

**PROBATE COURT OF GEAUGA COUNTY, OHIO**  
**JUDGE TIMOTHY J. GREDELL**

ESTATE OF \_\_\_\_\_, DECEASED

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

**ELECTION OF SURVIVING SPOUSE TO TAKE AGAINST WILL**

I, decedent's surviving spouse, elect to take against decedent's Will.

Decedent's Will, my rights under the Will, and my rights by electing to take against the Will, have been explained to me.

I understand that by electing to take against the Will I am entitled to one-half of decedent's net estate, unless there are two or more of the decedent's children or their lineal descendants surviving, in which case I am entitled to one-third of decedent's net estate.

I further understand that had I elected to take under the Will, I would take under it alone as to property governed by it, unless it plainly appears from the Will that the provisions in it for me were to be in addition to an intestate share of the estate.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Surviving Spouse

The above election to take against decedent's Will was made by the surviving spouse personally, before me in open court. Before accepting the election, I explained to him/her decedent's Will, his/her rights under the Will, and his/her rights by electing to take against the Will.

\_\_\_\_\_  
Judge / Magistrate

Approved by (Attorney for Surviving Spouse)

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

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

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

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

\_\_\_\_\_  
(Phone)

\_\_\_\_\_  
(Attorney Reg. No.)