

1 PYRAMID LAKE TRIBAL COURT
2 P.O. BOX 257 / 221 HWY 447
3 NIXON, NV 8424
4

5 **PETITION FOR PROBATE**
6

7 **PACKET INCLUDES PETITION INSTRUCTIONS AND FILING PROCESS**
8

9 **ATTENTION: THIS PACKET IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY**
10 **OR ADVOCATE. COUNSEL IS ALWAYS RECOMMENDED FOR LEGAL MATTERS.**
11

12 **The laws governing the Pyramid Lake Paiute Reservation allow any person to represent**
13 **him/herself in any legal action heard in the Pyramid Lake Tribal Court. However, filing**
14 **Petitions/Application/Complaints with the Court and representing yourself in the**
15 **Courtroom can involve complex legal matters. This packet only addresses a few legal**
16 **issues involved in bringing your matter before Court.**

17 **When appearing pro se, Latin for “on one’s own behalf”, you are responsible for**
18 **understanding the law that governs your case and for filing the correct legal documents.**
19 **The laws and rules are set out in the Pyramid Lake Law & Order Code, the Federal Rules**
20 **of Civil Procedure, and the Pyramid Lake Tribal Court Operational Procedures.**

21 **When you return to the Court and sign these documents for filing, the Court assumes**
22 **that all documents are read carefully and all potential outcomes of litigation in this matter**
23 **are understood.**

24
25
26
27 ****BEFORE FILING IN ANY PORTION OF THE PETITION, READ ALL MATERIALS**
28 **AND, IF NEEDED, REQUEST CLARIFICATION FROM THE COURT STAFF.****

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1. Fill out the Petition completely. Use blue or black ink only to fill out the forms and neatly print the information requested. DO NOT USE WITE-OUT or any other fluid/tape on the forms. The Complaint will not be accepted by the Court Personnel if correction fluid/tape is used.
2. On page 1, State the Decedents Name under "In the matter of:"
3. On page 1, Write your name next to "Petitioner";
4. On Page 1, Section I: Write the Decedents name, date of birth, and date of death. Evidence of death must be attached (Certified Copy of Death Certificate);
5. On Page 2, Section II, Write all the heirs and their requested information. MUST include legally married spouse, all living parents, siblings, and all children even if estranged, out of state, or disinherited in will.
6. Section III, Write any property of the decedent;
7. Section IV, Write any special letters needed;
8. Section V, Check all that apply;
9. The last page must be completely filled out, as the Court staff are not locators of addresses. Please state mailing and physical addresses as this is necessary for proper service of Petition. ****PLEASE BE ADVISED: We cannot and will not look into the Court management System to locate an address, as it is your responsibility.****
10. If you plan on returning to the Courthouse to file the Complaint, wait to sign the Petition in front of staff so they may sign stating that the signature was witnessed. However, if you are mailing, emailing, or faxing the Complaint, have each area designated for a signature, notarized.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

11. Once the complaint is completed and ready to be filed, submit the filing fee (\$75.00), and the Petition to Court Personnel.

12. If you are submitting your Complaint with an Application Waive Filing Fees (herein after: "Application") the Petition will not be filed until a decision on the Application is rendered. Should the Judge approve the Application, your petition will be filed, however, if it is denied, you will be contacted and must pay the filing fee prior to the Complaint being filed. If the Application is approved, no filing fees will be assessed for thirty (30) days per Application.

IF THERE ARE ANY FURTHER QUESTIONS, PLEASE DO NOT HESITATE TO CALL THE PYRAMID LAKE TRIBAL COURT AT (775) 574-1094.

1 **IN THE PYRAMID LAKE TRIBAL COURT IN AND FOR THE**
2 **PYRAMID LAKE INDIAN RESERVATION**
3 **WASHOE COUNTY, NEVADA**

4
5 **IN THE PYRAMID LAKE TRIBAL COURT IN AND FOR THE**
6 **PYRAMID LAKE INDIAN RESERVATION**
7 **WASHOE COUNTY, NEVADA**

8
9 **IN THE ESTATE OF:**) **Case No. PL.CV-PR-20** _____
10)
11) **PETITION FOR PROBATE**
12) **LETTERS OF ADMINISTRATION**
13)
14 _____)

15 COMES NOW, Petitioner, _____, and for cause of action
16 alleges as follows:

17 I

18 That the Decedent, _____

19 D.O.B.: _____ D.O.D.: _____ (Proof of

20 D.O.D. Attached) was at the time of his death was (check all that apply):

- 21 A resident of the Pyramid Lake Paiute Reservation;
- 22 A Member of the Pyramid Lake Paiute Tribe;
- 23 Other (Explain): _____
- 24 _____

25 II

26 That the following are the heirs of the above named mentioned (MUST include
27 legally married spouse, all living parents, siblings, and all children even if estranged, out
28 of state, or disinherited in will.):

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Name: Age: Relationship:

Mailing Address:

Physical Address:

Name: Age: Relationship:

Mailing Address:

Physical Address:

Name: Age: Relationship:

Mailing Address:

Physical Address:

Name: Age: Relationship:

Mailing Address:

Physical Address:

Name: Age: Relationship:

Mailing Address:

Physical Address:

Name: Age: Relationship:

Mailing Address:

Physical Address:

Name: Age: Relationship:

Mailing Address:

Physical Address:

Name: Age: Relationship:

Mailing Address:

Physical Address:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

III

That there is/is real property of the above named as follows:

IV

That there is/is not special letters needed as follows:

V

That Decedent died (check the one that applies):

- With a Last Will and Testament (See Attached);
- Without a Last Will and Testament;

That the Last Will and Testament (check the one that applies):

- Was filed with the Court;
- Was not filed with this Court;

That the Petitioner (check the one that applies):

- Was named in the will to serve as Executor;
- Was NOT named in the will to serve as the Executor;

That Petitioner is willing to serve as the Special Administrator of the Estate. Petitioner is over the age of eighteen (18) years old and has not been convicted of a Felony. Petitioners Address is: _____

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

VI

I understand that, if the Court appoints me an Administrator, I will be required to file reports, Accounts and Inventories, and to follow up with Petition for Administration of the entire Estate, and/or for Discharge, as the Court may order.

VII

I understand that, I am obligated to serve by mail all papers, including the Order and Petition, on all parties interested in the Estate.

VIII

WHEREFORE, Petitioner prays judgment as follows:

- 1. That the Petitioner be appointed Administrator of the Estate;
- 2. That Petitioner be specifically authorized to: _____

- 3. Other relief as deemed appropriate by the Court.

Done and dated this _____ day of _____, 20_____.

Petitioner

Subscribed and sworn to before me on this _____ day of _____, 20_____

Notary Public/Court Clerk

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

VERIFICATION

I, _____, under penalty of perjury, makes the following assertions: That I am the Petitioner, in the above-entitled action; that I have read the foregoing PETITION FOR PROBATE LETTERS OF ADMINISTRATION and know the contents thereof; that the same is true of my own knowledge, except for those matters therein contained stated upon information and belief, and as to those matters, I believe them to be true.

Signature of Petitioner

Date

Subscribed and sworn to before me on this _____ day of _____, 20__

Notary Public/Court Clerk

1 **PLEASE PROVIDE THE FOLLOWING CASE INFORMATION TO THE COURT WHEN**
2 **SUBMITTING THE PETITION.**
3 **{This portion must be completed or the petition will not be accepted.}**

4 PETITIONER'S NAME: _____
5 MAILING ADDRESS: _____
6 PHYSICAL ADDRESS: _____
7 EMAIL ADDRESS: _____
8 PHONE NO(s): (H) _____ (W) _____
9
10
11 HEIRS NAME: _____
12 MAILING ADDRESS: _____
13 PHYSICAL ADDRESS: _____
14 EMAIL ADDRESS: _____
15 PHONE NO(s): (H) _____ (W) _____
16
17
18 HEIRS NAME: _____
19 MAILING ADDRESS: _____
20 PHYSICAL ADDRESS: _____
21 EMAIL ADDRESS: _____
22 PHONE NO(s): (H) _____ (W) _____
23
24
25 HEIRS NAME: _____
26 MAILING ADDRESS: _____
27 PHYSICAL ADDRESS: _____
28 EMAIL ADDRESS: _____
PHONE NO(s): (H) _____ (W) _____

