

PROBATE PROCEDURES

Please review Title 35, the Lummi Probate Code for the law and procedures governing probate proceedings. The code provides important deadlines and procedures which must be followed. A copy of that code is available at <http://narf.org/nill/Codes/lummi/index.htm>

Trust or Restricted Land

If there is any reason to believe that the Decedent had an interest in trust or restricted land (*title is held in trust or restricted fee status by the United States for the benefit of a member of a federally recognized Indian tribe or a tribe*), contact the Realty Division of the Lummi Planning Department.

Available Court Forms:

Forms Packet PB – P1 – WILL

Forms Packet PB – P2 – NO WILL

PB - 03	Probate Petition - Will
PB - 04	Probate Petition – No Will
PB - 05	Appointment of Personal Representative
PB - 06	Oath of Personal Representative
PB - 07	Letters of Administration
PB - 08	Order Initiating Probate
PB - 09	Notice of Appointment of Personal Representative
PB - 10	Probate Notice to Creditors
PB - 11	Creditor's Claims / Allowance or Rejection
PB - 12	Inventory of Estate
PB - 13	Petition for Distribution / Final Report of Personal Representative
PB - 14	Notice of Hearing on Petition for Distribution
PB - 15	Decree of Distribution
PB - 16	Receipt from Distributee
PB - 17	Request for Closure; Order

There are no court forms for the more extensive or complex types of proceedings that could occur under the Lummi Probate Code, such as will contests, family support, disputed claims against the estate, distribution to minors, and interim reports for estates taking more than one year to probate, or for permission to sell, mortgage, lease or exchange of the property.

Summary Probate of Exempt Estates

LCL 35.07.120 provides for a summary probate proceeding if the value of the estate does not exceed \$3,500 and the only beneficiaries of the estate are the surviving spouse and/or minor children of the deceased. Such estates are exempt from the claims of all general creditors.

Additional forms are available for that purpose, which are in Forms Packet PB – P3.