

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

Case Number 716

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It is agreed between said R. Cannon and Robert Wilburn, ^{son of the} heirs at law of Edward Wilburn late of Dallas County deceased, that the application of said Cannon for letters of administration on the estate of said Edward Wilburn deceased shall be deferred until the January term of the Probate Court of Dallas County ~~_____~~ that the matter may be properly adjudicated by said Court in presence of the rest of the heirs of said Decedent

Witness my hand and seal this 16th day of December 1867

C. C. McCoy

David R. Cannon
Robert Wilburn
~~_____~~

Received of Robert Wilburn, Administrator of the Estate of Edward Wilburn Dec'd Thirgin Evans and Minnie Wilburn by Moteorp receipt \$6 Two dollars being the cost incurred and made by ~~_____~~ to be paid by all parties this 16th December 1867 It being the clerks cost
Mrs. M. Cochran Clerk
Probate Court D.C. Tex.

The State of Texas
County of Dallas } Charles A. Dargier
County of Dallas }
Post Master of Dallas in the County of Dallas
and State of Texas, He hereby certifies that I saw
John C. McCoy Attorney for the Estate of Edward
Wilburn, & Son, who is a ~~_____~~ address
to San A. N. Arrington of Dallas County, Tex
a certain note executed by Edward Wilburn for the
sum of \$15 25.00. and payable three years
after the date thereof April 6th 1874 &
C. A. Dargier P. M.
By J. A. Dargier & P. M.

April 27th 1847

This is to Certify to you that I gave a note to
Heron Wilburn on behalf of the Estate of Edward
Wilburn for the amount of Eleven ⁵⁰/₁₀₀ Dollars which
I wish you to have put upon record and oblige
yourself
Edward Wilburn

Independence, Mo. July 16th 1839

One day after date We promise to pay to
the order of Edward Wilburn Sr.
Two hundred & ninety seven ⁰⁰/₁₀₀ Dollars,
having interest from the date due, at the rate of Ten per cent. per annum, without
deduction, for value received.

Wilson & Guinn
W. Crumshaw

Robt. Wilburn Adm. of the Estate of Edw^d Wilburn
In acct with Com^r & Clk^s of Probate

1848			1.50
March	To Cash due Judge Cota		4.50
August	" D ^o D ^o Cochran Clk		
1849			2.00
June	" D ^o D ^o Wood Judge		2.30
"	" D ^o D ^o Smith Clk		\$10.30
			.50
1847	Nov 30 th " Judge Cole for Cameron Adm. am ^o		\$10.50

Rec^d payments
up to this term, 30th July 1849
J. M. Crockett
J. C. C. Co.

The Estate of Edward Wilburn & Son
To H. S. Langdon, Jr

1847
March To Publishing for said Estate
the amount of about \$37.00

Rec^d payment in full from
Robert Wilburn Adm. of said Estate
W. S. Langdon
Publisher. Bonham
Gen'l

Kallas Texas, Dec: 16th 1844 Judge Cole the amount
of cost due you on the Wilburn Estate is as follows

Edward & Elizabeth Wilburn Executors to Robt. Wilburn .50
The amt of the actions had so far by Robt
Wilburn as administrator 16 1/2
\$6.75
Wm M Cochran

This 16th Decem^r 1844 Received the Above Apts
by the hands of Mr Robert William
Jno Cole

One day after date of promise to pay Edward Wilburn
the full and full sum of ten ten dollars bearing ten
per cent interest for value received of him this 18th August
1834

Richard Hazard

Notice

Robert Wilburn administrator of the Estate of
Edward Wilburn deceased has presented his
account Current with said Estate together with
his administration accounts to the County Court
of Kallas County for final settlement which
will be acted on at the next term of said Court
when and where all persons interested are required
to appear and contest if they see proper

Kallas 27th June 1844

Wm M Cochran
C. C. H. Co. Secy

Two years after date of promise and oblige myself
to pay to Edward Wilburn the sum of ten
dollars ten cents and ten per cent interest
for value received of him this 18th August
1834

The State of Texas

County of Kallas J. William M. Robinson Clerk of the
County Court in and for the County of Kallas and
State of Texas, do hereby certify that the above is a
true and correct copy of a note transmitted
to the Clerk of the County Court and State
of Missouri, and made a part of the records of
said Court for the use of the Court of Missouri
through J. C. Leonard Secy, by the Probate Court
of Kallas County, Tex.

Witness my hand and official seal
this 16th day of April 1844
J. C. Leonard Secy
J. C. Leonard Secy

Due Edward Wilburn
Three Dollars 33¹/₂ Cents
Aug^t 12th 1834

J. H. Hudspeth

Know all men by these presents that Mr Robert
 Wilburn, John Young, J. K. Bryan, G. M. Glover, J. T. Mounts, and Eli Merrill
 of the County of Dallas and State of Texas, are held and
 jointly bound unto John Cole, Judge of the Probate Court
 of Dallas County, and to his successors, in office, in the
 special sum of Ten thousand Dollars, for
 the payment of which sum well and truly to be made,
 we bind ourselves, our heirs, Executors and Administrators
 severally and jointly jointly by these presents sealed
 with our seals and dated this, 25th day of January
 A.D. 1847.

Whereas the said Robert Wilburn has this day
 by the Probate Court of Dallas County, been appointed
 Administrator of the Estate of Edward Wilburn
 late of said County deceased.

Now the Conditions of the above and foregoing obligation
 are such that if the above bounden Robert Wilburn
 shall well, truly and faithfully perform and discharge
 the several duties and trusts committed to him
 by Virtue of his appointment, as Administrator aforesaid
 according to Law, and do and perform such matters
 and things in the premises, as may be adjudged, Ordered
 and decreed by this Court, according to Law. Then and
 in that Case the above and foregoing obligation
 to be null and void else to be and remain in
 full force and virtue in Law.

Witness our hands
 by the Court this 25th day
 of January A.D. 1847.

Attest
 J. C. McCreary
 Secy W. W. McCraw
 C. K. C. D. C. T.
 And by office C. K.
 J. C. D. C. T. Supr

Robert Wilburn
 John Young
 J. K. Bryan
 G. M. Glover
 J. T. Mounts
 Eli Merrill

Seal
 Seal
 Seal
 Seal
 Seal
 Seal

Dallas Texas
October 17th 1847
Solomon & Leonard Esq
Dr Sir

At the January Term 1847
of the Probate Court of Dallas County, Mr. Robert Wilburn
was appointed adm^r of the estate of Edward Wilburn in Dec^r.
Prior to that time and before the formation of Dallas County the
personal property of said Decedent, was by the heirs in this state
divided equally amongst themselves, leaving a certain note of
1522^{1/2} to defray the expenses, and pay to the wife of Mr. McLeary one of the
heirs in W^o. a sum equal to the amount received by each of them
here I have been informed by Mr. Robert Wilburn Adm^r that a
letter has recently received from you, as the attorney of Mrs. McLeary
requesting that the note should be sent you, and it would be
taken as her portion of her father's estate. In answer I will
say that the amount received of Edward Wilburn's estate by each
of the heirs was about 1300⁰⁰, and they are perfectly willing, after
paying the expenses of the Administration that Mrs. McLeary should
have the note. The probable amount of the expenses will be
something in the vicinity of 150⁰⁰. It will also be necessary that
Mrs. McLeary should have an Agent or attorney, in this place, in
order to make the settlement, receive the note, and ~~might~~ pass
her receipt to the Adm^r. in order that he may be able to settle
up with the Probate Court. I am the attorney for the estate and
any Communication addressed to me on the subject will be duly
attended to. I am at a loss to say who would be the most
suitable person, in this place, to whom Mrs. McLeary should create
a power of attorney to transact this business. I am the atty
of E. Wilburn and will make the settlement with any person
she should wish. I will recommend Col. J. N. Bryan, in this
place or S. Alenuts Esq of Bonham Tarrant County Texas.
Your immediate attention to this will facilitate the settlement
of the estate and accommodate all parties.

Respectfully Yours &c
J. C. McCoy

Address me at Dallas, Dallas County Texas
J. C. McCoy

By consent of parties and by order of the Probate Court
for the County of Dallas in the State of Texas, the within Bond

is cancelled and a new one filed -
March 29th 1847 -
J. C. McCoy
Probate
Dallas County

Robert Williams
and Others

To 3 Administrators
of Bond

John Cook, Judge of
Probate Court of Dallas County
Tex

Filed Jan 25th 1847
J. C. McCoy
for W. M. Cochran
C. C. C.

1851
Merrill
to
hands of
1851

Robert
Merrill
New York
1851

William
Merrill
1851
all of money
1851

Monday March 29th. 1847.

In the matter of Edward Milburn and Hiram
 Milburn as Robert Milburn Administrator of the estate
 of Edward Milburn dec'd upon scire facias &c.

The following agreement by and between all the
 parties interested by their attys. to wit Edward
 and Hiram Milburn, David R. Cameron and
 Susan his wife, late Susan Milburn, John C &
 Mary and his wife Rebecca, late Rebecca
 Milburn by G. A. Courts their atty. and Robert Milburn
 Administrator of the estate afd Edward dec'd ~~and~~
~~James & his wife late Jane Milburn by their~~
 atty. John C. Gay and Smith & Stein their
 attys. all heirs and legal representatives of
 the said Edward Milburn dec'd, and all being over
 the age of twenty one year. do agree and
 desire the probate Court to confirm the settle-
 ment and division heretofore made by an executor
 the parties above named, before letters of Adminis-
 tration were granted. as a full and complete
 distribution of the estate afd said Edward Milburn dec'd
 so far as the same has been made. And it
 is hereby agreed that each one of the above name-
 d parties shall refund to each or any of the heirs
 above named. whatever sum any one of the
 above heirs may have received over and above
 his or her distributial share of said Edward
 dec'd property. Whether the same may be in
 land, money, negroes or any other personal
 property, according to the laws of Texas

Records

Robert Milburn Adm^r
 of the estate of
 Edward Milburn dec'd
 In & at Court
 in said estate
 Probate Court &c.

Filed in open Court on
 29th May A.D. 1847
 Wm. M. Cochran
 C. P. C. & G. T.

Milby

regulating the distribution of said 4 E Stales.
and it is further agreed that all the proceedings
and agreements heretofore made in this
matter by the above parties shall be spread upon
the records of this Court in duplicate - so that it
may fully appear at large what precise
action has been had upon the matter of said
E Stales by the said parties.

And it is further agreed that the sciro facias
and the proceedings had thereon shall be with-
drawn by the parties at the mutual costs of
all the above parties. and that said Report
shall remain in Admors: provided the court
shall now receive a new Bond in the penalty of \$1000
and the old Bond heretofore filed is agreed to be cancelled
upon filing a new bond the amount of at the court
which Bond is filed at the court. of A County, atty as
above.

Wm. H. ...

J. C. ... and ...
attys at above named.

all of which is approved by the court now here &
ordered to be spread upon the record of this Court.

John C. ... Probate Judge
of Dallas County

The property has or will fall into the hands of
of the property -
The ... has received & disposed of his portion
of the property -
The ... cannot be made the property being already

File 296 ...
...

Then all men by these presents that Mr. Robert Wilburn
as principal and William Lamy, Thomas Keenan, J. N. Smith, J. A. Bryan
R. R. Cameron, and Edward Wilburn as securities, all of the County
of Dallas and State of Texas, are held and firmly bound
unto John Cole, Judge of the Probate Court for the County
of Dallas, in the State aforesaid, and to his successors in
office, in the penal sum of Three thousand and no hundred
dollars, for the payment of which said moneys and being to be
made in kind and value, our Heirs Executors and Administrators
severally and jointly, firmly by these presents seals with our
seals and dates this day of March A.D. 1847

Whereas the said Robert Wilburn has hitherto
been of the January Term of this Court, 1847, been appointed
Admin. of the Estate of Edward Wilburn so decd. ~~and~~
~~whereupon the said Robert Wilburn has been appointed~~
~~Admin. of the said Estate of Edward Wilburn so decd.~~

Now the condition of the above and foregoing Bond is
such that if the above named Robert Wilburn shall
well truly and faithfully discharge the several duties
and trusts committed to him as such adm. in accordance
with Law, then and in that case the above and foregoing
obligation to be null and void Else to be and remain
in full force and virtue in Law.

Taken and approved of
By the Court, in open court
this 29th day of March
A.D. 1847 -
attest
J. M. Cochran
clerk of D.C.
& ex-off. cl. P.C. & C.



his
Robert X Wilburn seal
marks
W. Lamy seal
Thomas Keenan seal
J. N. Smith seal
J. A. Bryan seal
D. R. Cameron seal
Edward Wilburn seal
seal
seal

State of Texas
County of Dallas

In the Probate Court

May Term 1847

To the Honorable John Cole

Judge of the Probate Court of Dallas County Your
petitioner Robert Willbourn, would respectfully shew
unto your Honor that Edward Willbourn late of said
County deceased, departed this life intestate, some time
in January 1846, in said County of Dallas - that he left
personal property to the amount of about six
thousand dollars. Your petitioner states that said
decedent left several ^{children and} heirs, of which ^{said children of} heirs
your petitioner is the oldest son, and that it is
the desire of other of said heirs, that your
petitioner should take upon himself the
administration of the estate of said Edward
deceased. Your petitioner would therefore pray
this Honorable Court to grant him letters of
Administration on said Estate at the next
term of this Court and as in duty bound your
petitioner will ever pray to

Robert Willbourn

By J. C. McLeay his atty.

The State of Texas } March 18th 1847

County of Dallas } To the Sheriff of Dallas County and
 State of Texas you are hereby Comanded to serve this
 within seise facis on Robt Wilburn with the copy of the
 Injunction and sub Return Make of the same

Wm M Cochran Clk Esq
 Probate Court D.C.

The State of Texas & County of Dallas
 Whereas Edward Wilburn by his Attorney G. A. Everts, has
 this day filed his petition in this Office as one of the legal
 heirs of Edward Wilburn deceased praying that letters of admini-
 stration heretofore granted to Robert Wilburn on the Estate of said
 Edward Wilburn deceased be revoked and Whereas the Hon
 John Cole sole Judge of the Probate Court for the County of
 Dallas, has endorsed thereon his order that a seise facis
 issue you are hereby Comanded to summon Robt Wilburn
 to appear at the next Term of the Hon^d the Probate to be held
 in the Town of Dallas on 29th of this Instant to show ~~cause~~
 Cause if any ~~he~~ he can show why the the letters heretofore
 granted him on the Estate of the said Edward Wilburn de^d
 shall ~~not~~ not be revoked and the Administration given
 to ~~some~~ some other Person

Issued from office at Office in Dallas
 On the 18th March 1847

William M. Cochran
 County Court Clk for Dallas Co
 and Esq's Clk D.C.

Executed, as within Commanded on the within named Defendant
on the 19th March 1897.
Jno. Hill Sheriff
D.C. 200

Latin facias

filed March 25th 1897
Wm. M. Cochran
C.P.C. D.C.

State of Texas } January 24th
 Nacogdoches County } 1846

we being present John Thomas &
 William Bicklin at the death of Edward
 Willbarn senr

and called on by the heirs present
 namely Robert Willbur Edward
 Willbur junr Hiram Willbarn John
 young & David Cannon to examine

the amount of money and the papers of
 Interest on hand at the death of said deceased
 an examination we find on hand in

Cash \$ 1132. 31/100 one note of hand
 on J. Hall 1522. 150 one note on W. G. Wilson Robert
 Quinn & 297. 07 William Greenhaw for
 for 10. 00 one note on Richard Hoggard

we the said heirs a true name of ^{deced} of the said
 Thomas and Bicklin, the amount of
 as our proportional part of cash on hand ^{and}
 with the Interest of two heirs not present to be adju-
 -dged at their presents

Robert ^{his} Willburn
 mark
 Edward ^{his} Willburn
 Hiram ^{his} Willburn
 James ^{his} young
 David ^{his} Cannon.

St. Joseph June 29th 1848

Mr C. McCoy Esq.
Sir,

About the middle of May I left for Tennessee whither I have just returned. Your letter of April 5th did not arrive till after my departure and hence I have only now rec^d it. Genl. Doniphan went East a few days before I left. He was appointed visitor to the military academy at West Point. He took his family and I believe has not yet returned and as he went partly upon a trip of pleasure I imagine it is somewhat doubtful whether he will return much before the commencement of the fall circuit although of this I have no certain information. I mention these circumstances to account for the delay that is past and also as reasons why some delay may yet occur. But I shall use all diligence possible. I now write to Jas W. Baldwin Esq. the Attorney-in-law and the partner of John Stan in the practice of the law to know if he now has been re^l and if it has fallen into his hands perhaps it may be conveyed without delay

John Manning &
John H. Brown Esq.
at St. Louis
Miss Thomas in Ohio
at St. Louis, on 29th
March 1847
Mr. W. C. Brown
Esq. Office 21st St.
Circuit N. G. 7

Dallas, Tex
July 16th 1848

Wm S. Leonard

Dear Sir

Some three months since, Sir (in accordance with your wish and request) directed a communication to you with regard to the settlement of the estate of Edward Williams deceased. At the same time I sent the note against Jacob Hale of 1522ff with a statement of the facts and arrangements to Gen Doniphan I have heard nothing from the matter since. Will you be kind enough to inform me at the earliest time of your action in the matter and forward the discharge of Mrs M. Carty, as the Adm here is anxious to make a final settlement of the Estate. Hoping soon to hear from you I subscribe myself
Yours Obedt Servt

J. C. McLeary

If no answer shall be done to you as Doniphan returns. Respectfully
W. S. Leonard

W. S. Leonard
P.O. No. 100
Gen. Williams Case
R. Williams Case
The no office
August 20 1848
For Mr. Leonard

Dallas Texas.

Nov 9th 1848

Gen A. W. Longfellow
 Sir

At the request of the
 Heirs of Edward Wilburn, Sr. dec'd and the suggestion
 of Judge S. S. Leonard of Me. S. on the 6th April
 1848, sent you a communication, enclosing to
 you at the same time, a note due the Estate of
 said Wilburn, from Jacob Hall of Me. for the
 sum of \$1525.00. That note was to be given over
 to Judge Leonard for the benefit of Mrs. Rosanna
 McCarty, one of the Heirs, as her portion of her
 fathers' estate, on condition that a release should
 be given to the heirs in Texas. Through some
 mishap, the note miscarried, so Leonard informs
 me, and never reached you. I herewith transmit
 to you a certified copy of the note, together with
 evidences of its having been mailed to you.
 Will you be kind enough to confer with Judge Leonard
 Present him with the enclosed, and transmit to Robert Wilburn,
 at this place, the release from Mrs. McCarty, in duplicate.
 Any expense attending this matter, will be discharged by
 Judge Leonard. Your early attention to this will confer a great
 favor on the heirs here and will be duly reciprocated by
 Yours Obedt Servant
 Geo. C. McCoy
 S. C. M. Adams City, Md. 20000

The note was sent at the Pack of Mrs. McCarty

State of Texas
 County of Dallas To the Sheriff of the County of Dallas and
 State of Texas Greeting-

Whereas at the regular Term
 of the Probate Court in and for the County of Dallas, and
 State aforesaid, on the last Monday in January A.D. 1848

upon this day came into Open
 Court David W. Cameron Esq of the Registes or heirs of
 Edward Pittman Esq Decd. and made a motion to said
 Court that all of the heirs of said Decedent appear
 at the next Term of this Court and make a showing
 of what amount they have recd from the Estate of
 said Edward Pittman Esq Decedent; which is granted
 by the Court and the Clerk of this Court is hereby
 ordered to issue citations in writhe upon said heirs or
 Registes-

These are therefore to command you to summon
 and the said heirs of Edward Pittman Esq Decd. to be
 and appear before the said Court at the next regular
 Term thereof to be held in and for the County aforesaid
 at the Court House in the County of Dallas for the purpose
 of complying with the order aforesaid here in said writ
 and have you thus and there this notice, with your
 proper returns thereon-

Witness my hand & seal of said
 Court at the Court House in Dallas
 this 13th February A.D. 1848

Wm. Mc. Cochran Clerk
 D. W. C. Esq

Dallas Texas
April 6th 1848

Dear A. W. Hennegan
My Dear

It is at the request of the heirs (in Texas) of Edward Williams de Leon together with that of the Hon. Solomon de Leon and of San Jacinto Mc. Cook I have favored your kindness with this present mission. Mr. Williams emigrated from Me to this place and died intestate. An Amr. has been appointed, who has settled the estate so far as possible. There is a note (the one enclosed) which does not become due until August next, and is owing from a gentleman in Me. There is one of the heirs Mrs. M. Cary still in Missouri who has constituted Judge Leonard her Amr. and attorney for the purpose of collecting her portion of her father's estate. Judge Leonard has proposed to the heirs in Texas that he, as the Agent of Mrs. M. Cary, will take the within note for the entire portion of Mrs. M. Cary of it and to the estate of her deceased father's estate and that he will execute to them a full acquittance or release on the part of Mrs. M. Cary, thereby -

As that proposition has been acceded to by the heirs in Texas, and the note agreed upon for the carrying out of the same, in that the note should be transmitted to you by mail (at the risk of Mrs. M. Cary) to be delivered to her or Leonard as her agent by the certificate that he should execute a full release, to the heirs in Texas, of the entire of Mrs. M. Cary, in her father's estate. The heirs in Texas have chosen you as their agent in the transaction of this business.

The said note to attend to this matter at as early a day as possible as the transaction cannot be closed until the release of Mrs. M. Cary reaches here. Please have Judge Leonard execute duplicate releases, instruments and transmit them separately.

Summers
vs
Heirs of Edward
Williams de Leon

Issuing Summons
Came to hand on the 13th
of Feb 1848

Executed on the 14 of March
1848 by reading to the
Heirs of Edward Williams
I am Secd by me
Rowland Hunt Sheriff
D.C.
Dues on each one \$2.00

Filed in office of
1848
Mr. M. Cochran
C.P.C.

By mail, to the address of Robert Millum, Alameda
 in this place.
 I am the attorney for the Alameda and have advised
 Judge Conrad, informing him of the arrangement
 proposed. The amount of the note exceeds
 considerably the amount owned by the heirs in
 this state, but for the purpose of making a final
 settlement of the estate, and as little unnecessary
 expenditure of an estate as possible, they have all
 agreed that Mrs. McGee should have the note
 as her portion, the proposition having come from
 her agent. Any expenses incurred in the
 transaction of this matter will be borne by Judge
 Conrad on the part of Mrs. McGee.
 Very respectfully,
 Geo. C. Milroy
 Geo. C. Milroy

Copy of a
 letter addressed to
 Geo. A. W. Drimphno
 April 6th 1885
 Filed in office of Prof.
 1888 Mr. W. M. Conrad
 C. F. C. C.

Milroy

Dallas Texas

April 6th 1848

J. S. Howard Esq

Dear Sir

I have delayed until this time, acknowledging the receipt of your letter of the 21st Nov 1847 in relation to the note due the estate of Edward William Sr Account, for the purpose of arranging the matter amicably amongst the heirs in this State, as well as to have some definite action of the Court upon the matter. I have succeeded in arranging the matter to the entire satisfaction of all the heirs in this State, they are agreed that the note shall be transmitted to you at the Reception, to be arranged in the manner spoken of by you, as Mrs McCarty's portion of her father's estate.

Be kind enough to attend to the matter at the earliest possible moment as the Administration here cannot make a final settlement until the discharge is released from Mrs McCarty, is pending in Court, and he is extremely anxious that he may be relieved of the Administration.

Please execute duplicate acknowledgments and transmit ^{in plain paper} ~~them~~ ^{them} ~~separately~~ ^{to you} by mail, as early as possible. Some immediate attention to this matter will confer a great kindness on the heirs here. I have retained a certified copy of the original note, so that by any miscarriage of the mails the note might not be lost.

The note will start ^{at the same time} with this letter. Hoping soon to hear from you upon this subject, I subscribe myself

Very respectfully,

Wm R. Bennett

Jas C. Wiley

The State of Texas
County of Dallas

Be it Remembered that upon this day personally appeared before me the undersigned Clerk of the County Court within the County of Dallas and State of Texas John C. McLeary who made oath that on the 6th day of April A.D. 1848, he mailed a certain note at Dallas, executed on the 1st August 1845 by one Jacob Hall to Edward Willbourn Senior, for the sum of One thousand Five Hundred and Seventy Five Dollars and fifty Cents and due three years after the date thereof, that said note was mailed under cover to Lewis McDonough of Liberty Clay County Mo for the benefit of a Mrs. McLeary, one of the heirs and distributees of the Estate of said Edward Willbourn deceased, that he has heard or seen nothing of said note since he mailed it as aforesaid and that he supposes it to have been lost in the mail.

John C. McLeary.

Subscribed and sworn to before me Witnesses my hand and the seal of said Court at Dallas this 9th day of Nov^r 1848.

A true copy attest

J. M. Smith
Clerk of the Court

State of Texas
 County of Dallas } I John W. Smith Post Master
 at Dallas in the County of Dallas and State
 of Texas do hereby certify that J. C. McLeary
 Attorney for the Estate of Edward Willbourn Sr.
 did place in a letter (and deposit the
 same in the Post office in this place) addressed to
 Gen. A. W. Sonophon of Liberty Clay County Mo
 a Certified Copy of a note from Jacob Hall
 to Edward Willbourn Sr. for \$1522.50. Dated
 August 1st 1848. and payable three years after the
 date thereof. An assignment on the back of said
 certified note - and also an aff. of said
 J. C. McLeary of the former transmission of the
 original note, a copy of all which now
 remains on file in the office of the Clerk of
 the County Court of the County of Dallas and
 State of Texas. - Witness my hand this 9th
 day of November A.D. 1848

J. W. Smith P. M.
 Dallas Tex

Copy

Three years after date I promised and obligated myself to pay to Edward Wilburn Senior the sum of One thousand Five Hundred and Twenty Two Dollars and fifty Cents for value received August 1st 1845. *Edward* Jacob Hall

The State of Texas & I John W. Smith Clerk of the County of Dallas do hereby certify that the above is a true and perfect copy of a certain note given by Jacob Hall to Edward Wilburn Sr for the amount of One thousand Five Hundred and Twenty Two Dollars and fifty Cents, dated the 1st August 1845 as appears from a certified copy of the same now on file in my office.
 Witness my hand and the seal of said Court at Dallas this 9th day of November A.D. 1848
 A true Copy
 J. W. Smith
 Clerk



(Copy of Post Master's Certificate)
(Copy)

The State of Texas
County of Dallas

I Charles H. Durgin Post Master
at Dallas in the County of Dallas and State of
Texas, do hereby certify that I saw J. C. McLeary
attorney for the estate of Edward Willbourn in
place in a letter, addressed to Gen A. W. Doniphon
of Liberty Clay County Mo, a certain note issued
by Jacob Hall, on the 1st August 1848, to Edward
Willbourn Sr. for the sum of \$1,522.50, and payable
three years after the date thereof, April 6th 1848.
(Signed) C. H. Durgin P.M.
By J. N. Bryan D.P.M.

The State of Texas
County of Dallas

I John W. Smith Clerk of the
County Court within and for the County of Dallas
and State of Texas, do hereby certify that the above
contains a true and correct Copy of the Certificate
of the Post Master at Dallas, of the mailing of a
certain note therein set forth, and that the
original now remains on file in my office.
Witness my hand and the seal of said
Court this 9th day of November 1848
A true Copy attested
J. W. Smith
Clerk C.C.D.C.

(Copy)

I assign and set over
to Rosanna McLeary, the
within note, as her entire
proportionate share of the
estate of Edward Willbourn Sr.
decd. The being one of the
heirs of said decedent, this
assignment is made by the
consent and authority of all
the heirs of said decedent
Nov. 9th 1848
Robert ^{his} Willbourn
Mort
Adm^r of Edward
Willbourn Sr. decd.

Copy of note
and assignment
sent to
A. W. Doniphon
Feb. 20th 1848
J. W. Smith
Clerk C.C.D.C.

Dallas Texas

Nov 9th 1848.

Wm S. Leonard

Dear Sir

I have this day mailed to Gen. A. M. Donophan of Liberty Clay County Mo, a certified copy of the note due from Jacob Stahl to the Estate of Edward Willborn Esq. together with evidence of the mailing and transmission of the original, on the 6th April 1848. Be kind enough to give the matter as early attention as possible.

Charles M. Dargow and Jas. H. Bryan are Notary Public in this County, and as such, are authorized to take Depositions, or if you prefer Depositions taken before a Justice of the Peace - Wm S. Leonard is a Justice of the Peace in this Precinct (No 1) in this County, and John W. Smith is the Clerk of the County Court, and Jas. B. Pryor is Clerk of the District Court. Respectfully Yours

Ch. Leonard

J. C. McCoy

P.S. Is it not probable that the letter containing the note, to Donophan, has not been sent to the Genl. Post Office as a dead letter, during Donophan's stay there?

A true Copy
attest

J. W. Smith

D.O.
716
1610

Bureau of Vital Statistics
County Clerk
Dallas, Texas

May 2, 1969

716

Dear Sir;

I was told my Second Great Grandfather's son Edward Willburn born somewhere around 1834 was a very worthy man and owned a great deal of land in Dallas around 1854. When he left Dallas to go to California, he divided up all of his land to his children. His wife's name was Nancy Overton. One of his son's was a E.C.D. Willburn.

Do you have a Will of which he might have made or any Deed's to his property. If so what would it cost to have a copy made of each.

Also, do you have anything in your files on a John David Willburn who was a brother to this Edward Willburn. -1610

Sincerely yours,

Mrs. JoAnn Crabtree

Mrs. JoAnn Crabtree
1526 Lyndhurst Ave.
Hacienda Heights, Calif. 91745

will	1.00
apply for probate	2.00
notice	1.00
Proof	2.00

answered 5-9-69, B

From the
Willburn desk



2305 Langford Ave.
Modesto, Calif. 95350
January 30, 1969

RECEIVED
FEB 3 1969
DALLAS, TEXAS
PROBATION DEPARTMENT

716

Probate Department
Dallas County Courthouse
Dallas, Texas

Sir:

I'm attempting to write a family history on our Willburn family. I understand that you have quite a thick folder on the probate action taken after the death of Edward Willburn, Sr. (Robert Willburn, Executor) who died intestate in Jan., 1846, and whose estate was finally settled March 29, 1847. Edward was my husband's gr.-gr. grandfather.

Since the material in the folder probably contains genealogical information, it would help me in the family history. Can you let me know the cost of having Xerox copies (not certified copies) of the contents made for research purposes? If this is impossible, could you make a list of the contents so I can choose the key documents to have made as part of your usual copying system? I imagine there are several documents in the folder and I wouldn't be able to afford certified copies of all of them.

Thank you very much. I'm enclosing an envelope.

Sincerely,

Mrs. Charles Willburn, Jr.

List instruments in folder
and Cost of plain copying each
716

In reply to your letter dtd. Jan. 30, 1969, yes, there is quite a list of interesting documents on file in the estate of Edw. Willhura, Sr.

Copies of the complete file will cost you \$15.⁰⁰. In order to receive just the copies you want, I have listed the contents and the dates, as well as could be read and they are following.

Date	Cost
65	10

Do not use this space—for

Cashier

MAY 23 03836 * 5715* -CC A
 MAY 23 03837 * 7165* -CC A

8.00
 44.00

TOM E. ELLIS

County Clerk

Dallas County, Texas

REQUEST FOR CERTIFIED COPIES

Date 5/22/69

Please prepare Certified copies of Probate Proceedings
Estate: John David Willburn No. 571 (\$ 8.00)

and
Certified Copies of Probate Proceedings
 Styled: Estate: Edward Willburn Sr., NO. 716 (\$44.00)

Ordered by: Mrs. Jo Ann Crabtree
1526 Lyndhurst Avenue
 Return to: Hacienda Heights, California 91745

Address: _____ (Street) _____ (City) _____ (State)

Remarks: _____

By: Edith Pope, Deputy

Location of Instrument AND DETERMINATION OF FEE:

Type of Instrument _____ Fee \$ 52.00

Vol. No. _____ Page No. _____

Cause No. No. 716 and No. 571

Film No. _____

	Sent to	Dept.	Copy Prepared	Returned to C/C Section	Del'd to Cust.	Mailed
Date			<u>5/22/69</u>			<u>5/23/69</u>
Initial			<u>EP</u>			<u>EP</u>

No. 62917

716

February 6, 1969

Mrs. Charles Willburn, Jr.
2305 Langford Avenue
Modesto, California 95350

Dear Mrs. Willburn:

In reply to your letter dated January 30, 1969, yes, there is quite a list of interesting documents on file in the estate of Edward Willburn, Sr.

Copies of the complete file will cost you \$45.00. In order to receive just the copies you want, I have listed the contents and the dates, as well as could be read, and they are following:

<u>DOCUMENT</u>	<u>DATE</u>	<u>COST</u>
Last Will & Testament Edward Willburn	May 3, 1847	\$ 3.00
Final Settlement of Estate	July 3, 1849	2.00
Petition to Probate Will	Mar. 18, 1847	1.00
Letter to John McCoy from L. Leonard	May 3, 1849	3.00
Publisher's Receipt	March 1847	-0-
Receipt of G. W. Hudspeth	Aug. 12, 1834	-0-
Note signed Wilson & Guinn	July 16, 1839	-0-
Agreement between D. R. Cameron and Robert Willburn	Nov. 30, 1846	-0-
Court Cost	July 30, 1849	-0-
Receipt of Richard Hagar	Aug. 18, 1834	-0-
Receipt of Robert Willburn	July 30, 1849	-0-
Certificate of Note to Hiram Willburn	April 27, 1847	-0-
Administrator's Bond of Robert Willburn	May 25, 1847	-0-
Receipt of John Cole	July 30, 1849	-0-
Notice of Estate Settlement	June 27, 1849	-0-

<u>DOCUMENT</u>	<u>DATE</u>	<u>COST</u>
Agreement of Willburn heirs	Mar. 29, 1847	\$ 2.00
Receipt of Negroes belonging to estate	Jan. 24, 1846	1.00
Papers pertaining to Willburn estate	Mar. 29, 1847	1.00
Summons of Edward Willburn heirs	Mar. 27, 1848	1.00
Summons of Robert Willburn, Admn.	Mar. 18, 1847	1.00
Petition to Probate Will	Nov. 30, 1846	1.00
Application for Letter of Administration	Oct. 26, 1846	1.00
Letter to Gen. A. W. Dimphon	Apr. 6, 1848	1.00
Agreement of Willburn heirs	Mar. 27, 1848	1.00
Certificate of note deposited by J. McCoy	Nov. 9, 1848	1.00
Letter to Solomon L. Leonard from McCoy	Oct. 17, 1847	1.00
Appraisement Bill of the estate	Mar. 29, 1847	2.00
Inventory & Appraisement of estate	Nov. 29, 1847	4.00
L. Leonard reply to Edward Willburn	Aug. 6, 1848	1.00
Bill of Sale	Mar. 29, 1847	3.00
Receipts for Negroes of the estate	Mar. 29, 1847	1.00
Bond of Administrator	Mar. 29, 1847	1.00
Letter to L. Leonard from J. C. McCoy	July 10, 1848	1.00
Affadavit of J. C. McCoy	Nov. 9, 1848	1.00
Letters to L. Leonard from J. C. McCoy	Nov. 9, 1848	1.00
Post Master's certificate of transmission of a note to Gen A. W. Dimphon	Nov. 9, 1848	1.00
Willburn Agreement	Mar. 27, 1848	1.00
Copy of Sale & Assignment to A. W. Dimphon	Nov. 9, 1848	1.00
Account of Administrator of Robert Willburn	Nov. 9, 1847	1.00
Acct. Current of R. Willburn, Admn.	May 31, 1847	1.00
Note of Jacob Hall to Ed Willburn, Jr.	Apr. 6, 1848	1.00
Letter to L. Leonard from J. McCoy	Apr. 6, 1848	1.00
Acct. current of R. Willburn, Admn.	June 27, 1849	1.00
Post Master's Certificate	Apr. 7, 1848	-0-
Letter to Gen A. W. Dimphon	Nov. 9, 1848	1.00

If you will request the copies you wish by date and title, and remit check accordingly, we will be happy to mail the copies. Please add \$1.00 for Certified copy if that is what you want. Also, please refer to Cause No. 715.

TOM E. ELLIS
County Clerk of Dallas County

By _____ Deputy
Carole Beer

Office of the County Clerk
Records Building
Dallas, Texas 75202

May 11, 1969

Attention: Carole Baer.

In reply to your letter dated May 9, 1969, concerning Edward Willburn Sr. and John David Willburn, please send me a copy of the complete file. Cause No. 716 and Cause No. 1610. *Alfred*

Enclosed is a check for \$52.00 to cover the cost. Thank you
up
very much for your time you spent looking these documents for me,
I certainly appreciate it.

Sincerely yours,

Mrs. JoAnn Crabtree

Mrs. JoAnn Crabtree
1526 Lyndhurst Ave.
Hacienda Heights, Calif. 91745

May 9, 1969

Mrs. Jo Ann Crabtree
 1526 Lyndhurst Avenue
 Hacienda Heights, California 91745

Dear Mrs. Crabtree:

In reply to your letter dated May 2, 1969, there is quite a list of interesting documents on file in the estate of Edward Willburn, Sr.

Copies of the complete file will cost you \$45.00. In order to receive just the copies you want, I have listed the contents and the dates, as well as could be read, and they are following:

<u>DOCUMENT</u>	<u>DATE</u>	<u>COST</u>
Last Will & Testament Edward Willburn	May 3, 1847	\$ 3.00
Final Settlement of Estate	Jly 3, 1849	2.00
Petition to Probate Will	Mar. 18, 1847	1.00
Letter to J. McCoy from L. Leonard	May 3, 1849	3.00
Publisher's Receipt	March 1847	-0-
Receipt of G. W. Hudspeth	Aug. 12, 1834	-0-
Note signed Wilson & Guinn	July 16, 1839	-0-
Agreement between D. R. Cameron and Robert Willburn	Nov. 30, 1846	-0-
Court Cost	July 30, 1849	-0-
Receipt of Richard Hagard	Aug. 18, 1834	-0-
Receipt of Robert Willburn	July 30, 1849	-0-
Certificate of Note to Hiram Willburn	April 27, 1847	-0-
Administrator's Bond of Robert Willburn	May 25, 1847	-0-
Receipt of John Cole	July 30, 1849	-0-
Notice of Estate Settlement	June 27, 1849	-0-

DESCRIPTION	DATE	COST
Agreement of Willburn heirs	Mar. 29, 1847	\$ 2.00
Receipt of Negroes belonging to estate	Jan. 29, 1846	1.00
Papers pertaining to Willburn estate	Mar. 29, 1847	1.00
Summons of Robert Willburn heirs	Mar. 27, 1848	1.00
Summons of Robert Willburn, Adm.	Mar. 18, 1847	1.00
Petition to revoke Will	Nov. 30, 1846	1.00
Application for letter of Administration	Oct. 25, 1846	1.00
Letter to Gen. A. W. Dimphon	Apr. 8, 1848	1.00
Agreement of Willburn heirs	Mar. 27, 1848	1.00
Certificate of note deposited by J. McCoy	Nov. 9, 1848	1.00
Letter to William L. Leonard from McCoy	Oct. 17, 1847	1.00
Appraisement Bill of the estate	Mar. 29, 1847	2.00
Inventory & Appraisement of estate	Nov. 29, 1847	4.00
L. Leonard reply to Robert Willburn	Aug. 8, 1846	1.00
Bill of Sale	Mar. 29, 1847	3.00
Receipts for Negroes of the estate	Mar. 29, 1847	1.00
Bond of Administrator	Mar. 29, 1847	1.00
Letter to L. Leonard from J. C. McCoy	Nov. 9, 1848	1.00
Affidavit of J. C. McCoy	Nov. 9, 1848	1.00
Letter to L. Leonard from J. C. McCoy	Nov. 9, 1848	1.00
Post Master's certificate of transmission of a note to Gen. A. W. Dimphon	Nov. 9, 1848	1.00
Willburn Agreement	Mar. 27, 1848	1.00
Copy of Sale & Assignment to A. W. Dimphon	Nov. 9, 1848	1.00
Account of Administrator of Robert Willburn	Nov. 9, 1847	1.00
Acct. Current of R. Willburn, Adm.	May 31, 1847	1.00
Note of Jacob Hall to Ed Willburn, Jr.	Apr. 8, 1848	1.00
Letter to L. Leonard from J. C. McCoy	Apr. 8, 1848	1.00
Acct. current of R. Willburn, Adm.	June 27, 1849	1.00
Post Master's certificate	Apr. 7, 1848	-0-
Letter to Gen. A. W. Dimphon	Nov. 9, 1848	1.00

If you will request the copies you want by date and title, and remit check accordingly, we will be happy to mail the copies. Please add \$1.00 for Certified copy if that is what you want. Also, please refer to Cause No. 115.

TOM E. ELLIS
County Clerk of Dallas County

By CB Deputy
Carole Esler

Dr Robert William Adm^r of the Estate of Edward William Sr Ex^r of Account with said Estate

Date
1847
May 21st

To Cash of Notes placed in my hands
by the Heirs of Edward William Sr
Acad, as adm^r 10

1529.57

Date
1847
Nov 29

By Nathan Hazard Cash
On Nelson & Hall

\$1522.50

Wilson Lewis &

297.07

Richard Hazard

10.00

1529.57

To the Hon John Cole Judge of Probate &c. The undersigned, would most Respectfully Represent unto your Honor that the Estate is in such a situation as to prevent him from making a final settlement at the next Term of this Court - That one of said notes will not be due until August 1848, and the other two notes cannot be collected at this time He therefore prays that he may be allowed until the next Term 1848 of this Court to make his final settlement, &c
All of which he Respectfully submits Nov 29th 1847

Robert William Adm^r
By J. C. McCoy Atty

1977

State of Texas } January 24th
 Tarrant County } 1846
 Received one lot of negroes three in
 number namely Noah Judy & James
 appraised to one thousand dollars
 of the Estate of Edward William
 Senr. Deceased appraised by John
 Thomas & William Gore as my propor-
 tional part of the Estate his
 Deum & W. L. Brown
 mark

State of Texas } January 24th
 Tarrant County } 1846
 Received one lot of Negroes three in number
 named Rind Sarah & Lurindy
 appraised to eight hundred dollars of the estate
 of Edward William Senr Deceased appraised by
 John Thomas & William Gore as my propor-
 tionable part of the estate
 Deum & W. L. Brown
 mark

Robert Wilburn
 adm
 Chas E. Lammert
 with
 the Estate of
~~Edward William Senr~~
 Edward William Senr
 Deceased
 Filed 29th Nov 1847
 & known to
 M. M. Cochran, C.P.
 et. al.

W. L. Brown

To the Honbl. Judge of Probate Court of
Dallas County March Term 1847 -

Sam Pikhon, Edward Willbourn one of the
children and legal heirs of Edward Willbourn
deceased. would represent, that at the last Term
of said Court Orders of Administration were granted
to Robert Willbourn. ^{upon the said deceased's estate.} That the amount of
said Estate is some where near \$5000 to be
distributed and collected.

Sam Pikhon would represent, that the said
Securities of the said Administrator severally and
collectively are wholly insufficient, that are
not worth independent of what the
Law allows, as exempt from forced sale
not half the amount of the Bond
that, said Administrator is wholly incompe-
tent to discharge the duties of said office
as well on account of the insufficiency of
his Bond as his own want of personal
qualifications - and believing that it is
for the interest of the Estate, for some other
person to be appointed in his stead.

Hiram Willbourn
&
Sam Young
Agents
of Edw Willbourn Sr
Estate
filed ^{March 29th} March 1847
Jas W Cochran
C.P.C. & C.

I am Pbhener prays that a writ of Habeas
 Corpus may issue, together with a copy of
 this Petition, against the said Administrator
 Citing him to be and appear at the next
 Term of said Court to show cause why
 he shall not surrender the Administration
 of said Estate, and that some other one
 be appointed in his stead, and as in
 duty bound he will ever pray

J. A. Evans Atty for
 Hiram & E. D. Melbourne Jr

Geo. Willburn's
Petition
by
Willburn
Attorney of
Willburn Dead.

Filed in the office
of Probate Court
March 18th 10th 1847
Wm. M. Cochran

clk
C. C. D. C.
Scire facis issued with
copy of the within 18th Mar
- ch 1847 W. M. Cochran clk
P. C. D. C.

J. A. Counts

Clk Will
Scire facis
in favour of
the Petitioners
and a copy of this
and bond to the
Sheriff
Geo. Cole } Probate
 } Judge

State of Texas } January 24th
 Tracy docket } 1846
 Received one lot of negroes three in
 number named Lucy John & David appraised
 to nine hundred dollars of the Estate
 of Edward Wilburn senr. Deceased
 appraised by John Thomas & William
 Lease as my proportional part Estate
 D R Cannon

State of Texas } January 24
 Tracy Docket Co
 Received one set of negroes three in number
 named William Mary & James appraised
 to nine hundred dollars of the Estate of
 Edward Wilburn senior Deceased appraised
 to nine hundred dollars by John Thomas
 & William Lease as my propor-
 tion part of the estate Robert ^{his} Wilburn
 mark

State of Texas } January 24th
 Tracy docket } 1846
 Received one lot of negroes four in
 number named by sum consisting more
 & each appraised to eight hundred
 dollars of the Estate of Edward Wil-
 burn senr. Deceased appraised by John
 Thomas & William Lease as
 my proportional part of the Estate
 D R Cannon

State of Texas } In Probate Court at our Term 1846
 Dallas County }
 To the Honble John Cole Judge of Probate for said Territory
 David R. Cameron would shew unto your Honor that
 Edward Willburn late of said County deceased. departed this
 life sometime some time Jan'y 1846. in said County of
 Dallas that he left personal property to the value of
 about six thousand dollars. (John Petherton states
 that said Edward left several children, sons and
 daughters. and that your Honor intermarried with
 Susan Willburn one of the daughters of said
 Edward. and that the sons of the said Edward
 have requested your Honor to make application
 to your Honor for letters of Administration of
 the Estate of the said Edward deceased at your
 next regular November Term of said Court.
 Your Honor therefore prays that letters of adminis-
 tration on said Estate will be granted to him in
 accordance with the laws of the Land. and
 as in duty bound your Honor will ever
 pray
 David R. Cameron &
 by A. Evans his atty. fe

A. R. Cameron
 Robt. Willburn &
 Edw. Willburn
 Executors for Executors
 of Edward Willburn
 dec'd Estate
 filed ^{Record} 29th March 1847
 Wm. M. Cochran
 C. L. C. A. G.

The State of
 County of Dallas

We the undersigned husband
 & wife of Edward William Davidson do hereby
 authorize Robert H. Young Administrator
 to transmit to Messrs McCarty of this county a
 certain policy or the proportional part of the estate
 of our father Edward William Davidson said who
 was given to said Edward William in his life time
 for the sum of \$10,000 dated August 11th 1845
 and payable three years after the date thereof
 and by agreeing to release said Robert H. Young
 from the further administration of said estate
 and from all responsibility and administration
 and also agreeing to pay our proportional part of
 the expenses of the Administration in this or we think a
 full administration of said estate has now been had, and
 the same may be settled up finally with the Probate
 Court in Dallas County Texas. Witness our hands and seals this
 13 day of March 1848

Edward W. Davidson
 Susan J. Davidson
 Robert H. Young Administrator

Edward W. Davidson
 Susan J. Davidson
 Robert H. Young Administrator

David Cameron
 application for
 Letters of Admin-
 on E. William
 & State Debt

Filed in my office
 October 22 1846
 J. C. McCarty
 for Mr. McCarty
 C. C. D. Co

notice found
 Nov. 30. 1846. Com.
 Petition withdrawn

To Joseph May 30 1849

John M. Cory Esq.
Dear Sir

Yours of the 27th March was rec^d about a week since and from indisposition I have been prevented visiting Texas till I mail this. I live out 4 miles.

We were a little unfortunate in letting
ing Genl. Doniphan as the medium for
our little business. And that I suppose
he would do the slightest wrong. But he
has attained some distinction and I conjecture
time that it has rather become a habit
to neglect matters which he does not look
upon as of much importance. I recollect
the receipts to him at the Indian Point.
He claimed them pronounced them all correct
and as almost intended to trans mit to you &
probably he has not thought of the matter
since. My conjecture has been that the note
was lost last year by your letter containing it
being thrown aside with a bundle of my letters.
The last I saw of Doniphan which
was about ten days since and before I
rec^d your letter he was about to leave for

William, Aug
1849

John M. Cory

To the Hon^{ble} Sec^y
of the Interior
Washington
D. C.

Continued Ohio. Since I have deemed it
 best to create a new receipt, which
 I hope will prove satisfactory.

He who executes the note has the
 name of being contented and I apprehend
 has difficulty in collecting the note.

He has himself procured the appointment
 of an administrator in each case.
 I know not who it is but it
 has been told to me that it is done to
 prejudice McCarty's rights.

I prefer that the note should not
 go into his hands. Our statute author-
 izes an administrator to assign notes
 in satisfaction of distributive shares and
 also of other claims. And in this I am
 satisfied it is merely declaratory of
 the common law. I have enclosed
 herewith the form for an assignment
 which I wish Robert Robinson would
 execute and also I have appended
 the form of an affidavit to prove the
 assignment. This affidavit is allowed by
 a special statute here to be sworn to by the
 assignor and in like manner part-
 nerships may be sworn to. I also wish
 you would procure a copy of the order
 allowing administration ~~and also of~~

(if there is any such order) and also
 a copy of the letter of adv. to Robt.
 Williams and enclose me. I suppose
 the letters are made matter of record
 when issued. If from a County or
 probate Court let the clerk copy
 into the order for letters then
 the letters, then give his certificate
 covering both with his official
 seal and then the certificate of
 the presiding judge or justice of
 the Court that the attestation of
 the clerk is in due form so as
 to bring it within the act of Com-
 mission for the maintenance
 of records.

Very Respectfully
 J. A. Leonard

P.S. I enclose a five dollar note to pay the clerk's
 fee.

Final Settlement Re-stated and approved

Robert Wilburn Administrator of the Estate of Edward Wilburn Sr. Decedent, In and against current with said Estate

Date	Description of Indebtedness	Debits \$	Credits \$	Date	Description of Credits	Credits \$
AD 1847	To Amount of Note of A. B. Hall	1522.57		AD 1847	By Note Returned Court on	1522.57
-	- " - " on Wilson, Levin & Crenshaw	297.17		AD 1848	Wilson, Levin & Crenshaw	297.17
-	- " - " on Richards Hoggard	10.00		AD 1849	By Amt. p. Rosamond McLearty (by agreement of heirs) re discharge of bonds	10.00
-	- On said claims as Colonist in Peter's Colony				By State on hand returned to Court on Richard Hoggard bonds	10.00
	Total Amt. \$1829.57				By said claim as Colonist and deposit of	1829.57
	To Amt. Recd. of heirs proportionables				By Amt. p. Printers fee	7.00
	Costs (Adm. included)	181.05			" " - Cole Costs re	6.75
	Total \$2010.62				" " - Cochran	2.00
					- Amt allowed adm.	75.00
					" p. for postage	4.50
					- " - Costs up to this time	10.50
					- " - Attorney's fee	75.00
					Total \$2010.62	

Balance

All of which is respectfully submitted July 30th AD 1849
 Subscribed & sworn to in open Court
 this 30th July AD 1849
 W. H. House Chief J. S. C. J.
 Robert Wilburn adm.
 mark

State of Texas
 County of Dallas
 To the Hon. Just. Moss Chief Justice re.
 The undersigned Adm. of the Estate of Edward Wilburn Sr. do hereby most respectfully represent to you that the above exhibits a correct final settlement of said Estate so far as has come to his hands as adm. - which he prays may be received as a final settlement of the same, and he discharged from further responsibility as adm. in succession being fully closed - July 30th AD 1849.
 Robert Wilburn
 mark

Robert Willbourn
ad^{mn} of the Estate of
Edward Willbourn Deceased
In 5 of current
Estate of Edward Willbourn
Deceased - final settlement

Filed this 30th day July 1849
J. W. Smith clerk

Meleary

Whereas on the 3^d day of May 1847 the John
McCarty and Annanah his wife made and consti-
tuted Solomon S. Leonard our attorney by an instrument of
writing of which the following is a copy, to wit:

Know all men by these presents, that whereas
Edward Nelson Senr. formerly a resident of Jackson
County in the State of Missouri removed to Texas and there
died leaving property to his heirs, and whereas
Rosannah McCarty wife of John McCarty was
a child and is one of the heirs of the said Edward
and whereas we the said John McCarty and
Rosannah his wife of the County of Anderson
in said State desire to authorize some person
to collect our interest as such heir in the estate
of said Edward and whereas we before Confessors
we Solomon S. Leonard of the County of Buchanan
in said State of Missouri; Therefore we have
nominated constituted and appointed and by
these presents we do nominate constitute and ap-
point said Leonard for us and in our names to
collect all our interest as such heir or as de-
visor should there be a will in the estate of the
said Edward whether real or personal, one or more
copies to inheritors and purchasers for the same,
and attorneys under him to constitute and
appoint and full receipts and acquitances
to give in as full and ample manner

as we ourselves could do and we do hereby
 ratify and confirm whatsoever our said
 attorney shall do within the premises. In testimony
 whereof we hereunto subscribe our names and
 affix our seals this 11th day of May in the
 year of our Lord eight hundred and
 forty seven.

John M. Carty Seal
 Rosannah M. Carty Seal

Attest John Gibson
 H. G. Adams

And whereas we further authorize our
 said attorney to receive a note executed by
 Jacob Hall on the 2nd day of August
 1845 to the said Edward for the sum of
 one thousand five hundred and twenty two dollars
 and fifty cents payable three years after the
 date thereof in full satisfaction of our
 interest in the estate of the said Edward.
 And whereas Robert Milburn administrator
 of said estate has transferred and delivered
 and our said attorney has received said
 note in full satisfaction as aforesaid, there-
 fore we do hereby acknowledge the receipt
 of said note in full satisfaction of our
 interest in said estate. Witness our hands
 this 2nd day of May A. D. 1849. - This is the third
 receipt of similar import we have executed for the same consideration
 for the same purpose.

John M. Carty
 Rosannah M. Carty
 By Colman L. Leonard their attorney

County of Buchanan
 State of Missouri 355

Personally appeared before
 the undersigned clerk of the Grant Court of the
 County of Buchanan aforesaid Colman L.
 Leonard who is generally known to us to be
 the person whose name is subscribed to the
 foregoing instrument of writing as having
 executed the same and acknowledged the
 same to be his act and deed for the
 purposes therein mentioned.

Witness William Fowler
 clerk of said Court with
 the seal thereof affixed at
 office this 11th day of
 May in the year of our Lord 1849.
 William Fowler Clerk
 By John A. Fowler dep. clk.

Bill of Appraisal taken to Eugene
 Williams of R. O. of the personal property of
 the said Edward Williams a non Decedent
 and put in inventory of the Goods Chattels
 and personal property of the said Edward Williams
 late of the county of Grayson county as presented to the
 undersigned
 Appraisers by the said Edward Williams R. Appointed

To one wagon appraised to	105.00
To 2 horses wagon do	175.00
To 2 pair of oxen do	9.00
To 2 blue saddles do	4.00
To 1 shaft & single tree & 1 ft chain	6.00
To 1 Cornet plow	8.00
To 1 log chain	3.00
To 1 shovel plow	1.50
" 1 Ditcher	7.00
" 1 Barrel salt	12.00
" 1 Do Flour	12.00
" 1 Side rupper leather	4.00
" 16 1/2 lbs side leather	5.00
" 1 trunk	2.00
" 1 corner cupboard	15.00
" 4 beds 14 ft each	56.00
" 1 crop cutt saw	2.50
" 2 pots 2.00 each	5.00

Wm. M. McCarty
 To 3 Receipts
 Robert Williams Adm
 Ed Williams Sr Adm
 \$1522.50

Vouch 13

Filed 30th Aug 1849
 J. M. Smith
 CLK

Amount	Brought forward	
Co 1	large bottle	7.00
" 1	Do do	6.00
" 1	oven	2.00
" 1	shoe plow	1.50
" 1	Do Do	2.00
" 1	Maraisa Do	12.00
" 1	2 horse cart	10.00
" 2	axes 150 each	3.00
" 2	wooden boxes 100 each	2.00
" 2	spraying Canasol 12 1/2 gal	1.25
" 3	pure wool hump	3.00
" 6	lbs coffee roots	13.50
" 1	gan & pouch	10.00
" 1	pure spitzards	1.25
" 1	hand saw	1.50
" 1	chisel	2.00
" 1	Roque	2.00
" 1	small scottell	.50
" 1	saw kettle & hook	1.20
" 1	Redyoke Oxen	20.00
" 1	white yoke Do	25.00
" 1	steer	8.00
" 4	yearling \$3.00 each	12.00
" 1	cal cow	5.00
" 1	bull cow & calf	10.00
" 11	sheep	22.00

Amount	Brought forward	
Do 1	horse	25.00
" 1	Bay mare	35.00
" 1	Do mare	35.00
" 1	Bay horse	50.00
" 1	Do horse	45.00
" 1	Brown horse	35.00
" 1	grind stone & crank	10.00
" 1	18 1/2 lb wool 38 1/2 ct	52.12
" 5	coverlids 40 each	20.00
" 11 1/2	the spun yarn 62 ct per lb	7.11

Robert Willburn *Copied* Dr.

To 1 Horse	\$35.00
" 1 Bay mare	45.00
" 1 Bull cows calf	12.00
" " shelf ware	5-18-74
" 1 chest	6.00
" 1 hand saw	1.00
" 2 bare cards	7.50
" 2 hoes	3.11 2/3
" 1 ax	1.62 1/2
" 1 tory plow	15.00
" 1 shod plow	4.25
" 1 gun	10.00
" 2 little and hooks	1.50
" 1 pots	2.00
" 1 tory kettle	13.25 1/2
" 1 pair gins gear	6.50
" 1 Blind barrel	2.50
" 1 do do	2.25
" 1 Rope	2.25
" 22 lbs coffee	5.25
" 1 sack wood	7.87 1/2
" 1 cover lead	4.50
" 1 do do	1.50
" 1 do do	5.50
" 1 feather lead	25.50
" 1 drop knife or stone	7.50
" 1 lead	15.00 77.57
	<u>222.18 1/2</u>

John Young *Copied* Dr.

To 1 horse	35.00
" 1 Jake steers	28.00
" 1 hide steak	3.00
" 1 fine domestic	2.00
" 1 hand hoe	1.50
" 1 shovel plow	1.12 1/2
" 1 side spon leather	6.00
" 1 sack wood	8.00
" 1 saddle	2.00
" 1 Carl flower	20.00
	<u>\$106.62</u>

200.50
5.37 1/2
1.00
\$206.87 1/2
70.62 1/2
222.25
15
1.62 1/2
222.19 1/2
52.50
\$274.69 1/2

David Canton Dr.

To 1 Bay mare	3.00
" 1 Red Heifer	5.00
" 1 sheep	21.00
" 1 do	14.00
" 1 Bogel catt	13.00
" 1 stuyards	5.00
" 1 grind stone	9.00
" 1 demand plow	15.25
" 1 shovel do	1.00
" 1 cupbord	35.50
" 1 crop cut saw	5.00
" 1 Bed stid	15.00
" 1 leather	5.25
" 22 lbs coffee	5.25
" cover lead on wood	9.00
" upon wood	7.00
" cover lead	4.50
" corral over	191.50

Charles Amant	Brought forward	191.50
	do cover had	2.00
	do do	6.25
	do Father's head	13.00
	do do	16.00
		<u>228.75</u>
Nancy	do	36.00
	do 1 Boy's mat	7.00
	do 1 kettle	<u>43.00</u>
Hiram	William	3.06 1/4
	do or	
David	Shahan	5.62 1/2
	do 2 1/2 lbs coffee	

Received
 Dec 8 1847
 from the
 1847 for the
 A. G. & H.

Edward Willburn To 1 Ox Wagon 170.00
 William Tilling To 1 horse Wagon 200.50
 Robert Willburn To 1 horse Wagon 2.00
 Robert Willburn To 1 horse Wagon 2.00
 John young To 1 saddle 2.00

60

Sold Price of
 Edward Willburn
 lives on the farm in
 Spain Court at Sallis
 on 27th March 1871
 Mr Wm Lockman
 County Clerk
 Thomas Michelson
 (1871)
 Mr Wm Lockman
 C. G. B. S.

Bill
 Dept of the sale of the goods and chattels belonging
 to the estate of Edward Willburn deceased on late of
 the County of Paradoches County and State of Texas
 occur at public vendue by the undersigned

Edward Willburn To 1 horse	5.50
Robert Willburn " 1 horse	3.50
X John young " 1 horse	3.50
X David Cameron " 1 Bay mare	5.00
Robert Willburn " 1 Bay mare	4.50
X X X Nancy " 1 Bay mare	3.60
X John young " 1 yearling steer	3.00
Edward Willburn " 1 yearling do	1.10
Edward Willburn " 1 steer	10.00
Robert Willburn " 1 Bell cow & calf	12.00
Edward Willburn " 1 Red cow	5.00
X David Cameron " 1 Red heifer	5.00
Edward Willburn " 1 Bull & steer	4.00
X John young " 1 Red steer	3.00
Edward Willburn " 1 Bull foisted steer	4.00
X David Cameron " 6 fine choice sheep	21.00
X " " 5 sheep	14.00
Edward Willburn " 10 Trunks	25.00
Wm Hicklin " 1 Barrel flower	30.00
X David Cameron " 1 Barrel salt	13.00
X John young " 1 fine Domestic	3.00
Robert Willburn " 1 Shelf ware	5.00

Robert Wilburn	So. chest	6.00
X David Cameron	" 1 pair setyards	5.00
Robert Wilburn	" 1 hand saw	1.00
Edward Wilburn	" 1 pair cords	60.
Robert Wilburn	2 pair cords	70.
	So 2 haws	3.35
X John Young	So. hand haw	1.50
X Mr. White	" 1 do do	one 50
X David Cameron	So. grease saw	9.00
Robert Wilburn	" 1 ax	1.62 1/2
X Herwin Wilburn	" 1 ax	2.06 1/2
Robert Wilburn	" 1 copy plow	15.00
X David Cameron	" 1 Diamond I	13.25
X Calvin Cole	" 1 prairie plow	16.00
Robert Wilburn	" 1 shovel plow	4.25
John Young	" 1 do do	1.12 1/2
X David Cameron	" do do	1.00
X Robert Wilburn	" 1 rifle gun	10.00
	do 1 small 1. little & hook	1.50
Edward Wilburn	" 1 hat	50
Robert Wilburn	2 - hats	2.00
	do 1 longhilted	15.25
X St. Mary	" 1 do do	7.00
X David Cameron	" 1 corner cupboard	35.50
X Robert Wilburn	" 1 pair gires	6.50
Edward Wilburn	" 1 pair do	7.00
X Jefferson Wilby	" 1 parachute & chain	5.37 1/2
X H. J. White	" 1 log chain	4.50
X J. Wilby	" 1 pair chachera	1.00

X David Cameron	So. crop cut saw	3.00
X Thomas White	So. crapp-irons	2.50
X David Cameron	" 1 bed steu	13.50
X Robert Wilburn	1 hand bredle	2.50
	" 1 do do	2.25
	" 1 rope	2.25
Edward Wilbur	" 1 wheel & cast	1.00
Robert Wilburn	4 chairs	2.00
X John Young	1 side up leather	6.00
X David Cameron	" 1 small tree leather	1.00
	" 1 fire sole do	4.25
X Robert Wilburn	" 22 lbs coffee	5.25
X David Shyken	" 22 lbs do	5.62 1/2
X David Cameron	" 22 lbs do	5.50
	So. coverlead an pulool	9.00
X John Young	" 1 bed of wool	8.00
Robert Wilburn	" 1 sack do	7.87 1/2
X David Cameron	" all spon pulool	7.00
X	do So. coverlead	4.00
X Robert Wilburn	do do - coverlead	4.50
	do 1 do do	1.50
X	do 1 do do	5.25
X David Cameron	So. do do do	2.00
	So. 1 do do do	6.25
X Robert Wilburn	" 1 feather bed	23.50
X David Cameron	So. 1 do do	13.00
X	So. 1 do do	16.13 1/2
X Thomas Wilburn	So. 1 do do	13.00

Robert Wilburn Administrator of the Estate of Edward Wilburn Sr. Deceased,

Dr

In Account with said estate.

Cr

1847.	To Amt of Note on J.B. Hall	\$1522.50
-	- - - - - Wilson & Ginn & Orndorff	297.87
-	- - - - - Richard Hoggard	1000
-	One Land claim as a Colonist	
	Total	\$1829.57
-	Amt paid by & due Adm. of 198.13	
-	Costs of Court finally settling estate	

1847.	By Amt of Note on hand against Wilson & Ginn	297.07
889	By Amt p ^d Rosanna McLeaty (by agreement of him) as per McLeaty's Discharge Vouch ^r	1522.50
	By Note of Hoggard on hand	1000
	By Land claim as Colonist undisposed of	
	By Amt p ^d Printers fee Vouch ^r	7.00
-	- - - Cole, Costs of Court	6.75
-	- - - Cochran	2.00
-	- - - Pryor Costs in Dist Court	2.88
-	- - - Attorneys fee	75.00
-	- - - Expended in Attending Courts & obtaining receipts from Mrs McLeaty & returning on note	25.00
-	- - - trying to collect Services term &c.	25.00
-	- - - Postage	4.50
	Total	\$198.13
-	Costs of Court in finally closing Administration &c.	

State of Texas
County of Dallas

All of which is respectfully submitted from 25th 1849

Robert Wilburn
Adm^r

FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

Robert Wilburn
Adm. of estate of
Ed. Wilburn Sr. dec.
in } of current
County Court

Filed June 27th 1899
J. W. Smith
clerk

Mokey

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