

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

Case Number 890

Dallas Genealogical Society
Founded 1955

www.dallasgenealogy.org



FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

890

FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

THE STATE OF TEXAS.

To all Persons Interested in the Administration of the Estate of

James Able deceased.

Mary Able, R S Guy & Thos Macy have filed, in the County Court of Dallas County, an Application for the Probate of the last Will of *James Able* deceased, and for Letters Testamentary, which will be heard at the next Term of said Court, commencing on the *first* Monday in *November* A. D. 1885, at the Court House, in the City of Dallas, at which time all persons interested in said Estate may appear and contest said Application if they see proper.

WITNESS *W. M. C. HILL*, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court at office in the City of Dallas, this *4* day of *Sept* A. D. 1885

W. M. C. HILL, County Clerk Dallas Co., Texas.
By *H. H. Hedges* Deputy.

The State of Texas,
COUNTY OF DALLAS.

Estate of *James Able*

Know all Men by these Presents, That we, —
as Principal, and — and
as 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 — 1885

SEAL
SEAL
SEAL

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

Sworn to and subscribed before me this *16* day of *November* 1885.
Mary A. Abel
E. J. Perry
County Clerk, Dallas Co., Texas.

By — Deputy.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

Original
9 *No. 84*
COUNTY COURT.

ESTATE OF

James Able
Deceased.

Notice of Application for Probate
of Will and Letters

Issued this *4th* day of
Sept 188*8*

W. M. C. HILL, County Clerk.

By *H. Douglas* Deputy.

SHERIFF'S RETURN.

Came to hand the *4th* day of *Sept*
188*8*, and executed the *4th* day of *Sept*
188*8*, by posting up three copies of this Writ at
three public places in Dallas County, one of
which was the Court House Door of said County.

W. H. W. Smith
Sheriff, Dallas County.

By *M. W. Kirby* Deputy.

A. W. Jarred & Co., Stationers and Steam Printers, Dallas, Texas.

FILE *300*

(Recorded)

100-16

County Court, Dallas County.

Affidavit
EXECUTOR'S BOND.

ESTATE OF

James Able

Filed *200, 16* 188*8*

W. M. C. HILL, Clerk,

By *H. Douglas* Deputy.

Approved this _____ day of _____

188*8*

County Judge, Dallas Co.

Carter & Gibson Printing Co., Printers and Bookbinders, Dallas, Tex.

(Recorded)

FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

Estate of James Able } In County Court of Dallas
 Dec'd } County Tex. Term 1884.

This day personally, before the Hon. County court of said county, appeared A. S. Clark & John Snyder who being duly sworn on their oath say that they were acquainted with James Able, testator herein in his lifetime, that he lived at Hutchins, Dallas County, Texas, that he is now dead, and has been since, ^{about} the 17 day of December 1884, that said deceased had owned the property mentioned in the Will herein at the time of his death situate in said county & state; that deceased was married. that deceased was so seized of said property, was of sound and disposing mind and memory, and a married man as aforesaid at the time he executed his will & the codicil thereto. & that said deceased made and executed the said Will for his last will and testament and requested the affiants to subscribe the same or witness thereto, and that affiants and testator subscribed the same & that the said Will has not, to affiants knowledge, been revoked, and that affiant signed the Codicil thereto with testator as aforesaid, that testator was at the making of the same of sound mind - and requested the affiant to subscribe the same and that the same has not to affiant's knowledge, been revoked -

A. S. Clark
 John Snyder

sworn to & subscribed before me this the 16 day of Nov
 1884.

Ely Porter
 C. J. R. J. R.

The State of Texas } Know all men by these
 Dallas county } presents that I James
 Abel of the State and county aforesaid
 Considering the uncertainty of life and
 the certainty of death and being feeble
 in health though sound in mind do
 in the name and fear of God make this
 my last will and testament to, wit
 1st Legat and bequeath to my beloved wife
 Mary A Abel to have and to hold for
 ever and to dispose of as she may wish
 all of my personal property and real estate
 with the exception of the following sums
 to be paid to my beloved children
 Margaret Edger the heirs of Eglantine
 Thoy Anabella Shannon Alabama
 Nigg if living or her heirs and
 Amelia Stratton each the sum of
 fifty dollars to be paid as follows
 to wit Twelve months after my death
 beginning with the first ending ending
 with the youngest making twelve months
 between each payment so that each of
 these my children shall receive fifty
 dollars with out interest as their
 entire portion or part of my estate
 In case my beloved wife should desire

To sell the farm before these legacies
 are paid I then desire and request the
 above sums to be paid of the first
 payment of date of the farm
 and I appoint my beloved wife Mary A Abel
 Thomas V Porter and Thomas Lacy my Executors
 with the request that more legal expence
 shall be incurred than those necessary in
 procuring and recording this my will
 I also desire and request that the Executors
 shall not be required to give bond as such
 in testimony of which I have subscribed
 my name and seal using straw for seal
 in the presence of these subscribing
 witnesses this the twenty second of
 March Eighteen ~~and~~ ~~eighteen~~ hundred and
~~twenty~~ Eighty one

James A. Abel

Witnessed by
J. M. Bunker
March 22nd 1881

State of Texas }
 County of Dallas }
 of March 1881 } I James Abel made the foregoing
 instrument of writing as my last will and
 testament and appointed Thomas V Porter as one
 of my executors and where as the said Porter is

no longer a resident of the State of Texas I revoke
 his appointment and appoint R. S. Guy in
 his stead whereas in the foregoing will
 I did bequeath to each of my children
 the some of fifty dollars to be paid out of my
 estate but owing to the uncertainty of
 labor and the small profits to be made
 from the farm I fear that some will be
 more than my wife will be able to pay
 with out embarrassment I therefore will and
 desire instead of fifty dollars that five
 dollars be paid to each of my children
 with in twelve months after my death
 and this the entire portion of my estate
 is to be five dollars and all of my personal and
 real estate to be the property of my beloved
 wife Mary A. Abel to dispose of as she
 may desire after paying five dollars to each
 of beloved children I also will desire that
 nothing in this will and codicil shall be set
 a side for want of form

Chas. Hutchins Texas November 20th 1881
 Jas. Abel

Witnessed by
 Wm. L. Foster
 J. M. Brewer
 A. S. Clark

State of Texas Before me L. H. Taylor Justice of the Peace
County of Dallas an officer Notary Public in Dallas county
on this day personally appeared John Snyder
is a subscribing witness and known to me and after being duly
sworn by me stated on oath that he has paid the
right this instrument for the purposes and considera-
tion therein expressed

GIVEN under my hand and seal of
Office this 20th day of August 1886

L. H. Taylor J. P.

an officer Notary Public in Dallas county

Witness my hand

Filed Sept 4 1886
L. W. C. Heel Clerk
By L. H. Taylor

Recd & in Book
B. page 203 back

4. Parte
Estate of James Able
Decd.

In County Court of
Dallas County Texas
Sept. Term A.D. 1885.

To the Honorable County Court: -

Your Applicants; Mary A. Able, R. S. Guy,
and Thomas Lacy all resident citizens of
the said county & state shows that heretofore
to wit: on the 17th day of December A.D. 1884
James Able departed this life testate; that
at the time of his decease and long prior thereto
he was a resident citizen of said county;
that at the time of said testator's death he, in
conjunction with said Mary A. Able his wife,
was seized in community right of Fifty-
six acres of land of the probable value of
\$1400⁰⁰ situated near the Town of Hutchins
in Dallas County, Texas. That said & said
Mary A. Able were also so seized & possessed
of Two head of horses, Seven head of cattle and
nine head of hogs, with some house-hold furniture
and farming implements of the value \$400⁰⁰
or thereabouts -

That said Mary A. Able resides at Hutch-
ins, Dallas County Texas, as does also Thomas
Lacy & said R. S. Guy resides at Lancaster,
Dallas County, Texas. That all of said appli-
cants so resident as aforesaid are appointed
& continue in said deceased's Last will and
Testament and are not disqualified by law
from accepting letters of executorship

That said decd left three heirs, all living, his daugh-
ters by a former wife, their names and residen-
ces being as follows: Mrs Margaret Edger residing

at Lewisville, Denton County, Texas, Mrs Arabella
 Shannon of Dallas city & County, Texas and
 Mrs Amelia Stratton of Dallas city & County
 Texas & one dead, Alabama Trigg died whose son
 Eddie Trigg lives in Water Valley, Mississippi &
 William and Frank Floyd of Madison station
 Madison County, Mississippi.

Your said applicants, premises considered
 respectfully ask that said will be
 probated ^{for letters testamentary according with said will} & c for which they will
 ever pray &c

William & Jimmy
 Atty for Executor &
 applicants -