

**PROBATE COURT OF LAKE COUNTY, OHIO**

**MARK J. BARTOLOTTA, JUDGE**

**DISINTERMENT OF \_\_\_\_\_, DECEASED**

**CASE NO. \_\_\_\_\_**

**APPLICATION FOR ORDER TO DISINTER REMAINS**

**[R.C. 517.24 and 517.25]**

The Applicant states that this Application is made to disinter the remains of the above named Decedent by Court Order. The Decedent's remains are currently located in \_\_\_\_\_ cemetery, \_\_\_\_\_ County.

Applicant further states that the following information is true:

1. Applicant is an interested person of sound mind who is at least eighteen years old.
2. Applicant ☐ did or ☐ did not assume/have financial responsibility for the funeral and burial expenses of the decedent.
3. Applicant's relationship to Decedent is \_\_\_\_\_.
4. The remains will be reinterred at \_\_\_\_\_.

\_\_\_\_\_  
(Name and Address)

5. 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.
6. 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.
7. Attached to this application are any written waivers waiving the right to receive the notice stated above.
8. Applicant states that the disinterment is not against Decedent's religious beliefs.
9. Decedent's cause of death was \_\_\_\_\_.

**FORM 25.0 – APPLICATION FOR ORDER TO DISINTER REMAINS**

**Effective Date: March 1, 2014**

**CASE NO.** \_\_\_\_\_

10. The Decedent did not die of a contagious or infectious disease, or if so, a permit has been issued by the appropriate Board of Health, attached.
11. Decedent ☐ had ☐ had not executed a written Declaration of Assignment of Right of Disposition pursuant to R.C. 2108.70 *et seq.*

\_\_\_\_\_  
Attorney for Applicant

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Address

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Telephone Number (include area code)

\_\_\_\_\_  
Telephone Number (include area code)

\_\_\_\_\_  
Attorney Registration No.

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

\_\_\_\_\_  
Notary Public

**PROBATE COURT OF LAKE COUNTY, OHIO**

**MARK J. BARTOLOTTA, JUDGE**

**DISINTERMENT OF \_\_\_\_\_, DECEASED**

**CASE NO. \_\_\_\_\_**

**JUDGMENT ENTRY SETTING HEARING  
ON APPLICATION FOR DISINTERMENT**

The Application for Disinterment filed by \_\_\_\_\_ is  
hereby set for hearing on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at  
\_\_\_\_\_ o'clock \_\_\_\_\_ m., in this Court. The Court is located at \_\_\_\_\_  
\_\_\_\_\_.

The Court Orders that notice of hearing be given to the surviving spouse and next of kin and, if applicable, all legatees and devisees named in the decedent's Will, by the person requesting the hearing, and that proof of services be filed.

\_\_\_\_\_  
Judge

**PROBATE COURT OF LAKE COUNTY, OHIO**

**MARK J. BARTOLOTTA, JUDGE**

**DISINTERMENT OF \_\_\_\_\_, DECEASED**

**CASE NO. \_\_\_\_\_**

**NOTICE OF HEARING ON APPLICATION FOR DISINTERMENT**

To: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

An Application has been filed in this Court to disinter the remains of the Decedent. The Application is attached to this Notice. The hearing on the Application will be heard on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_m., in this Court.

The Court is located at \_\_\_\_\_  
\_\_\_\_\_.

\_\_\_\_\_  
Applicant

**PROBATE COURT OF LAKE COUNTY, OHIO**

**MARK J . BARTOLOTTA, JUDGE**

**DISINTERMENT OF \_\_\_\_\_, DECEASED**

**CASE NO. \_\_\_\_\_**

**AFFIDAVIT OF SERVICE OF NOTICE ON HEARING ON  
APPLICATION FOR DISINTERMENT**

The undersigned Applicant states that all persons interested in the Application, as described by R.C. Section 517.24(B)(2)(a), have been notified according by law; or have waived notice of the hearing on the Application; or their names and addresses are unknown to Applicant and cannot with reasonable diligence be ascertained.

The following persons for the following reasons were not notified:

<u>Name</u>	<u>Reason</u>
_____	_____
_____	_____
_____	_____

\_\_\_\_\_  
Applicant

Sworn to and subscribed in my presence this day \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public/Deputy Clerk

**PROBATE COURT OF LAKE COUNTY, OHIO**

**MARK J. BARTOLOTTA, JUDGE**

**DISINTERMENT OF \_\_\_\_\_, DECEASED**

**CASE NO. \_\_\_\_\_**

**VERIFICATION OF REINTERMENT**

The undersigned \_\_\_\_\_  
(Name and Title)  
of the \_\_\_\_\_ cemetery, states that the remains of the  
above-named Decedent were reinterred on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_,  
pursuant to the Order of this Court.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Cemetery

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone (include area code)

**PROBATE COURT OF LAKE COUNTY, OHIO**

**MARK J. BARTOLOTTA, JUDGE**

**DISINTERMENT OF \_\_\_\_\_, DECEASED**

**CASE NO. \_\_\_\_\_**

**WAIVER OF NOTICE OF APPLICATION TO DISINTER REMAINS**

**(R.C. 517.24 and 517.25)**

The undersigned, being persons entitled to notice of the disinterment of the Decedent, waive such notice and consent to the disinterment and reinterment of the Decedent as stated in said application, and hereby acknowledge receipt of a copy of said application:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

**PROBATE COURT OF LAKE COUNTY, OHIO**

**MARK J. BARTOLOTTA, 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 ☐ 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.

\_\_\_\_\_  
Judge

**FORM 25.6 – ORDER TO DISINTER REMAINS**

**Effective Date: March 1, 2014**