

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

Case Number 2100

Dallas Genealogical Society
Founded 1955

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FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

#2100

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Hanton Tex.
Apr. 5th 1900

Mr. Jay Smith.

My Dear Uncle
I guess you will be
surprised to get this letter from
me and more surprised at
the contents.

You know that
I am here with my husband
people and also you know
that no mother in law and
daughters in law agree very
well and I will not be
ran over by any one so we
don't agree at all for she
and Linnie she ought to
control me and I will

2.

not be controlled by anyone
we want to go to Keppins
home but my husband
has not got a regular
job, and everything he
makes has to go here to
pay bills with and so
we can't get money to go
to Keppinhompe on your
my Dear Uncle I want to
ask a favor if you and
I have always heard it
said that "a friend in need
was a friend indeed" and
it is certainly true in
this case I cannot stay
here and be treated like
I am now My Dear Uncle

8.

I want to ask you to
lend me fifteen dollars
and I assure you that
you will be well paid for
it you lend me the money
and when that insurance
money comes you take
it out of it and as much
more of it as you need
and want and if it
does not come I will pay
it back to you in the course
of two or three months
for after we get to home
keeping we will be allright
for my husband will not
have to give anything
he makes to his mother

4
then how my dear Uncle
if you was only here and
knew my situation you
would not refuse me this
and remember that you
will be well paid back
and that I will always
love you and never you
get you for it Oh my
dear Uncle if you was
only here and I could tell
you so much better than
I can write it my husband
does not know that I am
writing you this letter he
would not be willing
for me to write this if
he knew it but you seem

like a father to me a
 great deal more so than
 my own father does
 and please dont blame
 me for anything that
 happened in regard to
 that insurance business
 for I was not to blame
 as I guess my sweet
 sister told you. Well dear
 Uncle Hopely you will
 grant my request and
 also Hopely to see you
 real soon I am ever
 your loving niece
 Jessie.

Mrs. M. J. Stephens
 1914 Montgomery
 Houston
 Tex

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1111
Dear Mr. [unclear]
I have just received your letter
of the 2nd inst. and am glad
to hear from you. I am
sorry that I cannot
reply to you more
fully at present. I
am sure that you
will understand.
I am, dear Mr. [unclear],
very truly yours,
[unclear]

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You dont want you
 to think that I have
 a husband that will
 not make a living
 for me but I explain
 every thing to you
 in my other letter
 and told you that
 he had to pay most
 of the bills here but
 we will soon be
 home keeping now and
 then we will be alright
 Hoping that you
 will not think any
 less of him I am
 ever your Affct. niece
 Jessie.
 I have not heard from
 Grandma but well
 unless I have been

the husband would be
 to my much kind
 with me for writing
 to you in my letter
 in word now of the
 you & write the story
 to you at word now
 you have a very hot
 of more things that
 I dont want you to think
 any less of him
 for at first I fear the
 one that did at the
 not have been on hand
 for me to have a
 the other at all of the
 had from at home but
 I know it you and at
 I would be happy
 welcome to it and I
 know that I can help
 you in the over

Write soon
 and to see
 and come
 to see me

You check for if that
 money comes
 I will just endorse
 the check to any
 part and give it to
 you for I well know
 that you are the one
 that is entitled to it
 and I am perfectly
 willing to give you my
 part of it. My father has
 already written to me for
 me to let him have
 my part of it but I
 want to have it all
 you are the one it belongs
 to. Well as I guess I
 have written enough I
 will close. Yours truly
 [Signature]

\$16⁰⁰ Dallas, Texas, Sept 11/1900 No. ~~2057~~

RECEIVED OF Jay W. Smith administrator of
estate of W. Smith 7⁰⁰ Dollars,
Sister Deacon

In full settlement of all claims against said
~~estate~~
 Cash

MORONEY HARDWARE CO.
 To Mr. W. F. Smith

Rebate

\$40⁰⁰ Dallas, Texas, Sept 12/1900 No. ~~2057~~

RECEIVED OF Jay W. Smith administrator of
estate of W. Smith 40⁰⁰ Dollars,
for services and paid

In full settlement of all services and paid
 for for settling up said estate

Cash

MORONEY HARDWARE CO.
 To Mr. W. F. Smith

Rebate

TIMES ESTABLISHED 1878 | CONSOLIDATED JANUARY 1, 1889
HERALD ESTABLISHED 1886

DAILY, PER YEAR, \$1.00; PER MONTH 50 CENTS.
ADVERTISING RATES ON APPLICATION.

Dallas, Texas.

10/15 1900.

W L Robinson

TO THE TIMES HERALD PRINTING CO., DR.

TIMES HERALD BUILDING, 319 COMMERCE STREET.

All accounts are payable on the first of each month. No orders accepted as an offset against this bill unless signed by the Manager.

*To publishing notice
of final ~~of~~ in estate
of Underhill E Smith
deceased*

\$3

*Paid
The Times Herald Pta Co
H. H. H.*

Office of County Clerk,
Dallas County.

Dallas, Texas, May 6 1900

Received of Mrs. Roberts

Atty. of Est. Wm. Smith & Co.

the sum of Eleven & 75/100 Dollars.

payment made in Estate of Wm. Smith & Co. No. 2764

A. Jackson
County Clerk.

By [Signature] Deputy.

#11 75

Jesse Williamson, Printer, Dallas.

FILED BY THE

Wm. H. Garrison
July 30, 1900

Dallas Tex July 30, 1900
Received of Jay W. Smith admr
estate W. C. Smith. Six & Twenty Five
Dollars a/c services rendered
J. Garrison

TY-1978



MORONEY Hardware Company.

WHOLESALE
HARDWARE, STOVES,
QUEENSWARE, GLASSWARE,
IRON, STEEL, WAGON
AND CARRIAGE HARDWARE.

LONG DISTANCE PHONE, 224.

303 & 305 ELM ST.
302 & 304 PACIFIC AVE.

Dallas, Texas. Apr 5 1900

Received of Jay Smith Esq. Adm'r
of the Estate of Underhill E. Smith
Jr. the sum of Five Dollars
being the balance due me on
my fee of Twenty five Dollars
for legal services rendered in
said Administration

W. L. Robertson

Aug 6 1890
Albany

of the
The sum of Four hundred & sixty nine and 82/100
bring in full payment of all
claims & hold against said
estate and said administration
Mrs. Mayell Smith
\$469.82

6
Clayton
A. W. Stephens

Jan 10. Trust Fifteen dollar
payment of my interest in
Insurance policy on life of
W. Smith and same to be deducted. Pay
for a part which my part is paid
Houston Tex April 5th 1900
Wm. H. Stephens

and held by me in trust by
Mrs M. H. Stephens \$1602

Amount Forward

CLARK & GORTS, MFG. STATUERS, OLLIVERTON

Handwritten notes on a piece of graph paper, including the name "Clyde McGowan" and various illegible scribbles.

Moroney Hardware Co.

No. _____ DALLAS, TEXAS. Salesman _____

Sold to _____

TEAMS Town _____ Co. _____ State _____

Time Ship _____ Ship by _____

Remarks _____

DATE RECEIVED _____

DATE FILLED _____

SHIP'S CHECK	QUAN- TITY	Register #	NET PRICE	SALEMEN MUST NOT USE THESE COLUMNS
<p><i>Mr. L. Garrison</i></p> <p><i>Bro. Sir</i></p> <p><i>You will please pay Jay W. Smith</i></p> <p><i>transd. acct. \$10.00 out of the funds you</i></p> <p><i>are to collect. sat. off from the Mutual</i></p> <p><i>Life Ins. Co. to oblige</i></p> <p><i>Yours truly L. A. Hess</i></p> <p><i>Ducca mech 1/1900</i></p>				

[Faded handwritten notes on a separate sheet of lined paper, partially obscured and crossed out with a large 'X'. Some legible words include "Audrey" and "Arthur".]

	9308
	<u>3107</u>
sent aunt 1/3 to ea	
aunt aunt D. A. Street of J. L. Lacey	6204
Law aunt advanced D. A. Street	
for 4 pence to Dallas	1000
expansion	<u>15704</u>
sent to be sent to Mrs D. A. Street in Dallas	2602
" " " " " J. L. Lacey " "	<u>2602</u>
Law aunt aunt Mrs M. Stephens	3102
Law " sent	1500
	<u>\$1602</u>

Mrs M. Stephens
 1714 Montgomery Ave
 Houston Tex

15400
 amt to Dr. J. M. D. D. 2602
 " " " " O. W. 2602
 " " " " S. S. 1602
 6806 6806
 amt due J. M. D. 8594

Copy returned to
 L. S. G. April 22/1900

RECEIVED
 JAMES W. SMITH
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Law Office of
 Watts, Aldredge & Eckford.

J. F. Watts
 Geo. A. Aldredge
 W. E. Eckford

Dallas, Texas

189

\$52.04

July 28th 1900.

Received of Jay W. Smith as administrator of the
 Estate of Lendehill E. Smith deceased the sum of
 Fifty two & 04/100 dollars in full of our interest in
 said Estate. This receipt is given in lieu of a receipt
 heretofore given and which has been lost or mislaid

O. J. Whalley
 Mary D. Hess.

By A. T. Watts Agent & Attorney.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

Wichers

Aug 6 1978

A. S. JACKSON, Clerk, Co. Court

Al Rawlins

SOCIETY-1978

NOTICE OF FILING FINAL ACCOUNT.

Estate of Underhill E. Smith, deceased, No. 2784, Jay W. Smith administrator, the State of Texas.--To all persons interested in the estate of Underhill E. Smith, deceased: Jay W. Smith, administrator, has filed in the county court of Dallas county his final account, showing the condition of said estate, and his application to be finally discharged as such administrator, and to close the administration of said estate, which will be heard at the next term of said court, commencing on the first Monday in September, A. D. 1900, at the courthouse in the city of Dallas, at which time all persons interested in said estate shall appear and contest said account if they see proper.

Witness, A. S. Jackson, clerk of the county court of Dallas county, Texas. Given under my hand and the seal of said court, at office in the city of Dallas, this 6th day of August, A. D. 1900.
A. S. JACKSON,
Clerk County Court, Dallas Co., Texas.
By A. B. RAWLINS, Deputy.
A. S. JACKSON,
County Clerk.
By A. B. RAWLINS, Deputy.

NOTICE OF FILING FINAL ACCOUNT.

Jay W. Smith
DECEASED, The State of Texas,

Filed in the Estate of *Underhill E. Smith* Deceased:

Jay W. Smith Administrator, has filed in the County Court his Final Account, showing the condition of said Estate, and to be finally discharged as such Administrator, and to close the said Estate, which will be heard at the next term of said Court, first Monday in *September* A. D. 1900, at the Court in Dallas, at which time all persons interested in said Estate shall appear and contest said Account if they see proper.

WITNESS, *A. S. Jackson* Clerk of the County Court of Dallas County, Texas. Given under my hand and the Seal of said Court, at office in the City of Dallas, this *6th* day of *August* A. D. 1900

[SEAL]

A. S. JACKSON,
Clerk County Court, Dallas County, Texas.
By *A. B. Rawlins* Deputy.
Issued this the *6* day of *Aug* A. D. 1900
A. S. JACKSON, County Clerk,
By *A. B. Rawlins* Deputy.

NOTICE OF FILING FINAL ACCOUNT.

Underhill E. Smith
DECEASED. The State of Texas,
Jay W. Smith *ad. adm.*

To all Persons Interested in the Estate of *Underhill E. Smith* Deceased:

Jay W. Smith Administrator, has filed in the County Court of Dallas County *his* Final Account, showing the condition of said Estate, and *his* application to be finally discharged as such Administrator, and to close the administration of said Estate, which will be heard at the next term of said Court, commencing on the First Monday in *September* A. D. 1900, at the Court House in the City of Dallas, at which time all persons interested in said Estate shall appear and contest said Account if they see proper.

WITNESS, *A. S. Jackson* Clerk of the County Court of Dallas County, Texas. Given under my hand and the Seal of said Court, at office in the City of Dallas, this *6th* day of *August* A. D. 1900.

[SEAL]

A. S. JACKSON,
Clerk of the County Court of Dallas County, Texas.
By *A. W. [Signature]* Deputy.
Issued this the *6* day of *Aug* A. D. 1900
A. S. JACKSON, County Clerk,
By *A. W. [Signature]* Deputy.

THE STATE OF TEXAS }
COUNTY OF DALLAS }

Before me, Walter A. Thurf ^{Public} of the County of Dallas County, Texas, this day personally appeared Walter A. Thurf who, being by me duly sworn, on his oath says that he is the owner of The Daily Times Herald a newspaper published daily in Dallas County, Texas, and that the within notice of filing Final Account was duly published in said newspaper for three successive weeks prior to the first Monday in September A. D. 1900 and on the following dates, to-wit: Aug 6, 13, 20, 27, 1900

Sworn to and subscribed before me this 15 day of Oct A. D. 1900

Walter A. Thurf
Walter A. Thurf ^{Public} of Dallas Co., Texas.
Deputy

104
11/16/01
COUNTY COURT.

ESTATE OF
Wadeville E. Smith
Deceased.

NOTICE OF FILING FINAL ACCOUNT.

Issued this 6 day of Aug
A. D. 1900

S. S. JACKSON,
Clerk County Court, District Co., Tex.

By Alfred Deputy

Subscribed Return
Came to hand the 6 day of August
A. D. 1900 and executed by me in the name to
be published in The Daily Times Herald
a newspaper published daily in the County of Dallas,
Texas, for the days prior to the first Monday in
September 1900 and on the following dates, to-wit: Aug 6, 13, 20, 27, 1900
A copy of said publication is hereto attached and made
a part of this return.

By W. A. Thurf ^{Public} of Dallas County, Texas.
Deputy.

for 71

ADMINISTRATOR'S BOND.

THE STATE OF TEXAS,
COUNTY OF DALLAS.

Estate of *Lunderhill E. Smith Dec'd*

Know all Men by these Presents, That we *Jay W. Smith*
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 *Eight hundred (\$800--)* Dollars;
conditioned that the above bound *Jay W. Smith* who has
been appointed *Temporary Administrator of said Estate*
shall well and truly perform all the duties required of him under said appointment.

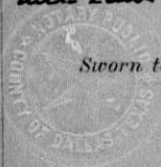
WITNESS our hands and seals, this *27* day of *January 1900*

Jay W. Smith [SEAL]
C. E. Dickson [SEAL]
J. J. Miller [SEAL]
H. C. Adney [SEAL]

I do solemnly swear that ~~_____ deceased, died without~~
~~leaving any lawful will in force as I know or believe~~ and that I will well and truly
perform all the duties of ^{Temporary} Administrator of the estate of said deceased. *in accordance*
with law and with the order of the County appointing me such administrator
Jay W. Smith

Sworn to and subscribed before me this *29* day of *January 1900*

W. L. Robertson
Notary Public _____ Dallas County, Texas.
Deputy



FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

2764

No.

COUNTY COURT,
DALLAS COUNTY.

ADMINISTRATOR'S BOND.

ESTATE OF

Underhill E. Smith

Deceased

Filed

Jan 29 A. D. 1900

W. Jackson Clerk.

By

W. R. Raulins Deputy.

Approved this

29 day of Jan.

A. D. 1900

Wm. C. Jones

County Judge, Dallas County.

FEDE WILLAMSON PRINTER DALLAS TEXAS

Recorded 72

Estate of Underhill E. Smith decd. } Du County
Jay W. Smith Admor } Court
Dallas Co.

Your petitioner Jay W. Smith temporary administrator of the Estate of Underhill E. Smith decd. respectfully represents that on January 27, 1900 he filed his application herein to be appointed temporary administrator of said Estate that said application shows that the only estate to be administered in is a life insurance policy in the Mutual Life Insurance Company of New York on the life of the said decedent amounting to the full sum of \$770⁰⁰.

That in compliance with the order granted herein, to collect said insurance and hold the same subject to the further of this Court, he has collected said insurance and that all that remains to be done is to disburse the same, and that it is necessary in order to do so, and to the interest of said estate to continue said temporary administration for that purpose and until that can be done and thus avoid the costs and expense of permanent administration. Wherefore petitioner prays that he be continued temporary administrator of said Estate, ^{until said proceeds are disbursed and} under such powers and authority as may be granted by Your Honor and as may be necessary for the purposes of said administration as in duty bound he will ever pray.

Wm. L. Robinson
atly for Admor.

No 2764
 Estate of Underhill E. Smith
 Deed

Application of
 Administrator
 for continuance
 of temporary
 administration

Mch 29 00
 application for
 continuance of
 this administration
 granted as prayed
~~application for~~
~~continuance of~~
~~administration~~

P. H. Hunt Fore
 Co. Judge

FILED Mch 29, 1900

A. S. JACKSON,
 County Clerk, Dallas County, Tex.

By B. F. Collins
 DEPUTY

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

State of Texas } In the Estate
 County of Dallas } of Underhill
 E. Smith Decd.

Your petitioner Jay W Smith shews
 to the Court that he resides in
 Dallas Co. Texas That on the
 day of October 1899 Underhill E.
 Smith died at Atlanta Georgia
 possessed of no estate except as
 hereinafter mentioned and in-
 debted to no one, that such ex-
 penses as were incurred by his
 sickness and death have since
 been paid by his children of whom
 your petitioner is one. That he left
 no will nor has any administra-
 tion been taken out on his estate
 That at the time of his death
 his life was insured in the United
 Life Insurance Company of New
 York which is in the sum
 of \$650⁰⁰ paid up insurance
 which amounts at this time
 to the sum of \$770⁰⁰; that the
 policy representing this insurance
 was taken out in the name
 of "Mary N. Smith and children"
 as beneficiaries; that the said

Mary H. Smith was the wife
 of said decedent and is the
 mother of your petitioner. That
 all of her children have disclaim-
 ed any and all interest in said
 insurance in favor of their
 mother the said Mary H. Smith.
 That said Mary H. Smith is very
 old, in feeble health, and in
 needy circumstances at this
 time, and entirely dependant
 upon her children for a liveli-
 hood, and now needs the proceeds
 of said policy to meet the neces-
 sities of life. That said Com-
 pany stands ready to pay said
 sum over to such person duly
 qualified under the law to receive
 it. That to now provide for her
 wants, when she is in need of
 said funds to supply the neces-
 sities ^{of life} while she is in feeble
 health ^{a necessity except for temporary} and dependant ~~this~~
 administration is asked and
 as your petitioner is not dis-
 qualified by law entitled to the
 appointment; he respectfully

qualified by law entitled to the
appointment; he respectfully

prays that he be appointed
temporary administrator
of said estate

W. L. Robertson
atly for petitioner

Disposed of
no. 2100

no
2764

Estate of Underhill
E. Smith. Deed

Application
of Jay W. Smith
for temporary
administration

Filed the 27 day of
July 1900
A. J. [unclear], Clerk Cox Court,
M. W. Pawlus, Deputy.

Estate of Underhill } In County Court
E. Smith Decd. } Dallas Co. Tex.

Comes Jay W. Smith temporary administrator of said Estate and says that he has collected the proceeds of said policy as set forth in his application to this Honorable Court amounting to the sum of \$770⁰⁰ being the only property belonging to said Estate.

That his mother Mrs. Mary H. Smith is entitled to said sum less his commission for collecting and disbursing same, the costs of administration, and such other expenses hereinafter indicated incurred herein and less the 1/5 net amount thereof, after said expenses are paid as aforesaid, which 1/5 is due the heirs Mrs. D. A. Hees, O. J. Whatley and Mrs. D. L. Stephens.

That he now holds said sum of \$770⁰⁰ less so much as has been expended in the collection thereof and as costs of administration which expenditures he found necessary and are as follows:

To expense trip to funeral bills	
return	\$7 ⁰⁰
Amount sent J. O. Whatley to have papers fixed in Georgia	\$40 ⁰⁰
Amount paid to L. Robinson	
Attys fees in administration	\$20 ⁰⁰
	\$67 ⁰⁰

leaving a balance due of \$702⁴⁰
That there remains due and unpaid on account of said expenses the following sums which he feels obligated to pay

To amount due L. O. Garrison in
 assisting in the recovery of said
 insurance money \$25⁰⁰
 .. Balance due Mr. L. Robertson
 atty fees in administration 5⁰⁰
 \$30⁰⁰

leaving a balance of \$672⁴⁰
 That there are no further expenses
 in this administration, except
 his commission \$77⁰⁰ and court
 costs
 Wherefore he respectfully prays that
 he be directed to pay over to the parties
 entitled thereto said items as above
 indicated and the costs of this admi-
 nistration. That after said payments
 are made, that he be directed to
 pay over the surplus; $\frac{4}{5}$ thereof
 to his mother Mrs. Mary H. Smith & $\frac{1}{5}$ to
 said Mrs. D. Adess & J. Whalley & Mrs. W. L. Steph-
 ens. That his acts herein in all
 things be approved and confirmed
 and for such further orders in the
 premises as may be fit and proper
 Jay W. Smith

Done to and subscribed before me this 5th day
 of April 1900

Mr. L. Robertson
 Notary Public
 Dallas Co Tex

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

No. 2764
Estate of Underhill
E. Smith Decd.
Application to
Disburse funds.

Report
Apr 5 1928
Application granted
in as prayed

P. W. C. Jones
84

FILED Apr 5 1928
A. S. JACKSON,
County Clerk, Tarrant County, Tex.
By B. F. Cannon DEPUTY

Recorded 130

No. 2764

Estate of Underhill } In County Court
E. Smith Decd } Dallas Co.

To the Honorable Court
Your petitioner Jay W. Smith Administrator of the Estate of Underhill E. Smith decd. respectfully presents herewith his final account herein

Income
Amount realized on life insurance policy on life of decedent \$770⁰⁰

Disbursements
To expense trip to funeral home
return \$7.60
Aunt and J. Whately 40.00
" paid Mr. L. Robertson
attys fees see Voucher 20.00
" " " " 5.00
" paid L. Garrison " 25.00
" of my Com on \$770⁰⁰
recd & disbursed 77.00
" paid Co. Clk costs herein 11.50 see Voucher
" " Whately children
Mrs. Mary J. Hess O. J. Whatt-
-ey thru Mr. J. Stephens 114.08 " "
" paid Mrs. Mary H. Smith 469.82 " "
\$770.00 \$770.00

and having fully administered said estate leaving nothing in his hands and filed proper vouchers showing his disposition of said estate under the order of this Honorable Court, he asks that he as administrator of

said estate to finally discharged and
his bondsmen to released and said
estate declared closed

M. L. Robertson
atly for admr

State of Texas
County of Dallas

Before me the un-
designated authority in this day pers
onally appeared Jay W. Smith admr
instrator of the estate of Underhill
E. Smith deceased, who being duly
sworn states in oath that the proce-
ding account contains a correct
and complete statement of said
estate

Jay W. Smith
knew to and subscribed before me this
30 day of July 1900

M. L. Robertson
Notary Public

No. 2764
Estate of
Underhill E. Smith
Deceased

Exhibit R

Final Account

6
August 1900

A. M. Paulus
Oct 17 1900

Final report exam-
ined and ap-
proved and
this order is
finally discharg-
ed from his duties
upon payment of
costs.

388

Wm. H. Jones
J. J. Jones
Recorded - 5-217