

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

Case Number 1660

Dallas Genealogical Society
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FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

1660

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NO. 183.-NOTICE OF APPLICATION FOR PROBATE OF WILL AND LETTERS.

Dorsey Printing Co., Stationers, Printers and Binders, Dallas, Texas-24508

THE STATE OF TEXAS.

To all Persons Interested in the Estate of

P. J. Burren deceased:

Catherine M. Burren has filed, in the County Court of Dallas County, State of Texas, an application for the Probate of the last Will of said *P. J. Burren* deceased, and for Letters Testamentary, which application will be heard and acted upon by said Court, at the next term thereof, to be held at the Court House in the City of Dallas, County of Dallas, State aforesaid, and commencing on the first Monday in *July* A. D. 189*6*, at which time and place all persons interested in said Estate shall appear and contest said application, should they desire to do so.

WITNESS: L. 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 *25* day of *June* A. D. 189*6*

L. H. HUGHES,
County Clerk, Dallas Co., Texas

By

J. W. Taylor

Deputy.

In the Name of Almighty God. Amen.

I, P. J. Butler, of the County of Dallas and State of Texas, aged forty-nine years and being of sound and disposing mind and memory, do make and publish this my last will and testament, as follows:

1st. I will and direct that all my just debts be paid as far as any property of which I may die seized and possessed and liable to the payment of my debts under the laws of the State of Texas will pay the same.

2nd. I give and bequeath to my beloved wife Catherine H. Butler all the property which I own and of which I may die seized and possessed, wherever located, to have and to hold absolutely without any reservation or limitation whatever.

3rd. I hereby make, constitute and appoint my said wife Catherine H. Butler my sole executrix to take charge of, manage and adjust my estate after my decease as she sees proper and best, having the utmost confidence in her ability and integrity to so manage and adjust the same, and I desire that no bond be required of her as executrix for the performance of her duties as such but that she be permitted to take charge of the same without any such bond.

4th. I will and direct that in the settlement of any affairs pertaining to my estate that my said executrix be authorized to pay any debt which she is satisfied I owe and that is just, without the necessity of having the same proved and established, and that she be authorized to compromise any such claim which may be preferred against my said estate on any terms she sees fit, and I will and direct that no other action be had in the County Court in relation to the settlement of my said estate than the probating and recording of my will and the return of an inventory appraisement and list of claims against the same.

In testimony whereof I have hereunto set my hand and seal this 15th day of October, 1895.

P. J. Butler
 Seal

The above and foregoing instrument was on the 15th day of October, 1895, declared by P. J. Butler to be his last will and testament, and sub-

done, secret to state has called to attend and to witness. I, P. J. Butler, of the County of Dallas and State of Texas, do hereby certify that the above named persons have been to attend and to witness the same.

scribed by him as such in our presence, who by the direction and at the request of the said P. J. Butler and in his presence and in the presence of each other have attested the same as witnesses thereto, and we have subscribed our names to said will in the presence of him, the said P. J. Butler, on this 13th day of October, 1895.

Kane Shields
Thomas P. King

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No. 2123
P. J. BUTLER,
Last Will and Testament.

FILED

JUN 25 1896

L. A. [unclear] [unclear]
[unclear] [unclear]

Filed 12 May
before 1st [unclear]
in July
Probated July 13th
1896 J. [unclear]
Co. Judge

{Recorded}

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

June 25, 1896,

To the Hon J. J. East County Judge
Your applicant Catherine H. Butler would
respectfully represent that P. J. Butler departed
this life in Dallas County Texas in the month
of May 1896 that the said P. J. Butler owned
at the time of his death property situated
in Dallas County Texas Real & personal
estate of the probable value of \$4000.00
copy of will of P. J. Butler in Dallas County Texas
that the said Butler died, left a will which
is heretofore recorded in this Court, and
named in said will your applicant as
executrix with authority that your applicant
is the widow of deceased and is and has
been for several years a resident of Dallas
County Texas, and is she is not disqualified
from accepting letters as executrix of
said estate - wherefore your applicant
prays that notice shall be given as
required by law and that an inventory
of the said estate be made at the next term
of your Hon. Court, with the will of P. J. Butler
to her as executrix of said estate, with authority
and regard of her as such and
will then pray &c

Catherine H. Butler

by Thos F. McEwen agt

In the Estate of P. J. Butler) In County Court
710- Deceased) Dallas County Texas
July Term 1896

This day coming on to be heard the applica-
tion of Mrs Catherine K. Butler to probate the
last will of P. J. Butler Deceased and for
letters testamentary - which said will accom-
panied said application and is non est in
open Court - personal appeared
Edward Shields whose name appears
as one of the subscribing witnesses to said
will, and who being sworn in open
Court says upon oath as follows - I
knew P. J. Butler for the last 18 years of his
lifetime. He died in Dallas Dallas County Texas
on or about the 15th day of ^{May} 1896, where he
had lived for several years, ^{my best personal knowledge} and where all
the Estate of Deceased, within my knowledge,
is situated. The instrument in writing here
produced in open Court and exhibited to me
and purporting to be the last will and tes-
tament of P. J. Butler Deceased, was executed
by P. J. Butler with its formalities and solemn-
ities and under the circumstances required
by law to make it a valid will and said will
was never been revoked by said testator so
far as I know. That said instrument was
on the 15th day of October 1895 declared by
the said P. J. Butler to be his last will and
testament. In my presence and in the presence
of Thomas J. King the other subscribing witness
to said will, and before said P. J. Butler then

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DALLAS.

and then subscribed same as his ^{last} will and tes-
tament, in our presence and we Thomas King
and Thomas King by the direction and
at the request of the said J. Butler and
in his presence and in the presence of each
other subscribed and attested said will as
witnesses thereto. That the said J. Butler
was at the said time of executing said last
will over the age of 21 years, but about
the age of 29 years, and was then of sound
mind. It was at the time of the execution of said will over

the age of 21 years
Name Shields
Presented by for in open Court July 1896
of July 1896. J. H. King, Clerk of the County Court
J. H. King

Also upon the hearing of above application
to probate said will of said J. Butler deceased,
which will is now exhibited in open Court,
personally appeared Thomas King
whose name appears as one of the sub-
scribing witnesses to said will and who
being sworn in open Court says upon
oath - I knew J. Butler in his life
time for several years next before his
death he lived in Dallas County Texas
where on or about the day of May 1896 he
departed this life. The will here in open
Court exhibited was on the 18 day of October
1895 declared by J. Butler to be his last will
and testament in presence of Name Shields
the other subscribing witnesses to said will
and myself, and the said J. Butler then
subscribed same as his last will and tes-
tament in our presence and we then and

thereby the question and at the request of
the said J. Butler and in his presence and
in the presence of each other attested same
and subscribed our names as witnesses thereto,
That J. Butler at the time of the execution
of said will was over the age of 21 years and
was of sound mind, and never within my
knowledge revoked said will. All the Estate
of the said J. Butler deceased, so far as I
know consists of real Estate situated in Dallas
County Texas of the value of about - dollars
and personal property the estimated of its probable
value of . dollars, the ~~Executor~~ named in
said will was the wife of said deceased
Mrs Catherine H Butler named in said will
as executrix was the wife of the said J. Butler
and is in no wise disqualified from ac-
cepting letters testamentary. I and H. C. Shields
the other subscribing witnesses to said
will are and were at the time of sign-
ing said will as witnesses thereto over
the age of 21 years, and the said Catherine
H Butler and H. C. Shields and affiant are
resident citizens of Dallas County State of
Texas,

Thomas F. King
Saw and subscribed before me in open
Court this 13th day of July 1896,
J. H. Hughes, Clerk of County
Court Dallas County Texas
By J. H. Gault, Dy

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OK - 16

Inventory and Appraisement

OF THE PROPERTY REAL AND PERSONAL BELONGING TO THE ESTATE OF

Patrick J Butler deceased

- | | |
|--|-------------------------------|
| <p>1. Horse. Known as No 668 Ross Avenue
and as Lots Nos 9 & 10 Block No 506
in the city of Dallas.
The Homestead of deceased
and family</p> | <p>} \$ 4000⁰⁰</p> |
| <p>1 Horse & Harness</p> | <p>2500</p> |
| <p>1 Buggy</p> | <p>1500</p> |
| <p>1 Carriage</p> | <p>3500</p> |
| <p>Household & Kitchen Furniture</p> | <p>2000</p> |

THE STATE OF TEXAS,)

County of *Dallas*)

I, *Catherine H Butler* Executive

of the above named Estate, do solemnly swear that the foregoing is a true, full and complete Inventory of all the Property, Real and Personal, belonging to said Estate, that has come to my knowledge.

Catherine H. Butler
 SWORN TO AND SUBSCRIBED. Before me, this the *14th* day of *August* A. D. *1896*
J. P. Anderson Notary Public
Dallas Co Texas

THE STATE OF TEXAS,)

County of *Dallas*)

BEFORE THE UNDERSIGNED AUTHORITY. This day personally appeared

George Jackson, W. H. Lewis & Thos F McEnnis

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 Appraisement of the property pointed out to them as belonging to said Estate.

Geo Jackson
W. H. Lewis
Thos F McEnnis
 SWORN TO AND SUBSCRIBED Before me, this the *14th* day of A. D. *August* *1896*
J. P. Anderson Notary Public
Dallas Co Texas

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Filed Aug 4 - 1896
L. S. [unclear]
to [unclear]
Jan 30 - 97
Inventory of [unclear]
and [unclear] of
[unclear]
M. [unclear] [unclear]
214 [unclear] [unclear]

{Recorded}
J.