



**IN THE SANTA ANA TRIBAL COURT
COUNTY OF SANDOVAL
STATE OF NEW MEXICO**

_____, **Petitioner,**

Case No. _____

REGARDING THE ESTATE OF:

_____, **Decedent.**

PETITION AND APPLICATION
FOR APPOINTMENT AS EXECUTOR OF ESTATE

1. The decedent is a tribal member of the Pueblo of Santa Ana, or lived within, the jurisdictional boundaries of the Pueblo of Santa Ana at the time of death.
2. Plaintiff's claim arises from the following:

3. Your relationship to the deceased person (also called the "decedent"):

4. Statement of domicile, the primary residence, of the person at the time of their death:

5. Names and full addresses (including yourself if you are an heir) of the surviving:

a. Spouse

b. Children

c. Other heirs (even if they are not entitled to receive anything):

d. devisees (anyone named in the will, if a will exists, including churches, schools, organizations, etc);

6. Ages of any minor children of the deceased person [You do not need to list alternate beneficiaries (who would inherit if primary-named beneficiaries have died) unless the primary beneficiary has died.]

7. Date of Decedent's death:

8. Age of Decedent at time of Death:

9. Do you have written consent of anyone with equal or higher priority for appointment as personal representative? Yes or No (circle one). *Provide a copy of any and all written consents to this Petition.*

10. List the name and address of any and all parties that you know of who have an interest in this case.

11. Other relevant facts:

12. What the Petitioner wants in terms of other orders by the Contemporary Court:

I HEREBY SWEAR AND AFFIRM UNDER PENALTY OF PERJURY THAT THE INFORMATION SUBMITTED IN THIS PETITION IS TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF, I HAVE INVESTIGATED THE INFORMATION CONTAINED HEREIN, THIS COMPLAINT IS NOT SUBMITTED FOR AN IMPROPER PURPOSE, IS FACTUALLY ACCURATE, AND THERE IS EVIDENCE TO SUPPORT THE ALLEGED FACTS CONTAINED HEREIN.

Date

Signed

Print Name

Address

City, State, Zip Code

Telephone Number

E-mail address

USE NOTE:

Civil Rule 1. FILING A COMPLAINT OR PETITION

- (A) A lawsuit is started when a person files a Complaint or Petition with the Contemporary Court.
- (B) In general, a Petition is used for family matters such as a divorce proceeding, guardianship or establishing paternity.
- (C) A Complaint is used for most other civil suits.
- (D) The Complaint must have the following information and contain the caption and form set out in the Complaint -CivilComplaint.Form-PSA-001:
 - i. The name and address of the person(s) filing the complaint, known as the Plaintiff.
 - ii. The name and address of the person(s) or entity against whom the complaint is filed- known as the Defendant.
 - iii. Whether the Plaintiff and Defendants, are members of the Santa Ana Pueblo or any other federally recognized tribe, or are a business operating on tribal lands.
 - iv. When and where the events took place.
 - v. What law the Defendants or his/her actions violated and what law covers the Complaint or Position.
 - vi. What remedy the Plaintiff wants in terms of damages (money) or orders of the Contemporary Court.

Rule 6. ALL DOCUMENTS MUST BE SIGNED

The Complaint, Answer, and all Motions or other documents (called “Papers”) filed with the Court must be signed by the person submitting the document. The address and phone number of the individual signing must follow the signature. By signing, the person submitting the document is certifying that to the best of the individual’s knowledge, information and belief, and after investigating the matter, the complaint or document is not submitted for an improper purpose, is factually accurate, there is evidence to support the alleged facts, and the claims are supported by existing law. If a person is represented by an attorney or advocate, only the attorney or advocate may file papers.

(Reference: Pueblo of Santa Ana Rules of Procedure for the Contemporary Court; Adopted by Resolution No. 07-R-54, November 8, 2007. Form amended 01/27/17.)