

**IN THE PROBATE COURT OF
MONTGOMERY COUNTY, ALABAMA**

IN THE MATTER OF THE ESTATE OF _____ }
_____, **DECEASED** } **CASE NO.:** _____ - _____

PETITION TO COMPEL PRODUCTION OF WILL

COMES NOW, _____, (hereinafter referred to as "petitioner") the _____ of _____, deceased, who departed this life on or about the _____ day of _____, _____, being a resident of Montgomery County, Alabama and states as follows:

1. That the Last Will and Testament of the deceased is in the possession of _____, the _____, of the deceased whose address is _____;
2. That _____ has failed and refused to produce the original Will of the deceased;
3. That the Petitioner wishes to probate the estate of the deceased, and therefore the original Will should be produced;
4. That Section 43-8-270 of the Code of Alabama (1975, as amended) requires that any person having custody of a will of the testator shall deliver it with reasonable promptness to a person able to secure its probate and if none is known, to an appropriate Court.

WHEREFORE, Petitioner prays that this Court will issue an Order compelling _____ to produce the decedent's Last Will and Testament.

STATE OF _____

COUNTY OF _____

I, _____, the **Petitioner**, being duly sworn deposes and says that the facts averred in the above motion are true, according to the best of their knowledge, information and belief.

PETITIONER

Subscribed and sworn before me, this _____ day of _____, _____.

{SEAL}

Notary Public

Attorney for Petitioner: _____, Phone: _____

Address: _____