

CHAPTER 227
REPORT OF REFEREE - AFFIDAVIT OF MAILING
REQUIRED NOTICE

IN THE SUPREME COURT OF IOWA

IN THE MATTER OF A CHANGE)
IN THE IOWA RULES OF) REPORT OF THE
PROBATE PROCEDURE) SUPREME COURT

TO: THE HONORABLE AL STURGEON, CHAIR OF THE SENATE JUDICIARY COMMITTEE OF THE 1994 REGULAR SESSION OF THE SEVENTY-FIFTH GENERAL ASSEMBLY OF THE STATE OF IOWA.

Pursuant to Iowa Code sections 602.4201 and 602.4202, the Supreme Court of Iowa hereby reports on this date to the Chair of the Senate Judiciary Committee an amendment has been prescribed to Iowa Rule of Probate Procedure 4, report of referee, as shown in the attached Exhibit "A."

Pursuant to Iowa Code section 602.4202(2), this amendment is to take effect January 3, 1995.

Respectfully submitted,
THE SUPREME COURT OF IOWA
/s/ Arthur A. McGiverin
ARTHUR A. MCGIVERIN, Chief Justice

Des Moines, Iowa
September 23, 1994

ACKNOWLEDGMENT

I, the undersigned, Chair of the Senate Judiciary Committee, hereby acknowledge delivery to me on the twenty-eighth day of September, 1994, the Report of the Supreme Court pertaining to the Iowa Rules of Probate Procedure.

/s/ Al Sturgeon
Chair of the Senate Judiciary Committee

EXHIBIT "A"

Rule 4. Report of referee. A report of a referee in probate shall be in substantially the following form:

IN THE IOWA DISTRICT COURT FOR _____ COUNTY

IN THE MATTER OF THE)	
)	REPORT OF REFEREE
ESTATE OF)	
_____)	Probate No. _____
Deceased.)	

* * * * *

COMES NOW the duly appointed Referee and reports to the Court as follows:

The _____ Report has been filed in this Estate. The Referee has examined said Report and reports to the Court as follows: (All questions must be answered. If "yes" or "no" is not appropriate, check "N/A".)

- 1. Notice of Appointment published: YES ___ NO ___ N/A ___
- 2. Affidavit of mailing notice required by Iowa Code sections 633.230 and 633.304: YES ___ NO ___ N/A ___
- 23. Fiduciaries fees ordered or waived and affidavit of compensation filed: YES ___ NO ___ N/A ___
- 34. Attorney fees ordered and affidavit of compensation filed: YES ___ NO ___ N/A ___
 - (A) Itemization was requested and provided: YES ___ NO ___ N/A ___
 - (B) If not, statement required by Iowa Code section 633.477(11) was made: YES ___ NO ___ N/A ___
- 45. Income tax acquittance filed: YES ___ NO ___ N/A ___
- 56. Inheritance tax clearance filed: YES ___ NO ___ N/A ___
- 67. A list of distributees is shown: YES ___ NO ___ N/A ___
- 78. A description of real estate is shown: YES ___ NO ___ N/A ___

89. Certificates of change of title to real estate, as required, to be issued by the Clerk of Court: YES ___ NO ___ N/A ___

910. All claims filed have been paid or released: YES ___ NO ___ N/A ___

1011. Notice of hearing on this Report waived: YES ___ NO ___ N/A ___

(A) If not waived, proper proof of service of notice is on file: YES ___ NO ___ N/A ___

1112. Accounting is waived: YES ___ NO ___ N/A ___

1213. Court costs have been paid: YES ___ NO ___ N/A ___

1314. If estate is testate and spouse is not personal representative, spouse has filed an election to take under or against the Will: YES ___ NO ___ N/A ___
WHICH _____

1415. Receipts for all specific bequests: YES ___ NO ___ N/A ___

1516. Federal estate tax closing letter and proof of payment is on file (not required for closing): YES ___ NO ___ N/A ___

1617. Remarks: _____

Dated this _____ day of _____, 19__.

Referee in Probate