

Rule 12.10C Petition to Fix or Waive Additional Security. Personal Representative. Other Fiduciary.

1. Form of Petition.

In a sale of real estate, whether public or private, by a personal representative, or by other fiduciary, without benefit of an order of Court directing or authorizing such sale, where he was required to give bond as such personal representative or other fiduciary, he shall present his petition to the Court before the proceeds of the sale are paid to him by the purchaser. The petitioner shall comply with Bucks Rules 12.9A and B, as applicable, and, in addition shall:

- a. attach exhibits required by Bucks Rule 12.9D;
- b. attach 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.
- c. include a prayer for an order fixing the amount of additional security or for an order excusing him from filing additional security, as the case may be; and
- d. attach an appropriate form of order or decree.

2. Surety on Additional Bond.

The surety on any additional bond, except for cause shown, shall be the same as on the original bond. All bonds for additional security shall be filed with the clerk.