

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

Case Number 55

Dallas Genealogical Society
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FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

#55

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State of Texas as
 County of Dallas

It is the will of the parties to this agreement that the following
 agreement made and entered into on the 26 day of January 1877 be taken to be the
 will of the County of Dallas State of Texas of the first part and
 Mary Sophia and George Miller her husband of the County of Tarrant State
 of Texas of the second part in witness whereof

1st That in accordance with the provisions of the last will and testament of
 J. S. Ballou deceased whose heirs the parties to this agreement are
 Charles E. Ballou and his possession of all the property both real and
 personal of said decedent in the County of Dallas State of Texas
 and that Charles E. Ballou shall assume and pay all the indebtedness of
 said estate including costs of administration, Attorney fees, and other
 claims that may be claimed by law.

2nd That Charles E. Ballou shall pay to Mary Sophia and George J. Miller her
 husband Eight hundred and eighty Two dollars in gold for their interest in
 the property both real and personal of said decedent in the County of Dallas
 State of Texas.

3rd That of the claims now in possession of Miss Harriet Crawford old in Law
 Colman La and her said decedent Charles E. Ballou shall be entitled
 to Four thousand six hundred and thirty and No dollars and Mary Sophia
 and George J. Miller her husband shall be entitled to the same amount and each
 party shall be authorized to check on Miss Harriet Crawford the further
 instructions shall

4th That in the event of a continuance to both parties to this agreement when
 ever it is here ascertained that Mrs. Harriet Crawford has will honor
 such draft Charles E. Ballou may give his eight draft on her in favor
 of Mary Sophia and George J. Miller her husband for the sum of Eight hundred
 and eighty Two gold dollars and in payment of said draft Mary Sophia and
 George J. Miller her husband ~~shall~~ relinquish all right and claims to all the
 property both real and personal of the estate of J. S. Ballou in the
 County of Dallas State of Texas.

5th That Miss Harriet Crawford shall be given her with a copy of this agree-
 ment.

That the payment of the said amounts to the said Charles E. Bullock and Mary Sophia and George Miller his husband together with all interest that has accrued up to the payment of same by Miss Wanda Crawford ^{et al} shall operate as a full release of their indebtedness to the estate of J. L. H. Bullock deceased in testimony whereof witness our hands and seals this day and date above written

Walter John Brown

Atty for C. E. Bullock

J. Searns, Attorney

for Mary Sophia Miller &

George Miller

By their Attorney J. Searns

Charles E. Bullock

Heir and Executor

Mary Sophia Miller

George J. Miller

Seal

Seal

Seal

Seal

C. E. Bullock

Signature

To Co

C. E. Bullock Exr

J. L. H. Bullock

Signature

14 Sep 71

Filed July 7 1871

J. McCaw's chd.

By J. Searns Atty

No.

In the Matter of Chas E Bullock
 Exr of Ed W Bullock decd

In the District Court of
 Dallas County Texas
 June & July Term 1871

This Agreement made and entered into by and between Charles E Bullock a son of Ed W Bullock deceased and Executor of the last Will & Testament of said Decedent of the first part and Mary Sophia Miller the daughter of said Decedent who for this purpose is joined by her husband George J Miller her own representatives by their agent and Attorney J. T. Downes of the second part witnesseth
 1st That the said Mary Sophia Miller and ^{George} J Miller her husband have received their distributive portion of said Estate and that all claims of any kind known to exist against said Estate have been paid off and discharged by Charles E Bullock the Executor thereof
 2^d That Charles E Bullock as his distributive portion of the Estate of Ed W Bullock

There is in addition to what has been received
 from Warren Crawford & Co of New Orleans
 La entitled to all the property of said Estate
 real personal and mixed situated in the
 County of Dallas and State of Texas at
 the date of the decease of said Ed W Bullock
 and that he have a decree of this
 Court for the same

3rd The Estate of said Decedent having been
 fully partitioned and distributed to the
 heirs of said decedent it is agreed
 that it shall be withdrawn from the
 Court

4th It is further agreed that any interest that
 may be due from Warren Crawford & Co & heirs of
 in California shall be equally divided between
 the parties

Chas E Bullock

Heir & Exor of Ed W Bullock and
 Benjamin Brown & Jordan
 His Atty

Mary Sophia Miller

George J Miller

By J J Downs

Agent & Attorney in fact

The State of Texas
County of Dallas

To the Judge of the District
Court holding sessions in and for Dallas
County Texas

Comes Petitioner Charles E. Bullock a resident of said County and State who in ~~month~~ ^{year} of 1870 respectfully represents that hereupon to wit on the 8th day of June 1870 his father & he Dr. Bullocks late of the same County and State departed this life the owner of real and personal property of the probable value ^{of the value of the real property of about \$10,000 in fact some two or three} of which he has been and is the owner of said decedent he made and declared his last will and testament by virtue of which petitioner is appointed Executor which will is herewith filed marked [A] and made public hereof that he has the proper witnesses of Adams in said State and that said will will be admitted to probate on the proof required by law and that petitioner be granted him as Executor thereof with such other powers and duties as to the Court may seem proper and he will ever pray
Benjamin L. Lusk & Jordan
Attys for Petitioner

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Charles E. Bullock

To
The District Court

To protect the title and
interest of the
estate of Ed. H. Bullock

John June 13th 1870
J. M. Laws att

Citation of 13th June 7/70

John June 13th 1870

The facts set forth in the above and foregoing
petition are true and correct.

C. E. Bullock

sworn to and subscribed before me this 13th day
of 1870
John M. Laws
Notary Public for Texas

11
The State of Texas
County of Dallas

On this 3rd day of Aug
A.D. 1870 personally appeared before the
undersigned authority - C. S. Newton to me
well known and makes oath in due
form of law that the personal property
belonging to the estate of L. L. B. Bul
lock due is to the best of his knowledge
information and belief worth about
two thousand five hundred dollars
and that he has no interest in said
estate

C. S. Newton

Sworn to and subscribed before me

~~the day and date above written~~

John M. Law

Att. J. C. D. Co Texas

No let ^{in the matter of the Estate of}
 J. L. McCulloch Dec

It appearing to the satisfaction of the Court
 that Chas. E. Bullock the son and Sophia Miller
 the daughter of the decedent on the last day under
 the will of J. L. McCulloch deceased and that they
 have by their instrument in writing bearing date July
 7th 1871 (the said Sophia being for this purpose joined
 by her husband George I. Miller and both represent-
 ed by J. T. Downes an Attorney of this Court also their
 agents and atty in fact) agreed as follows
 "That the said Sophia Miller and George I. Miller"
 "her husband have waived their distribution por-
 tion of said estate and that all claims of any
 "kind known to exist against said estate have been
 "paid off and discharged by Charles E. Bullock the
 "Executor thereof"
 "That Charles E. Bullock as his distributive portion"
 "of the Estate of J. L. McCulloch Dec is in addition to"
 "what he has received from Warren Crawford & Son"

"Orphans do shall to all the property of said Estate real
 "personal and mixed situate in the County of Dallas and
 "State of Texas at the date of the decease of said Ed W
 "Bullock and that he have a decree of this Court for
 "the same
 "and that the Estate of said Decedent having been fully
 "partitioned and distributed between the heirs of said
 "Decedent it is agreed that it shall be withdrawn
 "from the Court
 "and that it is further agreed that any interest that may
 "be due from Warren Crawford to one half of the
 "Collection shall be equally divided between the parties
 "It is therefore ordered adjudged and decreed
 "that said agreement be and the same is in all
 "things confirmed

The State of Texas & In District Court
County of Dallas & Term AD 1870
Charles E. Bullock
Ex parte

Interrogations to be performed to
J. B. Padelford W. B. Padelford and C. E. Pad
elford residents of Hinds County in the
State of Mississippi

Interrogatory 1st You will please examine
the enclosed instrument endorsed
"A. Last Will and Testament of J. B. W.
Bullock" and state who wrote the same
where written and by whom the name of the
said Bullock was signed therein
if signed by any person other than said
Bullock give his name and state by whose
direction and in whose presence he did
it

Inter 2nd Did you sign said instrument
if you at whose instance and request
was it done - in whose whose presence
did you so sign and for what purpose

Inter 3rd What was J. B. W. Bullock's age on
the 18th day of February AD 1870 and what
was his mental condition at that time

was the house or household goods

at 4th How old were you on the 18th day
of February A.D. 1870

Benjamin Good & Jordan

Attys for C. E. Bullock Exr

Mrs Mary Sophia Miller is hereby notified
that five days after the service of a copy of the
above interrogatories and this notice shall
apply to the Clerk of the District Court of Dallas
County Texas for a Commissioner to take the an-
swers of J. D. Paulford W. B. Paulford and
C. B. Paulford to said interrogatories that
said interrogatories in Kinross County in the
State of Mississippi and their depositions
then taken will be read as evidence on the
trial of an application in writing made
by Charles E. Bullock in the District Court
of Dallas County Texas to probate the last
will and testament of J. D. Paulford
deceased

Charles E. Bullock
Executor of said Will

By
Benjamin Good & Jordan
His Attorneys

The State of Texas
County of Dallas

We the undersigned
appraisers of the Estate of J. L. Bullock
do hereby declare that we
are householders in Dallas County
Texas that we are not interested in said
Estate nor of him to any our interest
thine that we will according to the
best of our abilities view and ap-
praise the personal property to us for
said and the real property situated
in the territory

Peter Sandifer
Arms Sandifer
C. S. Newton

sworn to and subscribed before me this
1st day of Nov 1870

Appraisement of Real and Personal
property belonging to the Estate of
J. L. Bullock here made this 7th
day of Nov 1870

1 Silver
1 Silver Watch

4.00

held \$ 866.00

Nov ~~1870~~ 1870

The undersigned appraisers of the
Estate of ~~John~~ Ballou do state
that the amount set apart in each
article in the inventory is the
achieved value

Amos S. Sandifer
C. D. Newton
Peter Sandifer

C. C. Bullock Esq
J. L. H. Bullock
to
Appraisers

Filed November 8 1870
L. M. Laws
District Clerk
Prog. J. P. Conner
Deputy

Realty

140 acres of land part of C G Newton Grants	8142.50
15 3/4 acres part of L D Klem 160 grant	150.00
31 " " " Hope Mills "	310.00
10 " " " Reem Creek "	50.00
15 1/2 " " " The Frost "	1236.00
10 " " " Rebecca Bateman "	50.00
12 1/4 " " " D L Klem "	85.00
Total Specie	9823.50

Personalty

150 Bus Corn	60.00
108 " Wheat	108.00
150 lb Bacon	30.00
One half Cow & Cotton Crop for 1870	
1 Brown horse Bishop	150.00
1 Brown Mule	50.00
1 Old Brown horse	25.00
1 Sorrell Pony Man	40.00
Four Cows & Calves	55.00
225 head Stock Hogs	55.00
1 Two horn Drag goat & Harness	85.00
1 Saddle	7.00
1 Trunk	4.00
1 Wall Tent	7.00
Tools & Mechanical tools	60.00
2 Bushes	18.00
6 Chairs	6.00
Proceeds sale of old Buggy	100.00

I John L. W. Bullock of the
County of Dallas, State of Texas, being
of sound mind, memory, and reason
standing, do make, publish, and declare
this my Last will and testament in
form following. - To wit; - I give my
body, to the dust, and my soul to
God who gave it, my property, or
worldly estate, I dispose of as
follows. —

Item First. — I give and bequeath
to my only daughter Mary Sophia
Nellor of Capital County, State
of Mississippi, and my only son
Charles Edward Bullock, of Dallas
County, State of Texas, all my estate
both real and personal, as herein
after stated. —

Item Second. — In consequence of
having expended a greater amount
of money in the education and other-
wise of my said daughter Mary
Sophia, than on account of her
brother Charles Edward, my will
and desire is, that my said son
Charles Edward, shall receive and have
on division of my estate, one thou-
sand dollars (\$1,000.00) in gold or its

equivalent, more than my sister Mary
 Sophia, — And as a portion of my
 said son Charles Edwards share, my
 will and desire is that he shall have
 the land on which I now reside in
 Dallas County, State of Texas, and the
 land, which I may attach to the same
 (if any) by purchase during my life
 as an addition thereto, the same to be
 received by him, at the amount I have
 actually paid or may hereafter pay for
 the same, without any addition of
 interest or cost of improvement, and
 that he shall also receive as a por-
 tion of his share, all such, household
 furniture, goods, chattels, stock, and
 farming implements, that I may
 be possessed of, at the time of my
 death, as he may desire, at the gold
 valuation of the same, at the time
 of division. —

Item Third. — If my said daughter
 Mary Sophia desires it, my intention
 is to purchase land for her in
 Texas — And if I should do so, or
 purchase any property for her
 before my death, my will and desire
 is, that on division of my estate,
 she shall receive the same as part

of her share, at the price paid for it, in gold, without interest,
 Item Fourth - I hereby nominate constitute and appoint my said son Charles Edward Bullock Executor of this my Last Will and Testament not requiring him to give security for his executorship, further than his own obligation -

Given under my hand and seal this the 18th day of February A.D. 1870 in the County of Kings, State of Mississippi. — J. D. Bullock & Seal

Signed, sealed, published and declared in the presence of the Testator, and in presence of each other, who at the request of the testator, signed the same as witnesses thereto. —

J. D. Padelford
 W. B. Padelford
 C. C. Padelford

1870

In Test of Ours Extra of J L W
Dallas County Bullock Deceased

Know all men by these presents that we Charles E
Bullock as principal and William McEough
whose residence is in the County of Dallas, as
Security on Bond under J. M. Laws Clerk of the District Court
of the County first of a said & his successors in office in the
Sum of Twenty thousand Dollars Conditions that the
said Charles E Bullock shall well & truly & faithfully
perform all the duties incumbent upon him as temporary
Administrator of the Estate of J L W Bullock Deceased

Witness our hands this 3rd day of September 1870


J. M. Laws

Sealed

C. E. Bullock
Wm. McEough

1060
Charles Bullock

Bona

First Sept 3rd 1870

J. M. Lawrence

Examined & approved
this 3rd day of September
A. D. 1870
J. M. Lawrence

af

I do solemnly swear that I will true and truly perform all
the duties of Temporary Administrator of the Estate of
J. M. Bullock deceased

J. E. Bullock

Given to & Subscribed before me this
3rd day of September A. D. 1870
John M. Lawrence Notary

The State of Texas in District Court
 County of Dallas October Term 1870

Know all Men by these presents that
 I C E Bullock and Wela and firm by
 bond unto John M Laws District Clerk of
 Dallas County Texas in the sum of Twenty one
 Thousand dollars for pay ment of which bill
 and truly to be made said District Clerk I
 hereby bind myself my heirs and legal repre-
 sentatives

Now the Condition of the above obligation
 is such that whereas I have been appointed
 Executor of the last Will and Testament
 of J M Bullock deceased and of the Es-
 tate of said Decedent and if I shall well
 and truly perform all the duties required of
 me by said said said Appointment
 then this obligation shall be null and
 void - otherwise to remain of full force
 and effect

In Witness whereof Witness my hand
 and seal for said this October 10th
 1870

C E Bullock Seal

The State of Texas
 County of Dallas

I do solemnly swear that
 I will well and truly perform all the duties
 of Executor of the Estate of J M Bullock dec
 Sworn to & subscribed before me
 Me this 10th day of Oct. 1870
 J M Laws Clerk

Inventory of the Real and Personal
property belonging to the Estate of
J. M. Bullock deceased

Realty

160 acres part of the C. G. Struble Grant on
Buck Co in Dallas Co Tex as per deed from
C. G. & M. E. McCullough dated Sept 17th 1868
here referred to as (1)

15 3/4 acres part of the J. M. Rice 160 acre Grant
on Buck Co in Dallas Co Tex as per a-
cted deed

31 acres part of the Hope Mills Grant on
Powell Co in Dallas Co Tex as per deed
#1200-

10 acres part of the River Creek Grant on
Powell Co in Dallas Co Tex as per deed from
J. Rice to M. E. McCullough dated Aug 17th of Sept
1868 and referred to as (2) #55-

154 1/2 acres part of the Thomas Fork Grant
in Dallas Co Tex see deed from J. M. Rice &
wife to M. E. McCullough dated Oct 18th 1868 here
referred to as (3)

15 acres of timber part of the Rebecca Bate
Grant on Powell Co in Dallas Co Tex
see deed from said Bate & wife to M. E. McCullough
dated Oct 18th 1868 and referred to as (4) #910-

Much in Dallas Co Tex See and from
Thos M + Ed Haffins to New date March
23rd 1869 reference to [] \$85²⁵

Personalty

About 155 lbs ~~Wheat~~

" 108 " Wheat

" 150 lbs Bacon

One half Corn + Cotton crop for 1870

Supplies to the ^{the corn}
the land cotton

One Brown horn Dis hop

One Mare Mule

One old Brown horse

One Small Pony Mare

Five Cows + Calves

1/2 25-head Stock hogs

One two horn Waggont Harness

One Saddle

One Trunk

One Wall Tent

Farming + Mechanical tools

2 Bedsteads + 6 Chairs

Procured sale of one Buggy \$100 coin

1 Balise

One Silver Watch

Wills and the Estate
Amount deposited by Mrs. Wills
Thomas Crawford & Co. New Orleans \$9862.³⁸

The State of Texas
County of Dallas

I C. E. Bullock Executor
of L. L. Bullock do solemnly
swear that the above is a full
inventory and description of all the real
and personal property both by papers in
possession of said estate of all debts and or
liabilities due belonging to the estate of
my Testator as far as I have been able to as-
ertain and that I was not bound or in-
debted to the deceased in any contract
at the time of his death except to carry
on the business of deceased for which I
was authorized by said contract to one half
the profits thereof

C. E. Bullock

Sworn to and subscribed before me
at Dallas Tex

The State of Texas In District Court
County of Dallas Term 1870

Charles C. Bullock

Ex parte

Interrogatories to be propounded to
J. A. Padelford M. Padelford C. G. Padelford
residents of Hines County in the State of
Mississippi

Interrogatory 1st You will please examine
the enclosed instrument endorsed [A]
Last Will and Testament of J. L. W. Bullock
and State who wrote the same when where
and by whom the name of the said Bullock
was signed thereto

If signed by any person other than said
Bullock give his name and State by whose
direction and in whose presence he did it

Int 2^d Did you sign said instrument if so
at whose instance and request was it done
Whose whose presence did you so sign and
for what purpose

Int 3rd What was J. L. W. Bullocks age on the 18th
day of February 4th 1870 and what was his

Mental condition at that time was he of
Sound or unsound mind

Ent 2nd How old were you on the 18th day of February
AD 1870
Burford Good & Jordan
Atty for C. E. Bullock & Co

Mrs Mary Sophia Miller is hereby notified that
five days after Service of a copy of the above
Interrogatories and this notice I shall apply to
the clerk of the District Court of Dallas County
Texas for a commission to take the answers of J. H.
Padelford W. B. Padelford and O. E. Padelford to
said Interrogatories that said witnesses reside
in Adams County in the State of Mississippi
and their deposition when taken will be read
as evidence on the trial of an application in
writing made by Charles E. Bullock in the
District Court of Dallas County Texas to
probate the last will and testament of J. E.
M. Bullock deceased

Charles E. Bullock
Executor of said Will
By

Burford Good & Jordan
His Attorneys

The State of Texas

To any Commissioner for the State of Texas resident in the State of Mississippi, or any Judge of a Court of Record, or any public Officer being and using a Seal to authenticate his Official Acts, of the State of Mississippi or of the County of Hinds in said State,

We hereby require you to cause to come before you all such Town & place as by you may be named, J. P. Parillo, W. B. Penning, C. C. Padelford, residents of your County, and that you then and there carefully examine them upon their oath & affirmation, first taken before you, touching the aforesaid interrogatories, which evidence so taken, is to be used on the trial of ^{the} ~~the~~ now pending in the District Court of Dallas County in this State in which Charles E. Bullock Applicant to Probate the last will and testament of J. L. N. Bullock deceased is Plaintiff & Mrs. Mary Saphiah Miller is Defendant. And you will cause the answers to be committed to writing, signed & sworn to before you, and you will seal the same together with their oaths in an envelope, and write your name across the Seal and direct the same to the Clerk of the District Court of Dallas County, State of Texas. Addressing on the envelope the names of the Postoffice, and the names of the Veterans.

If you send the same by mail, you will hand it to some Post Master or his deputy, requesting him to address the same

fact - That he ruins the Package from yourself, and signs his
name there Officially; As if you send it by Private Con-
veyance, you will apprise the person who ruins it,
that it must be delivered to the Clerk of this Court by
himself in person.

This you please do on or before the 1st Monday
in October 1870.

Witness John M. Laws Clerk of the District
Court of Dallas County & the Seal of the
Court hereon imprefor. the 5th day of
September 1870

John M. Laws
Clerk of the Court

Chas. P. Mink
by P. Mink of mick
Mary S. Mink
App. for
C. Mink from C. Mink of
C. Mink of T. D. Mink of
W. B. Mink of
C. Mink of Dallas
of the 5th of Sept 1870

State of Mississippi

Hinds County

Be it known that J. C. W. Cabanip Chancellor of the 16th Chancery District of said State, pursuant to the annexed commission issued from the District Court of the State of Texas in a case then pending between Charles C. Bullock Applicant and Mary S. Miller Defendant, have at my residence in said County and State, on this 22^d day of Sept 1870, caused to come before me, T. D. Paddleford, W. B. Paddleford and C. C. Paddleford and they being of full age and being by me first duly sworn to testify truly in answer to the interrogatories appended to this Commission. the said T. D. Paddleford, first witness, testified as follows;

Answer that I have examined said will. I wrote it at testator's request, on the same day of the date thereof at my own residence, in Hinds County, State of Mississippi. The

Will was signed by Bullock himself, in my presence and in the presence of the other subscribing witnesses, W. B. and C. C. Paddiford, and in the presence of each other.

Ans to 2nd Int.

I signed said Will as a witness at the request of testator, Bullock and in the presence of the other subscribing witnesses and of the testator.

Ans to 3rd Int.

I do not know the exact age of J. L. W. Bullock, but think him to have been at the date mentioned, about fifty years old. I have known him for about thirty five years. His mental condition was good and he was of sound mind.

Ans to 4th Int.

On the date mentioned, I was fifty three years old.

C. C. Paddiford

Sworn to & subscribed before me this 22nd day of Sept 1870.

F. W. Cabaniss
Chancellor.

W. B. Paddelford, not witness, being
duly sworn answers as follows,

Ans to 1st Int

I have examined said instrument
of writing. It was written by J. D.
Paddelford at his residence in Kings
County, Va. on the day of its date.
It was signed by J. L. W. Bulloch at
his own instance, in my presence
and in the presence of the
other subscribing witnesses.

Ans to 2nd Int

I signed said instrument as a witness
at the request of J. L. W. Bulloch
and in the presence of the
other witnesses & his (testator's) parents.

Ans to 3rd Int

I do not know his age at the date mentioned
but suppose he was forty five or fifty
years old. I had known him nearly
ever since I could recollect. I
regard him of sound mind.

Ans to 4th Int

At said date, I was twenty four
years old.

W. B. Paddelford

Sworn to & subscribed before
me this 22nd day of Sept 1870.
E. M. Cabaniss
Chancellor.

C. E. Paddock, not witness, being
duly sworn answers as follows.

Ans to 1st Int

I have examined said will. It
was written by T. D. Paddock at his
own residence in Tarrant County, Texas
on the date thereof. It was signed
by J. L. W. Bullock in person, in
my presence and in the presence
of the other subscribing witnesses.

Ans to 2nd Int

I signed said instrument of writing,
as a witness and at the request
of the testator J. L. W. Bullock

Ans to 3rd Int

I do not know J. L. W. Bullock's age
at the date mentioned, but suppose
he was between forty five and
fifty years of age. I considered
him of sound mind

Ans to 4th Int

I was about twenty ~~two~~ years
of age on the date mentioned.
C. E. Paddock

Shown to & subscribed before me
this 22nd day of Sept 1870
C. W. Cabaniff
Chancellor.

And I hereby certify that the
preceding depositions were
taken before me at the place
and on the day named in the
Caption; that the answers of
the witnesses on their oaths were
by me reduced to writing,
and read to and approved
by each of them separately
and that I caused them to sign
the answers; that I am of counsel
for neither party, or related to either
or in any way interested in the result
of this case and now putting
my name and seal here, will
seal and direct the answers with
the Interrogatories & Commission to
the proper Court as directed
to do.

Sept 22^d 1870.

J. W. Cabanis & Co.
Chancellor 16th Dist. W. Va.

