

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

Case Number 2752

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#2752

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State of Texas  
County of Dallas

In The Name of God Amen.

I, Augusta L. Tuley of the County of Dallas and State of Texas, being of sound mind and disposing memory, and realizing the uncertainty of life and the certainty of death, and revoking all former Wills by me made, do hereby make and publish this my Last Will and Testament.:

I.

I commend my Soul to God in whom I have implicit faith.

II.

I give and bequeath to my beloved son Homer A. Tuley, should he survive me, Eight Hundred Dollars in cash to be realized from the Sale of the Real Property now occupied by myself and husband Walter A. Tuley as our Homestead. And known as Lot No.1. in Block No. 8 of Exposition Park Addition to the City of Dallas. And situated in the City of Dallas, Dallas County Texas. And I direct that my beloved husband Walter A. Tuley be the Guardian of both the person and the Estate of our said minor son Homer A. Tuley; and that he assume full control and management of the above bequest to my said son and that he keep the said sum of Eight Hundred Dollars intact until my said son shall become of age; either in some safe investment or deposit the same in some reliable Banking Institution where the same will draw interest. And I direct that no Bond be required of him.

III.

I give and bequeath to my beloved husband Walter A. Tuley all the residue and remainder of my property Real, Personal or Mixed, after satisfying the above bequest to my said son. And I direct and desire that he sell the Real Estate belonging to him and me and that he set aside out of the proceeds thereof the above bequest to my said son.

IV.

I hereby constitute and appoint ~~and appoint~~ my beloved husband Walter A. Tuley, Sole Executor of this my Last Will and Testament, and Guardian of our said minor son Homer A. Tuley; and I direct that no Bond be required of him; and that no legal proceedings be had in relation to my Estate except the Probating of this Will.

Witness my hand this the 17th. day of October A. D. 1904.

*Augusta L. Tuley*

1978

At the request of Augusta L. Tuley, we have hereto signed our names  
as witnesses to this her Last Will and Testament in the presence of the  
Testator, and in the presence of each other this the 17th. day of October  
A. D. 1904.

Mrs F. J. Stinson  
Wm. H. S. McFarland  
Miss Mattie McFarland

3801

Will

FILED

JUN 21 1908

FRANK R. H. LEE

RECORDED

4-40  
Will Record

State of Texas  
County of Dallas

In The Honorable Probate Court of Dallas County  
Texas.

To the Hon. H. F. Lively Judge of said Court:

Your petitioner Walter A. Tuley a resident citizen of Dallas County Texas and Executor of the Last Will and Testament of his deceased Wife Augusta L. Tuley respectfully prays that said Will be probated. And your petitioner further states :

1. That the name of the Testator is Augusta L. Tuley and that she is now dead having deceased in the City of Dallas Dallas County Texas on the day of -----1905.

2. That at the time of her death Testator resided in the City and County of Dallas and State of Texas and that her Estate is situated in said Dallas County Texas.

3. That the Estate of Testator consists of her Community interest in the Community Estate of herself and husband Walter A. Tuley which is a Homestead situated in the City and County of Dallas and State of Texas and known as Lot no. 1. in Block No. 8. of Exposition Park Addition to the City of Dallas. And that said property and Estate is of the reasonable value of \$2500.00.

4. That under the terms of said Will Walter A. Tuley Applicant herein is appointed sole Executor of said Will without Bond. That he resides in the City of Dallas Dallas County Texas.

5. That Applicant is not disqualified by Law from making this application and acting as Executor under said Will.

Wherefore he prays that said Will be admitted to probate under the terms and in conformity with the Law relating thereto.

*Laura McMillan*  
Attys. for petitioner.

3801  
Estate of  
Augusta L. Tuley  
decd

Application to probate  
Will

FILED

JUN 27 1905

FRANK R. H. LEE

Lp #1. "U"/405

ESTATE AUGUSTA L. TULEY, DEC'D.  
NO. 3801  
WALTER L. TULEY, EXEC'T.

I ENTERED as of July 28, 1905.

ON THIS DAY came on to be examined, the Inventory and Appraisement, of the above estate, and same being examined and it appearing to the Court, that same is in due form, properly verified by affidavit, and is in all things just, fair and correct; it is ordered that said Inventory and appraisement be and the same is hereby in all things approved and ordered of record.

Recorded Vol. "U" page 405 Probate Minutes  
Dallas County, Texas.

*I asked for Ord Probating - S.H.S.*

Notice of Application for Probate of Will and Letters

DORSEY PRINTING CO., STATIONERS, DALLAS, TEXAS, 0138

### THE STATE OF TEXAS

To all Persons Interested in the Estate of *August L. Tuley* Deceased:

*Walter L. Tuley* has filed in the County Court of Dallas County, State of Texas, an Application for the Probate of the last Will of said *August L. Tuley*

deceased, and for Letters Testamentary, which Application will be heard and acted upon by said Court, at the next

term thereof, to be held at the Court House in the City of Dallas, County of Dallas, State aforesaid, and commencing

on the First Monday in *July* A. D. 190*5*, at which time and place all persons

interested in said estate shall appear and contest said Application should they desire to do so.

WITNESS, FRANK R. SHANKS, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court, at office in the City of Dallas, this *21<sup>st</sup>* day of *June* A. D. 190*5*

FRANK R. SHANKS,

County Clerk, Dallas County, Texas

By

*R.H. Lee*

Deputy

FILMED BY DALLAS GENEALOGICAL SOCIETY - 1978



FILED BY DALLAS GENEALOGICAL SOCIETY - 1978

(Original) <sup>237</sup>  
No. 3801

In the County Court

ESTATE OF

Augusta L. Tukey  
Deceased

Notice of Application for Pro-  
bate of Will and Letters

ISSUED

This 21 day of June A. D. 1905  
FRANK R. SHANKS,  
County Clerk

By *R. H. Lee* Deputy

SHERIFF'S RETURN

CAME TO HAND THE 21 day of June A. D. 1905, and executed  
the 21 day of June A. D. 1905 by posting up three copies of this Writ  
at three public places in Dallas County, one of which was at the Court House door of said County, and no two of  
which were in the same town or city.

*Posting 3 copies 3c* By

*James Deark* Sheriff, Dallas County  
Deputy

*A. L. Peckham*

FILED BY DALLAS GENEALOGICAL SOCIETY - 1978

# INVENTORY AND APPRAISEMENT

OF THE PROPERTY, REAL AND PERSONAL, BELONGING TO THE ESTATE OF

Mrs. Augusta L. Tuley

Consisting of Lot No. 1 in Block No. 8, situate at the South-East corner of Third Avenue and Oak Lane, and dwelling and out-houses, fences and other improvements on said lot at a valuation of \$ 2650<sup>00</sup>; the said premises being known as No. 146 Third Avenue, of the Exposition Park Addition to the City of Dallas, as laid down and described on the official map of the said Addition, a copy of which is on record in the Plat Book 106 on page 253, in the County Clerk's Office of Dallas County, Texas.

*Estate of Augustus Tuley*

No. *3801*

COUNTY COURT.

ESTATE OF

Mrs Augustus L. Tuley

Inventory and Appraisement.

FILED

*27* day of *July* 1905  
*J. A. Shanks*  
County Clerk

By *R. H. Lee*  
Deputy

EXAMINED AND APPROVED

This *28<sup>th</sup>* day of *July* 1905

*Hiram Hively*  
County Judge

James Williamson, Printer Dallas  
RECORDED *7-314*  
*J. W. Staffer Record*

THE STATE OF TEXAS, }  
COUNTY OF DALLAS, }

I, Walter A. Tuley, Executor

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 *28* day of *July* A. D. 1905  
*W. A. Tuley*  
*J. A. Shanks* Clerk County Court,  
By *J. F. Queen* Deputy.

THE STATE OF TEXAS, }  
COUNTY OF DALLAS, }

Before the undersigned authority, this day personally appeared

Frank Hernalch, T. G. Oldham and John A. Gulick,

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.

Sworn to and subscribed before me, this the *27* day of *July* A. D. 1905  
*F. Hernalch*  
*T. G. Oldham*  
*John A. Gulick*  
*J. A. Shanks* Clerk County Court,  
By *R. H. Lee* Deputy.

No. 3801

PROOF OF WILL

THE STATE OF TEXAS,

ESTATE OF

County of *Dallas*

*Augusta L. Tuley* Deceased

Proof of Last Will and Testament of *Augusta L. Tuley* Deceased

This day personally appeared in open Court *Mrs H. S. McFarland*

who, being duly sworn as a witness in the above entitled matter, and examined on behalf of the applicant to

prove said Will, says: I was well acquainted with *Augusta L. Tuley*

deceased, during lifetime; I knew the above decedent for about *3 years*

before *her* death; the signature of the said deceased to the instrument now shown to me, and offered for probate

as *her* last Will and Testament, filed in this Court on the *21* day of *June* A.D. 190*5*

and bearing date on the *17* day of *Oct* A.D. 190*4* was made by the deceased

on said last named date at *her residence in Dallas Texas* in presence of myself,

*Miss Mattie McFarland* and *Mrs F J Stinson*

the other subscribing witness; all of said witnesses being over the age of fourteen years. At the time of the

making of said Will the testator was of sound and disposing mind and memory, and *she* declared the said

Will so made by *her* to be *her* Last Will and Testament, and I thereupon signed my name as a witness,

together with *Mattie McFarland and Mrs F J Stinson* at the request of the said testator,

in *her* presence and in the presence of each other. The said deceased at the time of the execution of said

instrument was *about 33* years of age; the said ~~Mrs~~ *Augusta*

*L. Tuley* departed this life on the *14* day of *Dec* A.D. 190*4*

about *two months* after making said Will, in the County of

*Dallas* in the State of Texas, where and at which time *her* residence and

principal estate was situated.

*Mrs H. S. McFarland*

Sworn to and subscribed before me this *12* day of *July* A.D. 190*5* in open court.

*J R Shank* Clerk

County Court *Dallas* County, Texas.

*J F Cuccorini* Deputy

ETY - 1978

No. 3801

# PROOF OF WILL

THE STATE OF TEXAS

County of Dallas

July Term, 1905

ESTATE OF

Augusta L. Tuttle  
Deceased

FILED

The 12 day of July A.D. 1905

AND RECORDED

The \_\_\_\_\_ day of \_\_\_\_\_ A.D. 190\_\_\_\_\_

in the Probate Minutes of

County, in Volume \_\_\_\_\_ Page \_\_\_\_\_

J. H. [Signature]  
County Clerk

By J. F. [Signature] Deputy

RECORDED 9-11  
Misc Record