Without a valid will, your Trust Land Interests 5% or greater will be divided as follows:

Chart by Cecelia Burke, Institute for Indian Estate Planning © 2006

Who is “eligible” to inherit under these rules?

Any one of the following:
- Member of an Indian Tribe, or
- Eligible to become a member of a Tribe, or
- Person who owns an interest in trust land on or before October 27, 2004, or
- Person who meets the definition of Indian under the Indian Reorganization Act, or
- In California, any person who owns an interest in trust or restricted land in California, or
- Decedent's lineal descendants within 2 degrees of relationship to any Indian, or
- A trust co-owner in same parcel

If no Spouse & no Surviving Children, Grandchildren or Great Grandchildren
Then to your surviving Eligible parents to share equally
If none, then to your Eligible Siblings to share equally
If none, then to the Tribe with jurisdiction over parcel
If there are none of the above there are additional rules that allow co-owners to take or purchase interests or permit sale by U.S.