

4B-801. Proof of authority.

[For use with Rule 1B-201 NMRA]

STATE OF NEW MEXICO
COUNTY OF _____
PROBATE COURT

IN THE MATTER OF THE ESTATE OF
_____, DECEASED No. _____

PROOF OF AUTHORITY

I, _____, domiciliary personal representative of the estate of the decedent (including a tribal court appointee designated by a tribal court or the Bureau of Indian Affairs), make the following statements and filings with the court so that I, as the personal representative, may exercise all the powers of a local personal representative for the estate of the decedent, as provided in Section 45-4-205 NMSA 1978, over assets located in _____ County, State of New Mexico.

1. _____, deceased, was domiciled in _____ County, State of _____, at the time of death on _____.

2. The decedent died (*choose one*) [testate] [intestate].

3. By its order dated _____, the court in _____ County, State of _____, opened the estate of the decedent in Case No. _____ and appointed me (*choose one*) [personal representative] [tribal court appointee] of the estate of the decedent. An authenticated copy of the (*choose one*) [order] [tribal appointment] appointing me as (*choose one*) [personal representative] [tribal court appointee] is filed with this Proof of Authority.

4. I, the domiciliary foreign personal representative, was appointed and served (*choose one*) [with] [without] bond as (*choose one*) [personal representative] [tribal court appointee] of the estate of the decedent. An authenticated copy of the bond (if applicable) is filed with this Proof of Authority.

5. (*Choose one*) [Letters of Administration] [Letters Testamentary] [equivalent indicia of authority from a tribal court or the Bureau of Indian Affairs] was/were issued on _____. An authenticated copy of the (*choose one*) [Letters of Administration] [Letters Testamentary] [equivalent indicia of authority from a tribal court or the Bureau of Indian Affairs] is filed with this Proof of Authority.

6. My address is _____.

7. No local administration or application or petition for a local administration is pending in the State of New Mexico.

I affirm under penalty of perjury under the laws of the State of New Mexico that all of the above statements are true and correct.

Domiciled foreign personal representative (*including a tribal court appointee*)
(*signature*)

Printed name

Date

Address

City, state, and ZIP Code

Telephone number (*optional*)

Email address (*optional*)

[Adopted by Supreme Court Order No. 18-8300-014, effective for all cases pending or filed on or after December 31, 2018; as amended by Supreme Court Order No. 21-8300-019, effective for all cases pending or filed on or after December 31, 2021.]