

PROBATE NO. 18828

CITATION ON APPLICATION FOR PROBATE OF WRITTEN WILL/ ~~AND CODICIL(S)~~

Clerk of the Court  
JENNIFER LINDENZWEIG  
P.O. BOX 1316  
GREENVILLE, TEXAS 75403

Attorney or Person Filing Cause  
LAW OFFICE OF ROBERT L SCOTT  
PO BOX 1065  
2608 STONEWALL STREET  
GREENVILLE TEXAS 75403-1353;

THE STATE OF TEXAS

TO ALL PERSONS INTERESTED IN THE ESTATE OF **RICKIE JULIAN**  
Deceased, No. 18828  
Hunt County Court, Texas

On 19th day of March, 2020,

Cynthia Michelle Teague filed in the County Court at Law #2 of Hunt County, an application for probate of the last will and testament / ~~and codicil(s)~~ of said **RICKIE JULIAN**, Deceased, and for letters testamentary (the said will accompanying said application / ~~and codicil(s)~~ attached).

Said application may be heard and acted on by said Court at 10:00 o'clock A.M., on the first Monday after the expiration of ten days from date of posting this citation, the same being on this the 30th day of March, 2020 at the County Courthouse in Greenville, 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 this citation at the courthouse doors of the county in which this proceeding is 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 the time and the place he posted such copy.

GIVEN UNDER MY HAND AND SEAL OF SAID COURT, at this office, in Hunt County Texas, on this the 19th day of March, 2020.

JENNIFER LINDENZWEIG  
HUNT COUNTY CLERK  
GREENVILLE, TEXAS

BY: *Valerie Bradley* Deputy  
Melissa Young/Valerie Bradley



SHERIFF'S RETURN

Came to hand on \_\_\_\_\_ at \_\_\_\_\_ o'clock \_\_.M., and executed on \_\_\_\_\_, 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 Hunt County, Texas, or at the place in or near the said courthouse where public notices customarily are posted, that is, from \_\_\_\_\_, 20 \_\_\_\_, through \_\_\_\_\_, 20 \_\_\_\_, inclusive.

RANDY MEEKS, SHERIFF  
HUNT COUNTY, TEXAS  
BY: \_\_\_\_\_, Deputy

18828

NO. \_\_\_\_\_

IN THE ESTATE OF

RICKIE JULIAN

DECEASED

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IN COUNTY COURT AT LAW

NO 2

HUNT COUNTY, TEXAS

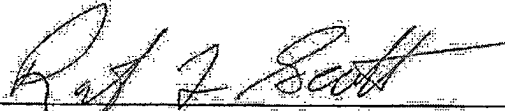
**APPLICATION FOR PROBATE OF WILL AND ISSUANCE OF LETTERS  
TESTAMENTARY**

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

Cynthia Michelle Teague ("Applicant"), furnishes the following information to the Court in support of this Application for the probate of the Will of Rickie Julian ("Decedent"), and for issuance of Letters Testamentary:

1. Applicant, Cynthia Michelle Teague, is an individual interested in this Estate, being domiciled in and residing in Texas. Cynthia Michelle Teague address for service of citation is P.O. Box 9216, Greenville TX 75402. The last three digits of the social security number of Cynthia Michelle Teague are 098. The last three digits of the driver's license number of Cynthia Michelle Teague are 779.
2. Decedent died on February 14, 2020, at Colonial Lodge, 3600 Stanford St. Greenville, TX, at the age of 66. Decedent's domicile at the time of his death was 3600 Stanford Street, Greenville, TX. The last three digits of the social security number of Decedent are 351. The last three digits of the driver's license number of Decedent are 236.
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 real estate, cash, personal effects and household goods of a probable value in excess of \$1,000.00.
  5. Decedent left a valid written Will dated March 31, 2011, which was never revoked and filed herewith.
  6. A necessity exists for the administration of the Estate.
  7. After the date of the Will, no child was born to or adopted by Decedent.
  8. No marriage of the Decedent was ever dissolved after the will was made.
  9. Decedent's Will named Cynthia Michelle Teague to serve as Independent Executrix to act independently without bond or other security. Cynthia Michelle Teague resides in Hunt County, Texas. Cynthia Michelle Teague is not disqualified by law from serving as such or from accepting Letters Testamentary and is entitled to such letters.
  10. No state, governmental agency of the state, nor charitable organization is named by the Will as a devisee.
  11. The Will was made self-proved in the manner prescribed by law and the subscribing witnesses to the Will are Andrew Thomas and James Coffey.
- 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 Cynthia Michelle Teague; and that all other Orders be entered as the Court may deem proper.



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Robert L. Scott  
Attorney for Applicant  
State Bar No.: 17910500  
2608 Stonewall Street  
P.O. Box 1065  
Greenville, Texas 75403  
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E-mail: [bobscott1948@outlook.com](mailto:bobscott1948@outlook.com)

18828

**LAST WILL AND TESTAMENT**

of

**RICKIE JULIAN**

I, Rickie Julian, of the County of Hunt and the State of Texas, being in good health, of sound and disposing mind and memory, do make and declare this instrument to be my Last Will and Testament, hereby expressly revoking all former Wills and Codicils made by me at any time heretofore, and intending hereby to dispose of all the property of whatever kind and wherever situated which I own, or in which I have any kind of interest at the time of my death.

**I.**

**IDENTITY OF THE FAMILY**

At the time of the execution of this Will, I am not married and I have no children.

**II.**

**PAYMENT OF EXPENSES**

I direct that all the expenses of my last illness, my funeral expenses, and my just personal debts, including any inheritance taxes, transfer taxes, and estate taxes which may be levied by the United States Government or by any state by reason of my death, shall be paid by my Independent Executrix out of the residue of my estate as soon as conveniently may be done; provided that my Independent Executrix, in such Executrix's sole discretion, may distribute from time to time any real or personal property in my estate which at my death is subject to a lien securing an indebtedness upon it without discharging said indebtedness, if in my Independent Executrix's judgment, the condition of my estate so requires. The distributee shall then be considered as having received my estate's equity in the property.

**III.**

**DISPOSITION OF ESTATE**

A. I give, devise and bequeath all of my estate of whatsoever kind and wheresoever situated as follows: to my niece, Cynthia Michelle Teague. If my niece Cynthia Michelle Teague does not survive me, I give, devise and bequeath all of my estate of whatsoever kind and wheresoever situated to my niece Jordan Teague.

B. Any other property of mine that has not been disposed of under any other provision of this Will shall go and be distributed to my heirs-at-law. Their identity and respective shares shall be determined in all respects as if my death had occurred immediately following the

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happening of the event requiring such distribution, and according to the laws of Texas then in force governing the distribution of the estate of an intestate.

**IV.**  
**DEFINITION OF SURVIVAL**

Any legatee, devisee, donee, person or beneficiary with respect to all or any part of my estate who shall not survive until ninety (90) days after the date of my death, or until this Will is probated, whichever occurs earlier, shall be deemed to have predeceased me, and shall be treated for all purposes herein as though such person had predeceased me. Any person who is prohibited by law from inheriting property from my estate shall be treated as having failed to survive me.

**V.**  
**APPOINTMENT OF EXECUTOR**

A. I hereby nominate, constitute and appoint my niece, Cynthia Michelle Teague, as Independent Executrix of my estate. In the event that my niece, Cynthia Michelle Teague, shall predecease me or fail or refuse to qualify, or die, resign, or become unable to serve during the administration of my estate, I hereby nominate, constitute and appoint my niece, Jordan Teague, as Independent Executrix, and all the powers, duties and responsibilities granted and imposed upon Cynthia Michelle Teague shall devolve upon and be exercised by Jordan Teague.

B. If any individual Independent Executrix becomes unable to discharge her duties under this Will because of accident, physical or mental illness or deterioration, or other cause and does not resign, then upon certification in a form sufficient for the recording of a deed in the State of Texas by two medical doctors (neither of whom is a beneficiary under this Will) affirming that each has examined the Independent Executor or Executrix and that each has concluded, based on such examination, that the Independent Executor or Executrix is unable to discharge his or her duties under this Will, the Independent Executor or Executrix shall cease to serve, as if she had resigned, effective the date of the certification.

C. It is my will and desire and I hereby direct that in the administration of my estate, my Independent Executrix or any successor shall not be required to furnish any bond of any kind and that no action shall be had in any court in the administration of my estate other than the probating of this, my Last Will and Testament, and the filing of any Inventory, Appraisement and List of Claims of my estate that may be required.

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**VI.**  
**POWERS OF EXECUTOR**

The estate created or arising by virtue of my death and this instrument, my Last Will and Testament, shall be governed by and administered in accordance with the following provisions:

A. I hereby grant unto my Independent Executrix or any successor named above, full power and authority over any and all of my estate and they are hereby authorized to sell, manage, and dispose of the same or any part thereof, and in connection with any such sale or transaction, make, execute and deliver proper deeds, assignments and other written instruments and to do any and all things proper or necessary in the orderly handling and management of my estate.

B. My Independent Executrix or any successor named above, shall have full power and authority to compromise, settle and adjust any and all debts, claims and taxes which may be due from or owing by my estate.

C. My Independent Executrix or any successor named above, shall have full power and authority to deal with any person, firm, or corporation.

D. My Independent Executrix or any successor named above, shall have full power to borrow money at any time and in any amount from time to time for the benefit of my estate, from any person, firm, or corporation or from any bank or trust company and to secure the loan or loans by pledge, deed of trust, mortgage or other encumbrances on the assets of the estate and from time to time to renew such loans and give additional security.

E. The Independent Executrix shall serve without compensation.

**VII.**  
**SPENDTHRIFT PROVISION**

No interest of any beneficiary in the corpus or income of my estate shall be subject to assignment, alienation, pledge, attachment, or claims of creditors of such beneficiary and may not otherwise be alienated or encumbered by such beneficiary, except as may be otherwise expressly provided herein.

**VIII.**  
**IN TERRORUM CLAUSE**

If any beneficiary under this Will shall in any manner contest or attack this Will or any of its provisions without probable cause or in bad faith, any share or interest in my estate given to such contesting beneficiary under this Will is hereby revoked and shall be disposed of as part of the residue of my estate.

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For purposes of interpretation of this, my Last Will and Testament, and the administration of the estate established herein, the following provisions shall apply:

**DEFINITIONS AND INTERPRETATIONS**

**IX.**

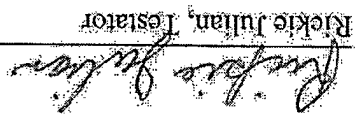
A. The words "child, children, descendants, issue," and similar terms shall be deemed only to include children born to, or adopted (on or before eighteen years of age) by me or my descendants.

B. When a distribution is directed to be made to any person's descendants "per stirpes," the division into stirpes shall begin at the generation nearest to such person that has a living member.

C. The use of the masculine, feminine or neuter genders shall be interpreted to include the other genders, and the use of either the singular or the plural number shall be interpreted to include the other number, unless such an interpretation in a particular case is inconsistent with the general tenor of this instrument. Any references herein relating to my Independent Executive shall include her successors regardless of the gender of the successors.

D. This Will shall be provided in accordance with the laws of Texas, and should any provisions of the same be held unenforceable or invalid for any reason, the unenforceability or invalidity of said provision shall not affect the enforceability or validity of any other part of this Will.

IN WITNESS WHEREOF, I, Rickie Julian, hereby sign my name to this, my last Will, on each page of which I have placed my initials, on this 31<sup>st</sup> day of March, 2011, at Greenville, TX.

  
Rickie Julian, Testator

**ATTESTATION**

The foregoing instrument was signed in our presence by Rickie Julian and declared by him to be his last Will. We, at the request and in the presence of Rickie Julian and in the presence of each other, have subscribed our names below as witnesses on this 31<sup>st</sup> day of March, 2011.

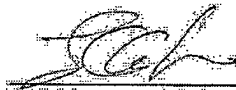




Andrew D. Thomas

2608 Stonewall St.

Greenville, Texas 75401



James C. Coffey

2608 Stonewall St.

Greenville, Texas 75402

**SELF-PROVING AFFIDAVIT**


STATE OF TX

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COUNTY OF HUNT

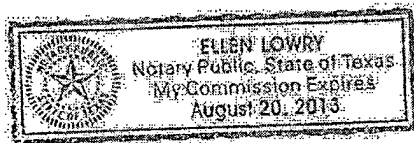
**BEFORE ME**, the undersigned authority, on this day personally appeared Rickie Julian, Andrew D. Thomas and James Curt Coffey, known to me to be the Testator and the witnesses, respectively, whose names are subscribed to the annexed or foregoing instrument in their respective capacities, and all of said persons being by me duly sworn, the said Rickie Julian, Testator, declared to me and to the said witnesses in my presence that said instrument is his Last Will and Testament and that he had willingly made and executed it as his free act and deed; and the said witnesses, each on their oath stated to me, in the presence and hearing of the said Testator, that the said Testator had declared to them that said instrument is his Last Will and Testament, and that he executed same as such and wanted each of them to sign it as a witness; and upon their oaths each witness stated further that they did sign the same as witnesses in the presence of the said Testator and at his request; that said Testator was at that time eighteen years of age or over (or being under such age, was or had been lawfully married, or was then a member of the armed forces of the United States or of an auxiliary thereof or of the Maritime Service) and was of sound mind; and that each of said witnesses was then at least fourteen years of age.

  
Rickie Julian, Testator

  
Andrew D. Thomas

  
James C. Coffey

**SUBSCRIBED AND SWORN TO BEFORE ME** by the said Rickie Julian, Testator, and by the said Andrew D. Thomas and James C. Coffey, Witnesses, this 31<sup>st</sup> day of March, 2011.



  
Notary Public, State of TX

PREPARED IN THE OFFICE OF:

SCOTT MONEY & RAY

P.O. Box 1353

2608 Stonewall St.

Greenville, TX 75403