

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

ATTORNEY FILING
CARA M. CHASE
400 AUSTIN AVENUE SUITE 800
WACO, TX 76701

THE STATE OF TEXAS

TO ALL PERSONS INTERESTED IN THE ESTATE OF **MARSHALL CHARLES CLANTON III**, deceased, Docket No. **P08665** County Court at Law Bosque County, Texas, **ROBERT CLANTON** filed in the County Court at Law of Bosque County, Texas, on the **30th day of May, 2024** an **APPLICATION FOR INDEPENDENT ADMINISTRATION AND LETTERS OF INDEPENDENT ADMINISTRATION PURSUANT TO SECTION 401.003 OF THE TEXAS ESTATES CODE**. 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 **10th day of June, 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 **30th day of May, 2024**.



Tabatha Ferguson
TABATHA FERGUSON
Bosque County Clerk

Wendy Chase
Deputy

OFFICER'S RETURN ON CITATION

Came to hand on the 30 day of May, 2024, at
4:31 o'clock P M. and executed on the 30 day of May, 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 5/30, 2024, through 6/10,
2024, inclusive.



CONSTABLE
BOSQUE COUNTY, TEXAS

Printed name: Scott Ferguson

No. P08665

IN THE ESTATE OF) IN THE COUNTY COURT
MARSHALL CHARLES CLANTON III,) AT LAW OF
DECEASED) BOSQUE COUNTY, TEXAS

**APPLICATION FOR INDEPENDENT ADMINISTRATION
AND LETTERS OF INDEPENDENT ADMINISTRATION
PURSUANT TO SECTION 401.003 OF THE TEXAS ESTATES CODE**

TO THE HONORABLE JUDGE OF SAID COURT:

Applicant furnishes the following information to the Court in support of this Application for Independent Administration of the Estate of Marshall Charles Clanton III, deceased, (the “decendent”) and for the issuance of Letters of Independent Administration pursuant to Section 401.003 of the Texas Estates Code:

1.

Applicant is Robert Clanton, is domiciled at 4211 Debbie Drive, Grand Prairie, Dallas County, Texas 75052, is the brother of the decedent and is not disqualified by law to act as Independent Administrator. The last three numbers of Applicant’s driver’s license are 388 and the last three numbers of Applicant’s social security number are 941.

2.

The decedent died in Bosque County, Texas, on January 22, 2024, at the age of seventy-eight (78) years, without leaving a valid last will and testament.

3.

At the time of death, the decedent resided and was domiciled in Bosque County, Texas, which places the venue of this proceeding in such County. The last three digits of the decedent’s

social security number were 980. The decedent did not hold a driver's license at the time of his death.

4.

At the time of death, the decedent owned only personal property of a probable value in excess of \$25,000.00, consisting of cash and investments. Decedent did not own any real property at the time of his death.

5.

Applicant furnishes the following information regarding each heir of the Decedent that is known by the Applicant at the time of this application:

- a. Name: Robert Clanton
Address: 4211 Debbie Drive, Grand Prairie, Texas 75052
Relationship: Brother
Legal Status: Adult
- b. Name: Diane Verbitsky-Coulter
Address: 3002 212th Street NW, Berthold, ND 58718
Relationship: Niece
Legal Status: Adult
- c. Name: Sherrie Wheelless
Address: 2281 Akers Mill Road SE, Apt. 3828, Atlanta, GA 30339
Relationship: Niece
Legal Status: Adult

6.

Decedent had no children ever born to him or adopted by him.

7.

Decedent was never married.

8.

Decedent did not leave a will. However, there exists a necessity for administration of the Estate, all Distributees agree on the advisability of having an independent administration and

also agree that Robert Clanton should be appointed Independent Administrator. The Distributees therefore request that no action shall be had in the Court in relation to the settlement of the Decedent's estate other than the return of an inventory, appraisalment and list of claims of the estate or an affidavit in lieu of the inventory, appraisalment and list of claims.

9.

No necessity exists for the appointment of appraisers.

10.

A necessity exists for an administration of the decedent's estate.

11.

Applicant, Diane Verbitsky-Coulter and Sherrie Wheelless are the only distributees of the Estate and are the only persons required to receive notice under Section 401.004 of the Texas Estates Code. No notice is required by such distributees because each has made an appearance in this proceeding. An independent administration of the decedent's estate pursuant to Section 401.003 of the Texas Estates Code is advisable and in the best interests of the Decedent's estate and of the heirs and distributees of the decedent's estate.

12.


Pursuant to Section 401.005 of the Texas Estates Code, Applicant, Diane Verbitsky-Coulter and Sherrie Wheelless, who constitute the only distributees of decedent's estate, request that the requirement for bond be waived.

WHEREFORE, Applicant prays that citation with respect to this Application for Independent Administration and Letters of Administration pursuant to Section 401.003 of the Texas Estates Code be issued as required by law; that it be adjudged to be advisable and in the best interests of the Decedent's estate for Robert Clanton to be appointed to serve as Independent

Administrator under the provisions of Section 401.003 of the Texas Estates Code; that Letters of Administration be issued to Robert Clanton; that bond be waived; and that no action be had in this court in relation to the settlement of such estate other than the return of an inventory, appraisalment, and list of claims of such estate or an affidavit in lieu of the inventory, appraisalment and list of claims; and that all other Orders be entered as the Court may deem proper.

Respectfully submitted,

NAMAN, HOWELL, SMITH & LEE, PLLC
400 Austin Avenue, Suite 800
Waco, Texas 76701
(254) 755-4100
FAX (254) 754-6331
chase@namanhowell.com

By: 

Cara M. Chase
State Bar No. 00790452

Attorneys for Applicant