

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

Case Number 2878

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# 2878

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State of Texas }  
County of Tarrant }

Know all men by these presents that I B. G. Cowley Sr. of the County of Tarrant and State of Texas being in good health and of sound and disposing mind and memory do make and publish this my will and testament hereby revoking all wills by me at any time heretofore made.

First  
I direct that all my just debts shall be paid and that the legacies herein after given shall after the payment of my debts be paid out of my estate.

Second:  
I give to the following heirs or their assigns all money on hand and the following Real Estate or such part as may remain unsold at my death viz: H. J. Cowley, Mrs. M. E. M. Cornick, J. J. Cowley, Mrs. L. S. Eckling, Mrs. C. F. Houston, B. G. Cowley Jr and J. B. Cowley.

### Real Estate

160 acres the south one fourth (1/4) of the Catkins 640 acre sur deduced to me by G. E. Rushong and Jeff Estell

50 acres out of north East corner of Sec. Burgeon 320 acre preemption survey

112 acres of the P. Everard survey deduced to me by Jeff Estell, March 9, 1872.

56 1/2 acres more or less a part of B. Cowley 640 acre survey deduced to me by A. F. and H. E. Cowley Oct. 9 42 1882

262 1/2 acres a part of G. H. Crocker preemption survey of 312 1/2 acres deduced to me by <sup>John C. Cunningham, decd</sup> Mrs. Caroline D. Hill By her atty J. P. Howell

160 acres apart of John Brandenburg 320 acre survey  
also 40 acres apart of B. Crowley 650 acre Head Right  
survey deeded to me by C. W. Wells, of Chillicothe Mo,  
Lot no 29 in middletons addition to city of Dallas  
being subdivision of Block 837

also Lot 28 in said addition and subdivision deeded  
to me by Geo. P. Holcombe and G. W. Ganett

also lot of land 120 ft front on caruth st and 135  
deep, decribed in deed made to B. F. Crowley  
and S. K. Hutton by D. King Trustee.

I give to my wife provided I marry, my Homestead  
Consisting in house and lot not to exceed \$5000<sup>00</sup>  
in value, so long as she should remain unmarried  
with remainder thereof on her decease or marriage  
to my said children and their heirs respectively  
share and share alike

also all personal property and all other Real-  
Estate not mentioned in this will owned by  
me at death.

I constitute and appoint B. F. Crowley Jr sole  
executor of this my will

In witness whereof I have hereunto set my hand  
this the 14<sup>th</sup> day of June A. D. 1891 in the presence of  
J. D. Eichel and S. G. Houston who attest the same at my  
request.

B. F. Crowley

The above instrument was now here subscribed by  
B. F. Crowley Sr. the testator, in our presence and was  
at his request and in his presence sign our names  
hereto as attesting witnesses

J. D. Eichel  
S. G. Houston

No 1603

Will

RECORDED  
MAY 23 1904

R. H. Lee

RECORDED L-54  
Recon Mills

ATTORNEY'S RECEIPT CARD.

No. \_\_\_\_\_

—VS—

Certify Copy of  
Judgment

A. J. Row  
vs.

A. J. Crowley

Received from the Clerk the file papers of above mentioned suit.

Aug 31 1905  
W. F. Short

Attorney for \_\_\_\_\_

✓  
Estate B. C. Crowley

DALLAS, TEXAS.

Aug 1st

1864

To DR. J. H. SMART, DR

TELEPHONE 786.

388 MAIN STREET

For Professional Services.

Last illness

Jan. 1904 - including services  
of assistant

\$25.00

THE STATE OF TEXAS,

County of

*Dallas**At J. H. Smart*

the attached claim against the Estate of

*D. C. Crowley*

Deceased,

is a just debt against said Estate, and that the same is due and unpaid, and that all legal offsets, payments and credits known to the affiant have been allowed, and that the affiant is cognizant of the facts contained in the affidavit.

SUBSCRIBED AND SWORN TO BEFORE ME This

[L.S.]

*J. H. Smart*  
 1<sup>st</sup> day of *August* A.D. 1904  
*J. W. Wadsworth*, Notary Public  
*Dallas, Com. Dist.*

FILED

SEP 22 1904

FRANK R. SHAW, Co. Clerk  
BY *R. H. Le* DEPUTY.

Presented and  
allowed in full  
as an expense of  
the last sickness  
of the deceased  
this 17th day of  
August, 1904.

*B. F. Crowley*  
Executor of the  
Estate of B. F. Crowley  
(deceased).

June 27.00-

Expense approved  
and allowed as a 1st class  
claim for \$25.00

*H. S. King*  
Clerk





THE STATE OF TEXAS.  
COUNTY OF DALLAS.

Before me,

Clerk of the

County Court of Dallas County, Texas, this day personally appeared

*J. M. Gaston*  
*Sec. City of Edwards*  
*the Laborer*

who, being by me duly sworn, on his oath says that he is the publisher of

a newspaper published weekly in Dallas County, Texas, and that the within notice of filing Final Account was duly published in

said newspaper for three successive weeks prior to the first Monday in

on the following dates, to-wit:

*June 8, 15, 22 and 29*  
*July*  
*2, 9, 16, 23 and 30*

*J. Cyril Edwards*

*July*  
*James M. Gaston*  
By *J. F. Creamer*

A. D. 1907

Clerk County Court of Dallas Co., Texas.

Deputy.

Sworn to and subscribed before me this *17* day of *July*

No. 3603

COUNTY COURT.

ESTATE OF

*J. F. Crowley*

Deceased.

NOTICE OF FILING FINAL ACCOUNT.

Issued this *31* day of *May*  
A. D. 1907

JACK M. EASTON, ~~S. JACKSON~~  
Probate Court, Dallas Co., Tex.

By *A. H. Lee* Deputy.

SHERIFF'S RETURN

Came to hand the *31* day of *May*  
A. D. 1907, and executed by causing the same to  
be published in *The Laborer*  
a newspaper published weekly in the County of Dallas,  
Texas, for twenty days prior to the first Monday in

*July* A. D. 1907, and on  
the following dates, to-wit: *June 8, 15, 22 and 29*  
1907

A copy of said publication is hereto attached and made  
a part of this return.

*A. H. Lee*  
Sheriff Dallas County, Texas.

By *Hayden Briggs* Deputy.

THE STATE OF TEXAS,

To the Sheriff or any Constable of Dallas County—Greeting:

YOU ARE HEREBY COMMANDED to summon

Ben Harrington  
on Grapesvine Road near  
Wheeler's bridge

to be and personally appear before the Honorable County Court of Dallas County, at the  
Court House in the City of Dallas, County aforesaid, ~~instanter~~, on Saturday  
Sept 23rd 1905, at 9 o'clock, a. m., at the instance of the  
Elizabeth Crowley  
then and there to give evidence in a certain case wherein Elizabeth  
Crowley is plaintiff, and  
B. F. Crowley, Executor is Defendant, and remain  
from day to day and term to term until discharged by the Court.

Herein Fail Not, but due service and return hereof make, as the law requires.

Witness my hand, at office in Dallas, this 19 day  
of Sept A. D. 1905

FRANK R. SHANKS.

Clerk County Court, Dallas Co., Texas.

By B. F. Cullen Deputy.

EXECUTOR'S BOND

The State of Texas,

COUNTY OF DALLAS.

Estate of B. F. Crowley  
KNOW ALL MEN BY THESE PRESENTS, That we, B. F. Crowley (jr)

as Principal, and \_\_\_\_\_ and \_\_\_\_\_  
as Sureties, are held and firmly bound unto the County Judge of said County of Dallas, and  
his successors in office, in the sum of One Thousand Dollars;  
conditioned that the above bound B. F. Crowley, who has  
been appointed Executor of the Estate of said B. F. Crowley,  
shall well and truly perform all the duties required of him under said appointment.

WITNESS our hands and seals, this 15 day of July 1904

attest:-  
J. S. Labore,  
Secy. Agent.

B. F. Crowley (SEAL)  
FIDELITY & DEPOSIT COMPANY OF MD. (SEAL)

L. E. Burgett (SEAL)

I DO SOLEMNLY SWEAR that the writing which has been offered for probate is the  
last will of B. F. Crowley deceased, so far as I know or  
believe; and that I will well and truly perform all the duties of Executor of said will.

B. F. Crowley

Sworn to and subscribed before me this 15th day of July 1904

W. H. Prosser  
Notary Public in and for  
the State of Texas Deputy.

No. 3603

COUNTY COURT.

Est of

SUBPOENA.

B. F. Crowley  
dictd

ISSUED

This 19 day of Sept 1904

FRANK R. SHANKS,  
Clerk County Court, Dallas Co., Texas.

By B. F. Cullum Deputy.

SHERIFF'S FEES:

Summoning \_\_\_\_\_ Witness . . . \$ \_\_\_\_\_

Mileage \_\_\_\_\_ miles . . . \$ \_\_\_\_\_

Total . . . . . \$ \_\_\_\_\_

JESSE WILKINSON, PRINTER, DALLAS.

Moore

Returned on this the 23 day of Sept 1904  
By Will Moore Deputy  
A. P. 1904  
A. & G. L. L. L. L.  
Sheriff Dallas County Texas

the within named witnesses.

Came to hand this the 19 day of Sept 1904  
A. D. 1904  
A. D. 1904  
by reading the within Subpoena in the presence and hearing of  
not found for the want of time  
A. D. 1904 and executed on this

SHERIFF'S RETURN.

No. 3603

COUNTY COURT,  
DALLAS COUNTY.

EXECUTOR'S BOND.

ESTATE OF

B. F. Crowley

Filed July 28 1904  
F. R. Shanks  
S. B. SCOTT, Clerk,

By B. F. Cullum Deputy

Approved this 28 day of

July 1904

E. J. Henderson  
County Judge, Dallas County.

15/425

A. D. Aldridge & Co., Stationers, Printers and Binders, Dallas

RECORDED 3-257  
Bond Record

THE STATE OF TEXAS.

To all Persons Interested in the Estate of B. F. Crowley Deceased:

B. F. Crowley Jr has filed, in the County Court of Dallas County, State of Texas, an application for the Probate of the last Will of said B. F. Crowley 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 July A. D. 1904, at which time and place all persons interested in said Estate shall appear and contest said application should they desire to do so.

WITNESS: FRANK R. SHANKS,  
~~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 13 day of June A. D. 1904

FRANK R. SHANKS,  
~~A. S. JACKSON~~,  
County Clerk, Dallas County, Texas.

By J. J. Struffer Deputy.

THE STATE OF TEXAS,

To all Persons Interested in the Estate of B. F. Crowley Deceased:

B. F. Crowley Jr has filed in the County Court of Dallas County, State of Texas, an application for the Probate of the last Will of said B. F. Crowley 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 May A. D. 1904, at which time and place all persons interested in said Estate shall appear and contest said application, should they desire to do so.

WITNESS: FRANK R. SHANKS,  
~~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 24 day of May A. D. 1904

FRANK R. SHANKS,  
~~A. S. JACKSON~~,  
County Clerk, Dallas Co., Texas.

By P. H. Lee Deputy.

FILED BY DALLAS GENEALOGICAL SOCIETY - 1978

Original 187

No. 3603

COUNTY COURT.

ESTATE OF

*B. F. Crowley*

Deceased.

Notice of Application for Probate of Will and Letters.

Issued this 13 day of June 1904

A. S. JACKSON, County Clerk,

By *J. J. Skupper* Deputy.

SHERIFF'S RETURN.

Came to hand the 3 day of June 1904, and executed the 3 day of June 1904 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.

*B. B. Johnson*  
Sheriff, Dallas County, Texas.

By *Allen Seak* Deputy

JAMES WILLIAMSON, PRINTER, DALLAS.

3 Cop \$3.00

No. 3603

COUNTY COURT.

ESTATE OF

*B. F. Crowley*

Deceased.

Notice of Application for Probate of Will and Letters.

ISSUED this 24 day of May 1904

A. S. JACKSON, Clerk.

By *R. H. L...* Deputy.

SHERIFF'S RETURN.

Came to hand the 24 day of May 1904, and executed the 24 day of May 1904 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.

*B. B. Johnson*  
Sheriff, Dallas County,

By *Allen Seak* Deputy.

JAMES WILLIAMSON, PRINTER, DALLAS.

Return 3 May 3.00

Dallas, Texas, *Aug 5<sup>th</sup>* 190*4*

FILED B

M *Ben C. Crowley* Demand  
*277 Gallespie Ave*

To **Dr. A. M. Elmore, Dr.**

Please remit by check or call at office.

July 10	To Visit + fare for self	2-
" 11	" 2 " " " "	4-
" 12	" 1 " " " "	2-
" 13	" 1 " " " "	2-
" 14	" 2 " " " "	4-
" 15	" 1 " " " "	2-
" 16	" 1 " " " "	2-
" 17	" 1 " " " "	2-
" 18	" 1 " " " "	2-
" 19	" 1 " " " "	2-
" 20	" 1 " " " "	2-
" 21	" 1 " " " "	2-
" 22	" 1 " " " "	2-
" 23	" 1 " " " "	2-
" 24	" 1 " " " "	2-
" 25	" 1 " " " "	2-
" 26	" 1 " " " "	2-
" 27	" 1 " " " "	2-
" 31	" 1 " " " "	2-
February 4	" 1 " " " "	2-
" 6	" 1 " " " "	2-
" 9	" 1 " " " "	2-
" 11	" 1 " " " "	2-
" 13	" 1 " " " "	2-
		<u>550-</u>

*A. M. Elmore*

Affidavit to Claim Against Estate.

The State of Texas. }

County of *Dallas* }

Before me, *P. C. Julian* a Notary Public in & for the County of *Dallas*  
Texas, personally appeared *Dr. A. M. Elmore*

who being by me duly sworn upon his oath, says the claim, hereto attached against the Estate of *Ben C. Crowley* deceased, is within his knowledge just, and that all legal effects, payments and credit known to affiant have been allowed.

Sworn to and subscribed before me this *5* day of *August* 190*4* A. D. 190*4*

WITNESS my hand and official seal.

*P. C. Julian*  
Notary Public Dallas County Texas

F

FILED

SEP 22 1904

FRANK R. SHAWES, CLERK  
OF  
DEPT.



L 500

Presented and returns  
in full as on, Expense  
of the last evening  
of the last evening, the  
1st day of September, 1904

*W. H. [unclear]*

Executive of the  
Board of [unclear]  
(H. [unclear])

From 27-75  
By [unclear] returned and  
[unclear] a full class [unclear]  
H. K. [unclear] [unclear]



STATE OF TEXAS, #  
#  
COUNTY OF DALLAS. #

On this day personally appeared before me,  
Gilbert H. Irish, a Notary Public of Dallas County, Texas, George  
Clifton Edwards, who upon oath deposes and says that he is editor  
of the "Laborer", a newspaper of general circulation in the County  
of Dallas, published within the City of Dallas; that he published  
in said newspaper the following notice of the granting of letters  
testamentary upon the estate of B.F. Crowley, Sr., Deceased, in the  
said publication of date October 21, October 28 and November 4, and  
November 11, A.D., 1905, being four consecutive weekly issues of said  
paper:

Notice of the granting of letters testamentary upon the estate of B. F. Crowley, Sr., Deceased, on the 21st day of October, 1905, by the Court of Probate of Dallas County, Texas, to George Clifton Edwards, Editor of the "Laborer", a newspaper published within the City of Dallas, Texas, and published in said newspaper on the 21st, 28th, 4th and 11th days of October and November, 1905, being four consecutive weekly issues of said newspaper.

Witness my hand and the seal of the Court of Probate of Dallas County, Texas, at Dallas, Texas, this 21st day of November, 1905.

GILBERT H. IRISH,  
Notary Public of Dallas County, Texas.

Geo. Clifton Edwards.

Subscribed and sworn to before me  
this 21<sup>st</sup> day of November, 1905.

Gilbert H. Irish  
Notary Public Dallas County, Texas.

GEORGE CLIFTON EDWARDS, EDITOR	R. H. CAMPBELL, BUSINESS MANAGER
Dallas, Texas, Nov. 1, 1905	
M. <u>G. H. Irish</u>	
In Account With <b>THE LABORER</b>	
OFFICIAL ORGAN DALLAS TRADES ASSEMBLY AND AFFILIATED UNIONS	
To publishing notices of the granting of letters testamentary upon B. F. Crowley estate	\$ 2.25
To notary's fees	\$.25
Received Payment <u>12-29-05</u> Per <u>Edwards</u>	\$ 2.50

STATE OF TEXAS,  
COUNTY OF DALLAS.

On this 11th day of April, 1905, I, the undersigned, a Notary Public in and for the County of Dallas, State of Texas, do hereby certify that the within and foregoing is a true and correct copy of the original of the same as the same appears from the records of said Notary Public in and for the County of Dallas, State of Texas, and that the same is a true and correct copy of the original of the same as the same appears from the records of said Notary Public in and for the County of Dallas, State of Texas.

*W. H. [Signature]*  
Notary Public

*Application of  
Patience [Name]  
Notice to  
Deed [Name]*

*W. H. [Signature]  
W. H. [Signature]*

Notary Public Dallas County, Texas.

# INVENTORY AND APPRAISEMENT

OF THE PROPERTY, REAL AND PERSONAL, BELONGING TO THE ESTATE OF

*B. J. Crowley.*

<i>currency</i>	<i>\$125.00</i>	
<i>1 Horse</i>		<i>225.00</i>
<i>1 Wagon</i>		
<i>1 Buggy</i>	<i>100.00</i>	
<i>1 Lot of Household Goods in house</i>		<i>67.50</i>
<i>at 277 Lillie Ave. Dallas, Tex. \$292.00</i>		
<i>Household goods - above appraised at 67.50 consist of</i>		
<i>2 Bath beds + 8 mattresses</i>	<i>20</i>	
<i>2 Upholstered + 1 willow chair</i>	<i>5</i>	
<i>1 Dining room chair</i>	<i>3</i>	
<i>1 Sewing machine</i>	<i>5</i>	
<i>1 Bedstead</i>	<i>10</i>	
<i>1 Crib</i>	<i>5</i>	
<i>1 Clock</i>	<i>5.00</i>	
<i>1 Bed + 1 Bedstead</i>	<i>5.00</i>	
<i>Various furniture too to list</i>	<i>5.00</i>	
	<i>\$ 67.50</i>	

The property upon which decedent lives at time of and just prior to his death, being Lot 4 Block "A" J. J. White, Oaklawn Addition to the City of Dallas, Texas is not included herein for the reason that the better title thereto is denied, and if it is his estate, the same is occupied as the homestead of decedent.

Also list of Claims against Estate,

Dr J. H. Smith	} For medical } attendance } during last illness	25.00
Dr A. M. Elmore		50.00

*Copy of P.B.O.*

No. 2602.

COUNTY COURT

ESTATE OF

*B. F. Crowley*

Inventory and Appraisement

FILED

26 day of July 1904

*F. R. Shanks*  
County Clerk

By *R. H. Lee*  
Deputy

EXAMINED AND APPROVED

This 28 day of July 1904

*J. E. L. Hughes*  
County Judge

Josee Williamson, Printer, Dallas

RECORDED 7-28  
*Shirley R. R. R.*

THE STATE OF TEXAS,  
COUNTY OF DALLAS.

*B. F. Crowley*, Grand Juror

of the above named Estate do solemnly swear that the foregoing is a true, full and complete Inventory of all the property, real and personal, belonging to said Estate that has come to my knowledge, together with list of Claims against same.

*B. F. Crowley*

Sworn to and subscribed before me, this the 15<sup>th</sup> day of July A. D. 1904

*J. H. Crosser*  
Notary Public in and for the County of Dallas

Clerk County Court

Deputy

THE STATE OF TEXAS,  
COUNTY OF DALLAS.

Before the undersigned authority, this day personally appeared

*J. Cullen* and *C. B. Gillespie* two of the

Appraisers of the above named Estate, heretofore appointed by the Court, and each being duly sworn, says that the above and foregoing is a just and true Appraisement of the property pointed out to them as belonging to said Estate.

*J. Cullen*  
*C. B. Gillespie*

Sworn to and subscribed before me, this the 25<sup>th</sup> day of July A. D. 1904

*W. H. Irish*  
Notary Public Dallas County

Clerk County Court

Deputy



No. 3603

## PROOF OF WILL

THE STATE OF TEXAS,

ESTATE OF

County of DallasB. J. Crowley

Deceased

Proof of Last Will and Testament of

B. J. Crowley

Deceased

This day personally appeared in open Court

J. A. Eichling

who, being duly sworn as a witness in the above entitled matter, and examined on behalf of the applicant to

prove said Will, says: I was well acquainted with

B. J. Crowleydeceased, during his lifetime, I knew the above decedent for abouttwenty eight (28) yearsbefore his death; the signature of the said deceased to the instrument now shown to me, and offered for probateas his last Will and Testament, filed in this Court on the23<sup>d</sup>day of May

A.D. 1904

and bearing date on the

16<sup>th</sup>day of June

A.D. 1891,

on said last named date at

Trapvine, Tarrant Co. Texas

in presence of myself

J. A. Eichlingand S. G. Houston

the other subscribing witness; all of said witnesses being over the age of fourteen years. At the time of the

making of said Will the testator was of sound and disposing mind and memory, and he declared the saidWill so made by him to be his Last Will and Testament, and I thereupon signed my name as a witness,together with S. G. Houston

at the request of the said testator,

in his presence and in the presence of each other. The said deceased at the time of the execution of saidinstrument was about 64

years of age; the said

B. J. Crowley

departed this life on the

13<sup>th</sup>day of February A.D. 1904about twelve and one half years after making said Will, in the County ofDallasin the State of Texas, where and at which time his residence and

principal estate was situated.

J. A. Eichling

Sworn to and subscribed before me this

11

day of

JulyA.D. 1904, in open court.J. R. Shank

Clerk

County Court

Dallas

County, Texas.

By

J. F. Queen

Deputy

No. 3603

PROOF OF WILL

THE STATE OF TEXAS

County of *Dallas*

*July*

Term, 190*4*

ESTATE OF

*B J Crowley*

Deceased

FILED

The *11* day of *July* A.D. 190*4*

AND RECORDED

The \_\_\_\_\_ day of \_\_\_\_\_ A.D. 190\_\_

in the Probate Minutes of \_\_\_\_\_

County, in Volume \_\_\_\_\_ Page \_\_\_\_\_

*J R Hawks*

County Clerk

By *J F Cullen*

Deputy

RECORDED *L-542*

*Will Recd*

In the Matter of the Estate | In the County Court of Dallas  
of B. F. Crowley, Deceased. | County, Texas.

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now B. F. Crowley,  
Executor in the above estate, and presents this his final account,  
from which it will appear that all debts of every kind known to  
exist against said estate, so far as the assets thereof in the hands  
of the Executor will permit, have been paid, except that a balance  
of \$46.34 has been reserved to pay costs and to be applied as  
directed upon consideration of this account, and says:

1. The property that has come into the hands of this  
executor belonging to this estate consists solely and exclusively  
of money received of the National Bank of Commerce of Dallas, Texas  
belonging to the deceased, \$255.09

2. The disposition that has been made of said money is  
as follows:

(a) Paid E. M. Crowley, widow of the deceased, on account of widow's allowance made her by this Court,	\$190.00
(b) Costs of this Court, as will appear of record,	16.15
(c) Publication of notice to creditors as appears from receipt on file,	2.50
Total,	\$208.65

Balance on hand to be applied in payment of  
costs and widow's allowance or preferred claims, 46.34

3. No debts against this estate have been paid.

4. The debts and expenses, if any, still owing by the  
estate are as follows:

Dr. J. H. Smart, approved claim,	\$25.00
Dr. A. M. Elmore,	50.00
A. J. Roe,	\$2445.47
Unpaid costs of this proceeding,	Unknown.

5. The property of the estate still remaining on hand consists of the above sum of \$46.34

6. There will be no portion of said estate to be distributed among any of the heirs or legatees.

7. No advances have been made by the Executor from such estate to any person.

*Wherefore this Executor prays that he be discharged with his allowances, including an attorney's fee.*

*B. F. Crowley*  
\_\_\_\_\_  
Executor.

*Carden Martin & Carden*

*H. H. Irish*  
\_\_\_\_\_  
Attorneys for Executor.

STATE OF TEXAS,  
COUNTY OF TARRANT.

I, B. F. Crowley, Executor in the above estate, do solemnly swear that the above account, presented for final settlement, is true and correct.

*B. F. Crowley*  
\_\_\_\_\_

Subscribed and sworn to before me, this the 23 day of May, A. D. 1907.

*[Signature]*  
\_\_\_\_\_  
Notary Public, Tarrant County, Texas.





No.

In the Matter of the Estate  
of B. F. Crowley, Deceased.

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Executor's Final Account.

**FILED**

MAY 31 1907

JAMES H. McLELLAN, CLERK

*Edo Lee*

*July 18, 07*

*Examined and  
approved  
Hiram J. Lynch  
Esq. Judge*

*Given to Latham*

Estate of B. F. Crowley, Deceased. §  
B. F. Crowley, Sr., Executor. §

STATE OF TEXAS,  
County of Dallas.

-0-

To the Honorable Hiram P. Lively, Judge of said Court:

Your petitioner, Elizabeth M. Crowley, respectfully represents to the Court that she is the surviving widow of B. F. Crowley, deceased, who died testate in Dallas County, Texas, on the 13th day of February, , 1904. That by the last will and testament of the said B. F. Crowley, deceased, B. F. Crowley, Jr., is made his executor. That said will has been duly probated in this Honorable Court, and that the said B. F. Crowley has duly qualified as executor thereof, and is now in the possession of such of the property of deceased as he chose to take possession of, and has the right as such executor to the possession of all the property of said deceased save that to which your petitioner is entitled as surviving widow.

Your petitioner states that the said B. F. Crowley, Jr., has returned an inventory of said estate, but that the same is not a complete inventory. That in order to defeat your petitioner in the collection of the allowance which has been made to her as hereinafter stated, and in order to defeat the creditors of the said B. F. Crowley, deceased, in the collection of their debts, the said executor has purposely and intentionally omitted from his inventory cash on hand in the National Bank of Commerce of Dallas, Texas, which belonged to the said B. F. Crowley, amounting to \$314.86.

Your petitioner states that said sum was deposited in said National Bank of Commerce in the name of J. D. McCormick, and is now to the credit of the said J. D. McCormick in said bank, but your petitioner avers that said sum of money is the property of the said B. F. Crowley, deceased, and never was the property of the said J. D. McCormick, and that the said J. D. McCormick had no title to or interest therein, but held the same in trust for the said B. F. Crowley, deceased. That whilst said sum was placed in the bank in the name of J. D. McCormick, the same was subject to the check of the said deceased drawn either in the name of J. D. McCormick or in the name of the said B. F. Crowley, deceased. That said fund is well known by the said National Bank of Commerce to be the property of said deceased.

Your petitioner further states that as surviving widow of said de-

ceased she has been by the order of this Court allowed the sum of \$500 for her year's support, as provided by the statutes of the State of Texas, and that she is interested in said estate to the extent of said sum.

Wherefore, your petitioner prays that the said B. F. Crowley, executor, be cited to appear before this Honorable Court and show cause why he should not be required to make and return an additional inventory showing said sum to belong to the estate of said B. F. Crowley, deceased, and that upon a hearing of this petition the said B. F. Crowley, executor, be ordered and directed to return an additional inventory in which it will be shown that said sum of money is the property of the said B. F. Crowley, deceased, and now belongs to his estate; and for such other order in the premises as to the Court shall seem just and proper, and as in duty bound your petitioner will ever pray.

*U. G. Short*

Attorney for Petitioner.

STATE OF TEXAS,  
County of Dallas.

Elizabeth M. Crowley, being first duly sworn, on her oath says she has read the above and foregoing petition, and knows the contents thereof, and that the facts therein stated are within the knowledge of this affiant true as stated.

*Elizabeth M. Crowley*

Sworn to and subscribed before me this 27th day of June, 1905.

*J. R. Higgins*

Notary Public, Dallas County, Texas.

State of B. F. Crowley, Deceased

APPLICATION FOR AN ORDER TO  
TAKE ADDITIONAL INVENTORY.

FILLED

JUN 27 3 00

*Handwritten signature*

County of Dallas  
State of Texas

Approved and Forfeited

IT IS ORDERED that the said application be granted and that the said executor be authorized to take such additional inventory as may be necessary for the proper administration of the estate of the said decedent.

In the Matter of the Estate  
of B. F. Crowley, Deceased.

In the County Court of  
Dallas County, Texas.

To the Honorable County Court of Dallas County, Texas:

The Executor herein objects to the allowance of any sum to the widow of the deceased, E. M. Crowley, as prayed for by her, for the following reasons:

1. He respectfully shows the court that absolutely no money or property of any kind or description has ever come into his possession as executor; that all the personal property which the testator owned at the time of his death is exempt, and has since his death been, and still is in possession of the said widow; that all the money which belonged to the deceased at the time of his <sup>death</sup> was, and still is in the National Bank of Commerce, of Dallas, Texas; that the said widow on February 16, 1904 instituted suit No. 23247 in the 44th Judicial District Court of Dallas County, Texas, against J. D. McCormick and others, and therein caused the issuance by said court of a writ of injunction enjoining and restraining the said bank from paying to any one until further ordered by said court, any money which was on deposit with it by the deceased, or upon which he had the right to check, whether the same was credited to the deceased or J. D. McCormick, or any other person or persons; that said suit is now pending, and said injunction is now in full force and effect;; that in said suit the said E. M. Crowley claims that the equitable title to certain lands described in the will probated herein was in the deceased while the legal title thereto was in the defendants in said suit. He further shows that the deceased was the owner of no real estate unless it should be determined in said suit that he was the owner of some or all of the tracts in controversy therein. He therefore shows that upon the election of the said E. M. Crowley the said District Court of Dallas County has acquired jurisdiction of the said fund and property, and of her rights and interest therein, and that this court is without juris-

diction of the same until said suit is finally disposed of, and said injunction dissolved; that even if this court has jurisdiction of the subject matter involved, she, the said E. M. Crowley is estopped by the bringing and maintaining of said suit, from invoking the jurisdiction of this court to make any order concerning the disposition of the property or funds involved in said suit so long as the same is pending.

2. The executor further shows that said suit was filed as afore said on February 16, 1904, four days after the death of the deceased, and that therein she seeks to recover all the funds involved therein as her own by the alleged right of descent and distribution and division of alleged community property, denying that any one other than herself had any right title, or interest therein; that she has thereby waived her right to any allowance as the surviving widow, and she is thereby estopped from receiving any such allowance.

3. That the said widow has in her possession all the books of account, papers, and documents of which the deceased died possessed, and to which this executor is entitled; that he has demanded of her that she deliver the same to him, but she has refused and still so refuses to do so, but has appropriated them and converted them to her own use and benefit, and has assumed to be the owner thereof, thereby estopping herself from receiving any allowance as a widow.

Wherefore the executor prays that the application for an allowance filed by the said E. M. Crowley, be dismissed for want of jurisdiction, or if the court has jurisdiction, that the same be denied, or in the alternative that consideration of the same be postponed until final judgment is entered in said case pending in the said District Court.

This executor, however, has no objections to an order being made setting off to the said widow as exempt all the personal property which the deceased owned at the time of his death and which is now in her possession.

B. F. Crowley  
Executor of the Estate of E. M. Crowley  
by Geo. Haining & H. H. Hines  
His Attorneys.

No. 3603  
In the Estate of  
B. F. Crowley  
Deceased.

Assets  
363

Objections of  
Executor to  
Allowance to  
widow

FILED

JUL 2 1906  
FRANKLIN COUNTY  
CLERK OF SUPERIOR COURT  
R. M. Lee  
DEPUTY

Lawyer  
G. H. Ingham  
Atty. for Executor

In the Matter of the Estate  
265 of B. F. Crowley, Deceased.

§ In the County Court of Dallas  
§  
§ County.

STATE OF TEXAS,  
County of Dallas.

To the Honorable Hiram F. Lively, Judge of said Court:

Your petitioner, Elizabeth M. Crowley, respectfully represents to the Court that she was married to B. F. Crowley, now deceased, on the 18th day of June, 1891, and that after her said marriage she lived with said deceased as his wife until his death, which occurred in Dallas County, Texas, about the 13th day of February, 1904. That your petitioner and the following children of said deceased by a former marriage survive him, to wit: W. J. Crowley, Mrs. M. E. McCormick, J. F. Crowley, Mrs. I. S. Eichling, Mrs. E. F. Houston, B. F. Crowley, Jr., and J. L. Crowley. That said deceased died testate, and named in his will as executor thereof B. F. Crowley, Jr., who caused the will of said deceased to be probated, and qualified as executor thereunder. That said will was filed in this Honorable Court on May 25, 1904, and was duly probated, and that the said B. F. Crowley filed his bond in the sum of \$1,000 as executor, in obedience to the order of the Court, which was duly approved on the 26th day of July, 1904, and thereupon the said executor took charge of the estate of said deceased, and has ever since been in the possession thereof.

Your petitioner states that all the children of said deceased had prior to his death attained their majority, and that each of them is well provided for and self sustaining. Your petitioner states that no order has ever been made by this Honorable Court fixing an allowance for her support for one year, according to the terms and provisions of the statute of this State. That nothing has been contributed by the executor in charge of said estate to her support, and she therefore prays that such an allowance be made her as is authorized by law.

Your petitioner further states that there was not on hand belonging to the estate of said deceased at the time of his death the property exempted to the use of the family and to her use described in the statutes of the State of Texas, nor has there been any order made fixing



and establishing the allowance to her in lieu of such exempt property.

She therefore prays that a sum be allowed her in lieu of such exemption, and that the executor of said estate, E. F. Crowley, be ordered and directed by order of this Honorable Court to pay to her both the sum to be allowed for her support for one year, as provided by statute, and the sum in lieu of such exemption, to be established by the order of this Court; and for all such other and further relief as to the Court may seem just and proper in the premises; and as in duty bound your petitioner will ever pray.

*James B. Simpson*

Attorney for Petitioner.

STATE OF TEXAS  
COUNTY OF DALLAS  
JAMES B. SIMPSON  
ATTORNEY AT LAW  
DALLAS, TEXAS



IN THE MATTER OF THE ESTATE OF  
B.F. CROWLEY, DECEASED.

IN THE COUNTY COURT OF  
DALLAS COUNTY, TEXAS.

TO THE HONORABLE COUNTY COURT OF SAID COUNTY:

Your petitioner, B.F. Crowley, Jr., presents herewith the last will and testament of B.F. Crowley and respectfully shows the court:

1. That the name of the testator is B.F. Crowley and that he is dead and that he died in the City and County of Dallas, State of Texas, on February 13, 1904.

2. That for a long time prior to and immediately preceding the death of B.F. Crowley, he, the said B.F. Crowley, resided in and had a domicile and fixed place of residence in the City and County of Dallas, Texas.

3. That your petitioner is unable to set forth the nature of the estate of the said deceased, but says that the probable value thereof does not exceed \$500.

4. Your petitioner shows that he is named as executor in said will and that he resides in Ft. Worth, Tarrant County, Texas.

5. Your petitioner further shows that he is the son of the said B.F. Crowley, deceased, and that he is not disqualified by law from accepting letters testamentary pursuant to said will, and that he knows of no reason why such letters should not be issued to him.

1.

WHEREFORE, your petitioner respectfully prays that citation be issued according to law and that upon the hearing of this application, the said will be probated and ordered of record according to law and that letters testamentary issue to your petitioner upon the estate of the said B.P. Crowley, deceased.

Dated at Dallas, Texas, this 20th day of May, A.D. 1904.

Wm. Starnes

G. H. Irish

Attorneys for B. P. Crowley, Jr.,  
Petitioner.

No 1603

In the Matter of the Estate  
of B. F. Crowley  
Deceased

RECORDED 8-483  
Petition Record

Application of  
B. F. Crowley Jr. to  
Probate Will and for  
Letters Testamentary

FILED  
MAY 23 1904

R. H. Lee

Lee & Haring  
Attorneys  
111 So. D. F. Houston