

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

Case Number 1407

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1407

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THE STATE OF TEXAS.

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

YOU ARE HEREBY COMMANDED to summon
Cornett Wheat

to appear before the Honorable County Court of Dallas County, at the next regular term thereof to be held at the Court House thereof, in the City of Dallas, on the 13th day in February 1897, then and there to answer

the ^{motion} ~~petition~~ of
Mrs. Mary H. Canney Administratrix of the Community Estate of E. J. Canney Deceased & herself

filed in said Court on the 9 day February 1897, against the said
Cornett Wheat

~~for writs said writ being numbered 1617~~ the nature of which demand is as follows, to-wit: *To require said Wheat to file a written statement under oath of the nature and value of claims, notes and accounts of said estate unpaidfully signed by him and to show cause why he should not deliver the same to the Administratrix thereof*

and you will deliver to the said
Cornett Wheat

a true copy of this Citation.

HEREIN FAIL NOT, but due service and return hereof make, showing how you have executed the same. Issued by order of the Court

Attest: S. B. SCOTT, Clerk of the County Court of Dallas County.

GIVEN UNDER MY HAND and seal of office, at Dallas

this 9 day of February 1897

S. B. SCOTT,
Clerk County Court, Dallas County, Texas.

By *J. Lewis* Deputy.

RECEIVED BY
SHERIFF DAVID WHEAT
DALLAS, TEXAS

53

CITATION.

No. 1617
COUNTY COURT,
Dallas County, Texas.

Community Estate of
vs.
E. F. Camuse Dead

Issued this 9 day of Feb 1894
S. B. SCOTT, Clerk.
By J. Lewis Deputy.

SHERIFF'S RETURN.

Case to hand 9 day of Feb 1894
and executed the
12 day of Feb 1894
by delivering same to Cornett Wheat

the within named defendant in person a
true copy of this writ

W. Lewis
Sheriff Dallas County, Texas.
By L. H. Lewis Deputy.

FEES \$ 1.50
Serving Copy, \$ 40
Mileage, \$ 40
Total, \$ 1.90

A. D. Aldridge & Co., Stationers and Printers, Dallas. A856

Community Estate of

E. F. Camuse dec'd.
vs. Mary W. Camuse
To the Hon. E. G. Bower, County Judge, sitting in matters of probate.

In Probate Court

Dallas County Texas.

Mrs. Mary W. Camuse administratrix of the community estate of E. F. Camuse, deceased, and herself brings this proceeding asking that one Cornett Wheat be cited to appear before this court and show cause why he should not deliver to your petitioner the community property of said estate in his possession, and as grounds therefor shows: -

1. That your petitioner is the duly qualified administratrix of said estate, and that petitioner and said Wheat reside in said Dallas County Texas.
2. That said E. F. Camuse died on the _____ day of Nov. 1891, that after the death of said Camuse on and prior to the appointment and qualification of your petitioner as community administratrix of said estate said Cornett Wheat unlawfully took possession of the papers, books, book accounts and notes belonging and owing to said estate, and both prior and subsequent to the appointment of petitioner as said administratrix, has refused and still refuses though often requested so to do, to deliver or to render a statement of the nature and value thereof ^{or} surrender the same to this petitioner. Whereby the said assets of said estate are likely to be wasted and lost to the injury of the creditors thereof and said administratrix is thereby precluded from the collection of the same, and from closing the affairs of said estate.
3. Wherefore petitioner prays that said Cornett Wheat be cited to appear before your Honor and required to file a written statement under oath of the nature and value of said claims, notes and accounts of said estate so unlawfully seized and held by him, and that he be required to show cause why he should not deliver the same to the administratrix thereof; and for such other and further order or orders as to the court may seem necessary and proper in the premises and as in duty bound will ever pray.

Mrs. Mary W. Camuse
administratrix, by her attys.
Bassett Seay & Muse

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1617

Community Estate

E. F. Hamner, dec'd.

Motion against
Cornell Wheat

Filed Feb'y 9, 1890
J. B. Scott Co. Clerk
By J. Lewis, Jr.

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THE STATE OF TEXAS,
COUNTY OF DALLAS.

In the County Court.

To the Hon. the County Judge of Dallas County.

Your petitioner Mrs. Mary W. Camuse institutes this proceeding for the purpose of opening administration upon the community estate of her husband E. F. Camuse and herself, and as grounds of her said application alleges:-

1. That you petition^{er} is a resident of said county of Dallas and that said E. F. Camuse, who was a resident of said county, died therein on the 18th day of November 1891.

2. That at his death said decedent left as his sole surviving heirs your petitioner, who is his widow, and five children, all of whom are residents of said county of Dallas, to wit:- Mrs. Mary Thompson a daughter of the age of years, wife of Thompson, Albert Eugene a son of twenty two years of age, Charles a son of seventeen years of age, Alberta a daughter of fourteen years, and Edna a daughter of twelve years.

3. That said decedent died intestate, so far as is known or believed by your petitioner, and left some property which belonged to the community estate of himself and your petitioner.

4. That by reason of the premises your petitioner has become and is entitled to have administration of said community estate opened and to be appointed administratrix thereof, and she now here prays the court to open such administration and to appoint appraisers of said estate, and for such other orders in that behalf as may be necessary and proper to authorize her to take charge of said community estate and to control, manage and dispose of the same in accordance with law; and as in duty bound she will ever pray, &c., &c.

MRS MARY W. CAMUSE,

By Bassett, Seay & Muse,

her Attys.

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No 1617 Co. D. Dallas Co.

Community Estate of

E. J. Cause dead, and
Mary W. Cause Surviving Wife

Application for Opening of
Community Administration

Filed Nov. 27th 1891
Attest to Clerk
By U. S. Jackson Deputy

Bassett, Dean & Muse, Attys

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THE STATE OF TEXAS,
COUNTY OF DALLAS.

We the undersigned Mary W. Camuse as principal and
Mr. R. Garrison and *John J. Connor* as sureties, are
held and justly bound unto E. G. Bower, County Judge of Dallas County, and
his successors in office in the penal sum of *Fourteen hundred*
and three $\frac{90}{100}$ Dollars, (\$ *1403.90*),
for the payment of which we jointly and severally bind ourselves, our heirs,
executors and administrators.

The condition of the foregoing obligation is such that whereas the above
named Mary W. Camuse has been appointed administratrix of the community es-
tate of herself and her deceased husband E. F. Camuse, with authority to con-
trol, manage and dispose of the same, and has been required to enter into
bond as such.

Now therefore if the said Mary W. Camuse shall faithfully administer
said community estate and pay over one-half the surplus thereof after the
payment of the debts with which the whole of said property is properly charg-
able, to such person or persons as shall be entitled to receive the same, -
then this obligation shall be void and of no effect; otherwise it shall re-
main in full force and effect.

Witness our hands this *3rd* day of *December* 1891.

Mrs Mary W. Camuse
John R. Garrison,
Sureties *John J. Connor.*

Approved. *Dec.* 1891.

County Judge, Dallas County.

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no 1617
Co. & Dallas Co.

Community Estate of
E. J. Cavense dec'd, and
Mary W. Cavense, Surviving Heirs

Bond of Community Adm't.

Examined & approved
this 5th day of Jan 1892
E. J. Brown
Cofudge

July 19th 1894
Ordered filed as
of Jan. 5th 1892
J. H. Nash
Cofudge

Record

Community College of ~~3~~ Dallas County Texas
C. F. Leasure Decided
Now comes Leasure Wheat
in the above cause and for answers
shows to the Court:

That in compliance
with the citation served on him in
this case he hereto files a list of the
accounts transferred to him the
said Leasure Wheat by C. F.
Leasure - deposed on Nov. 2nd 1891.
to secure the said Leasure Wheat
in a debit then due the said Wheat
of \$193²⁰ for money loaned and
services rendered by the said Leasure
Wheat to the said C. F. Leasure prior
to Nov. 2, 1891 at different times, the
exact date of which he cannot now
name - That the amount of the
accounts held by the said Leasure
Wheat is \$454⁰⁰ and were turned
transferred & conveyed to the said Leasure
Wheat on Nov. 2nd 1891, by the said
C. F. Leasure - to secure the said
Leasure Wheat in the above stated
amount of \$193²⁰ - The said Leasure
Wheat ~~shows~~ says that all of said
accounts are his until the \$193²⁰
is fully paid and satisfied by virtue
of the sale of said accounts to him
on the 2nd day of Nov. 1891, by the
said C. F. Leasure and when his
debt is paid and fully satisfied
he will turn over the remaining
accounts, if ~~there~~ ^{are} any left, to the

~~said~~ Mrs. May M. Canuse the
 administratrix of the estate of E.
 F. Canuse, deceased and ask the
 court to enter an order directing
 him to collect said accounts
 and pay himself the \$198.90 for
 which said accounts were
 transferred to him to receive
 and that he then turn over the
 remainder of the accounts to
 the said administratrix and
 shall ever pay, etc. etc.

The following is a correct list of all a/c's
 which were turned over by E. F. Canuse to
 me on Nov 21st 91 to secure me for
 money loaned & due me ^{also} for services
 during year 91

Roll Sans a/c rend	9.15
Fred Hrya " "	15.00
P W Smedie " "	5.00
Geo Pellentz & Co. " "	18.75
Joe Abozzo " "	3.50
M. L. Peck " "	7.00
Heating Imp Co " "	7.80
Ben E Cabel " "	103.50
Mr Sanders " "	2.00
Geo Hughes " "	7.00
J. J. Macay " "	4.25
Dr Jimmy " "	5.00
Joe Gunder " "	67.00
Mr Elenors " "	7.75
Sans Stable " "	1.50
Hamill " "	2.50
D. J. Davis " "	15.00
Sams & Smart " "	10.50
L. C. Slauy ltr	1.00
Bud Wright	8.60
Brown	16.30
Jones	14.75
Mehila Saloon	3.00
Mr Hughes	4.95
M. L. Sutor	4.50
Wendepfeil	4.25
Attins	4.50
Rayner	3.50
Ed. Jimmy	60.00

454.05 AL SOCIETY-1977

State of Texas
County of Dallas

Personally appeared,
before the undersigned authority,
Leorneth Wheat, who, upon his oath
says he knows the facts set out
and contained in the foregoing,
sworn and that the same is
true and correct in all things.

Witness my hand and seal
of office this Feb. 20, 1892
J. B. Dowell Notary
Public in and for Dallas
County Texas.



No 617

Community Estate
of E. F. Leamus & Co
US

Leamus & Co

depts answer to
Mortimer requiring
him to fill under
oath a list of facts
etc.

Filed March 5th 1894
S. B. Scott, Co Clk
By A. S. Johnson Dg



THE STATE OF TEXAS:
 COUNTY OF DALLAS.

To the Hon. the County Court of said County of Dallas.

The undersigned Mrs. Mary W. Camuse, administratrix of the community estate of herself and her late husband E. F. Camuse, dec'd, with the assistance of Harry ^{Hall} ~~Robert~~, T. V. ~~Stam~~ Cline and S. G. McWalter appraisers appointed by the court, returns the following inventory and appraisal of said community estate and attaches thereto a list of all community debts due said estate as follows:-

	None
I. Real Estate.	
II. Personal Property.	
1. Unfinished 3 spring wagon	\$50.00
2. 3 spring wagons \$75.00	\$150.00
1. 4 spring mountain wagon	75.00
12. wagon poles "rough" .50¢	6.00
8. wagon bolsters " .35¢	2.10
10. wagon axles " .50¢	5.00
1. spring wagon body ironed	10.00
1. lot ash lumber	25.00
1. unfinished milk wagon body	10.00
1. lot material consisting of rough lumber, spokes, felloes, shafts, & etc.	25.00
1. built up top bug. body	5.00
5. piano box " " " Unf. \$5.00	25.00
2. phaeton " " " \$10.00	20.00
2. sq. box " " " \$7.00	14.00
1. 2 seat surrey " "	8.00
1. light bug. finished	75.00
1. lot paints, varnishes, broken cans, & brushes	45.00
1. sewing machine	25.00
1. lot trimming goods, scraps, tacks, tools & etc	10.00
7 1-Shoes, horse shoe nails \$5.00	37.50
1. iron safe	85.00
5. rug cushions 1.00	5.00
1. lot tools for blacksmithing	125.00
	\$787.60

...of the County of Dallas, State of Texas, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of the County of Dallas, State of Texas.

	over	787.68
1. lot old tuggies, bucha, extra springs & some iron		225.00
1. pr. sulky wheels		5.00
1 " bug		4.00
1 second hand surrey		85.00
1 wood bench, vises & tools		15.00
15. lbs. ivory black	40¢	6.00
5. " " "	20¢	1.50
10. " carr color	30¢	3.00
6. " coach green	50¢	1.50
15. " roysl green	50¢	7.50
18. gal. St. Louis varnish	\$1.00	18.00
2. " Japan	\$1.75	3.50
2. " blk. Robbing	\$2.00	6.00
1. " heavy gear		3.00
1. " quick robbing		3.00
1. Horse		85.00
		Total \$1184.60

X We the undersigned Mary W. Camuse and *Harry Hall* and *J.W. Cline* do solemnly swear that the above and foregoing is a full inventory and appraisal of all of the Community Estate of E.F. Camuse dec'd and his ^{Surviving} living wife Mary W. Camuse; and I the said Mary W. Camuse do further swear that the list of claims attached hereto marked "A" is a full and complete list of all claims due and owing to the said Community Estate

Mary W. Camuse
Harry Hall
J.W. Cline

Sworn to and subscribed before me by the said Mary W. Camuse and *Harry Hall* and *J.W. Cline* before me the undersigned a notary public within and for the county of Dallas and state of Texas.

Witness my official signature and seal as notary public aforesaid, this 11th day of December 1901.

A.M. Crutcher Notary Public
Dallas, Texas

DR. WITH SPECIE
JOE CJO. SAUNDERS' CHECKS' GRILL BELTONE & COMPANY FLOW

100.00
200.00
300.00

182799

III. Exhibit A, being a list of claims due said community estate.

Robert Saws	\$ 9.15
Fred Hoya	15.46
E. W. Linskie	5.00
Fellows & Co	10.75
Joe Abozzo	8.50
W. K. Peak	7.00
Keating I. & M. Co 'bel due	7.80
Ben Catell	148.50
M. Saunders	2.00
Geo. Hughes	7.00
J. T. McKay	8.50

Total \$219.30

MEM. There may be ^{credits} ~~credits~~ not shown on Camuse's books.
Amounts considered worthless about \$50.00

No 1617 Co. of Dallas Co.
 Community Estate of
 E. F. Cause dead, and
 heirs, W. Cause Survivors

Filed July 19th 1894
 as of date January
 5th 1892 by order
 of the Court.

L. H. Hughes Co. Clerk
 By W. Jackson Deputy

= Inventory, Appraisement
 and List of Claims.
 =

Examined & approved
 this June 5th 1892
 C. L. [Signature]
 County

Ordered filed as of
 Jan. 5th 1892 -
 this July 19th 1894
 T. F. Stash
 Co. Judge

Recorded