

FORM 74.7

*Courts of Justice Act*

NOTICE OF AN APPLICATION FOR A CERTIFICATE OF APPOINTMENT OF ESTATE TRUSTEE WITH A WILL

ONTARIO

**SUPERIOR COURT OF JUSTICE**

IN THE ESTATE OF

(insert name)

, deceased.

**NOTICE OF AN APPLICATION FOR A  
CERTIFICATE OF APPOINTMENT OF ESTATE  
TRUSTEE WITH A WILL**

1. The deceased died on (insert date) .
2. Attached to this notice are:
  - (A) If the notice is sent to or in respect of a person entitled only to a specified item of property or stated amount of money, an extract of the part or parts of the will or codicil relating to the gift, or a copy of the will (and codicil(s), if any).
  - (B) If the notice is sent to or in respect of any other beneficiary, a copy of the will (and codicil(s), if any).
  - (C) If the notice is sent to the Children's Lawyer or the Public Guardian and Trustee, a copy of the will (and codicil(s), if any), and if it is not included in the notice, a statement of the estimated value of the interest of the person represented.
3. The applicant named in this notice is applying for a certificate of appointment of estate trustee with a will.

**APPLICANT**

**Name**

**Address**

4. The following persons who are less than 18 years of age are entitled, whether their interest is contingent or vested, to share in the distribution of the estate:

**Name**

**Date of Birth**  
(day, month, year)

**Name and Address of Parent or Guardian**

**Estimated Value of  
Interest in Estate \***

\* Note: *The Estimated Value of Interest in Estate may be omitted in the form if it is included in a separate schedule attached to the notice sent to the Children's Lawyer.*

5. The following persons who are mentally incapable within the meaning of section 6 of the *Substitute Decisions Act, 1992* in respect of an issue in the proceeding, and who have guardians or attorneys acting under powers of attorney with authority to act in the proceeding, are entitled, whether their interest is contingent or vested, to share in the distribution of the estate:

**Name and Address of Person**

**Name and Address of Guardian or Attorney \***

\* *Specify whether guardian or attorney*

6. The following persons who are mentally incapable within the meaning of section 6 of the *Substitute Decisions Act, 1992* in respect of an issue in the proceeding, and who do not have guardians or attorneys acting under powers of attorney with authority to act in the proceeding, are entitled, whether their interest is contingent or vested, to share in the distribution of the estate:

**Name and Address of Person**

**Estimated Value of  
Interest in Estate \***

\* Note: *The Estimated Value of Interest in Estate may be omitted in the form if it is included in a separate schedule attached to the notice sent to the Public Guardian and Trustee.*

7. Unborn or unascertained persons may be entitled to share in the distribution of the estate. *(Delete if not applicable)*

8. All other persons and charities entitled, whether their interest is contingent or vested, to share in the distribution of the estate are as follows:

**Name**

**Address**

9. This notice is being sent, by regular lettermail, to all adult persons and charities named above in this notice (except to an applicant who is entitled to share in the distribution of the estate), to the Public Guardian and Trustee if paragraph 6 applies, to a parent or guardian of the minor and to the Children's Lawyer if paragraph 4 applies, to the guardian or attorney if paragraph 5 applies, and to the Children's Lawyer if paragraph 7 applies.

10. The following persons named in the Will or being a member of a class of beneficiaries under the Will may be entitled to be served but have not been served for the reasons shown below:

**Name of person (as it appears in will, if applicable)**

**Reason not served**

*If paragraph 10 does not apply insert "Not Applicable."*

DATE:

RCP-E 74.7 (November 1, 2005)