

Estates - Descent and Distribution Chart: July 1, 1982 to Present [\[Va. Code Sec. 64.2-200\]](#)

	July 1, 1990 to present	July 1, 1985 to June 30, 1990	July 1, 1982 to June 30, 1985
1 st	ALL to the surviving spouse of intestate decedent IF all children of decedent are also children of surviving spouse. IF, decedent is survived by children of their descendants, NOT also children of surviving spouse, 2/3 to children, 1/3 to surviving spouse. Dower & Curtesy abolished as of 1/1/91.	To the surviving spouse, but if intestate survived by children or their descendants NOT children of surviving spouse, all to intestate's children, subject to dower or curtesy rights of surviving spouse (1/3 fee simple).	Same as 1985-1990
2 nd	If no spouse, all to intestate's children and their descendants.	2-11 same as current.	If no surviving spouse, to intestate's children and their descendants.
3 rd	If none, to father and mother, or survivor.		3-11 same as current.
4 th	If none, to brothers and sisters and their descendants.		
5 th	If none, one moiety (half) to paternal kindred and one moiety to maternal kindred as follows:		
6 th	To grandfather and grandmother, or survivor.		
7 th	If none, to uncles and aunts and their descendants.		
8 th	If none, to great-grandfather(s) and great-grandmother(s).		
9 th	If none, to brothers and sisters of grandfather(s) and grandmother(s) and their descendants.		
10 th	Continue, passing to nearest lineal ancestors and their descendants.		
11 th	If no paternal kindred, to maternal kindred; if no maternal kindred to paternal kindred; if neither, to kindred of spouse in like manner as if spouse died entitled to the estate.		

Estates – Descent and Distribution Chart: June 30, 1922 to June 30, 1982 [\[Va. Code Sec. 64.2-200\]](#)

	July 1, 1956 to June 30, 1982	March 29, 1923 to June 30, 1956	July 1, 1922 to March 28, 1923	January 1, 1787 to June 30, 1922
1 st	To children and their descendants, subject to surviving spouse's 1/3 fee dower or curtesy interest from 7/1/77 to 12/31/90; and 1/3 life estate dower or curtesy interest from 7/1/68 to 6/30/76; dower and curtesy interests applies when decedent died without issue and were subject to creditors of decedent. 3/30/24 - 6/30/68	To children and their descendants.	1-5 same as 1923 - 1956	Children and descendants (same as 1922-1956).
2 nd	If none, to Surviving spouse.	If none, to father and mother, or survivor.		If none, to father (Not to mother).
3 rd	3-11 same as current.	If none, to brothers and sisters, and their descendant.		If none, to mother, brothers and their descendants.
4 th		If none, to surviving spouse.		If none, paternal and maternal moieties as follows:
5 th		If none, one moiety to paternal and maternal kindred as follows:		To the grandfather.
6 th		6-11 same as current.	To grandfather and grandmother (did not provide for alternate descent to survivor).	If none, to the grandmother, uncles and aunts on the same side and their descendants.
7 th			If none, to great-grandfather(s) and great- grandmother(s).	If none, to great-grandfather(s).
8 th			If none, to brothers and sisters of grandfathers/grandmothers and their descendants and so on, passing to nearest lineal ancestors and their descendants.	If none, to great-grandmother(s) and brothers and sisters of grandmothers and grandfathers, and their descendants.
9 th			If no maternal or paternal kindred, to kindred of surviving spouse, in like course. [Note: Aunts and uncles appear to be excluded from this course of descent.]	And so on, to nearest lineal male ancestors, or, if none, to female ancestors in the same degree, and their descendants.
10 th				If no issue, father, mother, brother, or sister, or any paternal kindred, the whole to the maternal kindred; if no maternal kindred, the whole to the paternal kindred; if neither, the whole to the surviving spouse of the intestate; or if none, to the deceased's spouse's kindred in like course.
11 th				