

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

Case Number 210

Dallas Genealogical Society
Founded 1955

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210

Guardian Petition
Malinda Stewart, has filed in my office
her Petition praying for Letters of Guardianship
of the person and Estate of S. Foster Coar This is
therefore to notify all persons interested to come
forward at the next term of the County Court
of Dallas County to be holden at the Court House
in the Town of Dallas on the Last Monday
in June 1863 and Contest the same if they
think proper.
June 27th 1863 *J. K. Martin, C. C. & C. J.*
By Geo. T. Laws, Jy, C. C. & C. J.

THE STATE OF TEXAS,
 County of Dallas.

TO THE SHERIFF OF DALLAS COUNTY---GREETING:

YOU ARE HEREBY COMMANDED TO CITE *Malinda*
Stewart Guardian of S. Foster Coar

to be and appear at the next term of the County Court, to be holden at the Court-house
 in the town of Dallas, on the last Monday in *June* A. D. 1863,
 then and there to show cause, if any, why *she should not be required*
to cause forward & return to this Court an account
exhibited in writing of the condition of her said
Malinda's Estate
 And have you then and there this writ. If you fail not, but due return make as required
 by law.

Given under my hand, and the seal of the County
 Court, this the *31* day of *April*
 A. D. 1863.

Geo. T. Laws
 Clerk of the County Court, Dallas County, Texas.
By J. B. Thomas, Jy

THE STATE OF TEXAS.

To the Sheriff of Dallas County---Greeting:

You are hereby commanded to summon

Malinda Pruitt Guardian of S. F. Coar

to be and appear before the County Court of Dallas County, on the first day of the next term thereof, to be held at the Court House in the town of Dallas, on the last Monday, the 30th day of March, 1868...; then and there to answer the Plaintiff's petition,

man filed in a cause pending in said County in which I am cause if any she has why she should not file an exhibit in writing of the conditions of her award Estate as Plaintiff not required by law. Herrens fail not but but due return make of this writ as the law direct Defendant, certified copy of which petition accompany this writ.

Witness, *S. D. Jones* Clerk of the County Court of Dallas County, and the impress of the Seal thereof hereon made, this 9th day of March, A. D. 1868...

S. D. Jones

Clerk of the County Court of Dallas County.

County Court
J. P. Thomas
Malinda Pruitt
S. Foster Coar

Spced April 28th 1868
J. P. Thomas Deputy

Original

*came to hand same day
 issued and executed by
 returning a copy of the
 within to the said Malinda
 do Pruitt this 28th day
 1868. A. C. McDaniel, M. J. W. H.
 Fee \$1. 00*

Filed May 5th 1868
J. P. Thomas Deputy

THE STATE OF TEXAS,
County of Dallas.

TO THE SHERIFF OF DALLAS COUNTY---GREETING:

YOU ARE HEREBY COMMANDED TO CITE *Malinda*
Pratt Guardian S Foster Gear

to be and appear at the next term of the County Court, to be holden at the Court-house
in the town of Dallas, on the last Monday in *May* A. D. 1865,
then and there to show cause, if any, why *she should not be required*
to return to this court an annual exhibit in
writing of the condition of her said Wards Estate

And have you then and there this writ. Herein fail not, but due return make as required
by law.

Given under my hand, and the Seal of the County
Court, this, the *27th* day of *April*
A. D. 1865.

Geo W Lewis
Clerk of the County Court of Dallas County, Texas.

By *J. S. Thomas* cpl.

THE STATE OF TEXAS,
County of Dallas.

TO THE SHERIFF OF DALLAS COUNTY---GREETING:

YOU ARE HEREBY COMMANDED TO CITE *Malinda*
Pratt Guardian S Foster Gear

to be and appear at the next term of the County Court, to be holden at the Court-house
in the town of Dallas, on the last Monday in *April* A. D. 1865,
then and there to show cause, if any, why *she should not be required*
to return to this court an annual exhibit in writing
of the condition of her said Wards Estate

And have you then and there this writ. Herein fail not, but due return make as required
by law.

Given under my hand, and the Seal of the County
Court, this, the *7th* day of *April*
A. D. 1865.

Geo W Lewis
Clerk of the County Court of Dallas County, Texas.

By *J. S. Thomas* cpl.

County Judge
No 3 Citation
Malinda Pratt's Case
Issued March 9th 1865

Original
came to hand some
day since

Executed by delivering
a true copy of this
Citation this March
the 16th 1865

A. P. Winniford
Sheriff
By *J. Chapman*
Dallas Deputy
County Judge

Filed March 26th 1865
S. S. Jones

Sheriff fees
Serving Citation 150
39 miles Trav 320
on basis of some 470

THE STATE OF TEXAS,
County of Dallas.

TO THE SHERIFF OF DALLAS COUNTY---GREETING:

YOU ARE HEREBY COMMANDED TO CITE
Mrs
Malinda Bennett, Quasi & Bester Gear,

to be and appear at the next term of the County Court, to be holden at the Court-house
in the town of Dallas, on the last Monday in *February* A. D. 1865;
then and there to show cause, if any, why *you should not be required to*
obey the said Court, in making of the
Condition of your said Wards Estate.

And have you then and there this writ. Herein fail not, but due return make as required
by law.

Given under my hand, and the seal of the County
Court, this the *3rd* day of *February*
A. D. 1865

W. M. Law

Clerk of the County Court, Dallas County, Texas.

County Court
To J. P. Lewis Sheriff
Malinda Bennett
Spued. April 27th 1865
W. M. Thomas C. P. T.

orig
Came to show same
day issued and sent
by delivering a true
copy of the writ
data to the said
Malinda Bennett
this day 16th 1865
W. M. Thomas C. P. T.

Filed 16th 1865
W. M. Thomas C. P. T.

County Court
To J. P. Lewis Sheriff
Malinda Bennett
Spued. April 27th 1865
W. M. Thomas C. P. T.

orig
Came to show same
not found in Dallas County
this the 24th day of April 1865
e. S. Becklous Sheriff
by J. B. Brown Deputy
Filed April 25th 1865
W. M. Thomas C. P. T.

THE STATE OF TEXAS,
County of Dallas.

TO THE SHERIFF OF DALLAS COUNTY---GREETING:

YOU ARE HEREBY COMMANDED TO CITE Melinda
Smith Guardian of S. Foster's

to be and appear at the next term of the County Court, to be holden at the Court-house
in the town of Dallas, on the last Monday in December A. D. 1864,
then and there to show cause, if any, why you should not be required
to return to this Court an Annual Exhibit in
Writing of the Condition of your said wards
Estate

And have you then and there this writ. Herein fail not, but due return make as required
by law.

Given under my hand, and the Seal of the County
Court, this the 5th day of December
A. D. 1864.

Geo. W. Laws
Clerk of the County Court of Dallas County, Texas.

THE STATE OF TEXAS,
County of Dallas.

TO THE SHERIFF OF DALLAS COUNTY---GREETING:

YOU ARE HEREBY COMMANDED TO CITE Melinda
Smith Guardian of S. Foster's

to be and appear at the next term of the County Court, to be holden at the Court-house
in the town of Dallas, on the last Monday in April A. D. 1863,
then and there to show cause, if any, why she should not be required
to come forward & return to this Court an Annual
Exhibit in Writing of the Condition of her said
wards estate

And have you then and there this writ. Herein fail not, but due return make as required
by law.

Given under my hand, and the seal of the County
Court, this the 4th day of April
A. D. 1863.

Geo. W. Laws
Clerk of the County Court, Dallas County, Texas.

County Court
Geo. Sciza
Melinda Smith

Filed Feb 3rd 1865
Geo. W. Laws, CLK
Cory

Came to hand
Feb 14th 1865

Returned part
not found

H. O. McGowan
M. D. Blodgett Sept

Filed March 22nd 1865
Geo. W. Laws, CLK

THE STATE OF TEXAS,
County of Dallas.

TO THE SHERIFF OF DALLAS COUNTY--GREETING:

YOU ARE HEREBY COMMANDED TO CITE Melinda Pruitt Guardian of Foster Coors

to be and appear at the next term of the County Court, to be holden at the Court-house in the town of Dallas, on the last Monday in December A. D. 1811, then and there to show cause, if any, why you should not be required to return to this Court an annual Exhibit in writing under Oath of the condition of your said wards Estate as required by Law -
And have you then and there this 2nd day of December 1811, been fail not, but due return make as required by law.

Given under my hand, and the Seal of the County Court, this, the 2nd day of December A. D. 1811.

Geo. W. Lewis

Clk of the County Court of Dallas County, Texas.

By Geo. P. Thomas Deputy Clk

County Court
To Geo Alias Sign
Melinda Pruitt Guardian
of Foster Coors

Filed April 27th 1863
Geo. W. Lewis Clk

Orig

Came to Court same
day 28th Dec. and it was
not executed this
April 27th 1863.

W. C. Williams
Shuffler, C. D.

Filed April 27th 1863

Shuffler, C. D.

157

County Court
To Geo Alias Sign
Melinda Pruitt
Guardian of Foster Coors
Filed Dec 27th 1863
Geo. W. Lewis Clk

Orig
Copies of Copying a
Copy of the Certificate with
Melinda Pruitt on the 17th day
of December 1864

W. C. Williams
Shuffler, C. D.

Filed Dec 27th 1863
Geo. W. Lewis Clk

The State of Texas.
COUNTY OF DALLAS.

TO THE SHERIFF OF DALLAS COUNTY--Greeting:
YOU ARE HEREBY COMMANDED TO CITE

Malinda Pruitt Quar
J. V. Foster Esq.,

to be and appear at the next term of the County Court, to be holden at the Court House in the town of Dallas, on the last Monday in *Sept.*, 1861, then and there to show cause, if any, why *You should not be required to return to this Court an annual exhibit in writing under oath of the Condition of your, Sais, Wards, Estate, as required of Law.*
And have you then there this writ. Herein fail not, but due return make as required by law.

Given under my hand and seal of the County Court, of Dallas County, this the *11th* day of *Sept.* A. D. 1861.

W. V. Laws
Clerk of the County Court of Dallas County, Texas.

County Court
Citation
Malinda Pruitt Quar

Issued 2nd Nov 1861
Geo. P. Thomas Esq.

Original
The
Come to hand Nov 12 1861
Spirited Nov 10th 1861 by
leaving in person a true
copy of this writ with
Melinda Pruitt
J. H. Bell's copy
Lawfull for Claim
Filed Nov 25th 1861
Geo. P. Thomas Esq.

The State of Texas To the Sheriff of Dallas County, Greeting.
 County of Dallas You are hereby commanded to cite
 Malinda Pruitt, Guardian of J. Porter, Coor, to be and
 appear at the next term of the County Court, to be holden
 at the Court-house in the town of Dallas, on the last
 Monday in March 1863. You are there to show cause
 if any why she should not be required to return
 to this Court, on annual exhibits in writing of
 the condition of said estate And have you there
 and there this writ herein fail not but due
 return make as required by law.

Given under my hand & the Seal of
 the Court, this 5th day of March 1863—
 Geo. H. Laws, C. J., C. D., C. J.

County Court
 & Citation
 Malinda Pruitt,
 J. Porter, Coor
 Geo. H. Laws C. J.

Original

Canshaw Sept 14/60
 by Leamy 11/20/61
 with Malinda
 Pruitt
 of Pruitt

1¢

Filed Sept 21st 1865
 Geo. H. Laws C. J.

The State of Texas } In County Court June Term 1859
 County of Dallas } It is Ordained by the Court
 that J. A. Campbell John Stadden & James
 Lewis be and they are hereby appointed
 appraisers to appraise the property of the
 Estate belonging to N. Foster Deas under
 the supervision of Malinda Pruitt Guardian
 of said Minors Estate & Return an Inventory &
 appraisement to this Court as required by Law
 Given under my hand & Seal of
 said Court this 29th day of June
 A.D. 1859

J. K. Mastin C.C. J.C. J.
 By Geo. T. Laws Jy. Clk.

County Court
 Do 3 Sign -
 Malinda Pruitt
 Guardian
 N. Foster Deas

Given March 5th 1863
 Geo. T. Laws Clk.

Com
 Came to hand Malinda
 Pruitt and spent by her
 delivering a copy of the
 within to this said Malinda
 Pruitt in his stock 20/100
 N. Foster Deas 20/100

Filed March 11th 1863
 Jas. P. Thomas Secy

The State of Texas In County Court June Term 1839
 County of Dallas It is ordered by the Court that
 James Lewis John Stadden & J. J. Campbell be and
 they are hereby appointed appraisers to appraise the
 property of the estate belonging to S. Foster Coar
 under the supervision of Malinda Smith Guard of
 said Minors Estate & Return an Inventory and
 appraisement to this Court as required by Law,
 Given under my hand & Seal of
 said Court this 29th day of June
 A.D., 1839.

J. K. Masten, C. C. & C. J.
 By Geo. S. Laws J. J. Clerk

The State of Texas In County Court June Term 1839
 County of Dallas It is ordered by the Court that
 John Stadden James Lewis & J. J. Campbell be and
 they are hereby appointed appraisers to appraise
 the property of the estate belonging to S. Foster Coar
 under the supervision of Malinda Smith Guard
 of said Minors Estate, & Return an Inventory
 to this Court as required by Law

Given under my hand & Seal of said
 Court this 29th day of June A.D., 1839
 J. K. Masten, C. C. & C. J.
 By Geo. S. Laws J. J. Clerk

County Court
 To 3 Citations
 J. J. Campbell

Issued June 29th 1839
 Geo. S. Laws J. J. Clerk

Original

Came to hand July 4th 1839
 Executed by delivering to J. J.
 Campbell a copy of the within
 and the 20th day of July 1839
 Geo. S. Laws J. J. Clerk

Filed July 21st 1839
 Geo. S. Laws J. J. Clerk

Fee \$1.00

The State of Texas 2 County Court
County of Davis 3 May Term 1857 -

Don. Jas. M. Patterson Ch. Justice etc.

Your petitioner, Melinda Pruitt, formerly
Melinda Low would represent that she
is the mother of S. Foster Low whose father
is dead: that the said S. Foster is under the
age of fourteen years & has no guardian
either of his person or estate: that he has
an estate of the probable amount of seven
hundred dollars. Wherefore the said Melin-
da, with the consent of her husband W. A.
Pruitt, prays that she may be appointed
guardian of the person & estate of the said
S. Foster Low. And she will ever pray.
Geo. W. Lusk
City of Law

County Court,
No 3 Citation
James Lewis

Issued June 29th 1857
Geo. W. Lusk J. J. C. C.

Original

Committed July 4th 1857
Executed by delivery to Geo
Lewis a copy of the within on
the 20th day of July 1857
J. W. Lusk J. J. C. C.

Filed July 27th 1857
Geo. W. Lusk J. J. C. C.
In #100

County Court
No 3 Citation
John A. Taddan

Issued June 29th 1857
Geo. W. Lusk J. J. C. C.

Original

Committed July 4th 1857
Executed by delivery to Geo
Lewis a copy of the within
on the 15th day of July 1857
J. W. Lusk J. J. C. C.

Filed July 27th 1857
Geo. W. Lusk J. J. C. C.
In #100

State of Texas
 Dallas County, Or Probate Court
 Now Comes Malinda
 Pruit Guardian of the property of
 S Foster Gear & says she cannot
 make an annual showing at
 this time because the Commission
 appointed by the Hon District Court
 to partition the lands between
 said S Foster Gear & George Gear
 but his to sd land - have never
 reported their action in the
 premises & that those claimable
 one of the Commission has
 gone to the case & will be
 absent for some time probably
 & that no other Commission
 can be appointed in his
 stead until our next District Court
 Wherefore affiant prays the
 Court to continue sd Cause for
 one year to give time to have
 sd Court appointed & sd lands
 partitioned & reported, that she
 thinks it impossible to make a
 showing earlier -

Dated Nov 20th 1861

Malinda ^{her} Pruit Guardian
 of S Foster Gear

Subscribed & sworn to
 before me this 20th Nov, 1861
 Geo W. Laws Clerk,

The State of Texas in the County Cause
 County of ~~...~~ Sept. Term 1860

vs. James M. Patterson Ch. Justice &c

Now comes Melinda Pruitt, Guardian of the
 estate of S. Foster here she came to the Court, after
 at the last term of the District Court of Dallas
 County, a sum was returned for a protection of
 of the estate of John Foster in which her name is
 interested, & that she is the property coming to
 her said word & it is impossible to find
 who said interest will be or to point out to the
 Commission the estate of the said S. Foster
 son until said protection is made. Whereupon
 she asks the Court to grant her the Com-
 mission until the next District Court
 to return their inventory & appraisement, at
 which time she will be able to point out her
 private property so coming to her said word.
 And she will swear to the same.

Melinda Pruitt
 wife

Guardian &c

Sworn to & Subscribed before
 me this 24th day of Sept 1860
 Geo. H. Laws Clerk

The State of Texas,
COUNTY OF DALLAS.

Know all men by these presents, THAT we
Malinda Pruitt as principal, and *Peter Haught*
and *Abraham Garre* as sureties, are held and firmly bound unto the Chief
Justice of the county of Dallas, in the sum of *two thousand* dollars,
for the payment of which, well and truly to be made, we hereby bind ourselves, our heirs, ex-
ecutors and administrators, jointly and severally, firmly by these presents, signed and sealed
with our seals, the seals being scrawls, this *18th* day of *July* A. D. 185*9*.

THE CONDITION OF THIS OBLIGATION is such, that, whereas, the above bound-
den *Malinda Pruitt* has been appointed *Guardian of the*
person and estate of S. F. Garre

Now, if the said *Malinda Pruitt* shall well and truly perform all the du-
ties required of her by law, under said appointment, then this obligation shall be null and
void; otherwise, to be and remain in full force and effect.

Malinda Pruitt LS

Peter Haught LS

Abraham Garre LS

Malinda Pruitt Guardian of *S. F. Garre*, do solemnly swear, that

~~that I~~ ~~will well and truly perform all the duties of~~ ~~Guardian~~
of the estate of *S. F. Garre*.

Sworn to and subscribed
before me, this *18th* day of
July - A. D. 185*9*.

Malinda Pruitt (Seal)
Mark

M. Masten Clerk Co. Cl., D. C., Texas.
By Geo. D. Laws J. P.