

(d) if the will has been torn, mutilated, burned in part or marked in any way so as to make a significant change in the meaning of the will;

(e) if it is alleged that a will is lost or destroyed.

5-403. Notice of request for judicial probate; form.

(a) When given. Notice that judicial probate has been requested shall be given promptly by the Register to all interested persons as shown in the Petition for Probate and any other documents in his file. It shall be the duty of the petitioner to advise the Register of the names and addresses of all interested persons not previously disclosed to the Register and of whom he may learn prior to the granting of judicial probate, and the Register shall thereupon give notice to such persons. In addition, the Register shall publish a notice in a newspaper of general circulation in the County where judicial probate is requested, once a week for two successive weeks.

(b) Form of notice. The notice required by this Section shall be in the following form:

IN THE ORPHANS' COURT FOR
In re:

ESTATE OF

.....
Deceased

TO ALL PERSONS INTERESTED IN THE ESTATE OF
.....:

YOU ARE HEREBY NOTIFIED THAT A Petition has been filed in this Court by for judicial probate, including the appointment of a personal representative for said estate; and that said Petition will be heard at on the day of, 19....., or at such subsequent time or other place to which said hearing may be adjourned or transferred.

.....
Register of Wills

5-404. Hearing; witnesses.

(a) Conduct of hearing. A hearing for judicial probate shall be a plenary proceeding conducted in accordance with the provisions of Section 2-105. It shall adjudicate the issues raised in such hearing and shall determine the testamentary capacity of the decedent. After such hearing the Court shall appoint one or more personal representatives and shall, if appropriate, revoke, modify or confirm any action taken at the administrative or any prior judicial probate.

(b) Witnesses to will. Unless the Court shall otherwise order, the examination of the witnesses to the will shall be conducted by the Register.

5-405. Effect upon appointment of personal representative.

After the filing of a request for judicial probate and prior to final determination therein, the powers of any personal representative appointed in an administrative probate shall be unaffected except