

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

Case Number 1670

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1670

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Estate of Mary L. Callier, I IN COUNTY COURT OF DALLAS COUNTY,
Deceased. I TEXAS. Sitting in Probate.

I, J. D. Estes, do solemnly swear that I was acquainted with Mary L. Callier during her life-time. At the time of her death, and for many years prior thereto, Mrs. Mary L. Callier lived in Dallas County, Texas. On March 17th, 1893, at the request of Mrs. Mary L. Callier, I witnessed her last will and testament. This is the same instrument now offered for probate in the above cause. My signature thereto as a witness, and that of Jos. Weil thereto as a witness, are genuine. Mrs. Callier declared in my presence that the said instrument was her last will and testament, and requested myself and Mr. Weil to witness it for her. Mrs. Mary L. Callier died about _____, 1893. In March, 1893, Mrs. Callier was the wife of Frank C. Callier, and was over twenty-one years of age. She was then of sound mind and capable of making a will. *Jos. Weil and myself both being over the age of fourteen years*

Subscribed and sworn to before me this *6th* day of July, 1895. *in open Court,*

*L. H. Hughes, Clerk Co. Court
By A. Jackson Deputy*

NO. 183.-NOTICE OF APPLICATION FOR PROBATE OF WILL AND LETTERS. Dorsey Printing Co., Stationers, Printers and Binders, Dallas, Texas-1899

THE STATE OF TEXAS.

To all Persons Interested in the Estate of *Mary L. Callier* deceased:

Frank C. Callier has filed, in the County Court of Dallas County, State of Texas, an application for the Probate of the last Will of said *Mary L. Callier* 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 *July* A. D. 189*5*, 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 *20th* day of *May* A. D. 189*5*

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

By *A. Jackson* Deputy.

Estate of Mary L. Callier,
Deceased.

IN COUNTY COURT OF DALLAS COUNTY, TEX.
Sitting in Probate.

I, Jos. Weil, do solemnly swear that I was acquainted with Mary L. Callier during her life-time. At the time of her death, and for some time prior thereto, Mrs. Mary L. Callier lived in Dallas County, Texas. On March 17th, 1893, at the request of Mrs. Mary L. Callier, I witnessed her last will and testament. This is the same instrument now offered for probate in the above cause. My signature there to as a witness, and that of J.D. Estes thereto as a witness, are genuine. Mrs. Callier declared in my presence that the said instrument was her last will and testament, and requested myself and Mr. Estes to witness it for her. In March, 1893, Mrs. Callier was the wife of Frank C. Callier, and was over twenty-one years of age. She was then of sound mind and, in my judgment, capable of making a will.

Subscribed and sworn to before me this _____ day of July,
1895.

Notary Public in and for Dallas County,
Texas.

No. 2033
COUNTY COURT.
ESTATE OF
Mary L. Callier
Deceased.

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Notice of Application for Probate of
Will and Letters.

Issued this 20th day of May 1895

By *J. H. Hughes*
L. H. HUGHES, County Clerk.
SHERIFF'S RETURN.
Deputy.

Came to hand the 20 day of May
1895 and executed the 20 day of May
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.

By *J. P. Pearson*
J. P. Pearson
Deputy.
Sherrif, Dallas County.

By *Geo. A. Steele*
Geo. A. Steele
Deputy.

Estate of Mary L. Callier } In County Court
 no. 2033 Decedent } of Dallas Co. Texas
 in Probate

I, Frank L. Callier, in open court, do solemnly swear that Mrs. Mary L. Callier whose will is herein offered for probate was my wife; Mary L. Callier died on to-wit Oct 20, 1893; at the time of her death and for many years prior thereto she resided in Dallas County, Texas and the principal portion of the real estate belonging to her at the time of her death is situated in Dallas County, Texas. The will herein offered for probate was the last will of Mary L. Callier and was never revoked by her.

F. L. Callier

Sworn to and subscribed before me in open Court on this the 6th day of July 1895. L. H. Hughes Clerk Co Court
 By Jackson's Deputy

Estate of Mary L. Callier |
 No. 2033. Deceased. |
Frank C. Callier, Executor |

IN COUNTY COURT OF DALLAS COUNTY,
 TEXAS. In probate.
 Saturday, July 6th, 1895.

This day came on to be heard in the above entitled cause the application to probate the last will and testament of Mary L. Callier, deceased, and for letters testamentary upon her estate, and it appearing to the court that the instrument offered for probate, signed by Mary L. Callier, dated in March, 1893, and witnessed by J.D. Estes and Jos. Weil, was the last will and testament of Mary L. Callier; and it further appearing to the court that Mary L. Callier died in the fall of 1893, and that she was, at the time of the execution of said will, a married woman, and over the age of twenty-one years, and that she was, at the time of the execution of said will, of sound mind and disposing memory, and capable of making a will, and that said will was made and published by her with due formality according to law, and that the same was at her request duly witnessed by Jos. Weil and J.D. Estes, as witnesses, and that both of said witnesses were over the age of ~~twenty~~ ^{twenty-one} years, and that said will had been duly proved in open court by J.D. Estes, one of the attesting witnesses; and it further appearing to the court that the greater portion of the real estate belonging to the estate of Mary L. Callier at the time of her death, was situated in Dallas County, Texas, and that the notice of the application for the probate of said will and for the issuance of letters testamentary, had been duly served and returned in the manner, and for the length of time required by law, and that such will was not revoked by the said Mary L. Callier.

It is therefore ordered, adjudged and decreed by the court that the said instrument propounded as the last will and testament of Mary L. Callier be, and the same is hereby, adjudged and decreed to be the last will and testament of Mary L. Callier, and the said is hereby probated and ordered to be recorded.

And it further appearing to the court that, by the terms of said will, Frank C. Callier was appointed executor, without bond, and the said will directed that no action should be had in the probate courts with reference to said will, other than to probate and record the said will, and to file an inventory and list of claims, it is therefore ordered, adjudged and decreed by the court that Frank C. Callier be, and he is hereby, appointed executor of the said last will and testament of Mary L. Callier, deceased, upon his taking the oath required by law, and that no bond shall be required of him as said executor. It is further ordered, adjudged and decreed by the court that no further action shall be had herein with reference to the estate of the said Mary L. Callier other than the filing and approval of an inventory and list of claims.

It is ordered and decreed that J.B. Adoue, C.F. Carter and J.D. Estes be, and they are hereby, appointed appraisers to make an inventory and list of the claims, and appraise the estate of the said Mary L. Callier, deceased.

INVENTORY AND APPRAISEMENT. - A. D. Aldridge & Co., Stationers, Printers and Book Binders, Dallas. 186

INVENTORY AND APPRAISEMENT

Of the property, real and personal, belonging to the estate of *Mary L. Callie, Dec'd*

I. 217 1/2 acns of land out of the Joseph Menden 640 A Survey in Dallas Co. Texas, near Cedar Hill, being same land conveyed to Mary L. Callie by M. M. Smith and Ellen R. Smith by deed recorded in Vol. 134 p. 5413 Records of Deeds at Dallas Co. Texas, valued at \$4350.00

II. An undivided 1/2 (Community) of 284 acns in Cooke Co. Texas, out of a 17,666, 666 Aq. vrs. survey patented to heirs of John Gregg, Pat. no. 533 Vol. 11, Abs. no. 397 about 10 miles S. of Gainesville, Beginning at N.E. Cor. of said survey; thence W. with N. B. line of survey 898 1/2 vrs.; thence S. 1789 vrs. thence E. 898 1/2 vrs. thence N. 1789 vrs. to the beginning the 1/2 valued at \$2840.00

III. An undivided 1/2 (Community) of 204 acns in Cooke Co. Texas, about 12 miles S. of Gainesville out of an 8,333, 333 Aq. vrs. survey patented to heirs of John Gregg, Pat. no. 532, Vol. 11, abs. no. 398, Beginning at the N.E. corner of said survey; thence W. 766 vrs to N. E. cor. lot 3; thence S. 150 1/2 vrs to N.W. cor. of 367 A. tract out of said survey owned by J. R. Tyson; th. E. 766 vrs to N.E. cor. of said Tyson tract in E. B. line of said survey; th. N. 150 1/2 vrs to the beginning; the 1/2 interest valued at \$1224.00

Tracts I and II conveyed by W. H. Flippen to F. C. Callie by deed dated Jan. 19, 1888

Personal Property

The State of Texas,)

County of Dallas.)

I, *Frank C. Callie, 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.

F. C. Callie

Sworn to and Subscribed before me, this 8th day of February A. D. 1896

A. W. Larimer Clerk Co. Court,

Notary Public, Dallas County, Texas. Deputy.

The State of Texas,)

County of Dallas.)

Before the undersigned authority, this day personally appeared *B. B. Adome, J. D. Estes*

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 appraisalment of the property pointed out to them as belonging to said Estate.

B. B. Adome
J. D. Estes

Sworn to and Subscribed before me, this 8th day of February A. D. 1896

A. W. Larimer Clerk Co. Court,

Notary Public, Dallas County, Texas. Deputy.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No. 2033
COUNTY COURT.

ESTATE OF

Mary L. Callie
Deceased

INVENTORY AND APPRAISEMENT

Filed 8th day of February
A. D. 1896

L. H. Hughes
COUNTY CLERK.

By A. Jackson Deputy.

Examined and approved this 28th
day of July 1896

(L-249) T. F. Nash
COUNTY JUDGE.

A. D. Abbridge & Co., Stationers and Printers. 100

Recorded 7.

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THE STATE OF TEXAS | IN THE COUNTY COURT OF DALLAS COUNTY,
 COUNTY OF DALLAS. | TEXAS. In Probate. July Term, 1895.

To the Honorable Judge of said court :--

Your petitioner, Frank C. Callier, respectfully shows to the court that he is a resident citizen of Dallas County, Texas, and has so been continuously for more than ten years.

That Mrs. Mary L. Callier, who during her life-time was the wife of petitioner, is now dead; that she died on, to wit: October 20, 1893 in Dallas County, Texas. That she was then and for many years immediately prior thereto, a citizen of the State of Texas, residing in said Dallas County, Texas. That the said Mrs. Mary L. Callier left an estate consisting of real property, mostly situated in Dallas County, and an interest in personal property, of the reasonable value of, to wit: \$10,000⁰⁰. That Mrs. Mary L. Callier left a will, which is hereto attached, marked Exhibit "A", and made a part of this application. That by the terms of said will, your petitioner is appointed executor thereof, and direction is given that no bond be required of him, and that no proceedings be had in court other than the probate and recording of the will, and the return of an inventory into court. That at the time of the execution of said will, Mary L. Callier was over the age of twenty-one years, and was of sound mind and disposing memory.

Your petitioner is not disqualified by law in any way from accepting letters of administration upon the estate of Mary L. Callier. Wherefore, petitioner prays that due notice be given according to law, and that said will be duly probated, and that petitioner be appointed executor of the estate of the said Mary L. Callier, deceased.

Dickson Moroney
 Attorney at Law

The State of Texas }
County of Dallas } Know all men
by these presents
that I, Mary L. Callier of the City of
Dallas in Dallas County, Texas, being
of sound mind and disposing memo-
ry but aware of the uncertainties
of life, and desiring to dispose
of such property as may be owned
by me at the time of my death
so as to avoid all complications
and litigation, do hereby make
and publish this instrument
as my last will and testament
hereby revoking all other wills
made by me.

I. I desire that all my just
and lawful debts be paid.

II. I give, devise and bequeath unto
my dear husband Frank C. Callier,
all my property of every description
and character, whether real, personal
or mixed and wherever situated,
to be owned and held by him
absolutely.

III. Having full confidence in my
husband and knowing that
he will use loving care and wis-
dom in educating our children
and providing for their main-
tenance and welfare, I do not make
any provision for the children that
have been or that may be born
to us.

IV. I appoint my husband Frank C.
Callier, executor of this my last will
and testament, and direct that no bond
be required of him as such.

V. I desire that no proceedings be had in court in relation to the settlement of my estate other than the probating and recording of this will and the return of an inventory, appraisement and list of claims of my estate.

Witness my hand this March A.D. 1893

Mary L. Collins

The above and foregoing instrument was this the 14th day of March A.D. 1893 in the presence of us J. D. Estes and J. W. Hill signed and published by Mary L. Collins as her last will and testament, and at her request and in her presence and in the presence of each other we subscribe our names as witnesses.

J. D. Estes
J. W. Hill

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No. 2035

Estate of Mary L. Callier,
Deceased.

APPLICATION OF FRANK C. CALLI
for probate of Will and Let
of-administration.

*Filed May 18th 1895
Hughes County Ga
By J. H. Taylor & Co*

DICKSON & MORONEY,

Attorneys for petitioner.

*Recorded
Jan 20. 95*

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