

STATE OF VERMONT

SUPERIOR COURT

PROBATE DIVISION

Unit

Case No. _____

In re the Estate of:

NOTICE OF ELECTIONS AND/OR WAIVERS OF MINOR CHILDREN
(To be completed by a parent/legal guardian)

Allowance for Support and Maintenance of the Minor Child(ren):

The child(ren) of a decedent may request payment from the estate for necessary expenses while the estate is being administered and the child is still a minor. This right is created by 14 V.S.A. § 316. This right may be exercised at any time prior to the issuance of a final decree of distribution provided, however, if the estate is insolvent, the allowance cannot continue for more than eight months after the letters of administration have been granted.

- ☐ I elect to take the share of decedent's estate specified in 14 V.S.A. § 316.
- ☐ I waive the right of the Minor Child(ren) to take the share of decedent's estate specified in 14 V.S.A. § 316.
- ☐ The decedent died without a Will and this election does not apply to the minor children.

Allowance for Maintenance of the Minor Child(ren):

The child(ren) of a decedent may request payment from the estate for necessary expenses, until any such child reaches eighteen years old. This allowance may be made either before or after payment to creditors pursuant 14 V.S.A. § 317 or 14 V.S.A. § 318 but must always be made before any distribution of the estate to heirs or beneficiaries by Will. This allowance is created by 14 V.S.A. § 317 and 318.

- ☐ I elect to take the share of decedent's estate specified in 14 V.S.A. § 317 or 14 V.S.A. § 318.
- ☐ I waive the right of the Minor Child(ren) to take the share of decedent's estate specified in 14 V.S.A. § 317 or 14 V.S.A. § 318.
- ☐ The decedent died without a Will and this election does not apply to the minor children.

By my signature below I certify that I am the legal guardian or surviving parent for the minor children of decedent and I make the following elections/waivers on behalf of those minor children.

I understand that I cannot revoke any waivers set forth above and I will not be able to change my mind at a later date. I acknowledge that I have been encouraged to seek legal advice regarding these elections and rights.

Date _____

Signature

Printed Name

Court appointed guardian or surviving parent