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| **STATE OF SOUTH CAROLINA** | **)** | **IN THE PROBATE COURT** |
|  | **)** |  |
| **COUNTY OF CHARLESTON** | **)** | **CASE NO. 2018-ES-10-0000** |
|  | **)** |  |
| **IN RE: ESTATE OF**  **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** | **)**  **)** |  |
|  | **)** |  |
| **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,** | **)** | **ORDER DETERMINING HEIRS** |
|  | **)** |  |
| **Petitioner,** | **)** |  |
|  | **)** |  |
| **v.** | **)** |  |
|  | **)** |  |
| **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,** | **)** |  |
| **Respondents.** | **)**  **)** |  |
|  | **)** |  |

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| **Hearing Date:** | **\_\_\_\_\_\_\_\_\_\_ \_\_\_\_, 2018** |
| **Presiding Judge:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| **Petitioner:** |  |
| **Petitioner’s Attorney:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| **Respondents:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| **Respondents’ Attorney:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| **Court Reporter:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
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**THIS MATTER** reconvened before the Court upon a Petition for Determination of Heirs, filed by Petitioner \_\_\_\_\_\_\_\_\_\_\_\_ on \_\_\_\_\_\_ \_\_\_, 2017. The original hearing was held on \_\_\_\_\_\_\_\_ \_\_\_\_, 2017. Respondent \_\_\_\_\_\_\_\_\_\_\_\_\_ was not served with notice of the original hearing and was not present. As a result, the hearing was reconvened in order to allow Petitioner an opportunity to serve and provide notice to \_\_\_\_\_\_\_\_\_\_\_\_\_. The Court did not require Petitioner to re-publish the Notice of Hearing.

Present at today’s hearing were Petitioner, represented by \_\_\_\_\_\_\_\_\_\_\_\_\_ Esq., and Respondents \_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_\_, and \_\_\_\_\_\_\_\_\_\_\_\_\_. Respondent \_\_\_\_\_\_\_\_\_\_\_\_\_ failed to appear pursuant to proper notice.

After consideration of the testimony at the hearing and the pleadings, the Court makes the following findings of fact and conclusions of law:

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. The Court has jurisdiction over this matter and venue is proper pursuant to S.C. Code of Laws Ann. §§ 62-1-302 and 62-3-201(a)(1).
2. Proper notice was given to all parties with an interest in this matter pursuant to S.C. Code of Laws Ann. § 62-1-401.
3. An Order of Publication was issued by this Court on \_\_\_\_\_\_\_\_\_\_ \_\_\_, 2017 directing the Notice of Hearing to be published once a week for three (3) consecutive weeks in the (chosen newspaper)*.* Pursuant to said Order, the Notice of Hearing was published in the (chosen newspaper) on \_\_\_\_\_\_\_\_\_\_ \_\_\_, 2017, \_\_\_\_\_\_\_\_\_\_ \_\_\_, 2017, and \_\_\_\_\_\_\_\_\_\_\_ \_\_\_, 2017, and proof of such publication was duly filed with this Court. No other interested parties appeared pursuant to proper notice.
4. Petitioner was not required to re-publish Notice of Hearing for the \_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_ , 2018 reconvening of the hearing to determine heirs.
5. Proof of Delivery of Notice of Hearing was sent to seven (7) addresses for \_\_\_\_\_\_\_\_\_\_\_\_\_ and was filed with this Court on \_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_, 2018.
6. Petitioner is the daughter of the Decedent, who died intestate \_\_\_\_\_\_\_\_ \_\_\_, 2005, in \_\_\_\_\_\_\_\_ County, \_\_\_\_\_\_\_\_\_\_, as evidenced by the Death Certificate filed herein. Decedent is believed to have an interest in property in \_\_\_\_\_\_\_\_\_ County, South Carolina.
7. At the time of his death, Decedent was survived by (#) children, \_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_\_, and \_\_\_\_\_\_\_\_\_\_\_\_\_ (Petitioner).
8. Decedent’s parents, \_\_\_\_\_\_\_\_\_\_\_\_\_ and \_\_\_\_\_\_\_\_\_\_\_\_\_, predeceased him.
9. The Court finds that the heirs of the Decedent are \_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_\_, and \_\_\_\_\_\_\_\_\_\_\_\_\_. The Court further finds there are no other heirs of the Decedent.

Based upon the foregoing, it is now hereby

**ORDERED, ADJUDGED, AND DECREED** that the sole heirs of the Estate of \_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_ are \_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_\_, and \_\_\_\_\_\_\_\_\_\_\_\_\_; it is further

**ORDERED, ADJUDGED, AND DECREED** that this Order shall be subject to such further Orders of this Court as may become necessary.

**AND IT IS SO ORDERED**.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ **(Judge name)**

**[ASSOCIATE] JUDGE OF PROBATE**

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2018

Charleston, South Carolina