

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

ESTATE OF )  
)  
DECEASED DECEDENT )  
)  
DECEASED )  
) IN THE \_\_\_\_\_ COURT  
OF  
HARRIS COUNTY, TEXAS

MOTION TO OPEN SAFE DEPOSIT BOX AND TO EXAMINE PAPERS

TO THE HONORABLE JUDGE OF SAID COURT:

NAMED EXECTUOR (“Movant”) furnishes the following information to the Court for authorization to examine the safe deposit box of DECEDENT, Deceased (“Decedent”):

1. Decedent died on January 28, 2005.
2. This Court has jurisdiction and venue of the estate of Decedent.
3. Decedent had leased a safe deposit box from FIRST BANK, N.A. (“Respondent”).
4. The box may contain Decedent's will, a deed to a burial plot in which Decedent is to be buried, or an insurance policy issued in Decedent's name and payable to a beneficiary named in the policy.

Movant prays that Respondent be ordered to permit Movant to examine the box and remove those items as may be directed by the Court.

Respectfully submitted,

The Overton Law Firm, P.C.

By: \_\_\_\_\_

TOMMY D. OVERTON, JR.  
Attorney for Movant  
State Bar No. 24039098  
404 Knox Street  
Houston, Texas 77007  
713.861.8300 – Telephone  
713.861.8380 – Facsimile

Sworn to and subscribed before me on this \_\_\_\_\_ day of \_\_\_\_\_ 2005.

(seal)

\_\_\_\_\_  
Notary Public/Deputy County Clerk  
Harris County, Texas

ORDER

On this day came on to be heard the foregoing motion, and the Court, having heard the evidence, finds that the allegations contained in the motion are true and that it should be granted.

Respondent, FIRST BANK, N.A., is ORDERED to permit Movant to examine such safe deposit box in the presence of an officer or an agent of an officer of Respondent, who is appointed as an agent of this Court, and if such documents are found therein, then upon proper receipt, Respondent is directed to deliver them to NAMED EXECUTOR, who is appointed as the court representative to receive any purported will of Decedent, a deed to a burial plot in which Decedent is to be buried, and all insurance policies issued in Decedent's name and payable to a beneficiary named in the policy.

SIGNED on \_\_\_\_\_.

\_\_\_\_\_  
Judge Presiding