

Case No. _____ Calendar _____

Estate of _____
Deceased

NOTICE TO DECEDENT’S SURVIVING FAMILY MEMBERS OF POTENTIAL RIGHTS TO AWARDS

Under §§15-1 and 15-2 of the Probate Act of 1975 [755 ILCS 5/15-1 and 5/15-2] certain surviving members of a decedent’s family are entitled to be awarded from the decedent’s estate sums of money for their support for the period of 9 months after the death of the decedent.

Surviving Spouse. The surviving spouse of the decedent is entitled to receive a sum of money that the court deems reasonable for the surviving spouse’s proper support in a manner suited to the surviving spouse’s condition in life and to the condition of the estate.

The surviving spouse is entitled to receive an additional sum of money for each minor child of the decedent who was residing with the surviving spouse at the time of the decedent’s death. The sum of money is the amount that the court deems reasonable for the proper support of the minor child.

The surviving spouse is also entitled to receive a sum of money for each adult child of the decedent who was residing with the surviving spouse at the time of the decedent’s death and who was financially dependent on the decedent and is likely to become a public charge. The sum of money is the amount that the court deems reasonable for the proper support of the adult child in a manner suited to the condition in life of the adult child and to the condition of the estate and must be consistent with the financial support that the decedent was providing to the adult child immediately prior to the decedent’s death.

If you are the surviving spouse of the decedent and elect to receive the surviving spouse’s award, you must provide to the representative written notice in the form set forth on the following page. In the case of the award for an adult dependent child, failure to do so within 30 days after receiving this notice will be a bar to the right to receive the award.

Adult Child Not Residing with Surviving Spouse. An adult child of the decedent who was not residing with the surviving spouse of the decedent at the time of the decedent’s death and who was financially dependent on the decedent and is likely to become a public charge, may be entitled to receive a sum of money. The sum of money is the amount that the court deems reasonable for the proper support of the adult child in a manner suited to the adult child’s condition in life and to the condition of the estate and must be consistent with the financial support that the decedent was providing to the adult child immediately prior to the decedent’s death.

If you are an adult child and believe that you qualify for the award, you must provide to the representative written notice in the form set forth on the following page. Failure to do so within 30 days after receiving this notice will be a bar to the right to receive the award.

Please share this notice with any person whom you trust for advice.

Minor Child Not Residing with Surviving Spouse. A minor child of the decedent who was not residing with the surviving spouse of the decedent at the time of the decedent’s death is entitled to receive a sum of money. The sum of money is the amount that the court deems reasonable for the minor child’s proper support in a manner suited to the minor child’s condition in life and to the condition of the estate.

If you are a minor child and elect to receive the award, you, or your agent or guardian or other adult on your behalf, must provide to the representative written notice in the form set forth on the following page.

Please share this notice with your guardian or other person whom you trust for advice.