

FREQUENTLY ASKED QUESTIONS

SMITH COUNTY PROBATE DEPARTMENT

1. Letters of Testamentary, Administration, etc.
 - Letters cannot be issued unless an estate is probated. Please contact an attorney to facilitate this process for you.
2. Forms
 - We do not have forms available for Probating an Estate. You may check our Law Library in the basement of the Courthouse, or download the forms from the internet. Our County Judge's office also has some forms available for the public to download on our web page under County Judge:
Go to: smith-county.com
Government
County Judge
Forms
3. Legal advice
 - It is unlawful for Deputy Clerks to administer legal advice. See Texas Gov't Code Sec 81.101. We have information on our web page if you require legal help. Please see the County Clerk's page.
4. On-line Document Availability
 - Our images for the Judicial are not available on-line per statute. You may access the index, case style, and attorney information, at judicial@smith-county.com. We have 4 public use computers that may be accessed from 8:00 – 4:45, Monday – Friday. Our Probate cases are imaged from inception – current (available in the County Clerk's office unless secured or sealed).
5. Scheduling a Hearing
 - When you file an application to Probate an estate, you will receive information on who to call for a scheduled time.
6. Fees
 - Please see the County Clerk page for a list of all fees.