



## Ohio Revised Code

### Section 2127.39 When proceeds of sale marshaled in conformity with will.

Effective: January 13, 2012

Legislation: Senate Bill 124 - 129th General Assembly

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If an action to sell real property is brought by an executor or administrator with the will annexed, if in the will of the deceased there is a disposition of the decedent's estate for the payment of debts, or a provision that may require or induce the probate court to marshal the assets differently from the way the law otherwise would prescribe, those devises, or parts of the will, shall be set forth in the complaint, and a copy of the will exhibited to the court, whereupon the court shall marshal the proceeds of the sale accordingly, so far as it can be done consistently with the rights of creditors.

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