

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

Case Number 2836

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2836

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THE STATE OF TEXAS

To all Persons Interested in the Estate of *Josie Allen Stevens* Deceased:

Chas Otis Allen has filed in the County Court of Dallas County, State of Texas, an Application for the Probate of the last Will of said *Josie Allen Stevens*, 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 of *January* A. D. 190*5*, 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, 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 *Nov* A. D. 190*5*

FRANK R. SHANKS,

County Clerk, Dallas County, Texas

By *R H Lee* Deputy

State of South Carolina
Greenville County

(SEAL)

(SEAL)

I DO SOLEMNLY SWEAR that the writing which has been offered for Probate is the last Will of *Josie A Stevens* deceased, so far as I know or believe; and that I will well and truly perform all the duties of Executor of said Will.

Sworn to and subscribed to before me, this *15* day of *January* 190*6*

Notary public

J. M. David
Notary Public
Greenville County, South Carolina

No. 3885

COUNTY COURT,
DALLAS COUNTY.

EXECUTOR'S BOND. *with*

ESTATE OF

Jose R. Alvarado,
C. O. Allen, Executor

Filed *July 20* 190*6*
FRANK R. SHANKS, Clerk.

By *R. H. Lee* Deputy.

Approved _____ day of _____
190*6*

County Judge, Dallas County.

WILLIAMS & DELAY, PRINTERS, DALLAS.

Rec'd 4-111
Bound Record

Original 13
No. 3885

In the County Court

ESTATE OF

Josie Allen Stokes

Deceased.

Notice of Application for Pro-
bate of Will and Letters

ISSUED

This *24* day of *Nov* A. D. 190*5*

FRANK R. SHANKS,

County Clerk

By *R. H. Lee* Deputy

Recorded 8-25

SHERIFF'S RETURN

CAME TO HAND The *24* day of *November* A. D. 190*5*, and executed
the *24* day of *November* A. D. 190*5*, 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 two of
which were in the same town or city.

A. J. Leichter

Sheriff, Dallas County

By *James Scott* Deputy

Posting 3 copies 24

FILED BY DALLAS GENEALOGICAL SOCIETY - 1978

THE STATE OF TEXAS : IN THE COUNTY COURT OF DALLAS COUNTY
COUNTY OF DALLAS : TEXAS
: PROBATE SIDE.

Now comes Charles Otis Allen, the testamentary executor named in said will hereinafter referred to, and presents this his application for the probate of the last will and testament of Josie Allen Stevens, and respectfully represents to the Court:

I

That Mrs. Josie Allen Stevens, whose will is here presented for probate, died in Dallas County, Texas, on the 21st day of November A.D. 1908 and that she left a written will, which was written wholly by said Josie Allen Stevens, and which is hereto attached, and made apart of this application.

II.

That the domicile of said Josie Allen Stevens and her fixed place of residence was in Dallas, Dallas County, Texas, and that her *fronetal* estate was situated in said County.

III.

That said Josie Allen Stevens left an estate consisting of real estate of the probable value of \$4500., certain household and kitchen furniture of the probable value of \$300., and a policy of life insurance on her life, issued by the Equitable Life Assurance Society in the sum of \$2000⁰⁰; *And certain bank stock and stored in a cotton mill in South Carolina of the probable value of \$2000⁰⁰*

IV.

That your petitioner, Charles Otis Allen, who is a brother of said Mrs. Josie Allen Stevens, is named in said will as sole executor, without bond, that his residence is Greenville, South Carolina.

V.

That petitioner, Charles Otis Allen, so named as executor in said will, is not disqualified by law to accept letters and act as such executor under said will.

WHEREFORE, premises considered, petitioner prays that that citations be issued and served as required by law, and that upon proper and sufficient proof being made, as required by law, that said will hereto attached be admitted to probate as the last will and testament of said Josie Allen Stevens and that letters testamentary be granted to this petitioner, as in such cases provided and for general relief.

Charles O. Allen

P E T I T I O N E R.

*W. Mansfield
att. for Petitioner*

State of Texas }
County of Dallas }

Know all men by these presents that I, Josie Allen Stevens, of the County of Dallas and State of Texas do make and establish this my last will and testament hereby revoking all former wills by me made. It is my will that all property which I may own at the time of my death shall descend to and become vested in my three children, Harder Herbert Stevens, Frances Aline Stevens and Roger Gordon Stevens, except my diamond ring which I bequeath to my daughter, Frances Aline Stevens, my my clock and carabina which I bequeath to Harder Herbert Stevens and my guitar which I bequeath to Roger Gordon Stevens. It is my will and desire that all personal property which I may have at the time of my death together with a policy of life

insurance, on my life, issued by the Equitable Life Assurance Society of the United States, be converted into money and invested for the benefit of my three children above named, and that my real estate in the town of Oak Cliff, Dallas County, Texas be held by my said three children jointly as at law.

I hereby make constitute and appoint my brother Charles Otis Allen, of Greenville, South Carolina, executor of this my last will and testament, and I direct that he shall qualify and act as such executor without bond. I also wish and desire that the said Charles Otis Allen shall be guardian of my three children, Hardee Herbert Stevens, Frances Aline Stevens and Roger Gordon Stevens both of their persons and estates, and I will and desire that if it is necessary to the education and maintenance of my said three children that the said Charles Otis Allen may at his discretion expend a part of the corpus of their

estates in case the incomes shall prove insufficient, it being my desire that my three said children be educated.

I have implicit confidence in the integrity and discretion of my said brother

and the said Charles Otis Allen
may at his discretion expend
a part of the corpus of their

estates in case the incomes
shall prove insufficient, it be-
ing my desire that my three
said children be educated.

I have implicit confidence in
the integrity and discretion of
my beloved brother the said
Charles Otis Allen. It is my
desire that I be buried by my
brother and father in the cem-
etry in Spartanburg, S.C.

Done in Oak Cliff, Dallas County,
Texas, July 12, 1902.

Jose Allen Stevens.

*My Kill
John Allen Stevens*

FILED

NOV 23 1965

FRANK J. MULLER, CO. REC'D.

BY *RML*

RECORDED *9-8*
Will Record

In re Estate of
Josie Stearns. Deed

Application to probate
Last Will & Testament

FILED

NOV 22 1918

FILED
BY R.H. Lee

Recorded
9/19/19

FILED

Recorded
9-19

IN THE MATTER OF THE ESTATE OF JOSIE A STEVENS DECEASED
C.O. ALLEN EXECUTOR

Now comes C.O. Allen, executor of the estate of Josie A. Stevens, deceased, joined by E.W. Foster and W.A. Ronner, two of the appraisers appointed by the Court herein to appraise the property belonging to said estate, and makes and returns into Court the following inventory and appraisement of the property belonging to said estate of Josie A Stevens, deceased, to-wit:

The only real estate belonging to said estate, which has come to the notice of said executor and appraisers, is as follows:

Lots Nos. 1, 2 and 3 in Block No. 94, situated in the 9th ward of the City of Dallas, Dallas County, Texas, (formerly known as Oak Cliff Texas, with the improvements thereon, consisting of a frame cottage on each of said lots.

Lot No 3 in Block No 96, in the 9th ward of the City of Dallas Texas (formerly known as Oak Cliff, Texas). There is no improvement on this last mentioned lot.

Policy of life insurance on the life of deceased, issued by the Equitable Assurance Society, in the sum of \$2000.00 upon which deceased had during her life time secured a loan of \$435. leaving the amount due to her estate about \$1565.00.

Cash left on deposit in the American Exchange National Bank of Dallas Texas, amounting to \$646.20.

(15) Wells Shares of stock in the Spartan Trust Saving Bank
Wells of the reasonable value of \$ 2250.00
Omaha of Omaha Spring, value \$ 300.00
That all of the property above mentioned was the separate property of the deceased.

That attached hereto, marked exhibit A, is a complete list of all claims due or owing to the deceased.

Certain household and kitchen furniture used by deceased during her life time, of the probable value of \$ 300.00

C.O. Allen
Executor of the estate of Josie A Stevens, Deceased.

THE STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

Before me the undersigned authority on this day
personally appeared C.O. Allen, who being by me duly sworn, says:

That the foregoing inventory of property belonging to
the estate of Josie A Stevens, deceased, and list of claims due or
owing said testator, attached thereto, is a full and complete
inventory and list of the property and claims of said testator
which has come to his knowledge.

C.O. Allen

Sworn to and subscribed before me on this 11 day of January
A D 1906.

J. A. McDaniel
Notary Public Greenville COUNTY SOUTH CAROLINA.

Exhibit A

A claim for and on account of salary as
teacher in the Public School of Dallas Texas,
due by the City of Dallas Texas, to Jessie A Stearns
Nov. 15th 1905 - - - - - \$66.50

A claim for salary as teacher in public school
due Jessie A Stearns on account of salary, by the
Independent School District of Oak Cliff,
Texas, due March, 4th 1904. - - - - - \$50.⁰⁰

Amount due the estate on account of
life insurance, under of policy, issued
by the Equitable Assurance Society, - - - \$1565.⁰⁰

Exhibit A

IN THE MATTER OF THE ESTATE OF

JOSIE A STEVENS DECEASED

IN COUNTY COURT DALLAS CO TEXAS.

C.O. ALLEN EXECUTOR.

Now come E.W. Foster and W.A. Bonner, two of the appraisers appointed by the Court herein to appraise the estate of Josie A. Stevens, deceased, and appraise said property as follows:

lots 1, 2 and 3 in Block 94, in the 9th ward City of Dallas, Texas, we value at	\$3700. ⁰⁰
lot 2 in Block 96 said ward we value at	\$1000. ⁰⁰
Money on hand, on deposit in the American Exchange National Bank, Dallas Texas,	\$645. ²⁸
Policy of Life Insurance, issued by the Equitable Life Assurance Society, in which a small loan has been made to deceased we value at	\$1866. ⁰⁰
Certain shares of stock in <u>the Metropolitan Savings Bank</u> of <u>Metropolitan Bk.</u> we value at	\$2250. ⁰⁰
<u>One bond of the same bank</u> <u>which is value at</u> certain household and kitchen furniture we value at	\$1500. ⁰⁰
	\$100. ⁰⁰

THE STATE OF TEXAS

COUNTY OF DALLAS

before me the undersigned authority on this day personally appeared E W Foster and W A Bonner, who being by me duly sworn says; That the values placed by them on the items of property shown above, are the reasonable and correct values thereof, according to the best of their knowledge and belief.

E. W. Foster

W. A. Bonner

Sworn to and subscribed before me this 25 day of January 1906.

W. Mansfield

Notary public Dallas County, Texas.

STATE OF TEXAS

DALLAS COUNTY

Before me the undersigned authority on this day personally appeared F. A. Logan who being by me duly sworn says on oath that he was well acquainted with Mrs. Josie A. Stevens, deceased, during her life time; that for 10 or 12 years prior to her death said Josie A. Stevens resided in Dallas County, Texas, where her principal estate was situated; that affiant has often seen said Josie A. Stevens write and sign her name and is familiar with her handwriting and signature that the written instrument now exhibited to him, dated 12th day of July, 1902 and which purports on its face to be the last will and testament of said Josie A. Stevens, with her name signed thereto, is in the hand writing of said Josie A. Stevens and was wholly written by her; that at the time said will was written and signed by said Josie A. Stevens, she was a widow, having survived her deceased husband; that she was of sound mind and that she died in Dallas County, Texas, on the 20th day of, November, A. D. 1905, and that to the best of this deponent's knowledge and belief, the said will above referred to, was never revoked by said testator.

F. A. Logan

Sworn to and subscribed before me by said F. A. Logan this 2 day of January A. D. 1906.

J. P. Shaw

Clerk of the County Court of Dallas Co., Texas.

By J. A. Lee Deputy.

STATE OF TEXAS

DALLAS COUNTY

Before me the undersigned authority on this day personally appeared John A. Stevens who being by me duly sworn says on oath that he was well acquainted with Mrs. John A. Stevens, deceased, during her life time; that for 10 or 12 years prior to her death said John A. Stevens resided in Dallas County, Texas, where her death occurred and was attended; that John A. Stevens was a resident of Dallas County, Texas, and is familiar with her handwriting and signature and that the written instrument now exhibited to him dated 11 day of July 1907 and which purports on its face to be the last will and testament of said John A. Stevens, with her name signed thereon, is in the handwriting of said John A. Stevens and was legally written by her; that at the time said will was written and signed by said John A. Stevens she was a widow, having survived her deceased husband; that she was of sound mind and that she died in Dallas County, Texas, on the 20th day of November, A. D. 1908, and that on the day of this deposition a knowledge and belief in said will shows that she never revoked by said testator.

Procy

Subscribed and sworn to before me this 9-28 day of July 1907.

[Handwritten Signature]

[Handwritten Signature]

FILED

Sworn to and subscribed before me this 9-28 day of July, A. D. 1907.

Notary Public for the State of Texas
Dallas County, Texas

STATE OF TEXAS

DALLAS COUNTY

Before me the undersigned authority on this day personally appeared W. L. Mansfield who being by me duly sworn says on oath that he was well acquainted with Mrs. Josie A. Stevens, deceased, during her life time; that for 10 or 12 years prior to her death said Josie A. Stevens resided in Dallas County, Texas, where her principal estate was situated; that affiant has often seen said Josie A. Stevens write and sign her name and is familiar with her handwriting and signature that the written instrument now exhibited to him, dated 12th day of July 1907 and which purports on its face to be the last will and testament of said Josie A. Stevens, with her name signed thereto, is in the hand writing of said Josie A. Stevens and was wholly written by her; that at the time said will was written and signed by said Josie A. Stevens, she was a widow, having survived her deceased husband; that she was of sound mind and that she died in Dallas County, Texas, on the 20th day of November, A. D. 1905, and that to the best of this deponent's knowledge and belief, the said will above referred to, was never revoked by said testator.

W. L. Mansfield

Sworn to and subscribed before me by said W. L. Mansfield this 2nd day of January A. D. 1906.

J. P. Shivers

Clerk of the County Court of Dallas Co. Texas.

By R. H. Lee Deputy.

Debit

RECORDED
Mill Record

FILED

One of

Miss [unclear]

Miss [unclear]

4-18

In County Court, Dallas County, Texas.

No 3885

In the matter of the Estate of Josie A Stevens
Deceased,
Chas.O. Allen, Executor.

On this the 3 day of January A D 1906, came on to be heard the application of Chas.O.Allen, testamentary executor to probate the last will and testament of Mrs. Josie A. Stevens, deceased, and it appearing to the Court, *on written testimony in this Court by W.H. Mansfield and J.A. Logan* that the said Mrs. Josie A. Stevens, at the time of executing the said will was a widow, having survived the death of her husband; that she was of sound mind and was dead; that she died in Dallas County, Texas, on the 20th day of November 1905, in which County her principal estate was situated; that citation has been served and returned in the manner and for the length of time required by law;

legitimate
that said will was wholly in the handwriting of said Josie A Stevens and was wholly written by her, and has not been revoked by the testator

It is therefore ordered, adjudged and decreed by the Court that the said will which is attached to said application be and the same *as the law requires* ~~and the will and said testimony be and the same~~ is hereby admitted to probate and the clerk of this Court is hereby

directed and authorized to issue letters testamentary to Chas. O. Allen, named as executor in said will. *The said Chas. O. Allen is not a resident of this State for whom an administrator is required*

It is further ordered by the Court that *Edw. Foster, W.H. Roman* and *J.A. Logan* be and they are hereby appointed appraisers of the estate of said Josie A Stevens, deceased.

Wm. H. Hinkle
Clerk of Court

FILED BY DALLAS GENERAL INVESTIGATIVE DIVISION

IN CONCORDIA COUNTY, DISTRICT COURT, LAWYER

No. 100-1000
James O. Vittan, Accused
In the matter of the Estate of James A. Stevens

On this the 2nd day of January A D 1966, came on to be heard the

petition of James O. Vittan, respondent, executor, to distribute the net
assets and proceeds of the late James A. Stevens, deceased, and it was ordered
that the said will and a copy thereof, including the copy of the

will and proceeds of the late James A. Stevens, deceased, be placed in the
hands of James O. Vittan, executor, to distribute the net assets and
proceeds of the late James A. Stevens, deceased, to the persons entitled
thereunto, and that the said will and a copy thereof, including the copy of the

will and proceeds of the late James A. Stevens, deceased, be placed in the
hands of James O. Vittan, executor, to distribute the net assets and
proceeds of the late James A. Stevens, deceased, to the persons entitled
thereunto, and that the said will and a copy thereof, including the copy of the

will and proceeds of the late James A. Stevens, deceased, be placed in the
hands of James O. Vittan, executor, to distribute the net assets and
proceeds of the late James A. Stevens, deceased, to the persons entitled
thereunto, and that the said will and a copy thereof, including the copy of the

will and proceeds of the late James A. Stevens, deceased, be placed in the
hands of James O. Vittan, executor, to distribute the net assets and
proceeds of the late James A. Stevens, deceased, to the persons entitled
thereunto, and that the said will and a copy thereof, including the copy of the

will and proceeds of the late James A. Stevens, deceased, be placed in the
hands of James O. Vittan, executor, to distribute the net assets and
proceeds of the late James A. Stevens, deceased, to the persons entitled
thereunto, and that the said will and a copy thereof, including the copy of the

James O. Vittan