

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

Case Number 2935

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-FILMED BY DALLAS GENEALOGICAL SOCIETY - 1978

#2935

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EXECUTOR'S BOND.

The M. F. Exline Co., Manufacturing Stationers, Dallas

THE STATE OF TEXAS,
COUNTY OF DALLAS.

ESTATE OF

Ellis D. Easton Deed
1247

Know All Men by These Presents, That we,

as Principal, and

and

as Sureties, are held and firmly bound unto the County Judge of said County of Dallas, and his successors in office, in the sum of _____ Dollars;

conditioned that the above bound

been appointed shall well and truly perform all the duties required of him under said appointment.

WITNESS our hands and seals, this _____ day of _____

190

[SEAL]

[SEAL]

[SEAL]

I DO SOLEMNLY SWEAR that the writing which has been offered for probate, is the last will of

Ellis D. Easton deceased, so far as I know or believe; and that I will well and truly perform all the duties of Executor of said will of *Ellis D. Easton*

Sworn to and subscribed before me this _____ day of _____

day of

July 1908
Jack M. Gaston
County Clerk, Dallas County, Texas.

By

R. H. Lee

Deputy.

Notice of Application for Probate of Will and Letters

THE STATE OF TEXAS

To all Persons Interested in the Estate of *Ellis D. Easton* Deceased:

Amie M. Easton has filed in the County Court of Dallas County, State of Texas, an Application for the Probate of the last Will of said *Ellis D. Easton*

deceased, and for Letters Testamentary, which Application will be heard and acted upon by said Court, at the next term thereof, to be held at the Court House

in the City of Dallas, County of Dallas, State aforesaid, and commencing on the First Monday in

July A. D. 1908, at which time and place all persons interested in said estate shall appear and contest said Application should they desire to do so.

WITNESS JACK M. GASTON, County Clerk of Dallas County, Texas.

Given under my hand and seal of said Court, at office in the City of Dallas, this *29* day of *Nov* A. D. 1907

JACK M. GASTON,

County Clerk, Dallas County, Texas.

By

R. H. Lee

Deputy.

FILMED BY DALLAS GENEALOGICAL SOCIETY - 1978

¹²⁸
Original
No. 4247

In the County Court

ESTATE OF
Ellis D. Gaston
Deceased

Notice of Application for Probate of
Will and Letters

ISSUED

This 29 day of Nov A. D. 1977

JACK M. GASTON,
County Clerk

By R. H. Lee Deputy

(8-75)

SHERIFF'S RETURN

CAME TO HAND The 30 day of Nov A. D. 1977, and ex-
cused the 30 day of Nov A. D. 1977, by posting up three copies
of this Writ at three public places in Dallas County, one of which was at the Court House door
of said County, and no two of which were in the same town or city.

A. J. Ledwith

Sheriff Dallas County

By M. M. Colman Deputy

Posting 3 Copies 309

No. 4247

COUNTY COURT,
DALLAS COUNTY
Gath
EXECUTOR'S ~~BOND~~

ESTATE OF
Ellis D. Gaston
Deed

Filed Dec 10 1978
Jack M. Gaston
S. B. SCOTT, Clerk

By R. H. Lee Deputy

Approved this _____ day of _____ 1978

County Judge, Dallas County

(537)

FILMED BY DALLAS GENEALOGICAL SOCIETY - 1978

PROOF OF WILL

No. 4247

PROOF OF WILL

THE STATE OF TEXAS, ESTATE OF
County of Dallas Ellis D. Easton Deceased

Proof of Last Will and Testament of Ellis D. Easton Deceased
R. V. Mooney

This day personally appeared in open Court who, being duly sworn as a witness in the above entitled matter, and examined on behalf of the applicant to

prove said Will, says: I was well acquainted with Ellis D. Easton deceased, during his lifetime; I knew the above decedent for about four years before his death; the signature of the said deceased to the instrument now shown to me, and offered for probate

as his last Will and Testament, filed in this Court on the 27th day of November A.D. 1907 and bearing date on the 29th day of April A.D. 1907, was made by the deceased

on said last named date at Dallas Texas in presence of myself R. V. Mooney and D. A. Frank

the other subscribing witness; all of said witnesses being over the age of fourteen years. At the time of the making of said Will the testator was of sound and disposing mind and memory, and he declared the said Will so made by him to be his Last Will and Testament, and I thereupon signed my name as a witness,

together with D. A. Frank, each at the request of the said testator, in his presence and in the presence of each other. The said deceased at the time of the execution of said

decedent was Over 50 years of age; the said Ellis D. Easton departed this life on the 16th day of November A.D. 1907

about Seven months after making said Will, in the County of Dallas in the State of Texas, where and at which time his residence and

principal estate was situated.

R. V. Mooney

Sworn to and subscribed before me this 24 day of July A.D. 1908, in open court.

James M. Easton Clerk
County Court Dallas County, Texas.

By R. H. Lay Deputy

FILMED BY DALLAS GENERAL LOGICAL SOCIETY - 1978

LOGICAL SOCIETY - 1978

No. 4247

PROOF OF WILL

THE STATE OF TEXAS

County of *Dallas*

January Term, 1908

ESTATE OF

Ellis D. Easton

Deceased

FILED

The *24* day of *July* A.D. 1908

AND RECORDED

The _____ day of _____ A.D. 1908

in the Probate Minutes of

County, in Volume _____ Page _____

Jack M. Easton
County Clerk

By *R. H. Lee* Deputy

(108-376)

THE STATE OF TEXAS, "
COUNTY OF DALLAS. "

KNOW ALL MEN BY THESE PRESENTS, that I, Ellis D. Easton, of the County of Dallas, State of Texas, being of sound and disposing mind and memory and being desirous of settling my worldly affairs while I have strength to do so, do make this my last will and testament, hereby revoking all others heretofore by me made.

1. I desire and direct that my just debts be paid out of my estate by my executrix hereinafter appointed.

2. It is my will and desire that all of the property, both real and personal, which I own or may die seized and possessed of, after the payment of all my just debts, together with all the expenses incident to the probating of this will, shall pass to and vest in fee-simple in my beloved wife, Annie Mason Easton; and after the payment of all my just debts, I give, bequeath and devise to my beloved wife, Annie Mason Easton, the remainder of all the property I may own or be interested in at the time of my death in fee-simple, to manage, sell or dispose of as she may wish or see proper.

3. And I hereby constitute and appoint my beloved wife, Annie Mason Easton, executrix of this my last will and testament, and direct that no bond or security be required of her as executrix.

4. It is my will that no other action shall be had in the county Court in relation to the settlement of my estate than to probate and record this will and to return an inventory, appraisement and list of claims of my estate.

IN TESTIMONY WHEREOF, I have hereunto set my hand this the

29th day of April

A. D. 1907.

Ellis D. Easton

Signed, declared and published by Ellis D. Easton as his last will and testament, in the presence of us, the attesting witnesses, who have subscribed our names hereto in the presence of the said Ellis D. Easton at his special instance and request this the 29th day of

April

A. D. 1907.

D. A. Frank

R. V. Mooney

No. 4247

In Re Estate of Ellis D. Easton, deceased.

THE STATE OF TEXAS,
County of Dallas.

In the County Court of
Dallas County, Texas.

To the Honorable County Court in and for said County:

Your petitioner, Annie Mason Easton, shows to the court that she is the surviving wife of Ellis D. Easton, deceased, and that she resides in the County of Dallas and State of Texas.

That Ellis D. Easton was the husband of your petitioner at the time of his death, and he died on the 16th day of November 1907, in Dallas County, Texas, which was at and before the time of his death the place of his residence. That said Ellis D. Easton, on the 29th of April 1907, made a written will, which was his last will and testament, and the original of which is herewith filed and hereby referred to and made a part hereof. That at the time of making said will said Ellis D. Easton was over twenty one years of age, was the husband of your petitioner and was of sound mind. That said Ellie Easton left an estate of the reasonable value of Four Thousand Dollars, all of which is situated in Dallas County, Texas, consistS principally of real estate, and by the terms of said will, after his just debts shall be paid, was willed and bequeathed to your petitioner. That in said will your petitioner was constituted and appointed executrix thereof and the testator directed thereby that no bond or security be required of her as such executrix, and that no other action should be had in the County Court in relation to the settlement of the estate of the deceased than to probate and record said will and to return an inventory of the appraisal and list of claims of the estate of deceased. That said will was duly executed by the testator and witnesses by B. A. Frank and R.V. Mooney, and was a valid will and same was never revoked by the testator.

That your petition is not disqualified by law in qualifying as executrix.

Wherefore your petitioner prays that citation be issued to all parties interested in said estate, as required by law, and that said will be established as the last will and testament of deceased and be admitted to probate, and that such other and further orders be made as the court may see proper.

Smith & Gossett

Attorneys for Annie Mason Easton.

FILED BY DALLAS GENEALOGICAL SOCIETY - 1978

No. 424-7

In Re Estate of Ellis D.
Easton.

Original application to
Probate Will.

FILED

NOV 25 1978

JACK W. EASTON, Clerk

[Signature]

[9-4951]

FILED BY DALLAS GENEALOGICAL SOCIETY - 1978

No. 4247.

In the matter of the
Estate of
Ellis D. Easton, deceased.

Pending in the County Court
of Dallas County, Texas,
Sitting for Probate.

Now come J. E. Lett, J. D. Robinson and J. D. Aldredge, heretofore appointed appraisers of the estate of Ellis D. Easton, deceased, and comes also Annie M. Easton, surviving wife and executrix of the will of Ellis D. Easton, deceased, and file the following

INVENTORY AND APPRAISEMENT
OF THE ESTATE OF ELLIS D. EASTON, Deceased.

All those certain lots, tracts and parcels of land lying and being situated in the city and County of Dallas and State of Texas, and more particularly described by lots and blocks respectively as follows, to-wit:

✓ All of lots 94, 95, 96, 97, 98 and 102, of Block 887-F, according to the official map of the city of Dallas, and being block F of Sanger Bros.' Employees Loan & Savings Association addition to the city of Dallas, Texas, a copy of which addition is of record in Book 88, pages 451 and 452 of the record of deeds of Dallas County, Texas. ✓ On said lot 102 there was at the date of the death of Ellis D. Easton unpaid upon the purchase money thereof the sum of three notes, each for One hundred twenty five Dollars (\$125.00), payable in one, two and three years after their date, which is the 10th day of June 1907;

And said lot 94, with the improvements thereon, we appraise at. \$800⁰⁰/₁₀₀

✓ And said lot 95, with the improvements thereon, we appraise at \$800⁰⁰/₁₀₀

And said lot 96, with the improvements thereon, we appraise at \$1200⁰⁰

And said lot 97, with the improvements thereon,
we appraise at

\$1200⁰⁰/_{xx}

And said lot 98, with the improvements thereon,
we appraise at

\$1300⁰⁰/_{xx}

And said lot 102, upon which there are no improve-
ments, which exclusive of the unpaid purchase money, we
appraise at

\$550⁰⁰/_{xx}

Also of lot 108, in Block 886-E, according to the
official map of the city of Dallas, which is Block E of
Sanger Bros.' Employees Loan & Savings Association addi-
tion to the city of Dallas, which said Lot - 108, with
the improvements thereon, we appraise at

\$1350⁰⁰/_{xx}

Also the following lots, tracts or parcels of land sit-
uated in the City and County of Dallas and State of Texas,
and being all of lot 101 in Block 887-F according to the offic-
ial map of the City of Dallas, and being in Block F of Sanger
Bros.' Employees Loan & Savings Association addition to the
City of Dallas and lot 51 in Block 884-D of the official map
of the City of Dallas, it being Block D of Sanger Bros.' Em-
ployees Loan & Savings Association addition to the City of
Dallas as aforesaid, upon which said lots 101 and 51 there was
of the
unpaid purchase money thereof at the time of the death of the
said Ellis D. Easton, one note in the sum of \$400.00, and which
said note has, since the death of said Ellis D. Easton, been
by his surviving wife, Annie M. Easton, paid off and discharged,
and which said lot 101 we appraise at

\$350⁰⁰/_{xx}

\$450⁰⁰/_{xx}

And the said lot 51 we appraise at

In addition to the above real estate there was household
and kitchen furniture left by deceased, which we appraise at \$300⁰⁰/_{xx}
We also find the deceased had cash in bank at the time of
his death, of the sum of \$204.92

The deceased, Ellis D. Easton, at the time of his death,
had insurance upon his life, payable to his wife, Annie M. Easton,

as follows:

In the New York Life Insurance Company in the sum of \$1000.00 upon which there was an indebtedness owing by Ellis D. Easton in favor of said Insurance Company at the time of his death, of \$287.00.

In the Equitable Life Assurance Society in the sum of \$2000.00, upon which there was due to the company upon a loan made by said Ellis D. Easton, at the time of his death of the sum of \$300.00, the net amount of these policies, after deduction of the loans, which we are advised have been paid to Mrs. Annie M. Easton, beneficiary, is \$2433.00

One promisory note or due bill, payable to the order of E. D. Easton and made by E. Limbocker, in favor of the deceased, which we appraise at. \$100.00

There are no other claims known to us in favor of the estate and there are no debts so far as we know owing by Ellis D. Easton at the time of his death, other than the vendors liens hereinabove referred to, except the expenses of his last sickness, which have been paid by his surviving wife with the exception of bills of physicians, not yet presented.

RECAPITULATION.

All of the above property we are informed and understand was community property of the deceased, Ellis D. Easton, and his wife, Annie M. Easton. We therefore appraise the estate of Ellis D. Easton upon that basis, under the following,

Recapitulation.

Total value of one-half interest in all the above entitled real estate.
Total value of one-half of all cash on hand,
Total value of one-half interest in all the household and kitchen furniture,
Total value of one-half interest in said due bill or note.

\$ 4000⁰⁰
152.68
150⁰⁰
50⁰⁰
\$4352⁴⁶

Grand total of the entire estate of Ellis D. Easton,

We do not estimate the life insurance as any part of the estate as we are advised that as it was payable to his wife and it formed no part of the estate of Ellis D. Easton, deceased.

J. E. Lett
J. D. Aldredge
J. D. Robinson

THE STATE OF TEXAS,
County of Dallas.

I, Annie M. Easton, executrix of the above named Estate do solemnly swear that the foregoing is a true, full and complete Inventory of all the property, real and personal, belonging to said Estate that has come to my knowledge.

Annie M. Easton

Sworn to and subscribed before me, this the 10 day of

July

A. D. 1908.

Jack M. Easton Clerk,
County Court.
By *R. N. Lee* Deputy.

THE STATE OF TEXAS,
County of Dallas.

Before the undersigned authority, this day personally appeared J. E. Lett, J. D. Robinson and J. D. Aldredge, Appraisers of the above named Estate, heretofore appointed by the Court, and each being duly sworn, says that the above and foregoing is a just and true Appraisal of the property pointed out to them, as belonging to said Estate.

J. E. Lett
J. D. Aldredge
J. D. Robinson

Sworn to and subscribed before me, this the 10 day of

July

A. D. 1908.

Jack M. Easton Clerk County Court.
By *R. N. Lee* Deputy.

No. 4247

In the matter of the
Estate of

Ellis D. Easton, deceased.

INVENTORY AND APPRAISMENT.

FILED

FEB 10 1908

JACK M. BILSTON, County Clerk.

By *[Signature]*

Feb 10. 08.

*Examined and
approved
Hiram Shively*

6/6

FILED BY DALLAS GENEALOGICAL SOCIETY - 1978

No. 4247.....

In the Matter of the Estate of
Ellis D. Easton, deceased.

On this the 24th day of January 1908 came regularly on to be heard the application of Annie Mason Easton, surviving wife of Ellis D. Easton, deceased, to probate the will of the said Ellis D. Easton, deceased, and it appearing to the court that all due and legal notice required by law has been given of said application, and it appearing to the court that the said Ellis D. Easton died on the 16th day of November 1907, in Dallas County, Texas, and that the applicant, Annie Mason Easton, is his surviving wife, and that the will offered for probate is the last will and testament of the said Ellis D. Easton, deceased, and at the time of executing said will said Ellis D. Easton was over twenty one years of age and was married to applicant, and that he was of sound and disposing mind and memory, and that he left an estate, consisting principally of real estate situated in the County of Dallas and the State of Texas, and that citation has been served and returned in the manner and for the length of time required by law, and that the said Ellis D. Easton, the testator, executed the will now here produced and that D. A. Frank and R. B. Mooney, each being over twenty one years of age, subscribed their names thereto as attesting witnesses in the presence of each other and in the presence and at the request of the said Ellis D. Easton, and that said will was executed by said Ellis D. Easton, deceased, with all the formalities and solemnities and under the circumstances required by law to make it a valid will, and that the same is the valid last will and testament of said Ellis D. Easton, deceased, and that it was never at any time revoked by the said Ellis D. Easton, the testator.

It is therefore ordered, adjudged and decreed that the said last will and testament of Ellis D. Easton, deceased,

dated the 29th of April 1907, and now produced in open court,
be, and the same is, hereby established as the last will and
testament of said Ellis D. Easton, deceased, and that the
same be and is hereby probated and ordered of record, and it
appearing to the court that by the terms of said will, Annie
Mason Easton, surviving wife of Ellis D. Easton, deceased, is
appointed executrix of said will, and that by the terms of
said will no bond or other security was to be required of her
and no action taken by the probate court, or any other court,
with respect to said estate, except probating and recording
of said will and the return of inventory and appraisal and list
of claims.

It is therefore ordered, adjudged and decreed that the
said Annie Mason Easton be, and she is, hereby appointed in-
dependent executrix of said will upon her taking the oath re-
quired by law, and that no bond or security be required of
her and that this court take no further action ^{in respect} to
said estate, save and except ^{as} in said will provided, to require
an inventory and appraisal of said estate and list of claims
and *J. H. Lott* and *J. D. Robinson* and *J. D. Aldridge*
are hereby appointed appraisers of said estate and directed
to report to this term of the court an inventory of all of
the property belonging to said estate, both real and personal,
together with an appraisal of the value thereof.

It is further ordered that said will, and the application
for the probate thereof be duly recorded by the clerk as the
law requires.

#4247
In Matter of
Probate of will
of Ellis L. Easton
Decedent.

Decree of Probate

OK,
H. A. Kinley
Clerk

(W-100)