

## CHAPTER 145 - SUMMARY ADMINISTRATION OF ESTATES

<a href="#">SECTION 145.010</a>	<b>Application of chapter.</b>
<a href="#">SECTION 145.020</a>	<b>Contents of petition seeking summary administration.</b>
<a href="#">SECTION 145.030</a>	<b>Notice required.</b>
<a href="#">SECTION 145.040</a>	<b>Conditions for ordering summary administration.</b>
<a href="#">SECTION 145.060</a>	<b>Creditors' claims: Notice, filing, approval and payment.</b>
<a href="#">SECTION 145.070</a>	<b>Sales of real property: Notice and procedure.</b>
<a href="#">SECTION 145.075</a>	<b>Hearing and notices required upon filing of final account and petition for distribution.</b>
<a href="#">SECTION 145.080</a>	<b>Close of administration and distribution.</b>
<a href="#">SECTION 145.110</a>	<b>Revocation of summary administration.</b>

**SECTION 145.010 Application of chapter.** The provisions of this chapter apply only to estates of which summary administration is ordered. Upon the granting of summary administration, all regular proceedings and further notices required by this title are waived, except for the notices required by [SECTION 144.010](#), [145.060](#), [145.070](#) and [145.075](#).

**SECTION 145.020 Contents of petition seeking summary administration.** All proceedings taken under this chapter, whether or not the decedent left a will, must be originated by a petition for letters testamentary or letters of administration containing:

1. Jurisdictional information;
2. A description of the property of the decedent, including the character and estimated value of the property;
3. The names and residences of the heirs and devisees of the decedent and the age of any who is a minor and the relationship of each heir and devisee to the decedent, so far as known to the petitioner; and
4. A statement that the person to be appointed as personal representative has never been convicted of a felony.

**SECTION 145.030 Notice required.** Notice of a petition for the probate of a will and the issuance of letters must be given as provided in [SECTION 155.010](#).

**SECTION 145.040 Conditions for ordering summary administration.** If it is made to appear to the court that the gross value of the estate does not exceed \$200,000, the court may, if deemed advisable considering the nature, character and obligations of the estate, enter an order for a summary administration of the estate.

**SECTION 145.060 Creditors' claims: Notice, filing, approval and payment.**

1. A personal representative shall publish and mail notice to creditors in the manner provided in [SECTION 155.020](#).
2. Creditors of the estate must file their claims, due or to become due, with the clerk, within 60 days after the mailing to the creditors for those required to be mailed, or 60 days after the first publication of the notice to creditors pursuant to [SECTION 155.020](#), and within 15 days thereafter the personal representative shall allow or reject the claims filed.
3. Any claim which is not filed within the 60 days is barred forever, except that if it is made to appear, by the affidavit of the claimant or by other proof to the satisfaction of the court, that the claimant did not have notice as provided in [SECTION 155.020](#), the claim may be filed at any time before the filing of the final account.
4. Every claim which is filed as provided in this section and allowed by the personal representative must then, and not until then, be ranked as an acknowledged debt of the estate and be paid in the course of administration, except that payment of small debts in advance may be made pursuant to subsection 3 of [SECTION 150.230](#).
5. A petition for summary determination must be filed with the clerk, who shall set the petition for hearing, and the petitioner shall give notice for the period and in the manner required by [SECTION 155.010](#). Allowance of the

claim by the court is sufficient evidence of its correctness, and it must be paid as if previously allowed by the personal representative.

**SECTION 145.070 Sales of real property: Notice and procedure.** All sales of real property, if summary administration is ordered, must be made upon notice given and in the manner required by [chapter 148](#).

**SECTION 145.075 Hearing and notices required upon filing of final account and petition for distribution.**

1. Upon the filing of a final account and petition for distribution of an estate for which summary administration was ordered, the notice of hearing, the account and petition, together with notice of the amount agreed or requested as attorney's fees, must be given to the persons entitled thereto.

2. The petitioner shall give notice of hearing for the period and in the manner provided in [SECTION 155.010](#).

**SECTION 145.080 Close of administration and distribution.** The administration of the estate may be closed and distribution made at any time after the expiration of the time for the personal representative to act on the claims, if it appears to the court that all the debts of the estate, expenses and charges of administration and allowances to the family, if any, have been paid, and the estate is in condition to be finally settled.

**SECTION 145.110 Revocation of summary administration.** If at any time after the entry of an order for the summary administration of an estate it appears that the gross value of the estate exceeds \$200,000 as of the death of the decedent, the personal representative shall petition the court for an order revoking summary administration. The court may, if deemed advisable considering the nature, character and obligations of the estate, provide in its order revoking summary administration that regular administration of the estate may proceed unabated upon providing such portions of the regular proceedings and notices as were dispensed with by the order for summary administration.