

The Probate Process

Probate is the legal process of reviewing and executing a person's will following their passing. The process of this asset distribution can also vary by state.



File the Petition

The descendant's will is filed with the probate court in the county where they lived at the time of their death.



Close the Estate and Pay Claims

After the creditor's deadline has passed, the Personal Representative can begin paying valid claims from the creditors. Finally, any estate taxes owed can be paid.



Inventory the Estate

An estate inventory is filed with the court and all debts, bills, and taxes are paid from the estate prior to any assets being paid out to the beneficiaries.



File the Accounting

A final accounting of the value of all assets, claims paid, and all estate costs and expenses will be submitted to probate court along with estate records.



Notify All Creditors

The Personal Representative notifies the creditors, who must file a claim to be paid. If they don't file the claim, the estate's debt may be absolved.



Distribute Assets and Close Estate

The Personal Representative will distribute assets according to the will and then request the probate court to discharge them of their obligations.

To learn more about the probate process and for expert guidance in real estate please visit us at gatewoodproperties.com/probate