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BOSQUE COUNTY CLERK  
MERIDIAN, TEXAS

ATTORNEY FILING  
JOHN A. HASTINGS III  
PO BOX 899  
MERIDIAN, TX 76665

**THE STATE OF TEXAS**

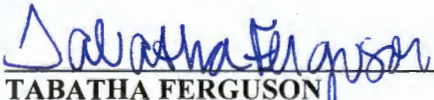
TO ALL PERSONS INTERESTED IN THE ESTATE OF **JIMMY DONALD JUDAH**, deceased, Docket No. **P08694** County Court at Law Bosque County, Texas, **JOHNNY KEVIN JUDAH** filed in the County Court at Law of Bosque County, Texas, on the **10<sup>th</sup> day of October, 2024** an **APPLICATION FOR PROBATE OF WILL AS MUNIMENT OF TITLE**. 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 **28<sup>th</sup> day of October, 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 **11<sup>th</sup> day of October, 2024**.



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

  
\_\_\_\_\_  
Deputy

## OFFICER'S RETURN ON CITATION

Came to hand on the 11 day of Oct, 2024, at 11:35 o'clock A M. and executed on the 11 day of Oct, 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 10/11, 2024, through 10/28, 2024, inclusive.

Scott Fgn  
CONSTABLE  
BOSQUE COUNTY, TEXAS

Printed name: Scott Ferguson

Bosque County - County Court at Law

P08694  
No. \_\_\_\_\_

**IN THE ESTATE OF**

**JIMMY DONALD JUDAH**

**DECEASED**

§  
§  
§  
§  
§

**COUNTY COURT AT LAW**

**OF**

**BOSQUE COUNTY, TEXAS**

**APPLICATION FOR PROBATE OF WILL**  
**AS MUNIMENT OF TITLE**

**Applicant: Johnny K. Judah a/k/a John K. Judah**

**Decedent: Jimmy Donald Judah**

Applicant files this application for probate of the written Will of Decedent as Muniment of Title, and shows the Court as follows:

*1. Applicant's Information*

Applicant Johnny K. Judah, only child of Decedent and a person interested in this estate, is domiciled in Dallas County, Texas and may be served at 1200 Main St # 1206, Dallas, TX 75202.

*2. Decedent's Information*

Decedent Jimmy Donald Judah was domiciled in Bosque County, Texas at the time of his death. The last three digits of Decedent's social security number are 658. The last three digits of Decedent's driver's license are 452.

*3. Fact, Date, and Place of Death*

Decedent died on August 11, 2023 in Dallas County, Texas.

*4. Jurisdiction and Venue*

This Court has jurisdiction over this matter and venue is proper because Decedent resided in this county and had a domicile or fixed place of residence in Texas.

*5. Property*

Decedent owned personal property having an aggregate probable value of approximately \$250,000.00.

*6. No Medicaid Benefits*

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

*7. Details of Will*

Decedent executed a valid, written Will on June 1, 1991, which was never revoked.

*8. Subscribing Witnesses to the Will*

The subscribing witnesses to Decedent's will are: Charles G. Johnson and Edna Johnson.

*9. Executor Facts*

Decedent's Will named Johnny Kevin Judah a/k/a John K. Judah (Applicant), son of Decedent, to serve as alternate Independent Executor without bond or security in the event that Betty Jo Judah, wife of Decedent, could not act.

Betty Jo Judah predeceased Decedent on July 1, 2023. Jimmy Donald Judah subsequently died on August 11, 2023. Therefore Applicant Johnny K. Judah would serve as Executor under the terms of the Will.

*10. No After-Born Children*

No children were born to or adopted by Decedent after execution of the Will.

*11. No Unsecured, Unpaid Debt*

Decedent's estate does not owe any unpaid debt, and there is no necessity for administration on the estate.

*12. No Divorce After Execution of Will*

Decedent was never divorced after making his Will.

*13. No Government Agency or Charity Named as Devisee*

Decedent's will does not name the State of Texas, an agency of the State, or a charitable organization as a devisee.

*14. Time Between Date of Death and Application*

Four years have not elapsed since the date of Decedent's death and before this Application.

*15. Prior Affidavit of Heirship*

As the sole heir of Decedent, Applicant originally chose to inherit without probating Decedent's will because there was no need for administration on the estate. Applicant recorded an Affidavit of Heirship regarding Decedent which was recorded as Instrument No. 2023-03918 of the Official Public Records of Bosque County, Texas (Exhibit A). The Affidavit of Heirship regarding Decedent sufficed to transfer the ownership interest of all assets from Decedent's estate into Applicant – except for one account with Fidelity Investments.

Fidelity Investments informed Applicant that an Affidavit of Heirship would be acceptable to the company, but then refused to accept the Affidavit of Heirship. Fidelity Investments now requires Applicant to undertake this probate as muniment of title to retrieve the only remaining asset in Decedent's estate.

*16. Reason for Nonproduction of Decedent's Will*

As stated above, Applicant has previously attempted to inherit the property of Decedent's Estate under the Texas intestacy statutes. Decedent's original Will was attached as an exhibit to the Affidavit of Heirship that was recorded as Instrument No. 2023-03918 of the Official Public Records of Bosque County, Texas. Applicant has accidentally misplaced the original Affidavit of Heirship and Will regarding Decedent, but a certified copy of the Affidavit of Heirship in which the Will was included as an exhibit is attached hereto as Exhibit A.

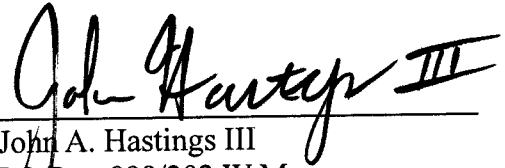
*17. Request to Waive Affidavit Pursuant to Texas Estates Code Section 257.103*

Pursuant to Section 257.103 of the Texas Estates Code, Applicant requests the Court waive the requirement for filing a sworn affidavit stating specifically the terms of the Will that have been fulfilled and the terms that have not been fulfilled.

*18. Prayer*

Applicant requests that, as provided in Section 257.053 of the Texas Estates Code, Decedent's Will be admitted to probate as muniment of title without any administration of the Will or estate required, and that this Court enter all other orders it deems proper.

Respectfully submitted,

A handwritten signature in black ink that reads "John A. Hastings III". The signature is written in a cursive style and is positioned above a horizontal line.

John A. Hastings III  
PO Box 899/202 W Morgan  
Meridian, TX 76665  
State Bar No. 24139144  
Phone: (254) 435-2373  
Fax: (254) 435-2642  
Email: [bosque@bosquecentex.com](mailto:bosque@bosquecentex.com)