

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

Case Number 1928

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1928

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SCIRE FACIAS TO EXECUTOR-ADM'R-G'D'N.

THE STATE OF TEXAS,

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

WHEREAS, in the County Court of Dallas County, State of Texas, in the matter of the Estate of
Mrs. M. L. Craddock, Deed.
S. Craddock Temporary Administrator
 No. *2921*, on the Probate Docket of said County, said *Temporary Administrator*
 has failed to file an Annual Account showing the condition of said Estate, as required by law.

THEREFORE YOU ARE HEREBY COMMANDED to summon the said

S. Craddock,

to be and appear before the Honorable County Court of Dallas County, State of Texas, at the
November Term thereof to be held at the Court House of said County, in the City of
 Dallas, beginning on Monday the *7th* day of *Nov.* A. D. *1898*, and ending on the *31st*
 day of *Dec.* A. D. *1898* and to prepare and file at said time an Annual Account in accordance
 with law, and show cause for *his* failure to return such Account at the proper time

and you will deliver to the said *S. Craddock,*
a true copy of this Citation.

HEREIN FAIL, NOT, but due service and return hereof make, showing how you have executed the same.

ATTEST: A. S. JACKSON, Clerk of the County Court of Dallas County.

GIVEN UNDER MY HAND and seal of office, at Dallas, this *10th*
 day of *Oct* A. D. *1898*

A. S. JACKSON,

Clerk County Court, Dallas County, Texas.

[L. S.]

By

A. B. Rawlins Deputy

SHERIFF'S RETURN.

Came to hand on the 10 day of Oct A. D. 1898 and executed on the
13 day of Oct A. D. 1898 by delivering to K. Craddock
in person, a true copy of this writ.

By Em J. Cabell Sheriff Dallas County, Texas.
H. Hall Deputy.

F E E S
 Service \$ 75
 Mileage \$ 10
 Total \$ 85

No. 2221 21

IN RE ESTATE OF

Mrs M L Craddock
Reed,

County Court, Dallas County,

SCIRE FACIAS
To J Craddock
Jemp Admr.

Issued 10 day Oct
1898

A. S. JACKSON, Clerk,
 By W B Rawlins Deputy.

ACT, 2690, R. S., 1895.—If the guardian (administrator or executor) fail to return such account after being cited to do so, or fail to show good cause for failing to return such account at the proper time, he may be fined by the Court not exceeding Five Hundred Dollars, for the use of the County, and he and his sureties shall be liable for all fines imposed and damages sustained by reason of such failure.

PENALTY FOR FAILING TO RETURN ANNUAL ACCOUNT.

SCIRE FACIAS TO EXECUTOR-ADM'R-G'D'N.

THE STATE OF TEXAS,

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

WHEREAS, in the County Court of Dallas County, State of Texas, in the matter of the Estate of
Mrs M. J. Craddock Deceased
J. Craddock Temp. Admr.
 No. *2221*, on the Probate Docket of said County, said *Temporary Administrator*
 has failed to file an Annual Account showing the condition of said Estate, as required by law.

THEREFORE, YOU ARE HEREBY COMMANDED to summon the said

J. Craddock

to be and appear before the Honorable County Court of Dallas County, State of Texas, at the
November Term thereof, to be held at the Court House of said County, in the City of
 Dallas, beginning on Monday the *7* day of *Nov.* A. D. *1898*, and ending on the *31*
 day of *Dec.* A. D. *1898*, and to prepare and file at said time an Annual Account in accordance
 with law, and show cause for *his* failure to return such Account at the proper time.

and you will deliver to the said
a true copy of this Citation.

J. Craddock

HEREIN FAIL: NOT, but due service and return hereof make, showing how you have executed the same.

ATTEST: A. S. JACKSON, Clerk of the County Court of Dallas County.

GIVEN UNDER MY HAND and seal of office, at Dallas, this *10*
day of *Oct* A. D. *1898*

A. S. JACKSON,

Clerk County Court, Dallas County, Texas.

By

W. B. Lawler Deputy.

[I. S.]

SHERIFF'S RETURN.

Came to hand on the _____ day of _____ A. D. 1____, and executed on the _____ day of _____ A. D. 1____, by delivering to _____

in person, a true copy of this Writ.

F E E S:
 Service \$ _____
 Mileage \$ _____
 Total \$ _____

Sheriff _____ County, Texas.
 Deputy _____

No. *9991*

IN RE ESTATE OF

Mrs. M. L. Craddock
Deed.

County Court, Dallas County,

SCIRE FACIAS

To *J. Craddock*
Temp. Adm'r.

Issued *10* day *Oct.*
 189 *9*

A. S. JACKSON, Clerk,

By *A. W. Paulus* Deputy

ART. 2692, R. S., 1895.—If the guardian (administrator or executor) fail to return such account after being cited to do so, or fail to show good cause for failing to return such account at the proper time, he may be fined by the Court not exceeding Five Hundred Dollars, for the use of the County, and he and his sureties shall be liable for all fines imposed and damages sustained by reason of such failure.

PENALTY FOR FAILING TO RETURN ANNUAL ACCOUNT.

OATH OF TEMPORARY ADMINISTRATOR L. CRADDOCK.

STATE OF TEXAS,
County of Dallas.

IN THE COUNTY COURT,
September Term, A. D. 1896.

I, L. Craddock, do solemnly swear that I will well and truly perform the duties of temporary administrator of the estate of *M. L.* Craddock deceased, in accordance with law and with the order of the Court appointing me such administrator.

L. Craddock

BOND OF L. CRADDOCK, TEMPORARY ADMINISTRATOR.

STATE OF TEXAS,)
County of Dallas.)

Know all men by these presents: That we, L. Craddock as principal and -----and----- as sureties, are held and firmly bound unto the County Judge of the County of Dallas and his successors in office, in the sum of *Five hundred* Dollars, conditioned that the above bound L. Craddock, who has been appointed by the County Judge of Dallas County temporary administrator of the estate of *M. L.* Craddock, deceased, shall well and truly perform all the duties required of him under said appointment.

L. Craddock
Geo. H. Loomis
J. H. [unclear]

Approved Sept. 9th 1896
(L-25) J. H. [unclear]
Co. Judge

2221

AFFIDAVIT AND BOND OF L. CRADDOCK
TEMPORARY ADMINISTRATOR OF THE
ESTATE OF *M. J.* CRADDOCK.

-----o-----

FILED

SEP 10 1978

L. N. AUBREY, County Clerk

By *J. H. Wilson*
Notary Public

<Recorded>

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7771.

Mrs M. L. Craddock,

deceased.

L. Craddock

Temporary administrator

In the
Probate Court
of Dallas County
Texas.

Upon this the 5 day of Nov. 1898 came on
to be heard the report of L. Craddock
as Temporary Administrator ^{of the estate of Mrs. Craddock} and his
petition to be discharged as such
administrator - and his prayer that
he be decreed the sole heir of said
M. L. Craddock deceased.
And the court having heard the
reading of the report, and having heard
the evidence thereon -
is of the opinion that that the L.
Craddock as temporary administrator
has fully complied with his duty -
under the order of this court -
and that he has collected the sum
of \$1626.56, as Temporary administrator
the same being all the personal
estate of M. L. Craddock deceased.
and being all the estate of M. L.
Craddock real personal or mixed.
and further finds that M. L. Craddock
was the wife of L. Craddock - and
further finds that M. L. Craddock left
no surviving ^{children} or children or their
descendants - and that therefore
L. Craddock is the sole heir of his
deceased wife M. L. Craddock.
It is therefore ordered adjudged
and decreed by this court -
that the said report of L. Craddock as
Temporary administrator of the

Estate of M. L. Craddock be in all respects adopted and approved by this court. That L. Craddock is the sole heir of M. L. Craddock decedent that the \$1626.26 collected by the Imp-
 ado. is the separate personal estate of M. L. Craddock, that same is hereby decreed to be the property of L. Craddock, that the costs of this administration has been paid. Therefore the order of this court having been fully complied with L. Craddock as temporary administrator is hereby discharged and his bondsmen are hereby released from and ~~from~~ any liability by reason of their signing his bond as temporary administrator all of which is hereby ordered,
 M. L. Craddock
 Co. Judge

No 2221.

Mrs M. L. Craddock
Deceased

L. Craddock
Temporary
Administrator

Final Decree
do hereby in the
Temporary Administrator

J-590

STATE OF TEXAS,
County of Dallas.

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IN THE COUNTY COURT OF
Dallas County, Texas.

-0-

In the matter of the temporary administration of the estate of M. L. Craddock, by L. Craddock, temporary administrator:

Now at this time comes L. Craddock, temporary administrator aforesaid, and makes this his report, and asks that he be discharged in accordance with the prayer herein. And would show to the Court that upon his application duly made, and the making affidavit and bond as required by law, he was on the 9th day of September, 1896, appointed temporary administrator of the estate of his deceased wife, M. L. Craddock. That said estate consisted, as is shown in said application, of one certain life insurance policy on the life of L. Craddock, wherein M. L. Craddock, his wife, was the beneficiary. The order of this Court appointing him temporary administrator, which is of record in Book M, pages 25 and 26, Probate Minutes of Dallas County, Texas, provided, instructed and made it his duty to collect the proceeds of said policy of insurance, said policy being known and designated as No. 250236 of the New York Life Insurance Company of New York, if necessary by compromise or suit, but to collect said moneys due on said policy and hold same subject to the future orders of this Court.

Your administrator begs to report that in pursuance of said order, he did collect from the said New York Life Insurance Company on account of said policy of life insurance the sum of *eight hundred and fifty six* Dollars. That he now holds same subject to the order of this Court.

Your administrator would further show to this Court:

That the moneys so collected was the separate personal estate of his deceased wife, M. L. Craddock. That she had no other estate, real or personal. That she died on the 25th day of November, 1895, intestate. That no child or its descendants survive her. That your administrator, being the surviving husband of M. L. Craddock, and being the sole heir, does by law inherit all her personal estate.

Wherefore, your petitioner prays that he be decreed to be the sole heir of the deceased M. L. Craddock, and that the moneys now in his hands collected and held by him as administrator be decreed by this Court to him.

Having fully reported, and having fully complied with the orders of the Court herein, and the deceased having no other estate real or personal, your administrator prays the Court that his report be in all things accepted and that he be discharged as temporary administrator and that his bondsmen be released from any obligation by reason of their signing his bond. That he has paid the cost of this proceeding, and herewith tenders the receipt of the officer of this Court.

L. Craddock

Temporary Administrator.

L. Craddock, being by me duly sworn, say that the matters and things set out in the foregoing petition are true.

E. Wardell

Notary Public, Dallas County, Texas.

T. Camp.

Atty for L. Craddock

Temporary administrator

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2221

REPORT OF L. CRADDOCK, TEMPORARY
ADMINISTRATOR OF THE ESTATE OF
M. L. CRADDOCK.

-----0-----

FILED Nov 5 1898
A. S. JACKSON,
County Clerk, Dallas County, Tex.
BY *[Signature]* REPORT.

J-540
Recorded S-480
41 00
T. L. Camp
[Signature]

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STATE OF TEXAS,
County of Dallas.

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IN THE COUNTY COURT,
September Term, A. D. 1896.

To the Honorable Judge of said Court:

Your petitioner *D.* Craddock, a resident citizen of Dallas County, State of Texas, comes now and makes application to this Honorable Court to grant him letters of temporary administration upon the estate of *M. L.* Craddock; and in support of such application will show to this Honorable Court:

That your applicant is the surviving husband of *M. L.* Craddock who departed this life on the *25* day of *Nov*, 1895, in the City of Dallas, Dallas County, Texas, the place of her residence, and that she died intestate. That deceased left an estate of the probable value of \$1700.00.

Your applicant would further show to this Honorable Court that heretofore, to wit: on the *15* day of *March*, 1896, your applicant, being then the husband of deceased, *procured* a policy of insurance in *a* New York life insurance company, said policy being numbered *250236*, upon his life. That said policy of insurance was made payable in case of his death to the deceased. That said policy of insurance was for \$5,000.00, and was conditioned among other things by the terms thereof that at a certain time and after the payment of a certain number of premiums that said policy of insurance would have a definite cash value or that it might be extended as paid up insurance upon the life of the assured for a certain number of years, or that it would become a paid up policy upon the life of the assured for his life. That the beneficiary when that time arrived might elect which condition he would accept. That since the death of the deceased (the beneficiary in said policy of insurance) the period has arrived when the beneficiary must elect what proposition or condition he will accept under the said policy of insurance; and your applicant, being the sole heir of the deceased and the beneficiary under said policy of insurance, has elected to accept the cash value of said policy of insurance. That said insurance company, recognizing their obligation, is willing to pay said policy of insurance according to the terms and conditions thereof and recognizing the right of the beneficiary to demand a

...of which administration will come to this Honorable
...of said estate of said deceased upon the estate of
...of Texas' comes now and makes application to this Honorable Court to
... Craddock, a resident citizen of Dallas County,
to the Honorable Judge of said County.

COUNTY OF DALLAS,
STATE OF TEXAS.

September Term, A. D. 1888
IN THE COUNTY COURT

cash payment of same, have refused to pay your applicant on the ground
that the assignee or beneficiary named in the policy of insurance is dead
and that no executor or administrator has been appointed for her estate.
That said insurance company refuse to pay said policy of insurance or the
amount due thereunder to any one except to a legally qualified executor or
administrator. Wherefore, your applicant represents that there exists a
necessity for the appointment of a temporary administrator, and would fur-
ther represent to this Honorable Court that this policy of insurance is
all separate estate of the deceased.

Your applicant would further represent that he is not disqualified
to act as such temporary administrator. Wherefore, he prays your Honor
to appoint him temporary administrator of the estate of the said ^{Wm.}
Craddock, deceased, and that by your order entered ^{thereon}
he be given full power and authority to collect
the proceeds of the said policy of insurance.

Attorney for Applicant.
J. L. Combs &
H. H. Dineen
Attorneys for
Applicant

L. Craddock

2221

APPLICATION FOR LETTERS OF TEMPORARY ADMINISTRATION

M. L. S. State
M. L. Anderson

FILED

SEP 6 1996

J. H. Scurlock

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