

Summary Estate Statute and Rules

Rule 22. Summary Administration; Estates under \$100,000

(a) Any estate where the value of the assets is less than \$100,000 may be administered in a summary manner by filing a petition for summary administration, in accordance with the procedure set forth 15 V.I.C. § 191; *provided, however*, that where the deceased died testate, the Will shall be proved and the executor (or administrator C.T.A.) appointed as provided by law and the rules of court, except that the executor (or administrator C.T.A.) shall not be required to give a bond. In all instances, the petitioner or executor (or administrator C.T.A.) shall file an inventory as required by law and the rules of court, but may make any necessary appraisal without the appointment of appraisers by the court.

(b) Notice of the petition for summary administration shall be published, once a week for two consecutive weeks, in a newspaper of general circulation published within the territory, and in the judicial division and jurisdiction in which the deceased died or left assets. The notice shall require all persons having claims against the estate to present them within 30 days from the date of the notice and shall be in a form substantially as follows:

Notice is hereby given that a Petition for Summary Administration has been filed on behalf of the Estate of _____, deceased, and all persons having claims against the Estate are required to present them, verified by affidavit, and all persons indebted to the Estate to make payment promptly to the undersigned.

*Petitioner or Executive
(or Administrator C.T.A.)*

Attorney for the Estate

(c) A final report of the administration along with a proposed distribution, where applicable, shall be filed within 30 days from the end of the period of publication or posting, and which shall reflect any expenses incurred or payments made on behalf of the estate and the persons by whom they were made.

(d) A final adjudication will be made when the final report has been filed and approved by the court.

Statutory References

Summary administration of estates under \$100,000, see 15 V.I.C. § 16

15 VI Code § 167. Administration in summary manner

Estates, wherein the value of the assets is less than ONE HUNDRED THOUSAND dollars, may be administered in a **summary** manner, under such general and special rules as may be prescribed by the Superior Court.

- [Chapter 13. Disposition of Estates Without Administration \(§§ 191 — 200\)](#)

§ 191. Petition for settlement without administration

Whenever a person dies intestate, leaving no debts, or such debts as his heirs choose to assume and pay, the heirs may present to the court a petition duly verified by two witnesses, which shall state—

- (1) the name and residence of the deceased;
- (2) the date of his death, supported by death certificate when available and procurable;
- (3) the names and capacities of the heirs;
- (4) that there are no debts, or that the heirs choose to assume and pay such debts as there may be;
- (5) that they accept the estate purely, simply and unconditionally, making the petitioners and the property of decedent responsible for any debts that may be owing by the decedent; and
- (6) the proportion due each heir.

The petition shall end with a prayer that the heirs be recognized as the legal heirs of the deceased and as such be placed in full possession of the decedent's estate, real and personal.

[Virgin Islands Code Annotated](#) > [TITLE FIFTEEN Virgin Islands Uniform Probate and Fiduciary Relations Code \(Arts. I — X\)](#) > [Article III. Probate of Wills and Administration \[Repealed\] \(Pts. 1 — 12\)](#) > [Part 12. Collection of Personal Property by Affidavit and Summary Administration Procedure for Small Estates \[Repealed\] \(§§ 3-1201 — 3-1204\)](#)

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§ 3-1201. Repealed. Apr. 9, 2011, No. 7254, § 3, Sess. L. 2011, p. 46.

VI - Virgin Islands Code Annotated 15 V.I.C. § 3-1201

TITLE FIFTEEN Virgin Islands Uniform Probate and Fiduciary Relations Code > Article III. Probate of Wills and Administration [Repealed] > Part 12. Collection of Personal Property by Affidavit and Summary Administration Procedure for Small Estates [Repealed]