

Form P42 (Rule 25-14 (2))

[Style of Proceeding]

NOTICE OF APPLICATION (SPOUSAL HOME OR DEFICIENCIES IN WILL)

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

Name(s) of applicant(s): _____

To: _____

TAKE NOTICE that an application will be made by the applicant(s) to the presiding judge or associate judge at the courthouse at _____ on _____ at _____ for the order(s) set out in Part 1 below.

The applicant(s) estimate(s) that the application will take _____.

[Check whichever one of the following boxes is correct.]

- This matter is within the jurisdiction of an associate judge.
- This matter is not within the jurisdiction of an associate judge.

PART 1 — ORDER(S) SOUGHT

[Check whichever one or more of the following boxes are correct and, using sequentially numbered paragraphs, set out the order(s) that will be sought at the application and indicate against which person(s) the order(s) is(are) sought.]

- The applicant(s) seek(s) the following order(s) under section 30 of the *Wills, Estates and Succession Act*:

1

2

- The applicant(s) seek(s) the following order(s) under section 33 of the *Wills, Estates and Succession Act*:

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- The applicant(s) seek(s) the following order(s) under section 58 of the *Wills, Estates and Succession Act*:

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- The applicant(s) seek(s) the following order(s) under section 59 of the *Wills, Estates and Succession Act*:

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8

PART 2 — FACTUAL BASIS

[Using numbered paragraphs, set out a brief summary of the facts supporting the application.]

1

2

[If any person sues or is sued in a representative capacity, identify the person and describe the representative capacity.]

PART 3 — LEGAL BASIS

[Using paragraphs numbered sequentially from Part 2 above, specify any rule or other enactment relied on and provide a brief summary of any other legal arguments on which the applicant(s) intend(s) to rely in support of the orders sought. If appropriate, include citation of applicable cases.]

3

4

PART 4 — MATERIAL TO BE RELIED ON

[List the affidavits and other materials that will be relied on.]

1

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