

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

Case Number 1865

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1865

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The State of Texas

To the Sheriff or any constable of said County, Greeting:-
You are hereby commanded to summon ^{Hubert} ~~William~~ ^{Robert} ~~William~~ to appear before
the Honorable County Court of Dallas County
sitting for Probate to be held at the Court
house thereof in the City of Dallas on the
First Monday in February A.D. 1886, then and
thence to contest if they see proper so to do
the application of B.R. Moffitt filed in
said court on the 17th day of November 1885
and No 870 and bring an application for the
probate of the last will of ~~W.R.~~ ^{W.R.} Moffitt deceased
and alleging in substance, that on the 24th
day of Sept 1885 the said ~~W.R.~~ ^{W.R.} Moffitt died
at his home in said Dallas County where
he resided leaving his undivided half
interest in certain mill property and the
lot on which the same is situated known
as the Rung & Keller Mills and situated in the
town of Waxahogie in Ellis County Texas
said lot being particularly described in
said application; that on the said 24th
day of Sept 1885 the said ~~W.R.~~ ^{W.R.} Moffitt at
his usual habitation in said County of
Dallas during his last illness made his
last will by uttering in substance the
following testimonial words, to wit:
That he wanted his wife Emma (meaning
Emma Moffitt) to have one half of his interest
in the mill meaning said mill property and
lot; and that he wanted his two little
boys (meaning his little sons, Leola & Willis R.
Moffitt) to have the other half; and that he
did by mouth and devise to said Emma Moffitt and
Leola Moffitt & Willis R. Moffitt his said

interest in the said mill property & that
 that before and at the time of uttering
 said words the said W. R. Moffett called
 on Dr. F. Kitch and Joseph Moffett who
 reside in Dallas County, & R. R. Moffett
 who resides in Ellis County & others to
 take notice that what he was about to speak
 was his last will and that he did then and
 there utter in substance said words; that
 W. R. Moffett afterwards on the same day
 during said illness, died without making
 said muniment will and without appointing
 any executor thereof; that said W. R. Moffett
 left surviving him as his heirs at law
 Emma Moffett, Leo Moffett, Willis A. Moffett,
 Laura Le Rowry, wife of S. L. Rowry, Rena
 B. Ryan, wife of J. C. M. Ryan, Henry O. Mann,
 W. F. Mann, Fellen Derrin, wife of Robert
 Derrin and Richard Gayle, Fred P. Gayle &
 R. R. Moffett and you will deliver to the
 said Fellen Derrin & Robert Derrin a
 true copy of this citation

Witness my hand and seal of office this 21st day of Dec. 1883

W. L. Lusk
 Dallas, Texas
 By L. H. Hughes

470

Estate of Wm R.
Moffett, Decd
will
testamentary

Issued Dec 21st 1885
Will of Decd
Rep. of Decd

Come to honor Dec 21/85
at session Jan 12 1886
by delivery to Robt +
Lucilla children each
a true copy hereof in
Person

Sam Bell
clerk

2 Bell 2/5

fee	3 00
mile	60
	3 60

Exhibit A

In the County Court in the County
of Dallas and State of Texas
In the matter of the probate
of the last will of W. R. Moffett,
deceased, in cause number
970 in said Court.

This is to certify that in
said Court on the 11th day
of February, 1880, before E. J.
Bower, Judge of said Court,
personally came and
appeared the following
named witnesses to wit:
Doctor T. Little, B. R. Moffett,
and Joseph H. Moffett, said witnesses
as being the same mentioned in
the application on file herein
to probate said will, and
being duly sworn upon
oath say,

That said Doctor T. Little,
and Joseph H. Moffett, now are
and at the times mentioned
in said application were re-
sident citizens of said
Dallas County, that at
said time said B. R. Moffett was
and he now is a resident
citizen of Ellis County, Texas,
that they were each acquainted

with said W. C. Moffitt, deceased.
 That said W. C. Moffitt departed
 this life on the 24th day of
 September 1885; that at said
 time and for many years there-
 fore he resided in the said
 Dallas County, in the town
 of Lancaster where his
 home and residence and
 habitation were and where he had
 been and resided for more
 than ten days next preceding
 the said 24th day of September 1885;
 That on said day, then being
 about seventy three years of
 age, while languishing under
 a dangerous sickness, the same
 being his last sickness, and while
 of sound mind and disposing
 memory, the said W. C. Moffitt
 deceased, did make his last
 will, in the presence and hearing
 of the said three witnesses, by
 uttering the following testamen-
 tary words, to wit:

That he wanted his wife and
 his two little boys to have his

interest in the mill, ^{property in} ~~the~~ Wasaka-
ville. That Emma Moffitt was
the wife of said W. R. Moffitt, whom
the said testator by said word
his wife referred to and meant;
That Cole Moffitt and Willie
R. Moffitt were the little sons
of said testator W. R. Moffitt,
~~respectively~~ respectively about
eleven and five years old, &
were the only little boys of
the said W. R. Moffitt deceased,
and whom he meant and
referred to by the said words
his two little boys - That
said deceased had ~~the~~ ~~legal~~
the legal title to ~~the~~ an undiv-
ided half interest in ^{certain} the ~~following~~
~~described~~ mill property
situated in the said town of
Wasaka, ~~and~~ ~~including~~ ~~the~~ ~~lot~~ ~~on~~ ~~which~~ ~~the~~
mill is situated, which said
property and mill is particular-
ly described in Exhibit A hereto
attached and made a part hereof.
That said W. R. Moffitt, deceased
at said time did not have

title to or any interest in any
 other mill property, and that
 by the said words his mill
 property in Westchester
 he meant and referred to
 the said mill property and
~~the same~~ and
 described in the
 Exhibit A. That said W. R.
 Moffett, deceased, at the time of
 and immediately preceding the utter-
 ing by him of the said testamen-
 tary words above set out,
 in the presence and hearing
 of all three of said witnesses,
 and while believing that he was
 about to die, did then and there
 call particularly and specially
 on the said witness O. R. to
 Moffett, ^{to take notice} that his will was
 just as above stated.

That during said last sickness
 that said W. R. Moffett deceased
 directed a ~~copy~~ conveyance
 of said mill property to be
 made out for his signature,
 conveying said property

to his said wife and two little
 boys and that such instrument

personal property & that to be
made out for his signature,
conveying said property

to his said wife and two little
boys and that such instrument
was actually drawn but that
the said W. R. Moffitt by his
extreme sickness and sudden
death was prevented from
executing the same ~~of~~
he desired and intended to do.
Died within two or three hours
after the uttering of the said
^{testamentary} words by the said W. R. Moffitt.
He died.

That but for the said will,
the heirs of the said W. R. Moffitt
~~would~~ would have been the
persons for same mentioned
in the application on file
in said cause to probate
said will

B. R. Moffitt

~~The said~~

J. W. Moffitt

Sworn to & subscribed before me in
open Court and received as the testimony
of the said witnesses this 11 of February
A. D. 1886

E. G. Jones
Circuit Clerk

Exhibit A

An undivided half interest
in and to the mill and the lot
on which it is situated
known as the Kings Rotten
Mills, said mill and lot
being situated in the town
of Waxahatchie, in Ellis
County, Texas, and the
said lot being described
as follows to wit: said
lot lying & being in the
said town, and known
upon the map & plat showing
as part of block number
(10) Ten, in the Addition
to said town of Waxahatchie
and described by field notes
as follows: Beginning at
the intersection of the E.
line of Jackson St. with
the ~~west line of~~
at a stake, which stands
60 ft. South $62\frac{1}{2}$ East from
the N. E. corner of a lot
owned to M. A. Atkinson by
J. S. Sidson. Thence S.
 $29\frac{1}{2}$ W. with the east line of
Jackson Street 13 ft to a

a stake on said line.
Thence S 6 1/2 E 224 ft. to
the centre of Compton
Branch thence up &
with the centre of said branch
with its meanderings
to the S line of said
Alley. Thence west
with the S line of said
Alley 155 ft to the place of
beginning, the same being
on the north side of Rogers
Spring branch and being
out of the Head Right Sur-
vey of W. Rogers, and
being the property referred
to and described in the
said application to Pro-
bate the said Will

10.590
Exhibit A
In the matter of the
Probate of the will
of W. B. M. Rogers, and
Filed from 11/24/46
W. M. Colwell
By [Signature]

The State of Texas

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

You are hereby commanded to summon Emma Moffitt, Leola Moffitt, Willie R. Moffitt, Joseph H. Moffitt, Francis L. Lawry, S. L. Lawry, to appear before the Honorable County Court of Dallas County, sitting for probate, to be held at the Court house thereof in the City of Dallas on the first Monday in February AD 1886, then and there to contest, if they see proper so to do the application of Wm. R. Moffitt, filed in said Court on the 17th day of November 1885 and numbered 870 and bring an application for the probate of the last will of Wm. R. Moffitt, deceased and alleging in substance, that on the 24th day of September 1885 the said Wm. R. Moffitt died at his home in said Dallas County, where he resided leaving his undivided half interest in certain mill property and the lot on which the same is situated, known as the Ring & Roller Mills and situated in the town of Waxahachie in Ellis County, ^{of the County of Waxahachie, State of Texas} said lot being particularly described in said application that on the said 24th day of September 1885 the said Wm. R. Moffitt, at his usual habitation in said County of Dallas during his last illness, made his last will, by uttering in substance the following testamentary words, to wit: That he wanted his wife Emma (meaning Emma Moffitt) to have one half of his interest in the mill (meaning the said mill property and lot) and that he wanted his two little boys (meaning his little sons Leola Moffitt and Willie R. Moffitt) to have the other half, and thereby did

bequeath and devise said Emma Moffitt
said lease Moffitt and Willis R Moffitt his
said interest in the said mill property
that that before and at the time of uttering
said words, the said W. R. Moffitt called
on the Dr. F. Kittle and Joseph M. Moffitt who
reside in Dallas, and R. P. Moffitt who reside
in Ellis County, to take notice that
what he was about to speak was his will
and that ~~the~~ he did then and then uttered
in substance said words: that said W. R.
Moffitt afterwards on the same day during
said illness died without revoking said
nuncupative will and without appointing
any executor thereof; that said W. R. Moffitt
left surviving him as his heirs at law
Emma Moffitt, Leslie Moffitt, Willis R Moffitt,
Fanny C. Hawry wife of S. C. Hawry his B.
Ryan, wife of J. C. M. Ryan, Harry O. Nance, W. F.
Nance, Sullin Derran wife of Robert Derran and
Richard Gayle and F. P. Gayle and R. P. Moffitt
and you will deliver to the said Emma
Moffitt, Leslie Moffitt, Willis R Moffitt, Fanny
C. Hawry and S. C. Hawry a true copy of
this citation:-

Assure fail not, but have you them and that
this writ showing how you have executed the
same.

Witness, William Hill clerk of the County Court
of Dallas County Texas

Given under my hand and seal
of office this 20th day of November
A. D. 1885

William Hill clerk, Dallas
Dallas County Texas
By S. Douglas

1870s. 870 v

Estate of John R. Moffitt
Deed

Certation Issued

Nov 24 1880

Willie Moffitt
By Lodging

Fee Survey & Copy
at 150 Each \$15.00

messenger 2.00
\$17.00

Came to hand Nov 24 1880 and registered
Jan 12 1886 by Delivering to the within
name Joseph H. Moffitt Belle H. Moffitt
Laura S. Lowrey & S. C. Lowrey ^{true copy of the deed} the within name
Emma Moffitt + Cole Moffitt not found
in Dallas Co W. H. W. Smith
Sheriff Dallas Co
By W. A. Work Deput

The State of Texas

To the Sheriff or any Constable of Dallas County, Greeting:
You are hereby commanded to summon
Richard Gayle and Fred P. Gayle, who reside
in Lincoln County, New Mexico, and
Kiva B. Ryan and her husband, L. M. Ryan, who
reside in Orange County, Florida, by
making publication of this writ in some
newspaper published in the said County of
Dallas for four successive weeks prior to
the return day hereof to appear before the
Probate Court of Dallas County, to be held
at the court house thereof on the first
Monday in February A.D. 1886, then and
there to contest, if they desire so to do,
the application of W. R. Moffitt, filed in
said Court on the 17th day of November
A.D. 1885 and numbered 570, for the probate
of the last will of W. R. Moffitt and al-
leging in substance the death of said W. R.
Moffitt on the 24th day of September A.D. 1885
~~at~~ at his home in Dallas County, where
he resided that he left an undivided interest
of the value of Four Thousand Dollars in
certain mill property and lot known as
the King & Keller Mills situated in Ellis
County, particularly described in said
application. That he made on said
day his last will by uttering in substance
words to the effect that wanted his wife
Moffitt to have one half of his interest in
the said property and his two little boys
John Moffitt and Willie R. Moffitt to have
the other half and thereby devised to
his wife and his two little boys his
interest in said mill and lot. That

at the time of uttering said words he called on Dr. T. Kittle and J. M. Moffett residents of Dallas County and B. R. Moffett a resident of Ellis County and solicited to take notice that what he was about to speak was his will and that on the same day he died without revoking said will; that he left as his last at law the ~~following~~^{following} among others herein directed to be summoned and that they as heretofore stated -
- herein fail not but leave you this writ then and there, showing how you have executed the same -

Witnessed M. L. Hill Sec. of Dallas County Texas
By J. H. Hughes J.

The foregoing writ came to hand on the 15th day of December 1885, and the same was by me executed by causing the same to be published for four consecutive weeks in the Dallas Weekly Times, a Newspaper published in Dallas County, the said writ having been published in the several and numbered said newspaper issued and published in said County on the following days, to wit: on the 20th day of December 1885 - on the 31st day of Dec. 1885, and the 4th day of Jan. 1886 and the 11th day of Jan. 1886. A printed copy of the said writ as published is hereto attached marked Exhibit A. and you do a part hereof W. H. W. Smith

By W. H. W. Smith Sheriff Dallas Co

To the Sheriff or any Constable of Dallas County - Texas

Went out to the office
 mark in the
 of the
 By new

Real Estate and Collecting Agents
 GOLD & THOMAS BROS.
 110 Main Street, Dallas, Texas

Before the undersigned legal authority
 on this day personally appeared
 J. D. Cox who being duly
 sworn says that he is ^{foreman} ~~is~~
 of the ^{employed of} Dallas Times Newspaper
 published in Dallas County, Texas,
 and that the attached citation
 for publication was published
 in four issues in the Dallas
 weekly Times newspaper the same
 having appeared and been pub-
 lished in the ~~same~~ ^{weekly} ~~issues~~ is-
 sues or numbers of said
 newspaper, issued and publis-
 hed on the following days
 to wit: on the 24th day of
 December 1895, and the 31st day of
 Dec^r 1895 and the 4th day of Jan^y 1896
 and the 11th day of Jan^y 1896
 A copy of said attached citation
 so published is hereto attached
 and marked Exhibit A and
 made a part hereof.

J. D. Cox
 Subscribed and sworn to
 Before me this 11th day of Feb^r 1896
 S. C. W. Corumak,
 Notary Public
 for Dallas Co. Texas

The foregoing writ come to hand on

nos 70 ✓

Estates of R
Moffett Dec
referred
citation by
Publication
referred
Issued Dec 15th
and 18th
Will be look
Prof L Douglas

published in the
Weekly Review, Dec. 18th

The State of Texas

To the Sheriff or any Constable of Parker County, Greeting:-
You are hereby commanded to summon
Harry A. Nance & W. F. Nance to appear before
the Honorable County Court of Dallas County,
Sitting for Probate to be held at the Court
House thereof in the City of Dallas on the
First Monday in February A.D. 1886, then and
thence to confer if they see proper to do so the
application of R. P. Moffett, filed in said Court
on the 17th day of November 1885 and No 870
and bring an application for the probate
of the last will of ~~Wm~~ R. Moffett, deceased,
and alleging in substance, that on the 24th
day of Sept 1885, the said ~~Wm~~ R. Moffett died
at his home in said Dallas County, where
he resided, leaving his undivided, half
interest in certain mill property and the
lot on which the same is situated known
as the Ring & Roller Mills and situated in
the town of Waxahachie in Ellis County,
Texas, said lot being particularly described
in said application; that on the said 24th day
of Sept 1885 the said ~~Wm~~ R. Moffett at his usual
habitation in said County of Dallas during
his last illness made his last will, by uttering
in substance the following testamentary
words, to wit: That he wanted his wife
Emma (nearing Emma Moffett) to have one
half of his interest in the mill (meaning
said mill property and lot) and that he wanted
his two little boys (nearing his little sons
Leola & Willie P. Moffett) to have the other half,
and thereby did bequeath and devise to
said Emma Moffett and Leola Moffett & Willie
P. Moffett his ~~the~~ said interest in the said

will property & that that before and at the
time of uttering said words, the said Wm
R Moffitt called on Dr. G. Kettle and Joseph
M. Moffitt who reside in Dallas County
& B.R. Moffitt who resides in Ellis County
& others to take notice that what he was
about to speak was his last will and
that he did then and then utter in
substance said words, that said Wm R
Moffitt afterwards on the same day during
said illness did without revoking said in-
vocation will and without appointing any
executors thereof, that said Wm R. Moffitt
left surviving him as his heirs at law
Emma Moffitt, Cole Moffitt, William R. Moffitt,
Laura L. Rawson, wife of S. L. Rawson, Susan
B. Ryan, wife of J. M. Ryan, Harry O. Nance,
W. Nance, Mollie D. Nance, wife of Robert
D. Nance, Richard Eagle, Ford P. Taylor and
B.R. Moffitt and you will deliver to the
said Harry O. Nance & W. Nance a true
copy of this citation

As you fail not, but have you then and then
this writ showing how you have executed
the same

Witness, Will C. Lee, Clerk
Dallas County, Texas
Given under my hand and
seal of office this 22nd day of Dec 1880
Will C. Lee, Clerk
Dallas County, Texas
D. G. H. Keegler

No 870 ✓

Came to hand on
 the 22 day of
 December 1885,
 and executed the 26
 day of December, 1885,
 by delivering to
 W. J. Nance and Harry
 O. Nance, the persons
 named dependent
 in person, a true
 copy of this citation.

Estate of
 Wm. R. Moffett
 Deced.
 vs
 Estate of
 Deced.
 Dec'd Dec 1st 1880
 Will of Dec'd
 by J. H. Higbee

Fees 2 at \$3.00

W. H. Bayless
 Sheriff
 Co. 44
 by Rob. L. Nass,
 Deputy.

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

10870

In the matter of the Probate of
the last will of Wm. L. Moffitt,
deceased on the application
of D. X. Moffitt, in the Probate
Court, Dallas County, Texas
for probate.

On this 25th day of February
1886, the said application to probate
said will coming on to be heard
in said Court before the judge, clerk,
and the attorneys of the Court, that all the
witnesses the testimony of the witnesses
named in the said application in
test: Thomas Little, J. M. Moffitt,
and D. X. Moffitt showing that same
had been taken in open Court by
the Court, and the same hav-
ing been committed to writing
at the time it was taken and
having been then duly subscribed
and sworn to by the said witnesses
and filed by the Clerk of the Court
in this cause, which said testimony
marked Exhibit A and in this
matter on file as here now referred to.
And the Court after hearing and
considering the said evidence
of the said witnesses and the
argument of counsel, is of the
opinion and finds that the

* I have at hand the said Wm. L. Moffitt
deceased, had been duly cited and
summoned as the law requires.

said witnesses are each credible persons and that the ~~facts~~ matters by the said witnesses were attested to and appearing in said Exhibit are true and correct in point of fact, but that in point of law she some are insufficient to admit the said will to probate.

It therefore it is ~~case~~ ordered and decreed by the court, that the said application of the said B. R. Moffett to probate the last will of the said Wm. R. Moffett, decedent, be and the same is hereby refused and that the probate of the said will be not granted but withdrawn by the court.

And it is further ordered and adjudged by the court that all costs of suit in this cause and in the matter of the probate of the said will and on account of the said application and the proceedings thereunder be taxed against and paid by the applicant, B. R. Moffett, and that execution issue therefor against ~~him~~ in favor of the ~~proper~~ court entitled to the same. And is all the

said foregoing action of the
court the said applicant
P.R. Muffel excepted, and in
said Court gave notice of
Appeal to the District Court
in and for Dallas County,
Texas.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

1850-1857
Albion

Entered in Book
K-3 Page 316
Marshall Proctor Book
Albion A Two

Appealed

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

The State of Texas Estate of Wm. R. Whiffell
County of Dallas deceased,

Probate court of said county

To the Hon. Probate court of said county
I have petitioned W. R. Whiffell, a resident citizen
of Dallas county, and state of Texas, and
respectfully shew that the said Wm. R.
Whiffell deceased died on the 11th day
of September A. D. 1885 at his home in
the town of Warrick in Dallas county, Texas
and in said town both

possessing an interest in the Whiffell and Leal are
interrelated is situated, one acre of land known
as Block Whiffell, belonging to Wm. R. Whiffell and
said said Whiffell and Leal. Some acres are
the town of Warrick in Dallas county, Texas.
The land that is in which said Whiffell is situated
is known and described as follows to wit:

The said lot lying and being situated in the
city of Warrick and known upon the map
of the lot of said town as part of Block Whiffell in
the division of said town as shown particularly
described as follows. Beginning at the intersection
of the east end of Jackson street with the south
side of Walt alley at a stake which stands at
100 feet N. 66° E. from the N. E. corner of a lot
owned by W. A. Atkinson by J. H. Linton, then
W. A. Atkinson with the line of Jackson street and thence

across the top of said lot, an east line, thence
 S. 84° E. two hundred and twenty four feet, to the
 center of Whippleton Branch. Thence up and over
 the center of said Branch with its meandering
 to the N. line of said Whittle alley, thence W. 100
 north the E. line of said alley one hundred and
 fifty five (155) feet to the place of beginning the same
 being on the E. side of [redacted] and
 being part of the land right survey of E. W. Wagon
 said Whittle and part being of the estate of one
 of \$200,000, eight hundred dollars, that the
 said Wm. R. Whipple at the time of his death
 resided in the county first aforesaid, that
 on the 26th day of September, A. D. 1888, the
 said Wm. R. Whipple at his usual habi-
 tation in said county then being at [redacted]
 [redacted] of age and of sound mind, but
 languishing under a dangerous illness, made
 his last will in the manner and form of a
 certain paper well read by [redacted] certain
 testamentary words in the presence of witnesses
 then in attendance, did devise and bequeath
 his interest in and to said Whittle and to an
 which said will is in [redacted]. Said testamentary
 words then and there recited by said Wm. R. Whipple be-
 ing in substance as follows: That he wanted his wife, Emma (re-
 ceiving his wife Emma Whipple) to have and hold of his interest
 in the mill, meaning his interest in said mill property, that I and
 that he wanted his two little boys, meaning his little sons
 Cole Whipple and Wm. R. Whipple) to have the other half
 each, and the all [redacted] of his said [redacted] in said
 mill property, the said testator then and
 there being no other mill property than
 the said mill, that in the said will of Wm. R.
 Whipple, then and there recited and meaning
 the words, "my petition" to R. Whipple further

about that at about before the coming of witnesses
the same testamentary words, the said estate
reside in Hancock County
called upon your petitioner D. R. Woffelt who
resides in Hancock County
Joseph W. Woffelt and Dr. P. G. Gault, who
and were in the medical bed
The present is the evidence and bear testimony
that what he saw about Grayson's will, and
that said testator did then and there and in
the presence of the said Dr. P. G. Gault, Joseph W.
Woffelt and your petitioner D. R. Woffelt
and also, these present, either in substance, or
substantially as above recited, that on
the same day, to wit the 12th day of September
1851, the said testator, during the presence of
said Joseph Woffelt and other said witnesses
will. Petitioner further states that he and
was named as executor in said will
will, and he having been refused by these
interested parties to make application for letters testamentary
any maker, but his application that he is capa-
ble of executing letters testamentary, that the
said D. R. Woffelt, residing in Hancock County
the following being at said
Dr. Emma Woffelt, his surviving widow, who
reside at Hancock County, Hancock County, Va.
John and Miller W. Woffelt, residing at said
with their mother the said Emma Woffelt
at Hancock County and state of Virginia,
Joseph W. Woffelt, residing at Hancock County,

county and state of Texas
James B. Lindsay who lives with his wife
and D. A. Lindsay in Dallas county in
the State of Texas.

James B. Lindsay who lives with his wife
and D. A. Lindsay in the town of Dallas
in the county and state of Texas.

[Redacted]

Harvey C. Vance a minor who lives with
his father W. D. Vance in Weatherford Texas
county Texas.

Luellen Derrin who lives with her husband
and Robert Derrin in Hill county near
Phillipsburg Texas.

Richard Gyle a minor who lives with his father
and G. Gyle in Russell County Texas.

[Redacted]

James D. Gyle a minor who lives with his father
and G. Gyle in Russell County Texas.

James D. Gyle a minor who lives with his father
and G. Gyle in Russell County Texas.

James D. Gyle a minor who lives with his father
and G. Gyle in Russell County Texas.

Filed Nov. 17 1910
All order call
By [Signature]

Application

B. R. Moffitt

B. R. Hawkins

The State of Texas

To the Sheriff or any Constable of Dallas County, Greeting:—
You are hereby commanded to summon
Emma Moffitt, Cole Moffitt, Willie R. Moffitt,
Joseph H. Moffitt, Laura L. Rawny, S. L. Rawny
to appear before the Honorable County Court
of Dallas County sitting for Probate to be held
at the Court house, City of Dallas, in the City of Dallas
on the First Monday in February AD 1886 then and
there to contest, if they see proper so to do,
the application of W. R. Moffitt, filed in said
Court on the 17th day of November 1885 and
numbered 870 and bring an affidavit
for the probate of the last will of W. R. Moffitt
deceased and alleging in substance that on
the 24th day of September 1885, the said W. R. Moffitt
died at his home in said Dallas County
when he died leaving his undivided
half interest in certain Mill property and lot
on which the same is situated known
as the Ring & Keller Mills and situated in the
town of Waxahachie in Ellis County, Texas,
said lot being particularly described in said
application, that on the said 24th day of Sept 1885
the said W. R. Moffitt at his usual habit-
ation in said County of Dallas during
his last illness, made his last will by setting
in substance the following testamentary words
to wit: That he wanted his wife Emma
(meaning Emma Moffitt) to have one half
of his interest in the mill (meaning said
mill property and lot) and that he wanted
his two little boys (meaning his little sons
Cole Moffitt and Willie R. Moffitt) to have
the other half; and that he did bequeath
and devise to said Emma Moffitt and

Leola Moffitt and Willie R. Moffitt his said
interest in the said mill property & that
before and at the time of uttering said words
the said W^m R. Moffitt called on Dr. Little and
Joseph M. Moffitt who reside in Dallas County
& B. R. Moffitt who reside in Ellis County and
others to take notice that what he was about
to speak was his last will and that he did
them and their titles in substance said
words. That said W^m R. Moffitt afterwards
on the same day during said illness died
without revoking said nuncupation will and
without appointing any executor thereof. That
said W^m R. Moffitt left surviving him as
his heirs at law, Emma Moffitt, Leola Moffitt
Willie R. Moffitt, Laura L. Rawny, wife of
S. C. Rawny, Rena B. Ryan, wife of J. B. M.
Ryan, Harry O. Nance, W. T. Nance, children
wife of Robert D. Nance and Richard Gayle
and Mrs. P. Gayle and B. R. Moffitt and Lynn
will deliver to the said Emma Moffitt, Leola
Moffitt, Willie R. Moffitt, Laura L. Rawny
and S. C. Rawny, a true copy of this citation
If you fail not, but have you them and
then this writ showing how you have
executed the same.

Witness, W. M. Hill Clerk of the County
Court of Dallas County Texas
Done under my hand and
seal of office this 24th day of
November 1913
W. M. Hill County Clerk
Dallas County Texas
By [Signature]

No. 870

Estate of Wm. R. Moffett
 Deceased
~~will~~
 Testation

~~will~~
 Decm 24 1885
 Wm. R. Moffett
 By L. H. [unclear]

Service of the within
 writ accepted and
 copy and time waived
 Wm. R. Moffett

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

1866

FILED BY THE DALLAS GENEALOGICAL SOCIETY-1978

The State of Texas,
County of Dallas, ss.

In Re Estate of Lee Myers } In County Court
Pardita Myers & Eleanor } Dallas County
Myers & Minors } Texas

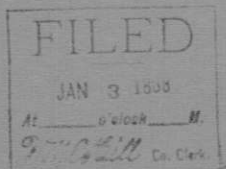
To The Honorable

E. G. Brown Judge of the County Court of Dallas County.

Your petitioner M. Myers a resident citizen of Dallas County Texas would most respectfully represent that he is the father of Lee Myers a minor 17 years of age, ~~and~~ Pardita Myers a daughter 14 years of age, and Eleanor 12 years also a daughter that they all reside with their father in said County, and that they have an estate of about One Hundred and Twenty five dollars each derived from the life policy of petitioner - that they are unable to draw said respective amounts except through a legal guardian - Petitioner that he is the natural father of said minors and is not disqualified from acting as Guardian of the estates of said minors. Petitioner considered he prays for Citation to issue and that on final hearing that he be appointed Guardian of the estates of said minors and for all general and special relief

Stearns & Field,
attys for applicant
M. Myers

*In Re. Ests of
Lee Myers et al
to } Application
} for Letters of
} Guardianship*



Recorded 143

No 1127

Guardianship of
J. Myers et al
J. Myers

M. Myers, Adm.

Guardians Report
for Final Settlement

FILED

Mar 25 1888

CLERK OF DISTRICT COURT
DALLAS, TEXAS

June 22 88
Final Report of
guardian of said
estate read and
approved and
he is discharged
upon payment of
costs of this decree
at the City of Dallas
Texas

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

1866

SEE NEXT ROLL FOR
#1866. ALL OF CASE TO
BE RE-FILMED.

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978

END

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1978