

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

Case Number 64

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#64

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DALLAS, TEXAS

July 3rd 1857

One day after date I promise to pay SMITH & PATTERSON, or BEARER,

him $\frac{23}{100}$

Dollars, for value received, with ten per cent interest.

W. This Balsmin

State of Texas
County of Dallas

I Personally appeared before the said
I assigned authority, L. W. Smith and
made oath that the foregoing

Claim against the estate of Henry Balsmin
is just and true after allowing
all legal offsets credits and payments

shown to and submitted before
me this 31st day of May 1857
A. H. [unclear]

L. W. Smith

Recd of John I. Grodwin twenty three dollars & seventy cent
a pro rata dividend of accounts accepted & approved in
favor of John Millspaugh the 26th day of June 1857
Samuel B. [unclear]

County of Dallas Texas March 26th 1852
I John I. Grodwin Clerk of the said
County of Dallas Texas do hereby certify
that the above named Henry Balsmin
is the same person appearing the paper
of said estate
Geo. Leimig

Recd
 Dallas Aug. 29th 1883
 of John S. Gordon Admin of the estate of
 Henry Walchmeyer the sum of \$20.00 in part
 payment of costs due in said Administration
 Recd Perms
 W. W. Peak Secy

Dallas 26th June 1884
 Recd of John S. Gordon
 Admin of Henry Walchmeyer's Estate \$20.00
 fully of all costs due the Chief Justice Clerk
 of said Court from him as such Administrator
 Charles H. McKinzie Secy

Recd of John S. Gordon Admin Henry Walchmeyer
 the sum of \$20.00 in part payment of costs due in said
 Administration
 Recd Perms
 W. W. Peak Secy

of 23rd - On day of the date I promise to pay to
 John C. McLeary or bearer the sum of \$25.00
 Dollars for value Recd. this 25th of June 1884
 J. S. Gordon

Received of John H. Hooker the sum of Henry
Balsam and the sum of Elmer H. Housar for
services in the execution of a now said
Estate by Nat M. Buford & S. B. Foyon
Crockett & Hood
Atty at Law

The Estate of Henry Balsam
To John C. McLoey Jr
To Debt of note given by said
Balsam for services (said
note as also the balance of the account
of said note last) includes interest \$12.50

The State of Texas
County of Dallas } Personally appeared before
the undersigned Clerk of the County Court, in
and for the County and State of Texas, John
C. McLoey, and made oath that the above
affidavit is true and correct, and that all legal
effects, and payments from the County's affairs
have been ascertained, that the original of the
Deed and subscribed, before me this 28th day
of April, A.D. 1853.

A. Harwood, Clerk
R. M. McCall, Co. of S. C.

Geo. Allen, Geo. Maud, Geo. West
John Goodwin, John F. White
of S. B. Balsam, Geo. H. Housar
for 2 days services appearing the former
of said Estate
A. Harwood, Clerk
7/1/53

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The Dallas Times Nov 28 1853
of J. S. Goodwin admr of the Estate of
Henry Waterhouse (decd) in full of all costs of
Court and up to this time
W. W. Pratt, copy clerk

J. S. Goodwin administrator of the Estate of
1853 Co. Surveys for selling Land - \$5,000
Paid payment in full May 9th 1854
W. W. Pratt
C. Stamped

Receipt of \$0 J. S. Goodwin admr of the Estate of Henry Waterhouse in full of his due
County Tax for 1851 \$151.00 by Apple No 2 Wm M. Luoma
Tax collector

Originally given by these friends that of W. W. Pratt
present of the County of Dallas and State of Texas

The State of Texas
 Dallas County, I Shew all men by these presents that
 me John J. Gordon as principal and Perry
 Linnay and A. S. Harris as assisting and held
 and firmly bound unto the Chief Justice of the
 County of Dallas in the sum of Five Hundred
 Dollars for the payment of which me and my
 to be made unto the said Chief Justice in his
 execution our heirs executors and administrators
 jointly and severally firmly by these presents
 signed with our names and seals with our
 seals the seals being forever this 12th day of
 Feb^r 1852 The condition of this obligation
 is such that whereas the above named J. J.
 Gordon has been appointed by the Chief Justice
 of the County of Dallas Administrator of the
 Estate of Henry Balchman deceased

Now if the said J. J. Gordon shall not
 and truly perform all the duty required of him
 under said appointment, then this obligation
 shall be null and void, otherwise to be and
 remain in full force and effect.

John J. Gordon
 Perry Linnay
 A. S. Harris

I do solemnly swear that Henry Balchman deceased
 died without leaving any lawful will so far
 as I know or believe, and that I will not and
 truly perform all the duties of Administrator
 of the Estate of said Balchman.
 John J. Gordon
 12th day of February 1852
 A. S. Harris

The Estate of Henry Balchmeyer dead
 on file with John Shroderman Adm^r of

1852

Lo Juries, as Administrator of said Estate
 Taking Care of Property - Selling Same
 Attending Court - Expenses to be paid

The State of Texas
 Dallas County Personally appears before the Clerk
 of the County Court in and for the County and
 State in favor of John Shroderman Adm^r of the Estate
 of Henry Balchmeyer dead and made
 oath the above is just and due him
 for services as Adm^r of said Estate - & that his
 services rendered on reasonably worth the
 said sum of money five Dollars -

John Shroderman
 sworn to & Subscribed before me this 25th
 day of May A.D. 1854 -

A. J. Frate not. pub.

John Shroderman Adm^r
 of Henry Balchmeyer

John Shroderman
 Chief Justice

Approved Sub 12th
 1852

John Shroderman
 Ch J
 1852

Filed 12th Feb 1857
 A. J. Frate not. pub.

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The State of Texas
County of Dallas

To the Sheriff of Dallas County
Greeting.

Whereas at the February Term of
the Hon County Court for the County aforesaid the following order
was passed - J. S. Burdwin, Administrator of Henry Walchmeyer, Dec'd.

"Ordered by the Court, that J. S. Burdwin, Administrator aforesaid
be cited, to appear at the next term of this Court, to show
cause why he has not made an annual exhibit of the
condition of the estate of said Decedent, as required by Law."

There are therefore to command you to cite J. S. Burdwin
Administrator aforesaid to be and appear at the next term of
this Court to be holden in the Town of Dallas on the last
Monday in March A D 1853, to show cause why such
exhibit has not been made

Herein fail Not, and due return make according to Law

Given under My hand and
official seal this 2^d March 1853

Alex. Haswood, Clerk,
By W. W. Pratt, Deputy,
Co. Ct. & Co. Texas,

County Court
to J. S. Burdwin
J. S. Burdwin
March 1853
J. S. Burdwin
Spec. by Citing
J. S. Burdwin
April 1853
J. S. Burdwin
1853
9

The State of Texas - In County Court partition
County of Sallas - ing to estate of deceased
persons, Vol. Ann 1852.

Hon. J. W. Latimer, Chief Justice &c

The undersigned administrator of
the estate of Henry Balesmye, deceased
would respectfully represent unto
your honor that in pursuance of
an order of said court, on the
first Tuesday being the 5th day of
October instant, he sold at public
 outcry, at the court House door in
the County of Sallas, 440 acres of land,
as such administrator, belonging to
the estate of the said Henry Balesmye
deced, on a credit of twelve months,
to Dr. Samuel B. Poyor, taking his
note and approved security for
the payment of the purchase money,
the same being sold for one hundred
and ten dollars.

John J. Goodson
Administrator

Sallas County Texas
Jan 22 1852

To the Chief Justice

Sallas County Texas

Sr

This is to certify

That I herewith subjoined my right of being
of Henry Balesmye, Decd, to assign to
the estate - And request that when of
Administration on said estate, be granted
by your Honor's Court, to John J. Goodson of
the County and state of Texas.
Respectfully
John J. Goodson

The State of Texas, County of Tarrant, Personally appeared before me John J. Goodman, one of the Justices of the Peace, and made oath that the within is a correct true Bill of the property as sold by him.

Subscribed and sworn to before John J. Goodman Justice of the Peace this 26th Oct 1862.
John J. Goodman J.P.C.

Filed 26th Oct 1862
John J. Goodman J.P.C.

John J. Goodman J.P.C.
C. T. Kellogg
J. J. Salas Bill

Appraised and sold to
1862
John J. Goodman J.P.C.

4 Cents
10
25
25

The State of Texas In the Probate Court
 County of Dallas August Term 1852
 To the Hon. J. W. Salinger Chief
 Justice and Judge of the County Court
 The undersigned your petitioner John
 Bloodwind Administrator of the Estate of
 Henry Balchmeyer deceased would most Respec-
 -tfully represent unto your Honor that there
 are debts, and outstanding ^{the two equities} liabilities, to the
 amount (or thereabouts) of \$9⁰⁰. That
 there are not ~~means~~ sufficiency of means
 in the hands of the adm^r. to discharge said
 liabilities - nor has he the means to discharge
 the costs of Court consequent upon the opening
 and carrying on of the Succession - without
 the sale of the balance of the Property not
 otherwise disposed of, of said estate. He would
 further Represent that the property of said estate
 so undisp^{os}ed of, consists of 440 acs of land
 a part of the headright claimed of said
 Decedent, as a Colonist in Texas Colony.
 He therefore prays an order of your Honor
 Court authorizing him to sell said Land,
 upon a credit of 2 months - upon the
 terms of the Law and as such other
 and in the way in the premises as may
 be right - and as his duty binds he will
 ever pray to
 John J. Goodwin
 Adm^r
 Ray McCoy att^r

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The State of Texas In the County Court
County of Dallas January Term 1852
Before the Hon. J. W. Latimer, Chief Justice
and Judge of the County Court, in and for the County of
Dallas in the State of Texas.

The undersigned, your petitioner John
J. Goodwin, a resident of the County and State aforesaid
most respectfully represent unto you that
that heretofore to wit on the day of August A.D. 1851
Henry Balchmeyer late of the County and State aforesaid
departed this life, intestate, leaving a widow and
two infant children. That there is property belonging
to the estate of said Decedent of a personal character
to the probable amount of Five Hundred Dollars and
also a Colonial headright to 640 acres of Land, as
a Colonist in Peters Colony.

That it is the desire of the widow of said Decedent
that your petitioner, take upon himself the burden
of the Administration of said Decedent's estate, as
will fully appear by reference to her relinquishment
to that effect, herewith filed. - That there are
outstanding debts due, to and from said estate, as
your petitioner is informed.

The premises considered, your petitioner prays your
Honor to grant to him Letters of Administration on said
estate, and do such other matters and things in the
Premises as may be just and right, and as in duty
bound he will ever pray &c

John J. Goodwin
By J. C. Miley
Att

John J. Goodwin
Adm. H. Balchmeyer
Petition to
the County Court
Filed Aug 30th 52
J. Miley att
Filed 20th August 1852
J. Miley att
Miley att

FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

John J. Morrison and Co's Bill -		
Henry Walschmeyer		
1852 To Chief Justice		
Jan	" Granting Letters	1.00
"	" Appraisers	50
Mar	" Inventory & Appra	50
May	" Order Court	50
Aug	" " " "	1.00
Oct	" Approving Sale Bill.	1.00
Jan 53	" Continuance	50
Feb	" Seize Facias	50
Mar	" Order Court	50
Apr	" Court on 1107	50
"	" Approving Showing	50
"	" Court on 1107 Land Sale	(55)
1852	To County Clerk	DT
Jan	" Filing Petition & Notices 50 Dec Retiring 10 -	70
"	" Order app't 50 Filing Relinquishmt 10 -	60
"	" Order appraisers 50 Issuing same 50	1.00
Feb	" Bond & oath 1 - Order Ct 50 Filing Bond 10 - Letters 50 -	2.10
"	" Order new appraisers 50 - Issuing same 50	1.00
Mar	" Filing Invt 10 - Order Ct 50 & 2 oaths & cts 50	1.10
Apr	" Record Invt 75 - May - Order Ct 50 Issuing same 50	1.75
Aug	" Filing Pet 10 - Order Ct 50, File Exh't 10 - Order Ct 50	1.20
Oct 50	" Sale Bill 10 - Record same 25 - Order Ct 50	85
"	" Oath & cts 25 - Jan - continuance 15 - Order Citation 50	90
Feb	" Issuing Citation 50 - Mar Filing Citation 10	60
"	" Order Ct 50 issuing alias Ct 50	1.00
Apr	" Filing Exh't 10 - Oath & cts 25 - Order Charging Ct 10	95
July	" Issuing Execution 50 - Out offer Ret 50	1.00
"	" Cost Bill 25 - Filing Execution 10	35
		<u>\$33.70</u>
	Sheriff's fee serving Citation	1.00
	Total	<u>\$34.70</u>

John J. Morrison
 To 50 Dollars for
 Estate of Henry Walschmeyer
 Dec 1852

Filed 5th Jan 1853
 A. J. Morrison

M. J. W. 1853

The State of Texas To the Sheriff of said County
 County of Dallas Greeting-

Whereas at the June Term A.D. 1853 of the
 said County Court of Dallas County the following order was passed
 "It is ordered by the Court that the Clerk of this Court Issue
 Execution against all persons by whom costs are due in this
 Court for the full amount of costs due up to the present
 Term. These are therefore to command you that of the
 Goods and Chattels, Lands and Tenements, Monies and effects
 Rights and Credits of John J. Goodwin administrator
 of Henry Walchmeyer, or Perry Linney and A. G. Harris
 his securities you cause to be made the sum
 of \$23,70- together with your legal fees and
 commissions for collecting the same - herein fail
 not and due return make according to Law-

Given under my hand and official
 seal this 15th day of August A.D. 1853
 A. Harwood. Clk.

By W. W. Frank, Sp. Clerk.
 Co. Cl. of the Texas.

272
 251
 Return not to be
 Oct 26th 1853
 No stamp
 shipped
 Copy Note 50-
 Filed 26th Oct 1853
 W. W. Frank Sp. Clerk

County Court
 A. G. Harwood
 John J. Goodwin, Admin
 Henry Walchmeyer

Sumd 15 August A.D. 1853
 W. W. Frank, Sp. Clerk

Came to hand this
 day of 1853 -
 W. W. Frank, Sp. Clerk

Now on the 15th day
 of 20th Aug
 25th 1853.
 W. W. Frank Sp. Clerk

Now of the 10th of
 the 20th of Aug
 25th 1853
 W. W. Frank Sp. Clerk

John S. Goodwin Admt. of the Estate of Henry Walchmeyer Decd.
 In ac^t Current with said Estate,
 1853.

1852

To Amt of Inventory (Left to Land)	\$140.05
To 200 acrs Land set apart to widow	90.-
To Amt of Sale Bill of 440 acrs Land	110.-
	<u>\$340.05</u>

By Amt. of Land (200 acrs) set apart to widow	90.-
By - of note on J. & P. S. P. - for 440 acrs Land	110.-
By - p ^r Thomas Dullay, appraiser	4.-
By - p ^r George Linnay	4.-
By - p ^r on order of Court made Jan 1852 set apart to Widow \$140.05 left	132.05
	<u>\$340.05</u>

All of which is Respectfully submitted, this
 26th day of April 1853 -

John S. Goodwin Admt.
 Sworn to and subscribed in open Court this 26th day of
 April 1853 -

Wm. P. Pratt, Rpt. Clerk

John S. Gordon Adm. of the Estate of Henry Balchman's Dec'd
 In ac. with said Estate -

1852

In Amt of Property Received of Estate }
 as per Inventory } \$ 340.00

1852

By Amt of property set apart to Widow } \$ 140.00
 as per order of Court May 1852 }
 By Amt of property set apart to }
 200 acs Land including homestead }
 Rent of Land undrposs. of } 200.-
 \$ 340.00

Memorandum of Claims presented and

accepted -

John Millers note	\$ 52.70
McC. Finnis -	19.-
Michael Tomis ap	7.-
J. C. Miley note	11.10
Smith & Patterson note	189.80
	<u>\$ 309.80</u>

No claims have been
 No claims are in suit -

All of which is respectfully Submitted August 30th 1852
 John S. Gordon Adm.
 From to and Submitted in open Court this 30th day of August
 Adm. 1852

John I Goodwin Administrator of the Estate of Merri Peabody's Dece'd
 An annual Exhibit of A/c Current with said Estate -

Len

152

1854

To Amount of Inventory of property \$ 140.00
 (Less the Land of late)

Fr 207 acs land (same set apart by Court to Widow) 90. -

To Amount of late Bill of 440 acs Land - 110. -

Settled Amt of \$ 40.05

By 200 acs Land set apart to Widow by Court of 90. -	
By Judgment in Dist Court, Dallas County Tex,	
in favor of Peabody for sale of 440 acres 110. -	
By Court of 1/2 of 1/2 of Peabody's share of	4. -
By - - - George Quincy - - -	4. -
By - - - On Order of Court May Jan 1852	
allowance made to Widow, balance of property "	95.10
By - 1/2 of 1/2 of D.C. m'cons	12.50
By - - - Costs of Court Aug 29. 1853	2. -
By - - - - - Nov 28. -	3.70
By - - - - - Jan 1854 -	.75
	<hr/>
	Settled E.C. \$ 40.05

All of which is Respectfully Submitted this 29th day of March 1854

Done in open Court this 29th day of March 1854
 W. H. Peabody Clerk

John I Goodwin Adm

Inventory and appraisement Bill of the property belongs
to the estate of Henry Ralshanger deceased Trust
Common property Trust

Two pane frames	\$1.00
one saddle	\$2.00
Two Hars Collars	50
one 1 feather Bed	\$12.50
One Spinning Wheel	\$3.50
one tea Cettle	\$4.00
one Skillet and Lid	\$1.00
Two covers and Lids	\$2.25
one Cettle	\$2.00
one smoothing iron	\$1.00
	<hr/>
	\$26.75

The following is the separate property of the
widow Trust:

one Bed	\$10.00
one Cow and Calf	\$10.00
one Cow and yearling	\$12.50 Cts
one Cow and Calf	\$11.00
one Heffer	\$6.00
one Heffer	\$3.00
sixteen head of Strick bags	\$12.00
	<hr/>
	\$70.50

The following is Common Property Trust

John S. Madison
Att of the Estate of
Henry Ralshanger
deceased
In 3 Annuals
of Exhibits
Said Estate

Filed March 29th 1854
At St. Paul, Minn.

Approved 24th August
1854 J. W. C. C. C.
C. J. O. C.

12

M. L. C. C.

The following is Common Property found
 One mare and Colt appraised to \$46.00
 One lot of Oxen - - - \$22.00
 One Wagon - - - \$25.00

Pat's Colony of 640 acres of land appraised to \$2.00
 Cash on hand 50 -
 One Plow \$4.00 -
 One Seare Plow \$2.00 -
 one Log Chain \$1.25 -
 one Chain and Bolt 50 -
 one hand saw \$2.00 -
 two axes and drawknife \$1.50 -
 Two Chisels 50 -
 Two Pairs of Trace Chains \$2.00 -
 The State of Texas
 County of Dallas
 Total \$40.75

Personally appraised before the undersigned authority, George Linnery and Mrs. McFalley two of the appraisers appointed to appraise the Property, of the Estate of Henry Balchman Decd. and made oath that the above is a true correct, and fair appraisement of the property belonging to said Decedent's estate, so far as the same has been shown them by the Administrator of said Estate.

Subscribed and sworn to before me this 26th day of March 1852
 Notary Public
 Geo. Linnery
 James W. Palley
 Correct in the above account attested by Clerk of \$198.00
 J. Daniel D.C.

John Goodwin
 Adm'r of the
 Estate of Henry
 Balchinger
 to the Honorable
 Commissioners of
 the Public Lands
 of the State of Texas
 Approved and
 Filed
 4th Class
 1852
 (1852) 10/10/52
 Adm'r of the
 Estate of Henry
 Balchinger
 12/10/52
 1852

State of Texas
 County of Dallas
 I solemnly appears before the
 undersigned Authority, John J. Goodwin
 Adm'r of the Estate of Henry Balchinger
 and made oath that the within inventory
 is a true and correct list of all the property
 belonging to the estate said decedent so
 far as has come to his hands or knowl-
 edge.
 Sworn to and subscribed John J. Goodwin Adm'r.
 before me this 6 day of
 March 1852
 H. Alford Clerk of C. & C.

The State of Texas } In the County Court
 County of Dallas } May Term 1854.
 By the Hon. J. H. Latimer Chief
 Justice and Judge of the County Court in & for the
 County and State aforesaid

The undersigned Adm^r of the Estate of Henry
 Balchouger dec'd, would respectfully represent that
 he has fully administered said Estate, so far as the
 same has come to his hands or knowledge - that
 after paying the Costs of the Succession, and the
 expenses incidental thereto, he has but the sum
 of Forty Eight Dollars and 28 Cents in his
 hands, belonging to said Estate - that the within
 Exhibits is a correct and true exhibit of the true
 Situation of said Estate - There are Claims to
 the amount of \$103.28, presented & accepted & approved
 within 12 months from the date of his appointment as
 Adm^r. - And that there are Claims presented
 and accepted, to the amount of \$27. - which
 were not presented until after the expiration
 of 12 months from the date of his appointment

All of which is shown by the within
 Exhibits. - Having fully & finally settled
 said Estate he prays that this his Rep^t may be
 examined by the Court, and if necessary retailed,
 and taken as his final account of said Estate -
 and he be discharged from further responsibility
 as such Administrator aforesaid - And that
 the Succession be finally closed - And that
 the pro rata Payment of the Claims as exhibited
 in the within be ordered - and received by the
 Court. -

John J. Gardner
 Adm^r

John J. Goodwin Administrator of Estate

1852 In Amount of Original Inventory, Copy of
 Said, and Cash on hand \$ 25.00
 In Cash as shown on Inventory 50.-
 Balance on hand set apart to Michael
 order of County Court 3 90.-
 In Amount of Sale Price of Land 110.-
 Total \$ 345.00
 In Interest on \$110. 5.16
 Total \$ 345.23

Debts on hand to
 Claims Presented within 12 months next
 John M. Madsen Originals
 Mrs. Thomas
 Michael F. Jones
 J. W. McCoy
 Smith & Patterson
 Claims not presented within
 pay the same and by Law paid
 Arthur P. Brown of \$8.-
 David Merrill of 6.-
 Wm. Kimmel 7.-
 Ed. Ayres 7.-
 Total \$ 27.-

of Henry Balchman deceased -
 ap. Court with said estate.

1854	Pay 200 acs Land set apart to Widow by Court	\$ 95.-
Pay	Court f. J. N. Pully. appraiser No. 1	4.-
Pay	f. the Survey No. 2	4.-
Pay	f. Order of Court May 2 1852 to Widow.	95.-
Pay	f. Costs of Court No 3 & 4	23.70
Pay	f. Alty. fee in Dist Court to receive note No. 5	11.-
Pay	f. Harpers Crying Sale No. 6	5.-
Pay	f. Taxes for 1857. No. 7	.75
Pay	f. Alty. fee in Co Court. No. 8	25.50
		<u>\$ 298.95</u>
	Pay Amt of Adm. ap.	25.-
	Pay - balance Costs of Court.	15
		<u>\$ 298.95</u>
	to be paid on the Claims presented within 12 months	\$ 46.28
	Total	<u>\$ 345.23</u>
Amount	\$ 5270 @ 4% Pro Rata Amt	\$ 23.70
-	19.-	9.55
-	7.-	3.15
-	12.50	5.50
	<u>103.20</u>	
12 months -	& for which there are no funds to	
found -	bring	

of which is Respectfully submitted May 25th 1854 -
 on to and subscribed before me by John Woodruff Adm
 20th May 1854 -
 J. N. Pully apt Clerk of Dallas Co Tex