

NOTICE OF APPLICATION TO PROBATE COPY OF LOST WILL OR CODICIL OR LOST WILL OR CODICIL WITHOUT A COPY

You are notified that an application has been filed in this Decedent's estate to probate a written will or codicil even though the applicant cannot produce the original will. The application filed in this estate seeks either to probate a copy of a lost will or codicil or to probate a lost will or codicil without a copy (all referred to below as "lost will").

When an original will cannot be produced, the law presumes that the testator (the person who wrote the will) revoked the will before the testator's death. The Court will not grant the application in this case unless the applicant offers sufficient evidence to rebut that presumption and proves to the Court that the will was not revoked, even though only a copy has been filed.

If no will is admitted to probate, Decedent's property will pass to Decedent's heirs. If a lost codicil to a valid original will is not admitted to probate, Decedent's property will pass to the devisees (beneficiaries) named in the valid will. Therefore, your rights to inherit property may be affected by the probate of the lost will either (1) as an heir of the Decedent, or (2) as someone who is named as a devisee in the lost will, or (3) as a devisee in a valid will when there is a lost codicil to that will.

If you want to object to the probate of the lost will, you must file a written objection with the Clerk. The Clerk's citation, which is attached to this notice, indicates the date by which you should file a written objection. Note that the citation does not indicate a specific hearing date.

If you sign an affidavit waiving citation, you are indicating to the Court that you do not object to the probate of the lost will.

You should consult an attorney if you have any questions about your rights in this probate matter.

Clerk of the Court
BECKY LANDRUM, County Clerk
P. O. BOX 1316
GREENVILLE, TX. 75403

Attorney or Person Filing Cause
JENNIFER BARNES SMITH, Attorney at Law
902 NORTH GOLIAD STREET
ROCKWALL, TX. 75087

THE STATE OF TEXAS
CITATION BY POSTING

CAUSE NO. 20319

IN THE ESTATE OF ALLEN LEE PENDERGRAFT

TO ALL PERSONS INTERESTED IN THE ESTATE OF ALLEN LEE PENDERGRAFT, Deceased,
Docket No. 20319, in the County Court at Law #2, Presiding Judge Joel Littlefield, Hunt County, Texas:

Linda Lee Pendergraft filed in said Court on 08/15/2025, an APPLICATION FOR PROBATE OF A COPY OF WILL AND FOR ISSUANCE OF LETTERS TESTAMENTARY upon the estate of ALLEN LEE PENDERGRAFT, Deceased, with the said application accompanying the application.

Said Application and any opposition may be heard and acted on by said Court at any call of the docket on or after 10 o'clock A.M. on the first Monday next after the expiration of ten (10) days from date of posting this citation, the same being 09/01/2025, at the **Hunt County Courthouse, 2507 Lee Street, Greenville, Texas 75401**.

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 or contest to said Application should they desire to do so. **To ensure its consideration, you or your attorney must file any objection, intervention, or response in writing** with the County Clerk of Hunt County, Texas **on or before the above-noted date and time**.

The officer executing this citation shall post the copy of this citation at the Hunt County Courthouse door 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 ten (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 such copy was posted.

Given under my hand and the seal of said Court at office in Greenville, Texas, on 08/18/2025.

BECKY LANDRUM, COUNTY CLERK
HUNT County, Texas

BY:

Heather Gibson
HEATHER GIBSON, DEPUTY CLERK

SHERIFF'S RETURN

Came to hand on the _____ day of _____, 20____, at _____ o'clock _____ M., and executed on the _____ day of _____, 20____, by posting a copy of the within citation for ten (10) days, exclusive of the day of posting, before the return day hereof, at the 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 03/10/2025, inclusive.

TERRY JONES, Sheriff
HUNT County, Texas

By:

_____ Deputy

Print & Sign Name & Badge #