

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

Case Number 2445

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FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

# 2445

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

No. 3382

In the Matter of the Guardianship  
of Richard Coke, Minor,  
Mrs. Kate P. Coke, Guardian.

March 30<sup>th</sup>, 1903.

This day came on to be heard the final report of Kate P. Coke, Guardian herein, and it appearing to the Court from said report that said Kate P. Coke, as such Guardian, has collected the legacy owing to her said ward, Richard Coke, amounting principal and interest to the sum of \$5100.00, and has, in accordance with the orders of this Court, paid said \$5100.00 to herself as Guardian of the estate of the said Richard Coke, duly appointed and qualified by the Superior Court of Wake County, North Carolina, as evidenced by her said receipt therefor attached to her aforesaid final report, and has removed said fund to Wake County, North Carolina, and that she has paid all costs in this case incurred; that the said Richard Coke has no other property in the State of Texas, and that there is no longer any necessity for the pendency of this proceeding; it is ordered, adjudged and decreed by the Court that the aforesaid final report of said Guardian herein be in all things approved and confirmed; that this guardianship be and the same is hereby closed and the bond of the said Guardian given in this proceeding be and the same is hereby cancelled, annulled and discharged.

*E. J. Lundsall*  
*clerk*

In the Matter of the Guardianship  
of Richard Coke, Minor, Kate  
F. Coke, Guardian.

}  
March 4th, 1903.

This day came on for approval the bond of Kate F. Coke, Guardian of the estate in Texas of Richard Coke, Minor, and it appearing to the Court that said bond is in the sum of \$10,500.00, and is duly executed by the said Kate F. Coke, Guardian, and by American Bonding Company, of Baltimore as surety, and in all things complies with the law and the order of this Court, it is ordered that the same be and it is hereby in all things approved and ordered to be recorded; and it is further decreed that said Kate F. Coke is nowfully qualified as guardian of the estate in Texas of the said Richard Coke, Minor, and is entitled to receive letters of guardianship as such guardian.

*H. R. Hutchinson  
C. Judge*

No. 3382

In the Matter of the Guardianship of Richard Coke, Minor  
Kate P. Coke, Guardian.

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Order Approving Bond.  
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Recd 5-148

In the Matter of the Guardianship  
Of Richard Coke, Minor,  
Mrs. Kate F. Coke, Guardian.

February 23<sup>rd</sup>, 1903.

This day came on to be heard the application of Kate F. Coke, guardian of Richard Coke, Minor, praying for letters of guardianship on the estate of said minor in Texas, and it appearing to the Court that said Kate F. Coke was on December 19, 1902, duly appointed guardian of the estate of said Richard Coke, by the Superior Court of Wake County, North Carolina, a court of competent jurisdiction in such matters, and has filed in this Court a full and complete transcript from the records of said court, as required by law, and that the laws of North Carolina make provisions in favor of residents of this State similar to those made by Chapter 16, Title LI. of the Revised Statutes of Texas, and it further appearing that aforesaid minor is entitled to a legacy under the will of Mrs. Mary Coke, deceased, late of Waco, Texas, amounting to \$5,000.00 with six per cent. interest thereon from November 1, 1902, and that said Kate F. Coke, guardian, is entitled to receive letters of guardianship of the estate of said minor situated in this State; it is therefore ordered, adjudged and decreed by the Court that aforesaid transcript be recorded and that letters of guardianship of the estate of aforesaid minor in Texas do issue to the said Kate F. Coke, upon her filing herein a bond with sureties as required by law in the sum of \$10,500.00; and it is further ordered that when said guardian has duly qualified as herein provided and collected aforesaid legacy, she may remove the same out of the State of Texas to the State of North Carolina.

*Ed L. Anderson  
Clerk*

No. 3382

In the Matter of the Guardian-  
ship of Richard Coke, Minor,  
Kate P. Coke, Guardian.

Order.

Order  
Recorded  
S-109

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Recorded

In the Matter of the Guardianship  
of Richard Coke, Minor,  
Mrs. Kate F. Coke, Guardian.

In the County Court of Dallas County  
Texas.

Now comes Kate F. Coke, guardian of the estate in Texas of Richard Coke, minor, and respectfully reports to the court that, pursuant to its orders heretofore entered, she, as such guardian, collected on March 16th, 1903, of the executor of the estate of Mrs. Mary E. Coke, late of Waco, Texas, the sum of Fifty-One Hundred Dollars (\$5100.00), being in full, principal and interest, of the legacy bequeathed by the said Mrs. Mary E. Coke to the said Richard Coke; that she has, as guardian of the estate in Texas of the said Richard Coke, paid to herself as guardian of the estate of the said Richard Coke duly appointed and qualified by the Superior Court of Wake County, North Carolina, said sum of Fifty-One Hundred Dollars, as evidenced by her said receipt hereto attached, and has removed said fund to Wake County, North Carolina. That she has paid all costs in this case incurred. That the said Richard Coke had and has no other property in the State of Texas, save aforesaid legacy, and there is no longer any necessity for the pendency of this proceeding.

Wherefore the said Kate F. Coke prays that this her final report as guardian in this cause be approved; that this guardianship be closed, and her bond as guardian given in this proceeding be cancelled and annulled, and she will ever pray.

*Kate F. Coke*  
Guardian of the Estate in Texas  
of Richard Coke, Minor.

The State of North Carolina.  
County of Wake.

Before me *Mark P. Haywood*, a Notary Public in and for Wake County, in the State of North Carolina, on this day personally appeared, Kate F. Coke, who being by me duly sworn, on her oath says that the matters and things in aforesaid report stated are true.

Subscribed and sworn to before me, this 25<sup>th</sup> day of March, 1903.

*Kate F. Coke*  
*Mark P. Haywood*  
Notary Public, Wake County, N. C.



IN WITNESS WHEREOF, I have hereunto set my hand and seal of office at the City of Raleigh, North Carolina, this 25th day of March, 1903.

IN THE COURT OF PROBATE OF WAKE COUNTY, NORTH CAROLINA

I, Kate F. Coke, of Wake County, North Carolina, guardian of the estate of Richard Coke, minor, of same County and State, duly appointed and qualified as such guardian by the Superior Court of Wake County, North Carolina, December 19th, 1902, do hereby acknowledge to have received, in my capacity as guardian as aforesaid, from my self as guardian of the estate in Texas of said Richard Coke, duly qualified as such by the County Court of Dallas County, Texas, the sum of Fifty-One Hundred Dollars (\$5,100.00), being the amount, principal and interest, of the legacy bequeathed to the said Richard Coke by the late Mrs. Mary E. Coke, of Waco, Texas, which legacy was paid to me on March 18th, 1903, as guardian of the Estate in Texas of the said Richard Coke, and I do hereby acknowledge that I now hold aforesaid sum in Wake County, North Carolina as guardian of the estate of said Richard Coke, duly appointed as aforesaid by the Superior Court of said Wake County, North Carolina.

Witness my hand, this 25th day of March, 1903.

*Kate F. Coke*  
Guardian of the Estate of Richard Coke, Minor, appointed by the Superior Court of Wake County, North Carolina.

*This receipt acknowledged and proven before me, Clerk of the Superior Court of Wake County North Carolina, and Probate Judge this March 25 1903.  
W. M. Rees, Clerk Superior Court  
by Titianus Rogers Deputy Clerk*

No. 3382

In the Matter of the Guardianship of Richard Coke, Minor,  
Kate P. Coke, Guardian.

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Guardian's Final Report.  
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FILED

MAR 30 1906

FRANK L. SPANNEY, CLERK

*B. J. Cannon*

*Petition Record  
Record 1/18/04*

The State of Texas. }  
County of Dallas. } In the County Court of Dallas County, Texas.

KNOW ALL MEN BY THESE PRESENTS, that we, Kate F. Coke, and  
American Bonding Company of Baltimore

a corporation, duly incorporated under the laws of the State of Maryland  
with its principal office in the city of Baltimore in said  
State, authorized to do business in the State of Texas, under the laws  
thereof, as surety, are held and firmly bound unto E. S. Lauderdale,  
County Judge of the County of Dallas, in the State of Texas, and his suc-  
cessors in office, in the sum Ten Thousand Five Hundred Dollars (\$10,500.00)  
conditioned that the above bound Kate F. Coke, who has been appointed by  
the County Court of Dallas County, Texas, guardian of the estate in Texas  
of Richard Coke, minor, will faithfully discharge the duties of guardian  
of such estate of aforesaid ward according to law.

In witness of all which we have hereunto set our signatures this  
26<sup>th</sup> day of February, 1903, and the said American Bonding  
Company of Baltimore has caused its corporate  
seal to be hereto affixed.

Kate F. Coke

American Bonding Company of Baltimore

By: W. J. Telash, Vice-Prest.  
Attest: R. H. [unclear], Asst. Secy.

Approved this 4<sup>th</sup> day  
of March, 1903.  
E. S. Lauderdale  
County Judge Dallas County, Texas.

The State of North Carolina, }  
County of Wake. }

I, Kate F. Coke, guardian as aforesaid, do solemnly swear that  
I will faithfully discharge the duties of guardian of the estate of  
Richard Coke, minor, according to law.

Kate F. Coke

Sworn to and subscribed before me, this 26 day of February 1903.

P. H. [unclear]  
Notary Public Wake County, N. C.

3382

Estate of  
Richard F. Cook,  
minor

Bond of Edu

FILED

MAR 2 1903

FRANK H. BLANK

BY B. J. Cullen

R2-600



In the Matter of the Guardianship  
Of Richard Coke, Minor,  
Mrs. Kate F. Coke, Guardian.

In the County Court of Dallas  
County, Texas.

To the Hon. Ed S. Lauderdale, Judge of aforesaid Court:--

Your petitioner, Kate F. Coke, would respectfully represent to the Court that she was on December 19th, 1902, duly appointed by the Superior Court in and for Wake County, in the State of North Carolina, guardian of the estate of said Richard Coke, infant son of Octavius Coke, deceased; that she duly qualified and gave bond as such guardian, as required by the laws of said State of North Carolina, all of which will more fully appear from a full and complete transcript from the records of aforesaid court herewith filed, duly certified by the clerk of said court under its seal with the certificate of the judge of said court that the attestation to such transcript is in due form. That your petitioner and her said ward at the date aforesaid resided in Wake County, in the State of North Carolina, and within the jurisdiction of said court of Wake County, which was and is in such matters a court of competent jurisdiction. That your petitioner and her said ward have at all times since your petitioner's appointment been and still are citizens and residents of the State of North Carolina, and non-residents of the State of Texas, and that aforesaid guardianship is still pending in aforesaid court, and aforesaid ward is still a minor of tender years. That aforesaid ward, Richard Coke, is entitled to a legacy of \$5,000.00, under the will of Mrs. Mary Coke, deceased, late of Waco, Texas, the widow of the late Senator Richard Coke, of Waco, Texas, the uncle of aforesaid ward. That aforesaid legacy has been due for several months and a small amount of interest has therefore accrued thereon. That aforesaid legacy is all the property owned by said ward in the State of Texas, and it is the desire of your petitioner, in the interest of said ward's estate to collect said money and remove same to the State of North Carolina. That there exists

in the State of North Carolina a law similar to Chapter 16, Title LI. of the Revised Statutes of this State, allowing the personal property of non-resident wards to be removed by non-resident guardians to the State where such guardianship is pending.

Wherefore your petitioner prays the court that aforesaid transcript from the Superior Court of Wake County, North Carolina be recorded and letters of guardianship of the estate of aforesaid minor in the State of Texas be issued to her, upon her filing a bond with sureties as provided by law, and your petitioner will ever pray.

KATE F. COOK, Guardian,

By. Coke & Coke  
Her Attorneys.

No. 3382

In the Matter of the Guardianship  
of Richard Coke, Minor,  
Kate F. Coke, Guardian.

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Petition for Letters of  
Guardianship.  
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Filed Feb 23, 1903

F. R. Shanks, Co. Clerk  
By J. C. Callow, Dy

Read 8/16/1.

Wake County - In the Superior Court  
Before the Clerk

In the Matter of  
the Guardianship of the Estate of  
Richard Coke aged 8 years  
Minor Orphan } Application  
for  
Guardianship

To the Honorable, the Clerk Superior Court of said County:  
The Application of Kate F. Coke respectfully represents  
that Richard Coke is a minor child of Octavius Coke, deceased,  
and is without a Guardian, that the said minor child is entitled  
to real and personal estate to the value of Five Thousand Dollars,  
according to the best information and belief of your applicant.

To the End Therefore, that the estate of said minor Orphan may  
be preserved, and managed according to law, your applicant prays that  
Letters of Guardianship may be issued to her, or such other person as  
the Court may think best for the interest of said minor Orphan.  
This 19th day of December 1902

Kate F. Coke

Wake County - S.S.

Kate F. Coke, being duly Sworn, says that she is  
acquainted with the real and personal estate belonging to the  
above named child of Octavius Coke, deceased, to the best of her  
knowledge, information and belief, the value of said estate is about Five  
Thousand Dollars; and the value of the rents and profits of the real  
estate is about \_\_\_\_\_ Dollars.

Sworn to and subscribed before me, this  
19th day of December 1902

H. M. Russ  
Clerk Superior Court

Kate F. Coke



Upon hearing the foregoing application of Kate F. Coke, it is  
Ordered and adjudged by the Court that Kate F. Coke be  
Appointed Guardian of Richard Coke, minor child of Octavine  
Coke, upon her entering into bond in the sum of Ten Thousand Dollars,  
with two or more sufficient Sureties.

She gave bond in the sum of \$10,000 with Julia S. Fisher  
and C. H. Belvin Sureties, which bond is approved by the Court.

State of North Carolina, } In the Superior Court  
Wake County. } Before the Clerk

Know all men by these Presents, That we Kate F. Coke as  
Principal and Julia S. Fisher and C. H. Belvin as Sureties,  
are held and firmly bound unto the State of North Carolina, in  
the sum of Ten Thousand Dollars, to the payment whereof we bind  
ourselves jointly and severally, our executors and administrators,  
firmly by these presents.

Sealed this 27th day of December 1902

The Condition of this obligation is Such, that where as the above  
bounden Kate F. Coke is appointed guardian to Richard  
Coke, minor

Now if the said guardian shall well and faithfully execute the  
trust reposed in her, and shall receive and improve the estate of said  
minor until he shall arrive at full age, and render a plain and true  
account of her said guardianship on oath before the Clerk of Superior  
Court for said County, in all cases as required by law, and deliver  
up, pay, or possess said minor of all such estate as he is entitled to,  
and obey all lawful orders of the Superior or other Court, touching the guard-  
ianship of the estate committed to her, then this obligation is to be void, otherwise to  
remain in full force and effect

In the presence of  
W. M. Russ  
Clerk Superior Court

Kate F. Coke  
Julia S. Fisher  
Charles H. Belvin

1902  
12  
27

Justification of Bond,

North Carolina } In the Superior Court - Before the Clerk  
Wake County } This 19th day of December 1902

Personally appeared before me W. M. Russ, Clerk of the Superior Court for Wake County, Julia S. Fisher and C. H. Belvin to me personally known, who signed the annexed Bond, and who, after being duly sworn by me, each for herself and himself says that they are worth Ten Thousand Dollars, each one and about homestead and personal property exemptions allowed by law, and liabilities. So help me; God

Sworn and Subscribed before me,

this 19th day of December 1902

W. M. Russ.

Clerk Superior Court

Julia S. Fisher  
Chas. H. Belvin

Guardian's Oath

North Carolina } In the Superior Court  
Wake County }

I, Kate F. Coke, do solemnly swear that as guardian I will well and truly administer and singular the goods and chattels, rights and credits of Richard Coke, <sup>ward</sup> whosoever to be found, deceased and in power, and further to manage said estate and every part thereof for the benefit and advantage of the said minor orphan and according to law.

Sworn and Subscribed before me

this 19th day of December 1902

W. M. Russ, Clerk.

Kate F. Coke

And received Letter of Guardianship under Seal of this Court, which said Letters are as follows, to wit:

Letters of Guardianship,

State of North Carolina } In the Superior Court  
Wake County } Before the Clerk,

To all to whom these Presents shall come - Greeting:

It being certified to the undersigned, Clerk of the Superior Court for Wake County, that Richard Coke, minor Orphan, is without Guardian, and Kate S. Coke having applied for the Guardianship of said minor child, and having <sup>been</sup> duly qualified as such;

Now, there are therefore to Authorize and empower the Said Guardian to enter in and upon, all and singular, the goods and Chattels, rights and Credits of said minor Orphan where soever to be found, and the Same to take into possession, receive and improve, and further to manage said estate, and every part thereof, for the benefit and advantage of the said minor Orphan, and according to law.

Witness, my hand and the Seal of said Court,  
the 19th day of December 1902  
W. M. Russ  
Clerk Superior Court

State of North Carolina } ss.  
Wake County }

I, W. M. Russ, Clerk of the Superior Court of Wake County, State above named, do hereby Certify that the foregoing contains a full, true and perfect Copy of the Application for Guardianship, and proceedings thereunder, Bond of Guardian, Guardian's Oath, and Letters of Guardianship issued to Kate S. Coke as Guardian, in the Matter of the Guardianship of the Estate of Richard Coke, a minor Orphan.  
In witness whereof I have hereunto set

My hand, and affixed the Seal of said  
Court, at office in Raleigh, this the 26th  
day of December A.D. 1902

~~Wm. R. Lamb~~  
~~by the Court~~

Wm. R. Lamb  
Clerk Superior Court

State of North Carolina, }  
County of Wake. }

I, William S.O'B. Robinson, presiding  
Judge of the Superior Court of the County of Wake, in which the of-  
fice of the Superior Court Clerk is kept, do hereby certify that  
the foregoing attestation of William M. Russ, Clerk of the Superior  
Court of Wake County, is in due form, and that the signature there-  
to annexed is in the handwriting of said William M. Russ, Clerk of  
the said Superior Court.

Witness my hand and ~~and~~ this the 27<sup>th</sup> day of December,  
1902.

*W.S.O.B. Robinson*  
*Judge Superior Court*  
*Wake County N.C.*

North Carolina, )  
Wake County. }

I, William M. Russ, Clerk of the Superior Court of  
Wake County, do hereby certify under my hand and seal that William  
S.O'B. Robinson is ~~the~~ *the* duly commissioned and qualified Judge of the  
*the State including Wake County,*  
Superior Court ~~of~~ and the presiding Justice thereof. That the fore-  
going signature is in the true and proper handwriting of the said  
Judge.

Witness my hand and seal, this the 6<sup>th</sup> day of De-  
cember, 1902.

*W.M. Russ*  
*Clerk Superior Court*

3382

In the matter of the  
Guardianship of the  
Estate of Reeb? Coke  
Minor. Kula F. Coke  
Guardian.

Transcript of Guardian-  
ship Proceedings Wake  
County Superior Court  
N. C.

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Filed Feb 23, 1903  
J. H. Shanks, Clerk  
By B. F. Cullum, Jr.

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~~Read 9/16/02~~