

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

Case Number 2615

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#2615

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BONNER & GILBERT,
NORTH TEXAS BLDG., DALLAS, TEXAS.

State of Texas, |
County of Dallas. |

This instrument witnesseth that I, Kate E. Lanston, of the city and county of Dallas, State of Texas, being of sound mind, do hereby make and declare this to be my last will, hereby revoking any and all wills by me at any time heretofore made.

First. I direct that my burial expenses and all my just debts be paid out of my estate by my executors.

Second. All other property of whatever kind or description and wherever situated which I may own, possess, or be or become entitled to, I give, devise, and bequeath to my cousins, J. R. Bradfield and J. S. Bradfield, the executors of this my last will and testament, hereinafter appointed, in trust for the payment of my burial expenses and just debts, and the remainder, after paying said debts, to be held, kept, and invested by my said executors in their joint or several names, as such executors, as to them may seem most convenient, for the sole use and benefit of my daughter, Katie Lanston, a minor now seven years of age; and I hereby direct, authorize, and empower my said executors to act, either jointly or severally, and to invest any moneys that I may leave them in land and such securities as they may deem for the best interest of my said estate, and to take transfers and hold the title, either in their joint names or severally, as executors, as they may deem proper and convenient, and may make conveyances of title and releases in the same manner, that is, jointly or severally, as they may take such conveyances as executors. And in the event of the death of either of said executors, the other is hereby invested with authority and power to continue hereunder and in all things to act and carry out this will, as if both were alive and acting.

Third. I hereby direct and authorize my said executors to expend the income arising or accruing from interest, rents, or otherwise from said estate for the maintenance, education, and support of said Katie Lanston until she arrives at the age of twenty one years or marries. And should such income from such sources prove insufficient therefor,

1898 1900
I, JAMES M. MARNEY, of the County of Tarrant, State of Texas, do hereby certify that the foregoing is a true and correct copy of the original of the same as the same appears in my possession and control of said original.

said executors or the survivor of them is hereby authorized, if they or he shall deem it best, to expend such portion of the principal or corpus of the property as they or he may consider necessary for such maintenance and education of said minor.

Fourth. Upon attaining the age of twenty one years or the marriage of my said daughter, Katie Langston, it is my will that my said executors convey, pay over, and deliver to her all the property and moneys, evidences of debt or other securities in their hands as such executors at that time. And should my daughter die before arriving at the age of twenty one years or before her marriage, then it is my will, and I hereby give, devise, and bequeath all my property and estate remaining in the hands of my said executors or the survivor of them, to my sisters, namely: Nora Marney, wife of W.W. Marney, and Amber Scott, wife of Marvin T. Scott, to be divided between them or their descendants equally, share and share alike.

Fifth. I hereby appoint my said cousins, J.R. Bradfield and J.S. Bradfield, executors of this my last will and testament, and direct that no bond as such executors or as trustees be required of them or either of them, and that no action be had in any Court pertaining to my estate, other than the probate and record of this will and the filing of an inventory and appraisement of my estate.

Sixth. I hereby appoint my cousin, J.R. Bradfield, guardian of the person of my said daughter, Katie Langston. And it is my will that should he be deprived of such guardianship, my said executors shall at no time and under no circumstances be interfered with or deprived of the custody, management, control, or disposition of my estate hereby bequeathed to them in trust; it being my will that they shall have absolute control and management of said property to do with as they may deem best for the interest of my said estate and for my daughter, until said daughter arrives at the age of twenty one or marriage, independently of all courts.

In witness whereof I have herewith set my hand at Dallas, Texas, on

this the 19th day of December, 1903.

Kate E. Langston

Signed, sealed, published and declared as and for her last will and testament by Mrs Kate E. Langston in our presence and in the presence of each of us, and we each of us at her request and in her presence and in the presence of each other subscribe our names as witnesses hereto, this the 19th day of December, 1903.

J. M. Cobb M.D.
W. H. Lamar

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3546

Will of
Mrs. Kate E. Langston

FILED

FEB 10 1906

FR. *M. R. Rawlins*

Recorded - Fr 497

BONNER & GILBERT,
NORTH TEXAS BLDG., DALLAS, TEXAS

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

NOTICE OF APPLICATION FOR PROBATE OF WILL AND LETTERS.

THE STATE OF TEXAS,

To all Persons Interested in the Estate of Nate O. Langston Deceased:

J. R. Bradfield & J. S. Bradfield has filed in the County Court of Dallas County, State of Texas, an application for the Probate of the last Will of said Nate O. Langston, 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 March A. D. 1904, at which time and place all persons interested in said Estate shall appear and contest said application, should they desire to do so.

WITNESS: A. S. JACKSON, County Clerk of Dallas County, Texas.

~~FRANK R. SHANKS.~~

GIVEN UNDER MY HAND and the seal of said Court, at office in the City of

Dallas, this 10th day of February A. D. 1904

FRANK R. SHANKS, ~~A. S. JACKSON,~~
County Clerk, Dallas Co., Texas.

By A. M. Rawlins Deputy.

Record in 8-4
 Certain Record

No. 3516

COUNTY COURT.

ESTATE OF

Nate Langston

Deceased.

Notice of Application for Probate of
 Will and Letters.

Issued this *10th* day of
Febry. 190*4*

FRANK R. SHANKS
 CLERK

By *Al Rawlin* Deputy.

SHERIFF'S RETURN.

Came to hand the *12* day of *Feb*
 190*4* and executed the *12* day of *Feb*
 190*4* 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.

J. Johnson
 Sheriff, Dallas County.

By *J. Witt* Deputy.

JOHN WILLIAMSON, PRINTER, DALLAS.

Posting 3 notices \$3.00

ESTATE OF
KATE E. LANGSTON,
DECEASED.

NO. 3546
IN PROBATE.

March 30, 1904

On this day came J. S. Bradfield and J. R. Bradfield the duly appointed and qualified executors of the last will of Kate E. Langston, deceased, and present to the court the inventory and appraisement of the property of said estate, made by Henry Jacoby, H. C. Lamar, and P. R. Scott, appointed as such appraisers on March 19th, 1904, with their own report and appraisement as executors in connection therewith; and the court having examined said inventory, appraisement and reports, is satisfied that they are true and correct.

It is therefore, ordered by the court that said inventory, appraisement and reports of the said executors and appraisers of the estate of Kate E. Langston, deceased, on this day filed in this court, be and the same are hereby in all things, approved, and the clerk of this court is ordered to record the same upon the minutes of this court.

~~In open court this 30 day of March, 1904.~~

Court, Judge, Dallas Co., Texas.

FILED BY THE DALEAS GENEALOGICAL SOCIETY-1978

No. 3546 In Probate.

Estate of
Kate E Langston
deceased

Order approving
Report of appraisers

ICAL SOCIETY-1978

ESTATE OF
KATE E. LANGSTON,
DECEASED.

NO.
COUNTY COURT,
DALLAS COUNTY.

I do solemnly swear that the writing which has been offered for probate is the last will of Kate E. Langston, so far as I know or believe, and that I will well and truly perform all the duties of executors of said will of the estate of said Kate E. Langston.

J. R. Bradfield
J. S. Bradfield

Sworn to and subscribed before me by each of the executors, J. S. Bradfield and J. R. Bradfield, this 29th day of March, 1904.

A. Julian
Notary Public Dallas County Tex.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

DALLAS GENEALOGICAL SOCIETY-1978

No. 3546 In Probate.

Estate of
Kath & Augustus
Deebley

Oath of Executors.

FILED

MAR 30 1904
FRANK R. SHANKS,
CLERK COUNTY COURT.
B. F. Cotton
DEPUTY.

Recorded in 2-659

IN THE MATTER OF THE ESTATE OF)
KATE E. LANESTON, DECEASED.)

NO.
MARCH 19, 1904.

On this day there came on to be heard the application of J. S. Bradfield and J. R. Bradfield to probate the last will of Kate E. Laneston, deceased, and thereupon came the proponents, and it appearing to the Court that due and legal notice and service thereof has been had and given of said application, and that there is no contest or objection made or filed against said application, and it further appearing to the court, that the testatrix, at the time of executing the said last will proposed herein by applicants, was over the age of twenty one years, and married, that she was of sound mind, and that she was a citizen of Dallas County, Texas, at the time of her death and for several years prior thereto, and left her estate in said county, and that she is dead; that said will has been served and returned in the manner and for the length of time required by law, and that the testatrix executed said will with the formalities and solemnities and under the circumstances required by law to make it a valid will, and that it has not been revoked by the testatrix.

That proper proof of the facts aforesaid has been made in open court, and the court being satisfied from the evidence that such will should be admitted to probate; that four years has not elapsed since the death of said testatrix, and that said will has been proved as prescribed by law; that the applicants, J. S. Bradfield and J. R. Bradfield are named as executors in said will, and are not disqualified.

Therefore, it is ordered, adjudged and decreed by the court that the instrument proposed by the applicants, J. S. Bradfield and J. R. Bradfield, as the last will of the deceased, Kate E. Laneston, and filed herein on the 10th day of February, 1904, be and the same is hereby ^{established and} admitted to probate as the last will and testament of said deceased, and that the said will, together with the application for

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the probate thereof, and all the testimony in the case shall be recorded in the probate minutes and records of this court.

It is further ordered by the court, that J. R. Bradfield and J. S. Bradfield be and they are hereby appointed as executors of said will in accordance with the terms thereof, and that letters be granted and issue to them as such, and that no bond be required of them, as such executors, and that no other or further action be had in this Court, of or pertaining to said estate, than the filing of an inventory and appraisement of said estate, for which purpose

Henry Jacoby, H. C. Lamar and P. R. Scott

are hereby appointed as appraisers to make and file herein an inventory and appraisement of said estate.

Ed. A. Landerdale
C. J. Smith

ESTATE OF | | LO.
KATE E. LANGSTON, | | IN COUNTY COURT, DALLAS COUNTY.
DECEASED. | | IN PROBATE.

TO HON. ED. S. LAWRENDALE, COUNTY JUDGE:

We the undersigned to-wit: J. S. Bradfield and J. R. Bradfield, the duly appointed and qualified executors of the last will of Kate E. Langston, deceased, with the assistance and joined by Henry Jacoby, H. C. Lamar, and P. R. Scott, the appraisers duly appointed by the order of this Court on the 19th day of March, 1904, to appraise the estate of Kate E. Langston, deceased, do hereby make the following inventory and appraisement of said estate to-wit:

Cash left by the deceased,	\$1297. ⁵¹	
which we appraise at said sum.		\$1297. ⁵¹
<i>Mixed steel appraised at the sum of</i>		2. ⁰⁰
<i>Two feather beds " " " " " " " "</i>	<i>29⁰⁰ each</i>	58. ⁰⁰
<i>Books</i>		1. ⁰⁰
<i>One sewing machine " " " "</i>		10. ⁰⁰
<i>Six quilts, at 25⁰⁰ each " " " "</i>		150. ⁰⁰
<i>Dishes</i>		5. ⁰⁰
<i>One old gasolene stove " " " "</i>		15. ⁰⁰
<i>One pair spectacles, one pair crutches, 1 gold watch, chain & gold rings, 1 set knives, forks and spoons, which</i>		20. ⁰⁰
<i>plus the appraisement of the sum of</i>		2. ⁵⁰
<i>The sum of \$1297.⁵¹</i>		

All of which was the separate property of the deceased.

That the above mentioned property is a full, fair and complete list, and a full and fair appraisement of all the property belonging to the estate of said decedent which has come to our knowledge.

H. C. Lamar
P. R. Scott
H. H. Jacoby

Sworn to and subscribed before me by each of the foregoing appraisers, this 29 day of March, 1904.

W. M. Elliston Notary Public
Dallas Co Texas

And the said executors further state to the court that

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Court at Dallas, Texas, this 29th day of March, 1904.

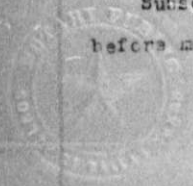
-2-

the above mentioned sum of money and list of personal property specified in the foregoing inventory and appraisement is a full and complete inventory of all the property left by the deceased that has come to their knowledge; that there are no outstanding claims due or owing to said testatrix within their knowledge and that the above inventoried money and property was the separate property of said decedent.

J. R. Bradfield
J. S. Bradfield
Executors.

Subscribed and sworn to by J. S. Bradfield and J. R. Bradfield before me this 29th day of March, 1904.

D. C. Julian
Notary Public Dallas County Tex



FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

No. 3546 In Probate.

Estate of Kate E. Langston
Decedent.

Inventory & Appraisement

FILED

MAR 30 1904

BANK R. SHANKS,
CLERK COUNTY COURT.

B. F. Cullum
DEPUTY.

Recorded in 6-593
Inventory & appraisement

March 30th 1904
Examined and approved
E. J. Lauderdale
Clerk

BONNER & GILBERT,
NORTH TEXAS BLDG., DALLAS, TEXAS.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

IN RE ESTATE OF KATE E. LANSTON, *deceased.*
NO.
THE STATE OF TEXAS,)
COUNTY OF DALLAS.) COUNTY COURT AT DALLAS, MARCH 19, 1904.

On this day came on to be heard the application to probate the last will of Mrs. Kate E. Lanston, deceased, by J. R. Bradfield and J. S. Bradfield, the persons named as independent executors therein, and thereupon W. H. Lamar being duly sworn, in open court testified as follows:

That he was personally well acquainted with Mrs. Kate E. Lanston, the deceased, in her life time; that at the time of making said will she was more than twenty-one years of age, and had been married; that she was then of sound mind, and that she is now dead. That she died in the city of Dallas, Dallas County, Texas on the 4th day of January, 1904.

That she was at the time of her death, and for many years prior thereto had been a citizen of Dallas County, Texas, and left her estate in said county.

That said decedent left a written will, and that the instrument filed herein on the 10th day of February 1904, and herenow shown to the affiant is the last will of said deceased; that it was signed by deceased in the presence of affiant and the other subscribing witnesses, to wit: J. M. Coble and that affiant and said J. M. Coble both attested said will herenow presented and identified by affiant, and that affiant and J. M. Coble were each then more than twenty one years of age, and that each of said witnesses subscribed his name thereto in the presence of the said testator, Kate E. Lanston, and at her request, as witnesses, and in the presence of each other.

That neither of said subscribing witnesses is a beneficiary under said will.
That said will ^{has} not been revoked by the testatrix.
W. H. Lamar

Which testimony was taken in open court and committed to writing at the time it was taken, and subscribed and sworn to by the witness in open court before me this 19th day of March, 1904.

Frank R. Shanks

Clerk of County Court,
Dallas County, Texas.

by

A. M. Rawlins
Deputy.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

3546

Testimony of
W. H. Lamar, in
proof of will.

FILED

MAR 19 1964

DALE HANKS,
CLERK OF DISTRICT COURT.
W. H. Lawler
DEPUTY.

Recorded F-500

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

BONNER & GILBERT,
NORTH TEXAS BLDG., DALLAS, TEXAS.

State of Texas)
County of Dallas)

In County Court
Dallas County, March Term 1904.

Your applicants, J. R. Bradfield and J. S. Bradfield, residents and citizens of Dallas County, Texas, respectfully show to the Court:

FIRST: That Kate E. Lanston is dead. That she died at St. Pauls' Sanitarium in the City of Dallas, Dallas County, Texas, on the 4th day of January 1904.

SECOND: That at the time of her death, and for many years prior thereto, deceased was a citizen of Dallas County, Texas, and all her estate was in said county.

THIRD: Her estate consists of personal property of the probable value of one thousand (\$1,000.00) Dollars.

FOURTH: That said Kate E. Lanston left a written will, which is filed herewith, in which your applicants were appointed independent executors, without bond, as appears by the terms thereof. That both of your applicants reside in Dallas County, Texas.

FIFTH: That your applicants are not disqualified by law from accepting letters of executorship under said will.

Wherefore, they pray that notice of the filing of this application be given as required by law, and that on hearing, said last will of Kate E. Lanston be admitted to probate, that appraisers be appointed to make and return an inventory of the estate, and that your applicants be granted letters of executorship without bond, and independent of further proceedings or action in Court.

Bonner & Gilbert
Attorneys for Applicants.

J. R. Bradfield
J. S. Bradfield
by Bonner & Gilbert atty.

FILED BY THE DALLAS ENEALOGICAL SOCIETY-1978

FILED BY THE DALLAS ENEALOGICAL SOCIETY-1978

no. 3546,

In Re Estate of
Kate E. Langston
Decd.

Application to probate
Last Will
~~FILED~~

MAR 10 1904

FRANK R. SHANKS, Co. Clerk;
BY *[Signature]* DEPUTY.

~~FILED~~

~~FILED~~

~~Kate E. Langston~~

Recorded in 8-405

BONNER & GILBERT,
NORTH TEXAS BLDG., DALLAS, TEXAS.