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TABATHA FERGUSON  
BOSQUE COUNTY CLERK  
MERIDIAN, TEXAS

ATTORNEY FILING  
JAMES RAINEY  
3809 W.WACO DRIVE  
WACO, TEXAS 76710

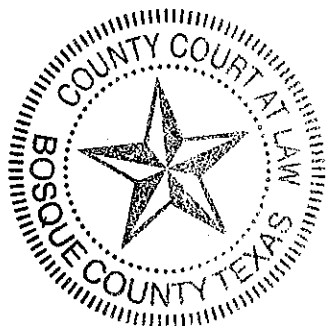
THE STATE OF TEXAS

TO ALL PERSONS INTERESTED IN THE ESTATE OF **BILLY JOE GUNN**, deceased, Docket No. **P08228** County Court at Law Bosque County, Texas, **JUDY G. GUNN** filed in the County Court at Law of Bosque County, Texas, on the **30<sup>th</sup> day of JUNE, 2021** a **COUNTER -APPLICATION TO PROBATE WILL AND FOR ISSUANCE OF LETTERS TESTAMENTARY**. Said application will be heard and acted on by said Court **no earlier than 10:00 am** on the **first Monday** next after the expiration of ten days, from the date of posting this citation, the same being the **12<sup>th</sup> DAY OF JULY, 2021** at the County Courthouse in **MERIDIAN, TEXAS**.

All persons interested in said estate are hereby cited to appear before said Honorable Court at said above mentioned time and place by filing a written answer contesting such application should they desire to do so.

The officer executing this citation shall post the copy of the citation at the Courthouse Door of the county in which proceedings are pending, or at the place in or near said Courthouse where public notices customarily are posted, for not less than 10 days before the return day thereof, exclusive of the date of posting and return the original copy of this citation to the Clerk stating in a written return thereon the time when and the place where he posted such copy.

**GIVEN UNDER MY HAND AND THE SEAL OF SAID COURT** in Meridian, Texas. This the **30<sup>th</sup> day of JUNE, 2021**.



*Tabatha Ferguson*  
\_\_\_\_\_  
**TABATHA FERGUSON**  
Bosque County Clerk

*Melissa Crabb*  
\_\_\_\_\_  
Deputy

**OFFICER'S RETURN ON CITATION**

Came to hand on the 30 day of June, 2021, at  
3:45 o'clock P M. and executed on the 30 day of June, 2021  
by posting a copy of the within citation for ten days, exclusive of the day of posting,  
before the return day hereof, at the County Courthouse door of Bosque County,  
Texas, or at the place in or near the said courthouse where public notices customarily are  
posted, that is from June 30, 2021, through July 12,  
2021, inclusive.

Scott Fergus  
CONSTABLE  
BOSQUE COUNTY, TEXAS

Printed name: Scott Fergus

No. P08228

<p>IN THE ESTATE OF</p> <p>BILLY JOE GUNN,</p> <p>DECEASED</p>	<p>§</p> <p>§</p> <p>§</p> <p>§</p> <p>§</p>	<p>IN THE COUNTY COURT</p> <p>AT LAW</p> <p>BOSQUE COUNTY, TEXAS</p>
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**COUNTER-APPLICATION TO PROBATE WILL AND FOR ISSUANCE OF LETTERS TESTAMENTARY**

**TO THE HONORABLE JUDGE OF SAID COURT:**

Judy G. Gunn ("Applicant"), furnishes the following information to the Court in support of this Application for the probate of the Will of BILLY JOE GUNN ("Decedent"), and for issuance of Letters Testamentary:

1. Applicant, Judy G. Gunn, is an individual interested in this Estate, being domiciled in and residing in Texas. Judy G. Gunn's address for service of citation is 9601 Panther Way, Waco, Texas 76712. The last three digits of the social security number of Judy G. Gunn are 408. The last three digits of the driver's license number of Judy G. Gunn are 418.

2. Decedent died on June 13, 2017, at Clifton, Bosque County, Texas, at the age of 86 years. Decedent's domicile at the time of his death was Clifton, Bosque County, Texas. The last three digits of the social security number of Decedent are 300.

3. This Court has jurisdiction and venue is proper because Decedent was domiciled in Texas and had a fixed place of residence in this County on the date of his death.

4. Decedent owned property described generally as cash, personal effects and household goods of a probable value in excess of \$50,000.00.

5. Decedent left a valid Will dated May 13, 2008, which was never revoked.

6. A true and correct copy of the Will is attached. The Will will be delivered to the

County Clerk pursuant to the Texas Rules of Civil Procedure.

7. A necessity exists for the administration of the Estate.
8. After the date of the Will, no child was born to or adopted by Decedent.
9. No marriage of the Decedent was ever dissolved after the will was made.
10. Decedent's Will named Judy G. Gunn and her sister Renee French to serve as Independent Co-Executors. Judy G. Gunn resides in Waco, McLennan County, Texas. Judy G. Gunn is not disqualified by law from serving as such or from accepting Letters Testamentary, and is entitled to such letters.

11. Renee French filed a timely Application for Probate of Will and Issuance of Letters Testamentary with the Court on June 6, 2019. No action has been taken in this matter since the application was filed.

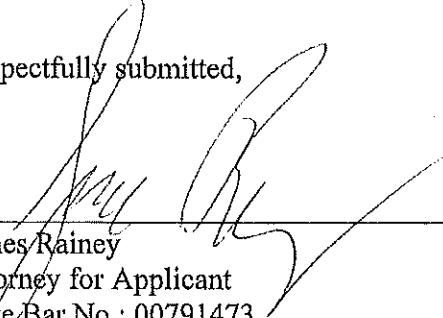
12. Applicant challenges the Application filed by Renee French because the will names both Renee French and Judy G. Gunn to serve as Independent Co-Executors. Pursuant to Section 55.001 of the Texas Estates Code Applicant is entitled to be heard on the issue and appointed Co-Executor of the Estate.

13. No state, governmental agency of the state, nor charitable organization is named by the Will as a devisee.

14. The Will was made self-proved in the manner prescribed by law and the subscribing witnesses to the Will are Michael P. McNamara, and William Johnston.

WHEREFORE, Applicant prays that citation issue as required by law to all persons interested in this Estate; that the Will be admitted to probate; that Letters Testamentary be issued to Judy G. Gunn and Renee French as Co-Executors; and that all other Orders be entered as the Court may deem proper.

Respectfully submitted,



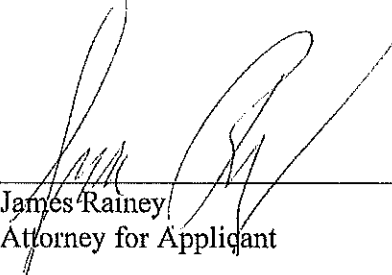
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Attorney for Applicant  
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Waco, Texas 76710  
Telephone: (254) 752-8644  
Facsimile: (254) 752-8624  
E-mail: james@raineyandraine.com

**CERTIFICATE OF SERVICE**

I certify that on June 28, 2021 I electronically filed the proceeding Counter-Application for Probate of Will and Issuance of Letters Testamentary with the clerk of the Court and served the same on J. Patrick Atkins at the following address:

J. Patrick Atkins  
Atkins Wright, P.L.L.C.  
901 S. Valley Mills Drive  
Waco, Texas 76711  
Tel: (254) 224-6330  
Fax: (254) 224-6324  
Email: [pat@atkinswright.com](mailto:pat@atkinswright.com)



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James Rainey  
Attorney for Applicant