

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

Case Number 2789

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#2789

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THE STATE OF TEXAS

To all Persons Interested in the Estate of *Lizzie Cain* Deceased:

*Alvin Sanger*

*Lizzie Cain*

has filed in the County Court of Dallas County, State of

Texas, an Application for the Probate of the last Will of said

*Lizzie Cain*

deceased, and for Letters Testamentary, which Application will be heard and acted upon by said Court, at the next

term of said Court to be held at the Court House in the City of Dallas, County of Dallas, State aforesaid, and commencing

*March 1907*

A. D. 1907, at which time and place all persons

interested therein 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 *10* day of *Feb* A. D. 1907

FRANK R. SHANKS,

County Clerk, Dallas County, Texas

By

*R. W. Lee*

Deputy

*Original* <sup>76</sup>

No. *3923*

In the County Court

ESTATE OF

*Lillie Cain*

*2789*

Deceased

Notice of Application for Pro-  
bate of Will and Letters

ISSUED

This *10* day of *July* A. D. 190 *6*

FRANK R. SHANKS,

County Clerk

By *R. H. Lee* Deputy

SHERIFF'S RETURN

CAME TO HAND THE *10* day of *February* A. D. 190 *6*, and executed  
the *10* day of *February* A. D. 190 *6*, 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.

*A. A. Smith*

Sheriff, Dallas County

*Atty George Lee*

By

*James Leach*

Deputy



No. 3973

PROOF OF WILL

THE STATE OF TEXAS,

ESTATE OF

County of Dallas } Lillie Cain Deceased

Proof of Last Will and Testament of Lillie Cain Deceased

This day personally appeared in open Court Victor H. Hester

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 Lillie Cain

deceased, during her lifetime; I knew the above decedent for about three years

before her death; the signature of the said deceased to the instrument now shown to me, and offered for probate as her last Will and Testament, filed in this Court on the 10<sup>th</sup> day of February, A.D. 1906

and bearing date on the 17<sup>th</sup> day of March, A.D. 1903 <sup>and 8<sup>th</sup> day of May 1904</sup> ~~was~~ made by the deceased

on said ~~last named~~ dates at my office in City of Dallas in presence of myself

and Leo S. Sini and said Corieil ~~in~~ <sup>the presence of myself and Hattie Lou Sandel</sup>

the other subscribing witnesses, 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 she declared the said

Will so made by her to be her Last Will and Testament, and I thereupon signed my name as a witness,

together with said Leo S. Sini and Hattie Lou Sandel at the request of the said testator

in her presence and in the presence of each other. The said deceased at the time of the execution of said

instrument was about 55 years of age; the said Lillie Cain

departed this life on the 7<sup>th</sup> day of February, A.D. 1906

about three years after making said Will, in the County of

Dallas in the State of Texas, where and at which time her residence and

principal estate was situated. Victor H. Hester

Sworn to and subscribed before me this 12 day of March, A.D. 1906 in open court.

J R Shanks Clerk

County Court Dallas County, Texas.

By J J Cullum Deputy

No. 3973

**PROOF OF WILL**

THE STATE OF TEXAS

County of Dallas

March Term, 1906

ESTATE OF

Lillie Cain Deceased

FILED

The 13 day of March A.D. 1906

AND RECORDED

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

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

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

J. R. Hawks County Clerk

By J. C. Quinn Deputy

RECORDED 11-122

Miss Quinn

RECORDED

FILED BY DALLAS GENEALOGICAL SOCIETY - 1

# INVENTORY AND APPRAISEMENT

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

Lillie Cain, Deceased

Cash on hand on deposit with Sanger Bros	# 3060.39
A certain lot of household goods used by decedent and bequeathed to William J. Gessert of the value of	200.00
One box of Jewelry bequeathed in trust to Alva Sanger of the value of	390.00
One watch and chain bequeathed to Esther May Gessert of the value of	30.00
A policy of insurance in the Southwestern Life Ins Co of the value of	48.16
	# 3629.55



No. 3923

COUNTY COURT.

ESTATE OF

Lillie Cain, deed

Inventory and Appraisement.

FILED

13 day of March 1906

F. A. Shanks  
County Clerk,

J. A. Curran  
Deputy.

EXAMINED AND APPROVED

This 14 day of March 1906

W. C. King  
County Judge.

Seal of William King, Dallas

Recorded 87-57  
Inventory Record

THE STATE OF TEXAS, }  
COUNTY OF DALLAS, }

I, Alex Sanger, Executor

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 and that I will faithfully discharge the duties as such Executor

Alex Sanger

Sworn to and subscribed before me, this 13<sup>th</sup> day of March A. D. 1906

Victor H. Herd Clerk County Court,  
Notary Public, Dallas Co., Texas  
By \_\_\_\_\_ Deputy

THE STATE OF TEXAS, }  
COUNTY OF DALLAS, }

Before the undersigned authority, this day personally appeared

Chas. Beck & Jas. Weil

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.

Chas. Beck  
Jas. Weil

Sworn to and subscribed before me, this 13<sup>th</sup> day of March A. D. 1906

Victor H. Herd Clerk County Court,  
Notary Public, Dallas Co., Texas  
By \_\_\_\_\_ Deputy





State of Texas }  
County of Dallas }

Know All Men By These Presents, that J. Lillie Cain, widow of Arthur Cain late of the City of Dallas, County and State aforesaid, being desirous of arranging my earthly affairs in case death should take me from this life do hereby make, constitute and publish this as my last Will and Testament:

1. I desire to be suitably buried besides the grave of my late Husband Arthur Cain in the Cemetery of Temple Emanuel in Dallas, Texas.
2. I desire that my Executor, hereinafter named, shall as soon as possible after my death pay any and all debts which I may owe at my death.
3. My Husband Arthur Cain at his death was indebted to Jeff U. Miller, of Houston, Texas, in the sum of \$500<sup>00</sup> for which amount he has accepted from me the sum of \$500<sup>00</sup> in full settlement of same but I am desirous that he shall receive an additional sum of \$500<sup>00</sup> as a mark of my appreciation of his kindness and indulgence and I therefore give and bequeath unto the said Jeff U. Miller the said sum of \$500<sup>00</sup>.
4. I give and bequeath to the St. Matthew's Home for Aged Women, of Dallas, Texas the sum of \$300<sup>00</sup>.

5. I give and bequeath unto Alex Sanger, of Dallas, Texas, the box of jewelry belonging to me and now in the vault of Mess. Sanger Bros with the direction that same shall be sold and the proceeds thereof shall be a fund which shall be used in caring for the graves of myself and Husband. Said object to be accomplished as may seem best to said Alex Sanger.

6. My Executor shall reserve out of my Estate sufficient to pay for a suitable monument to be placed at my Grave.

7. The balance of my Estate, whether real personal or mixed, wherever situated I give, bequeath and devise unto Edouard Paquin, son of Isadore Paquin, of Paris, France, a son of a sister of Arthur Cain, and unto Henry Stockton, late of Dallas, Texas but now a resident of Independence, Kansas, to share and share alike.

8. I do hereby nominate and appoint Alex Sanger, of Dallas, Texas, the Executor of my Estate and desire that he act as such without bond and free of the control of the Courts of this State except the probating of this Will and a return of an inventory of my Estate.

Done this <sup>17<sup>th</sup></sup>~~3<sup>rd</sup>~~ day of ~~February~~ <sup>March</sup> 1903.

Mrs. Lillie Cain

The above signature of Lillie Cain was



1145 Galena Conn

The above signature of Lillie Cain was written <sup>by</sup> her in our presence and by us witnessed in her presence and in the presence of each other on the day and year above written.

Geo. S. Livi  
Victor H. Hexter

I, Lillie Cain do hereby make and constitute this Codicil a part of the foregoing will:

1. I give and bequeath to William J. Geisert, now of Sherman, Texas all of my household effects and wearing apparel.
2. I give and bequeath to Esther May Geisert, daughter of said William J. Geisert, my own watch and chain which is now in the box of jewelry left with Mrs. A. Sanger and referred to in Paragraph 5 of my foregoing will.

Done this 8<sup>th</sup> day of May 1905

Lillie Cain

Witnessed by us on the day and year above written at the request of Lillie Cain who signed her name in our presence and in the presence of each other

Hattie Lou Sandel  
Victor H. Hexter

IN THE COUNTY COURT OF DALLAS  
COUNTY, TEXAS.

NO.

IN RE THE ESTATE OF  
LILLIE CAIN, DECEASED.

APPLICATION FOR PROBATE OF WILL.

**FILED**

SEP 16 1964  
FRANK J. [unclear] CO. CLERK  
BY *[Signature]*

*Recorded*  
*9/16/64*

Victor H. Hexter,  
Attorney at Law,  
NORTH TEXAS BUILDING,  
Dallas, Texas.