEMENT

ATTORNEY OF RECORD TO COMPLETE THE FOLLOWING SECTION

THE UNDERSIGNED CERTIFIES THAT THIS CASE IS, IS NOT RELATED TO ANY CASE NOW PENDING IN ANY JUDICIAL SYSTEM.

CASE NUMBER OF RELATED CASE _____

DESCRIPTION AND JURISDICTION OF RELATED CASE _____

PLEASE CHECK ONE OF THE FOLLOWING:

- CORRECTION/REGISTRATION OF BIRTH DISINTERMENT TRUSTS MINOR SETTLEMENT
 NAME CHANGE
 OTHER _____

STATEMENT OF PERMANENT ADDRESS

The following address is my permanent address. I understand that I am required to notify the Court of any change in my address and that the Court is authorized to remove me if I fail to comply with this requirement.

Signature, Attorney of Record

Signature, Applicant

Print Attorney Name

Print Applicant Name

Address

Address

()
Phone Number

()
Phone Number

Ohio Supreme Court ID Number

Ohio Supreme Court ID Number

E-Mail Address

E-Mail Address

**PROBATE COURT OF LUCAS COUNTY, OHIO
JACK R. PUFFENBERGER, JUDGE**

DISINTERMENT OF: _____, DECEASED

CASE NO. _____

APPLICATION FOR ORDER TO DISINTER REMAINS

[R.C. 517.24 and 517.25]

The Applicant states that this Application is made to disinter the remains of the above-named Decedent by Court Order. The Decedent's remains are currently located in _____ cemetery, _____ County.

Applicant further states that the following information is true:

1. Applicant is an interested person of sound mind who is at least eighteen years old.
2. Applicant did or did not assume/have financial responsibility for the funeral and burial expenses of the decedent.
3. Applicant's relationship to Decedent is _____.
4. The remains will be re-interred at _____.

(Name and Address)

5. Attached is Form 1.0 listing all persons who would have been entitled to inherit from the Decedent under R.C. Chapter 2105, if the Decedent had a Will, all legatees and devisees named in that Will, and if applicable, the person who has been assigned the rights of disposition for the deceased person under R.C. 2108.70 to 2108.90.

6. Notice of this Application and Hearing on the Application shall be given by certified mail return receipt requested to Decedent's surviving spouse, to all persons entitled to inherit if Decedent died without a Will, to all legatees and devisees named in Decedent's Will, and to the cemetery in which the Decedent's remains are interred in accordance with R.C. Section 517.24 unless waived. If notice is not given to any person specified above, Applicant shall file an affidavit specifying which persons were not given notice and the reason for not giving notice to those persons (See R.C. 517.24(2)(d)).

CASE NO. _____

7. Attached to this application are any written waivers waiving the right to receive the notice stated above.

8. Applicant states that the disinterment is not against Decedent's religious beliefs.

9. Decedent's cause of death was _____.

10. The Decedent did not die of a contagious or infectious disease, or if so, a permit has been issued by the appropriate Board of Health, attached.

11. To the best of Applicant's knowledge, the Decedent Had not executed a written Declaration of Assignment of Right of Disposition pursuant to R.C.2108.70 et seq. Had executed a written Declaration of Assignment of Right of Disposition pursuant to R.C. 2108.70 et seq. and a true and correct copy is attached.

_____ Attorney for Applicant	_____ Applicant
_____ Typed or Printed Name	_____ Typed or Printed Name
_____ Address	_____ Address
_____ Phone Number (include area code)	_____ Phone Number (include area code)
_____ Attorney Registration No.	_____
_____ Email address	_____ Email address

Sworn to and subscribed in my presence this _____ day of 20____.

Notary Public

**PROBATE COURT OF LUCAS COUNTY, OHIO
JACK R. PUFFENBERGER, JUDGE**

**DISINTERMENT OF _____, DECEASED
CASE NO. _____**

**JUDGMENT ENTRY SETTING HEARING
ON APPLICATION FOR DISINTERMENT**

The Application for Disinterment filed by _____ is hereby set for hearing on the ____ day of _____, 20 ____, at _____ o'clock ____m., in this Court. The Court is located in the Lucas County Court House, 700 Adams Street, Suite 200, Toledo, Ohio 43604.

The Court Orders that notice of hearing be given to the surviving spouse and next of kin and, if applicable, all legatees and devisees named in the decedent's Will, by the person requesting the hearing, and that proof of services be filed.

Judge Jack R. Puffenberger

**PROBATE COURT OF LUCAS COUNTY, OHIO
JACK R. PUFFENBERGER, JUDGE**

DISINTERMENT OF _____, DECEASED

CASE NO. _____

NOTICE OF HEARING ON APPLICATION FOR DISINTERMENT

To: _____

An Application has been filed in this Court to disinter the remains of the Decedent. The Application is attached to this Notice. The hearing on the Application will be heard on the ____ day of _____, 20____, at _____ o'clock ____m. in this Court.

The Lucas County Probate Court is located in the Lucas County Court House, 700 Adams Street, Suite 200, Toledo, Ohio 43604.

Applicant

**PROBATE COURT OF LUCAS COUNTY, OHIO
JACK R. PUFFENBERGER, JUDGE**

DISINTERMENT OF _____, DECEASED

CASE NO. _____

**AFFIDAVIT OF SERVICE OF NOTICE ON HEARING ON
APPLICATION FOR DISINTERMENT**

The undersigned Applicant states that all persons interested in the Application, as described by R.C. Section 517.24(B)(2)(a), have been notified according by law; or have waived notice of the hearing on the Application; or their names and addresses are unknown to Applicant and cannot with reasonable diligence be ascertained.

The following persons for the following reasons were not notified:

<u>Name</u>	<u>Reason</u>
_____	_____
_____	_____
_____	_____

Applicant

Sworn to and subscribed in my presence this day of _____, 20____.

Notary Public/Deputy Clerk

**PROBATE COURT OF LUCAS COUNTY, OHIO
JACK R. PUFFENBERGER, JUDGE**

DISINTERMENT OF _____, DECEASED

CASE NO. _____

VERIFICATION OF REINTERMENT

The undersigned _____
(Name and Title)
of the _____ Cemetery, states that the remains of the
above-named Decedent were reinterred on the ____ day of _____, 20 ____,
pursuant to the Order of this Court.

Signature

Typed or Printed Name

Cemetery

Address

Phone Number (include area code)

**PROBATE COURT OF LUCAS COUNTY, OHIO
JACK R. PUFFENBERGER, JUDGE**

DISINTERMENT OF _____, DECEASED

CASE NO. _____

ORDER TO DISINTER REMAINS

An application for Order to Disinter Remains came on for hearing on the _____ day of _____, _____.

The Court finds that all interested parties, whose names and addresses are known, have been notified according to law or have waived notice of hearing on the application.

The Court further finds that the statements contained in the application are true and that no testimony was adduced to establish that disinterment would be against the decedent's religious beliefs.

The Court further finds that a permit has has not been issued pursuant to R.C. 517.23(B) by the Board of Health (or other authorized agency) and that if issued, has been filed herein.

It is the Order of this Court that:

- (1) Applicant is hereby authorized to disinter the remains of the decedent from _____ Cemetery;
- (2) Applicant is hereby authorized to reinter the remains of the decedent at _____ Cemetery;
- (3) Unless the gravestone or marker is relocated to the site of reinterment, Applicant shall cause said gravestone or marker to remain at the site of original interment; and
- (4) Applicant shall file a Verification of Reinterment within thirty (30) days that the remains of the decedent have been reinterred.
- (5) The board of township trustees, the trustees or board of the cemetery association, or other officers having control and management of the municipal cemetery shall have a period of at least thirty days from the receipt of the order to perform the ordered disinterment.

Judge Jack R. Puffenberger