

IN THE COUNTY COURT OF \_\_\_\_\_ COUNTY, NEBRASKA

IN THE MATTER OF

Case # \_\_\_\_\_

\_\_\_\_\_  
Ward/Protected Person

**ORDER APPOINTING  
GUARDIAN AND CONSERVATOR  
FOR A MINOR**

The Petition for Appointment of Guardian and Conservator having come before the court, the court finds as follows:

1. Petitioners are entitled to file the Petition pursuant to Neb. Rev. Stat. § 30-2633 and §30-2605 through §30-2616.
2. Notice has been given or waived as required by law.
3. Venue in this county is proper.
4. Upon clear and convincing evidence presented to the court, there is a sufficient basis for the appointment of the guardian for \_\_\_\_\_
  - a minor, pursuant to the provisions of the Last Will and Testament of \_\_\_\_\_, parent of said minor, which Will was admitted to probate in this court; or
  - a minor, pursuant to lawful proceedings of record in this court and there are no less restrictive alternatives than the appointment of a guardian for the above referenced minor/ward.
5. Upon clear and convincing evidence presented to the court, there is a sufficient basis for the appointment of the conservator for \_\_\_\_\_ and there are no less restrictive alternatives than the appointment of a conservator for the above-named protected person.
6. Appointment of a guardian and conservator is necessary because \_\_\_\_\_
7. \_\_\_\_\_ is entitled to appointment pursuant to Neb. Rev. Stat. § 30-2639 and § 30-2608 and should be appointed as guardian and conservator. The above named person is authorized and ordered to obtain an Acknowledgement of Financial Institution Form completed by each financial institution holding any assets or accounts titled in any manner in the name of the ward/protected person along with a printout of all assets and account numbers in each financial institution, which shall be filed in these proceedings.

8. If any funds are ordered restricted, the above named person is further authorized and ordered to open an account at a financial institution with the restriction that **no withdrawals can be made without a court order**. To show the court that the guardian/conservator has complied with this restriction the guardian/conservator shall file with the court a Proof of Restricted account form within 10 days of this order.

9. Bond

- Is required and set in the sum of \$\_\_\_\_\_;
- Is not required because the assets of the ward/protected person are less than \$10,000 in value;
- Is not required because the court finds good cause: (check all that apply)
  - a. All assets are ordered into restricted accounts.
  - b. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

10. Training:

- The guardian/conservator shall complete training within 90 days;
- For good cause shown training is waived;

IT IS THEREFORE ORDERED that \_\_\_\_\_ shall be appointed guardian and conservator of the estate of \_\_\_\_\_ upon Letters of Guardianship and Conservatorship being issued to the guardian(s) and conservator(s) and upon the guardian(s) and conservator(s) filing the following documents:

1. Acceptance of Appointment;
2. General Information form;
3. Address Information Sheet;
4. Acknowledgement of Financial Institution with a printout of all assets in each financial institution;
5. Proof of restricted funds form for any assets the court has ordered to be held in a restricted account;
6. Inventory and Affidavit of Due Diligence;
7. Personal and Financial Information for Guardianships and Conservatorships form;
8. Approved bond, if required.

Upon completion of the filing requirements above and sending the appropriate forms to all interested persons, Letters will be issued which will appoint you as guardian. The guardian and conservator shall deliver to each financial institution where the ward/protected person has accounts/assets a copy of the Letters of Guardianship and Conservatorship and file with the court an Acknowledgement from each Financial Institution that they received the Letters along with a printout of all assets and account numbers in each financial institution. The guardian and conservator shall thereafter be entitled to deal with such assets. This form shall be filed within 10 days. Failure to file this form will result in a suspension of the guardian/conservator's authority.

**As a guardian and conservator you are ordered to comply with the following restrictions:**

1. That the guardian and conservator shall not pay himself/herself/themselves or his/her/their attorney compensation from the assets or income of the protected person nor sell real property of the estate without first obtaining an order from the court. To obtain an order, you must first file an application, give notice to interested persons, then have a hearing date scheduled. This Order may be entered without a hearing, if all interested persons have waived notice of hearing or have executed their consent to such compensation or sale and or any other restrictions as determined to be appropriate by the court.
2. The Conservator shall not make any ATM withdrawals or receive cash back on debit transactions without a court order.
3. If any funds have been restricted by the court, the Conservator shall not make any withdrawals from the restricted account without a court order.

4. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

BY THE COURT:

\_\_\_\_\_  
County Judge

PREPARED AND SUBMITTED BY: