

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

Case Number 2357

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

#2357

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

The State of Texas  
County of Dallas

In the estate of  
Otilia Mayer,  
Dec'd.

To the Hon. Ed S. Lauderdale,  
County Judge of Dallas County, Texas.

Your petitioner Simon Mayer, shows to the court that he resides in the City of Dallas, Dallas County, Texas; that on the *17* day of *December* A. D. 1900 Otilia Mayer wife of your petitioner, who, at and before her death, had her domicile in the county of Dallas, Texas, died in said county of Dallas, Texas

was seized and possessed of real and personal property, (being her right, title and interest in and to the community estate of petitioner and deceased,) which said community estate is of the probable value of Sixteen Thousand Dollars, subject to a mortgage of Eleven Thousand dollars, and left a written will, duly executed and herewith filed, in which your petitioner was appointed sole executor and in which testatrix directed that no security shall be required of the executor of her will.

Your petitioner is not disqualified by law as executor aforesaid.

Wherefore your petitioner prays that citation be issued to all parties interested in said estate as required by law that said Will be admitted to probate, that letters testamentary be issued to your petitioner, and that such other and further orders be made as the court may seem proper.

*Simon Mayer*



The State of Texas  
County of Dallas

Know all men  
by these presents that I, Willie Mayer  
wife of Simon Mayer of the State of  
Texas aforesaid, being of sound  
memory and discretion do hereby  
make and publish this, my last  
will and testament:

Item First,

I desire that my body  
be buried decent and Christian like  
burial.

Item second:

I desire my Executor to pay  
my several expenses and all other  
debts that I justly owe.

Item Third -

I, wife, bequeath give and  
desire unto my beloved husband  
Simon Mayer, all the property, real  
personal or mixed of which I am  
seized and possessed, or of which  
I may be at my death, seized  
and possessed of, or may be  
entitled to, for and during his  
life time.

At the death of my said husband  
Simon Mayer, all property, real personal  
and mixed of which he may have  
received or be entitled to under this will  
shall not in any way pass to my said husband.



3111  
Will

Wm. Blaine Wagon

FILED 23  
Och 1901  
A. S. JACKSON, Clerk, Ct. Courts  
by W. P. Rawkins

Recorded ~~7/4/01~~  
5/159  
Q-560



EXECUTOR'S BOND

The State of Texas, Estate of *Ottilie Mayer, Dec'd*

COUNTY OF DALLAS.

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

WITNESS our hands and seals, this \_\_\_\_\_ day of \_\_\_\_\_ 189\_\_\_\_\_

I DO SOLEMNLY SWEAR that the writing which has been offered for probate, is the  
last will of *Ottilie Mayer* deceased, so far as I know or  
believe; and that I will well and truly perform all the duties of Executor of said will.

S. Mayer.  
Sworn to and subscribed before me this *20<sup>th</sup>* day of *November* 189*1901*

*Geo. Jackson*  
By *Notary Public* Deputy  
Dallas County, Texas

NOTICE OF APPLICATION FOR PROBATE OF WILL AND LETTERS

THE STATE OF TEXAS,

To all Persons Interested in the Estate of *Ottilie Mayer* Deceased:

*Simon Mayer* has filed in the County Court  
of Dallas County, State of Texas, an application for the Probate of the last Will of said  
*Ottilie Mayer*, 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 *November* 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 *23* day of *Oct.* A. D. 190*1*

A. S. JACKSON,  
County Clerk, Dallas Co., Texas.

By *A. S. Rawlins* Deputy.

No. 3111  
COUNTY COURT,  
DALLAS COUNTY.

EXECUTOR'S <sup>oath</sup> BOND.

ESTATE OF  
*Ottilie Mayer*

FILED the 20 day of Dec  
Filed Nov 1901 189

A. S. JACKSON, Clerk,

By *A. M. Rawlins* Deputy.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 189

County Judge, Dallas County.

A. D. Aldridge & Co., Stationers, Printers and Binders, Dallas

Recorded 3/14/11

No. 3111  
COUNTY COURT.

ESTATE OF

*Ottilie Mayer*  
Deceased.

Notice of Application for Probate of  
Will and Letters.

Issued this 23 day of Oct 1901

A. S. JACKSON, Clerk.

By *A. M. Rawlins* Deputy.

SHERIFF'S RETURN.

Came to hand the 23 day of Oct 1901 and executed the 23 day of Oct 1901, by posting up three copies of this Writ at three public places in Dallas County, one of which was at the Court House floor of said County, and no two of which were in the same town or city.

*R. P. Huson*  
Sheriff, Dallas County.

By *J. W. Williams* Deputy.

John Williamson, Printer, Dallas.

Posting 3 Notices \$3.00



INVENTORY AND APPRAISEMENT  
OF THE PROPERTY, REAL AND PERSONAL, BELONGING TO THE ESTATE OF  
*Ottilie Mayer, Dec'd*

Her right, title and interest in and to  
the Community Estate of Simon Mayer,  
Survivor, and Ottilie Mayer, Deceased,  
said Community Estate, described as follows:

1. Real property:

a) West half of lots 12 and 28 Block 75-120  
in the City of Dallas, <sup>Tex.</sup> 25 x 200 feet, with  
building thereon, known as No. 361 Elm,  
St., valued at \$13,500 <sup>00</sup>/<sub>100</sub>

b) 320 acres of land in Medina Co. Texas,  
as on record in Book A Page 283 Records  
of deeds of Medina Co. Tex., less the following  
lots in Mayer's addition to Hondo City, Tex.:  
Lots 1, 2, 3, 4, 5, 6, 7, 8 and 10 Block One,  
Lots 1, 5, 6, 7, 8, 9 and 10 Block Seven,  
Lots 1, 5 and 6 Block 6, Lot 4, Block  
11, Lots 1 to 10 inclusive, in Block 10,  
valued at \$3,000 <sup>00</sup>/<sub>100</sub>

c) 640 acres of land  
in Hale Co. Texas, originally granted to Simon  
Mayer and John Boll, according to patent,  
recorded in Hale Co. Texas.  
valued at \$1280 <sup>00</sup>/<sub>100</sub>

d) Lot on Live Oak St, with improvements thereon,  
beginning on North Side of Live Oak St, about 200  
feet from cor of Live Oak and Cantegral, extending  
back about 300 feet, thence eastwardly 200 feet,  
thence southwardly 100 feet, thence west parallel  
with Live Oak St. 100 feet, thence south 200 feet  
to North Side of Live Oak, thence west 100 feet  
to place of beginning, with house thereon

Known as No. 393 Live Oak St.  
 valued at \$ 4,000 <sup>00/100</sup>

(Above tracts a, b) and c, are now held, and  
 deeded to Ankerus Busch Brewing Ass'n of  
 St. Louis Mo. in trust to secure their claim  
 in the sum of \$ 14,000 -  
 which is deducted from above valuation, leaving  
 net value of real property as \$ 10,780 <sup>00/100</sup>

\* Personal property: Household furniture etc. \$ 500 <sup>00/100</sup>  
 valued at

Total Value of estate \$ 11,280 <sup>00/100</sup>

No. 3111  
 COUNTY COURT.

ESTATE OF  
*Atlee Mayer, Dec'd*

Inventory and Appraisement.

FILED this 20 day of 1901  
*Nov. 1901*

A. S. JACKSON, Clerk Co. Court,  
 County Clerk.

By: *W. M. Rawlins*  
 Deputy

Examined and Approved this 20  
 day of Nov 1901

*E. J. Hardsdale*  
 County Judge.  
 J. W. WILKINSON, Printer, Dallas.

*Rec'd Lett 1/10*

THE STATE OF TEXAS,  
 COUNTY OF DALLAS.

I, *S. Mayer*

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.

*S. Mayer*

Sworn to and subscribed before me, this the 19<sup>th</sup> day of November, 1901

*Gen. Fabian* Clerk County Court

By: *Notary Public* Deputy  
 Dallas County, Texas

THE STATE OF TEXAS,  
 COUNTY OF DALLAS.

Before the Undersigned Authority, this day personally appeared

*C. F. Altermann, S. B. Scott and C. Fretz*

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 appraisalment of the property pointed out to them as belonging to said estate.

*C. F. Altermann*  
*S. B. Scott*  
*C. Fretz*

Sworn to and subscribed before me, this the 19<sup>th</sup> day of November, A. D. 1901

*Gen. Fabian* Clerk County Court

By: *Notary Public* Deputy  
 Dallas County, Texas.

No. 3111

PROOF OF WILL

THE STATE OF TEXAS, } ESTATE OF  
County of Dallas } Otilia Mayer Deceased.

Proof of Last Will and Testament of Otilia Mayer Deceased.

This day personally appeared in open Court Chas. Weisterhans

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 Otilia Mayer

deceased, during her life-time; I knew the above decedent for ~~about~~ about 25 years

before her death; the signature of the said deceased to the instrument now shown to me, and offered for probate

as her last Will and Testament, filed in this Court on the 23 day of October A. D. ~~189~~ 1901

and bearing date on the \_\_\_\_\_ day of \_\_\_\_\_ A. D. ~~189~~ 1889, was made by the deceased

on said last named date at Dallas, Texas in presence of myself,

and Chas. A. Bohmy

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 she declared the said

Will so made by her to be her Last Will and Testament, and I thereupon signed my name as a witness,

together with Chas. A. Bohmy at the request of the said testator,

in her presence and in the presence of each other. The said deceased at the time of the execution of said

instrument was 53 years of age; the said Otilia

Mayer departed this life on the 17 day of December A. D. ~~189~~ 1900

about 11 years after making said Will, in the County of Dallas in the State of Texas, where and at which time her residence and principal estate was situated. Chas Weisterhans.

Sworn to and subscribed before me, this 11 day of November 1901, in open Court.

W Jackson Clerk  
County Court Dallas County, Texas.

By B F Cullen Deputy.



A 173

No. *3111*

PROOF OF WILL.

THE STATE OF TEXAS,  
County of *Dallas*  
*November* Term, *1901*

ESTATE OF  
*Ottilia Mayer*  
Deceased

Filed the *11* day of  
*Nov* A. D. *1901*

and recorded the \_\_\_\_\_ day  
of \_\_\_\_\_ A. D. 189\_\_\_\_, in the

Probate Minutes of \_\_\_\_\_  
County, in Volume \_\_\_\_\_ Page \_\_\_\_\_

*A. Jackson*  
County Clerk.  
By *E. J. Cullam* Deputy.

*Recorded F/161*

No. 3111

## PROOF OF WILL.

THE STATE OF TEXAS, ) ESTATE OF  
 County of Dallas ) Otilia Mayer Deceased.

Proof of Last Will and Testament of Otilia Mayer Deceased.

This day personally appeared in open Court Chas. A. Bohny

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 Otilia Mayer

deceased, during her lifetime; I knew the above decedent for about 25 years

before her death; the signature of the said deceased to the instrument now shown to me, and offered for probate

as her last Will and Testament, filed in this Court on the 23<sup>d</sup> day of October A. D. 1901

and bearing date on the \_\_\_\_\_ day of \_\_\_\_\_ A. D. 1889, was made by the deceased

on said last named date at Dallas, Texas in presence of myself

and Chas. Meisterhaus

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 she declared the said

Will so made by her to be her Last Will and Testament, and I thereupon signed my name as a witness,

together with Chas. Meisterhaus at the request of the said testator,

in her presence and in the presence of each other. The said deceased at the time of the execution of said

instrument was 53 years of age; the said Otilia

Mayer departed this life on the 17<sup>th</sup> day of December A. D. 1900

about 11 years after making said Will, in the County of

Dallas in the State of Texas, where and at which time her residence and

principal estate was situated.

Chas. Bohny

Sworn to and subscribed before me, this 11<sup>th</sup> day of November A. D. 1901, in open Court.

A. Jackson Clerk

County Court Dallas County, Texas.

By B. F. Cullom Deputy.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

A 172

No. 3111

PROOF OF WILL.

THE STATE OF TEXAS,  
County of *Dallas*  
*November* Term, ~~188~~ 1901

ESTATE OF  
*Otilia Mayer*  
Deceased

Filed the *11* day of  
*Nov* A. D. *1901*  
and recorded the \_\_\_\_\_ day  
of \_\_\_\_\_ A. D. 189\_\_\_\_, in the

Probate Minutes of \_\_\_\_\_  
County, in Volume \_\_\_\_\_ Page \_\_\_\_\_  
*A Jackson* County Clerk.

By *P J Cullom* Deputy.

*Recorded 11/160*