IN THE CIRCUIT COURT FOR
ORANGE COUNTY FLORIDA PROBATE DIVISION

IN RE: ESTATE OF

File No. _____

_____,

Division _____

Deceased.

ORDER DETERMINING HOMESTEAD STATUS OF REAL PROPERTY

On the petition of _____ for an order determining homestead status of real property (the "property"), all interested persons having been served proper notice of the petition and hearing, or having waived notice thereof, the court finds that:

1. The decedent died testate / intestate (*circle one*) , on_____(*insert date of death*), was domiciled in ORANGE County, Florida and was (*check all that are appropriate*):

    a. ☐Not survived by a spouse or the spouse waived their homestead rights.

    b. ☐ Survived by one or more minor children.

    c. ☐ Survived by one or more descendants.

    d. ☐ Survived by one or more heirs at law who are neither a spouse nor a lineal descendant.

2. At the time of death, the decedent owned and resided on the property described in the Petition and the property was the decedent's homestead.

3. Decedent's homestead is: (*check all that apply*)

    a. ☐ Devised by testate succession (*by Will*) to:

i. ☐ persons who are not protected heirs of the decedent.

ii. ☐ decedent's spouse

iii. ☐ one or more heirs of the decedent.

b. ☐ Decedent's homestead is not devisable.

c. ☐ Passes by intestate succession to:

i. ☐ spouse

ii. ☐ life estate to spouse, remainder to heirs

iii. ☐ intestate heirs

4. a. ☐ Decedent's homestead is located inside a municipality and the property, up to ½ acre, is exempt from creditor claims.

b. ☐ Decedent's homestead is located outside a municipality and the property, up to 160 contiguous acres, is exempt from creditor claims.

It is therefore **ADJUDGED** that the following described Property: (*provide the full legal description below*)

constituted the homestead of the decedent within the meaning of Section 4 of Article X of the Constitution of the State of Florida.

It is therefore **ADJUDGED FURTHER** that title to the property descended, as of the decedent's date of death and the constitutional exemption from claims of decedent's creditors inured to the decedent's surviving beneficiaries as follows: (*insert name(s), address, relationship and percentage*)

NAME	ADDRESS	RELATIONSHIP	SHARE

It is therefore **ADJUDGED FURTHER** that the petitioner is authorized and directed to surrender all of the property which may be in the possession or control of the petitioner to the heirs listed above and the petitioner shall have no further responsibility with respect to it.

ORDERED on _____.

_____

Circuit Judge