

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

Case Number 677

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

# 677

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# Administration Sale!

On the 1st Tuesday in April next (5<sup>th</sup> day) at the Court House door in the Town of Dallas in a Crisis of auction made to the highest bidder, the following property belonging to the Estate of Rowell Miller dec'd late of Dallas County -

- (320) Three hundred & twenty acres of land lying in Johnson County, Located by survey of James Kelly's Colony certificate, and patented to Rowell Miller June 6<sup>th</sup> 1857. Said lands lie 3/4 mile North West of Wadswell.
- (320) Also three hundred & twenty acres adjoining said tract, and patented to said Miller.

Purchasers required to give note with approved Security & Mortgage to secure the Purchase Money

M. J. Moore  
Administrator  
Dallas March 5<sup>th</sup> 1868 By Kendall & Ault  
Attys

## TO ALL WHOM IT MAY CONCERN.

You are hereby notified, to be and appear before the County Court of Dallas County, in the State of Texas, at the next term thereof, to be held for probate and other like purposes, at Dallas in said county, at the Court House thereof, on the last Monday in September instant, (the same being the 28<sup>th</sup> day thereof,) then and there to show cause, if any you have, why Letters of Administration should be granted to

The Estate of Rowell Miller

late of said county, deceased, should not be granted to M. J. Moore who has this day filed with me his application in terms of law, praying that the same may then and there be done. This 17<sup>th</sup> day of

September A. D. 1868

J. J. Jones

Clerk of the County Court of Dallas County, Texas.

Herald Print, Dallas, Texas.



State of Texas } In The Probate Court  
County of Dallas } Oct Term 1866

To the Honorable J. Ellis Combs, Chief Justice  
of Dallas County

Your petitioner A. J. Witt who resides in  
said County State aforesaid Most respectfully represents  
unto Your Honor, that heretofore, to wit, on the \_\_\_\_\_ day of  
1863 his wife Harriet Witt departed this life  
intestate in said County leaving \_\_\_\_\_ children who are  
now living; that at the time of her death she and your  
petitioner were seized and possessed of property real,  
personal and mixed in said Dallas County to the probable  
value of Thirty nine Hundred or Four Thousand Dollars

Petitioner further says that the accompanying paper  
marked X contains a full, fair & complete inventory and  
appraisement of the Community property of petitioner  
and his said wife at the time of her death and he  
prays that the same be taken and recorded as in cases  
of administration and that your Honorable Court  
grant him the right to manage & control and dis-  
pose of said Community property both real and  
personal in such manner as to him may seem  
best for the interest of said Estate & in doing and  
being said with regard to the same in the same man-  
ner as during the life time of his said wife, and as  
in duty bound he will ever pray, &c.

A. J. Witt  
By R. S. Gray  
Atty

State of Texas  
County of Dallas

In Probate Court  
Jan Term AD 1869

To the Hon Probate Court of Dallas County

Says Your Petitioner M J Moore who is the administrator of the estate of Russell Wilkes Deed late of said County, respectfully represents unto your honor that said decedent Wilkes left no child or children, that there is no debt due said estate within the knowledge of your petitioner.

Petitioner therefore asks that the Homestead (6/10) of 2 1/2 acres as set out in his inventory, be set aside to Arantilla Wilkes (Widow of said Russell) and that the 2 1/2 acres or said inventory, be set aside near the Homestead, in case at will in lieu of other granted articles, and that such sum be allowed her for her widow's maintenance as the Court may deem proper and right.

And as in duty bound or  
Kendall's Ault  
Atty for Moore

✓  
A. J. Witt  
To the Petitioner  
Chief Justice

Filed October 27<sup>th</sup> 1866  
Geo. P. Shuman Clerk

Approved Oct 27<sup>th</sup> 1866

J. Ellis Coonley  
Clerk

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Inventary & appraisement of the Estate of Beumell-  
Wilkes Deed lots of Dallas County -

The Common property of the said Beumell Wilkes  
& Wife Avarilla Wilkes is as follows to wit:

N<sup>o</sup> 1 Homestead 6/10 of an acre Situated in the Town  
of Dallas. Volued at \$300.

N<sup>o</sup> 2 2 1/2 Acres of land adjoining the Town of Dallas  
Bred by A. M. Moore to said Wilkes -

Volued at \$125.

N<sup>o</sup> 3 640 acres of land situated in  
Johnson Co transferred to said Wilkes by  
A. P. Brown.

Volued at \$300.

The State of Texas We the undersigned duly appointed  
County of Dallas and lawfully authorized Commissioners  
do hereby certify that so far as shown to us by the admin-  
istrator the above and foregoing is a true & correct inven-  
tory & appraisement of the estate, both real & personal of the  
said Beumell Wilkes dead, to the best of our judgment &  
understanding. This the day of 23<sup>rd</sup> Dec 1868

W. H. Thomas

J. C. Leavins

Commissioners

Sworn to & subscribed before me the 23<sup>rd</sup> day of  
December 1868

J. P. Jones Clerk

M 32216

M J Moon Allen  
Beumell Wilkes Ad

vs

County Judge

Petition to set aside  
allowance on

Homestead set  
aside to widows  
allowance of one  
Hundred and twenty  
three dollars in  
money or property  
widow allowed to  
take 2 1/2 acres land  
appraised at \$125  
Jan 25 1869

P. H. Rawles

Sh. Phelps

Randall & Ault



The State of Texas J. M. Moore do  
County of Dallas Solemnly swear that  
the within Inventory contains a full and  
complete list of all the property belonging  
to the Estate of Beurre Wilks Sec<sup>d</sup>. which  
has come to my knowledge since I  
have been Adm<sup>r</sup>. of said Estate  
J. M. Moore

Sworn to and subscribed before me  
this 21<sup>st</sup> day January 4<sup>th</sup> 1869  
J. S. Jones  
Clerk of said Co.

1868 216

Inventory & Appraisement  
of the estate of Beurre  
Wilks Adm<sup>r</sup>

Filed Dec 28<sup>th</sup> 1868

J. S. Jones Clerk

Approved Sec<sup>d</sup>

Dec 28<sup>th</sup> 1868

J. M. Moore  
Adm<sup>r</sup>

Beurre Wilks

The State of Texas } In the Probate Court  
County of Dallas } Sept-Term 1868  
As the Hon Probate Court Dallas  
County Texas - A

Your Petitioner M J Moore  
who resides in Dallas County Texas respectfully  
represents that hereinafter to wit on the day  
of 1863 <sup>who was a citizen of the State of</sup> Samuel Wilson, departed this life  
intestate in the army of the Confederate States  
that the said decedent left property in this  
and other counties to the probable value of  
eight hundred dollars - that the decedent  
owns debts that are unpaid or and that  
on the last term of this court letters of  
administration were granted to one Henry  
Carr upon the condition that said Carr  
enter into bond in the sum of Eight  
hundred dollars - which he has failed  
to do -

Petitioner files herewith the petition of the executor  
McGee wife of said ~~Wilson~~ asking that he be  
appointed or permitted considered petitioner  
and that he be appointed administrator of said  
estate and as in duty bound &c

M. J. Moore  
By Kendall & Coe  
Attys



The State of Texas In Probate Court  
County of Dallas April term AD 1870  
To the Hon Probate Court of Dallas  
County granting Deeds

M J Moore Administrator of the Estate of  
Burnell Wilkes late of Dallas County Deed  
respectfully shews, that at the Court House  
door in the Town of Dallas on the 5<sup>th</sup> day of  
April Instant by virtue of an order of said  
Court passed at the term thereof he did  
as such Administrator as aforesaid, after due sale  
etc join sell upon a Order of twelve months to  
the highest bidder certain property belonging to said  
estate a full and correct account thereof is hereby  
respectfully submitted - to wit; -

(320 acres) Three hundred & twenty acres of Land lying in  
Johnson County & located by virtue of Certificate #4829.  
Sold to J. P. Moon at twenty cents per acre making  
in the aggregate the sum of \$224.00

(320 acres) Three hundred & twenty acres of Land lying in  
Johnson County Texas & located by virtue of same Certificate  
and to J. G. Kendall for the sum of twenty cents (\$206)  
per acre making in the aggregate the sum of \$227.20

Total amount \$451.20

The State of Texas In Probate Court  
County of Dallas Before the undersigned personally appears M J  
Moore Administrator of the estate of Burnell Wilkes  
Deed who being duly sworn deposes and says that the foregoing  
is a true & correct account of the sale made by him of certain property  
of certain property belonging to said estate at the time aforesaid  
by virtue of the order of said Court -  
Given to me by J. P. Jones on the 25<sup>th</sup> day of April 1870 M. J. Moore Administrator  
J. P. Jones Clerk

No 32516

M. J. Moore  
County Judge

Filed Sept 17

1868  
L. S. Jones clk

Petition granted  
Sept. 28<sup>th</sup> 1868  
A. Bledsoe  
County Judge  
D. C. Co

State of Texas In Probate Court October Term  
County of Dallas AD 1870

Additional Inventory of the Estate of  
Russell Wilkes Deed. Co. of Dallas County  
Texas -

(320 Acres) Three hundred and twenty acres known  
as the Hanna Wicker Survey. Situated in  
Johnson County Texas - Appraised at \$

We the undersigned duly appointed Com-  
missioner do hereby certify that the as far as we  
shown to us by M J Moon administrator of the  
Estate of Russell Wilkes Deed. the above and four  
going is a correct Inventory, and appraisement of  
the above described property to the best of our  
knowledge and understanding -

Sworn to & subscribed before me this  
the day of AD 1870

Commissary

The State of Texas Before me C. Y. Koons clerk of the  
County of Dallas District Court personally appeared M J  
Moon Admin of the Estate of Russell Wilkes Deed. Co. of Dallas Co  
Deed who being duly sworn deposes and says, that the above  
and foregoing Additional Inventory, of the above described property  
is correct. That the same was discovered as belonging to  
said estate after the filing of his original Inventory -  
Sworn to & subscribed before me this 27<sup>th</sup> day of October AD 1870  
C. Y. Koons clk Dist Ct  
M. J. Moon  
Administration of  
Russell Wilkes Deed

1032 216

M. J. Moon Admin  
Russell Wilkes Deed  
1032 Sole Bill  
Probate Court

Filed April 25<sup>th</sup>  
AD 1871  
J. S. Jones

Clerk

Approved April the  
25<sup>th</sup> 1870

J. W. Rawlin  
County Judge

Recorded

M J Moore Administrator of

Dr  
 6/10<sup>ths</sup> Home land 6/10 of an acre situated in the  
 Town of Dallas appraised at \$300.00  
 2/2 " Two acres + a half land adjoining the Town of  
 Dallas appraised at 125.00  
 640 " Six hundred forty acres land in Johnson  
 County appraised at 300.00  
 \$725.00

No Claims due estate  
 Property in hands of admn 640 acres land \$300.00  
 Claims against estate accepted by Administrator  
 On Note due Wm C Woodliff for \$25.00  
 " " " M J Moore " 30.00  
 Atty fees Kendall & Co. 50.00  
 Amt paid for Year 1868 3.00  
 " " " 1869 4.40  
 " " " Carpenter <sup>74</sup> ~~to Moore~~ 8.00  
 \$773.30

M J Moore Admin  
 Rural Mills Ave  
 103  
 Additions Inventory &  
 Appraisement

000 216



to Estate of Russell Miller Decd. Annual Account of

To Homestead (Set aside to widow)	\$ 300.00
Two + one half acres (2 1/2) <sup>taken by Miller in San Francisco 1845</sup> land near Dallas	125.00
Six hundred forty acres land in Johnson Co	300.00
	\$725.00

The State of Texas  
County of Dallas

To the Hon Probate Court of Dallas County  
The undersigned M. J. Moore, Administrator of Russell Miller Decd respectfully represents that the above and foregoing is a true and correct condition of the said estate, so far as he is aware. And he further represents that there are other claims due from the estate that have not been presented, and that <sup>they</sup> only remains six hundred forty acres of land in his hands. And that in his judgment the same should be sold for the payment of the debt expenses of Administration &c and he therefore asks that this Court grant him an order to sell the same at Dallas, as the Executor of his said decd. according to law &c. And as in Duty bound &c

M. J. Moore  
Administrator

Seen & admitted before me this  
1st day of March 1857  
J. J. Jones Clerk

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M. J. Worn

Administrator

Burwell W. who decd

10<sup>th</sup> mo

County Judge

Annual Shaving

Friday March 1<sup>st</sup> 1870

Approved J. J. Jones  
clerk

March 1<sup>st</sup> 1870

and Sale ordered by

order of land in Johnson

Co. to be sold at the

Court house in the town

of Dallas the first Tuesday

in April 1870

J. M. Rawlins  
S. C. Phelps

Done

The State of Texas } In the Probate Court  
County of Dallas } 5th Term 1868

To the Hon Probate Judge Dallas  
County Texas;

Your petitioner, M. J. Moore  
who resides in the County of Dallas and  
State of Texas, respectfully represents, that  
heretofore to wit; Bismel Wilkes who was  
a citizen of Dallas County Texas, departed  
this life intestate in the Army of the Confed-  
erate State; that he left property at his  
decease in this and other Counties to the  
probable value of about One thousand  
dollars; that the deceased owes debts which  
are unpaid.

Therefore your petitioner prays that he be  
appointed Administrator of the Estate of  
the said Wilkes,

And he will ever pray &c  
M. J. Moore

1868-216

M. J. Moore

County Judge

County Judge

Filed Sept 17th

1868  
M. J. Moore



The State of Texas } The Averilla McCoy  
County of Dallas } formerly Averilla Wilkes  
wife of Binzel Wilkes de-  
ceased, and her husband Gran McCoy do here-  
by agree that M. J. Moore, who has filed a  
petition in the Probate Court of Dallas County  
to administer upon the Estate of the said  
Binzel Wilkes deceased, shall be the admin-  
istrator on said Estate, provided the Hon-  
orable Court shall deem it proper to  
appoint him such administrator.

And we hereby waive any and all rights  
that we may have to administer on said  
Estate in favor of the said M. J. Moore,  
Witness our hands, This the 15<sup>th</sup> day of  
June 1866.

Gran McCoy  
Averilla McCoy  
By J. G. Kendall Atty