

**IN THE COUNTY COURT OF THE FIFTH JUDICIAL CIRCUIT
IN AND FOR HERNANDO COUNTY, FLORIDA**

CASE NUMBER: _____

**IN RE: ESTATE OF _____
DECEASED,**

**DETERMINATION OF HOMESTEAD (FORMAL ADMINISTRATION)
CHECKLIST AND CERTIFICATION**

I, _____, as the attorney of record, have reviewed the applicable checklist(s) on the Clerk of the Circuit Court's website and filed the following pleadings with the Clerk of Court's docket, for which I have written the docket index number (DIN) next to each of the corresponding requirements below:

Qualification(s):

- ☐ The real property being determined as the homestead of the decedent qualifies under Article X, §4 of the Florida Constitution
- ☐ The devise/descent of the real property is in accordance with the restrictions of Article X, §4 of the Florida Constitution, Fla. Stat. §732.401, and Fla. Stat. §732.4015.

Petition for Homestead:

- ☐ DIN: _____ Petition for Determination of Homestead - Fla. Prob. R. 5.405
- ☐ DIN: _____ Notarized Waivers and Consents to Petition OR Proof of Formal Notice to all interested persons* – Fla. Prob. R. 5.041; Fla. Stat. 731.201(23) (*Including all known creditors and claimants, and all beneficiaries who would inherit but for Fla. Stat. §732.401)

Supporting Document(s):

- ☐ DIN: _____ Copy of Property Tax or Utility bill (from the last year before the decedent's death)

Required Filing(s):

- ☐ DIN: _____ Order Appointing Personal Representative and Letters of Administration have been previously entered
 - ☐ DIN: _____ Inventory has been filed– Fla. Stat. §733.604; Fla. Prob. R. 5.340
 - ☐ DIN: _____ Proof of Service of Notice of Administration - Fla. Prob. R. 5.240
 - ☐ DIN: _____ Proof of Publication of Notice to Creditors has been filed and the publication period has ended. – Fla. Stat. §733.2121
 - ☐ DIN: _____ Proof of Service of Notice to Creditors to AHCA (if decedent was over 55 years old) – Fla. Stat. §733.2121(d)
 - ☐ DIN: _____ Verified Statement Regarding Creditors – Fla. Prob. R. 5.241(d)
- OR**
- ☐ DIN: _____ All claims of creditors are barred as decedent died more than two (2) years before the Estate was opened. – Fla. Stat. §733.710

Proposed Order(s) or Letter(s) submitted via Circuit5.org:

- ☐ Order Determining Homestead - Fla. Prob. R. 5.405(d) (includes street and legal description of subject real property)

I HEREBY CERTIFY that I have complied with the above checklist and filed the required pleadings and supporting documentation in accordance with applicable Florida Statutes, Florida Probate Rules, local rules, administrative orders, and administrative memoranda. I understand that submission of this checklist is considered an official statement subject to Fla. Stat. §837.06.

Dated: _____

Attorney Signature: _____
Printed Name: _____
Bar Number: _____
Email Address(es): _____