**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.]