

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

Case Number 1470

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# 1470

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THE STATE OF TEXAS.

To all Persons Interested in the ~~Administration of the~~ Estate of *Phoebe, Julia, and Mary Hensley minors Deceased.*  
*Mrs. Julia F. Hensley Guardian of the Estate of the said minors*  
of Dallas County, an Application for the sale of certain lands belonging to said Estates  
for the ~~payment of the debts due, of the following description, to-wit:~~  
*purpose of providing funds for the Education and maintenance*  
*part of said minors.*

which will be heard at the next term of said Court, commencing on the Third Monday  
in *July* 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 Applica-  
tion 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 *26* day of *June*  
A. D. 188 *3*.

W. M. C. HILL, County Clerk, Dallas Co., Texas.  
By *S. S. Hughes* Deputy.

STATE OF TEXAS.

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

You are Hereby Commanded to notify *Mrs. Julia F. Hensley*  
*Guardian* of the Estate of  
*Phoebe W. Hensley et al minors*

by reading to him this Writ, that, at the last term of the County Court of said County,  
an order was made, requiring him forthwith to file his *Annual* account,  
showing the condition of said Estate and to show cause, if any he have, why a fine  
should not be adjudged against him for his failure to return the same at the proper  
time, as by law directed, and to pay costs of Court

Herein Fail Not, but of this Writ make due Return, showing how you have executed  
the same.

Witness my hand and official seal, at office in the  
City of Dallas, this the *15*  
day of *Dec* A. D. 188 *91*

*S. S. Scott* Clerk,  
By *A. S. Jackson* Deputy.

# THE STATE OF TEXAS.

To all Persons Interested in the Guardianship of the Estate of  
 the Minor's Phoebe W. Julia M. & Mary S. Hensley  
Julia S. Hensley has filed, in the County Court  
 of Dallas County, an Application for letters of Guardianship upon the Estate of the above  
 named Minor's  
 which will be heard at the next term of said Court, commencing on the Third Monday in  
November A. D. 1882, at the Court House in the City of Dallas, at which  
 time all persons interested in the welfare of said Minor may appear and contest said  
 Application if they see proper.

**WITNESS,** 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 9 day of Nov  
 A. D. 1882.

A. HARWOOD, County Clerk, Dallas Co., Texas.  
 By W. H. Peak Deputy.

1744 Original

No. 878

COUNTY COURT.

ESTATE OF

Phoebe Julia Mary Hensley  
 Minor  
 Decesent.

Notice of Application for Sale of Real Estate.

Issued this 26 day of June 1883

By W. H. Peak Deputy.  
 W. H. Peak, County Clerk.

**SHERIFF'S RETURN**

Came to hand the 26 day of June 1883, and executed the 26 day of June 1883, 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. H. Peak  
 Sheriff Dallas County.

By W. H. Peak Deputy.  
 A. D. Ashbaugh & Co., Stationers and Secum Printers, Dallas, Texas.

Recorded  
 Sheriff's Office

1888 Mary Hensley

No. 878

ESTATE OF

Phoebe W. Hensley et al minors  
 The John S. Hensley et al

\*NOTICE+PO+FILE+EXHIBIT\*+

Issued 15 day of Dec, 1881

By A. D. Ashbaugh Deputy.  
 A. D. Ashbaugh, County Clerk.

Come to hand this 15 day of Dec 1881, and executed on the 15 day of Dec 1881 by reading within notice to the within named Mary Hensley

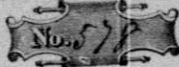
A. D. Ashbaugh Sheriff.  
 Deputy.

1888  
 11790

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Original 8th



COUNTY COURT.

ESTATE OF THE MINOR, S

Phoebe W. Hensley et al  
vs Travis Hensley

Notice of Application for  
letters of Guardianship.

Issued this 9<sup>th</sup> day of  
Nov 1882

A. HARWOOD, County Clerk,

By W. H. Pratt Deputy.

SHERIFF'S RETURN.

Came to hand the 9<sup>th</sup> day of Nov  
1882, and executed the 9<sup>th</sup> day of Nov  
1882, 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, one at Junction  
St & Ave at the George Walker Co

A. H. Jones  
Sheriff Dallas County,

By Geo. T. Miller Deputy.

Shiff fee \$ 300  
Recorded 50

A True Matter of the Guardianship of the Estates of  
Phoebe, Julia & Mary Hensley minors.

To the Honorable R. E. Burke County Judge of  
Dallas County Texas.

John Hensley Guardian of the Estates of the  
said Minors Phoebe, Julia & Mary, Hensley  
fully shews to the Court that the said minors  
owns an undivided one fourth of the lands  
hereinafter described which comprises all  
of the Estate of said minors. The further shews  
to the Court that the said property furnishes  
no revenue whatsoever and that the  
entire value of said property is not more  
than sufficient for the maintenance and  
Education of said wards, and that it is ne-  
cessary that the said lands shall be sold to  
provide the funds for their maintenance  
and Education. The further shews that

The said lands are described as follows  
to-wit:

1<sup>st</sup> That Certain tract of land situate in  
McMullen County Texas, Lot No. Two of the  
Partition of the Estate of William D. Hensley dec'd.  
Comprising the following described lands viz:  
Seven hundred and sixty seven  $\frac{1}{2}$  acres being  
sec. 15 originally granted by the Republic of Texas  
to Estevan Bargas, situated adjoining with the North  
margin of the Rio Rio - about four miles above  
the town of Tilden, and described by metes and  
bounds as follows - viz: Beginning at a stake on  
the North margin of said river, the S. W. Corner of  
Survey No. 14 in name of Estevan Bargas  
from which a Mesquite mark bears S. 60°  
N. 10° eas, another mesquite mark &

N.  $39\frac{1}{2}$  E 10 varas ~~marked~~ ~~marked~~  
thence N. 2377 varas to a stake from  
which a mesquite mark'd X bears N.  
 $86\frac{1}{2}$  E 18 varas, another mesquite mark'd  
X bears S.  $72\frac{1}{4}$  W. 20 varas; thence  
N. 1020 varas to a stake from which  
a mesquite mark'd X bears S.  $9\frac{1}{2}$  W.  
 $33\frac{1}{2}$  varas, another mesquite mark'd  
X bears N.  $64\frac{1}{2}$  W. 55 varas; thence  
S. 5447 varas to a stake on the north  
margin of the Rio Rio from which  
an elm mark'd X bears West 8 varas  
& a mesquite mark'd X bears N.  $52\frac{1}{2}$   
E. 8 varas thence down said stream  
with its meanders to the beginning.

2<sup>nd</sup> Five hundred fifty eight & three fourths  
acres ( $558\frac{3}{4}$ ) being a part of the  
Survey N<sup>o</sup>. 6 originally granted by the  
State of Texas to William R. Hensley or assign  
of George W. Hensley and described by meters  
& bounds as follows: Beginning at the S.W. Corner  
of the Survey in the name of Mr. Higgins - also the S.E.  
Corner of said Survey N<sup>o</sup>. 6. and also for the S.E. Corner  
of the Survey of San Miguel marked X. thence N. 3880 varas  
crossing the San Miguel at 4195 varas & part for  
N.E. Corner; thence N. 673 varas to the N.W. Corner  
of this tract of land; thence S. Crossing the San Miguel at  
5393 varas to the north margin of said Rio Rio to  
S.W. Corner of this tract; thence down the river with  
its meanders to mt. N.  $51\frac{1}{2}$  E. 170 varas; N. 10 E  
520 varas; N.  $37^{\circ}$  E. 280 varas; N. 12 E 280  
varas; N.  $63^{\circ}$  E 70 varas; N.  $72^{\circ}$  E 170 varas to the  
beginning.  
The said Guardian respectfully represents that

For said first described tract of land she is offered  
 by Charles Goff and William Cannon of  
 M. Mullens County Texas the sum of One thousand  
 and thirty six & 100/100 dollars which she is informed  
 and believes is the fair and reasonable value  
 of said land: and for the last described tract of  
 land she is offered by W. E. Seal of M. Mullens County  
 Texas the sum of Six hundred and Ninety Eight & 43/100  
 dollars which she is informed and believes is  
 the fair and reasonable value of said land: she  
 offers aforesaid being for the entirety of said lands  
~~and~~ one fourth of said sums being offered  
 for the interests of each of said minors.  
 Your petitioner believing and so represents  
 unto Your Honor that it would be to the best  
 interests of the said minors to sell the said  
 lands to the said persons aforesaid and prays the Court  
 to grant an order authorizing her to  
 make sale of the said lands to said persons  
 respectively at the prices aforesaid for  
 Cash.

Respectfully submitted Julia L. Hensley

Guardian of the Estates of  
 Phoebe Julia & Mary Hensley Minors

Exhibit showing the condition of said Estates.

Total Assets.

For each of said minors 1/4 undivided interest in said 76 1/2 acres land in M. Mullens  
 County, the whole being valued at \$1,036.12

For each of said minors 1/4 undivided interest in said 58 3/4 acres land in M. Mullens  
 County - the whole being valued at \$698.43

Debt - none

Shown to and subscribed before me  
 this 26 day of June 1883.

Julia L. Hensley

J. W. Hensley Notary Public Dallas County Texas



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No 578  
Estate of  
Phoebe Julia, widow  
Hemley

Application of Executor  
for an order of sale  
of land

Filed June 26<sup>th</sup> 1883

W. M. C. C. C. C. C.  
R. L. C. C. C. C. C.

Record

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977



No. 578. Estate of Phoebe, }  
Julia and Mary Hensley. }

February 20th, 1893.

This day came on to be heard the Guardian's Final Report herein, and it appearing to the Court that said Report is in all things correct and that the wards have waived citation and now join the Guardian in her prayer for final discharge; and it appearing that there is no property in the hands of the Guardian belonging to said estate;

It is, therefore, now ordered and decreed by the Court that the said Report be and the same is in all things approved, <sup>and same shall be recorded at length with the minutes</sup> and the guardianship of said estate be and the same is hereby closed.

And further it is ordered that the said Guardian pay all costs of ~~the~~ Court in the said guardianships <sup>incurred</sup> and upon payment of such costs, it is ordered that she be then finally discharged and that she, as well as her bondsmen, be then relieved from all further liability herein.

*Client - please pay costs in above matter at  
your Early convenience and let me  
have the bill -*  
*H. Spencer*  
*Att'y for Guardian*

119578

In the Matter of the  
Guardianship of the  
Estate of Mordos,  
Julia and Mary Henaley

Mrs Julia F. Henaley  
Guardian

Guardianship  
in County Court  
of Mordos of

To the Honorable County Court.

Now at this time  
Comes Mrs Julia F. Henaley, Guardian of  
the Estate of said Mordos, and prays  
this for account for final settlement of  
said Guardianship, to wit;

1. Under the order of this Court the Guar-  
dian sold the Real Estate in McMullen  
County of the same being fully described  
in the application for such sale, filed  
herein on June 26<sup>th</sup> 1883, in which Real  
Estate the said Mordos each owned an  
one fourth (1/4) Interest and part.  
and from such sale the Guardian  
realized the sum of Seventy hundred and  
fifty (\$750.) dollars, of which sum  
each of said Mordos became entitled to  
one fourth, or \$187.<sup>50</sup>.

The money so received is the only property  
received by the Guardian belonging to said  
Mordos.

2. The said Lands having been sold, and

the moneys realized and received for the Education and Support of said Wards the said moneys were ~~paid~~ accordingly prudently and carefully expended and applied for the Maintenance and Education of her daughters, who were her wards, by their mother, the Guardian - and all of said moneys were by said so expended, and exhausted -

3. There are no references, nor debts against said Estates remaining unpaid -

4. No property remains in the hands of said Guardian, belonging to said Estates -

5. The said Phoebe Hwaly and Julia Hwaly are each now over twenty one years of age, and Mary is not yet 21 years of age, but all three are living with their mother, the Guardian being unmarried, and the Guardian now has presents the Receipts of each of her said daughters, in support of the plan of disbursements of the moneys of their Estates -

6. There being no property of any kind in the Guardian's hands, belonging to said Estates, the Guardian now

prays the Court to approve this as her final Report herein, - the union of citation upon this account, being by

Said Estates, the

prop the Court to approve this <sup>and</sup>  
her final Report herein, - the review  
of citation upon this account, <sup>being</sup> by  
each of said Wards being heirs at  
law, - and that in payment of all  
costs accrued herein, the Guardianship  
be closed, and the Guardian be  
discharged -

7. The Guardian was never advised  
by her attorney, that and did not  
know that other reports, or accounts, were require  
d of her as Guardian, and she did  
not intentionally commit any breach  
of duty in the Guardianship; and  
therefore prop the Court to discharge  
her without fine, in payment of  
the Court costs accrued herein.

Respectfully Submitted  
Julia F. Hensley,  
Guardian of the  
Estate of Othello Julia  
and Mary Hensley

The State of Texas }  
County of Dallas } Curtis very formally ap-  
proved before me the  
undersigned authority Mrs Julia F. Hensley  
Guardian of the Estate of Othello Julia  
and Mary Hensley and upon oath states  
that the foregoing account contains a  
correct and complete statement of the

Matters to which it relates.

Julia F. Hensley  
Guardian of Estates of  
Abner, Julia and Mary  
Hensley.

Sworn to and Subscribed before me  
this 18<sup>th</sup> of February, 1892, as witness  
my hand and Notarial Seal.

Edward M. Browder  
Notary Public for Dallas County,  
Texas.

Referring to above Final Report of our  
Widow, as Guardian of our Estates,  
we hereby each acknowledge full  
receipt from our Guardian of more  
than all <sup>the same being</sup> ~~the same being~~ <sup>belonging</sup> ~~belonging~~ <sup>to our</sup> ~~to our~~ <sup>respective</sup> ~~respective~~ <sup>estates,</sup> ~~estates,  
requit and discharge her of all  
liability, and attest the correctness  
of said Final Report as above  
made. We also now each voice  
the issuance of citation to us on  
said Report, and join our Guardian  
in her prayer for final discharge  
and payment of accrued costs.~~

Charles D. Hensley  
Julia M. Hensley  
Mary A. Hensley.

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710-578  
In Matter of  
Guardianship  
of Estates of  
Phoebe, Julia  
and Mary Ann  
Guardian's  
Final Report

Filed Feb'y 20, 1892  
At Seattle Wash  
By J. F. Lewis

10217

FILMED BY THE DALLAS GENEALOGICAL SOCIETY-1977

The State of Texas In the County Court of Dallas County  
County of Dallas 3 November Term A.D. 1882

To the Hon. R. E. Burke County Judge of said County

Your petitioner Julia F. Hensley a resident of Dallas County Texas respectfully represents that she is the widow of Francis Hensley dec'd who died in said County intestate on the 12th of November 1873 leaving surviving him four children born to him & your petitioner during their marriage. That the eldest of said children, Francis Hensley is now of full age but that the other three are minors living with your petitioner in Dallas County, to wit: Phoebe W. Hensley aged nineteen years, Julia M. Hensley aged ~~thirteen~~ <sup>fourteen</sup> years and Mary J. Hensley aged nine years. That the said Francis Hensley dec'd at the time of his death was the owner, jointly with others, of lands in McMillin County Texas inheriting the same from his father W. R. Hensley dec'd and that since the death of said Francis Hensley there has been a partition of said lands between the said joint owners and that about 1000 acres thereof were set aside to the heirs of said Francis Hensley dec'd; that the said four children of your petitioner and said Francis Hensley dec'd are the sole heirs of said Francis Hensley dec'd and as such are entitled to the said lands, each one fourth. Your petitioner shews to Your Honor that the said Minors Phoebe, Julia, and Mary are without a guardian of their estates and that it is necessary that such guardian shall be appointed to preserve the same: that the interest of said minors in said lands is the only estate that they have of which your petitioner is advised: that the interest of each is of the probable value of three hundred dollars. Your petitioner therefore prays that she be appointed Guardian of the estates of the said minors, and prays



In Citation to all persons interested in the estate of said deceased to appear at the next term of your Honor's Court, and Content this application if they see proper so to do.

*Chas. W. Hensley*  
 Atty for Petitioner.

I, Charles W. Hensley, aged nineteen years, one of the minors named in the foregoing <sup>application</sup> petition, accept notice of the filing of the <sup>revised</sup> ~~same~~ <sup>revised</sup> citation, and pray the Court to appoint the applicant, my mother Mrs. Julia F. Hensley, Guardian of my Estate as prayed for in said application.

Charles W. Hensley.

I, Julia M. Hensley, aged fourteen years, one of the minors named in the foregoing application, accept notice of the filing of the same revised citation and pray the Court to appoint the applicant my mother Mrs. Julia F. Hensley Guardian of my Estate as prayed for in said application.

Julia M. Hensley.

No. 578

Estate of

Charles W. Hensley

Julia M. Hensley

Mary J. Hensley

minor children of  
 Travis Hensley dec'd and  
 his wife Julia F. Hensley

Application of Mrs. Julia  
 F. Hensley to be appointed  
 Guardian of the Estate of  
 said minors.

Filed Nov 9<sup>th</sup> 1882

A. Harwood Clk.

By W. H. Hensley

Recorded by 1882

*Chas. W. Hensley*