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

Case Number 1374

Dallas Genealogical Society
Founded 1955

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NO. TWO
OF TWO

1374

CONTINUED FROM previous
Roll.

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D. L. Stewart
vs
W H Flippin Admr
of Robt Toombs Decd

A.D. 1887

Now comes said parties by their attorneys and it appearing to the court that on the 8th day of November A.D. 1878 Robert Toombs contracted to sell to J. B. Winn the following described tract of land situated in the county of Johnson and State of Texas towit Eighty acres a part of the M. Hunt survey No seven (No 7) in Johnson County Texas. Beginning at the North corner of said survey Thence South 45° W. 950 varas to North corner of 160 ~~acres~~ varas sold to J. W. Haskew. Thence South 45° E 475 varas to corner of 80 acres sold to D J Murphy Thence North 45° E 950 varas to corner Thence N 45° W 475 varas to beginning and executed his title bond to the said J. B. Winn of the county of Johnson State of Texas to make title thereto upon the payment of $266.79 and interest thereon the purchase money for said land and it further appearing to the court That the said Robert Toombs and D. W. Mays and W. E. Jackson & A Baker and H H Hickman ~~and~~ on the 25th day of January A.D. 1878 contracted to sell to the said J. B. Winn of the county and

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State aforesaid the following described tract of land situated in Johnson County Texas to-wit the South West one half of the following described tract of land containing one hundred acres a part of a 646 acre survey in name of H. Elsbury. Beginning at the South corner of said survey. Thence N 45° W. with E line of said Elsbury survey 890 varas to the South corner of 146 acres sold to M. Baird a stake a Post Oak 3 inches in diameter bears N 36° W 7½ varas Thence N 45° E 715 varas to Baird W corner a stake and pile of stone a Post Oak bears N 34½ East 4 varas Thence S 45° W 890 varas to Thompsons E. corner Thence S. 45° E 715 varas to beginning containing fifty acres of land more or less and executed their title bond to said J. B. Winn to make title thereto on the payment of $133-33⅓/100 and it appearing to the court that the said S. W. Mays. W. E. Jackson A. Baker & H. H. Hickman afterwards conveyed their interest in said land to said Robert Townes and it further appearing to the court that the said J. B. Winn assigned and assigns his interest in said title to one D. J. Williams and that said D. J. Williams transferred and assigns his interest in the same to W. L. Clements

of the county of Johnson State of Texas and it further appearing to the court that said Robert Toombs has since the execution of said bonds departed this life and the dept W H Flippen has been by this court appointed his administrator and that said D.L. Stewart has paid all of said purchase money in full it is therefore ordered adjudged and decreed that the said W H Flippen as administrator of said Robert Toombs make title to the above described tracts of land to said D.L. Stewart according to the tenor of said bonds and assignment thereof and pay all costs herein incurred. And it further appearing to the court that the above order and judgement was made by this court on the day of AD 1887 and that the clerk has failed to enter the same it is further ordered adjudged and decreed by the court that this order be made now for then

CIETY-1977

Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

Johnathan Collier

of the County of Montague and State of Texas in the

sum of One Thousand Three hundred and Thirty DOLLARS,

to be paid to said

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 1st day of November A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert

Toomb upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said

Johnathan Collier

agreeably to the terms of said notes, dated 1st Nov. 1882, and made payable as follows, to-wit:

one of said notes payable in one year from date and the other in two years from date, each note for the sum of Two hundred and Twenty one, and 66/100 dollars. ($221,66), and bearing interest from date untill paid at the rate of ten ter per annum

The whole consideration being $665. 00 of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said

Johnathan Collier his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Montague and State of Texas, to-wit:

Being the M. Hunt Survey of 320 acres - No. 14 Beginning N. 43° W. 280 vrs. from a mound of rock from which a Spanish oak bear N. 8° E. 27 vrs. another bear S. 66° E. 25 vrs. Thence S. 47° W. 1344 vrs. a Stake from which a Spanish oak bear N. 11° E. 30 vrs. another bear S. 11° W. 36 vrs. Thence S. 43° E. 1644 vrs. a Stake from which a Spanish oak bear N. 49° W. 13 vrs. and a Post oak bear N. 19° W. 7 vrs. Thence N. 47° E. 1344 vrs. a Stake from which an Elm bear N. 16 vrs. Thence N. 43° W. 1344 vrs. to the beginning

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State of Texas } Dallas County Bond
Dallas County } In Portfolio

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said Johnathan Collier to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Robert Toombs SEAL. SEAL.

The State of Georgia
County of Fulton

BEFORE ME Jno. F. Jones
Notary Public & for said County ~~Clerk of the~~ ~~Court~~, in and for said County, State, on this day personally appeared before me Robert Toombs Well known to me to be the person

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 6th day of November A. D. 1882

John D. Jones
Notary Public in the said County & State

BOND FOR TITLE.

Robert Toombs

TO

Johnathan Collier

Filed for Record Nov 25th 1882 at 3 o'clock Pm W H Williams Clk

and Recorded Nov 27 1882 at 6 o'clock Pm in Book O on page 280 Record of Deeds for Montague County Texas

Given under my hand and seal of office Nov 27th 1882
W H Williams
Clk

by a Warranty Deed, in common form, duly executed and acknowledged,
and in the mean time shall permit said Johnathan Collier

State of Texas } Dallas County Court
Dallas County } In Probate

To Hon Dallas County Court.
Your petitioner Jonathan Collier states that on Nov 18th 1882, Robert Toomb made his title bond & thereby agreed to make your petitioner a title to the land described in said bond. which is hereto attached marked Exhibit "A" & made a part hereof, on the payment of two notes for $221.66 each.
Petitioner paid said notes off to said Toomb in his lifetime - and since then said Toomb has died and W.H. Flippen has been appointed his administrator by this Court, and Petitioner prays that he be cited herein & that the Court order him to make petitioner title to said land & for all other proper relief

Johnathan Collier

Service of above accepted. Citation notice & time waived and court may act on above petition at any time

W.H. Flippen
Adm'r of R. Toomb. dec'd
Per Leslie & Henry
his attys

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cw
Jonathan Collie
Y
W H Gilliffin
Admr of R Towns
Petition for title

Filed Feby 18th 1887
W McKill Clk
By Jno B Kunz Dy

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Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

John A. Taliaferro

of the County of Montague and State of Texas in the

sum of Nine hundred and thirty one DOLLARS,

to be paid to said John A. Taliaferro his

executors, administrators and assigns;

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 1st day of November A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert

Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said John

A. Taliaferro

agreeably to the terms of said notes, dated 1st Nov. 1882, and made payable as follows, to-wit:

one of said notes payable in one year from date and the other in two years from date, each note for the sum of One hundred and fifty five and 1/100 dollars ($155.14) and bearing interest from date until paid at the rate of ten per cent per annum.

The whole consideration being $465.42 1/3 of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said

John A. Taliaferro his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Montague and State of Texas, to-wit:

Being part of the J. W. Kelley Survey of 640 Patent No. 487 Vol. 19 Beginning at the W. corner of the said J. W. Kelley Survey. Thence N. 47 E. with the N. line of said Survey 1650 vrs. to corner a Stake

[redacted]

Thence S. 20. E. 163 vrs. to a corner in bed of creek Thence S. 54 W. 290 vrs. to a corner in bed of creek Thence up creek with its meanderings to corner Thence N. 43. W. 100 vrs. to a corner a Stake. Thence S. 47 W. 130 vrs. to corner in bed of said creek. Thence up the same in a westerly direction with its meanderings to corner in S. W. line of said Survey. Thence N. 47. E. with said line 600 vrs. to beginning. Containing 232 3/4 acres more or less.

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by a warranty Deed, in common form, duly executed and acknowledged,

and in the mean time shall permit said John A. Taliaferro to occupy and improve said premises

for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Robt Toombs SEAL. SEAL.

The State of ~~Fulton~~ Georgia
County of Fulton

BEFORE ME John F. Jones

Notary Public ~~Clerk~~ of the County of Fulton ~~Court~~, in and for Fulton County, Georgia, on this day personally appeared Robert Toombs known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 6th day of November

A. D. 1882 John F. Jones

Notary Public in and for Said ~~Clerk~~ ~~Court~~ Co., Ty & State

BOND FOR TITLE.

Robert Toombs

TO

John A. Taliaferro

Filed for Record January 27th 1883 at 7 o'clock P.M.

Recorded January 30th 1883 at 8 o'clock A.M. in Book O. Page 580

Given under my hand and Seal of Office this January 30th 1883

W. A. Williams
Clerk
By D. C. Hart
Deputy

75

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by a warranty Deed, in common form, duly executed and acknowledged,
and in the mean time shall permit said John A. Taliaferro to occupy and improve said premises
for his own use, then this obligation to be void; otherwise it shall remain in full force.

State of Texas } Dallas County Court
Dallas County } In Probate

To the Hon Dallas County Court
John A Taliaferro complaining of
W H Fleippen admr of R Toomb deceased
Shows that on Nov 1st 1882, Said Robert
Toomb made him a title bond for 232 3/4
acres of land in Montague County Texas &
fully described in said bond hereto attached
& made part hereof and thereby agreed to
make Pff a title to said land on the
payment of certain notes mentioned in
said bond. That said Toomb is dead
& Dft is his administrator appointed
such by this court. That Pff has
paid said notes & is entitled to a deed
for said land. and prays that Dft be cited
and that Pff have an order requiring
Dft to make him such title & for all
other proper relief &c

J. H. Kurt

Pffs atty

Notice of above accepted. Citation & notice
waived, and court may take up above
petition & hear & determine the same
at any time. October 2d 1888

W H Fleippen
Admr of R Toomb
Per Lucke & Henry attys
for admr

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No

John A Schipper

W H Schipper
Ad mr of R Trusts

Petition for order
to make title

FILED
OCT 3 1888
At ____ o'clock ____ M.
W M C Hill Co. Clerk

Petition granted & order
made Oct 11/88
E G Burer
Co Judge

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No

In matters of the Estate of
Robert Toombs, deceased.
W. H. Flippin, Administrator.

September Term
A.D. 1886.
Dallas Co. Texas
Pr. R.T. C. 0

To Hon. Ed. G. Bowers, County Judge of Dallas County, Texas, Sitting in matters of Probate &c —

In this cause, your complainant, John H. Larkow, would respectfully represent, that he is a citizen of Hill Co. Texas; that on the 8th day of February, 1883, Robert Toombs, then of Wilkes County, Georgia, since deceased, executed and delivered to complainant his certain Bond for Title, hereto attached, marked Exhibit "A", and made a part hereof; that said Toombs never, in his life-time, made a title to ~~said~~ complainant conveying to him said land, as described in said Title-Bond; that complainant is still the owner and holder thereof, and, that he is now ready and willing to comply with the conditions therein specified, and herewith tenders into your Hon. Court the balance of the purchase price of said land as set forth in said Bond for Title, ~~and~~ still due thereon.

Wherefore, Complainant prays that citation issue to said administrator, ~~of said E~~ to appear at the September Term of said Court, 1886, then and there to show cause, why a specific performance of said Bond for Title should

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not be decreed, & that your Honor grant Complainant such orders as the law provides. And will ever pray &c.

J. H. Latham

Sworn to and subscribed before me this 30th day of July 1886

H L Ward Clerk
County Court Wise Co Texas

No.
John H. Latham
Complaint for
vs. 3 Spec. perf. of Title-Bond.
W. W. Filippin, Admstr.
Est. Robt. Toombs, dec'd.

In Probate Ct. Dallas
Co. Texas - Sept. Term, 1886.

Filed August 5th 1886
W. M. C. Neil Clk
By Lt. Hughes

ETY-1977

Exhibit "

Exhibit "A"

Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to John H. Latham

of the County of Montague and State of Texas in the sum of Twelve hundred and Eighty DOLLARS, to be paid to said John H. Latham his executors, administrators and assigns, to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents. Sealed with my seal, and dated the 8 day of February A. D. 1883.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said John H. Latham agreeably to the terms of said notes, dated 1883, and made payable as follows, to-wit: one of said notes payable in one year from date and the other in two years from date, each note for the sum of Two hundred and Thirteen, and 33/100 dollars ($213.33) and bearing interest from date untill paid at the rate of ten per cent per an. The whole consideration being $640.00 1/3 of which is paid in hand the receipt whereof is hereby acknowledged.

shall convey to said John H. Latham his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Wise and State of Texas, to-wit: and being part of the S. W. Lincoln Survey of 640 acres in said county. Patent No. 208 Vol. 7 and being the N. W. 1/4 of said Survey, Beginning at the S. W. corner of the said Survey, Thence N. 45° E. 40.00 chains to a Stake on the N. line of said Survey, Thence S. 45° E. 40.00 chains to a Stake. Thence S. 45° W. 40.00 chains to the W. line of said Survey, Thence N. 45° W. 40.00 chains to the beginning Containing 160 acres

FILMED BY THE B...

IETY-1977

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by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said John H. Latham to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Geo Dyson

Robert Toombs SEAL.

SEAL.

The State of Georgia
County of Wilkes

BEFORE ME George Dyson

Clerk of the Superior Court, in and for Said County, State, on this day personally appeared Robert Toombs W.A. known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 8th day of February

A. D. 1883

Geo. Dyson

Clerk Superior Court Wilkes Co., Georgia

Henry S. Ward
Sheriff

Henry S. Ward
Sheriff

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Ehibit "A"

BOND FOR TITLE.

Robert Toombs

TO

John H. Latham

30th July
6 11 a
3rd
August 6 2:25
28 7
548, 549 + 550.
H L Ward
Wise
Filed August 5th 1880
[illegible]
By [illegible]
Done

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Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That J. Robert Toombs

of the County of Wilkes and State of Georgia are held and firmly bound to

W. J. Hill

of the County of Wise and State of Texas in the

sum of Twelve hundred and Eighty DOLLARS,

to be paid said W. J. Hill his executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 30th day of Decm A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said W. J. Hill

agreeably to the terms of said notes, dated 30 Dec. 1882, and made payable as follows, to-wit: one of said notes payable in one year from date, and the other in Two year from date, each note for the sume of, Two thnared and Thirteen and 33/100 dollars, ($213.33), and bearing interest from date at the rate of ten per cent per annum.

The whole consideration being $640.00 ⅓ of which is paid in hand, the receipt whereof is hereby acknowledged

shall convey to said

W. J. Hill his heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Wise and State of Texas, to-wit:

and being part of the Wm Sherrod Survey of 1476 acres, Patent No. 652 Vol. Vol. 11

Beginning at a Stake on the E. line of the said Wm Sherrod Survey, being the S. E. corner of a 160 acre heretofore Sold to Tate & Huffman; 50.00 chains S. 45° E. from the N. corner of the said Sherrod Survey. Thence S. 45° E. 40.00 chains to a Stake Thence S. 45° W. 32.00 chains to a Stake, Thence N. 45° W. 40.00 chains to the S. W. corner of the said 160 acre tract Sold to Tate & Huffman. Thence N. 45° E. 32.00 chains to the Beginning. Containing 128 acres

977

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said Wm J. Hill to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Geo. Dyson
clk.

R. Towns

SEAL

SEAL

The State of Georgia
County of Wilkes

BEFORE ME Georgia Dyson

Clerk of the Superior Court, in and for Wilkes County, Georgia, on this day personally appeared Robert Ramby Will Ramm

to me

to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 30 day of December

A. D. 188[illegible]

Geo. Dyson

Clerk Superior Court Wilkes Co. Georgia

Exhibit "R"

BOND FOR TITLE.

Robert Ramby

TO

W. J. Hill

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The State of Texas } County Court.
Dallas County } August Term 1886.

To the County Court of said County;

W. J. Hill. complaining of W. A. Gilpin Admr of Robert Coombs. deceased, represents that plaintiff resides in Wise County. Texas and defendant in Dallas County. Texas.

That heretofore. to-wit; on the 30th day of December A.D. 1882 the said Robert Coombs. in his lifetime. made. executed and delivered to said W. J. Hill. his certain bond for title, to land. in which he bound himself. his heirs. executors and administrators. upon the payment of certain notes therein mentioned. to make. execute and deliver to said W. J. Hill. his heirs. executors ~~and~~ or assigns. the following described tract of land. to-wit; 128 acres out of the William Sherrod 1476 acre survey Patent No. 652 Vol 11: Beginning at a Stake on the East line of the said William Sherrod survey. being the South East corner of a 160 acre tract heretofore sold to Pate and Huffman 50 00 Chains South 45° East from the North corner of the said Sherrod survey. Thence South 45° East 40 00 Chains to a Stake.

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Thence South 45° West 32.00 Chains to a Stake.
Thence North 45° West 40.00 Chains to the
South West corner of the said 160 acre
tract sold to Sate and Huffman. Thence
North 45° East 32.00 Chains to the begin-
ning. as will fully appear by reference
to said title bond hereto attached, mark-
ed Exhibit "A" and prayed to be taken as
part hereof.

That the said notes having
since been paid off except a small
balance which plaintiff is ready and
willing to pay whenever he can get a
deed to said land.

Wherefore plaintiff prays
that defendant be summoned to an-
swer this petition, that defendant be
required by decree to make, execute &
deliver to plaintiff, a good and suf-
ficient deed of conveyance to said
tract of land, for costs, attorneys
fees and general relief.

Oliver S. Kennedy.
Atto. for Plaintiff

Y-1977

July 28 86. Service of within a copied notice
noted & case may be heard any time
W H Flippen Admr of R Toombs
By Leslie Henry Atty

W. J. Hill.
vs
W. H. Flippin Admr
R. Toombs
Plaintiff's Original
Petition

Filed July 27 1886
[illegible]
By [illegible]

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1700 Geo. D. Barnard & Co., Printers, Lithographers, & Blank Book Makers, St. Louis Class 2

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilk and State of ~~Texas~~ Georgia am held and firmly bound to

J. M. Gage

of the County of Wise and State of Texas in the

sum of One thousand Six hundred DOLLARS,

to be paid to said J. M. Gage his heir executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 20th day of April A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said J. M. Gage

agreeably to the terms of said notes, dated 20th April 1882, and made payable as follows, to-wit:

One of said notes payable in one year from date and the other in two years from date, each note for the sum of Two hundred and sixty six and 4/100 dollars with interest from date, untill paid, at the rate of ten per cent per anumn

shall convey to said

J. M. Gage his heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Wise and State of Texas, to-wit:

Being part of the E. D. Smith Survey on Denton creek Beginning at the N. E. corner of the said Smith Survey a Stake. Thence S. 45°, E. 40.00 chains with the E. line of said Survey to a Stake. Thence S. 45°, W. 40.00 chains to a Stake, Thence N. 45°, W. 40.00 chains to the N. line of said Survey, a Stake Thence N. 45°, E. 40.00 chains to the Beginning. Containing 160 Acres

Exhibit "A"

TY-1977

... duly executed and acknowledged.

FOR SALE BY GEO. C. BARNARD & CO., PRES. ST. LOUIS. Class 6

1624 **CERTIFICATE OF RECORD.**

THE STATE OF TEXAS, } I, H. L. Ward, County Clerk,
County of Wise } Bond for Title
in and for said County, do hereby certify that the foregoing ... with its certificates of authentication, was filed for Record
the 20 day of April 1882, with its certificates of authentication, was filed for Record
in my office, this 1 day of Feby A. D. 1887, at 4 15 o'clock P M., and
duly Recorded the 2 day of Feby A. D. 1887, at 5 20 o'clock P M.,
in the Records of said County, in Vol. 9 on Page 268.

WITNESS my hand and the seal of the County Court of said County, at office in
Decatur Texas, the day and year last above written.

H L Ward
Clerk County Court Wise County.

By ..... Deputy.

for the purpose and consideration therein expressed.

Given under my hand and seal of office, this 24 day of April
A. D. 1882 Geo. Dyson
Clerk Superior Court Wilkes Co., ~~Texas~~ Virginia

BOND FOR TITLE.

Robert Toombs

—TO—

Julia Gage

HYDE JENNINGS,
Lawyer & Notary Public,
FORT WORTH, TEXAS.

FILED FOR RECORD
1 day of Feby
87, at 4 o'clock and 15
minutes P M. 2nd day of
Recorded the Feby 1887, at 5 20
o'clock P M., in Book 9 Pages
268.
H L Ward
Clerk C. C. Wise Co., Texas.

Due 00.00

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by a Warranty Deed ~~of Deeds~~, in common form, duly executed and acknowledged,

and in the mean time shall permit said J. M. Gage to occupy and improve said premises

for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Geo. Dyson C S C. } Robt Toombs Seal

Seal

THE STATE OF ~~TEXAS~~ Georgia,

County of Wilkes } BEFORE ME George Dyson

Clerk of the Superior Court, in and for Wilkes County, ~~Texas~~ Georgia, on this

day personally appeared Robert Toombs Well Known

to me

to be the person whose name is subscribed to the foregoing instrument, and acnowledged to me that he executed the same

for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 24 day of April

A. D. 1882 Geo. Dyson

Clerk Superior Court Wilkes Co., ~~Texas~~ Georgia

BOND FOR TITLE.

Robert Toombs

—TO—

J. M. Gage

HYDE JENNINGS,

Lawyer & Notary Public,

FORT WORTH, TEXAS.

FILED FOR RECORD

1 day of Feby

8 7 at 4 P. o'clock and 15

minutes P. M. 2nd day of

Recorded the Feby 1887 at 5 20

o'clock P. M. in Book 9 Pages

268. N. C. Ward

Clerk C. C. Wise Co., Texas.

Due 00105

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Dallas County

To Dallas County Court

Your Petitioner J M Gage States that on April 20th 1882, he bought of R Toombs 110 acres of land in Wise County Texas, and said Toombs gave him a bond for title to be made on the payment of two notes for $175.00 each. That he paid a part of said money in said Toombs lifetime, and is now ready to pay balance to his administrator W H Flippen of Dallas County. Said land is described in said bond which is hereto attached marked Exhibit "A" & made a part hereof.

Whereupon he pays for citation against said Flippen & for order of Court requiring him to make petitioner title to said land & for costs &c

Notice of above is accepted. citation, time service & notice waived & cause may be heard at any time

W H Flippen
Administrator of
Robt Toombs Dec'd
By Leahy & Henry
his attys

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J W Gage
vs
W H Tilleppin
Adm of R Toombs
Petition for title

Filed March 19
1887
Wm Chee Ten
By S H Hughes

Petition granted
Mch 25/87
E G Bower
Corpus

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No 911

Estate of
Robt Coombs, deceased

day of 1891

May 25 - 1891

This day came on to be heard the petition of J. B. Young in the matter of the estate of Robert Coombs, deceased; praying that the administrator of said estate D. D. Miller be required by the decree of this Court to make proper Conveyances to the lands therein matter described.

And it appearing to the Court that on the 9th day of November A. D. 1881 the said Robert Coombs, in his lifetime, made, executed and delivered to said J. B. Young his certain bond for title of that date, by which he agreed and bound himself, his heirs, administrators &c upon the payment of two promissory notes of two hundred and twenty nine dollars each, payable one and two years from said 9th Nov. 1881, to make, execute and deliver to said J. B. Young a deed with full covenants of warranty to the following lands described in said bond for title, to-wit; 480 acres, more or less, out of the Jacob Wilcox survey No 33, in Tarrant Co. Texas: Beginning at the River Bank of the West Fork of Trinity River, the South East corner of the said survey, Thence West 3116 varas, a stake. Thence North 950 varas, a stake. Thence East 2008 varas, a Spanish Oak for corner, the corner of 160 acres sold to Kilmartin

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Thence South 475 varas, with the line of the Billingston survey, to a stone. Thence East 1786 varas to a stake in the West fork, from which a hackberry bears N 81° W. 100 varas. Thence down the meanders of the River to the beginning. And it appearing to the Court that the two promissory notes aforesaid, together with all the interest thereon was fully paid to said Robert Toombs in his lifetime and that no deed for said lands was made by him to said J. B. Young.

And it further appearing to the Court that on the 15th day of September A.D. 1882 the said Robert Toombs, in his lifetime, made, executed and delivered to said J. B. Young, his certain other bond for title, by which he bound himself his heirs administrators &c. upon the payment of two promissory notes for two hundred and twenty dollars each, payable one and two years from said 15 Sept. 1882 to make, execute and deliver to said J. B. Young, his heirs or assigns a proper conveyance, with covenants of warranty to the following described lands, to-wit: 320 acres, the M. Hunt survey No. 37 in Tarrant Co. Texas: Beginning at the N. W. Corner of survey No. 34 of 640 acres in the name of Jacob Wilcox, a stake from which a Post Oak bears S. 70° W. 6 varas, Do. bears N. 28½ W. 15 varas. Thence West 1900 varas, a stake, from which a P.O. bears N. 73 E. 7 varas, Do bears N. 23½ W. Thence South

-1977

950 varas a stake, from which a Spanish Oak bears N 1½ W 5 varas do bears N 31½ E. 3½ varas. Thence East 1900 varas, a stake, from which a Spanish Oak bears N 19° W 5 varas, do bears S 42½ W 5 varas. Thence North 950 varas to the beginning.

And it also further appearing to the Court that said two promissory notes, together with all the interest thereon were paid to said Robert Toombs in his life time and that he failed to make a deed for said lands to said J. B. Young.

And it also further appearing to the Court that said Robert Toombs, in his lifetime, to: wit; on the 9th day of December A.D. 1882 made, executed and delivered to Oren Ruffin Cold his bond for title, by which he bound himself, his heirs administrators and executors, upon the payment of two certain promissory notes for ninety dollars each payable with ten per cent interest one & two years from said 9 Dec 1882, to make, execute and deliver to said Oren Ruffin, his heirs or assigns a deed with covenants of warranty to the following lands, to: wit; 80 acres out of the J. Wilcox survey No 55 Patent No 128 Vol. 4, in Tarrant County, Texas; Beginning at the South West corner of said J. Wilcox survey No 55. Thence North 40.00 chains with the West line of said survey to the N.W. corner of same.

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Thence East with the North line of said survey 20.00 Chains to a Stake. Thence South 46.00 Chains to a Stake on the South line of said Survey. Thence West with the South line of same 20.00 Chains to the beginning.

That on the 21st day of September A.D. 1885. the said Oren Ruffin for and in consideration of the sum of One Hundred dollars in Cash paid by J. B. Young, assigned, transferred and conveyed all his right, title & interest in said title bond to said J. B. Young and directed that deed be made to him upon payment of the purchase money. and it further appearing to the Court that all of said purchase money was paid to said Robert Toombs in his lifetime. That he made no deed to said land

And it also further appearing to the Court that an order was made by this Court at its September Term A.D. 1885 for the Administrator of said Robert Toombs to make a deed for said land to said J. B. Young which order has never been complied with or if it has and such a deed has ever been made it has been lost, mislaid or destroyed and cannot be found.

It is, therefore, ordered, adjudged and decreed by the Court that E. S. Miller administrator of the estate of Robert Toombs deceased, make a proper conveyance of the said lands hereinbefore described to said J. B. Young.

Order granted & ordered entered of record

E. G. Brown Clerk

177

No 911 (4)

Estate of

Robert Toombs decd

Order directing admr to make deeds to J. B. Young

E

K-4-597

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635

Know all men by these presents that we S. W. Mays Wm E. Jackson Alfred Baker and H. H. Hickman of the State of Georgia for the consideration of three Hundred and twenty dollars to us secured to be paid as hereinafter stated by J. M. Rice of Torrant County Texas the receipt of which notes is hereby acknowledged have bargained and sold to said Rice Eighty acres of land off of the West End of J. Wilcox Survey No. thirty five, in Torrant County Texas granted to R. Toombs G. W. Crawford and the Hiss of H. G. Cotlete, as per Patent No 128 Vol 4 dec &c. Said 80 acres Begins at the N. W. corner of said Wilcox Survey a stake from which a Post oak bears N. 22½ E. 28 varas and another N. 11½ W. 28 varas Thence East 475 varas A stake a Post Oak bears S. 17½ E. 3½ varas do. N. 67° E. 3 varas Thence South 950 varas

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to a stake

Thence West 475 varas to the S. W. Corner of Seine Survey No. 35. Thence North 950 varas to the place of beginning containing Eighty acres. The Said J. M. Rice has this day executed to us his promissory notes one for one hundred and six dollars due 1st day of May next with 12% interest after maturity, the other for $220 due 12 months after date with 10% interest from date. And we do hereby bind ourselves our heirs, Executors and Administrators, on the payment of said purchase money to make unto the said J. M. Rice, or his heirs or assignees a good and sufficient deed for said Eighty acres of land or

Witness our hands this November 23rd 1878.

S. W. Mays by his attorneys in fact

J. P. Smith

J. J. Jarvis

W. E. Jackson
A Baker
H H Hickman
} Trustees

By their attorney in fact

Eugene F. Vindery —

The State of Texas
Tarrant County

Before me J. P. Woods

[illegible] County pers-

ETY-1977

W. E. Jackson
A Baker
H H Beckman
By their Attorney in fact
Eugene F. Verdery —

} Trustees

The State of Texas }
Tarrant County }

Before me J. P. Woods
County Clerk for said County per-
sonally appeared J. P. Smith & J. J.
Jarvis Attorneys in fact for S. W.
Mays and Eugene F. Verdery Attorney
in fact for W. E. Jackson. A. Baker

CERTIFICATE OF RECORD.

THE STATE OF TEXAS, County of Tarrant. } I, JOHN F. SWAYNE, Clerk of the County Court of said County, do hereby certify that the above instrument of writing, dated on the 23 day of November 18 78 with its Certificate of Authentication, was filed for record in my office, this 17 day of August, A. D. 1881, at 1 o'clock P. M., and duly recorded the 18 day of August, A. D. 1881, at 2 o'clock P. M., in the Records of said County, in Vol. 48 on pages No. 190

Witness my hand and seal of the County Court of said County, at my office in Fort Worth, Texas, the day and year last above written.

Jno. F. Swayne
Clerk County Court Tarrant County.

By _____ Deputy.

FORT WORTH PRINTING HOUSE, PRINTERS AND STATIONERS

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W. E. Jackson
A Baker } Trustees
H H Hickman
By their attorney in fact
Eugene F. Verdery —

The State of Texas
Tarrant County

Before me J. P. Woods County Clerk for said County personally appeared J. P. Smith & J. J. Jarvis Attorneys in fact for S. W. Mays and Eugene F. Verdery attorney in fact for W. E. Jackson. A. Baker & H. H. Hickman all to me well known and acknowledged that they signed executed and delivered the foregoing Instrument for the purposes & Consideration thereon Stated.

Given under my hand and seal this Dec 5 1878

J. P. Woods
County Clerk T. C. T.

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No 30697

S. W. Mayo et al
To Bond for Title
J. M. Rice

Received and Filed for Record
this the 17 day of August A. D.
188 at 1 10 o'clock P. M.
Jno. F. Swayne
County Clerk Tarrant Co. Texas

Recorded August 18-1887
Book 48 page 190

FILED
SEP 14 1888
At ____ o'clock ____ M.
W. W. Hill Co. Clerk.

10/23/888
1 00 Paid

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THE STATE OF TEXAS, / County Court, September Term, 1888.
County of Dallas. /

To the Honorable County Court of said County:

Your petitioner, J.A. Billington, hereinafter styled plaintiff, complaining of W.H. Flippin, as administrator of the estate of Robert Toombs, deceased, hereinafter styled defendant, represents:

That the plaintiff resides in the county of Tarrant, State of Texas, and the defendant in the county of Dallas, State of Texas.

That on heretofore, to-wit: the 8th day of November, 1880, the said Robert Toombs, by his attorneys in fact, J.P. Smith and J.J. Jarvis, executed and delivered to the plaintiff his certain bond for title to the land hereinafter described, by which he bound himself, his heirs, executors and administrators, upon the payment of three certain promissory notes, each for the sum of $266.70, and due respectively on the first days of January, 1881, 1882 and 1883, to make, execute and deliver to said J.A. Billington, plaintiff, a warranty deed to the following described 160 acres of land--said land being situated in the county of Tarrant, State of Texas, and more particularly described as follows:

The same being a part of the J. Wilcox survey, #33, on the West Fork of the Trinity River, patented to R. Toombs, G.W. Crawford, and the heirs of H.G. Catlett, by Patent #144, Vol. 4, and beginning at the N.E. corner of said original survey; thence west 2012 varas to a Spanish oak tree, 6 in. diameter, marked with cross on three sides; thence south 475 varas to a stake, a postoak tree bears south 85 deg. east; thence east 1786 varas to the bank of the river, a stake, a hackberry marked X, 5 in. diameter, bears N. 81 deg. E. 10 varas; another, 8 in. in diameter, bears S. 89 deg. W. 15 varas; thence up the river with its meanders to the place of beginning.

Plaintiff further represents that said three notes above referred to have been by him fully paid. That under and by virtue of the promises in said bond for title made, the plaintiff is now entitled to a warranty deed, conveying to him said above described tract or parcel of land.

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Plaintiff further represents, that since the execution of said bond for title, the said Robert Toombs has departed this life. That on heretofore, to-wit: the ..... day of ....., 188 , the defendant, W.H.Flippin, was, by an order of the County Court of Dallas county, duly entered ~~and~~ appointed administrator of the estate of said Robert Toombs. That said administration is still pending.

The premises considered, plaintiff prays that said defendant be cited to appear and answer this petition; that on final hearing, a decree be by the Court entered, directing the said W.H.Flippin, administrator, to make, execute and deliver to him a deed as such administrator, conveying said above described tract or parcel of land in accordance with the provisions in said bond for title contained, and for all other relief, both general and special, that to the Court may seem just and proper.

Shepard & Miller

Attys. for Plaintiff,
J.A.Billington.

Service of the above and foregoing petition is hereby accepted copy and five days' notice is hereby waived; and I hereby consent that the Court may enter judgment in favor of the plaintiff at once, in accordance with the prayer contained in said above petition.

W H Flippen
Adm'r of R Toombs
Per Leon & Henry attys

It is ordered that Judgment be entered in accordance with the above agreement
Sept 15/81
E. G. Brown
Co Judge

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J.A. Billington

vs.

W.H. Flippin, Admr. of R. Toombs.

Plaintiff's Original Petition.

Filed Sep 11, 1888
W.M.C. Hill clk
By W.A. Hudson Dy

Shepard & Miller.

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Exhibit A.

1700 Van Beek, Barnard & Tinsley, Printers, Lithographers, Stationers and Blank Book Makers, St. Louis.

BOND FOR TITLE.

KNOW ALL MEN BY THESE PRESENTS: That I. Robert Toombs of the County of Wilkes and State of ~~Texas~~ Georgia held and firmly bound to J. H Bronson ~~in~~ of the County of Tarrant and State of Texas in the sum of Five Hundred DOLLARS, to be paid to said J. H Bronson his Executors, Administrators and Assigns, to the payment ~~[illegible]~~ I find [illegible] Heirs, Executors and Administrators firmly by these presents. Sealed with Seal and dated the 17 day of Dec. A. D. 1879

THE CONDITION OF THIS OBLIGATION IS, that if I the said R. Toombs, upon payment of the Promissory Note hereinafter described and the interest thereon, as agreed and promised by said J. H Bronson agreeably to the terms of said Note I, dated December 17 1879, and made payable as follows, to-wit: one for one hundred and twenty six dollars due on the 1st day of January 1881, the other for same amount due the 1st day of January 1882, Each drawing 10% interest from date.

shall convey to said J. H Bronson his Heirs, Executors or Assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit: Sixty three acres of the J. Reudon Survey Bnd begins at the N.E. corner of a tract sold to H. H. Mind. and the N.W. corner of tract sold heretofore to the said Bronson Thence North 475 Varas, Thence East 750 Varas to West line of [illegible] Thence South 475 Varas to his S.W. corner Thence West 750 Varas to the place of Beginning

Containing Sixty three acres

SOCIETY-1977

Before me J E Lickman

Before me J E Hickman
a Justice of the Peace & Ex. Off. Not.
Public in and for Tarrant County Tx
this day personally appeared before me
J H Branson and his wife N P Branson
both well known to me, and acknowledged
that they signed sealed and Transferred the
within Title Bond, (Executed by Smith & Jarvis
on the second day of January 1880) —
to J M Murrah of Tarrant County Texas
and the said N P Branson having been examined
by me, separate and apart from her said husba-
nd, and having had the same fully explained
to her, she acknowledged to me that she had willing-
ly signed sealed and delivered the foregoing
Title Bond, without fear or compulsion
on the part of her said husband and that
she wished not to retract it.

Witness my hand and Official
Seal this January 11th day AD 1880
J E Hickman J P
Ex and Off. Not. Pub
T. C. T

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by a good & sufficient Deed or Deeds in common form, duly executed and acknowledged, and in the mean time shall permit said Branson to occupy and improve said premises for own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in the presence of us:

R. Toombs
By his attorneys in fact Seal
J. P. Smith
J. J. Jarvis Seal

THE STATE OF TEXAS,
County of Tarrant

Before me Zane Cette a Notary Public in and for the County of Tarrant, personally appeared J. P. Smith & J. J. Jarvis to me well known, part ie to the above instrument of writing, bearing date the 17 day of Decbr A. D. 1879 and acknowledged that they had signed, sealed and delivered the same for the purposes and consideration therein stated.

IN TESTIMONY WHEREOF, I hereunto sign my name and affix my official Seal, at my office in Fort Worth this second day of January A. D. 1880

Zane Cette
Notary Public

BOND FOR TITLE.

Robert Toombs

TO

J. H. Branson
J. M. Murrah

Bal. 1 Nov. $264.27

The within and foregoing title Bond from Robt. Toombs per attys. Smith & Jarvis to Sixty-three acres of land as described in field notes bearing date January 2 day 1880 is this day transferred without the right title and interest that my grantor Mrs. Murrah & Tarrant County Tx this 11 day of January A.D. 1883

J. H. Branson
No. P. Branson

In testimony whereof we hereunto set our hands this 28 day of Aug 1881

Paid

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The State of Texas } County Court.
County of Dallas } Term A.D. 188

To the County Court of said County:

J. M. Murrah, hereinafter styled Plaintiff, complaining of W. H. Griffin, Administrator of the estate of Robt Coombs, deceased, hereinafter styled Defendant, represents that the Plaintiff resides in Tarrant County, Texas, and the Defendant resides in Dallas County in said State.

That heretofore, to-wit: on or about the 17th day of December A.D. 1879, the said Robert Coombs in his lifetime, made, executed and delivered to J. H. Branson of Tarrant Co. his bond for title to 63 acres of land out of the J. Rendon survey in said Tarrant County Texas, whereby he agreed and bound himself, his heirs, executors and administrators firmly to make, execute and deliver to said J. H. Branson, or his heirs, executors or assigns, a good and sufficient deed of conveyance to said 63 acres of land, upon the full payment of two certain promissory notes, one for one hundred and twenty six dollars dated 17 Dec. 79 and to become due 1st Janry 1881, with ten (12) per cent. int. per annum interest from date

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and the other one for One Hundred and twenty six dollars dated 17 Dec. 1879 and to become due 1st Janry. 1882 with ten (10) per centum interest per annum from date. That said 63 acres of land is described by metes and bounds as follows. to; wit Beginning at the North East corner of a tract sold to A. H. Minor and the North West corner of a track heretofore sold to said Branson. Thence North 475 varas. Thence East 750 varas to the West line of Walter Morris.
Thence South 475 varas to his South West corner.
Thence West 750 varas to the beginning
That on the 11th day of January A.D. 1883 the said J. H. Branson and his wife, N. F. Branson. for a valuable consideration, transferred, sold over and assigned said bond for title to the Plaintiff, all of which will more fully appear by reference to said bond for title hereto attached. marked "Exhibit A." and made a part hereof.

That on the 14th day of February A.D. 1883 the Plaintiff paid upon said notes the sum of One ~~Hundred~~ and one 90/100 dollars. and on the 21st day of November AD. 1883 he paid on said notes the sum of Sixty five dollars. as more fully appear by reference to two receipts for said sums of money hereto

attached

SOCIETY-1977

fully app... ...
ceipts for said sum...

attached. marked "Exhibits B." and "C". and made a part hereof.

That upon the 1st day of January A.D. 1888 ~~will~~ there will be due upon said notes the sum of Two hundred and forty dollars. which Plaintiff is ready to pay upon the delivery of a good and sufficient deed of conveyance of said land to him.

Wherefore Plaintiff prays that Defendant be cited to answer this petition and that he be required to make execute and deliver to Plaintiff a good and sufficient deed of conveyance to said 63 acres of land and that he have Judgment for costs of suit and for general relief.

Oliver S. Kennedy
Atto. for Plaintiff

Service of within accepted citation and time waived, and above application may be heard at any time

Dec 10th 1887. W.H. Felippen
Admr of R Toomb Deceased
By Leake & Henry
his attys

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SOCIETY-1977

No.

J. M. Murrah

vs

W. H. Griffin.
Administrator of
Robert Toombs. dec'd

Plaintiff's Original
Petition

FILED
DEC 31 1887
o'clock M.
Co. Clerk.

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The State of Texas }
County of Dallas }

In County Court in and for said County pertaining to Probate and for other like purposes of the Term A. D. 1887.

To the Hon. the County Judge in and for Dallas County Texas.

Your Petitioner J. R. Rick a resident citizen of the County of Tarrant and State of Texas, would respectfully represent and show unto your Honor, that he complains of W. H. Flippin who resides in Dallas County and State of Texas, and who is the duly appointed and legally qualified administrator of the Estate of Robert Toombs deceased in ~~and for~~ the State of Texas. For this that heretofore, to-wit: on the 23rd day of November A. D. 1878, the said Robert Toombs then alive sold ~~and Conveyed~~ by and through his agents and

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attorneys in fact J. P. Smith and J. A. Jarvis of the County of Tarrant and State of Texas. the following described tract or parcel of land lying and being situated in the County of Tarrant and State of Texas to-wit: Eighty acres of land off the West end of J. Wilcox Survey No. thirty-five (35) granted to R. Toombs. W. Crawford and the Heirs of A. G. Catlett deceased. as per Patent No. 128 Vol 4. said Eighty acres Begins at the N. W. Corner of said Wilcox Survey, a stake from which a Post oak bears N. 22½° East 25 varas, and another bears N. 11½° W. 28 varas. Thence East 475 varas. a stake, a Post oak bears N. 17½° East 3½ varas dc. N. 67° E. 3 varas. Thence South 950 varas. to a stake Thence West 475 varas to the S. W. Corner of said Survey No. 35. Thence North 950 varas to the place of beginning.

No. 35. Thence North 950 varas
to the place of beginning.
S. H. Mayo. by his attorneys in
fact the said J. J. Jarvis and
J. P. Smith who at the time
of said sale of said above des-
cribed track of land joined
in the said sale of said land.
And Petitioner further
states that H. E. ~~Stickman~~
Jackson and A. Baker and
A. A. Stickman all residents
of the State of Georgia ~~were~~
were at the time of the said
bargain and sale of said
described track of land both
and joint owners of the said
land with the said Robert
Toombs: and further rep-
resent that said H. E. Jackson
A. Baker and A. A. Stickman
and joined in the said bar-
gain and sale of said
above described track of land
to Petitioner by and through
their attorney in fact Eu-
gene F. Verdery.
Petitioner further states that

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on the said 23rd day of
November A. D. 1878. the said
S. H. Mays by his attorneys
in fact the said J. P. Smith
and J. Jarvis and the
said H. E. Jackson, A. Baker
and A. A. Hickman by their
attorneys in fact Eugene
F. Verdery made executed
and delivered to the said
J. M. Rice their certain obli-
gation and bond in writ-
ing and in and by which
they bound themselves to-
gether with the said Robert
Toombs to make execute and
deliver to your petitioner a good
and sufficient deed to said
above described track of land
upon the full payment
of the consideration for which
said land was bargained
and sold as aforesaid.
Petitioner further states that
at the date of the said bond
and sale of said land afore-
said, the he made ex-

-ecuted and delivered to the

-ecuted and delivered to the
said Robert Toombs, A. E. Jackson
A. Baker and A. H. Stickman
his two certain promissory
Notes in writing, one for
the sum of one hundred and
six dollars, due first day of
May A. D. 1879. and the other
for the sum of two hun-
dred and twenty dollars due
twelve months after date
of said note. both of said
notes bearing interest at the
rate of ten per cent per an-
num from date thereof. said
promissory notes were executed
for the full amount of the
purchase money agreed to
be paid for the tract of land
herein described.
Petitioner further represents
that both of said promissory
notes have long since been
fully paid off and dis-
charged. and further states
that said notes were paid
to the said Robert Toombs
in his life time, as he

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was the owner and holder
thereof at the maturity of
same and at the time
the same were paid off
and discharged.
Petitioner further states that
at the time the bond for title
was made and executed
as aforesaid the said H. E.
Jackson A. Baker and
H. H. Hickman owned
an interest in the land
above described with
the said Robert Toombs
as trustees to secure a debt
due to them from H. H.
Crawford who had con-
veyed to them his inter-
est in the land aforesaid
as trustees. Petitioner fur-
ther states that the said H. E.
Jackson A. Baker and
H. H. Hickman after the
execution of the said bond
for title by them to petitioner
sold and conveyed all
their right, title, and in-

to and in the above described

their right, title, [illegible]

terest in the above described land to said Robert Toombs, as well as all the right title and interest in the said promissory notes given for same by petitioner as aforesaid.

Petitioner further states that the said Robert Toombs although he bargained and sold through his agents as aforesaid and attorneys in fact the said above described tract of land, failed to sign said bond for title by himself or his said attorneys in fact that the failure to sign same was an oversight and neglect of his said attorneys through inadvertance merely. Petitioner avers that it was their purpose and intent to sign said bond for said Toombs at the time same was executed that the said Smith & Jarvis were the duly authorized

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and appointed attorneys in fact of the said Robert Toombs to sell and convey the said land herein described at the time the same was bargained and sold ~~as aforesaid, and at the time~~ the bond for title to convey as aforesaid was executed to petitioner And further states that the said Robert Toombs always agreed to and ratified the sale of the land hereinbefore described to petitioner during his lifetime believing that his said attorneys in fact had signed his name to said bond as he had instructed and authorized them to do.

Premises Considered petitioner therefore prays that the said W. H. Slippin Administrator of the Estate of Robert Toombs deceased be cited to answer this petition as the

law directs and that upon

law directs and that upon a final hearing hereof your Honor will order, adjudge and decree that the said administrator of the estate of Robert Toombs deceased make, execute and deliver to your petitioner a good and sufficient deed to said land herein described in accordance with the bond and obligation herein set forth and in accordance with the facts herein set forth and prays for costs of suit and for general and special relief as he may seem entitled to in law & equity and as in duty bound will ever pray &c.

Robt H Clark
atty for Pet

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Estate of R. Toombs
Arrears

J. M. Rice
vs
W. H. Flippin
Adms

Application for deed to land

Original petition

Filed Oct 6th 1887
W. H. Arkeie Clerk
By Lottie Leon

Robt H West atty

Dallas Oct 6th 1887

We accept service of ~~a copy~~ hereof and waive five days notice and agree that this cause may be disposed of at the present term of court

Seale Harris
Atty for W H Flippin
Adm of R Toombs

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

1200. Geo. D. Barnard & Co., Printers, Lithographers and Stationers, 413 N. Main Street, St. Louis. Class 3.

BOND FOR TITLE.

KNOW ALL MEN BY THESE PRESENTS, That I. Robert Toombs

of the County of Wilks and State of Georgia held and firmly bound to E. A. Clifton

of the County of Parker and State of Texas in the sum of thirty-two Hundred DOLLARS, to be paid to said E. A. Clifton her executors, administrators and assigns, heirs, executors and administrators, firmly by these presents. Sealed with [redacted] and dated the 26th day of January A. D. 1881.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said J. M. Clifton agreeably to the terms of said Notes, dated January 26th 1881, and made payable as follows, to-wit: One for the Sum of five hundred dollars due January 1st 1882 one for five hundred dollars due January 1st 1883. one for five hundred dollars due January first 1884. signed by J. M. Clifton and made payable to Robert Toombs or order.

[redacted]

E. A. Clifton his shall convey to said heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit: The North half of Survey No. two in the name of J. Wilcox containing 640 acres on Silver Creek about 13 miles S. 84° W. from Fort Worth Said 640 acres Beginning at the N. W. Corner of Survey No. 1 in the name of Wilcox a stake from which a Spanish Oak brs. S. 48° E. 4 vrs. another N. 34° W. 1 vrs. [redacted] crossing and excepting the same 1760 vrs was the N. W. Corder at the South edge of the bottom a stake. from which a Pecan brs. S. 17° E. 5 vrs another brs. S. 16° E. 6 vrs. Thence South 1900 vrs. the S. W. Corner on a Spanish Oak from which another brs. S. 13° E. 2 vrs. another brs. W. 11 vrs. Thence E. at 1760 vrs. Live Oak thence, Creek at 1900 vrs the S. E. corner of this Survey and S. W. Corner of Survey No. 1. rock from which a five Oak brs. S. 19° [illegible]

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

State of Texas } bound bond
Dallas County } In Estate of R.M. Town Deceased

The [illegible] with the [illegible] of [illegible]
No. 1 [illegible] on L. Oak creek, at 1760 vrs
silver creek at 1900 varas to the place
of the beginning.

by a Warranty Deed or Deeds, in common form, duly executed and acknowledged,
and in the mean time shall permit said E. A. Clifton
to occupy and improve said premise
for her own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in the presence of us: } Robert Toombs Seal
By his attorney [illegible] Seal
J. P. Smith
J. J. Jarvis

THE STATE OF TEXAS, } BEFORE ME, Cyrus W. Lamborn
County of
A Notary Public in and for the County of Tarrant personally appeared
J. P. Smith and J. J. Jarvis Attorneys in fact for Robert Toombs to me well known,
parties to the above instrument of writing, bearing date the 26th day of January A. D. 1881
and acknowledged that had signed, sealed and delivered the same for the purposes and consideration therein stated.

IN TESTIMONY WHEREOF, I hereunto sign my name and affix my
Notarial Seal, at my office in Fort Worth
this 26th day of January A. D. 1881

Cyrus W. Lamborn N.P.
Tarrant County Tex.

$13749
BOND FOR TITLE.
Robert Toombs
by atty.
to
E. A. Clifton

Recorded in Mortgage Record
this the 24 day of Septr A.D.
1881 at 1 o'clock P. M.
J. W. O'Bryan
Recorded in Book V
Page 263.

1.00 Paid

THE STATE OF TEXAS, } I John F. Swayne, Clerk, of the County Court in and
County of Tarrant. } for said County, do hereby certify that the foregoing instrument of writing was duly and
correctly Recorded in my office on the 24 day of Septr A. D. 1881 in
Record Book V Page 263 at 4 o'clock P. M.
In witness whereof, I hereunto set my name and affix the Seal of the said Court at office
in Fort Worth, this 24th day of Septr. A. D. 1881

J. W. F. Swayne
Clerk, County Court, Tarrant County
By J. J. Nunnally

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

State of Texas } County Court
Dallas County } In Estate of Robt Toom Deceased

To Dallas County Court.
Your petitioner J. P. Woods shows that on Jany 26th 1881. Robt Toomb by his agents J. P. Smith and J. J. Jarvis executed his title bond whereby he obligated himself to make title to Mrs E. A. Clifton to a certain tract of land in Tarrant County Texas as described in said bond which is hereto attached marked Exhibit "A" and made a part hereof on the payment of the notes therein mentioned. That on August 30th 1886. said E. A. Clifton & husband J. M. Clifton sold said land and assigned said bond to petitioner, he thereby agreeing to pay the balance of said purchase money. The deed of said E. A. & J. M. Clifton being recorded in Book Vol: 62 page 116. of the records of Deeds of Tarrant County Texas. That said Toomb departed this life before making such title and this court appointed W. H. Flippen his administrator. That petitioner is ready to pay balance of said purchase money and therefore prays that said Flippen be cited to answer this petition & be ordered to make Petitioner title for said land & for all other proper relief &c

L. O. Gayette Fitzhugh
Atty for Pltff.

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Notice of within accepted. Citation & notice waived and within application may be heard at any time this Dec 15/86.

W H Felippen
Adm of R Trumbs deceased
By Leslie & Henry his attys

D. P. Wood
vs
W H Felippen
Adm of R Trumbs
Application for order
for a deed

Filed Dec 16 1886
W. M. McHill Clk
By [illegible] Dy

Texas Live Stock Journal, Book and Job Printer, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

J. T. Jamison

of the County of Tarrant and State of Texas in the

sum of Two thousand, Four hundred, and Eighty DOLLARS,

to be paid to said J. T. Jamison his executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 2nd day of October A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described; and the interest thereon, as agreed and promised by said J. T. Jamison

agreeably to the terms of said notes, dated 2nd Oct. 1882, and made payable as follows, to-wit:

one of said notes payable in one year, and another in two years, and another in three years from date, all of said notes for the sum of Three hundred and ten dollars, ($.310.00) and bearing interest from date untill paid at the rate of ten per cent per annum.

The whole consideration being $.1240.00 1/4 of which ($.310.00) is paid in hand the receipt whereof is hereby acknowledged

shall convey to said

J. T. Jamison his heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Wilcox Survey No. 40, containing 640 acres, and part of the J. Wilcox Survey of 640 acres No. 39

Beginning at the N. W. corner of Saind J. Wilcox Survey No. 40. a Stake, Thence E. 50.00 chains to a Stake [illegible] S. with the line of said Youngs land [illegible] a Stake, the S. W. corner of the said Youngs land. Thence E. with the S. line of said Youngs land, 30.00 chains to a Stake on the E. lines of the said J. Wilcox Survey No. 40. Thence E. into the J. Wilcox Survey No. 39 25.00 chains to a Stake. Thence S. 40.00 chains to the S. line of said Wilcox Survey No. 39. Thence W. with the orcinal line of said Surveys 105.00 chains to the S. W. corner of the J. Wilcox Survey No. 40 Thence N. with the West line of said Survey No. 40 ~~to the~~

Exhibit "A"

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No 76243

BOND FOR TITLE.

Robert Toombs

TO

J. T. Jamison

Received and filed for Record this December 20th AD 1882 at 12 o'clock M.

Mo F Swayne
Clerk

Recorded Dec 27/1882 at 5 o'clock P.M. in Vol 26 Page 65.

Jno F Swayne
Clk Dec

1.00 Dec

CERTIFICATE OF RECORD.

THE STATE OF TEXAS,
COUNTY OF TARRANT.

I, JNO. F. SWAYNE, *Clerk of the County Court in and for said County, do hereby certify that the foregoing instrument of writing was duly and correctly Recorded in my office on the* 27th *day of* Dec *A. D. 188*2 *in Record Book* Vol 26 *Page* 65 *at* 5 15 *o'clock* P *M*

In Witness Whereof, I hereunto set my name and affix the seal of the said Court at office, in Fort Worth, this 27th *day of* Dec *A. D. 188*2

Jno F Swayne
Clerk County Court Tarrant County.

By ..... *Deputy*

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said J. T. Jamison to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Robert Toombs SEAL.

The State of Texas
County of Wells
BEFORE ME George Dyson
Clerk of the Superior Court, in and for said County, Wells, on this day personally appeared Robert Toombs with known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 27th day of October

State of Texas } Dallas County Court. In Probate
Dallas County } Fifty Term 1887

State of Texas } Dallas County Court. In Probate
Dallas County } Feby Term 1887

To the Hon. Dallas County Court -

Your Petitioner J T Jamison shows to the court that on the day of 1882, he bought from Robert Toomb a tract of land in Tarrant County Texas. and said Toomb executed his bond for title, and thereby agreed to make title for said land on the payment of three notes each for the sum of $.

That said bond is hereto attached marked Exhibit "A" and made a part hereof -

That said tract of land is fully described in said bond to which reference is here made.

That petitioner paid off said notes in said Toomb's lifetime, but he died without making petitioner title to said land. and W H Flippen of Dallas County Texas. has been by this court appointed his administrator.

Wherefore Petitioner prays that said Flippen be cited to answer this petition - that he be ordered by this court to make Petitioner a deed for such land & for costs & for all other proper relief

J. T. Jamison

Service of above accepted. citation & notice waived & case may be acted on any time

W H Flippen admr of Robt Toomb
By Leslie & Henry his attys

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

SOCIETY-1977

No
J. T. Jamison
vs
W. H. Telephon
Adm'r of R. Toomey

Application for order
for title -

Filed March 14 1887
W. M. Chevalier
By S. H. Hughes Dep

Petition granted
Mch 30/87
E. G. Bowers
Co Pres

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to W. A. Huffman

of the County of Tarrant and State of Texas in the sum of Thirty one Thousand, ($31000.00) DOLLARS, to be paid to said W. A. Huffman his executors, administrators and assigns, to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents. Sealed with my seal, and dated the 16th day of August A. D. 1883.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said W. A. Huffman agreeably to the terms of said notes, dated 16 August 1883, and made payable as follows, to-wit: one of said note payable in one year from date, and another in two years from date, and another in three years from date, each note for the Sum of Three Thousand Eight hundred, and Seventy five dollars ($3875.00) and bearing interest from date until paid at the rate of ten per cent per annum. The whole consideration being $15.500.00, ¼ of which is paid in hand the receipt whereof is herby acknowledged shall convey to said W. A. Huffman his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit: and being part of the B. Samord Survey. Patent No. 173 Vol. 6, 886, acres, part of the J. Wilcox Survey No. 47 Patent No. 258 Vol. 4, 320 acres, and the S. T. Flores Survey, Patent No. 114 Vol. 8, 52 acres, and the J. Wilcox Survey No. 46 Patent No. 141 Vol. 4, 640 acres, and the J. Wilcox Survey No. 42, Patent No. 945 Vol. 2, 640 acres. and a part of the J. Wilcox Survey No. 39, Patent No. 943 Vol. 2, 324 acres. and part of the J. Wilcox Survey No. 36. Patent No. 140 Vol. 4. 238 acres in all 3100. acres.

Beginning at a Stake on the west bank of the West Fork of Trinity River being the N. E. Cor. of a tract of land heretofore sold to C. B. Jan out of the J. Wilcox Survey No. 36. Thence W. 173.00 chains to a Stake on the E. Side of Public road. Thence in a N. E direction with said Public road 34.00 chains to a Stake. Thence N. 40.00 chains Thence W. 25.00 chains to the S. W. cor. of J. Wilcox Survey No. 42. Thence N. 80.00 chains to the N. W. Cor. of said Survey No. 42. Thence E. 80.00 Chains

ETY-1977

BOND FOR TITLE.

Know all Men by these Presents, That

[illegible] Survey. Thence E. 43.00 chains to a stake the S.E. cor. of 320 [illegible] Survey. Thence N. 76.00 chains to a stake on N. line of the B. Samora Survey. Thence [illegible] 5.00 chains to the bank of Trinity River. Thence down the meandering of said Trinity River to the beginning. Being all of the land enclosed in the foregoing description except 160 acres, sold to J. T. Pulliam, and 160 acres sold to Sam. Johnson col. out of J. Wilcox Survey No. 47

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said

W. A. Huffman to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Robert Toombs SEAL.

SEAL.

The State of Georgia
County of Habbersham

BEFORE ME J. H. Addison

Clerk of the Superior Court, in and for said County, & State, on this day personally appeared

Robert Toombs who is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 16th day of August A. D. 1883 J. H. Addison

Clerk Superior Court Habbersham Co., Georgia

that in making deed the land in B. Samora sy changed to 786. instead of called for in the bond

Sept 1/1883 W. A. Huffman

17906.

BOND FOR TITLE.

Robert Toombs

TO

W. A. Huffman

Received and filed for Record this September 1st A.D. 1883 at 5 o'clock P.M.

[illegible]
W. A. Starrant Co. Tex

Recorded Sept 6th 1883. at 12 m.
Book No. 30 pg 250
[illegible] Sewayne Co. Clk

1st Chs.

125
270

BOND FOR TITLE.

Know all Men by these Presents, That

of the County of

Thence E. 43.00 chains to a stake the S.E. cor. of 380 acres Thence N. 76.00 chains to a stake on N. line of the B. Thence down the meandering of said Trinity River to the beginning. 5.00 chains to the bank of Trinity River

being all of the land enclosed in the foregoing description except 160 acres, sold to J. T. Pulliam, and 160 acres sold to Sam. Johnson col. out of J. Wilcox Survey No. 47

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said

W. A. Huffman to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Robert Toombs SEAL

SEAL

The State of Georgia
County of Habbersham

BEFORE ME J. H. Addison

Clerk of the Superior Court, in and for said County, & State, on this day personally appeared

Robert Toombs who is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 16th day of August

CERTIFICATE OF RECORD.

THE STATE OF TEXAS,
COUNTY OF TARRANT.

I, JOHN F. SWAYNE, Clerk of the County Court of said County, do hereby certify that the above instrument of writing, dated on the 16th day of August 1883, with its Certificate of Authentication, was filed for record in my office, this 1st day of Sept A. D. 1883, at 5 o'clock P. M., and duly recorded the 6 day of Sept A. D. 1883 at 12 o'clock — M. in the Records of said County, in Vol. 30 on pages No. 250

WITNESS my hand and seal of the County Court of said County, at my office in Fort Worth, Texas, the day and year last above written.

Jno. F. Swayne
Clerk County Court, Tarrant County.

By Deputy.

W. A. Huffman

BOND FOR TITLE.

Robert Toombs

W. A. Huffman

Received and filed for Record this September 1st A.D. 1883 at 5 o'clock P.M.

Jno. F. Swayne
W. A. Tarrant Co. Tex

Recorded Sept 6th 1883 at 12 M.
Book No. 30 pg 250
Jno. F. Swayne
Co. Clk

125
270

17906.

1st Ch.

Exhibit "B"

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of ~~Texas~~ Georgia are held and firmly bound to

Samuel Johnston col.

of the County of Tarrant and State of Texas in the

sum of Sixteen hundred ~~and~~ DOLLARS,

to be paid to said Samuel Johnston col his heirs

executors, administrators and assigns,

to the payment whereof I bind myself heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 1st day of March A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said

Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said

Samuel Johnston col

agreeably to the terms of said notes, dated March 1st 1882, and made payable as follows, to-wit:

one of said notes payable in one year from date and the other in two years from date, each note for the sum of Two hundred Sixty Six and 66/100 dollars and bearing interest from date until paid at the rate of ten per cent per annum

shall convey to said

Samuel Johnston col his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Wilcox Survey No. 47
Beginning at a Stake on the N. line of said Survey
56.100 chains, East of the N. W. corner of said J. Wilcox
Survey. Thence E. 25.100 chains to a Stake
Thence S. 64.100 Chains to a Stake
Thence W. 25.100 Chains to a Stake
Thence N. 64.100 Chains to the place of Beginning
Containing 160 Acres

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by a Warranty Deed of Deeds, in common form, duly executed and acknowledged, and in the mean time shall permit said Samuel Johnson Cols to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Geo. Dyson C.S.C. — R. Toombs Seal. Seal.

THE STATE OF ~~TEXAS~~ Georgia, County of Wilkes — BEFORE ME George Dyson Clerk of the Superior Court, in and for Wilkes County, ~~Texas~~ Georgia, on this day personally appeared Robert Toombs well known to me to be the person whose name is subscribed to the foregoing instrument, and acnowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 20 day of March A. D. 1882

Geo. Dyson

Clerk Superior Court Wilkes Co., ~~Texas~~ Georgia

CERTIFICATE OF RECORD.

THE STATE OF TEXAS, COUNTY OF TARRANT.

I, JNO. F. SWAYNE, Clerk of the County Court in and for said County, do hereby certify that the foregoing instrument of writing was duly and correctly Recorded in my office on the 17th day of May A. D. 1882 in Record Book X Page 597 at 11 o'clock A M

In Witness Whereof, I hereunto set my name and affix the seal of the said Court at office, in Fort Worth, this 17th day of May A. D. 1882.

Jno. F. Swayne
Clerk County Court Tarrant County.
H. Henry Deputy.

1.00 Chg. of Jno. Paid by Jno. F. Swayne
18 Chs.

TITLE.

Toombs

Johnson Cols

INGS.

Notary Public,

TEXAS.

Filed for
Ay 16th A.D. 1882
W. F. Swayne
Co. Clk.
Book X

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No 15190

BOND FOR TITLE.

Robert Toombs

—TO—

Samuel Johnson Col.

HYDE JENNINGS,

Lawyer & Notary Public,

FORT WORTH, TEXAS.

Received and filed for Record this May 16th AD 1882 at 8.30 am. M. O'Fraynes Co. Clk.

Recorded Book X page 597.

1.00 Chg. H. Jarvis (Paid by Jarvis)
1.00 Chd.

170

Dallas Geo. Dyson Co. Tex. Mr. H. Hoffman

by a Warranty Deed of Deeds, in common form, duly executed and acknowledged, and in the mean time shall permit said Samuel Johnson Col to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: R. Toombs Seal

Geo. Dyson C.S.C. Seal

THE STATE OF ~~TEXAS~~ Georgia, County of Wilkes BEFORE ME George Dyson Clerk of the Superior Court, in and for Wilkes County, ~~Texas~~ Georgia, on this day personally appeared Robert Toombs well known to me

to be the person whose name is subscribed to the foregoing instrument, and acnowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 20 day of March A. D. 1882

Geo. Dyson

Clerk Superior Court Wilkes Co., ~~Texas~~ Georgia

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W H Huffman
vs
W H Flippen adm
of Robert Toronto

Dallas County Court
Aug Term 1886

Walter H Huffman of Tarrant County Texas complaining of W H Flippen of Dallas County, represents Shows that on the 16th day of August AD 1883 Robert Toronto sold to Pfff 3100 acres of land lying in Tarrant County Texas, and executed his bond by which he agreed to make title to Pfff to said land on the pay $15500.00 purchase money, said land is fully described in said title bond which is hereto attached marked Exhibit "A"

Pfff further shows that on March 1st 1882, said Toronto sold to one Samuel Johnson (Colored) 160 acres of land in Tarrant County Texas, and executed to him his bond, by which he agreed to make him title to said land on the payment of the purchase money therein named. That thereafter said Johnson sold said land to Pfff - who assumed the payment of said purchase money said land being described in said bond for title hereto attached marked Exhibit "B" and made part hereof -

That said Toronto died without making such titles, and Dft was appointed his administrator by this court & assigned to Pfff

Pfff is ready to pay all of said purchase money, and therefore prays that Dft be cited to appear Show cause why such title should not be made - and for costs

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and all other proper relief
W A Huffman
for Pltff

Service of above, accepted, citation waived, also fin days notice, and cause may proceed to hearing at once.

W B Flippen
Administrator of
Robert Toombs
By Leake & Herrey attys

W A Huffman
W B Flippen
Adm of R Toombs
Application for
order for dur

Filed Oct 15th 1886
Wm C Hill Clk
By W A Kirkwood Dep

Delivered service of within accepted, notice & citation waived
and hearing may be had any day
W B Flippen
Adm of R Toombs
By Leake & Herrey attys

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Exhibit "D"

Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

M. G. Ellis and W. A. Huffman

of the County of Tarrant and State of Texas in the

sum of Four Thousand DOLLARS,

to be paid to said M. G. Ellis and W. A. Huffman their executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 2nd. day of October A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said M. G. Ellis and W. A. Huffman

agreeably to the terms of said notes, dated 2nd Oct. 1882, and made payable as follows, to-wit:

one of said notes payable in one year from date, and another in two year from date, and another in three years from date, each of said notes for the sum of One Thousand dollars ($1000.00) and bearing interest from date, until paid, at the rate of ten per cent per annum. The whole consideration being $4000, a part of which is paid in hand the receipt whereof is hereby acknowledge

shall convey to said

M. G. Ellis and W. A. Huffman their heirs, executors or assigns, forever, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being the S. B. Breeding 426 acres, and the John Breeding 430 acres and the Spencer Townson 480 acres, being all of said Spencer Townson Survey except 160 acres heretofore sold to J. A. Winebarner, and a part of the H. Dikeman Survey, being the S. E. 1/4 of the said H. Dikeman Survey of 640 acres Said Survey containing (1426) Fourteen hundred and ninety Six acres lying on the East side of the W. fork of the Trinity River

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by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said M. J. Ellis and W. A. Huffman to occupy and improve said premises for their own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Robt Tomlin SEAL. SEAL.

The State of Georgia
County of Wilkes County
Clerk of the Superior Court, in and for Said County, State, on this day personally appeared Robert Tomlin

Well known to me ~~[illegible]~~

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 10th day of October A. D. 1882.

Geo. Dyson
Clerk Superior Court Said Co., State

THE STATE OF TEXAS, County of Tarrant. } I JOHN F. SWAYNE, Clerk, of the County Court in and for said County, do hereby certify that the foregoing instrument of writing was duly and correctly Recorded in my office on the 31st day of October A. D., 1882 in Record Book Z. Page 406 at 11.20 o'clock A. M.

In witness whereof, I hereunto set my name and affix the Seal of the said Court at office in Fort Worth, this 31st day of October A. D. 1882.

Jno F. Swayne
Clerk, County Court, Tarrant County.

By ..... Deputy.

No 15.957.

BOND FOR TITLE.

Robert Tomlin

TO

M. J. Ellis &
W. A. Huffman

Filed for Record Oct. 28th 1882 at 9-30 o'clock A.M.
Jno F. Swayne
Clerk.

Recorded Oct. 31st 1882, at 11.20 o'clock A.M. in Book Z. Page 406.
Jno F. Swayne
Clerk.
$1.00 paid

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Ellis & Huffman
vs
W H Flippen admr
of Robt Toomb Decd

Dallas County Ct
Aug Term 1880

M G Ellis & W. H.
Huffman complaining of W H Flippen
administrator of Robt Toomb State that
on October 2d 1882, said Toomb sold to
Pltfs 1496. acres of land in Tarrant County
Texas, and described in Exhibit hereto
attached marked "A" and executed his
title bond, agreeing to make title thereto
on the payment of $400.00 and the stipulated
interest, as appears from said bond
to wit said Exhibit hereto —
That said Toomb died before making
such title & the Dft Flippen was by
this court appointed his administrator
Pltfs say they are ready to pay balance
of purchase money due on said
land, and pray that Dft be cited
to answer hereto, and for an order
directing him to make such title
& for costs & other proper relief

Ellis & Huffman
for Pltfs

Notice of above accepted. citation & five
days notice waived and cause may
proceed to hearing at any time.
W H Flippen
Admr of Robt Toomb
By Leake & Henry attys

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October 14/86. service of within accepted, notice & citation waived, and hearing may be had at any time
W H Felippen
admr of R Toombs
By Leake & Henry atty

In
Ellis & Huffman
vs
W H. Felippen
admr of R Toombs
application for Dist

Filed Oct 15th 1886
Wm Stice cl
By [illegible]

The State of Texas } County Court.
Dallas County } ~~August~~ November Term 1886.

To the County Court of said County:

D. G. Moore and A. Rucker. hereinafter styled plaintiffs. complaining of W. H. Flippin. as administrator of the estate of Robert Toombs. deceased. hereinaf- styled defendant. represents that the plaintiff A. Rucker resides in Tarrant County. the plaintiff. D. G. Moore in Johnson County and the defendant in Dallas County in said State.

That heretofore. to- wit: on the 21st day of February A.D. 1883. Robert Toombs. in his lifetime. made. executed and delivered to A. Ruck- er. plaintiff and one R. Stanfield his bond for title to 51½ acres of land out of the J. Rendon survey. in Tarrant County. Patent No. 266 Vol. 12; being part of block 7 of the sub-divisions of said survey: Beginning at the North West corner of block No. 7 on the South line of a 46 acre tract heretofore sold to Calvin East. Thence East 25.00 chains. a stake on the North line of said Block No. 7. Thence South 25.00 chains. a stake. Thence West 25.00 chains. a stake. on the East line of a 200 acre tract heretofore sold to Ship and Kinny.

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Thence North 20 cc Chains to the beginning
That in and by the said title bond the said
R. Coombs bound himself, his heirs,
executors and administrators, upon
the full payment of certain notes therein
mentioned, to make, execute and de-
liver to said A. Rucker and R. Stanfield
or their assigns or heirs or executors, a
good and sufficient warranty deed to
said land.

That on, to-wit; the 7th day of Nov-
ember A. D. 1883, the said R. Stanfield, for
a valuable consideration assigned set
over and transferred to plaintiff D. S.
Moore all his right, title and interest
in and to the land conveyed by said
title bond and directed deed to be made to
him.

That on, to-wit; the 16th day of De-
cember A. D. 1884 the said D. S. Moore, for
a valuable consideration assigned, set
over and transferred his interest in said
title bond to R. S. Rose and directed
deed to be made to him.

That on, to-wit; the 21st day of
~~December~~ September A. D. 1885, for a
valuable consideration the said R. S. Ros-
coe assigned, set over and transferred
to plaintiff D. S. Moore all his right,
title and interest in said title bond
and directed that deed be made to him.

That the plaintiffs D. S. Moore

and A. Rucker have made a partition of said lands between themselves by agreement and an actual survey of the same by which said agreement and survey the said D. G. Moore is entitled to have and to hold the tract described as follows. to: wit: 26¼ acres; Beginning at a stake in the centre of said block No. 7 at the South West corner of the M. B. Adams tract. whence a P. O. 5 in. bears N. 73¼ E. 5 5/4 vars. Thence North 241¼ varas to a stake in the centre of said Adams' West line. Thence West 617 varas to a stake in the West line of said block No. 7. whence a P. O. 5 in. bears S. 27° W. 6 varas. Thence South 241¼ varas to a stone in the centre of the West line of block 7. the North West corner of J. S. Walker's tract, whence a Post Oak 9 in bears S. 20¼ W. 13½ varas. a B. J. 12 in bears N. 88¾ E. 10 varas. Thence East 617 vargs to the beginning.

And that the said A. Rucker is entitled to have and to hold the tract described as follows. to: wit; 26¼ acres: Beginning at a stone at the North West corner of Block No. 7. Thence South 241¼ varas to a stone in the West line of said block whence a Post Oak 2 feet in dia. bears S. 3° W. 10½ varas. a Post Oak 5 in. bears S. 27° W. 6 varas. Thence East 617 varas to a stake. Thence North 241¼ varas to a stone in the centre of the North line of said block. whence

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a B.J. 12 in. bears S 43½ W. 13½ varas. a Post Oak
12 in. bears N. 22° E. 13½ varas.
Thence West. with said line. 617 varas to
the beginning. All of which will more
fully appear by reference to said title
bond transfers said field notes hereto
attached marked "Exhibits A". "B". "C". "D".
and prayed to be taken as part hereof

That all of the purchase money
for said land has been paid ex-
cept a small balance. which plain-
tiffs are willing to pay and will pay
whereby defendant became liable to
make. execute and deliver good and suf-
ficient deeds to plaintiffs upon payment
of the purchase money aforesaid.

Wherefore plaintiffs pray that
citation issue to defendant requiring
him to answer this petition and that
by decree he be directed to make, exe-
cute and deliver a good and sufficient
deed to each one of the plaintiffs to
the land owned by them as hereinbe-
fore described - and that plaintiffs
have judgment for costs. attorneys
fees and they pray for general re-
lief.

Oliver S. Kennedy.
Atto. for Plaintiffs.

THE STATE OF TEXAS } SURVEY
COUNTY. } No. 56

FIELD NOTES of a Survey of 26¼ acres of Land, made for Riley Stanfield it being a the S. half of the N.W. quarter Block No. 7. according to plan of the subdivision of the J. Renden 2/3 L and 1/3 Labor survey.

SCALE: Varas per inch.

Said Survey is No. 56, in Tarrant County, Texas, situated on the waters of Village Creek, a tributary of West Fork River, about 13 miles S32 E of Fort Worth. Beginning at

a stake in the centre of said Block No 7. at the S.W. corner of the J.M.B. Adams ~~Smith~~ tract - whence a P.O. 5- in brs. N81¾W 4¾ vs. a P.O. 5- in brs N73¾ E 5-⅔- vs.

Thence North 24 1¼ vs to a stake in the centre of said Adams W. line

Thence West 617 vs. to a stake in the W. line of said Block No. 7. whence a P.O. 6 feet brs S3W 10⅔- vs. a P.O. 5- in brs S27W 6 vs.

Thence South 24 1¼ vs. to a stake in the centre of the W. line of Block 7 the N.W. corner of J. L. Walker's tract - whence a P.O. 9 in brs S20¼ W 13⅓- vs. a B.O. 12 in brs N88¾ E 10 vs.

Thence East 617 vs.

to the place of the beginning.

Bearings marked X. Recorded in Book A. Page 56

Surveyed Oct 22d 1883

E. N. Brown
J. S. Hendricks
CHAIN CARRIERS.

I, J. M. Williams, County Surveyor of Tarrant County, Texas, do hereby certify that the foregoing described Survey was actually made by me on the ground, according to law, on the date and with the Chain Carriers aforesaid, duly qualified, and that all the corners, lines, boundaries and marks of the same, whether natural or artificial, are truly and correctly described and set forth in the foregoing Plat and Field Notes.

J. M. Williams
County Surveyor Tarrant County, Texas.

By _____ Deputy.

Filed for Record the _____ day of _____ 188__
at _____ o'clock _____ M.

_____ SURVEYOR.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE STATE OF TEXAS, } SURVEY
Tarrant COUNTY. } No.

FIELD NOTES of a Survey of 26¼ acres of Land, made for A. Rucker it being the North ½ of the N.W. Quarter of Block No 7. according to the plan of the subdivision of the J. Rendon survey of the Village of Fort Worth.

SCALE: Varas per inch.

Said Survey is No. —, in Tarrant County, Texas, situated on the waters of Village creek a tributary of Trinity River River, about 13 miles S 32 E of Fort Worth.

Beginning at a stone at the N.W. corner of Block No 7.

Thence South 241½ vs. to a stone in the W line of said Block whence a P.O. 2 feet in dia S 3 W 10½ vs. a P.O. 8 in dia brs. S 27° W 6 vs.

Thence East 617 vs. to a stake.

Thence North 241¼ vs. to a stone in the centre of the N. line of said Block whence a B.O. 2 in brs. S 43¾ W 13½ vs. a P.O. 13 in brs. N 23 E 13½ vs.

Thence West with said line 617 vs.

to the place of the beginning.

Bearings marked X

Surveyed 22d Oct. 1883. W.W. Williams, L.S. Ross } CHAIN CARRIERS.

I, G. M. Williams, County Surveyor of Tarrant County, Texas, do hereby certify that the foregoing described Survey was actually made by me on the ground, according to law, on the date and with the Chain Carriers aforesaid, duly qualified, and that all the corners, lines, boundaries and marks of the same, whether natural or artificial, are truly and correctly described and set forth in the foregoing Plat and Field Notes.

G. M. Williams
County Surveyor Tarrant County, Texas.

By ——— Deputy.

Filed for Record the ——— day of ——— 188—, at ——— o'clock ——— M.

——— SURVEYOR.

BOND FOR TITLE. Exhibit "C"

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

A. Rucker and K. Standfield

of the County of Tarrant and State of Texas in the

sum of Five hundred and fifteen DOLLARS,

to be paid to said ~~A. K. Rucker and K. Standfield~~ executors, administrators and assigns,

their heirs

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 21st day of Feby A. D. 1883

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert

Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said A.

Rucker and K. Standfield

agreeably to the terms of said notes, dated Feb. 21st 1883, and made payable as follows, to-wit:

one of said notes payable in one year from date

and another in two years from date, and an-

other in three years from date, each note

for the sum of Sixty four and 37/100 dollars

[redacted] per annum;

The whole consideration being $257.50 ¼ of which

is paid in hand the receipt whereof is hereby

acknowledged shall convey to said

A. Rucker and K. Standfield

their heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Kendon Survey

Patent No. 266 Vol 62 Beginning at the N.W.

corner of Block No. 7 of the Subdivisions of said

Survey on the South line of a 46 acre tract

[redacted] Thence

of said Lot No. 7 Thence South 20.00 Chains

to a Stake, Thence west 25.62 Chains to

a Stake on the East line of a 200 acre

tract heretofore sold to Skip & Kenney

Thence North 20.00 Chains to the Beginning

containing 5 1/2 Acres

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said A. Rucker, and R. Standfield to occupy and improve said premises for Their own use, then this obligation to be void; otherwise it shall remain in full force.

Geo. Dyson | Robert Toombs SEAL. SEAL.

The State of Georgia
County of Wilkes

BEFORE ME George Dyson Clerk of the Superior Court, in and for said County, State, on this day personally appeared Robt Toombs who is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 21st day of Feby 1883

A. D. 1883

Geo. Dyson
Clerk Superior Court Said Co., Georgia

For and in consideration of the sum ~~of the~~ ~~sum~~ of Fifty two & 50/100 Dollars to me in hand paid by D. J. Moore do hereby transfer all of my right title and interest in and to the land described in the within bond unto the said D. J. Moore and direct and authorize Deed to be made to said Moore instead of myself.

This Nov 7th 1883 R his + mark Stanfield

attest
J. S. Morris

For and in consideration of the sum of two hundred Dollars to me paid by L. S. Roscoe I do hereby transfer all my right title and interest in and to the within bond ~~which~~ said L. S. Roscoe and also all the interest that I have to the land herein described by virtue of a transfer that was made to me on the 7th day of November 1883 by R. Stanfield and I hereby direct that the deed to said land be made to said L. S. Roscoe instead of myself

This December 16th 1884
D. J. his + mark Moore

BOND FOR TITLE.

Robert Toombs

A. R. Rucker &
R. Standfield

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The State of Texas } Know all men by
Garrant County } these presents, that
Whereas on the 21st day of February 1888
Robert Loomb of Wilkes County
Georgia executed his title Bond to
A Rucker and R Stanfield of Garrant
County Texas obligating himself (the Robt
Loomb's) to make execute and del-
iver unto the said A Rucker and
R Stanfield good and sufficient
title to 514 acres of land which is
situated in said Garrant County Texas
and is apart of the J Renden survey and
which land is more particularly des-
cribed in said Bond And said
title or deed was to be executed by
said Loomb's so soon as all the
purchase money on land was
paid, And whereas on the 7th day of
December 1883 said R Stanfield
transferred all of his right title and
interest to said land by virtue of said
Bond to one D I More And
whereas on the 16th day of December
1884 said D I More transferred
all of his right title and interest
in and to said land by virtue of said
Stanfields transfer to him. To

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me. L S Roscoe Now therefore
I the said L. S. Roscoe for and in con
sideration of two hundred Dollars have this
day, and by these present do hereby sell
and transfer all of my right title and
interest in and to said land by virtue
of said transfer to me into the said
D. S. More and I hereby direct
that the title to said premises describe
in said Bond be made to said D. S.
More instead of myself.

Given under my hand this
21st day of September 1883

Witness
G. S. More

L. S. Roscoe

-1977

D. T. Moore et al
vs.
W. H. Flippin Admr
R. Toombs estate

Plaintiff's Original
Petition

Filed Sept 7th 1886
W. M. C. Hill Clk
By L. H. Hughes D.

Oliver S. Kennedy
Atto for Plaintiffs

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IETY-1977

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J.A.BILLINGTON

vs.

W.H.FLIPPIN,Admr.of Robert Toombs,dec'd.

Form of Judgment.

September 11.1888.

This day came on to be heard the above entitled cause,and it appearing to the Court that service of the petition has been accepted,and notice and time waived; and it further appearing to the Court that Robert Toombs,in this life,by his attorneys in fact,J.P. Smith and J.J.Jarvis,executed and delivered to the plaintiff,J.A. Billington,his certain bond for title,wherein and whereby he agreed to convey by warranty deed the tract of land hereinafter described upon the payment to him of three certain promissory notes,each for the sum of $266.70,and due respectively on the first days of January,1881,1882 and 1883. And it further appearing to the Court that subsequent to the execution of said bond for title,said Robert Toombs died,and that the defendant herein has been heretofore,by an order of this Court,duly appointed his administrator; and it further appearing to the Court that the said J.A.Billington has,in compliance with said bond for title,paid in full said three certain promissory notes--

It is,therefore,ordered,adjudged and decreed by the Court,that W.H.Flippin,administrator of the estate of Robert Toombs,deceased, do make,execute and deliver to said J.A.Billington a good and sufficient deed of conveyance,conveying to him by warranty deed the following described tract or parcel of land,to-wit: Situate in the county of Tarrant,State of Texas,and more particularly described as follows:

The same being a part of the J.Wilcox survey,#33,on the West Fork of the Trinity River,patented to R.Toombs,G.W.Crawford and the heirs of H.G.Catlett,by Patent #144,Vol.4,and beginning at the N.E.

corner of said original survey; thence west 2012 varas to a Spanish oak tree,6 in.diameter,marked with cross on three sides; thence south 475 varas to a stake,a postoak thee bears south 85 deg.east; thence east 1786 varas to the bank of the river,a stake,a hackberry marked X,5 in.diameter,bears N.81 deg.E.10 varas; another,8 in.in diameter,bears S.89 deg.W.15 varas; thence up the river with its meanders to the place of beginning.

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911

J.A. Billington

vs.

W.H. Flippin, Admr. E. Toombs.

Form of Judgment.

Eut KH-23

Shepard & Miller.

9-11-88

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The State of Texas } County Court.
County of Dallas } August Term 1886.

To the County Court of said County;

Nancey Elizabeth Angel for herself and as next friend of her children Carlotta Elizabeth Angel. Alice Jane Angel. Ida Florence Angel. Arizona Angel and a child unborn. all minors Complaining W. H. Slaughter Administrator of Robert Goombs deceased. represents that plaintiffs reside in Tarrant County and defendant in Dallas County in said State.

That heretofore. on to-wit: the 2nd day of February A. D. 1886. the said Robert Goombs. in his lifetime, made. executed and delivered to Joseph B. Lively of the said County of Tarrant his certain bond for title. by which he bound himself. his executors. administrators and assigns upon payment of certain notes therein mentioned amounting to two hundred and fifty two dollars and interest. to make execute and deliver to said Lively a warranty deed. in common form to 63 acres of land out of the J. Rondon survey; bounded on the North by a tract of land owned by James Hampton. on

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the East by a tract of land by Wilson James. on the South by a tract of land owned by James Branson and on the West by a tract of land owned by Robert Goombes. the same being a fifty acre tract.

That on the 20th day of July A. D. 1882 the said J. B. Rively made executed and delivered to David N. Angel for a valuable consideration. a warranty deed to his interest in the said title bond and the land described. All of which will more fully by reference to said title bond hereto attached marked "Exhibit "B" and said deed of conveyance also attached hereto marked Exhibit B. and both prayed to be taken as part hereof.

That the said J. B. Rively and the said David N. Angel in his lifetime have paid all the purchase money. principal and interest. which was agreed to be paid for said land. and demanded a deed to the same, which plaintiffs are informed and believe was not made because of the serious and protracted illness of the said Robt Goombes for months before his death.

That during the month of April A. D. 1886. the said David N. Angel departed this life and left surviving

him his widow. Nancey Elisabeth

him his widow. Nancey Elizabeth Angel and children. Charlotta Elizabeth, Alice Jane, Ida Florence, Arizona and that the said Nancey Elizabeth Angel is now enciente of a child by the said David N. Angel of which she expects to be delivered within three months, that is to say by or before the 1st day of September A.D. 1886.

Wherefore plaintiffs pray that the Defendant be cited to answer this petition, that he be required by decree of this court to make, execute and deliver to said widow and children of David N. Angel a good and sufficient deed of conveyance to said land, that plaintiffs have judgment against defendant for all costs in this behalf expended, including a reasonable Attorney's fee, and for general relief.

Oliver S. Kennedy.
Atto. for Plaintiffs

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Geo. D. Barnard & Co., Printers, Lithographers, & Blank Book Makers, St. Louis Class 2

BOND FOR TITLE.

Know all Men by these Presents, That S. Robert Doomba

of the County of Wilkes and State of ~~Texas~~, Georgia am held and firmly bound to Joseph B. Lively

of the County of Tarrant and State of Texas in the sum of Five Hundred and four DOLLARS, to be paid to said Rob Joseph B. Lively his executors, administrators and assigns, to the payment whereof I bind myself, my heirs, executors and administrators, firmly by these presents. ~~Sealed with seal~~, and dated the 25th day of February A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Doomba upon payment of the Promissory Note S hereinafter described, and the interest thereon, as agreed and promised by said Joseph B. Lively agreeably to the terms of said note S, dated 2 February 1882, and made payable as follows, to-wit: One promisson note, payable on or before the 1st day of December AD. 1882. with interest from date until paid at the rate of ten per cent per annum with E. B. Lively and as surities. one note payable on or before 1st December AD. 1883. and another note payable on or before 1st December AD. 1884. both with interest from date until paid at the rate of ten per cent per annum, each for eighty four dollars shall convey to said Joseph B. Lively. his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit: Sixty three acres of land, a part of the J. Reeden survey. Known and described as follows, Viz: Bounded on the North by a track of land owned by James Hampton, on the East by a track of land owned by Wilem James, on the South by a track of land owned by James Brauson and on the West by a track of land owned by ~~Fifty to~~ Robert Doomb, the same being a fifty three acre tract

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The State of Texas,
COUNTY OF
That I Joseph B. Lively
Know all Men by these Presents:

by a warranty Deed of Deeds, in common form, duly executed and acknowledged,
and in the mean time shall permit said Joseph B. Lively to occupy and improve said premises
for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:
Geo. Dyson
Robert Daniels (Seal)
(Seal)

THE STATE OF TEXAS,
County of Wilkes
BEFORE ME Geo Dyson Jr. County, Texas, on this
Clerk of the Superior Court, in and for Wilkes
day personally appeared Robert Daniels well
known to me

to be the person whose name is subscribed to the foregoing instrument, and acnowledged to me that he executed the same
for the purposes and considerations therein expressed.
Given under my hand and seal of office, this 2nd day of Feb 1882
A. D. 1882
Geo. Dyson
Clerk Superior Court Wilkes Co., Georgia

Exhibit "A"

BOND FOR TITLE.

Robert Daniels
—TO—
Joseph B Lively

HYDE, JENNINGS,
Lawyer & Notary Public,
FORT WORTH, TEXAS.

The State of Texas, } Know all Men by these Presents:
COUNTY OF Tarrant }

That I Joseph B. Lively

of the County of Tarrant and State aforesaid, in consideration of the sum of Two hundred and ~~fifty~~ Dollars,

to me in hand paid by David N. Angel

of the County of Johnson and State of Texas

have GRANTED, SOLD and CONVEYED, and by these Presents DO GRANT, SELL and CONVEY, unto the said

David N. Angel

of the County of Johnson, and State of Texas all my right title and interest in and to all that certain tract or parcel of land situated lying and being in the County of Tarrant and State of Texas, to-wit: Sixty three acres of land a part of the J. Reeder Survey Known and described as follows, to-wit: Bounded on the North by a tract of land owned by James Hampton, on the East by a tract of land owned by Wilson James, on the South by a tract of land owned by James Branson and on the West by a tract of land owned by Robert Trouts, the same being a fifty two acre tract the interest to the land herein mentioned and which is hereby conveyed being all the right, title and interest held and owned by me by virtue of a certain Bond for title, Made executed and delivered to me by Robert Trouts of the County of Wilkes and State of Georgia

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and dated the 2nd day of February A.D. 1882 and said Bond for title is hereby transferred and delivered to said David N. Angel, and all rights and interests recurring thereunder.

To Have and to Hold the above described premises, together with all and singular the Rights and Appurtenances thereto belonging, unto the said David N. Angel heirs and assigns forever. And I do hereby bind myself heirs, executors and administrators, to warrant and forever defend, all and singular, the said premises unto the said David N. Angel heirs and assigns, against every person whomsoever lawfully claiming or to claim the same, or any part thereof.

Witness my hand at Fort Worth Texas this 20th day of July A. D. 1882

The words "all my right title and interest in and to" on the first page and the words "in so far as to the title" [illegible] bond to me by the title bond before mentioned on second page, were written before signing.

J. B. Lively

WITNESSES:

The State of Texas,

County of ..... Before me, ... in and for ..... County, Texas, on this day personally appeared ..... and ..... wife of ..... known to me or proved to me on the oath of ..... to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed. And the said ..... wife of the said ..... having been examined by me privily and apart from her husband, and having the same fully explained to her, she the said ..... acknowledged such instrument to be her act and deed, and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

Given under my hand and seal of office, this ..... day of ..... A. D. 188 ....

County of Tarrant Before me, Jno F. Swayne Clerk of County Court in and for Tarrant County, Texas, on this day personally appeared Joseph B. Lively

or proved

Y-1977

having been explained to her, she the said ... to be her act and deed, and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN under my hand and seal of office, this ... day of ..., A. D. 188...

COUNTY OF Tarrant } BEFORE ME, Jno F. Swayne
Clerk of County Court in and for Tarrant County, Texas, on this day personally appeared Joseph B Lindsey known to me or proved to me on the oath of R. F. James to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN under my hand and seal of office, this 20th day of July A. D. 188 2

Jno F. Swayne
Clk. Co. Ct. Tarrant Co. Tex

The State of Texas,
COUNTY OF Tarrant } I, Jno F. Swayne Clerk of the County Court of said County, do hereby certify that the above instrument of writing, dated on the ... day of ... 188..., with its Certificate of Authentication, was filed for Record in my office, this ... day of ... A. D. 188..., at ... o'clock ... M., in the Records of said County, in Vol. ..., on Page No. ...

WITNESS my hand and the Seal of the County Court of said County, at my office in ..., Texas, the day and year last above written.

Clerk ... County, Texas.

CIETY-1977

Nancey Elizabeth Angel et al
vs
W. H. Flippin. Admr

Plaintiff's Original Petition.

Oliver S. Kennedy
Atty. for Plaintiffs

July 2d 1886. Citation waived. Notice Service accepted
Mr H Flippen Administrator
of Rybeck Brooks
Troy Leslie Stern, Atty

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by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said John B. Adams to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:
Geo. Dyson

Robt Toombs SEAL. SEAL.

The State of Georgia
County of Wilkes

BEFORE ME George Dyson

Clerk of the Superior Court, in and for Wilkes County, Georgia, on this day personally appeared Robt Toombs who is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 21st day of February

A. D. 1883

Geo. Dyson

Clerk Superior Court Said Co., State

Exhibit "A"

BOND FOR TITLE.

Robert Toombs

TO

John B. Adams

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Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to John B. Adams

of the County of Tarrant and State of Texas in the sum of Five hundred and Fifteen DOLLARS, to be paid to said John B. Adams his executors, administrators and assigns, to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents. Sealed with my seal, and dated the 21st day of February A. D. 1883.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said John B. Adams agreeably to the terms of said notes, dated Feb 21st 1883, and made payable as follows, to-wit: one of said notes payable in one year from date and the other in two years from date, each note for the sum of Eighty five and 83/100 dollars ($85.83) and bearing interest from date untill [illegible] rate of ten per cent per annum [illegible] whole consideration being $257.50 ½ of which is paid in hand the receipt wherof is hereby acknowledged

shall convey to said John B. Adams his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit: and being part of the J. Rendon Survey Patent No. 266 Vol. 12. Beginning at the N. E. corner of Block No. 7 of the Subdivisions of said Survey and the S. W. corner of lot No. 2 a Stake. Thence South 20.00 chains to a Stake. Thence West 25.62 chains to a Stake. Thence North 20.00 chains to a Stake on the North line of said Block No. 7. Thence East with said line 25.62 chains to the Beginning. Containing 51½ acres

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The State of Texas } County Court,
County of Dallas. } August Term 1886.

To the County Court of said County;

John B. Adams, complainina of W. H. Griffin, Administrator of Robert Coombs deceased, represents that the plaintiff resides in Tarrant County and the defendant in Dallas County in said State.

That heretofore, to-wit; on the 21st day of February A. D. 1883 the said Robert Coombs in his lifetime made, executed and delivered to said John B. Adams, his certain bond for title to land of that date, whereby he bound himself, his heirs, executors and administrators, upon payment of certain notes therein mentioned, to make, execute and deliver to said John B. Adams, a warranty deed to 57½ acres of land out of the J. Reuding survey Patent No. 266 Vol 12;

Beginning at the North East corner of Block No. 7 of the sub-divisions of said survey and the South West corner of Lot No. 2, a stake. Thence South 20 cc chains to a stake.

Thence West 25 cc chains to a stake.

Thence North 20 cc chains to a stake in North line of said Block No. 7.

Thence East with said line, 25 chains to the beginning.

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That on the 24th September 1885. said John B. Adams. being unable to pay the balance due upon said land made an agreement with Isaac W. Bass to transfer said title bond to him if he would pay said balance. but said Bass failed to raise the money and said John B. Adams cancelled a transfer he and his wife had signed upon the back of said title. the same having never been delivered to said Bass. and the said Bass having paid nothing and consenting to said cancellation as appears by said title bond hereto attached marked Exhibit "A"

Said John B. Adams alleges that he is ready and willing to pay the balance of the purchase money. whereby said D. N. Griffin. admr. as aforesaid became liable to make. execute and deliver to him. a deed &c.

Wherefore plaintiff prays that defendant be cited to answer this petition. that said defendant be required by decree to make. execute and deliver to plaintiff a good and sufficient deed of conveyance to said land. & for costs of suit. attorneys fees & general relief.

Oliver S. Kennedy
Atto for Plaintiff

John B. Adams
vs.
W. H. Flippin Admr

Plaintiff's Original Petition.

Filed July 10th 1886
W. M. C. Hill Clk
By W. A. Hudson Dy

Oliver S. Kennedy
Atty. for Plaintiff

July 10th 1886. Citation issued, service & notice of
within acceptor.
W. H. Flippin
Admr of Robt Trumb
By Leon Sherry
Atty

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M Gladson
vs
W H Flippin Admir
Robert Toombs decest

Aplication for
Order allowing
Administrator to
Comply with Title Bonds

To the Honorable Ed. Bowers
County Judge of Dallas County the
Petition of M Gladson who Resides in
Tarrant County Texas Respectifuly Resents
to your Honor that Heretofore on the
31 day of August 1883 Robert Toombs
late of the State of Georgia but now decest made
executed and deliverd to G. W. Brown
of the County of Tarrant and State of Texas
a certain Bond for Title Obligating
the Said Robert Toombs his executors
Administrators and Assigns to make
execute and deliver to the Said Brown
a Warranty deed Conveying Title in
fee Simple to the folling described
Roperty Situated in Tarrant County
Texas and being a Part of the J Rendon
Survey of 3129 acres Patent No 266 Vol 12
Begining at a Stake on the west line
of Said Survey it being the N W Corner
of 40 acres heretofore Sold to Thompson
thence S 20.00 Chains with Thompsons W. line
to a Stake thence W 20.00 Chains to a Stake
thence N 20.00 Chains to a Stake in the N line

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of this Survey Thence E 20 Chains to the beginning Containing 40 acres and being the S.E. one fourth of the 160 acres Lot No 5 of the Subdivision of said J Reardon Survey

That heretofore on the 25 day of October 1883 The said Robert Coombs made executed and delivered To S.A. Long of said Tarrant County Texas a certain Bond for Title binding and Obligating the said Coombs his heirs Executors Administrators and Assigns to make execute and deliver To the said S A Long a Warranty deed conveying Title in fee Simple to the following described property Lying and being in Tarrant County Texas and being a part of the J Reardon Survey Patent No 266 Vol 12 Being the South E. 1/4 of Lot No 5 of the Subdivision of said Reardon Survey Containing 40 acres of land said Title Bonds being Conditional that the Obligees in said Two Bds Respectively agreeing to pay to the said Obligor in said Bonds certain Promissory Notes being the purchase Money for said Lands which said Notes are fully described in said Two bonds Respectively which said Two Title Bonds and their Contents provisions and Conditions

are hereby attached Exibited and made a part of this Petition as exhibit A and B

OCIETY-1977

are hereby attached Exibited and made a part of this Petition as exibit A and B that the Conditions of said two Title Bonds have all ben Complyed with and performed by the said Obligees G W Brown and S A Long Respectifully So that the said Obligees ought in Law to perform his Obligations Set forth and Covenented in said Bonds that Since the performance of the Conditions of said 2 Bonds by the said Obligees they the said Obligees Sold Transfeered and delivered to your Petitioner all their Title Claim and Intiest in and To Boath of said ~~Bonds~~ Parsels of Land So that your Petitioner is now the Equitable owner of all of said described Two Parsels of Land that ~~the~~ Since the Execution and delivery of said Two bonds for Title said Obligee Robert Coombs died and is now dead that W H. Flippin who Resides in Dallas County Texas is the duly Constituted Administrator of the Estate of the said Robert Coombs desest that the deeds of transfeer by the said G W Brown & S A Long of said described property to your Petitioner are hereunto attached and made a part of this Petition Marked C & D

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Therefore your Petitioner prays that your Honor as Judge of the said County Court of Dallas County in Probate will Enter an order allowing said Administrator to Comply and Perform all the Obligations of said two Bonds on the part of said Obligee and to Make Execute and deliver to your Petitioner a Warranty Deed Conveying to your Petitioner in fee Simple to all of said described property and to Sign the Same as Administrator of the said Robert Toombs deceased as in duty bound and Ever Pray.

M. Gladson
Petitioner

BOND FOR TITLE. "Exhibit A"

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

A. W. Brown

"Exhibit A"

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

J. W. Brown

of the County of Tarrant and State of Texas in the

sum of Three hundred and Twenty ($320.00) DOLLARS,

to be paid to said J. W. Brown his

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 31st day of August A. D. 1883.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert

Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said J. W.

Brown

agreeably to the terms of said notes, dated 31st August 1883, and made payable as follows, to-wit:

one of said notes payable in one year from date,

and the other in two years from date, each note

for the sum of Fifty three and 35/100 dollars, and bea-

ring interest from date untill paid at the rate

of ten per cent per annum

is paid in hand the receipt whereof is hereby

acknowledged

shall convey to said

J. W. Brown his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Rendon Survey of 3129

Patent No. 266 Vol. 12,

Beginning at a Stake on the N. line of this Survey

it being the N. W. corner of 40 acres heretofore sold

to Thompson. Thence S. 20.00 chains with Thompsons

W. line to a Stake. Thence W. 20.00 chains to a

Stake. Thence N. 20.00 chains to a Stake in the N.

line of this Survey. Thence E. 20.00 chains to the

Beginning containin 40 acres, and being the N. E. 1/4

of 160 acre Lot No. 5 of the Subdivisions of the

Said J. Rendon Survey

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by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said G. W. Brown to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Robert Downs SEAL SEAL

The State of Texas
County of Washington
Clerk of the Supreme Court, in and for said County, State, on this day personally appeared Robert Downs who is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 31st day of August A. D. 1880.

BEFORE ME J. H. Addison
Clerk Supreme Court said Co., State

The State of Texas
County of Washington

Know all men by these presents that I, G. W. Brown of the County of Washington and State of Texas am held and firmly bound unto Robert Downs of the County of Washington and State of Texas in the sum of Seven Hundred and Fifty Dollars to the payment of which well and truly to be made I bind myself my heirs executors and administrators firmly by these presents. Witness my hand this 31st day of August A. D. 1880.

The condition of the above obligation is such that whereas the said Robert Downs has this day executed to the said G. W. Brown a warranty deed to the following described property to wit: Lot No. Four (4) in Block No. Seventy Two (72) in the City of Brenham, Washington County, Texas, and has retained a vendors lien on said property to secure the payment of one note of even date herewith for the sum of Seven Hundred and Fifty Dollars payable to the said Robert Downs or order on or before the 1st day of January A. D. 1882 with interest at the rate of ten per cent per annum from date until paid, and whereas the said G. W. Brown has this day executed a deed of trust on said property to secure the payment of said note, now if the said G. W. Brown shall pay off said note and interest thereon when due, then this obligation to be void, otherwise to remain in full force and effect.

G. W. Brown

The State of Texas
County of Washington

Before me the undersigned authority a Notary Public in and for said County and State on this day personally appeared G. W. Brown known to me to be the person whose name is subscribed to the foregoing instrument of writing and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 31st day of August A. D. 1880.

J. H. Addison
Clerk Supreme Court Washington Co., Texas

Filed for record this 2nd day of September A. D. 1880 at 8 o'clock A. M.

Recorded Oct 29 1880 in Vol 39 Page 333

BOND FOR TITLE.

Robert Downs

TO

G. W. Brown

Vol 67 pg

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THE STATE OF TEXAS, } I, JOHN F. SWAYNE, Clerk of the County Court of said
COUNTY OF TARRANT. } County, do hereby certify that the above instrument of writing, dated on the 31 day of
Aug 28 1883, with its Certificate of Authentication, was filed for record in my
office, this 24th day of Oct A. D. 1883, at 3 o'clock P. M.,
and duly recorded the 24th day of Oct A. D. 1883 at 4 o'clock A. M.
in the Records of said County, in Vol. 39 on pages No. 553
Witness my hand and seal of the County Court of said County, at my
office in Fort Worth, Texas, the day and year last above written.

Jno F Swayne
Clerk County Court, Tarrant County.
By L. F. C. Duhigg Deputy.

BOND FOR TITLE. (Exhibit B.)

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

S. A. Long

of the County of Tarrant and State of Texas in the

sum of Three hundred and Twenty DOLLARS,

to be paid to said S. A. Long his , executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 25th day of October A. D. 1883.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert

Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said S. A.

Long

agreeably to the terms of said notes, dated 25th Oct. 1883, and made payable as follows, to-wit:
one of said notes payable in one year from date, and
the other in two years from date, each note for
the sum of Fifty three and 35/100 dollars ($53.35)
and bearing interest from date untill paid
at the rate of ten per cent per annum.
The whole consideration being $160.00, 1/3 of which is
paid in hand the receipt whereof is hereby
acknowledged

shall convey to said

S. A. Long his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:
and being part of the J. Rendon Survey. Patent
No. 266 Vol. 12. Being the S. E. 1/4 of No. 5 of the Sub-
division of Said Rendon Survey. containing 40 acres

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by a warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said S. A. Long to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Robert Toombs SEAL. SEAL.

The State of Georgia County of Wilkes BEFORE ME Geo. Lyon Clerk Clerk of the Superior Court, in and for Wilkes County, Georgia, on this day personally appeared Robert Toombs me known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 25 day of Oct 1885

A. D. 1885

Geo Lyon Clerk Court Co.

The State of Texas County of Tarrant } Know all men by these presents that I S A Long for and in consideration of the sum of seven hundred 35 dollars the receipt whereof is hereby acknowledged I have this day transferred all of my right title and interest to the within title Bond witness my hand this the 22 day of Sept A D 1885

S A Long

The State of Texas County of Tarrant } Before me J E Heckman a Justice of the Peace in and for Tarrant County personally appeared S A Long and acknowledge that he transferred all of his right title and interest to the within title Bond to M Gladson

Witness my hand and Official seal this 22 day of Sept 1885

J E Heckman J P
Ex Off Nat Pub

24675

BOND FOR TITLE.

Robert Toombs

TO

S. A. Long

Filed for record this October 25th 1885 at 3 o'clock P.M.

Jno. T. Swayne
Clk

By J. F. Prosser Deputy

Recorded Oct 29. 1885 in vol 39 Page 555

10-25-85 75 Sly O.S.K.

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County, do hereby certify that the above instrument of writing, dated on the 25 day of October 1883, with its Certificate of Authentication, was filed for record in my office, this 28 day of October, A.D. 1885, at 3 o'clock P.M., and duly recorded the 29 day of October A.D. 1885, at 10 o'clock A.M. in the Records of said County, in Vol. 39 on pages No. 555-556

Witness my hand and seal of the County Court of said County, at my office in Fort Worth, Texas, the day and year last above written.

Jno D. Sawyer
T. S. C. Cockrell
Clerk County Court, Tarrant County.

By L. S. Cockrell Deputy.

Robert Devonis

Signed, sealed and delivered in presence of us:

The State of Texas,

County of Tarrant } Before me, J. E. Hickman J.P.

Ex. Off. Not. Pub. in and for Tarrant County, Texas, on this day personally appeared W. A. Brown, known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this 21st day of June A. D. 1886.

J. E. Hickman J.P.
Ex. Off. Not. Pub.

The State of Texas,

County of Tarrant } Before me, J. E. Hickman J.P.

Ex. Off. Not. Pub. in and for Tarrant County, Texas, on this day personally appeared W. A. Brown wife of G. W. Brown known to me

to be the person whose name is subscribed to the foregoing instrument. And having been examined by me privily and apart from her husband, and having the same fully explained to her, she the said W. A. Brown, acknowledged such instrument to be her act and deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

Given under my hand and seal of office, this 21 day of June, A. D. 1886.

J. E. Hickman J.P.
Ex. Off. Not. Pub.

Ex. Off. Not. Pub.

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of the County of _____ in the State aforesaid, for and in consideration

of _____ DOLLARS,

to _____ in hand paid by _____

Exhibit 6 Thereof This June 21 1886

Witness our hands G. W. Brown

M A J Brown

G W Brown & wife
Deed
To M Gladson

7

State of Texas } Know all men by these
County of Tarrant } presents that we G W Brown
+ M A Brown his fife of the
County of Tarrant State of Texas in Consideration
of the Seven hundred + thirty five dollars
to us in hand paid by M Gladson of the County
of Tarrant + State of Texas the Receipt whereof is here
acknowledged have Granted bargained Sold
+ Release unto the said M Gladson his heirs
+ assigns forever the following described
Lands to wit ~~[illegible]~~ Laying + being
in Tarrant County Texas Situated in
Cross Timbers and about 16 South miles from
Fort Worth being a part of the Kendon Survey 3142
acres patent No 266 Vol 11. ~~to have and to hold~~
Beginning at a Stake on the N line of this
Survey it being the N W Corner of 40 acres
heretofore Sold to Thompson Thence S 20.00
Chains with Thompsons W. line to a Stake
Thence W 20.00 Chains to a Stake thence
N 20.00 Chains to a Stake in the N line
of this Survey Thence E 20.00 Chains to
the place of Beginning to Contain forty
acres to have and hold with all and
Singular the Appertainance thereunto
belonging and we do bind our selves
heirs Administrators and assigns
to forever Warrant and defend against

THE STATE OF TEXAS.

... warrant and defend against

THE STATE OF TEXAS,
COUNTY OF Dawson } BEFORE ME, J. E. Hickman & J. P.
Ex. Off. Not. Pub. in and for Dawson County, Texas, on this day personally
appeared S. A. Long

known to me

to be the person, whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN under my hand and seal of office, this 21
day of June A. D. 1886.

J. E. Hickman J. P.
Ex. Off. Not. Pub.

THE STATE OF TEXAS,
COUNTY OF Dawson } BEFORE ME, J. E. Hickman J. P.
Ex. Off. Not. Pub. in and for Dawson County, Texas, on this day personally
appeared ~~S. A. Long and~~ J. A. Long wife of
S. A. Long

known to me

to be the person whose name is subscribed to the foregoing instrument. And having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said J. A. Long, acknowledged such instrument to be her act and deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN under my hand and seal of office this 21st day
of June A. D. 1886

J. E. Hickman J. P.
Ex. Off. Not. Pub.

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have GRANTED, SOLD and CONVEYED, and by these Presents do GRANT, SELL and CONVEY, unto the said

of the County of in the State of

Exibit B

State of Texas } Know all men by these
County of Tarrant } Presents that we S. A. Long
J. J. Long his wife of the
County of Tarrant and State of Texas in Consideration
of the Sum of Seven Hundrid and thirty
five dollars to them in hand payd by M Gladson
of the County of Tarrant & State of Texas
the Receipt whereof is hereby acknowledged
have Granted bargaind Sold and Releast
unto the said M Gladson his heirs and Assig
ns for Ever The folling described Lands
to wit Laying and being in Tarrant County
Texas and Situated in the Crosstimbers
and about 16 Miles South from Ft worth
and being a Part of the J Rendon Survey
of 3128 acres Pattent 266 Vol 12 ~~Begining~~ it being
the S E 1/4 of No 5 of the Subdivision of
Said Rendon Survey Containing 40 acres
to have and hold with all and Singular
the Apertamance there unto belongin
or in aney wise belonging thereunto
and we do hereby bind our Selves
our heirs Administrators and Assigns to
for Ever to warrant & defend againts all
persons or Persons Claiming or to Claim
Aney Part there of this June the 21 1886

S. A. Long

Tamima J. Long

[redacted]

On or before the 25th day of October, 1883,

I promise to pay Robert Toomb or order

the sum of Fifty three and 36/100 Dollars, with interest from date

at ten per cent per annum until paid, for value received, the same being the Third

payment upon 40 acres of land, a part of the J. Rendon

survey in Tarrant County, Texas, and described as follows, to-wit:

being the S. E. 1/4 of No. 5 of the Subdivisions

of the said Rendon Survey

for which a ~~note~~ title bond is this day delivered, and upon which said land a vendor's lien is specially retained to secure payment of this note. Payable at Fort Worth, Tarrant County, Texas.

Witness my hand this the 25th day of October, 1883.

W. A. Long

S. A. Long's note for $53.35 Due 25th Oct. 1885

[illegible]

On or before the [illegible] day of October, 1884, I promise to pay Robert Toombs or order the sum of Fifty three and 35/100 Dollars, with interest from date at ten per cent per annum until paid, for value received, the same being the Second payment upon 40 acres of land, a part of the J Rendon survey in Tarrant County, Texas, and described as follows, to-wit:

Being the S. E. 1/4 of No. 5 of the Subdivisions of the Said Rendon Survey

for which a ~~deed~~ title bond is this day delivered, and upon which said land a vendor's lien is specially retained to secure payment of this note. Payable at Fort Worth, Tarrant County, Texas.

Witness my hand this the 25th day of October, 1883.

S. A. Long

S. A. Longs note for $53.85 Due 25 Oct 1884

Sedie Henry Ally for Robert Toombs

On or before the Thirty first day of August, 1884, I promise to pay Robert Toombs or order the sum of Fifty three and 35/100 Dollars, with interest from date at ten per cent per annum until paid, for value received, the same being the Second payment upon 40 acres of land, a part of the J. Rendon survey in Tarrant County, Texas, and described as follows, to-wit:

and being the N. E. 1/4 of a 160 acre lot No. 5 of the Subdivisions of the said J. Rendon Survey Particularly decribed in bond for Title of even date herewith

for which a ~~deed~~ title bond is this day delivered, and upon which said land a vendor's lien is specially retained to secure payment of this note. Payable at Fort Worth, Tarrant County, Texas.

Witness my hand this the 31st. day of August, 1883.

G. McBrown

G. W. Brown's note for $53.35 Due aug. 31st 1884

[illegible] Seth Stevens adj for Robt Toombs

On or before the Thirty first day of August, 1885, I promise to pay Robert Toombs or order the sum of Fifty three and 35/100 Dollars, with interest from date at ten per cent per annum until paid, for value received, the same being the Third payment upon 40 acres of land, a part of the J. Rendon survey in Tarrant County, Texas, and described as follows, to-wit:

being the N.E. 1/4 of a 160 acre lot No. 5 of the Subdivisions of the said Rendon Survey Particularly described in bond for title of even date herewith

for which a ~~deed~~ title bond is this day delivered, and upon which said land a vendor's lien is specially retained to secure payment of this note. Payable at Fort Worth, Tarrant County, Texas.

Witness my hand this the 31st day of August, 1883.

G. W. Bro[illegible]

1977

CIETY-1977

J B Walkins Land Mortgage Company

Leake & Henry attys for
Robert Trounts

G. W. Brown's note for
$53.35 Due Aug. 31st 18[illegible]

No.
In County Court
Dallas County Tx
"Probate Docket"

M. Gladson
vs.
W. H. Flippen
Admr.
Robt Toomb

Petition
Filed June 24 1886
W. M. C. Hill
County Clerk
By L. A. Hughes D.

Aug 3/86. Citation waived. Service ac-
ceptor. W. H. Flippen
Admr. Dr. Robt Toomb
By Leah & Henry
his atty

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Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to James A. Cope

of the County of Tarrant and State of Texas in the sum of Eight hundred DOLLARS,

[illegible] executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 14th day of November A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said James A. Cope

agreeably to the terms of said notes, dated 14th Nov, 1882, and made payable as follows, to-wit: one of said notes payable in one year from date, and the other in two years from date, each note for the sum of one hundred Thirty three and 33/100 dollars, ($133,33) and bearing interest from date unbill paid at the rate of ten per cent per annum.

The whole consideration being $400.00 1/3 of which is paid in hand ($133,33) the receipt whereof is hereby acknowledged

shall convey to said James A. Cope his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit: Being part of the J. Wilcox Survey No. 36 of 560 acres patent No. 140 vol. 4 Beginning on the S line of the Said Survey 73.40 chains E. of a corner on Said line made for an 80 acre tract, heretofore sold to J. M. Rice, in Survey No. 35 being said Rice [illegible] Thence W. 40.00 chains to a Stake. Thence S. 20.00 chains to the South line of Said Survey No. 36. Thence E. with Said S. line 40.00 chains to a post oak the Beginning corner. Containing 80.00 acres more or less

-1977

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by a Warranty Deed, in common form, duly executed and acknowledged,

and in the mean time shall permit said James A. Cope to occupy and improve said premises

for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Geo. Dyson Clk. | Robert Toombs SEAL. SEAL.

The State of Georgia
County of Wilkes
BEFORE ME Geo. Dyson
Clerk of the Superior Court, in and for Said County, State, on this
day personally appeared Robert Toombs with
known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 20th day of November
A. D. 1884. Geo. Dyson
Clerk Superior Court Wilkes Co., Georgia

The State of Texas
County of Tarrant

For value received I hereby transfer and assign all my right, title and interest in and to the within title bond and all interest in the land therein described to my beloved and only children Goldie and Ronnie Cope and direct that deed be made to them upon payment of the purchase money. Witness my hand this 1st day of September A.D. 1885, and I state as a fact that my second husband J. M. Billington has separated from me & that I am living alone with my said children

R. J. Billington

Witnesses Oliver S. [illegible]
Frank W. Morris

Exhibit "B"

BOND FOR TITLE.

Robert Toombs

James A. Cope

GENEALOGICAL SOCIETY-1977

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The State of Texas } County Court.
County of Dallas } Term A.D. 1886

To the County Court of said County:

Mrs R. J. Billington, complaining of W. A. Giffin as administrator of the estate of Robert Toombs, deceased, represents that plaintiff resides in Tarrant County and defendant in Dallas Co. in said State and that administration has been granted and is now pending upon said Robert Toombs estate in said Dallas County, Texas.

That heretofore, to wit on the 24th day of November A.D. 1882, the said Robert Toombs, in his lifetime, made, executed and delivered to James A. Dofe his certain bond for title to land whereby he agreed and bound himself, his heirs executors and administrators, upon the payment of certain notes therein mentioned, to make, execute and deliver to said James A. Dofe, a good and sufficient deed of conveyance, with covenants of warranty, to 80 acres, more or less, of

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land out of the Jacob Wilcox survey
No. 36 of 560 acres Patent No. 140 Vol 4;
Beginning on the South line of the said
survey 73 4/6 Chains East of a corner on
said line made for an 80 acre tract
heretofore sold to J.M. Rice in survey No
35 belng said Rice's North East corner.
Thence North 20 cc Chains. a Stake.
Thence West 40 cc Chains to a Stake.
Thence South 20 cc Chains to the South
line of said survey No. 36.
Thence East with said South line 40 cc
Chains to a Post Oak. the beginning
corner.

That heretofore. to-wit: on the
day of A.D. 1884 said James
A. Cope departed this life and left sur-
viving him a widow. R. J. Cope. now
R. J. Billington and two daughters.
Goldie and Ronnie Cope: that all of the
purchase money for said land has
long since been paid. the last note
having been paid by said Mrs R. J.
Billington. Said title Bond is hereto at-
tached and made part hereof. marked Exhibit "A"

Wherefore Plaintiff prays
that citation issue to said D.A. Gilf
fin as administratr of estate of R.

Coombs - that he be required to answer this complaint and that he be required to make, execute and deliver to plaintiff R. J. Billington a good and sufficient deed of conveyance to said land. Or if this cannot be done, then that he be required to make said deed to said R. J. Billington and said Goldie and Romie Cope, and for general relief.

Oliver S. Kennedy.
Atts. for Plaintiff

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

R. J. Billington
vs
W. H. Flippin Adm.
R. Toombs estate

Complaint for Specific Performance

Filed May 29 1886
Will C Hee Clk
By L H Hughes

May 29th 1886. Citation Waived, notice service accepted.
W H Flippen
Administrator of Robt Toombs
deceased
By Leslie S Harris
Attys

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Rec'd of J. G. Boyd
the sum of Two hundred
and forty Dollars as
first payment on 160
acres of land this day
sold him as agent of
Toombs et al. Syst of
The S. Dikeman Survey
in Tarrant Co. Texas.
April 29th 1878.
Smith Jarvis.

these presents.

The condition of the above
obligation is such that whereas
the above named obligors have
this day sold to the said J. G.
G. Boyd for the consideration of
Six Hundred and forty dollars
the sum of two hundred forty
Dollars paid in hand, and
the remainder secured by two
promissory notes of even date
herewith for the sum of two
hundred Dollars each, due
as follows: one due 25th December
A. D. 1878, and one due 25th day
of December A. D. 1879. both bearing

$200. Fort Worth, Texas.
April 29th 1878.

On or before the 25th day of December A. D. 1879. I promise to pay R. Toombs, S. W. Mays, Wm. E. Jackson, Alfred Baker and H. H. Hickman or order at the office of Smith & Jarvis, Fort Worth, Texas, the sum of two hundred Dollars for value received, with Int. at ten per cent per annum from date until paid. This note given as part purchase money for 160 acres land part H. Dikeman Survey.

J. C. Lord

these presents.

The condition of the above obligation is such that whereas the above named obligors have this day sold to the said John G. Boyd for the consideration of Six Hundred and forty dollars the sum of two hundred & forty Dollars paid in hand, and the remainder secured by two promissory notes of even date herewith for the sum of two hundred Dollars each, due as follows: one due 25th December A. D. 1878, and one due 25th day of December A. D. 1879, both bearing

$200. Fort Worth, Texas
April 29th 1878.

On or before the 25th
day of December 1878. I promise
to pay R. Toombs, J. H. Mays,
Wm E. Jackson, Alfred Baker,
and A. A. Hickman or
bearer at the office of Smith
Harris, Fort Worth, Texas.
the sum of two hundred
Dollars, with ten per cent
int. from date per annum
until paid. This note
given for part purchase
money for 160 acres of land,
part H. Dikeman Survey.

A. G. Boyd

The State of Texas.
County of Texas.

Know all men by these presents that we R. Toombs, S. W. Mays, Wm. E. Jackson, Alfred Baker and H. H. Hickman of the State of Georgia are held and firmly bound unto John C. Boyd of the County of Tarrant and State of Texas in the sum of Twelve Hundred and Eighty Dollars for the payment of which well and truly to be made we bind ourselves, our heirs, executors and administrators jointly and severally firmly by these presents.

The condition of the above obligation is such that whereas the above named obligors have this day sold to the said John C. Boyd for the consideration of Six Hundred and forty dollars the sum of two hundred & forty Dollars paid in hand, and the remainder secured by two promissory notes of even date herewith for the sum of two hundred Dollars each, due as follows: one due 25th December A. D. 1878, and one due 25th day of December A. D. 1879, both bearing

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Interest at ten per cent per annum from date until paid, the following described track of land lying and being situated in the County of Parker and State of Texas. To-wit; part of Herman Dikeman Survey. Beginning at the South East corner of said Dikeman Survey, thence North with the East line of said Survey, 950 varas.

Thence West 950 varas to a stake from which

thence South 950 varas to a stake and mound in South line of said Survey, thence 950 varas with the South line of said Dikeman Survey to the place of beginning containing one hundred and Sixty acres.

And if the said above named obligors, shall make or cause to be made to the said J. B. Boyd, a good and sufficient deed with warranty of title, to the said above described track of land, the said above described promissory notes being first promptly paid, according to their tenor and effect, then this obligation to be null and otherwise to be and remain in full force.

In testimony whereof we have hereunto set our hands, this twenty-eighth day

In testimony whereof
have hereunto set our hands,
this twenty-eighth day

of April A. D. 1878.
R. Toombs.
S. W. Mays.
By J. P. Smith
J. J. Jarvis.
Their attorneys in fact.
W. E. Jackson
A Baker } Trustees
H H Hickman
By their attorney in fact
Eugene F. Verdery

1722] SINGLE ACKNOWLEDGMENT.—NOTARY PUBLIC.—VanBeek, Barnard & Tinsley, Printers and Stationers, St Louis. [Class 6.

THE STATE OF TEXAS,
COUNTY OF Tarrant } BEFORE ME, W. E. Knuland
Notary Public of Tarrant County, personally appeared J. P. Smith & J. J. Jarvis attys in fact for R. Toombs & S. W. Mays
and Eugene F. Verdery atty in fact for W. E. Jackson A. Baker & H. H. Hickman who resides at Ft. Worth in said
County, Tex. who are to me well known, and acknowledged that they signed, executed
and delivered the foregoing instrument of writing, bearing date the 28th
day of April 1878, for the purpose and consideration therein
specified.

TO CERTIFY WHICH, I hereunto sign my name and affix my seal,
this 6th day of December A. D. 1878

W. E. Knuland
Notary Public, Tarrant County, Texas.

The State of Texas-

Dallas County-In the County Court -ofsaid County-Sept.term-83

To the Honorable Ed.Bower County Judge of said county-

Your petitioner, J.C.Boyd , complaining of W.H.Flippen., executor of the estate of Robert Toombs, deceased represents -

That petitioner resides in Tarrant County & that said executor resides in Dallas County & is regularly appointed & acting as executor of said estate in said county of Dallas-

That heretofore to wit-on the29-th day of April 1878, R.Toombs -said decedent&S.W.Mays-through W E Jackson H H Hickman & A Bak er as trustees for said Mays , made executed & delivered to your petitioner thier certain bond for title in writing -the said bond having been executed as said decedent Toombs by J P Smith & J J Jarvis of Tarrant county attorneys in fact for said Too Toohbs & as to said trustees for Mays by Eugene F Verdery for said trustees as thier atty in fact-& duly acknowledged by them severally before W E Kneeland a notary public in & for Tarrant County Texas on the 6 th day of December 1878as thier act & deed for said principals-In which bond for title the said prin cipals bound themselves unto your petitioner in the penal sum of $1230.00 & thier hiers [illegible]gns&c conditioned as follows - That whereas at said date the said obligors did xxxdx-sell by said bond to your petitioner for the consideration of $640.00 the sum of $240.00 being paid in cash to said Smith & Jarvis & agents for said principals which payment is evidenced by thier re-ciept for same taken at said 29-th April-78& is herewith filed marked Ex A & made a part of this petition-)a certain tract of land situated in said county of Tarrant -more particularly hereafter described-& remainder secured by two notes of even date with said bond for the sum of $200.00 each-due as follows xxx-

I-note due on 25-th day of December 1878 & I-note due on 25-th day of December 1879-which two notes have been fully paid off & discharged & which are herewith filed and marked Ex's B & C respectively & asked to be made a part of this petition - said bond being herewith filed & marked Ex D & asked to be made a part of this petition-

Said land so agreed to be conveyed is bounded & described as follows-A part of the Herman Dikeman survey -Beginning at S E cor of same Thence N with E line of same 950 varas -Thence West 950 varas a stake-from which -- Thence South 950 varas a rock in mound in S line of s'd surv Thence 950 vrs with south line of said Dikeman survey to the be ginning -Containing 180 acres -

That afterwards said R Toombs & before the payment of any of the said notes obtained full tit le to said notes by a transfer of all other of said interests t to him in his lifetime & before his death which occurred ~~since~~ after the maturity of the last of said two notes the entire purchase money was paid to his said agents at Tarrant County - Smith & Jarvis & they forwarded to him in Georgia the same befo fore his death & asked that he make a deed to petitioner but he died before so doing-

xxxxRxxmkxxxxxx-xx-petitioner avers that said W H Flippen is now acting in the stead of said decedent for the purposes of attending this & other like purposes as executo of said decedent under the direction of this court -Wherefore he asks that said executor be cited to appear at the next term of this court & on hearing the proofs herein that he be decreed to make title to said lands in fee simple with general warranty as his said principal bond himself to do - & for general relief

cc Cummings & W. L. Williams Attys for Petitioner

Service of written acceptor
and citation waiver
this June 28/86

[illegible]

Administrator of
Robt Toombs.

No

Dallas County Court

vs

J. C. Boyd

vs

W. H. Flippen Ex'r

R. Toombs

Pepp Petition to make deed &c

Filed June 28 1886

W. H. Cheeg Clk

By L. H. Hughes

Cummings, Holland & Hovenkamp,

Lawyers,

Land & Loan Agents

FORT WORTH, - TEXAS.

June 28/86. Citation on written waiver & service a copy

W. H. Flippen

Admr of Robt Toombs

per Lehmann

atty

... BY THE DALLAS GENEALOGICAL SOCIETY-1977

Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilks and State of Georgia are held and firmly bound to

J. T. Pulliam

of the County of Tarrant and State of Texas in the

sum of Sixteen hundred DOLLARS,

to be paid to said executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 15th day of September A. D. 188 2.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert

Toombs upon payment

of the Promissory Note 2 hereinafter described, and the interest thereon, as agreed and promised by said J. T.

Pulliam

agreeably to the terms of said notes, dated 15th Sept, 188 2, and made payable as follows, to-wit:

one of said notes payable in one year, and another in

two years, and another in three years, from date,

each note for the sum of Two hundred dollars

and bearing interest from date untill paid

at the rate of ten pr cent per annum

The whole consideration being Eight hundred dollars

1/4 of which ($200,00) is paid in hand, the receipt

whereof is hereby acknowledged

shall convey to said

J. T. Pulliam his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

Being part of the J. Wilcox Survey No. 47. 640 Acres

beginning at a Stake in the N. line of said J. Wilcox

Survey No. 47 25.00 Chains East of the N. W. corner of said

Wilcox Survey. Thence E. 25.00 chains with the North

line of said Survey, a pile of Stones. Thence

with the S. line 26.00 chains to a Stake. Thence

N. 64.00 chains to the place of beginning. Contain-

ing 160 Acres more or less

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by a Warranty Deed, in common form, duly executed and acknowledged,

and in the mean time shall permit said J. T. Pulliam

to occupy and improve said premises

for his own use, then this obligation to be void; otherwise it shall remain in full force.

R. Toombs SEAL

The State of Georgia
County of Habersham

BEFORE ME J. H. Addison

Clerk of the Superior Court, in and for said County, State, on this

day personally appeared Robert Toombs well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed

the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 12th day of September

A. D. 1882 J. H. Addison

Clerk Superior Court Said Co., State

Exhibit "A"

BOND FOR TITLE.

Robert Toombs

J. T. Pulliam

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Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

J. T. Pulliam

of the County of Tarrant and State of Texas in the

sum of Twenty Two hundred DOLLARS,

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 15th day of September A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said J. T. Pulliam

agreeably to the terms of said notes, dated 15th Sept. 1882, and made payable as follows, to-wit:

one of said notes payable in one year from date, and another in two years, and another in three years from date, each note for the Sum of Two hundred and seventy five dollars, and bearing interest form date [illegible] the rate of ten per cent [illegible] the whole consideration being Eleven hundred dollars 1/4 of which is paid in hand ($275.00) the receipt whereof is hereby acknowledged

shall convey to said

J. T. Pulliam his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

Being part of the J. Wilcox Survey of 640 Acres No. to F. F. Foscue, Thence N. with the E. line of the Survey Foscue's land 30.00 Chains to a Stake. Thence W. 40.00 Chains to the W. line of the said Wilcox Survey Thence N. with the W. line of said Survey 50.00 Chains to the N. W. corner of the said Survey Thence E. with the N. line to the corner of a 10 acre tract heretofore sold to J. T. Pulliam. Thence S. with said Pulliam land to his S. W. corner. Thence E. with Pulliams S. line to the E. line of said J. Wilcox Survey. Thence S. 70.00 Chains to the place of beginning.

Containing 510 Acres

Deed, in common form, duly executed and acknowledged, by a Warranty and in the mean time shall permit said J. T. Pulliam to occupy and improve said premises

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...D FOR TITLE.

...t Toombs

TO

...Pulliam

In consideration that R. Toombs has made, executed and delivered to F. F. Fascue a warranty deed, at my instance and request, to the South East quarter of the J. Wilcox survey No. 43 one hundred & sixty acres and the north part of the South West quarter of said Wilcox survey No 43. herein described, in all 200 acres. I hereby relinquish all right and claim to said 200 acres of land and hereby fully release said R. Toombs from all liability and obligation upon the within title bond so far as it bind said Toombs to make deed to said 200 acres of land herein mentioned.

Fort Worth, Texas 18th May AD. 1883

J. T. Pulliam

Clerk Supreme Court Said Co., State

A. D. 188 2 J. H. Addison

Given under my hand and seal of office, this 12th day of [illegible]

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

The State of Georgia
County of Robertson
Clerk of the Supreme Court, in and for Said County, State, on this day personally appeared Robert Toombs Title Bonds to me

BEFORE ME J. H. Addison

Robert Toombs SEAL

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said J. T. Pulliam to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Field notes of J. T. Pulliam's land part of the J. Wilcox survey No. 43. Patent No. 938 vol. 2. of 640 acres

Field notes of J. J. Pulliams land part of the J. Wilcox Survey No. 43. Patent No. 928 Vol. 2. of 640 acres Beginning at a Stake on the East line of the J. Wilcox Survey No. 43 in Tarrant Co. Texas and the water of the West Fork of Trinity River. 16½ chains South of the N.E. cor. of the said Survey. being the S. E. cor. of a 10 acre tract heretofore sold to J. J. Pulliam dated 22nd day of May 1879 Thence South with the East line of said Survey 24.50 chains to a Stone on said East line being the N. E. cor. of a tract heretofor Sold to F. F. Foscue out of this Survey.

Thence west with the North line of the said Foscues land 80.00 chains, to a Stake on the west line of the said J. Wilcox Survey No. 43. Thence North with said west line 41.00 chains, to the N. W. cor. of the said Survey. Thence East with the North line of the said Survey 74.00 chains to a Stake on said North line, being the N. W. cor of the said 10 acre tract. Thence South 16.41 chains with the west line of said 10 acre tract a Stake. Thence East 6.00 chains to the beginnin. Containing 310 acres more or less.

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The State of Texas } County Court
County of Dallas } Term A.D. 1886.

To the County Court of said County:

J. S. Sullivan, complaining of W. A. Griffin, administrator of the estate of Robert Doombes, deceased, represents that plaintiff resides in Tarrant County and the defendant in Dallas County in said State.

That heretofore, to-wit; on the 15th day of September A.D. 1882 the said Robert Doombes, in his lifetime, for a valuable consideration made, executed and delivered to plaintiff his certain bond for title to land, whereby he bound himself, his heirs, executors &c. upon the payment of certain notes therein mentioned, to make execute and deliver to the plaintiff a warranty deed to the said land: that the land so agreed in said bond to be conveyed by deed is described by metes and bounds as follows, to-wit: 160 acres, more or less, out of the Jacob Wilcox

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survey No. 47 in Tarrant County Tex.
; Beginning at a stake in the North
line of said Jacob Wilcox survey No
47. 25 cc Chains East of the North West
corner of said Wilcox survey. Thence
East 25 cc Chains. with the North line
of said survey. a file of Stones.
Thence South 64 5/9 Chains to the South
line of said survey. a stake.
Thence West. with the South line 25 cc
Chains. to a stake.
Thence North 64 5/9 Chains to the begin-
ning. That there now remains un-
paid a part of the purchase money
agreed to be paid. but Plaintiff can
not now give the exact amount.
Plaintiff further alleges that he has
been willing and anxious to pay the
said purchase money and procure
a deed of conveyance to said land
but could never get a deed and that
he is now ready and here offers to
pay said purchase money and re-
ceive a deed of conveyance. The title
bond herein mentioned is hereto at-
tached and made part hereof and
is marked Exhibit "A."

Plaintiff also further alleges that on
to: wit: the said 15th day of September

is marked Exhibit A.

Plaintiff also further alleges that on to: wit: the said 15th day of September A.D. 1882. the said Robert Coombs. in his lifetime. made. executed and delivered to plaintiff his certain other bond for title to land. whereby he agreed and bound himself. his Heirs. executors. and administrators upon the payment of certain notes therein mentioned. to make. execute and deliver to plaintiff a warranty deed of conveyance to the land therein mentioned, that the said land therein mentioned is described by metes and bounds as follows. to; wit; 510 acres out of the Jacob Wilcox survey No. 43.: Beginning at the South East Corner of the said Wilcox survey No. 43. Thence West. with the South line of said Wilcox survey 40 00 Chains to a stake. being the corner of a 120 acre tract heretofore sold out of this survey to S. F. Fossey
Thence North. with the East line of the said Fossey's land 30 00 Chains to a stake
Thence West 40 00 Chains to the West line of the said Wilcox survey.
Thence North. with the West line of said

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survey 50.00 Chains. to the North West
corner of the said survey.
Thence East. with the North line to the
corner of a 10 acre track heretofore sold
to J. S. Pilliam.
Thence South. with said Pilliams land
to his South West corner.
Thence East. with Pilliam's South line
to the East line of said J. Wilcox survey.
Thence South 70.00 Chains to the beginning
Shah on. to: wit: 18th day of May 1883 the
Plaintiff released said Robert Toombs
from his obligation to convey 200
acres of said land and that said Toombs
was then only bound to convey to
Plaintiff 310 acres of said land. That
the said 310 acres of land is described
by metes and bounds as follows. to-
wit: Beginning at the a stake in the
East line of the Jacob Wilcox survey
No. 40 - 16.00 Chains South of the North
East corner of the said survey. being
the South East corner of a 10 acre tract
heretofore sold to J. S. Pilliam. 22 May
1879. Thence South with the East line of
said survey 24.59 Chains to a stone on said
East line. being the North East corner

of a tract heretofore sold to G. G. Greene

East line. Being the North East corner

of a tract heretofore sold to F. F. Foscue out of this survey.
Thence West. with the North line of the said Foscue's land 80.00 Chains to a stake on the West line of the said J. Wilcox survey No. 40.
Thence North with said West line 41.00 Chains to the North West corner of said sur.
Thence East. with the North line of the said survey 74.00 Chains to a stake on said North line being the North West corner of the said 10 acre tract.
Thence South 16.41 Chains. with the West line of said 10 acre tract. a stake.
Thence East 6.30 Chains to the beginning
That there remains due and unpaid upon both said tracts of land about $1400.00 which plaintiff has been ready to pay upon the delivery of a deed and which he is now ready & willing to pay. whenever he can procure a deed of conveyance. The said title bond and the field notes of the said 310 acres as made out and delivered to plaintiff by said Robert Coombs. through his Agent J. J. Chitwood. are hereto attached and made

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part hereof.

Wherefore plaintiff prays that defendant be cited to answer this complaint, that the said defendant be required to make, execute and deliver to plaintiff a good and sufficient deed of conveyance to said lands herein described and that he have judgment for his costs including a reasonable attorneys fee. and for general relief.

Oliver L. Kennedy
Atto. for Plaintiff.

J. T. Pulliam
vs.
W. H. Flippin Admr
of R. Toombs' Est.

Complaint for Specific Performance

Filed May 29 1884
W. H. Hill Clk
By F. H. Hughes

May 26th 1884. Citation waived, notice of
written acceptor. Mr H. Flippen Administrator
of Robt Toombs Dec'd
by Leslie & Henry atty

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W. H. Walker
v
W. H. Flippin. Admr
of Robert Toombs Decest

Application for Order allowing Administrator to Comply with Title Bond

To the Honorable Ed Bowers County Judge of Dallas county the Petition of W. H. Walker who Resides in Tarrant County Texas Respectifuly Presents to your honor that heretofore on the 22 day of December 1882 Robert Toombs Late of the State of Georgia but now Decest made and Executed and deliverd to W. H. Walker of the County of Tarrant and State of Texas a certain bond for title Obligating the Said R Toombs his Executors Administrators and Assigns to make Execute and deliver to the Said W. H. Walker a Warranty deed Conveying title in fee simple to the folling described property Situated in Tarrant County Texas and being a part of the S Rendon Survey of 3129 acres Patent No 266 Vol 12 Begining at the N. E. corner of lot No 6 of the Subdevision of Said Survey on the S line of 44 acres Sold to C. East thence S 15.00 Chains to the N E corner of a 200 acre tract Sold to Ship & Kenny a Stake thence W 20.00 Chains to a Stake thence N 15.00 Chains to the S line of lot No 5 thence E with Said S line of lot

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No 5 20 Chains to the beginning containing 30 acres Said title Bond being conditional that the Obligeer in Said Bond respectifuly would pay to the Said Obliga in Said bond certain promisory Notes for the ~~purcus~~ Purchase Money of Said Lands which Notes are payd and the Said Bond for title is hereto attached and made a part of this Petition and Marked A. and that the conditions of Said title bond has all ben complyed with by the Said W. H. Walker So that the Said Obligor ought in Law to perform his obligation Set forth in Said Bond that Since the performance of the conditions of Said Bond by the Obliga Should transfer and deliver to your Petitioner ~~all~~ ~~[illegible]~~ title to Said above described Lands and that the Said Obligor Robert Toombs died and is now dead that W. H. Hipp who resides in Dallas county Texas is the duly appointed Administrator of the Estate of the Said Robert Toombs deceased and that ~~[illegible]~~ you are now as Judge of Said dallas County in Probate will Enter an order

allowing said Administrator To ~~Comply~~
Carry out and perform all the Obligations
of said bond on the part of said
Obligor and to make execute and Deliver
To your ~~Said~~ petitioner warranty deed
Conveying to your Petitioner title in
fee simple to all of said above describ
ed property and Sign the same
as Administrator of the said
Robert Toombs deced and Cost of
this Suit for which your Petitioner
will Ever Pray

W.H. Walker

by M Gladson
Agent

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Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas. Filed A

BOND FOR TITLE.

Know all Men by these Presents, That Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

W H. Walker

of the County of Tarrant and State of Texas in the

sum of One hundred and Sixty five DOLLARS,

to be paid to said W. H. Walker his executors, administrators and assigns,

to the payment whereof I bind my self my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 22nd day of December A. D. 188 2

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said W. H. Walker

agreeably to the terms of said notes, dated Dec. 22nd 188 2, and made payable as follows, to-wit:

one of said notes payable in one year from date, and the other in two years from date, each note for the sum of Twenty Seven 50/100 dollars ($27.50) and bearing interest from date, until paid, at the rate of ten per cent per annum. The whole consideration being $82.50 of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said

W. H. Walker his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Rendon Survey Patent No. 266 Vol. 12 Beginning at the N. E. corner of lot No. 6 of the Subdivisions of said Survay on the S. line of 46 acres sold to C. East. Thence S. 15.00 chains to the N. E. corner of a 200 acre tract sold to Shipp & Kenney, a Stake, Thence West 20.00 chains to a Stake, Thence N. 15.00 chains to the S. line of lot No. 5 Thence E. with said S. line of lot No. 5 20.00 chains to the beginning. Containing 30 acres

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by a Warranty Deed, in common form, duly executed and acknowledged,

and in the mean time shall permit said W. H. Walker

to occupy and improve said premises

for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Geo. Dyson
C.S.C.

Ro. Toombs SEAL.

SEAL.

The State of Georgia
County of Wilkes

BEFORE ME George Dyson

Clerk of the Superior Court, in and for Wilkes County, Georgia, on this

day personally appeared Robt Toombs

Well known

to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed

the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 22 day of December

A. D. 1882.

Geo. Dyson

Clerk Superior Court Wilkes Co., Georgia

BOND FOR TITLE.

Robert Toombs

TO

W. H. Walker

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

On or before the 22nd day of December, 1884,

I promise to pay Robert Toomb or order

the sum of Twenty Seven and 50/100 Dollars, with interest from date

at ten per cent per annum until paid, for value received, the same being the Third

payment upon 30 acres of land, a part of the J. Rendon

survey in Tarrant County, Texas, and described as follows, to-wit:

Beginning at the N.E. corner of Lot No. 6 of the Subdivision of said Survey, on the E. line of [illegible] Thence S. 15.00 Chains to the N.E. corner of a 200 acre tract Sold to Ship & Kenny a Stake; Thence W. 20.00 Chains to a Stake; Thence N. 15.00 Chains to the S. line of Lot No. 5; Thence E. 20.00 Chains to the Beginning

Paid in full

for which a ~~deed~~ title bond is this day delivered, and upon which said land a vendor's lien is specially retained to secure payment of this note. Payable at Fort Worth, Tarrant County, Texas.

Witness my hand this the 22nd day of December, 1882

W H Walker

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W. H. Walker's note for $27.50 Due Dec. 22nd 1884

Seal of Henry
Alp of Pickel Towns

H 84-1 per O.S. Kennedy

I promise to pay Robert Toombs [illegible] day of [illegible], 1883, the sum of Twenty Seven and 50/100 Dollars, with interest from date at ten per cent per annum until paid, for value received, the same being the Second payment upon 30 acres of land, a part of the J. Kendon survey in Tarrant County, Texas, and described as follows, to-wit:

Beginning at the N.E. of lot No. 6 of the sub-divisions of said survey, on the S. line of ~~said~~ 46 acres sold to [illegible]. Thence S. 15.00 chains to the N.E. corner of a 200 acre tract sold to Ship & Kenny a Stake. Thence W. 20.00 chains to a Stake. Thence N. 15.00 chains to the S. line of lot No. 5. Thence E 20.00 chains to the beginning

for which a ~~deed~~ title bond is this day delivered, and upon which said land a vendor's lien is specially retained to secure payment of this note. Payable at Fort Worth, Tarrant County, Texas.

Witness my hand this the 22nd day of December, 1882

W. H. Walker

OGICAL SOCIETY-1977

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No. on the County Court
Dallas County Texas
Probate Doct
W. H. Walker
vs
W. H. Flippin Adm
of Robert ~~[illegible]~~ Toombs
Decest

Filed June 24th 1886
W. M. C. Hill Clerk
By D. Hughes D

Seized within accepts + citation waiver
this August 3/86 W H Flippen
Adm of Robt Toombs
By Leonard Henry
Cty of Adm

TITLE.

Toombs

Walker

SOCIETY-1977

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Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to J. T. Richeson

of the County of Johnson and State of Texas in the sum of One Thousand and Forty DOLLARS,

to be paid to said J. T. Richeson executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 7th day of February A. D. 1883.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said J. T. Richeson

agreeably to the terms of said notes, dated Feb. 7 1883, and made payable as follows, to-wit:

One of said notes payable in one year from date and another in two years from date, and another in three years from date, each note for the [illegible] at the rate of ten per cent per annum. The whole consideration being $520.00 1/4 of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said J. T. Richeson his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Kendon Survey, Patent No. 266 Vol. 12. Lot No. 13 of the Subdivisions of said Survey. Beginning at the N.E. corner of lot No. 13 being the S.E. corner of a 200 acre tract hereto- [illegible] with the S. line of said lot No. 13 36.15 chains. Thence N. 36.17 chains to a stake on the N. line of said lot No. 13. Thence E. 36.15 chains to the beginning containing 130 acres

The State of Texas } For and in consideration of the sum of six
County of Johnson } hundred dollars, $300.00 in hand paid C.C. King and $300.00 secured by his two promissory notes of even date hereof—We have transferred all of our right title and interest in and to the above and foregoing title bond, to the aforesaid C.C. King

Witness our hands this 31 day of June A.D. 1886

J. T. Richeson
J. A. Richeson

by a Warrant Deed, in common form, duly executed and acknowledged,

and in the mean time shall permit said J. J. Richeson to occupy and improve said premises

for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Geo Dyson

Robt Toombs SEAL.

SEAL.

The State of Georgia
County of Wilkes

BEFORE ME George Dyson
Clerk of the Superior Court, in and for said County, State, on this
day personally appeared Robert Toombs who
is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 7th day of February
A. D. 1883

Geo. Dyson
Clerk Superior Court Wilkes Co., Georgia

BOND FOR TITLE.

Robert Toombs

TO

J. J. Richeson

GENEALOGICAL SOCIETY-1977

The State of Texas } Before me J. E. Hockman J. P.
County of Panola } and Ex. Off. Not. Pub. in and for
Panola County, On this day personally
appeared J. D. Richeson and J. A. Richeson
wife of J. D. Richeson known to me to be the per-
sons whose names are subscribed to the above title
bond and acknowledged that they signed and
delivered it for the purposes therein expressed
The said J. A. Richeson wife of J. D. Richeson having
been by me examined by me separate and apart from
her husband, acknowledged that is with her own
free will and act and that she signed the above
title bond without fear or compulsion on the part
of her husband, and that she did not wish to
retract it.

Witness my Official seal and signature
this 21 day of June A. D. 1866

J. E. Hockman J. P.
Ex. Officio Not. Pub.

Thence North 36 1/2 chains to a stake on the

ETY-1977

The State of Texas } County Court.
County of Dallas } August Term 1886.

To the County Court of said County;

A. L. King. complaining of W. H. Griffin. administrator of the estate of Robert Coombes. deceased. represents that plaintiff resides in Garrard and the defendant in Dallas County. in said State.

That heretofore. on to-wit: the 7th day of February A.D. 1883. the said Robert Coombes. in his lifetime. made. executed and delivered to J. S. Richeson. his certain bond for title by which he agreed and bound himself upon the payment of certain notes therein mentioned. and also bound his executors. administrators and assigns. to make. execute and deliver to J. S. Richeson. his heirs. executors or assigns. a warranty deed to 130 acres of land out of the J. Rendon survey in Garrard County Patent No. 266 Vol 12. Lot No. 13 of the sub-divisions of said survey; Beginning at the North East corner of Lot No. 13. being the South East corner of a 200 acre tract heretofore sold to Shipp and thence South 36 17 chains to the South East corner of said Lot No. 13. a stake.
Thence West. with the South line of said Lot No 13. 36 15 chains.
Thence North 36 17 chains to a stake on the

North line of said Lot No. 13.
Thence East 36 15 chains to the beginning.
That heretofore, to-wit, on the 21st day of June 1886, the said J. T. Richeson and his wife J. A. Richeson, for a valuable consideration transferred, and assigned said title bonds to plaintiff, C. C. King, as appears by said title bond hereto attached & made part hereof.
Wherefore plaintiff prays that citation issue to defendant, that he be required to answer this complaint and that he be required to make, execute and deliver a deed of conveyance for said land to plaintiff & for costs & general relief

C. C. King
vs
W. H. Gilpin, Adm
Plaintiff's Original
Petition

Feb-1883

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1700. Geo. D. Barnard & Co., Printers, Lithographers and Stationers, 423 N. Main Street, St. Louis. Class 2.

BOND FOR TITLE.

KNOW ALL MEN BY THESE PRESENTS, That I. Robert Toombs

of the County of Wilkes and State of ~~Texas~~ Georgia am held and firmly bound to

John Shankle

of the County of Tarrant and State of Texas in the

sum of Sixteen Hundred DOLLARS,

to be paid to said John Shankle

his executors, administrators and assigns,

to the payment whereof I ~~him~~ bind ~~myself~~ my heirs, executors and administrators, firmly by these presents.

Sealed with my ~~him~~ seal, and dated the 15th day of April A.D 1881.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Note hereinafter described, and the interest thereon, as agreed and promised by said John Shankle

agreeably to the terms of said Note, dated April 15th 1881, and made payable as follows, to-wit:

One Note for the sum of five hundred dollars due one year after date, and one Note for two hundred dollars due two years after date and one note for two hundred dollars due three years after date all of said notes bearing interest at ten per cent per annum from date until paid, and payable to R Toombs or order

John Shankle his shall convey to said

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

On Bank of J. Pilcox Survey No. 65 Beginning at the N.W. corner of said Survey, thence East 1553 varas thence South 495 varas thence West 1569 varas to the West Fork of the Trinity River. Thence North with the Meanders of said West Fork to the place of beginning Containing 160 acres more or less.

The sum of two hundred dollars paid in hand of the consideration for said Land

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by a Warranty Deed or Deeds, in common form, duly executed and acknowledged, and in the mean time shall permit said John Shankle to occupy and improve said premise for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in the presence of us: Robert Toombs Seal
By his attorneys in fact
J. P. Smith Seal
J. J. Jarvis

THE STATE OF TEXAS, } BEFORE ME, Cyrus W. Lamborn
COUNTY OF Tarrant } a Notary Public in and for the County of Tarrant personally appeared J. P. Smith and J. J. Jarvis to me well known, parties to the above instrument of writing, bearing date the 15 day of April A. D. 1881 and acknowledged separately that they had signed, sealed and delivered the same for the purposes and consideration therein stated.

IN TESTIMONY WHEREOF, I hereunto sign my name and affix my Notarial Seal, at my office in Fort Worth this Sixteenth day of January A. D. 1882

Cyrus W. Lamborn
Notary Public Tarrant County Texas

$ 12.542

BOND FOR TITLE.

R. Toombs

John Shankle

Received and Filed for Record this the 17 day of January A. D. 1882 at 11 o'clock A. M.

McCrayne
Clerk, Tarrant Co. Texas

Recorded Book X Page 124.

1 Ctr

THE STATE OF TEXAS, } I JOHN F. SWAYNE, Clerk, of the County Court in and County of Tarrant, for said County, do hereby certify that the foregoing instrument of writing was duly and correctly Recorded in my office on the 17th day of July A. D., 1882 in Record Book X Page 124 at 4 o'clock P. M.

In witness whereof, I hereunto set my name and affix the Seal of the said Court at office in Fort Worth, this 17 day of July A. D. 1882.

Jno. F. Swayne
Clerk, County Court, Tarrant County.

By W. C. Cleary Deputy.

... SOCIETY-1977

State of Texas } Dallas County Court
Dallas County } November Term 1881

To the Hon Dallas County Court,
Your petitioner John Shankle shows that on April 15th 1881. Robert Toomb executed his title bond and thereby agreed on the payment of the purchase money to make him title to 160 acres of land out of the J Wilcox Survey No 65. in Tarrant County Texas and fully described in said title bond attached hereto marked Exhibit "A" & made a part hereof. That said Toomb died before making such title and this court appointed W H Klippen his administrator. That petitioner is ready to pay the balance of said purchase money, and pays that said Klippen a resident of Dallas County be cited to answer hereto & for an order directing him to make such title & for costs &c

John Shankle
By A.P. Wozencraft Atty.

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cw

Jno Shankle

vs

W H Felippen

Admr of R Toomb

Petition pr dist

Filed Dec 7th 1886

M W C Heineck

By L Hughes, D.

notice of written acceptor. Citation Service waived & cause may be heard at any time. N or 26/86

W H Felippen

Admr of R Toomb

Pro Secretary Attys

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Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

F. M. Young

of the County of Tarrant and State of Texas in the

sum of Two thousand Six hundred and thirty Six ($2636,00) DOLLARS,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 15th day of September A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said F. M. Young

agreeably to the terms of said notes, dated 15th Sept. 1882, and made payable as follows, to-wit: one of said notes payable in one year from date, and another in two years from date, and another in three years from date. all of said notes for the sum of Three hundred and Twenty nine and 62/100 dollars. and bearing interest from date untill paid, at the rate of ten per cent per annum

The whole consideration being $. 1818,00 1/4 of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said

F. M. Young his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

being part of the Jacob Wilcox Survey of 640 Acres
Beginning at the S. W. corner of said Survey No. 38
an Elm, Thence North 81,50 chains to a Stake
Thence East 73,00 chains to a pile of Stones
on the N. line of said J. Wilcox Survey No. 38
Thence South 40,00 chains to a post-oak
on the N. line of the M. Hunt Survey No. 37.
Thence W. 2,00 chains to the N. W. corner of
the said Hunt Survey of 320 Acres No. 37
Thence South with the W line of the said
Hunt Survey 41,00 chains.
Thence W. with the S line of the said
J. Wilcox Survey No. 38 71,00 chains to the beginning
Containing 586 Acres, more or less.

-1977

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said F. M. Young to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Robert Toombs

SEAL.

SEAL.

The State of Georgia
County of Habersham

BEFORE ME J. H. Addison

Clerk of the Superior Court, in and for said County, State, on this day personally appeared Robert Toombs Well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 19th day of September A. D. 1882

J. H. Addison
Clerk Superior Court said Co., State

THE STATE OF TEXAS, County of Tarrant. I JOHN F. SWAYNE, Clerk, of the County Court in and for said County, do hereby certify that the foregoing instrument of writing was duly and correctly Recorded in my office on the 4th day of Nov A. D., 1885 in Record Book 40 Page 98 at 2 20 o'clock P M.

In witness whereof, I hereunto set my name and affix the Seal of the said Court at office in Fort Worth, this 4th day of Nov A. D. 1885

Jno F Swayne
Clerk, County Court, Tarrant County.

By L F O'Dunigg Deputy.

44720

BOND FOR TITLE.

Robert Toombs

F. M. Young

Filed for Record this November 3rd A.D. 1885 at 12 o'clock M.
Jno F. Swayne
Co. Clk.
By J. H. Prosser, Deputy.
Recorded Nov 4th 1885 in Vol 40 Page 98

9-15-82 Paid

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The State of Texas }
County of Dallas } ss County Court
November Term 1886

To the County Court of said County:

F. M. Young complaining of W. H. Flippen, admr of Robt Toombs, deceased, represents that the plaintiff resides in Tarrant County and the defendant in Dallas County in said state.

That heretofore, towit on the 15th day of September A. D. 1882, the said Robt Toombs made, executed and delivered to the said F. M. Young his certain bond for title to land, by which he bound himself, his heirs, executors and administrators, upon the payment of certain notes therein mentioned, to make execute and deliver to the said F. M. Young a warranty deed to 586 acres of the Jacob Wilcox survey of 640 acres, in Tarrant County, Texas; Beginning at the S. W. corner of said survey No. 38, an elm, Thence North $81\frac{50}{100}$ chains to a stake, Thence East $73\frac{20}{100}$ chains to a pile of stones on the N. line of said J. Wilcox survey No 38, Thence South $40\frac{50}{100}$ chains to a post oak on the N. line of the M. Hunt survey No 37, Thence West $2\frac{00}{100}$ chains to the N. W. corner of the said Hunt survey of 320 acres No 37, Thence South with west line of the said Hunt survey $41\frac{80}{100}$ chains, Thence West with the S. line of the said J. Wilcox survey No. 38, $71\frac{30}{100}$ chains to the beginning,

That all of the purchase money has been paid,

Wherefore plaintiff prays (over)

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that the said defendant be cited to answer this petition, that by decree he be compelled to make, execute and deliver to plaintiff a good and sufficient ~~warranty~~ deed of conveyance to said land and that plaintiff have judgment for costs and he prays for general relief.

F. M. Young
by C. C. Dart
agent

F. M. Young
W. H. Flippen
Adm. of Jr. Forms
Application
for deed

Filed Nov 13 1884
W. McKeid
Clerk

Nov 12/85. Citation, service + notice mailed + cause may be heard at any time.
W. H. Flippen Adm. of Jr. Forms
By Schuster Atty

TY-1977

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The State of Texas }
County of Dallas }

In the County Court in and for said County of Dallas, pertaining to Probate and other like purposes &c. Term A.D. 1886.

To the Hon. County Court in and for Dallas County, Texas

Your Petitioner, J. J. Lamis a resident citizen of the County of Tarrant and State of Texas, would respectfully represent and show unto your Honor, that he complains of W. H. Filipin who is a resident of the County of Dallas and State of Texas, and the duly appointed and qualified Administrator of the Estate of Robert Toombs deed in the State of Texas, For this, that heretofore to-wit: on the 19th day of November A.D. 1881, the said Robert Toombs made, executed and delivered to your petitioner his writing Title Bond in and by which said Title Bond he, the said Robert Toombs, agreed, obligated and bound himself to make, execute and deliver to your petitioner a deed with general

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warranty of title to a certain tract or parcel of land lying and being situated in the County of Tarrant and State of Texas, and containing 1280 acres more or less said survey known on the Map of Tarrant County in the name of Martin Garcia, and particularly described in said Title Bond which is hereto attached, marked "Exhibit A" to which reference is hereby had for more particular discription of said tract of land.

Your petitioner would further state that said Robert Toombs obligated and bound himself to make and deliver to your petitioner a deed with general warranty of title when your petitioner should pay off & discharge three several promissory notes for the sum of twelve hundred dollars each with the interest thereon accrued, said notes fully mentioned and set forth in said title bond.

Your petitioner ~~further~~ states that he has fully paid off & discharged all of said promissory notes in said title bond mentioned given for the purchase money for the land therein described.

1700 Geo. D. Barnard & Co., Printers, Lithographers, & Blank Book Makers, St. Louis Class 2

BOND FOR TITLE.

Know all Men by these Presents, That I, Robert Toombs

of the County of Wilkes and State of ~~Texas~~ Georgia am held and firmly bound to J. J. Jarvis

of the County of Tarrant and State of Texas in the sum of Nine thousand Six hundred DOLLARS,

to be paid to said J. J. Jarvis his executors, administrators and assigns,

to the payment whereof I bind myself heirs, executors and administrators, firmly by these presents.

~~Sealed~~ Signed with my hand ~~seal~~, and dated the 19th day of November A. D. 1881

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said J. J. Jarvis

agreeably to the terms of said notes, dated 19th, Nov. 1881, and made payable as follows, to-wit:

one for the sum of twelve hundred dollars due one year from date, one for twelve hundred dollars due two years from date and one for ~~three~~ twelve hundred dollars due three years from date all said notes on interest from date until paid at ten per cent per annum and payable to said Robert Toombs shall convey to said J. J. Jarvis his heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

Twelve hundred and eighty acres of land except forty-three acres heretofore sold off to El McDaniel by R. Toombs. S. W. Mays and others. Said 1280 acre Survey situated about 2 1/2 miles N. 41° West from Fort Worth known as Survey No. 72 by virtue of unconditional Certificate No. 20 issued by the Board of Land Commissioners of Nueces County on the 11th day of January A. D. 1848 to F. Belding on the 12th day of January A. D. 1848, and by said Belding transfered to David Snively on the 17th day of Dec. 1850, and by said Snively transfered to Robert Toombs, H. G. Catlett and G. W. Crawford on the 22nd day of July A. D. 1851, Said 1280 acre Survey known as the Martin Garcia Survey, and same Patented to Robert Toombs, the Heirs of H. G. Catlett and G. W. Crawford assignees of Martin Garcia No. 13409, Said Patent dated January

Exhibit A.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

977

28th A. D. 1859. Signed by H. R. Runnels, Governor, and Countersigned by Francis M. Whittle, Commissioner of the General Land Office. Said Patent on record in the County Clerk's Office of Tarrant County Texas in Stage 169, 161 & 162 of Records of Deeds Book "K" to which reference is here made for more particular description of said land. The consideration of Twelve hundred dollars paid in hand for said land by said J. J. Harris. The receipt whereof is hereby acknowledged.

by a Warranty Deed of Deeds, in common form, duly executed and acknowledged,

and in the mean time shall permit said J. J. Jarris to occupy and improve said premises

for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

J. Boyce Ticklen
Wm. Simpson Georgia

Robert Toombs (Seal)
(Seal)

THE STATE OF ~~TEXAS~~,
County of Wilkes

BEFORE ME Geo. Dyson
~~Clerk~~ Judge of the Court of Ordinary ~~Court~~, in and for Said Wilkes County, ~~Texas~~ Georgia, on this day personally appeared Robert Toombs to me known to me.

to be the person whose name is subscribed to the foregoing instrument, and acnowledged to me that he executed the same for the purposes and considerations therein expressed. & signed Seald & delivered the Same

Given under my hand and seal of office, this 17th day of November A. D. 1881

Geo. Dyson
~~Clerk~~ Judge of the Court of Ordinary of Co., ~~Texas~~ Georgia

THE STATE OF TEXAS,
County of Tarrant

I, John F. Swayne, Clerk, of the County Court in and for said County, do hereby certify that the foregoing instrument of writing was duly and correctly Recorded in my office on the 3rd day of Dec. A. D., 1881 in Record Book 2 Page 347 at 4 o'clock P. M.

In witness whereof, I herennto set my name and affix the Seal of the said Court at office in Fort Worth, this 3rd day of Dec. A. D. 1881

Jno. F. Swayne
Clerk, County Court, Tarrant County.

By H. Bewley Deputy.

Dec. 1881 2 BO

BOND FOR TITLE.

Robt. Toombs

—TO—

J. J. Jarris

HYDE JENNINGS,
Lawyer & Notary Public,
FORT WORTH, TEXAS.

Received and Filed for Record this the 3rd day of Dec. A. D. 1881 at 4 o'clock P. M.

Jno. F. Swayne
County Clerk, Tarrant Co. Texas.

Recorded 1882
V. 95 p.
ad
$100.00

Petitioner further states that said Robert Toombs has departed this life since the making and delivery of said title bond and has failed to make deed as aforesaid in his life time to the land described as aforesaid and further states that the said W. F. Filippin has been duly appointed the Administrator of said Robert Toombs dec'd by the Probate County Court of Dallas County Texas, where the administration of said Estate is open and pending.

Premises considered your petitioner prays that upon a final hearing hereof your Honor will order adjudge and decree that the said W. F. Filippin as aforesaid make, execute and deliver to your petitioner a deed to the land herein described and set forth in the title Bond aforesaid, to your petitioner as the law directs, and prays that said W. F. Filippin as aforesaid be cited to answer this petition and pray for costs of suit and for such other and general relief in the premises as he may seem entitled to in law & Equity & as in duty bound will ever pray &c.

J. J. Jarvis
For himself

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No 911

J. J. Jarvis
vs:
Estate R. Toombs.
Decd.

Original
Petition for
order for title
to Land

Filed Dec 6th 1886
[illegible]
By [illegible]

Notice of written accepted. Citation & service paid. and cause [illegible] at any time. Dec 6th 1886
[illegible]
Court of Govt Toombs
By [illegible] Atty

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

SOCIETY-1977

The State of Texas } County Court.
County of Dallas } August Term 1886.

To the County Court of said County:

J. J. Scott, complaining of W. A. Slippin Admr. of R. Coombs deceased, represents that plaintiff resides in Garrett County and defendant in Dallas County, in said State.

That heretofore, ~~22 Nov.~~ to-wit: on the 22 Nov. 1880, the said R. Coombs, made, executed and delivered to Calvin East a bond for title to land, in which he bound himself, his heirs, executors and administrators, upon payment of certain notes therein mentioned to make, execute & deliver a warranty deed to said East his executors, administrators and assigns to 46 acres of land out of J. Reardon survey Beginning 950 South 495 varas East from the North West corner of said survey, thence North 573 varas to the South West corner of a forty acre tract sold to J. B. Thompson, thence East 572 varas said Thompson S. E. corner.
Thence South 573 varas.
Thence West 572 varas to the beginning known as Block 4 of subdivision of said survey.

That heretofore, to-wit: on the 12 Nov 1885, said Calvin East & his wife Mary East

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

for a valuable consideration transferred set over and assigned said title bond to plaintiff, as will more fully appear by reference ~~That all of the purchase~~ to said title bond hereto attached marked Exhibit "A".

That all the purchase money has been paid.

Wherefore plaintiff prays that defendant be cited to answer this petition, that by decree he be compelled to make, execute and deliver to plaintiff a good and sufficient deed of conveyance for said land, that plaintiff have judgment for costs, attorneys fees & general relief.

Oliver S Kennedy,
Atto for Plaintiff

The State of Texas

The State of Texas,

County of Tarrant } BEFORE ME, J. E. Hickman a J. P. & Ex Off

Not Pub in and for Tarrant County, Texas, on this day personally appeared Calvin East & Mary J. East wife of Calvin East known to me

to be the person whose name is subscribed to the foregoing instrument. And having been examined by me privily and apart from her husband, and having the same fully explained to her, she the said Mary J. East, acknowledged such instrument to be her act and deed, and declared that she had willingly signed

COUNTY OF TARRANT. } I, JOHN F. SWAYNE, Clerk of the County Court of said County, do hereby certify that the above instrument of writing, dated on the 12th day of Nov 1885, with its Certificate of Authentication, was filed for record in my office, this 12th day of Feby, A. D. 1886, at 12th o'clock P M., and duly recorded the 13th day of Feby A. D. 1886, at 9 30 o'clock A M. in the Records of said County, in Vol. 40 on pages No. 595

WITNESS my hand and seal of the County Court of said County, at my office in Fort Worth, Texas, the day and year last above written.

Jno F. Swayne
Clerk County Court, Tarrant County.

By L. F. O'Dohigg Deputy.

ETY-1977

The State of Texas,

County of Tanant

BEFORE ME, J. E. Hickman J. P. & Ex. Off. Not. Pub. in and for Tanant County, Texas, on this day personally appeared Calvin East & Mary J. East wife of Calvin East known to me to be the person whose name is subscribed to the foregoing instrument. And having been examined by me privily and apart from her husband, and having the same fully explained to her, she the said Mary J. East, acknowledged such instrument to be her act and deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN under my hand and seal of office, this 12th day of Nov, A. D. 1880

J. E. Hickman J. P.
& Ex. Off. Not. Pub.

ETY-1977

by a Warranty Deed or Deeds, in common form, duly executed and acknowledged, and in the mean time shall permit said Calvin East to occupy and improve said premise for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in the presence of us: Robert Toombs

THE STATE OF TEXAS, COUNTY OF TARRANT. } I, JOHN F. SWAYNE, Clerk of the County Court of said County, do hereby certify that the above instrument of writing, dated on the 24th day of Nov 12 1880, with its Certificate of Authentication, was filed for record in my office, this 12th day of Feby A. D. 1886 at 12 o'clock P M., and duly recorded the 13th day of Feby A. D. 1886 at 9 o'clock A M. in the Records of said County, in Vol. 40 on pages No. 595 & 596.

WITNESS my hand and seal of the County Court of said County, at my office in Fort Worth, Texas, the day and year last above written.

Jno. F. Swayne
Clerk County Court, Tarrant County.
By L. F. O'Dulrigg Deputy.

25556

BOND FOR TITLE.

Robert Toombs

TO

Calvin East

Filed for record this February 12th 1886 at 12:40 P.M.
Jno F. Swayne
Co. Clk.
By J. F. Prosser. D.C.
Recorded Feby 13. 1886 in Vol 40 Page 595

11-22-88

{over} $1.50 Paid

[illegible] Court and Mary F. East my wife [illegible] for and in consideration of the sum of [illegible] hundred dollars to me in hand paid by J. J. Scott the receipt whereof is hereby acknowledged, have bargained sold and released all of our right title and interest in and to the within title Bond

In testimony whereof we have hereunto set our hands this the 13th day of Nov A.D. 1885

Calvin X East
Mary F. X East

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

1900. Geo. D. Barnard & Co., Printers, Lithographers and Stationers, 423 N. Main Street, St. Louis. Class J.

BOND FOR TITLE.

KNOW ALL MEN BY THESE PRESENTS, That I Robert Toombs of the County of Wilkes and State of ~~Texas~~ Georgia and held and firmly bound to Calvin Eash of the County of Tarrant and State of Texas in the sum of Three hundred and Sixty-eight DOLLARS, to be paid to said Calvin Eash his executors, administrators and assigns,

Sealed with my hand ~~and seal~~, and dated the 22nd day of November A. D. 1880.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Note hereinafter described, and the interest thereon, as agreed and promised by said Calvin Eash agreeably to the terms of said Note, dated Nov. 22nd 1880, and made payable as follows, to-wit: One for sum of Sixty-nine dollars due Nov. 22nd A.D. 1881. One due Nov. 22nd A.D. 1882, for Same amount both said Notes signed by said Calvin Eash and payable to Robert Toombs or order and bearing interest at ten per cent per annum from ~~date until paid~~

shall convey to said Calvin Eash his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

Forty-Six acres of land part of the J. Renlon Survey. Beginning 950 varas South and 950 varas East from the North West Corner of the Original Survey. Thence North 543 varas to the S. W. Corner of a forty acre track sold to J. B. Thompson Thence East 572 varas Said Thompson's S. E. Corner Thence South 543 varas. Thence West 572 varas to the place of beginning, and Known as Block No 4 of subdivision of said J. Renlon Survey.

THE STATE OF TEXAS,

S E Corner. Thence North 572 varas to the place of beginning and known as Block No 4 of subdivision of said J. Rendon Survey.

THE STATE OF TEXAS,
COUNTY OF Dimmit } BEFORE ME, J E Heckman J P
Ex Off Notary Pub in and for Dimmit County, Texas, on this day personally appeared Calvin East

known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN under my hand and seal of office, this 12th day of Nov A. D. 1886.

J E Heckman J P
Ex Off Notary Pub

OCIETY-1977

J. J. Scott
vs
W. N. Flippin Admr
R. Toombs. dcd

Plaintiffs Original
Petition

Filed Nov 13 1886
W M McGhill
Clerk

Nov 13/86. Citation, service & notice waived, and cause may be heard at any time
Flippin Admr
& Robert Toombs
By Jesse L Berry his Atty

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

CAL SOCIETY-1977

NO. ONE
OF TWO

1374

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

ADMINISTRATOR'S BOND

The State of Texas, | **Estate of** Robert Toombs (deceased)
COUNTY OF DALLAS.

KNOW ALL MEN BY THESE PRESENTS, *That we,* J. D. Miller
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 Two Thousand _____ *Dollars; conditioned that the above bound* J. D. Miller, *who has been appointed* administrator, &c., *of the estate of* Robert Toombs *shall well and truly perform all the duties required of him under said appointment.*

WITNESS *our hands and seals, this* 12 *day of* May 189

J. D. Miller (SEAL)
J. L. Marsalis (SEAL)
W. M. Miller (SEAL)

I DO SOLEMNLY SWEAR that Robert Toombs *deceased, died ~~without leaving any lawful will, so far as I know or believe; and~~ that I will well and truly perform all the duties of Administrator of the Estate of said deceased.*

J. D. Miller

Sworn to and subscribed before me this 12 *day of* May 189

A. B. Scott
County Clerk, Dallas County, Texas.

By J. F. Lewis *Deputy.*

THE STATE OF TEXAS,

TO ALL PERSONS INTERESTED IN THE ADMINISTRATION OF THE ESTATE OF

Robert Toombs DECEASED.

J. D. Miller *has filed in the County Court of Dallas County, an Application for letters of Administration upon the Estate of said decedent* De Bonis non

which will be heard at the next term of said Court, commencing the Fourth *Monday in* February *A. D. 189*1 *, 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, S. B. SCOTT, *County Clerk of Dallas County, Texas.*

Given under my hand and the seal of said Court at office in the City of Dallas, this 11 *day of* February 189*1*

S. B. SCOTT,
County Clerk, Dallas County, Texas.

By J. F. Lewis *Deputy.*

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No. 911

COUNTY COURT,

DALLAS COUNTY.

Administrator's Bond.

ESTATE OF

Robt Toombs

Filed May 12 189 1

S. B. SCOTT, Clerk,

By J F Lewis Deputy.

Approved this 13th day of

May 189 1

E H Bowe

County Judge Dallas County.

FK 4/587

A. D. Aldridge & Co. Stationers, Printers and Binders, Dallas

Recorded, Vol. 1, Page 235

62

911

COUNTY COURT.

ESTATE OF

Robert Toombs

Deceased.

NOTICE OF APPLICATION FOR LETTERS OF ADMINISTRATION.

Issued this 11 day of Feb

A. D. 1891

S. B. SCOTT, Co. Clerk,

By J. F. Lewis Deputy

SHERIFF'S RETURN.

Came to hand the 12 day of February 1891, and executed the 12 day of February 1891, 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 Lewis

Sheriff Dallas County

By D H Moore Deputy

PLOWMAN JOB PRINT 711 ELM ST. DALLAS, TEXAS.

Fees 3 Copies 3 00

Record 8 214

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

NOTICE OF FILING ANNUAL ACCOUNT—[ADMINISTRATOR.]

THE STATE OF TEXAS,

To all Persons Interested in the Administration of the Estate of

Robert Toombs Deceased.

J. S. Miller de bonis non, of said estate Administrator, has filed, in the County Court of Dallas County, his Final Account showing the condition of said Estate, and praying to be finally discharged as such Administrator, which will be heard at the next term of said Court, commencing on the First Monday in February A. D. 189 3, at the Court House in the City of Dallas, at which time all persons interested in said Estate may appear and contest said Account if they see proper.

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 31st day of December A. D. 189 2

L. H. Hughes S. B. SCOTT,
County Clerk Dallas County, Texas.

By A. S. Jackson Deputy.

THE STATE OF TEXAS, To all Persons Interested in the Administration of the Estate of Robert Toombs, Deceased. J. S. Miller, Administrator de bonis non of said estate, has filed, in the County Court of Dallas county, his final account showing the condition of said estate, and praying to be finally discharged as such administrator, which will be heard at the next term of said court, commencing on the first Monday in February, A. D. 1893, at the court house in the city of Dallas, at which time all persons interested in said estate may appear and contest said account if they see proper.
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 the 31st day of December, A. D. 1892.
L. H. Hughes, County Clerk, Dallas County, Texas.
By A. S. Jackson, Deputy.

THE STATE OF TEXAS,

To all Persons Interested in the Administration of the

Estate of Robt Toombs Deceased.

J. S. Miller Administrator, has filed, in the County Court of Dallas County, Annual Account showing the condition of said Estate.

which will be heard at the next term of said Court, commencing on the First Monday in November A. D. 189 2, at the Court House in the City of Dallas, at which time all persons interested in said Estate may appear and contest said Account if they see proper.

Witness, S. B. SCOTT, County Clerk of Dallas County, Texas. Given under my hand and the seal of said Court, at office in the City of Dallas, this 12 day of September A. D. 189 2

S. B. SCOTT, County Clerk, Dallas Co., Texas.

By J. F. Lewis Deputy.

77

62

No. 911

COUNTY COURT.

ESTATE OF

Robt Toombs

Deceased.

NOTICE OF FILING ANNUAL ACCOUNT

Issued this 13 day

of September 1892

S. B. SCOTT, Co. Clerk,

By T. F. Lewis Deputy.

Floyd Shock & Co., Stationers, Dallas, Texas.

Came to hand Sept 13th 1892 and Executions same day received by posting up three copies of this notice at three public places in the county of Dallas one of which was the court house door of said County

Wm Lewis Sheff
By T F Corson Dy

Fees
Copies $3.00

200
200
400.00

Jan 6

No. 911

COUNTY COURT.

ESTATE OF

Robert Toombs

Deceased.

Notice of Filing Annual Account.

Issued this 31 day of

December 1892

L. H. Hughes
~~S. B. SCOTT~~,
COUNTY CLERK.

By A. S. Jackson Deputy.

A. D. Aldridge & Co., Stationers, Printers and Binders, Dallas.

publish for at least 20 days

Boyd Judge
Leak
Leak Shepherd
& Miller

Came to hand Dec 31st 1892 and Executed by causing same to be published in the Liberator a weekly newspaper published in the City and County of Dallas State of Texas for twenty days prior to noon day thereof to wit-

Jany 6th 1893 to Jany 27th 1893

The State of Texas } ss
County of Dallas } on this day personally appeared before the undersigned authority J. S. McCullough who being by me duly sworn upon his oath says that he is editor & publisher of the Liberator, and that he caused the sixteen notice to be published in said paper for 20 days to wit from January 6. 1893 to January 27. 1893 inclusive

Wm E Cobbell Sheff
By T F Corson Dy

Sworn to and subscribed before me this 28 day of January 1893. L. H. Hughes Cnt Co. Cnt Dy

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE STATE OF TEXAS,

To all Persons Interested in the Administration of the Estate of Robert Toombs Deceased.

W. H. Flippen Administrator, has filed, in the County Court of Dallas County Annual Account showing the condition of said Estate.

which will be heard at the next term of said Court, commencing on the Fourth Monday in August A. D. 1889 at the Court House in the City of Dallas, at which time all persons interested in said Estate may appear and contest said Account if they see proper.

WITNESS, ~~S. B. Scott~~ ~~W. M. G. 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 27 day of July A. D. 1889.

S. B. Scott

~~W. M. G. HILL~~, County Clerk, Dallas, Co., Texas.

By Jno. Stuntz Deputy.

THE STATE OF TEXAS,

To all Persons Interested in the Administration of the Estate of Robt Toombs Deceased.

W H Flippen Administrator, has filed, in the County Court of Dallas County, Annual Account showing the condition of said Estate,

which will be heard at the next term of said Court, commencing on the First Monday in August A. D. 1890, at the Court House in the City of Dallas, at which time all persons interested in said Estate may appear and contest said Account if they see proper.

Witness, S. B. SCOTT, County Clerk of Dallas County, Texas.

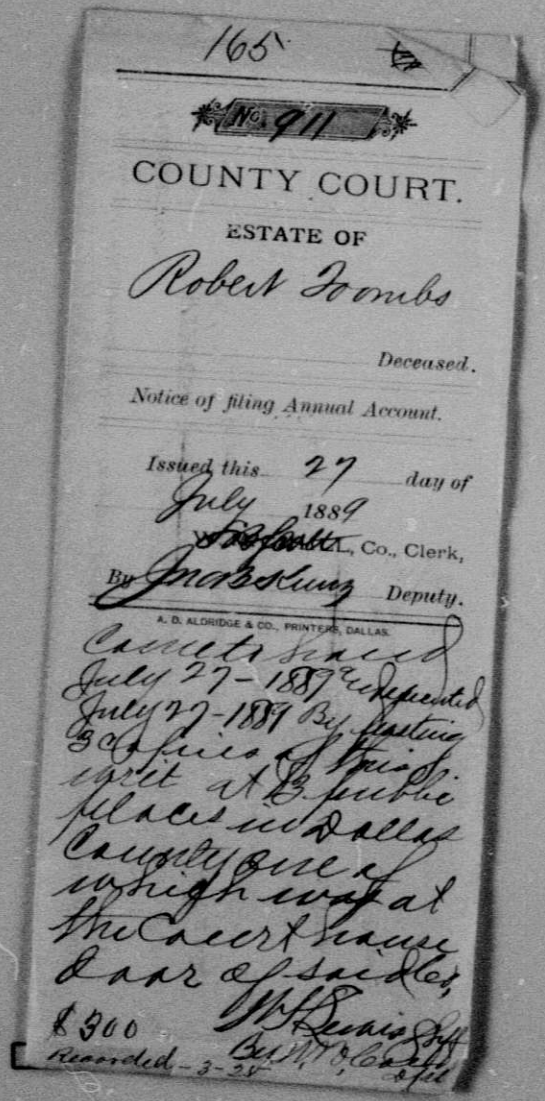
Given under my hand and the seal of said Court, at office in the City of Dallas, this 5 day of July A. D. 1890

S. B. SCOTT, County Clerk, Dallas Co., Texas.

By J. J. Lewis Deputy.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977



165

No. 911

COUNTY COURT.

ESTATE OF

Robert Toombs

Deceased.

Notice of filing Annual Account.

Issued this 27 day of July 1889

[illegible], Co., Clerk,

By [illegible] Deputy.

A. D. ALDRIDGE & CO., PRINTERS, DALLAS.

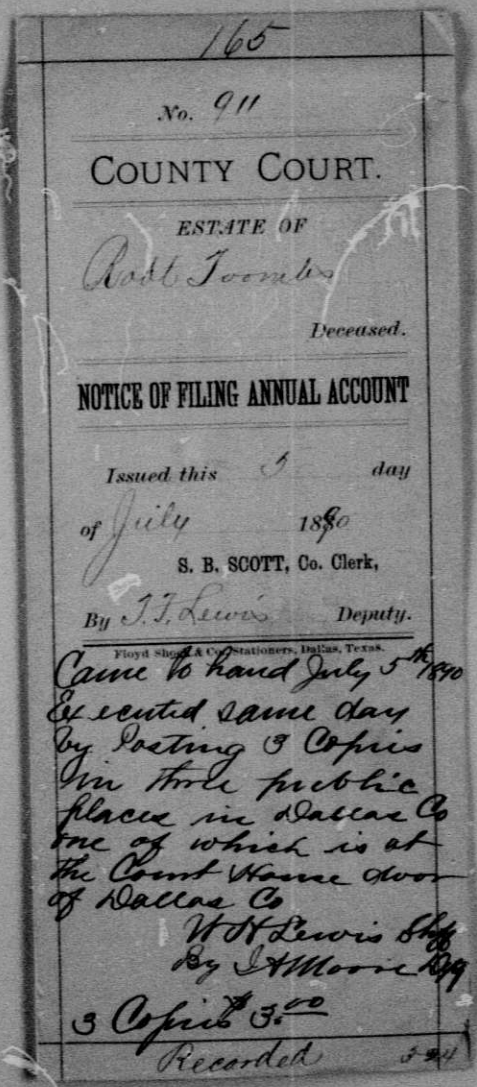
Came to hand July 27-1889 Executed July 27-1889 By posting 3 Copies of this writ at 3 public places in Dallas County one of which was at the Court house door of said Co.

W H Lewis Sheff

By W. O. Cook Deptt

$300

Recorded - 3-28



165

No. 911

COUNTY COURT.

ESTATE OF

Robt Toombs

Deceased.

NOTICE OF FILING ANNUAL ACCOUNT

Issued this 5 day of July 1890

S. B. SCOTT, Co. Clerk,

By T. T. Lewis Deputy.

Floyd Sheed & Co. Stationers, Dallas, Texas.

Came to hand July 5th 1890 Executed same day by posting 3 Copies in three public places in Dallas Co one of which is at the Court House door of Dallas Co

W H Lewis Sheff

By I A Moore Dep

3 Copies $3.00

Recorded 3-24

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE STATE OF TEXAS,

To all Persons Interested in the Administration of the Estate of Robt Toombs Deceased.

W H Flippen Administrator, has filed, in the County Court of Dallas County, Annual Account showing the condition of said Estate, which will be heard at the next term of said Court, commencing on the 1st Monday in Nov A. D. 1888, at the Court House in the City of Dallas, at which time all persons interested in said Estate may appear and contest said Account 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 11 day of Sept A. D. 1888.

W. M. C. HILL, County Clerk, Dallas, Co., Texas.

By W A Hudson Deputy.

STATE OF TEXAS.

To the Sheriff or any Constable of Dallas County,--GREETING:

You are Hereby Commanded to notify W. H. Flippen Admr of the Estate of Robt Toombs dcd by reading to him this Writ, that, at the last term of the County Court of said County, an order was made, requiring him forthwith to file his annual account, showing the condition of said Estate and to show cause, if any he have, why a fine should not be adjudged against him for his failure to return the same at the proper time, as by law directed.

Herein Fail Not, but of this Writ make due Return, showing how you have executed the same.

Witness my hand and official seal, at office in the City of Dallas, this the 30 day of Aug A. D. 1888

W M Castle Clerk,

By W A Hudson Deputy.

CIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Original

No. 911

COUNTY COURT.

ESTATE OF

Robt Toombs

Deceased.

Notice of filing Annual Account.

Issued this 4 day of Sept 1888

W. M. C. HILL, Co., Clerk,

By W A Hudson Deputy.

A. D. ALDRIDGE & CO., PRINTERS, DALLAS.

Come to hand Sept 4 - 1888 and Executed same day received by posting up three copies of this Notice at 3 public places in Dallas County one of which was at the Court house door of said County W H Lewis Shff

$2.00 By [illegible] Deputy

Recorded

No. 911

Estate of

Robt Toombs Deed

NOTICE TO FILE EXHIBIT.

Issued 30 day of Aug 1888

W M C Hill Clerk.

By W A Hudson, Deputy.

Come to hand this 30 day of Aug 1888, and executed on the 30 day of Aug 1888 by reading within notice to the within named.

W. H. Tippen

W H Lewis Sheriff.

By H L Winston Deputy.

A. D. Aldridge & Co., Stationers and Printers, Dallas, Tex

Serving Notice 1.00

Mileage 1.0

$1.10

Recorded - 2 - 32

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

STATE OF TEXAS.

To the Sheriff or any Constable of Dallas County,--GREETING:

You are Hereby Commanded *to notify* W H Flippen Admr *of the Estate of* Robt Toombs Decd

by reading to him this Writ, that, at the last term of the County Court of said County, an order was made, requiring him forthwith to file his annual *account, showing the condition of said Estate and to show cause, if any he have, why a fine should not be adjudged against him for his failure to return the same at the proper time, as by law directed.*

Herein Fail Not, *but of this Writ make due Return, showing how you have executed the same.*

Witness *my hand and official seal, at office in the City of Dallas, this the* 8 *day of* Dec *A. D. 188*7

W M C Hill *Clerk,*

By W A Hudson *Deputy.*

The State of Texas, } Estate of Robert Toombs, Deceased
COUNTY OF DALLAS.

Know all Men by these Presents, *That we,* W. H. Flippen *as Principal, and* J B Adone *and* Thos W. Griffith *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* forty thousand *Dollars; conditioned that the above bound* W. H. Flippen *, who has been appointed* Administrator with will annexed of Robert Toombs *shall well and truly perform all the duties required of him under said appointment.*

WITNESS *our hands and seals, this* 5th *day of* May *188*6.

W H Flippen SEAL.

J. B. Adone SEAL.

Thos W Griffith SEAL.

I DO SOLEMNLY SWEAR that Robert Toombs *deceased, died without leaving any lawful will so far as I know or believe; and that I will well and truly perform all the duties of Administrator of the Estate of said deceased.*

W H Flippen

Sworn to and subscribed before me this 6 *day of* May *188*6.

W M C Hill
County Clerk, Dallas Co., Texas.

By W A Hudson *Deputy.*

IETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W H F Fisher 62

No. 911

Estate of
Robt Toombs
Dead

NOTICE TO FILE EXHIBIT.

Issued 8 day of Dec 1887
W M C Hill Clerk.
By W A Hudson Deputy.

Come to hand this 8 day of Dec 1887, and executed on the 14 day of Dec 1887 by reading within notice to the within named W H F Fisher and giving him a true copy of this notice.
W H Lewis Sheriff.
By T F. Carson Deputy.

A. D. Aldridge Co., Stationers and Printers, Dallas, Tex.

Staff fee
Serving notice 100
10
M8 $1.10

(7)

[redacted]

County Court, Dallas County.

Administrator's Bond.

ESTATE OF

Robt Toombs

Filed May 6th 1886

W. M. C. HILL, Clerk,

By W A Hudson Deputy.

Approved this May 6th day of May (more further) 1886

E G Bowen
(K-3-144) County Judge, Dallas Co.

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

Recorded
Vol 1 - Page 126 x
Bond Records

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE STATE OF TEXAS,

To all Persons Interested in the Administration of the Estate of Robert Toombs Deceased.

W. H. Flippen has filed, in the County Court of Dallas County, an Application for letters of Administration upon the Estate of said decedent Robt Toombs which will be heard at the next term of said Court, commencing the ~~Third~~ First Monday in May A. D. 1886, 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 7th day of April 1886

W. M. C. HILL,
County Clerk, Dallas County, Texas.

By L. H. Hughes Deputy.

State of Texas
Dallas County } This certifies that the forgoing statement were sworn to & subscribed before me by the said S. B. Dealey on this the 9th day of June A.D. 1886

Frank M. Crutcher
Notary Public
Dallas Co Texas

ESTATE OF ROBERT TOOMBS,
DECEASED.

WHEREAS, Letters of administration (with the will annexed) upon the estate of Robert Toombs, deceased, were granted to the undersigned by the County Court of Dallas County, Texas, on the 6th day of May, 1886, all persons holding claims against said estate are required to present the same within the time prescribed by law.

My residence is at Dallas, Texas, and my postoffice address is Dallas, Texas.

W. H. FLIPPEN.

(not filed in Recorder)

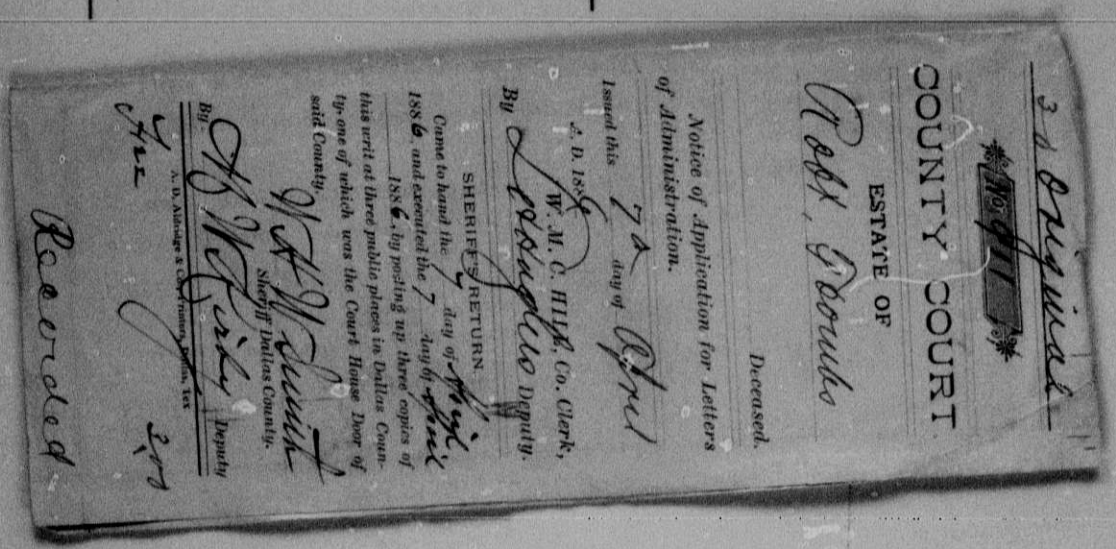
#911 (5)

Est. of Robt Toombs deed

Notice to creditors

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977



3d Original

No. 911

COUNTY COURT

ESTATE OF

Robt. Doombs

Deceased.

Notice of Application for Letters of Administration.

Issued this 7th day of April A. D. 1886

W. M. C. HILL, Co. Clerk,

By Lexington Deputy.

SHERIFF'S RETURN.

Came to hand the 7 day of April 1886, and executed the 7 day of April 1886, 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.

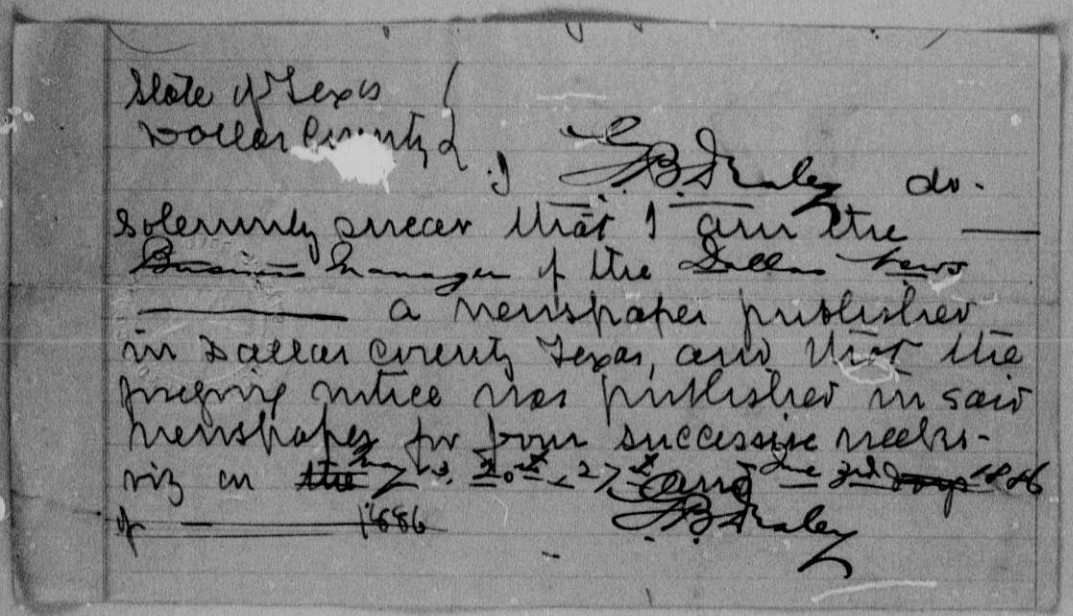
W. H. Smith
Sheriff Dallas County.

By A. W. Kirby Deputy

A. D. Aldridge & Co., Printers, Dallas, Tex.

Fee 3.00

Recorded



State of Texas
Dallas County

I G. B. Daley do solemnly swear that I am the Business Manager of the Dallas News a newspaper published in Dallas County Texas, and that the foregoing notice was published in said newspaper for four successive weeks viz on ~~the~~ May 13, 20th, 27th and June 3rd ~~day~~ 1886 of 1886

G. B. Daley

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

$40.00/100

The First National Bank
HELENA, MONTANA

For Customers Use.

Helena, Montana, June 21 1890.

At Sight Pay to the order of E. W. Knight Cashier Four Hundred Dollars

Value received and charge the same to account of

To W. H. Tiffen administrator
c/o Tiffen Adoue & Gobert Bankers
Dallas Texas

D. D. Bore
Executor of R. Toomb

No.

Helena Montana
June 21 1890

$400.00/100 Received of W. H. Tiffen administrator of R. Toomb Four Hundred Dollars

D. D. Bore
Executor R. Toomb

LEAKE & HENRY,
ATTORNEYS-AT-LAW.
DALLAS, TEXAS.

Dallas, Texas, Sept 21. 1886

Mr L. Hughes
Dept 21
Dtn

Please send me by bearer the written order of court for deed made on the application of J. B. Gillenwaters vs W. H. Filippen administrator of Robert Toomis. I will return it this evening

Yrs Truly
W. W. Leake

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager. NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
675	Ku		2 Coll

Received at Helena, Mont. June 20 1890

Dated Dallas Texas 20

To Hon Durley Dubose

Helena

Yes.

W W Lake

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager. NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
190 Ks	Ca		18 paid

Received at 712p 189

Dated Helena mont 19

To W W Lake

Dallas

Can administrator honor draft for four hundred dollars the last time I shall call on him pls ans D Dubose

---

$300.00

The First National Bank

Helena, Montana June 11 1890

At Sight Pay to the order of E. W. Knight Cashier

Three Hundred Dollars

For Customers Use.

Value received and charge the same to account of

To W. H. Tiffen administrator
c/o Tiffen Adoe & Sobbit Bankers
Dallas Texas

No.

D Dubose Executor
of R. Toombs

IETY-1977

$200 00/100

The First National Bank

Helena, Montana, May 15 1890

For Customers Use.

Pay to the order of First Nat Bank of Helena Two Hundred Dollars

Value received and charge the same to account of

No.

To W. H. Tiffen
C/o Tiffen Abbey & Gobit Bankers
Dallas Texas

D. Dubose
Executor of R. Toombs

Form No. 44

NIGHT MESSAGE.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Messages are received subject only to reasonable delay in the sending station for the station, and the company will not hold itself liable for errors or delays in transmission or delivery. Unrepeated Night Messages, sent at reduced rates, beyond a sum equal to ten times the amount paid for transmission, nor in any case where the claim is not presented in writing, will not be repeated for the sender.

This is an UNREPEATED NIGHT MESSAGE and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager. NORVIN GREEN, President.

NUMBER	SENT BY	RECD BY	CHECK
Ch 583	C	Jm	12 Collect nm

Received at 242A June 12 1890

Dated Dallas Texas 11

To D Dubose

Draw for three hundred and send flippen receipt for like amount

W W Leake

FILED
JUL 5 1890
S. B. SCOTT, County Clerk,
By Deputy

Helena Montana
June 11 1890

$300 00

Received of W. H. Tiffen Administrator of R. Toombs Three Hundred dollars.

D. Dubose
Executor of R. Toombs

Voucher #30

PAID through Dallas Clearing House, Jun 18 1890, City National Bank, No. 2

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

NORVIN GREEN, President.

THOS. T. ECKERT, General Manager.

NUMBER	SENT BY	REC'D BY		CHECK	
1 a	K	Vi	17 Pd	1 Ex	Via Winnipeg

6/10 1890

Received at 657 pm

Dated Helena mont 10

To W. W. Leake

Dallas x

If administrator will honor draft for three hundred will send receipt for four hundred please answer

J. Dubos Executor

W. W. LEAKE SETH SHEPARD T. S. MILLER

Dallas, Texas, June 11 1890

Col F. Lippen

The within despatch from Mr DuBose explains itself I wired him to draw for $300xx & send his receipt for the amount

Yrs truly

W. W. Leake

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Helena Montana
May 15th 1890

$200.00

Received of W. H. Fliffen administrator of R. Toombs estate the sum of Two Hundred Dollars

D. DuBose
Executor of R. Toombs

Form No. 44.

NIGHT MESSAGE.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Broadcast is not guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Night Messages, sent at reduced rates, beyond a sum equal to ten times the amount paid for transmission; nor in any case where the claim is not presented in writing within a thirty days after sending the message.

Delivered PREPEATED NIGHT MESSAGE and is delivered by request of the sender, under the conditions named above.

NORVIN GREEN, President.

THOS. T. ECKERT, General Manager.

NUMBER 145 SENT BY Ch B REC'D BY J Collect mite CHECK

11.12 pm May 14 1890

Received at Dallas Tex 14

Dated, Dallas Tex 14

To Hon. Dudley DuBose Helena.

Yes sign receipt when you draw check.

W. W. Leake.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W. H. LEAKE SETH SHEPARD T. S. MILLER

LEAKE SHEPARD & MILLER ATTORNEYS AT LAW

Dallas, Texas, May 15/90

Col. W. H. Flippen,
Dallas, Texas,

Dear sir:

Inclosed I hand you a dispatch from Mr. Dudly Dubose, executor of Robert Toombs' estate, asking if the administrator could honor his draft for $200. I answered it last night from my house that you would honor his draft, and direct him to attach thereto a receipt in your favor for the amount. I thus address you in order that you may know why the draft is dra[illegible] on you.

The suit at Fort Worth involving the title to some lands sold by Toombs, has been decided by the Supreme court in favor of the title conveyed by Toombs. Hence, you have nothing to fear on that score.

Yours truly,
W. W. Leake

inc

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is a CL UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager. NORVIN GREEN, President.

NUMBER	SENT BY	RECD BY		CHECK
125a	Ax	Rm	29 pd	7p

Received at 5/14 189

Dated Helena Mont 14

To W W Leake

Can administrater honor two hunared dollar draft Seriously important to pay last thing against estate will not have to call on him again at any time please ans immedn J Dubose Executor

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Received of W H Flippen Administrator of Estate Robert Toombs

June	23	Exchange on $5000 N Y H T Inman	12 50	
Jan	18	Cost collection S Prigmore	1 75	
Mch	19	Exchange on $500 N Y D Du Bose	1 25	
				15 50

Flippen, Adams & Lohr

Received of W H Flippen Administrator of The Estate of Robert Toombs.

1897				
Oct	10	Comt on Stewart & Wynne $156 – @ 10%	15 60	
	27	" " Billington $179 35 @ 10%	17 93	
Jan	18	" " Prigmore	34 80	
	20	" " Murrah	24 00	
	26	Legal Services	5 00	
Feb	2	Coms on Denvaux	15 47	112 80

Received payment
Septr 31 – 1888
Leake & Henry

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Received of W. H. Flippen Administrator of The Estate of Robert Toombs

1887

Oct	22	Acknowledging deed	Stewart		50	
Dec	29	" "	J Murrah		50	
Jan	14	" "	"		50	
	14	" "	Prigmore		50	200

John T. Aldehoff

August 7 1888

Received W. H. Flippen Admr. Hospital + fifty dollars to be returned on demand

D. Du Bose
Executor of
R. Toombs.

Leake & Young
of Gum Pond
obliged. Yours truly
D. Du Bose

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W. W. LEAKE SETH SHEPARD T. S. MILLER

vs.

Dallas, Texas, Jany 8 1889

Recd of W H Flippen Admr of R Toombs thirteen 10/100 dollars as commissions for collecting note of — Roberts to Robt Toombs for $131.00

W. W. Leake
Atty

Dallas Texas July 1 1889

Received of W H Flippen Administrator of the Estate of R Toombs D

Acknowledging Deed	Billingham & Rice	100	
" "	J A Taliaferro	50	
" "	C B Lacy	50	
" "	—	50	
" "	Danoway	50	
			300

Recd pay
John S. Hedekoff

Dallas Texas

Received of W H Flippen Administrator of The Estate of R Toombs.

1888				
Sept	7	New York exchange	20000	
1889 Jan	8	Commissions on Roberts $131.00	1310	
				21310

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Dallas, Texas, Sept 1888

FLIPPEN, ADOUE & LOBIT
BANKERS.

FLIPPEN, ADOUE & LOBIT PAID SEP 6 1888 DALLAS TEXAS.

Debit Estate of R Toombs
N Y Ex favor of Leake & Henry Dollars.
$200.00 This money was sent to S Dubose Esq of R Toombs
W. W Leake
Atty

[redacted] Dallas: Feby 27th 1890

Pay to the
Order of M. Scongall for taking deposition of Smith & Jarvis - the sum of Seventy - Dollars
Value received and charge the same to account of
To W. H. Flippen Adm of R Toombs. Dallas Texas
W. W Leake - Atty &c.

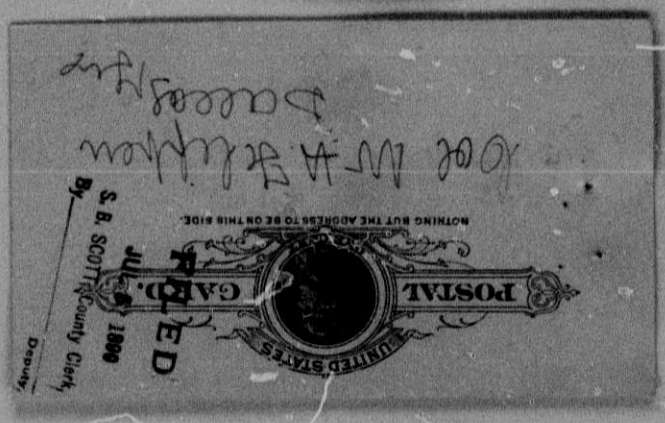
Dallas, 2/27/90
Dear Col.
Today I drew on you for $70.00 in favor of M Scongall Notary - at Fort Worth - for taking deposition in the Toombs case - vs. Smith & Jarvis
Yrs Ty
W. W Leake

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Received, Fort Worth, Texas, April 13th 1888,
of W.H. Flippen, administrator of the es-
tate of Robert Toombs, deceased, the sum
of Twenty five ($25.00) dollars in payment
of printers fee ~~in~~ a gainst F. V. Perry
for printing brief of appellees in the case
of Wm Capps et al, appellants, versus F.
V. Perry et al, appellees, now pending in the
Supreme Court of the State of Texas at
Austin on appeal from the District Court
of Tarrant County.

N. A. Stedman,
Atty for F. V. Perry.



FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FLIPPEN, ADOLPH & LORIE
BANKERS.

Dallas, Texas 188

Atlanta Ga June 27th 1887
Received of W H Flippen Administrator of the Estate of Robt Toombs died in Texas the sum of Five Thousand Dollars part payment of claim proven up in the Dallas County Court and allowed

Hugh T. Inman

FLIPPEN, ADOLPH & LORIE
BANKERS.

Dallas, Texas 188

Atlanta Ga May 10th 1887
Received of W H Flippen Administrator of the estate of Robert Toombs (deceased) in the State of Texas the sum of Five Thousand Dollars as part payment on my claim proved up and allowed against said estate.

Hugh T. Inman

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW,
DALLAS, TEXAS

Dallas, Texas 188

Received of W. H. Flippen administrator of Robert Toombs estate in the state of Texas the sum of four thousand four hundred & ninety seven 09/100 dollars ($4.497.09) balance due on my claim proven up against the estate of Robert Toombs in the state of Texas. which payment with that of $10000.00 heretofore made to me by said Mr H Flippen administrator amounts to the sum of $14.497.09.

Atlanta Ga March 22d 1887

Hugh T. Inman

HUGH T. INMAN,
41 BROAD ST.

Atlanta, Ga. Feby 21st 1887

Received of Mr W. H. Flippen administrator of R. Toombs deceased Ten thousand Dollars on account of claims I hold against the Estate of R. Toombs deceased.

$10000 Hugh T. Inman

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Dallas, Texas May 3rd 1886

Mr W.H. Flippin

DALLAS NATIONAL BANK

May 12 Adm Robt Toombs Estate
Weekly & Tennis 15 lines
Pd Dst Belo & Co Towns

600

FLIPPEN & LOBIT
BANKERS.

Dallas, Texas Sept 18th 1886

Received from W.H. Flippen
Administr of R Toombs Three
Hundred & Fifty Four 50/100 Dolls
in full payment of compromised
suit in the County Court of Dallas
County Texas of Oliver S Kennedy
vs W.H. Flippen Adm of R Toombs
Oliver S. Kennedy

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Dallas, Texas.

Received of W. H. Flippen as administrator of the estate of Robert Fromb deceased in the State of Texas the sum of five hundred dollars, and shewed it be necessary for the Executors of said Fromb to refund said sum of money to meet established liabilities of said Robert Fromb in the State of Texas, I agree to do so on demand —

Dudley DuBose
Executor of
Robert Fromb

of your County proprietor said Administrator be cited to be and appear at the September Term of said Court to show Cause why he should not make me a deed to certain lands described by a title Bond mentioned in said petition = which is also herewith enclosed together with said Draft & petition You will please forward me a receipt for said money & do me the kind-ness to forward me the Deed when executed by said Administrator as I wish to avoid all the expense I can as I am poor and do not want to have to employ any attorney if I can avoid it

Respectfully J. H. Latham

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Greenwood Tx
July 28/86

W M C Hill
Co. Clk Dallas Co Tx

Dr si I herewith
enclose to you a Draft
on — National Bank
Dallas Texas for $139.00 the
Ballance due on a certain
note which I owe the Est of
Robert Toombs late of the
state of Georgia deceased I
learn that W H Pippen of
Dallas Co. has taken out
letters of Administration
in Dallas Co. upon Toombs
estate in Texas = I herewith
also enclose a petition to
the Probate Court of your

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

~~of your~~ County proprietor
said Administrator be cited
to be and appear at the September
Term of said Court to show
Cause why he should not
make me a deed to certain
lands described by a title
Bond mentioned in said
petition = which is also herewith
enclosed together with said
Draft & petition You will
please foward me a receipt
for said money & do me
the Kind-ness to foward
me the Deed when executed
by said Administrator
as I wish to avoid all the
expense I can as I am poor
and do not want to have to
employ any attorney if I can
avoid it
Respectfully J. H. Latham

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Dallas, Texas, Dec 1887

W H Flippen
Adm't of H Toomb.
Vs. Leake & Henry
1887. To fee in case of O S Kennedy
vs Toomb Estate in
Dallas Circuit Court $ 50.00
1887. To pack of fee in
case of Toomb Estate
vs Smith & Jones 250.00
$300.00

Rec't pay mark Dec 29/87
Leake & Henry

FLIPPEN, ADOUE & LOVELL PAID DEC 29 1887 DALLAS, TEXAS

Case No. 810

Robt Toombs vs. J M Gage

In the United States Circuit Court,

Northern District of Texas, at Dallas.

Messrs Leake & Henry Attorneys for Plaintiff

BILL OF COSTS.

		To audt Clerk's Cost Bill & rec'd	$4 60	
Jany	1887 10	Ent: former order Ent 2 for order 30	45	
Feby	16	" motion & order	30	
May	16	Copy printed Dockets	75	$6 10

Correct
Leake & Henry
P. Atty

FLIPPEN, ADOUE & LOVELL PAID DEC 29 1887 DALLAS, TEXAS

I do hereby certify that the foregoing Bill of Costs is true and correct, as appears from the Records in the office of the Clerk of said Court.

Witness the seal of said Court and the name of the Clerk thereof,

this 1st day of July 1887

A. J. Houston
Clerk.

~~By~~ ~~Deputy Clerk.~~

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Dallas, Texas, Dec 9/87

Recd of W. H. Felippen
administrator of Robert Toomb
deceased the sum of two hun-
dred & fifty dollars, part of fee
in suit to be ~~ad~~ instituted
by said Felippen as admr against
Smith & J arvis of Ft Worth Texas
Hogsett & Greene

Dallas, Texas, Nov 26/87

Col W H Felippen
Admr of R Toomb
Dallas Texas
Dr Sir

The enclosed letter of Mrs Hogsett &
Greene explains itself. Please send them
check for costs required $60.00 for
abstracters work done.

Yrs truly
Leake & Harvey

PS Please return them letter to us
L & H

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

HUGH T. INMAN,
41 BROAD ST.

Atlanta, Ga. June 18th 1889.

Mr. W. W. Leake.
Dallas Texas.

Dear Sir:

I have received your letter of 12th inst. inclosing receipt for me to sign.

I have signed the same, as per your request, and return it to you herewith.

Very Truly,
H. T. Inman.
(per D.)

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

STATE OF GEORGIA, :
County of Fulton :

Whereas, on or about February 18, 1887, W.H. Flippen, of Dallas, Texas, being administrator of the estate of Robert Toombs in Texas, allowed a claim in my favor for the sum of $14,467.31, which was thereafter approved by the County Court of Dallas county, Texas; and whereas, on or about April 5, 1887, said W.H. Flippen, as such administrator, allowed another claim in my favor against the estate of said Robert Toombs, amounting to $17,258.06, which was afterwards, on April 18, 1887, approved by the county judge of said Dallas County Court; and, whereas, all of said claims have been paid by said W.H. Flippen in part and by the executors of the said Robert Toombs in Georgia in part--

This is to make known and certify, that I, H.T. Inman, the person in whose favor said claims were allowed by said Flippen as administrator, make no claim against him as such administrator for the payment of any part of said claims, as the entire amount thereof has either been paid by him as such [illegible] Toombs in Georgia, and if there should be at the close of his administration of said estate in Texas any balance left unadministered of said estate, he has my authority to consider all claims I have against said estate as paid and cancelled, and any surplus remaining in his hands at the close of his administration he may remit to the executors of said Toombs in Georgia, or wherever they may be.

In witness whereof, I hereunto set my hand this 15th day of June, A.D. 1889.

H. T. Inman

State of Georgia, /
County of Fulton /

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

undersigned, a notary public, H.T. Inman, to me well known to be the person whose name is subscribed to the above and foregoing instrument of writing, and acknowledged to me that he had executed the same for the purposes therein stated.

In witness whereof, I have hereto set my hand and official seal this the ...17... day of June. A.D. 1889.

W D Ellis
Notary Public
Fulton County
Georgia.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW.
415 ELM STREET.

Dallas, Texas, May 24, 1886

Estate of Robert Toomb Deceased to Leake & Henry Attorneys

To services rendered in having will of Robert Toomb probated in Dallas County Texas. and having administrator appointed &c $250.00

State of Texas }
Dallas County }

W. W. Leake being duly sworn says that he is a member of the above named firm of Leake & Henry that the services named in the above account were rendered by the said Leake & Henry. and that a reasonable fee therefor would be two hundred & fifty dollars

W. W. Leake

Sworn to Subscribed before me this the 24th day of May 1886

L. Lafayette Fitzhugh
Notary Public Dallas Co
Texas

Received May 24th 1886. the above sum of two hundred & fifty dollars from W. H. Felippen administrator of Robert Toomb deceased

Leake & Henry

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Personally appeared H. I. Inman and made oath, as follows: He is now the sole owner of forty-two notes, which are hereto attached. One of said notes is dated September 19th. 1885, is for five hundred dollars, and was due at four months after date; another is dated September 23rd. 1885, is for five hundred dollars, and was due at four months after date; all the others are dated January 10th. 1885, are for five hundred dollars each, and were due, respectively, at twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twentyone, twentytwo, [illegible] twentyeight, twentynine, thirty, thirtyone, thirtytwo, thirtythree, thirtyfour, thirty-five, thirtysix, thirtyseven, thirtyeight, thirtynine, forty, fortyone, fortytwo, fortythree, fortyfour, fortyfive, fortysix, fortyseven, forty-eight, fortynine, fifty, and fiftyone months after date. They all bear interest at the rate of seven per cent per annum. Said notes were all made and given by the H. I. Kimball House Company, payable to the order of Nelson Mattar & Co., and the payment guaranteed by Scoville, Beerman, Thompson & Co., of which firm Robert Thombs was a member and partner. All of said notes, except the two dated in September, 1885, are guaranteed by L. W. Scoville, Charles Beerman, Joseph Thompson, Jr., and Robert Thombs by Jo Thompson, Jr. All of said notes were transferred for value to affiant on the fifth day of April, 1886, and they were then endorsed to affiant by the [illegible], and he thereby became, and now is, the sole owner of all said notes, and the amount now due thereon is Thirteen thousand six hundred and fiftyfour dollars and eightyeight cents, balance of principal, and Eight hundred and twelve dollars and fortythree cents, interest to this date. Affiant further makes oath that this claim is just and due, and that all legal offsets, payments and credits have been allowed, and that he is cognizant of the facts contained in this his affidavit.

This, February 11th 1887.

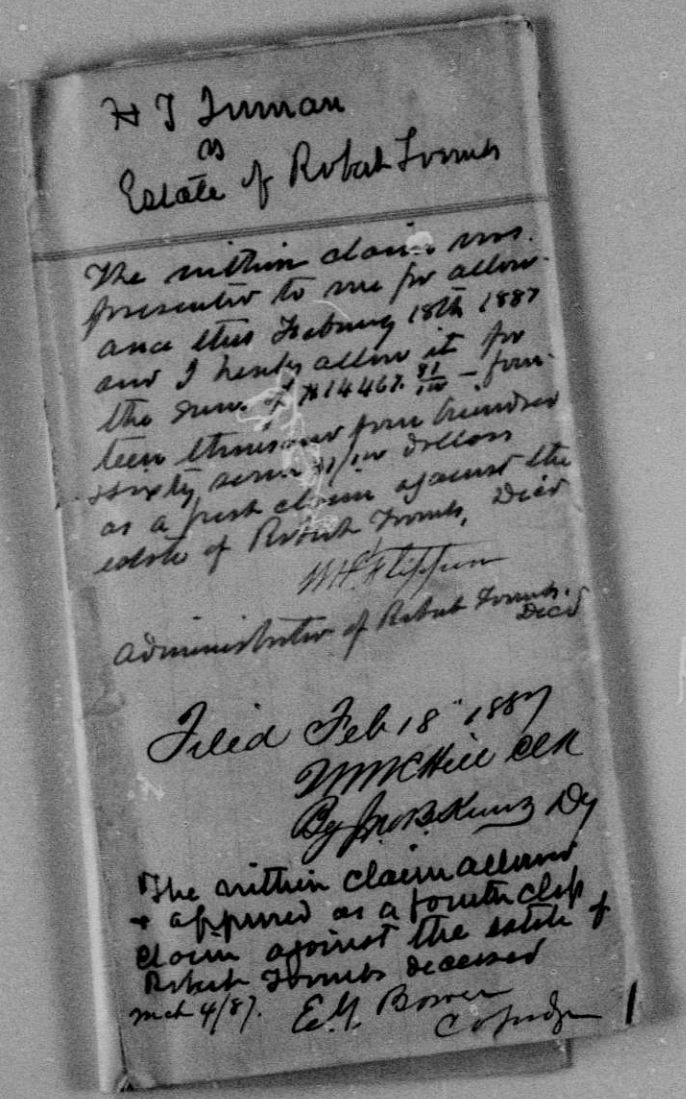
Hugh T. Inman

Subscribed and sworn to before me

this February 11th 1887.

J. R. Gray
Not. Pub. Fulton Co

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977



FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

H T Inman
vs
Estate of Robert Toombs

The within claim was presented to me for allowance this February 18th 1887 and I hereby allow it for the sum of $14467.81/100 - fourteen thousand four hundred & sixty seven 81/100 dollars as a fresh claim against the estate of Robert Toombs, Dec'd

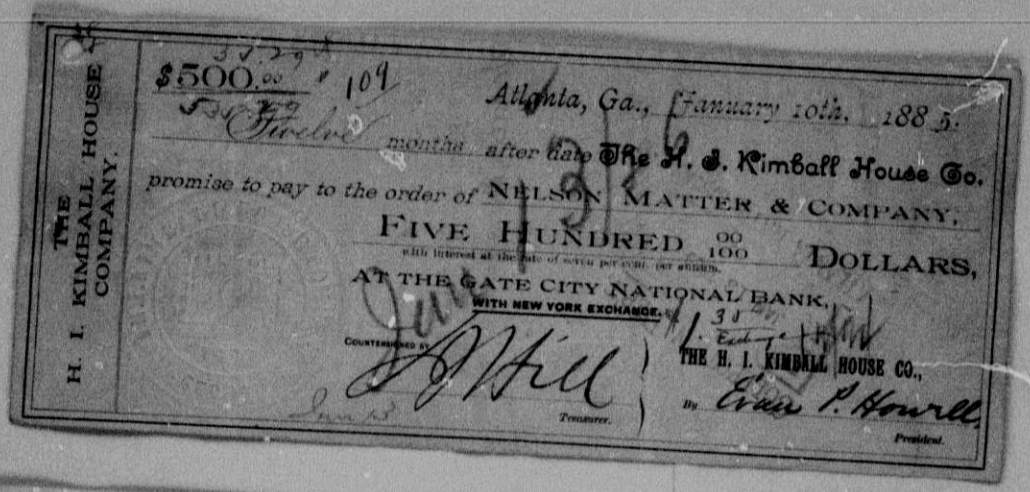
W H Flippen
administrator of Robert Toombs Dec'd

Filed Feb 18th 1887
W W McHill Clk
By J. B. Kunz Dy

The within claim allowed & approved as a fourth class claim against the estate of Robert Toombs deceased
Mch 4/87. E. G. Bower
Co Judge

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977



THE H. I. KIMBALL HOUSE COMPANY.

$500.00 3529 109

Atlanta, Ga., January 10th, 1885.

Twelve months after date The H. J. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY

Treasurer.

THE H. I. KIMBALL HOUSE CO.,

By Erwin P. Howell,

President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 1099

Atlanta, Ga., September 23 1885

Four months after date The H. J. Kimball House Co.

promise to pay to the order of Nelson Matter & Co.,

Five hundred no/100 DOLLARS,

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY

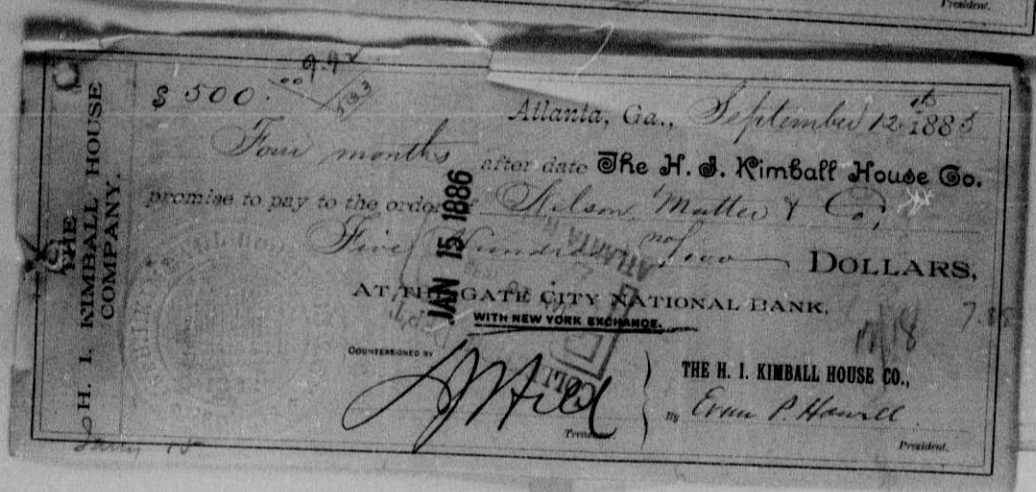
Treasurer.

1418

THE H. I. KIMBALL HOUSE CO.,

By Erwin P. Howell

President.



THE H. I. KIMBALL HOUSE COMPANY.

$500.00 947

Atlanta, Ga., September 12 1885

Four months after date The H. J. Kimball House Co.

promise to pay to the order of Nelson Matter & Co.,

Five hundred no/100 DOLLARS,

AT THE GATE CITY NATIONAL BANK,

JAN 15 1886

WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY

Treasurer.

1418

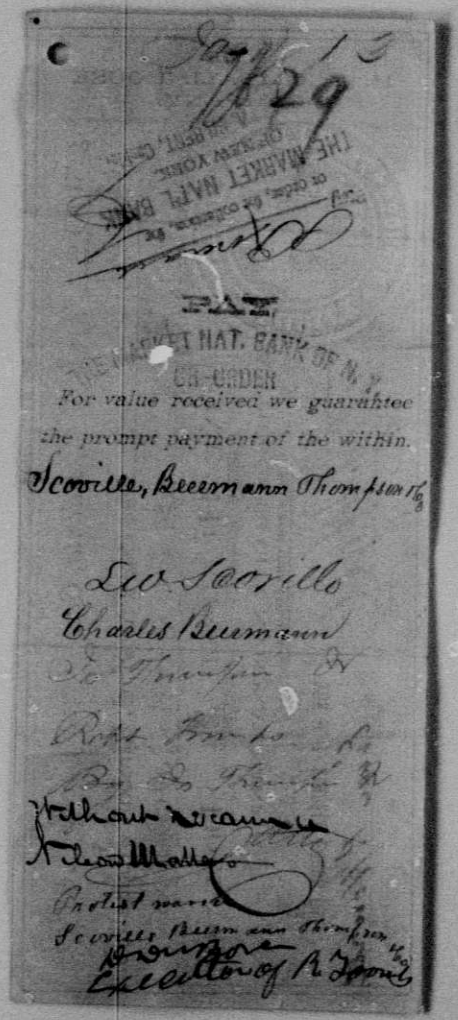
THE H. I. KIMBALL HOUSE CO.,

By Erwin P. Howell

President.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977



Jan 15
1829

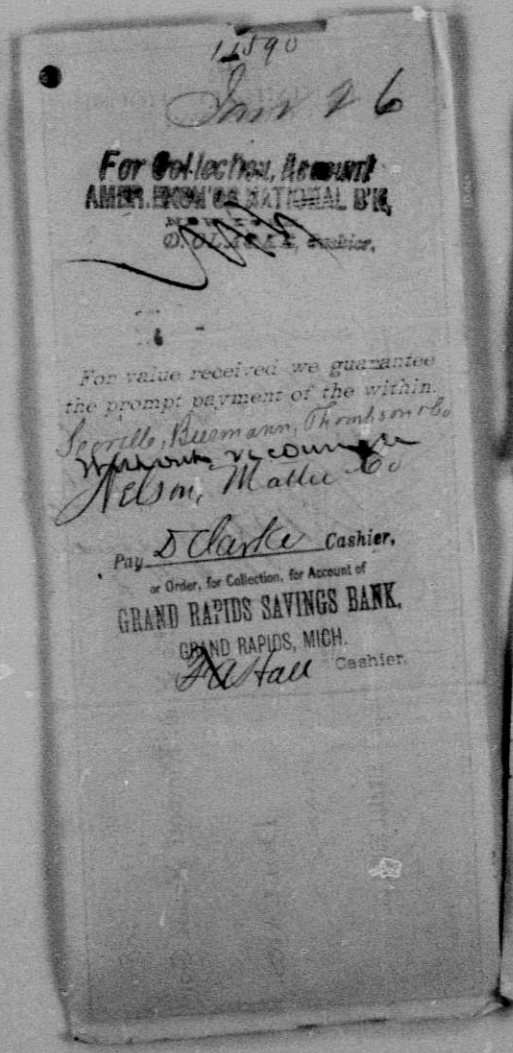
THE MARKET NAT'L BANK
OF NEW YORK
A. H. BERT, Cashier

Pay
or order, for collection, for
PAY
THE MARKET NAT. BANK OF N. Y.
OR ORDER

For value received we guarantee
the prompt payment of the within.

Scoville, Beermann Thompson & Co

Lew Scoville
Charles Beermann
Jo Thompson Jr
Robt Thompson Jr
Ben Jo Thompson Jr
Without recourse
Nelson Matter Co
Protest waived
Scoville Beermann Thompson & Co
D DuBore
Executor of R. Toomb



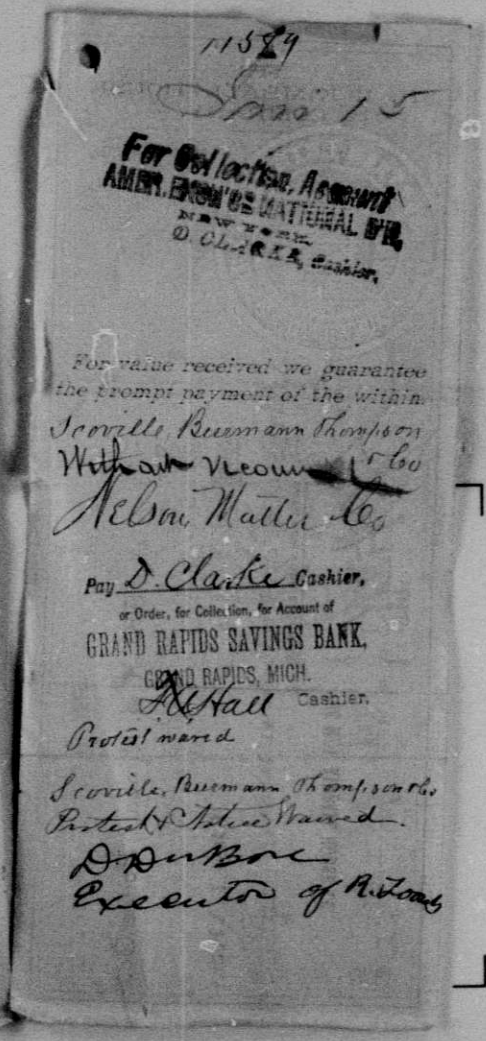
11590
Jan 26

For Collection, Account
AMER. EXCH'GE NATIONAL B'K,
NEW YORK
D. CLARKE, Cashier.

For value received we guarantee
the prompt payment of the within.

Scoville, Beermann, Thompson & Co
Without recourse
Nelson, Matter Co

Pay D Clarke Cashier,
or Order, for Collection, for Account of
GRAND RAPIDS SAVINGS BANK,
GRAND RAPIDS, MICH.
F A Hall Cashier.



11589
Jan 15

For Collection, Account
AMER. EXCH'GE NATIONAL B'K,
NEW YORK
D. CLARKE, Cashier.

For value received we guarantee
the prompt payment of the within.

Scoville, Beermann Thompson & Co
Without recourse
Nelson, Matter Co

Pay D. Clarke Cashier,
or Order, for Collection, for Account of
GRAND RAPIDS SAVINGS BANK,
GRAND RAPIDS, MICH.
F A Hall Cashier.
Protest waived
Scoville, Beermann Thompson & Co
Protest & Notice Waived.
D DuBore
Executor of R. Toomb

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

$500.00 Atlanta, Ga., January 10th, 1885.

Thirteen months after date We H. I. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY

Treasurer.

THE H. I. KIMBALL HOUSE CO.,

By Evan P. Howell.

President.

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with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY

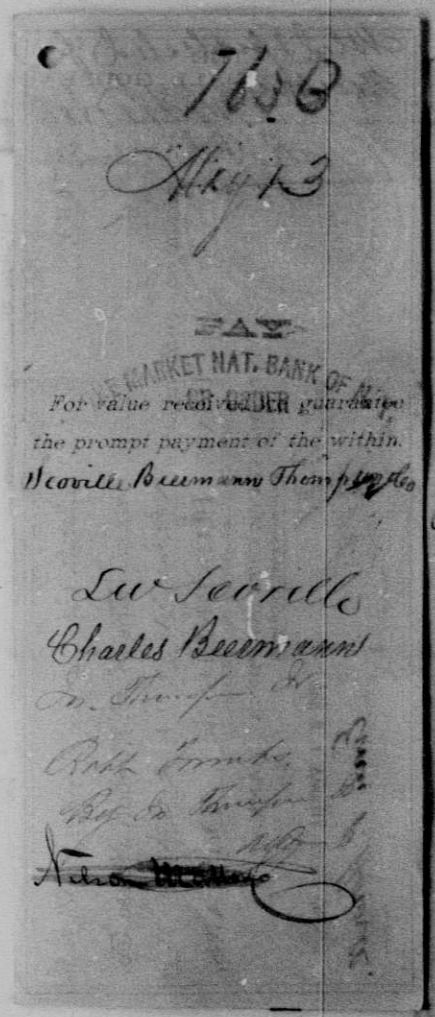
Treasurer.

THE H. I. KIMBALL HOUSE CO.,

By Evan P. Howell.

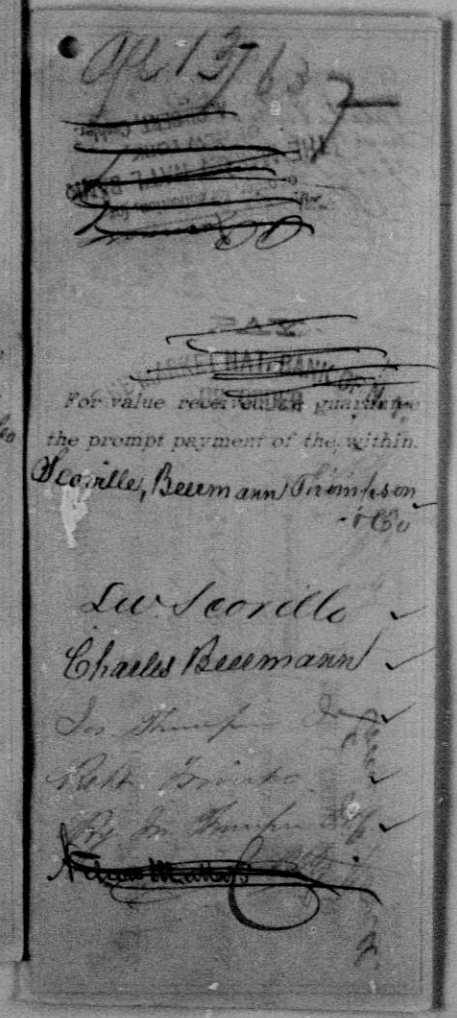
President.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977



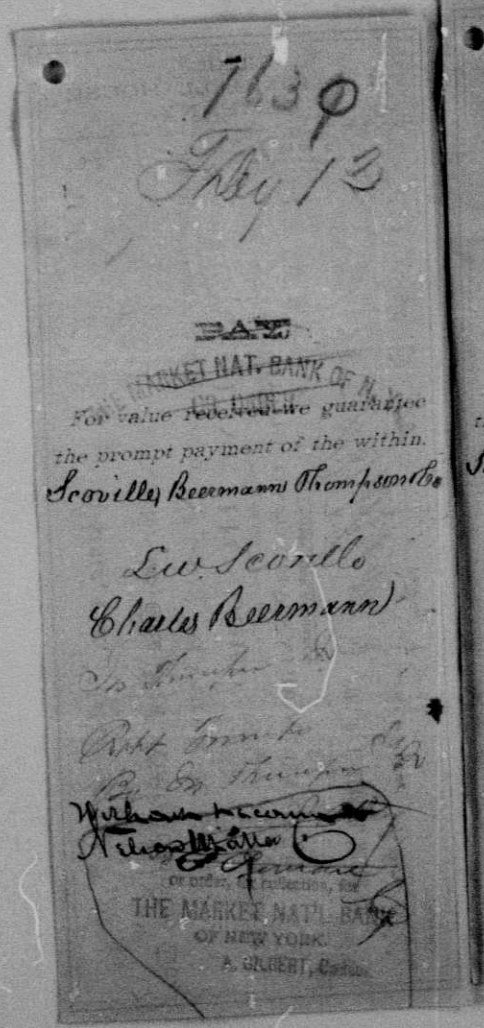
7636
May 13

PAY
THE MARKET NAT. BANK OF N.Y.
OR ORDER
For value received we guarantee
the prompt payment of the within.
Scoville Beermann Thompson & Co
Lw Scoville
Charles Beermann
Jos Thompson Jr
Robt Trimble
By Jos Thompson Jr
~~Nelson Matthews~~



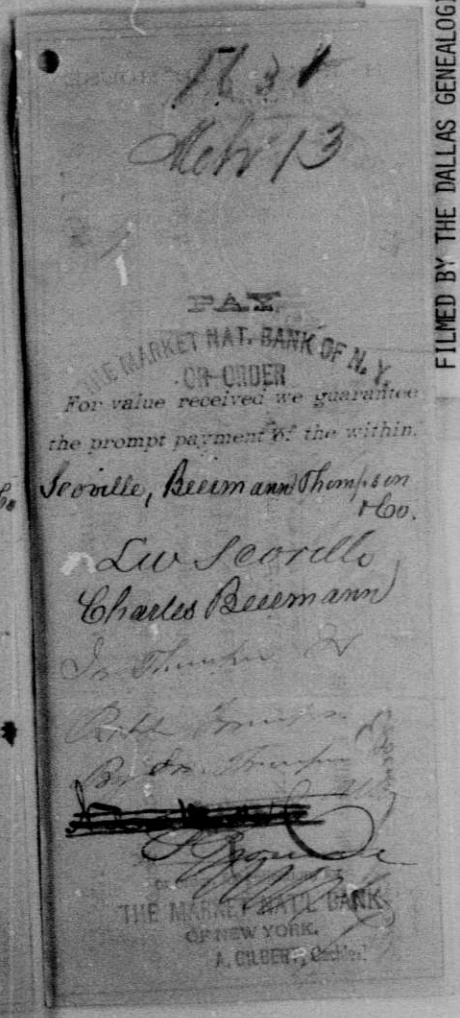
Apl 13 7637
~~THE MARKET NAT. BANK OF N.Y.~~
~~OR ORDER~~
~~Thompson & Co~~

PAY
~~THE MARKET NAT. BANK OF N.Y.~~
~~OR ORDER~~
For value received we guarantee
the prompt payment of the within.
Scoville, Beermann Thompson & Co
Lw Scoville
Charles Beermann
Jos Thompson Jr
Robt Trimble
By Jos Thompson Jr
~~Nelson Matthews~~



7639
Feby 13

PAY
THE MARKET NAT. BANK OF N.Y.
OR ORDER
For value received we guarantee
the prompt payment of the within.
Scoville, Beermann Thompson & Co
Lw Scoville
Charles Beermann
Jos Thompson Jr
Robt Trimble
By Jos Thompson Jr
Nelson Matthews
or order, for collection, for
THE MARKET NAT'L BANK
OF NEW YORK.
A. GILBERT, Cashier.



7631
Mch 13

PAY
THE MARKET NAT. BANK OF N.Y.
OR ORDER
For value received we guarantee
the prompt payment of the within.
Scoville, Beermann Thompson & Co.
Lw Scoville
Charles Beermann
Jos Thompson Jr
Robt Trimble
By Jos Thompson Jr
~~[illegible]~~
THE MARKET NAT'L BANK
OF NEW YORK.
A. GILBERT, Cashier.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Eighteen months after date The H. J. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

Countersigned by J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Seventeen months after date The H. J. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

Countersigned by J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Sixteen months after date The H. J. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

Countersigned by J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Twenty months after date The H. J. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

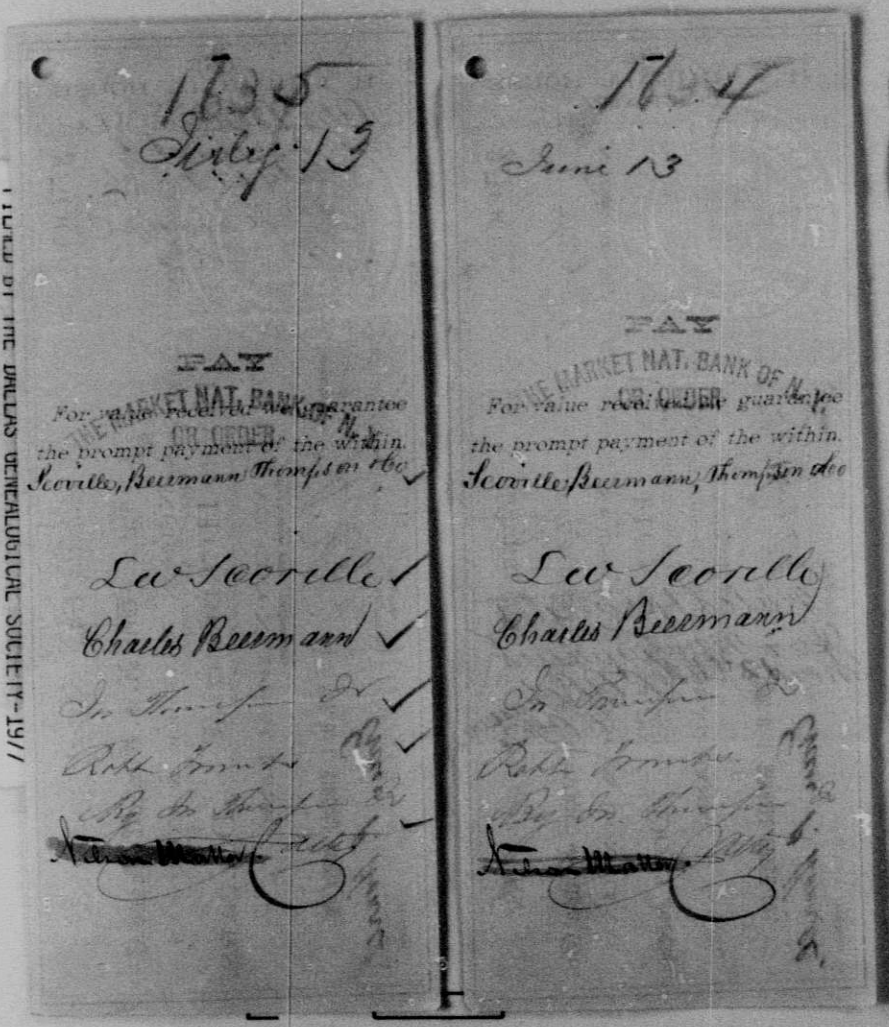
AT THE GATE CITY NATIONAL BANK,

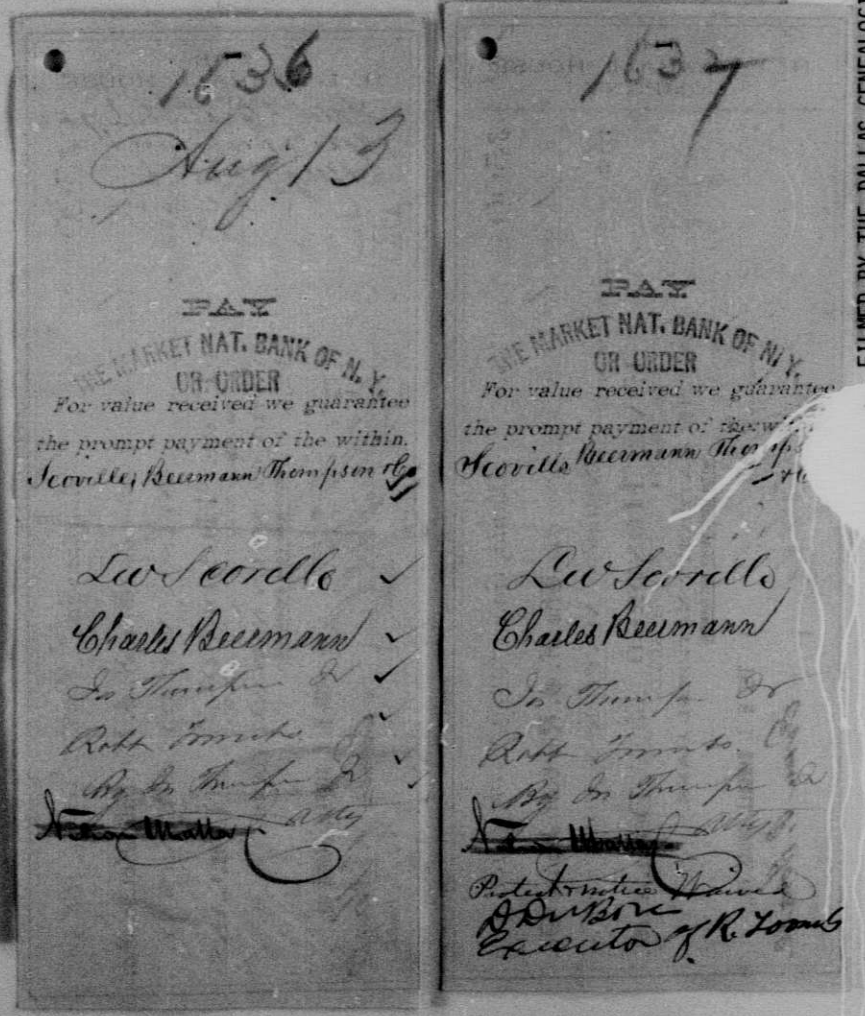
WITH NEW YORK EXCHANGE.

Countersigned by J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977





FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Twenty one months after date The H. J. Kimball House Co.
promise to pay to the order of NELSON MATTER & COMPANY,
FIVE HUNDRED 00/100 DOLLARS,
with interest at the rate of seven per cent. per annum.
AT THE GATE CITY NATIONAL BANK,
WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY — Treasurer. — THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Twenty two months after date The H. J. Kimball House Co.
promise to pay to the order of NELSON MATTER & COMPANY,
FIVE HUNDRED 00/100 DOLLARS,
with interest at the rate of seven per cent. per annum.
AT THE GATE CITY NATIONAL BANK,
WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY — Treasurer. — THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Twenty three months after date The H. J. Kimball House Co.
promise to pay to the order of NELSON MATTER & COMPANY,
FIVE HUNDRED 00/100 DOLLARS,
with interest at the rate of seven per cent. per annum.
AT THE GATE CITY NATIONAL BANK,
WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY — Treasurer. — THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Twenty four months after date The H. J. Kimball House Co.
promise to pay to the order of NELSON MATTER & COMPANY,
FIVE HUNDRED 00/100 DOLLARS,
with interest at the rate of seven per cent. per annum.
AT THE GATE CITY NATIONAL BANK,
WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY — Treasurer. — THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

1638

PAY
THE MARKET NAT. BANK OF N. Y.
OR ORDER
For value received we guarantee
the prompt payment of the within.
Scoville, Beermann Thompson &c

Lw Scoville
Charles Beermann

Protest & notice waived
D Dunbar
Executor of R. Toombs

1639

PAY
THE MARKET NAT. BANK OF N. Y.
OR ORDER
For value received we guarantee
the prompt payment of the within.
Scoville, Beermann Thompson &c

Lw Scoville
Charles Beermann

Protest & notice waived
D Dunbar
Executor of R. Toombs

1640

PAY
THE MARKET NAT. BANK OF N. Y.
OR ORDER
For value received we guarantee
the prompt payment of the within.
Scoville, Beermann Thompson &c

Lw Scoville
Charles Beermann

Protest & notice waived
D Dunbar
Executor R Toombs

1641

PAY
THE MARKET NAT. BANK OF N. Y.
OR ORDER
For value received we guarantee
the prompt payment of the within.
Scoville Beermann Thompson &c

Lw Scoville
Charles Beermann

Protest & notice waived
D Dunbar
Executor of R. Toombs

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Twenty five months after date The H. J. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

Countersigned by J. J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO.,
By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Twenty six months after date The H. J. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

Countersigned by J. J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO.,
By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Twenty seven months after date The H. J. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

Countersigned by J. J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO.,
By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 — Atlanta, Ga., January 10th, 1885.

Twenty Eight months after date The H. J. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

Countersigned by J. J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO.,
By Evan P. Howell, President.

1643

PAY
MARKET NAT. BANK OF N. Y.
OR ORDER.
For value received we guarantee
the prompt payment of the within.
Scoville, Beeman Thompson & Co

Lw Scoville
Charles Beeman
Jn Thompson Jr
Robt Toombs
By Jn Thompson Jr
[redacted]
Protest & notice Waived
D DuBose
Executor of R Toombs

1648

PAY
MARKET NAT. BANK OF N. Y.
OR ORDER.
For value received we guarantee
the prompt payment of the within.
Scoville, Beeman Thompson & Co

Lw Scoville
Charles Beeman
Jn Thompson Jr
Robt Toombs
By Jn Thompson Jr
[redacted]
Protest & notice Waived
D DuBose
Executor of R Toombs

1644

PAY
MARKET NAT. BANK OF N. Y.
OR ORDER.
For value received we guarantee
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Jn Thompson Jr
Robt Toombs
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with interest at the rate of seven per cent. per annum.

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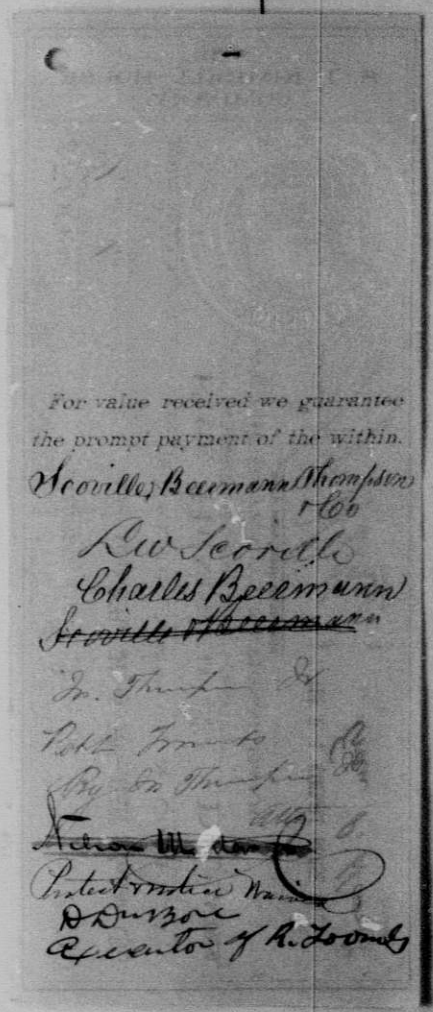

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Charles Baumann
~~Scoville, Baumann~~
Jo. Thompson Jr
Robt. Toombs
By Jo. Thompson
~~Fenn Mallon~~
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D. DuBose
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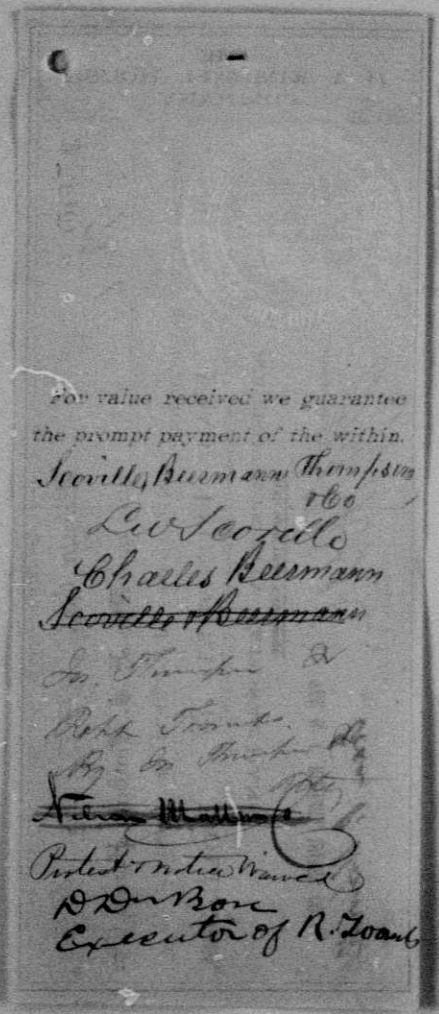

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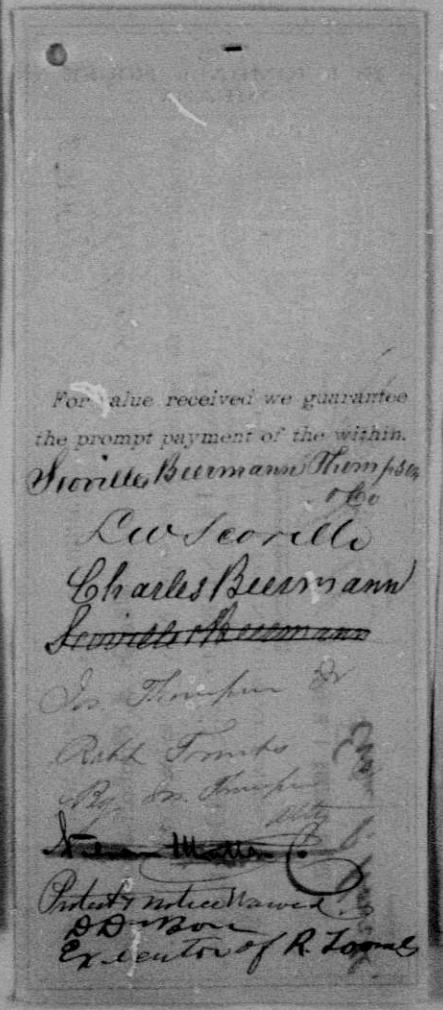

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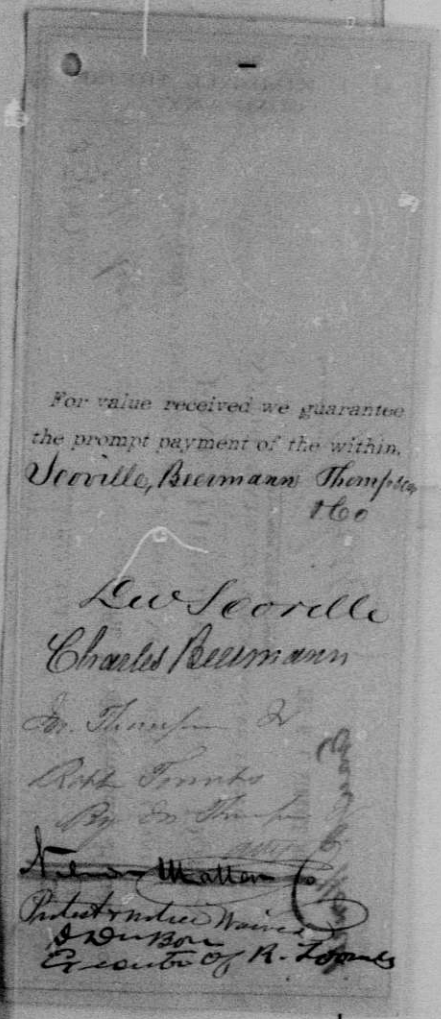

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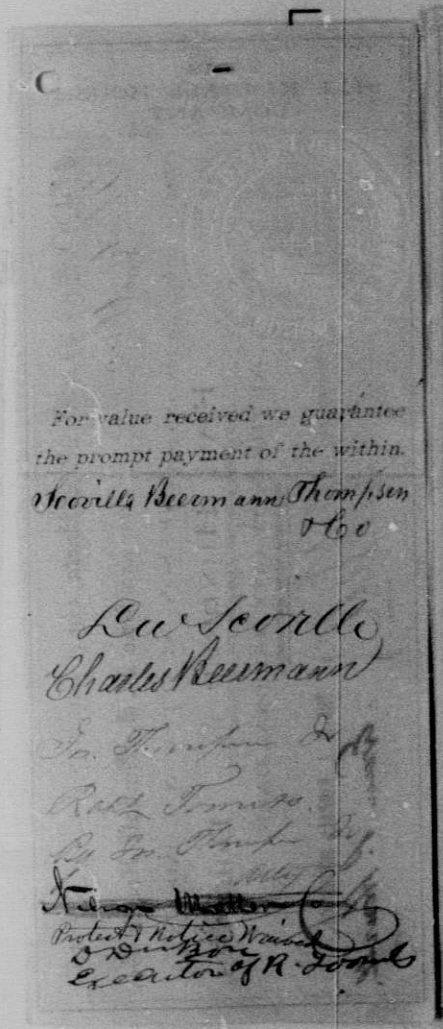

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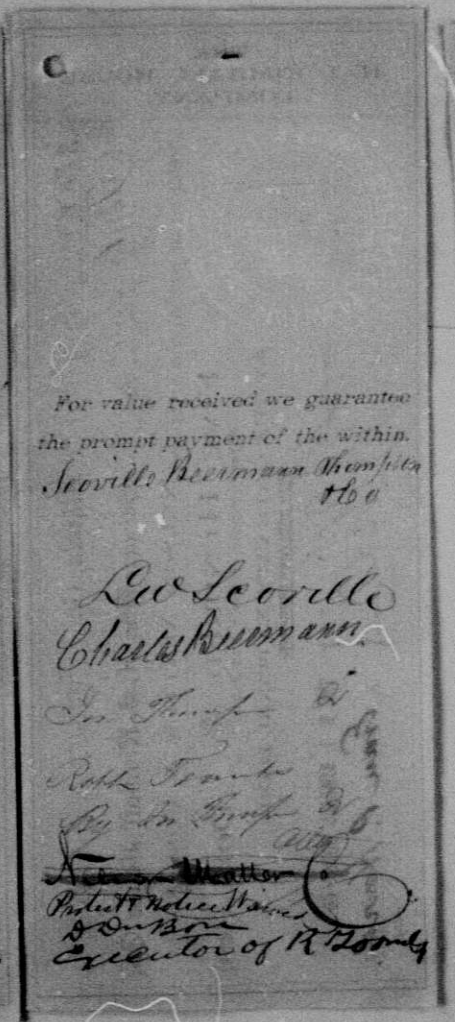

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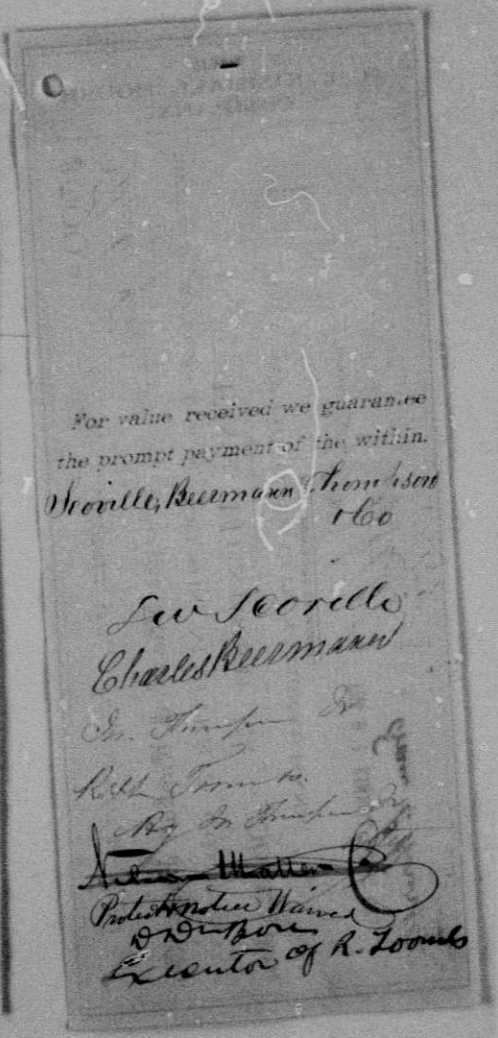

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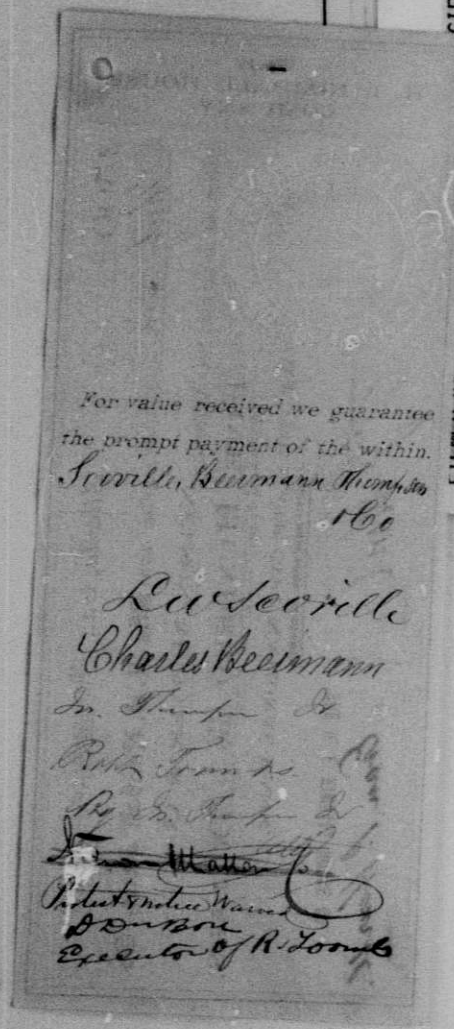

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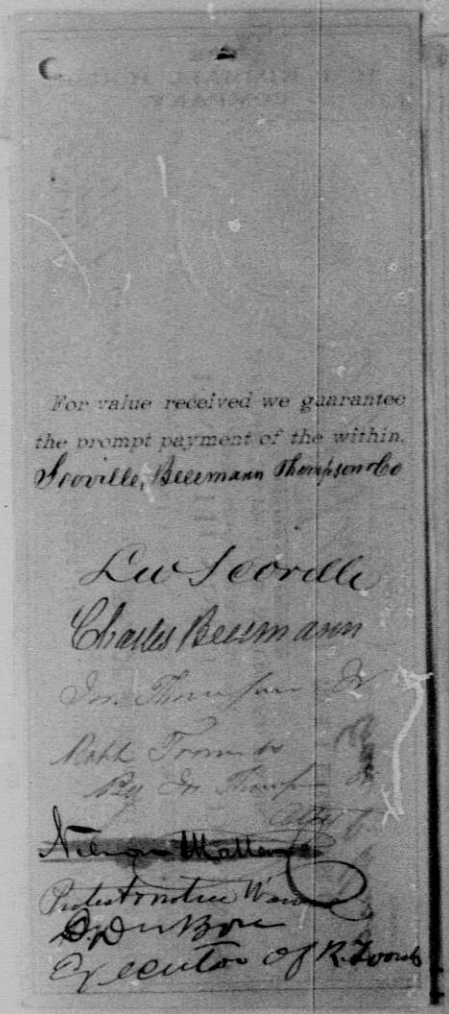

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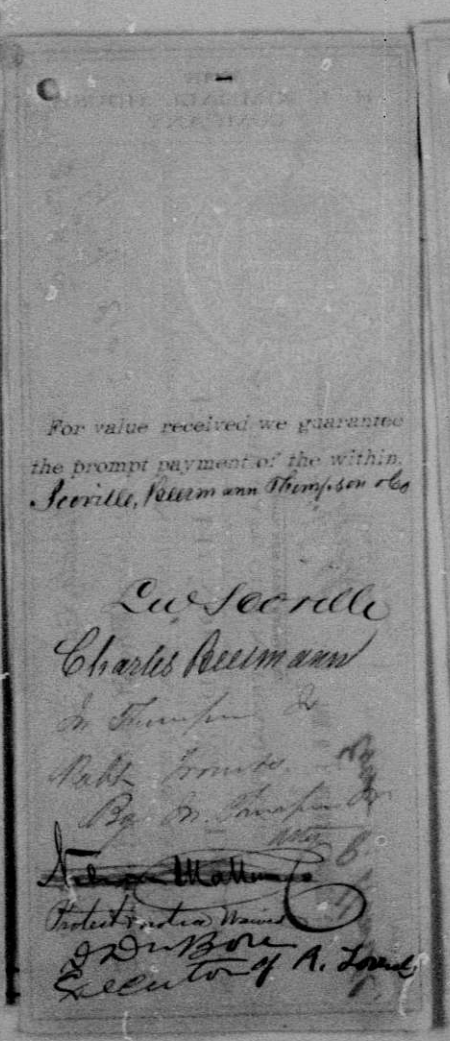

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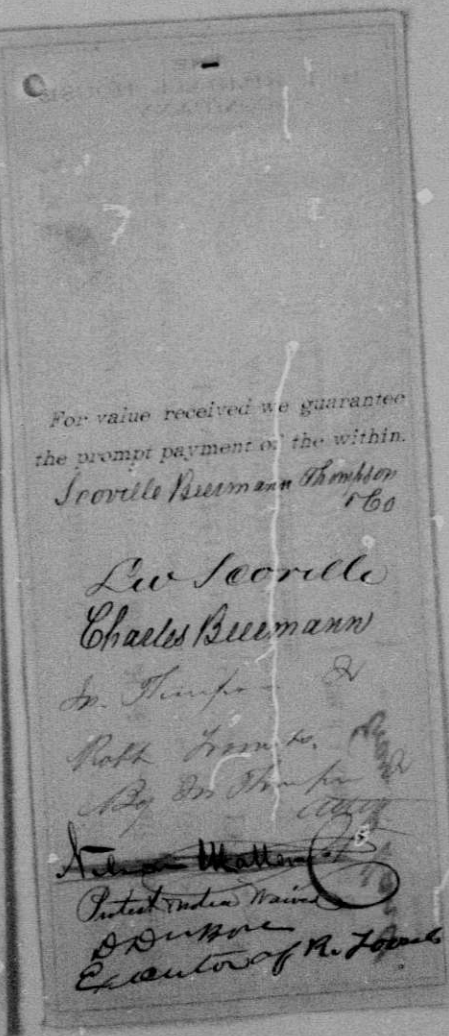

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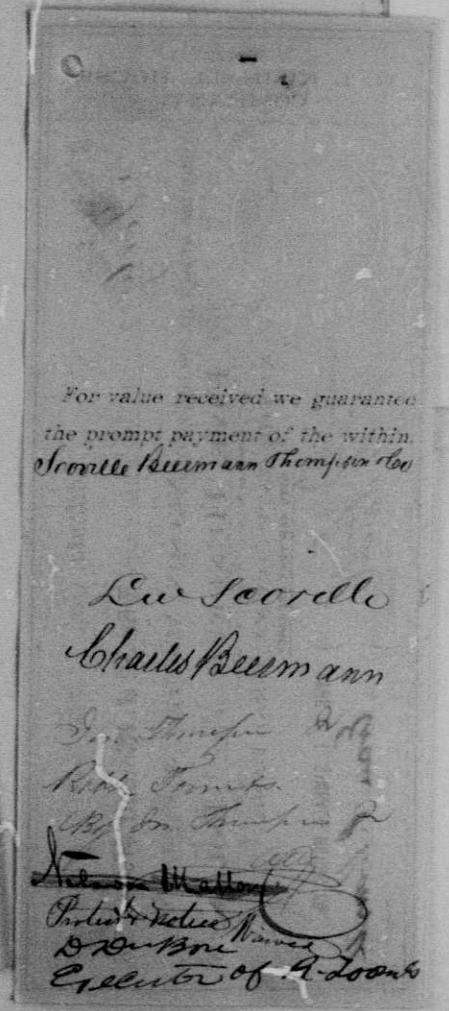

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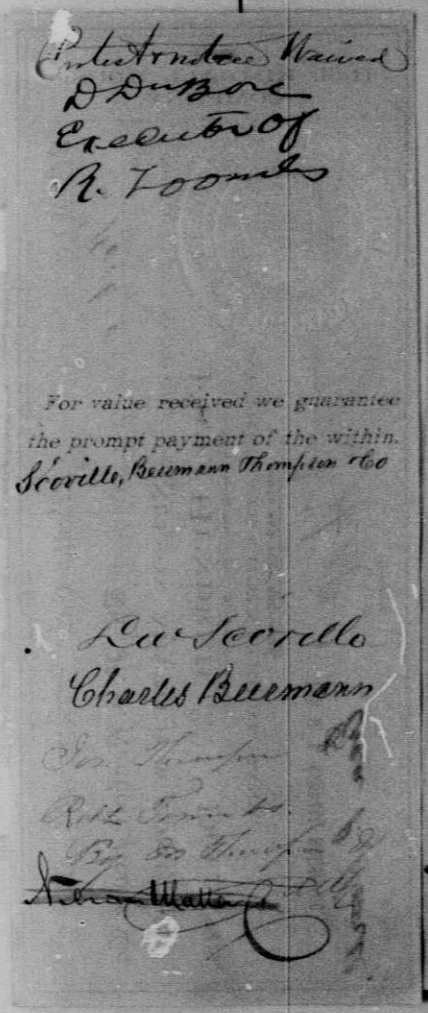
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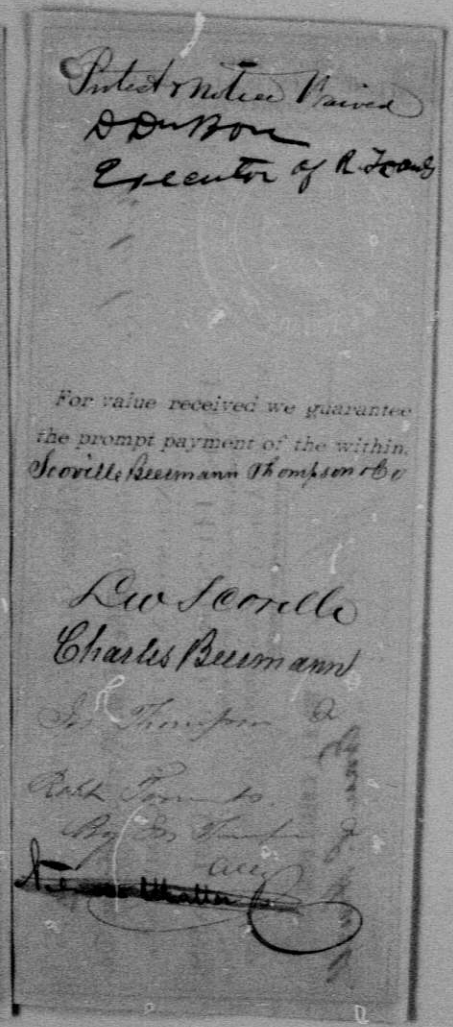
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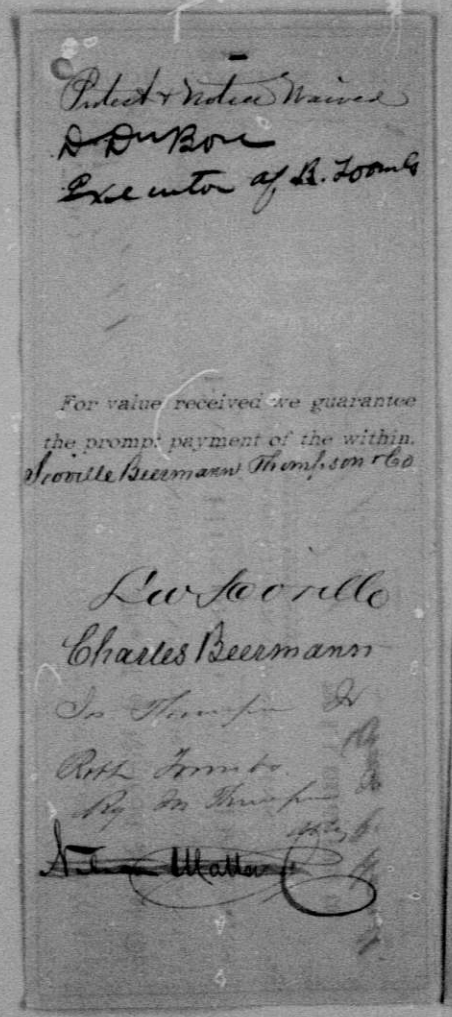
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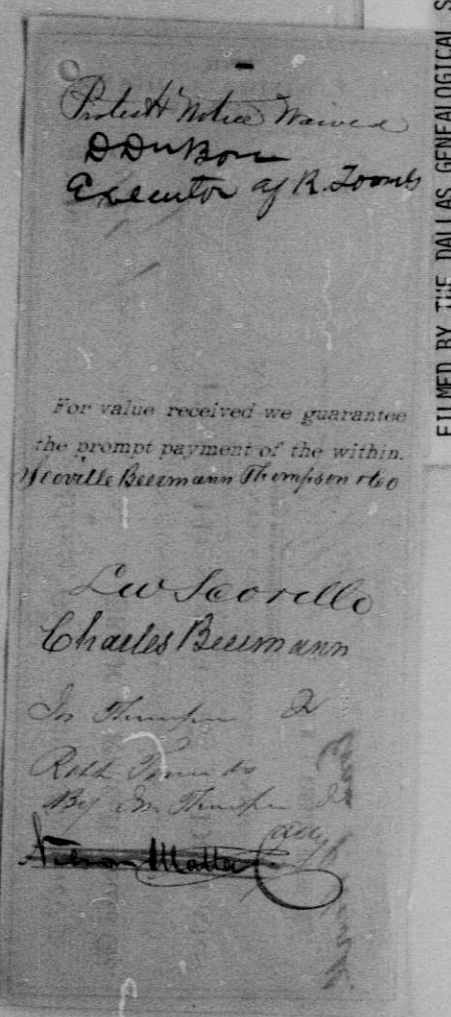
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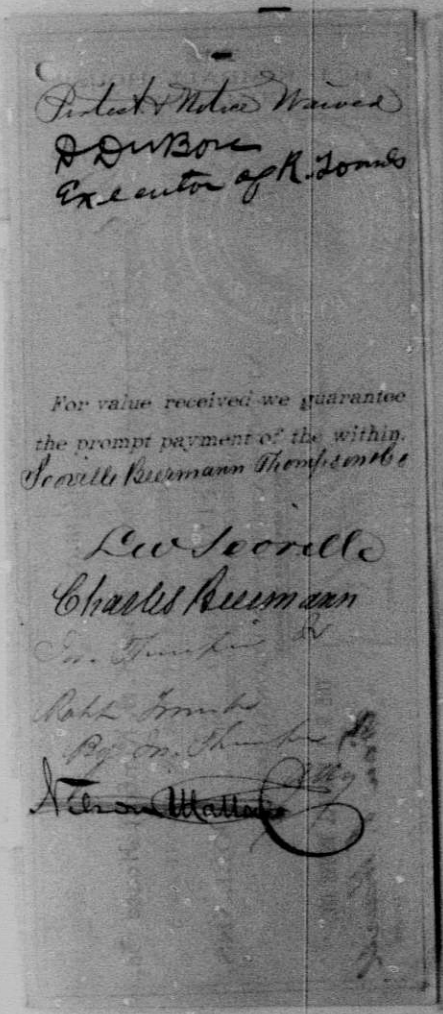

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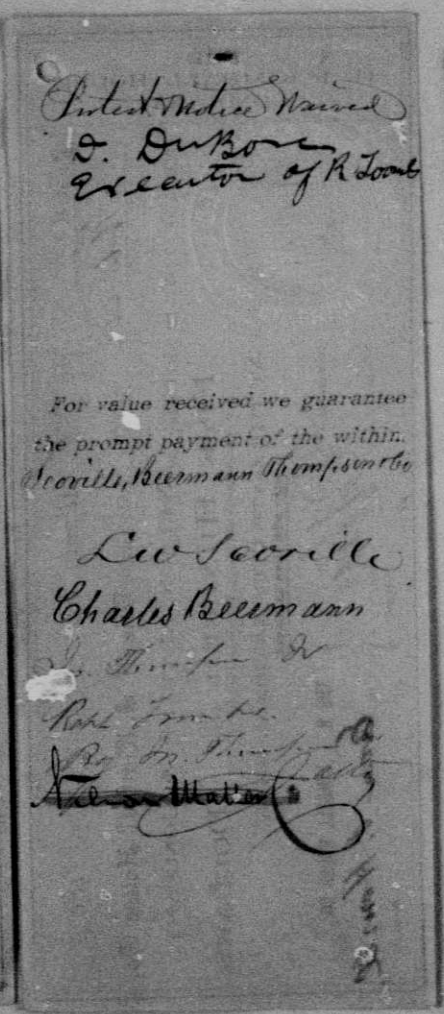

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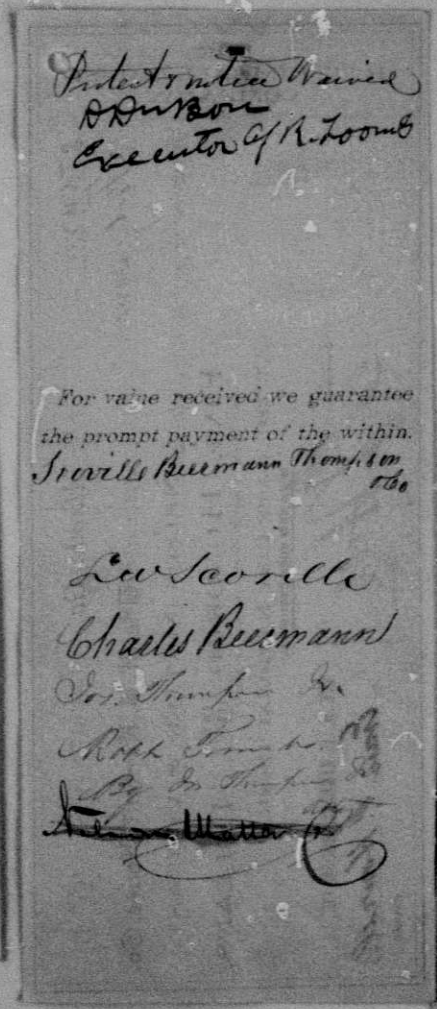

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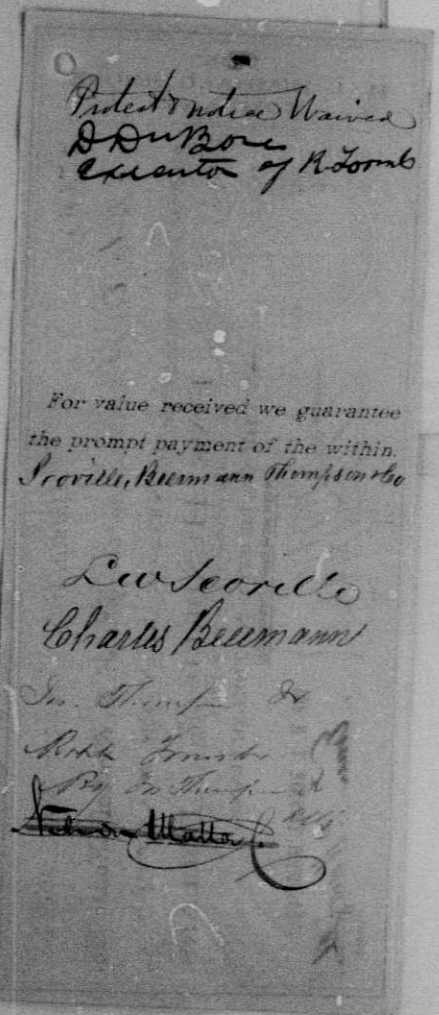
By Jr Thompson Jr
Nelson Walton



Protest & Notice Waived
D DuBose
Executor of R. Toomb

For value received we guarantee the prompt payment of the within.
Scoville, Beermann Thompson & Co

Lw Scoville
Charles Beermann
Jr. Thompson Jr
Robt Toomb
By Jr Thompson Jr
Nelson Walton

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE H. I. KIMBALL HOUSE COMPANY

$500.00 146 Atlanta, Ga., January 10th, 1885.

Forty nine months after date The H. I. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK.

WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 147 Atlanta, Ga., January 10th, 1885.

Fifty months after date The H. I. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK.

WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

THE H. I. KIMBALL HOUSE COMPANY.

$500.00 148 Atlanta, Ga., January 10th, 1885.

Fifty one months after date The H. I. Kimball House Co.

promise to pay to the order of NELSON MATTER & COMPANY,

FIVE HUNDRED 00/100 DOLLARS,

with interest at the rate of seven per cent. per annum.

AT THE GATE CITY NATIONAL BANK.

WITH NEW YORK EXCHANGE.

COUNTERSIGNED BY J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO., By Evan P. Howell, President.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Protest & Notice Waived
D Du Bois Executor
of R. Toombs

For value received we guarantee
the prompt payment of the within.
Scoville Beermann Thompson & Co

Lew Scoville
Charles Beermann

Jos. Thompson Dr.
Robt. Toombs
By Jos. Thompson
~~Nelson Walker~~

Protest & Notice Waived
D Du Bois
Executor of R. Toombs

For value received we guarantee
the prompt payment of the within
Scoville, Beermann, Thompson & Co

Lew Scoville
Charles Beermann

Jos. Thompson Dr.
Robt. Toombs
By Jos. Thompson Cashier
~~Nelson Walker~~

Protest & Notice Waived
D Du Bois
Executor of R. Toombs

For value received we guarantee
the prompt payment of the within.
Scoville Beermann Thompson & Co

Lew Scoville
Charles Beermann

Jos. Thompson Dr.
Robt. Toombs
By Jos. Thompson Cashier
~~Nelson Walker~~

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Georgia
Fulton County

Personally appeared before me, [illegible] a Notary Public in and for the County aforesaid, Hugh T. Inman and made oath as follows, He is now the sole owner of the acceptances hereto attached, and the [illegible] on the 18th day of March 1886. Said acceptances are all drawn by The H. T. Kimball House Co. signed by the President and directed to Scoville Beerman Thompson & Co. and accepted by Scoville Beerman Thompson & Co. payable to the order of Goss Phillips Manufacturing Co. and all bear interest at the rate of Seven per Cent per annum,
The date, and amount of said papers and when they become due are as follows,

Date,	Time.	due.	Amount
Oct 12/85	3 Months,	Jany 12/15/86	1506.35
" "	"	" " "	1506.35
" 22 "	"	" 22/25 "	3264.42
Nov 12/85	"	Feby 12/15/86	1858.25
" 23 "	"	" 23/26 "	915.90
" 30 "	"	Mch 3/86	1121.57
Dec 7 "	"	" 7/10/86	867.60
" 22 "	"	" 22/25 "	1689.60
" 22 "	"	" " "	842.80
" 26 "	"	" 26/29 "	493.52
" 26 "	"	" " "	619.22
" 26 "	"	" " "	1733.93
" 26 "	"	" " "	1733.93
Jany 11th/86		" April 11/14/86	954.20
		Total	18.976.64

Affiant — further makes oath that there

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is now due on said acceptances the sum of Ten thousand four Hundred and fifty two 06/100 Dollars, That said firm of Scoville Beerman Thompson & Co was composed of L. W. Scoville Charles Beerman, Joseph Thompson Jr. and Robert Toombs the last named of said persons being now deceased, And Affiant further makes oath that this Claim of Ten thousand four Hundred and fifty two 06/100 Dollars against said Robert Toombs estate is just and due that all legal offsets, payments and credits have been allowed, and that Affiant is Cognizant of the facts stated in this affidavit.

Subscribed & Sworn to before me March 29th 1887

Hugh T. Inman

J. R. Gray
Notary Pub. Fulton Co. Ga.

April 5th 1887, the within claim was presented to me for allowance this day and the same is hereby allowed for the sum of $10452.06 ten thousand two hundred & fifty two dollars with sum per cent interest therein from the 29th day of March 1887

W. H. Stippers
Administrator of Robert Toombs Decision

Filed April 5th 1887
W. McKeie Clk
By J. W. Kinsey Dy

Recommended [illegible] claim claim against said [illegible] for $10452.06 [illegible] 29th March 1887 - this April 18/87 (E) [illegible] Dallas Co. Ga.

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$1555 Atlanta Ga. Nov 12th 1885

Three months after date Pay to the order of

Goss & Phillips Manufacturing Company

Eighteen Hundred and fifty five & 50/100 Dollars

Payable at their Office Corner West 22d and Fisk Sts Chicago Ill.

With Interest at the rate of Seven per Cent per Annum

Value received and charge to account of

The H. I. Kimball House Co.

To Scoville Beermann Thompson & Co

No 570 Atlanta Ga

By Evan P. Howell President

Nov 15

$3264 Atlanta Ga Oct 22d 1885

Three months after date Pay to the order of

Goss & Phillips Manufacturing Company

Thirty two Hundred and Sixty four & 42/100 Dollars

Payable at their Office Corner West 22d and Fisk St Chicago Ill.

With Interest at the rate of Seven per Cent per Annum

Value received and charge to account of

The H. I. Kimball House Co.

To Scoville Beermann Thompson & Co

No 546 Atlanta Ga

By Evan P. Howell President

Nov 25

$1506 Atlanta Ga Oct 12th 1885

Three months after date Pay to the order of

Goss & Phillips Manfg Company

Fifteen Hundred and six & 95/100 Dollars

With Interest at the rate of seven per Cent per annum

Payable at their Office Corner West 22d and Fisk Sts Chicago Ills

Value received and charge to account of

The H. I. Kimball House Co.

To Scoville Beermann Thompson & Co

No 540 Atlanta Ga

By Evan P. Howell Presid

$1506 Atlanta Ga Oct 12th 1885

Three months after date Pay to the order of

Goss & Phillips Manufacturing Company

Fifteen hundred and six & 95/100 Dollars

With Interest at the rate of seven per Cent per Annum

Payable at their Office Corner West 22d and Fisk Sts Chicago Ills

Value received and charge to account of

The H. I. Kimball House Co.

To Scoville Beermann Thompson & Co

No 539 Atlanta Ga

By Evan P. Howell President

L SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

OCIETY-1977

10 N 176 Feb 15

GOSS & PHILLIPS MF'G CO.
W. B. Phillips Pres

Goss & Phillips Mfg Co
W. B. Phillips Pres
Protest & Notice Waived
D Du Bose
Executor of R. Toomb

Mee pay 2/10

PAY TO THE ORDER OF

FEB

B.D. 9146 May 25

Without recourse
GOSS & PHILLIPS MF'G CO.
W. B. Phillips Pres

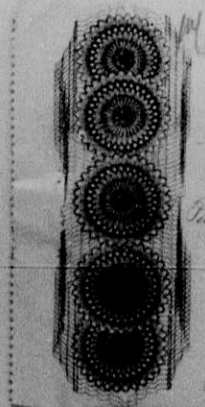
Without recourse
Goss & Phillips Mfg Co
W. B. Phillips Pres

Mee pay 1/25

Protest & Notice Waived
D Du Bose
Executor of R. Toomb

Without recourse
GOSS & PHILLIPS MF'G CO.
W. B. Phillips Pres
Protest & Notice Waived
D Du Bose
Executor of R. Toomb

Without recourse
GOSS & PHILLIPS MF'G CO.
W. B. Phillips Pres
Protest & Notice Waived
D Du Bose
Executor of R. Toomb



$715 [illegible] Atlanta Ga Nov 23d 1885

Three months after date Pay to the order of

Goss & Phillips Manfg Company

Nine Hundred and fifteen & 70/100 Dollars

Payable at their Office Corner West 22d and Fisk Sts. Chicago Ills.

With Interest at the rate of Seven per Cent per annum

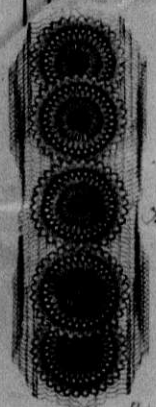
Value received and charge to account of

The H. I. Kimball House Co.

To Scoville Peerman Thompson & Co.

No. 575 Atlanta Ga

Evan P. Howell President



$1121 [illegible] Atlanta Ga Nov 30th 1885

Three months after date Pay to the order of

Goss & Phillips Manufacturing Company

Eleven Hundred and twenty one & 55/100 Dollars

Payable at their Office Corner West 22d and Fisk Sts. Chicago Ills.

With Interest at the rate of Seven per Cent per annum.

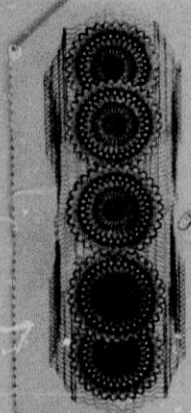
Value received and charge to account of

The H. I. Kimball House Co.

To Scoville Peerman Thompson & Co.

No. 577 Atlanta Ga.

Evan P. Howell President



$887 [illegible] Atlanta Ga Dec 7th 1885

Three months after date Pay to the order of

Goss & Phillips Manufacturing Company

Eight Hundred and Eighty seven & 60/100 Dollars

Payable at their Office Corner West 22d and Fisk Sts. Chicago Ills.

With Interest at the rate of Seven per Cent per annum

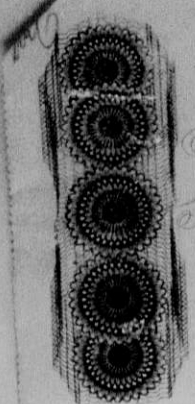
Value received and charge to account of

The H. I. Kimball House Co.

To Scoville Peerman Thompson & Co.

No. 589 Atlanta Ga.

Evan P. Howell President



$1689 [illegible] Atlanta Ga Dec 22d 1885

Three months after date Pay to the order of

The Goss & Phillips Manfg Company

Sixteen Hundred and Eighty nine & 60/100 Dollars

At their Office Corner West 22d St. & Fisk Chicago Ills.

With Interest at the rate of seven per Cent per annum.

Value received and charge to account of

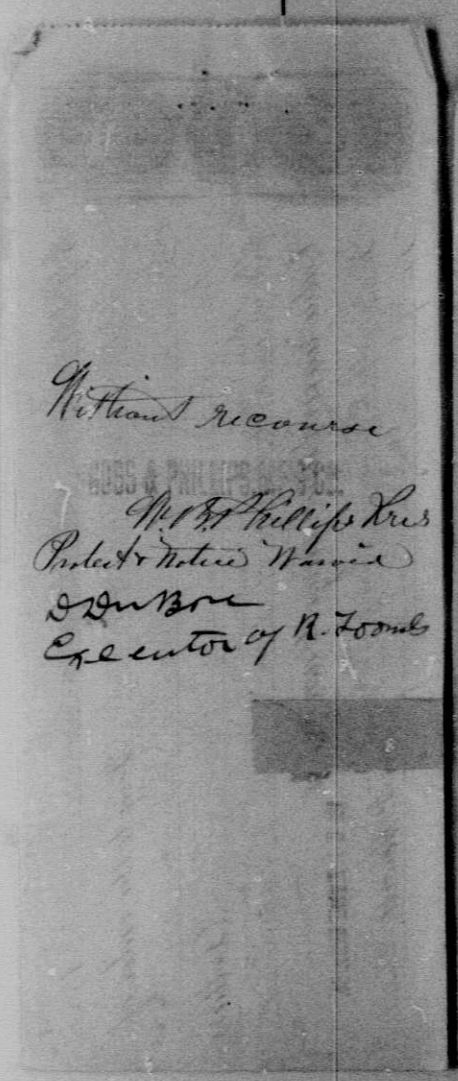
The H. I. Kimball House Co.

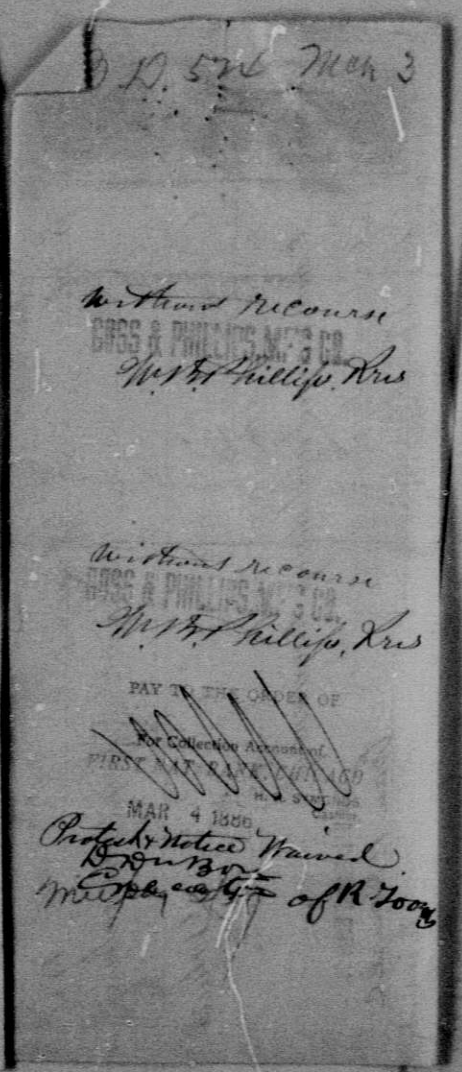
To Scoville Peerman Thompson & Co.

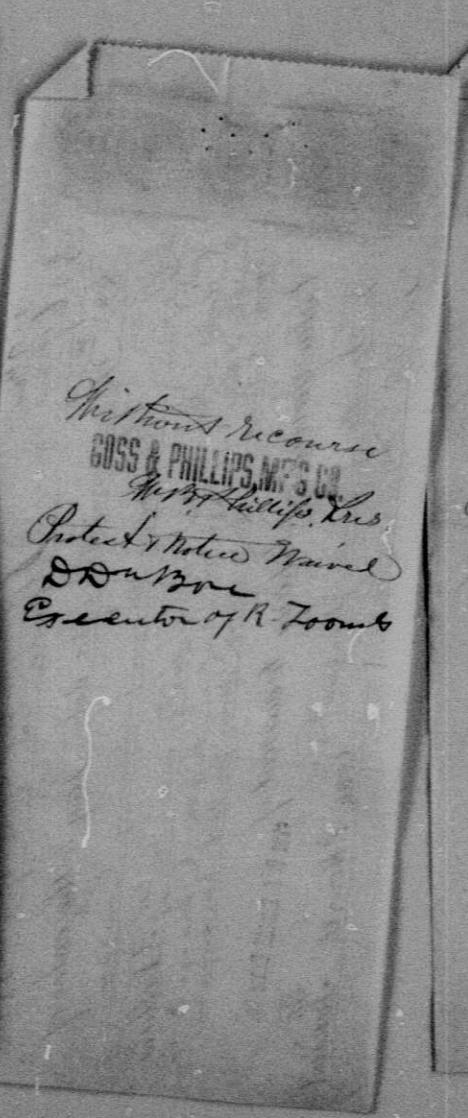
No. 605 Atlanta Ga.

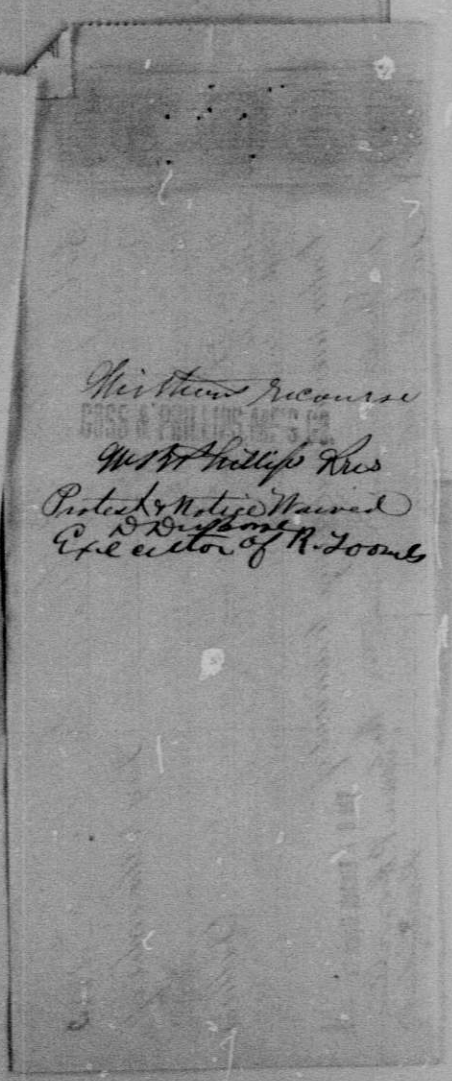
By Evan P. Howell President

...THE BREED GENEALOGICAL SOCIETY-1977









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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

$844 (1528.80) Atlanta Ga Decr 22d 1885 3/75
860.68 Three months after date Pay to the order of
The Goss & Phillips Manufacturing Company 332
Eight Hundred and forty-four & 80/100 Dollars
At their Office Corner West 22d and Fisk Sts Chicago Illinois
With Interest at the rate of seven per cent per annum
Value received and charge to account of
The H. I. Kimball House Co.
To Scoville Beermann Thompson & Co.
No. 604 Atlanta Ga. } Evan P. Howell President

$49.3 (893.32) Atlanta Ga. Decr 26th 1885 3/79
502.45 Three months after date Pay to the order of
The Goss & Phillips Manufacturing Company 332
Four Hundred and Ninety three 52/100 Dollars
At their Office Corner West 22d & Fisk Streets Chicago Ills.
With Interest at the rate of seven per cent per annum
Value received and charge to account of
The H. I. Kimball House Co.
To Scoville Beermann Thompson & Co.
No. 615 Atlanta Ga. } J W English President

$519 (938.22) Atlanta Ga. Decr 26th 1885 3/79
528.60 Three months after date Pay to the order of
The Goss & Phillips Manufacturing Company 332
Five Hundred and nineteen & 22/100 Dollars
At their Office Corner West 22d & Fisk Sts Chicago Ills.
With Interest at the rate of seven per cent per annum
Value received and charge to account of
The H. I. Kimball House Co.
To Scoville Beermann Thompson & Co.
No. 612 Atlanta Ga. } J W English President

$1733 (31.35) $1765.25 Atlanta Ga Decr 26. 1885
Three months after date Pay to the order of
The Goss & Phillips Manufacturing Co.
Seventeen Hundred and thirty three & 73/100 Dollars
At their Office Corner West 22d and Fisk St Chicago Ills.
With Interest at the rate of seven per cent per annum
Value received and charge to account of
The H. I. Kimball House Co.
To Scoville Beermann Thompson & Co.
No. 614 Atlanta Ga } J W English President

Mch 24

ETY-1977

Without Recourse

Wm H Phillips Exrs

Protest & Notice Waived

D DuBois

Executor of R. Zooms

Without Recourse

Wm H Phillips Exrs

Protest & Notice Waived

D DuBois

Executor of R. Zooms

Without Recourse

Wm H Phillips Exrs

Protest & Notice Waived

D DuBois

Executor of R. Zooms

D 631 Mch 79

without Recourse

Wm H Phillips Exrs

without Recourse

Goss & Phillips Hdw Co

Wm H Phillips Exrs

Protest & Notice Waived

D DuBois

Executor of R. Zooms

PAY TO THE ORDER OF

For Collection Account of

FIRST NAT. BANK, CHICAGO

MAR 30 1880

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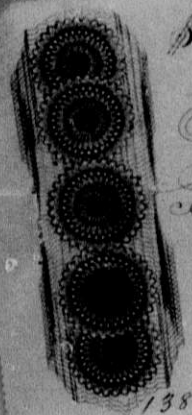
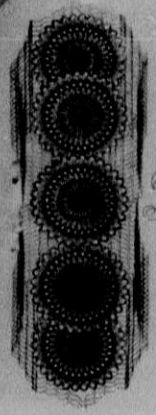


$1733 31 38 93 / 1765 38 Atlanta Ga Decr 26th 1885
(1765 28)
Three months after date Pay to the order of
The Goss & Phillips Manufacturing Co.
Seventeen Hundred and thirty three 93/100 Dollars
At their Office Corner West 22d and Fisk Sts Chicago Ills.
With Interest at the rate of Seven per Cent per annum.
Value received and charge to account of The H. I. Kimball House Co.
To Scoville Beerman Thompson & Co. J W English President
No. 613 Atlanta Ga.
1389 29. Mar



$924 (20) Atlanta Ga January 11th 1886
Three months after date Pay to the order of
The Goss & Phillips Manufacturing Company
Nine Hundred and twenty four 20/100 Dollars
At their Office Corner West 22d Street & Fisk Chicago Ills.
With Interest at the rate of Seven per Cent per annum.
Value received and charge to account of The H. I. Kimball House Co.
To Scoville Beerman Thompson & Co. J W English
No. 616. Atlanta, Ga. President

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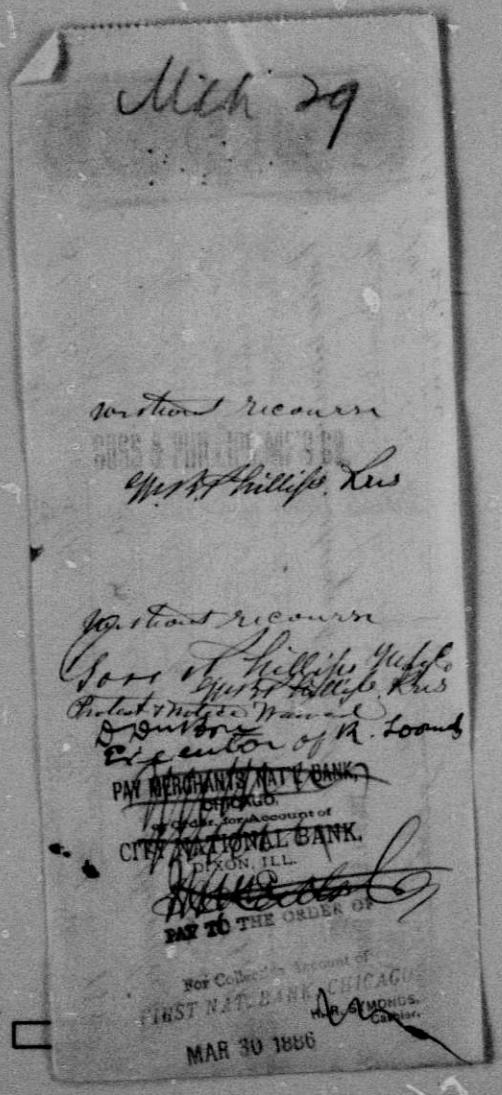
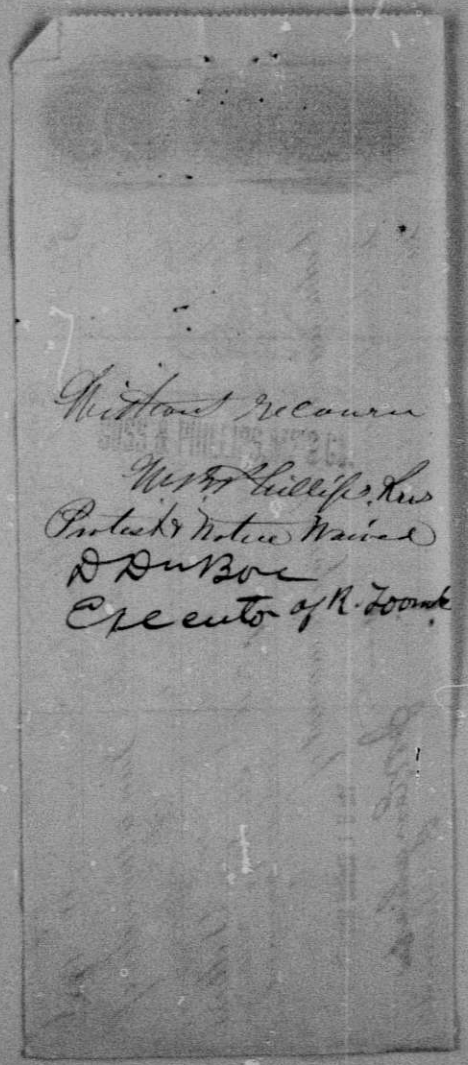
FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977





FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

The United States of America,

City of Atlanta, Fulton County, Ga.

Be it Known, That on the Eighth day of January in the year of our Lord Eighteen Hundred and Eighty Six at the special request of the CASHIER OF THE MERCHANTS BANK, of Atlanta, I, J. H. JONES, of said City, and a Notary Public for said County of Fulton, in the State of Georgia, by lawful authority duly admitted and sworn, went to the Gate City National Bank

and exhibited the original BILL OF EXCHANGE to the Teller Chief whereof a true copy is on the other side hereof written, and demanded payment of the same, which was refused no instructions to pay

Whereupon, the said Cashier requested me to PROTEST, and I, the said Notary, at such request, have protested, and by these presents do SOLEMNLY AND PUBLICLY PROTEST, as well against the Maker and Endorsers of said Bill of Exchange, as against all others whom it doth or may concern, for all Exchange, re-Exchange, Costs, Damages and Interest, suffered or to be suffered, for the want of payment of the same.

I further certify, That I have this day served written notices of the demand and refusal of payment, and of PROTEST for non-payment (of the Bill of Exchange, whereof a true copy is on the other side hereof written) on the Drawer and Endorsers, by depositing said notices in the Post-Office in the city of Atlanta, postage prepaid, addressed to Thackara Sons & Company

Scoville Bierman Thompson & Co

Jno H Watt Cashier

Jos H Hunter Cor

all under cover, addressed to J H Hunter Cor Savannah Ga

Thus done and Protested, at Atlanta aforesaid, in the County and State aforesaid, the 8th day of January Eighteen Hundred and Eighty Six

In testimony whereof, I have hereunto subscribed my name and affixed my Notarial Seal.

J H Jones Notary Public, Fulton County, Georgia.

NOTING AND PROTEST, $3.00.

THE H. I. KIMBALL HOUSE COMPANY.

149 Jan 8

No 13

Notice Protest for non payment

Thackara Sons & Company

Atlanta, Ga., October 5th 1885

$8028

Sixty months after date The H. I. Kimball House Co. will pay to the order of Thackara, Sons & Company Nine hundred and Sixty three 10/100 DOLLARS, With Interest at the rate of seven per cent per annum

AT THE GATE CITY NATIONAL BANK, WITH NEW YORK EXCHANGE.

Jan 5

COUNTERSIGNED BY J H Hill Treasurer.

THE H. I. KIMBALL HOUSE CO., by Evan P. Howell President.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Jan 8 #8028

$963 10 562 Atlanta - Ga October 5th 1885.

Three months after date The H I Kimball House Co promise to pay to the order of Thackara Sons & Company

Nine hundred and Sixty three 10/100 Dollars with Interest at the rate of seven per cent per annum

at the Gate City National Bank Jan 5

with New York exchange

Seal of the Co

The H I Kimball House Co

by Evan P Howell

President

Countersigned by

L J Hill Treasurer

No 13

Endorsed.

Thackara Sons & Co

For value received we guarantee the prompt payment of the within

Scoville, Beerman Thompson & Co

For collection & credit of

Bank of North America Philadelphia

Jno H Watts, Cashier

Pay R M Farrar Cashier

or order for collection acct of

Savannah Bank & Trust Co

Jas H Hunter Cashier.

Sec H. I. Kimball House Company

For value received we guarantee the prompt payment of the within.

Scoville, Beerman & Thompson & Co

~~Thackara Sons & Co~~

For Collection & Credit of

BANK OF NORTH AMERICA.

PHILADELPHIA.

~~[illegible]~~

PAY ~~[illegible]~~

~~CASH [illegible]~~

~~FOR COLLECTION [illegible] OF~~

~~Savannah Bank & Trust Co~~

~~JAS. H. HUNTER, Cashier.~~

~~Without recourse on us.~~

Thackara Sons & Co

by J. P. Smalton

Atty

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

The United States of America,

City of Atlanta, Fulton County, Ga.

Be it Known, *That on the* Fifth *day of* February *in the year of our Lord Eighteen Hundred and Eighty* Six *at the special request of the CASHIER OF THE MERCHANTS BANK, of Atlanta, I, J. H. JONES, of said City, and a Notary Public for said County of Fulton, in the State of Georgia, by lawful authority duly admitted and sworn, went to* the Gate City National Bank having previously [illegible] at the office of Company *and exhibited the original* ~~BILL OF EXCHANGE~~ note *to* [illegible] *at said bank whereof a true copy is on the other side hereof written, and demanded payment of the same, which was refused* no instructions to pay - no funds for it

Whereupon, *the said Cashier requested me to PROTEST, and I, the said Notary, at such request, have protested, and by these presents do SOLEMNLY AND PUBLICLY PROTEST, as well against the Maker and Endorsers of said* ~~Bill of Exchange~~ note, *as against all others whom it doth or may concern, for all Exchange, re-Exchange, Costs, Damages and Interest, suffered or to be suffered, for the want of payment of the same.*

I further certify, *That I have this day served written notices of the demand and refusal of payment, and of PROTEST for non-payment (of the* ~~Bill of Exchange,~~ note *whereof a true copy is on the other side hereof written) on the Drawer and Endorsers, by depositing said notices in the Post-Office in the city of Atlanta, postage prepaid, addressed to* Thackara Sons & Co

Philadelphia Pa

Scoville Beeman & Thompson

Atlanta Ga

all under cover, addressed to each as above.

Thus done and Protested, at Atlanta aforesaid, in the County and State aforesaid, the 5th *day of* February *Eighteen Hundred and Eighty* Six

In testimony whereof, *I have hereunto subscribed my name and affixed my Notarial Seal.*

J H Jones *Notary Public,*
Fulton County, Georgia.

NOTING AND PROTEST, $3.00.

PROTEST.

No. *le* BILL OF EXCHANGE.

Amount, - - $ 2441 10

Fees, - - - - $3.00.

Total, $

The H. I. Kimball House Co.

J. H. JONES,
Notary Public, Fulton Co., Ga.

THE H. I. KIMBALL HOUSE COMPANY.

$ 2441 10 Atlanta, Ga., Feby 2d 1885

Twelve months after date The H. I. Kimball House Co.

promise to pay to the order of Thackara Sons & Co.

Twenty four hundred forty one 10/100 DOLLARS,

Walk [illegible] at the rate of 7% per annum

AT THE GATE CITY NATIONAL BANK,

WITH NEW YORK EXCHANGE.

Countersigned by [signature] Treasurer.

THE H. I. KIMBALL HOUSE CO.,

[signature] President

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

The H. I. Kimball House Company.

$2 + 4 40 (803) Atlanta Ga., Feby 2 1

Twelve months after date The H. I. Kimball House Co. promise to pay to the order of Thackara Sons & Co. Twenty four hundred & forty one 00/100 Dollars at the Gate City National Bank with New York exchange

The H. I. Kimball House Co.
by L. Mims
President pro tem.

Corrected signed by
L. J. Hill
Treasurer

Ensorsed.

For value received we guarantee the prompt payment of the within
Scovill Beermann Thompson & Co.

For value received we guarantee the prompt payment of the within.
Scovill Beermann Thompson & Co

Written overseas on no.
Thackara Sons & Co
by J. P. Pendleton
Atty

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE UNITED STATES OF AMERICA,
City of Atlanta, Fulton County, Ga.

Be it Known, That on the Fifth day of August, in the year of our Lord Eighteen Hundred and Eighty Six, at the special request of the CASHIER OF THE MERCHANTS BANK, of Atlanta, I, J. H. JONES, of said City, and a Notary Public for said County of Fulton, in the State of Georgia, by lawful authority duly admitted and sworn, went to the Gate City National Bank [illegible] and exhibited the original PROMISSORY NOTE [illegible] whereof a true copy is on the other side hereof written, and demanded payment of the same, which was refused not fully "no funds"

Whereupon, The said Cashier requested me to PROTEST, and I, the said Notary, at such request have protested, and by these presents do SOLEMNLY AND PUBLICLY PROTEST, as well against the Maker and Endorsers of said Promissory Note, as against all others whom it doth or may concern, for all Exchange, re-Exchange, Costs, Damages and Interest, suffered or to be suffered, for the want of payment of the same.

I further certify, That I have this day served written notices of the demand and refusal of payment, and of PROTEST for non-payment (of the Promissory Note, whereof a true copy is on the other side hereof written), on the Endorsers, by depositing said notices in the Post-Office in the city of Atlanta, postage prepaid, addressed to [illegible] Philadelphia Pa Shacklett Sons & Co City Jacobs Burnett & Thompson & Co City all under cover, addressed to [illegible] as above state

Thus done and Protested, at Atlanta aforesaid, in the County and State aforesaid, the 5th day of August, Eighteen Hundred and Eighty Six.

In testimony whereof, I have hereunto subscribed my name and affixed my Notarial Seal.

J. H. Jones
Notary Public, Fulton County, Georgia.

NOTING AND PROTEST, $3.00.

THE H. I. KIMBALL HOUSE COMPANY.

$2441.99 / 304 Atlanta, Ga., Febry 2d 1885

Eight months after date The H. I. Kimball House Co. promise to pay to the order of Shacklett Sons & Co, Twenty four hundred & forty one 99/100 DOLLARS, with Exchange at the rate of 7% per annum AT THE GATE CITY NATIONAL BANK, WITH NEW YORK EXCHANGE.

Countersigned by J. J. Hill, Treasurer.

THE H. I. KIMBALL HOUSE CO., By Lollmies, President.

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$2441.09 Aug 5

30d Atlanta, Ga., Feby 2nd 1885

Eighteen months after date The H. I. Kimball House Co. promise to pay to the order of Thackara Sons & Co.

Twenty Four hundred & forty one & 00/100 Dollars with Interest at the rate of 7% per annum at the Gate City National Bank

The H. I. Kimball House Co.

Countersigned by L. Meinn President protem

J. J. Hill Treasurer

(Seal of the Co.)

The H. I. Kimball House Co.

Endorsed

For value received we guarantee the prompt payment of the within

Scoville, Beerman Thompson & Co.

Thackara Sons & Co.

For value received we guarantee the prompt payment of the within.

Scoville, Beerman Thompson & Co.

~~Thackara Sons & Co.~~

Without recourse.

Thackara Sons & Co.

by J. P. Pendleton

Atty

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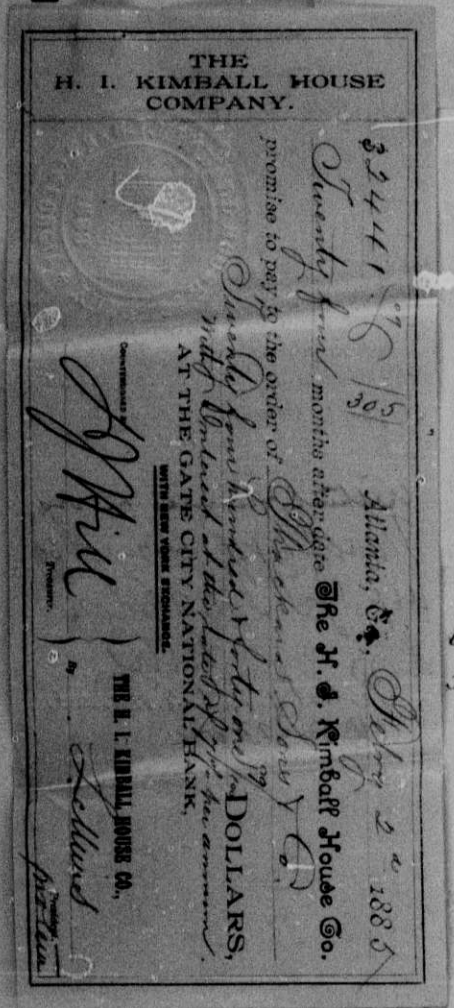

THE
H. I. KIMBALL HOUSE
COMPANY.

32441 $^{09}/_{6}$ 305 Atlanta, Ga., Feby 2nd 1885

Twenty four months after date The H. I. Kimball House Co.
promise to pay to the order of Thackara Sons & Co.
Twenty four hundred & forty one 09/100 DOLLARS,
with Interest at the rate of 7 per annum.
AT THE GATE CITY NATIONAL BANK,
WITH NEW YORK EXCHANGE.

Countersigned J. J. Hill Treasurer.

THE H. I. KIMBALL HOUSE CO.,
By L. Ellwood
Manager
pro tem

Georgia
Fulton County

Personally appeared before me [signature]
a Notary Public in and for the County aforsaid, Hugh T. Inman and made oath as follows. He is now the sole owner of the notes hereto attatched, and he became such owner on the 30th day of August 1886, said notes are all made by The H. I. Kimball House Co. signed by the President. Endorsed by Scoville Beerman Thompson & Co. made payable to Thackara Sons & Co and all bear Interest at the rate of Seven per cent per annum, and the dates and amounts of said papers, and when they become due are as follows.

Date	Time	When due	Amounts
Oct 5th/85	3 Months	Jany 5/8th 1886	963.10
Feby 2/85	12 "	Feby 2/5 "	2441.10
" "	18 "	Aug 2/5 "	2441.09
" "	24 "	Feby 2/5 1887	2441.09
		Total	$8286.38

Affiant further makes oath, that there is now due on said notes, the sum of Six thousand Eight hundred and Six Dollars, that said firm of Scoville Beerman Thompson & Co was composed of L. W. Scoville, Charles Beerman Joseph Thompson Jr and Robert Toombs, the last named of said persons being now deceased, and Affiant further makes oath, that this claim of Six thousand Eight Hundred and Six dollars against said Robert Toombs Estate

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is just and due, that all legal offsets payments and credits have been allowed, and that affiant is cognizant of the facts stated in this affidavit,

Subscribed and Sworn to before me March 29th 1887

Hugh T. Inman

J. R. Gray
Notary Pub. Fulton Co. Ga.

April 5th 1887. the within claim was presented to me on this day for allowance, and the same is hereby allowed for the sum of $6,806 00 six thousand eight hundred & six dollars, with seven per cent interest thereon from the 25th day of March 1887

W. H. Flippen
Administrator of Rebecca Scott Decaser

Filed April 5th 1887
J. McKeel Clk
By J. R. Stevens Dep

Examined & approved as a Sec. claim against the Estate of $6806 00 & 7% int. for annum from 29 March 87 - this April 18th
E. G. Brown Esq
Dallas Ga.

For value received we guarantee the prompt payment of the within.
Scoville, Freeman & Thompson Co.

Witness, name in use.
Nathan Smith
by J. D. Fuddleton
Atty.
Protest & notice waived
D. Dwyer
Executor of R. Goods

ENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W.W. LEAKE SETH SHEPARD T.S. MILLER

Dallas, Texas. March 21st, 1893.

Received of T. S. Miller, administrator of the estate of Robert Toombs, deceased, the sum of Four Hundred Dollars, the same being payment of balance, in full, of fee due for legal services rendered in the suit of T. S. Miller, administrator of Robert Toombs, deceased, vs. Jarvis & Smith, heretofore instituted in the District Court of Tarrant County, Texas.

J. N. Hoggett
Per Leake & Henry
By W. W. Leake

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LEAKE & HENRY,
ATTORNEYS-AT-LAW.
415 ELM STREET.

Dallas, Texas, 188

Nancy E. Angel et al
vs
W H Flippen Adminis-
trator of Robert Toombs. Deceased

Now come said parties by atty and announce ready for trial, and it appearing to the court that on the 2d day of February 1882 contracted to sell to J B Sively the following described tract of land lying in Tarrant County Texas. and described as follows viz- Sixty three acres of land, a part of the J Rendon survey, known and described as follows viz. bounded on the North by a tract of land owned by James Hampton, on the East by a tract of land owned by Wilson James, on the South by a tract of land owned by James Branson. and on the West by a tract of land owned by Robt Toombs. the same being a fifty two acre tract — — —

and on said executed his title bond whereby he undertook to make to said Sively a good indefeasible title to said land on the payment of $252.00 as purchase money, and it appearing to the court that thereafter the said Sively duly assigned said title bond to D N Angel. and it appearing to the court that said D N Angel fully paid said purchase money to said Robert Toombs. and then departed this life, leaving him surviving his wife the Pltff. Nancy E. Angel and the following children viz. Carlotta E. Alia J. Ida F. and Arizona Angel, and his wife enceinte with child - and it further appearing to the court that the said Toombs has departed this life - and that W H Flippen Dft has been by this court appointed his administrator - it is therefore ordered that said W H Flippen as administrator of Robert Toombs Dec'd make title to the above described tract

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of land to said Nancy E Angel and to said Carlotta E. Atia J. Ida H. & Arizona Angel. and the child to be born as aforesaid viz one half interest to said Nancy, and the other half to said children. according to the legal term and effect of said title bond. and pay all costs herein incurred.

on Eat
Nancy E Angel etal
My
Mr H H Lipper
Adams of Rubb Towns
order of court

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW.
DALLAS, TEXAS

F M Young

vs

W H Filippen admr of Robert Toomb

Now come said parties and it appearing to the court that on the 15 day of September AD 1882 Robert Toomb executed his title bond, whereby he obligated himself on the payment of $1318.50 to make title to Pff F M Young for the following tract of land, ~~beginning~~ being 586 acres of the Jacob Wilcox survey of 640 acres in Tarrant County Texas, beginning at the S W corner of said survey No 38 an Elm — thence N 81.50 chains to a stake — thence E. 73.30 chains to a pile of stones on the N line of said J Wilcox survey No 38 Thence S 40.50 chains to a P.O. on the N line of the M Hunt survey No 37 Thence W 2.00/100 chains to the N W corner of the said Hunt survey of 320 acres No 37 Thence S with the W line of the said Hunt survey 41.00 chains — thence W. with the S. line of the said J Wilcox survey No 38 71.30 chains to the beginning — And it appearing that all of said purchase money was paid to said Toomb. & that he departed this life without making such deed. It is therefore ordered that Dft W H Filippen as admr of Robt Toomb make title to said land to said Pff F M Young & pay costs herein

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW,
DALLAS, TEXAS

J. T. Jamison
vs
W. H. Filippen adm of Robert Toomb.

Now come said parties & announce ready for trial and it appearing that on Oct 2/82. Robert Toomb made his bond & thereby agreed to make title to J. T. Jamison on the payment of three notes for $310.00 each for the following land in Tarrant County Texas it being a part of the J Wilcox survey No 40 of 640 acres & a part of the J Wilcox survey of 640 acres No 39. beginning at the NW corner of said survey 40 a stake - thence E 50 chains to a stake - the corner of 120 acres sold to J. C. Young - thence S. with the line of said Young's land 40 chains to a stake - the SW corner of said Young's land - thence E with the S line of said Young's land 30 chains to a stake the E line of said survey No 40 - thence E into the said survey No 39, 25 chains to a stake - thence S. 40 chains to the S line of said survey No 39 - thence W with the original line of said surveys 105 - chains to the SW corner of survey No 40 - thence N with the W line of said survey No 40 80. chains to the beginning containing 620 acres. And it appearing that said Toomb died before making such title, and that said notes were paid to him in his lifetime. It is therefore ordered that W. H. Filippen administrator of Robert Toomb make title to said land to said Jamison & pay costs hereof -

W. H. Young
vs
W. H. Filippen
Adm of R. Toomb
Order of Court

Ent Book K3
page 186-7

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY.
ATTORNEYS-AT-LAW.
DALLAS, TEXAS.

Ellis & Huffman
vs
W H Filippen
admr of Robert Toomb

Now come said parties by atty and it being shown to the court that on October 2d 1882, Robert Toomb executed to Peffs M.G. Ellis & W A Huffman his bond whereby he undertook on the payment of the purchase money $4000.00 and stipulated interest to make them title to the following land in Tarrant County Texas, to wit the N B Breeding 426 acres, and the John Breeding 430 acres, and the Spencer Townson 480 acres, being all of said Spencer-Townson Survey except 160 acres - heretofore sold to J A Winebainer, and a part of the H Dikeman Survey, being the South East quarter of the said H Dikeman survey of 640 acres - said surveys containing (1496) fourteen hundred and ninety six acres - lying on the East side of the West Fork of Trinity River -
and it further appearing that said Toomb departed this life without making such title - and that the Dft Filippen was by this court appointed his admr - It is therefore ordered that the Dft W H Filippen administrator of Robert Toomb make title to Peffs to said land on their paying the purchase money now due thereon, and said Filippen as such admr will pay costs herein

No
J. T. Jamison
vs
W H Filippen admr
of Robt Toomb

order for deed

Entire Book
K 3 page 297

10-2-82

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Ellis & Huffman
vs
W H Flippen
admr of R Toombs

Order of court
for deed

Ent Book K 3
page 187

10-20-87

L Steel
vs
W H Flippen admr
of Robert Toombs

Now come said parties and announce ready for trial & it appearing to the court that on the 15th day of September 1882 Robert Toombs executed his title bond whereby he agreed to make title to L Steel for the following land in Tarrant County Texas, it being a part of the J Wilcox survey of 531 acres No 35 beginning at a stake on the South line of said Wilcox survey No 35 - being the S.E. corner of a tract of 80 acres heretofore sold to J M Rice - Thence N with the W Line of the said 80 acre tract sold to J M Rice 40 chains to the NE corner of said J M Rice's tract - Thence E with the North line of this survey 112 chains to the bank of the West Fork of Trinity River Thence down the meanderings of Trinity River to the S.E. corner of this survey J Wilcox No 35 - Thence W with the S Line of this survey 112 chains to the beginning, containing 451 acres more or less - & being all of said J Wilcox survey No 35 except 80 acres sold to J M Rice - for the consideration of $1578.50 and accrued interest to be paid. And it appearing that said Toombs departed this life without making such title and that the Dft was appointed his admr by this Court, and that all of said purchase money was paid to said Toombs in his lifetime. It is therefore by the court

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ordered that the Dft as such administrator make title to said Steel in pursuance of said title bond, & the statute in such case made & provided - & pay the costs of this proceeding -

Sheet #911

Mr B Phillipson
Admr of R Towns
order for deed
Oct 18 1886

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LEAKE & HENRY,
ATTORNEYS-AT-LAW.
415 ELM STREET.

Dallas, Texas, 188

Mrs R J Billington
vs
W H Flippen administrator
of Robert Toomb. Deceased

Now come said parties by atty and announce ready for trial - and it appearing to the court that on the 20th day of November 1882, Robert Toomb contracted to sell ~~sold~~ to J A Cope, the following described tract of land lying in Tarrant county Texas, and described as follows to wit being a part of the J Wilcox survey No 36. of 560 acres, patent No 140 Vol 4, beginning on the South line of said survey 73 41/100 chains East of a corner on said line - made for an 80 acre tract heretofore sold to Jm Rice in survey No 35. being said Rice N.E. corner - thence North twenty chains to a stake, thence West forty chains to a stake, thence South twenty chains to the South line of said survey No 36. thence East with said East line forty chains to a P.O. the beginning corner containing eighty acres more or less

and on said date executed his title bond whereby he undertook to make to said J A Cope a good indefeasible title to said land on the payment of the purchase money thereof to wit the sum of $400.00 and it appearing to the court that since that time the said Cope departed this life, leaving him surviving, his said pet (who subsequently intermarried with one John Billington) and also two Childsen viz - Goldie and Ronnie Cope and it appearing to the court that said purchase money has been paid, and that the said Toomb has departed this life, and that W H Flippen Dft has been by this court appointed his administrator, it is therefore ordered that the said W H Flippen, as administrator

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of Robert Toombs deceased, make title to the above described tract of land to said Mrs R J Billington and to said Goldie + Ronnie Cope . . Cope, viz one half interest therein to Mrs R J Billington, and the other half to said Goldie + Ronnie — Cope, in accordance with the terms of said title bond-and pay all costs herein incurred

Ex Excelsior
Mrs R J Billington
H
W H Filippen
Admr of Robt Toombs
Adm of Comb

11-20-87

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW,
4[illegible] ELM STREET.

Dallas, Texas, 188

M Gladson
vs
W H Flippen Admr
of Robt Toomb.

Now come said parties by atty and it appearing to the court that on the 31st day of August AD 1883 Robert Toomb contracted to sell to G W Brown the following tract of land lying in Tarrant County Texas and described as follows viz, being a part of the J Rendon Survey of 3129. Patent No 226 Vol 12- beginning at a stake on the North line of this survey, it being the North West corner of 40 acres heretofore sold to Thompson. Thence South 20 chains with Thompson's West line to a stake — thence West 20 chains to a stake — Thence North 20 chains to a stake in the North line of this survey — Thence East 20 chains to the beginning containing forty acres and being the NE¼ of 160 acre lot No 5 of the subdivision of the said J Rendon Survey. and executed his bond to make title thereto on the payment of $160.00 purchase money

And it further appearing to the court that said Robert Toomb on the 25th day of October 1883 contracted to sell to S A Long the following tract of land in Tarrant County Texas. and described as follows viz 40 acres out of the J Rendon Survey Patent No 266 Vol 12- being the (SE¼) South East quarter of No 5- of the subdivision of said Rendon Survey. and at said date executed his title bond to make title thereto on the payment of $160.00 purchase money. and whereas the said Toomb has departed this life without making title to said lands, and the said W H Flippen has been by this court appointed his administrator, and whereas said purchase

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money is shown to have been paid to said Townes in his lifetime, and whereas the said G. W. Brown and S. A. Long respectively duly assigned said title bonds to the Pleff M. Gladson, who thereby became the equitable owner of both tracts of said land - it is therefore ordered that the said W. H. Flippen administrator of Robert Townes make title to the two above described tracts of land to the said M. Gladson, according to the terms of said bonds, and said assignments thereof, & pay all costs herein incurred.

Mr. Gladson
vs
W. H. Flippen admr
of Robt. Townes
order of court

8-31-83

-1977

Sam Johnson
vs
W H Flippen as
admr of Robert Trumb

Now on this day came said parties, and it appearing to the court that on the the 5th day of February 1884, Robert Trumb executed to Sam Johnson his bond, whereby he undertook on the payment of $500.00 to make him title to the following tract of land in Tarrant county Texas - it being a part of the J Wilcox survey of 640 ~~acres~~ acres No 44. Patent No 944. Vol 2 on Ash Creek a tributary of the West Fork of Trinity River. Beginning at a stake on the N line of said survey 25 chains W. from the NE corner of said survey and being the NW corner of a 100 acre tract heretofore sold to J T. Jamison - thence S. with said Jamisons W line 40 chains to a stake the SW corner of the said 100 acre tract - thence W 25 chains to a stake - thence N 40 chains to a stake on the N line of said J Wilcox survey No 44 - thence E with said N line 25 chains to the beginning containing 100 acres.

And it appearing that said purchase money has been paid, and that said Trumb died before making such title, and that W H Flippen has been appointed his administrator by this court. It is therefore ordered that said Flippen as such admr make Pltff a title & deed to said in pursuance of said title bond & pay the costs herein

Ent K3 page 144

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~~Service of within accepted. regular notice and citation waived and within petition may be acted on at once. Sept. 15th 1884~~
~~W. H. Gelippen~~
~~Administrator of Robt Tomes~~
~~By Leahy & Henry Attys~~

(42)

Sam Johnson
Wm H. Gelippen admr
of Robt Tomes
~~Copy of order~~
~~Appts admr for deed~~

Order
Eck K3 - /21844

2-5-84

ETY-1977

J. M. Murrah

vs

W. H. Slippen

Administrator of Robt Toombs deceased

Now come said parties by attorney and appearing to the court that on December 17th 1879 Robt Toombs contracted to sell to J. H. Bronson the following tract of land in Tarrant County Texas described as follows: beginning at the N. E. cor of the tract sold to H. H. Minn and the N. W. cor formerly sold to said Bronson thence W. 475 varas thence S 750 varas to the West line of Walter Moore thence South 475 varas to his South West corner thence West 750 varas to the beginning. and on said day executed to said Bronson his title bond whereby he obligated himself on the payment of said Bronson two notes each for $1260.00 to make him title to said land and whereas afterwards said Bronson assigned said title bond to plff J. M. Murrah and it further appearing to the court that said Toombs died without making such title it is therefore ordered that the dft W. H. Slippen, as administrator of said Robt Toombs make title to said land unto said J. M. Murrah on his paying the balance due on said notes and also pay all costs of this proceeding.

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PROBATE FEE BILL

Estate of Robt Toombs Decd

CLERK'S FEES.		JUDGE'S FEES	
Filing and Docketing Applications	5	Making Affidavit	
Issuing Notices and three extra Copies	75	Approving Bond	
Entering Order of Appointment	10	Appointing Appraiser	
Taking, Filing and Docketing Bond, with oath	1 25	Probating Will	
Entering Order Approving Bond	10	Granting Sale ..... Confirming Sale	
Final Record of above		Approving Final Account	50
Issuing Letters	50	One-half per cent. com'n on $4300.00	21 50
Entering Order Appointing Appraisers	5		
Final Record of Inventory			
Filing and Docketing Inventory			
Taking ..... Affidavits to Inventory			$ 22 00
Entering Order Approving Inventory			
Taxing Costs and Copy	25	**SHERIFF'S FEES.**	
Filing and Docketing Application for Sale		~~Posting~~ Notices By Pub.	1 10
Entering Order Granting Sale		" "	
Filing and Docketing Report ~~sales~~	15	" "	
Taking Affidavit of Sale			
Entering Order Confirming Sale		**RECAPITULATION.**	
Filing and Docketing Annual Account		County Judge's Fees	22 00
Taking Affidavit, 15 cents; Issuing Notice, 75 cents	90	Clerk's Fees	6 30
Entering Order Approving, 50 cents; Recording 4.50	5 00	Sheriff's Fees	1 10
		Printers Fees	2 00
	$ 6 30	Total	$ 31 40
		Printers fee paid by Admr	2 00
		Bal due	$ 29 40

THE STATE OF TEXAS
County of Dallas.

I, L. H. Hughes County Clerk of said County, hereby certify that the above is a true and correct statement of the Costs due in the above entitled cause.

WITNESS my hand and official seal, at office in Dallas, this 21 day of March 189 3

L. H. Hughes County Clerk.

Per A. S. Jackson Deputy.

$ 29.40 Dallas, Texas, March 21 189 3

Received of J. S. Miller Admr of estate of Robert Toombs $ 29.40 Dollars, in full of above Bill of Costs.

L. H. Hughes Clerk.

Per A. L. Elliott Deputy.

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No. 911

Probate Fee Bill

COUNTY COURT,

Dallas County, Texas.

ESTATE OF

Robt Toombes Decd

Judge's Fees	2200
Clerk's Fees	630
Sheriff's Fees	110
Appraiser's Fees	
Printers "	200
TOTAL	$31 40

A. D. Aldridge & Co., Printers and Binders, Dallas, Tex.

FILED

MAR 23 1893

L. B. HUGHES County Clk.

by A. L. Jackson Deputy.

Estate of Robert Toombs Decd

No. 911.

T. J. Miller. Administrator

On this March 20 1893 came on to be heard the account for final settlement of T. J. Miller administrator of the Estate of Robert Toombs deceased. It appearing to the court that Citation has been issued and published as required by Law, it is ordered and adjudged by the Court that said account for final settlement be and is hereby in all things affirmed and approved

It appearing to the court that the said administrator T. J. Miller has paid to Leake & Henry and J. G. Hogsett the sum of Four Hundred and Ninety Four 20/100 ($494.20) Dollars, the amount shown in Section 7 of said account to be due to them by said Estate, and for which he has filed his voucher among the papers of this cause, and that he has also paid the balance of the costs herein amounting to the sum of Thirty one 40/100 ($31.40) Dollars, and that said two sums of money amount in the aggregate to the sum of Five Hundred and Twenty Three 60/100 ($523.60) Dollars, which is the amount shown by said account to have been in the hands

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of said administrator: And it appearing to the Court that none of ~~the~~ said Estate remains in the hands of the administrator and that he has fully administered the estate in accordance with the orders of this court and has filed proper Vouchers; It is ordered that the said T. S. Miller administrator be and is hereby discharged from his trust and said estate is hereby closed

No. 911 (10)

Est of Robert Toombs vs T. S. Miller Admr

Judgment

Appr Final Acc

Apr — 5th — 996.

1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

STATE OF TEXAS.

To the Sheriff or any Constable of Dallas County,--GREETING:

You are Hereby Commanded *to notify* W. H. Flippen Admr *of the Estate of* Robt Toombs Decd

by reading to him this Writ, that, at the last term of the County Court of said County, an order was made, requiring him forthwith to file his annual *account, showing the condition of said Estate and to show cause, if any he have, why a fine should not be adjudged against him for his failure to return the same at the proper time, as by law directed.*

Herein Fail Not, *but of this Writ make due Return, showing how you have executed the same.*

Witness *my hand and official seal, at office in the City of Dallas, this the* 8 *day of* Dec *A. D. 1887*

W. McHill *Clerk,*

By W. A. Hudson *Deputy.*

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Estate of Robert Toomb { Dallas County Court
No 911 { Probate Docket

Now comes W H Flippen administrator of the estate of Robert Toomb deceased and in response to the notice Dated Dec 8 1887 issuing out of this court to show cause why a fine should not be adjudged against him for his failure to file his annual account showing the condition of the estate of Robert Toomb deceased, respectfully shows to the court that he has not failed to file such annual report. But on the contrary duly filed the same at the time prescribed by Law, as appears of record in said court.

Wherefore Respondent begs to be dismissed

W H Flippen
Admr of R Toomb Decd
Pierce & Henry
His Attys

No. [illegible]

Estate of Robt Toomb Decd

NOTICE TO FILE EXHIBIT.

Issued 8 day of Dec 1887
W M Collins Clerk.
By W A Anderson Deputy.

Come to hand this _____ day of _____ 188__, and executed on the _____ day of _____ 188__ by reading within notice to the within named.

_____ Sheriff.
By _____ Deputy.

A. D. Aldridge & Co., Stationers and Printers, Dallas, Tex

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No 277
Estate of R Trimb

Answer of W H Felippen to notice to Hon. Consent C

Filed Jany 24 1888
W M Hill Clk
By W A Hudson Dy

INVENTORY AND APPRAISEMENT

Of the Property, Real and Personal, Belonging to the Estate of

Robert Trimb (decd) unadministered

Amount due Estate from W H Felippen deceased, late Administrator of Robert Trimb deceased $ 757.78

Claim for money vs J P Smith and J J Jarvis, Suit for which is pending in Tarrant District Court. Claim based on alledged failure of Smith & Jarvis to account & pay over to Robert Trimb money collected by them for him. Smith & Jarvis deny all indebtedness. [illegible] pending and the value of the claim is altogether conjectural.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No. 911

Est. of Lovers Toombs, Decd

Inv. & appraisement

Examined & approved May 13/91 — E. G. Bowen Cyphe

Filed May 16, 1891 O. B. Cott Clk By J. F. Lewis

Recorded 3-8 [illegible]

THE STATE OF TEXAS,
COUNTY OF DALLAS.

I, T. S. Miller Admr de bonis non 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.

T. S. Miller

SWORN TO AND SUBSCRIBED before me, this the 13th day of May A. D. 1891 —

W. E. Hawkins, ~~Clerk, Co. Court.~~
~~By~~ Notary Public ~~Deputy.~~
Dallas Co. Tex.

THE STATE OF TEXAS,
COUNTY OF DALLAS.

BEFORE THE UNDERSIGNED AUTHORITY, this day personally appeared [redacted] J. M. Dickson & Ed Gray 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 Appraisement of the property pointed out to them as belonging to said estate.

J. M. Dickson
Edward Gray

SWORN TO AND SUBSCRIBED before me, this the 13th day of May A. D. 1891
by J. M. Dickson and Edward Gray —

W. E. Hawkins, Clerk, Co. Court.
By Notary Public Deputy.
Dallas Co. Tex.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW,
418 ELM STREET.

Dallas, Texas, 188

In the matter of the Estate of Robert Toombs deceased } In Probate

This day came on to be heard the application of Executors of the last will & testament of Robert Toombs deceased to have the copy of said will filed and recorded in this court, and it appearing to the court that due and legal notice has been given of such application - and no objection thereto being made - and it further appearing to the court that said will has been heretofore duly probated in the court of Ordinary in and for Wilkes county in the State of Georgia, and that the same has been duly certified to by the clerk of said court of Wilkes county, and attested as required by the Laws of this State, accompanied with the probate thereof. It is therefore considered ordered adjudged and decreed that the copy of said will and its probate together with the certificate of the clerk of the court of Ordinary of Wilkes County Georgia, and that of the presiding magistrate of said court be recorded in this court - as the last will and testament of Robert Toombs deceased

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW,
415 ELM STREET.

Dallas, Texas, 188

State of Texas
Dallas County } In Probate

To the Hon Dallas County Court - in Probate
Your petitioners G Toomb. Wm W Simpson, R Toomb Dubose & Dudley Dubose all citizens & residents of the State of Georgia - Respectfully show to the court that on December 15th 1885. Robert Toomb then a resident citizen of Wilkes County Georgia departed this life, on said Wilkes County Ga that he left a will which has been only probated in said Wilkes County according to the laws of the State of Georgia - that your petitioners were appointed Executors of said will & have filed in this court & have asked to be recorded a copy of said will duly attested & certified as prescribed by the Laws of Texas. That at the time of his death the said Robert Toomb was seized and possessed of property in Dallas County Texas to the probable amount & value of twenty thousand Dollars consisting of money and notes. That there is necessity for administration on said Robert Toomb estate - in order to collect moneys due his estate - That he left neither wife devisee legatee or blood kin in the State of Texas. as far as is known to your petitioners nor creditor in this state as far as they know - That his principal estate in Texas is in said Dallas County - That your petitioners as such Executors living in another & distant State are unable to undertake the administration of said Robert Toomb estate in the State of Texas. wherefore they pray that after due notice is given as prescribed by law that this court will appoint some person of good character residing in said Dallas County, as administrator of said Robert Toomb estate in the State of Texas. - and in as much as W H Flippin of said Dallas County is a person of good character & well qualified, they pray that administration with the will annexed, of the estate of said Robert Toomb in the State of Texas be granted to him the said W H Flippin & for all proper relief &c

Leake & Henry Attys for Petitioners

Estate of Robert Toomb dec'd
Order admitting copy of will to record

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW,
416 ELM STREET.

Dallas, Texas, 188

State of Texas
Dallas County } In Probate

To the Hon Dallas County Court - in probate
Your petitioners G Toombs, Wm W Simpson - R.T. Dubose and Dudley Dubose all resident citizens of the State of Georgia, respectfully show to the court that on December 15th 1885. Robert Toombs then a resident citizen of Wilkes County State of Georgia, departed this life in said Wilkes County, That he left a will in which your petitioners were named his Executors that said will has been duly probated in said Wilkes County Georgia according to the laws of the State of Georgia, and petitioners file herewith a copy of said will and the probate thereof attested by the clerk of the court in which said will was admitted to probate, and the seal of the court annexed. together with the certificate from the Judge of said court that the said attestation is in due form. -
That said Robert Toombs at the time of his death owned property in the State of Texas, the principal part of which is in Dallas County.
Wherefore petitioners pray that said copy of said will be filed and recorded in this court, as prescribed by the statute in such case made & provided & for all proper relief
Leake & Henry
Attys for Petitioners

on 911
Estate of Robert Toombs
Petition of G Toombs et al for administration
Filed March 31st 1886
W M C Hill Clk
By L Hughes Jr

$ 114

(Marked
Recorded
(unable to Locate Vol. Page)

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

BILL OF COSTS.

J. A. Dunaway Etal
vs.
No. 5165
W. H. Flippen Admr

Judgment rendered ____ 188__
vs. ____, For Costs, - $ ____
For Atty's Fees, ____
For Int. ____ per ct. ____
TOTAL, - - - - $ ____

PLAINTIFF'S ATTORNEY:

SECURITIES FOR COST:

Estate of Robt Toombs
Application to File & Record will

Filed March 31st 1886
Will Steele Clerk
By D Hughes D

$ 11 3

Recorded (Record Book Page)

SHERIFF'S COSTS.

Serving ____ Citation	
Mileage on ____ Citation	
Mileage on ____ Writ Scire Facias	
Executing Writ Injunction	
Mileage on Writ Injunction	
Serving Writ Certiorari	
Mileage on Writ Certiorari	
Serving ____ Publication	
Serving ____ Garnishment	
Mileage on Garnishment	
Serving ____ Notice Interrogatories	
Mileage on Notice Interrogatories	
Summoning ____ Witnesses	
Mileage on ____ Subpœna	
Levying ____ Writ Attachment	
Mileage on Writ Attachment	
Levying ____ Writ Sequestration	
Mileage on Writ Sequestration	
Taking ____ Bond	
Jury Fee	
Levying ____ Fi. Fa	
Advertising Property for Sale	
Taking ____ Bond	
Endorsing Forfeiture of Bond	
Returning ____ Fi. Fa	
$	

CLERK'S COSTS.

Docketing Suit	10
Writ and Cop Petition	
Writ Sequestration	
" Attachment	
" Certiorari	
" Scire Facias	
" Injunction	
" Publication	
" Garnishment	
Entering ____ Appearance	10
" ____ Continuance	
" ____ Motion	
" ____ Order	
" Discontinuance	
" Nonsuit	
" Interlocutory Judgment	
Taking ____ Affidavits	
____ Subpœnas for ____ Witnesses	
Swearing ____ Witnesses	
Cop ____ Interrogatories and Notice	
Cop ____ Interrogatories Com's	
Taking Bond	
Filing 9 Papers	35
Assessing Damages	
Receiving and Recording Verdict	
Entering Final Judgment	50
Costs on Writ of Error	
Transcript to Court of Appeals	
Taxing Costs and Copy	25
Issuing ____ Fi. Fa	
Recording Return	
Certificate of Brief	
$	1 30

RECAPITULATION.

Jury Fee (use of ____)	
Clerk's Fees	1 30
Sheriff's Fees	
Fees of County Judge	3
Fees in Justice's Court	
Witness Fees	
TOTAL $	4 30

THE STATE OF TEXAS, }
COUNTY OF DALLAS. }

I, S. B. SCOTT, Clerk of the County Court of said County, hereby certify that the above is a true and correct statement of the Judgment rendered and of the costs due in the above entitled cause, from ____

WITNESS my hand and official seal at office, in the City of Dallas, this the 19 day of June A. D. 1889

S. B. Scott Clerk,
By Jno Stemz Deputy.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Leake

No. 5185

BILL OF COSTS.

COUNTY COURT,

Dallas County, Texas.

J. A. Dunaway Et al

vs.

W. H. Flippen, Admr

Judgment 188

For Jury Tax .....

" Clerk's Costs .....

" Sheriff's Costs .....

" County Judge's Fees .....

" Costs in Justice's Court .....

" Witness Fees .....

Paid S. B. Scott Clk
T. B. Fawcett

Total Costs ..... $ 4 30

Issued this 19 day of June A. D. 1889

S. B. Scott CLERK.

By J. N. B. Stewart Deputy

ATTORNEY'S.

A. D. Aldridge & Co., Stationers and Printers, Dallas, Texas.

BILL OF COSTS.

J. C. Daniels vs. W. H. Flippen Admr

No. 5184

Judgment rendered Feb 18 1889

vs. Deft, For Costs, - $

For Atty's Fees,

For Int. ..... per ct.

TOTAL, - - - - - $

PLAINTIFF'S ATTORNEY: Leake

SECURITIES FOR COST:

SHERIFF'S COSTS.

Serving ..... Citation		
Mileage on ..... Citation		
Mileage on ..... Writ Scire Facias		
Executing Writ Injunction		
Mileage on Writ Injunction		
Serving Writ Certiorari		
Mileage on Writ Certiorari		
Serving ..... Publication		
Serving ..... Garnishment		
Mileage on Garnishment		
Serving ..... Notice Interrogatories		
Mileage on Notice Interrogatories		
Summoning ..... Witnesses		
Mileage on ..... Subpœna		
Levying ..... Writ Attachment		
Mileage on Writ Attachment		
Levying ..... Writ Sequestration		
Mileage on Writ Sequestration		
Taking ..... Bond		
Jury Fee		
Levying ..... Fi. Fa		
Advertising Property for Sale		
Taking ..... Bond		
Endorsing Forfeiture of Bond		
Returning ..... Fi. Fa		
$		

CLERK'S COSTS.

Docketing Suit		10
..... Writ ..... and Cop ..... Petition		
Writ Sequestration		
" Attachment		
" Certiorari		
" Scire Facias		
" Injunction		
" Publication		
" Garnishment		
Entering ..... Appearance		10
" ..... Continuance		
" ..... Motion		
" ..... Order		
" Discontinuance		
" Nonsuit		
" Interlocutory Judgment		
Taking ..... Affidavits		
..... Subpœnas for ..... Witnesses		
Swearing ..... Witnesses		
..... Cop ..... Interrogatories and Notice		
..... Cop ..... Interrogatories Com's		
Taking ..... Bond		
Filing ✓ Papers		10
Assessing Damages		
Receiving and Recording Verdict		
Entering Final Judgment		1 00
Costs on Writ of Error		
Transcript to Court of Appeals		
Taxing Costs and Copy		25
Issuing ..... Fi. Fa		
Recording Return		
Certificate of Brief		
$		1 55

RECAPITULATION.

Jury Fee (use of .....)		
Clerk's Fees	1	55
Sheriff's Fees		
Fees of County Judge	3	00
Fees in Justice's Court		
Witness Fees		
TOTAL ..... $	4	55

THE STATE OF TEXAS, COUNTY OF DALLAS.

I, S. B. SCOTT, Clerk of the County Court of said County, hereby certify that the above is a true and correct statement of the Judgment rendered and of the costs due in the above entitled cause, from Deft

WITNESS my hand and official seal at office, in the City of Dallas, this the 19 day of June A. D. 1889

S. B. Scott Clerk,

By J. N. B. Stewart Deputy.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Leake

No. 5184

BILL OF COSTS.

COUNTY COURT,

Dallas County, Texas.

J. C. Daniels

vs.

W. H. Flippen Etal

Judgment ____ 188

For Jury Tax	
" Clerk's Costs	1 55
" Sheriff's Costs	
" County Judge's Fees	3 00
" Costs in Justice's Court	
" Witness Fees	
Total Costs	$ 4 55

Issued this 19 day of June A. D. 188 9

D B Scott CLERK.

By Jno Stevens Deputy

ATTORNEY'S.

Paid Off Court Fees 1 55 Attorneys Fees 3 00

A. D. Aldridge & Co., Stationers and Printers, Dallas, Texas.

BILL OF COSTS.

C. B. Law

vs.

No. 5089

W. H. Flippen Adm't

Jno Toombes PLAINTIFF'S ATTORNEY:

Leake

Judgment rendered ____ 188

vs. ____, For Costs, - $ ____

For Atty's Fees, ____

For Int. ____ per ct. ____

TOTAL, - - - - $ ____

SECURITIES FOR COST:

SHERIFF'S COSTS.

Serving	Citation	
Mileage on	Citation	
Mileage on	Writ Scire Facias	
Executing Writ Injunction		
Mileage on Writ Injunction		
Serving Writ Certiorari		
Mileage on Writ Certiorari		
Serving	Publication	
Serving	Garnishment	
Mileage on Garnishment		
Serving	Notice Interrogatories	
Mileage on Notice Interrogatories		
Summoning	Witnesses	
Mileage on	Subpœna	
Levying	Writ Attachment	
Mileage on Writ Attachment		
Levying	Writ Sequestration	
Mileage on Writ Sequestration		
Taking	Bond	
Jury Fee		
Levying	Fi. Fa	
Advertising Property for Sale		
Taking	Bond	
Endorsing Forfeiture of Bond		
Returning	Fi. Fa	
		$

CLERK'S COSTS.

Docketing Suit		10
Writ and Cop	Petition	
Writ Sequestration		
" Attachment		
" Certiorari		
" Scire Facias		
" Injunction		
" Publication		
" Garnishment		
Entering	Appearance	10
"	Continuance	
"	Motion	
"	Order	
"	Discontinuance	
"	Nonsuit	
"	Interlocutory Judgment	
Taking	Affidavits	
	Subpœnas for Witnesses	
Swearing	Witnesses	
Cop	Interrogatories and Notice	
Cop	Interrogatories Com's	
Taking	Bond	
Filing 3	Papers	15
Assessing Damages		
Receiving and Recording Verdict		
Entering Final Judgment		1 00
Costs on Writ of Error		
Transcript to Court of Appeals		
Taxing Costs and Copy		25
Issuing	Fi. Fa	
Recording Return		
Certificate of Brief		
	$	1 60

RECAPITULATION.

Jury Fee (use of ____)	
Clerk's Fees	1 60
Sheriff's Fees	
Fees of County Judge	3
Fees in Justice's Court	
Witness Fees	
TOTAL $	4 60

THE STATE OF TEXAS, }
COUNTY OF DALLAS. }

I, S. B. SCOTT, Clerk of the County Court of said County, hereby certify that the above is a true and correct statement of the Judgment rendered and of the costs due in the above entitled cause, from Date

WITNESS my hand and official seal at office, in the City of Dallas, this the 14 day of June A. D. 188 9

D B Scott Clerk,

By Jno Stevens Deputy.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Leake

No. 5089

BILL OF COSTS.

COUNTY COURT,

Dallas County, Texas.

C. B. Law

vs.

W. H. Flippen Adm

Judgment		188
For Jury Tax		
" Clerk's Costs		16a
" Sheriff's Costs		
" County Judge's Fees		3
" Costs in Justice's Court		
" Witness Fees		
Total Costs	$	46a

Paid S B Scott Clerk T B Jeanes

Issued this 14 day of June A. D. 1889

S. B. Scott CLERK,

J. M. Kelly Deputy

ATTORNEY'S.

A. D. Aldridge & Co., Stationers and Printers, Dallas, Texas.

PROBATE FEE BILL.

Estate of Robt Toombs Decd

CLERK'S FEES.		
Filing and Docketing Applications		15
Issuing Notices and three extra Copies		75
Entering Order of Appointment		50
Taking, Filing and Docketing Bond, with oath	1	25
Entering Order Approving Bond		50
Final Record of above	8	00
Issuing Letters		50
Entering Order Appointing Appraisers		50
Final Record of Inventory	2	5
Filing and Docketing Inventory		15
Taking 3/4 Affidavits to Inventory		45
Entering Order Approving Inventory		50
Taxing Costs and Copy		25
Recording 29 Applications		
Filing and Docketing Application for Sale 29 "	29	00
Entering Order Granting Sale	4	35
Filing and Docketing Report of Sale		
Taking Affidavit of Sale		
Entering Order Confirming Sale		
Filing and Docketing Annual Account		15
Taking Affidavit, 15 cents, Issuing Notice 75 cents		90
Entering Order Approving, 50 cents, Recording a Acct	2	00
Entering 29 Order	14	50
	66	90

JUDGE'S FEES.		
Making ~~Affidavit~~ Afft		50
Approving Bond		50
Appointing Appraiser		50
Probating Will & appr Dec	2	50
Granting Sale ____ Confirming Sale		
Approving Annual Account		50
One-half per cent. com'n on $34405.29	172	02
29 Cases vs		
W H Flippen Adm	87	00
Approving 4 Claims	2	00
	265	52

SHERIFF'S FEES.		
Posting Notices	3	00
" "	3	00
" "		

RECAPITULATION.		
County Judge's Fees	265	52
Clerk's Fees	66	90
Sheriff's Fees	6	00
Appraiser's Fees		
	338	42

THE STATE OF TEXAS, } I. W. M. C. HILL, County
COUNTY OF DALLAS.

Clerk of said County, hereby Certify that the above is a true and correct statement of the Costs due in the above entitled cause.

WITNESS my hand and official seal, at office in Dallas, this 4 *day of* June *188*7

W M C Hill *Clerk.*

Per L H Hughes *Deputy.*

$338.42 *Dallas, Tex.* June 4 *188*7

Received of W H Flippen Adm

of estate of Robt Toombs Decd

$338.42 *Dollars,*

in full of above Bill of Costs. to date -

W M C Hill *Clerk.*

Per L H Hughes *Deputy.*

OK and ordered paid June 4/87

E G Bowen
Co Judge

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Estate of R Toombs Deceased
Dr to Leake & Henry
1886

May	24	To	Probate Will	050 00
June	26	"	Comt Hayden 133 25	13 32
Aug	5	"	" Gilliland & Richard	68 34
	23	"	" Lathum	13 90
Sept	6	"	" Hughes	9 95
	8	"	" Pulburn	139 18
	15	"	" Johnson	21 00
	17	"	" Miner	37 00
	27	"	" Guilmartin	130 95
Oct	2	"	" Hill	48 80
	5	"	" Moore	8 79
	18	"	" Ellis & Huffman	349 53
Nov	12	"	" Taliaferro	4 30
	12	"	" East	5 60
	17	"	" Gillwater	26 00
	22	"	" Rucker	8 90
Dec	3	"	" Adams	10 00
	3	"	" Jarvis	122 39
	13	"	" Shankles	62 70
	13	"	" Taliaferro	1 70
	16	"	" Creast	40 60
	17	"	" Cooper	69 82
	22	"	" Galloway	57 60
	29	"	" Clifton	209 63
Jan	21	"	" Galloway	50
	26	"	" Adams	13 17
Feb	7	"	" Huffman & J.	1514 40
	16	"	" Bradford	9 00
	16	"	" Fredgill	15 00
Mch	1	"	" Carter	209 78
	4	"	" Bradford	4 40
	9	"	" Hayden	21 45
	24	"	" Gage	42 61
				3290 31

Received Payment
Leake & Henry
Attys at Law

Voucher #11.

No. 911

PROBATE FEE BILL.

COUNTY COURT,
Dallas County Texas.
ESTATE OF
Robt Toombs
Decd

Judge's Fees	265 52
Clerk's Fees	66 20
Sheriff's Fees	6 00
Appraiser's Fees	
TOTAL	338 42

Carter & Gibson Printing Co., Printers, Dallas.

FILED
AUG 21 1888
At ___ o'clock ___ M.
W M C Hill Co. Clerk.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

The Estate of R Toombs

Dr To J S Aldehoff

1886

Aug	23	To Fees acknowleding	deed Latham	50
	24	" " " "	Gladson & Walker	100
	25	" " " "	Guilmartin & Adams	100
	30	" " " "	Mrs Gillespie	100
Sept	8	" " " "	Pullum	50
	9	" " " "	C C King	50
	15	" " " "	Johnson	50
	17	" " " "	Williams	50
	18	" " " "	Gillinwater & Adams	100
	28	" " " "	Rucker Moore & Hill	150
Oct	5	" " " "	Boyd	50
	14	" " " "	Oliver	50
	15	" " " "	Ellis & Hoffman	50
	19	" " " "	Steel	50
Nov	13	" " " "	Young Edward Hughes	150
	13	" " " "	Scott	50
	17	" " " "	Gillwater	50
Dec	8	" " " "	Jarvis, Shanklas	100
	17	" " " "	Wood	50
	21	" " " "	Preast	50
Jan	26	" " " "	Galloway	50
Feb	18	" " " "	Collins	50
Mch	1	" " " "	Carter	50
	9	" " " "	Hayden	50
	19	" " " "	Gage	50
	24	" " " "	Garrison	50
				17 50

Received Payment

John S. Aldehoff
Notary Public
Dallas Co Tex

IETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Estate of Robert Toombs
Dr to Flippen Adone & Lobit

1886

Aug	5	To Expense of Flippen to Ft Worth	7 40	
Feb	7	" Exchange 1/4 Huffman & J	37 95	
	18	" " on $10.000 sent H T Inman	25 00	
	28	" 1 account book	35	
Mch	19	" Exchange on $4497.09 H T Inman	11 24	
May	7	" " " $5000 — "	12 50	
				94 44

Received Payment Flippen Adone & Lobit

☞ "The Marshal has a right to demand his fees in advance of the service to be performed."—Gresham, D. J. This ruling will be strictly adhered to in the future.

Robt Toombs
No. 810 vs.
J. M. Gage

In the Circuit Court of the United States,
For the Northern District of Texas.
At Dallas Texas P.

June 22 1886 MARSHAL'S COST BILL.

		Dolls.	Cts.
1885 Dec 5	Citation Served on J. M. Gage	2	00
	R R fare Dallas to Ft Worth		95
	Breakfast at " "		50
	R R fare from " " to Decatur	1	20
	Hire of Team one day	2	50
6	Meals & Lodging from Dec 5 to 6th inclusive	1	50
	R. R fare from Decatur to Dallas via Ft Worth and one meal at Ft Worth	2	75
		$ 11	40

Above is correct. and W H Flippen admr of Robt Toombs will please pay on demand
July 2/86
Leake & Henry
Attys

I hereby certify the above to be a correct copy of the Marshal's Bill of Costs in the above entitled and numbered cause, up to this date.

Dallas, Texas, 25 day of June A. D. 1886

W L Cabell
U. S. MARSHAL, N. D. T.

By _____ Deputy.

Received of W H Flippen admr &c the sum of Eleven & 40 Dollars, in full of above Cost Bill.

W L Cabell
U. S. MARSHAL, N. D. T.

3 July 1886.

By Geo R Fearn Chf Deputy.

N. B. Payment of the above will save costs of execution.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

LEAKE & HENRY.
ATTORNEYS-AT-LAW.
DALLAS, TEXAS

J.P. Woods
vs
W. H. Flippen
Admr of R Townsh Deceased

Now on this day come said parties and it appearing to the court that on the 26th day of Jany 1881. Robt Townsh by his agents J.P. Smith & J.J. Jarvis made his title bond whereby he obligated himself on the payment of the balance of the purchase money thereon named to make title to Mrs E A Clifton for the following land in Tarrant County Texas. to wit the N½ of survey No 2 in name of J Wilcox containing 640 acres on Silver creek about 13 miles S W W from Ft Worth said 640 acres beginning at the N W corner of survey No 1 in the name of J Wilcox, a stake, from which a Spanish oak bears S 43° E 4 varas another 34° W 1½ varas - thence W. up the bottom of Silver creek crossing & recrossing the same 1900 varas, the N W. corner at the S edge of the bottom, a stake. from which a pecan bears S. 17° E 5 varas, another bears S 16° E 6 varas - Thence S 1900 varas, the S W. corner on a Spanish oak from which another bears S 13° E 2 varas, another bears W 11 varas - thence E. at 1260 varas Live oak creek at 1900 varas - the S.E. corner of this survey & S W corner of survey No 1, rock from which a Live oak bears S 19° W 15 varas and a Spanish oak bears S 21° E 23 varas - Thence N with the W. line of survey No 1 at 1230 on Live oak creek. at 1760 varas Silver creek - at 1900 varas to the place of beginning. And it further appearing that on the 30th day of August 1886. said E A Clifton Husband J.M. Clifton assigned said bond to J.P. Woods & made him a deed for said land which is recorded in the record of deeds of Tarrant County Texas in vol 42. page 116, and it appearing that said Woods is ready to pay the balance due on said

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land. it is therefore ordered that said Felippen as administrator of Robert Trumb deceased. on the payment of the balance of said purchase money, make title to said Mrs for said land & pay costs hereof

A. B. Moore
Mr H Felippen admr
of R Trumb
order for deed

judgment

-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW.
415 ELM STREET.

Dallas, Texas, 188

J J Scott
vs
W H Flippen Admr
of Robert Toomb

Now come said parties by atty and it appearing to the court that on the 22d day of November AD 1880 Robt Toomb by his attys in fact J. P. Smith & J J Jarvis contracted to sell to Calvin East, a tract of land in Tarrant County Texas, and described as follows viz 46 acres out of the J Reudon Survey, beginning 950 varas South & 950 varas East from the N.W. corner of said survey - thence N. 513 varas. to the S.W. corner of a 40 acre tract sold to J B Thompson - thence E. 512 varas (said Thompson's S.E. corner) Thence S 513 varas - thence W 512 varas to the beginning, known as Block 4. of Subdivisions of said Survey; and executed his title bond to make title thereto on the payment of $184.00 purchase money, and it appearing to the court that said Toomb departed this life without making title to said land. and that W H Flippen has been by this court appointed administrator of said Toomb, and that after the execution of said title bond, the same was duly assigned to Pfff it is therefore ordered that the said W H Flippen as administrator of the estate of Robert Toomb on the payment of any ~~[illegible]~~ balance of purchase money that may be due on said land make title to said tract of land to Pfff J.J. Scott - according to the terms of said bond. and said assignment. & pay the costs of this proceeding

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State of Texas } Know all men by these
County of Tarrant } that I R. A. walker
of the County of Tarrant and State
of Texas in Consideration of Two Hundred
dollars to me in hand payd by S. L.
Williams of the County of Tarrant and
State of Texas the Recept whereof is hereby
acknowledged have Granted Bargaind
Sold and Releast unto the Said S. L.
Williams his heirs Administrators Executors
and Assigns for Ever the folling
described Lands to Wit Known and
described as follows Situated in Tarrant
County Texas and being and laying in
the Crosstimbers about 16 miles South
of Ft worth and being a Part of the I Rendon
Survey of 3129 acres Patent No 266 Vol 12
Begining at a Stake on the N line of Said Surv
the N.E. Corner of lot No 2 of the Subdivision
of Said Survey thence S 20 0 E chains to a Stake
the N.E. Corner of 80 acres tract Sold to H. M. Hudson
thence W 40 0 E chains with the N line of Said
Hudsons tract to a Stak thence N 20 0 E chains
to a Stake on the N line of Said Rendon
Survey thence E 40 0 E chains to the begining
Containing 80 acres and being the N 1/2
of No 2 of the Said Subdivision Conveying
in fee Simple 1/2 of the above Lands
described to have and hold —

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the above premises with all and Singular the Appertanances there unto belonging and I Bind my Self my heirs Administrators executors and Assigns to for Ever warrant and defend againts all persons person Chaiming or to Claim Aney part thereof this June 21 1886

R. A. Walker

THE STATE OF TEXAS, } BEFORE ME, J. E. Heckman J.P. & Ex Off
COUNTY OF Durant
Pct. Tab in and for Durant County, Texas, on this day personally appeared R A Walker

known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN under my hand and seal of office, this 21st day of August A. D. 1886

J. E. Heckman J.P.
Ex Off. Pct. Tab

to H. M. Hudson thence w 40.00 Chains
[illegible] to him. but if it has that has

[illegible]	Application for
to	Order allowing
W H Flippin Adm of	Administrator to
Robert Toombs Decest	Comply with Title
	Bond

To the Hon Ed Bowers County Judge of Dallas County The Petition of S L Williams who Reside in Tarrant County Texas Respectifuly Resents to your Honor that heretofore on the 18 day of October 1883 Robert Toombs Late of the State of Georgia but now Decest Made and Executed and deliverd to R A Walker and S L Williams of the County of Tarrant and State of Texas a Certain bond for title Obligating the Said R Toombs his Executors Administrators and Assigns to Make Execute and deliver to the Said R A Walker and S L Williams a Warranty deed Conveying title in fee simple to the folling described property Situated in Tarrant County Texas and being a part of the T Rendon Survey of 3129 acres patent No 266 Vol 12 Begining at a Stake on the N line of Said Survey the N E Corner of Lot No 2 of the Subdivision of Said Survey thence S 20 00 Chains to a Stake the N E Corner of 80 acres tract Sold to H M Hudson thence W 40 00 Chains

[illegible] corner. but if it has that has

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with the N line of Said Hudsons tract
to a Stake thence N 20.00 Chains to a
Stake on the N line of Said Rendon
Survey thence E 40.00 Chains to the
begining Containing 80 acres and
being the North ½ of No 2 of Said Subdiv
That heretofore on the blank day of July
~~18~~ 1879 that the Said Robert Toomb made
Executed and deliverd to H. H. Minor
of Said Tarrant County Texas a certain
bond for title binding and Obligating
the Said Toomb his heirs executors admin-
-istrators and assigns to make execute
and deliver to the Said H. H. Minor
a warrante deed Conveying title in
fee simple to the following described
property Lying and being in Tarrant
County Texas and being a part of the
J Rendon Survey Patent No 266 Vol 12
~~being the South~~ Begining at the S.E.
Corner of Said Rendon Survey thence
N 400 Vares a Post Oak 12 inches in
dia thence E 1372 Vars a Stake the N
W Corner of J. H. Brannons tract thence
S 400 Vars a Stake on the S line of
Said Rendon Survey thence W 1372 Vars
to the begining Containing 93 acres
Said title bonds ~~Respectively Made~~

Being Conditional that the Obligeors in
Said two bonds Respectively would
pay to the Said Obligor in Said
Certain Promisory Notes for the

Said Rendon Survey thence W 1512 [illegible]
to the begining Contaminy 93 acres
Said title bonds ~~Respectifuly Made~~

being Conditional that the Obligeors in
Said two bonds Respectivly would
pay to the Said Obligor in Said Bonds
Certain Promisory Notes for the purchase
Money of Said Lands which Notes are
payd in the first named title bond
and in the Second Made to H. H.
Minor the Money has ben fully
Tended and is now Redy to pay Said
Note and Said bond to R. A. walker
and S. L. williams is herely attacht and
Exibeted and Marked A also an Affidavit
fuly Seting out the Loss of the Bond
to H. H. Minor & is herely attacted ~~and~~
~~[illegible]~~ and made a part of this Petition
and Marked Exabet (B) that the Conditions
of Said two title Bonds have all been
Compyd with and performd by the Said
Obligeators R. A. walker & S. L. williams
and H. H. Minor Respectifuly So that
the Said Obligor aught in Law to perform his obligation Set forth and ~~[illegible]~~
Covenented of Said 2 Bonds that Since
the performance of the Conditions of Said
2 Bonds by the Obligers ~~[illegible]~~ transfer
and deliver to your Petitioner all
thir title Claim and interest in Boath
of Said Bonds So that your Petitioner

[illegible] column. but if it has that [illegible]

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WARRANTY

The

Cou

That

of the

of

to

ave

is Now the equitable owner of all of Said described two parsels of Land that Since the Execution and delivery of Said 2 Bonds for title Said Obligor Robert Toombs Died and is now dead that W. H. Flippin who Resides in Dallas County Texas is the duly appointed Administrator of the Estate of the Said Robert Toombs Deceased and that Deeds of transfer from H. H. Minor and R. A. Walker of Said described property to your Petitioner are hereunto attacht and marked Exibit (C) and D therefore your Petitioner prays that you now as Judge of the Said County of Dallas County in Probate will enter an Order allowing Said Administrator to carry out and perform all the obligations of Said two bonds on the part of Said Obligor and to Make execute and deliver to your Petitioner ~~Want~~ warranted Deed Conveying to your Petitioner title in fee Simple to all of Said above described property and sign the Same as Administrator of the Said Robert Toombs Deceased and Cost of this Suit for which your Petitioner will Ever Pray

S. L. Williams
Petitioner

By M Gladson
Agent

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilks and State of Georgia am held and firmly bound to R. A. Walker and S. L. Williams

of the County of Tarrant

of this Deed [illegible]
Will Ever Ray S. L. Williams
Petitioner

By M Gladson
Agent

Know all Men by these Presents, That I Robert Toombs

of the County of Wilks and State of Georgia am held and firmly bound to
R. A. Walker and S. L. Williams

of the County of Tarrant and State of Texas in the
sum of four hundred and eighty $480.00 DOLLARS,
to be paid to said R. A. Walker and S. L. Williams their
executors, administrators and assigns,
to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.
Sealed with my seal, and dated the 18th day of October A. D. 1883

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment
of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said R. A. Walker and S. L. Williams
agreeably to the terms of said notes, dated 18th Oct. 1883, and made payable as follows, to-wit:
one of said notes payable in one year from date, and the other in two years from date, each note for the sum of Eighty dollars, and bearing interest from date, untill paid at the rate of ten per cent per annum
The whole consideration being $240.00, 1/3 of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said
R. A. Walker and S. L. Williams their
heirs, executors or assigns, *forever*, the following
described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:
and being part of the J. Rendon Survey of 3129 acres
Patent No. 266 Vol. 12.
Beginning at a Stake on the N. line of said Survey the N. E. corner of lot No 2. of the Subdivisions of said Survey, Thence S. 20.00 chains to [illegible] Stake the N. E.
[illegible] estate would execute and deliver a deed to said land. Affiant also further swears that he cannot now find said title bond and that he does not believe that the same has ever been returned to him. but if it has that it has

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of this Suit for which you [illegible]

Will Ever Ray S. L. Williams

Petitioner

By M Gladson

Agent

Know all Men by these Presents, That I Robert Toombs

of the County of Wilks and State of Georgia am held and firmly bound to

R. A. Walker and S. L. Williams

of the County of Tarrant and State of Texas in the

sum of four hundred and eighty $480.00 DOLLARS,

to be paid to said R. A. Walker and S. L. Williams their

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 18th day of October A. D. 1883

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said R. A. Walker and S. L. Williams

agreeably to the terms of said notes, dated 18th Oct, 1883, and made payable as follows, to-wit:

one of said notes payable in one year from date, and the other in two years from date, each note for the sum of Eighty dollars, and bearing interest from date, untill paid at the rate of ten per cent per annum

The whole consideration being $240.00, 1/3 of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said

R. A. Walker and S. L. Williams their

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Rendon Survey of 3129 acres Patent No. 266 Vol. 12.

Beginning at a Stake on the N. line of said Survey the N. E. corner of lot No 2, of the Subdivisions of said Survey, Thence S. 20.00 chains to a Stake the N. E. corner of 80 acre tract sold to H. M. Hudson. Thence W. 40.00 chains with the N. line of said Hudsons tract, to a Stake. Thence N. 20.00 chains to a Stake on N. line of said Rendon Survey. Thence E. 40.00 chains to the beginning. Containing 80 acres and being the North 1/2 of No. 2 of the said Subdivisions

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by a warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said R. A. Walker and S. L. Williams to occupy and improve said premises for their own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Robert Downs SEAL SEAL

The State of Georgia
County of Wilkes
Clerk of the Superior Court, in and for Wilkes County, Georgia, on this day personally appeared Robert Downs Who Known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 17th day of October A. D. 1881.

Geo. Dyson
Clerk Superior Court Wilkes Co., Georgia

Recorded Nov. 28, 1881 in Lib 40 Page 179

Georgia, Wilkes County. I, Geo. Dyson, Clerk of the Superior Court of said County do hereby certify that the foregoing and annexed is a true copy of the original Deed from Robert Downs to R. A. Walker and S. L. Williams as the same appears of record in my office in Book "40" Page 179 &c. Given under my hand and official signature this 28th day of November 1881. Geo. Dyson Clerk Superior Court Wilkes Co., Georgia

BOND FOR TITLE.

Robert Downs
to
R. A. Walker & S. L. Williams

$3,000.00

Know all men by these presents, That I, Robert Downs of the County of Wilkes and State of Georgia, am held and firmly bound unto R. A. Walker & S. L. Williams of the County and State aforesaid in the penal sum of Three Thousand Dollars, to the payment of which well and truly to be made I bind myself, my heirs, executors and administrators firmly by these presents. Sealed with my seal and dated this 17th day of October A. D. 1881.

The condition of the above obligation is such, that whereas I have this day executed to the said R. A. Walker & S. L. Williams a bond for title to the following described property, to wit: [illegible] and whereas the said R. A. Walker & S. L. Williams have this day executed to me their promissory note for the sum of Three Thousand Dollars, payable one year after date, with interest from date at the rate of eight per cent per annum, and whereas I have agreed to make to the said R. A. Walker & S. L. Williams a good and sufficient deed to the above described property upon the payment of the above mentioned note, principal and interest

The State of Texas }
County of Tarrant }

We W W Williams and M A Johnson for and in consideration of the sum of Five hundred dollars, to us paid ~~by and~~ to be paid by S L Williams, have this day sold all of our right title and interest to the lands described in the within bond, and hereby direct and authorize the deed to be made and delivered to the said S L Williams when he shall have paid off and discharged to Robert Toombs or his legally constituted agent the remainder of the purchase money that they owe upon same, which is evidenced by two promissory notes for the sum of Eighty dollars each with interest

This 10th day of Sept 1885

W. W. Williams
M A Johnson

attest
J E Sackman

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No. ONE
OF TWO

#1374

THE STATE OF TEXAS, [illegible] Jas F. SWAYNE, Clerk, of the County Court in and
County of Tarrant, [illegible]
for said County, do hereby certify that the foregoing instrument of writing was duly and
correctly Recorded in my office on the 28 day of Nov A. D., 1885 in
Record Book 40 Page 199 at 10 45 o'clock a

In witness whereof, I hereunto set my name and affix the Seal of the said Court at office
in Fort Worth, this 28 day of Nov A. D. 1885

Jas F. Swayne
Clerk, County Court, Tarrant County.

By L. F. O'Dwigg Deputy

The State of Texas }
County of Tarrant } Before me, John F. Swayne
Clerk of the County Court — —
— — in and for said County
and State, personally appeared H. H. Minor,
and S. L. Williams, who being duly
sworn depose and say, that heretofore
~~on~~, to wit: on the day of July
A.D. 1879. Robert Toombs in his lifetime
made, executed and delivered to H. H.
Minor, a bond for title to 93 acres of
land out of the J. Rendon survey in Tar-
rant County: Beginning at the South
East corner of said Rendon survey, Thence
North 400 varas, a Post Oak 12 inches in
dia.
Thence East 1372 varas, a stake, the North
West corner of J. H. Branson's tract.
Thence South 400 varas, a stake on the South
line of said Rendon survey.
Thence West 1372 varas to the beginning,
whereby said Robert Toombs bound
himself, upon the payment of the
sum of three hundred and sixty dol-
lars and interest to make, execute
and deliver to H. H. Minor, a good and
sufficient deed of conveyance, with
covenants of warranty to said land-
shal heretofore, to wit; about the month

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of September A.D. 1885. the said H. H. Minor transferred all his interest in said bond & the right and title thereto to S. L. Williams for value received, and that soon thereafter in the month of ~~Oct~~ Sept. 1885 the said S. L. Williams tendered the balance of the purchase money due to the Agent and attes of said Toomb & demanded & deed from them for said land & that he has all the time since been ready to pay said purchase money & has had the same deposited in Bank & has not in any manner used it:

Affiants further state that said title bond was delivered to Oliver S. Kennedy & by him, as we are informed, mailed to Leake & Henry at Dallas and is now lost & cannot be found.

H. H. Minor
S. L. Williams

Sworn to and subscribed before me this 1st day of June A.D. 1886.

J. M. O. F. Frayne
Ex Co. Ct. Tarrant Co. Texas.

not be formed ... S. L. Williams

Sworn to and subscribed before me, this 1st day of June A. D. 1886.

M. O. F. Freyne
Ex Co. Ct. Tarrant Co. Texas.

The State of Texas,
County of Tarrant } Before me, J. E. Hickman J.P. and Ex. Off. Not. Pub. in and for Tarrant County, Texas, on this day personally appeared H. H. Minor, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this 21 day of June A. D. 1886.

J. E. Hickman J.P.
Ex. Off. Not. Pub.

The State of Texas,
County of Tarrant } Before me, J. E. Hickman J.P. and Ex. Off. Not. Pub. in and for Tarrant County, Texas, on this day personally appeared M. J. Minor wife of H. H. Minor known to me to be the person whose name is subscribed to the foregoing instrument. And having been examined by me privily and apart from her husband, and having the same fully explained to her, she the said M. J. Minor, acknowledged such instrument to be her act and deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

Given under my hand and seal of office, this 21 day of June, A. D. 1886.

J. E. Hickman J.P.
Ex. Off. Not. Pub.

in the State aforesaid, for and in consideration

of the County of _____ DOLLARS,

of _____

to _____ in hand paid by _____

County of Tarrant } Know all men by these Presents that we H. H. Minor and M. J. Minor his wife of the County of Tarrant and State of Texas have this have this day sold and by these do sell Releas + Convey unt S. L. Williams of Tarrant County Texas and have by these Presents do sell + Convey for and in Consideration of the Sum $1400.00 Dollar to them in hand payd by S. L. Williams the Receipt whereof is hereby acknowledge do sell and Convey unt the Said Williams his heirs ~~and~~ Administrators Executors or assigns the folling described tract or parcel of Land Situated in Tarrant County Texas and being about 16 miles South of Ft worth and being in the Crosstimbers and known as the S. Rendon Survey of 3129 acres Patent No 266 vol 12 Begining at the S. W. Corner of Said Rendon Survey thence N 400 Vars a Post oak bars 12 inces in di thence E 1372 vars a Stake the N W Corner of J. H. Bransons tract thence S 400 vars a Stake on the S. line of Said Rendons Survey thence W 1372 Vars to the begining Containing 93 acres to have and hold with all and Singular the above described

[illegible] common. but if it has that has

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Land and we do hereby bind
Our Selves our heirs Administrators
~~[illegible]~~ and Assigns To for Ever warrant
and defend againts Aney Person or
Persons Claiming or To Claim Aney Part
thereof this June 21 1884

H H Minor
her
M J x Minor
mark

H. H. Minor & wife
Deed
To S. L. Williams

The State of Texas
County of Tarrant | Before me T J Powell

The State of Texas }
County of Tarrant } Before me J Powell
a notary public in and for Tarrant County Texas
personally appeared Oliver S. Kennedy,
who being duly sworn doth depose and
say that a certain title bond was deliv-
ered to affiant by S. L. Williams. which
was or purported to have been made
by Robert Coombes to A. H. Minor to
9 acres of land out of the J. Rendon
survey in Tarrant County Texas. be-
ing 9 acres out of the South West corner
of said survey 400 varas. North & South
and 137½ varas East and West. The said
bond was legally transferred to said
S. L. Williams by said A. H. Minor and
was placed in my hands by said S. L.
Williams to enable me to negotiate for
him a loan of money upon said land
that affiant forwarded said title bond to the
J. B. Watkins L. M. Co. at Dallas. Texas
and was informed that the said Co. had
delivered the same to Beale and Kemp
Attorneys for said Coombes' estate to be
examined by them. in order to obtain
some assurance that the Admr of said
Coombes' estate would execute and deliv-
er a deed to said land. Affiant also
further swears that he cannot now
find said title bond and that he does
not believe that the same has ever been
returned to him. but if it has that he

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been misplaced and cannot be found.
Oliver S. Kennedy

Sworn to and subscribed before me this 16th day of August A.D. 1886.
T. J. Powell
Notary Public Tarrant County Texas

No
In County Court
Dallas County Texas
Probate Docket
S. L. Williams
vs
W. H. Flippin
Admr
Robert Toombs

Dallas Texas July 10 1886
I hereby accept service and waive Citation in the within Case styled S. L. Williams vs W. H. Flippin Adm of the estate of Robt Toombs
W. H. Flippin
Administrator of Robt Toombs
By Leache & Henry Atty

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LEAKE & HENRY,
ATTORNEYS-AT-LAW.
415 ELM STREET.

Dallas, Texas, 188

J. T. Pulliam
vs
W. Flippen adm
of Robt Toombs Dec'd

Now come said parties by atty, and it appearing to the court that on the 15th day of September 1882, Robert Toombs contracted to sell to the Peff J. T. Pulliam the following described tract of land lying in Tarrant County Texas viz 160 acres more or less out of the Jacob Wilcox Survey No 47. beginning at a stake in the North line of said Jacob Wilcox survey No 47. 25. chains East of the North West corner of said Wilcox survey, thence East 25 chains with the North line of said survey a pile of stones - Thence South 64 50/100 chains to the South line of said survey - a stake - Thence West with the South line 25 chains to a stake, - Thence North 64 50/100 chains to the beginning - and it further appearing that the said Robert Toombs executed his title bond to said Pulliam - whereby he agreed to make to said Pulliam a good indefeasible title to said land on the payment of $800.00 the purchase money thereof And it further appearing to the court that on said 15th day of September 1882 said Robert Toombs contracted to sell to the Peff J. T. Pulliam a certain other tract of land lying in Tarrant County Texas, containing 510 acres out of the Jacob Wilcox survey No 43 - beginning at the South East corner of said Wilcox survey No 43, - Thence west with the South line of said Wilcox survey 40. chains to a stake, being the corner of a 120 acre tract heretofore

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sold out of this survey to W. H. Roscoe -- Thence North with the East line of the said Roscoe's land 30 chains to a stake - Thence West 40 chains to the West line of the said Wilcox survey. Thence North with the West line of said survey 50 chains to the North West corner of said survey - Thence East with the North line to the corner of a ten acre tract heretofore sold to J. D. Pulliam. Thence South with said Pulliam's land to his South West corner. - Thence East with Pulliam's South line to the East line of said J. Wilcox survey - Thence South 70 chains to the beginning -

That on said day said Robert Downs executed his title bond whereby he undertook to make to said J. D. Pulliam, a good warranty deed to the said land on the payment of the purchase money thereof to wit the sum of $1100.00

and it further appearing to the court that on the 16th day of May 1888. the said J. D. Pulliam released the said Downs from a part of the obligation of said title bond. by executing thereon in writing a release in the words and figures following to wit - "In consideration that R Downs has made executed and delivered to W. H. Roscoe a warranty deed at my instance & request to the South East quarter of the J Wilcox survey No 43 - one hundred sixty acres - and the North part of the South West quarter of said Wilcox survey No 43 herein described, in all 200 acres - I hereby relinquish all right & claim to said 200 acres of land & hereby freely release said R Downs from all liability & obligation upon the written title bond so far as it binds said

THE DALLAS GENEALOGICAL SOCIETY-1977

Toomb to make deed to said 200 acres of land herein mentioned. Fort Worth Tex as 18th may AD 1883. J. T. Pulliam" - -
~~[illegible]~~ That by season of said release said Toomb remained bound on said title bond to convey to said Pulliam only 310 acres of said land, which 310 acres of land is thus described, beginning at a stake on the East line of the Jacob Wilcox survey No 43 - 16 41 chains South of the North East corner of the said survey. being the South East corner of a 10 acre tract, heretofore sold to J. T. Pulliam May 22d 1879. - Thence South with the East line of said survey 24 59 chains to a stake on said East line - being the North East corner of a tract heretofore sold to F. F. Foscue out of this survey - Thence West with the North line of the said Foscue's land 80 chains to a stake on the West line of the said J Wilcox survey No 43 - Thence North with said West line 41 chains to the North West corner of said survey. Thence East with the North line of said survey 74 chains to a stake on said North line. being the North West corner of said 10 acre tract, Thence South 16 41 chains ~~to~~ with the West line of said 10 acre tract - a stake - Thence East 6 31 chains to the beginning'

And it further appearing to the court that since the execution of said title bond the said Robt Toomb has departed this life, and the Dft W H Flippen has been appointed his administrator by this court - and it further appearing that Pff is ready to pay the balance of the purchase money due for said lands, it is therefore ordered that W H Flippen

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administrator of Robt Toomb Deceased, on
Pett paying to him the amount due as
purchase money on said lands, make title to
the said two tracts of land of 160. and 310
acres to said J. T. Pulliam, according to the
tenor of said title bonds. and pay the costs herein

Declared
J. T. Pulliam
By
Mr. H. Hopper
Ad mr of Robt Toomb
order of court

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Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That J R. Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

Sam. Johnson Col.

of the County of Tarrant and State of Texas in the

sum of One thousand DOLLARS,

to be paid to said Sam. Johnson Col. his

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 4th day of Feb A. D. 1884.

THE CONDITION OF THIS OBLIGATION IS, That if I the said R.

Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said Sam.

Johnson Col.

agreeably to the terms of said note s, dated 5th Feb. 1884, and made payable as follows, to-wit:

one of said notes payable in one year from date, and the other in two years from date, each note for the Sum of one hundred and Sixty Six and 67/100 dollars and bearing Interest from date untill paid at the rate of ten per cent per annum

The whole consideration being $500.00 ⅓ of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said

Sam. Johnson Col. his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Wilcox Survey of 640 acres No. 44, Patent No. 944 vol. 2 on Ash Creek a tributary of the W. Fork of Trinity River.

Beginning at a Stake on the N. line of said Survey [redacted] heretofore sold to J. S. Jamison.

Thence S. with said Jamison's W. line 40.00 Chains to a Stake the S. W. Corner of the said 100 acre tract

Thence W. 25.00 chains to a Stake,

Thence N. 40.00 Chains to a Stake on the N. line of the said J Wilcox Survey No. 44.

Thence E. with said N. line 25.00 chains to the beginning. Containing 100 acres

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by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said Sam. Johnson Col. to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us.

R Jones SEAL.

SEAL.

The State of ~~Texas~~ Georgia
County of Webb

BEFORE ME Geo. Dyson
Clerk of the Supreme Court, in and for Webb County Geo. , on this day personally appeared

Who is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 5 day of February A. D. 1884.

Geo. Dyson
Clerk Supreme Court Webb Co., Geo.

THE STATE OF TEXAS, County of Tarrant. I JOHN F. SWAYNE, Clerk, of the County Court in and for said County, do hereby certify that the foregoing instrument of writing was duly and correctly Recorded in my office on the 11th day of Sept A. D., 1886 in Record Book 114 Page 120 at 10 o'clock a M.

In witness whereof, I hereunto set my hand and affix the Seal of the said Court at office in Fort Worth, this 11 day of Sept A. D. 1886

Jno. F. Swayne
Clerk, County Court, Tarrant County.

By L. F. O'Rubigg Deputy.

BOND FOR TITLE.

R. Jones

TO

Sam. Johnson Col.

Returned and filed for Record this Sept 11th A.D. 1886 at 9 o'clock A.M.

Jno. F. Swayne
Clerk

Recorded Sept 11. 1886 in Vol 114 Page 120

2701

8 1-2

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Sam. Johnson
vs
W H Flippen admr
of Estate of Robert Trowbs

Dallas County
Court
Aug Term 1886

Your petitioner Sam Johnson of Tarrant County, Complaining of W H. Flippen as administrator of Estate of Robert Trowbs shows that on Feby 5th 1886 said Trowbs sold your petitioner 100 acres of land in Tarrant County Texas out of the J Wilcox Survey of 640 acres No 43. Patent No 946 Vol 2. on Ash Creek - which is more particularly described in the title bond hereto attached marked Exhibit "A" & made a part hereof. That said Trowbs executed said bond to petitioner on that day & thereby agreed to make petitioner title to said land on the payment of $500.00

That petitioner has paid all of said purchase money. That said Trowbs has departed this life without making such title - That W H Flippen has been duly appointed his administrator by this Court. Whereupon petitioner prays that he be called to answer this petition. That he be ordered by this Court to make petitioner a deed to said land & for all other proper relief &c

W. M. Alexander
Atty for Petitioner

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Service of within accepted. Notice and citation waived. and within may be acted on at once Sept 15th 1886

Wm H. Flippen
Adm of Robert Toombs
By Leone & Henry Attys

Sam Johnson
Wm H. Flippen
Petition for Deed

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1977

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LEAKE & HENRY,
ATTORNEYS-AT-LAW.
415 ELM STREET.

Dallas, Texas, 188

John B Adams
vs
W H Flippen admr
of Robert Toomb Decd

Now come said parties by atty, and it appearing to the court that on the 21st day of February 1883, Robt Toomb contracted to sell to Pltff. John B Adams the following described tract of land lying in Tarrant county Texas, and described as follows viz, being a part of the J Rendon survey. Patent No 226. Vol 12, beginning at the N.E. corner of Block No 7 of the subdivisions of said survey & the S.W. corner of Lot No 2. a stake – thence south 20. chains to a stake – thence west 25.62 chains to a stake – thence north 20 chains to a stake on the north line of said Block No 7 – thence East with said line 25.62 chains to the beginning, containing 51½ acres; and executed his bond to make title thereto on the payment of $257.50 purchase money.

and it appearing to the court that Pltff is ready to pay the balance of the purchase money due on said land, on getting title thereto, and that the said Toomb has departed this life, without making such title, and that W. H. Flippen has been by this court appointed his administrator, it is therefore ordered that said W H Flippen administrator of Robert Toomb deceased, on the payment of balance of purchase money due on said land, make title to the above tract of land to Pltff. John B Adams, according to the tenor of said title bond – and pay the costs herein incurred –

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LEAKE & HENRY,
ATTORNEYS-AT-LAW.
415 ELM STREET.

Dallas, Texas, 188 -

W H Walker
vs
W H Flippen Admr of Robert Toomb

Now come said parties by atty & it appearing to the court that on December 22d 1882, Robert Toomb contracted to sell to W H Walker the following tract of land in Tarrant County Texas, being a part of the J. Rendon survey Patent No 266. Vol 12, beginning at the N.E. corner of Lot No 6 of the subdivision of said survey on the S line of 46 acres sold to C East - Thence S 15 chains to the N.E. corner of a 200 acre tract sold to Shipp & Kenny, a stake - Thence W 20 chains to a stake thence N 15 chains to the S line of Lot No 5 - Thence E with said S line of Lot No 5. 20 chains to the beginning containing 30 acres: and on said day executed his bond to make title thereto to said Walker on the payment of $82.50 purchase money - and it appearing to the court that said purchase money has been paid to said Toomb. and that he has departed this life without making such title. and that the Dft W H Flippen has been appointed his administrator by this court, it is therefore ordered that said W H Flippen as administrator of Robert Toomb make title to said land to said Walker according to the tenor of said bond & pay costs herein incurred

on E
John B Adams
vs
W H Flippen
Admr of Robt Toomb
Order of Court

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Entered
W H Walker
vs
W H Flippen
Admr of Robt Toombs
Order of Court

State of Texas } County Court of Sd County sitting
County of Dallas } for probate business Ass. Civil
Term A.D. 1886

To The Honorable E. G. Bower Judge of the County court of said county presiding

Your petitioner L. Steel of the State of Texas County of Tarrant, respectfully represents that Robert Toombs late of the State of Georgia County of Wilkes, deceased, in his life time, to wit on the 18th day of Sept. 1882 executed his bond for title in due form of law, and delivered the same to your petitioner, which said bond is herewith filed, attached to this complaint & marked Exhibit A for identification, whereby said decedent in his life time as aforesaid bound himself his heirs, executors, and administrators in the sum of three thousand one hundred and fifty seven (3157.00) dollars to make your petitioner his heirs, executors and assigns upon the payment of three promissory notes for the sum of three hundred and ninety four 62/100 (394.62) dollars each and the interest thereon agreed and promised by your petitioner made by your petitioner payable to said Robert Toombs and dated Sept 15th A.D. 1882 payable respectively in one two & three years from date, and bearing interest at the rate of 10% per annum until paid, a warranty deed in common form

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duly executed and acknowledged to the following described tract of land situated lying and being in the county of Tarrant State of Texas, to wit: Being part of the J. Wilcox survey of 631 acres No. 35. beginning at a stake on the South line of said Wilcox survey No. 35 being the S.E. corner of a tract of 80 acres heretofore sold to J.M. Rice, Thence north with the west line of the said 80 acres tract sold to J.M. Rice 40.00 chains to the N.E. corner of the said J.M. Rice tract, Thence E. with the N. line of this survey 112 chains to the bank of the W. fork of Trinity River, Thence down the meanderings of Trinity River to the S.E. corner of this survey, J. Wilcox No. 35. Thence west with the S line of this survey 112 chains to the beginning containing 451 acres more or less and being all of said J. Wilcox survey No 35 Ex cept 80 acres sold to J.M. Rice,

And your petitioner further represents that he has heretofore in the life time said Robert Twombs since deceased complied fully with his part of said ~~bond~~ contract under which said bond was given, by paying off and discharging all of said

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notes, together with the interest accrued thereon in said bond specified; And your petitioner further represents that W. H. Flippin a resident of the County of Dallas State of Texas is the lawfully constituted administrator of the Estate of said Robert Toombs, deceased.

Wherefore your petitioner prays that W. H. Flippin administrator as aforesaid be cited to appear at the next regular term of your honor court to be commenced for civil purposes in and for said County and show cause why a specific performance of said bond should not be decreed and your petitioner further prays that by a decree of your honor then and there made up and entered the said W. H. Flippin Administrator as aforesaid be ordered to execute a good and sufficient title in fee simple to your petitioner for said tract of land in accordance with the tenor of said bond and your petitioner will ever pray for such further relief as he may be entitled to under the above premises and for all costs of suit this suit.

J. C. Terrell Jr.
Atty for Plaintiff.

L. Sled

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#911 (N)

L Steel
vs
W. H. Filippen Admr
of State Robert Toombs Dec'd

Complaint for specific
performance of contract.

Filed Oct 18 1886
[illegible]
By [illegible]

October 18/86. Service of within accepted citation & notice waived and cause may be heard at any time

W. H. Filippen
Admr of R. Toombs
By Leake & Henry, his attys

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The State of Texas } County Court.
County of Dallas } Term A.D. 1891

To the County Court of Dallas County. Texas.

J. B. Young. complaining of ~~W. A. Griffin~~ S. Wells. as Administrator of the estate of Robert Toombs. deceased. represents that Plaintiff resides in Tarrant County. Texas and the Defendant in Dallas County Texas and the said administration is pending in this Court.

That on. to: wit: the 9th day of November A.D. 1881 Robert Toombs. in his lifetime. made. executed and delivered to Plaintiff his certain title bond. in and by which he bound himself. his heirs. executors and administrators. upon the payment of two promissory notes dated 9th day of November A.D. 1881 for two hundred and twenty nine dollars each payable in one and two years from date. to make. execute and deliver to said J. B. Young. his heirs. executors or assigns. a warranty deed of conveyance to 480 acres of land out of the Jacob Wilcox survey No. 33. in Tarrant County. Texas; Beginning at the River bank of the West Fork of Trinity River. the South East corner of said survey. Thence West 3116 varas. a Stake. Thence North 950 varas. a stake. Thence East 2058 varas. a Spanish Oak. the corner of 160 acre tract sold to Billington. Thence South 475 varas. with said Billington's line. a stone. Thence East 1786 varas. a stake in the said West Fork of Trinity River. from which a Hack

berry bears N 81° W. 100 varas. Thence down said River. with its meanders to the beginning.

That on. to: wit; the 15th day of September A.D. 1882. said Robert Toombs. in his lifetime, made. executed and delivered to said J. B. Young his certain other title bond in and by which he bound himself. his heirs. executors and administrators. upon the payment of three promissory notes dated 15 Sept. 1882 for the sum of two hundred and twenty dollars each payable in one. two and three years from date. to make. execute and deliver to said J. B. Young. his executors. administrators and assigns a warranty deed of conveyance to 320 acres of land. the M. Hunt survey No 37 in Tarrant County. Texas; Beginning at the North West corner of survey No 34 of 640 acres in the name of Jacob Wilcox. a stake from which a Post Oak bears S. 70° W. 6 varas. do bears N. 28½ W. 15 varas. Thence West 1900 varas. a stake. from which a Post Oak bears N. 75° E. 5 varas. do bears N. 23° E. 1 vara. Thence South 950 varas. a stake. from which a Spanish Oak bears N. 1½ W. 5 varas. do bears N 31½ E. 3½ varas. Thence East 1900 varas. a stake from which a Spanish Oak bears N. 1½ W. 5 varas. do bears S 42½ W. 5 varas. Thence North 950 varas to the beginning.

That on. to: wit; the 9th day of December A.D. 1882 the said Robert Toombs. in his lifetime made. executed and delivered to Oren Ruffin. Col. his certain title bond. in and by which he bound himself. his heirs. executors and administrators. upon the payment of two promis-

sory notes dated 9 Dec. 1882 for the sum of ninety dollars each payable one and two years from date, to make, execute and deliver to said Oren Ruffin ~~his executors~~, administrators & assigns a warranty deed of conveyance to 80 acres of land out of the Jacob Wilcox survey No 55 of 493 acres Patent No 128 Vol. 4. in Parrant Co. Texas; Beginning at the South West corner of said Wilcox survey No 55, Thence North 40^{00} Chains, with the West line of said survey to its N.W. corner. Thence East, with the North line of said survey 20^{00} Chains, a stake. Thence South 40^{00} Chains, a stake on the South line of said survey. Thence West, with the South line of same, 20^{00} Chains to the beginning.

That on the 21st day of September A.D. 1885, for a valuable consideration paid by the Plaintiff to said Oren Ruffin, he, the said Oren Ruffin, assigned, transferred and conveyed, in writing all the right, title and interest which he had in said title bond and directed deed for said land to be made to said J. B. Young, upon the payment, by him, of the balance of the purchase money due upon said land.

All of which will more fully appear by reference to said title bonds marked Exhibits A. B. and C. attached hereto and made a part hereof.

Plaintiff alleges that he has paid all of the purchase moneys hereinbefore mentioned to said Robert Toombs in his lifetime ~~and to said Deft. W. H. Flippin his administrator~~ thro J. J. Chitwood Agent and Messrs ~~Welborn~~ Leake and Henry, attys for said Toombs the last notes having been paid to said attorneys

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That at the September Term 1885 of this Court an order was made & entered of record in the minutes of ~~said~~ this Court directing the admr of said Robt Young to make a further deed of conveyance to said last named tract of land to pay $13 [illegible] which order has never been complied with or that has said deed is now lost, mislaid or destroyed and cannot be found.

~~the exact amount paid to each he cannot now state, but that he has never received any deed of conveyance to any of said lands.~~

Wherefore Plaintiff prays that Defendant be cited to answer this petition and that he be required, by the decree of this Court to make, execute and deliver to the Plaintiff a good and sufficient deed of conveyance, with covenants of warranty, to the said several tracts of land hereinbefore described and that Plaintiff have Judgment for costs and general and special relief.

Oliver S. Kennedy.
Atto. for Plaintiff.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

Oren Ruffin Col.

of the County of Tarrant and State of Texas in the

sum of Five hundred and Sixty DOLLARS,

Oren Ruffin Col. his

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with My seal, and dated the Ninth day of December A. D. 1882

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said Oren Ruffin Col.

agreeably to the terms of said notes, dated 9th Dec. 1882, and made payable as follows, to-wit:

One of said notes payable in one year from date and the other in two years from date each note for the Sum of Eighty dollars ($80.00) and bearing interest from date until paid at the rate of ten per cent annum. The full consideration being $280.00 $100.00 of which is paid in hand, the receipt whereof is hereby acknowledged

shall convey to said

Oren Ruffin his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Wilcox Survey of 498 acres No. 55 Patent No. 1128 Vol. 4

Beginning at the S. W. corner of said J. Wilcox Survey No. 55. Thence N. 40.00 chains with the W. line of said Survey to the N. W. corner of Same. Thence E. with the N. line of said Survey 20.00 chains to a Stake. Thence S. 40.00 chains to a Stake on the S. line of said Survey. Thence W. with the S. line of Same, 20.00 chains to the Beginning. Containing 80 acres

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by a warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said Oren Ruffin col. to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Geo Dyson C.S.C. | Robt Toombs SEAL. SEAL.

The State of Georgia
County of Wilkes

BEFORE ME George Dyson

Clerk of the Superior Court, in and for said County, State, on this day personally appeared Robert Toombs with known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 5 day of December A. D. 1882.

Geo Dyson

Clerk Superior Court Wilkes Co., Geo

The State of Texas.
County of Tarrant

For and in consideration of the payment of One hundred dollars to me by J. B. Young, the receipt whereof is hereby acknowledged I hereby assign, transfer and convey all my right, title and interest in the within title bond to said J. B. Young and direct that deed be made to him upon payment by him of the purchase money now due upon the land conveyed. Witness my hand this 27th day of September A.D. 1885.

Witnesses. Oliver E. Kennedy

Oren Ruffin

Exhibit "C"

BOND FOR TITLE.

Robert Toombs

Oren Ruffin Col

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by a warranty Deed, in common form, duly executed and acknowledged,

and in the mean time shall permit said Oren Ruffin Col.

to occupy and improve said premises

for his own use, then this obligation to be void; otherwise it shall remain in full force.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilks and State of ~~Texas~~, Georgia am held and firmly bound to J. B. Young

of the County of Tarrant and State of Texas in the sum of Eight hundred DOLLARS,

to be paid to said J. B. Young his

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the ninth day of November A. D. 1881.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said J. B. Young

agreeably to the terms of said notes, dated 9th November 1881, and made payable as follows, to-wit:

One of said notes payable in one year from date and the other in two years from date each note for the sum of two hundred and twenty nine dollars and bearing interest from date untill payment at the rate of ten per cent per annum

shall convey to said J. B. Young his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

and being part of the J. Wilcox Survey Number thirty three. Beginning at the River bank of the West Fork of Trinity. the South East corner of the said Survey. Thence west 3116 varas to a Stake. Thence north 950 varas to a Stake. Thence East 2058 varas to a Spanish Oak for corner. the corner of 160 Acres Sold to Billington. Thence South. 475 varas with the line of the Billington Survey. to a Stake Thence East 1786 varas to a Stake in West fork from which a Hackbery bears N. 81 W. 100 varas. Thence down the meanders of the River to the place of Beginning. Containing 480 Acres more or less

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BOND FOR TITLE.

by a Warranty Deed ~~of Deeds~~, in common form, duly executed and acknowledged, and in the mean time shall permit said J. B. Young to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:
John C. Reed
J. A. Dyson

Robert Toombs Seal
Seal

THE STATE OF ~~TEXAS~~ Georgia.
County of Wilkes

BEFORE ME George W. Dyson
Clerk of the Superior Court, in and for Wilkes County, ~~Texas~~ Georgia, on this day personally appeared Robert Toombs [illegible]

to be the person whose name is subscribed to the foregoing instrument, and acnowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 9th day of November

A. D. 1881

Geo. Dyson
Clerk Supr. Court Wilkes Co., ~~Texas~~ Georgia

Exhibit B.

BOND FOR TITLE.

Robert Toombs
—TO—
J. B. Young

~~HYDE JENNINGS,~~
~~Lawyer & Notary Public,~~
~~FORT WORTH, TEXAS.~~

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BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

J. B. Young

of the County of Tarrant and State of Texas in the

sum of one thousand seven hundred and sixty DOLLARS,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 15th day of September A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said J. B. Young

agreeably to the terms of said notes, dated 15th Sept, 1882, and made payable as follows, to-wit:

one of said notes payable in one year from date, and another in two years from date, and another in three years from date, each note for the sum of Two hundred and Twenty dollars, and bearing interest from date untill paid at the rate of ten per cent per annum.

The whole amount of the consideration being $1,880.00 of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said

J. B. Young his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

Being the M. Hunt Survey of 320 Acres No. 37 Beginning at the N. W. corner of Survey No. 34 of 640 Acres in the name of Jacob Wilcox a Stake from which a Post oak bears S. 70° W. 6 vrs., another bears N. 28½ W. 15 vrs. Thence west 1900 vrs. a Stake from which a Post oak bears N. 73° E. 5 vrs. another bears N. 23° E. 1 vrs.

Thence South 960 vrs. a Stake from which a Spanish oak bears N. 1½ W. 5 vrs. another bears N. 31½° E. 3½ vrs.

Thence East 1900 vrs. a Stake from which a Spanish oak bears N. 1° W. 5 vrs. another bears S. 42½ W. 5 vrs.

Thence North 960 vrs. to the beginning

---

by a Warranty Deed of Deeds, in common form, duly executed and acknowledged, and in the mean time shall permit said J. B. Young to occupy and improve said premises

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said J. B. Young to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Robert Toombs SEAL

SEAL

The State of Georgia
County of Habersham BEFORE ME J. H. Addison

Clerk of the Superior Court, in and for said County, Ga., on this day personally appeared Robert Toombs well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 19th day of September A. D. 1882. J. H. Addison

Clerk Superior Court said Co. & State

Exhibit "A"

BOND FOR TITLE.

Robert Toombs

to

J. B. Young

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2 ~~J. G. The State of Texas by E. M. Pease Govr to Hrs. Joshua A. Ellis Patent No 436 [illegible] 640 acres of land situated and described as follows - In Robertson Land Dist Tarrant Co. Tex about 7 1/2 miles S 38 W from Fort Worth Birdville by Vestus Cert No 36 issued by Comr of Peters Colony on the 3rd day of April 1850. Beg.~~

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May 13/91. I hereby accept service & notice of filing of within petition, waive citation and pre days notice & agree that said petition may be heard at any time

Adrd. de Bois non of Estate of Wash Tomlin

No 911

J. B. Young (3)
vs
W. H. Flippen Admr

Plaintiffs Original Petition

Filed May 25th 1891
S.B. Scott Co Clk
By A. S. Jackson Deputy

D. T. Moore and
A. Rucker
vs
W. H. Flippin Admr. of
Robert Toombs. dec'd

Now come said parties, by Attorney. and it appearing to the Court that on the 21st day of February A. D. 1883. Robert Toombs contracted to sell to R. Stanfield and A. Rucker, 51½ acres of land out of the J. Rendon survey in Tarrant County Texas. Patent No. 266 Vol 12. and described as follows, to: wit: Beginning at the North West corner of Block No. 7 on the South line of a 46 acre tract heretofore sold to Calvin East, Thence East 25.00 Chains, a stake on the North line of said Block No. 7. Thence South 20.00 Chains. a stake.
Thence West 25.00 Chains, a stake on the East line of a 200 acre tract heretofore sold to Ship and Kinney.
Thence North 20.00 Chains to the beginning. being part of Block 7 of the sub-divisions of said survey. and executed his title bond thereto to said R. Stanfield and A. Rucker to make title thereto upon the payment of $257.50 the purchase money for said land. and it appearing to the Court that thereafter the said R. Stanfield transferred and assigned all of his interest in said title to D. T. Moore, and that D. T. Moore transferred and assigned all his interest in said bond to R. S. Roscoe and that R. S. Roscoe transferred &

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assigned all his interest in said title bond back to D. G. Moore, and it further appearing to the Court that D. G. Moore & A. Rueker have made partition of said lands between themselves and that D. G. Moore is entitled to have, by actual measurement on the ground 26¼ acres, described as follows, Beginning at a stake in the centre of said Block 7, at the South West corner of the M. B. Adams tract, whence a P. O. 5 in. bears N. 73½ E. 5 3/4 varas.
Thence North 241¼ varas to a stake, in the center of said Adams' West line.
Thence West 617 varas to a stake in the West line of said block No. 7, whence a P. O. 5 in. bears S. 27° W. 6 varas.
Thence South 241¼ varas to a stone in the center of the West line of Block 7, the North West corner of J. S. Walker's tract, whence a P. O. 9 in. bears S. 20¼ W. 13⅝ varas, a Bj. 12 in. bears N 88¾ E. 10 varas.
Thence East 617 varas to the beginning, and that A. Rueker is entitled to have also 26¼ acres, as follows, to: wit: Beginning at a stone at the North West Corner of Block No. 7
Thence South 241¼ varas to a stone in the West line of said block, whence a Post Oak 2 feet in dia. bears S. 3° W. 10⅝ varas, a Post Oak 5 in. bears S. 27° W. 6 varas.
Thence East 617 varas to a stake.
Thence North 241¼ varas to a stone in the center of the North line of said block, whence a

B.J. 12 in. bears S 43½ W. 13½ varas. a B.O. 13 in. bears N 22° E. 13½ varas.
Thence West. with said line 617 varas to the beginning. and it further appearing to the court that the said Robert Goombes, since the execution of the said title bond, has departed this life: and that the defl., W. A. Gliffin has been by this court appointed his administrator. It is, therefore, Ordered that said W. A. Gliffin as administrator of Robert Goombes decd. on the payment of the purchase money now due, make title to the above described lands to said D. G. Moore and said A. Rueker. according to the terms of said title bond, the assignments thereof and the said partition of said lands. and pay all costs herein incurred.

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LEAKE & HENRY,
ATTORNEYS-AT-LAW,
DALLAS, TEXAS

W A Huffman
vs
W H Flippen admr
of Robert Toomb Dec'd

Now on this day come said parties, and it being shown to the court that on the 16th day of August AD 1883. Robert Toomb sold and executed his title bond. whereby he agreed on the payment of $15500.00 and accruing interest to make title to said Huffman to the following lands lying in Tarrant County Texas. and described thus viz being part of the B Samord survey Patent No 173 Vol 6. - 886 - acres - part of the J Wilcox survey No 47 - Patent No 258 Vol 4 - 320 acres - and the D T. Flores survey - Patent No 114 Vol 8 - 52 acres. and the J. Wilcox survey No 46. Patent No 141 Vol 4 - 640 acres - and the J Wilcox survey No 42. Patent No 945 - Vol 2 - 640 acres - and a part of the J Wilcox survey No 39. Patent No 943. Vol 2 - 324 acres - and part of the J Wilcox survey No 36. Patent No 140 Vol [illegible] 238 acres - in all 3100. acres. beginning at a stake on the West bank of the West Fork of Trinity River - being the North East corner of a tract heretofore sold to C B Law out of the J Wilcox survey No 36 - Thence West 173 chains to a stake on the East side of the Public Road Thence in a N E. direction with said Public road - ~~to~~ 34 chains to a stake - Thence N 40 chains

D T Moore &
A Rucker
vs
W H Flippen
Admr of R Toomb
Order for deed

Ent Book K 3
page 190 & 191

2-21-83

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Thence W 25 chains to the NW corner of the J Wilcox survey No 42. Thence N 80 chains to the NW corner of said survey No 42. Thence E 80 chains to the NE. corner of said survey. Thence N 5 chains to the NW corner of said B Sanford survey. Thence E. 43 chains to a stake. the SE. corner of 320 acres. sold to Dr Hill. Thence N 76 chains to a stake on N line of B Sanford survey. Thence E 15 chains to bank of Trinity River. Thence down the meandering of said Trinity River to the beginning. being all the land enclosed in the foregoing description, except 160 acres sold to J. T. Pulliam and 160 acres sold to Sam Johnson (colored) out of J Wilcox survey No 47.

And it further appearing to the court that on the 1st day of March 1882. said Robert Toomb. sold. to Sam Johnson (colored) and executed to him his title bond whereby he agreed on the payment of $800.00 and accruing interest to make to him a title to the following land lying in Tarrant County Texas & described as follows to wit. being part of the J Wilcox survey No 47. beginning at a stake on the N line of said survey 50 chains E. of the NW. corner of said J Wilcox survey. Thence E 25 chains to a stake. thence S 64 50/100 chains to a stake. thence W 25 chains to a stake. Thence N 64 50/100 chains to the place of beginning. containing 160 acres.

And it further appearing to the court that thereafter the said Samuel Johnson sold all his interest in said land to Peff. W. A. Huffman. and it appearing to the court that said Toomb departed this life without

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making title to said lands. and that the Dft W H Flippen was appointed his administrator by this court - and that the said Huffman is entitled to have title made to said lands on the payment of the purchase money due on said land. and that he is ready to make such payments, it is therefore ordered that on the payment of the purchase money that may now be due on said land, the Dft W H. Flippen as such administrator make title to said lands to said Wolter A Huffman & pay costs herein -

1977

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Vs
W A Kriffman
vs
W H Flippen
Admr of R. Toomb
order of court

Ent. Book K 3 page
188-

8-16-83

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LEAKE & HENRY,
ATTORNEYS-AT-LAW.
415 ELM STREET.

Dallas, Texas 188

S L Williams
H
W H. Flippen adm of Robert Toomb-

Now at this time come above parties by city, and it appearing to the court that on on October 18th 1883, Robert Toomb sold & executed to R A Walker & S L Williams his title bond, agreeing to make them title to the land therein described viz lying in Tarrant County Texas and being a part of the J Rendon Survey of 3129 acres, Patent No 266. Vol: 12- beginning at a stake on the north line of said survey, the N.E. corner of Lot No 2 of the subdivisions of said survey.- thence South 20 chains to a stake - the N.E. corner of 80 acres sold to H W Hudson - thence W 40 chains with the N line of said Hudson tract to a stake, thence N. 20 chains to a stake on the N line of said Rendon Survey - thence E. 40 chains to the beginning, containing 80 acres more or less and being the North half of No 2 of said Subdivision - and whereas thereafter the said Williams by assignments from said Walker and his assignees. W W Williams and M A Johnson has become the entire and sole owner of said title bond, and whereas the purchase money for said land viz H. was fully paid to said Toomb in his lifetime - And whereas it is made to appear that on the day of July 1879. said Toomb by his agents J P. Smith & J J Jarvis, sold & executed to H H Minor his certain title bond. thereby agreeing to make title to said Minor to the following tract of land in Tarrant County Texas - it being a part of the J Rendon Survey, Patent No 266. Vol 12 - beginning at the S.E. corner of said survey - thence N. 400 varas a P.O. 12 in. in Dia - thence E 1372 varas, a stake the N W corner of J H Branson's tract

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[illegible] S 400 varas, a stake on the S line of said Rendon survey - thence W 1372 varas, to the beginning - containing 93 acres - and whereas it appears that said minor assigned said title bond to said S L Williams - and whereas it appears that said title bond was delivered to Oliver S Kennedy, atty at Law. Ft Worth Texas. for the purpose of procuring a deed for said land. and whereas it appears that said title bond has been lost or mislaid, and cannot be produced in court - and whereas it appears that said minor paid a part of the purchase of said land viz to said Smith & Jarvis agents as aforesaid - and it appearing that said S L Williams is now ready - to pay the balance of said purchase money - and that said Toomb departed this life without making titles to said tracts of land - and that W H Felippen has been by this court appointed administrator of said Toomb - It is therefore ordered that said Felippen as such admr make title to said first tract of land to said S L Williams with covenants of warranty binding the estate of said Toomb. and make title to said second tract of land to said Williams with covenants of warranty against all claiming as heirs or devisees of said Toomb, and pay the costs of this suit -

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No
S L Williams
vs
W H Tillipen
Admr of R Toomes

order of court
for deed

Ent K3 page 144

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Exhibit "A"

Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robt Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to D. W. Hughes

of the County of Cook and State of Texas in the sum of Five hundred and Eighty five DOLLARS, to be paid to said D. W. Hughes his executors, administrators and assigns, to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents. Sealed with my seal, and dated the 9th day of Decemb A. D. 188 2

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Note S hereinafter described, and the interest thereon, as agreed and promised by said D. W. Hughes agreeably to the terms of said notes, dated 9th Dec 188 2, and made payable as follows, to-wit: one of said notes payable in one year from date and another in two years from date, and another in three years from date, each note for the sum of [redacted] of ten per cent per annum. The whole consideration being $292.50 1/4 of which is paid in hand the receipt whereof is hereby acknowledged

shall convey to said D. W. Hughes his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Cook and State of Texas, to-wit: and being part of the Patterson Moore Survey of 1476 acres Patent No. 1012 vol. 3 Beginning at a Stake the N. E corner of a 160 acre tract Sold to W. H Ford Thence N. 45° W. 23,22 chains, to a Stake on the N. [redacted] N. [redacted] Creek, thence down the meanderings of said creek to a Stake. Thence S. 47° W. 32,50 Chains to the beginning, Containing 58 1/2 acres

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said D. W. Hughes to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Geo. Dyson
C.S.C.

Robert Toombs SEAL.

SEAL.

The State of Georgia
County of Wilkes

BEFORE ME George Dyson

Clerk of the Superior Court, in and for Wilkes County, Georgia, on this day personally appeared Robert Toombs Nile known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 9th day of December A. D. 188 2

Geo. Dyson
Clerk Superior Court Wilkes Co., Georgia

BOND FOR TITLE.

Robert Toombs

TO

D. W. Hughes

DALLAS TEXAS

D. A. Hughes

vs

A. H. Flippen
Administrator of
Robert Toombs deceased

D. A. Hughes plaintiff complaining of A. H. Flippen administrator of Robert Toombs. Defendant says that on the 9 day of December 1882. Robert Toombs sold to plaintiff 58½ acres of land in the Patterson More Survey in Cooke county Texas, and executed to him his title bond. whereby he agreed to make Plaintiff a title to said land on the payment of $270.00 said title bond is hereto attached, marked Exhibit "A" and shows the field notes of said land. Plaintiff further says that he paid all of said purchase money to said Toombs but that said Toombs died in the year 1885 before making Plaintiff a deed. and this court thereafter appointed Deft A. Flippen administrator of said Toombs.
Whereupon Plaintiff ask that Deft be cited to answer this petition, that Plaintiff have a judgment ordering Deft to make him a deed for said land in pursuance of said title bond - & for cost &

D. A. Hughes.

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ATTORNEYS-AT-LAW.
DALLAS, TEXAS

D W Hughes
vs
W H Flippen Admr
of Robt Toombs

Nov 12/86. Citation, service & notice waived. and Cause may be heard at any time
W H Flippen Admr of R Toombs
Orig Leslie & Denis Attys

D W Hughes
vs
W H Flippen
Admr of R Toombs

Petition for Deed

Filed Nov 12th 1886
W M McHeill
Clerk

[illegible] this title bond whereby he agreed on the payment of $292.50 to make title to the said

ATTORNEYS-AT-LAW
DALLAS, TEXAS

D W Hughes
vs
W H Flippen Admr
of Robt Toomes

Now comes said parties by atty & it appearing to the Court that on the 4th day of December A.D. 1882 Robert Toomes executed his Title Bond whereby he agreed on the payment of $292.50 to make title to the said Hughes for the following land. described as follows, being part of the Patterson Moore Survey of 1476 acres Patent No 1012 Vol 3, beginning at a stake the N.E. corner of a 160 acre tract sold to W.H. Toomes thence N. 43° W. 23.50 chains to a stake on the N line of said Patterson Moore Survey - thence N 44° E 15.80 chains to a stake on the bank of Clear Creek - thence down the meanderings of said creek to a stake - thence S 47° W. 32.50 chains to the beginning containing 58½ acres, And it further appearing that said Toomes is dead. & left no will appointed by this court his administrator. that said purchase money has all been paid. It is therefore ordered that said Flippen as admr of R Toomes make title to said Hughes for said land in pursuance of said title bond & pay costs herein

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No
D W Hughes
vs
Jr H Filippen
Admr of R Toomb

Order of Court

Entered in
Book K 3 p 186

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Mr Kennedy
Dear Sir I recaird a few Lines
From you consern your Lan matters
You thaught you cold getup the
Monny for us you will plas
Erraing it so we can pay on the
Nots when we have the monny
On hand do the best for us you
Can and let us no as soon as you
Can iff you firnish it and
Oblig yours=
L. B Gillenwaters
L. H Gillenwaters
C. H. Gillenwaters

This May the 14 1886

The Deede to be taken in the
Name of L B Gillenwaters

...ters, Ft. Worth, Texas.

TITLE.

...Robert Toombs

...d State of Georgia and held and firmly bound to

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Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to L. B. Gillenwaters L. A. Gillenwaters and C. H. Gillenwaters,

of the County of Cook and State of Texas in the sum of Two Thousand nine hundred and Sixty one DOLLARS, to be paid to said L. B. Gillenwaters L. A. Gillenwaters and C. H. Gillenwaters their executors, administrators and assigns, to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents. Sealed with my seal, and dated the 6th day of Novemb A. D. 188 2.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said L. B. Gillenwaters L. A. Gillenwaters and C. H. Gillenwaters agreeably to the terms of said notes, dated 6th Nov. 1882, and made payable as follows, to-wit: one of said notes payable in one year from date, and another in two years from date, and another in three years from date. Each note for the sum of Three hundred and Seventy 1/100 dollars ($370.12) and

[redacted]

The whole consideration being $1480.00 1/3 of which is paid in hand ($370.17) the receipt whereof is hereby acknowledge

shall convey to said L. B. Gillenwaters L. A. Gillenwaters and C. H. Gillenwaters their heirs, executors or assigns, forever, the following described Real Estate, situate, lying and being in the County of Cook and State of Texas, to-wit: and being part of the Wm Clark Survey of 1280 acres Patent No. 78 vol. 9 beginning at the N. W. corner of the said Survey a Stake. Thence E. with the N. line of said Survey 36.00 chains to a

[redacted]

Survey. Thence N. 80.22 chains to the beginning being lots No. 3 and 4 of the Subdivisions of said Survey. Containing 282 acres more or less

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by a warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said L. B. Gillenwaters L. A. Gillenwaters and C. H. Gillenwaters to occupy and improve said premises for their own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Robert Ivey SEAL SEAL

The State of Georgia
County of Fulton

BEFORE ME Jno. D. Jones notary Public

~~Clerk of the~~ ~~Court~~, in and for said County, State, on this day personally appeared Robt Ivey to me known to be

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my ~~hand and seal of office~~ this 6 day of November A. D. 188[illegible]

Notary Public for said County State

~~Clerk~~ ~~Court~~ ~~Co.~~

We do hereby transfer all our right Title and interest to the within discribed land to L. B. Gillenwaters and request that the deed be made to him

L. A. Gillenwaters
L. H. Gillenwaters

Exhibit "A"

BOND FOR TITLE.

Robert Ivey

TO

L. B. L. A. & C. H. Gillenwaters

The State of Texas } County Court.
County of Dallas } August Term 1886.

To the County Court of said County:

R. B. Gillenwaters complaining of W. A. Gliffin administrator of Robert Coombs deceased, represents that the plaintiff resides in Cook County and the defendant in Dallas County in said State.

That heretofore, on, to-wit; the 6th day of November A. D. 1882, the said Robert Coombs, in his lifetime, made, executed and delivered to R. B. Gillenwaters, R. A. Gillenwaters and W. A. Gillenwaters a bond for title to land, by which he bound himself, his heirs, executors and administrators, upon the payment of certain promissory notes therein mentioned, to make execute and deliver to said R. B. Gillenwaters, R. A. Gillenwaters and W. A. Gillenwaters, a warranty deed to 282 acres of land, out of the William Clark 1280 acre survey in Cook County, Texas Patent No. 78 Vol. 9; Beginning at the North West corner of the said survey, a stake. Thence East, with the North line of said survey, 36 20 Chains to a stake.
Thence South 80 20 Chains to a stake.

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Thence West 37 co Chains to a Stake on the West line of said survey.
Thence North 80 co Chains to the beginning being Lots 3 and 4 of the Subdivisions of said survey.

That heretofore, on to-wit: day of A. D. 1886. the said L. B. and E. A. Gillenwaters transferred. set over and assigned all their right. title and interest in said title bond to said R. B. Gillenwaters, for a valuable consideration - all of which will more fully appear by reference to said title Bond and Bankers hereto attached marked Exhibits "A" & "B" & made part hereof.

That all of said purchase money has been paid.

Whereby defendant became liable to make, execute & deliver said deed.

Wherefore plaintiff prays that defendant be cited to answer this petition, that defendant, by decree be compelled to make, execute & deliver to plaintiff a good and sufficient deed of conveyance to said land & that he have judgment for cost attorneys fees & general relief.

Oliver S Kennedy
Atto for Plaintiff

L. B. Gillenwaters
vs
W. H. Flippin. Admr
of Robert Toombs.

Plaintiff's Original
Petition

Filed July 2nd 1886
W. McHell Clk
By L. A. Hughes D.

Oliver S. Kennedy
Atty. for Plaintiff

July 2nd 1886. Service of within accepted & citation
waived
W. H. Flippin
Administrator of Estate
& Robert Toombs
By Leslie Adams
Atty

GENEALOGICAL SOCIETY-1977
GENEALOGICAL SOCIETY-1977

Exhibit "A"

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilks and State of Georgia are held and firmly bound to

G. W. McIver

of the County of Cook and State of Texas in the

sum of Sixteen hundred DOLLARS,

to be paid to said G. W. McIver his

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 17th day of November A. D. 1883.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert

Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said G. W.

McIver

agreeably to the terms of said notes, dated 17th Nov. 1883, and made payable as follows, to-wit:

one of said notes payable in one year from date, and another in two years from date, and another in three years from date. each note for the sum of two hundred dollars ($200.00) and bearing interest from

The whole consideration being $800.00 ¼ of which is paid in hand the receipt of which is hereby acknowledged

shall convey to said

G. W. McIver his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Cook and State of Texas, to-wit:

being part of the Wm Clarke Survey of 1280 acres. Patent No. 78 vol. 4. beginning at the Stake on the N line of said Survey, being the N.E. corner of lot No. 3 of the Subdivision of said Survey, heretofore sold to Gillin[illegible] chains with the N. line of said [illegible] Thence S. 40 chains to a Stake, Thence W. 20.00 chains to a Stake on the S. line of lot No. 2. Thence S. 20.00 chains to a Stake, being the N.W. corner of a tract heretofore sold to T. B. Hardwick. Thence west 20.00 chains to a Stake on the E. line of lot No. 4 Heretofore sold to Gillinwater. Thence N. 60.00 chains to the beginning, being lot No. 2 160 acres, and the the N.W. ¼ of lot No. 5, 40 acres. in all 200. acres

-1977

ETY-1977

by a warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said J. W. McIver to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us:

Robert Toombs SEAL. SEAL.

The State of Georgia
County of Wilkes

BEFORE ME George Lyon

Clerk of the Superior Court, in and for Wilkes County, Georgia on this day personally appeared Robert Toombs, who is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 27th day of November A. D. 1883

Clerk Sup. Court Wilkes Co. Ga.

November 26th 1883

I hereby transfer all my right and interest in the within Bond to Wm B. Gibbiland. he assuming all liabilities & obligations contained in the same against me.

C W McIver

BOND FOR TITLE.

Robert Toombs

to

C. W. McIver

assigned to Wm B. Gibbiland

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Texas Live Stock Journal, Boo... ...3, Texas

State of Texas
Dallas County

To Dallas County Court

Your petitioners E R Moseley & J B Weaver complaining of W H Flippen Adm'r of Robt Trunk shows that on the 17th of November 1883 Robt Trunk executed his title bond whereby he undertook to make title to a certain tract of land described in said title bond to G W McGuire which title bond is hereto attached and her Exhibit "A" & made a part hereof. and your petitioners by assignment have become the owners of said title bond. Whereupon they pray that in as much as said Trunk deposited this life instrument making such title & your petitioners have paid all of the purchase money for said land that said D.Ct as the admr of Robt Trunk be cited to answer this petition & that he be ordered to make your petitioners a deed for said land.

E. R. Moseley

J. B. Weaver

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No 911

~~Moseley Weaver~~

~~[illegible]~~

W H Felippen

Adm of R Trumb

Applicatn for deed

Filed Nov 17th 1886

W M C Hill Clk

By W A Hudson

Nov 17/86. Citation service notice waived, and cause may be heard at any time

W H Felippen

Adm of R Trumb deceased

By Leslie Henry

Atty of Adm

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ATTORNEYS-A...
DALLAS, TEXAS

Mosely & Weaver
vs
W H Filippen Admr
of Robt Toomb deceased

Now come said parties & it appearing to the court that on Nov. 17th 1883 Robt Toomb made his title bond and thereby agreed on the payment of $600.00 & interest to make title to G W McIver for a tract of land in Cook County Texas, being part of the Wm Clark Survey of 1280 acres patent No 78 Vol 9. beginning at a stake on the N line of said survey being the N.E. corner of Lot No 3. of the subdivisions of said survey heretofore sold to Gillenwaters - Thence E. 40 chains with the N line of said survey to a stake being the N.E. corner of Lot No 2. of said subdivisions - Thence S. 40. chains to a stake, thence W. 20. chains to a stake on the S. line of lot No 2, thence S. 20 chains to a stake being the NW corner of a tract heretofore sold to T.B. Hardwick - thence W - 20 chains to a stake on the E. line of Lot No 4 - heretofore sold to Gillenwaters - thence N 60 chains to the beginning - being Lot No 2. 160 acres, & the NW¼ of Lot No 5. 40 acres. in all 200 cases
And it further appearing that on Nov 20th 1883. said McIver assigned said bond to Wm B Gilleland and that on June 8th 1886. said Gilleland assigned said bond to J.B. Weaver. and that on June 9th 1886. said J.B. Weaver assigned to E R Mosely one half of said land & bond. and it further appearing that said Toomb died without making such title and that all of said purchase money has been paid. It is therefore ordered by the court that W H Filippen as administrator of Robt Toomb Deceased make title to said E R Mosely and J B Weaver for said land & pay all costs Vesum

No
Moseley & Weaver
vs
W. H. Felippen
Admr of R Toombs

order of court

Ent Book K 3 p
194 —

11-17-83

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to T. J. Edwards

of the County of Cook and State of Texas in the sum of Eight hundred and nineteen and 44/100 DOLLARS, to be paid to said T. J. Edwards his executors, administrators and assigns, to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents. Sealed with seal, and dated the 1st day of November A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said T. J. Edwards agreeably to the terms of said note, dated 1st Nov. 1882, and made payable as follows, to-wit: one of said notes payable in one year from date and the other in two years from date, each note for the sum of One hundred and thirty six 57/100 dollars ($136.57) and bearing interest from date [illegible] the whole consideration being [illegible] of which is paid the hand the receipt whereof is hereby acknowledged

shall convey to said T. J. Edwards his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Cook and State of Texas, to-wit: being part of the Patterson Moore Survey of 1476 acres Patent No. 1012 vol. 3. Beginning at the N. W. corner of the said Survey. Thence N. 47° " E. 24.20 chains to a Stake. Thence S. 43° " E. 37.06 chains to a Stone Thence S. 47° " W. 24.20 chains to a Stake on the W. line of said Survey. Thence N. 43° " W. 37.06 chains to the beginning. Containing 91.05 acres. more or less

Exhibit "A"

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by a warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said T. J. Edwards to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Robert Toombs SEAL. SEAL.

The State of Georgia
County of Wilkes. BEFORE ME Geo Dyson
Clerk of the Superior Court, in and for Wilkes County, Georgia, on this day personally appeared Robert Toombs who is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 2nd day of November A. D. 1882. Geo Dyson

Clerk Superior Court Wilkes Co. Georgia

Register Print, Gainesville, Texas.

The State of Texas, County of Cooke. I, A. J. THOMPSON, Clerk of the County Court, of Cooke County, Texas, hereby certify that the annexed and foregoing Bond for Title from Robert Toombs to T. J. Edwards together with the certificate of Authentication thereof, was filed in my office for Record on the 28th day of Oct A. D. 188 5 at 2 o'clock, P M., and correctly recorded on the 28th day of Oct A. D. 188 5 at 4 30 o'clock, P M., in Book G 7 page 158 Records of Deeds &c of Cooke County, Texas.

To certify which I hereto sign my name and affix my seal of office, at office in the city of Gainesville, Cooke County, Texas, this 28th day of Oct A. D., 188 5

By J. A Scott Deputy. A. J. Thompson Clerk of the County Court, Cooke County, Texas.

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by a warranty Deed, in common form, duly executed and acknowledged,
and in the mean time shall permit said T. J. Edwards
to occupy and improve said premises

T. J. Edwards
vs
W. H. Flippen
administrator of
Robert Townes - deceased

Dallas County Court
August Term 1886

T. J. Edwards Plaintiff complaining of W. H. Flippen administrator of Robert Townes, Defendant, says that on or about Nov 1st 1882 - ~~Defendants~~ ~~intestate~~ Robert Townes sold to Plaintiff 91 acres of land in the Patterson Morse Survey in Cooke County Texas, and executed to him his title bond whereby he agreed to make Plaintiff a title to said land on the payment of $409.71 Said title bond is hereto attached, marked Exhibit "A" and shows the field notes of said land - Plaintiff further says that he paid all of said purchase money to said Townes in his lifetime, but that said Townes died in the year 1885, before making Pltff a deed. and this court thereafter appointed Dft. Flippen administrator of said Townes.

Whereupon Plaintiff asks that Dft be cited to answer this petition, that Pltff have a judgment, ordering Dft to make him a deed for said land, in pursuance of said title bond - for costs &c

T. J. Edwards

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Nov 12/86. Service, notice & citation waived, & cause waiving to
heard at any time. Nov 12 Filed Adm of R Torrens
Proposed Sewing Atty

LEAKE & HENRY.
ATTORNEYS-AT-LAW.

Mr
T. J. Evans
vs
Mr A Flippen
administrator of
Robert Torrens

application for order
for deed

Filed Nov 12 1886
W McNeil
Clerk

Mr A Flippen Adm

Nov 12/86. Service, notice & citation mailed, & cause may be heard at any time. W H Flippen Admr of Robt Toombs
Dry Cook Adams Atty

LEAKE & HENRY,
ATTORNEYS-AT-LAW.
DALLAS, TEXAS

W J Edwards
vs
W H Flippen Admr
of Robt Toombs

Now come said parties & it appearing to the court that on November 1st 1882 Robt Toombs executed his title bond to T J Edwards & thereby agreed on the payment of $409.72 to make him the said Edwards title to the following land in the Patterson Moore Survey in Cook County Texas & described thus, beginning at the N W of said survey - thence N 47° E 24.20 chains to a stake - thence S 43° E 37.06 chains to a stone - thence S 47° W 24.20 chains to a stake on the W line of said survey - thence N 43° W 37.06 chains to the beginning containing 91.05 acres more or less - And it appearing that said Toombs is now dead - that said purchase money is all paid - therefore it is ordered that said Flippen as administrator of Robert Toombs make title to said T J Edwards for said land. Pay costs herein

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W
T. J. Edwards
vs
W. H. Flippen
admr of R Toombs

order of court

Entered Book K3
page 185

11-1-82

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

State of Texas } In County Court
Dallas County } In estate of Robt Toomes Decd

To the Dallas County Court.
Your Petitioner Mary Ann Pearst shows that on December 20th 1875 she bought from Wm Mays R. Toomes Jos T Bothwell and S.E. Bothwell the M Hunt survey of 920 acres of land in Cook County Texas, and paid them in cash $400. and executed her two notes of $200.00 each for balance of purchase money, and they gave her a bond to make her title to said land on the payment of said notes. That thereafter said Toomes bought out the interests of the other said obligors in said land. That by accident said title bond has become in part mutilated and one sheet thereof lost. But the sheet with said obligors signatures is attached to the affidavit of J P Smith hereto appended marked Exhibit "B" and all made a part of this petition.
That said Toomes died without making Petitioner such title. and W H Flippen of Dallas County is his administrator. That petitioner has paid off said notes, and is entitled to a deed for said land. wherefore she prays that said Flippen be cited to answer this petition that he be ordered to make petitioner title to said land & for all other proper relief &c

Smith & Eaton
Attys for Petitioner

Service of above accepted notice & citation waived & cause may be heard at any time. W H Flippen
Dec 20/86
Admr of R Toomes
By Leslie & Henry Ass Attys

reference is here had for more particular desciption of said land.

But in default of payment of said two promissory notes promptly at maturity with the interest thereon accrued by the said Mary Ann Pleash then this obligation to become null and void.

In testimony whereof we have hereunto set our hands, this the 20th day of December A. D. 1875.

S. W. Mays
R. Tombs
James F. Bothwell
Samuel E. Bothwell

STATE OF TEXAS,
COUNTY OF TARRANT. } Before me, J. P. Smith a Notary Public of Tarrant County, personally appeared S. W. Mays who is to me personally known, and acknowledged that he signed, executed and delivered the foregoing Deed, for the purposes and consideration therein specified for himself as Attorney in fact for R. Tombs, James F. Bothwell and Samuel E. Bothwell

WITNESS my official seal and signature, at my office in the Town of Fort Worth, this 20th day of December A. D. 1875

J. P. Smith
N. P.

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State of Texas }
Tarrant County }

J. P. Smith being duly sworn says that on December 20th 1875 S.W. Mays, Robt Toomb, James T Bothwell and Samuel E Bothwell executed their title bond, whereby they obligated themselves on payment of two notes for $200.00 each to make title to Mary Ann Pearl for the Mr Grant Survey of 320 acres of land in Cook County Texas. That by lapse time one sheet of said bond has become detached from the other & is now lost. The other sheet being attached hereto and marked Exhibit "A" That no deed has even been made by said obligors and said bond was never assigned by said Mary Ann Pearl

J. P. Smith

Sworn to and subscribed before me this the 20 day of December 1886 by J P Smith

Zanebetti
Notary Public
Tarrant Co Tex

Exhibit "B"

TY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW,
DALLAS, TEXAS

Mary Ann Pseast
vs
W H Felippen admr of Robt Toomb

Now come said parties & it being made to appear to the court that on December 20th 1875. Robt Toomb, S W Mary J.T. Bothwell & S E Bothwell executed their title bond, whereby they obligated themselves on the payment of two notes of $200.00 each and accruing interest to make title to said Mary Ann Pseast for the following tract of land in Cook County Texas on Catsell's Branch. a tributary of Clear Creek about 20 miles N 87° W from Gainesville by ~~[illegible]~~ virtue of certificate No $\frac{1368}{1467}$ - said tract of Land beginning 137 varas N 47° E of the East corner of 320 acres survey made in the name of Bellinger a stake from which a P.O. bears S 44° W 7 varas, another bears N 48° W 7 varas - thence S 48° E at 1620 varas a mound of rock from which an Elm bears N 48° E 35 varas. a Spanish Oak bears S 82° W 46 varas - thence S 47° W at 1100 varas a stake in bottom prairie for the S corner of this tract - Thence N 43° W at 1620 varas a stake from which a P.O. bears N 5° W 3 varas, another bears S. 60° W 3 varas - Thence N 47° E 1100 varas to the place of beginning - And it appearing that thereafter said Toomb bought the interest of his co-obligors in said land, & that he deported this life without making such title, and that all of said purchase money has been paid - and that part of said title bond is filed with Pepp's petition herein - the other part having been lost, but same being proved by the affidavit of J.P. Smith of Ft Worth Texas, filed with said petition - it is therefore ordered that Dft W H Felippen as administrator of Robt Toomb deceased make title to said Mary Ann Pseast for said land & pay costs herein.

SOCIETY-1977

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Mary Ann Pleasant

By
W. H. Filippen
Admr of R. Francis

Order for deed

Filed Dec 21 1886
[illegible]
By [illegible]

Let this order be
granted Dec 22/86
E. G. Brown
Co. Judge

E
219

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IN THE MATTER OF THE ESTATE OF ROBERT TOOMBS, Deceased. | Dallas District Court.

TO THE HONORABLE DALLAS COUNTY COURT:

The undersigned, T. S. Miller, administrator de bonis non of the estate of Robert Toombs, deceased, respectfully shows that in the year 1887 his predecessor, W. H. Flippen, as administrator of Robert Toombs, instituted in the District Couty of Tarrant County, Texas, a suit against J. P. Smith and J. J. Jarvis, to recover monies, believed to have been collected by them for said Robert Toombs, and never accounted for.

That the Attorneys in charge of said suit, Messrs. Hogshett & Green, of Fort Worth, and Leake & Henry, of Dallas, have diligently exerted themselves in procuring testimony to establish such claim, and in the prosecution thereof court costs have been incurred, amounting to about one thousand dollars, or over that amount.

That said case has not yet been brought to a trial, but said Attorneys have agreed to compromise the same, subject to the approval of this Court on the following terms, that is to say, for the sum of eighteen thousand dollars, to be paid by the said Smith & Jarvis, as follows, to wit: By their four promissory notes, each for forty five hundred dollars, one due Jan. 10th, 1892, and the other three due respectively at six, twelve and eighteen months from date. Your petitioner is advised by said Attorneys that said Smith and Jarvis are to pay all the unpaid costs incurred in said suit, and he is advised by said Attorneys that said settlement is a most excellent one for his said estate, for the reason that the evidence supporting said claim is largely of a circumstantial character and the transactions out of which said claim grows runs back over a period of seventeen

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years, or more, and he respectfully prays for an order of this Court authorizing him to make the settlement on the terms above proposed, and for all other and proper relief.

T. T. Wiese

Administrator, de bonis non,
of Robert Toombs.

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91/3

Toombs Estate

Application Administrator to compromise Claims due from Smith & Jarris.

Filed Jany 4th 1892
S B Scott Clerk
By A. S. Jackson Dy

Luke Shepard & Miller

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IN THE MATTER OF THE ESTATE OF ROBERT TOOMBS:

January ....., 1892.

Now comes on to be heard the application of T. S. Miller, administrator, de bonis non of the estate of Robert Toombs, deceased, asking permission of this Court to compromise and settle the suit instituted by W. H. Flippen, late administrator of Robert Toombs, vs. J. P. Smith and J. J. Jarvis, in the District Court of Tarrant County, Texas, and it appearing from the said petition and otherwise, that the said T. S. Miller, as such administrator, de bonis non, through his Attorneys, has agreed with said Smith Jarvis on a compromise and settlement of said suit, by the said J. P. Smith and J. J. Jarvis agreeing to pay in full satisfaction of said suit and of all demands of the estate of Robert Toombs against them the sum of $18,000.00, and to pay all costs of said suit, except such as have heretofore been paid by plaintiff, said payments to be made as follows, viz: by the four promissory notes of the said Smith and Jarvis, one for $4,500.00, due January 10th, 1892, and three others for $4,500, each due respectively six months, one year and eighteen months from date, bearing eight per cent interest from date.

And it appearing to the Court that such settlement of said suit and matters is for the interest of said estate and should be made, it is, therefore, ordered, adjudged and decreed that said settlement be approved, and said Miller, as administrator de bonis non, as aforesaid, is hereby authorized to consummate the same according to said agreement, and to accept said notes in full satisfaction of all demands and claims that the estate of the said Robert Toombs has, or may have against the said J. P. Smith and J. J. Jarvis.

E. G. Bower C. J.

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911
Toombs Estate
Clerks of Court
6
Jan. 1892

No. 911.

In the Matter of the Estate of Robert Toombs, deceased,
Pending in County Court, Dallas Co., Tex.

-oOo-

To the Honorable County Court of Said County:

Now at this time comes T. S. Miller, administrator de bonis non, of the estate of Robert Toombs, deceased, and files this his account as such administrator, for final settlement, and represents to the Court as follows:

1. That no property has come into his hands, as such administrator, since the filing of his annual account herein on the 18th day of September, 1892, and to said annual account reference is here made, and the same is hereby requested to be by the Court considered in passing upon this his final account.

2. That since the filing of said annual account, the note therein referred to for the sum of $4500.00, made by J. J. Jarvis and Peter Smith, and falling due eighteen months after date, was by me, under the direction of Dudley DuBose and R. Toombs DuBose, executors and two of the residuary legatees under the will of said Robert Toombs, deceased, and under the direction of Louise DuBose and Camille D. Colley, the remaining legatees under said will, compromised for $4300.00 cash.

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No. 311.

3. That since the filing of said annual account, I, on the 16th day of November, 1888, under written instructions and authority from said executors and residuary legatees, paid to one W.H. Simms, the attorney for said parties, the sum of forty five hundred dollars ($4500.00) the receipt of said Simms, as a voucher, is hereto filed marked Exhibit A.

4. That on heretofore, to wit, the 3d of December, 1891, I paid Malcomb Scougale, Stenographer, the sum of $42.00 for making copy of Auditor's report in the case of T. S. Miller, administrator, vrs Smith & Jarvis, pending in Tarrant County, Texas, check for same, stamped paid, is hereby filed, as a voucher, marked Exhibit B.

5. On the 8th day of December, 1892, I paid to L.H.Hughes, County Clerk of Dallas County, Texas, the sum of $112.95, to cover Court costs incurred in the administration by me, as administrator of the said Robert Toombs, deceased, check for said amount, stamped paid, is hereto filed as a voucher, and marked Exhibit C.

6. On December 23d, 1892, I paid to myself as commissions on money by me collected, as such administrator, the sum of $225.25.

7. There is still due and unpaid by the estate, to J.Y. Hogsett and Locke & Henry, attorneys, for legal services rendered in the suit of the estate of Robert Toombs against Jarvis & Smith, in the District Court of Tarrant County, Texas, the sum of ~~five hundred dollars~~ Four Hundred and Ninety Four + 20 Dollars

OCIETY-1977

I hereby respectfully request that I be by this Court ordered to pay the same Dudley DuBose, one of the executors and principal legatees under the will of Robert Toombs, deceased, and W. M. Simms, the Attorney for the other residuary legatees, under said will, consent to the payment of said sum of money to said Hopett and Leake & Henry.

8. The only other debt due by the estate is whatever costs may hereafter accrue in connection with the administration of said estate.

9. I have as administrator now on hand, belonging to said estate, the sum of $525.60.

10. I am advised and informed that the parties entitled to receive whatever balance of said estate may be on hand after the payment of said debts, are the following:

Dudley DuBose, who resides in Fort Benton, State of Montana; Cammille B. Colley, who resides in Wilkes County, State of Georgia; Louise DuBose, who resides in the City of Washington, District of Columbia and R. T. DuBose, who resides in Columbia County, Ga.

11. That since filing his annual report hereinabove referred to, he has paid as hereinabove stated to the executors and residuary legatees under the will of Robert Toombs, deceased, the sum of forty five hundred dollars ($4500.00).

12. An itemized account of the monies received, and disbursements made by me, as administrator, is hereto attached, and is hereby made a part of this, his final account.

SOCIETY-1977

The premises considered, it is hereby respectfully represented that there is no necessity for any further administration of said estate. Wherefore your petitioner prays that after due notice in the manner by law provided, is given of the filing of this his final account, as administrator, he be by the Court discharged, and for all other relief that he may be entitled to by virtue of the facts as hereon stated.

T. S. Miller
Administrator Estate
Robt Thomas Steward

State of Texas
County of Dallas

Before the undersigned authority on this day personally appeared T. S. Miller, who being by me duly sworn, deposes and says the facts as stated in the above and foregoing final account are true in substance, and in facts

T. S. Miller

Sworn to and subscribed before me, this the 23rd day of December, A. D., 1892.

L. A. Murphis Co. Clerk
Notary Public in and for Dallas County, Texas.
By A. L. Edwards

ETY-1977

Dallas, Texas.

Washington Georgia
Nov 10th 1892

Received of T. S. Miller, administrator of the estate of Robert Toombs, deceased, the sum of forty five hundred dollars, the same being monies by him collected as such administrator.

D D Bose
R. T. D Bose } Executors of Will R Toombs dec'd
D D Bose
R. T. D Bose
Camille D Colley } Legatees of & under said will
Louise D Bose
Henry O Colley } husband of Camille D Colley
George P. D Bose
husband of Louise D Bose by
W M Jones
Attorney in fact

Jan. 14th, 92	To Hogsett & Green, on acct. legal services rendered in suit of T.S.Miller, administrator, vs. Jarvis & Smith, ...	250.00
Jan. 14th, 92.	To paid Locke & Henry on acct. fees for legal services rendered in case T.S.Miller, administrator, vs. Jarvis & Smith, ...	250.00

... GENEALOGICAL SOCIETY-1977

63322 Dallas, Tex. Dec 3 1891

Pay to Malcolm Fenigale or order $42

Forty two Dollars

for copy of auditors Report in case of R Toombs' Admr vs Smith & Jarvis pending in Tarrant District Court. Texas T S Miller Admr of R Toombs by W. W Leche a

Designated Depository of U.S.

May 28th, 91.	To collection made of the estate of W.M.Flippen, deceased, the former administrator of said estate, ...	$411.80
Jan. 14th, 92.	On note of Jarvis & Smith, . . .	4525.00
June 20th, 92.	On note of Jarvis & Smith, . . .	4680.00
Oct. 29th, 92.	On note of Jarvis & Smith, . . .	4800.00
	Total collections, . . .	$14,416.80

Cr.

Sept. 25th, 91.	To S.B.Scott, Co.Clerk, costs in case of Ellis & Coffman vs. Flippen, administrator, ...	4.50
Jan. 9th, 92.	Paid clerk for copy of Will of Robert Toombs, deceased., ...	6.50
Jan. 28th, 92.	Remitted under the order of the Court to Dudley DuBose, executor,	4015.00
Jan. 28th, 92	Exchange on said sum, ...	10.00
July 8th, 92.	Remitted under order of Court to Dudley DuBose, executor, . . .	4015.00
July 8th, 92.	Cost of exchange on said sum, . .	10.00
July 18th, 92.	To T.S.Miller to payment of commissions on monies collected by him as administrator, . . .	450.00
Jan. 14th, 92.	To Hogsett & Green, on acct. legal services rendered in suit of T.S.Miller, administrator, vs. Jarvis & Smith, ...	250.00
Jan. 14th, 92.	To paid Leake & Henry on acct. fees for legal services rendered in case T.S.Miller, administrator, vs. Jarvis & Smith, ...	250.00

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Pay to L. H. Hughes Clerk ~~[illegible]~~ order $112.95

One Hundred & Twelve 25/100 Dollars of

Court costs

T. S. Miller
Adm'r of Estate R. Toombs

Dr.

May 28th, 91.	To collection made of the estate of W.H.Flippen, deceased, the former administrator of said estate, ...	$911.80
Jan. 14th, 92.	On note of Jarvis & Smith, . . .	4525.00
Jan. 20th, 92.	On note of Jarvis & Smith, . . .	4680.00
Oct. 29th, 92.	On note of Jarvis & Smith, . .	4300.00
	Total collections, . . .	$14,416.80

Cr.

Sept. 25th, 91.	To S.B.Scott, Co.Clerk, costs in case of Ellis & Coffman vs. Flippen, administrator, ...	4.50
Jan. 9th, 92.	Paid clerk for copy of Will of Robert Toombs, deceased., ...	6.50
Jan. 28th, 92.	Remitted under the order of the Court to Dudley DuBose, executor,	4015.00
Jan. 28th, 92	Exchange on said sum, ...	10.00
July 8th, 92.	Remitted under order of Court to Dudley DuBose, executor, . . .	4015.00
July 8th, 92.	Cost of exchange on said sum, . .	10.00
July 18th, 92.	To T.S.Miller to payment of commissions on monies collected by him as administrator, . . .	450.00
Jan. 14th, 92.	To Hogsett & Green, on acct. legal services rendered in suit of T.S.Miller, administrator, vs. Jarvis & Smith, ...	250.00
Jan. 14th, 92.	To paid Leake & Henry on acct. fees for legal services rendered in case T.S.Miller, administrator, vs. Jarvis & Smith, ...	250.00

OCIETY-19

To S. Miller, administrator, in account with the Estate of Robert Toombs, Deceased.

Dr.

May 28th, 91.	To collection made of the estate of W.H.Flippen, deceased, the former administrator of said estate,	$911.80
Jan. 14th, 92.	On note of Jarvis & Smith,	4885.00
June 20th, 92.	On note of Jarvis & Smith,	4000.00
Oct. 29th, 92.	On note of Jarvis & Smith,	4509.00
	Total collections,	$14,418.80

Cr.

Sept. 25th, 91.	To S.B.Scott, Co.Clerk, costs in case of Ellis & Coffman vs. Flippen, administrator,	4.50
Jan. 9th, 92.	Paid clerk for copy of Will of Robert Toombs, deceased,	6.50
July 28th, 92.	Remitted under the order of the Court to Dudley DuBose, executor,	4015.00
Jan. 28th, 92.	Exchange on said sum,	10.00
July 8th, 92.	Remitted under order of Court to Dudley DuBose, executor,	4015.00
July 8th, 92.	Cost of exchange on said sum,	10.00
July 18th, 92.	To T.S.Miller to payment of commissions on monies collected by him as administrator,	450.00
Jan. 14th, 92.	To Hogsett & Green, on acct. legal services rendered in suit of T.S.Miller, administrator, vs. Jarvis & Smith,	250.00
Jan. 14th, 92.	To paid Lewis & Henry on acct. fees for legal services rendered in case T.S.Miller, administrator, vs. Jarvis & Smith,	250.00

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Nov. 7th, 92.	To Wm. Sloan, attorneys for executors and legatees under will of Robert Toombs, deceased,	4500.00
Dec. 3d, 1891.	To Malcomb Secugale, Stenographer, for services rendered in case of Miller, administrator, vs. Smith & Jarvis,	42.00
Sept. 8th, 92.	To Leo M. Hughes, County Clerk, Court costs incurred in administration of estate of Robert Toombs,	112. 95
December 23d.	To A Miller, balance fees due him as commissions on amount by him collected and disbursed,	332.35
	Total disbursements,	$13,691.30
	Balance in my hands as administrator,	$ 325.60

No. 911.

In the Matter of the Estate
of Robert Toombs, Deceased,
Pending in County Court,
Dallas County, Texas.

-Administrator's Final Report-

Filed Dec 23rd 1892
L H Hughes Co. Clk
By A L Elliott Dep
Recorded
2/29/93

Examined and approved and Admr
finally discharged upon payment of all costs
Nov. 20th 1893
T. F. Nash
Co. Judge
Dallas Co. Tx

Recorded
3/29/93

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

IN THE ESTATE OF ROBERT TOOMBS, Deceased.

(#911)

Pending in the County Court, Dallas County, Texas.

TO THE HONORABLE COUNTY COURT OF SAID COUNTY:

Now at this time comes T. S. Miller, administrator de bonis non of the estate of Robert Toombs, deceased, and represents to the Court:

1. That since his appointment as such administrator he has received the following money, belonging to the estate of said Robert Toombs, deceased: At the time of his appointment and qualification as such administrator he received from the estate of W. H. Flippen, who had in his life time been the administrator of Robert Toombs, deceased, in Texas, the sum of nine hundred and eleven dollars and eighty cents ($911.80).

2. That since his appointment as such administrator, the suit pending in the District Court of Tarrant County, Texas, wherein the said T. S. Miller, as administrator of Robert Toombs, deceased, was plaintiff, and J. J. Jarvis and J. Peter Smith were defendants, has been heretofore, under the orders of this Court, compromised and settled; the said Jarvis and Smith executing in settlement and compromise of said suit four promissory notes, said notes being each for the sum of four thousand five hundred dollars ($4500.00) and due respectively on January 10th, 1892, and six and twelve and eighteen months after date, and bearing eight percent per annum interest from date; that of the said four notes the two falling due respectively January 10th, 1892,

TOTAL CLERK'S FEES	1	50	A B Scott Clerk. By J F Lewis Deputy.

and six months after date have been paid; that the note due one year after date was by me, under the instructions of Dudley DuBose, who is the Executor under the will of Robert Toombs, deceased, delivered to Messrs. Leake & Henry and J. Y. Hogsett, Attorneys, for legal services rendered in the said suit of T. S. Miller, administrator de bonis non, vs. Jarvis and Smith, pending in the District Court of Tarrant County, Texas; that said note so delivered to them was at the time of the compromise of said suit made payable to their order; that of the said sums of money which have been heretofore by me collected, I have, under the orders of this Court, remitted to the said Dudley DuBose, executor of the estate of Robert Toombs, deceased, the sum of eight thousand and fifty dollars ($8,050.00) and out of said sums of money so collected by me have paid Messrs. Leake & Henry and J. Y. Hogsett the sum of $500.00 on fee account for legal services rendered, and have heretofore paid to S. B. Scott, Clerk of the County Court of Dallas, County, Texas, four dollars and fifty cents to cover costs in the case of Ellis & Hoffman vs. W. H. Flippen, administrator of the estate of Robert Toombs, deceased.

Have also paid S. B. Scott for a certified copy of the will of Robert Toombs, deceased the sum of $6.50. Have heretofore paid to myself as part of the commission due me for moneys collected, belonging to said estate of Robert Toombs, deceased, the sum of four hundred and fifty dollars ($450.00). That I now have in my hands, as effects belonging to said estate one note made by Jarvis and Smith for the sum of four thousand five hundred dollars ($4,500.00) due and payable eighteen months after date,

TOTAL CLERK'S FEES	1	20	S B Scott Clerk. By I T Lewis Deputy.

FILMED BY THE ALLEN COUNTY GENEALOGICAL SOCIETY 1977

and also have in my hands, belonging to said estate the sum of twelve hundred and eighty -five dollars and eighty cents. ($1285.80).

For the disbursements made, herewith attached as a part of this report, find vouchers and receipts covering the same.

The premises considered, petitioner prays that said report be by the Court in all things approved, as by law provided.

Admr. T. S. Miller
for Estate of Robert Toomby Dec

State of Texas,
County of Dallas.

Before the undersigned authority on this day personally appeared T. S. Miller, who being duly sworn, deposes and says that the above and foregoing statement is true in substance and in fact.

T. S. Miller

Sworn to and subscribed before me this the 13th day of September, A. D., 1892.

Witness my hand and official seal.

W. C. Hawkins.
Notary Public
of Dallas County
Texas.

TOTAL CLERK'S FEES	1	50	A B Scott Clerk. By J F Lewis Deputy.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Received of T. S. Miller, administrator de bonis non, of the estate of Robert Toombs, deceased, being administered in the County Court of Dallas County, State of Texas, the sum of Four thousand and fifteen dollars, as money by him collected, and received as such administrator.

Dudley DuBose
Executor of Robert Toombs,
Late of Wilkes County,
State of Georgia.

" Garnishment		
" Sequestration		
Entering Sheriff's Return and Execution		
Issuing Writ of Error		
Copy of Petition for Writ of Error		
Issuing Supersedeas		
" Order of Sales Return		
Transcript to Court		
Certificate on Brief		
TOTAL CLERK'S FEES	1	50

TOTAL FEES $ 1 50

THE STATE OF TEXAS,
COUNTY OF DALLAS.

I, S. B. SCOTT, Clerk of the County Court of said County, hereby certify that the above is a true and correct statement of the costs due in the above entitled cause, up to date.

WITNESS my hand and official seal of office, in the City of Dallas, this the 14 day of Sept 1891

S B Scott Clerk.

By T F Lewis Deputy.

1977

Dallas, Texas.

Received of T. S. Miller, administrator de bonis non, of Robert Toombs the sum of $250.00 in part payment of fee in the case of T. S. Miller, administrator, vs. J. P. Smith and J. J. Jarvis, lately pending in the District Court Tarrant County.

Hoge & Stedman
By J. S. Hogsett

Dated January ....., 1892.

" Garnishment		
" Sequestration		
Entering ..... Sheriff's Return ..... and Execution		
Issuing ..... Writ of Error		
Copy of Petition for Writ of Error		
Issuing ..... Supersedeas		
" ..... Order of Sales Return		
Transcript to ..... Court		
Certificate on Brief		
TOTAL CLERK'S FEES	1	50

TOTAL FEES ..... $ 1 | 50

THE STATE OF TEXAS, }
COUNTY OF DALLAS. }

I, S. B. Scott, Clerk of the County Court of said County, hereby certify that the above is a true and correct statement of the costs due in the above entitled cause, up to date.

Witness my hand and official seal of office, in the City of Dallas, this the 14 day of Sept 1891.

S B Scott Clerk.

By J F Lewis Deputy.

-1977

Dallas, Texas.

Jan. 14-92.

Received of T. S. Miller, administrator de bonis non of Robert Toombs, the sum of $250.00 in part payment of fee in the case of T. S. Miller, administrator vs. J. P Smith and J. J. Jarvis, lately pending in the District Court Tarrant County.

Locke & Stevens

P M W. Wheeler

" Garnishment		
" Sequestration		
Entering Sheriff's Return and Execution		
Issuing Writ of Error		
Copy of Petition for Writ of Error		
Issuing Supersedeas		
" Order of Sales Return		
Transcript to Court		
Certificate on Brief		
TOTAL CLERK'S FEES	1	50

TOTAL FEES 1 50

THE STATE OF TEXAS, }
COUNTY OF DALLAS. }

I, S. B. Scott, Clerk of the County Court of said County, hereby certify that the above is a true and correct statement of the costs due in the above entitled cause, up to date.

Witness my hand and official seal of office, in the City of Dallas, this the 14 day of Sept 1891

S B Scott Clerk.

By J Lewis Deputy.

CIETY-1977

ATTORNEYS-AT-LAW.

$6.50 Dallas Texas, Jan 9 1892.

Received of J. B. Miller administrator of the Estate of Robt Toombes deceased. Six 50/100 for fees due the County Clerk for making certified copy of the will and probate of same of Robt Toombes deceased

S B Scott County Clerk
By Hutcheson

" Garnishment		
" Sequestration		
Entering ..... Sheriff's Return ..... and Execution		
Issuing ..... Writ of Error		
Copy of Petition for Writ of Error		
Issuing ..... Supersedeas		
" ..... Order of Sales Return		
Transcript to ..... Court		
Certificate on Brief		
TOTAL CLERK'S FEES	1	50

TOTAL FEES ..... $ 1 50

THE STATE OF TEXAS, }
COUNTY OF DALLAS. }

I, S. B. SCOTT, Clerk of the County Court of said County, hereby certify that the above is a true and correct statement of the costs due in the above entitled cause, up to date.

WITNESS my hand and official seal of office, in the City of Dallas, this the 19 day of Sept 1891

S B Scott Clerk.

By J F Lewis Deputy.

TY-1977

M. L. Ellis & Sallie Hoffman et vs. Defts. For $

For Atty's Fees

For Int. per ct

Total, $

No. 6787 vs.

W. B. Flippen Admr.

Judgment Entered in Book 2 Page 609

PLAINTIFF'S ATTORNEY.

SECURITIES FOR COST

COUNTY CLERK'S FEES.

Issuing Writ		
Cop Petit'n, with Cert. and Seal		
Docketing Cause		10
Docketing Motion		
Filing Papers		05
Entering Appearance		10
Entering Continuance		
Orders and Judgment		
Swearing Witness		
Issuing Subpœna for Witness		
Taking Affidavit		
Taking Bond		
Swearing and Empaneling Jury		
Assessing Damages		50
Issuing Precept and Copy of Interrogatories		
Issuing Commission to take Deposition		
Cop Inter, with Cert. and Seal		
Issuing Scire Facias		
Entering Final Judgment		50
Taxing Costs and Cop thereof		25
Issuing Execution		
" Attachment		
" Writ of Possession		
" Injunction		
" Garnishment		
" Sequestration		
Entering Sheriff's Return and Execution		
Issuing Writ of Error		
Copy of Petition for Writ of Error		
Issuing Supersedeas		
" Order of Sales Return		
Transcript to Court		
Certificate on Brief		
TOTAL CLERK'S FEES	1	50

SHERIFF'S FEES.

Executing Writ and Cop of Petition		
Summoning Witness		
Serving Notice to take Depositions		
Executing Scire Facias		
" Writ of Attachment		
" Writ of Sequestration		
" Writ of Garnishment		
" Writ of Possession		
Citation by Publication		
Jury Fees		
Taking Bond		
Levying Execution		
Returning Execution		
Insurance		
Taking Care of Property		
Making Inventory		
Commissions on Sale		
Appraising		
Advertising Property		
Mileage		
TOTAL SHERIFF'S FEES		

RECAPITULATION.

Clerk's Fees	1	50
Sheriff's Fees		
Judge's Fees		
Witness Fee		
Attorney's Fees		
Notary's Fees		
Fees in Justice Court		
Printer's Fee		
Jury Fees		
TOTAL FEES $	1	50

THE STATE OF TEXAS,
COUNTY OF DALLAS.

I, S. B. Scott, Clerk of the County Court of said County, hereby certify that the above is a true and correct statement of the costs due in the above entitled cause, up to date.

Witness my hand and official seal of office, in the City of Dallas, this the 14 day of Sept 189 1

S. B. Scott Clerk.

By J. F. Lewis Deputy.

1977

Sept 25/1891 Written is correct
Luke Shepard & Miller
attys of Adm'r

The costs in the within case have this day been paid in full
Sept 25 91
S B Scott Collr
By H M Skelton

No. 6182

BILL OF COSTS.

COUNTY COURT,
Dallas County, Texas.

[illegible] & Sallie Hoffman Ex
vs.
[illegible] Hoffman Adms.

...dgment ... 189

Jury Tax	
Clerk's Costs	
Sheriff's Costs	
County Judge's Fees	
Costs in Justice's Court	
Witness Fees	
Notary Fees	
Total Costs	$

...ed ... day of ... 189

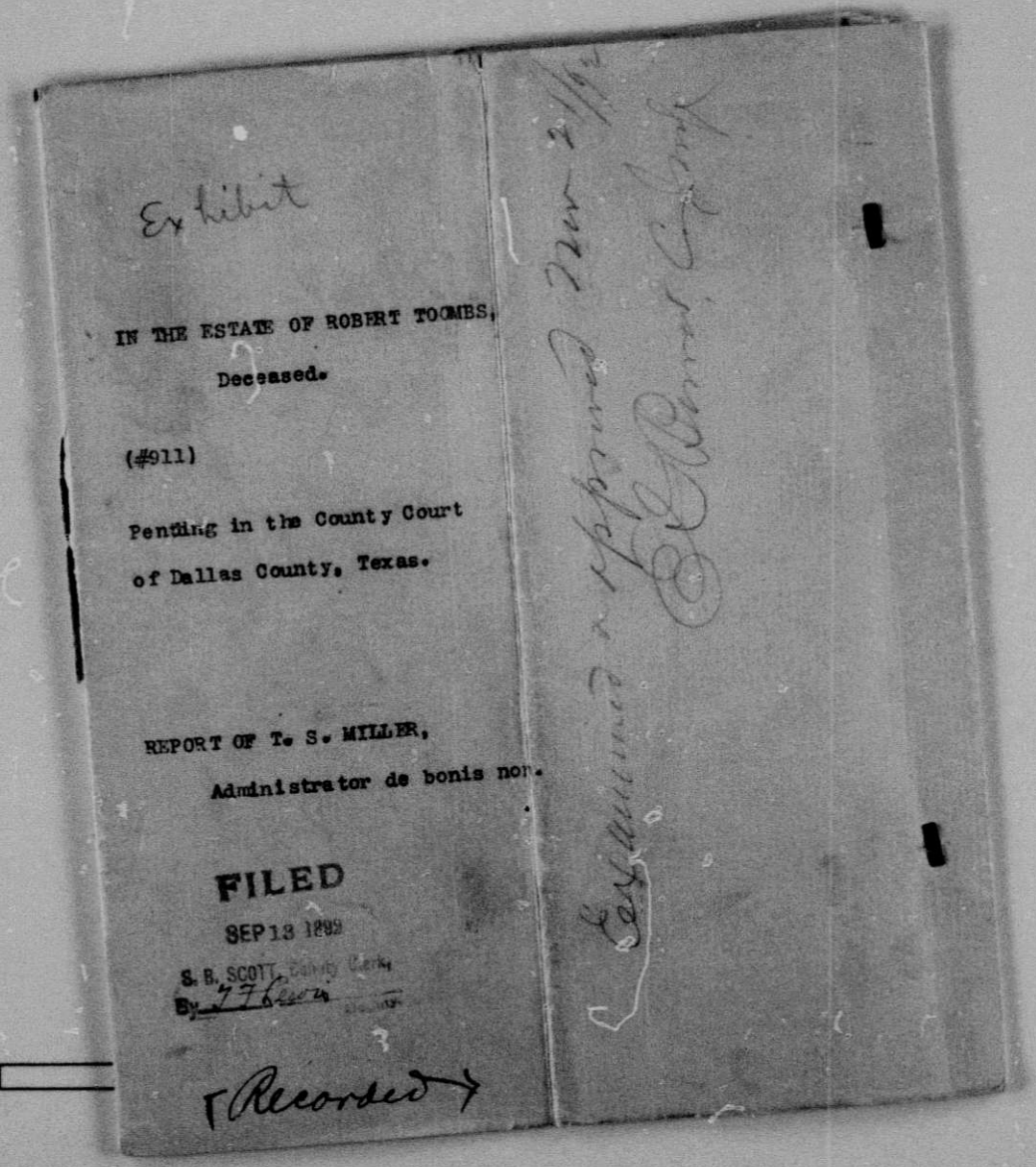
... Clerk.

... Deputy.

... Miller Att'ys.

A. D. Aldridge & Co., Printers, Dallas. A5021

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977



Exhibit

IN THE ESTATE OF ROBERT TOOMBS,

Deceased.

(#911)

Pending in the County Court

of Dallas County, Texas.

REPORT OF T. S. MILLER,

Administrator de bonis non.

FILED

SEP 13 1899

S. B. SCOTT, County Clerk,

By T F Lewis Deputy

[Recorded]

Examined & approved Nov 21/92

E. L. Bonner, Co. Ind.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

IN THE MATTER OF THE ESTATE OF ROBERT TOOMBS, deceased:

Now comes on to be heard, the application of Dudley DuBose, executor of the last will and testament of Robert Toombs, deceased, and asks this Court to make an order, requiring T. S. Miller, administrator de bonis non, of the estate of Robert Toombs, to pay over to him monies on hand and such monies as may hereafter come into his possession, as such administrator, to him, the said Dudley DuBose, executor as aforesaid; and it appearing to the Court that the last will of Robert Toombs, deceased, was duly probated in Wilkes County, State of Georgia, and that two of the executors named therein, namely: W. W. Simpson and Gabriel [redacted] never qualified as such executors; and it appearing to the Court that said last will and testament was also duly probated in and by this Court, and duly recorded in the minutes thereof, and it further appearing that the said Dudley DuBose is now the acting executor of said will; and it further appearing that all the debts probated against the estate of said Robert Toombs in this court, have been duly paid off and discharged, either by the administration herein had, or by the said Dudley Dubose, executor of said will; it is therefore, ordered and decreed by the Court that said application be granted, and that the said T. S. Miller, administrator de bonis non of the estate of Robert Toombs, deceased lying and being in the State of Texas, be and is hereby authorized and directed, after the payment of all costs and fees chargeable against said estate, to pay and turn over to said Dudley DuBose,

executor as aforesaid, all monies now in his hands, or that may hereafter come into his possession, as such administrator de bonis non, taking the receipt therefor of the said Dudley DuBose, executor aforesaid.

SOCIETY-1977

IN THE MATTER OF THE

ESTATE OF ROBERT TOOMBS,
deceased.

ORDER OF THE COURT, DIRECTING T. S. MILLER, administrator, de bonis non, to forward to Executor, all monies in his possession.

Entered.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

State of Texas } In matter of R Toombs Estate

To the Honorable Dallas County Court

Your petitioner Dudley DuBose respectfully shows to the court that on Dec 15th 1885 A.D. R. Toombs of Wilkes county Georgia died leaving a will and naming in said will W.W. Simpson R.J. DuBose Gabriel Toombs and Dudley DuBose as his executors, and that the said W.W. Simpson who is now dead and Gabriel Toombs did not qualify as executors and filed a renunciation of said trust on the 24th day of December 1885 with the Ordinary of Wilkes County State of Georgia.

2 Your petitioner further shows that he has duly qualified as executor under the last will and testament of the said R. Toombs on the 21 day of December 1885 and that he is still the executor of the said estate, letters testamentary having duly issued to him by the Ordinary of Wilkes County Ga. & the same has not been revoked

3 Your petitioner further shows that at various times during the year 1888 that in order to pay the legacy due to Clara Julia Anthony under the said will of R. Toombs

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deceased he accepted drafts amounting
to $200.00 drawn by the said C. Julia Anthony
and that the said drafts are
now held by various parties and
are wholly unpaid

4 Your petitioner further shows to
the court that all the specific
legacies are paid and that
there are no debts due by the
said estate in Georgia with
the exception of the acceptances
heretofore mentioned and Your
petitioner further alleges on information
and belief that there are
no debts due by the administra-
tor of the said R. Towmbs deceased
in the state of Texas.

5 Your petitioner further shows
to the court that on
T. S. Miller was duly appointed
administrator de bonis non

and that on the —
he was duly qualified and
letters of administration was
duly issued and that the
said Miller has now in his
hands the sum dollars
wherefore your petitioner prays
the court to make an order

ETY-1977

directing the said J. S. Miller
to pay over to your petitioner
the said amount of
and all other money by him received as such Admr
Dollars, in order that your
petitioner may pay off said
indebtedness and divide the
balance among the residuary
legatees as provided by said
will of R. Toombs deceased.

Dudley DuBose
Petitioner

State of Montana }
County of Choteau }

Personally appeared before me
T. J. Todd Clerk of the District
Court of the 10th Judicial District of
the state of montana in & for Choteau County.
Dudley DuBose who being duly
sworn says that the allegations
set forth in the foregoing
petition are true except those matters
set forth on information and
belief and as to those matters
he believes them to be true
Subscribed & Sworn to Dudley DuBose
before me this 16th Jan 1892

T J Todd
Clerk of the District Court,
Choteau County, Montana.

OCIETY-1977

Mch 11 - 1891.

#911.

ESTATE OF ROBERT TOOMBS, DECEASED.

Now, on this day, comes on to be heard the application of T. S. Miller for letters of administration de bonis non on the estate of Robert Toombs, deceased, and, it appearing to the court that the citation required by law has been duly made and served, and it further appearing to the court that there is necessity for further administration on the estate of Robert Toombs, deceased,- it is therefore by the court considered ordered and adjudged that administration de bonis non be granted upon the estate of Robert Toombs, deceased, and that letters of administration de bonis non on said estate be granted to T. S. Miller, a citizen of Dallas County, Texas, upon his taking the oath and giving bond in the sum of $ 2000. , as prescribed by law, and that Henry Exall, Ed. Gray, & J. M. Dixon be, and are hereby, appointed appraisers, to appraise the property belonging to said estate, unadministered.

E. L. Bonner
C. J. [illegible]

Estate of Robert Toombs Decd

Application of Dudley D. Moore
Executor of Robert Toombs
for Admr to him on to
him money & him collected &c

Filed, January 26, 1892
S. D. Scott Co. Clerk
By T. F. Lewis Dy.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE STATE OF TEXAS,
Dallas County.

In Re Estate of Robt. Toombs, Dec'd.

To the Honorable County Court in and for said County:

Your petitioner....N. S. Marbles....., shows to the court--

That he resides in Dallas county, Texas. That on heretofore, to-wit: about the.....day of.....A.D. 1885, Robert Toombs, who, at and before his death, had his domicile in the county of Washington, State of Georgia, died in said county, leaving a will by him duly executed. That thereafter such proceedings were then and there had in the court of Washington county Georgia, having jurisdiction of matters in probate. That said will was duly probated according to the laws of the State of Georgia. That thereafter a copy of said will and the probate thereof, attested by the clerk of the court in which said will was admitted to probate, and the seal of the court thereto annexed, together with a certificate from the judge or presiding magistrate of such court that the said attestation was in due form, was filed and recorded in this court, as by the records of this court is manifest.

That at the time of the death of said Robert Toombs he left a large estate in the State of Texas unadministered; a large part thereof consisting of choses in action, promissory notes, etc., then held by his agents in Dallas county, Texas. That thereafter, on due application to this court being made, W. H. Flippen was duly appointed by this court administrator, with the will annexed, of said Robert Toombs, deceased, and letters of administration were to him duly issued, and thereupon he qualified as such administrator, and continued to act as such until on or about the.....day of January, 1891, when he departed this life, having in his possession, as your petitioner

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is informed and believes, the amount of.....five hundred fifty.....
.....dollars as assets, money and property, belonging to the estate of said Robert Toombs, deceased.

That there is now a necessity for an administration de bonis non upon the estate of said Robert Toombs. That various claims have been proved up as lawful claims against said estate. That there is now pending in the district court of Tarrant county, Texas, a suit in the name of W.H.Flippen, administrator of the estate of Robert Toombs, deceased, against J.P.Smith and J.J.Jarvis, and it is necessary that an administration de bonis non shall be had in order further to prosecute said suit. That there is, as petitioner is advised, reasonable prospect of recovering judgment in said suit in favor of the estate of said Toombs. That none of the devisees or heirs of said Robert Toombs reside in the State of Texas, as far as your petitioner is informed and believes; but their attorney resides in Dallas county, Texas, and has requested petitioner to apply for letters of administration de bonis non on the estate of said Robert Toombs, deceased, in order that said estate may be administered as provided by law, and in order that the said suit in Tarrant county district court may be duly prosecuted according to law.

That your petitioner is not disqualified under the law from acting as administrator de bonis non on said estate.

Wherefore petitioner prays that citation be issued to all parties interested in said estate, as provided by law, that letters of administration de bonis non be issued to your petitioner, and that such other and further orders may be made as to the court may seem proper.

Sedberry Shepherd & Miller

Petitioner's Attorneys.

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No. 911 (6)

Estate of Robt. Toombs, Dec'd.

Petition for Letters of Administration de bonis non.

Filed Febry 11th 1891
S. P. Scott Clerk
By A.S. Jackson Dy

Jan. 7th 41

Recorded
4-7-77
Pet. Record

[illegible]

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W H Flippen Administrator in account with the

1898 July	6	To Cash on hand	197828
			197828
1898 July	5	To Cash on hand	95978

977

Estate of Robert Toombs Cr

1890						
Mch	1	By M Lenggall	Voucher	#28	7000	
May	21	" D. Dw Rose	"	29	20000	
June	16	" "	"	30	30000	
	27	" "	"	31	40000	97000
		" Com's 5% on Disbursements $970.00				4850
		" Cash on hand				95978
						197828

I hereby Certify That the above is a true and correct account of the receipts and disbursements of the funds of The Estate of Robert Toombs from July 6th 1889 to July 5th 1890

Wm H Tippin
Admr

Subscribed & sworn to before me this Fifth day of July AD 1890

C J Grant Notary Public
Dallas Co Tex

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W. H. Flippen Administrator in account w

1888				
Aug	30	To Cash on hand		180983
Nov	21	" J A Taliaferro bal note	30000	
1889 Jan	8	" M Roberts	13100	43100
				224083
1889 July	6	To Cash on hand		197828

Annual Report of W H Flippen Administrator of the Estate of R Toombs July 6/89 to July 5/90

FILED
JUL 5 1890
S. B. SCOTT, County Clerk,
By [signature] Deputy.

Since July-5-90

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

...th The Estate of Robert Toombs

By J S Aldehoff	Voucher	23	3 00	
" Drake & Henry	"	24	213 10	
" County Court	"	25	4 60	
" " "	"	26	4 55	
" " "	"	27	4 30	229 55
" Com^s 5% on Receipts $431.00				21 55
" " 5% " Disbursements $229.55				11 45
" Cash on hand				1978 28
				2240 83

I W H. Flippen do affirmly swear that the above Statement is true to the best of my knowledge and belief.

W H Flippen
Adm^r

Sworn to and subscribed before me this twentieth day of July 1889

C J Grant Notary Public
Dallas County Texas

977

911

Estate Robert Toombs
Decd

W. H. Flippen Admr

Annual Account

FILED

JUL 20 1889

S. B. Scott Clerk
By
Jno. Stung Dy.

Recorded

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

W. H. Flippen Administrator in account

1888	Dr			
June	4	To Cash on hand		798659
Oct	10	" Received of D L Stewart, J B Wynne	15600	
	27	" " " J A Billington	17935	
1888 Jan	18	" " " Susan Prigmore	35000	
	20	" " " Deed Murrah	24000	
Feb	2	" " " A Denvaux	15470	
				108005
				906664
1888 Aug	31	To Cash on hand		180983

W H F Flippen
Adm of Estate A Tormby

Sworn to & subscribed before me
Sept 3. 1888 —
W M C Hill Co Clk
By W A Hudson Dy

1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

The Estate of Robert Toombs.

Cr 1887

June	6	By County County Costs	Voucher	11	338 42		
	23	" Hugh T Inman	"	12	5000 00		
Nov	26	" Hodgett & Green	"	13	60 00		
Dec	9	" Hodgett & Green	"	14	250 00		
	16	" U S Court Costs	"	15	6 10		
	29	" Leake & Henry	"	16	300 00		
Mch	19	" D Du Bose	"	17	500 00		
Apl	14	" N L Stedman	"	18	25 00		
Aug	2	" D Du Bose	"	19	250 00		
	30	" C S Aldehoff	"	20	2 00		
	30	" Leake & Henry	"	21	112 80		
	30	" Phippen Aldou & Lobit	"	22	15 50	6859 82	
	31	" Com on Receipts $1080.05 @ 5%				54 00	
	31	" " " Disbursements $4859.82 @ 5%				342 99	
		" Cash on hand				1809 83	
						9066 64	

Exhibit

Estate of
Robert Toombs
W H Flippen
Administrator

Filed Aug 31. 1888
W M C Hill Clk
By W A Hudson Dy

Notice Iss'd
9-4-88
Recorded 331

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

In matter of Estate of } May Term
Robert Toombs. Deceased }

Now comes W. H. Flippen administrator of Robert Toombs deceased - and files herewith Exhibit No 1. which is a true Exhibit of the list of claims presented to him against the estate of Robert Toombs deceased within twelve months after the grant of letters of administration -
And he also files herewith Exhibit No 2 which shows the amount of money collected by him & amount paid out - and showing the present condition of said estate, up to this time -
He further states that he has notes due said estate amounting to about $1000.00 which he has not been able to collect - up to this time, but his attys are making efforts to collect the same.

W. H. Flippen
Admr of R Toombs

Subscribed to & sworn to before me this 3d day of June 1887.

John S. Aldshoff
Notary Public
Dallas Co Tex

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Exhibit No 1

The following is a list of all claims against the Estate of Robert Toombs deceased which were presented to W H Flippen Administrator of Said Estate within twelve months from the original grant of letters of Administration upon said estate, to wit

Claim of H T Inman for $14.467.31
allowed Feby 18/87 and filed in court.
" H T Inman for $10452.06
" do " " 6806.00
allowed Apr 5/87 and filed in court.
" Q S Kennedy for $674.90
Was presented and disallowed July 1886. and suit brought on claim in the Dallas County Court at August Term 1886. within three months from the date of rejection and was afterwards compromised - Sept 16/86 - by the advice of D DeBose Executor and one of the legatees by paying in full satisfaction thereof the sum of $355.50. No other claim against the estate has been rejected.

Suit has been brought in the Tarrant County District court by the Heirs of — Robertson against Terry and others Vendees of Robert Toombs for the security of land sold them by said Toombs, Dfts in said suit gave Leake & Henry my attys notice to defend said

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suit and they employed N A Stedman to defend it

W H Flippen
Administrator of R Toombs

I, W H Flippen do solemnly swear that the above Exhibit is just true & correct

W H Flippen
Admr of R Toombs

Sworn to & subscribed before me this the 4th day of June 1887.

John S. Adams
Notary Public
Dallas Co Tex

CIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

Extract No 2

The Estate of Robert Toombs in accoun

Dr

1886					
May	24	To amount received of Leake & Henry	1463 05		
June	26	" " " " R B Hayden bal	1 50		
	26	" " " " R B Hayden & Int	131 75		
Aug	5	" " " W B Gilliland 2 notes	508 32		
	5	" " " J T Richardson	175 15		
	23	" " " J H Latham	139 00		
Sept	6	" " " D W Hughes	99 50		
	8	" " " J T Pullum	1391 80		
	15	" " " S Johnson note & Int	210 00		
	17	" " " H H Miner 3 notes	370 00		
	27	" " " Guilmartin note	1309 50		
Oct	2	" " " W J Hill bal & Int	488 13		
	5	" " " D T Moore	87 94		
	18	" " " Ellis & Hoffman 3 notes &	3495 37		
Nov	12	" " " J A Taliaferro	43 00		
	12	" " " Calvin East note	56 15		
	17	" " " W B Gillmwater	260 00		
	22	" " " A Rucker deed	89 00		
Dec	3	" " " J B Adams on note	100 00		
	3	" " " J J Jarvis 2 notes	1223 90		
	13	" " " J A Taliaferro on note	17 00		
	13	" " " J Shankles 2 notes	627 02		
	16	" " " W A Preast note & I	406 00		
	17	" " " R W Cooper on notes	698 25		
	22	" " " J T Galloway	576 00		
	29	" " " J M Clifton notes less Exc	2096 37		
Jan	21	" " " J T Galloway final	5 20		
	26	" " " J B Adams bal	131 79		
Feb	7	" " " Huffman & Johnson	15182 00		
	16	" " " J P Bradford	90 00		
	16	" " " Fredigill note	150 00		
Mch	1	" " " B C Carter 3 notes	2097 84		
	4	" " " Bradford	44 00		
	9	" " " R B Hayden	214 50		
	24	" " " J M Gage	426 16	34405 19	
				34405 19	
1887					
June	4	To Cash on hand		7986 59	

Y-1977

with W H Flippen Administrator

Cr

1886

May	24	By Paid Leake & Henry Voucher #	1	250	00		
June	1	" " Dallas News "	2	6	00		
July	3	" " Marshals Cost, Toombs Village	3	11	40		
Sept	27	" " O S Kennedy Compromise	4	355	50		
Feb	18	" " Hugh T Inman	5	10000	00		
Mch	19	" " H T Inman	6	4497	09		
May	7	" " H T Inman	7	5000	00		
		" " Flippen Adoue & Lobit	8	94	44		
		" " J S Aldehoff	9	17	50		
		" " Leake & Henry	10	3290	31	23522	24
		" " Commission 5% on $34.405 19 Receipts				1720	25
		" " " 5% " $23.522 24 Disbursements				1176	11
		Cash on hand				7986	59
						34405	19

Estate R Toombs
Exhibit

W H Flippen
Administrator

FILED
JUN 4 1887
At ____ o'clock ____ M.
C Hill Co. Clerk.

FILED
JUN 4 1887
At ____ o'clock ____ M.
M C Hill Co. Clerk.

By D L Hughes Dep

Recorded 32-8-30

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Inventory & appraisement of the Estate of Robt Toomb dec'd produced before the undersigned appraisers of said Toomb Estate by W H Flippen Administrator of said Estate

List of claims due said Estate. notes viz.

Names	Date of note	Amount	When due	Credits
Jno B Adams	Feby 21 1883	$85 - 83	Feby 21 1884	$8.60 Jany 30 1884
"	" "	85 - 83	" " 1885	
A Devereaux	Mch 1. 1882	165 - 42	Mch 1. 1884	$50.00 Sept 17. 1885 46.90 Apr 7. 1884
W A Huffman &				
M G Ellis	Oct 2. 1882	1000. 00	Oct 2 - 1884	
"	" "	1000. 00	" " 1883	$288.35 Dec 16/82 - & interest on $288.35 from date of note - also $80 - on Dec 12/83 & $200.00 June 20/85
	" "	1000. 00	" " 1885	
"				
W A Huffman	Aug 16/83	3875. 00	Aug 16/84	$375.00 Aug 11/83 350.00 Nov 11/84
"	" "	3875. 00	" " /85	
"	" "	3875. 00	" " /86	
Jm Gage	April 20/82	266. 66	Apl 20 /83	$53.00 Apl 23 /83 $150.00 Mch 7 /84 $100.00 Mch 23 /85
"	"	266 66	Apl 20 /84	
B B Hayden	Mch 13/84	170. 00	Mch 13 /85	$195.00 Sept 28 /85
"	" "	170. 00	" " /86	$75.00 Feby 16 /86
"	" "	165. 00	" " /87	
W J Hill	Dec. 30/82	213. 33	Dec 13 /83	$46.30 Jany 7 /84 $42.00 Feby 12 /85
" "	" "	213. 33	" " /84	
D W Hughes	Dec 9/82	73. 12	Dec 9/85	

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name	date	amount	when due	credits
L B Gillenwaters L A Gillenwaters C H Gillenwaters	Nov 6/82	$370 12	Nov 6/83	$207.00 Dec 18/83
"	Nov 6/82	370 12	" " /84	— —
"	" /82	370.12	" " /85	— —
Wm B Gillelaw	Nov 17/83	200 00	Nov 17/84	—
" "	" " "	200 00	" 17/85	—
" "	" "	200.00	" 17/86	—
Sam Johnson	Mch 1/82	266.66	Mch 1/84	—
J J Jarvis	Nov 19/81	1200 00	Nov 19/83	$500.00 June 19/84 400.00 Feby 9/85 300. Sept 12/85
" "	" "	1200 00	Nov 19/84	$250.00 Oct 3/85 500 Oct 30/85 250 Mch 19/86
J H Latham	Feby 8/83	213.33	Feby 8/85	$134.00 Dec 30/84
J T Pulliam	Sept 15/82	275 00	Sept 15/83	$157.93 May 18/83
"	" "	275 00	" 15/84	157.93 May 18/83
"	" "	275 00	" 15/85	157.94 May 18/83
"	" "	200 00	" 15/83	— —
"	" "	200 00	" 15/84	—
"	" "	200 00	" 15/85	—
S G Raley	Nov 16/77	175 00	Nov 16/78	—
"	"	175.00	Nov 16/79	—
A Rucker				
R. Stanfield	Feby 21/83	64.57	Feby 21/85	—
"	" "	64.57	" 21/86	—
J A Tatroferro	Nov 6/82.	155-16	Nov 6/83	$100.00 Jany 1/86
"	" "	155-16	Nov 6/84	—
	In money	$1463.05	Received from Leake Henry	

all of above notes bear interest at the rate of 10 per cent per annum from their respective dates and without evidence to the contrary we appraise said notes at their face value with 10 per cent interest thereon, less the credits set opposite

No property of any other kind was produced before us except check of W Hughes for fourteen hundred sixty three 5/100 and we know of no other property real personal or mixed belonging to the estate of Robert Toombs deceased, in the state of Texas. and we do solemnly swear that the foregoing list of claims + money is a free & fair appraisement of the estate of Robert Toombs dec'd produced before us by W H Flippen administrator of Robert Toombs

John Henry Brown,
S. W. S. Duncan
J. G. Stevens,

Sworn to & subscribed before me this the 28 day of May 1886

W M C Hill County Clerk
Dallas Co Texas

I W H Flippen administrator of the Estate of Robert Toombs deceased do solemnly swear that the foregoing inventory & list is a free & complete inventory & list of the property & claims of Robert Toombs deceased, that have come to my knowledge. That if there is any other property in Texas belonging to said Estate it has not come to my knowledge

~~Sworn to & subscribed before me this the day of May 1886~~

and I further swear that the only tangible

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property or money that has come to my hands or known to me is the fourteen hundred sixty three 05/100 dollars. secured by me from Leche & Denny attys of Robert Toomes

W. H. G. Tippen

Sworn to Subscribed before me this the 25 day of May 1886.

W. M. C. Hill County Clerk
Dallas County Texas

No 911
Robt Toomes Estate
Inventory & appraisement

FILED
MAY 1 1886
At ___ o'clock ___ M.
W. M. C. Hill Co. Clerk

FILED
JUN 1 1886
At ___ o'clock ___ M.
W. M. C. Hill Co. Clerk.

Recorded
Vol. 2, Page 79
Loa Records

Last Will & Testament of Robert Toombs.

Washington, Wilkes co. Georgia

Item 1st.

By reason of the death of My Wife, Martha Julia Ann Toombs, to whom I willed the greater portion of my estate, in fee simple, and of other changes in both my family & property, I deem it proper to revoke all the Wills & Codicils heretofore Made by me, and the Same are hereby revoked when this Will shall be duly executed

Item 2nd

I will and bequeath to my brother G. Toombs, four thousand Dollars, in lieu of the Sections of Land given him in my former Wills. Said land lying in Texas. as Most of my Texas Lands have been Sold, or Contracted to be Sold.
I also Give him in trust for his Son William H. Toombs, and the Wife & Children of Said Wm H. born or to be born, the Sum of Five Thousand dollars to be invested by brother for them in his hips

End of first Page

R. Toombs

time, or as directed in his last Will and testament or other writing in his life time, for their use and benefit in such Manner as he May Choose

Item 3d

I Will to my Niece Eva Jones, Five Hundred dollars, due on My promise to her of Some

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Texas land, and as a token of my love and respect for her and her Husband & Children.

Item 4th I have advanced to my Grand-Son R. Toombs DuBose about eleven thousand dollars up to this time he settled in Columbia County, for which I retained I think no Vouchers, and have since paid for, and agreed to pay for the building of House & Kitchen on the Waddey lot. the Cost of which is to be regarded as an advancement, I have also given him the Waddey lot, in the town of Washington, valued at thirty five hundred dollars, Besides I have advanced him several thousand dollars which will appear from his Notes & other Memoranda, or be charged in my books - all of which will be charged as advancements at my death, End of Second page.

R. Toombs.

Item 5th I give to my Niece, Clara Julia Anthony, for life, & to her children after her death, the whole of my French Mills place, including the tract she now lives on, the same not to be divided or charged with Homestead or any other incumbrance whatever, either by her husband or herself, or in any other way whatever, until her death and the arrival at age of the Youngest child, and then to be equally divided amongst all of her children, born or to be born, this legacy being intended as a home for herself & children during her life, and then as a home for the Younger children, until the Youngest child becomes of age; I also give

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to Clara Julia Anthony for her support that of her Younger Children, Six hundred dollars in Cash for the first year after my death, payable at my death, And five hundred dollars for her own use to be paid at my death, I Also Give her a thousand dollar bond of the Nashville Book Concern,

Item 6th I Give to My Nephew, Dr Robert E Toombs in trust for his daughter Julia all the balance of My note due by Buchanan of Early County for the Sale of My Spring Creek tract of land, after paying the balance of his debt due to me under which it was-

End of Third Page R. Toombs.

Sold at Sheriff Sale in Early County, This balance Can be Seen from the balance due after Sheriff's Sale, from the Case tried in Blakely and he has the papers showing the balance due, Buchanans Note is for three thousand five hundred dollars; his debt to me was about two thousand dollars, or there-

Item 7th I Give to my two Grand Sons, R Toombs DeBose, My law & political library and my books on Government & Political Economy, to be equally divided between them; And to My two Grand daughters so much of the rest of My library as they Choose to select, to be divided equally between them.

Item 8th I Give to my Grand son R Toombs DeBose the Portraits of Myself and My Wife,

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Martha Julia Ann Toombs, Painted by Healy.
These portraits I intend to be heir-looms, And
Also the Portraits of My two daughters Lou
& Sallie. (his Mother) Painted by Artist Headley,
And if he should die without leaving a Male
Child. I will them to his brother Dudley DuBose,
or to Dudley's Eldest Male Child (if Dudley
is not then living) If Dudley leaves no-
End of fourth page.

R. Toombs

Male Child. then I leave them heir-looms to the
Oldest Male Child of My Grand-daughters
Successively, and if she leave none, then to the
Eldest daughter Among My Grand Children.
Children. Who is in life at the death of all
My Grand Children without Male heirs.-

Item 9th I Will to Dudley DuBose My own portrait.
by Healy once Claimed by his Mother, and
the Portrait of his Aunt Lou, Also by Healy,
I will give him Also a Copy from his Mothers
Portrait, if I live long enough. To Camille
Colley I Will the portrait she drew of Myself,
And the Portrait of her Mother by Healy, in
Fuller dress. To Sallie Lou DuBose the other
Portrait of her Mother by Healy- that in a Cloud-
Also the Portrait of Myself by Mrs Sandidge,
and the Geneva Miniature of her Aunt Lou;
To our friend Mrs Hattie Hunter I will the
picture of the Dressing Girl by a French
Artist, Obtained from Healy at Washington
City, And Also Five Hundred Dollars in
Cash Payable at My death; All the rest
of My paintings & Works of Art (Except

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the bust of Mr Stephens) I wish my Grand Children to divide among themselves, and if they Cannot agree, then to be divided by My Executors among them—

End of fifth page.

R Toombs

Item 10th— To Alexander Stephens (the only Son of My friend Linton Stephens, and a Namesake of his Uncle Alexander H. Stephens) I give the bust in Marble with pedestal, of his Uncle, as a testimony of My friendship for his Father & Uncle.

Item 11th— I give to my brother G. Toombs the privilege of Getting Wood upon the lands Connected with My home lot, during the lives of himself & his wife—

Item 12th— My Grand Children Dudley DuBose and Ellie Lou DuBose are not to be charged with advancements as long as they are under the Parental roof & Control, Except for advancements Made to set them out in life, While under roof they are to account for no advancements unless Charged as such on my books—

Item 13th— I have advanced Amille Colley Seven hundred & fifty dollars to buy her a Lot on which to build a home, and Various Sums of Money,

End of Sixth Page

Robert Toombs

in payment for building a house & out houses, with which she is Chargeable as advancements from me, From these advancements I deduct

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five hundred dollars, not to be charged as an Advancement. for her honorable Conduct towards her Sister Lou in connection with her Fathers life insurance policy.

The Object of this will, & it must be so Construed. is to Make all my grand children equal in the final distribution of My Property herein devised including advancements;

Item 14th - Provisions for Servants.

To My faithful Servant Billy Williams. follows - The use of a room with fireplace in the Carter house, the Privilege of getting wood off of my house place, and twenty five dollars a year. To my faithful Servants as follows - To Milly fifty Dollars. To Albine fifty dollars; To Jim his Note to me for One hundred dollars. To Charity Twenty five dollars; To Riley twenty five dollars; I wish the Servants on the lot at my death to remain on Same terms as I had Paid, till the Close of the year, and if Agreeable to my family as long thereafter as they may Agree on.

Robert Toombs.

End of seventh Page -

Item 15th All the rest and residue of My Estate. I Give to My four Grand Children. Robert Toombs DuBose, Camille Colley. Dudley DuBose. and Sally Lou DuBose - Share and Share alike.

The Share of each Grand daughter to go at her death to her Children. or lineal descendants. if any then living - but during her life to be subject to her Management,

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but if sold, the reinvestment to be subject to the same limitation — If no lineal descendant then living, the property to go to her brothers & sisters or their representatives under the statute of distributions,

Item 16th — I wish to buried at the old Toombs burying ground, by the side of my wife Julia, with appropriate Tomb stones or other suitable Monument covering both of our graves — I wish a secure enclosure about the burying ground — this Item to be subject to any changes I may make, leaving instructions in writing to my Executors,

End of Eighth page.

R. Toombs.

Item 17th — To each of the children of my brother G. Toombs (except Wm H. Toombs, already provided for) I leave the sum of five hundred dollars.

Item 18th — I appoint as Executors of this my Will My brother G. Toombs, my friend Wm W Simpson and my two Grandsons, R Toombs DuBose & Dudley DuBose,

Robert Toombs (LS)

Signed, sealed, declared & published as his last Will & testament by Robert Toombs the testator, who signed and published the same in our presence, and we subscribe hereto as witnesses at his request in his presence & in presence of one another, April 11th 1884.

Saml. Barnett
Geo. W Ferry
Hugh P. Quin

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Codicil to R Toombs.

Georgia, Wilkes County

I Give to my Nephew Augustus Toombs Thirteen four thousand five hundred for his life & at his death remainder one half to his Mother if in life, & the other half to his brother Robert – The fund to be invested in Georgia State bonds to be registered, I Appoint his Father – my brother Gabriel Executor to this Codicil Signed this 12th March 1884

R Toombs

We the undersigned witnesses have attended this Codicil at the request of Testator & in his presence – & saw him Sign the Same in our presence & the presence of each other,

H. D. Hunter
R. H. Toombs
Saml. Barnett

The State of Georgia
Wilkes County

Ordinary's Office of said County
Washington Ga January 21/1886

I J.A. Dyson clerk of the Court of Ordinary of said County hereby certifies that the foregoing sheet & half written pages of paper contain a true & correct copy of the last will and Testament - and Codicil of Gen Robert Toombs late of said County deceased. and sworn in Solemn form and Admitted to Record January 4th A.D. 1886

Given under my official signature & seal of office this 13th day of Feby 1886

J.A. Dyson
clerk of Ordinary

Georgia Wilkes County

Ordinarys Office of said County

I Geo Dyson Ordinary of said County do hereby certify that J.A. Dyson whose signature appears to the above certificate is the Clerk of the Court of Ordinary of said County. and that said Court is a Court of Record & has seal annexed

Given my hand & seal of office this Feby 12th/1886

Geo. Dyson.
Ordinary W.C. Ga

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State of Georgia } The petition
Wilkes County } of Crow Simpson
of said county showeth the ordinary
of said County that on the 18th day of
December 1883 Robt Toombs a resident
of said county departed this life owning
valuable real and personal Estate
in said State having previous
to that time a paper propounded
with this petition which your
petitioner claims to be his Robt Toombs
last will and to be duly Executed
Your petitioner showeth that the
following persons are next of kin of
said Robt Toombs having a larger
interest as him at law of Robt Toombs
than as legatees (viz) A.T. DuBose
Camille D Cochy Dudley DuBose
& Louise DuBose of whome last alone
is a minor all residing in said
county and state. Your petitioner
prays leave to prove said will
in Solemn form and therefore
for citation to issue according
to law to said next of kin and
that a guardian ad litem be
appointed to represent said minor
when made a party by proper service
Dec 22nd 1884 Wm H. Crawford

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Office of Ordinary Wilkes County Georgia
At Chambers December 22nd 1885

To R.T. DuBose Camille D Coeley
Dudley DuBose & Louise DuBose

W. W. Simpson as Executor
of Robert Toombs having filed his
petition for Probate of the will of Robt
Toombs in solemn form. And it
appearing that citation should issue
to be served personally on R.T. DuBose
Camille D Coeley Dudley DuBose
& Louise DuBose! It is ordered
that the usual citation issue to be
served on them ten days before the
the term of this court to be held
for said county on the first
monday in January 1886 there & there
to show cause if any exist why
the paper offered for Probate by
the petitioner W W Simpson as the
last will of Robt Toombs of said
county deceased should not be
proven in Solemn form. and
Admitted to Record as the last will
and Testament of said deceased; And
it is further ordered that the said
R.T. DuBose Camille D Coeley Dudley
DuBose & Louise DuBose be each

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served personally with a copy of this order at least Ten days before the next term of this court. This 22 Dec 1885

Geo Dyson
Ordinary ne

We and each of us hereby acknowledge service of the within citation and waive copy and all further notice service Dec 23 1885.

Dudley DuBose
Camille D Cooley
Louise DuBose
A Frank DuBose

Court of Ordinary Dallas County Georgia
January term 1886

It appearing to the court in the matter of the probate of the last will & Testament of Robt Toombs in solemn form now pending before this Court Louise DuBose a minor heir at law has been duly cited and made a party hereto and ordered by the court that Frank H. Cooley be coming into court & opposing

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his willingness to act as such he & he is hereby made Guardian Ad litum to represent said Louise DuBose in such case

Geo Depoe
ordinary wc

I hereby consent to act as Guardian Ad Litum of Louise DuBose in the matter of the probate in Solemn form of the will of Robt Toombs deceased
June 4/86

F. H. Colby

Court of Ordinary Wilkes County Georgia
W W Simpson the propounder of the last will and Testament of Robt Toombs deceased and one of the Executors named in said will by leave of the court amends his petition to probate of said will in Solemn form by alleginy as follows. That after the said Robt Toombs executed the will named in the petition he on the 12 day of April 1884 duly executed according to law a codicil thereto which is now shown to the court. Your

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petitioner now shows to the court your petitioner shows that by a clerical error the said codicil is dated March 12 1884 when it should have been April 12 1884 which was the time at which it was signed sealed published and declared by said Robert Toombs to be a codicil to the said will executed April 11th 1884. Your petitioner therefore prays that the said Codicil may be proven & recorded as a part of the last will & Testament of said Robt Toombs

Wm. W. Simpson
Petitioner

It appearing to the court in the matter of General Robert Toombs will propounded by W W Simpson one of the executors named in said will that due notice of the intention of the propounder to proceed with the proof of said will in solemn form at this term of the court has been given to R Toombs DuBose Hudly DuBose Camille D Coely & Louise DuBose

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who are his at low and next of
kin of said Robt Toombs; And
the said will & the codicil thereto
having been fully proven to be the
last will and Testament of the
said Robt Toombs as alleged
in the petition of propounder
and the amendment to said
Petition filed at this term of the
court. It is ordered by the
court that the two papers named
in said petition and the amendment
thereto and which are presented
with the same be and they are
hereby established as the Last
will and Testament of said
Robt Toombs Deceased that
they be admitted to Record as
such and that the Executors
named therein have leave to
qualify and upon doing so
that letters Testamentary issue
to them It is further ordered
that either or all of said Executors
have leave to qualify either in term
time or vacation

Geo. Dyson
Ordinary WC

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State of Georgia }
Wilkes County } I J. A. Dyson clerk of the
Court of Ordinary of
said County do hereby certify that
the last will and testament of Robert
Toombs deceased was duly probated
in the county of Ordinary of said County
on the 4th day of January A.D. 1886
according to the laws of the State of Georgia
and I further certify that the foregoing
six pages contains a true correct & compleate
copy of the said will of said Robt Toombs
deceased and the probate thereof as the
same appears of Record in my office
In Witness whereof I hereto set my hand
as clerk of said Court of Ordinary and
the seal of said Court this 24 day of
[illegible] A.D. 1886

J. A. Dyson
Clerk of the Court of Ordinary
of the County of Wilkes State of Georgia

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State of Georgia } I Geo Dyson ordinary
Wilkes County } of said county and as
such the presiding magistrate of the
Court of ordinary of said county of Wilkes
State of Georgia do hereby Certify that
J A Dyson whose true signature
appears to the above Certificate is
the Clerk of the Court of Ordinary of said
Wilkes County State of Georgia that
said Court is a Court of Record
that has a seal and that the said
Certificate and attestation is in due form. Given under my hand
seal of office this the 29 day March 1886

Geo. Dyson
Ordinary W.C.

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No 911

Filed March 31st 1[illegible]

[illegible]

By [illegible]

Recorded in
Deed Book C page
25-3 to 26-1 inclusive

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

No. Two
of Two

#1374

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

1700 Van Beek, Barnard & Tinsley, Printers, Lithographers, Stationers and Blank Book Makers, St. Louis.

BOND FOR TITLE.

KNOW ALL MEN BY THESE PRESENTS: That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to J. B. Winn

of the County of Johnson and State of Texas in the sum of one thousand DOLLARS, to be paid to said J. B. Winn his heirs

Executors, Administrators and Assigns, to the payment whereof I bind myself my Heirs, Executors and Administrators firmly by these presents. Sealed with this Seal and dated the 8 day of November A. D. 1878

THE CONDITION OF THIS OBLIGATION IS, that if I the said Robert Toombs, upon payment of the Promissory Notes hereinafter described and the interest thereon, as agreed and promised by said J. B. Winn agreeably to the terms of said Notes, dated August 3 1878, and made payable as follows, to-wit: Two notes each for ($133 35/100) one hundred and thirty three & 35/100 dollars one due 1st November 1879, the other due the 1st day of November 1880

~~He the said Winn having paid [illegible] 35/100 dollars down the receipt of which is hereby acknowledged,~~

shall convey to said J. B. Winn his

Heirs, Executors or Assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Johnson and State of Texas, to-wit: Eighty acres a part of the M Hunt Surv No Sum (7) in Johnson County Texas. Beginning at the North corner of said Surv thence S 45° W 950 varas to N. Corner of 11.0 acres sold to J. W. Hoskins [illegible] 80 acres sold to D. L. Murphy thence N. 45° E. 950 varas & N 45° W 475 varas to the Beginning

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For value rec'd I hereby sell and convey transfer this title Bond with all my claim & interest in the premises mentioned therein to S. J. Williams this January Eighth (8) 1887.

L. B. Winn

Attest J. P. Smith

J. D. Jarvis

BOND FOR TITLE.

For value received I hereby Sell and Transfer this title Bond with all my Claims interest in the premises mentioned therein to D. L. Stewart, this Oct 21. 1885.

L. B. Winn

Test. H. A. Primrose

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LEAKE & HENRY.
ATTORNEYS-AT-LAW.
DALLAS, TEXAS

B C Carter
vs
W H Filippen
administrator of
Robert Toomb

Now on this day come said parties and announce ready for trial. and it appearing to the court that on December 2d 1880 Robert Toomb by his attys in fact J.P. Smith & J J Jones made his title bond whereby he undertook on the payment of three promissory notes each for $430.00 to make title to B C Carter for the following tract of land lying in Johnson County Texas - to wit a part of Survey known as survey No 6. and patented by the State of Texas. to the heirs of H G Cattett deceased by Patent No 704 vol 2 - dated October 12th 1855. Beginning at the W corner of a 160 acre tract sold out of said survey to J. W. Hasken. thence N 45° E 950 vs. to Hasken's N corner thence N 45° W. 1160 vs. thence S 45° W 950 vs. thence S 45° E 1160 vs. to the place of beginning containing 155 acres. except the right of way granted to the G C & S Fe Railroad Company -
And whereas said Toomb died without making such title. and whereas said Carter is ready to pay off said notes. it is therefore ordered that when said notes are paid in full that the Dft W H Filippen as admr of R Toomb. make title to said Carter for said land & pay the costs of this proceeding

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LEAKE & HENRY,
ATTORNEYS-AT-LAW.
DALLAS, TEXAS.

J. T. Galloway
vs
W H Filippen Admr of Robt Toomb

Now come said parties by atty & it appearing to the court that on March 7th 1876. Robt Toomb with others by his atty in fact J P Smith & J J Jarvis executed his title bond. whereby he agreed on the payment of certain sum of money therein expressed to make title to J. T. Galloway for the following land in Johnson county Texas viz 160 acres a part of survey No. 6. granted to the heirs of H G Cattell deceased Patent No 706. vol 2. Scrip issued Octbr 12th 1855, beginning at the N. corner of 160 acres sold to J W Hosken & the E. corner of 160 acres sold to W. C. Clark - thence N. 45° E 95 vars - thence N 45° W 950 vars, thence S 45° W. 950 vars - thence S 45° E to the beginning.

And it appearing that since said bond was made said Toomb became by purchase the holder of all the interests of his co obligors in said bond & then died without making such title & that all of the purchase money has been paid. It is therefore ordered that Robt as administrator of Robt Toomb deceased make title to said Galloway for said bond and pay costs herein -

CIETY-1977

LEAKE & HENRY,
ATTORNEYS-AT-LAW,
DALLAS, TEXAS

B B Hayden
vs
W H Tomm admr
of R Tomm Deceased

Now come said parties & announce themselves ready for trial and it appearing to the court that on the 13th day of March 1884. Robert Tomm executed his title bond and thereby undertook on the payment of $675.00 to make to B B Hayden title to the following land in Johnson County Texas. To wit the N W½ of W G. Catlett survey No 27. Patent No 253 Vol 4 of 960 acres beginning at the N corner of said survey - thence S 45° E 650½ vrs to a stake being the N corner of a 150 acre tract sold to W L Leath - thence S 45° W 1300 vrs with said Leath's line to a stake in the S W line of the said Catlett survey. thence N 45° 650½ vrs to the original N W corner of said survey - thence N 45° E with the N W line of said survey 1300 vrs to the beginning containing 150 acres.
and it further appearing that all of said purchase money with interest has been paid. and that said Tomm died before making such title. it is therefore ordered that Jeff. W H Tomm as administrator of Robert Tomm deceased make title to said land to Jeff B B Hayden they are ordered accordingly.

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LEAKE & HENRY ATTORNEYS DALLAS, TEXAS

L. L. Stewart

No

W. H. Flippen Admr of
Robert Toomb Deceased

Dallas County Court
In Probate
August Term 1887

Now comes said Dft by atty and demurs to Pfs petition and says that the same is insufficient in law and shows no ground for the relief prayed for. and of this Dft prays the Judgment of the court &c

Leake & Henry atty of Dft

And if Dft said demurrer should be overruled. then Dft by atty comes & denies each and every allegation contained in Pfs petition, and demands strict proof thereof &c

Leake & Henry
Dfts atty

Bn B Hayden
Wm H Flippen
Admr of R Toomb
Order for Dec.

Petition granted
Mch 20/87
E L Pierce
Copy

Entered Book
K3 page 298

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Ch

D L Stewart

vs

W H Flippen

Admr of R Toombs

In Probate

Dfts original answer

Filed Oct 22nd 1887

W M Cliff Clk

By J M Bekman Dy

John A Totiafuro

vs

W H Flippen Admr

of Robert Toombs Decd

Oct 20 1888

On this day came also parties and agree that also case shall be now heard & determined. Dft waiving notice of five days citation &c and it appearing to the court that on Nov 1st 1882. Robert Toombs made his title bond & thereby agreed to make title to said John A Totiafuro on the payment of two notes of said date for $155.16 each due at one & two years for the land described as follows viz lying in Montague County Texas being part of the Jno Kelly survey of 640 Patent No 437. vol 19. beginning at the W corner of said Kelly survey - thence N 47 E with the N line of said survey 1650 vases to corner a slate a P.O. bears S 7° E 2 vases - thence S 24½° E 991 vases to a corner on high prairie a pile of stone Thence S 20° E 163 vases to a corner on P.O. Thence S 54° W. 290 vases to a corner in bed of creek. Thence up creek with its meanderings to corner. Thence N 43° W 100 vases to a corner a slate Thence S 47° W 130 vases to corner in bed of said creek. Thence up the same in a westerly direction with its meanderings to corner on S.W. line of said survey - Thence N 47° E with said line 600 vases to the beginning, containing 232¾ acres - more or less And it appearing to the court that said Robert Toombs has died without making a deed for said land & that W H Flippen has been appointed his administrator by this court. It is therefore ordered that he make Pfff a deed for said land on the payment of said two notes. & also costs of this proceeding

E. G. Bremer

Copyist

LEAKE & HENRY.
ATTORNEYS-AT-LAW.
DALLAS, TEXAS.

Jonathan Collier
vs
W H Felippen admr
of Robt Toomb

Now on this day comes said parties, and commence ready for trial, and it appearing to the court that on November 1st 1882, Robert Toomb executed his title bond whereby he agreed on the payment of two notes each for the sum of $221.66 to make title to Jonathan Collier for the following land lying in Montague County Texas, being the M Hunt Survey of 320 acres No 14, beginning N 43° W 280 vases from a mound of rock from which a Spanish Oak bears N 87° E 27 vases - another bears S 66° E 25 vases - thence S 47° W 1344 vases, a stake from which a Spanish Oak bears N 11° E 30 vases, another bears S 11° W 36 vases - thence S 43° E 1344 vases, a stake from which a Spanish Oak bears N 45° W 13 vases, and a P. Oak bears N 17° W 7 vases - thence N 47° E 1344 vases a stake from which an Elm bears North 16 vases - thence N 43° W 1344 vases to the beginning

And it appearing to the court that said Collier paid said notes to said Toomb in his lifetime and that said Toomb died without making title for said land it is therefore ordered that W H Felippen as administrator of Robert Toomb make title for said land to said Collier & pay costs hereof

Jno A Lafayette
vs
W H Felippen
Admr of R Toomb
Order of court
to make title

Cert Ret
Page 34 & 91

GENEALOGICAL SOCIETY-1977

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Dallas County } Dallas County Court
State of Texas }

To the Hon E. G. Boner Dallas County Judge.

Your petitioner W. H. Flippen administrator of the estate of Robert Toomb deceased, respectfully states that he holds two notes on S. G. Raley for $175.00 each - dated November 16th 1877. and due at one & two years from date - That said notes were given for land in wise county Texas, and both are long since barred by limitation, and were so barred for one two years prior to said Toomb death - besides said Raley is insolvent. That Petitioner is advised that the land for which said notes were given, is not worth more than the principal of said notes. That said land is [illegible] adversely by one to whom said Raley sold his interest - That to sue for said land would be attended with considerable costs & fees. That the occupant of said land is also insolvent & no damages could be secured from her. Wherefore Petitioner prays for leave to compromise said notes by selling them for the principal, or by accepting the principal from the occupant of said land & writing her a deed therefor, and believes that the interest of said estate of Robert Toomb will be thereby promoted.

W H Flippen Admr of
Robert Toomb Deceased
By Leake & Henry his attys

W. U. Leake being duly sworn says that he is one of the attys of above Petitioner W H Flippen Admr and that the matters stated in above

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petition are true in substance as he verily believes
W. [illegible]

Sworn to & subscribed before me this March 21st 1887
[illegible] Clk
By [illegible] Dy

Estate of Robert Trumb
Petition of W. H. Lipton
Admr of R. Trumb to
Compromise claim on
S. G. Bailey

Petition granted and compromise authorized to be made in accordance therewith - this March 21st
E. L. Bower
Copy of Dallas Co
Texas

Entered Book K3
page 300 + 301

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LEAKE & HENRY,
ATTORNEYS-AT-LAW,
415 ELM STREET.

Dallas, Texas, 188

John H Latham
vs
W H Flippen Admr of Robt Toomb -

Now come said parties by atty and it appearing to the court that on the 8th day of February 1883. Robert Toomb contracted to sell to Peff Jno H Latham a tract of land and described as follows viz lying in Wise County Texas. and being a part of the S W Lincoln survey of 640 acres. Patent No 208 Vol 7. and being the North West quarter of said survey - and beginning at the North West corner of said survey - thence North 45° East 40 chains to a stake on the North line of said survey - Thence South 45° East 40 chains to a stake - Thence South 45° West 40 chains to the West line of said survey. Thence North 45° West 40 chains to the beginning containing 160 acres - and on said date executed his title bond to make title thereto on the payment of $640.00 purchase money. And it appearing to the court that most of said purchase money was paid to said Toomb in his lifetime, and the balance thereof is ready to be paid; and that the said Toomb has departed this life without making such title and that the Deft W H Flippen has been by this court appointed his administrator. It is therefore ordered that W H Flippen as administrator of Robert Toomb, on the payment of the balance of said purchase money make title to the above described tract of land to said John H Latham according to the terms of said bond. and pay the costs of this proceeding

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LEAKE & HENRY,
ATTORNEYS-AT-LAW,
DALLAS, TEXAS

W J Hill
vs
W H Flippen admr
of Robt Townes Deceased

Now come said parties by atty & it appearing to the court that on December 30th 1882. Robert Townes executed to Peff. his bond by which he undertook on the payment of $640.00 to make title to Peff to the following land in Rise County Texas, viz 128 acres out of the Wm Sherrod survey beginning at a stake on the East line of said survey being the South East corner of 160 acres heretofore sold to Tate & Huffman 50 chains South 45° East from the North corner of said survey - Thence South 45° East 40 chains to a stake Thence South 45° West 32 chains to a stake - Thence North 45° West 40. chains to the South West corner of the said 160 acre tract sold to Tate & Huffman - Thence North 45° East 32 - chains to the beginning.

And whereas said Townes departed this life - without making such title, and whereas said Flippen was duly appointed administrator of said Townes by this court. and whereas Peff is ready to pay the balance of said purchase money. It is therefore ordered that on the payment of the balance of said purchase money. Dft as such administrator make title to Peff for said tract of Land & pay the costs of this proceeding

IETY-1977

Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

L. Steel

of the County of Tarrant and State of Texas in the

[redacted]

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 15th day of September A. D. 1882.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said L. Steel

agreeably to the terms of said notes, dated 15th Sept, 1882, and made payable as follows, to-wit:

one of said notes payable in one year from date, and another in two years from date, and another in three years from date, all of said notes for

[redacted] Three hundred and ninety four 62/100

until paid at the rate of ten per cent per annum. The whole consideration being $1578,00 - 1/4 of which is paid in hand the receipt whereof is herby acknowledged

shall convey to said

L. Steel his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Tarrant and State of Texas, to-wit:

Being part of the J. Wilcox Survey of 531 Acres No. 35 beginning at a Stake on the South line of said Wilcox Survey No. 35 being the S.E. corner of a tract of 80 Acres heretofore sold to J. M. Rice.

[redacted]

corner of the said J. M. Rice tract [illegible] the W. line of the Survey 112. Chains to the bank of the W. fork of Trinity River. Thence down the meanderings of Trinity River to the S.E. Corner of the Survey J. Wilcox No. 35. Thence W. with the S. line of this Survey 112. Chains to the beginning. Containing 461 Acres more or less and being all of said J. Wilcox Survey No. 35 except 80 Acres Sold to J. M. Rice

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CERTIFICATE OF RECORD.

THE STATE OF TEXAS.
COUNTY OF TARRANT

I, JOHN F. SWAYNE, Clerk of the County Court of said County, do hereby certify that the above instrument of writing, dated on the 15 day of September 1882, with its Certificate of Authentication, was filed for record in my office, this 25 day of November, A. D. 1885 at 3 o'clock P M. and duly recorded the 28 day of November A. D. 1885 at 11 25 o'clock A M. in the Records of said County, in Vol. 40 on pages No. 200 & 201

WITNESS my hand and seal of the County Court of said County, at my office in Fort Worth, Texas, the day and year last above written.

Jno F. Swayne
Clerk, County Court, Tarrant County.

By L F O'Quigg Deputy.

by a Warrenty Deed, in common form, duly executed and acknowledged,

and in the mean time shall permit said L. Steel

to occupy and improve said premises

for his own use, then this obligation to be void; otherwise it shall remain in full force.

SEAL.

SEAL.

The State of Georgia
County of Hubbersham

BEFORE ME J. H. Addison

Clerk of the Superior Court, in and for Hubbersham County, Georgia, on this day personally appeared before me Robert Toombs

Well Known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 19th day of September

A. D. 1882 J. H. Addison

Clerk Superior Court Said Co., Ga.

Ex Libit

24909

BOND FOR TITLE.

Robert Toombs

TO

L. Steel

Filed for record this November 26th 1885 at 3 o'clock P.M.

Jno. F. Fuzzyne.
Clerk

By J. H. Prosser. DC

Recorded Nov 28 1885 in Me 40 Page 200.

[illegible] Ed. by O.S.K.

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LEAKE & HENRY,
ATTORNEYS-AT-LAW,
DALLAS, TEXAS

J M Gage
vs
W H Flippen
Admr of R Toomb Deceased

Now come said parties & announce ready for trial, and it appearing to the court that on April 20th 1882, Robert Toomb made his bond for title and thereby agreed on the payment of two notes each for the sum of $266.66 to make title to J M Gage for the following described land in Nise county Texas to wit, a part of the R D Smith survey on Denton Creek, beginning at the N.E. corner of said survey, a stake thence S 45° E 40 chains with the E line of said survey to a stake — thence S 45° W 40 chains to a stake — thence N 45° W 40 chains to the N line of said survey, a stake — thence N 45° E 40 chains to the beginning containing 110 acres.

And it appearing that said Toomb died, without making such title, and that said Gage paid part of said money to said Toomb in his lifetime & is now ready to pay the balance to his administrator. It is therefore ordered that said W H Flippen, as admr of R Toomb deceased, on the payment of the balance due on said notes make title to said land to said Gage & pay costs hereof

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State of Texas

County of Dallas.

To the honorable Dallas County Court; Susan Prigmore complaining of W.H.Flippen, administrator of Rob't Toombs says that on November I6th I877 Rob't Toombs, G.W.Mays, J.T. Bothwell and S.E.Bothwell by their attorneys in fact, J.P. Smith and J.J.Jarvis made a bond for title in writing to S.G. Raley by which they bound themselves to make him title to the following tract of land in Wise County, Texas. Being I00 acres of the M.[illegible] Still survey, beginning at the East corner of said survey, thence North 45 degrees West, 500 varas, thence South 45 degrees West II29 varas, thence South 45 East 500 varas thence North 45 degrees East, II29 varas. To the place of beginning.

That thereafter said Toombs purchased all of the interests in said lands of his said co-obligors.

That thereafter by assignment this plaintiff became the holder of said title bond.

That thereafter this court ordered the defendant Flippen to compromise two notes for $I75.00 each. Given by said Raley for said land.

Plaintiff says that she is ready to pay the principal of said notes, and therefore asks that the said Flippen as administrator be cited to answer this petition and that he be ordered to make plaintiff a title to said land on the payment of said notes.

Susan Prigmore.

Service of abm accepted citation and notice waived, and abm petition may be heard at any time
Jany 12th 1888
W H Flippen
Admr of R Toombs
By Leake & Henry
his attys

J M Mays
W H Flippen
Admr of R Toombs
Order for Deed

Ent Bo. 0 K K 3
P 2.97.

H-20-82

1977

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Susan Prigmore

vs

W.H.Flippen, administrator for Rob't Toombs.

Now comes said plaintiff by attorney and announces ready for trial.

And it appearing to the court that on the 16th day of November 1877 Rob't Toombs, S.W.Mays, J.T.Bothwell and S.E. Bothwell by their attorneys in fact J.P.Smith and J.J.Jarvis executed their title bond to Samuel Railey whereby they obligated themselves to make to said Railey title to the following tract of land; Being 100 acres of the M.E.Still survey, beginning at the East corner of said survey, thence North 45 degrees West, 500 varas, thence South 45 degrees West 1129 varas, thence South 45 degrees East 500 varas, thence North 45 degrees East 1129 varas, to the place of beginning.

It further appearing to the court that thereafter the said Toombs bought out the interests of his co-obligatorsin said land, and it further appearing to the court that the plaintiff by assignment duly became the owner of said title bond, it is therefore ordered that on her paying to W.W.Flippen, administrator, the sum of $350.00, balance due as by compromise authorized by this court that he make to her a deed for said land and pay the costs hereof. It appearing to the court that said Toombs is now dead and that said Flippen has been appointed his administrator

LEAKE & HENRY,
ATTORNEYS-AT-LAW,
DALLAS, TEXAS

State of Texas
Tarrant County

Know all men that I Samuel Johnson (colored) for and in consideration of Eight Hundred dollars to me paid by Mr A Huffman have bargained granted sold and assigned all my interest in a certain bond for title to 160 acres of land in the J Wilcox survey survey No 47 in said County State, executed to me by Robert Toomb on March 1st 1882 which bond is recorded in Records of Deeds of Tarrant County Texas, in Book X p 597 and direct that the deed to said land be made unto said Huffman on his paying the balance of the purchase money now due on said purchase by me.

In witness whereof I hereto set my hand this the 9th day of October 1886

his
Sam Johnson
mark

The State of Texas
County of Tarrant

Before me James H Smith a Justice of the Peace and Ex Officio Notary Public in and for Tarrant County Texas on this day personally appeared Sam Johnson to me well known who signed the foregoing transfer in my presence and acknowledged that he signed the same for the consideration and purposes therein set forth and expressed

Given under my hand this 9th day October A D 1886 Ed Official Seal

James H Smith Jr
Ex Officio Notary Public
Tarrant Co Texas

Susan Pingrune
by
W H Felippen
Adm of R Toomb
order of court
for title

Exist in
Book K3
page 490

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LEAKE & HENRY,
ATTORNEYS-AT-LAW.
415 ELM STREET.

Dallas, Texas, 188

C C King
vs
W. H. Flippen admr
of Robert Toomb Decd

Now come said parties by atty & it appearing to the court that on the 7th day of February, 1883. Robert Toomb contracted to sell to J. T. Richeson a certain tract of land in Tarrant county Texas. & described as follows viz said land being a part of the J Renown survey Patent No 266 Vol 12. lot No 13 of the subdivisions of said survey, beginning at the N.E. corner of Lot No 13 - being the S.E. corner of a 200 acre tract, heretofore sold to Shipp & Kinney, - thence S 36 17 chains to the S.E. corner of said Lot No 13. a stake - thence W - with the south line of Lot No 13 - ~~#~~ 36 15 chains - Thence North 36 17 chains to a stake on North line of said Lot No 13 - - thence East 36 15 chains to the beginning. containing 130 acres, and on said day executed his title bond, whereby he undertook to make title to said land unto said Richeson, on the payment of $520.00 purchase money -
and it appearing to the court that thereafter the said Richeson, duly assigned said bond to Peff - and that said Toomb has departed this life. and that W H Flippen has been by this court duly appointed his administrator. & that Peff - has paid to said administrator the balance of the purchase money due on said land. it is therefore ordered that W H Flippen admr of Robt Toomb make title to said land to Peff - according to the terms of said bond & assignment thereof & pay the costs of this proceedings

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LEAKE & HENRY.
ATTORNEYS-AT-LAW.
DALLAS, TEXAS

John Shankle
vs
W H Filippen admr
of Robt Towns Deceased

Now come said parties & it appearing to the court that on April 15th 1881. Robert Towns in consideration of $800.00 to be paid executed his title bond, whereby he agreed to make title to John Shankle for the following tract of land situated in Tarrant County Texas and described as follows viz "a part of the J Wilcox Survey No 65 beginning at the N.W. corner of said survey - thence E. 1553 Varas - thence S. 475 Varas - thence W - 1669 Varas to the West Fork of Trinity River - thence N with the meanders of said West Fork to the place of beginning, containing one hundred sixty acres more or less"

And it appearing to the court that said Towns died without making such title, and that George Halley & Alexander Gilroy are willing to advance to said Shankle the balance due on said land and purchase the vendors lien notes by him given to Towns - It is therefore ordered on the payment to Dft W H Filippen the amount now due on said land notes that he make a deed to said Shankle for said land and if so desired - recite therein that the said purchase was paid by said Halley & Gilroy and Dft will pay costs of this proceeding

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LEAKE & HENRY,
ATTORNEYS-AT-LAW,
DALLAS, TEXAS

J J Jarvis
vs
W H Flippen admr
of Robert Toomb Deceased

Now come said parties & announce ready for trial, and it appearing to the court that on the 19th day of November 1881 Robert Toomb executed his bond, whereby he obligated himself on the payment of $4800.00 to make title to Deff. J J Jarvis for the following tract of Land, lying in Tarrant County Texas to wit, Twelve hundred & eighty acres of land, except 43 acres heretofore sold off to E McDaniel by R Toomb S W Mays & others, said 1280 acre Survey situated about 12½ miles N 41° West from Ft Worth known as Survey No 72 by virtue of unconditional certificate No 20 issued by the board of Land Commissioners of Nueces County on the 11th day of January 1848 to F Beldin on the 12th day of January AD 1848, and by said Beldin transferred to David Snively on the 17th day of December 1850, and by said Snively transferred to Robert Toomb H G Bartlett & G W Crawford on the 22d day of July 1851, said 1280 acre Survey known as the Martin Garcia Survey, & same patented to Robt Toomb, the heirs of H G Bartlett & G W Crawford assignees of Martin Garcia No 13409. Said Patent dated January 28th 1859 signed by H R Runnels Governor & Countersigned by Francis M White Commissioner of the General Land Office, said Patent on record in the County Clerks Office of Tarrant County Texas on pages 160, 161 & 162 of Records of Deeds Book "U" to which reference is here made and whereas said Toomb died without making such title, and all of said

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purchase money has been paid. It is therefore ordered that W H Flippen administrator of Robert Toomb make title for said land to said J J Jarvis in pursuance of said title bond and pay all costs of this suit

J J Jarvis 911
W H Flippen
Admr H B Toomb

order for deed
[illegible]
Filed Dec 6 1886
[illegible]
By [illegible]

order of sale

Y-1977

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State of Texas
Tarrant County

Know all men by these presents that we Robert Toombs of Wilkes County Geo. and S. W. Mays, and Jas. T. and Samuel E. Bothwell of Richmond County Georgia are held and firmly bound unto J. T. Galloway of Ellis County Texas in the sum of Sixteen hundred dollars, the payment of which well and truly to be made we bind ourselves our heirs, administrators and Executors jointly and severally firmly by these presents.

Witness our hands this the Seventh day of March 1876.

The conditions of the foregoing obligation are such that whereas said obligors have bargained and sold to said J. T. Galaway one hundred and sixty acres of land in Johnson County Texas, a part of Survey No. Six (6) granted to the Heirs of H. G. Cattle, deceased as per Letters Patent No. 704. Vol two (2) Scrip issued October 12 1855, said 160 acres bounded

title or conveyance to your petitioner than above set out.

Petitioner prays for citation and all necessary process; that the said administrator be cited to appear and show

TY-1977

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as follows, Beginning at the North corner of 160 acres sold to J.W. Hosken and the East corner of 160 sold to W. C. Clark, Thence N 45° E 950 Varas, Thence N 45° W. 950 Varas, Thence S 45° W. 950 Varas thence S 45° E 950 varas to the place of Beginning for which the said J.T. Galaway has paid to said Obligors two hundred and sixty six dollars and has executed his two certain promissory notes payable one of the 1st day of Jany 1878, the other on the 1st day of Jany 1879, each for the sum of two hundred & sixty seven dollars drawing ten per cent interest from the 1st day of April 1876, the receipt of said mony & notes hereby acknowledged, now if said Obligors R. Toombs S.W. Mays, Jas. T. & Saml E. Bothwell shall make or cause to be made to said J. T. Galaway his heirs or assignes a good and sufficient deed to and for said 160 acres of land on the payment of said two promissory notes with interest accrued

OCIETY-1977

thereon then this bond to
be null and void otherwise
to be and remain in full
force and effect.

R. Toombs
S. H. Mayo
James T. Bothwell
Samuel E. Bothwell
By J. J. Jarvis & J. B. Smith
their Att'ys. in fact

State of Georgia
Wilkes County } Before me A. W. Hill notary Public
of said County State came Robt Toombs who is
to me personally known & acknowledged that he signed
executed & delivered the foregoing bond for title for the
purposes & consideration therein specified
Witness my hand & seal at office at Washington Georgia
this 7th March 1876. A. W. Hill N.P.

STATE OF TEXAS.
COUNTY OF TARRANT.

Before me, Jesse Jarvis a Notary Public of Tarrant County, personally appeared J. J. Jarvis and J. B. Smith who is are to me personally known, and acknowledged that they signed, executed and delivered the foregoing Deed, for the purposes and consideration therein specified. as attorneys in fact for S. H. Mayo James T. Bothwell and Samuel E. Bothwell

WITNESS my official seal and signature, at my office in the Town of Fort Worth, this 31st day of March A. D. 1876

Jesse Jarvis
Notary Public
T. C. T.

title or conveyance to your petitioner from aforesaid defendant.

Petitioner prays for citation and all necessary process; that the said administrator be cited to appear and [illegible]

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To the Hon. E. G. Bower, Judge of the County Court, sitting as a Court of Probate, in and for the County of Dallas, State of Texas, at the July Term, thereof, A. D. 1886.

In the matter of this [illegible]

For the consideration of three hundred dollars paid by J. H. Bills on my notes for the purchase money I have this day sold forty acres off the N. W. ~~¼~~ of sixty of the 160 and author of the obligors in this bond to make deed to said Bills for the same this Oct. 29th 1880.

J. T. Galloway

attest

J. P. Smith

J. J. Jarvis

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To the Hon. E. G. Bower, Judge of the County Court, sitting as a Court of Probate, in and for the County of Dallas, State of Texas, at the July Term, thereof, A. D. 1886.

In the matter of the estate of Robert Toombs, deceased.

The petition of J. T. Galloway respectfully shows that he resides in ~~Johnson~~ Ellis County, Texas, and that W. H. Flippen who resides in Dallas, County, was heretofore duly appointed and qualified as administrator of the estate of Robert Toombs, deceased, and that said administration is still pending in this Court.

That the said Robert Toombs, deceased, during his lifetime, to wit; on March 7. A. D. 1876, joined by S. W. Mays, and Jas T. and Samuel E. Bothwell, made, executed and delivered unto your petitioner his, the said Toombs' (together with that of the other parties named) bond for title to the following described real estate, situate, lying and being in the County of ~~Ellis~~ Johnson, State of Texas, to wit: one hundred and sixty acres of land, a part of survey No. 6. granted to the heirs of H. G. Cattete, deceased, as per letters patent No. 704. Vol. two scrip issued Oct. 12. 1855, said 160 acres bounded as follows: beginning at the north corner of 160 acres sold to J. W. Haskew and the east corner of 160 acres sold to W. C. Clark, — thence N. 45° E 95.0 varas, thence N. 45° W 95.0 varas, — thence S 45° E. 95.0 varas to the place of beginning.

That said bond for title is now in the possession of petitioner and will be produced and filed herewith before hearing hereof.

That said Toombs departed this life without being made other title or conveyance to your petitioner than yours set out.

Petitioner prays for citation and all necessary process; that the said administrator be cited to appear and show

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cause why a specific performance of said bond for title should not be decreed, and upon final hearing a decree be entered ordering the administrator to make title to said real estate according to the tenor of said bond with costs of Court, and general relief

Ons S. Eaton,
attys for Petitioner.

I hereby accept service of the within, waive copies of citation and petition, and agree that same may be taken up and disposed of by the Court at ~~the next regular~~ any term thereof.

W H Flippen

Dallas ~~July~~ 25 1886.

Administrator estate of
R. Toombs, deceased.

By Leche & Henry attys

No.

In the matter of the estate of R. Toombs, deceased.

J. T. Galloway
v.
W. H. Flippen

Original petition
for
Specific performance

Filed Jany 25 1887
W. McKee Clk
By L. Hughes D

For Sale by
WILLIAM MANN,
999 Market St.,
Philadelphia.

The State of Texas
County of Tarrant Know all men by these presents that we, R. Toombs, S. H. Mays, W. E. Jackson, Alfred Baker and H. H. Hickman, of the State of Georgia are held & firmly bound unto J. Wynne of the County of Johnson and State of Texas, in the sum of four Hundred Dollars for the payment of which well & truly to be made, we bind ourselves, our heirs, executors and administrators, jointly & severally firmly by these presents. The condition of the obligation is such that whereas, the said above bound obligors have this day bargained & sold unto the said J. Wynne, the following described tract of land situated in the County of Johnson & State of Texas, for the consideration of two hundred Dollars, to-wit: the South West one half of the following tract of one hundred acres of land, part of a 640 acre Survey in name of H. Alsbury Beginning at the South Corner of said Survey, thence N. 450 varas West with E. line of said Alsbury Survey 890 varas, to the South Corner of 140 acres sold to M. Baird, a stake, a posh oak

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S. in dia bears N. 36° W. 7 1/2 varas.
Thence N. 45° E. 715 varas to Baird's N. Corner, a Stake & Pile of Stone, a Post Oak bears N. 34 1/2 E. 4 varas.
Thence S. 45° W. 890 vrs. to Thompson's S. Corner, Thence S. 45° E. 715 varas, to the place of beginning, containing fifty acres more or less. The sum of Sixty-seven dollars of which consideration is paid in hand and the remainder of said consideration is seemed to be paid by two promissory notes of even date herewith for the sum of $66.66 2/3 each, due one & two years, on interest at ten per cent per annum from date until paid & payable to said obligors & signed by said L. Thynne.

Now if the said obligors shall make, or cause to be made to said L. Thynne a Warranty Deed for the above described tract of land, the said promissory notes being first promptly paid off according to their tenor & effect, then this obligation to be null & void otherwise to be & remain in full force.

Witness our hands this 25th day of January A. D. 1878.

R. Toombs.
S. H. Mays
By their Attorneys in fact
J. P. Smith
J. J. Jarvis.
W. E. Jackson
A. Baker
H. H. Hickman } Trustees
By their attorney in fact
Eugene ? Verdery

-1977

By their attorney in fact
Eugene F. Verdery

State of Georgia }
Richmond County }

Before me Samuel Levy a commissioner of Deeds for the State of Texas personally appeared Eugene F Verdery who is to me well known, and acknowledged that he as the attorney in fact of W E Jackson A Baker and H H Hickman Trustees signed executed and delivered the foregoing Bond for Title for the purposes and considerations therein specified

Witness my official seal and signature this 4th day of March 1878.

Sam'l Levy
Commissioner for Texas
in Georgia

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For value received I have this day and do hereby transfer this title bond and all interest I have in & to the premises to S. J. Williams this January Eighth (8) 1881. J. B. Winn

Attest
J. P. Smith
J. J. Jarvis

for value received have this day and do hereby transfer this title Bond and all interest I are in to S. L. Stewart this Nov. 21st 1885. J. B. Winn

Test H. A. Primrose

R. Tombschel
To Bond for title
J. Wynne

S. L. Stewart
$100.00

Burleson Co.
John Co.

8-8-81

1977

1700. Geo. D. Barnard & Co., Printers, Lithographers and Stationers, 423 N. Main Street, St. Louis. Class 2.

BOND FOR TITLE.

KNOW ALL MEN BY THESE PRESENTS, That I Robert Toombs

of the County of Wilkes and State of ~~Texas~~, Georgia held and firmly bound to B. C. Carter

of the County of Johnson and State of Texas, in the sum of Two thousand Six Hundred DOLLARS, to be paid to said B. C. Carter his executors, administrators and assigns, to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents. Sealed with my hand and dated the 2nd day of December A. D. 1880.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment of the Promissory Notes hereinafter described, and the interest thereon, as agreed and promised by said B. C. Carter agreeably to the terms of said Notes, dated December 1880 and made payable as follows, to-wit: ~~[illegible]~~ One year from date one due two years from date and one due three years from date, all said notes dated December 2nd A. D. 1880. all bearing interest at ten per cent per annum, signed by B. C. Carter and payable to Robert Toombs or order.

shall convey to said B. C. Carter his heirs, executors or assigns, *forever*, the following described Real Estate, situate, lying and being in the County of Johnson and State of Texas, to-wit: a part of Survey known as Survey No. 6. a Patented by the State of Texas to the Heirs of H. G. Catlett Dec'd by Patent No. 704 Vol. 2 dated Oct. 12th 1855. Beginning at the N. corner of 160 acre track sold out of said Survey to J. W. Haskew Thence N. 45° E. 950 vrs. to Haskews N. corner thence N. 45° W. 1160 varas. thence S. 45° W. 950 varas. Thence S. 45° E. 1160 varas to the place of beginning. Containing one hundred and Ninety-five acres.

The Right of Way to the Gulf Colorado and Santa Fee Rail Road is excepted from the warranty in this bond.

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by a Warranty Deed or Deeds, in common form, duly executed and acknowledged, and in the mean time shall permit said B. C. Carter to occupy and improve said premise for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in the presence of us: Robert Toombs Seal
By J. P. Smith
J. J. Jarvis
his attorneys in fact Seal

THE STATE OF TEXAS,
COUNTY OF Tarrant } BEFORE ME, Zane Cette
Notary Public in and for the County of Tarrant personally appeared
J. P. Smith & J. J. Jarvis to me well known,
parties to the above instrument of writing, bearing date the 2nd day of Decbr A. D. 1880
and acknowledged that they had signed, sealed aud delivered the same for the purposes and consideration therein stated.

IN TESTIMONY WHEREOF, I hereunto sign my name and official Seal, at my office in Fort Worth
this second day of December A. D. 1880

Zane Cette
Notary Public

BOND FOR TITLE.
Robert Toombs
—to—
B. C. Carter.

Tarrant
Shepherd & Miller

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by a Warranty Deed or Deeds, in common form, duly executed and acknowledged, and in the mean time shall permit said B. C. Carter

To the Hon. E. G. Bower, Judge of the County Court, sitting as a Court of Probate, in and for the County of Dallas, State of Texas, at the July Term thereof A.D. 1886.

In the matter of the estate of Robert Toombs, deceased.

The petition of B. C. Carter respectfully shows that he resides in Johnson County, Texas, and that W. H. Flippen who resides in Dallas County, Texas, was heretofore duly and legally appointed and qualified as administrator of the estate of Robert Toombs, deceased, and that said administration is still pending in this Court.

That the said Robert Toombs, deceased, during his lifetime, to wit, on December 2nd A.D. 1880, made, executed and delivered unto your petitioner his, the said Toombs' bond for title for the following described real estate, situate lying and being in the County of Johnson, State of Texas, to wit: A part of survey known as survey No. 6, patented by the State of Texas to the heirs of H. G. Cottett, deceased by patent No 704, Vol. 2. dated Oct. 12. 1855. – Beginning at the W. corner of 160 acre tract sold out of said survey to J. W. Haskew, – thence N. 45° E. 950 vrs. to Haskews N. corner, thence N. 45° 1160 vrs., – thence S 45° W. 950 varas, – thence S 45° E. 1160 varas to the place of beginning, containing one hundred and ninety five acres, the right of way to the Gulf Colorado and Santa Fé Railway Company being excepted in said bond. That said bond for title is now in possession of petitioner and will be produced and filed herewith as required by law, before hearing hereof.

That said Toombs' departed this life without having

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make other ~~title~~ title or conveyance to said real estate than is above set forth.

Petitioner prays for citation and all necessary process; that the said administrator be cited to appear and show cause why a specific performance of said bond for title should not be decreed, and upon final hearing a decree be entered ordering the administrator to make title to said real estate according to the tenor of said bond, with costs of Court, and general relief.

Dis S. Eaton,
attys for Petitioner

I hereby accept service of the within, waive copies of citation and petition, and agree that same may be taken up and disposed up by the Court, at the ex regular term thereof

W. H. Flippen
Administrator estate of
R. Toombs, deceased.
Per Leake & Henry

Dallas, July 14th 1886.

-1977

No.

In the matter of the
estate of
L. Toombs, deceased.

B. C. Carter
v.
W. H. Flippen, Ad.

Original Petition
for
Specific Performance

Filed March 1st 1887
W M C Hutcheson
By L H Hughes D

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The State of Texas }
County of Dallas }

In County Court in and for said County Pertaining to Probate and for other like purposes of the Term A.D. 1887

To the Hon Court

Your petitioner D. L. Stewart a resident citizen of the County of Johnson State of Texas would most respectfully represent and show unto your Honor that he complains of W. H. Flippin who resides in Dallas County and State of Texas and who is the duly appointed and legally qualified administrator of the estate of Robert Toombs deceased in the State of Texas For this that heretofore towit on the 8th day of November A.D. 1878 the said Robert Toombs then alive bargained and sold by and through his agents and attorneys in fact J. P. Smith and J. J. Jarvis of the county of Tarrant and State of Texas the following described tract of land situated lying and being in the county of Johnson and State of Texas towit Eighty acres a part of the M. Hunt survey No seven (No 7) in Johnson County Texas Beginning at the North corner

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of said survey Thence S. 45° W. 950 varas to North corner of 160 acres sold to J. W. Haskew Thence S. 45° E 475 varas to corner of 80 acres sold to D. J. Murphy. Thence N 45° E 950 varas to corner Thence N 45° W 475 varas to the beginning to J. B. Winn of the county of Johnson State of Texas ~~to J. B. Winn~~ and that herein on the said 8th day of November A.D. 1878 the said Robert Toombs by his attorneys in fact the said J. P. Smith and J. J. Jarvis made executed and delivered to the said J. B. Winn ~~their~~ certain obligation and bond in writing in and by which he bound himself to make execute and deliver to the said J. B. Winn a good and sufficient deed to said above described tract of land upon the full payment of the consideration for which said land was bargained and sold as aforesaid and that at the date of said bond the said J. B. Winn made executed and delivered to the said Robert Toombs his two certain promissory notes in writing each for the sum of $133 35/100 one due Nov 1st 1879 and the other Nov 1st 1880 and both bearing interest at the rate of ten per cent per annum from date and that said notes together with $133 35/100 paid in cash at the date of said bond to said Robert Toombs by said J. B. Winn

1977

constituted the full and entire consid-

constitutes the full and entire consideration for said above described tract of land.

Your petitioner would further represent that heretofore towit on the 25th day of January A.D. 1878 The said Robert Toombs, then alive and one S.W. Mays by their attorney in fact the said J. P. Smith and J. J. Jarvis and W. E. Jackson. A. Baker & H. H. Hickman by their atty in fact Eugene F. Verdery bargained and sold to the said J. B. Winn the following described tract of land situated in the county of Johnson State of Texas. Towit the South-West one half of the following tract of one hundred acres of land part of a 640 acre survey in name of H. Alsbury Beginning at the South corner of said survey Thence N 45° W with E line of said Alsbury survey 890 varas to the South corner of 140 acres sold to M. Baird a stake a Post Oak 3 in in dia bus N 36° W 7½ varas. Thence N 45° E. 715 varas to Bairds W corner a stake & pile of stone a Post Oak bus N 34½° E 4 varas. Thence S. 45° W 890 vrs to Thompsons S. corner Thence S. 45° E 715 vrs to beginning containing fifty acres of land more or less and that on said day and date the said parties by their said attys in fact made executed and delivered to the said J. B. Winn their certain obligation and bond in writing

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and in and by which they bound themselves to make execute and deliver to the said J. B. Wimm a good and sufficient deed to said above described tract of land upon the full payment of the consideration for which said land was bargained and sold as aforesaid and that at the date of said sale the said J. B. Wimm made execute and delivered his two certain promissory notes in writing to said parties each in the sum of $66.66⅔ due in one and two years from date respectively with interest at the rate of ten per cent per annum from date that said notes together with the sum of $66.66⅔ paid at said date to said parties by said J. B. Wimm constituted the full consideration for said land That the said I. W. Mays. W. E Jackson. A Baker and H H Hickman who at the date that said bond was executed were residents of the State of Georgia and at said time jointly interested in said tract of land that they have since transferred their interests in said tract of land together with interest in said notes to the said Robert Toombs, That said bonds for title were transferred by said J. B. Wimm to one D. J. Williams on the on the 8th day of January 1881 together with all of the interests owned by said J. B. Wimm in said land

1889

and that said D. J. Williams assumed the payment of said notes and that after said date and during the year 1884 your petitioner purchased said bonds for title from the said D. J. Williams together with all of the interest of the said D. J. Williams in said land for a valuable consideration and that your petitioner immediately went into possession of said land and assumed the payment of said notes. That your petitioner has paid all of said notes in full and has also paid the said D. J. Williams in full for his interest in said land and is the legal and bona fide owner of said land.

Premises considered petitioner prays that the said W. H. Flippin administrator as aforesaid be cited to answer this petition and that upon final hearing your Honor will adjudge order and decree that the said administrator make execute and deliver to your petitioner a good and sufficient deed to the land herein described in accordance with the bonds and facts herein set forth and for costs and for general relief

Robt. H. Weir
atty for D. L. Stewart

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W. L. Stewart

vs

W. H. Flippen admr
of estate of R. Toombs decd

Application for
deed & Comm

Original Petition

Filed Oct 11-1887
W. M. C. Hill Clerk
By L. H. Hughes D.

Lot above in the
case be made mine
for time - Nov 16/87
E. S. Barr
Clerk

Robt H. Went atty

Dallas Oct 11th 1887

We accept service hereof
and waive four days notice
and agree that this case may
be disposed of at the present
term of court

M. H. Flippen
admr of Robt Toombs
Per Leory & Henry
Ms attys.

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Exhibit "A"

Texas Live Stock Journal, Book and Job Printers, Ft. Worth, Texas.

BOND FOR TITLE.

Know all Men by these Presents, That I Robert Toombs

of the County of Wilkes and State of Georgia am held and firmly bound to

B. B. Hayden

of the County of Tarrant and State of Texas in the

sum of Thirteen hundred and fifty ($1350.00) DOLLARS,

to be paid to said B B Hayden his

executors, administrators and assigns,

to the payment whereof I bind myself my heirs, executors and administrators, firmly by these presents.

Sealed with my seal, and dated the 13th day of March A. D. 1884.

THE CONDITION OF THIS OBLIGATION IS, That if I the said Robert Toombs upon payment

of the Promissory Note s hereinafter described, and the interest thereon, as agreed and promised by said B. B. Hayden

agreeably to the terms of said note s, dated 13th March 1884, and made payable as follows, to-wit:

one of said notes payable in one year from date for the Sum of one hundred and seventy dollars ($170.00) and another in two years from date for the Sum of one hundred and seventy ($170.00) dollars and another in three years from date for the Sum of one hundred and sixty five dollars ($165.00) and bearing interest from date until paid at the rate of ten per cent per annum.

The whole consideration being $675.00, one hundred and seventy of which is paid in hand the receipt of which is hereby acknowledged

shall convey to said

B. B. Hayden his

heirs, executors or assigns, *forever*, the following

described Real Estate, situate, lying and being in the County of Johnson and State of Texas, to-wit:

being the N.W. ¼ of H.G. Catlett Survey No. 27 Patent No. 253. vol. 4, of 300 acres.

Beginning at the N. corner of the said H. G. Catlett Survey Patent No. 253 vol 4 Thence S. 45° E. 660½ vrs. to a Stake being the N. Corner of a 150 acre tract Sold to W. C. Clark. Thence S. 45° W. 1300 vrs. to said Clarks line to a Stake on the S. W. line of the said H. G. Catlett Survey. Thence N. 45° W 660½ vrs. to the original N. W. corner of the said H. G. Catlett Survey. Thence N. 45° E. with the N. W. line of said Catlett Survey 1300 vrs. to the beginning containing 150 acres.

by a Warranty Deed, in common form, duly executed and acknowledged, and in the mean time shall permit said B. B. Hayden to occupy and improve said premises for his own use, then this obligation to be void; otherwise it shall remain in full force.

Signed, sealed and delivered in presence of us: Robt Downs SEAL. SEAL.

The State of Georgia
County of Wilkes
Clerk of the Superior Court, in and for Wilkes County, Georgia on this day personally appeared Robert Downs who is well known to me

to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, this 13th day of March A. D. 1884.

Geo. Dyson
Clerk Superior Court Wilkes Co., Ga.

BOND FOR TITLE.

Robert Downs

TO

B. B. Hayden

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State of Tex } Dallas County Court
Dallas County } In Probate - as to Estate
of Robert Trunk.

To Hon Dallas County Court

Your petitioner B B Hayden State:
that on 13th day of March 1884, he
bought of Robert Trunk 150 acres
of land lying in [redacted] & Johnson Co Counties Texas,
and said Trunk gave him a bond for
title, whereby he agreed to make him
a title for said land, (which is fully
described in said bond, which is
hereto attached marked Exhibit "A")
on the payment of 3 notes for $170.00
each - That thereafter said Trunk
died before making said title, and
this court appointed W H Flippen
of Dallas County Texas his administrator. That petitioner has paid all
of said notes & is now entitled to a
deed. Wherefore he prays that said
Flippen be cited to answer this
petition & that he be ordered to make
petitioner title to said land
and for all other proper relief

B. B. Hayden

Petitioner

Service of above accepted. Citation & notice waived
and cause may be heard any time

W H Flippen
admr of R Trunk Dec'd
By Leake & Henry his attys

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SOCIETY-1977

#1374 Continued on
Next Roll.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

END

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