

MISSING HEIRS - DISPOSITION OF UNCLAIMED ASSETS

(bequest over \$100 per individual)

§62-3-914

NOTICE OF HEARING:

After 8 months from appointment of the Personal Representative, if a beneficiary cannot be located, proceed to set a Missing Heirs hearing. The notice of the hearing must be published in a Greenville County newspaper.

To (name of missing heir), (his/her) personal representative, heirs, or devisees: You will please take notice that on (date) at (time) in the Probate Court for Greenville County, South Carolina, you shall appear to show cause, if any you can, why the Personal Representative of the Estate of (decedent's name), Deceased, File No. (Probate Court case number) should not be ordered to distribute the estate as if (name of missing heir) had died before the decedent; all persons entitled to the above-mentioned estate as heir or devisee of (name of missing heir) shall appear to intervene for their interest in the estate or be forever barred.

Debora A. Faulkner
Probate Judge for Greenville County

(current date)

AFFIDAVIT OF PUBLICATION:

The above ad needs to run once a week for 3 successive weeks. Obtain an Affidavit of Publication from the newspaper and file it with the Probate Court.

HEARING:

If the missing person does not appear prior to or at the hearing, testimony will be required from the Personal Representative and any other witnesses as to what searches have been made (searches via newspaper ads, private detectives, internet searches, mailings, next of kin, etc.). If testimony is satisfactory, the Court will decree distribution of the estate to be made as if the person whose whereabouts are unknown had died before the decedent.

ORDER:

Attorney to prepare Order.