

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

Case Number 2338

Dallas Genealogical Society
Founded 1955

www.dallasgenealogy.org



FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

2338

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

NOTICE OF APPLICATION FOR PROBATE OF WILL AND LETTERS.

THE STATE OF TEXAS,

To all Persons Interested in the Estate of *R. E. Burkett* Deceased:

Mary I Burkett has filed in the County Court of Dallas County, State of Texas, an application for the Probate of the last Will of said *R. E. Burkett* 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. 190*1*, at which time and place all persons interested in said Estate shall appear and contest said application, should they desire to do so.

WITNESS: A. S. JACKSON, County Clerk of Dallas County, Texas.

GIVEN UNDER MY HAND and the seal of said Court, at office in the City of Dallas, this *15* day of *June* A. D. 190*1*

A. S. JACKSON,
County Clerk, Dallas Co., Texas.
By *W. M. ...* Deputy.

42

No. 3038

COUNTY COURT.

ESTATE OF

R. C. Burke

Deceased.

Notice of Application for Probate of Will and Letters.

Issued this *15* day of *June* 190*1*

A. S. JACKSON, Clerk.

By *A. S. Jackson* Deputy.

SHERIFF'S RETURN

Came to hand the *15* day of *June* 190*1* and executed *15* day of *June* 190*1*

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.

J. J. Williams
Sheriff, Dallas County.

By *J. J. Williams* Deputy.

Jesse Williamson, Printer, Dallas.

Posting 3 Notices \$3.00

In Re }
Last will of }
R. E. Burke, dec'd } 4th County Court of
Dallas County, Texas.

Now come Mrs M. L. Burke,
Executrix, and J. L. Harris and B. F. Word,
two of the appraisers heretofore appointed
by the Court to inventory and appraise
the estate of R. E. Burke, dec'd, and
show to the Court that, in so far as they
have been enabled to ascertain, said
estate consists of the following real
and personal property, of the estimated
value set opposite each item thereof,
and that the same is community property:

Real Estate:

Lots 7 and 8 in block #789
in City of Dallas, Dallas County,
Texas, of the value of \$10,000

Personal Property:

Household and kitchen furniture
of the value of \$1,000.
One horse 100.
One serry 150.

~~Sworn to and subscribed before
me this the 29th day of August A.D.
1901.~~

J. L. Harris
B. F. Word

Sworn to and subscribed before me this the
29th day of Aug. 1901. M. L. Burke,
Executrix

List of Claims:

And Mrs M. L. Burke, Executrix,
shows unto the Court that there are
no debts due the estate of R. E. Burke.

decd, so far as she has been able
to ascertain.

Before me, the undersigned
authority, on this day personally
appeared Mrs M. L. Burke, executrix,
who, being by me duly sworn,
deposes, and says, that the above
and foregoing inventory and apprais-
ment of estate of R. E. Burke, decd,
is a full and complete inventory
and appraisement of said estate so
far as the same has come to her knowl-
edge, and that there are no debts
due the estate, so far as she knows.

M. L. Burke

Sworn to and subscribed before
me this the 29th day of August, A.D.
1901.

B. T. Seay

Notary Public, Dallas County, Texas.

Aug 30th 1901

The above inventory after having been
examined is hereby approved and ordered
to be filed & recorded as provided by law

A. D. Hudson

Special Co Judge, Dallas
Co. Texas

3038
In Re
Last will
of
R. C. Burke, Decd
Inventory and
Appraisement
of Estate

FILED Aug 30 1901

A. S. JACKSON,
Notary Public, Dallas, Tex.

By A. M. Rawlin

Recorded 6/385

FINLEY, ETHERIDGE & KNIGHT,
ATTORNEYS AT LAW
NORTH TEXAS BUILDING DALLAS TEXAS.

In re ESTATE of
R.E.BURKE, Deceased.

In County Court, Dallas County, Texas.
This 12 day of July, 1901.

On this day came on to be heard the application of Mary L. Burke for the probate of a certain instrument in writing purporting to have been executed by R.E. Burke on the 3 day of ~~June~~ ^{June} 1901, as his last will and testament, duly attested by W.L. Cabell, G.H. Crozier, J.L. Harris and A.M. Clopton as subscribing witnesses, and now produced in open court, and for letters test amentary thereon; and it appearing to the court from the record and evidence in this case that the allegations in said application are true, that citations have been duly issued, served and returned in the manner and ~~within~~ ^{within} the time required by law, and that no objection has been urged thereto; that this court has jurisdiction herein because the principal estate of said testator is located in Dallas county, Texas, and that his next of kin reside in said county; that said testator, R.E. Burke, died in the city and county of Dallas, State of Texas, on the 4th day of June, 1901; that ~~the~~ ^{said} testator executed the will presented for probate with all the formalities, solemnities and under the circumstances required by law to make it a valid will, same being properly attested by four subscribing witnesses, to-wit: W.L. Cabell, G.H. Crozier, J.L. Harris and A.M. Clopton, ^{and} the testimony of said subscribing witness, J.L. Harris, having been taken in open court, committed to writing and subscribed by him and filed by the clerk; that said testator was over the age of twenty-one years at the time he executed said will, and that said will has not been re-voaked; and it further appearing to the court that said Mary L. Burke is, by the provisions of said will, made and appointed sole executrix thereof with directions that she administer the same

without bond and independent of the probate court, except the probating of the will and returning into court an inventory of the property and list of claims of said estate; and it further appearing that said Mary L. Burke is a suitable person and in nowise disqualified from accepting letters testamentary of said estate;

It is therefore accordingly ordered, adjudged and decreed by the court that the said will described in said application for probate ^{of the will} executed by E. E. Burke on the 3 day of June 1901, and attested by W. L. Cabell, G. H. Crozier, J. L. Harris and A. M. Clopton, be and the same is hereby probated and established as the last will and testament of said testator, E. E. Burke; and it is further ordered, adjudged and decreed by the court that said will together with the application for probate thereof and all the testimony taken upon this hearing which has been committed to writing and signed by the witnesses and filed by the clerk shall be recorded in the minutes of this court.

It is further ordered, adjudged and decreed that said Mary L. Burke be and she is hereby appointed independent executrix of said estate without bond and that letters testamentary issue to her thereon upon her taking the oath prescribed by law and returning into court an inventory of the property and list of claims belonging to said estate.

It is further ordered, adjudged and decreed that J. L. Harris, R. E. Godley and B. F. Word be and they are hereby appointed appraisers of said estate, and in connection with said executrix shall prepare and return into court an inventory of property and list of claims belonging to said estate.

H
Ed. Hendersdale
Co. Judge

No. 3038

In re ESTATE of
R.E. BURKE, Deceased.

—
Decree Probating Will.
—

Q-259

FINLEY, ETHERIDGE & KNIGHT,
ATTORNEYS AT LAW,
NORTH TEXAS BUILDING DALLAS, TEXAS.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

In re ESTATE OF |
 | In County Court, Dallas county, Texas.
R. E. BURKE, Deceased. | This July 13, 1901.

On this 13 day of July, 1901, personally appeared in open court J.L.Harris, who after being duly sworn, on oath deposes and says that he was well acquainted with R.E.Burke, deceased during his life time; that on the 3rd day of June, 1901, he was present with W.L.Cabell, G.H.Crozier and A.M.Clopton and saw R.E.Burke sign the instrument filed in this court on the 14th day of June, 1901, and purporting to be the last will and testament of him, the said R.E.Burke, and heard him, the said R.E.Burke publish and declare the said instrument to be his last will and testament; that at the time of signing said instrument the said R.E.Burke was of sound mind and over the age of twenty-one years; that this affiant and W.L.Cabell, G.H.Crozier and A.M.Clopton, whose signatures appear to said instrument, signed the same on the 3 day of June, 1901, as witnesses at the request of said R.E.Burke, deceased, and in his presence and in the presence of each other, both affiant and said witnesses being at the time of signing said instrument credible witnesses and over the age of twenty-one years; that afterwards on viz: the 5th day of June, 1901, the said R.E.Burke died in the city and county of Dallas, State of Texas, where he had his domicile at and for a long time before his death, and without revoking said will in so far as is known to affiant. J. L. Harris

Sworn to and subscribed by J.L.Harris in open court on this 13th day of July, 1901.

~~J. L. Harris~~
W. Jackson, Clerk Co. Court
By B. F. Cullom, Deputy

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

No. 3038.

In re ESTATE of
R.E. BURKE, Deceased.

Testimony of J.L. Harris.

FILED July 13-1901
A. S. JACKSON,
BY B. J. Callahan

Recorded

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

Handwritten notes:
A. S. Jackson
B. J. Callahan



*House of Representatives, U.S.
Washington.*

State of Texas,
County of Dallas.

Know ye by all these presents.

I, R. E. Burke, being a resident citizen of the City of Dallas, County of Dallas and State of Texas, being of sound mind and memory do hereby make my last will and testament, as follows;

First. I hereby will and bequeath to my beloved wife, Mary L. Burke, all of my real and personal estate, wherever situated.

Second. I direct that my will be duly filed, and probated, in the County Court of Dallas, and that an inventory and appraisal be made and filed in said court and duly recorded, and that my beloved wife, Mary L. Burke, shall be appointed independent executrix of my estate without bond, and without any further action of the County Court.

Third. I am at peace with God, and hope for Immortal Life in the future.

Witness my hand this the 3 day of ¹⁹⁰¹ June at Dallas, Texas.

State of Texas,
County of Dallas.

R. E. Burke
Mark

We hereby certify that on 3 day of June 1901,



House of Representatives, U.S.
Washington.

(continued).
W. Cabell, S. H. Crozier
us, Mrs. A. G. Clopton, and J. L. Harris, in presence of R. E.
Burke, and in presence of each other, saw him sign his name to
the aforesaid will, & witnessed the said will.

..... W. Cabell

..... S. H. Crozier

J. L. Harris
A. M. Clopton.

Witness:

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

3038

Will of
E. Burke,

(continued)
the Court this will
is the source of some other
and J. L. Smith's to the estate of J. L. S.

14
June 1901
A. S. Rawlins, Clerk Co. of
By *A. S. Rawlins*

Recorded

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

3038
In re ESTATE
of
R. R. BURKE, Dec'd.

Application for Probate
of Will.

14
June 1901
A. S. [unclear] Clerk Co. Court
W. R. Rawlins

Recorded

7499-

F. L. EY, ETHERIDGE & KNIGHT,
ATTORNEYS AT LAW,
NORTH TEXAS BUILDING, DALLAS, TEXAS.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978