

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

Case Number 1724

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

#1724

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State of Texas Probate Court Dallas  
 County of Dallas Co Texas. Mich Term 1894.  
 On this the 10<sup>th</sup> day of March 1894,  
 personally appeared J. W. Woody, who  
 being duly sworn, deposed and says  
 that on the 5 day of Sept. 1893, he  
 was present Josiah Taylor sign the in-  
 strument filed in this court on the  
 7 day of December 1893, and now shown  
 to him, bearing date on the 5 day of  
 Sept. 1893, and purporting to be the last will  
 of him the said Josiah Taylor, and heard him  
 publish and declare the same to be his last will  
 and testament, that at the time of signing and pub-  
 lishing same, the said Josiah Taylor was over twenty  
 one years of age, and of sound mind that this affiant  
 and Chas. Woodson, whose <sup>signature</sup> appears on  
 said instrument, on said 5 day of Sept. 1893, then  
 being credible witnesses, above the age of fourteen years,  
 subscribed their names as witnesses to the same, in  
 the presence of and at the request of said Testator and  
 in the presence of each other. That afterwards on  
 the 6 day of Nov. 1893, said Josiah Taylor died in said  
 county of Dallas, in which he had his domicile at  
 and before his death, and without having made said  
 will, so far as known to affiant.

J. W. Woody

Sworn to and subscribed before me, in open court,  
 on this the 10<sup>th</sup> day of March A.D. 1894  
 J. B. Hughes Clerk of Court Dallas Co Tex  
 by J. A. Jackson Deputy



D-367

In the estate of  
Josiah Taylor

Chas Powell

FILED March 10 1897

L. H. HUGHES, Clerk County Court

By

L. S. Jensen  
DEPUTY

(Recorded)

OFFICE OF

J. O. DAVIS,

Attorney and Counselor-at-Law,

218 Main Street.

(Notary in Office.)

DALLAS, TEXAS, \_\_\_\_\_

180

In the matter of *In Probate*  
 the estate of Josiah Taylor, Deceased *Court,*  
 Dallas Co., Tex.

Now comes H. A. Taylor, and files this his supplemental petition for the probate of the will of said Taylor, decd, and says that since the making of said will, Geo Long departed this life, leaving surviving him, his wife, Grace Long and two minor children viz Grace Long & Ellie Long, who are the heirs of said Geo Long deceased, all of whom reside in Wood County Texas. That said Geo Long willed all his property to his said wife, and appointed her his independent executrix, which more fully appears by from the records of this Court when same is of record.

Premises considered, petitioner prays that each of said parties be killed, as the law in such cases, directs, to show cause why the said will of said Josiah Taylor should not be probated within the terms of this law.

J. O. Davis, *Attorney*  
 H. A. Taylor

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

In the estate  
of Josiah Taylor

Supplemental  
Petition for  
Probate

FILED

FEB 8 1934

L. H. JACKSON, County Clerk

By *A. Jackson*  
Deputy

(Recorded)

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977



NOTICE OF APPLICATION TO PROBATE WILL.

# THE STATE OF TEXAS.

To all Persons Interested in ~~the Estate of~~ the Estate of

*Joshua Taylor* deceased.

*William A. Taylor* has filed, in the County Court of Dallas County, an Application for the Probate of the last Will of *Said Joshua Taylor* deceased, and for Letters Testamentary, which will be heard at the next Term of said Court, commencing on the *First* Monday in *January* A. D. 189*4*, at the Court House in the City of Dallas at which time all persons interested in said Estate ~~may~~ <sup>shall</sup> appear and contest said Application if they see proper.

WITNESS ~~\_\_\_\_\_~~ *E. H. HUGHES*, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court, at office in the City of Dallas, this *8th* day of *December* A. D. 189*3*

*E. H. HUGHES,*  
~~\_\_\_\_\_~~

County Clerk Dallas County, Texas

By *As Jaersm* Deputy.

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99

No. 1852

COUNTY COURT.

ESTATE OF

Josiah Taylor

Deceased.

Notice of Application for Probate  
of Will and Letters.

Issued this 8th day of  
Dec, 1898

H. HUGHES,  
County Clerk.

By A. Jackson Deputy.

SHERIFFS' RETURN.

Came to hand the 8 day of Dec  
1898, and executed the 8 day of Dec  
1898, 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,  
and the two other places were in this same town  
or city.

Ben C. Cabell  
Sheriff, Dallas County.

By H. Carson Deputy.

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

Fees \$30.00  
Recorded



# BILL OF COSTS.

*W. A. Taylor, Executor*  
 vs. *H. A. Nelson et al*  
 No. 8864

PLAINTIFF'S ATTORNEY.

*J. O. Davis*

COUNTY CLERK'S FEES.

Issuing..... Writ.....	\$	
..... Cop..... Petition, With Cert. and Seal.....		
Recording Sheriff's Return on Citation.....	10	
Docketing Cause.....		
Docketing..... Motion.....	55	
Filing..... Papers.....	10	
Entering Appearance.....		
Entering..... Continuance.....		
Orders and Judgments.....		
Swearing..... Witnesses.....	50	
Issuing..... Subpoena..... for..... Witness.....	75	
Taking..... Affidavit.....	75	
Taking..... Bond.....		
Swearing and Empanelling Jury.....		
Assessing Damages.....		
Issuing Precept and Copy of Interrogatories.....		
Issuing..... Commission to take Deposition.....		
..... Cop..... Inter. with Cert. and Seal.....		
Issuing..... Scire Facias.....		
Entering Final Judgment.....	50	
Taxing Costs and..... Cop..... thereof.....	25	
Issuing..... Execution.....		
"..... Attachment.....		
"..... Writ of Possession.....		
"..... Writ of Prohibition.....		
"..... Injunction.....		
"..... Garnishment.....		
"..... Sequestration.....		
Entering..... Sheriff's Return and Execution.....		
Issuing Alias Execution and Return.....		
"..... Pluries Execution and Return.....		
"..... Superseas.....		
"..... Order of Sales Return.....		
Transcript to Court Civil Appeals.....		
Certificate on Brief.....		
Issuing Notice of filing Brief.....		
Abstract of Judgment and Recording.....		
TOTAL CLERK'S FEES.....	\$	350

Judgment Rendered *March 22* 1895  
 vs. *Plaintiff* For *Costs*  
 For ~~Attorney's Fee~~  
 For ~~Interest~~  
 TOTAL *Out due* \$21.25  
 Judgment entered in Book *0* Page *96*

SECURITIES FOR COST:

*J. O. Davis*  
*H. A. Nelson*

SHERIFF'S FEES.

Executing..... Writs and Mileage Sheriff Dallas Co. \$		
Executing..... Writ and..... Cop..... of Petition.....		
Sheriff of..... County		
Summoning..... Witnesses..... and Mileage.....	500	
Serving..... Notice to take Depositions.....		
Executing..... Scire Facias.....		
"..... Writ of Attachment.....		
"..... Writ of Sequestration.....		
"..... Writ of Garnishment.....		
"..... Writ of Possession.....		
"..... Writ of Superseas.....		
Citation by Publication.....		
Jury Fees.....		
Taking Bond.....		
Levying..... Execution.....		
Returning..... Execution.....		
Returning Alias Execution.....		
Insurance.....		
Taking Care of Property.....		
Making Inventory.....		
Commissions of Sale.....		
Appraising.....		
Advertising Property.....		
Mileage.....		
TOTAL SHERIFF'S FEES.....	\$	500
Jury Fee.....		956
Witness Fees.....		300
Fees of County Judge.....		
Attorney's Fee.....		
Notary's Fee.....		
Fees in Justice's <i>Hood &amp; Co.</i> Court.....		1537
Printer's Fee.....		
<i>Total</i>		<u>3623</u>
<i>Cr. by cash paid Apr 12/95.</i>		1500
<i>Bal. TOTAL FEES. due</i>		<u>2123</u>

THE STATE OF TEXAS,  
 COUNTY OF DALLAS.

I, L. H. HUGHES, Clerk of the County Court of said County, hereby certify that the above is a true and correct statement of the costs due in the above entitled cause up to date.

WITNESS my hand and official seal of office in the City of Dallas, this *28* day of *May* 1895  
 L. H. HUGHES, CLERK.  
 By *W. Jackson* Deputy

No. 8861

BILL OF COSTS

COUNTY COURT.  
DALLAS COUNTY, TEXAS.

*W.A. Taylor Extr*  
*vs.*  
*D.C. Nelson et al*

Judgment *March 22* 1895

For Jury Tax	
For Clerk's Costs	
For Sheriff's Costs	
For County Judge's Fees	
For Costs in Justice's Court	
For Witness Fees	
For Notary Fees	

Total Costs *due* \$ *2123*

FILED

MAY 28 1895

L. H. *HUGHES* County Clerk.  
By *W. Jackson*  
DEPUTY

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

State of Texas

County of Dallas.

In the matter of the estate of Josiah Taylor  
Deceased.

To the Hon. T. E. Mack, Judge of the Probate Court of said county;

Your petitioner, *Wm A Taylor*, shows that he resides in  
*Prichard* county, state of Illinois; that on the *26* day of November, 1893, Josiah  
Taylor, whose domicile was at *Lytle*, in *Dallas* county and state of *Texas*, and

whose property was situated in said county and state, departed this  
life in said county and state *for said*.

That at the time of his death the said Josiah Taylor was seised and  
possessed of real and personal property of the probable value of ten  
thousand dollars, and left a written will, duly executed and filed here-

requested to administer said estate without bond and  
without the intervention of the probate court, except to file his inventory and accounts, &c.,

That your petitioner is not disqualified by law from accepting let-  
ters testamentary.

Wherefore your petitioner prays that citation be issued to all per-  
sons interested in said estate as required by law, that said will be ad-  
mitted to probate and that all necessary and proper orders and process  
to effectuate the purposes of the same be granted.

*William A Taylor*



In re estate of  
Josiah Taylor, dec'd

Petition for the  
Probate of his will  
and for letters testamentary

FILED

DEC 7 1893

L. H. [unclear] County Clk.

at As Jackson

{Recorded}  
J. O. Davis atty for [unclear] -  
Jan. 12/8. 93.

State of Texas

County of Dallas Know all men by these presents that I, Josiah Taylor, of Dallas County Texas, being in good health and of sound and disposing mind and memory, do make and publish this my last will and testament, hereby revoking all former wills by me at any time heretofore made.

1<sup>st</sup> I direct, that all my just debts be paid and that the legacies herein after made be paid out of my estate, after first having been decedently interred.

2<sup>nd</sup> I give and bequeath, unto Jno. Long, of Wood County, Texas, the sum of One Hundred Dollars, and I also give and bequeath, to George Long and William Long, of said Wood County Texas, and their heirs, the sum of One Hundred Dollars, I also give and bequeath to Charley <sup>Land</sup> Mat Anderson, of Dallas County the sum of One Hundred Dollars each.

3<sup>rd</sup> I give to my beloved niece, Nellie Hurst, the sum of One Hundred Dollars.

4<sup>th</sup> I give to the other daughter of Lewis Long, of Dallas County Texas the sum of One Hundred Dollars.

5<sup>th</sup> I give and bequeath to my beloved sister Mrs. Palle Blackhouse and her heirs, of Morgan County, Ill. the sum of One Hundred Dollars.

6<sup>th</sup> I give and bequeath to my beloved nephew J. D. Smith, of Pike County Ill, the sum of One Hundred and fifty Dollars.

6<sup>th</sup> I give to my beloved daughter, Liza Smith of Morgan County Ill, the sum of One Hundred and fifty Dollars.

7<sup>th</sup> I give and bequeath to Welda Coley, of Brown County Ill and my beloved father

William A. Taylor, of said Indian County, D.C.,  
 do equal portions the remainder of my  
 estate after deducting the legacies and  
 bequests herein before mentioned.

And I constitute my beloved brother, Wm. A.  
 Taylor, sole executor of my estate and re-  
 quest that the County Court have nothing  
 further to do with my said estate than  
 the probating of this my last will and  
 the filing of the inventory and ap-  
 praisal without requiring bond  
 of my said executor.

In witness whereunto I have this day  
 hereunto set my hand in the presence  
 of my friends and neighbors, this being the  
 10th day of Sept. 1843,

Witness

Chas. W. Mason

Josiah Taylor  
 mark

The above instrument was hereupon sub-  
 scribed by Josiah Taylor, the testator, here-  
 in, in our presence, and we, at his  
 request and in his presence, sign  
 our names hereto as witnesses hereto.

Chas. W. Mason  
 Dan. Moody



D-368

*Will*

~~FILED~~  
AUG 28 1896  
L. H. HUGHES, County Clerk,  
BY *[Signature]*

FILED  
DEC 7 1898  
L. H. HUGHES, County Clk.  
BY *[Signature]* Deputy.

*{Recorded}*

INVENTORY AND APPRAISEMENT.

Of the property, real and personal, of Josiah Taylor, late deceased, in Dallas County, Texas.

Cash	\$552.90,
Note, on L. C. Woodward,	100.00
Note, on L. C. Lynch,	100.00,
Note, on J. R. Montgomery,	120.00,
Note, on James Lumley,	200.00,
Note, on W. H. Lumley,	250.00,
Note, on B. F. Cullom,	100.00,
Note, on J. W. Cates,	100.00,
Note, on W. E. Curry,	112.00,
Note, on S. H. Cumby,	25.00,
Note, on J. B. Woody,	7.00,
Note, on F. B. Schofield,	25.00,
Note, on L. F. Futrell,	194.00,
Note on Charles Woodson,	150.00,
Note on G. H. Brown,	200.00,
Note on W. H. Paschal,	25.00,
Note on G. W. Cruise,	100.00,
Note on S. H. Moore,	300.00,
Note on W. J. Harris,	50.00,
Note on J. A. Riddle,	25.00,
Note on W. M. Humphreys,	150.00,
Note L. Bailey,	25.00,
Note on J. R. Montgomery,	50.00,
Note on R. C. Elam	200.00,
Note on Ed Carver,	50.00,
Note on A. G. Lumly,	20.00,

(1)

Note on W. H. Hawthorne,	55.00,
Note on D. C. Nelson,	50.00,
Note on B. P. Carr,	100.00,
Note on W. C. Oaks,	30.00,
Note on G. A. Middleton,	90.00,
Note on H. L. W. Gilchrist,	50.00,
Note on D. H. Jett,	200.00,
Note on B. P. Carr,	100.00,
Two Notes on J. F. Harris, \$150, each,	300.00,
Note on D. C. Nelson,	200.00,
Note on W. W. Staten,	100.00,
Note on C. B. Reedy,	200.00,
Note on W. Harmon,	80.00,
Note on Charles Burkley,	50.00,
Note on R. W. Bowling,	20.00,
<hr/>	
Note on John Holly,	50.00,
Note on J. R. Humphreys,	55.00,
Note on W. W. Staten,	100.00,
Note on J. L. Cooper,	50.00,
Note on J. J. Hase,	50.00,
Note on W. S. Freeman,	200.00,
Note on T. R. Michie,	100.00,
Note on James Lumly,	200.00,
Note on J. A. Cade,	50.00,
Note on P. W. Lumly,	100.00,
Note on J. R. Montgomery,	100.00,
Note on Susan B. Hill,	60.00,
Note on J. R. Montgomery,	50.00,



WORTH OF THE ESTATE  
WORTH OF THE ESTATE  
WORTH OF THE ESTATE

12.00  
100.00  
20.00

One safe, worth, 25.00,  
160 acres, J. L. Reedy Sur., Dallas County, Texas, 1400.00,  
20 acres, T. Gordon Sur., Dallas County, 200.00,

LIST OF CLAIMS.

Taxes, 41.70,  
Burial expenses, 32.00,  
Account of J. O. Davis, 5.00,  
Account of L. C. Woodward, for board, etc., 89.90,  
Account of same for horse feed, 5.00,  
Account of Dr. J. L. Baldwin, medical services, 25.00.

LIST OF AMOUNTS BEQUEATHED.

To John Long, of Wood County, Texas, 100.00,  
To George Long and his heirs, of said county, 100.00,  
To William Long, of said county, ~~together the same~~ 100.00,  
To Charles and Mat Anderton, Dallas County, 200.00,  
each, \$100,  
Nellie Huss, of Dallas County, 100.00,  
To Mrs. W. R. Bowling, nee Long, 100.00,  
To Mrs. Polly Blockhouse, Morgan County, Ill., 700.00,  
To T. J. Smith, Pike County, Ill., 150.00,  
To Lizzie Smith, Morgan County, Ill., 550.00,  
To Wilda Cole, and W. A. Taylor, of Brown County, Ill.,  
the remainder of said estate.

State of Illinois, I, W. A. Taylor, executor of the above  
County of Brown. I named estate, do solemnly swear that the  
foregoing is a true, full and complete inventory of all the prop-  
erty, real and personal, belonging to said estate that has come  
to my knowledge; and, also, that the above and foregoing list of  
claims against same is a true and complete list, so far as has  
come to my knowledge.

X *William A. Taylor* .....

Subscribed and sworn to before me this the  
... 22. day of March, 1894. *Howell Russell*  
*Com. expires Apr 4-1897* Notary *W. L. Hill's*  
*Com. Co. Sec.*

30 acres of land	500.00
100 acres of land	700.00
0.50 acre of land	50.00

State of Texas, | Before the undersigned authority, this  
County of Dallas. | day personally appeared, *J. M. Woody*  
*and J. G. Adams*.....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  
praisement of the property pointed out to them as belonging to  
said estate.

.....*J. M. Woody*.....  
.....*J. G. Adams*.....



Subscribed and sworn to before me this the  
...*29<sup>th</sup>*...day of March, 1894.

.....*J. O. Davis, P.*  
.....*Dallas Co. Tex.*.....

No.....

County Court.

ESTATE OF

.....  
.....  
INVENTORY AND APPRAISMENT.

Filed this *21<sup>st</sup>* day of.....  
*March*.. A. D. *1894*..

*L. N. Hughes*  
County Clerk.

By... *A. Jackson*...  
Deputy.

Examined and approved  
this *31<sup>st</sup>* day of *March*, *1894*.  
*J. S. Kuehn*  
County Judge.

*46-5-594*

J. O. Davis,  
Atty. for said estate.

*Recorded*