

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

Case Number 12

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

#12

FILMED BY THE DALLAS GENEALOGICAL SOCIETY -

Know all men by these presents that we Eli Merrill
 Municipal and William M Cochran & Benj^r
 Merrill as securities all of the County of Dallas and
 State of Texas are held and firmly bound unto ^{the Hon^{ble}} ~~the~~
 Judge of the ^{County} Court, of Dallas County and State of Texas
 and his successors in office in the final sum of four
 Hundred Dollars for the payment of which
 sum well and truly to be made we bind ourselves and
 heirs Executors and administrators severally and jointly
 firmly by these presents sealed with our seals and dated
 this 25 day of ~~Sept~~ ^{Sept} 1848

Whereas the said Eli Merrill
 has this day by the ^{County} ~~Circuit~~ Court of Dallas County been
 appointed administrator of the Estate of Benjamin ~~W~~
 late of said County Decedent, know the conditions of the
 above and foregoing obligation is such that if the above
 bounden Eli Merrill shall well, truly and faithfully
 perform and discharge the several duties and trusts
 committed to him by virtue of his appointment as
 administrator aforesaid according to Law and do
 and perform such matters and things in the premises
 as may be adjudged ordered and decreed by this
 Court according to Law, then and in that case the
 above and foregoing obligation to be null and void
 Else to be and remain in full force and virtue
 in Law.

Witness approved by the Court
 this 25 day of ~~Sept~~ ^{Sept} 1848

attest
 W. Merrill

Eli Merrill (seal)
 Wm M Cochran (seal)
 Benj Merrill (seal)

The State of Texas } I Eli Merrill do
 County of Dallas } Solemnly Swear
 that Benjamin Abbott deceased
 died without leaving lawful will
 so far as I know or believe and
 that I will well and truly perform
 all the duties of Administrator
 of the estate of said Benjamin Abbott
 to the best of my ability Eli Merrill
 sworn to in open Court }
 and subscribed this 25th Sept 1848 }
 ✓ *Eli Merrill*

Eli Merrill
 County of Bond
 Benjamin Abbott
 the 25th Sept 1848
Eli Merrill

The State of Texas Probate Court
 County of Dallas August Term 1848
 J. W. H. Wood Judge of the Probate
 Court of said County and State.

Wm. Fildner a citizen of said
 County and State would respectfully
 Represent, that on or about the
 day of January last Benjamin
 Abbott departed this life in the Army
 in Mexico - in battle. Said Abbott
 had no fixed place of Residence in
 this State but was a transient person
 within its limits, having deceased in
 the Company of Wm. Preston Witt
 was Captain and through said Witt
 alone can his effects be obtained - and
 your petitioners would Represent that
 he is the nearest Relation known of
 in this State, and that his said Estate
 is of about \$200 value - in Consider-
 ing the premises your petitioners pray
 that letters of Administration may
 issue to him and that notice may
 be and as in duty bound he will
 ever pray &c

Eli Murd
 By J. W. Wood
 his atty

I hereby give notice that Eli Murd has this day filed in my
 office his petition praying for letters of administration on the
 Estate of Benjamin Abbott dec'd and that he will apply at
 the next Term of the Court the Probate Court, for letters
 of administration on said dec'ds Estate this 17 day
 1848
 J. W. Wood, Clerk
 Dallas County Texas

State of Texas
 County of Dallas
 Know all men by these presents
 that Mr. Wm. M. Lenard as principal and Ben
 Murrell and G. M. Baird as sureties are held and
 firmly bound unto the Chief Justice of Dallas County
 in the penal sum of Five hundred — Dollars
 for the payment of which well and truly to be made the
 honesty bond executed on heirs executors and Admini-
 strators jointly and severally firmly by these presents
 signed with our hands and sealed with our seals,
 the seals being & crants, this 29th day of April A.D. 1887

The condition of the obligation is such that
 whereas the above bond was given Wm. M. Lenard has been
 appointed by the Chief Justice of Dallas County Admini-
 strator of the estate of Benjamin Abbott dec'd.

Now if the said Wm. M. Lenard shall well and
 truly perform all the duties required of him by law un-
 der said appointment then this obligation shall be void
 and void otherwise to remain in full force and
 effect.

Wm. M. Lenard *(Seal)*
 Ben Murrell *(Seal)*
 G. M. Baird *(Seal)*

I do solemnly swear that Benjamin Abbott dec'd
 died without leaving any lawful will so far as
 I know or believe, and that I will well and truly
 discharge all the duties of Administrator of the estate
 of said Benjamin Abbott to the best of my ability
 and ability to help and *God*

Wm. M. Lenard

Sworn to & Subscribed before me
 this 29th day of April A.D. 1887
 H. A. Wood Officer

The State of Texas I know all men by these presents
 County of Dallas that Mr Wm McLenard as principal
 and as sureties all
 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 Mr
 binds ourselves, our heirs, executors and Administrators jointly
 and severally, firmly by these presents. Signed with our hands
 and sealed with our seals, the seals being Scraps, the 21st day of
 March A.D. 1858 - The condition of this obligation
 is such that whereas the above bound Wm McLenard has
 been appointed by the Chief Justice of the County of
 Dallas, Administrator ^{pro tem} of the Estate of Benj Abbott dec^d.

Now if the said Wm McLenard shall well and truly
 perform all the duties required of him under said appoi-
 nement, then this obligation shall be null and void, otherwise
 to remain in full force and effect.

Wm McLenard
 Benj Abbott
 S. H. Jones

I do solemnly swear that Benj Abbott decedent dies
 without leaving any lawful will, so far as I know or believe
 and that I will well and truly perform all the duties of Admin^r
 of the Estate of said Benj Abbott to the best of my
 skill and ability, so help me God
 Signed and subscribed before me this
 21st day of March A.D. 1858
 Attest: _____

The State of Texas }
County of Dallas }

April Term County Court

To the Hon^{ble} Wm H. Hord Chief Justice
in and for the County aforesaid, the undersigned, attorney
woud most respectfully represent unto your Honor
that Eli Marcell administrator of the Estate of
Benjamin Abbott late of Dallas County, Tex^a departed
this life some time last fall or Winter and nothing
having come into his hands as administrators
aforesaid so far as your Petitioner knows or
believes, and said Administration having ceased
upon the death of said Marcell therefore the
undersigned attorney prays that said administration
be dismissed, and as in duty bound your
petitioner will ever pray &c April 30th 1850

J. M. Crockett
attorney

State of Texas }
County of Dallas }

County Court March Term 1850

To Hon^{ble} Wm H. Hord Chief Justice &c
The undersigned your petitioner would represent unto
your Honor that the Estate of Benj. Abbott late is
without an administrator, the former Adm^r Eli Marcell
having departed this life, without closing said Succession
and your petitioner would further represent that said
Abbott was entitled to land as a Colonist, and that
he believes it to be important to the heirs that an
Adm^r should be appointed to obtain said Land.
The premises considered your petitioner prays that
he be appointed Prob^{er} Adm^r of said Estate
and as in duty bound will ever pray &c
Wm McLean

The State of Texas 3 County Court
County of Dallas 3 March Term 1857
To the Hon. South Elkin

Chief Justice of Dallas County.

Wm M Leonard, admr of the Estate of
Benjamin Abbott Deceased. Would respectfully
show unto your Hon. that nothing has as yet
come into his possession as admr as afore-
said with the exception of a head right cer-
tificate for 320 acres of land to be located
in Peter's Colony, all of which is respect-
fully submitted to your Hon. —
Wm M Leonard, admr

Edw M Submitter before me this 1st Feb 1857
A. Howard Clk

Final Settlement.

William M Leonard Administrator of the
Estate of Benjamin Abbott Deceased has filed
in my office his account for final settlement
properly authenticated and therewith his petition
to the County Court praying permission to close
said Administration at the next Term of said
Court wherefore all persons interested are hereby
notified to attend and contest the same if they
see proper

Dallas.
December 31st 1856. 3

A. Howard, Clk.
By W. N. Peak, Deputy Clk.
C. C. J. C. Seal.

The State of Texas County Court
County of Dallas May Term 1852

Wm W Lewis Esq.

vs
Estate of R. Abbott

Now at this time comes
Wm W Lewis Esq. of the Estate
of R. Abbott and in answer to
the order of the Court he is now prepared
to present to the Court said Estate and
will in due time to give the necessary
papers, prior to next term of
the Court file his papers showing
for that purpose wherefore he
prays that this matter be continued
and that he be permitted to go
with his reasonable costs to
and he will ever pray

Wm W Lewis
per Robert Lewis
Attorney