

STATE OF MINNESOTA

COUNTY OF \_\_\_\_\_

JUDICIAL DISTRICT  
DISTRICT COURT  
PROBATE DIVISION

Court File No. \_\_\_\_\_

Estate of \_\_\_\_\_,  
Decedent

DECREE OF DESCENT  
OF OMITTED PROPERTY

The Petition for Decree of Descent for Omitted Property signed by \_\_\_\_\_, came before this Court on \_\_\_\_\_. The Court, having heard and considered the Petition, determines the following:

1. The Petition is complete.
2. ☐ Any notice required by Minnesota law has been given.  
or  
☐ Consents to issuance of a Decree of Descent, and waivers of further notice or hearing have been signed by all interested persons and filed with the Court.
3. The Petitioner has declared or affirmed that the representations contained in the Petition are true and complete to the best of the Petitioner's knowledge or belief.
4. The Petitioner is an interested person as defined by Minnesota law or a person claiming an interest in the property described below.
5. The Decedent died on \_\_\_\_\_, at (city, state) \_\_\_\_\_.
6. On \_\_\_\_\_, this Court entered its  
☐ Order of Distribution                      ☐ Decree of Distribution  
☐ Final Decree Summary Assignment    ☐ Decree of Descent

in which the property listed in Paragraph 8 was omitted.

7. At the time of death, Decedent was the owner of the following property which was omitted from the Order or Decree:

(A) Personal Property: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

(B) Real Property (Legal description) (Identify if homestead): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

8. (If needed for purposes of distribution) The value of the property described above as of the Decedent's death was: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

9. (Check appropriate box)

☐ Testate.

Decedent's Will dated \_\_\_\_\_ was probated by the Order of this Court dated \_\_\_\_\_.

The Court construes the Will to devise the omitted property as follows: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

☐ Intestate.

A previous Order of this Court dated \_\_\_\_\_, determined Decedent died intestate.

The following named persons were determined in the Order to be all of the heirs of the Decedent and their relationship to Decedent was as follows: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

10. Any inheritance tax due on the omitted property has been paid.

**IT IS ORDERED AND DECREED:**

1. The Petition is granted.
2. By this Decree, title to the omitted property described above, subject to any prior disposition, is assigned to and vested in the following named persons in the following proportions or parts:
3. The prior Order or Decree described above is supplemented by this Decree.
4. Except as supplemented by this Decree, the prior Order or Decree is confirmed.

Dated: \_\_\_\_\_

**BY THE COURT**

\_\_\_\_\_  
Judge of District Court

SAMPLE  
DOCUMENT