

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

Case Number 1645

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FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

1645

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NO. 103.—NOTICE OF APPLICATION FOR PROBATE OF WILL AND LETTERS. Dorsev Printing Co., Stationers, Printers and Binders, Dallas, Texas.—14500

THE STATE OF TEXAS.

To all Persons Interested in the Estate of *Thos. J. Montgomery* deceased:

*Fannie D. Montgomery* has filed, in the County Court of Dallas County, State of Texas, an application for the Probate of the last Will of said *Thos. J. Montgomery* 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 *May* 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 *26<sup>th</sup>* day of *April* A. D. 189*4*

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

By *A. Jackson* Deputy.



## INVENTORY AND APPRAISEMENT

Of the property, real and personal, belonging to the estate of \_\_\_\_\_

*Thomas F. Montgomery, Deceased*

	Value
<i>Household and kitchen furniture &amp;c.</i>	<i>\$500.00</i>
<i>Miscellaneous Books.</i>	<i>100.00</i>
<i>1 Gold Watch.</i>	<i>30.00</i>
<i>1 Note executed by A. &amp; F. L. Devereux bearing interest and due</i>	<i>\$35.00</i>
<i>1 " " " " Lee Lynn for \$34.00 Sub. at per annum value unknown.</i>	

The above property being the community property  
of *Thos. F. Montgomery, deceased, and Lamine D. Montgomery*  
*Survivor.*

**The State of <sup>MO</sup> ~~Texas,~~**  
*Saline*  
**County of Dallas.**

*1. Lamine D. Montgomery Exec.*

*I, Lamine D. Montgomery, Executor of the above named Estate, do solemnly swear that the foregoing is a true, full and complete inventory of all the property, real and personal, belonging to said Estate, that has come to my knowledge, and that the writing which has been offered for probate is the last will of Thos. F. Montgomery so far as it knows or believes, and that I will with all my power see it duly executed and well.*

Sworn to and Subscribed before me, this the *2<sup>nd</sup>* day of *June*, A. D. 189*4*  
*Lee P. Viley*, Notary Public for *Saline Co., Tex.*  
*Corn expires Nov 15-1894*

**The State of Texas,**  
**County of Dallas.**

Before the undersigned authority, this day personally appeared *R. B. Robinson & M. W. Vaughan* Appraisers of the above named Estate, heretofore appointed by the Court, and each being duly sworn, says that the above and foregoing is a just and true appraisal of the property pointed out to them as belonging to said Estate.

*R. B. Robinson*  
*M. W. Vaughan*

Sworn to and Subscribed before me, this *3<sup>rd</sup>* day of *June*, A. D. 189*4*  
*J. D. Fowler*, Clerk Co. Court,  
By *Notary Public* Deputy,  
*Saline County, Tex.*

The State of Texas, In County Court,  
Dallas County & Dallas County, Tex

no Est. of Thos. F. Montgomery  
Dec'd.

On this the 12 day of  
May 1894 personally appeared in  
open court R. B. Robinson and W. L. Diamond  
who, being duly sworn, depose and  
say, that they personally knew Thos. F. Montgomery,  
deceased, and were well acquainted with his  
handwriting and signature.

That the instrument filed in this court on the  
25 day of April 1894 and purporting to be the  
last will and testament of said Thos. F. Montgomery,  
and the signature thereto are wholly in the hand  
writing of the said Thos. F. Montgomery.

That at the date of said instrument, said Thos.  
F. Montgomery was over twenty one years of  
age and of sound mind.

That afterwards, on the 30 day of March  
1894, said Thos. F. Montgomery died in said  
county of Dallas in which he had his domicile  
at and before his death, and without having executed  
said will, so far as known to affiants.

R. B. Robinson

W. L. Diamond

Sworn to and subscribed before me this  
12 day of May, 1894, by R. B. Robinson and  
W. L. Diamond in open court,

L. K. Hughes Co. ex Dallas Co Texas

By A. J. Jackson Deputy

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no-

Est: *Thos. J. Montgomery*  
*received*

*Proof of will*

FILED *May 12* 189*2*  
L. N. HUGHES, Clerk County Court

By *W. S. Jackson* DEPUTY

*(Recorded)*

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977



OFFICE OF  
Thomas F. Montgomery.

LOANS & INVESTMENTS.

No. 243 Main St.

Dallas, Texas.

State of Texas. }  
County of Dallas. } I, Thos. F. Montgomery, of said  
County & State, being of sound and disposing  
mind and memory, do make this my last will  
and testament, revoking any and all previous  
ones made by me.

First: Let my beloved wife, Fannie D.  
Montgomery have me buried in any manner she  
may see fit and whenever she may please.

Second: I give to my beloved wife, the  
said Fannie D. Montgomery, all of my property  
whatsoever, either real or personal, for her sole  
use and benefit.

Thirdly: I hereby constitute my beloved wife  
Fannie D. Montgomery sole Executrix of this  
my last will and testament, without bond for  
her demand or legal performance of same.

I further desire that there be no probate  
or any other court proceedings in this matter, ex-  
cept in so far as is absolutely necessary &  
convey solely and individually all my estate  
to my wife as heretofore mentioned.

In testimony whereof I have hereunto set my hand and  
seal this the 29<sup>th</sup> day of June 1893. Thos. F. Montgomery.  
(Witnesses)

Signed, declared and published by Thos. F. Montgomery  
as his last will and testament in the presence  
of us, the attending witnesses, who have hereto  
subscribed our names in the presence of  
said Thos. F. Montgomery at his special instance  
and request. This the 29<sup>th</sup> day of June 1893  
Done at Dallas Texas.

J. W. Norris  
A. J. Jasper

Thos. F. Montgomery

Will

June 29 1893

FILED

APR 25 / 1894

L. L. HUGHES County Clerk  
DALLAS TEXAS

Recorded

The State of Texas, In County Court,  
Dallas County, Dallas Co. Tex. in Probate,  
To the Hon. County Court



FILMED

The State of Texas, In County Court,  
Dallas County, Dallas Co., Tex. in Probate,  
To the Hon. County Court  
in and for said County:

Your petitioner,  
Laurie S. Montgomery, shows to the court  
that she resides in Dallas County, Texas;  
That on the 30<sup>th</sup> day of March 1894, Thos. L.  
Montgomery, who, at and before his death had  
his domicile in the county of Dallas aforesaid,  
died in said county of Dallas.

That at the time of his death the said Thos.  
L. Montgomery was seized and possessed of  
personal property of the probable value  
of One Thousand dollars, and left a written  
will, duly executed and herewith filed, in  
which your petitioner was appointed executrix,  
without bond.

Wherefore your petitioner prays that citations  
be issued to all parties interested in said  
estate as required by law, that said will be  
probated, & that such other and further orders be  
made as to the court may seem proper.

J. D. Bouraker,  
Atty for petitioner

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No. 1900

R. B. Robinson  
Jesse Bright  
M. W. Vaughan

Est. Jas. F. Montgomery  
Recd

Application for  
Probate of Will.

Recorded

FILED

APR 25 1894

L. H. HUGHES, County Clk.  
By W. J. Anderson  
Deputy

Application con-  
sidered & Will pro-  
ven by R. B. Robinson  
& M. W. Vaughan to Record  
& Mrs. Fannie A. Mont-  
gomery appointed  
Executrix without  
Bond Appraisers  
R. B. Robinson Jesse  
Bright & M. W. Vaughan  
May 12<sup>th</sup> 1894

R-5627, L. F. Nash & Co. Dye