

**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, 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 personal representative of the estate of the decedent. An authenticated copy of the order appointing me as personal representative is filed with this Proof of Authority.
4. I, the domiciliary foreign personal representative, was appointed and served (*choose one*) [with] [without] bond as personal representative 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] were issued on \_\_\_\_\_. An authenticated copy of the (*choose one*) [Letters of Administration] [Letters Testamentary] is filed with this Proof of Authority.
6. My address is \_\_\_\_\_.
7. No local administration of 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  
(signature)

\_\_\_\_\_  
Printed name

\_\_\_\_\_  
Date

\_\_\_\_\_  
Address

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City, state, and ZIP Code

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Telephone number (optional)

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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.]

**4B-802. Certificate acknowledging receipt of documents related to 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. \_\_\_\_\_

**CERTIFICATE ACKNOWLEDGING RECEIPT OF DOCUMENTS  
RELATED TO PROOF OF AUTHORITY**

I, \_\_\_\_\_, Probate Judge of \_\_\_\_\_ County, acknowledge receipt of the following documents related to proof of authority under Section 45-2-204 NMSA 1978, in the above-captioned cause:

1. Authenticated copies of documents related to the appointment of the domiciliary foreign personal representative, and of official bond given, if any; and
2. A statement of the domiciliary foreign personal representative=s address.

In accordance with Section 45-4-205 NMSA 1978, a domiciliary foreign personal representative who has complied with Section 45-4-204 NMSA 1978 may exercise as to assets in New Mexico all powers of a local personal representative and may maintain actions and proceedings in New Mexico subject to any conditions imposed upon nonresident parties generally.

Witness my hand and seal of the Probate Court on \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
County Probate Judge

(Seal)

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