

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

ATTORNEY FILING
D SCOTT CAIN
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CLEBURNE, TX 76033

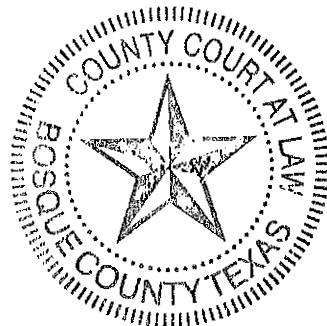
THE STATE OF TEXAS

TO ALL PERSONS INTERESTED IN THE ESTATE OF **DANIEL OTTO KINARD**, deceased, Docket No. **P08700** County Court at Law Bosque County, Texas, **CODY KINARD** filed in the County Court at Law of Bosque County, Texas, on the **23rd day of October, 2024** an **APPLICATION TO PROBATE 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 **4th day of November, 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 **23rd day of October, 2024**.



Tabatha Ferguson

TABATHA FERGUSON
Bosque County Clerk

Janice Waller

Deputy

OFFICER'S RETURN ON CITATION

Came to hand on the 23 day of Oct, 2024, at
4:30'clock P M. and executed on the 23 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 10/23, 2024, through 11/4,
2024, inclusive.


CONSTABLE
BOSQUE COUNTY, TEXAS

Printed name: Scott Ferguson

CAUSE NO. _____

ESTATE OF	§	IN THE COUNTY
	§	
DANIEL OTTO KINARD,	§	COURT AT LAW
	§	
DECEASED	§	BOSQUE COUNTY, TEXAS

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

TO THE HONORABLE JUDGE OF SAID COURT:

Cody Kinard ("Applicant"), furnishes the following information to the Court in support of this Application for the probate of the Will of DANIEL OTTO KINARD ("Decedent"), and for issuance of Letters Testamentary:

1. Applicant, Cody Kinard, is the son of Decedent and an individual interested in this Estate, being domiciled in and residing in Texas. Cody Kinard's address for service of citation is 151 Scenic Drive, Whitney, Hill County, Texas 76692. The last three digits of the social security number of Cody Kinard are 783. The last three digits of the Texas State ID number of Cody Kinard are 673.

2. Decedent died on June 20, 2024, at Clifton, Bosque County, Texas, at the age of Sixty three (63) years. Decedent's domicile at the time of his death was 153 CR 1747, Clifton, Bosque County, Texas. The last three digits of the social security number of Decedent are 667. The last three digits of the driver's license number of Decedent are unknown.

3. This Court has jurisdiction and venue is proper because Decedent was
**APPLICATION TO PROBATE WILL AND FOR ISSUANCE OF LETTERS
TESTAMENTARY – PAGE 1**

domiciled in Texas and had a fixed place of residence in this County on the date of her death.

4. Decedent owned property described generally as real estate, cash, personal effects and household goods of a probable value in excess of \$100,000.00.

5. Decedent left a valid Will dated December 18, 2023, which was never revoked. A true and correct copy of the Will is attached. The Will will be delivered to the County Clerk pursuant to the Texas Rules of Civil Procedure.

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 Beverly Kinard to serve as Executor. However, Beverly Kinard predeceased Decedent on March 16, 2024 and, by virtue thereof, Applicant, Cody Kinard, should be appointed as executor. The Will does not provide for an independent administration. However, there exists a necessity for administration of the Estate, and the distributees¹ agree on the advisability of having an Independent Administration and designates Cody Kinard as Independent Executor and requests that no action shall be had in the county court at law in

¹ Applicant and Beverly Rena Kinard, who predeceased Decedent, are the only beneficiaries of Decedent's Will. Simultaneously with this application, Applicant is also filing to probate Beverly's will of which he is named as executor and is the only beneficiary and will seek to be appointed as Executor in that estate as well.

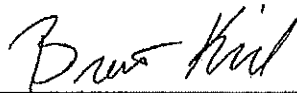
relation to the settlement of the Decedent's Estate other than the probating and recording of the Will and the return of an inventory, appraisal and list of claims. Cody Kinard resides in Clifton, Bosque County, Texas. Cody Kinard is not disqualified by law from serving as such or from accepting Letters 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 Harrell Wilson and Tracy Kinard.

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 Cody Kinard; and that all other Orders be entered as the Court may deem proper.

Respectfully submitted,



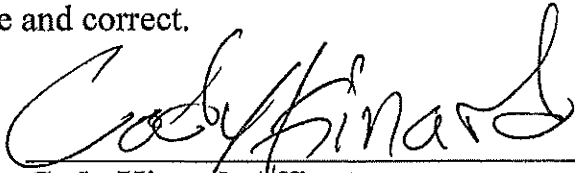
D. SCOTT CAIN	24025279
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VERIFICATION


STATE OF TEXAS §
 §
COUNTY OF JOHNSON §

BEFORE ME, the undersigned Notary Public, on this day personally appeared, CODY KINARD, who being by me duly sworn on his oath deposed and said that he is the Applicant in the above-entitled and numbered cause; that he has read the above and foregoing Application to Probate the Last Will and Testament of Daniel Otto Kinard; and that every statement contained therein is within his personal knowledge and is true and correct.



Cody Kinard, Affiant

SUBSCRIBED TO AND SWORN TO BEFORE ME on the 21st day of OCTOBER, 2024, to certify which witness my hand and official seal.



Notary Public, State of Texas

