

WHAT HAPPENS IF YOU DIE WITHOUT A WILL?

O.S. Tit. 84 §213

SURVIVING SPOUSE

1. NO CHILDREN, NO PARENTS, NO SIBLINGS.
 - a. All decedent's estate passes to surviving spouse.
2. NO CHILDREN, SURVIVING PARENT OR PARENTS.
 - a. **Joint industry property**, all decedent's estate passes to spouse.
 - b. **Non joint industry property**, 1/3 of decedent's estate passes to spouse, and 2/3 of decedent's estate passes to the parent or parents.
3. SURVIVING CHILD(REN) WHO ARE CHILD(REN) OF SURVIVING SPOUSE.
 - a. 1/2 of decedent's estate passes to surviving spouse, and 1/2 to surviving child(ren).
4. SURVIVING CHILD(REN) ONE OR MORE WHO ARE NOT CHILD(REN) OF SURVIVING SPOUSE.
 - a. **Joint industry property**, 1/2 to spouse, and 1/2 to child(ren) per stirpes.
 - b. **Non joint industry property**, divide equally between spouse, and living child(ren) per stirpes.

NO SURVIVING SPOUSE

5. SURVIVING CHILDREN. Decedent's estate passes equally to child(ren) with any deceased child's share passing to their child(ren).
6. CHILDREN OF TWO MARRIAGES. Decedent's estate still passes equally to child(ren) with any deceased child's share passing to their child(ren).
7. CHILD(REN) OF DECEDENT AND A GRANDCHILD ARE ALL DEAD. Equally to grandchildren with any deceased grandchild's share passing to their child(ren) per stirpes.
8. NO SURVIVING CHILDREN, SURVIVING PARENT OR PARENTS.
 - a. Decedent's estate passes equally to decedent's parent(s).
9. NO SURVIVING CHILDREN, NO SURVIVING PARENT, SURVIVING SIBLING(S). Decedent's estate passes equally to sibling(s).
10. IF NO SURVIVING SIBLING(S). Decedent's estate passes equally to nieces and nephews.
11. IF NO SURVIVING NIECES OR NEPHEWS. Deceased niece or nephews share passes equally to great nieces or nephews.
12. IF SURVIVING AND DECEASED SIBLING. Equally to siblings. Deceased sibling's share passes equally to children (niece or nephew), then deceased niece or nephew's share passes to great niece or nephew.

Heirs at Law in Oklahoma (Per Stirpes)

