# PROBATE COURT OF BUTLER COUNTY, OHIO
## JOHN M. HOLCOMB, JUDGE

**ESTATE OF** _____ **, DECEASED**

**CASE NO.** _____

## RELEASE OF ESTATE BY MORTGAGEE

Whereas on the _____ day of _____ _____, the above named decedent _____

_____ and _____

gave to the undersigned a certain promissory note for $ _____ secured by a mortgage of

even date also executed and delivered by said parties and recorded in Volume _____ Page _____ of the

records of said County, on the following described real estate in the County of _____,

and State of _____ :

CASE NO. _____

And whereas the unpaid balance of said note is a subsisting debt against the estate of said decedent and

_____,

the _____ of said estate desires to file a final account, now therefore:

For the purpose of enabling said _____ to file _____

_____ final account and to obtain _____ discharge herein, the

undersigned does hereby, for valuable consideration, receipt of which is acknowledged, release and acquit

said estate from the payment of said note, and consent to the _____

taking said real estate subject to said mortgage.

Provided, however, that this release is made and given without, in any manner, discharging, invalidating, or impairing said mortgage lien on said land, or waiving any rights against said obligators of said note or mortgage, or against the heirs at law of said decedent, which mortgage lien and all rights in the premises, except as aforesaid, the undersigned hereby expressly reserves.

_____, Ohio, this _____ day of _____, _____

Witnesses:

_____ _____

_____ _____

Sworn to before me and signed in my presence, this

_____ day of _____, _____

_____

_____

(Title of Officer)

## JUDGMENT ENTRY

Ordered approved as prayed for above.

_____

_____

Judge