

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

Case Number 2704

Dallas Genealogical Society
Founded 1955

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

2704

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

Est Beulah Elam, et al 3 In the County Court
3682. Minors 3 of Dallas County Texas

To the Hon. County Judge of said Court:

Now comes your petitioner S. A. Murdock and presents to the Court this his final Report ^{as per the Receipt} and Application to resign as Receiver of said Estate

(1) Your petitioner would show to the Court that he was appointed Receiver of the Estate of Beulah, Luther and Minnie Elam Minors, on Oct 21, 1904. For the purpose of taking charge of managing and preserving said estate until a guardian could be appointed.

(2) Your petitioner would further show that said minors property consists of real estate and that same has ~~never~~ been under the control of this Receiver, but has been ^{as their homestead and more the gift of inheritance and disposition of this} under the control of the Mother of said Minors that nothing has ever come into the hands of your petitioner as Receiver of said Estate

(3) Your petitioner would further show that no application for letters of guardianship on the persons or estates of the above named minors has ever been filed that there is no necessity for a continuance of this Receivership, and he prays that upon hearing hereof that this his final Report be approved, and that he and his bondsmen be finally discharged from further liability by virtue of this Receivership and that same be declared closed.

S. A. Murdock

Sworn and subscribed to before me this the 23rd day of July 1904.

J. R. Shanks. Clerk

By R. H. Lee Deputy

Court at the time of appointment the name was not to be included
for reasons or other of which

2704

No 3682

*Final Report and
Application to
Resign.*

FILED

FEB 23 1905

FRANK E. SHANKS, Co. Clerk
BY *[Signature]* CLERK

$\frac{24}{130}$

Recorded

*mv
260*

SUBPOENA-CIVIL

THE STATE OF TEXAS,

To the Sheriff or any Constable of Dallas County—Greeting:

YOU ARE HEREBY COMMANDED to summon

J. V. Newman about *Elam Station*

to be and personally appear before the Honorable County Court of Dallas County, at the Court House in the City of Dallas, County aforesaid, ~~instanter~~, on *Saturday Oct Nov 5th* 190*X*, at *9* o'clock, a. m., at the instance of the *Court*

then and there to give evidence in ~~a certain case wherein~~ *the Receivership of Beulah Elam et al, minors* is plaintiff, and ~~is Defendant~~, and remain from day to day and term to term until discharged by the Court.

Herein Fail Not, but due service and return hereof make, as the law requires.

Witness my hand, at office in Dallas, this *28* day of *Oct* A. D. 190*X*

FRANK R. SHANKS,

Clerk County Court, Dallas Co., Texas.

By *B. F. Cullum* Deputy.

SUBPOENA-CIVIL

THE STATE OF TEXAS,

To the Sheriff or any Constable of Dallas County—Greeting:

YOU ARE HEREBY COMMANDED to summon

Charley Newman near *Elam - 1 mi S.W.*

Manu Lee near *Elam - 3 mi. N.E.*

to be and personally appear before the Honorable County Court of Dallas County, at the Court House in the City of Dallas, County aforesaid, ~~instanter~~, on *November 12th* 190*X*, at *9* o'clock, a. m., at the instance of the *minors*

then and there to give evidence in ~~a certain case wherein~~ *the matter of the estate of Beulah Elam et al minors* is plaintiff, and ~~is Defendant~~, and remain from day to day and term to term until discharged by the Court.

Herein Fail Not, but due service and return hereof make, as the law requires.

Witness my hand, at office in Dallas, this *10* day of *Nov* A. D. 190*X*

FRANK R. SHANKS,

Clerk County Court, Dallas Co., Texas.

By *B. F. Cullum* Deputy.

2704 203

No. 3682

COUNTY COURT.

Est of

SUBPOENA.

Beulah Elam et al
minors

ISSUED

This 28 day of Oct 1904

FRANK R. SHANKS,
Clerk County Court, Dallas Co., Texas.

By B F Cullem Deputy.

SHERIFF'S FEES:

Summoning 2	Witness	\$ 1.00
Mileage 25 miles		1.25
Total		\$ 2.25

JOSE WILLIAMS, PRINTER, DALLAS

By H B Newnam Deputy.

Roll Johnson
Sheriff Dallas County, Texas

Returned on this the 4 day of Nov 1904

all

hearing of the 4 day of Nov 28 day of Oct A. D. 1904. Came to hand this the 28 day of Oct A. D. 1904. and executed on this hearing of the 4 day of Nov 28 day of Oct A. D. 1904. by reading the within Subpoena in the presence and

SHERIFF'S RETURN.

the within named witnesses.

12 2704 203

No. 3682

COUNTY COURT.

Est of

SUBPOENA.

Beulah Elam, et al, Minors

ISSUED

This 10 day of Nov 1904

FRANK R. SHANKS,
Clerk County Court, Dallas Co., Texas.

By B F Cullem Deputy.

SHERIFF'S FEES:

Summoning 2	Witness	\$ 1.00
Mileage 30 miles		1.50
Total		\$ 2.50

JOSE WILLIAMS, PRINTER, DALLAS

By H B Newnam Deputy.

Roll Johnson
Sheriff Dallas County, Texas

Returned on this the 12 day of Nov 1904

the within named witnesses.

All the within named witnesses

came to hand this the 10 day of Nov 11 day of Nov A. D. 1904. and executed on this hearing of the 11 day of Nov A. D. 1904. by reading the within Subpoena in the presence and

SHERIFF'S RETURN.

JOSE WILLIAMS, PRINTER, DALLAS

THE NATIONAL ARCHIVAL SOCIETY - 1978

SUBPOENA-CIVIL.

THE STATE OF TEXAS,

To the Sheriff or any Constable of Dallas County—Greeting:

YOU ARE HEREBY COMMANDED to summon

J. L. Patty
This has been served

to be and personally appear before the Honorable County Court of Dallas County, at the Court House in the City of Dallas, County aforesaid, *Jas. Slaughter* at *11* o'clock, a. m., at the instance of the

Receiver

they and there to give evidence in ~~a certain case wherein~~ *the matter of the* *Estate of Beulah Elam et al,* *Minor* ~~is plaintiff, and~~ ~~is Defendant,~~ and remain from day to day and term to term until discharged by the Court.

Herein Fail Not, but due service and return hereof make, as the law requires.

Witness my hand, at office in Dallas, this *12* day of *Nov* A. D. 190*7*

FRANK R. SHANKS,

Clerk County Court, Dallas Co., Texas.

By *B. F. Culbert* Deputy.

SUBPOENA-CIVIL INSTANTER.

THE STATE OF TEXAS,

To the Sheriff or any Constable of Dallas County—GREETING:

YOU ARE HEREBY COMMANDED to Summon

A. J. Marsham, Jackson and Wellman
Charley Cox, Helen W. Cox, Ruby

to be and appear before the Honorable County Court of Dallas County, Texas, to be held at the Court House of said County, *Saturday Sept. 12th* A. D. 190*3*, at *9* o'clock,

A. M., then and there to testify as witness ~~and~~ *proponent* in ~~a certain~~ ~~cause~~ ~~pending~~ ~~in~~ ~~said~~ ~~Court~~ ~~wherein~~ ~~the~~ ~~State~~ ~~of~~ ~~TEXAS~~ ~~is~~ ~~Plaintiff~~ ~~and~~ ~~is~~ ~~Defendant~~ ~~and~~ ~~there~~ ~~remain~~ ~~from~~ ~~day~~ ~~to~~ ~~day~~ ~~and~~ ~~from~~ ~~term~~ ~~to~~ ~~term~~ ~~until~~ ~~discharged~~ ~~by~~ ~~due~~ ~~course~~ ~~of~~ ~~law~~ *the matter of W. B. Seams application to have a guardian of the estate of the minor children of J. J. Elam, deceased, appointed, pending in said Court.*

HEREIN FAIL NOT, but of this Writ make due return, showing how you have executed the same.

WITNESS MY OFFICIAL SIGNATURE, at office in the City of Dallas, Texas, this *12th* day of *Sept* A. D. 190*3*

FRANK R. SHANKS,

Clerk County Court, Dallas County, Texas.

By *A. M. Rawlin* Deputy.

2704

203

No. 3687

COUNTY COURT.

Est of

SUBPOENA.

Beulah Elam, et al
Minors

ISSUED

This 12 day of Nov 1903

FRANK R. SHANKS,
Clerk County Court, Dallas Co., Texas

By *A. W. Rawlins* Deputy.

SHERIFF'S FEES:

Summoning Witness - \$
Mileage miles - \$
Total - \$

JESSE WILLIAMS, PRINTER, DALLAS.

*with
ms
Total - 00*

Returned on this the 12 day of Nov 1903
By *J. B. Johnson* Sheriff
County, Texas

the *12* day of *Nov* 1903
hearing of *the*
SHERIFF'S RETURN.
A. D. 1903
by reading the within Subpoena in the presence and
A. D. 1903
and executed on this
A. D. 1903

No.

~~THE STATE OF TEXAS~~
Estate of
Beulah Elam
et al Minors

SUBPOENA.

Issued 7 day of Sept 1903

FRANK R. SHANKS, Clerk.

By *A. W. Rawlins* Deputy.

Came to hand the 7 day of
Sept 1903, and executed the
12 day of *Sept* 1903

by reading the within Subpoena in the presence
and hearing of *after*
Beulah Elam
et al
Charley
the within named witnesses.

J. BOLL JOHNSON, Sheriff,
Dallas County, Texas.

By *A. W. Rawlins* Deputy.

SHERIFF'S FEES.

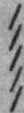
Summoning - Witnesses - \$ 5.00
Mileage 10 miles at 5 cents - 50
TOTAL - \$ 5.50

JESSE WILLIAMS, PRINTER, DALLAS.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1973

No. 3682

Estates of Beulah, Luther
and Winnie Elam, Minors.



In Probate Court, Dallas County.
October 21, A. D. 1904.

It having been shown to me by competent and satisfactory evidence that Beulah, Luther and Winnie Elam are minors, and without guardian, and that they have an estate consisting of real property in the County of Dallas, State of Texas, out of the W. B. Elam Survey, forty (40) acres of which belong to Beulah Elam, forty (40) acres to Winnie Elam, and fifty (50) acres to Luther Elam; being the same land devised and bequeathed to them by the Will of their late father, Jas. F. Elam, deceased; and it, being made to fully appear to me that the said estates of said minors are likely to injure and waste, and that the interests of said estate and said minors require the immediate appointment of a receiver and a suitable person to take charge of such estates of said minors, as receiver, until a guardian can be regularly appointed;

It is therefore ordered, adjudged and decreed by the Court that S. A. Murdock be, and is hereby, appointed Receiver of the estates of said minors, Beulah, Luther and Winnie Elam, with authority to take charge of all the property of said estates of said minors, and to manage the same and preserve the same, and to do and perform all such other and further acts as may be necessary for the preservation of said estates, and under the direction of this Court, until a guardian can be appointed of the estates of said minors.

It is further ordered that S. A. Murdock give bond in the sum of Two Hundred and Fifty (\$250.00) Dollars, payable to the Judge of the County Court of Dallas County, and take the oath as required by law; that this order be recorded in the Minutes of the Probate Court of Dallas County, and that this appointment shall continue to be in force until the appointment of a regular guardian of the estates of said minors.

S. A. Murdock

Presiding Judge of the County Court,
Dallas County, Texas.

2704
Estates of Beulah, Luther
and Winnie Elam, Minors.

Order Appointing S. A.
Murdock Receiver of Estates
of said Minors.

No. 3682

Estates of Beulah, Luther
and Winnie Elam, Minors.

In Probate Court, Dallas County.
October 21, A. D. 1904.

It having been shown to me by competent and satisfactory evidence that Beulah, Luther and Winnie Elam are minors, and without guardian, and that they have an estate consisting of real property in the County of Dallas, State of Texas, out of the W. B. Elam Survey, forty (40) acres of which belong to Beulah Elam, forty (40) acres to Winnie Elam, and fifty (50) acres to Luther Elam; being the same land devised and bequeathed to them by the Will of their late father, Jas. F. Elam, deceased; and it, being made to fully appear to me that the said estates of said minors are likely to injure and waste, and that the interests of said estate and said minors require the immediate appointment of a receiver and a suitable person to take charge of such estates of said minors, as receiver, until a guardian can be regularly appointed;

It is therefore ordered, adjudged and decreed by the Court that *W. A. Murdock* be, and is hereby, appointed Receiver of the estates of said minors, Beulah, Luther and Winnie Elam, with authority to take charge of all the property of said estates of said minors, and to manage the same and preserve the same, and to do and perform all such other and further acts as may be necessary for the preservation of said estates, and under the direction of this Court, until a guardian can be appointed of the estates of said minors.

It is further ordered that *W. A. Murdock* give bond in the sum of Two Hundred and Fifty (\$250.00) Dollars to the Judge of the County Court of Dallas County, and take an oath as required by law; that this order be recorded in the Minutes of the Probate Court of Dallas County, and that this appointment shall continue to be in force until the appointment of a regular guardian of the estates of said minors.

Ed. Landwehr

Presiding Judge of the County Court,
Dallas County, Texas.

THE STATE OF TEXAS
COUNTY OF DALLAS.

I, FRANK R. SHANKS, Clerk of the County Court in
and for Dallas County, Texas, do hereby certify that the above named
S. A. Murdock has taken the oath and given bond as required by law,
and the foregoing order has been duly recorded in the Minutes of
the Probate Court of said County, and that the said S. A. Murdock
is the duly qualified receiver of the estates of said minors,
Eugene, Luther and Winnie Elam.

Given under my hand and seal of office, at Dallas,
this the 1st day of ^{Nov} October, A. D. 1904.

Frank R Shanks

Clerk of the County Court, Dallas
County, Texas.

By R.H. Lee Deputy

2704
Estate of Beulah, Luther
and Finnie Egan, Minors.

Order Appointing S. A.
Murdoch of estates of said
Minors.

10-21-04

THE STATE OF TEXAS
COUNTY OF DALLAS.

Estates of Beulah, Luther and
Winnie Elam, Minors.

OATH OF RECEIVER of said Estates.

I, S. A. MURDOCK, do solemnly swear that I will well and truly perform the duties of receiver of the estates of said Beulah, Luther and Winnie Elam, Minors, in accordance with law, and with the order of Court appointing me such receiver.

S. A. Murdock

Subscribed and sworn to, before me, by said S. A. Murdock,
this the 24th day of October, A. D. 1904.

W. J. Honner
Notary Public Dallas Co.
Texas

Estates of Beulah, Luther
and Winnie Elam, Minors.

THE STATE OF TEXAS
COUNTY OF DALLAS.

KNOW ALL MEN BY THESE PRESENTS: That I, S. A. Murdock, as Principal, and W. B. Elam and J. J. Honner as Surety, are held and firmly bound unto the Judge of the County Court of Dallas County, Texas, and his successors in office, in the sum of Two Hundred and Fifty (\$250.00) Dollars, conditioned that the above bound S. A. Murdock, who has been appointed Receiver, by the Judge of the County Court of Dallas County, Texas, ~~Receiver~~ of the estates of Beulah, Luther and Winnie Elam, Minors, shall well and truly perform all the duties required of him under said appointment.

WITNESS our hands, this, the 24th day of October, A. D. 1904.

Approved
Oct 24 1904
E. J. Linderdale
County Judge

S. A. Murdock
W. B. Elam
J. J. Honner

FILED IN THE OFFICE OF THE CLERK OF THE DISTRICT COURT OF DALLAS COUNTY TEXAS SEPTEMBER 1970

494
Estate of Benleh, Luther
and Minnie Klam, Minors.

Affidavit and Bond of
Receiver.

FILED

BY
B. F. Cullum

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1973

No. 3682.)	
In the Matter of)	In the County Court of Dallas
S. A. Murdock, Receiver, Et Als.)	County, Texas.

-o-

Now comes your petitioner, Mary Elizabeth Corbin, joined by her husband, T. B. Corbin, in the above styled and numbered cause, and represents to the Court that she was legally married to James Elam on or about the day of _____, A. D. _____ That as an issue of said marriage there were born three children, namely: Beulah Elam, Luther Elam and Winnie Elam. That all of said children are minors. That Beulah Elam is about ten years old; that Luther Elam is about nine years old; and that Winnie Elam is about six years old. That James Elam, the father of said minor children, is dead, and that your petitioner is the mother of said minor children, and that she has provided for said children to the best of her means and ability, and has taken good care of them and of their estates. That under the constitution and laws of this State she is entitled to and has homestead rights in the lands described in the order of this Honorable Court appointing the said S. A. Murdock receiver as aforesaid, and that said homestead rights have been decreed her by the courts of this State. That your petitioner is now residing upon said land with her said three children, and that she is looking after and protecting their interests in said lands and estates, and that the same are not being injured or wasted. That the interest of said minor heirs in the lands and estates over which said receiver has been authorized by this Honorable Court to take charge and control is incapable of being divided and segregated from the homestead rights guaranteed your petitioner under the constitution and laws of this State, and that said receiver cannot take charge and control of said lands and estates of said minors without interfering with, impairing and violating the homestead rights of your petitioner.

Wherefore, your petitioner prays that said S. A. Murdock, receiver, be cited to appear and show cause to this Honorable Court why said receiver should not be discharged and said receivership be declared null and void and of no effect, and that on final hearing said receivership be stopped and annulled and declared in law null and void; for all costs in

this behalf incurred, for general and special relief, legal and equitable;
and for this she will ever pray.

W.M. Holland.

Attorney for Plaintiff.

SOCIETY-1973

2704

No. 3689.

In the Matter of the estates
of *Malchlam et al Minors*,
S.A. Murdock, Receiver, et al

MOTION TO DISCHARGE S.A. MURDOCK,
RECEIVER.

FILED

OCT 25 1904
FRANK R. BEARDS
CLERK DISTRICT COURT
BY *B. F. Cullom*

Wm. Hollard
att'y for Petitioner.

SOCIETY-1973