

General Instructions for filling out a Petition for Probate: Please print clearly. If any of the information is unknown, write in, "unknown." If anything does not apply, write in, "NA." Do not leave any line blank. If you do not provide the required information and/or all the required documentation, this may result in delay of hearing or your petition may be dismissed.

Use the instructions below to fill out the petition. The instructions/explanations correspond to the same number and heading found on the petition. The *Petition for Probate* is intended for use by either a person named in the Will or any other interested party. Either person may request the Court to determine the validity of the Will and to distribute the property to the beneficiaries named in the Will or their heirs.

IN THE COMMUNITY COURT
OF THE
SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY

In the Matter of the Estate of:)	Case No.: <u>A case number will be assigned</u>
)	
<u>Write in Decedent's full legal name,</u>)	PETITION FOR PROBATE
Deceased Person.)	Approval of Wills S.R.O. § 9-3
_____)	

- 1) Information about me, the Petitioner: **Completely fill in all requested information**
- 2) My relationship to the Decedent is: **Check all the boxes that apply**
- 3) The basis for the Court's jurisdiction is: **Check all the boxes that apply**
- 4) I am requesting the Court to probate the Will of: **Completely fill in the requested information**
- 5) ☐ Decedent's death certificate is attached or ☐ I will file it 5 days prior to the hearing
In order for the Court to probate the estate, it must have a copy of the *Death Certificate* confirming that the person is deceased.
- 6) I believe that the Will, dated _____, is the Decedent's last Will and was validly executed; and after exercising reasonable diligence, I am unaware of any instrument revoking said Will. **Check only one box**
- 7) I am requesting the Court to appoint an Administrator/Executor and issue Letters to:
If in the Will, an Administrator/Executor is identified, and this person is alive and willing to accept the appointment, fill in the requested information. On the other hand, if this person is deceased or unwilling to perform, or there is no named Executor, you may nominate a person to act subject to the Court's approval. Check the box that best identifies the situation.
- 8) Information about the persons named in the Decedent's Will, whether living or deceased, or names of persons who might be Decedent's heirs: **Completely fill in all requested information. If adding additional page(s) of names, check the box and add the page(s) after page 2 of the petition.**
- 9) Information about Decedent's personal property subject to probate: Assets
Check the boxes that apply and fill in associated information where applicable
- 10) Information about Decedent's personal property subject to probate: Debts
Check the boxes that apply and fill in associated information where applicable

I state to the Court, under penalty of perjury, that I have read this petition and all the statements in the petition are true and correct and complete to the best of my knowledge and belief.

Sign and date before a Court Clerk or Notary Public

Petitioner's Signature

_____ Date

Signed and Sworn to or affirmed before me this _____ day of _____, 20_____

Court Clerk or Notary Public

**IN THE COMMUNITY COURT
OF THE
SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY**

In the Matter of the Estate of: _____

Case No.: _____

PETITION FOR PROBATE

Approval of Wills S.R.O. § 9-3

_____,
Deceased Person.

1) Information about me, the Petitioner:

Name: _____ Birth date: _____
Month Day Year

Address: _____
Street Name City State ZIP

Is the above address within SRPMIC? yes no (circle one)

2) My relationship to the Decedent is: (check all boxes that apply)

- ☐ I am named in the Decedent's Will
☐ I am related to the Decedent, I am the Decedent's _____
☐ I am an interested party

3) The basis for the Court's jurisdiction is: (check all that apply)

- ☐ Decedent left property situated in SRPMIC
☐ At the time of death, Decedent lived in the SRPMIC

4) I am requesting the Court to probate the Will of:

Decedent's full legal name: _____

Date of birth: _____ Date of death: _____
Month Day Year Month Day Year

Address at time of death: _____
Street Name City State ZIP

Is this address within SRPMIC? yes no unknown

Decedent's marital status at time of death: married single divorced unknown (circle one)

Tribal affiliation and enrollment number: _____

5) ☐ Decedent's death certificate is attached or ☐ I will file it 5 days prior to the hearing

6) I believe that the Will, dated _____, is the Decedent's last Will and was validly executed; and after exercising reasonable diligence, I am unaware of any instrument revoking said Will.

- a. ☐ I have attached the original or authenticated copy of the Will to the petition
b. ☐ I will file the Will with the court no later than 5 business days before the hearing
c. ☐ The Will is on file at SRPMIC Legal Services Office

7) I am requesting the Court to appoint an Administrator/Executor and issue Letters to:

Name: _____

Address: _____
Street Name City State ZIP

Is the above address within SRPMIC? yes no (circle one)

Tribal affiliation and enrollment number: _____

- ☐ The above person is named in the decedent's Will and consents to act
- ☐ No Executor is named in the Will; and I nominate the person named above
- ☐ The named Executor has since died or is unwilling to perform the duties; and I nominate the person named above

8) Information about the persons named in Decedent's Will, whether living or deceased, and names of persons who might be Decedent's heirs:

Name: _____ Relationship to decedent: _____

Address: _____
Street Name City State ZIP

Is this address within SRPMIC? yes no Is this person named in the Will? yes no

Name: _____ Relationship to decedent: _____

Address: _____
Street Name City State ZIP

Is this address within SRPMIC? yes no Is this person named in the Will? yes no

Name: _____ Relationship to decedent: _____

Address: _____
Street Name City State ZIP

Is this address within SRPMIC? yes no Is this person named in the Will? yes no

Name: _____ Relationship to decedent: _____

Address: _____
Street Name City State ZIP

Is this address within SRPMIC? yes no Is this person named in the Will? yes no

Name: _____ Relationship to decedent: _____

Address: _____
Street Name City State ZIP

Is this address within SRPMIC? yes no Is this person named in the Will? yes no

Name: _____ Relationship to decedent: _____

Address: _____
Street Name City State ZIP

Is this address within SRPMIC? yes no Is this person named in the Will? yes no

☐ Check here if additional names are being attached

9) Information about Decedent's personal property subject to probate: Assets

- ☐ Home located at: _____
 Street Name *City* *State* *Zip*
- ☐ Bank accounts; list bank or financial institution's name and type of account and approximate value

- ☐ Federal or State income tax return what year? _____
- ☐ Pay check, provide employer's name, address and telephone number

- ☐ SRPMIC per capita
- ☐ Vehicles, provide make and model of each vehicle that decedent owned with no balance due

- ☐ other personal property, please specify: _____

10) Information about Decedent's personal property subject to probate: Debts

- ☐ Mortgage; home is located at: _____
 Street Name City State Zip
- How much is still owed? \$ _____ What are the monthly mortgage payments? \$ _____
- ☐ Vehicle how much is owed? \$ _____ To whom? _____
- ☐ Taxes State taxes due? _____ Federal taxes due? _____
- ☐ Hospital bills
- ☐ Unpaid funeral or burial expenses
- ☐ List any other known debts that the decedent may have had: _____
- _____

I state to the Court, under penalty of perjury, that I have read this petition and all the statements in the petition are true and correct and complete to the best of my knowledge and belief.

Petitioner's Signature

Date _____

Signed and Sworn to or affirmed before me this _____ day of _____, 20____.

Court Clerk or Notary Public