

1 **PSWA**

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(Name)

3 \_\_\_\_\_  
(Address)

4 \_\_\_\_\_  
(City, State, Zip Code)

5 \_\_\_\_\_  
(Telephone number/Fax Number)

6 \_\_\_\_\_  
(E-Mail address)

Petitioner, Self-Represented

7 **EIGHTH JUDICIAL DISTRICT COURT**

8 **CLARK COUNTY, NEVADA**

9  
10 In the Matter of the Estate of:

Case No.: P \_\_\_\_\_  
Dept. No.: PC-1

11 \_\_\_\_\_,  
12 Deceased.  
13  
14

15 **PETITION TO SET ASIDE**  
**ESTATE WITHOUT ADMINISTRATION**

16 Petitioner, (your name) \_\_\_\_\_, appearing  
17 self-represented, hereby petitions the Court for an Order setting aside the estate of (name of person who  
18 passed away) \_\_\_\_\_, Deceased, without administration pursuant to  
19 NRS 146.070. In support of this Petition, Petitioner respectfully states the following:

20 1. Petitioner is the (your relation to the decedent) \_\_\_\_\_ of Decedent and resides  
21 at (your address) \_\_\_\_\_. A  
22 copy of Petitioner's identification is attached hereto as **Exhibit A**.

23 2. Decedent died on the (day, month, and year of death) \_\_\_\_\_, in  
24 (county where the decedent died) \_\_\_\_\_ and, on the date of death, Decedent was a

resident of (city and state where the decedent lived at time of death) \_\_\_\_\_. A certified copy of Decedent's death certificate is attached herein as **Exhibit B**.

3. Jurisdiction is proper in this proceeding.

4. There is no record of a Last Will and Testament and, therefore, Petitioner believes the Decedent died intestate.

5. The Decedent left an estate in Clark County, Nevada, consisting of the following separate property:

(List all the property in decedent's estate, and be specific.

- For bank accounts, CDs, stock certificates, etc., include the name of the financial institution & account number.
- For vehicles, include year, make, model, & vehicle identification number (VIN).
- List all personal property, including furniture, jewelry, cash, etc.
- For real property (houses, land, etc.), include property street address, legal description, & assessor's parcel number (APN).

The "Estimated Gross Value" is the value of the property, before deductions. For example, it is the value of a house or a car without subtracting any liens or mortgages.)

<u>Type of Property &amp; Description</u>	<u>Estimated Gross Value</u>

The estimated values of the above assets were determined by the proofs of value attached as **Exhibit C**.

6. The gross value of the estate is (add up the numbers in the "Estimated Gross Value" column)

\$\_\_\_\_\_.

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7. At the date of Decedent's death, there were liens and mortgages on the above property as follows:

(List all secured debt—debt where if payments are not made, the lender or lienholder can take the property back. The most common lienholders are mortgage companies and car loan finance companies. Under the "Lienholder" column, list the names of the entities holding the liens or mortgages; under "Estimated Amount Owed," list the estimated amount owed to each lienholder. Also include any liens and encumbrances that you might believe are unenforceable, and explain why you believe this.)

<u>Lienholder</u>	<u>Estimated Amount Owed</u>

Proof of the above liens and mortgages is attached as **Exhibit D**.

8. The estimated value of Decedent's property is (take the total "Estimated Gross Value" that you listed in #5 and subtract the estimated amounts owed above) \$\_\_\_\_\_.

9. At the date of Decedent's death, Decedent owed the following unsecured debts:

(List all unsecured debt—a debt that is not backed by some kind of asset or collateral. This generally includes credit card bills and medical bills. Under "Unsecured Creditor," list the name of the entity to whom the debt is owed, and under "Estimated Amount Owed," list the estimated amount owed.)

<u>Unsecured Creditor</u>	<u>Estimated Amount Owed</u>

Proof of the above unsecured debts is attached as **Exhibit E**.

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10. The names, relationships, ages of minors, and residence addresses of all the devisees, legatees, heirs, and next-of-kin of Decedent, so far as known to Petitioner, are:

(You must include the name, relationship, age (if under 18) and address of (1) decedent's legally married spouse, (2) all decedent's children; (3) all other devisees, legatees, heirs, and next-of kin. If there was no spouse, write "No spouse" or if the spouse is deceased, write "Spouse deceased." If the Decedent did not have children, or had no living children at the time of death, write "No living children." List all persons, regardless of age, even if estranged or out of state. Include all addresses; if unknown, include last known address or state "unknown." Your information will go in the first set of boxes.)

<u>Name</u>	<u>Relationship to Decedent</u>	<u>Age</u> (if under 18, list age; if over 18, write "adult.")	<u>Address</u>
<i>Your name here.</i>	<i>Your relationship to decedent.</i>	<i>Your age or "adult."</i>	<i>Your address.</i>

☐ Check here if you have more people to include, and attach a continuation sheet.

11. The devisees, legatees, heirs, and next-of-kin of Decedent who are listed above will be noticed of the instant Petition; otherwise, an Affidavit in Support of Petition to Set Aside explaining their whereabouts is herein attached as **Exhibit F**.

12. The gross value of the Estate of Decedent, after deducting encumbrances, does not exceed \$100,000.00, and therefore the estate may be set aside in its entirety pursuant to NRS 146.070(1) or pursuant to the laws of intestate succession and NRS 134.

**WHEREFORE**, the Petitioner prays:

1. That the gross value of the Estate of Decedent, after deducting any encumbrances, does not exceed \$100,000.00.

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2. That the Decedent's estate be set aside in the following manner pursuant to NRS

146.070(1) or pursuant to the laws of intestate succession and NRS 134:

*(List all the people who you are asking to receive property, and in what percentage they'll receive property, or what they will be receiving. For example, if you are asking that everything goes to you, you might say, "The entirety of the estate to John Doe." Or if you want to split the estate between you and two others, you might say, "50% of the estate to John Doe and 50% of the estate to Bob Brown." Or, if you can be more specific as to items, you might say, "The Chase Checking Account #123456 to John Doe; the 2014 Toyota Camry, VIN 123456, to Bob Brown; and the gold ring to Jane Doe.")*

3. For all other necessary and proper orders.

DATED THIS \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Respectfully submitted,

\_\_\_\_\_  
(signature)

\_\_\_\_\_  
(Your name)

\_\_\_\_\_  
(Your address)

\_\_\_\_\_  
(Your city, state, and zip)

\_\_\_\_\_  
(Your phone number)

\_\_\_\_\_  
(Your email)

PETITIONER, SELF-REPRESENTED

[illegible]

I am the Petitioner in the above-entitled action. I have read the foregoing Petition to Set Aside without Administration, and that the same is true of my own knowledge, except for matters stated therein on information and belief, and as for those matters, I believe them to be true.

DATED THIS \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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(Your name)

1 **NOHE**

2 \_\_\_\_\_  
(Name)

3 \_\_\_\_\_  
(Address)

4 \_\_\_\_\_  
(City, State, Zip Code)

5 \_\_\_\_\_  
(Telephone number/Fax Number)

6 \_\_\_\_\_  
(E-Mail address)

Petitioner, Self-Represented

7 **EIGHTH JUDICIAL DISTRICT COURT**

8 **CLARK COUNTY, NEVADA**

9  
10 In the Matter of the Estate of:

Case No.: P

Dept. No.: PC-1

11 \_\_\_\_\_,  
12 Deceased.  
13  
14

15 **NOTICE OF HEARING RE: PETITION TO SET ASIDE**  
**ESTATE WITHOUT ADMINISTRATION**

16 **PLEASE TAKE NOTICE** that Petitioner, (your name) \_\_\_\_\_,

17 filed with the Court a Petition Set Aside the Estate to (your name and names of any persons who will receive estate if  
18 your petition is granted)  
19  
20

21 without Administration in the matter of the above-named Decedent; that a hearing on the Petition  
22 has been set for the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at the hour of 9:30 a.m., in the Probate  
23 Court, which is located at the Regional Justice Center at 200 Lewis Avenue, Las Vegas, NV  
24 89155.

Further details concerning this Petition can be obtained by reviewing the Court file at the Office of the Clerk of Court at 200 Lewis Avenue in Las Vegas, Nevada, or by contacting the Petitioner(s) whose name, address, and telephone number is:

(your name) \_\_\_\_\_

(your address) \_\_\_\_\_

(your city, state, zip) \_\_\_\_\_

(your phone number) \_\_\_\_\_

DATED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Your name)



**CERT**

\_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(City, State, Zip Code)

\_\_\_\_\_  
(Telephone number/Fax Number)

\_\_\_\_\_  
(E-Mail address)

Petitioner, Self-Represented

**EIGHTH JUDICIAL DISTRICT COURT**

**CLARK COUNTY, NEVADA**

In the Matter of the Estate of:

Case No.: P  
Dept. No.: PC-1

\_\_\_\_\_,  
Deceased.

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY that service of the Notice of Hearing re: Petition Set Aside the Estate Without Administration was made this *(day of mailing)* \_\_\_\_ day of *(month of mailing)* \_\_\_\_\_, 20*(year of mailing)* \_\_\_\_\_, by depositing a copy of the same in the U.S. Mail, postage prepaid, regular mail, addressed to: *(You are required by statute to mail a Notice of Hearing to Medicaid Estate Recovery, regardless of whether Decedent received Medicaid or not, or owed to Medicaid or not. You are also required to mail a Notice of Hearing to all beneficiaries, heirs, and creditors.)*

Division of Health Care Financing and Policy  
Attention: Medical Estate Recovery Unit  
1100 E. William Street, Suite 101  
Carson City, Nevada 89701

(Include below the names and addresses of every entity and/or person you listed in Question #7, 9, & 10 of your Petition.)

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_
6. \_\_\_\_\_
7. \_\_\_\_\_
8. \_\_\_\_\_
9. \_\_\_\_\_

DATED THIS \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Your name)

1 **OSEA**

2 \_\_\_\_\_  
(Name)

3 \_\_\_\_\_  
(Address)

4 \_\_\_\_\_  
(City, State, Zip Code)

5 \_\_\_\_\_  
(Telephone number/Fax Number)

6 \_\_\_\_\_  
(E-Mail address)

Petitioner, Self-Represented

7 **EIGHTH JUDICIAL DISTRICT COURT**

8 **CLARK COUNTY, NEVADA**

9  
10 In the Matter of the Estate of:

Case No.: P

Dept. No.: PC-1

11 \_\_\_\_\_,  
12 Deceased.  
13  
14

15 **ORDER TO SET ASIDE ESTATE WITHOUT ADMINISTRATION**

16 It appearing to the satisfaction of the Court that a Petition to Set Aside the Estate Without  
17 Administration of the above named Decedent has been filed, and that notice of the time and  
18 place of the hearing thereon has been duly given in the manner prescribed by law, and that no  
19 one has objected or presented any reason why said Petition should not be granted.

20 The Court finds that the gross value of the Nevada Estate of the Decedent, after deducting  
21 any encumbrances, does not exceed One Hundred Thousand Dollars (\$100,000.00), and this is a  
22 proper case for the whole of the Estate to be set aside, pursuant to NRS 146.070(1) or pursuant to  
23 the laws of intestate succession and NRS 134.  
24  
25

**IT IS HEREBY ORDERED, ADJUDICATED AND DECREED:**

1. That the Nevada Estate of *(decendent's name)* \_\_\_\_\_,

**Decedent, is hereby found to include:**

*(List, with specificity, all the property in decedent's estate.*

- *For bank accounts, CDs, stock certificates, etc., include the name of the financial institution & account number.*
- *For vehicles, include year, make, model, & vehicle identification number (VIN).*
- *List all personal property, including furniture, jewelry, cash, etc.*
- *For real property (houses, land, etc.), include property street address, legal description, & assessor's parcel number (APN).*
- *The "Estimated Gross Value" is the value of the property, before deductions. For example, it is the value of a house or a car without subtracting any liens or mortgages.)*

<u>Type of Property &amp; Description</u>	<u>Estimated Gross Value</u>

2. That this Order shall be used as the document transferring the title to said property; and that Decedent's Estate is hereby transferred, assigned and set aside in the following manner:

*(List all the people who will receive property, and in what percentage they'll receive property, or what they will be receiving. For example, if everything goes to you, you might say, "The entirety of the estate to John Doe." Or if you want to split the estate between you and two others, you might say, "50% of the estate to John Doe and 50% of the estate to Bob Brown." Or, if you can be more specific as to items, you might say, "The Chase Checking Account #123456 to John Doe; the 2014 Toyota Camry, VIN 123456, to Bob Brown; and the gold ring to Jane Doe.")*

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4. That said Estate shall not be further administered upon.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

DISTRICT COURT JUDGE

Respectfully submitted,

By:

(signature)

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*(print name)*

SELF-REPRESENTED

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**EXHIBIT A**  
**(Petitioner's Identification)**

**EXHIBIT B**  
**(Death Certificate)**

MAKE SURE YOU HAVE REDACTED THE DECEDENT'S SOCIAL SECURITY NUMBER!!!



**EXHIBIT C**  
**(Proof of Value of Assets)**

**EXHIBIT D**  
**(Proof of Value of Liens & Mortgages)**

**EXHIBIT E**  
**(Proof of Unsecured Debts)**

**EXHIBIT F**  
**(Affidavit in Support of Petition)**

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