

**Information & Instructions: Oath of no debts due for a probate of a will as a Muniment of Title**

**PREVIEW**

1. The Probate Courts will routinely admit a Will to probate as a muniment of title if there are no debts owed by the decedent other than debts secured by real Estate.
2. Accordingly, the Probate Court may require the applicant to sign an Oath of No Debts Due to verify that an administration is not necessary.
3. In the event that the deceased had numerous debts owed to creditors, an independent administration may be preferred.
4. The purpose of the oath of no debts due is to reassure the court that the muniment of title procedure is proper in the decedent's Estate. If there are debts owed against the Estate other than those secured by real Estate, muniment of title should not be used.

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**THIS DOCUMENT**

**THANK YOU**

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Form: Oath of no debts due for a probate of will and Appointment of Title

**PREVIEW**

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

IN THE ESTATE OF

IN THE [PROBATE] COURT

[NAME],

NO; \_\_\_\_\_

DECEASED

[NAME], COUNTY, TEXAS

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On [Date], personally appeared in open court [Name of applicant] who, being first duly sworn by me, on oath did say:

1. That [he or she] personally has full and certain knowledge of the facts relating to the above numbered and styled docket by virtue of [state relationship to deceased]; and
2. That there are no debts owing by the Estate of [name of deceased], and there is not a necessity for any administration of the Estate.

**THIS DOCUMENT**

\_\_\_\_\_  
[Name and Address of affiant]

Sworn to and subscribed before me in open court on \_\_\_\_\_.

\_\_\_\_\_  
Clerk  
Probate Court No. \_\_\_\_\_  
County, Texas

**THANK YOU**

\_\_\_\_\_  
Deputy

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