

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

Case Number 532

Dallas Genealogical Society
Founded 1955

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

532

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Notice

Mr A. A. Pemberton has filed in my office her petition praying for Letters of Administration on the Estate of William Pemberton Decd. This is therefore to notify all persons interested to come forward at the next term of the County Court of Dallas County to be holden at the Court House in the Town of Dallas on the last Monday in Feb 1859, than and there to contest the same if they think proper

M. K. Master, C. C. D. C. J.
This 14th Feb 1859

March 31st 1858 Received as fees 25 cents of A. M. Berry
as fee for taking oath of him concerning a note
of the estate of Thos. Rolley, against G. J. (Dec)

M. Larkin J. P.
1858

Estate of Wm Pemberton Decd

Do, to S. A. A. Pemberton

25 cents & expenses incurred
in administering upon said Estate - of 50c

The State of Texas.
COUNTY OF DALLAS.

TO THE SHERIFF OF DALLAS COUNTY--Greeting:

YOU ARE HEREBY COMMANDED TO CITE *Malissa Kent*
One of the Heirs at Law of Wm Pemberton deceased

to be and appear at the next term of the County Court, to be holden at the Court House in the town of Dallas, on the last Monday in *April*, 18*66*, then and there to show cause, if any, why *The Estate of Wm deceased should not be partitioned & distributed Among the Heirs & distributees thereof as required by Law.*

And have you then there this writ. Herein fail not, but due return make as required by law.

Given under my hand and seal of the County Court, of Dallas County, this the *3rd* day of *April* A. D. 18*66*.

W. Kellaster
Clerk of the County Court of Dallas County, Texas.
By Geo. W. Laws Jy. CLK

The State of Texas.
COUNTY OF DALLAS.

TO THE SHERIFF OF DALLAS COUNTY--Greeting:

YOU ARE HEREBY COMMANDED TO CITE *Alfred Pemberton*
One of the Heirs at Law of Wm Pemberton deceased

to be and appear at the next term of the County Court, to be holden at the Court House in the town of Dallas, on the last Monday in *April*, 18*66*, then and there to show cause, if any, why *The Estate of Wm deceased should not be partitioned & distributed Among the Heirs & distributees thereof as required by Law.*

And have you then there this writ. Herein fail not, but due return make as required by law.

Given under my hand, and seal of the County Court of Dallas County, this the *3rd* day of *April* A. D. 18*66*.

W. Kellaster
Clerk of the County Court of Dallas County, Texas.
By Geo. W. Laws Jy. CLK

The State of Texas,
COUNTY OF DALLAS.

TO THE SHERIFF OF DALLAS COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO CITE *Mary A. Pemberton*
One of the Heirs at Law of Wm Pemberton deceased

to be and appear at the next term of the County Court, to be holden at the Court House in the town of Dallas, on the last Monday in *April*, 1860, then and there to show cause, if any, why *the Estate of said deceased should not be partitioned & distributed among the Heirs, & distributing thereof as required by Law,*

And have you then there this writ. Herein fail not, but due return make as required by law.

Given under my hand, and seal of the County Court of Dallas County, this the *3rd* day of *April* A. D. 1860.

W. K. Masten
Clerk of the County Court of Dallas County, Texas.

By Geo. W. Laws J. C. C.

County Court
of Dallas
Notice that
Agreed & returned
Geo. W. Laws J. C. C.
Copy
Came to hand & returned
Executed by returning to
Notice that in pursuance
of a true copy of the captioned
return made to the Court
of Dallas County, Texas
the 11th day of April 1860
Geo. W. Laws J. C. C.

County Court
of Dallas
Notice that
Agreed & returned
Geo. W. Laws J. C. C.
Copy
Came to hand & returned
Executed by returning to
of a true copy of the captioned
return made to the Court
of Dallas County, Texas
the 11th day of April
1860 Geo. W. Laws J. C. C.

The State of Texas.

COUNTY OF DALLAS.

TO THE SHERIFF OF DALLAS COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO CITE *the Minor Heirs of Eliza Sherman deceased Heirs at Law of of Mrs. Pemberton deceased*

to be and appear at the next term of the County Court, to be holden at the Court House in the town of Dallas, on the last Monday in *April*, 186*6*, then and there to show cause, if any, why *the Estate of sd deceased should not be partitioned & distributed among the Heirs & distribute thereof as required by Law*

And have you then there this writ. Herein fail not, but due return make as required by law.

Given under my hand, and seal of the County Court of Dallas County, this the *3rd* day of *April* A. D. 186*6*.

W. H. Masterson
Clerk of the County Court of Dallas County, Texas.

By Geo. W. Laws Jy. Clk

*County Court
of Dallas
Mary J. Pemberton
April 3rd 1866
Geo. W. Laws Jy. Clk*

*Copy -
Came to hand April 1st 1866
Reviewed by returning to
Mary J. Pemberton a
true copy of the writ
return on the 17th day of
April 1866
Geo. W. Laws Jy. Clk*

*To
Eliza Sherman 50
Geo. W. Laws Jy. Clk*

The State of Texas,
COUNTY OF DALLAS.

Know all men by these presents, THAT *Wm Lovina*
A. Pemberton as principal, and *Joseph Brittain*
and *J. W. Bumpus* as sureties, are held and firmly bound unto the Chief
Justice of the county of Dallas, in the sum of *three hundred* dollars,
for the payment of which, well and truly to be made, we hereby bind ourselves, our heirs, ex-
ecutors and administrators, jointly and severally, firmly by these presents, signed and sealed
with our seals, the seals being scrawls, this *28th* day of *February* A. D. 1859.

THE CONDITION OF THIS OBLIGATION is such, that, whereas, the above bound-
en *Lovina A. Pemberton* has been appointed *Administratrix*
of the estate of *William Pemberton Deceased*

Now, if the said *L. A. Pemberton* shall well and truly perform all the du-
ties required of her by law, under said appointment, then this obligation shall be null and
void; otherwise, to be and remain in full force and effect.

Lovina A. Pemberton
John W. Bumpus LS
Joseph Brittain LS
LS

I Lovina A. Pemberton do solemnly swear, that the writing
William Pemberton ~~and~~ ^{and} ~~without~~ ^{leaving} any written
~~will or testament~~ ^{will and testament}

~~so far as~~ ^{so far as} I know or believe, and that I will well and truly
perform all the duties of *Administratrix of an Estate*
of the estate of the said *William Pemberton* deceased

Sworn to and subscribed
before me, this *28th* day of
Feb A. D. 1859.

W. K. Masten

Clerk Co. Cl., D. C., Texas.

Court Court
to Citation
Minor Heir of
Elizabeth Shelton ~~and~~
James ^{April} 1860
Wm. Laws J. J. Clerk

Clerk
Came to hand *April 27th 1860*
Returned not found in
the county on the *19th*
day of *April* 1860
J. J. Shepherd J. J. Clerk

Filed April 30th 1860
Wm. Laws J. J. Clerk

The State of Texas } Probate Ct
County of Dallas } June Term 1859
In the Hon Jm Patterson ch.

Justin Dallas Comy -

The undersigned Administrator of the Estate of
William C. Pemberton decd. would represent
unto yr Honor, that said Estate is in debt
about the sum of forty dollars for costs
of Administration. She therefore prays yr Honor
to grant an order of Court to sell
the following property in a credit of six months
for the purpose of discharging the above mentioned
liabilities - To wit one Mule 4 1/2 yrs old, one Horse colt
2 1/2 yrs old, one Horse colt 1 yr old, Harness & saddle.

Sd sale to be at the residence of the administrator
S. A. Pemberton Admox
W. C. P. Estate

J. A. Pemberton
Adminr
W. C. Pemberton Estate
Bond

Justice filed 28th 1859
W. R. Weston clk

Approved this 27th
day of September
1859
J. M. Patterson
clerk probate

Final Records

To the Hon. J M Patterson, Chief
Justice of Dallas County Texas,

Your Petitioner L A A Pemberton, who
is the widow and Rehe, of William
Pemberton, Deceased, would Respectfully
represent, to your Honor, that her husband
the said William, departed this life, on
the day of 1859 that there
is property to the probable amt of fifteen
hundred dollars belonging to said Estate; that
said Estate is indebted, to some persons
& others are indebted to said Estate, & there
being no person to settle said Estate &
pay off said indebtedness, your petitioner
Prays that Letters of administration be
granted to her at the next Term of your
said Court, & as in duty bound she will
ever pray &c

L A A Pemberton
By E P Nicholson her atty,

L A A Pemberton
Petitioner
County Court
Filed for me 28th 1859
E. P. Nicholson
Clerk of Court
Final Record

L. A. A. Pemberton, Adm^r. of the Estate of Wm^m
 Pemberton deceased - Sale Bill of the property
 of said Decedent, on the 9th July 1839 -

One Colt	Sold to James Groves	for \$	18.00
a \$50 "	Mule " "	Sept.	25.00
a 20 "	Young Horse " "	"	27.50
"	Deersing &c -	J. D. Rumpus	3.00
"	Old Saddle "	A. J. Trade	1.00
			<u>84.50</u>

L. A. A. Pemberton Adm^r. of the Estate of
 Wm^m Pemberton Dec^d. do hereby certify that the
 above and foregoing ~~sale~~ is a true and correct
 Sale Bill of the property of said Estate, as
 sold by order of court, ^{for said estate} on the 9th day of July
 A. D. 1839 -

L. A. Pemberton

Subscribed & sworn to before me
 this 27th day of August, A. D. 1839
 Geo. W. Laws J. P. C. 115

Finance Records

File filed 14th 1839
 J. H. Mason C. L. S.

Wm^m sold Pemberton
 to J. H. Mason for
 the use of Adm^r's
 on the Estate of
 Wm^m Pemberton Dec^d.

The State of Texas, County Court,
County of Dallas, March term 1860.

Now J. M. Patterson Chf. Just. &c
New Census S. A. A. Pemberton admr
of the estate of J. M. Pemberton dead
and presents the following as a
Court exhibit of the condition
of said estate.

Said Admr
To said estate Dr
To personally & money per invt. \$1692.00
" Yearling Cotts, increase since inventory
By personally sold (appraised) \$10.00
\$1592.00

To personally sold (sale bill) 80.00
" saddle sold not appraised " " 1.00
" Escaring sold not appraised " " 3.00
" personally sold, not appraised
\$1676.00

By death of Colt apprd at \$35.00
" Hauls belonging to Alfred Pemberton " 6.00
" Cotts by Latimer & Sherinants 7.00
" " Meriath Meyer 3.75
" " " D. D. Sherman 42.50
" " " Sayre & Sherman 9.25
" " " A. Simons 2.10
" " " J. M. Proctor 17.80
" " " A. C. Crimmitt 5.00
" " " J. M. Proctor 12.00
" " " Joseph Pritchard 2.50
" " " Court Costs 17.00
\$243.40

Received on 2/28/1872
J. M. Pemberton
J. M. Patterson
Chf. Justice
of the County Court
of Dallas
1860

To amount brot forward \$1676.00 ^{Dr}
 ler

By amount brot forward \$213.40

"	amt for Meredith Meyer	6.10
"	" " L. M. Bumpers	4.00
"	" " " "	10.44
"	" " " D. C. Camron	25.00
"	" " " L. M. Bumpers	15.00
"	" " " J. W. Bumpers	25.00
"	" " " James Horton	6.97
"	" " " A. Brand	7.50
"	" " " J. Horton	8.50
"	" " " Joseph Reed	5.00
"	" " " Isaac Lidbetter	11.00
"	" " " Carter	5.00
"	" " " Brannon	6.00
"	" " " Morgan Cockrell	3.00
"	" " " A. T. East	15.00
"	" " " Alford	10.50
"	" " " Lewis Lidbetter	10.00
"	" " " J. Pop	5.00
"	" " " M. Wickum	7.00
"	" " " M. K. Selvidge	8.00
"	" " " Court Carter	35.00
"	" " " Burial expenses	30.00
"	" " " P. Nicholas att	12.50
"	" " " L. A. A. Tomberlin adm. fee	50.00

Items of Eliza should have had
 1 bed & bedding valued at \$33.00
 not appraised or inventoried -
 also 5 ship - saddle & cow worth 35.00

I L. A. A. Pemberton admr of the
 estate of Wm Pemberton do hereby solemnly
 swear that the annexed & foregoing
 contains a full, fair & complete
 showing of the Condition of the
 estate of said decedent.
 Sworn to & subscribed
 before me, this the 26th day of March 1860.

W. H. Masten CLK
 By W. H. Harris Dpty CLK

Hon J. W. Patterson Chief Justice
 of Dallas County:
 L. A. A. Pemberton
 respectfully represents to your honor
 that she has fully administered said
 estate and paid off all such claims
 as have been presented against the
 same; she therefore prays to be
 discharged from further liability as
 admr as aforesaid, and that the
 foregoing exhibit be received as
 her final exhibit of the Condition
 of said estate; that Petitioner (the
 widow of decedent) Malissin Pemberton
 Alfred Pemberton, Mary Francis Pem-
 berton & the minor heirs of Eliza
 Sherrill are the only heirs at law

a List of Mr Pemberton's
Estate Total amount \$1746.00

one half of the above 478.00
~~amount of~~ Property set apart for
 Mrs Pemberton
 House hold things on 46 \$259.50
 one Saint Mare & Colt 60.00
 one 2 year old Saint horse 45.00
 35.00
 one Braum Mare & Colt 75.00
 one Gray Mare & Colt 175.00
 X one 3 year old Bay Mare 75.00
 one 1 year old bay filly Colt ^{mare} of the Bay, 50.00
 one old yellow horse 33.40
 one of 20.00
 one Cow and yearling 15.00
\$573.00

amount set apart to Malissa Steel
 amount charged as an advancement \$51.00
 one Braum Mare 55.00
 one Bay Mare three white feet 45.00
 one 2 year old Braum horse 3 white feet 35.00
 \$216.00
 \$26.00
 \$190.00
 \$216.00
 \$26.00
 \$190.00

amount set apart to A. Pemberton
 amount charged for an advancement \$50.00
 one 4 Mare 70.00
 one year old Black horse 25.00
 one year old Mare colored filly 30.00
 one year old bay filly 30.00
\$175.00

amount total amount over \$215.25
 \$4.25
 \$219.25

Mary
 amount set apart to Francis Pemberton
 one Black Mare \$55.00
 one Gray Mare 45.00
 one Cream Mare 35.00
 one 2 year old Bay horse star in face 40.00
 one year old Mare filly 40.00
 total amount due Francis Pemberton \$215.00
 Remainder due \$110.00

amount set apart to Eliza Shirell-
 heirs
 amount charged as an advancement \$62.00
 one 2 year old brown filly 50.00
 one year old Bay filly 35.00
 one year old Brown filly blaze face 30.00
 one year old Bay horse 25.00
 total amount due Eliza heirs \$202.00
 Remainder due \$118.00

Remainder due
 one year old Brown filly left hind
 foot white at \$30.00
 Subscribed & sworn to before me
 this 28th of May 1860
 Wm Harris Spty clk
 J. G. McDermott
 J. C. Bumpus
 J. Walker
 D. H. Cannon
 Joseph Britain

Dallas

Approved this
29th day of May
1860

J. W. Patterson
Chief of
Justice

Particular
of Report
A. A. Pemberton

Filed May 28th 1860
Wm. Harris, Clerk

Final Record

~~my own 2 year old horse \$4000~~
~~do Bay mare 4 years 500~~
~~do mare 1000~~
~~do mare 4000~~

Inventory & appraisement of the
 Property belonging to the Estate of Mrs
 Pemberton Deed,

The State of Texas Personally appeared
 County of Dallas } before the undersigned
 signed authority, N O McAdams
 J W Bumpus & Joseph Brittain, appraisers
 heretofore appointed to appraise
 the property belonging to the Estate of Mrs
 Pemberton Deed & after being duly sworn
 say upon their oaths that the foregoing
 is a true and correct valuation of
 the property of said Estate as shown
 to them by the Administratrix of the
 same

N O McAdams
 J W Bumpus
 Joseph Brittain

292
1957

List of horses

one bay mare and colt	\$1.75	00
one yellow horse	70	00
one grey mare	60	00
do do do	71	00
do cream mare	45	00
do do do	30	00
do Brown black foal	40	00
do do do 2 do	50	00
do Brown and white colt	50	00
do Black mare	35	00
do brown do	40	00
do Bay filly	45	00
do small	50	00
X do Bay horse 2 years old	35	00
do grey do same	30	00
do Ha 1 year old	20	00
do Short cutting	30	00
do do do	30	00
do Brown do	20	00
do brown 1 filly	30	00
	<u>99</u>	<u>00</u>
do Bay horse Collyer's	10	00
	<u>109</u>	<u>00</u>
	4	00
	<u>113</u>	<u>00</u>
No more		
do small	60	00
	<u>173</u>	<u>00</u>
Amount but forward	572	
Total Inventory	<u>173</u>	<u>00</u>

X

~~my best 3 year old horse \$40.00~~
~~do Bay mare 4 years 20.00~~
~~do mare 10.00~~
~~do mare 40.00~~

Inventory & Appraisement of the
Property belonging to the Estate of Mrs
Penbersten Deod.

The State of Texas Personally appeared
 County of Dallas } before the under
 signed authority, N. O. McAdams
 of W. Rumpus & Joseph Brittain, app
 assess heretofore appointed to appraise
 the property belonging to the Estate of Mrs
 Penbersten Deod & after being well sworn
 say upon their oath that the foregoing
 is a true and correct valuation of
 the property of said Estate as shown
 to them by the Administratrix of the
 same

N. O. McAdams
 J. W. Rumpus
 Joseph Brittain

Hair
 5 beds
 1 do
 85 covers
 1 1/2 quilts
 3 Coyotes
 4 Bedsteads
 1 small
 2 chairs
 2 stools
 1 clock & 2
 chairs &
 walking
 cupboards
 one saddle
 one pair
 one man
 Plow
 one Wagg
 one man
 one side
 one yoke
 one cow
 one

Cash on

327.00
 75.00
 402.00

Household & Kitchen Furniture

5 beds	20 lbs	\$50.00
1 do	12 do	0.00
8 covers	at 5 dollars each	40.00
15 quilts	at 2 each	30.00
3 Carpets	at 2 do	6.00
5	do	3.00
4 Bedsteads	5 do	20.00
1 small	2 do	2.00
2 chairs	4 do 6	14.00
2	Trunks	5.00
1 clock & looking glass		5.00
chairs & tables		4.00
cooking utensils		6.00
cupboard	4	5.00
one saddle		6.00
one pair Saddle	light	2.00
one mans saddle	4	16.00
Flour	4	15.00
one Waggon		95.00
one mans saddle		16.00
one Side Saddle		16.00
one yoke of oxen		15.00
one cow and yearling		10.00

Cash on hand

\$432.00
 140.00
 \$572.00

4400.00
 100.00
 4400.00

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L. A. Rembert
Adm.
Mr. Rembert
Inventory

Filed March 28th 1869
M. M. Masden

Approved March 28th
1869

J. A. Winn
S. S. Fisher

Final Records

X
Reviewed July 11, 1912
