

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

Case Number 456

Dallas Genealogical Society
Founded 1955

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456

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THE STATE OF TEXAS.

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

Whereas, by an Order of the County Court of said County, entered on the 11th day of November, A. D. 1876, A. B. Edgerley, Executor of the Estate of John Marshall, deceased, is required to file an Exhibit showing the condition of said Estate, and to pay the costs, that have accrued therein, before or during the next term of said Court, to be held at the Court House, in the City of Dallas, on the Third Monday in January, A. D. 1877.

THEREFORE, you are hereby commanded to serve the said A. B. Edgerley with a copy of this notice, and due return hereof make to said term of our said County Court.

WITNESS my official seal and signature, at office in the City of Dallas, this, the 29 day of November, A. D. 1876.

A Harwood
County Clerk of Dallas Co., Texas.

By W. H. Shacker Deputy.



COUNTY COURT.

ESTATE OF

John Marshall

NOTICE.

Issued February 27 A. D. 1877.

A. Harwood
County Clerk.

By W. H. Shacker Deputy.

W. H. Shacker

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998
A B Edgerley
Notice of filing
To B. Patton for Probate
Last will of
John Marshall
District Court
Assued 11th day of Nov 1876
J. M. Laws clk
By J. E. Coombs deputy
Came to hand
11th 1876
Executed by putting a
true copy of this notice
on the court house door
on the post door in
the town of Spang and on
copy on the post office
door in the town of
Span Co. Tex. This date
being the 11th day of Nov
A. B. Edgerley filed an exhibit
County Exh. 10 7473
fill brown
Shacker
300

The State of Texas } Estate of John Marshall Dec.
County of Dallas } In District Court - Dallas.
} Co. To June Term A.D. 1873.

To the Hon. Hardin Hart, Judge
of the 14th Judicial District of Texas -
Your Petitioner A. B.

Edgerly represents and shows that
John Marshall, died on the 5th day
of May A.D. 1873, in the city of Dallas,
leaving personal property of the
estimated value of Three Thous-
and dollars, and a will duly ex-
ecuted as petitioner believes: that
said John Marshall at the time of
his death had no fixed residence
that your petitioner was named
executor in said will and is capa-
ble of receiving letters testamen-
tary: wherefore he prays that notice
of this application be given by
citation duly posted, and that
said will be probated, and for
letters testamentary.

A. B. Edgerly

Inced & Fulay Atty. -



COUNTY COURT.

ESTATE OF

John Marshall,
Deceased
A. B. Edgerly, Ex'r.

NOTICE.

Issued Dec. 29. A. D. 1876.

A. Harwood
County Clerk.

By W. H. Thacker, Deputy.

This State of Texas I Personally appear
County of Dallas and before me the law
designed Authority

D. C. Irwin who being duly sworn
testifies that the Signature appear-
ing as subscribing witness to the
within and foregoing will is his own
that he signed it in the presence
of Deceased and W. R. Huickley
and at the request of Deceased -
and that Deceased signed said
will in the presence of himself and
W. R. Huickley and that Deceased
was over twenty one years of
age and of sound mind when
he signed said will. That him-
self and W. R. Huickley were each
over fourteen years of age when
they subscribed said will as wit-
nesses thereto.

D. C. Irwin

Subscribed and sworn to "
before me, this 3 day of
A. D. 1843. John M. Laws
Notary at Dallas Co Texas

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Estate of John Marshall

Petition for

Probate of Will
Letters Testamentary

Filed May 8th 1873

of M. Laws Clerk
By J. C. Coombs Deputy

The State of Texas
 To the Sheriff or any Constable of
 Dallas County. Greeting
 You are hereby commanded that
 you cite A. B. Edgerly Executor
 of the Estate of John Marshall, by
 serving him with a copy of this writ
 to be and appear before the Honorable
 District Court of said County on
 the first Monday in February 1896
 to show cause if any he can why
 he has failed to make and file this
 Annual Exhibit and Settlement of
 said Estate as the Law requires
 Herein fail not by have you then
 and there before said Court this
 writ with your return thereon
 showing how you have executed
 the same

Witness my official signature
 and the Seal of said Court
 at office in Dallas this
 Nov 11 1895

A. Hammond clk
 By W. L. Reeves cly

#95
 Estate John Marshall
 Testimony of L. C.
 Prwid.

The State of Texas
County of Dallas

In the name of
God, amen: I John Marshall
of the town of Dallas, in the
County of Dallas, and State of
Texas, of the age of forty years, and
being of sound mind and mem-
ory, do make, publish and de-
clare this my last will and tes-
tament, in manner following
to wit:

First. I will and desire that
all my debts of every nature
burial expenses, Doctors bills and
every bill of what ever nature
shall be paid.

Second. I give and bequeath
unto A. B. Edgerly the sum
of Three Hundred dollars,
which I direct to be paid im-
mediately after my demise.

Third. I give and bequeath
all the rest, residue and re-
mainder of my personal -

Came to hand same
day issued and
returned 1 day of
Feb 1875
Edgerly not found
in D.C.

Just Deputy
Sherriff
By W. J. Dunlap
03

No. ✓
Estate of
John Marshall
A. B. Edgerly Exor
Attention for Exhibit

Issued 11 Nov 75.
A. Harwood
By H. A. Harwood

Probat
Recorded "A" 179

estate, goods, chattels of what nature or kind soever to my brother Adaw Marshal who resides in Canada West. and in case of his death before the delivery of said personal estate-goods-and chattels unto him. I give and bequeath the same unto his lawful heirs.

Lastly I hereby appoint A. B. Edgerly my sole executor of this my last will and testament. hereby revoking all former wills by me made.

I will and desire that my executor A. B. Edgerly shall record this my last will in the Clerk's Office of District Court of Dallas County and that he proceed directly to collect all debts and accounts due me from any source whatever. and I further will and desire that the executor hereof shall carry out and execute the trust imposed upon him and turn over and pay what

shall be left after paying
 my debts to my brother or
 his heirs and that
~~that~~ the executor hereof shall
 not be required to give any
 bond whatsoever for the per-
 formance of this my last
 will and testament.

In witness whereof I have
 hereunto set my hand and
 seal using scrolls for seals
 this the 3^d day of May A. D. 1843.

L. L. Drinn

W. H. Kinchley

The above instrument consist-
 ing of a portion of one sheet
 was at the date thereof signed
 sealed, published and declared
 by the said John Marshal
 as and for his last will and
 testament in the presence of
 us who at his request and
 in his presence and in the
 presence of each other subscri-
 bed our names as witnesses
 thereto.

L. L. Drinn Residing Dallas Texas
 W. H. Kinchley Residing Dallas Texas

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898.
v
Last Will & Testament

of
John Marshall

Filed May 7th 1873

J. M. Lewis & Co.
Ray & C. Boncher & Co.

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The State of Texas Secretary of all the
 County of Dallas property both personal
 and real of the Estate of John
 Marshall Deceased -

Personal Property
 Cash on hand in U.S. Currency \$1735⁰⁰

Residence	Name of Debtor	Date	Rate of Int.	Collateral	When Due	Amount
Dallas Tex	Adams & Brown	Oct. 31, 1872	None	None	At Sight	Gold - \$60.00
" "	" "	" 20 "	" "	" "	" "	" 130.00
" "	Clarke & Bryan	Aug. 7 "	--	--	" "	" 420.00
Sherman Tex	J. H. Slater	Jan. 15, 1873	--	--	" "	Cy 55.00
" "	" "	Feb. 14 "	" "	" "	" "	" 60.00
W.D. La.	W. G. Smith	Apr. 9 "	" "	" "	" "	" 600.00
Dallas Tex	E. E. Parley	" 24 "	" "	" "	" "	" 100.00
						<u>\$1425⁰⁰</u>

Aggregate \$3160.15
 One Chest of Tools consisting

1 Tool Chest	Valued at -	7.00
3 Hand Saws	" "	2.00
1 Foot Ady.	" "	.50
5 Planes	" "	2.50
1 Hatchet	" "	2.50
1 Spike Hammer	" "	1.00
1 Goad	" "	.50
8 Chisels	" "	1.50
Carriage		
		<u>\$8.80</u>

Amount of Cash on hand - Spoke Deposits - with all forms & papers by \$3021.69

Amount not forwarded		\$8.80
1	Angular Valued at	5.00
1	Oil Stone " "	2.50
7	Bits " "	2.00
1	Mouthy Drench " "	1.00
1	Grey Square " "	2.50
1	Hand Apr " "	5.00
1	Shaver " "	5.00
1	Black Smith Hammer	1.00
<hr/>		
- FWD trunk clothing - consisting		\$145.55
3 pr	Pants valued at	5.00
5	Line Shirts " "	5.00
4	Coats " "	18.00
3	Vests " "	3.00
2	Woolen Shirts " "	2.00
18 pr	Socks " "	1.00
2	" Drawers " "	2.00
1	Under Shirt " "	1.00
3	Pocket H. D. K. B. " "	1.50
5	Linens Collar " "	2.50
1 pr	Suspenders " "	5.00
1	" Boots " "	8.00
1	" Shoes " "	2.50
1/4	Box Collar " "	1.00
3	Towels " "	3.00
1	Hat " "	2.50
1	Clothes Brush " "	1.00
1	Hair " "	1.00
1	Tape Line " "	2.50
1	Rayon & Strif " "	1.50
1	Sponge " "	2.00
5	Books " "	

1 Pistol & Pauch. " " 5.00
 1 Falise " " 5.00

The State of Texas } ^{Aggregate} Personally ^{\$6.50} Ap-
 County of Dallas } peared before
 the undersigned
 Authority: A. B. Edgerly, Execu-
 tive of the estate of John Marshall
 DeGrand, who after oath says
 that above is a correct and full
 inventory of all the Personal
 property belonging to the
 said estate as far as he has been
 able to ascertain - and that he
 has found no title or evidence
 of title of any Real property
 belonging to said estate - and
 that he was not bound nor
 indebted to the deceased in
 any contract at the time of
 his death -

Known to and subscribed by A. B. Edgerly
 before me this 3rd day of
 June, A. D. 1843.
 J. M. Laws, Notary Public at Dallas, Tex.
 By J. Jackson & Co. -

The State of Texas } Before me the Under
 County of Dallas } signed Authority per
 personally appeared
 J. P. Ashcraft and Oscar E. Reed
 and Henry J. Arvin who

and to me known Citizens ~~of~~
of Dallas County, who upon
their oaths say they and not in
trusted in the estate of John Mar-
shall, Deceased, nor of him to any
person interested therein, and
that they will according to the
best of their ability, view and
appraise the personal property
to them produced as called for
in this Inventory
I now to and Subscribed } W. Ashcraft
before me this 3rd day of June } Oscar E. Reed
A.D. 1873 } Henry J. Nevin

J. M. Laws, C. N. Dist. Ct. Dallas Co. Tex.
By Geo Jackson Dpty.

The State of Texas }
County of Dallas } W. A. P. Ashcraft
- Oscar E. Reed and Henry J. Nevin
and } Appraisers of
the Estate of John Marshall Deed
do hereby certify that the fig-
ures marked opposite each
item in the Inventory herein, is
the value of that article as ap-
praised by us. W. Ashcraft
Dallas June 3 A.D. 1873 Oscar E. Reed
Henry J. Nevin

#98
A. B. Edgerly Esq.
To } Inventory
 } Appraisement
District Court
Filed June 3rd 1878.
J. M. Laws - clk
By J. J. Jackson Esq.

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