

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

Case Number 1296

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FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

# 1296

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1977

THE STATE OF TEXAS.

To all Persons Interested in the Guardianship of the Estate of the Minors, *Mattie & Daniel McNeill,*

*W. L. Knox* has filed, in the County Court of Dallas County, an Application for letters of Guardianship upon the Estate of the above named Minors,

which will be heard at the next term of said Court, commencing on the Third Monday in *September,* A. D. 1881, at the Court House in the City of Dallas, at which time all persons interested in the welfare of said Minor may appear and contest said Application if they see proper.

WITNESS, A. HARWOOD, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court, at office in the City of Dallas, this *29th* day of *July,* A. D. 1881.

A. HARWOOD, County Clerk, Dallas Co., Texas.

By *A. H. Shackles* Deputy.

The State of Texas,  
COUNTY OF DALLAS.

Estate of *Mattie & Daniel McNeill*

Know all Men by these Presents, That we, *W. L. Knox,*  
as Principal, and

and *Wm. G. Keller*  
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 *W. L. Knox*, who has been appointed guardian of the persons and estates of said minors, shall well and truly perform all the duties required of him under said appointment.

WITNESS our hands and seals, this *30th* day of *September*, A. D. 1881.

*Wm. G. Knox* SEAL

*Wm. G. Keller* SEAL

*W. P. Porter* SEAL

I DO SOLEMNLY SWEAR that I will well and truly perform all the duties of guardian of the Estate and persons of the Minors, *Mattie McNeill and Daniel McNeill.*

Sworn to and subscribed before me this *30th* day of *September*, A. D. 1881.

*A. Harwood*  
County Clerk, Dallas Co., Texas.

By *A. H. Shackles* Deputy.

DEPOSITED BY  
*M. L. Knox*  
 WITH  
**ADAMS & LEONARD,**  
 Dallas, Texas. *2/6* 1882

CASH,	
CHECKS,	<i>74 50</i>
"	
"	
"	
"	
"	
"	
"	
"	

*John W. ...*

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No. 482

**COUNTY COURT.**

ESTATE OF THE MINOR,  
*Mattie & Danl. McNeill*

Notice of Application for  
 letters of Guardianship.

Issued this *29<sup>th</sup>* day of  
*July*, 1881.  
 A. HARWOOD, County Clerk,  
 By *H. H. Thacker*, Deputy.

SHERIFF'S RETURN.

Came to hand the *29* day of *July*  
 1881, and executed the *29* day of *July*  
 1881, 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. *One at*  
*Sanctuary & one at ...*  
*Blind ...*  
 Sheriff Dallas County,  
 By *S. H. ...* Deputy.

Shiff fee \$300,

No. 482

ESTATE OF  
*Mattie & Daniel McNeill*  
*Heirs &c.*

Bond of *M. L. Knox*  
 Filed *Oct. 10<sup>th</sup>* 1881.  
*A. Harwood*, Clerk.  
 By *H. H. Thacker*, Deputy.

Approved this *10<sup>th</sup>* day of  
*October* A. D. 1881.  
*R. E. Burke*  
 County Judge, Dallas Co.

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THE STATE OF TEXAS.

To all Persons Interested in the Guardianship of the Estate of  
 the Minor, *Mattie McNeil and Daniel McNeil.*

*W. L. Knox* has filed, in the County Court  
 of Dallas County, an Application for letters of Guardianship upon the Estate of the above  
 named Minor, *and of their persons,*  
 which will be heard at the next term of said Court, commencing on the Third Monday in  
*March*, A. D. 188*1*, at the Court House in the City of Dallas, at which  
 time all persons interested in the welfare of said Minor may appear and contest said  
 Application if they see proper.

**WITNESS,** A. HARWOOD, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court, at office  
 in the City of Dallas, this *8<sup>th</sup>* day of *February*,  
 A. D. 188*1*.

A. HARWOOD, County Clerk, Dallas Co., Texas.

By *W. A. Thacker* Deputy.

17<sup>th</sup> 482

Estate of Mattie and } in County Court  
 Daniel McNeil, Minors } Dallas Feb 24  
 Term AD 1882

And now come A. J. McNeil & W. F. Worthington  
 knowmen and next friends of said minors  
 and specially except to the statement of account  
 (admitted) of the late W. L. Knox Sr. of said minors, and  
 say that the same is not true & correct in  
 this to wit:

1/3

The item therein charged for board of said  
 minors amounting to \$100<sup>00</sup>  
 because at the time of said appointment  
 of said Knox as Guardian for said minors  
 for a valuable consideration, it was agreed  
 among their knowmen and said Knox that  
 he would charge them no board  
 2<sup>00</sup>

During the lifetime of the said Knox  
 some time in the year 1880 he purchased  
 from John McNeil the father of said  
 minors one mule on which the said  
 Knox at the time of his death owed  
 \$47<sup>50</sup>; also one warming stove on  
 which he owed \$16<sup>00</sup>, making a total  
 of \$63<sup>50</sup> due from him to said  
 minors; therefore said McNeil and  
 Worthington ask that said \$100<sup>00</sup>



COUNTY COURT.

ESTATE OF THE MINORS,

Mattie & Daniel McNeil

Notice of Application for  
 letters of Guardianship.

Issued this 8<sup>th</sup> day of  
 February, 1881.

A. HARWOOD, County Clerk,

By W. H. Shacker, Deputy.

SHERIFF'S RETURN.

Came to hand the 8<sup>th</sup> day of February  
 1881, and executed the 9<sup>th</sup> day of February  
 1881, 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.

R. H. Jones  
 Sheriff Dallas County,

By G. H. Miller Deputy.

SMITH & GIBSON, PRT. DALLAS.

Sheriff Fee 3.00

item be stricken out of said account  
and that said \$63<sup>50</sup> be therein  
charged against the said W. L.  
Knox's estate & and for general relief  
of said minor -

A. J. McNeill  
W. L. Washington

Sworn to and subscribed before me by  
A. J. McNeill, Feb. 15th 1882,

A. Harwood, Clerk.  
By W. H. Thacker, dep.

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Col. of Davis

Ma. the McNeill  
minor

Exceptions A

Statement of

Account of

W. L. Knox dec'd

Filed Feb. 15th 1882

A. Harwood, Clerk

By W. H. Thacker, dep.

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# INVENTORY AND APPRAISEMENT

Of the Property, Real and Personal, belonging to the Estate of  
and persons of the minors, Mattie McNeill  
and Daniel McNeill. To Wit

One Gray Mare aged 9 years. At	\$45.00
1 Bedstead <sup>12.00</sup> & Bedstead <sup>14.00</sup> Wash Stand <sup>10.00</sup>	36.00
1 Chair <sup>3.00</sup> 1 Rocking Chair <sup>2.00</sup> 1 Round Table <sup>5.00</sup>	5.00
1 safe <sup>7.00</sup> 1 lot dishes <sup>5.00</sup> 1 Clock <sup>2.00</sup>	17.00
1 Sewing machine, (out of Repair)	5.00
1 small Breakfast Table	2.00
4 cows & calves \$20.00 each	80.00
1 dry cow 15.00	15.00
3 yearlings \$666.23 each	900.00
83 Acres of land at \$20.00 per acre	\$1660.00
	\$1585.00

The State of Texas Before me J. L. Riegel  
County of Dallas Notary Public of Dallas County  
Have this day personally appeared  
R. B. Kimbrough & John H. Florence Appraisers  
appointed to appraise the property of the estates of  
Daniel & Mattie McNeill who being duly sworn  
on oath say that the above and foregoing  
is a true, just and correct appraisement  
of the property of said estate as pointed out  
to them.

R. B. Kimbrough  
John H. Florence

Subscribed & sworn to before me this 25<sup>th</sup> day  
of January A.D. 1882

J. L. Riegel  
Notary Public Dallas  
County

(Book 2 p 218 Mrs. R. B. Kimbrough)



claims one said *Co. Taxes* + additional  
 Property found since Appraisement -  
 Bal on Account of R V Tompkins with *Immovable*  
 #79<sup>89</sup> Rent of farm for 1887 from J. Ellersphy.  
 1/4 of Cotton + 1/3 of Corn -  
 2 Steers valued at \$30<sup>00</sup>  
 20 Bushels of Corn . \$ 9.37

No. 482

Filed Jan'y. 20<sup>th</sup> 1882.  
 A. Harwood Clerk.  
 By W. H. Thacker dep.

Recorded 218  
 482

THE STATE OF TEXAS,  
 COUNTY OF DALLAS.

I, \_\_\_\_\_  
 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.

Sworn to and Subscribed before me, this the \_\_\_\_\_ day of \_\_\_\_\_ A. D. 188 \_\_\_\_\_

Clerk, Co. Court,

By \_\_\_\_\_ Deputy.

THE STATE OF TEXAS,  
 COUNTY OF DALLAS.

BEFORE THE UNDERSIGNED AUTHORITY, this day personally appeared

Appraisers of the above named Estate, heretofore appointed by the Court, and each, being duly sworn, says that the above  
 and foregoing is a just and true Appraisalment of the property pointed out to them as belonging to said Estate.

Sworn to and Subscribed before me, this the \_\_\_\_\_ day of \_\_\_\_\_ A. D. 188 \_\_\_\_\_

Clerk, Co. Court,

By \_\_\_\_\_ Deputy.

Statement of Account

W. L. Knox, Guardian of the Estates of  
 Mattie and Daniel McNeal, Minors in  
 the with said estates up to the time  
 of the said W. L. Knox's Decease on the  
 29 day of December 4<sup>th</sup> 1881-

1881	To amt levied on as follows:	
	1 Gray man <sup>43.00</sup> 1 Bureau <sup>12.00</sup> 3 Baskets <sup>14.00</sup>	71.00
	1 Wash stand <sup>16.00</sup> 5 Chairs <sup>13.00</sup> Rocking Chair <sup>2.00</sup>	31.00
	1 Round table <sup>10.00</sup> 1 safe <sup>10.00</sup> 1 Lot Dishes <sup>5.00</sup>	35.00
	1 Clock <sup>2.00</sup> 1 Sewing machine (not repair) <sup>7.00</sup>	9.00
	1 Small Iron Heart table	2.00
	4 Cows + calves @ \$20.00	80.00
	1 Dry cow	15.00
	3 yearlings @ \$6.66 2/3	20.00
	83 Acre of land @ 20.00	1660.00
Sept	3 To 1/4 of 8 B/c 424, 432-487, 494, @ 100. 490, 500, 498 @ 10 1/4 ac + 508 @ 10.00 ac - including 1 sold to Kimbrough and all being rent Cotton from Murphy for 1881	9344
	To 1/4 of Rent Cotton seed	475-
	" 20 bushels of Corn Seed	937
	" Two Head Steer Sold	3000
	" Cash from Tompkins	7939 219.25
		\$ 210278
1881	Contra	
	By Board of Minors from March 1881 to Jan'y 1882 10 mos @ 10.00	100.00
May	By Cash paid Sanger Bros V# 1	11.90
	" Cambie & Co. Calies - Gingham <sup>50</sup> for Mattie	95-
June	28 " 1 - Parasol for Mattie	7.50
July	1 " 2 Spelling Books	2.00
	6 " Cash pd for hauling Corn to Sallow	1.50
Sept	8 " 1 Hat for Mattie	1.25-
July	12 " Tin & Staples <sup>1.00</sup> Nov 28 " Shingles V# 2 <sup>5.00</sup>	36.00
Nov	28 " 1 pr Shoes for Mattie <sup>1.00</sup> Cash for Broafur V# 3 <sup>15.00</sup>	16.00
	" Cash pd J. McPherson V# 4	17.48
Jan'y	" " " Altman V# 5-	2.50
	" 500 Corn on # 83.53 Collected	4.17
	" " " " 219.28 Debited	10.86
		210278 703.56

1882	By drafts Brit. Forward	210278	20356
	" amt of Curatorial prop- erty on hand at death of W. G. Knox		188550
Jan'y	By Cash on hand to bal		<u>1377</u>
		<u>\$210278</u>	<u>\$210278</u>

C. & C. C.

The State of Texas } Before me the undersigned  
County of Dallas } authority this day personally  
appeared J. C. Knox well  
known to me who being by me duly sworn  
on his oath says that he is the son  
of W. G. Knox deceased; that the above and  
 foregoing is a true and correct statement  
of the account of the said W. G. Knox  
deceased with the estates of the said  
Mattie and Daniel McNeal Minor, to the  
best of affiant's knowledge and belief.

Subscribed & sworn to before me this 25 day of  
January A.D. 1882 J. C. Riegel Notary Public  
Dallas Texas

11-482

W. G. Knox Jr.  
Estate of  
Mattie & Daniel McNeal  
Minor.

Statement of Account

Filed Jan'y. 29<sup>th</sup> 1882.  
A. Harwood Clerk  
By W. H. Thacker, dep.

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The State of Texas,  
COUNTY OF DALLAS.

I, A. HARWOOD, County Clerk in and for said County, hereby certify that, on the  
23<sup>rd</sup> day of January, A. D. 1882, by the County Court of said County,  
having exclusive jurisdiction of Probate matters, N. J. Husted

was appointed Guardian of the Estate of  
the Minors, Mattie McNeil & Daniel McNeil

And that, on the said 23<sup>rd</sup> day of January, A. D. 1882, the Bond  
of the said N. J. Husted in the

sum of Two Thousand DOLLARS,

was approved by said Court; and the said N. J. Husted

having taken the oath prescribed by law, he is duly qualified and fully and legally autho-  
rized and empowered to act as the Guardian

of the above named Estate.

WITNESS MY HAND and Official Seal, at Office, in the

City of Dallas, this the 26<sup>th</sup> day of

January, A. D. 1882.

A. Harwood

County Clerk, Dallas County.

By N. N. Thacker Deputy.

The State of Texas  
County of Dallas

To the Hon R. E. Bales Judge  
of the County Court within and for the  
County of Dallas in Probate Setting

Your petitioner N. L. Henry a  
resident citizen of the County of Dallas  
State of Texas would respectfully represent  
that your petitioner daughter Emily in  
hermanid with John McNeill late of  
said County and that thereafter went  
in August 1880 she the said Emily depar-  
ted this life, leaving said John McNeill  
as her surviving husband and an in-  
fant daughter Mattie now about five  
years old, and an infant son Sammie  
now about four years of age as the sole  
descender of her said marriage with  
said John McNeill that on or about  
the 3<sup>rd</sup> day of February 1881 said John  
McNeill departed this life, leaving said  
Mattie & Sammie as his only surviving chil-  
dren and heirs at law - that said  
John McNeill at his death resided in  
the County of Dallas in said State,  
having his home and homestead in said  
County - that the said children all  
reside in said County, and have  
and own property Real and Personal  
of the value of about Nine Hundred  
Eighty dollars, all of  
said property being in said County

and that said children - or either of them  
 have - neither guardian of their person  
 or estate - that neither of said parents  
 by will or written declaration appointed  
 any person to be the guardian of the  
 persons of said children, after the  
 death of the parent or parents; that  
 the parents of said John McMill have  
 died long prior to the death of their  
 said son - and that your petitioner  
 and his wife are the nearest ascen-  
 dent in the direct line of said  
 minor children - Your petitioner would  
 state that said John McMill died with-  
 out owing any debts and that there  
 would be no necessity or cause for ad-  
 ministrators - or his estate -

Petitioner would  
 state that he herebefore on the 5<sup>th</sup> day  
 of February 1881 filed his application  
 for the guardianship of said infants  
 and was appointed guardian - but failed  
 to execute the bond as guardian, be-  
 cause of ~~his~~ <sup>his</sup> application and controversy  
 as to administration of the estate of the  
 said John McMill which has since been  
 abandoned; in said application your pete-  
 ritioner was mistaken as to the true value  
 of the estate of said infants and reported  
 the same by mistake as being of the value  
 of three thousand dollars - instead of

Nine Hundred fifty dollars - its true  
value as heretofore stated

The premises considered  
Your petition would ask that all  
persons interested in the affairs of said  
minors be cited according to law  
to appear at the term of Court after  
proper service hereof, and consider  
your petitioner's application for guardians  
ship of the person and estate of  
said minors if they see proper so  
to do and that upon final hearing  
your petitioner asks that he be appointed  
guardian of the person and  
estate of said minors and such  
other relief as may seem right

Stanton & Fild

Att'y for Petitioner

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M. L. Knox

Applications  
for Guardianship  
of infants

Matter of Dent v. M. Knox

Filed July 15<sup>th</sup> 1881.  
A. Harwood, Clerk.  
By W. H. Thacker, Deft.

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The State of Texas 3  
County of Dallas 3 20

To the Honorable R.  
E. Burke Judge of the County Court  
within and for the County of Dallas.

Your petitioner W. L. Knox a resident Citizen  
of the County of Dallas in the State of  
Texas would most respectfully represent  
that your petitioner's daughter Emily in-  
termarried with John McNeill late  
of said County, that said Emily McNeill  
departed this life about August 1880 leaving  
said ~~John~~ McNeill as her surviving  
husband and an infant daughter Mat-  
tie now about 5 years old, and an in-  
fant son Daniel now about 4 years  
of age as the sole survivors of her said  
marriage with said John McNeill.  
That on or about the 3<sup>rd</sup> day of February  
1881 said John McNeill departed  
this life leaving said Mattie & Daniel  
as his only surviving children and  
heirs at law. That said John McNeill  
at his death resided in the County of  
Dallas in said State having his home-  
stead in said County. That said Children  
also reside in said County and hold  
and own property to the value real  
& personal of about Three Thousand

dollars, all of kind property being  
 in said County, that said Children  
 have neither Guardians of their per-  
 son or estates, that neither of said  
 parents by will or written declara-  
 tive appointed any person to be the  
 guardian of the persons of said  
 Children after the death of said  
 parent or parents, that the parents  
 of said John McNeill have both  
 long since been dead, and that your  
 petitioners & his wife are the nearest  
 ascendant in the direct line of  
 said minor Children & your peti-  
 tioners would state that said McNeill  
 died without owing any debts, and  
 that there will be no necessity or  
 cause for administration of his  
 estate - Prayers Consider your  
 petitioners would ask that all per-  
 sons interested in the will of  
 said minor be cited according  
 to law to appear at the next  
 Term of your Honorable  
 Court and Contact the appli-  
 cation of your petitioners to be ap-  
 pointed as the Guardians of both  
 the person and estate of said  
 minors if they see proper so to do  
 and that our final hearing in your  
 petitioners be appointed as such Guardians  
 & for general & special relief

Blainson & Field  
 Atty for Petitioners

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W. L. Knox  
 vs<sup>3</sup> Application for  
 Letters Guardian  
 - Ship of person & Estate  
 Matias Daniel McNeil

Filed Feb. 5th 1881.  
 J. Harwood, Clerk  
 By W. H. Thacker, dep.

April 9<sup>th</sup> 1881 -  
 W. L. Knox appointed  
 Guardian of the  
 person & estate  
 of said minor  
 bond fixed at  
 \$6000  
 R. L. Burke  
 copy

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