Without a valid will, your Individual Indian Money Account (IIM) will be divided as follows:

- **Surviving Spouse and Children**
  - Surviving Spouse 1/3 of IIM
  - Children 2/3 of IIM

- **Surviving Spouse and No Children**
  - Surviving Spouse 100% of IIM

- **No Spouse and Surviving Children**
  - Surviving children share 100% equally
  - If a child has died before you, that child’s share will be divided equally among that child’s children (your grandchildren)

- **No Spouse and only Surviving Great Grandchildren**
  - Surviving Great Grandchildren share 100% equally

If you have no Spouse & no Surviving Children, Grandchildren or Great Grandchildren then...

- Surviving Parents 100% of IIM to share equally
  - If none, then to Surviving Siblings to share equally
  - If none, then to the Tribe with jurisdiction

For Indian heirs: monies will be placed in their IIM Trust Account

An approved Tribal Probate Code with jurisdiction over your lands can alter the federal rules.

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