

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

Case Number 189

Dallas Genealogical Society
Founded 1955

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

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THE STATE OF TEXAS,
County of Dallas.

TO THE SHERIFF OF DALLAS COUNTY--GREETING:

YOU ARE HEREBY COMMANDED TO CITE Allen
Beard Administrator of the Estate of N.H.
Bergdall - decd

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 A. D. 1866,
then and there to show cause, if any, why he should not be re-
quied to make a Final Exhibit & Close said
Administration as required by Law

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

Given under my hand, and the Seal of the County
Court, this, the 13th day of March
A. D. 1866.

W. H. Masten
Clerk of the County Court of Dallas County, Texas.

THE STATE OF TEXAS.

To the Sheriff of Dallas County--Greeting:

You are hereby commanded to summon

Nancy Foster, Administratrix of Price Foster
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,

now filed in a cause pending in said County, in which she has, why she should not make an annual

Showing of the Condition of the Estate of Price Foster Plaintiff, and deceased. Her said fail not, but are return make of this writ as the law directs.

~~Unfalsified, or certified copy of which petition accompany this writ.~~

Witness, E. 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...

E. D. Jones

Clerk of the County Court of Dallas County.

Herold Book and Job Print, Dallas, Tex.

County Court
To 3 Citation
Allen Beard

Issued March 13th 1866
W. K. Masten ckr

Original

Came to hand same
do issued and
Court, March 14th
1866 by serving the
said Allen Beard
with a true copy of
the within citation
of Bill Masten 1866
10/2

Filed Mar 14th 1866
W. K. Masten ckr

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Administrative Notice

Mrs Nancy Foster has filed in my office her petition praying for Letters of Administration on the Estate of Price Foster - dec'd late of Dallas County Texas. This is therefore to notify all persons interested to come forward at the next Term of the County Court to be holden at the Court House, in the Town of Dallas on the last Monday 26th day March 1866, and contest the same if they think proper.

W. K. Masten ex. c. cl. k.

By Jas. P. Thomas c. p. t.

County Judge
 vs $\frac{1}{3}$ Citation
 Nancy Foster Adm^x
 Issued March 9th 1866

Original
 came to hand same
 day Issued
 effected by delivering
 a true copy in person
 to Nancy Foster of this
 citation this 27th March
 the 27th 1866

A. R. Winniford
 Sheriff

By J. G. Chapman
 Dallas County Det^y

Given March 28th 1866
 J. S. Jones
 c. l. k.

Sheriff fee
 serving this Cit 1.00
 14 miles dis 2.60
 \$ 3.60

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The State of Texas } County Court pertaining to
 County of Dallas } Estate, March 26th 1866,
 Know all men by these presents
 that Me Nancy Foster as principal and
 J. N. Keen and John Sears as securities
 are held and firmly bound unto the Chief Justice
 of Dallas County in the sum of Three Thousand
 Dollars, for the payment of which well and
 truly to be made we hereby bind ourselves, our
 heirs, Executors and Administrators jointly,
 and severally firmly by these presents, signed
 with our hands & seals using Scravals for seals
 This the 26th day of March 1866,

The condition of the above obligation is such
 that when as the above bound Nancy Foster
 has been appointed administratrix of the Estate
 of Price Foster dec'd, Now if the said Nancy
 Foster shall well and truly perform all
 the duties required of her under said appoint-
 ment, then this obligation shall be null and
 void, otherwise to remain in full force
 and effect,

Nancy ^{her} Foster (seal)
 J. N. Keen (seal)
 J. N. Sears (seal)

The State of Texas } I, Nancy Foster do solemnly
 County of Dallas } swear that Price Foster died
 without leaving any lawful will so far as I know
 or believe & that I will well and truly perform all the
 duties of administratrix of the Estate of said
 Price Foster deceased
 Nancy ^{her} Foster
 (seal)

Subscribed & sworn to before me the 26th day of
 March 1866 W. C. Masten Clerk C. C. Dallas

The State of Texas } County Court, In vacation
 County of Dallas } November 14th 1858

To the Hon. A. Blodgett Judge of the
 County Court of Dallas County, State of Texas

Your petition Sarah C. Gray
 Adm^x of the Estate of May Armstrong dec^d. would re-
 spectfully asks of your Honor that an order be made
 authorizing her as sd. Adm^x. to rent for the ensuing
 year, privately or publicly, as she may deem best for
 the interest of the Estate, the farm & houses of sd.
 dec^d. and also for an order of sale, on a credit
 of four months, of the crops raised upon sd. farm
 the past year, and whatever other personal property
 there may be which was not sold at the former
 sale ordered by your Honor, and in any
 bound she will ever pray &c.

Sarah C. Gray

Adm^x of the Estate of
 May Armstrong dec^d.

The State of Texas } In the Probate Court
County of Dallas } 11th Term 1866.

To The Hon. A. Benson Chief Justice of Dallas County.

Now comes Nancy Foster, widow and executrix of Price Foster, & represents to the Court that her husband Price Foster departed this life, in the County of Dallas State of Texas, on the 30th day of March 1863, intestate; that the said Price Foster left property of a considerable nature to the value, from twelve hundred to fifteen hundred dollars; that the said Price left children, as follows, to wit: Elizabeth G. Brown & William Foster who reside in the State of Kentucky, James Foster, Mary Leamer, Martha A. Foster, & Sarah Foster who reside in Dallas County, Texas, the last two of whom are minors under the age of twenty one years.

Petitioner says she is by law entitled to administration upon said estate. She therefore prays that letters of Administration be granted her upon said estate, and she will ever pray &c.

Nancy Foster
By her Atty. Geo. W. Kemp

Inventory & Appraisement of the property of Price Foster deceased, all of which is Community property.

There is no Real Estate.

Inventory		
Five head of hogs valued at \$ 5.00 Dollars head		250 00
One yoke work cattle valued at 41		40 00
Seven head of stock cattle valued at 4		51 00
Four plows		12 00
Old harness, gears, iron etc etc	" "	10 00
One wagon	" "	50 00
25 head of hogs	" "	25 00
One set buggy iron	" "	15 00
House hold kitchen Furniture	" "	100 00

We solemnly swear that the above appraising is a correct inventory & appraisement of the property of the estate of Price Foster deceased, so far as the same has been shown to us by the Administration.

Sworn to & subscribed before me this the 26th day of March 1866
 A. B. Calder
 Chief Just
 Dallas Co. Tex

J. M. Keen
 J. A. Foster

Nancy Foster
 Petitioner for grant of letters
 of Administration
 County Court

Filed Feb 27th 1866.
 W. H. Masten clk

Approved in Open
 Court this 26th day of
 March 1866

A. B. Calder
 Chief Justice Dallas
 Co.
 Tex

Appraisers
 J. M. Keen
 J. A. Foster
 Geo. M. Gandy

Notices given next

The following is a list of claims due said estate all of which is community property.

Note on Daniel Stovall	\$500.00
" " W. Buff, & Ed. Earnest	12.00
" " J. R. Ashford	10.00
" " G. Stovall for John Williams	4.00
Ofc " Daniel Deans for 500 picked brick at 1¢ per hundred	5.00
" " " " " 1300 brick at 4¢ per hundred C of 2.50	5.50
" " " " " " " " " " " " "	225.05
Note " " "	
" " S. L. Richey & J. G. Moore	5.30
" " J. Willis Moore & J. S. Boninson	27.12
" " James L. G. Earnest & J. W. Jewell	12.10
" " John Butler & B. M. Earnest	7.05
" " B. M. Earnest & J. Willis Moore	23.40
" " B. M. Earnest & J. Willis Moore for Mark Foster	28.79
" " J. Willis Moore for Mark Foster \$53.60	53.60
" " S. L. Richey for Mark Foster	23.50
Ofc " William Harrison for Price Foster	1.00
Ed. Moorhead due	173.34
Receipt on A. B. Bean in favor of Price Foster	150.00

I solemnly swear that the foregoing Inventory & list of claims is true & a full & complete Inventory list of the property & claims of Price Foster deceased so far as the same has come to my knowledge.

Sworn to & subscribed before me Nancy Foster
 this 26th day of March 1866
J. B. Leake
 (Notary Public for D. T. Co.)