

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

Case Number 1041

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

# 1041

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THE STATE OF TEXAS.

To all Persons Interested in the Administration of the Estate of

*S. A. Hammerly* deceased.

*Caroline Hammerly* has filed, in the County Court of Dallas County, an Application for the Probate of the last Will of *S. A. Hammerly* deceased, and for Letters Testamentary

which will be heard at the next Term of said Court, commencing on the *fourth* Monday in *May* A. D. 188*7*, at the Court House, in the City of Dallas, at which time all persons interested in said Estate may appear and contest said Application if they see proper.

WITNESS *W. M. C. HILL*, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court, at office in the City of Dallas, this *5* day of *May*

A. D. 188*7*.

*W. M. C. HILL*, County Clerk Dallas Co., Texas.

By *James H. King* Deputy.

No 1058 County Court Dallas County  
 Estate of J. A. Hammerly } State of Texas  
 J. A. Hammerly } Pleading in Probate

To the Honorable the Judge of said Court

W. Corvus Henry Noetzli who resides in the County of Dallas and State of Texas and represents to the Court that, the paper purporting on its face to be the last will and testament of J. A. Hammerly deceased dated the 12<sup>th</sup> day of September 1884 witnessed by L. D. Douglas and G. W. Danover and filed in the above entitled cause on the 5<sup>th</sup> day of May 1887 by Caroline Hammerly the Testatrix named therein together with her petition for the probate thereof and Letter Testament on said estate, is not the last will and testament of the said decedent but that said decedent did on about the 22<sup>nd</sup> day of September 1887 make and publish another his last will and testament then by the terms whereof he the said testator revoked all former will by him at any time before made that his said last named will is attested by R. D. Clough and W. J. Brown and the same were read - that by the terms of his said last will said decedent nominated and appointed the said Henry Noetzli to be the executor thereof who has heretofore

original  
 No. 1058 32  
 COUNTY COURT.

ESTATE OF

J. A. Hammerly

Deceased.

Notice of Application for Probate of Will and Letters

Issued this 5<sup>th</sup> day of May 1887.

W. M. C. HILL, County Clerk.

By J. B. Stansbury, Deputy.

SHERIFF'S RETURN.

Came to hand the 5<sup>th</sup> day of May 1887 and executed the 5<sup>th</sup> day of May 1887 by posting up three copies of this writ in three public places in Dallas County, one of which was the Court House door of said County.

By W. M. Hill, Sheriff, Dallas County.

By J. B. Stansbury, Deputy.

A. B. Adreze & Co., Stationers and Book Printers, Dallas, Texas.

3 copies of 32

On to wit the 16<sup>th</sup> day of May 1887 filed said  
 last named will in the office of the Clerk of  
 His Honorable Court together with his  
 petition for the probate thereof and for  
 letters testament on said estate

Whereupon the said Henry Woetzi  
 files his objection to the probate  
 of said first will of said decedent  
 which is filed in this case  
 No 1058

Henry Woetzi  
 Per R.D. Conaghanour Atty

No 1058  
 Estate of

Henry  
 S A Hammond  
 deceased

Probate of  
 Henry Woetzi  
 to the

Probate of will

Filed Sept 30 1887

W. M. O'Brien  
 Atty

The State of Texas } I S. A. Hammerly of said  
County of Dallas } County of Dallas, being of  
sound and disposing mind and memory,  
and being desirous to settle my worldly affairs  
while I have strength so to do, do make this  
my last will and testament hereby revoking  
all others heretofore by me made.

Item 1<sup>st</sup>. I give, bequeath and devise to my  
beloved wife, Caroline Hammerly, all of my  
property both real and personal wherever  
and whatever it may be of which I may die  
seized and possessed or to which I may be  
entitled at the time of my death.

Item 2<sup>nd</sup>. I hereby constitute and appoint  
my beloved wife, Caroline Hammerly, sole  
Executrix of this my last will and Testament,  
without bond, and direct that no further  
action be had in the probate Court than  
to probate and record this will and to  
approve and receive an inventory of my  
Estate.

In testimony whereof I have hereunto set  
my hand this 12<sup>th</sup> day of September, 1884  
I. A. Hammerly

Signed, declared and published by S. A.  
Hammerly as his last will and testament  
in the presence of us the attesting witnesses  
who have hereunto subscribed our names in  
the presence of each other and in the presence  
of the said S. A. Hammerly at his special  
instance and request this September 12, 1884.

Witness

L. D. Douglas. G. M. Danovos

Last Will and Testament  
of  
S. A. Hammeley.

Dated May 5<sup>th</sup> 1887  
W. M. Keith test.  
By F. S. Hughes G.

State of Texas } In County Court  
County of Dallas } of said County  
May Term 1887

In the Hon B G Bower Judge of the  
County Court - in - Probate sitting

Your petitioner Caroline Nammerly  
who resides in the County of Dallas State  
of Texas - would respectfully represent that  
heretofore - to - in or about the day  
of April A D 1887 one J. A. Nammerly died  
in this County and State, after having  
just made and published his last will  
and testament - which is herewith presented  
to the Court, Your petitioner states that  
said Nammerly was a resident of this  
County - up to the time of his death, and  
that at the time of his death of the  
probable value of Two thousand dollars  
in lands lying in the City of Dallas  
County State aforesaid - that by said will  
he appointed your petitioner his executor -  
and that your petitioner is not disqualified  
by law from accepting letters on said estate  
and decedent that she qualify without  
giving bond and said decedent further  
provided that no further action be had in  
the Probate Court, than to probate and  
record his said will - and to appraise  
and report an inventory of his estate

Wherefore petitioner prays that Peti-  
tion be had herein and that no proof



of the due execution of said will, that  
it be admitted to probate and record  
and that your petition be permitted to  
qualify as executor - and that such  
further action be had as deemed by  
said testator in regard to his estate &  
the will ever pray &c

Hammons & Mead  
Attys for Petitioner

1058

Estate of S. R. Hammon

Application of  
Caroline Hammon  
to probate will and  
for lites testimony

Filed May 5 1887

W. C. Hammon  
By Attorney