

**FILED**

April 14, 2023 02:40 PM

ST-2018-PB-00122

TAMARA CHARLES  
CLERK OF THE COURT

**IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS  
DIVISION OF ST. THOMAS AND ST. JOHN**

IN THE MATTER OF THE ESTATE OF )  
)  
**RACHEL CLOTHILDA RAIMER THOMAS,** )  
**a/k/a RACHEL RAIMER THOMAS a/k/a** )  
**RACHEL C. THOMAS** )  
Deceased. )  
)

**PROBATE NO. ST-2018-PB-00122**

**ADJUDICATION**

**IN THIS MATTER THE COURT FINDS:**

1. That **RACHEL CLOTHILDA RAIMER THOMAS a/k/a RACHEL RAIMER THOMAS a/k/a RACHEL C. THOMAS**, decedent herein, died on October 26, 2015, in Lithonia, Dekalb County, Georgia, and decedent was an adult resident and domicile death. Lithonia, Dekalb County, Georgia at the time of her death:

2. That decedent died intestate.

3. That, on September 20, 2018, Luanne M. Bonnie, Conservator and Ex-Officio Administrator, by and through counsel Marjorie Whalen, Esq. of Kellerhals Ferguson Kroblin PLLC, filed the Petition for Order of Administration and for Letters of Administration wherein she petitioned for the admission of decedent's estate to probate administration and for the issuance of Letters of Administration to Aysha R. Gregory, Esq.

4. That, on October 3, 2018, the Court admitted decedent's estate to probate administration and issued Letters of Administration to Aysha R. Gregory, Esq. On August 9, 20.

Subsequently, the Court granted the Administratrix's substitution and appointed Stephen Raimer as Administrator *d.b.n.* on August 9, 2019.

5. That, pursuant to V.I. CODE ANN. tit. 15, § 84(5) (law of descent and distribution), the names and capacities of decedent's heirs-at-law, their relationship to decedent, and the portion of decedent's estate to which each such heir-at-law is entitled to inherit are as follows:

<u>NAME</u>	<u>RELATIONSHIP</u>	<u>CAPACITY</u>	<u>SHARE</u>
Edith Clarke	Daughter	Adult	One-half (1/2)
Dianne Thomas	Daughter	Adult	One-half (1/2)

6. That the property (real and personal) decedent died leaving and subject to distribution in this jurisdiction is as follows:

<u>PROPERTY</u>	<u>VALUE</u>
<u>REAL PROPERTY</u>	
Parcel 4J Estate St. Joseph & Rosendahl No. 4 Great Northside Quarter St. Thomas, U.S. Virgin Islands <sup>1</sup>	\$286,900.00
<b>TOTAL REAL PROPERTY</b>	<b>\$286,900.00</b>
<u>PERSONAL PROPERTY</u>	
Appliances – New Stove	\$ 300.00
<b>TOTAL PERSONAL PROPERTY</b>	<b>\$ 300.00</b>
<b>TOTAL PROPERTY</b>	<b>\$287,200.00</b>

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<sup>1</sup> Decedent acquired title to Parcel 4J, Estate St. Joseph & Rosendahl, No. 4 Great Northside Quarter, St. Thomas, Virgin Islands by Partition Deed dated March 7, 1967, by and among Mary Augusta Audain, Roy Raimer, Alfred Raimer, Doris Raimer Small, and Rachel Raimer Thomas as co-owners of the remainder of Parcel No. 4 Estate St. Joseph & Rosendahl. Said Partition Deed was recorded at the Office of the Recorder of Deeds, St. Thomas-St. John District on May 4, 1967, Book 8-T, P. 481, Doc. No. 2332, Aux. 17, P. 317.

Though Administrator *d.b.n.* avers that that Parcel 4J, Estate St. Joseph & Rosendahl was subsequently further partitioned into Parcel 4J-2 and Parcel 4J Remainder (and provided a May 8, 2020, email communication between West Indies Title LLC and the Estate's counsel, said subsequent partition was not recorded at the Office of the Recorder of Deeds and therefore the Court cannot recognize it.

7. That the Notice to Creditors was duly posted and was duly published on a continuous daily basis beginning on November 5, 2018, and ending on November 27, 2018, inclusive, in the *Virgin Islands Source*, an internet newspaper of general circulation in U.S. Virgin Islands, and that the debts and claims to the estate were limited to the two items listed herein. Both were paid, settled, or resolved by heir Edith Clarke, and proof of such was filed with the Court:

- a. Approximately Forty Thousand Dollars (\$40,000.00) for nursing home bills.
- b. Property taxes in the amount of Ten Thousand One Hundred Eighty Dollars and One Cent (\$10,180.01).

8. That the Notice of Hearing on Final Account was duly posted and was duly on a continuous daily basis beginning on June 27, 2022, and ending on July 25, 2022, inclusive, in the *Virgin Islands Source*, an internet newspaper of general circulation in the U.S. Virgin Islands. The hearing on the final account was held September 12, 2022, and no objections were made to the final account prior to or at the hearing, and the Court accepted the final account<sup>2</sup>; and

9. That decedent having died after the enactment of 33 V.I.C. § 5 (the inheritance tax exemption) on September 18, 1984, no inheritance tax is due from decedent's estate.

**WHEREFORE**, it appearing to the Court that the estate of **RACHEL CLOTHILDA RAIMER THOMAS a/k/a RACHEL RAIMER THOMAS a/k/a RACHEL C. THOMAS**, deceased, is ready to be closed, it is hereby,

**ORDERED, ADJUDGED, and DECREED** that, pursuant to the law of descent and distribution (15 V.I.C. § 84(5)), all the rights, title, and interest of decedent in and to the real

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<sup>2</sup> Initially, the Court reserved ruling on the Final Account, but accepted it On March 22, 2023, after further documentation was filed by the Administrator *d.b.n.*

property described, to wit, as:

**PARCEL 4J**  
**ESTATE ST. JOSEPH & ROSENDAHL**  
**NO. 4 NORTHSIDE QUARTER**  
**ST. THOMAS, U.S. VIRGIN ISLANDS**

shall be, and the same are, vested in **EDITH CLARKE and DIANE THOMAS**, *in equal shares as tenants in common*; and it is further,

**ORDERED, ADJUDGED, AND DECREED** that all of decedent's right, title, and interest in and to the personal property described as:

**APPLIANCES – NEW STOVE**

shall be distributed to **EDITH CLARKE and DIANE THOMAS** *in equal shares*; and it is further,

**ORDERED** that, upon the entry of this Adjudication, the actions of the Administrator *d.b.n.* shall be limited to the distribution of decedent's estate; and it is

**ORDERED** that, pursuant to Rules 19 and 20 of the Virgin Islands Rules for Probate and Fiduciary Proceedings, within thirty (30) days after the entry of this Adjudication, the Administrator *d.b.n.* shall file proof of the recording of this Adjudication at the Office of the Recorder of Deeds, St. Thomas-St. John District, U.S. Virgin Islands and the receipt(s) of distribution of the personal property; and it is further,

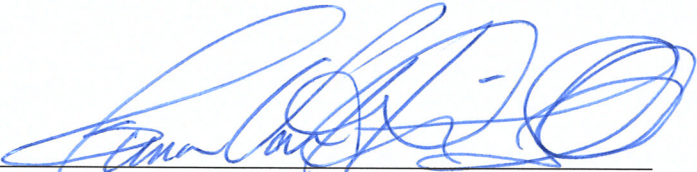
**ORDERED** that, **immediately** upon the expiration of thirty (30) days after the entry of this Adjudication, the Letters of Administration dated August 9, 2019, as issued to Stephen Raimer shall have **NO FORCE OR EFFECT OF LAW**; and it is further,

**ORDERED** that, in accordance with V.I. R. PROB. 21, upon the filing of proof of the recording of this Adjudication and the receipt(s) of distribution, the Administrator *d.b.n.* shall be

In the Matter of the Estate of **RACHEL CLOTHILDA RAIMER THOMAS a/k/a RACHEL RAIMER THOMAS a/k/a RACHEL C. THOMAS**, deceased.  
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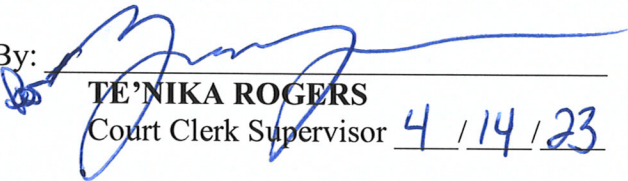
discharged from the obligations of his trust and the Clerk of the Court shall register these proceedings as closed.

Dated: April 14, 2023



**SIMONE VAN HOLTEN-TURNBULL**  
Magistrate Judge of the Superior Court  
of the Virgin Islands

**ATTEST:**  
**TAMARA CHARLES**  
Clerk of the Court

By:   
**TE'NIKA ROGERS**  
Court Clerk Supervisor 4 / 14 / 23