

# Dallas County, Texas Probate Cases 1846 – Early 1900's

Case Number 2014

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FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

2014

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

The State of Alabama

County of Mobile --Know all men by these presents, that I Agnes G. Welch, being of sound and disposing mind, and knowing the great uncertainty of life, do on this day make my last will and testament as follows:

I give and bequeath unto Miss Annie R. Hogg, and to Miss Helen M. Hogg, both of Mobile Alabama, my entire real estate situated in the City of Dallas, State of Texas, and described as follows:

All that tract or parcel of land, beginning at a point in the S.W. line of Germania Street, at the N.E. corner of a tract sold to H.S. Ervay, by A.T. Tennison on the 21st day of May 1877: thence S. 45 degrees E. along the S.W. line of Germania street 100 feet to a stake: thence 45 degrees W. about 165 feet to Pendletons N.E. line: Thence N. 45 degrees E. along said Pendletons N.E. line to the corner of a tract sold to W.J. Keller by Henry Netzle, 100 feet: Thence N. 45 degrees E. along said Keller's S.E. line about 165 feet to the place of beginning.

The said Annie R. Hogg, and Helen M. Hogg to take possession of the above described premises at my death, and make an equal division of the same. Signed with my hand and seal, this 6th day of June 1890.

Agnes G. Welch. (Seal)

At Mobile Alabama, on this the 6th day of June 1890, the above named Agnes G. Welch signed and sealed this instrument, and published and declared the same as and for her last will: and we in her presence, and at her request, and in the presence of each other have hereunto subscribed our names as witnesses.

A. J. Wildman  
T. E. Hogg.

Filed January 30, 1897. A.S. Jackson Co. Clerk, Dallas Co., Tex.

State of Texas

County of Dallas --I, A.S. Jackson Clerk of the County Court, in and for Dallas County, Texas, certify that the above and foregoing is a true and

correct copy of an instrument filed in this office, purporting to be  
the last will and testament of Agnes G. Welch, Deceased.

Witness my hand and official seal, this the 24th day of February A.D.  
1897.

A.S. Jackson Clerk of the County Court,

Dallas County, Texas.

By *A.S. Jackson* Deputy.

2279

Mrs Agnes J. Welch's  
Wife  
Do

Miss Annie R. Kooyg,  
and

Miss Helen M. Kooyg,

Dated Jan 30<sup>th</sup> 1897  
A. S. Jackson Clerk  
Dallas Co Texas

Cert. Copy,

FILED  
by order of Court  
FEB 24 1897

A. S. JACKSON,  
Clerk Dallas County, Tex.  
By A. H. H. H. Deputy

correct copy of the instrument filed in this office should refer to be  
the fact will not be taken into consideration.  
A. S. Jackson Clerk of the County Court,  
Dallas County, Texas.

THE STATE OF TEXAS.

To all Persons Interested in the Estate of *Agnes G. Welch*, Deceased:  
*Miss Annie R. Hoagg & Miss Keleu M. Hoagg*, has filed, in the County Court  
of Dallas County, State of Texas, an application for the Probate of the last Will of said  
*Agnes G. Welch*, deceased, and for Letters Testamentary, which  
application will be heard and acted upon by said Court, at the next term thereof, to be held at the  
Court House in the City of Dallas, County of Dallas, State aforesaid, and commencing on the  
first Monday in *March* A. D. 189*7*, at which time and place all persons interested  
in said Estate shall appear and contest said application, should they desire to do so.

WITNESS: A. S. JACKSON, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court at office in the City  
of Dallas, this *1<sup>st</sup>* day of *February* A. D. 189*7*

A. S. JACKSON,

County Clerk, Dallas Co., Texas.

By *M. B. Rawlins* Deputy.

No. 153. RECORDED AND INDEXED IN MAR 17, 1897. CLASS 2

FILE NO. *2279*

County *Dallas* Court, *Dallas* County, Texas.

vs. *Estate of Agnes G. Welch Deceased*

DEPOSITION.

*A. G. Williams*  
*J. E. Stapp* Witnesses

Received this package on the *5<sup>th</sup>* day of *March* 189*7*, from the hands of *M. E. Newman* the officer before whom they were taken, and forwarded same the *5<sup>th</sup>* day of *March* 189*7*, by due course of mail as directed.

By *J. E. Stapp* Deputy Postmaster at *Wichita, Ok.*

Received this package from the Post Office at *Wichita, Ok.* Texas, on the *5<sup>th</sup>* day of *March* 189*7*, and filed same on the *8<sup>th</sup>* day of *March* 189*7*, A. D. 189*7*.

By *J. E. Stapp* Clerk of Court of *Dallas* County, Texas.

This package is opened the *10* day of *March* 189*7*, at the request of *E. O. Harrell*

By *J. E. Stapp* Deputy.

*petitioners for probate of*  
*Wills of Court Dallas, Texas.*  
*J. E. Stapp* Deputy.

COUNTY COURT.

No. 2299  
6/60

ESTATE OF  
*Agnes M. Hockel*

Deceased.

NOTICE OF APPLICATION FOR PROBATE OF  
WILL AND LETTERS

Filed this *1st* day of *February* 189*7*

A. S. JACKSON, COUNTY CLERK.  
By *Ben E. Cabell* Deputy.

SHERIFF'S RETURN.

Came to hand the *1st* day of *February*

189*7* and executed the *1st* day of *February*

189*7* by posting up three copies of this Writ at three public places in Dallas County, one of which was at the Court House door of said County, and no two of which were in the same town or city.

BEN E. CABELL, SHERIFF, DALLAS CO.

By

*Ben E. Cabell*

Deputy.

*Ben E. Cabell*  
*1000 records*

Fee for taking within Deposition, \$ 5.00 Said

*M. E. Shannon*  
*Notary Public Mobile County Ala*  
Officer before whom the enclosed Depositions were taken.

*No one to receive*

*M. E. Shannon*  
*Notary Public Mobile County Ala*  
Officer before whom the enclosed Depositions were taken.

To the Clerk of the *County* Court,  
Of *Dallas* County,  
*Dallas* TEXAS.



Estate of Agnes G. Welch, /  
No. 2279 Deceased. / In Probate Court, Dallas County, Texas.

Now come Annie R. Hogg and Helen M. Hogg, sole devisees and beneficiaries under the last will and testament of Agnes G. Welch, deceased, and show to the court that A. J. Wildman and T. E. Hogg, witnesses to the last will and testament of the said Agnes G. Welch, on file in this court, which will the said Annie R. Hogg and Helen M. Hogg have made application to this court to have probated, both reside outside of the County of Dallas and the State of Texas, to wit in Mobile County, Alabama, and that they, the said Annie R. Hogg and Helen M. Hogg, have applied to the clerk of this court for a commission to take the depositions of the said A. J. Wildman and T. E. Hogg, sole witnesses to said will, for the purpose of proving said will as the last will and testament of the said Agnes G. Welch; that said will is on file in this court; that in order to identify the said will it is necessary for the same to accompany the interrogatories and commission to take the depositions of said witnesses so that they may identify the same and prove the same after an inspection of the original.

Wherefore they pray that that an order be made directing the clerk of this court to issue a commission to take the depositions of said witnesses and that he attach the said original will to the interrogatories and commission for the inspection of said witnesses and that the same together with the commission and interrogatories be placed in the hands of an officer, in Mobile County, Alabama, authorized to take the said depositions under the laws of Texas, and properly returned by him to this court and that the clerk of this court be directed to make and keep a certified copy of said will, the same to be filed herein and for such other orders as may seem to the court proper.

Atty for Annie R. and Helen M. Hogg. *W. P. Harnell*



With 20 copies of the will...

...to the court below.

...the court be directed to make and seal a certified copy of said will, the same to be filed herein and for said copy to be made as well as to be returned by him to this court and that the clerk of said court be directed to make the said depositions under the law of Texas, and that the same deposition also be the commission and interrogatories and consideration for the inspection of said witnesses and that the witnesses and that he direct the said witness will to attend of this court to issue a commission to take the depositions

Wherefore she prays that an order be made directing the inspection of the original.

as so that they may identify the same and prove the same after an inspection and commission to take the depositions of said witnesses and said will is on file in this court; that in order to identify will as the last will and testament of the said Agnes G. Welch;

Now, your petitioner prays that an order be made directing said commission to take the depositions of the said V.L. Williams and T.E. Holt and Helon H. Holt, and that the same be made and proved after an inspection and commission to take the depositions of said witnesses and said will is on file in this court; that in order to identify will as the last will and testament of the said Agnes G. Welch;

Now, your petitioner prays that an order be made directing said commission to take the depositions of the said V.L. Williams and T.E. Holt and Helon H. Holt, and that the same be made and proved after an inspection and commission to take the depositions of said witnesses and said will is on file in this court; that in order to identify will as the last will and testament of the said Agnes G. Welch;

Now, your petitioner prays that an order be made directing said commission to take the depositions of the said V.L. Williams and T.E. Holt and Helon H. Holt, and that the same be made and proved after an inspection and commission to take the depositions of said witnesses and said will is on file in this court; that in order to identify will as the last will and testament of the said Agnes G. Welch;

FILED the *20* day of *July* 189*4*  
 A. S. JACKSON, Clerk Co. Court.  
*A.M. [Signature]*  
 Deputy.

Estate of Agnes G. Welch,  
 No. 2279 Deceased.

Motion and application for an order granting permission to withdraw the will of said Agnes G. Welch, temporarily, and directing the clerk to attach said will to interrogatories propounded to the witnesses to same.

*Application granted*  
*M. [Signature]*  
*Co. Judge*

Estate of Agnes G. Welch, /  
 Deceased. / In Probate Court, Dallas County, Texas.  
 No. 2279. /

All persons interested in the estate of of Agnes G. Welch, deceased, will take notice that after due and legal service hereof I shall apply to the Clerk of the County Court of Dallas County, Texas, for a commission to take the depositions of A. J. Wildman and T. E. Hogg, who reside in Mobile County, Alabama, in answer to the accompanying interrogatories to be propounded to them in the matter of the above entitled and numbered estate of Agnes G. Welch, deceased, pending in the Probate Court of Dallas County, Texas, the answers to which will be offered in evidence to prove the will of the said Agnes G. Welch, deceased, in behalf of Annie R. Hogg and Helen M. Hogg who have applied to said court for the probate of the last will and testament of the said Agnes G. Welch, deceased.

*E. O. Hansen*

Attorney for Annie R. Hogg and  
 Helen M. Hogg.

Interrogatories to be propounded to A. J. Wildman and T. E. Hogg, witnesses to the last will and testament of Agnes G. Welch, deceased. Int. 1. Annie R. Hogg and Helen M. Hogg have made application for the probate of an Instrument of writing, purporting to be the last will and testament of Agnes G. Welch, deceased and purporting to be signed by A. J. Wildman and T. E. Hogg, as witnesses, dated June 6th, 1890, alleging that said Agnes G. Welch is dead; that said Instrument is her last will and testament; that she was over the age of 21 years when said will was made and executed, and of sound mind and disposing memory; and that said witnesses were each over the age of 14 years at the time of the execution of said will and that they signed the same as witnesses at the request of said Agnes G.

Welch, deceased, in her presence and in the presence of each other. Said will is hereto attached, marked Exhibit A and is made a part hereof. Now state whether the said Agnes G. Welch is living or dead and if dead when and where she died, where she resided at the time of her death, where her principal estate was situated at the time of her said death; and state whether or not you, or either of you witnessed any will made by the said Agnes G. Welch, at any time before her death; and if yea state whether the said Agnes G. Welch signed the same, stating all the facts with reference to the execution thereof when and where it was executed who was present, at whose request you signed the same and all the facts with reference to the execution thereof and everything said and done by the said Agnes G. Welch, at the time.

State whether the said Agnes G. Welch was over or under the age of 21 years at the time, stating her age as near as you can and also state ~~your age, at that time~~ whether you were over or under the age of 14 years at the time, stating your ages then. State whether she was of sound mind and disposing memory or otherwise.

Now also state where said will is, if you know, and if the same is exhibited to you herewith state whether it is the identical will executed by the said Agnes G. Welch, and signed by you as witnesses and mark the same for identification. Examine the Instrument hereto attached and marked Exhibit A and state whether or not that is the identical will made and signed by the said Agnes G. Welch and witnessed by you as already stated.

State whether or not the said Agnes G. Welch ever revoked said will so far as you know or believe. State where you reside.

*E. O. Harrell*

Attorney for Annie R. Hogg and Helen  
M. Hogg, Petitioners for the Probate of  
said will.



Estate of Agnes G. Welch, Dec'd.

April 3rd, 1897.

No. 2279.

This day came on to be heard the application of Annie <sup>R.</sup>Hogg and Helen <sup>M.</sup>HOGG for the probate of ~~the~~ a certain instrument in writing, purporting and alleged to be the last will and testament of

Agnes G. Welch, deceased, and now produced in court and it appearing to the court that due and legal notice of said application to probate the said will has been given, and no objection thereto being made: and upon hearing the testimony of <sup>A.</sup>J. F. Wildman and T. E. Hogg, subscribing witnesses to said will, which testimony consists of the depositions of said witnesses, who reside in Mobile County, Alabama,

said depositions having been duly and legally taken, ~~in this matter~~ and the same being on file herein, and being signed and sworn to by the said witnesses, the said will by order of this court having accompanied the commission to take the depositions of said witnesses and having been identified and attached to said depositions by said witnesses;

It is therefore ordered, adjudged and decreed by the court that the said will of the said Agnes G. Welch, deceased, is hereby proven and established as the last will and testament of said Agnes G. Welch, ~~deced~~, and it is ordered that that the same be recorded together with the testimony aforesaid.

*Wm. J. Jones*  
*Ch. Judge*

Estate of Agnes G. Welch, Dec'd  
No. 2379.

Order Proving Will.

*Recorded  
in Minutes*

This case has been heard and the application of Agnes G. Welch and  
 Helen Hogg for the probate of the will and testament in writ-  
 ing, containing and alleged to be the last will and testament of  
 Agnes G. Welch, deceased, and now produced in court and appearing  
 to the court that due and legal notice of said application to pro-  
 bate the said will has been given, and no objection thereto being  
 made; and upon hearing the testimony of J.W. Williams and T.E. Hogg,  
 subscribing witnesses to said will, which testimony consists of the  
 depositions of said witnesses, who reside in Mobile County, Alabama,  
 said depositions having been duly and legally taken, in this matter,  
 and the same being on file heretofore being signed and sworn to  
 by the said witnesses, the said will by order of this court having  
 accompanied the commission to take the depositions of said witness-  
 es and having been identified and attached to said depositions by  
 said witnesses;  
 It is therefore ordered, adjudged and decreed by the court that the  
 said will of the said Agnes G. Welch, deceased, is hereby proven and  
 established as the last will and testament of said Agnes G. Welch,  
 and it is ordered that the same be recorded together with the  
 testimony aforesaid.

April 2nd, 1927.

Estate of Agnes G. Welsh, Dec'd, /  
 No.----- / In Probate Court, Dallas County.

To the Honorable County Judge of said County:

Your petitioners,

Annie R. Hogg and Helen M. Hogg, residents of Mobile County, Alabama, each of whom is a feme sole, represent that on to wit the 23<sup>rd</sup> day of December, 1896, Agnes G. Welsh, a feme sole, departed this life, testate, at the city of Dallas, in Dallas County, Texas, where she resided and had her domicile, and had so resided and had her domicile for many years prior thereto;

That said Agnes G. Welsh was at the time of her death seized and possessed of the following described real estate, situate in the city and county of Dallas, Texas, to wit: All that tract or parcel of land, beginning at a point in the S.W. line of Germania Street, at the N. E. corner of a tract sold to H. S. Ervay, by A. T. Tenison on the 21<sup>st</sup> day of May, 1877, Thence S. 45 E. along the S.W. line of Germania St. 100 feet to a stake; Thence S. 45 W. about 165 feet to Pendleton's N. E. line, Thence N. 45 W. along said Pendleton's N. E. line to the corner of a tract sold to W. J. Keller by Henry Noltzle, 100 feet, Thence N. 45 E. along said Keller's S. E. line about 165 feet to the place of beginning.

That the said tract of land constituted the estate of said Agnes G. Welsh at the time of her death and the same was of the value of to wit \$3000.00.

That on to wit June 6th, 1890, the said Agnes G. Welsh, who was then over the age of 21 years, duly made her certain will in writing which will is herewith filed and made a part hereof, the same having been duly and legally executed and witnessed by A. J. Wildman and T. E. Hogg, subscribing witnesses thereto both of whom were then over the age of 14 years and the said will has never been revoked

by the said Agnes G. Welsh but was and is her last will and testament.

That there are no debts of any sort owing by the estate of said decedent and none owing by her at the time of her death and her funeral expenses have all been paid.

That your petitioners are the sole beneficiaries or legatees under said will. That no executor of said will was named or appointed therein and no letters testamentary are necessary or desired.

Wherefore your petitioners pray that citation issue, as the law directs, and that upon hearing the said will be admitted to probate as the last will and testament of the said Agnes G. Welsh, dec'd, and for general and special relief, and as in duty bound will ever pray.

*E. O. Hance*

Attorney for Petitioners.



By the said Anne G. Welch but was and is her last will and testa-  
ment.  
That there are no debts of any sort owing by the estate of said  
decedent and none owing by her at the time of her death and her  
funeral expenses have all been paid.

That your petitioner and the sole beneficiaries of legatee  
and will of no executor of said will was named or appoint-  
ed in any manner and no other persons named or desired.

*(Reverted)*

*Estates of Anne G. Welch  
No. 2279  
Application for Pro-  
bate of Will  
Filed January 30, 1897  
Attest: J. O. Carr  
Dallas Co. Tex.*

Attorney for Petitioner.

Estate of Agnes G. Welch, /  
No. 2279 Deceased. / In Probate Court, Dallas County, Texas.

All persons interested in the E state of Agnes G. Welch, deceased, will take notice that after ~~that~~ <sup>and legal</sup> service hereof I shall apply to the Clerk of the County Court of Dallas County Texas, for a commission to take the depositions of A.J. Wildman and T.E. Hogg, who reside in Mobile County, Alabama, in answer to the accompanying interrogatories to be propounded to them in the matter of the above entitled and numbered estate of Agnes G. Welch, deceased, pending in the Probate Court of Dallas County, Texas, the answers to which will be offered in evidence to prove the will of the said Agnes G. Welch, deceased, in behalf of Annie R Hogg and Helen M. Hogg who have applied to said Court for the probate of the last will and testament of said Agnes G. Welch, deceased.

E. O. Harrell  
Attorney for Annie R. Hogg and  
Helen M. Hogg.

Interrogatories to be propounded to A.J. Wildman and T.E. Hogg, witnesses to the last will and testament of Agnes G. Welch, deceased.

Int. I. Annie R. Hogg and Helen M. Hogg have made application for the probate of an instrument in writing, purporting to be the last will and testament of Agnes G. Welch, deceased, purporting to be signed by A.J. Wildman and T.E. Hogg, as witnesses, dated June 6th, 1890, alleging that the said Agnes G. Welch is dead: that said instrument is her last will and testament: that she was over the age of 21 years when said will was made and executed, and of sound mind and disposing memory: and that said witnesses were each over the age of 14 years at the time of the execution of said will and that they signed the same as witnesses at the request of said Agnes G. Welch, deceased, in her presence and in the presence of each other. Said will is hereto attached, marked exhibit "A", and is made a part hereof. Now state whether the said Agnes G. Welch is living or

dead and if dead when and where she died, where she resided at the time of her death, where her principal estate was situated at the time of her death: and state whether or not you, or either of you witnessed any will made by the said Agnes G. Welch, at any time before her death: and if yea state whether the said Agnes G. Welch signed the same, stating all the facts with reference to the execution thereof when and where it was executed, who was present, at whose request you signed the same and all the facts with reference to the execution thereof and every thing said and done by the said Agnes G. Welch, at the time. State whether the said Agnes G. Welch was over or <sup>d</sup>under the age of 21 years at the time, stating her age as near as you can and <sup>actual</sup> state whether you were over or under the age of 14 years at the time, stating your ages then. State whether she was of sound mind and desposing memory or otherwise.

Now also state where said will is, if you know, and if the same is exhibited to you <sup>herewith</sup> state whether it is <sup>the</sup> identical will executed by said Agnes G. Welch, and signed by you as witnesses and mark the same for identification. Examine the instrument hereto attached and Marked exhibit "A" and state whether or not that is the identical will made and signed by the said Agnes G. Welch and witnessed by you as already stated.

State whether or not said Agnes G. Welch ever revoked said will sofar as you know and believe. State where you reside.

E.O. Harrell

Attorney for Annie R. Hogg and Helen M.

Hogg, Petitioners for the Probate of said

will.

F I L E D . Feb 23, 1897, A.S. Jackson County Clerk, Dallas County, Texas.

By A.B. Rawlins Deputy.

State of Texas

County of Dallas --I, A.S. Jackson Clerk of the County Court of Dallas

County Texas, certify that the above and foregoing is a true and correct  
copy of Interrogatories propounded to A.J.Wildman and T.E.Hogg, in the  
above entitled and numbered cause, as the same appears in file in this  
office. Witness my hand and seal of office, this 24th day of February

A.D.1897. A.S.Jackson County Clerk, Dallas County Texas.  
By *A.S. Jackson* Deputy.

Interrogatories to A.J. Wildman

I give and bequeath unto James Andrew Hogg, and to  
Hogg John N. Hogg, both of Mobile, Alabama, an entire Real Estate  
situated in the City of Dallas, State of Texas, and described as  
follows:

All that tract or parcel of land, beginning at a point  
in the N. E. corner of the ... of the N. E. corner of a  
... of the ... of the ... of the ... of the ... of the ...

... of the ... of the ... of the ... of the ... of the ... of the ... of the ... of the ... of the ... of the ... of the ...

... of the ... of the ... of the ... of the ... of the ... of the ... of the ... of the ... of the ... of the ... of the ...

Witness my hand and seal of office, this 24th day of February  
*A.S. Jackson* Deputy.  
[Seal]

The State of Alabama, }  
County of Mobile. }

Know all men by these presents, that I  
Agnes G. Welch, being of sound and disposing mind, and knowing  
the great uncertainty of life, do on this day make my last will and  
testament as follows:

I give and bequeath unto Miss Annie R. Hogg, and to  
Miss Helen M. Hogg, both of Mobile, Alabama, my entire Real Estate  
situated in the City of Dallas, State of Texas, and described as  
follows:

All that tract or parcel of land, beginning at a point  
in the S. W. line of Germania Street, at the N. E. corner of a  
tract, sold to H. S. Ervay, by A. T. Ternison on the 21st day of  
May 1877, thence S 45° E along the S. W. line of Germania St.,  
100 feet to a stake; thence 45° W. about 165 feet to Pendleton's  
N. E. line; Thence N. 45° E. along said Pendleton's N. E. line to  
the corner, of a tract sold to W. J. Keller by Henry Nolze, 100  
feet; Thence N. 45° E. along said Keller's S. E. line about 165  
feet to the place of beginning.

The said Annie R. Hogg, and Helen M. Hogg, to take  
possession of the above described premises at my death, and make  
an equal division of the same.

Signed with my hand and seal, this the 6th day of June 1890.

*Agnes G. Welch*

(SEAL)

At Mobile, Alabama on this the 6th day of June 1890, the above  
named Agnes G. Welch signed and sealed this instrument, and pub-  
lished and declared the same as and for her last will; and we in  
her presence, and at her request, and in the presence of each other  
have hereunto subscribed our names as witnesses.

*A. Wildman*  
*J. E. Hogg*

Exhibit A.

2279

Mrs Agnes G Welch

Wife

of

Miss Annie R Hogg

and

Mrs Helen R Hogg.

Filed January 30, 1897  
J. Jackson  
Co Clerk  
Dallas County

Exhibit "A" to  
deposition of  
A. J. Wildman  
and L. E. Hogg

The State of Texas,

COUNTY OF DALLAS.

Commission to Take Deposition.

To any Clerk of a Court of Record having a Seal, or any Notary Public of  
County, State of Alabama, or to any Commissioner of Deeds, duly appointed

under the Laws of Texas, within and for said State—GREETING:

YOU ARE HEREBY AUTHORIZED AND EMPowered to cause to come before you

time and place as you may appoint, and that you then and there carefully and fully examine Helen

upon Helen oath, first to be taken before you, touching the annexed interrogatories:

The State of Texas,

Commission to Take Deposition.

COUNTY OF DALLAS.

To any Clerk of a Court of Record having a Seal, or any Notary Public of *Mobile* County, State of *Alabama*, or to any Commissioner of Deeds, duly appointed under the Laws of Texas, within and for said State—GREETING :

YOU ARE HEREBY AUTHORIZED AND EMPOWERED to cause to come before you *A. Wildman & J. Keagy*, a resident of your County, at such time and place as you may appoint; and that you then and there carefully and fully examine *them* upon *their* oath, first to be taken before you, touching the annexed Interrogatories:

1. That you reduce *their* answers, so taken, to writing, in proper form, and cause the same to be subscribed and sworn to by said witness. *✓*

2. That you certify, under your hand and seal of office, that said answers were sworn to and subscribed before you.

3. That you seal up in an envelope the answers so taken, together with the annexed interrogatories and this commission, with your name written across the seal.

4. That you endorse on the envelope the names of the parties to this suit, and the name of said witness. *✓*

5. That you direct the package to the "Clerk of the County Court of Dallas County, Dallas, Texas."

6. That if said package is sent by mail, the postmaster, or his deputy, shall endorse thereon that he received it from your hands, and sign his name thereto; or, if you entrust it to private conveyance, as provided by the statute, you will apprise the person receiving it that it must be delivered to the Clerk of this Court by himself in person; which evidence, so taken as above, is to be used on the trial of a suit now pending in the County Court of said County

of Dallas, ~~wherein~~ *in the matter of the Estate of Anne G. Welch, Decd.* ~~plaintiff and~~ *defendant* upon the *application to probate the Will of said decedent*  
HEREIN FAIL NOT, but make due return of this writ.

Witness, L. H. JACKSON, Clerk of the County Court of Dallas County, and the seal of said Court, at office in the City of Dallas, this, the *24<sup>th</sup>* day of

*February* A. D. 189 *7*

L. H. JACKSON,  
A. S. JACKSON,

Clerk County Court, Dallas County, Texas.

By *W. B. Rantius* Deputy.

Estate of Agnes G. Welch,  
No. 2279. Deceased.

/ In Probate Court, Dallas County, Texas.  
/

Answers and depositions of A. J. Wildman and T. E. Hogg, who reside in Mobile County, Alabama, to the accompanying Interrogatories propounded to them in the matter of the above entitled and numbered Estate of Agnes G. Welch, deceased, taken before a Notary Public in and for Mobile County, Alabama, in accordance with the accompanying commission.

Answers of the witnesses A. J. Wildman and T. E. Hogg.

To the 1st Interrogatory they and each of them answer: Agnes G. Welch is dead. She died in the city and county of Dallas, Texas, on or about the 19th day of December, 1896. At the time of her death and long prior thereto she resided in the city and county of Dallas, Texas, and her principal estate was situated there. On the 6th day of June, 1890, the said Agnes G. Welch made and executed a will and the same was witnessed and signed by A. J. Wildman and T. E. Hogg, as witnesses. The said Agnes G. Welch signed said will, on that date, in our presence, in the city and county of Mobile, Alabama, and we, and each of us signed said will as witnesses, at the request of the said Agnes G. Welch, in her presence and in the presence of each other. The said Agnes G. Welch was over the age of 21 years at the time of the signing and execution of said will, on June 6th, 1890, and was about the age of 44 years, on that date. We, and each of us were over the age of 14 years, on June 6th, 1890, to wit the said A. J. Wildman was of the age of 23 years and the said T. E. Hogg was of the age of 29 years. The said Agnes G. Welch was of sound mind and disposing memory, on June 6th, 1890, at the time she signed said will.

The Instrument of writing attached to these Interrogatories and answers, marked Exhibit A is the identical will signed by said Agnes G. Welch on June 6th, 1890, and signed by us as witnesses and referred to above by us. Said Instrument is hereto annexed and is



made a part of these answers, and marked Exhibit A. We and each of us saw the said Agnes G. Welch sign said will and at her request we, and each of us, signed the same as witnesses, in her presence and in the presence of each other, as stated above.

The said Agnes G. Welch never revoked said will to our knowledge, or so far as we believe. Each of us reside in and are citizens of Mobile County, Alabama.

*A. J. Wilkman*  
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*T. E. Hogg*  
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Sworn to and subscribed before me on this the *5<sup>th</sup>* day of *March* 1897.

*W. D. Shouman*  
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Notary Public, Mobile County, Alabama,

The State of Alabama,  
Mobile County.

/ I, *W. D. Shouman*,

a Notary Public in and for Mobile County, Alabama, do hereby certify that the foregoing answers of A. J. Wilkman and T. E. Hogg, the witnesses before named, were made before me and were sworn to and subscribed before me by the said witnesses, respectively, on this the *5<sup>th</sup>* day of *March* 1897. Given under my hand and seal of office this *5<sup>th</sup>* day of *March* 1897.

*W. D. Shouman*  
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Notary Public, Mobile County, Alabama.

*Filed March 8<sup>th</sup> 1897.*  
*A. S. Jackson Co. Clk*  
*B. W. Rawlins Deputy*

Oct 10. 1894. Agnes G. Welch  
no. 2279 Deceased.

Depositions of  
A. J. Wildman and  
J. C. Stagg.

(Recorded)