

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

Case Number 1263

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Dallas Genealogical Society  
Founded 1955

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FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

# 1263

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Received of W J Halsell administrator  
of the estate of Emily Caruth deceased  
Five \$ (500) Dollars for services as  
surveyor in designation of two tracts  
of land sold to Messrs J. P. Emerson  
and A. R. White and the other to  
W R Becker  
Dallas Texas  
July 15<sup>th</sup> 1882  
J. M. Gray

Dallas Texas Feb 8<sup>th</sup> 1880

**R**ECEIVED from W J Halsell Admr of the estate  
of Mrs E. Caruth  
DOLLARS

For Recording deed of Trust and Acknowledgment  
from W. R. Beckers  
W J Halsell  
County Clerk

Dallas Texas May 5<sup>th</sup> 1880

**R**ECEIVED from W J Halsell  
One DOLLARS

Recording Poll A for Estate of E. Caruth  
W J Halsell

**State and County Tax Receipt.**  
DALLAS COUNTY, TEXAS, 1880

RECEIVED from Emily Caruth \$70.00  
in payment of Taxes for the year 1880 on Personal Property, Poll  
Tax, and the following described Real Estate.

State Ad Valorem Tax	98 25	No. Block	
State Poll Tax	49 97	No. LOT	
County Ad Val. Tax			
County Poll Tax	70 00		
Total	70 00		VALUE

Abstract No. 1195  
ORIGINAL GRANTEE: Geo. Gigsby  
No. Acres: 146 1/2  
Tax Collector, Dallas Co. W. H. Crutcher

6E

Rec'd Dallas Treas Aug 10<sup>th</sup> 1882 of W. J. Halsey  
 Adm'r Est Emily Clearuth Four & 50/100 Dollars  
 for recording three Deeds Trust  
 \$4.50  
 A. H. Morrison  
 Co. Cl. & C. Treas

Rec'd Dallas Treas February 4<sup>th</sup> 1882 of W. J.  
 Halsey one dollar Notary fee on a/c of the  
 Estate of Emily L. Clearuth Adm.  
 J. H. Morrison, Notary Public

50  
 Received Dallas Treas Feby 6<sup>th</sup> 1882 of  
 W. J. Halsey Adm'r Estate of Emily L.  
 Clearuth Dec'd the sum of Fifty Dollars  
 for services as atty for said Estate  
 Cron. her & heirs

No. 5316		TOWN COLLECTOR OF TAXES,		TAXES:	
Retired of		Emily Clearuth		State ad Valorem..... \$	7.16
the following amounts,		in payment of State and County		County ad Valorem.....	00.00
Taxes for the year 1881,		on personal property and the		Revenue and School Toll.....	
following described real estate:				County Toll.....	
				Total..... \$	7.16
				TOWN LOUIS.	
				Lot No.	
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FILED BY THE DALLAS

Richardson Tex. March 6<sup>th</sup> 1883  
Received of W. G. Halsell adm<sup>r</sup>  
of the Estate of C. S. Casuth  
the sum of Twenty five  
hundred Dollars the same  
being turned over to me as  
a portion of said Estate for  
distribution between the heirs  
under the will of said C. S.  
Casuth his boy and wife  
above. J. C. Garrison, Adm<sup>r</sup>  
of the Estate of Kentucky

STATE AND COUNTY TAX RECEIPT.  
DALLAS COUNTY, TEXAS.

No 2502

RECEIVED Feb 28 1883.  
of Emily G. Casuth Est. \$ 54 00

in payment of Taxes for the year 1882, on Personal Property, Poll Tax  
and the following described Real Estate: per W. G. Halsell Adm<sup>r</sup>

State Ad Valorem Tax	18 00
State Poll Tax	
County Ad Valorem Tax	36 00
County Poll Tax	
Total	54 00

Abstract No.	ORIGINAL GRANTEE.	No. Acres.	No. Lor.	No. Block.	VALUE.
495	Jno. Litinsky	13 1/2			6000 00

C. B. Gillespie Tax Collector, Dallas Co.  
B. C.

### THE STATE OF TEXAS.

All Persons Interested in the Administration of the Estate of  
Emily G. Casuth, deceased.

W. G. Halsell Administrator, has filed, in the County Court  
of Dallas County, an Annual Account showing the condition of said Estate, of Emily  
G. Casuth

which will be heard at the next term of said Court, commencing on the ~~first~~ <sup>first</sup> Monday in  
August A. D. 1883, at the Court House in the City of Dallas, at which  
time all persons interested in said Estate may appear and contest said Account if they  
see proper.

WITNESS, J. H. HAWKWOOD, County Clerk of Dallas Co., Texas.  
Given under my hand and the seal of said Court, at office  
in the City of Dallas, this 30<sup>th</sup> day of Jan<sup>r</sup>  
A. D. 1883. J. H. HAWKWOOD, County Clerk, Dallas Co., Texas.

By J. H. HAWKWOOD Deputy.

130

Original



COUNTY COURT.

ESTATE OF

Emily G. Caruth

Deceased.

Notice of filing Annual Account.

Issued this 30 day of

July 1884  
County Clerk,  
By L. H. Hughes Deputy.

*Case to Fraud June 30 1884. Executed July 2, 1884 by posting 3 copies of this writ in 3 Public places in Dallas two one of which Court House door of Dallas led one at Richardson & one at Lancaster.  
W. H. W. Smith Shff  
fee # by Jacoby Sply  
fee # 3.00*

THE STATE OF TEXAS,

To all Persons interested in the Administration of the Estate of Emily G. Caruth Deceased.

W. J. Halsell Administrator, has filed, in the County Court of Dallas County, Annual Account showing the condition of said Estate, Emily Caruth

which will be heard at the next term of said Court, commencing on the Fourth Monday in July A. D. 1886, at the Court House in the City of Dallas, at which time all persons interested in said Estate may appear and contest said Account if they see proper.

WITNESS, W. M. C. 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 19 day of July A. D. 1886.

W. M. C. HILL, County Clerk, Dallas, Co., Texas.

By L. H. Hughes Deputy.

THE STATE OF TEXAS.

To all Persons interested in the Administration of the Estate of Emily G. Caruth Deceased.

W. J. Halsell, Administrator, has filed, in the County Court of Dallas County, an Application for the sale of certain lands belonging to said Estate, for the payment of the debts due, of the following description, to-wit: 146 1/2 acres, part of lot No. 9 of the subdivision of the Doby Grigsby League and being a part of 215 acres divided to John Beard by Wm. Wallis Caruth;

Also another tract of 60 acres part of the Wm. Romine Survey; all of said lands situated in Dallas County, Texas.

which will be heard at the next term of said Court, commencing on the Third Monday in May A. D. 1887, at the Court House in the City of Dallas, at which time all persons interested in said Estate may appear and contest said Application if they see proper.

WITNESS, A. HARWOOD, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court, at office in the City of Dallas, this 14th day of April, A. D. 1887.

A. HARWOOD, County Clerk, Dallas Co., Texas.

By W. H. Whack Deputy.

21

No 574

COUNTY COURT.

ESTATE OF  
*Emily Garuth*

Deceased.

Notice of filing Annual Account.

Issued this *19<sup>th</sup>* day of  
*January* 188*6*

W. M. C. HILL, Co., Clerk,

By *A. D. Aldridge* Deputy.

A. D. ALDRIDGE & CO., PRINTERS, DALLAS.

*Came to hand Jan 20. 1886*  
*Executed same day by*  
*posting 3 copies of this*  
*inst in 3 Public places*  
*in Dallas Co our 3*  
*which was at the*  
*Court House Door of Dallas*  
*Co by J. M. Smith Clerk*  
*By Louis Jacoby, Atty*

*Plus 3.00 Recorded*

26

No 477

COUNTY COURT.

ESTATE OF  
*Emily G. Garuth*

Deceased.

Notice of Application for  
sale of real estate.

Issued this *14<sup>th</sup>* day of  
*April*, 188*1*

A. HARWOOD, County Clerk,

By *W. H. Thacker*, Deputy.

SHERIFF'S RETURN.

Came to hand the *15* day of *April*  
188*1*, and executed the *15* day of *April*  
188*1*, by posting up three copies of this writ at three  
public places in Dallas County, one of which was the  
Court House Door of said County.

*B. H. Jones*  
Sheriff Dallas County,

By *W. H. Miller* Deputy.

*Dr Off Fee 3.00*  
*4.77*



The State of Texas,  
COUNTY OF DALLAS.

Estate of Emily Kearuth Dec'd

Know all Men by these Presents, That we, W. J. Halsell  
as Principal, and F. J. Stratton and J. D. Stratton  
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 Eight Hundred Five Hundred Dollars;  
conditioned that the above bound W. J. Halsell who has  
been appointed Administrator with the Will annexed of Estate of Emily Kearuth  
shall well and truly perform all the duties required of him under said appointment.

WITNESS our hands and seals, this 20<sup>th</sup> day of January A. D. 1881.

W. J. Halsell SEAL  
F. J. Stratton SEAL  
J. D. Stratton SEAL

I DO SOLEMNLY SWEAR that the writing which has been offered for probate, is  
the last will of Emily Kearuth, deceased, so far as I know or believe; and  
that I will well and truly perform all the duties of Administrator  
with the will annexed

Sworn to and subscribed before me this 29<sup>th</sup> day of January A. D. 1881.

W. J. Halsell  
A. Harwood  
County Clerk, Dallas Co., Texas.  
By H. H. Thacker Deputy.

THE STATE OF TEXAS.

To all Persons Interested in the Administration of the Estate of  
Emily G. Kearuth, deceased.

Nancy S. Neale and others haggled, in the County Court  
of Dallas County, an Application for the Probate of the last Will of  
Emily G. Kearuth, deceased, and for Letters Testamentary,  
which will be heard at the next term of said Court, commencing on the Third Monday in  
January, A. D. 1881, at the Court House in the City of Dallas, at which  
time all persons interested in said Estate may appear and contest said Application if  
they see proper.

WITNESS, A. HARWOOD, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court, at office  
in the City of Dallas, this 24<sup>th</sup> day of December  
A. D. 1880.

A. HARWOOD, County Clerk, Dallas Co., Texas.  
By H. H. Thacker Deputy.

10477

Estate of  
Emily Garretts  
Decedent

This day the final  
account of W. J. Halsell  
Administrator of the estate  
of Emily G. Garretts  
to be heard, and it  
appeared that all  
and lawful notice  
thereof has been given  
as required by law

IN OFFICE OF  
**J. R. BLEWETT,**  
JUSTICE OF THE PEACE AND EX-OFFICIO NOTARY PUBLIC,  
PRECINCT No. 2, DALLAS COUNTY.

Richardson, Texas, April 19<sup>th</sup> 1882

Received of W. J. Halsell Admin of the Estate of  
Emily G. Garretts Decedent Two Dollars for  
acknowledgments of true debts and one official  
R. Blewett J. P.  
C. S. Dallas, Cal. Tex

and at the same time  
 come, the heirs devise  
 and legate under the  
 will of said Emily G  
 Carruth; <sup>to wit</sup> Martha  
 J Read and her husband  
 W H Read, Lucinda  
 Gardner and her  
 husband E D Garrison  
 Nancy J Hale, Ann  
 P Read, David Read  
 Mary C Porter and  
 Peter - by their  
 attornys - and ~~by~~

E D Garrison Administrator  
 of the estate of the  
 Estate of said Emily  
 Carruth ~~deceased~~  
 died in the County  
 of Allen and State of  
 Kentucky - by his  
 attornys - and no  
 objections ~~to take~~  
 being made to the  
 said account the  
 same is hereby  
 approved and

grand of record  
together with the  
accompanying  
voucher.

And it appearing to the  
Court that said Emily  
learned and in  
the State of Kentucky  
leaves a written  
will which was  
only probated in  
this State and

and only admitted  
to probate in this  
Court on the 24<sup>th</sup>  
day of January. AD  
1881. and that the  
whole of said estate  
of said decedent is  
by the terms of the  
Will of said decedent  
to be disposed of in  
the said State  
of Kentucky and  
that E. D. Garrison

Sans de bonis of said  
 Emily Glearuth is  
 credited to the funds  
 of said deceased  
 in the name of  
 W J Halzell ~~and~~  
 Sans.

It is therefore ordered  
 by the Court that  
 W J Halzell Sans of  
 the estate of Emily  
 Glearuth deceased

pay to the officers  
 of Court the sum  
 of Twenty four  $\frac{58}{100}$   
 Dollars. Cents of Court  
 here and that  
 he pay over to said

C D Garrison  
 Sans del bonis non  
 of the estate of said  
 Emily Glearuth or  
 Morgan True man  
 Mars attorney of  
 record the sum

of three thousand  
Nine hundred and  
Eight and <sup>21</sup>/<sub>100</sub> dollars  
and that upon filing  
the receipt of the  
for said sum  
that ~~to be~~ due  
W J Halzell be a  
discharged from  
all further responsibility  
therein

In re Estate of Emily G. Conant to 477 Co. Ord. Sec. 200 Ed. 2nd

117 Halsue & Son,  
 Recd June 13th 1890 of Mr. J. Halsue  
 administrator of the Estate of Emily G. Conant  
 decd. the sum of Thirty five Hundred and eight & 25/100 Dollars,  
 the same being in full settlement of the amt.  
 due by him as administrator of said estate upon  
 his final settlement of same. This day made  
 and approved by the Court.

Ed. D. Garrison admr. de  
 bris non of Estate of Emily G. Conant  
 decd in State of Kentucky by attornys  
 Morgan and Trueman  
 and as attornys of Record for devise under will  
 of Emily G. Conant

The State of Texas } on the County Court  
 County of Dallas } Dallas County  
 March Term A.D. 1881  
 To the Hon R E Burke County Judge of  
 Dallas County

And now comes W J  
 Halsell Administrator with the Will  
 annexed of the Estate of Emily Garrion  
 deceased and represents to the Court  
 that there is a farm of Fifty Seven  
 acres of Land <sup>belonging to said estate</sup> in <sup>Dallas County</sup> ~~Cultivation~~ that  
 before the appointment of this Administrator  
 to the management of said Estate of  
 said decedent one J G Garrison the  
 agent and attorney of the Legatee  
 under the will of said decedent  
 contracted to and with Pat O'Brien to  
 rent said farm to said O'Brien for the  
 present year. That said land was  
 rented to said O'Brien at and for  
 the sum of One hundred and Seventy  
 one Dollars - that this Administrator believes it to be  
 the interest of the Estate to approve and adopt the  
~~renting~~ <sup>renting</sup> ~~of~~ <sup>of</sup> said farm. Wherefore he prays that  
 the renting of said farm be approved

W. J. Halsell  
 Adminr

Sworn to & subscribed before me this 9<sup>th</sup> day of  
 March A.D. 1881  
 A. Harrison



# PROBATE FEE BILL.

Estate of *Emily G. Caruth, De'd*

CLERK'S FEES.	15	75	50	25	50	50	50	50	50	50	50	50	50	50	50	50	50	50	50	50	50	
Filing and Docketing Applications . . . . .																						
Issuing Notices and three extra Copies . . . . .																						
Entering Order of Appointment . . . . .																						
Taking, Filing and Docketing Bond, with oath . . . . .																						
Entering Order Approving Bond . . . . .																						
Final Record of above . . . . .																						
Issuing Letters . . . . .																						
Entering Order Appointing Appraisers . . . . .																						
Final Record of Inventory . . . . .																						
Filing and Docketing Inventory . . . . .																						
Taking Affidavits to Inventory . . . . .																						
Entering Order Approving Inventory . . . . .																						
Taxing Costs and Copy . . . . .																						
Filing and Docketing Application for Sale . . . . .																						
Entering Order Granting Sale . . . . .																						
Filing and Docketing Report of Sale . . . . .																						
Taking Affidavit of Sale . . . . .																						
Entering Order Confirming Sale . . . . .																						
Filing and Docketing <sup>Final</sup> Annual Account . . . . .																						
Taking Affidavit, 15 cents, Issuing Notice 75 cents . . . . .																						
Entering Order Approving, 50 cents, Recording <sup>2.00</sup> . . . . .																						

JUDGE'S FEES.	
Making Affidavit . . . . .	50
Approving Bond . . . . .	50
Appointing Appraiser . . . . .	50
Probating Will . . . . .	50
Granting Sale _____ Confirming Sale . . . . .	50
Approving <sup>Final</sup> Annual Account . . . . .	50
One-half per cent. com'n on \$4057 . . . . .	20 28
	20 28

SHERIFF'S FEES.	
Posting Notices . . . . .	20 78
" " . . . . .	
" " . . . . .	

RECAPITULATION.	
County Judge's Fees . . . . .	20 78
Clerk's Fees . . . . .	3 80
Sheriff's Fees . . . . .	
Appraiser's Fees . . . . .	
	24 58

THE STATE OF TEXAS, } *J.B. Scott*  
 COUNTY OF DALLAS. } I. W. M. C. HILL, County Clerk  
 Clerk of said County, hereby Certify that the above is a true and correct statement of the Costs due in the above entitled cause.  
 WITNESS my hand and official seal, at office in Dallas, this  
 13 day of June 1890  
*J.B. Scott* Clerk.  
 Per *J.J. Lewis* Deputy.

\$24 58 Dallas, Tex. June 13 1890  
 Received of *H.J. Wallace Adm'r*  
 of estate of *Emily G. Caruth De'd*  
*Twenty four & 58/100* Dollars,  
 in full of above Bill of Costs.  
*J.B. Scott* Clerk.  
 Per *H.S. Jackson* Deputy.

No 477

Estate of *Emily G. Caruth De'd*

Report of *Wm. H. Jackson*

Approved  
*Wm. H. Jackson*  
*J.B. Scott*  
*Appr'r*

Filed  
 June 9 - 1891  
*H. H. Thompson*

477

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

S B Scott  
to 3 Receipt  
W J Halsell  
Aaur

No. 6-18-90  
PROBATE FEE BILL.

COUNTY COURT,  
Dallas County Texas.  
ESTATE OF

Judge's Fees . . . . .  
Clerk's Fees . . . . .  
Sheriff's Fees . . . . .  
Appraiser's Fees . . . . .

TOTAL . . . . .

Cutter & Gibson Printing Co., Printers, Dallas.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No. 477

Estate of Emily G. Caruth, } In the County  
 dec'd. } Court, March  
 W. J. Halseell, adm'r. } Term 1882.

To the Hon. County Court  
 of Dallas County, Texas =  
 And now comes W.  
 J. Halseell, adm'r with the will  
 annexed of the Estate of Emily G.  
 Caruth, dec'd, and represents  
 to the Court that H. C. Manning,  
 to whom the lot of land here-  
 inafter described was sold  
 & a report thereof made to this  
 Court as shown by "Sale Bill"  
 filed herein on March 14<sup>th</sup> 1882,  
 which report was confirmed by  
 this Court on the 24<sup>th</sup> day of  
 March 1882, wholly refused &  
 failed to comply with the terms  
 of the sale & to take the land; that  
 upon said refusal & refusal  
 this administrator proceeded  
 under the order of this Court made  
 at its January Term 1882 to  
 sell said tract of land & on the  
 14<sup>th</sup> day of October 1882, sold said  
 tract of land to H. B. Gause  
 of the County of Dallas, State of  
 Texas, for seventy five dollars (\$75.00)  
 per acre - one half cash & the balance

in Twelve months; that said tract of land as sold to W. B. Green is described as follows, to-wit: - Being part of Lot No. 9 of the subdivision of the John Gregory Lege Survey & part of 215 acres added to John Caruth by W. & Walter <sup>Caruth</sup>, & described in deed from said W. & Walter Caruth on 17<sup>th</sup> day of Jan. 1875 - Begin.ning at a stake in the South Western line of said tract in center of block, a continuation of Ross Avenue in the City Hallon; thence N. 45° E. 150<sup>0</sup> m. to stake; thence N. 45° E. 188<sup>0</sup> m.; thence S. 45° W. 150<sup>0</sup> m. to stake on S. W. line of this tract; thence N. 45° W. to place of beginning & containing Five Acres of land; & that said land sold for the highest price that could be obtained for the same, & that it was a reasonable price.

Wherefore be it that said approval & sale to W. B. Green, be set aside & that the sale to W. B. Green be approved, & the order of W. B. Green proper conveyance as before.

compliance with terms of  
 sale &c

(Original) W. G. Hallock admr  
 Deceased to and assigned  
 by and W. G. Hallock, adminis-  
 trator of the Estate of Emily G.  
 Caruth, dec'd, before me this  
 17<sup>th</sup> day of Nov. 1882.

A. Harwood CLK  
 By W. W. Pease S. C.

No 477

Estates of  
Dr. Cassin,  
Dec'd.

Report of Sale

died Nov 19<sup>th</sup> 1882

A Harwood Co Mo

By W W Peake &

Executors and  
Commissioners. Title  
will be made  
to purchaser  
in accordance  
with terms of  
sale, Nov 28<sup>th</sup>

1882. R. O. Burt

Co. Judge  
Recorded Nov 30<sup>th</sup> 1882

W. J. Halsell, Admr., with the will annexed, of the Estate of Emily G. Caruth, dec'd.

In final account current with said decedent's estate.

1890.

Dr.

To cash on hand per exhibit of January, 1886. -----\$4057.79

Credit.

By cash paid Coombes & Gano services in case of Grigsby vs Bywles-voucher 1-----\$ 100

By amount probable court costs-----~~25~~?

By amount paid Coombes & Gano for services rendered in final account-voucher 2-----\$ 25

By cash on hand to balance-----\$ 3907.79

*Total* -----\$ 4057.79

Said Admr. says that he filed his annual exhibit herein on the 18th day of January, 1886, together with his vouchers accompanying the said exhibit that all the papers connected with said administration were *then* in the office of the County Clerk of Dallas County; that this Admr. has not seen the same since; that he has caused diligent search to be made for said papers and vouchers and has not been able to find the same or get any trace thereof; that at the date of filing of his exhibit on the 18th day of Jan. 1886, this admr. had on hand of the funds of said estate the sum of \$4057.79 that prior to that time this Admr. had after payment of all debts and expenses, paid over to the heirs of Decedent and in Decedent's will and hereinafter mentioned as follows, to wit:

March, 6th, 1883-----	\$2500.00
Feb., 30th, 1885-----	\$1500.00
Total-----	\$4000.00

that this admr. rendered full accounts of his receipts and disbursements including said amounts paid to the heirs shown in his exhibits and vouchers up to and including Jan., 13th, 1886; that on account of the loss of said exhibits and vouchers he is unable to make an itemized exhibit of his receipts and expenditures; that just before the filing of said exhibit this deft. as Admr. of this estate was made a party defendant by serie facias in the suit of Grigsby vs Bowles et al pending in the District Court of Dallas County, Texas; that on account of this admr. having been made a party deft. in said suit, no final settlement of said estate has been made; that he has been at all times <sup>and is now</sup> ready and anxious to turn over the funds to the heirs of said Emily G. Caruth, dec'd. if in opinion of the court he should do so; that this administrator is advised that having been made a party deft. as Admr. of this estate in the said case of Grigsby et al vs Bowles et al by serie facias; that this deft. as such administrator is liable on final trial of said cause to have judgment rendered against him; that the will of Emily G. Caruth found of record on pages 31 to 34 of Book C of the Records of Wills of Dallas County, names Martha J. Read, wife of W. H. Read, Erasmus P. Read, David Read, Lucinda Garrison and E. D. Garrison her husband, Nancy S. Neale, Martha Grider, and Mary A. Porter all of the County of Allen and of the State of Kentucky, as her sole devisees under said will, and



Received Dallas Texas Feby 21<sup>st</sup> 1890 of  
W. J. Halsell Admr. of the Estate of  
Emily G. Caruth Decd the sum of  
Twenty five dollars for services in  
the matter of the ~~final~~ settlement  
of said decedent's estate -  
Coomber & Gann

as such entitled to all of said funds whenever and so soon as this  
Admr. shall be relieved from responsibility as to the said suit  
of Grigsby et al vs Bowles et al.

The State of Texas -  
County of Dallas - Before the undersigned authority this day  
came W. J. Halsell Admr. of the Estate of Emily G. Caruth, Dec'd.,  
who being duly sworn says that the foregoing is a correct state-  
ment of the condition of the estate of E. G. Caruth so far as the  
same has come to his hands or knowledge.

W. J. Halsell

Sworn to and subscribed before me this 1<sup>st</sup> day of Feb. 1890.

A. B. Scott  
Notary Public  
By A. B. Scott  
1890

131  
61  
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00  
By [unclear] 2/13/80  
Blk

Page 2

Received Dallas Green Friday 2/13/80  
of [unclear] of the [unclear] of  
County & [unclear] [unclear] The sum of  
One thousand [unclear] for [unclear]  
[unclear] The [unclear] in the sum  
of [unclear] & [unclear] [unclear] at the  
County [unclear]

P. No 477-  
W J Hall  
Law

E. J. Caruth

"Final Account"

FILED

FEB 1 1880

S. B. Scott, Clerk  
By [unclear]

FILED BY THE DALLAS GENEALOGICAL SOCIETY--1977

Estate of Emily Gleason Dec'd

Inventory and Appraisement of the  
Estate of Emily Gleason Dec'd  
returned by W. J. Walcott Administrator  
with the Will annexed of said decedent's  
estate.

Real Estate: Separate property.

146 1/2 Acres land John W. Bigby League Survey	Valued	5760.00
60 " " " W. R. Romaine Survey.	" "	1800.00
Total		\$ 7660.00

Personal Estate

None

List of claims due decedent.

Note on John McStevenson in favor of decedent dated  
Nov 13<sup>th</sup> 1875 due one day after date in the sum  
of three hundred dollars sold with interest  
at 2 per cent per month upon which are  
endorsed the following credits to wit:

Febry 18<sup>th</sup> 1878. \$110

" " " \$10

Note on J. W. Dent dated Febry 16<sup>th</sup> 1878 due  
one day after date in the sum of Two  
hundred and Sixty Dollars and  
bearing interest at 12 per cent per  
annum upon which are endorsed  
the following credits July 1<sup>st</sup> 1878

By cash 165<sup>00</sup> paid during the year 1878

1004

Written statement of John M. Stearns that he turned over judgment in favor of decedent against A. S. Benchar in Dallas Dist Court -

Judgment of Justice Court in favor of decedent and against J. Whicent and John P. Osbell also val of judgment on E. W. Tucker

Judgment against Soupot & Walker in Justice Court. - all these claims believed to be entirely worthless

The State of Texas }  
 County of Dallas } I, W. J. Halsell Administrator  
 do solemnly swear that the foregoing is a true and complete inventory and list of property and claims of said decedent so far as the same has come to my hands or knowledge

W. J. Halsell.

Sworn to and subscribed before me this 29<sup>th</sup> day of Jan'y, A. D. 1881.

J. H. Harwood, Clerk.

By H. H. Thacker, dep.

The State of Texas & the undersigned  
County of Dallas & Commissioners appointed  
to appraise the estate of  
Emity G. Carrithie deceased do  
solemnly swear that the figures  
set opposite each item in the foregoing  
appraisement is the appraised  
value thereof as fixed by us -  
we further swear that we are  
not interested in said estate nor  
of kin to anyone interested therein

J. G. Stevens

H. W. Bryan

W. R. Bell

Sworn to and subscribed before  
me this 31 day of Jan'y A.D. 1881  
At a Wood Co. Tex. &c. &c.

By A. T. Bolanz, D. J.

J. G. Stevens	1 Day as appraiser	2.00
H. W. Bryan	— — —	2.00
W. R. Bell	— — —	2.00

Ms. No. 477  
Estate of  
Emily Kearuth  
Deceased  
Appraiser report  
Filed Jan. 31<sup>st</sup> 1881.  
A. Harwood, Clerk,  
By W. H. Shackelford,  
Examined  
& approved  
April 9<sup>th</sup> 1881.  
R. E. Burke  
Clerk  
✓ 477 ✓

In re of  
Estate of Emily G. Canth  
Wm J. Halsey  
Adms.  
Probate  
Court  
of  
Dallas  
County

To the Honorable E. G. Bour  
Judge of the County Court of  
Dallas County, sitting in matters  
probate in

Humbly complaining  
your raters W. H. Read and wife  
M. J. Read E. D. Garrison and  
wife Garrison Nancy S.  
Wials Mary E. Porter, Orin  
Read and David Citizens of  
County State of Kentucky  
would respectfully represent to  
the Court that they are the  
true devisees and legatees of  
the said Emily G. Canth. In fact  
that heretofore her will on the  
day of 1881 the last  
will and testament of the said  
Emily G. Canth was admitted  
to probate in that Honorable  
Court and upon the 24 day  
of January 1881 Wm J. Halsey  
was appointed and duly qualified  
as administrator of the estate of  
said Emily G. Canth with the

well earned. Your trators would  
 further state to the Court that  
 that are no debts existing against  
 said estate in fact, none existed  
 on the date the said Mr. J.  
 Halsey qualified as administrator  
 that the sole necessity for the  
 appointing an administrator at  
 all was for the purpose of  
 selling certain lands situated in  
 Dallas County for the purpose  
 of paying the claims under  
 the will of said Emily G. Russell.  
 Your trators would say that  
 all said land has been sold  
 as appears by the reports of  
 said Mr. J. Halsey filed herein  
 and the <sup>and has not since the same to the parties called upon</sup> Mr. J. Halsey admini-  
 strator has received the money for  
 said <sup>and has not since the same to the parties called upon</sup> lands  
 and that although said lands  
 have been sold for several years  
 and the money paid said administrator  
 to and no necessity exists for the  
 continuance of said administration  
 that said administrator has never  
 filed any final report and  
 said administration is still pending  
 in this Court - that said admini-  
 strator has not filed a report  
 that was approved since 1884.  
 Your petitioners would state to the



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Trust that they desire said  
administration closed and the money  
belonging to said estate paid to  
them as the devisees & legatees  
under said will.

Trusting considered they pray  
that said administrator not  
Haskell be set to present  
his final account as admin-  
istrator of Emily G. Canth's will  
and that he be required to do  
so. And that said administration  
be closed.

Margaret Thurman  
Attorney

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

In matters of Probate

To the Hon R E Burke County Judge  
of Dallas County

Your petitioners

Nancy J. Hale, Lucinda Garrison and  
her husband E D Garrison, Martha  
Smiler, Mary E Pater Me of Read  
and her husband William H Read  
respectfully represent that Emily  
Hearwith late of the County of Allen  
in the State of Kentucky departed  
this life in said State and County  
on the day of June A D 1880  
leaving a written will whereby  
she disposed of all the Estates  
owned by her and therein named  
Thompson Hearwith of the County of  
Allen in said State executor of  
said written Will.

That pursuant to writ at the June  
Term of the County Court of the  
County of Allen in said State of  
Kentucky sitting in matters of  
Probate and by the laws of said  
State having jurisdiction in matters  
of Probate said last Will of said  
Emily H Hearwith was duly

477- Probate and

of Emily H Hearwith  
decd

Wm H Read  
Adm'r

Filed Oct 12-1889

D B Scott  
Cll

B. James  
29

Makes to  
Register Office  
to make report

proven and admitted to probate by  
 Said Honorable County Court  
 of Dallas - and duly recorded in  
 Said Court. a copy of which said  
 Will and probate thereof attested  
 by the clerk of the County Court  
 of the County of Allen and duly  
 certified by the Judge of said Court  
 is herewith filed marked "A"

That said Thompson Meawion  
 has declined to act as executor of  
 said Will.

That by the terms of said Will  
 said Testator disposed of certain  
 lands lying in the County of  
 Dallas and State of Texas  
 and some personal property of the  
 probable value of Four thousand  
 Two Hundred Dollars.

That petitioners are interested in  
 said estate - being legatees under  
 said Will.

Petitioners respectfully represent that  
 W. J. Halzell of the County of Dallas  
 in the State of Texas is not dis-  
 qualified from acting as  
~~petitioner's attorney~~ with  
 the Will annexed of

the estate of the said Emily  
 L. Bennett

the Estate of the Said Emily  
Leavitt

Wherefore petitioners pray that  
due notice be given, that  
the said Will of Said Emily  
Leavitt may be filed and  
admitted to record and that  
Said W J Halsell may be  
appointed Administrator  
with the will annexed of  
the Estate of Said Emily Leavitt and they

will ever pray &c  
J E Coombs  
Atty for Petitioners

In the County Court of Dallas Co., State of Texas, Jan. Term 1882.

Estate of Emily G. Caruth, dec'd.

To the Hon. County Court of Dallas County, Texas:

W. J. Halsett, administrator of the estate of Emily G. Caruth, dec'd., respectfully offers the following report of sales of real property belonging to said estate:

He, the said administrator, states that in compliance with the order of this Court, made at its November Term A. D. 1881, he sold the following described tracts of land, to wit:

1<sup>st</sup>, To H. R. Becker a tract of land situate in Dallas County, State of Texas, & being a part of the John Grigoby League, & more particularly described as follows: Beginning at the E. corner of the Emily G. Caruth tract of the N. E. line of said Grigoby League; thence N. 45° 22', 325 3/4 yds. to a stake, in said line, the Centre of Ross Avenue; thence S. 45° 24', 79 yds. to stake; thence S. 45° E., 376 3/4 yds. to stake in the McKeiny Road on the E. line of said Com. tract; thence N. with the E. line of said Caruth tract 100 3/4 yds. to place of beginning containing 5 acres; that this tract was sold for the sum of Sixty one Dollars and forty cents per acre.

2<sup>nd</sup>, To D. P. Emerson and Arthur R. White a tract of land situate in Dallas County, State of Texas, being part of the John Grigoby League, & more particularly described as follows: Beginning in the Centre of Ross Avenue, corner of tract above described & sold to H. R. Becker; thence

Estate of Emily G. Caruth

"Petition to Probate Last Will."

Filed Dec. 23<sup>rd</sup> 1880  
A. Garwood, Clerk  
By H. H. Thacker, Deft.

Box 1163

477 477

N. 45° W. with the N. line of said  
Caruth tract 34 3/4 gals. to stake; thence  
S. 45° W. 71 gals. to stake; thence S. 45° E.  
34 3/4 gals. to stake in Ross Acre, &  
the corner of the Hecker 5 acre tract; thence  
N. 45° E. 71 gals. to place of beginning -  
Containing 5 acres: that said tract  
of land was sold for the sum of  
40 dollars <sup>(\$40.00)</sup> per acre  
3rd, To S. A. Emmons a tract of

land situate in Dallas County, State  
of Texas, being a part of the Wm. Ross  
Survey, & more particularly described as  
follows: Beginning at the N. corner  
of a sixty acre tract, out of said survey,  
owned by Emily G. Caruth at the time of  
her death, which sixty acres is described  
in the application filed by this admin-  
istrator in this Court on the 9th day of March  
1881 for the sale of real property belonging to  
the estate of Emily G. Caruth - to which refer-  
ence is here made; thence N. 45° E. 196 2/3  
ms. to stake; thence S. 45° E. 287 1/2 ms.  
to stake; thence S. 45° W. 196 2/3 ms. to a  
stake, the central point in the S. W.  
line of said sixty acre tract; N. 45° W.  
287 1/2 ms. to place of beginning - Contain-  
ing 10 acres: that this tract of land  
was sold for the sum of \$7.00 per  
acre.

That the order of sale above  
referred to was made on the 23rd day  
of November 1881; that the property here-  
tofore described was sold to the highest  
bidder at public sale at the Court  
House door in the County of Dallas,

State of Texas, on the 3<sup>rd</sup> day of  
January 1882 - between the hours of  
10 o'clock A. M. & 4 o'clock P. M.; that  
the terms of the sale were one-half  
cash & one half in twelve months,  
deferred payments bearing interest  
at rate of 10 percent per annum;  
that said lands were sold for the  
highest price that could be obtained  
at said sale; & the said adminis-  
trator asks this Court to approve  
& confirm said sales, & to make  
an order directing the proper convey-  
ances to be made by this adminis-  
trator to the purchasers upon their  
compliance with the terms of said  
sales.

(signed) W. J. Halsell Adm<sup>r</sup>  
Known to and subscribed by the  
said W. J. Halsell, administra-  
tor of the estate of Emily G. Combs  
decd, before me on this 27<sup>th</sup> day of  
January A. D. 1882.

J. R. Blewitt J. P. and  
Ex officio J. P. Dallas Co. Texas

The State of Texas }  
 County of Dallas }  
 Dallas County  
 March Term A.D. 1882

W. No. 477

Estate of  
 Emily G. Cantrill, dec'd.

Report of  
 Sales

"A"

Filed Jan'y. 28<sup>th</sup> 1882.  
 A. Howard, Clerk.  
 By H. N. Thacker, dep't.

Feb 4<sup>th</sup> 1882  
 of land in  
 vicinity of  
 Campground. other  
 disapproved.  
 Admin directed to  
 make title to  
 purchaser of land  
 in vicinity of  
 Campground.  
 H. N. Thacker  
 477

To the Hon R E Burke County Judge  
 of Dallas County

and now comes  
 W J Hall, Administrator with the  
 will annexed of Emily G Cantrill  
 and represents to the Court that in  
 obedience to an order of this Court  
 at the January Term A.D. 1882  
 to have certain said order being  
 in removal of sales of said  
 Court of said term. He on this  
 18<sup>th</sup> day of April A.D. 1882 sold  
 the following lands belonging to said  
 decedent's estate at private sale  
 to wit part of The McMonie Survey.  
 Beginning at the S E corner of tract hereof  
 sold to James Mer. Thence S 45° E 100  
 farsas to corner. Thence S 45° W 590 m  
 to E corner on West line of tract  
 Thence N 45° W 100 farsas. Thence  
 N 45° E 590 farsas the beginning and  
 containing ten acres to James  
 Mer at and for the sum  
 of fifteen dollars per acre one  
 half cash bal at Twelve months  
 said lands being sold to Mer  
 at former sale but by mistake  
 not embraced in the field notes.



That on this 18<sup>th</sup> day of April A.D. 1882  
 he also sold the residue of said  
 Pecanue tract to A. M. Down  
 and J. B. Down at and for  
 the sum of fifteen dollars per  
 acre one half cash and balance  
 at twelve months. Beginning at the  
 SE corner of tract sold to James  
 Burr Thence S. 45° E 191 2/3 varas to  
 original east corner a double Post oak  
 tree N 35° E 6 m. another Post oak tree  
 34° E 9 varas. Thence S 45° W 590 varas  
 to a State Post oak tree N. Black  
 Jack tree N 9 1/2° E 8 m. Thence S 45° W  
 191 2/3 varas to S corner of Burr  
 tract Thence N 45° E with Green  
 line 590 varas to the beginning and  
 containing twenty acres more  
 or less. That this donor believes  
 the said lands has been sold  
 for its fair market value  
 and that it is to the interest  
 of the Estate to make said  
 sale

W. J. Halsell  
 Law Estate of  
 Emily Hearther

Done to and subscribed  
 before me this 19<sup>th</sup> day of  
 April A.D. 1882

J. R. Blewett, J.P.  
 Office, N. O. Dallas, County, Texas

No 477  
Estate of  
Emily G. Caruth

$\frac{1}{336}$

30  
July

Sale Bill

Filed May 15<sup>th</sup> 1882.  
A. Hancock, clerk.  
By W. K. Shackley, deft.

Approved &  
complied  
with directions  
to make bids  
to purchasers  
in accordance  
with terms of  
sale, May 24<sup>th</sup> 82

W. K. Shackley  
Clerk  
No 477

W. Halsell Administrator of the Estate of Emily G. Caruth Decd  
In annual account current with said decedent's estate

Dr

1886 To cash on hand as per Ex of fund 30<sup>th</sup> Dec 1884 \$561.29

Credit

1886

By cash paid for Garrison's account of the Estate of Emily G. Caruth in the State of Kentucky	Voucher No.	1500.00
By amt paid to the Hill Court Costs Dec 17		52.50
By cash on hand <del>for</del>		<del>405.79</del>
		\$561.029

The State of Texas }  
Dallas County }.

W. Halsell Administrator of the Estate of Emily G. Caruth Decd do solemnly swear that the foregoing is a true and correct exhibit of the present condition of said decedent's estate so far as the same has come to my hearing or knowledge. That there was a suit pending in the District Court of Dallas County against said decedent at the date of her death Suptan G. G. G. & W. H. Powers et al to which suit this Administrator has been made a party and that for this suit this estate is ready to be wound up to the demand or heirs of said Emily G. Caruth Decd.

W. J. Halsell

Admin of Estate Decd

Sworn to and subscribed before me this day of January 1886

W. McCall County Clerk D.C.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

A# 47

Estate of  
Emily Hearsh  
Dec

"Annual Account"

Filed Jan 18<sup>th</sup> 1886  
W. M. Kull  
Clerk

W. M. Kull

Received

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W J Halsell Auditor of the Estate  
of Emily A. Barnette dec'd

In account with Said decedent's Estate

To amount of Sale of Lands approved Febry.

14<sup>th</sup> 1882 as follows

5 acres John Kingsby League Sold DR Becker	\$ 307.00
5 " " " " " SP Emerson	
+ Arthur White	\$ 210.00

To amount of Sale of Lands approved March

24<sup>th</sup> 1882 as follows.

13 1/2 acres John Kingsby League Sold to Roubens.	\$ 6575.00
20 acres Wm Ronnie Survey " " James	\$ 600.00

To amount of Sale of Lands approved

May 24<sup>th</sup> 1882 as follows.

20 acres Wm Ronnie Survey Sold to	
Amos B. Brown	\$ 300.00

To amount of Sale of Lands approved

on the 28<sup>th</sup> day of Nov. 1882

as follows.

5 acres John Kingsby League Sold to	
Wm Gans	\$ 375.00

To rent rec'd of Pat O'Brien	\$ 171.00
------------------------------	-----------

To amt collected from Emerson	\$ 10.50
-------------------------------	----------

" " " " DR Becker	15.35
-------------------	-------

" " " " Wm Gans	328.75
-----------------	--------

" " " " James Cooper	300.00
----------------------	--------

" " " " Amos B. Brown	15.00
-----------------------	-------

" " " " W. B. Hayes	28.12
---------------------	-------

Rent received from Jas Barton	\$ 47.00
-------------------------------	----------

Total	\$ 9012.72
-------	------------

Credit

By cash paid Court Costs to H. Harwood Post	1	\$ 87.90
---	---	----------

" " " Taxes 1880	2	70.62
------------------	---	-------

By cash paid Taxes 1879	Don	3	\$ 74.62
" " " 1881	"	4	\$ 78.65
" " " J. H. Stevens Notary fee	"	5	1.00
" " " Leominster Mass	"	6	\$ 50.00
" " " A. Hanwood Recording	"	7	3.00
" " " H. M. Bryan Survey	"	8	5.00
" " " J. R. Blevitt Notary	"	9	\$ 2.00
" " " A. Hanwood recording	"	10	\$ 4.50
" " " W. M. Hill recording	"	11	\$ 1.00
" " " " " "	"	12	\$ 2.00
" " " Taxes 1882	"	13	\$ 54.00
" " " J. H. Garrison Administrator of Estate of E. L. Caruth dec'd in Ky.	in 14		\$ 2500.00
" Cash paid Leominster Mass	Don	15	50.00
" 5 per cent Com on \$9012.72 rec'd			450.63
" 5 per cent " " \$430. <sup>34</sup> Paid out			21.51
" Cash on hand to Bal			\$ 5610.29
Total			\$ 9012.72

The State of Texas  
 County of Dallas

I, W. J. Hallsell Administrator  
 of the Estate of Emily L. Caruth dec'd  
 do solemnly swear that the foregoing is  
 a true and correct exhibit of the present  
 condition of said dec'd's estate  
 so far as the same has come to  
 my notice or knowledge.

W. J. Hallsell  
 Admin of E. L. Caruth dec'd

Sworn to and subscribed  
 before me on this 28<sup>th</sup> day  
 of June A.D. 1884

W. M. Hill  
 Clerk D.C.

OK # 77

Estate of

Emily Is Leavitt  
deced

Annual Account

Filed Jan 30<sup>th</sup> ad 1884

Wm. C. Hill Collect  
By L. H. Hughes Eq.

cit said Jan 30<sup>th</sup> 1884

Examined & approved  
Nov 20<sup>th</sup> 1884

R. E. Baxter  
Recorder

At a County Court legal & held for the County  
of Allen at the Court house thereof and Scottsville  
Ky on Monday June the 14<sup>th</sup> 1880

Now J. K. Pritchard presiding judge  
An instrument of writing purporting to be the last will & testament of  
Emily G. Earnth J<sup>rs</sup> was this day produced in court with a codicil there  
attached & said will was proven by the oaths of J. H. Collins, J. R. Shepard  
& W. R. Shepard the subscribing witnesses thereto & the codicil attached to  
said will was proven by the oaths of Tibbie Carpenter & J. K. Tucker the  
subscribing witnesses thereto which will & codicil is allowed & estab-  
lished by the court as the last will & testament of <sup>the</sup> Emily G. Earnth J<sup>rs</sup>  
as appears as such ordered to be recorded

Know all men by these presents that I Emily G.  
Earnth of the town of Scottsville Allen county Kentucky  
do make and publish this as my last will and testament  
hereby revoking all <sup>heretofore</sup> wills made by me

Item 1<sup>st</sup>

It is my will & desire that after my death my  
Executors herein after named pay all my just debts  
and funeral expences

Item 2<sup>nd</sup>

It is my will and request that my sister Martha  
Grider have the use and benefit of a note of \$750.  
Seven hundred and fifty dollars I hold against  
her bearing date — day of 18 during the term  
of her natural life on her paying the interest at  
6 per cent per annum from the date of the note  
but that she is not to be required to pay  
neither principal nor interest unless she chooses

as per copy since as soon as warren has seen



to do so during her life time  
 Item 3<sup>rd</sup> It is my will and bequest that my niece Mary E. Peter have the entire proceeds of the \$750 seven hundred and fifty dollar note at the death of my sister Martha Grider as is defined in Item 2<sup>nd</sup> of this my will the proceeds of said note to be the property of the said Mary E. Peter forever.

Item 4<sup>th</sup> It is my will and bequest that my niece Nannie S. Keale have my house and two lots in the town of Scottsville Ky. the same on which I now reside to have and to hold unto her for and during her natural life and if she should have a child or children surviving her said house and lots in that event to descend to said child or children forever. I also hereby will and bequeath unto the said Nannie S. Keale all my household and kitchen furniture that may be on hand at my death to be hers for and during the term of her natural life.

Item 5<sup>th</sup> I will and bequeath that the 204 acres of land lying in Dallas county Texas owned by me be sold when ever it can be done at a reasonable price and the proceeds applied to the following persons

Item 6<sup>th</sup> I will and bequeath \$1000 one thousand dollars to my niece Martha J. Read wife of Wm. H. Read to be used and controlled by her as her separate estate and not to be subject in any manner

to be used and controlled by her as her separate estate and not to be subject in any manner

- Item 7<sup>th</sup> whatever to the payment of the debts of her husband Wm H. Read
- Item 7<sup>th</sup> I will and bequeath to Erasmus R. Read Son of Wm H. & M. J. Read \$1000, one thousand dollars which amount I desire to be loaned out at interest until he arrives to the age of 21 years
- Item 8<sup>th</sup> I will and bequeath to David Read Son of W. H. & M. J. Read \$1000, one thousand dollars which amount I desire loaned at interest until he arrives to the age of 21 years
- Item 9<sup>th</sup> I will and bequeath to my niece Hannie S. Keale \$4000, four thousand dollars to be used and controlled by her during the term of her natural life which is bequeathed to her in the same manner and on the same conditions that are set out and defined in the 4<sup>th</sup> Item of this will
- Item 10 I will and bequeath to my sister Lucinda Garrison and her husband E. D. Garrison \$1000 one thousand dollars to be theirs forever
- Item 11 I will and bequeath to Hannie S. Keale \$2000 Two thousand dollars to be here for and during her life time
- Item 12 I will and bequeath the sum of \$400 four hundred dollars to be applied and used in paying off and discharging <sup>the outstanding</sup> debt against the United Missionary Baptist Church at Seaside Ky
- Item 13 I will as I request to my sister Martha

Under the interest on the \$2000 bequeathed to my niece Nannie S Keale in the 4<sup>th</sup> item of this will for and during the term of the natural life of the said Martha Grider.

Item 14 In Item 4<sup>th</sup> in this will I have willed and bequeathed to my niece Nannie S Keale the house and lots on which I now reside together with my household and kitchen furniture during her natural life. In the event she dies leaving no child or children surviving her my desire is and I here by will and bequeath at the death of the said Nannie S Keale all of said property to Martha J Read and her children forever.

Item 15 In Item 11 of this will I have bequeathed to Nannie S Keale \$2000 Two thousand dollars to be hers for and during her natural life which I desire and hereby will and bequeath to my niece Mary E Peter to be hers forever after the death of the said Nannie S Keale.

Item 16 The bequests made by me of \$4000 to Nannie S Keale in Item 9 of \$1000 to Lucinda Garrison & C. J. Garrison in Item 10 of \$2000 to Nannie S Keale in Item 11 and of \$4000 to the Scottville Baptist Church in Item 12 are all made on conditions that my 204 acres of land in Dallas County Texas can be sold for an amount sufficient to pay said bequests in addition to the bequest to

of land in Dallas County Texas can be sold  
for an amount sufficient to pay said  
bequests in addition to the bequest to

Marytha J. Read and her two sons E R Read  
and David Read which are in Item 5, 6, & 7  
and which I desire paid first out of the  
proceeds of my Texas lands

Item 17 I hereby will and bequeath in the event that of  
Erasmus P. Read or David Read or each of them  
should die before they severly arrive to the age of 21  
years then and in that event I desire that the  
amount due or coming to the one who dies  
be delivered to the Trustees of the United  
Baptist Widows and Orphans Home of Lou's  
Village Ky for the use & benefit of said Widows  
& Orphans Home

Item 18 My will and bequest is that if any of the Bene-  
ficiaries to this my last will and Testament  
becomes dissatisfied as to the amounts or condi-  
tions to this will and in any way endeavor to  
to litigate the same then and in that event  
my will and bequest is that all the provisions  
to such persons or persons be null and void  
to such person or persons

In testimony whereof I hereunto set my name  
this the 14<sup>th</sup> day of Feb 1880

Emily S. Caruth

Signed sealed and delivered in the  
presence of us and in the presence of each other  
this 14<sup>th</sup> day of Feb 1880

J. H. Collins

W. R. Shepard

J. R. Shepard

I Emily G. Caruth of the County of Allen and State of Kentucky do make and publish this as Codicil to my last will and testament which bears date February 14 1880 in words as follows viz

Item 1<sup>st</sup>

It is my will and desire that my sister Martha Greder have \$2000 Two thousand dollars to be hers during her natural life in addition to the \$1000 bequeathed to her in my will heretofore referred to (the \$1000 and the \$2000) to be hers for and during her natural life at her death I will and hereby bequeath that all of said \$2000 that remain in the hands of my said sister at her death to go to my niece Mary & Peter which is to be here forever

Item 2<sup>nd</sup>

It is my will and desire that my sister Lucinda Garrison and her husband E. D. Garrison have \$1000 in addition to the \$1000 willed to them in my will heretofore referred to be theirs forever

Item 3<sup>rd</sup>

It is my will and desire that in the event there is not a sufficiency of property to meet or pay off all the bequests made by me both in the will before referred to and this codicil I desire that the different amounts specified in my will be prorated according to the various amounts in each item of my said will to make the \$2000 to my sister

will to make the \$2000 to my sister

Martha Grider and the \$1000 to my sister  
Lucinda Garrison and her husband E. L. Garrison  
as are specified in this codicil to my said  
will

Item 4

In my last will and Testament of 4<sup>th</sup> Feb  
February 1880 I failed to nominate any  
person as my Executor of said Will I now  
hereby nominate and appoint my friend  
Thompson Manion as my Executor to this  
my last will and Testament and Codicil  
thereto Given under my hand this 18<sup>th</sup>  
day of May 1880 Emily G. Caruth

Attest

L. R. Tucker

Libb's Carpenter

State of Kentucky

County of Allen set

I C. H. Harris clerk of the Allen County Court  
do certify that the foregoing will of Emily  
G. Caruth Deceased with a codicil there annexed  
was at the June term of the Allen County  
Court 1880 filed in Court for Probate  
which will was fully proven by the oaths  
of John H. Collins W. R. Shepard & James  
R. Shepard the subscribing witnesses there  
to and L. R. Tucker and Libb's Carpenter

being the subscribing witnesses to the codicil  
which codicil <sup>of said wife</sup> was proven by the oaths of  
said witnesses where upon the same was  
allowed and established by the court as and  
for the last will and testament of said  
Decedent and as such was ordered to be  
recorded which is with this certificate record  
ed in my office

Given under my hand as clerk of the Allen  
County Court at Scottsville Ky this  
the 17<sup>th</sup> day of June 1880

S. W. Harris clerk

A copy attest Allen County Court

S. W. Harris clerk  
Allen County Court

Emily L. ...

copy

will

Done  
Allen County Court

~~Done~~ Monday July the 5<sup>th</sup> 1880  
At a Ball County Court began and held for the  
County of Allen at the Court house thereof in  
Scottsville Kentucky on Monday July the 5<sup>th</sup> 1880  
Wm C C Patchford presiding judge

Thompson Manian nominated by the last will and  
testament of Emily G Caruth deceased this day came in  
court & filed in writing his refusal to accept the Execu-  
-ship of said will

Thompson Manian the executor nominated by the last  
will and testament of Emily G Caruth deceased having  
refused to accept the Executorship an Motion of Soccinda  
Garrison & D Garrison & Martha Crider Wm H Read Martha  
Read & Mary E Porter It is ordered that Administration  
-tion with the will annexed of said Emily G Caruth  
deceased be granted unto John G Garrison and three  
-persons he took the oath prescribed by law & together  
with Soccinda Garrison & D Garrison Martha  
Crider Wm H Read Martha Read & Mary E Porter his  
sureties who are accepted & approved by the court  
entered in to an acknowledged bond to the Com-  
-monwealth of Kentucky conditions according  
to law whereupon the court granted Certificate  
of probate & letters of administration with the  
will annexed in due form

Which bond is in words and figures  
as follows whereas John G Garrison has been



appointed and have qualified as  
 Administrator with the will annexed of  
 Emily Harbath deceased and me John  
 & Harrison as principle and E D Garrison  
 or Lucinda Harrison Mrs W Read Martha  
 & Read Mary E Porter & Martha Greder  
 his surties do hereby covenant to and  
 with the Commonwealth of Kentucky  
 that the said John & Harrison will  
 well & truly administer according  
 to law the goods Chattles Credits & Effects  
 that may come to his hands and the  
 proceeds of any sale and the rents and  
 profits of any ~~estate~~ estate that may come  
 to his hands or any one for him by  
 color of his office which the will  
 Empowers him to sell and will  
 make just and true account of  
 all his doings and doings therein  
 and will further well and truly pay  
 and deliver all the legacies specific  
 in said will as far as the goods Cha-  
 tles Credits and other Effects will  
 extend and we further covenant that  
 he will make a proper distribution  
 of any surplus Effects to the perso-  
 ns entitled thereto July 5<sup>th</sup> 1850  
 J & Harrison

John Harrison

Ed Harrison  
Lucinda Gurisa  
Martha Grider  
Mary E. Parter  
William W. Read

Attest W. W. Harris clerk M. J. Read

Munday July the 12th 1880  
at Allen County Court began and held  
for the County of Allen at the Court  
house there on Munday July 12th  
1880

Now J. H. Pitchford presiding

John Harrison Administrator with the will annexed  
of Emily Caruth deceased you are hereby notified  
that I will move to the Pitchford judge  
of the Allen County Court on Munday the 12th  
day of July 1880 at 11 o'clock A.M. to require you  
to execute an additional bond with surety  
as the Administrator with the will annexed  
of Emily Caruth deceased because of the  
insufficiency of the bond you have  
executed July 9th 1880

Hannibal Neal

By Jno. H. Gatewood atty

Executed on the within named John H.  
Harrison by delivering to him a true copy  
of the same July 9th 1880

J. H. Pulliam C. C.

On Motion of Samie Keale it is ordered that  
John C. Garrison Administrator with the will annexed  
of the Estate of Emily C. Caruth deceased Notice  
having been duly served on said J. C. Garrison  
who this day came in court and executed said  
new bond in connection with his former bond  
said Sureties are J. H. Gibson Peter Huntman  
J. R. Shepard & John W. Huntman who are  
accepted and approved by the court which  
new Bond is in words and figures as follows  
Whereas John C. Garrison have been appointed  
and have qualified a Administrator with the will  
annexed of Emily C. Caruth Dece'd who has been  
notified to come forward and give an addition

bond Now we John C. Garrison principal and James H. Gibson Peter Hountman J. R. Shepard & John W. Hountman Sureties do hereby covenant to and with the Commonwealth of Kentucky that the said John C. Garrison will well and truly administer according to law the goods chattels credits and effects that may come to his hands and the proceeds of any sale and the rents and profits of any estate which may come to his hands or any one for him by color of his office which the will empowers him to sell and will make a just and true account of all his actings and doings therein and will further well and truly pay and deliver all the legacies specified in said will as far as the goods chattels credits and other effects will extend and we further covenant that he will make a proper distribution of any surplus effects to the persons entitled thereto This 12<sup>th</sup> day of July 1880

J. C. Garrison  
James H. Gibson  
Peter Hountman  
J. R. Shepard  
John W. Hountman  
Clerk Allen county court

Attest G. W. Harris

State of Kentucky }  
Allen county } 390

I G. W. Harris Clerk of the Allen county court do hereby certify that the foregoing

with the will annexed of the

Attest W. W. Harris

John W. Huntman  
John R. Shepard  
Clerk Allen County Court

State of Kentucky }  
Allen County } 300

I W. W. Harris Clerk of the Allen County Court do hereby certify that the foregoing is a true & correct copy of the Order Appointing John W. Huntman Administrator of the will annexed of the Estate of Emily W. Huntman deceased & the Copies of his bonds as Administrator of said Estate to give new bond <sup>& copy of the will of said Emily W. Huntman deceased</sup> as is of Record in my office given under my hand and seal of office at office in Scottsville Kentucky this 16th day of November 1880

W. W. Harris Clerk  
Allen County Court

State of Kentucky }

Allen County } J. C. Pitchford

Presiding Judge of the Allen County Court in the State of Kentucky do hereby certify that the above foregoing Certificate of the Clerk of said Court is in due form. Witness my hand this December 16th 1880.

J. C. Pitchford J. C. C.

47  
John & Harriett  
& Emily & Martha  
203 copy Arden & Bands etc

Order Probate

"X"

Filed Dec. 28<sup>th</sup> 1880.  
A. Harwood, Clerk.  
By H. H. Shacker, Deft.

and  
Sons of John & Harriett Garrison  
Municipal Land