

ATTORNEY OR PARTY WITHOUT ATTORNEY: NAME: Samuel G. Lockhart FIRM NAME: Lockhart Law Firm STREET ADDRESS: 41856 Ivy Street, Suite 201 CITY: Murrieta TELEPHONE NO.: 951-461-8878 E-MAIL ADDRESS: amanda@lock-law.com ATTORNEY FOR (name): Lila H. Fitzgerald		STATE BAR NO.: 256152 STATE: CA ZIP CODE: 92562 FAX NO.: 951-823-5715		FOR COURT USE ONLY FILED Superior Court of California County of Riverside 4/10/2023 K. Allen Electronically Filed	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE STREET ADDRESS: 4050 Main Street MAILING ADDRESS: 4050 Main Street CITY AND ZIP CODE: Riverside, CA 92501 BRANCH NAME: Riverside Historic Courthouse - Probate Division					
ESTATE OF (name): Earl M. Fitzgerald, Jr.				DECEDENT	
PETITION FOR <input type="checkbox"/> Probate of <input type="checkbox"/> Lost Will and for Letters Testamentary <input type="checkbox"/> Probate of <input type="checkbox"/> Lost Will and for Letters of Administration with Will Annexed <input checked="" type="checkbox"/> Letters of Administration <input type="checkbox"/> Letters of Special Administration <input type="checkbox"/> with general powers <input checked="" type="checkbox"/> Authorization to Administer Under the Independent Administration of Estates Act <input type="checkbox"/> with limited authority					
CASE NUMBER:				PRRI2300779	
HEARING DATE AND TIME:				DEPT.:	
05/26/2023 08:30 AM				8	

1. Publication will be in (specify name of newspaper): Moreno Valley City News

- a. ☐ Publication requested.
- b. ☒ Publication to be arranged.

2. **Petitioner (name each):**
Lila H. Fitzgerald

requests that

- a. ☐ decedent's will and codicils, if any, be admitted to probate.

- b. *(name)*: Lila H. Fitzgerald

be appointed

- (1) ☐ executor
(2) ☐ administrator with will annexed
(3) ☒ administrator
(4) ☐ special administrator ☐ with general powers

and Letters issue upon qualification.

- c. ☒ full ☐ limited authority be granted to administer under the Independent Administration of Estates Act.

- d. (1) ☒ bond not be required for the reasons stated in item 3e.

- (2) ☐ \$ _____ bond be fixed. The bond will be furnished by an admitted surety insurer or as otherwise provided by law. (Specify reasons in Attachment 2 if the amount is different from the maximum required by Prob. Code, § 8482.)

- (3) ☐ \$ _____ in deposits in a blocked account be allowed. Receipts will be filed.
(Specify institution and location):

3. a. Decedent died on *(date)*: January 21, 2022 at *(place)*: 11060 Rocky Ridge, Moreno Valley, CA 92557

- (1) ☒ a resident of the county named above.

- (2) ☐ a nonresident of California and left an estate in the county named above located at (specify location permitting publication in the newspaper named in item 1):

- b. ☐ Decedent was a citizen of a country other than the United States (specify country):

- c. Street address, city, and county of decedent's residence at time of death (*specify*):
11060 Rocky Ridge, Moreno Valley, CA 92557 - Riverside County

ESTATE OF (name):

Earl M. Fitzgerald, Jr.
DECEDENT

CASE NUMBER:

3. d. Character and estimated value of the property of the estate (complete in all cases):

- (1) Personal property: \$10034.73
- (2) Annual gross income from
- (a) real property: \$ 0
- (b) personal property: \$ 0
- (3) Subtotal (add (1) and (2)): \$ 10034.73
- (4) Gross fair market value of real property: \$ 450,000.00
- (5) (Less) Encumbrances: (\$ 197,812.00)
- (6) Net value of real property: \$ 252,188.00
- (7) Total (add (3) and (6)): \$ 259,741.73

- e. (1) ☐ Will waives bond. ☐ Special administrator is the named executor, and the will waives bond.
- (2) ☐ All beneficiaries are adults and have waived bond, and the will does not require a bond. (Affix waiver as Attachment 3e(2).)
- (3) ☒ All heirs at law are adults and have waived bond. (Affix waiver as Attachment 3e(3).)
- (4) ☐ Sole personal representative is a corporate fiduciary or an exempt government agency.

- f. (1) ☒ Decedent died intestate.
- (2) ☐ Copy of decedent's will dated: ☐ codicil dated (specify for each):
- are affixed as Attachment 3f(2). (Include typed copies of handwritten documents and English translations of foreign-language documents.)
- ☐ The will and all codicils are self-proving (Prob. Code, § 8220).
- (3) ☐ The original of the will and/or codicil identified above has been lost. (Affix a copy of the lost will or codicil or a written statement of the testamentary words or their substance in Attachment 3f(3), and state reasons in that attachment why the presumption in Prob. Code, § 6124 does not apply.)

g. Appointment of personal representative (check all applicable boxes):

- (1) Appointment of executor or administrator with will annexed:
- (a) ☐ Proposed executor is named as executor in the will and consents to act.
- (b) ☐ No executor is named in the will.
- (c) ☐ Proposed personal representative is a nominee of a person entitled to Letters. (Affix nomination as Attachment 3g(1)(c).)
- (d) ☐ Other named executors will not act because of ☐ death ☐ declination ☐ other reasons (specify):

☐ Continued in Attachment 3g(1)(d).

- (2) Appointment of administrator:
- (a) ☐ Petitioner is a person entitled to Letters. (If necessary, explain priority in Attachment 3g(2)(a).)
- (b) ☐ Petitioner is a nominee of a person entitled to Letters. (Affix nomination as Attachment 3g(2)(b).)
- (c) ☒ Petitioner is related to the decedent as (specify): Daughter
- (3) ☐ Appointment of special administrator requested. (Specify grounds and requested powers in Attachment 3g(3).)
- (4) ☐ Proposed personal representative would be a successor personal representative.

h. Proposed personal representative is a

- (1) ☒ resident of California.
- (2) ☐ nonresident of California (specify permanent address):

- (3) ☒ resident of the United States.
- (4) ☐ nonresident of the United States.