

PROBATE COURT OF MEDINA COUNTY, OHIO
KEVIN W. DUNN, JUDGE

DISINTERMENT OF _____, DECEASED

CASE NO. _____

APPLICATION FOR ORDER TO DISINTER REMAINS
[R.C. 517.24]

The Applicant states that this Application is made to disinter the remains of the above-named Decedent by Court Order.

1. Applicant says that decedent died on _____ and is buried in _____ Cemetery, Medina County, Ohio.
2. Applicant further states that the following information is true:
 - a.) Applicant is an interested person of sound mind who is at least eighteen years old.
 - b.) Applicant did or did not assume/have financial responsibility for the funeral and burial expenses of the decedent.
 - c.) Applicant's relationship to Decedent is _____.
 - d.) The remains will be reinterred at _____

(Name and Address)
 - e.) Attached is Form 1.0 listing all persons who would have been entitled to inherit from the Decedent under R.C. Chapter 2105, and if the Decedent had a Will, all legatees and devisees named in that Will, and if applicable, the person who has been assigned the rights of disposition for the deceased person under R.C. 2108.70 to 2108.90.
 - f.) Notice of this Application and Hearing on the Application shall be given by certified mail return receipt requested to Decedent's surviving spouse, to all persons entitled to inherit if Decedent died without a Will, to all legatees and devisees named in Decedent's Will, and to the cemetery in which the Decedent's remains are interred in accordance with R.C. Section 517.24 unless waived. If notice is not given to any person specified above, Applicant shall file an affidavit specifying which persons were not given notice and the reason for not giving notice to those persons [See R.C. 517.24(2)(d)].
 - g.) Attached to this application are any written waivers waiving the right to receive the notice stated above.
 - h.) Applicant states that the disinterment is not against Decedent's religious beliefs.

i.) Decedent's cause of death was _____.

j.) To the best of Applicant's knowledge, the Decedent

Had not executed a written Declaration of Assignment of Right of Disposition pursuant to R.C. 2108.70 *et seq.*

Had executed a written Declaration of Assignment of Right of Disposition pursuant to R.C. 2108.70 *et seq.* and a true and correct copy is attached.

The written Declaration of Assignment of Right of Disposition is not available to Applicant. Applicant believes the following person has been assigned the Right of Disposition:

_____.

3. Applicant _____ has secured _____ will secure a permit [RC §517.23(B)] from the Board of Health (or other authorized agency) which shall state whether the decedent died of a contagious or infectious disease and whether disinterment is permissible. If applicant does not secure a permit, a statement from the Department of Health indicating a permit is not required shall be filed.

4. Check whichever of the following is applicable:

To Applicant's knowledge, decedent did not leave a Will.

Decedent's Will has been admitted to probate. If so, a copy of the will is attached.

Attorney for Applicant

Applicant

Typed or Printed Name

Typed or Printed Name

Address

Address

Telephone Number (include area code)

Telephone Number (include area code)

Email Address

Email Address

Attorney Registration No. _____

Sworn to and subscribed in my presence this _____ day of _____, _____.

Notary Public

PROBATE COURT OF MEDINA COUNTY, OHIO

ESTATE OF _____, DECEASED

CASE NO. _____

**SURVIVING SPOUSE, CHILDREN, NEXT OF KIN,
LEGATEES AND DEVISEES**

[O.R.C. § 2105.06, 2106.13 and 2107.19]

**[Use with those applications or filings requiring some of all of the
information in this form, for notice or other purposes. Update as required.]**

The following are decedent's known surviving spouse, children and the lineal descendants of deceased children. If none, the following are decedent's next of kin who are or would be entitled to inherit under the statutes of descent and distribution.

NAME	Residence Address	Relationship To Decedent	Birth date of Minor
		Surviving Spouse	

[Check whichever of the following is applicable.]

- The surviving spouse is the natural or adoptive parent of all the decedent's children.
- The surviving spouse is the natural or adoptive parent of at least one, but not all of decedent's children.
- The surviving spouse is not the natural or adoptive parent of any of decedent's children.
- There are minor children of the decedent who are not the children of the surviving spouse.
- There are minor children of the decedent and no surviving spouse.

**PROBATE COURT OF MEDINA COUNTY, OHIO
KEVIN W. DUNN, JUDGE**

DISINTERMENT OF _____, DECEASED

CASE NO. _____

ORDER TO DISINTER REMAINS

An application for Order to Disinter Remains came on for hearing on the _____ day of _____,
_____.

The Court finds that all interested parties, whose names and addresses are known, have been notified according to law or have waived notice of hearing on the application.

The Court further finds that the statements contained in the application are true and that no testimony was adduced to establish that disinterment would be against the decedent's religious beliefs.

The Court further finds that a permit has not been issued pursuant to R.C. 517.23(B) by the Board of Health (or other authorized agency) and that if issued, has been filed herein.

It is the Order of this Court that:

- (1) Applicant is hereby authorized to disinter the remains of the decedent from _____ Cemetery;
- (2) Applicant is hereby authorized to reinter the remains of the decedent at _____ Cemetery;
- (3) Unless the gravestone or marker is relocated to the site of reinterment, Applicant shall cause said gravestone or marker to remain at the site of original interment; and
- (4) Applicant shall file a Verification of Reinterment within thirty (30) days that the remains of the decedent have been reinterred.
- (5) The board of township trustees, the trustees or board of the cemetery association, or other officers having control and management of the municipal cemetery shall have a period of at least thirty days from the receipt of the order to perform the ordered disinterment.

Judge

**PROBATE COURT OF MEDINA COUNTY, OHIO
KEVIN W. DUNN, JUDGE**

DISINTERMENT OF _____, DECEASED

CASE NO. _____

VERIFICATION OF REINTERMENT

The undersigned, being a Director or other title (specify) _____
of the _____ Cemetery, states that the remains of _____,
Deceased, were reinterred on the _____ day of _____, 20_____,
pursuant to an order of the court.

Signature

Typed or Printed Name

Title/Position

Cemetery

Address

()
Phone Number

Email