

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

Case Number 1634

Dallas Genealogical Society
Founded 1955

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16234

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

Dorsey Printing Co., Stationers, Printers and Binders, Dallas, Texas--1499

THE STATE OF TEXAS.

To all Persons Interested in the Estate of *M. D. Garlington* deceased:

Mr. Chas. Garlington and *Miss Ann Drake Garlington* ^{have} filed, in the County Court of Dallas County, State of Texas, an application for the Probate of the last Will of said *M. D. Garlington* 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 *November* A. D. 189*4*, 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 *29*th day of *September* A. D. 189*4*

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

By *A. Jackson* Deputy.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILED October 5 1894

L. H. HUGHES, Clerk County Court

By A. Jackson DEPUTY

~~FILED~~

~~FILED~~

130

No. 1946
COUNTY COURT.

ESTATE OF

M. D. Harrington

Deceased.

Notice of Application for Probate of
Will and Letters.

Issued this 29th day of
September 1894

L. H. HUGHES, COUNTY CLERK.

By A. Jackson Deputy.

SHERIFF'S RETURN.

Came to hand the 29 day of Sept
1894 and executed the 29 day of Sept
1894, by posting up three copies of this Writ at
three public places in Dallas County, one of which
was at the Court House door of said County, and
no two of which were in the same town or city.

B. B. Caswell
Sheriff, Dallas County.

By J. F. Larson Deputy.

Donney Printing Co., Dallas, Tex. 4. 14990.

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{Recorded}

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THE STATE OF TEXAS :
COUNTY OF DALLAS :

Before me, L.H. Hughes, Clerk of the County Court in and for Dallas County, Texas, on this day personally appeared in open Court on the hearing of the application for the probate of the will of M.D. Garlington, deceased, *A. H. Dechman*, one of the subscribing witnesses to said will, and being by me duly sworn on his oath deposes and says, in open Court, that the said M.D. Garlington, at the time he executed said will, was over the age of twenty one years; was of sound mind and married and that he is now dead. Having died in the City of Dallas, ~~xxxx~~, Dallas County, State of Texas, on the 23rd day of September, A.D. 1894; that said will offered for probate herein, dated the 30th day of March, A.D. 1884, is wholly in the hand writing of the said M.D. Garlington, deceased, testator herein; that this affiant subscribed his name to said will as a witness at the request of said M.D. Garlington, deceased, who declared the same to be his last will and testament; that said M.D. Garlington, deceased, subscribed said will in the presence of this affiant and of the other witnesses to said will subscribed, and this affiant subscribed his name thereto as a witness in the presence ^{of the said witnesses} ~~of the said witnesses~~ other witnesses. Affiant further says that each of said witnesses to said will at the time of subscribing the same as a witness, was over the age of fourteen years; that the said M.D. Garlington, whose will is offered for probate resided in the City and County of Dallas, State of Texas and that the principal portion of his estate is located in the City and County of Dallas, State of Texas; that the said deceased died in the City and County of Dallas, State of Texas; that so far as affiant knows said will has never been revoked by the said M.D. Garlington, deceased.

A. H. Dechman
The above and foregoing is sworn to and subscribed by *A. H. Dechman* before me upon the hearing of the application for the probate of the will of M.D. Garlington, deceased, in open Court, after said witness had testified to the same.

L. H. Hughes
County Clerk, Dallas County, Texas.

By Asst. Secy

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

720 1946
In Re Estate of
M.D. Garlington
Deed

Affidavit
Proof of will

FILED Nov. 24 1946
L. H. HUGHES, Clerk County Court,
By A. Jackson DEPUTY

(Recorded)

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

State of Texas }
County of Dallas }

The last will and testament of
M D Gurlington and his wife Anna
Gurlington of Dallas City Texas

Whereas M D Gurlington and
wife Anna Gurlington being dis-
-rains that the survivor shall have
the intire Community as well as the
seperate property belonging to them and
to each of them. Do hereby make
this their last Will and Testament and
hereby make and declare and publish
this their Will and intentions in regard to
said property: First- In case the
Said M D Gurlington should die first,
then the Said Anna Gurlington is to
have the whole and the entire Estate
and property boath seperate and com-
-munity wheresoever situated and of
every character belonging to Said
M D Gurlington at the time of his death
and shall have power to sell, convey
or dispose of and deliver, at her will
and pleasure - and doth the M D Gar-
-lington will, bequeath and devise
Second: And in case the Said Anna
Gurlington should die first, then the
Said M D Gurlington is to have the
whole and intire Estate and prop-
-erty boath seperate and Community
wheresoever situated and of every
character belonging to said Anna
Gurlington or in which she may have
any interest whatever at the time of
her death and shall have power to
sell, convey or dispose of and deliver,

at his will and pleasure, and so doth the said Anna Garlington will bequeath and devise —

Third — It is our will that on the death of either of us, that the survivor shall have ^{with} ~~the~~ probated in the proper Court as the last will and testament of the deceased, but that said Court shall take no further cognizance or jurisdiction of this will or of property here in described and bequeathed further than to require the survivor to file in said Court an inventory and appraisement of the property owned by the deceased or in which he or she had an interest at the time of his or her death and further that the said Court require the survivor to give no bond of any kind whatsoever for the execution of this will or as administrator or administratrix but that the said survivor in making said probate and filing said inventory and appraisement without giving any bond or security whatsoever to take possession of said interest estate and property to have and to hold the same unto him or unto her in fee simple forever — in witness whereof we hereunto set our hands this the 30th day of March AD 1884 in the presence of witnesses

M D Garlington

Anna Garlington

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Last Will & Testament
of
W. D. Marlinton &
Anna Marlinton

Filed Sept 29-1894
L. H. Hughes clerk
By H. M. Cotton sy

Recorded

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W. D. GARLINGTON



OFFICE OF
W. D. GARLINGTON & CO.

MANUFACTURING CONFECTIONERS

Foreign & Domestic IMPORTERS OF Western Produce
 CAR LOAD LOTS A SPECIALTY. COR. COMMERCE & LAMAR STS.

Dallas, Texas

Owing to the long and protracted illness of my beloved wife Anna Garlington affecting her physically and mentally to some extent and in order to relieve her in part from the annoyance incidental thereto and my oldest son Willie Garlington having become of age since the above original Will & Testament was written to which this is to be annexed and made a part thereof therefore - it is this my last Will and Testament that in all transfers of title to my Real Estate that my son Willie D. Garlington shall sign said titles to all transfers of Real Estate together with my beloved wife Anna Garlington and that they two together may sell, sign transfer and deliver any and all my Real Estate and make Legal and Warranted titles to the same but both their signatures shall be required thereto -

This done and signed this the 25th day of January 1893
 in the presence of A. M. Dechman & S. M. Dechman as Witnesses

W. D. Garlington

S. M. Dechman

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Codex
to
me

1-25-1893

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE STATE OF TEXAS X In the Probate Court, Dallas County, Texas
 :
COUNTY OF DALLAS :
 -----0-----

To be Honorable Probate Court:-

Mrs. Anna Garlington, widow of M.D. Garlington deceased, and William Drake Garlington, son of M.D. Garlington, deceased, each residents of the City and County of Dallas, State of Texas, represent unto the Court that M.D. Garlington, late husband of Mrs. Anna Garlington, applicant herein, died on the 20rd day of September A.D. 1894, testate, in the City and County of Dallas, State of Texas; that the said M.D. Garlington, deceased, was a bonafide resident of the City and County of Dallas, State of Texas, with fixed domicile and place of residence in the City and County of Dallas, State of Texas; that at the time of his death, the said M.D. Garlington, deceased, was seized and possessed of an Estate, real and personal, of the probable value of three hundred thousand (\$300,000.00) dollars; that the said M.D. Garlington, deceased, at his death, left a will by him personally written and executed with all the formalities required by law. Said will being dated 30th day of March A.D. 1888, and to which will a Codicil is attached, dated the 25th day of January, A.D. 1893; that said original will was a joint will of the deceased, M.D. Garlington, and Mrs. Anna Garlington his wife; was witnessed by Edward Lehman, Emma Lehman A.F. Deckman, J.H. Yergan and W.P. Taggart, and said codicil was witnessed by A.F. Deckman and T.M. Deckman; that at the time said will and at the time said Codicil

were executed the said M.D. Garlington, deceased, was of sound mind and fully qualified under the laws to make a disposition of his property; that in said will all the community property of said M.D. Garlington, deceased, and his wife, Mrs. Anna Garlington, and all of the separate property of the said M.D. Garlington, deceased, was devised and bequeathed to his wife, Mrs. Anna Garlington, petitioner herein; that said will gave her full power and authority to sell, convey and dispose of such property as she might see fit; that said Codicil made no change in said devise or bequeath, except that it provided that your petitioner, William Drake Garlington, should join in all conveyances of any real estate devised or bequeathed; that in said will and in said codicil no person is expressly named as executrix or executor of said will, but it is provided therein that the survivor should have the will probated in the proper Court as the last will and testament of the deceased; but that the Court should take no further cognizance of jurisdiction of the will or the property therein described and bequeathed further than to require the survivor to file in said Court an inventory and appraisement of the property owned by the deceased in which she had an interest at the time of his or her death, and further that the said Court require the survivor to give no bond of any kind whatever for the execution of this will or as administrator or administratrix, but that the said survivor on making said probate of said will and the filing of said inventory and appraisement without executing any bond whatever to take possession of said property, and to have and to hold the same for ever in fee simple; that your petitioners are not disqualified

by law from ~~asking~~ receiving letters testamentary under said will; that a true copy of said will is hereto attached, marked Exhibit A and made a part hereof, and said original will and codicill being herewith filed; that the said will hereby offered for probate is the last will and testament of the said M.D. Garlinton, deceased, .

Wherefore your petitioners pray that citations may issue herein in the terms of the law and upon final hearing hereof said will be duly admitted to probate and that letters testamentary may be granted to your petitioners under said will; that no bond be required of your petitioners as executor and executrix under said will and that no proceedings be had in this Honorable Court in referre ce to the property bequeathed by said will, other than the probating of said will and granting letters testamentary and the return and the inventory and appraisement as provided for in said will; and petitioners further pray for general and special equitable relief.

Morgan Thompson

Attorneys for Mrs. Anna Garlinton and
William Drake Garlinton, Executors.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No 1946

Est M. D. Garlington

vs
Mrs Anna Garlington
vs
W. D. Garlington
Ex vs

application to probate
will

FILED

Sept 29th 1894

L. H. HUBBES, Clerk County Court.

By

as Jackson

(Recorded)

See Aug. 94

No 1746

Estate of M.D. Garlington,	:	Pending in the Probate Court, Dallas
Deceased.	:	County, Texas.
Mrs. Anna Garlington,	:	
Executrix.	:	

TO THE HONORABLE COURT:-

Now comes Mrs. Anna Garlington, executrix herein, and in connection with the appraisers appointed herein by Your Honor, present this an inventory and appraisement of the Estate of M.D. Garlington, deceased, and show that the said M.D. Garlington at the time of his death, was possessed of the following described property, the same being community property of the said M.D. Garlington, deceased, and your affiant, his widow (who was his wife). Said prop-

- erty consisting of, first:- A brick residence and out houses, situated in the City and County of Dallas, Texas, part of block No. 54I, size 150 by 249 feet, fronting on McKinney avenue, valued at \$16,000#
- Second:- One two story brick store house, situated at the S.E. corner of Lamar and Elm streets, City of Dallas, Texas, size 50 by 100 feet, block No. 54, valued at \$7,500#
- Third:- One two story brick store house, size 50 by 100 feet on the N.W. corner of Commerce and Lamar streets, part of block No 48, valued at \$25,000#
- Fourth:- One two story brick store house, size 25 by 100 feet on Elm street, part of block 61, being lot No---- of said block, valued at- \$12,000#
- Fifth:- One two story brick store house, lot size 25 by 100 feet, being lot No----- of block No 65, fronting on Elm street and known as No-----Elm street, valued at-- \$12,000#
- Sixth:- One three story brick hotel building, lot size 50 by 100 feet, fronting on Main street, and known as the

"Arlington" Hotel; said lot being part of block No 76, valued at. \$2,000#

Seventh:- One vacant lot, size 47 by 100 feet, part of block No. 76 1-2, situated at the N.E. ~~xxxxx~~ intersection of Main and Stone streets, valued at. \$12,650#

Eighth:- One lot situated on Main street, size 50 by 100 feet, part of block No. 95, and known as lot No. ----- of said block No. 95, valued at \$10,000#

Ninth:- A one-half interest in a lot size 8 feet by 50 feet off of block No 95, and being ----- side of lot No ----- of said block No. 95, valued at. \$500#

Tenth:- An undivided interest in the West one-half of lot No. 6, block No 39, City of Dallas, valued at. \$3,500#

Eleventh:- The South half of the West half of block No. 221, situated at Griffith and Hoard streets, City of Dallas, Texas, valued at. \$10,000#

Twelfth:- One hundred and eighty seven and one-half acres of land, a part of the McKinney and Williams head right survey, abstract No. 1119, valued at. \$2,000#

Thirteenth:- A two-thirds undivided interest in the Wholesale Fruit and Produce business of M.D. Garlington & Company, conducted in the City of Dallas, Texas, at the N.W. corner of Main and Lamar streets; said two-thirds interest in said business being valued at. \$4,000#

Fourteenth:- A One-half interest in and to the Wholesale Fruit and Produce business of Garlington & Montgomery, conducted in the City of Ft. Worth, Texas, which said one-half interest is valued at. ~~about~~ \$3,000#

Fifteenth:- A one-third undivided interest in and to the business of M.D. Garlington & Son, same being that of Wholesale Fruit and Produce, -conducted in the City of Waco, Texas, McLennan County, valued at. \$6,000#

Sixteenth:- One lot of household goods and kitchen furniture, consisting of beds, bedding, parlor sets, furniture, wearing apparel, etc, situated in his late residence on McKinney Avenue, block No. 541, Dallas, Texas, valued at. \$2,000#

Seventeenth:- Four horses, valued at. \$400#

Eighteenth:- Two carriages and two buggies, valued at. \$200#

one lot situated on Elm St size 50x100 ft
back of Block #95 and known as lot
of said Block #95 - value \$10,000#

Which said property is all of the property belonging to the
estate of said M.D. Garlington, deceased, which has come to the
knowledge of affiant as executrix of the will of said M.D. Garlington,
deceased.

Anna Garlington

THE STATE OF TEXAS :
COUNTY OF DALLAS :

Before me *W. Thompson* a no-

tary public in and for Dallas County, Texas, on this day personally
appeared Mrs. Anna Garlington, who being by me duly sworn, deposes and
says: that the above and foregoing is a full, true and complete
list of the property belonging to the Estate of M.D. Garlington, de-
ceased, so far as the same has come to her knowledge, and that the
property so listed was the community property of herself and said M.D.
Garlington, deceased.

W. Thompson

Notary Public, Dallas County, Texas.

The State of Texas :
County of Dallas :

Before me *W. Thompson*

a notary public in and for Dallas County, Texas, on this day per-
sonally appeared A.F. Deckman and *E.M. Kahn & E. Hamon*
who being by me duly sworn, depose and say: That they have carefully
examined the above and foregoing inventory of the estate of M.D.

Garlington, deceased, as prepared by Mrs. Anna Garlington, and have examined the values placed opposite said different items of property and have assisted in placing said values thereon; that the same is a full, true and complete inventory and appraisement of the said estate of M.D. Garlington, deceased, so far as they know and believe, and that the said property so listed in said inventory so appraised, is the community property of the said M.D. Garlington, deceased, and his widow, Mrs. Anna Garlington.

W. Thompson
Attest

State of Texas :
 County of Dallas : The above and foregoing was sworn to and subscribed before me on this the 1st day of Dec D.A. 1894.

W. Thompson

Notary Public, Dallas County, Texas.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

In re Estate of M.D.
Garlington, deceased.
Mrs. Anna Garlington, Ex-
ecutrix.

.....
Inventory and Appraisemen
-----o-----

FILED

DEC 5 1894

L. H. HUGHES, County Clk.

BY *A. Jackson*

Examined and
approved Dec. 8th
1894 J. F. Ash
Co. Judge

166
258

{Recorded}

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Exhibit "A"

State of Texas :
County of Dallas :
The last will and testament of M.D. Garlington
and his wife Anna Garlington of Dallas City, Texas.

Whereas M.D. Garlington and wife Anna Garlington being desirous that the survivor shall have the entire community as well as the separate property, belonging to them and to each of them; Do hereby make this their last will and testament and hereby make and declare and publish this their will and ~~testament~~ intentions in regard to said property.

First- In case the said M.D. Garlington ~~should~~ should die first then the said Anna Garlington is to have the whole and entire estate and property, both separate and community, wheresoever situated and of every character belonging to said M.D. Garlington at the time of his death and shall have power to sell, convey or dispose of and deliver at her will and pleasure and doth the M.D. Garlington will bequeath and devise.

Second:- And in case the said Anna Garlington shall die first, then the said M.D. Garlington is to have the whole and entire estate and property, both separate and community wheresoever situated and of every character belonging to said Anna Garlington or in which she may have any interest whatever at the time of her death and shall have power to sell, convey or dispose of and deliver at his will and pleasure and so doth the said Anna Garlington will bequeath and devise.

Third: It is our will that on the death of either of us, that the survivor shall have the will probated in the proper Court as the last will and testament of the deceased, but that said Court shall

take no further cognizance or jurisdiction of this will or of the property herein described and bequeathed further than to require the survivor to file in said Court an inventory and appraisement of the property owned by the deceased or in which he or she had an interest at the time of his or her death, and further that the said Court require the survivor to give no bond of any kind whatsoever for the execution of this will or as administrator or administratrix, but that the said survivor on making said probate and filing said inventory and appraisement without giving any bond or security whatever to take possession of said entire estate and property, to have and to hold the same unto him or unto her in fee simple forever.

In witness whereof we hereto set out hands this the 30th day of March A.D. 1884,

In the presence of witnesses.

M.D. Garlington,

Anna Garlington.

Signed, Declared and published by M.D. Garlington and his wife Anna Garlington as their last will and testament in the presence of us the attesting witnesses, who have here subscribed our names in the presence of the said M.D. Garlington and his wife Anna Garlington at their special instance and request.

This the 30th day of March A.D. 1884.

Edward Lehman,

Emma Lehman,

A.F. Deckman,

J.H. Yergan

W.F. Taggart.

...the receipt of the same as to be made by the said son ...
...of the ...
...of the ...
...of the ...

Owing to the long and prostrated illness of ~~xxxx~~ my be-
loved wife Anna Garlington affecting her physically and mentally to
some extent and in order to releave her in part from the annoyance
incidental thereto and my eldest son Willie D. Garlington having
become of age since the above original will and testament was written
to which this is to be annexed and made apart thereof, it is this my
last will and testament that in all transfers of title to my real
estate that my son Willie D. Garlington shall sign said titles to
all transfers of real estate together with my beloved wife Anna Gar-
lington and that they two together may sell, sign, transfer and deliver
any and all my real estate and make legal and warrantee titles to
the same, but both their signatures shall be required thereto.

This done and signed this the 25th day of January 1893 in
the presence of A.F. Deckman and T.M. Deckman as witnesses thereto.

Witness

A.F. Deckman

T.M. Deckman

M.D. Garlington

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

no 1946

~~In the Estate of
M.C. Huntington
Deed~~

~~Application for
probate of will
for letters testamentary~~

~~Copy of will~~

FILED Sept 29 189
L. H. HUGHES, Clerk County Courts
By Attorney

Jan 9/29. 9d

In Re
Estate of M. D. Garlington } County Court
No. 1916 } Deceased } Saturday Nov. 24, 1894
On this Saturday November 24, 1894
came on to be heard in open court
the application of Mrs Anna Garlington
and William D. Garlington for the probate
of a certain instrument in writing, now
here produced in open court, and purport-
ing and alleged to be the last will
and testament of M. D. Garlington deceased,
and codicil thereto, ^{dated March 30th A.D. 1894,}
in writing being inspected by the Court
and all the evidence in relation thereto
being heard and considered, and it ap-
pearing to the Court from the evidence
adduced, a written statement of which
is filed among the papers in this cause
that said testator M. D. Garlington at the
time of the execution of said will, and
codicil thereto, was over the age of twenty-
one years, was married, was of sound
mind, and that he is now dead, having
died in Dallas County Texas on the 29^d
day of September A.D. 1894, and it further
appearing to the Court that citation, on said
application, has been served and returned
in the manner and for the length of
time required by law and that at the
time of his death, and long prior thereto,
said testator was a resident citizen of
Dallas County Texas where the principal
part of his property was and is

1 situated, and it further appearing to
 2 the Court from the evidence, that - at
 3 the time of the execution of said will
 4 and codicil thereto, said testator M. D.
 5 Garlington declared the same to be
 6 his last will and testament and codicil
 7 thereto, as aforesaid, in the presence of
 8 A. F. Dechman, and the other subscribing
 9 witnesses thereto and that said A. F.
 10 Dechman and H. F. Faggart one of the
 11 other subscribing witnesses to said will
 12 signed the same as witnesses at the
 13 request of said testator, M. D. Garlington,
 14 in his presence and in the presence
 15 of each other, and that said A. F.
 16 Dechman and J. M. Dechman the other
 17 subscribing ^{witnesses} to said codicil, to said will,
 18 subscribed the same as witnesses at
 19 the request of said testator, in his
 20 presence and in the presence of each
 21 other, and that all the subscribing
 22 witnesses to said will, and said codicil
 23 thereto, were at the time of signing as
 24 such witnesses over the age of four-
 25 teen years; and it also appearing
 26 that said will & said codicil thereto
 27 have never been revoked by said tes-
 28 tator.

29 It is now considered by the Court
 30 and so ordered, adjudged, and decreed
 31 that said instruments in writing be
 32 and the same are now here declared

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duly proved and established, as required,
by law, and that same be and they
are hereby adjudged, ^{and chosen} to be the last
will and testament, and Codicil thereto,
of M. D. Garlington deceased, and that
said will and said codicil, together
with the application for the probate
thereof and all the testimony in this
case be recorded in the Minutes of
this Court.

It is further ordered, and adjudged, ^{by the Court} that
Mrs Anna Garlington be and she is hereby
appointed executrix of said last will
and testament of M. D. Garlington deceased,
without bond, or other security, as by
the terms of said will provided, and
that the Com of this Court issue to
the said Mrs Anna Garlington, letters
Testamentary, when she shall have qual-
ified according to law.

It is further ordered, by the Court
that - A. F. Dechman, E. M. Kaher and
E. J. Gannon be and they are hereby
appointed appraisers to appraise the
estate of said decedent

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10	11	12	13	14	15	16	17	18	19	20
<i>order to Probate</i>										
<i>KC-239</i>										

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE STATE OF TEXAS :
:
COUNTY OF DALLAS :
:*****:

KNOW ALL MEN BY THESE PRESENTS, That I,
Anna Garlington, do solemnly swear that the writing which has been
offered for probate, as the last will and testament of Moses D. Gar-
lington, deceased, is the last will and testament of said Moses D.
Garlington, deceased, so far as I know and believe; and I further swear
that I will well and truly perform the duties of executrix of the
Estate of said Moses D. Garlington, deceased.

Anna Garlington

The State of Texas :
:
County of Dallas :
:

The above and foregoing was sworn to
and subscribed before me by Mrs. Anna Garlington, on this the 1st day
of Dec ----- A.D. 1894.

W. Thompson

Notary Public, Dallas County, Texas.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

In re Estate of M.D. Gar-
lington, deceased.
Mrs. Anna Garlington, Ex.
-----0-----

Oath of Executrix.
-----0-----

FILED

DEC 5 1894

L. H. HUGHES, County Clk.
by *W. J. Gaaren*
Deputy

Recorded

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE STATE OF TEXAS : In the Probate Court Dallas County, Texas.
 COUNTY OF DALLAS :

Before me L.H. Hughes, Clerk of the County Court in and for Dallas County, Texas, on this day personally appeared in open Court-----*A. M. Dechman*-----who having been duly sworn on oath states; that he is one of the subscribing witnesses to the instrument executed by M.D. Garlington, deceased, on the 25th day of January A.D. 1893, as a codicil to his will dated March 30th 1884; that he subscribed said codicil as a witness at the request of said M.D. Garlington, now deceased, in the presence of the said M.D. Garlington, and in the presence of the other witness therein named as subscribing thereto; that the said instrument was by the said M.D. Garlington subscribed in the presence of this affiant and the other witness subscribed thereto, and was declared by him to be the codicil to his last will and testament; that this affiant and the other witness subscribing said codicil were, at the time of subscribing the same, each ~~sixty~~ over the age of fourteen years; that the said M.D. Garlington, deceased, at the time of subscribing the same, was over the age of twentyone years and was married; that he was, at the time of subscribing said codicil of sound mind, and has since, on to-wit: September 1894 departed this life; that the said M.D. Garlington, testator, died in the City and County of Dallas, State of Texas, leaving an estate, the greater portion of which is located in the City of Dallas, State of Texas; that the said codicil witnessed by this affiant, dated January 25th, A.D. 1893, has never been revoked by the said M.D. Garlington, so far as this affiant knows and believes.

A. F. Dechman

The above and foregoing was sworn to and subscribed before me by-----*A. M. Dechman*-----upon the hearing of the application for the probate of the will of M.D. Garlington, deceased, in open Court, after said witness had testified to the same.

L. H. Hughes

Clerk County Court, Dallas County, Texas.

By As Jackson Deputy

No 1946

In Re Estate of
Mrs. Sterling
Reed

Applicant
^{consist to}
Group of Justice

FILED Nov. 24 1894

L. N. HIGGINS, Clerk County Court

By Asst. Sec'y

Reed