

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

Case Number 1197

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No. 1554.

Estate of - In the County Court of Dallas Co.
 Persis M. Newton, Dec'd, - In matters of Probate.

Be it remembered that on this 2nd day of *Dec* A. D. 1889
 personally appeared in open court W. M. Luck, who being duly sworn
 on his oath, says that he was personally well acquainted with
 Mrs. Persis M. Newton; that on or about the 26th day of November,
 A. D. 1879, affiant signed the instrument in writing bearing date
 the 26th day of November, A. D. 1879, and purporting to be the
 last will of said Persis M. Newton, to him now here shown as a wit-
 ness thereto in the presence and at the request of said Persis M.
 Newton and in the presence of said David Smith, the other sub-
 scribing witness thereto; and that said David Smith signed the
 same in the presence and at the request of the said Persis M.
 Newton; that said Persis M. Newton declared to affiant and said
 David Smith that the said instrument of writing was her last will
 that at the time of the making of the said will, the said Persis
 M. Newton was above the age of Twenty One years and about Forty
 Seven years of age, and of sound and disposing mind; that at the
 time of signing of said will as witness thereto affiant was in
 the *49* year of his age, and that the said David Smith was about
30 years of age.

W M Luck

*Sworn to and subscribed before me in open
 Court this 2nd day of December 1889.*

*E G Borner
 Clerk Dallas Co Texas*

No 1354

Estate of

Mrs Parris Mc Newton dec'd

on this day came on to be heard
 the application of Mrs Arthur
 Cook to Probate the Last will
 of Mrs Parris Mc Newton dec'd
 and it appearing to the court

that due notice of said application
 has been given as required by law
 and no one appearing to
 contest the same

and the court being satisfied
 from the evidence that the
 said Parris Mc Newton, departed
 this life on the 17 day of
 September AD 1889 leaving
 a written will bearing
 date the 26 day

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of November 27 1879, the ~~will~~
 the home of making said
 will the said Peris Mc Newton
 was above the age of 21 years
 — a widow and of sound
 mind and that said will
 was executed with the formalities
 and solemnities and Solemnities
 and under the circumstances
 required to make it a valid
 will and that said will
 has not been revoked and
 that said will ought to be
 admitted to probate

It is therefore ordered, advised
 and decreed by the Court
 that the said last will
 of said Peris Mc Newton
 bearing date the 26th day

The same is hereby established
and admitted to probate as the
last will of the last will of
said. Pervis Mcrawtors did

It is further ordered by the
Court that said will, the
application for the probate
thereof and all the testimony
in the case be by the clerk
of this court recorded in
the minutes of this court.
The clerk will do and

1st will
2nd application for Probate
3rd the testimony of Mrs
Such.

3. It is further ordered that
Mrs. Alice L. Clark be

an execution of an last will
of Mrs. P. M. Strader and
that letters testamentary
issue to her

It is further ordered that
Wm. L. Strader and
N. E. Sexton be and they
are hereby appointed
Commissioners to appraise
the estate of said P. M.
Strader deceased

(14)

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Q. A. 1954
A. A.
Estate of
Permeable
Prostate
Will
K 4/291

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THE STATE OF TEXAS.

To all Persons Interested in the Administration of the Estate of
Persis M. Newton deceased.

Mrs. Nettie Nash has filed, in the County Court
of Dallas County, an Application for the Probate of the last Will of *Persis*
M. Newton deceased, and for Letters Testamentary,
at the next Term of said Court, commencing on the *first*
day of *September* 188*9*, at the Court House, in the City of Dallas,
Texas, and in said Estate may appear and contest said
Application if they desire to do so.

W. M. G. Hill
WITNESS *W. M. G. 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 *21* day of *September*

A. D. 188*9*.

W. M. G. Hill, County Clerk Dallas Co., Texas.

By *J. M. Hill* Deputy.

INVENTORY AND APPRAISEMENT

Of the Property, Real and Personal, Belonging to the Estate of

*Ann Curtis McNewton Secund returned unto
 heirs by Nathl L Cook Executor*

Real Estate

*240 acres of land part of the Emory Park Survey
 in Dallas County valued at \$ 6000.00
 400 acres of land part of the B & B Rail Road
 Co Survey Dallas Co. valued at \$ 2760.00*

*150 acres of land part of the McB. McReynolds
 Survey Dallas Co. valued at \$ 1500.00*

*House & lot corner of Live Oak & Oak Streets
 in the city of East Dallas. valued at \$ 2500.00*

*West half of Lot 4 Block A Oak Lawn
 addition to the city of Dallas valued at \$ 500.00*

2 cows. " " 20.00

6 head hogs. " " 40.00

Household furniture. \$ 200.00

List of balances
Balance of note on ~~for~~ in Luck-Sand
note dated on the day of
1889. and due at 12 months
Amt \$ 27.49 due Sept 25th 1889 \$ 117.00
fragment of which McArthur

March 1889

M. Newton

11/19

12/21

Dec 30 1889
Wm. G. Clark
Notary Public

11/22
Wm. G. Clark

THE STATE OF TEXAS,
COUNTY OF ~~DALLAS~~ Bexar, I.

Notary & Clerk

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.

SWORN TO AND SUBSCRIBED before me, this the 11th day of December A. D. 1889
Mrs. Nicho G. Clark
L. M. Menger, Clerk of Court
Notary Public, Bexar County,
Texas.

THE STATE OF TEXAS,
COUNTY OF ~~DALLAS~~ Bexar, I.

Barthrup Unsummers & Company, this day personally appeared

Members of the above named Estate, heretofore appointed by the Court, and each, being duly sworn, says that the above
and foregoing are just and true Appraisement of the property pointed out to them as belonging to said estate.

A. Strader
Wm. G. Clark

SWORN TO AND SUBSCRIBED before me, this the 31st day of December A. D. 1889

W. C. Combes, Clerk of Court
Notary Public Dallas County,
Texas.

The State of Texas - In the County Court of Dallas County.
County of Dallas -

I do solemnly swear that the writing which has been offered
for Probate bearing date the 26th day of November, A. D. 1878, is

the last will of Mrs. Persis M. Newton, so far as I know or be-
lieve, and that I will, well, and truly perform all the duties of
Executrix of the last will of said Persis M. Newton, Dec'd.

Sworn to and subscribed before me this 11. day of December
A. D. 1889, at office in the City of San Antonio.

Witness my Official Seal and Signature date above mentioned.

S. Wm. Wenger,
Notary Public, Bexar Co.,
Texas.

The State of Texas - In the County Court of Dallas County
 County of Dallas - November Term, 1889.

To the County Court of Dallas County:

Your petitioner, Nettie Nash joined by her husband, A. D. Nash respectfully represents that Persis M. Newton, a resident of the County of Dallas and State of Texas, departed this life in the County of Dallas and State of Texas on the 17th day of September, A. D. 1889, leaving a written will bearing date the 26th day of November, 1879, and thereby disposed of all her estates. That said Persis M. Newton left an estate situated in the County of Dallas and State of Texas of the probable value of Twenty Thousand Dollars, and being almost exclusively lands; that in said will said Persis M. Newton named your petitioner as executrix of said last will; that your petitioner is the Nettie L. Newton named in said will as the executrix of said will and since the date of said will has intermarried with A. D. Nash, who joins her in this application and resides in the County of Bexar and State of Texas; that your petitioner is not disqualified from acting as executrix of said will, which said will is herewith filed.

Wherefore she prays that due notice hereof be given; that said will be admitted to probate and record, and for letters testamentary and all such further order as may be necessary and she will ever pray &c.

Coombs & Gano

Attys for Petitioner.

The State of Texas I know all men by these presents
 County of Dallas I that I Peres M. Newton of the
 County of Dallas and State of Texas do
 being of sound and disposing mind
 and memory do make public and
 declare this my last Will and Testament
 hereby revoking all wills by me at
 any time heretofore made.

Item first I will and bequeath to
 my beloved children Nettie L. Newton
 Frankie E. Newton & Ernest O. Newton
 all the estates real personal and mixed
 of which I may die seized and possessed
 or to which I may be entitled.

Item second. I will and direct that
 the executor of this my last Will and
 Testament educate my son Ernest
 Newton and defray all the expenses
 of his education out of my estate, the
 extent of the education and place and
 manner of education to be under the
 entire discretion and direction of
 my daughter Nettie L. Newton.

Item third I will and direct that
 after provision has been made for the
 education of my son Ernest. That the
 residue of my estate be equally divided
 between my said three children. each

to receive one third part thereof in value
 Item fourth. I hereby nominate and
 appoint my daughter Nettie L Newton
 executrix of this my last will and testament
 and reposing perfect confidence in her
 integrity and good judgment direct
 that she be not required by the Courts of
 my Country to give any bond for
 the trust reposed in her by me
 Item fifth. I hereby nominate Constable
 and appoint my daughter Nettie L
 Newton Guardian of the Persons and
 estates of my Children ~~Frank~~ Newton
 and Ernest B Newton, and direct that
 she be not required to give any bond
 for the faithful performance of the
 trust reposed in her in this behalf
 Item Sixth.

I will and direct that
 no further action be taken in the
 matter of my estate by the Courts
 of my Country than the probate
 of this my Last Will and Testament
 and the return of an Inventory
 and appraisement.

Witness my hand this the 26 day
 of November A.D. 1879.

Paris M Newton

It being my hand this the 26 day
of November AD 1879.

Peris M. Nixton

Signed in the presence of Wm. M. Luck
and David Smith
this 26th day of November AD 1879.