

# PROBATE PROCEDURES

“LCN” is an abbreviation for a legal newspaper of the county, a phrase used in 25 O.S. 106

	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
1.	Hearing on petition for probate of will if heir, legatee, or devisee not known. 58 OS 25	One	LCN	At least 10 days before hearing
2.	Any notice involving probate procedures to be published once a week for two or more consecutive weeks. 58 OS 32	Once each week for two or more consecutive weeks	LCN	Interval between first publication and each successive publication must be not less than six days
3.	Hearing on petition for probate of another will if heir, legatee, or devisee not known. 58 OS 63	One	LCN	At least 10 days before hearing
4.	Proceedings in case of lost wills; hearing thereon if heir, legatee, or devisee not known. 58 OS 81	One	LCN	At least 10 days before hearing
5.	Petition for letters of administration if heir, legatee, or devisee not known. 58 OS 128	One	LCN	At least 10 days before hearing
6.	Notice to creditors and notice of hearing on final accounting, determination of heirship and distribution and discharge in estates under \$60,000.00 may be combined in one notice. 58 OS 241	One each week for two consecutive weeks	LCN where probate is filed	Hearing set not less than 35 days after first publication
7.	Hearing on notice to creditors in summary probate administration. 58 OS 241, 246	Once each week for two consecutive weeks	LCN where petition filed	Hearing set not less than 45 days following the first publication of notice to creditors
8.	Notice by personal representatives to creditors to present claims. (Form of notice contained in 58 OS 331) 58 OS 331	One each week for two consecutive weeks	LCN where probate is filed	Within two months after appointment of executor; First publication within 10 days after filing of notice

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
9.	Hearing on petition of administrator or executor to mortgage all or part of real estate. 58 OS 385c	Once each week for two consecutive weeks in weekly or 10 days in daily	LCN	At least 15 days prior to hearing
10.	Hearing on petition of guardian to mortgage all or part of real property. 58 OS 385.2	Once each week for two consecutive weeks	LCN where hearing to be held	At least 10 days prior to hearing
11.	Notice of hearing on petition to mortgage. 58 OS 386	Two weeks in weekly or 10 days in daily	LCN where hearing to be held	Prior to such hearing
12.	Notice of sale of personal property at public auction. 58 OS 391.1	One	LCN	At least 10 days prior to sale
13.	Hearing on return of sale proceedings. 58 OS 391.1	One	LCN	At least 10 days prior to hearing
14.	Notice of sale of personal property at private sale. 58 OS 391.2	One	LCN	At least 10 days prior to sale
15.	Notice of hearing or administrator’s or executor’s return of proceedings at private sale. 58 OS 391.2	One	LCN	At least 10 days prior to hearing
16.	Notice of sale of realty — order to show cause. 58 OS 414	One	LCN	At least 10 days prior to hearing
17.	Notice of sale of realty at public auction. 58 OS 421	Once each week for two consecutive weeks	LCN in each county in which any part of land to be sold is situated plus county where order is made	Day of sale must not be earlier than 10 days from date of first publication

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18.	Notice of sale of realty at private sale. 58 OS 423	Once each week for two consecutive weeks	LCN in each county in which any part of land to be sold is situated plus county where order is made	Date for bids to be received must be at least 10 days from first publication
19.	Hearing on return of sale. 58 OS 426	One	LCN in each county in which any part of land to be sold is situated plus county where order is made	At least 10 days prior to hearing
20.	Notice of postponement of sale if postponement for more than 10 days. 58 OS 432	One	LCN where land is situated	At or after postponement
21.	Notice of petition for conveyance under contract of decedent. 58 OS 502	One	LCN in county where property located	At least 10 days prior to hearing.
22.	Date of hearing — Account for final settlement and petition for distribution. 58 OS 553	Once each week for two consecutive weeks	LCN	At least 10 days before hearing
23.	Hearing on petition for probate by non-residents. 58 OS 677	One	LCN	At least 20 days before hearing
24.	Petition for judicial termination of life estates or estates in joint tenancy. 58 OS 911	One	LCN	At least 10 days before hearing
25.	Petition of executor, administrator or guardian to execute oil and gas or other mining leases. 58 OS 925	One	LCN in county where court located and in LCN in county where land located	At least five days before sale

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
26.	Notice of application for approval of sale of oil and gas or other mining leases by administrator, executor or guardian. 58 OS 929.3	One	LCN	10 days before hearing
27.	Application of executor, administrator or guardian to grant easement. 58 OS 932	One	LCN	Not less than five days prior to hearing
28.	Application to declare missing or absent persons legally dead. 58 OS 944	Once each week for three consecutive weeks	LCN in county where action filed and at last location where absentee was last heard from	At least 20 days prior to hearing
29.	Notice of petition by executor, administrator or guardian to lease business property. 58 OS 962	For not less than three consecutive weeks	LCN	Three consecutive weeks prior to such hearing
30.	Advertisement of business property for lease after approval by court at hearing. 58 OS 962	For not less than three consecutive weeks	LCN	Not less than three weeks prior to date proposed leases to be presented to court
31.	Notice of filling of petition for execution of supervised power of attorney. 58 OS 1063	At least once	LCN where petition is filed	At least 10 days prior to the date set by the court for hearing

# PROPERTY

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
1.	Public trusts — invitation to bid on contracts for construction, labor, equipment, material or repairs in excess of \$50,000.00. 60 OS 176	One per week for two successive weeks	LCN where trust principal office is located	Two successive weeks prior to the date on which bids are received and opened
2.	Public trusts — sale of bonds or award of contracts for construction, labor and/or equipment. 60 OS 176	At least once a week for two successive weeks	LCN in the county where principal office of the trust is located	Two successive weeks prior to the date bids are received and opened
3.	Notice of hearing on petition for appointment of administrators for absentee estate. 60 OS 361	Two consecutive weeks	LCN where proceedings are pending	The last publication of said notice to be at least 15 days before the hearing on said petition
4.	Notice of abandoned property. 60 OS 662	At least two during year	LCN in county where last known address of any person named in the notice. (Must be in an *Oklahoma newspaper*)	During the year following receipt of the § 661 report
5.	Notice of sale of abandoned property. 60 OS 667	One	LCN in county where property to be sold, the county of residence of the holder, and the county of the last known address of the owner	At least three weeks in advance of sale
6.	General notice of intent to escheat postal savings system account. 60 OS 704	Three successive weeks	LCN in county where last known address shown on the account records for each account	Prior to escheating the accounts

# PUBLIC BUILDINGS AND PUBLIC WORKS

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
1.	Notice of proposals to award public construction contracts. 61 OS 104	Two consecutive weekly issues	LCN in county where work or major part is to be done	The first publication thereof to be at least 20 days prior to the date set for opening bids

# PUBLIC FINANCE

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
1.	Notice of Supreme Court hearing to approve series of bonds. 62 OS 57.12, 57.26, 57.42, 57.59, 57.72, 57.91, 57.111, 57.135, 57.313	One	LCN of general circulation and state	Not less than 10 days prior to the date of the hearing
2.	Notice of sale of bonds not sold to state treasurer. 62 OS 57.6, 57.20	At least two consecutive weeks	LCN with general circulation in state	At least 30 days prior to the date fixed for such sale
3.	Notice of sale of Oklahoma Building Commission bonds. 62 OS 57.35, 57.65	At least two consecutive weeks	LCN having general circulation in the state	20 days prior to the date fixed for such sale.
4.	Advertise for bids on Series D bonds. 62 OS 57.105, 57.129	At least once in each of two consecutive weeks	LCN in State of Oklahoma	Not less than 20 days prior to the date fixed for such sale
5.	Advertise the sale of Oklahoma building bonds. 62 OS 57.307	One	LCN in state	At least 10 days prior to the date fixed for such sale

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
6.	Notice of intent to cancel and destroy bonds. 62 OS 292	For at least 14 days	LCN within such municipality, political corporation, or subdivision of this state, or within county where same is located	Whenever the purposes for bonds has ceased to exist and no less than two weeks prior to taking action
7.	County or municipality notice to persons having indebtedness or claim against said county or municipality. 62 OS 310.4	Two consecutive times in a daily newspaper or once in a weekly newspaper	LCN	Anytime during the month of July
8.	Notice of date when bids will be received for municipal bonds. 62 OS 354	Once a week for two consecutive weeks	LCN in political subdivision	At least 10 days before the date when bids will be received
9.	Municipal notice of issuance of new bonds. 62 OS 392	One	LCN	At least 10 days before the date named for said hearing
10.	Notice of intention to fund special assessment. 62 OS 412, 422	One	LCN having general circulation in municipality	Not less than 10, no more than 30 days prior to the date set therein for the authorization
11.	Notice of intent to transfer sinking fund surplus to general fund. 62 OS 445	One	LCN in the municipality or in county if no LCN in city, town, or school district	Prior to making the transfer
12.	Notice of district court hearing on application for order authorizing transfer of sinking fund to general fund. 62 OS 447	Two consecutive weekly issues	LCN of general circulation throughout county	Prior to the date of the hearing

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
13.	Warrants — Treasurer publishes notice of monies on hand to pay registered warrants. 62 OS 475	One	One issue of a newspaper	When money is on hand to pay warrants
14.	Notice of ability to pay registered warrants. 62 OS 553	One	LCN of general circulation in Oklahoma County	Every 60 days
15.	Notice of any election upon the question of issuing bonds which if approved would require ad valorem tax levy or pledging the full faith and credit of the state. 62 OS 574	One	LCN of general circulation in area where inset said bond issued proceeds are to be expended	Prior to the election
16.	A vote on public trust issuance of revenue bonds. 62 OS 654	Once a week for four consecutive weeks	LCN within the municipality or county	Last publication to be not less than 10 days prior to the date of said election
17.	Notice of election for issuing general obligation bonds to finance low-interest loans. 62 OS 690.10	Once a week for two consecutive weeks	LCN	First publication at least 30 days prior to election
18.	Notice of time, place and when bids will be received on municipal or county bonds. 62 OS 804	Once a week for two consecutive weeks	LCN in such political subdivision	Sale shall not be conducted less than 10 days after the first publication
19.	Notice of public hearing on proposed adoption of project plan or subsequent amendment. 62 OS 859	One	LCN with circulation in city, town, or county	No later than 14 days before the date of the public hearing
20.	Report on ad valorem tax levies on real property 62 OS 867	One	LCN in general circulation in city, town, or county	At the time of submitting the reports which are due on or before the 90 <sup>th</sup> day following end of each fiscal year



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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
21.	Notice of filing an apparent sufficiency or insufficiency of initiative or referendum petition. 62 OS 868	At least one	LCN in municipality or county	After a physical count of the number of signatures appearing on the petition

## PUBLIC HEALTH AND SAFETY

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
1.	Notice of election to authorize levy. 63 OS 1-224	At least one issue each week for four weeks	LCN having general circulation in county	Prior to the date fixed for the election
2.	Notice of election to authorize issuance of bonds to construct and equip hospital or health facility. 63 OS 1-719	Two successive weeks in weekly or daily	LCN having general circulation in subdivision	Prior the election
3.	Notice of intent to make final determination on acquisition of long care facility. 63 OS 1-852	One	LCN of general circulation near the facility and LCN of general circulation in area where application is available for public inspection	Before making a final determination on an acquisition application
4.	Controlled Dangerous Substances — Seizure, forfeiture and disposition of property — Notice of seizure upon owner or interested parties whose addresses are not known. 63 OS 2-506	One	LCN in county where seizure was made	As soon as possible, at least 45 days prior to the date of the hearing

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5.	Controlled Dangerous Substances — Seized Property — Disposition — Notice of hearing of petition for sale of seized property. 63 OS 2-508	One	LCN in county where seizure was made	At least 10 days prior to the date of the hearing
6.	Notice of need for housing authority and number of housing units proposed. 63 OS 1055	One	LCN in area where need is certified	When governing body declares need for housing exists said declaration or need final if not protested within 30 days of said notice
7.	Notice of public hearing to consider proposed public housing project. 63 OS 1061	One	LCN within jurisdiction of housing authority	At least 10 days and not more than 30 days prior to said hearing
8.	Eye banks — Notice of application for permit to operate an eye bank. 63 OS 2210	One; shall cause public notice to be published	LCN where eye bank is to be located and where application is available for inspection	75 days before permit issued
9.	University Hospitals Authority/- University Hospitals Trust — Hearing by Supreme Court to approve the issuance of bonds. Notice of hearing and right to protest. 63 OS 3217	One	Newspaper of general circulation in the state	At least once 10 days before a hearing
10.	University Hospitals Authority/- University Hospitals Trust — Hearing by Supreme Court to approve any agreement for lease or operation of University Hospitals. Notice of hearing and right to protest. 63 OS 3225	One	Newspaper of general circulation in the state	At least once 10 days before a hearing

# PUBLIC LANDS

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
1.	Notice by Commissioners of Land office of intent to sell oil and gas or other mineral leases on public lands. 64 OS 1020	One	Two LCNs, one in county where land located, the other of general circulation in state	Not less than 30 days prior to the lease
2.	Notice of intent to sell Commissioners of the Land office public state or school lands. 64 OS 1047	Four consecutive issues	At least one weekly LCN in county where said lands are situated	Prior to such sale
3.	Advertisement of the sale by Commissioners of the Land office of lands and improvements. 64 OS 1054	One	LCN in county where land situated	15 days prior to the date of sale
4.	Notice of the Commissioner of Land office auction of oil and gas leases. 64 OS 1063	One	Two LCNs, one in county where land located, the other of general circulation in state	Not less than 30 days prior to the lease
5.	Notice of public sale of leases of public lands. 64 OS 1082	For two weeks	LCN in county where land situated	Prior to receiving bids
6.	Notice of the filing of petition to lease oil and to execute oil and gas lease for abandoned municipality. 64 OS 1083	Three successive issues	Weekly LCN in county where abandoned municipality located	First publication to be not less than 25 days prior to said hearing
7.	Commissioners of the Land Office notice of accepting competitive bids for mineral lease. 64 OS 1091	At least one	LCN in county where land located	Prior to accepting bids

# RAILROADS

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
1.	Notice of condemnation by a railroad. 66 OS 53	Once a week for two consecutive weeks	LCN in county where petition filed	Upon application and 10 days before selection of commissioners
2.	Notice of intention to provide railroad right of way for road improvements district. 66 OS 63	One	LCN within said road improvement district	Immediately upon the filing of a proposal
3.	Notice of intent to purchase abandoned railroad real property or bankrupt railroad property. 66 OS 65	For two consecutive weeks	LCN in county where real property located	Prior to purchase

# RECORDS

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	<b>SUBJECT AND CITATION</b>	<b>NUMBER OF TIMES PUBLISHED</b>	<b>WHERE PUBLISHED</b>	<b>WHEN PUBLISHED</b>
1.	Notice of the destruction of public record of plat or map. 67 OS 15	For the period of four weeks	One or more LCN	Hearing to be held not less than four weeks from the first publication
2.	Notice of filing of petition to establish and confirm title to realty where records destroyed. 67 OS 44	Four weeks successively	LCN	First insertion to be at least 30 days prior to term of court