

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF CARVER

FIRST JUDICIAL DISTRICT
PROBATE DIVISIONCase Type: Special Administration
Judge Kevin W. Eide

In the Matter of:

Court File Number: 10-PR-16-46

Estate of Prince Rogers Nelson,

Decedent.

**AMENDED PETITION FOR GENERAL
ADMINISTRATION AND FORMAL
APPOINTMENT OF PERSONAL
REPRESENTATIVE**

The undersigned Petitioner, Claire Elisabeth Elliott (a/k/a Claire Elisabeth Nelson), states:

1. My address is 2801 Washington Road, Suite 107, #339 Augusta, Georgia 30909.
2. I am an interested person as defined by Minnesota law because I am the Decedent's Legal Wife and Sole Heir according our Marriage Certificate and the Decedent's Will, both of which the Court is in full possession of.
3. The Decedent was born on June 7, 1958 in Minneapolis, State of Minnesota.
4. The Decedent died on April, 21, 2016 in Chanhassen, State of Minnesota.
5. At the time of death, the Decedent was domiciled in Carver County, State of Minnesota, at 7801 Audubon Road, Chanhassen, Minnesota 55317.
6. I am the Decedent's Legal Wife and Sole Heir.
7. I have survived the Decedent by at least 120 hours.
8. Negative Allegation Statement – the Decedent left no surviving issue, natural or adopted, legitimate or illegitimate.
9. The Court is in full possession of the Decedent's Will and our Marriage Certificate.
10. The Decedent's Will has been in probate for six months and no appointment of a Personal Representative has been made in this or any other court.
11. A Personal Representative is needed because no Personal Representative has been appointed in Minnesota or elsewhere and I am the Decedent's Legal Wife and Sole Heir named in the Decedent's Will; in other words, I am the person the Decedent always intended to be the Personal Representative of his Estate.

12. Venue for this proceeding is in Carver County, State of Minnesota, because the Decedent was domiciled in this county at the time of death and was the owner of property located in the State of Minnesota.

13. I estimate the Decedent's assets and indebtedness are as follows:

<u>Probate Assets</u>		<u>Non-Probate Assets</u>	
Homestead	being determined	Homestead	being determined
Other Real Estate	being determined	Other Real Estate	being determined
Cash	being determined	Cash	being determined
Securities	being determined	Securities	being determined
Other	being determined	Other	being determined

Approximate Indebtedness

being determined

14. Appointment of a Personal Representative is necessary because:

- (a) No Personal Representative has been appointed in Minnesota or elsewhere;
- (b) The Decedent had substantial assets consisting of personal and real property that requires protection;
- (c) The Decedent owned and controlled business interests that require ongoing management and supervision; and
- (d) The Decedent always intended for me to be the Personal Representative of his Estate.

15. An emergency exists to the extent that the appointment should be made without notice because immediate action and decisions need to be made to continue the ongoing management and supervision of Decedent's business interests.

16. Bremer Bank, National Association, has provided financial services to the Decedent for a number of years and has knowledge of his personal financial and business financial affairs, including the fact that I have always had full 100% ownership of the Decedent's and my joint bank accounts at Bremer Bank, National Association and now have full 100% ownership of all the Decedent's bank accounts at Bremer Bank, National Association and everywhere else. Bremer Bank, National Association's affiliate, Bremer Trust, National Association, was merely selected as Special Administrator to protect the Decedent's assets pending the appointment of a Personal Representative.

WHEREFORE, the undersigned requests the Court:

1. Waive a hearing of this Petition;
2. Appoint Claire Elisabeth Elliott (a/k/a Claire Elisabeth Nelson) as Personal Representative of the Estate, with no bond, in a general administration;
3. Authorize issuance of Letters of General Administration to Claire Elisabeth Elliott (a/k/a Claire Elisabeth Nelson) upon qualification and acceptance; and
4. Grant the Decedent's Legal Wife, Claire Elisabeth Elliott (a/k/a Claire Elisabeth Nelson), a percentage of the "augmented estate" which is provided under Minnesota § § 524.2-201 through 524.2-214.
5. Grant the Decedent's Legal Wife, Claire Elisabeth Elliott (a/k/a Claire Elisabeth Nelson), the right to the Decedent's entire homestead under Minnesota § § 524.2-402.
6. Grant the Decedent's Legal Wife, Claire Elisabeth Elliott (a/k/a Elisabeth Nelson), the right to allowances under Minnesota § 524.2-403, which permits the surviving spouse the right to select:
 - (a) Household furniture, furnishings, appliances, and personal effects not exceeding \$10,000, net of security interests, but subject to an award of sentimental value property under Minnesota § § 525.152.
 - (b) One automobile, if any, without regard to value.
 - (c) The right to a family allowance from the Estate under Minnesota § § 524.2-404 of up to \$1,500 per month (or more if authorized by the Court) for 18 months if the Estate is solvent.

Under penalties for perjury, the undersigned, declares and affirms that the undersigned has read this document and knows and believes its representations are true and complete.

Date: November 1, 2016



Petitioner: Claire Elisabeth Elliott, *Pro Se*
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