

CLERK OF THE COURT
TABATHA FERGUSON
BOSQUE COUNTY CLERK
MERIDIAN, TEXAS

ATTORNEY FILING
KENT BRATCHER
PO BOX 142
MERIDIAN, TX 76665

THE STATE OF TEXAS

TO ALL PERSONS INTERESTED IN THE ESTATE OF **CLYDE HERZOG**, deceased, Docket No. **P08615** County Court at Law Bosque County, Texas, **LYNDA HERZOG** filed in the County Court at Law of Bosque County, Texas, on the **3rd day of November, 2023** an **APPLICATION FOR PROBATE OF WILL AS A MUNIMENT OF TITLE (WITHIN 4 YEARS)**. 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 **20th day of November, 2023** at the County Court at Law Judicial Annex 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 **6th day of November, 2023**.



Tabatha Ferguson

TABATHA FERGUSON
Bosque County Clerk

Wendy O'Boyle

Deputy

OFFICER'S RETURN ON CITATION

Came to hand on the 6 day of Nov, 2023, at
11:49 o'clock A M. and executed on the 6 day of Nov, 2023
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 11/6, 2023, through 11/20,
2023, inclusive.


CONSTABLE
BOSQUE COUNTY, TEXAS

Printed name: SCOTT Ferguson

NO. P08615

<p>IN THE MATTER OF</p> <p>THE ESTATE OF</p> <p>CLYDE E. HERZOG</p> <p>DECEDENT</p>	<p>§</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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APPLICATION FOR PROBATE OF WILL
AS A MUNIMENT OF TITLE (WITHIN 4 YEARS)

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES LYNDA HERZOG, (“Applicant”) and files this Application for Probate of Will as a Muniment of Title, and in connection therewith, respectfully shows the Court:

1. Applicant has her domicile in the City of Meridian, Bosque County, Texas and her address is 3826 FM 1991, Meridian, Texas 76665. The last 3 digits of her social security number are 206.
2. CLYDE E. HERZOG, (“Decedent”) died on June 22, 2023 in Waco, McLennan County, Texas at the age of 76. Decedent’s domicile was in Bosque County, Texas. At the time of his death, Decedent resided in Bosque County, Texas and his principal property was situated in said county. The last three digits of Decedent’s social security number are 248.
3. At the time of his death, Decedent owned real and personal property of a probable value of more than \$75,000.00, such real property consisting principally of an interest in a residence in the City of Meridian, Texas and such personal property consisting of cash, a home, two motor vehicles, household goods, and personal effects.
4. Decedent left a Will (“the Will”) dated March 26, 1974 and which names Applicant as his Independent Executor. The Will was executed by Decedent with the formalities and solemnities and under the circumstances required by law to make the same a valid Will in the presence of Ronald Couch, Bobby J. Davis, Jr., and Eunice Nall as attesting witnesses and the Will is self-proved.
5. Only one child, Marla Christine Herzog (now known as Marla Christine Crawford by marriage) was born on June 1, 1977, after the date of the Will.
6. The Will is filed with this Application, is made a part hereof and is offered for probate as the last Will and Testament of Decedent.
7. Decedent was never divorced after the making of such Will.
8. Neither the State, a governmental agency of the State nor a charitable organization is

named by the Will as a devisee.

9. So far as is known to applicant, Decedent did not apply or received Medicaid benefits on or after March 1, 2005.

10. There are no debts owed by Decedent which remain unpaid as of the time of the filing of this Application excluding debts secured by liens on real estate, and there is no necessity for any administration of this Estate.

11. This Application is brought in good faith and with just cause, and Applicant is entitled to attorney's fees, necessary expenses, and disbursements pursuant to Section 352.052 of the Texas Estates Code including Section 352.052.

WHEREFORE, Applicant prays that citation with respect to this Application for Probate of Will as a Muniment of Title be issued, addressed to all parties interested in the Estate of Decedent; that such citation be served in the manner and for the length of time required by law; that the Will of Decedent Dated March 26, 1974, be admitted to probate as a Muniment of Title and without any administration thereon; that the Fulfillment of Terms Affidavit to be filed with the Court according to Section 257.103 of the Texas Estates Code be waived; and that such other and further orders be entered as the Court may deem necessary and proper.

Respectfully submitted,


LYNDA HERZOG


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