

BLOUNT COUNTY PROBATE INFORMATION

The Clerks in the Clerk and Master's Office cannot tell you if you should or should not probate an estate. This is a legal question and if you have any legal questions, please consult with an attorney. If you have decided to probate an estate without the help of an attorney, you will need to comply with the following.

1. If the Decedent died without a Last Will and Testament, contact Stephen Ogle, Clerk & Master, at 865-273-5500 who will determine if you need to see an attorney. If the Deceased owned real estate, title vests immediately in the heirs as set forth in section 31-2-103 of the Tennessee Code Annotated. No deed is required. If you have questions, ask an attorney.
2. Contact Audra Walker at 865-273-5503 to schedule an appointment and takes about an hour. An attorney office does not need an appointment to file the appropriate paperwork and filing fee.
3. Must have the original Last Will and Testament to present to the Clerk. In most cases, if the Deceased owned real property, the Will transfers title. No deed is required. If you have questions, ask an attorney.
4. Must have an original death certificate and the decedent must have been a resident of Blount County at the time of death.
5. All Personal Representatives (administrators or executors) named in the Last Will and Testament must be present and show picture identification and have the name and full mailing address of any named beneficiaries.

Please choose one of the following options below before scheduling an appointment. The Clerks cannot choose for you. This is a legal question. Please consult a probate attorney if you have questions.

Standard Probate:

- The filing fee Estate is \$368.00 (Cash, Cashier's Check or Money Order) made payable to the Blount County Clerk and Master.
- Bring the original Will, original death certificate, photo ID, names/addresses of all beneficiaries and fill out the attached information sheet.

Small Estate Affidavit:

- The filing fee is \$109.00 (Cash, Cashier's Check or Money Order) made payable to the Blount County Clerk and Master.
- A small estate is personal property (no real estate) with a value of \$50,000.00 or less and cannot be initiated until after 45 days from the date of death.
- Bring a list of all decedent's debts (name of creditor, address, amount owed), a list of all assets in the decedent's name only (automobiles, bank accounts, etc), and the name/address of all beneficiaries/heirs.

PROBATE INFORMATION SHEET

DECEDENT'S INFORMATION:

Decedent's Name: _____

And Address: _____

County of Residence: _____ County of Death: _____

Date of Death: _____ Age at Death: _____

Was Decedent enrolled in TENNCARE? Yes or No or Don't know (Circle One)

WILL Information: If No Will then fill out the Personal Representative and Beneficiary information.

Did Decedent leave a Last Will and Testament? Yes or No (Circle One)

Date Will was Signed: _____

Name of Witnesses to Will: 1. _____

2. _____

Does the Will state that Bond is waived? Yes or No (Circle One)

Does the Will state that Inventory is waived? Yes or No (Circle One)

Does the Will state that Accounting is waived? Yes or No (Circle One)

Personal Representative(s) information below:

1. Name: _____ Phone No.: _____

Address: _____

Relationship to Decedent: _____

2. Name: _____ Phone No.: _____

Address: _____

Relationship to Decedent: _____

3. Name: _____ Phone No.: _____

Address: _____

Relationship to Decedent: _____

Beneficiaries and/or heirs-at-law:

1. Name: _____ Date of Birth _____
Address: _____
Relationship to Decedent: _____

2. Name: _____ Date of Birth _____
Address: _____
Relationship to Decedent: _____

3. Name: _____ Date of Birth _____
Address: _____
Relationship to Decedent: _____

4. Name: _____ Date of Birth _____
Address: _____
Relationship to Decedent: _____

5. Name: _____ Date of Birth _____
Address: _____
Relationship to Decedent: _____

6. Name: _____ Date of Birth _____
Address: _____
Relationship to Decedent: _____

7. Name: _____ Date of Birth _____
Address: _____
Relationship to Decedent: _____

Please note that the Clerks in the Clerk and Master's office are not attorneys and cannot provide legal advice.

This information sheet was filled out by:

Signature: _____ Date: _____

Print Name: _____