

**YAVAPAI COUNTY**  
**Self-Service Center**

**PROOF OF AUTHORITY**

**INFORMATION:**

This form provides a method for obtaining possession of personal property or transferring Arizona real property of a non-Arizona resident decedent, *without* commencing an ancillary probate or appointment proceeding.

ARS § 14-4204 requires that certified copies of the appointment of the foreign personal representative, letters of appointment and any official bond required by Chapter 3 of the Probate Code, be filed with the Clerk of Superior Court.

The Proof of Authority shall also be filed with the aforementioned documents. It should be noted that if the will waives all bond, or at least all bond with respect to Arizona assets, no bond would be required. However, if bond is required, the amount of the bond must equal the value of all property of the decedent in Arizona OR the amount of bond posted in the state of domicile of the decedent.

Once the foreign personal representative has complied with ARS § 14-4204, he/she may exercise, as to assets in Arizona, all powers of a local personal representative without further appointment and may maintain actions and proceedings in this state, subject to any conditions generally imposed upon non-resident parties. ARS § 14-4205

The power described above may be exercised **only** if no administration or application therefor is pending in this state. An application or petition for local administration in Arizona terminates the power of the foreign personal representative to act under ARS § 14-4205, except as otherwise provided in ARS §14-4206, which also sets forth additional exceptions which apply to these procedures.