

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

Case Number 2190

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2190

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Community Estate of
A.D. McNutt, deceased &
Mrs. E.L. McNutt, His Surviving
Widow and Community Administratrix.

No. 2890

JW Probate.

November 10th, A.D. 1900.

This day came on for examination and approval the inventory, appraisement and statement of claims of the property of the above named community estate, *together with the bond of said surviving* and the same being presented to the Court in term time, and the same having been examined by the County Judge of Dallas County, Texas, and found in all things correct and in terms of the law:

Therefore, it is now by the said Court ordered, and so adjudged and decreed that the said inventory and appraisement of the community estate of A.D. McNutt, deceased, and Mrs. E.L. McNutt, his surviving widow and community administratrix, be and they are hereby approved and recorded at length in the minutes of this Court, *And* that the bond of the said Mrs. E.L. McNutt, as community administratrix, now presented and tendered herein for approval, be, and the same is, hereby approved. (the same being found in terms of the law, for the requisite amount, and with John R. Dunn and James Stanger, solvent persons, as sureties thereon) And the same shall be recorded at length in the minutes of this Court.

And it is now further by the Court ordered that the said Mrs. E.L. McNutt, surviving widow of A.D. McNutt, and community administratrix of said estate, be, and she is, authorized and empowered, as such survivor, to control, manage and dispose of the property of said community estate, in accordance with law and from henceforth she shall, without further action in this Court, have the right to control, manage and dispose of such community property, real or personal, in such manner as may seem best for the interest of the said estate, and of suing and being sued with regard to the same.

And a certified copy of this order of appointment shall be evidence of the qualification and rights of Mrs. E.L. McNutt, as such survivor and community administratrix.

County of Dallas

State of Texas

County of Dallas

State of Texas

November 10th A.D. 1900.

Produce.

No. 2890

No 2890

Comm. of State
J. C. McDonald
vs.
J. C. McDonald

That the undersigned Judge of the County of Dallas, State of Texas, do hereby certify that the following is a true and correct copy of the original of the record of the said case, as the same appears in the records of the County of Dallas, State of Texas.

J. C. McDonald
vs.
J. C. McDonald
11/10/00

The undersigned Judge of the County of Dallas, State of Texas, do hereby certify that the following is a true and correct copy of the original of the record of the said case, as the same appears in the records of the County of Dallas, State of Texas.

And it is now further ordered that the County Clerk be authorized and empowered to execute and deliver the same as directed and authorized and empowered, and to be in full force and effect until the order of this Court be otherwise ordered.

And it is now further ordered that the County Clerk be authorized and empowered to execute and deliver the same as directed and authorized and empowered, and to be in full force and effect until the order of this Court be otherwise ordered.

Community Estate of
A.D. McNutt, Deceased, &
Mrs. E.L. McNutt, His Surviving
Widow & Community Administratrix.

No. 2890 Probate.

November 9th, A.D. 1900.

This day in open Court came on for consideration by the Court, the Application of Mrs. E.L. McNutt, widow, a resident citizen of Dallas City and County, Texas, ^{her late husband} to be appointed community administratrix of the community estate of her late husband, A.D. McNutt, deceased, and said Application being presented to County Judge of Dallas County, Texas, and the same being found in due form of law, and it appearing therefrom that the said A.D. McNutt heretofore died intestate, leaving the applicant, Mrs. E.L. McNutt, as his surviving widow, and leaving three minor children of their marriage, and leaving ~~the~~ community estate between them:

And it further appearing to the Court that Mrs. E.L. McNutt, surviving widow of A.D. McNutt, deceased, is entitled now to be appointed Community Administratrix of their community estate, and that this Court has jurisdiction in the premises:

Therefore, it is now by the ^{Court} ~~said County Judge~~ ordered, and so adjudged and decreed that J.J. Collins and C.H. Wisdom and Judson Mercer, resident citizens of Dallas County, Texas, competent and disinterested persons, be and they are hereby appointed appraisers to appraise the property of the said community estate of A.D. McNutt, deceased, and the applicant Mrs. E.L. McNutt, his surviving widow, and any two or more of said appraisers, with the assistance of said survivor in community, Mrs. A.D. McNutt, shall make out a full, fair and complete inventory and appraisement of such estate, to which the said survivor shall attach a list of all community debts due to said estate, if any, all of which shall be sworn to and subscribed and returned to this Court within twenty (20) days from this date, as required by law, upon which being done and approved, and upon execution and delivery of bond for the requisite amount, and in terms of the law, the said Mrs. E.L. McNutt will be appointed Surviv-

Law Offices
of
McCOMB & SPENCE

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or in Community and Community Administratrix, of the community es-
tate of her late husband, A.D. McNutt, deceased, and herself.

[Faint, illegible handwritten notes or signatures]

OK Frome copy

of the Community and Community Administration of the community as
-as shown in the report of the community as
-as shown in the report of the community as
-as shown in the report of the community as

No 2890
Community
Estate of
A.D. McArthur
Mrs E. McArthur
Survivor
as

Order 1121

P 499

Community Estate of	No. _____	Probate.
A.D. McNutt, Deceased.		In the Probate Court
Mrs. E.L. McNutt, Survivor &		- of -
Community Administratrix.		Dallas County, Texas.

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Inventory and Appraisement of the said Community Estate viz:

One policy of insurance issued to Mrs. A.D. McNutt by the German Insurance Company of Freeport, Illinois, for a sum not exceeding \$2160.00, dated January 8th, 1900, and covering the following described personal property:

\$600.00	On 150 Font of Type.
800.00	On one improved No. 2 Chicago Printing Press
125.00	On one Gordon Job Printing Press
200.00	On one 1/4 Medium Job Printing Press.
125.00	On eight sets frame racks and four cabinets.
85.00	On two paper cutters (being \$50.00 on one and \$35.00 on other.)
75.00	On Four Stones and their frames.
125.00	On the stock of stationery and paper.
<u>\$2160.00</u>	Total:- All while contained in the upper story of the two story brick metal roof building, situated on Sanborn's Map Lot No. 254 Block No. 40, Calvert, Texas."

A loss by fire ocured under said policy of insurance, and the amount of said loss, arising from the destruction by fire of the property aforesaid, has been adjusted by the said insurance Company with Mrs. E.L. McNutt at the sum of \$1700.00.

The said moneys are claimed to be community property between the said survivor and the children of her marriage with her late husband, A.D. McNutt, now deceased.

Total value of said community estate \$1700.00

STATE OF TEXAS

County of Dallas.

Before me, the undersigned authority, on this day personally appeared J.J. Collins and *Judson Mercer* two of the appraisers

heretofore appointed in the above named estate, and being by me duly sworn, they and each of them state, on oath, that the above and foregoing is a ^{full fair and complete} true and correct inventory and appraisement of the property belonging to the community estate of A.D. McNutt, deceased, and Mrs. E.L. McNutt, his surviving widow, and survivor in community, so far as the property of said estate has come to their knowledge.

J.J. Collins appraiser
Judson Mercer appraiser

Subscribed and sworn to before me by the said J.J. Collins and Judson Mercer ^{as witnesses my hand and seal of office.} this the 9th day of November, A.D. 1900.

Edward M. Browder
Notary Public Dallas County, Texas.

There are no community debts of any value whatever due or owing to the community estate of A.D. McNutt, deceased, and his surviving widow, Mrs. E.L. McNutt.

S T A T E O F T E X A S

County of Dallas.

Personally appeared before the undersigned authority on this day Mrs. E.L. McNutt, surviving widow of A.D. McNutt, deceased, and community administratrix of their community estate, who, being by me first duly sworn, upon oath states that the above and foregoing inventory and appraisement of the property of said community estate, is true and correct, ^{and is a full fair and complete}

^{inventory & appraisement of said community estate}
That there are no claims of any value whatever owing or due to said community estate, and that the above and foregoing appraisement ^{shows} fully and correctly all matters to which the same related,

Sworn to and subscribed before me by the said Mrs. E.L. McNutt this 9th day of November, A.D. 1900.

Witness my hand and official seal.

Mrs. E.L. McNutt
administratrix
Edward M. Browder
Notary Public within and for
Dallas County, Texas.

No. 2890 Probate.

Community Estate

- of -

A.D. McNutt, Deceased.

and

Mrs. E.L. McNutt

His Surviving Widow &
Community Administratrix.

Nov 10-1900
Inventory and Appraisement

of

The Property

of said

Community Estate.

Municipal court appraisement
of McNutt's real
estate
FILED Nov 1900

A. S. JACKSON, Clerk Co. Court.

By B. J. Calton
Recorded 6/90

In the Matter of the Community Estate of A. D. McNutt
and Mrs. A.D. McNutt, surviving widow.

In the Probate Court of Dallas County, Texas.

KNOW ALL MEN, that we, Mrs. E. L. McNutt, survivor in community
of the estate of her deceased husband, A. D. McNutt, as
principal, and John B. Dunn
and James Stanger as sureties, are held and firm-
ly bound unto the Hon. Kenneth Foree, County Judge of Dallas Coun-
ty, Texas, and his successors in office in the full and just sum
of Fifteen hundred dollars ^{\$1800.00}, for the payment of which
well and truly to be made, we do hereby bind ourselves, our heirs
and personal representatives:

Conditioned however, that the said Mrs. E. L. McNutt, who has
duly qualified as the administratrix of the community estate of her-
self and her deceased husband, A. D. McNutt, and as sur-
vivor in community of said estate, will faithfully administer such
community estate, and pay over one-half the surplus thereof after
the payment of the debts with which the whole of such property is
properly chargeable, to such person or persons as shall be entitled
to receive the same:

Which being done, this obligation shall be and become null and
void, but otherwise it shall remain in full force and effect.

Witness our hands this 27th day of October, A.D. 1900.

Mrs E L McNutt
Survivor in community

and Community Administratrix.

John B. Dunn
James Stanger
Sureties.

Approved and ordered filed this
day of November, A.D. 1900.

County Judge Dallas Texas.

No. 13—CERTIFICATE OF SOLVENCY OF BOND.

DORSEY PRINTING CO., Stationers, DALLAS—62200—Class 1

THE STATE OF TEXAS.

County of Robertson

I, W. W. Wilson,

Clerk of the County

Court in and for the County and State aforesaid, do hereby

certify that A. D. McNutt, John R. Dunn, and James Stanger,

whose names appear signed to the annexed bond are good and ample security for the amount therein stipulated, that they have property in said County subject to execution to a larger amount, and that if said bond was offered to me for approval, the same would be accepted and approved.

IN TESTIMONY WHEREOF, I hereunto sign my name officially, and affix

the seal of the County Court of Robertson

County, Texas, at my office in the town of

Franklin Texas, this 27th day

of October, A. D. 1900.

[L.S.]

W. W. Wilson Clerk,

County Court, Robertson Co., Texas.

By Deputy.

No. 7890 Probate

Community Estate of ~~Mrs. M. M. Nutt~~
and Mrs. ~~Ed. Nutt~~
Survivor.

Bond of Mrs. ~~Ed. Nutt~~ as Com-
munity Administratrix.

Nov 10 1900 *4000.00*
were appraised
Nutt & Nutt
Co. Prob.

FILED 9 day of
Nov 1900
A. S. JACKSON, Clerk Co. Court.

By B. J. Callaway

Recorded 2/4/22

Community Estate

- of -
A. D. McNutt, Deceased.
Mrs. *E. L.* ~~AAA~~ McNutt, Surviving Widow &
Survivor in Community.

No. _____

In Probate Court

- of -

Dallas County, Texas.

To the Hon. Kenneth Force, County Judge of Dallas County, Texas:

Your petitioner, Mrs. *E. L.* McNutt, is the surviving widow
of *A. D.* McNutt, deceased, who was her lawful hus-
band, and who died intestate in the County of Robertson, in the
State of Texas, on to-wit: the 14th day of September 1898.

And your petitioner presents this her Application to be ap-
pointed Community Administratrix, and Survivor in Community of the
Community Estate of her said deceased husband and herself, and she
respectfully shows:

(1)

That petitioner and the said *A. D.* McNutt
were husband and wife, and the said *A. D.* McNutt
died as aforesaid.

(2)

That at his death he left minor children of his marriage
with your petitioner, the names, sex, age and residence of each
child being here set out as follows:

Mary Williams McNutt a girl age 16
Alex D. McNutt a boy age 13
Florence McNutt a girl age 8

That your petitioner is now a bona fide resident citizen of
the County of Dallas in the State of Texas, having her home in the
City of Dallas, and that her said children reside with her as members
of her family.

(3)

That upon the death of your petitioner's said husband,
there was community property belonging to his estate, and there is

now a community estate between the said deceased and your petitioner in this, that certain personal property, composing the plant of the printing establishment belonging to the community estate of your petitioner and her said deceased husband ^{was} left as community property at his death, and thereafterwards your petitioner effected fire insurance covering said printing establishment and the property thereof not exceeding \$2160.00, evidenced by a certain Policy of Insurance issued by the German Insurance Company of Freeport, Illinois, of date January 8th, 1900. That thereafterwards a fire, and consequent loss, occurred under said policy, and the amount of said loss has been adjusted with your petitioner by said insurance company at the sum of \$1700.⁰⁰. That one-half of the proceeds of said insurance is claimed as moneys due to said children, as the heirs at law of your petitioner's husband, and the amount thereof is one-half the said sum so adjusted under said loss, viz: \$850.⁰⁰

That said policy of insurance is now in the possession of your petitioner at Dallas, Texas, where said insurance Company has its place of business.

Wherefore, to the end that said community moneys may be collected, and to the end that your petitioner may be appointed and qualified as Community Administratrix of the community estate of her deceased husband and herself, your petitioner now prays that appraisers be appointed to appraise the property of said community estate, and that your petitioner be then permitted to execute and file herein her Bond as survivor in community, and may thus be qualified to control, manage and dispose of all of the said community property belonging to said estate, in accordance with law.

And petitioner prays for all other and further relief, both general and special, to which she may be entitled.

Mrs E L McHutt
Surviving widow of A D McHutt
decd.
McCormick & Spence
attys for said
petitioner

No. 2890 Probate.

In the Matter of
The Community Estate

-of -

A.D. McNutt, Deceased

Mrs. A.M. McNutt

Survivor in Community.

Application
of

Mrs. A.D. McNutt
to be appointed
Community Administratrix

FILED the 9 day of
Nov 1950
A. S. JACKSON, Clerk Co. Court.

By A. B. Rawlins