

PACKET
FOR
PROBATE
OF ESTATES

OF LESS THAN
FIFTY THOUSAND DOLLARS
(\$50,000.00)

NO WILL

IN THE TRIBAL COURT OF THE
FORT MCDOWELL YAVAPAI NATION

In the Matter of the Estate of:)	Case No.:
_____)	
Deceased)	PETITION TO PROBATE ESTATE
)	OF LESS THAN \$ 50, 000.00
)	(WITHOUT A WILL)
DOD)	
_____)	

1. _____, Petitioner hereby files this Petition for the appointment of Personal Representative to administer the Estate of _____ decedent who died without leaving a will.

2. Petitioner's address: _____

3. I am entitled to file this petition because:

- I am the surviving spouse of the decedent; or
- I am a parent of the decedent; or
- I am an adult child of the decedent; or
- I am a sibling of the decedent;
- I am related to the decedent as follows: _____
- I am an individual entitled to property of the decedent under the law.
- I am a creditor of the decedent and at least 45 days have passed since the decedent's death.

4. _____, the decedent died on _____, 20__ at the age of _____ years. At the time of death, the decedent was living at the following address: _____
One hundred twenty hours have passed since the decedent's death.

5. The Court has jurisdiction because (check all that apply):

- At the time of death, Decedent was an enrolled member of the Fort McDowell Yavapai Nation;
- At the time of death, Decedent was a resident of the Fort McDowell Yavapai Nation;
- At the time of death, Decedent owned property located on the Fort McDowell Yavapai Nation; or
- Other: _____

6. The decedent owned real and personal property of a value of less than \$50,000.00.

7. A necessity exists for the administration of the Decedent's estate.
8. The following persons are the surviving spouse, children and other heirs entitled to take property and their names, addresses and description of relationship:

Name:	Age:	Address:	Relationship:
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

9. All children born or adopted by the Decedent are listed above Yes No
10. Petitioner is qualified to act as Personal Representative of Decedent's estate.
11. To the best of my knowledge,
 - A Personal Representative for the Decedent's estate has NOT been appointed in this jurisdiction or elsewhere; or
 - A Personal Representative for the Decedent's estate has been appointed in this jurisdiction or in another jurisdiction as follows:

Name: _____

Jurisdiction and Case No.: _____

12. I have not or have received a demand for notice from any interested person.
13. I am not or am aware of any demand for notice by any interested person or any proceedings concerning the decedent at Fort McDowell or elsewhere.
14. After the exercise of reasonable diligence, Petitioner is unaware of any unrevoked testamentary instrument executed by decedent relating to property subject to the jurisdiction of this Court.
15. I have priority for my appointment as Personal Representative because:
 - I am the decedent's surviving spouse; or
 - I am a parent of the decedent; or
 - I am an adult child of the decedent; or

- I am a sibling of the decedent;
- I am related to the decedent as follows: _____
- I am an individual entitled to property of the decedent under the law.

16. The names and address of all parties who have a prior or equal right to appointment as Personal Representative are:

17. During the Decedent's lifetime, he/she was married as follows:

Name and Address of Spouse: _____

Name and Addresses of children of this marriage: _____

Name and Address of Spouse: _____

Name and Addresses of children of this marriage: _____

Name and Address of Spouse: _____

Name and Addresses of children of this marriage: _____

18. The personal representative should not be required to post a bond.

19. The time for appointment has not expired because:

Two years have not passed since Decedent's death; or

Other:

WHEREFORE, Petitioner prays that the Court

Check all that apply:

- Appoint _____ as Personal Representative of the decedent's estate;
- Give the appointed Personal Representative full authority to administer the decedent's estate.
- Schedule a hearing to determine the decedent died without a will;
- Determine the decedent's lawful heirs; and/or
- Grant the Petitioner such other relief as to which he or she may be entitled

SUBMITTED this _____ day of _____, 20_____.

Petitioner

THIS DOCUMENT MUST BE NOTARIZED

OATH and VERIFICATION

I swear under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Date

Signature

SUBSCRIBED and SWORN to before me this ____ day of _____, 20__

Notary

IN THE TRIBAL COURT OF THE
FORT MCDOWELL YAVAPAI NATION

In the matter of the Estate of: _____) Case No.
_____)
Deceased) ACCOUNTING AND
) MOTION TO CLOSE ESTATE
)
)
)
)
DOD: _____)

COMES NOW _____, the personal representative of the above named estate and files this accounting of debts paid, property collected, and monies distributed, if any, by the estate.

ACCOUNTING

Property collected (Includes vehicles, money, personal effects):

Debts Paid:

No debts remain unpaid or there is not enough money to pay them from the assets of the estate.

Monies and Property Distributed (Include name and address of the person receiving said property):

Accounting and Motion to Close Estate

This motion is based upon the fact that the Personal Representative has paid all debts and made all distributions, if any, necessary to close the estate.

Dated: _____

Personal Representative