

## FORM SUMMARY

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<b>Name of Form:</b>	<b>Petition for Certificate of Descent/Judgment Determining Descent</b>
<b>Form Number:</b>	<b>PR-1945</b>
<b>Statutory Reference:</b>	§867.05, Wisconsin Statutes
<b>Benchbook Reference:</b>	PR 8-12
<b>Purpose of Form:</b>	To seek a determination of the heirs and their rights in the property of the decedent when the decedent died intestate; more than 6 years have passed since the death; and no estate administration has taken place.
<b>Who Completes It:</b>	Petitioner or attorney.
<b>Distribution of Form:</b>	Court.
<b>Accompanying Forms:</b>	Generally none, although the certificate can accompany if no hearing or notice needed.
<b>New Form/Modification:</b>	Modified; last update 11/19.
<b>Modifications:</b>	Added remote notary statement pursuant to 2019 WI Act 125.
<b>Comments:</b>	The distinction between using a “certificate” or “judgment” is based on whether a notice of hearing has been given. If the court is satisfied who the heirs are and what their interests are so that a notice of hearing is not needed, a certificate is issued. If the court believes notice of hearing is needed before such a determination can be made, a judgment is issued following the hearing.
<b>About this Form:</b>	This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.  <b>If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.</b>