

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

ATTORNEY FILING
PATRICIA FERGUSON
815 W 5TH ST
CLIFTON, TX 76634

THE STATE OF TEXAS

TO ALL PERSONS INTERESTED IN THE ESTATE OF **DAVID P. EVERETT SR**, deceased, Docket No. **P08649** County Court at Law Bosque County, Texas, **DAVID PAUL EVERETT JR AND PAULA K. CAMPBELL** filed in the County Court at Law of Bosque County, Texas, on the **4th day of March, 2024** an **APPLICATION FOR PROBATE OF WILL AND 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 **18th day of March, 2024** 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 **5th day of March, 2024**.



Tabatha Ferguson

TABATHA FERGUSON
Bosque County Clerk

Wendy Brown

Deputy

OFFICER'S RETURN ON CITATION

Came to hand on the 5 day of MARCH, 2024, at
11:40 o'clock A M. and executed on the 5 day of MARCH, 2024
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 3/5, 2024, through 3/18,
2024, inclusive.

Scott Fgn
CONSTABLE
BOSQUE COUNTY, TEXAS

Printed name: Scott Ferguson

P08649
No. _____

ESTATE OF § **IN THE COUNTY COURT**
DAVID P. EVERETT, SR., § **AT LAW OF**
DECEASED § **BOSQUE COUNTY, TEXAS**

**APPLICATION FOR PROBATE OF WILL
AND ISSUANCE OF LETTERS TESTAMENTARY**

To the Honorable Judge of the Court:

David Paul Everett, Jr. and Paula K. Campbell, Applicants, furnish the following information to the Court for the probate of the written Will of **David P. Everett, Sr., Decedent,** and for issuance of *Letters Testamentary*:

1. Applicants, David Paul Everett, Jr. and Paula K. Campbell are individuals interested in this estate, domiciled in and residing at 389 CR 1607, Clifton, Bosque County, Texas 76634 and 4600 FM 51 North, Weatherford, Parker County, Texas 76085. The last three digits of David Paul Everett, Jr.'s Social Security and Texas driver's license numbers are 388 and 198, respectively. The last three digits of Paula K. Campbell's Social Security and Texas driver's license numbers are 343 and 283, respectively.

2. Decedent died on April 20, 2023, at Homestead Nursing and Rehabilitation Center in Hillsboro, Hill County, Texas 76645, at the age of 100 years. The last three digits of Decedent's Social Security and Texas driver's license numbers are 773 and 492, respectively.

3. This Court has jurisdiction and venue because Decedent resided in this county at the time of death and Decedent owned property interests in this county.

4. Decedent owned real and personal property described generally as homestead and other real estate in Bosque County, Texas, stocks, bank accounts, and household goods and personal effects of a probable value of less than \$500,000.

5. Decedent left a valid, written Will dated April 12, 1988, *the Will*, which was never revoked and is filed in this cause as Exhibit "A".

6. The subscribing witnesses to the Will were Becky J. Coffman & Mary Ann Kirton, who, at the time of the Will's execution resided near Bosque County, Texas. The Will was self-proved in the manner prescribed by law.

7. Decedent was married only once and then to Ruby Kate Everett, who is Decedent's surviving spouse. Of this marriage, only two children were born:

David Paul Everett, Jr., now an adult, residing at 403 CR 1607, 389 CR 1607, Clifton, Bosque County, Texas 76634; and

Paula K. Campbell, now an adult, residing at 4600 FM 51 North, Weatherford, Parker County, Texas 76085.

No other child was ever born to Decedent, adopted by Decedent, or taken into Decedent's home with the understanding of adoption.

None of Decedent's marriages were dissolved after the date of the Will.

8. A necessity exists for administration of this estate.

9. Neither Texas, nor any governmental agency of Texas, nor any charitable organization is named in the Will as a devisee. The Will's sole beneficiary is Ruby Kate Everett, Decedent's surviving spouse, residing at Homestead Nursing and Rehabilitation Center in Hillsboro, Hill County, Texas 76645.

10. Decedent did not apply for or receive Medicaid benefits on or after March 1, 2005.

11. Decedent's Will named Applicants to serve without bond or other security as Independent successor Co-Executors, and Applicants would not be disqualified by law from serving as such or from accepting *Letters Testamentary*, and Applicants would be entitled to such Letters. The Will's first-named Executor is Ruby Kate Everett. A written statement signed by Ruby Kate Everett's physician, who is licensed to practice medicine

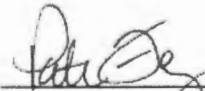
in the State of Texas, has stated that the first-named Executor is mentally incapable of handling her affairs and lacks capacity (Exhibit "B").

12. Decedent's Will (Fifth paragraph) grants the Independent successor Co-Executors full power and authority over Decedent's assets, including the power to sell, manage and dispose of Decedent's property.

13. Pursuant to *Texas Estates Code Section 256.052(b)*, no information required for this Application has been omitted.

Applicants pray 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 Applicants; and that all other orders be entered as the Court may deem proper.

Respectfully submitted,



Patricia Ferguson
Attorney for Applicants
State Bar No.: 06918400
pferguson@bosquelaw.com
Patricia Ferguson & Associates, LLC
815 West 5th Street
Clifton, Texas 76634-1519
Telephone: (254) 675-8663
Facsimile: (254) 675-4567