

## BUTLER COUNTY PROBATE COURT

**Procedure For: APPLICATION TO DISTRIBUTE IN KIND**

**Standard Probate Form Number: 10.0**

**Date Last Reviewed: 05/20/2016**

An Application to Distribute in Kind can only be used for personal property in the estate which is not specifically bequeathed and is available for distribution.

- Does the property stated on the Schedule of Property to be Distributed in Kind (Page two of Form 10.0) have an adequate description?
- Is the property being distributed shown on the Schedule of Assets (Form 6.1)
- Is the document typewritten with no white-out?
- Did the fiduciary sign the application?
- Are there consents from the surviving spouse and/or other interested parties?
- Is the item to be distributed part of the residuary, if there is a will?
- Look at the schedule of assets; is there sufficient cash to balance out the other heirs under the will or under the statute of descent and distribution?
- If claims have been filed, have they been satisfied or is there sufficient cash on hand to satisfy the claims?