

**IN THE ISLETA TRIBAL COURT
ISLETA, NEW MEXICO**

IN THE MATTER OF THE ESTATE OF:

CASE NO. _____

**PETITION FOR PROBATE OF WILL AND
TO APPOINT EXECUTOR / ADMINISTRATOR**

COMES NOW, the Petitioner _____, and states the following:

1. I had the following relationship with the decedent, the person who died, that qualifies me to act as the Administrator of the Estate. (*Check one of the boxes below*)
 - I have been nominated in the will of the decedent to act as Administrator*;
 - I am the surviving spouse of the decedent and am listed in the will as a devisee;
 - I am one of the devisees listed in the will;
 - I am the surviving spouse of the decedent, but I am not listed in the will as a devisee;
 - I am an interested person, including a creditor of the decedent;
 - I have been nominated as personal representative and the signatures of those with priority who have concurred with my appointment are attached.

Priority of persons seeking appointment as Administrator (in order of priority):

- 1) Person named in the will to serve as the Executor, Administrator, or Personal Representative;
- 2) Surviving spouse of the decedent;
- 3) Surviving children of the decedent;
- 4) Surviving parents (if no spouse or children);
- 5) Surviving siblings (if no spouse, children or parents)
- 6) An interested person other than a spouse, devisee or heir, with consent of all heirs having priority.

If you are not the first person designated in the will or not listed in the will to act as Administrator, each of the devisees must consent to your appointment as Administrator (by signing the Consent on the last page of this petition). For example, if you are the second person listed but everyone listed in the will wants you to act as Administrator, each person with a higher priority must sign the consent section of the application.

2. The decedent died on _____ (date), at the age of _____. At the time of death, the decedent was domiciled or owned property located within the Pueblo of Isleta Reservation and resided at (physical address): _____
3. I am filing the original of the will of the decedent, dated _____, attached to this petition. I believe that this is the current and correct will of the decedent.
4. Following is a list of the devisees named in the will, (including myself).

Petitioner's Name: _____ Phone: _____

Address: _____

Relation to decedent: _____ Age (if a minor): _____

Full Name: _____ Phone: _____

Address: _____

Relation to decedent: _____ Age (if a minor): _____

Full Name: _____ Phone: _____

Address: _____

Relation to decedent: _____ Age (if a minor): _____

Full Name: _____ Phone: _____

Address: _____

Relation to decedent: _____ Age (if a minor): _____

Full Name: _____ Phone: _____

Address: _____

Relation to decedent: _____ Age (if a minor): _____

Full Name: _____ Phone: _____

Address: _____

Relation to decedent: _____ Age (if a minor): _____

5. Below is a list of decedent's heirs (i.e. spouse, children and others) who were NOT named in the will.

Full Name: _____ Phone: _____

Address: _____

Relation to decedent: _____ Age (if a minor): _____

Full Name: _____ Phone: _____

Address: _____

Relation to decedent: _____ Age (if a minor): _____

Full Name: _____ Phone: _____

Address: _____

Relation to decedent: _____ Age (if a minor): _____

6. I believe that this will has been validly executed; and I have carefully searched for a document that revokes this will and have not found such a document.

7. I do not know of any other probate action in this matter, nor has an administrator or personal representative been appointed either in New Mexico or any other jurisdiction.

WHEREFORE, Petitioner respectfully requests that the Court:

1. Appoint Petitioner as the Administrator of the decedent's estate;
2. Issue Letters Testamentary to Petitioner;
3. Set this matter for a hearing *and* send notice to all persons I have listed as either a devisee or heir; and
4. Order other such relief as this court believes to be appropriate.

I hereby certify that the information I have provided in this petition is true, and correct to the best of my knowledge and belief.

Print Name of Petitioner Signature of Petitioner Date

Subscribed and Sworn before me this _____ day of _____, 20____.

Notary Public
My Commission Expires on: _____

CONSENT TO PETITIONER'S APPOINTMENT AS ADMINISTRATOR

If any devisee has an equal or higher priority than you for appointment as Administrator, you must have each person sign below to show their consent to your serving as Administrator.

I _____, hereby consent to the appointment of the personal representative listed above.

Signature: _____ Relationship to decedent: _____
Street Address: _____ City/State/Zip: _____

I _____, hereby consent to the appointment of the personal representative listed above.

Signature: _____ Relationship to decedent: _____
Street Address: _____ City/State/Zip: _____

I _____, hereby consent to the appointment of the personal representative listed above.

Signature: _____ Relationship to decedent: _____
Street Address: _____ City/State/Zip: _____

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