

Rule 12.9D Public Sale. Exhibits.

The following exhibits shall be attached to a petition by a personal representative, trustee or guardian to sell real property at public sale;

1. a copy of the will, deed, or decree by which the fiduciary was appointed;
2. any consents or joinders of parties in interest, and the names and a copy of the notice which has been given to those parties who do not consent or join;
3. consent by any mortgagee whose lien would otherwise not be discharged by the sale;
4. agreement of sale;
5. a full legal description of the subject real estate, together with a recital of the title thereof sufficient to explain the nature and quantum of all interests therein which will or may be affected by the relief requested; and
6. any other instrument which may be material to the application for public sale.