

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

Case Number 1491

Dallas Genealogical Society
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1491

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THE STATE OF TEXAS.

To all Persons Interested in the Administration of the Estate of
Emily S. Keller deceased.
A. W. Keller has filed, in the County Court
of Dallas County, an Application for the Probate of the last Will of *Emily S.*
Keller deceased, and for Letters Testamentary,
which will be heard at the next Term of said Court, commencing on the Third Monday in
September A. D. 188*3*, at the Court House, in the City of Dallas, at which
time all persons interested in said Estate may appear and contest said Application if
they see proper.

WITNESS, *W. M. C. Hill*
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 *31st* day of *August*
A. D. 188*3*.

W. M. C. Hill
A. HARWOOD, County Clerk Dallas Co., Texas,

By *L. A. Hughes* Deputy.

THE STATE OF TEXAS.

To all Persons Interested in the Administration of the Estate of
E. W. Keller deceased.
W. M. C. Hill has filed, in the County Court
of Dallas County, an Application for the Probate of the last Will of *E. W.*
Keller deceased, and for Letters Testamentary,
which will be heard at the next Term of said Court, commencing on the *fourth*
Monday in *May* A. D. 188*7*, at the Court House, in the City of Dallas,
at which time all persons interested in said Estate may appear and contest said
Application if they see proper.

WITNESS *W. M. C. Hill*, County Clerk of Dallas County, Texas.

Given under my hand and the seal of said Court, at office
in the City of Dallas, this *1st* day of *May*
A. D. 188*7*.

W. M. C. Hill, County Clerk Dallas Co., Texas.

By *L. A. Hughes* Deputy.

80/ Original
No. 607

COUNTY COURT.

ESTATE OF
Emily N. Kuen

Deceased.

Notice of Application for Probate of
Will and Letters.

Issued this 31st day of
August 1887
A. HARWOOD, County Clerk,
By L. L. Vaughan Deputy.

SHERIFF'S RETURN.

Came to hand the 31st day of Aug.
1887, and executed the 31st day of Aug.
1887, 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.

C. H. Smith
Sheriff, Dallas Co.,

By L. L. Vaughan Deputy.

Part of Copy
Recorded

original
No. 607

COUNTY COURT.

ESTATE OF 31
E. N. Kuen

Deceased.

Notice of Application for Probate
of Will and Letters.

Issued this 10 day of
May 1887.
W. M. C. HILL, County Clerk.
By L. L. Vaughan Deputy.

SHERIFF'S RETURN.

Came to hand the 10 day of May
1887, and executed the 10 day of May
1887, 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.

W. M. Lewis
Sheriff, Dallas County.

By Deputy.

A. D. Aldridge & Co., Stationers, Printers, etc., Dallas, Tex.

Recd
Recorded

Know all men by these presents, that I Emily
 L. Keller of the County of Dallas, State of Texas,
 in view of the uncertainty of life and the certainty of
 death and wishing to dispose of my worldly goods to
 take effect after my death, do make and publish
 this my last will and testament hereby, revoking
 all former wills by me at any time heretofore made.

First. - I direct that all my just debts and
 funeral expenses be paid out of my estate, or such
 means as I may provide specially for such purpose.

Second. - I give and bequeath to my beloved
 husband St. W. Keller the use free of rent of my
 one half community interest in our present home-
 stead and direct that he shall only be required
 for such use, to pay all taxes on the same to keep
 the premises insured and in good repair so long
 as he shall live, or use and occupy the same as
 a homestead, or place of residence, with remainder
 or to my legal heirs.

Third. - I give and bequeath to my beloved
 husband in trust for my legal heirs, my street
 railroad property, in the City of Dallas, known
 as the Commerce & Erway Street Railroad,
 together with all stock, both live and rolling,
 franchises and rights pertaining to the same
 and direct that he superintend the manage-
 ment of the same, keep the same in good re-
 pair and running order, the roadbed in good
 condition, provide the live stock with good and

sufficient force and see that they receive kind and proper treatment, replace any necessary articles when the same may from any cause become useless or less efficient, than the uses of said railroad may require, pay all taxes on said property, employ and pay all necessary servants and agencies necessary for the proper running of said railroad cars and attending to all its requirements and after paying all expenses incidental to the running, maintaining and keeping said property in good condition, the remainder of the revenues derived from the management of said property I direct shall be paid over to my legal heirs, share and share alike, with remainder after my husband's death, or the relinquishment of the said trust by him for any cause, or reason what so ever, to my legal heirs.

Fourth. - I give and bequeath to my beloved niece Helen L. Audrey my gold watch.

Fifth. - I give and bequeath to my beloved sisters, my wearing apparel.

Sixth. - I give and bequeath to my beloved husband H. W. Keller, all household and kitchen furniture, books, pictures and paintings now owned by me, or used by me at the time of my death.

Seventh. - I constitute and appoint my beloved husband H. W. Keller sole executor of this my will. - That he take charge of the property mentioned in this

my will and all other property real or personal I may die possessed of, with the power to sell all, or any part thereof and reinvest any monies from said sale in any property or enterprise he may deem beneficial to my legal heirs.

Eighth. - I direct that no other action shall be had in any of the Courts in the administration of my estate than to prove and record this will and to return an inventory and appraisement of my estate - and that no security shall be required of my executor.

In witness whereof I have hereunto set my hand this 9th day of May 1883, in the presence of A. C. Arday, Mrs. G. Snodgrass and Sarah Moore who attest the same at my request.

Witness

A. C. Arday

G. Snodgrass.

S. E. Moore

Emily L. Miller

Notes?

Probate Court of Dallas County Texas
In re probate of last will and testament of Mrs
E L Keller deceased

On this the second day of December 1883 personally
came Mrs G Snodgrass and A C Ardrey who after
being duly sworn in open Court depose and say
that they each signed the will read in open Court
and that the same is the will made by Mrs E L
Keller - that Mrs E L Keller in their presence
signed the same and declared to them at the time
of signing that the same was her last will and tes-
tament that they signed the same at her request as
subscribers. that there were present besides themselves
at the time of signing Miss Sarah Moore who
also signed the same as a witness at the request of
Mrs Keller

That Mrs Keller was over 21 years of age at the
time of signing said will and each of the subscri-
bing witnesses over fourteen years of age

Gabriella Snodgrass
A. C. Ardrey

Recorded & Indexed
Aug 11 1883

287 657
Filed August 27 1883
W. M. & S. C. Co. Secs
of Dallas County

State of Texas } Estate of Mrs Emily L Keller dead
County of Dallas } County Court for matters of probate
September Term A.D. 1883

To the Hon R. E. Buckle Judge of the County Court of
Dallas County Texas sitting in matters of probate

Your petitioner Henry W Keller of the County of Dal-
las in the State of Texas sheweth unto your Honor
that Mrs Emily L Keller died on the 17th day of May
1883 in the City and County of Dallas Texas leaving
real and personal property of the estimated value
of Ten Thousand Dollars and will duly executed
as petitioner believes that said Emily L Keller at the
time of her death resided in the County first aforesaid
that your petitioner was named Executor in said will
and is capable of receiving letters testamentary; where-
fore he prayeth that notice of this application be given
by citation duly posted and that the said will be
probated and for letters testamentary and as in duty
bound he will ever pray

H. W. Keller
Applicant
B. J. Adams Atty

657
In re Probate will of
Mrs E. L. Keller dead
Deposition of witnesses
taken by J. Adams
R. E. Buckle
Judge of Probate
Dallas County Texas
Sept 20 1883

No 657

In re Estate of L Keller Deed

Now at this time coming on to be heard the motion of H W Keller Exr filed in this cause on the 10th day of May 1887 and it appearing that ten days notice of the same has been given to all persons interested in said estate as directed by law and no one appearing to contest the same, and it appearing to the Court that the will of said decedent together with an application for the probate thereof was duly filed in this court on the 31st day of August 1883 and that subsequently thereto to wit on the 3rd day of Decr 1883 the same was admitted to probate upon the testimony of A. B. Crosey and Mrs J Snodgrass subscribing witnesses which said testimony was reduced to writing sworn to and subscribed by said witnesses in open Court and now appears on file amongst the papers of said cause that on the same day said will was duly recorded in Book 6 pages 141 & 142 Records of Hills but that the minutes of the proceedings of the term of the Court in which said orders were had and entered were not signed as required by law at the termination thereof but in all other respects regular. It is therefore ordered and adjudged and decreed that said will be admitted to probate but the same having been already recorded on further record of the same be made. That the said H^W Keller be appointed executor to the said H^W Keller on his subscribing the oath prescribed by law and that all acts heretofore done in and about the premises be fully approved.

Mo In re Est M^{rs} E L Keller decd

State of Texas
County of Dallas } To Hon E L Bowen Comm
by Judge Dallas County Tex

The petition of H W Keller Ex^r Last will and testament of his decd wife E L Keller respectfully represents unto your Hon. that here tofore to wit on the 31st day of August 1883 he by petition to this Honorable Court petitioned annexed of the said decedent prayed for the probate of the same, and that subsequently thereto on the 3rd day of Decr 1883 the same was admitted to probate upon the sworn testimony of A. S. Gregory and Mrs G Snodgrass subscribing witnesses thereto. that the evidence of said witnesses was reduced to writing and now appears among the papers of said cause

That on the same day said will was ordered to be recorded and as appears from recordment therein said will was recorded in Book 6 pp 141 & 142 records of wills &c.

That amongst other orders entered on said 3rd day of Decr 1883 was one appointing J W Bartles J D Harry and E M Kalin Executors in trust to appraise the Estate of said decedent. and that letters testamentary be issued to petitioner on his subscribing the oath in such cases made and provided

Petitioner represents unto your Hon that all the proceedings had in and about the probate of said will were regular, in due course and done and had in open Court, but that the minutes of the term at which said proceedings were had were not signed at the termination thereof.

Wherefore he now prays that your Hon make such order and enter such judgment as will perfect the proceedings had in and about matter and that he have such relief as to your Hon seems meet and proper in the premises and in duty bound he will ever pray
J. J. Downes
Atty for Petitioner

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Ord 657 [✓] *Petition*

In Re. Est of Mrs
E L Keller deceased
Martin H W Keller
Suz

Filed May 10th 1887
MCKIN *OK*
By J. W. Smith *184*

Mr Hughes - Issue notice
for re-estate of said
May 10th 1887

Recorded - 82

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