



**REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
AT KERICHO**

Succession Cause 11 of 2008

1. Family Law
2. The Law of Succession
3. Confirmation of letters of grant intestate
 - a. deceased, female adult aged 57 years old on 2nd October, 2005.
 - b. Cardio respiratory arrest due to septicemia due to nephrolitheasis diabetes mellitus
 - c. survivors
 - i. widower ages 63 years in 2008
 - ii. son aged 38 years in 2008
 - d. Assets

Nakuru Olenguruone/Kiptagich/1161 3.3. ha

4. Held - grant be confirmed
5. Case Law – Nil
6. Advocates – Nil.

ESTHER CHEPTOO SOIDECEASED

AND

KIMUTAI A. SOIPETITIONER

RULING

I: Application for confirmation of grant.

1. The applicant/administrator and widower to the deceased, one Esther Cheptoo Soi who died on 2nd October, 2005 at Nairobi Hospital filed for letters of grant intestate.

2. Temporary letters were issued on 25th September, 2008 intestate (*G.B.M. Kariuki J.*)
3. After a period of six months the applicant/administrator applies that the grant be confirmed.
4. He states in his application that his son and himself are the only survivors of the deceased Estate. She left behind land being her asset namely, LR Nakuru/Olenguruone/Kiptangich/1161(1045/11/07) 3.3 hectares.
5. A spouse is entitled to all personal effect of the deceased spouse.
6. The petitioner said he only had one son. There are no other children.
7. Order application is granted. The temporary grant of letters intestate be and is hereby confirmed.

DATED this 22nd day of October, 2009 at **KERICHO**

M.A. ANG'AWA

JUDGE

Advocates - Nil