

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

Case Number 1718

---

Dallas Genealogical Society  
Founded 1955

[www.dallasgenealogy.org](http://www.dallasgenealogy.org)



FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

1718

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

EXECUTOR'S BOND

The State of Texas, No 2075 Estate of Alex Smith

COUNTY OF DALLAS.

KNOW ALL MEN BY THESE PRESENTS, That we, Decided
Principal, and
Sureties, are held and firmly bound unto the County Judge of said County of Dallas, and
his successors in office, in the sum of Dollars;
conditioned that the above bound
who has
been appointed
shall well and truly perform all the duties required of him under said appointment.

WITNESS our hands and seals this day of 1896

(SEAL)
(SEAL)
(SEAL)

I DO SOLEMNLY SWEAR that the writing which has been offered for probate, is the
last will of Alex Smith deceased, so far as I know or
believe; and that I will well and truly perform all the duties of Executor of said will.

Daniel Sheldon

Sworn to and subscribed before me this 8th day of January 1896

Asst. Notary Public
WAREHO, ILLINOIS. Deputy.

EXECUTOR'S BOND

The State of Texas, No. 2075 Estate of Alex Smith

COUNTY OF DALLAS.

KNOW ALL MEN BY THESE PRESENTS, That we, Decided
Principal and
Sureties, are held and firmly bound unto the County Judge of said County of Dallas, and
his successors in office, in the sum of Dollars;
conditioned that the above bound
who has
been appointed
shall well and truly perform all the duties required of him under said appointment.

WITNESS our hands and seals, this day of 1896

(SEAL)
(SEAL)
(SEAL)

I DO SOLEMNLY SWEAR that the writing which has been offered for probate, is the
last will of Alex Smith deceased, so far as I know or
believe; and that I will well and truly perform all the duties of Executor of said will.

A. B. Smith

Sworn to and subscribed before me this 13 day of July 1896

County Clerk, Dallas County, Texas. Deputy.

No. 2075  
COUNTY COURT,  
DALLAS COUNTY.

EXECUTOR'S BOND.

ESTATE OF  
Alex Smith  
Dec'd

Filed *Jan 13* 1896  
*S. S. Scott*  
S. S. Scott, Clerk.

By \_\_\_\_\_ Deputy.

Approved this \_\_\_\_\_ day of  
189

County Judge, Dallas County.

A. D. Aldridge & Co., Stationers, Printers and Binders, Dallas

Recorded -

No. 2075  
COUNTY COURT,  
DALLAS COUNTY.

EXECUTOR'S BOND.

ESTATE OF  
Alex Smith  
Dec'd

Filed *Jan 13* 1896  
*S. S. Scott*  
S. S. Scott, Clerk.

By \_\_\_\_\_ Deputy.

Approved this \_\_\_\_\_ day of  
189

County Judge, Dallas County.

A. D. Aldridge & Co., Stationers, Printers and Binders, Dallas

Recorded 366



No. 2075  
COUNTY COURT,  
DALLAS COUNTY.  
EXECUTOR'S BOND.

ESTATE OF  
Alex Smith  
Dec'd

Filed Dec 12<sup>th</sup> 1895  
S. B. SCOTT, Clerk,

By A. Jackson Deputy.

Approved this \_\_\_\_\_ day of  
189

County Judge, Dallas County.

A. D. Aldridge & Co., Stationers, Printers and Binders, Dallas.

Recorded - 365

THE STATE OF TEXAS.

No. 2075.  
COUNTY COURT.

ESTATE OF  
Alex Smith,

Deceased.

Notice of Application for Probate of  
Will and Letters.

Issued this 9<sup>th</sup> day of  
September 1895,

L. H. HUGHES, COUNTY CLERK.

By A. Jackson Deputy.

SHERIFF'S RETURN.

Came to hand the 10 day of Sept  
1895 and executed the 10 day of Sept

1895, 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.

Ben E. Cabell  
Sheriff, Dallas County.

By A. Jackson Deputy.

Dorsey Printing Co., Dallas, Texas. 14000.

Fee \$3.00  
Recorded 7

Inventory & Appraisement.

of  
The Estate

of  
Alexander Smith, Dec'd.

Approximate Value

- 1 Half int. in lot & building comprising the shop of Worden & Smith, corner of Elm & Houston sts. Dallas, Dallas County, Texas \$ 6000.
  - 2 Half int. in lot 4, block 1, J. W. Allen's Addition to City of Dallas, Dallas Co. Texas 1500
  - 3 The Labor 120 acre farm near Union, McHenry County, Ill. 7500.
  - 4 Half int. in stock in trade of Worden & Smith in black smithing business, Dallas, Texas. } 393.36
  - 5 Half int. in tools in shop of Worden & Smith corner Elm & Houston sts, Dallas, Texas } ..
  - 6 Half int. in a/c of Worden & Smith at American Nat. Bank of Dallas, Texas " 244.45 ✓
  - 7 Half int. in a/c of Worden & Smith at Nat. Exch. Bank of Dallas, Texas. " 75.47 1/2 ✓
  - 8 Money in Vault at Bank 5410. ✓
  - 9 Gold watch and chain 75.
  - 10 " 50.
  - 11 Horse 15.
  - 11 Buggy 20.
  - 12 Stock (2 shares) in Juan Verden
  - 13 Ben Franklin coin (1797)
  - 14 Spanish dollar 1806
  - 15 Gold button
  - 16 Half int. in all foregoing partnership property belongs to the Wordens, and Mrs. R. C. Worden as surviving partner is closing out business of Worden & Smith. There are a few items of personal property in the hands of Forest Ham at Chicago to be recovered or charged against his interest
  - 17 Money in American Nat. Bank 1408.28 ✓
- Total (approximate) \$ 21341.56 1/2  
Over.

Executors

- 1. L. V. Meyer
- 2. J. B. Smith
- 3. Dan. Sheldon By  
N. G. Jurney

I, J. B. Smith, and L. V. Meyer, executors of the above Estate without bond, do solemnly swear that the foregoing is a true, full and complete inventory of all the property real, personal & mixed belonging to said Estate, that has come to my knowledge.

- 1 J. B. Smith
- 2 L. V. Meyer
- 3 Dan. Sheldon By  
N. G. Jurney

Subscribed and sworn to before me, this the 13 day of Jan. 1896.

L. H. Hughes.  
County Clerk Dallas Co. Tex



Estate of A. Smith

Inventory of Executors

Filed Jan'y 13. 1896

W. Hughes  
Co. Clerk.

Examined and ap-  
proved Jan. 25<sup>th</sup> 1896

J. H. Nash  
{L-756} Co. Judge

3/59

{Recorded.}

STATE OF TEXAS )  
County of Dallas )

IN PROBATE COURT,

To July Term, A. D. 1908.

In the Matter of the Estate of )  
Alexander Smith, deceased. )

Your petitioner L. V. Myer, Daniel Sheldon and James B. Smith, respectfully represent unto your Honor, that they are the duly appointed, qualified and acting executors of the said estate.

That in pursuance to the terms of the will of the said decedent, they have contracted to sell, a farm in the Town of Coral, County of DeWitt, State of Illinois, which said farm is inventoried herein as a part of the estate of the said decedent. That the purchaser of the said farm complains of the title thereto that there is nothing of record showing that all claims filed against the said estate have been filed and allowed, have been paid.

Your petitioners therefore pray that a finding may be had in the said estate, that all claims filed and allowed have been duly paid and your petitioners will ever pray, etc.

James B. Smith  
Daniel Sheldon  
L. V. Myer

FILED July 1 1908  
A. G. JACKSON,  
County Clerk, Dallas County, Tex.  
*[Signature]*

The State of Texas,  
COUNTY OF DALLAS.

No. 2075

In re Estate of  
*Alex Smith Decd,*

I, A. S. JACKSON, Clerk of the County Court in and for said County and State, hereby certify that,  
on the 19 day of Nov. A. D., 1895, *James B. Smith,  
L. W. Meyer and  
Daniel Sheldon*  
~~were~~ <sup>by said</sup> Court, having exclusive jurisdiction over Probate matters, duly appointed

*Executors* of the Estate of  
*Alexander Smith, Deceased,*

~~and~~ ~~bond as such fixed by said Court at the sum of~~

*without bond.*

~~And that, on the~~ ~~day of~~ ~~A. D. 189~~ ~~the Bond~~  
~~of the sum~~ ~~in the~~  
~~said sum of~~ ~~DOLLARS.~~

~~was approved by said Court, and that the said~~ *James B. Smith  
L. W. Meyer and  
Daniel Sheldon*  
~~did, on the~~ ~~day of~~ ~~189~~ ~~take and subscribe the oath~~  
~~prescribed by law as such~~ *Executors* ~~and has~~ ~~therefore duly qualified as~~

the *Executors*  
of the Estate of the said *Alexander Smith, Decd.,* as the law requires.

TO CERTIFY WHICH witness my hand and Official Seal at

Office in the City of Dallas, this 13 day

of April A. D. 1898

*A. S. Jackson*  
County Clerk, Dallas County.

By *A. W. Rawlins* Deputy.

No. 2075

ESTATE OF

Alex Smith  
Decd.

LETTERS OF

Testamentary

Issued Apr. 13<sup>th</sup> 1898

A. Jackson Clerk.

By A. B. Rawlins Deputy.

THE NATIONAL TRUST COMPANY, DALLAS

No. 2075,

Estate of Alex. Smith } In Probate Court, Dallas County,  
Deceased } Texas, Sept. Term, A.D. 1895.

Hon Probate Court.

Your petitioners, Daniel Sheldon of McKenny County, State of Illinois, and L. V. Meyer of Dallas County, Texas, represent that said Alexander Smith, heretofore a citizen of said Dallas County, died testate in the city of Chicago, Cook County, Illinois, on August 17<sup>th</sup>, 1895; that said decedent at the time of his death owned an estate of real and personal property situate in said Dallas County, Texas, of the probable value of \$12,000. and a farm near Union in McKenny County, Illinois, of the probable value of \$7500. They represent that said testator nominated these petitioners and James B. Smith whose residence they have not yet learned, or such of them as here qualify, executors of the will which is herewith propounded as the last will and testament of said decedent. And these petitioners are not disqualified to act as such executors.

Wherefore your petitioners pray that the said will here propounded for probate as the will of said decedent, be admitted after due notice to probate as such - that petitioners be admitted to qualification as executors without bond as provided - and that they be permitted to file an inventory, list of claims and appraisement of said estate, &c. for which they will ever pray.

A. G. Turney  
atty for Petitioners.

Nov-19<sup>th</sup> 1895 - An Instrument purporting to be the last Will & Testament of Alexander Smith Deed having been proven by the written testimony of A.G. Turner & Emily Fritz the subscribing witnesses thereof is adjudged to be the last Will & Testament of the said Alexander Smith Deed & together with the Probate thereof is ordered of Record - Jas B. Smith L.V. Meyer of Dallas County & David Sheldon of McKinney County Ills are appointed Testamentary Executors without Bond in compliance with the provisions of said Will

Appraisers

L-1897

J. D. Nash Co Judge

No 2075

Estate of Alex. Smith  
Dec'd

Application to Probate  
Will

FILED

SEP 7 1895

L. A. JONES County Clerk  
By *[Signature]*

Recorded

A. G. Turner  
No 2075

Estates of Alex. Smith } Probate Court, Dallas Co. Texas.  
Dec'd }  
No 2075.

A. G. Turney and Emil Fritz, whose names appear as witnesses to the instrument here propounded for probate, as the last will and testament of said Alex. Smith, dec'd, being each duly sworn on their oaths respectively, say that they were well acquainted with said Alexander Smith in his life time; that he was at the time of his death, which occurred at Chicago, Cook County, Illinois, about August 17th 1895, about 50 years of age; that he was continuously before his death of sound mind; that he owned at his death an estate of real and personal property, situate in Dallas County, Texas of the probable value of \$15,000, besides a farm of land in McHenry County, Illinois worth about \$7,500; that the instrument here propounded for probate was executed by him, the said Alex. Smith, at the date specified in said instrument in the city of Dallas, Dallas County, Texas, where said deceased lived, in the presence of both of these affiants, and declared the same to be his last will and testament, and at his, the said Alex. Smith's request, the said affiants each signed said instrument as witnesses in the presence of each other and of said deceased; and that said instrument was never <sup>with affiants knowledge</sup> revoked by said testator. The citation and the return thereon herein filed show the service and return required by law. In witness whereof we hereto subscribe our names.

A. G. Turney.

Emil Fritz

Sworn to and subscribed before me in open Court on this the 19th day of November A.D. 1895, by said affiants.

L. H. Hughes Clerk County Court  
Dallas County Texas  
By W. Jackson Deputy

No. 2075-  
Estate of Alexander  
Smith, Deceased

Probative Affidavits

of  
A. G. Turney &  
Emil Fritz

FILED November 19<sup>th</sup> 1915,  
L. M. BARNES, Clerk County Court.

By W. Jackson

Recorded



I Alexander Smith of Dallas County, Texas, being  
of sound mind and more than twenty-one years  
of age, make this my last will and testament,  
revoking any other that I may have made.

1. My executors below appointed shall as soon  
after their qualification as practicable pay  
all my just debts.

2. They shall take possession of, and manage  
and control all my property real, personal, mix-  
ed, choses in action, money and every thing else  
including my individual and partnership  
lands in the City of Dallas, Dallas County, Tex-  
as, and my farm near Union, McHenry Coun-  
ty, Illinois; shall collect all my choses in  
action of every character including partnership  
claims of Norden & Smith; and shall at such  
time within two years after their qualifica-  
tion as they think the best interest of my estate  
dictates convert all my said property, real,  
personal and mixed - individual and part-  
nership - into cash by sale for cash, or part  
cash and part on credit as they deem best.

But if such sale or sales be partly on credit  
the notes for deferred payments need not be  
made to mature in said two years. In event  
such executors fail to agree on when to sell,  
my brother James B. Smith below nominated  
executor shall, after qualifying, determine the  
issue.

3. My debts having been paid together with the  
expenses of this trust, and my said property  
having been converted into money by my ex-



10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52  
53  
54  
55  
56  
57  
58  
59  
60  
61  
62  
63  
64  
65  
66  
67  
68  
69  
70  
71  
72  
73  
74  
75  
76  
77  
78  
79  
80  
81  
82  
83  
84  
85  
86  
87  
88  
89  
90  
91  
92  
93  
94  
95  
96  
97  
98  
99  
100  
101  
102  
103  
104  
105  
106  
107  
108  
109  
110  
111  
112  
113  
114  
115  
116  
117  
118  
119  
120  
121  
122  
123  
124  
125  
126  
127  
128  
129  
130  
131  
132  
133  
134  
135  
136  
137  
138  
139  
140  
141  
142  
143  
144  
145  
146  
147  
148  
149  
150  
151  
152  
153  
154  
155  
156  
157  
158  
159  
160  
161  
162  
163  
164  
165  
166  
167  
168  
169  
170  
171  
172  
173  
174  
175  
176  
177  
178  
179  
180  
181  
182  
183  
184  
185  
186  
187  
188  
189  
190  
191  
192  
193  
194  
195  
196  
197  
198  
199  
200  
201  
202  
203  
204  
205  
206  
207  
208  
209  
210  
211  
212  
213  
214  
215  
216  
217  
218  
219  
220  
221  
222  
223  
224  
225  
226  
227  
228  
229  
230  
231  
232  
233  
234  
235  
236  
237  
238  
239  
240  
241  
242  
243  
244  
245  
246  
247  
248  
249  
250  
251  
252  
253  
254  
255  
256  
257  
258  
259  
260  
261  
262  
263  
264  
265  
266  
267  
268  
269  
270  
271  
272  
273  
274  
275  
276  
277  
278  
279  
280  
281  
282  
283  
284  
285  
286  
287  
288  
289  
290  
291  
292  
293  
294  
295  
296  
297  
298  
299  
300  
301  
302  
303  
304  
305  
306  
307  
308  
309  
310  
311  
312  
313  
314  
315  
316  
317  
318  
319  
320  
321  
322  
323  
324  
325  
326  
327  
328  
329  
330  
331  
332  
333  
334  
335  
336  
337  
338  
339  
340  
341  
342  
343  
344  
345  
346  
347  
348  
349  
350  
351  
352  
353  
354  
355  
356  
357  
358  
359  
360  
361  
362  
363  
364  
365  
366  
367  
368  
369  
370  
371  
372  
373  
374  
375  
376  
377  
378  
379  
380  
381  
382  
383  
384  
385  
386  
387  
388  
389  
390  
391  
392  
393  
394  
395  
396  
397  
398  
399  
400  
401  
402  
403  
404  
405  
406  
407  
408  
409  
410  
411  
412  
413  
414  
415  
416  
417  
418  
419  
420  
421  
422  
423  
424  
425  
426  
427  
428  
429  
430  
431  
432  
433  
434  
435  
436  
437  
438  
439  
440  
441  
442  
443  
444  
445  
446  
447  
448  
449  
450  
451  
452  
453  
454  
455  
456  
457  
458  
459  
460  
461  
462  
463  
464  
465  
466  
467  
468  
469  
470  
471  
472  
473  
474  
475  
476  
477  
478  
479  
480  
481  
482  
483  
484  
485  
486  
487  
488  
489  
490  
491  
492  
493  
494  
495  
496  
497  
498  
499  
500  
501  
502  
503  
504  
505  
506  
507  
508  
509  
510  
511  
512  
513  
514  
515  
516  
517  
518  
519  
520  
521  
522  
523  
524  
525  
526  
527  
528  
529  
530  
531  
532  
533  
534  
535  
536  
537  
538  
539  
540  
541  
542  
543  
544  
545  
546  
547  
548  
549  
550  
551  
552  
553  
554  
555  
556  
557  
558  
559  
560  
561  
562  
563  
564  
565  
566  
567  
568  
569  
570  
571  
572  
573  
574  
575  
576  
577  
578  
579  
580  
581  
582  
583  
584  
585  
586  
587  
588  
589  
590  
591  
592  
593  
594  
595  
596  
597  
598  
599  
600  
601  
602  
603  
604  
605  
606  
607  
608  
609  
610  
611  
612  
613  
614  
615  
616  
617  
618  
619  
620  
621  
622  
623  
624  
625  
626  
627  
628  
629  
630  
631  
632  
633  
634  
635  
636  
637  
638  
639  
640  
641  
642  
643  
644  
645  
646  
647  
648  
649  
650  
651  
652  
653  
654  
655  
656  
657  
658  
659  
660  
661  
662  
663  
664  
665  
666  
667  
668  
669  
670  
671  
672  
673  
674  
675  
676  
677  
678  
679  
680  
681  
682  
683  
684  
685  
686  
687  
688  
689  
690  
691  
692  
693  
694  
695  
696  
697  
698  
699  
700  
701  
702  
703  
704  
705  
706  
707  
708  
709  
710  
711  
712  
713  
714  
715  
716  
717  
718  
719  
720  
721  
722  
723  
724  
725  
726  
727  
728  
729  
730  
731  
732  
733  
734  
735  
736  
737  
738  
739  
740  
741  
742  
743  
744  
745  
746  
747  
748  
749  
750  
751  
752  
753  
754  
755  
756  
757  
758  
759  
760  
761  
762  
763  
764  
765  
766  
767  
768  
769  
770  
771  
772  
773  
774  
775  
776  
777  
778  
779  
780  
781  
782  
783  
784  
785  
786  
787  
788  
789  
790  
791  
792  
793  
794  
795  
796  
797  
798  
799  
800  
801  
802  
803  
804  
805  
806  
807  
808  
809  
810  
811  
812  
813  
814  
815  
816  
817  
818  
819  
820  
821  
822  
823  
824  
825  
826  
827  
828  
829  
830  
831  
832  
833  
834  
835  
836  
837  
838  
839  
840  
841  
842  
843  
844  
845  
846  
847  
848  
849  
850  
851  
852  
853  
854  
855  
856  
857  
858  
859  
860  
861  
862  
863  
864  
865  
866  
867  
868  
869  
870  
871  
872  
873  
874  
875  
876  
877  
878  
879  
880  
881  
882  
883  
884  
885  
886  
887  
888  
889  
890  
891  
892  
893  
894  
895  
896  
897  
898  
899  
900  
901  
902  
903  
904  
905  
906  
907  
908  
909  
910  
911  
912  
913  
914  
915  
916  
917  
918  
919  
920  
921  
922  
923  
924  
925  
926  
927  
928  
929  
930  
931  
932  
933  
934  
935  
936  
937  
938  
939  
940  
941  
942  
943  
944  
945  
946  
947  
948  
949  
950  
951  
952  
953  
954  
955  
956  
957  
958  
959  
960  
961  
962  
963  
964  
965  
966  
967  
968  
969  
970  
971  
972  
973  
974  
975  
976  
977  
978  
979  
980  
981  
982  
983  
984  
985  
986  
987  
988  
989  
990  
991  
992  
993  
994  
995  
996  
997  
998  
999  
1000

4. I nominate and appoint my said brother  
Jas. B. Smith, and L. V. Myer of Dallas County,  
Texas, and Danl. Sheldon of McKenny County,  
Illinois, or such of them as here qualify, execu-  
tors without bond of this will, and invest them  
with all power and authority necessary to carry  
out these provisions. And the probate courts of  
neither Texas nor Illinois shall take any action  
than probating and recording this will and the  
return of an appraisement, list of claims &  
inventory of my estate. I provide this to avoid  
the delays, great costs and corrosions of Court.

5. Should the executors and any beneficiary under  
this will be able to agree as to its value, such ben-  
eficiary may take any part of my property as a  
part or all of his or her share of my estate. And  
such beneficiaries may buy each other out and  
take property in the same manner for aggregate  
interests, + Jas. B. Smith may decide issues.

6. Should the exigencies of financial matters  
depress values and make it unadvisable to  
sell realty, then at the instance of the bene-  
ficiaries said executors may delay selling  
my realty beyond said two years, and until  
a sale be thought advisable by said executors.

But be the sale made when it may my improve-  
ments shall be kept insured until sold.

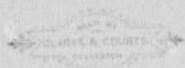
7. My papers are in Box 618 Dallas Savings  
Bank and Safe Deposit. And for further inform-  
ation and advise my executors and beneficia-  
ries are referred to A. G. Turney, Dallas, Texas,  
and C. H. Wayne Elgin, Illinois, heretofore my  
attorneys.

8. In witness hereof I subscribe this document  
at Dallas, Texas, in the presence of the sub-  
scribing witnesses who are each twenty, one  
years of age, and who subscribe as witnesses  
at my request in my presence and in the  
presence of each other, this the 10<sup>TH</sup> day of  
July A.D. 1895

Witnesses

Emil Greb  
A. G. Turney

Alex Smith



2075

Last Will and Testa-  
ment of Alex. Smith

FILED

SEP 7 1905

A. M. HUGHES, County Clerk,

By *A. M. Hughes*

23  
1490

Recorded.