

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

Case Number 2795

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2795

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Mrs J. W. Yates' Est

TO ED. C. SMITH & BROTHER, DR.
UNDERTAKERS AND EMBALMERS

CARRIAGES FOR WEDDINGS,
BALLS AND CALLING

422 MAIN STREET
PHONE 52

<i>Feb 21</i>	<i>To Casket</i>	<i>75 00</i>
	<i>Robe</i>	<i>17 50</i>
	<i>Hearse</i>	<i>10 00</i>
	<i>3 Carriages</i>	<i>12 00</i>
	<i>Graves</i>	<i>5 00</i>
	<i>Embalming</i>	<i>5 00</i>
		<i>124 50</i>

THE STATE OF TEXAS,

AFFIDAVIT TO ACCOUNT IN PROBATE:

COUNTY OF DALLAS

BEFORE ME, the undersigned authority, on this day personally appeared *G. D. Smith* who being

by me duly sworn, upon his oath deposes and says: That the attached claim in favor of

Ed C Smith & Bro, and against the estate of

Milla Yates is just, true and unpaid, and that

all legal off-sets, payments and credits, known to affiant have been allowed

Sworn and subscribed to before me this

21

day

March 1906

D. Smith
J. R. Shauls, Clerk
By [Signature]

4

FILED

MAR 21 1906

FRANK K. MANSFIELD, CLERK

BY

R. He Lei

DEPUTY

~~FILED~~

~~MAR 21 1906~~

~~FRANK K. MANSFIELD, CLERK~~

~~BY~~

*This claim granted
to me on the 21st day
of March, 1906, and
allowed for the sum
of \$124.50*

J. W. Yates

Jug. Ross

April 6. 06.

*Examined and affirmed
and allowed as a 1st class
claim for \$124.50*

*Hiram S. King
Clerk*

2/19
4/2 4/2
4/2 4/2
4/2 4/2
4/2 4/2
4/2 4/2
4/2 4/2
4/2 4/2
4/2 4/2
4/2 4/2

Mrs J. W. Yates Dr.
to Blankenship & Gard for household
furniture, watch & diamonds, & horse and buggy
in the sum of \$382.50
said indebtedness being evidenced by certain
promissory notes, secured by Chattel Mortgage
hereto attached, said notes being as follows;

- One note executed June 19, 1905 for \$52.50
- One note executed July 17, 1905 for 52.50
- One note executed July 26, 1905 for 52.50
- One note executed Dec. 6th 1905 for 15.00
- One note executed April 22, 1905 for 210.00

THE STATE OF TEXAS,) AFFIDAVIT TO ACCOUNT IN PROBATE.

COUNTY OF DALLAS.

BEFORE ME, the undersigned authority, on this day per-

sonally appeared R Blankenship who being
by me duly sworn, upon his oath deposes and says: That the attached claim in favor of
Blankenship & Gard, and against the estate of
Mrs J W Yates is just, true and unpaid, and that
all legal assets, payments and credits, known to affiant have been allowed

Sworn and subscribed to before me this

R Blankenship
22 day Mich 1906
J P Shance Clerk
By R H Lu Deputy

Est Milla Yates

3823

Dec

Claims of Steamship
for 38250

FILED

MAR 23 1906

FRANKLIN COUNTY

R.H. Lee

April 6-06.

Examined and
allowed for 38250
as a 3rd class

claim
Hiram Kitch
Co. Judge

This claim was presented
to me on this the 22nd
day of March, 1906 and
allowed for the sum
of \$38250

J. W. Yates

County Clerk

Dallas Texas. 3/22 1906
Mrs J.W. Yates Dr to
Dr W. M. Young for services rendered.

Feb 19, 1906

performing operation St Paul's Sanitarium > 425.00

THE STATE OF TEXAS, }

AFFIDAVIT TO ACCOUNT IN PROBATE.

COUNTY OF DALLAS. }

BEFORE ME, the undersigned authority, on this day personally appeared Dr W. M. Young who being

by me duly sworn, upon his oath deposes and says: That the attached claim in favor of

himself, and against the estate of Mrs J.W. Yates is just, true and unpaid, and that all legal assets, payments and credits, known to affiant have been allowed

Sworn and subscribed to before me this

22

day

March

1906

R. H. Lee

Notary Public Dallas Co Tex

Est Miller Yates
3983- Dred

Claim of Dr Young
for \$125⁰⁰

FILED

MAR 26 1906

FRANK Co. Ind.

By *R. H. H.*

Apr. 6. 06
Examined and approved
and allowed for the
sum of \$125⁰⁰ as a 1st
class claim
Hiram K. Finch
Co. Judge

This claim was presented
to me on this the 3rd day
of Feb 1906, and allowed
for the sum of \$125⁰⁰
J. W. Yates

J. W. Yates

TEMPORARY ADMINISTRATOR'S BOND.

THE STATE OF TEXAS,
COUNTY OF DALLAS.

Estate of

Milla Yates
DECEASED.

Know all Men by these Presents, That we, *J. W. Yates*
as Principal, and FIDELITY AND DEPOSIT CO. OF MARYLAND,
as Sureties, are held and firmly bound unto the County Judge of said County of Dal-
las, and his successors in office, in the sum of *Three Thousand* Dollars;
conditioned that the above bound *J. W. Yates* who has
been appointed Temporary Administrator of the Estate of *Milla*
Yates Deceased, shall well and truly perform all the
duties required of him under said appointment.

WITNESS our hands and seals, this *7th* day of *March*, 190*6*.

attest
J. H. Labors
General Agent.

J. W. Yates [SEAL]
FIDELITY AND DEPOSIT CO. of MARYLAND, [SEAL]
BY *A. A. Smith* [SEAL]
Attorney in Fact.

I do solemnly swear that I will well and truly perform all the duties of Temporary
Administrator of the Estate of *Milla Yates* Deceased, in
accordance with law, and with the order of Court appointing me such Administrator.

Sworn to and subscribed before me this

J. W. Yates
7 day of *March* 190*6*
F. R. Shumock
County Clerk, Dallas County, Texas.
R. W. Fee Deputy.

No.

COUNTY COURT,
DALLAS COUNTY.

BOND OF TEMPORARY ADMINISTRATOR.

ESTATE OF

DECEASED.

Filed

Mar 7

A. D. 1906

F. R. Shanks

Clerk

By

R. H. Lee

Deputy

Examined and Approved this

7th

day of

Mar

A. D. 1906

Hiram S. Hively

County Judge, Dallas County.

300 Dallas, Texas, July 17th 1905 \$52.⁵⁰
Thirty days, without grace after date, 2
promise to pay to the order of BLANKENSHIP & GARD, at their office,
Fifty Two and 50/100 Dollars,
with interest at the rate of ten per cent. per annum after maturity until paid
and ten per cent. additional on amount of said note for Attorney's fees if
placed in the hands of an Attorney for collection or if suit is brought.
Value received.
J. W. Gates
Chas. J. W. Gates

55 Dallas, Texas, Dec 6th 1905 \$15.⁰⁰
days, without grace after date, 2
promise to pay to the order of BLANKENSHIP & GARD, at their office
Fifteen Dollars,
with interest at the rate of ten per cent. per annum after maturity until paid
and ten per cent. additional on amount of said note for Attorney's fees if
placed in the hands of an Attorney for collection, or if suit is brought.
Value received.
Chas. J. W. Gates

270 Dallas, Texas, July 26th 1905 \$52.⁵⁰
Thirty days, without grace after date, 2
promise to pay to the order of BLANKENSHIP & GARD, at their office,
Fifty Two and 50/100 Dollars,
with interest at the rate of ten per cent. per annum after maturity until paid
and ten per cent. additional on amount of said note for Attorney's fees if
placed in the hands of an Attorney for collection or if suit is brought.
Value received.
J. W. Gates
Chas. J. W. Gates

The State of Texas,)
COUNTY OF DALLAS.) SS

KNOW ALL MEN BY THESE PRESENTS:

That I Mrs J. W. Yates of Dallas County, Texas, in consideration of One Dollar, to me paid by **Blankenship & Gard**, the receipt whereof is hereby acknowledged, have bargained and sold, and by these presents do bargain and sell to the said **Blankenship & Gard**, the following described personal property, viz: One Ladies Gold watch
One Drawers Slide

Said property being now situated in _____

in Dallas County, Texas; and I bind my self heirs, executors and administrators to warrant and forever defend the title to said property unto the said **Blankenship & Gard**, their heirs and assigns, against the lawful claims of any person whomsoever. The foregoing sale, however, is made in trust to secure the payment of my indebtedness to **Blankenship & Gard**, the same being evidenced by one note made by me dated June 19th 1908

and described as follows: Fifty days after date I promise to pay to the order of Blankenship & Gard Fifty Two and 5/100 Dollars

and also to secure any open account or note for cash said **Blankenship & Gard** may furnish me during year _____ And subject to the following conditions and directions, viz: If I shall pay said note at the maturity thereof, said sale shall become null and void, but if I shall make default in the payment of said note, or any of them, or if **Blankenship & Gard**, or their assignee shall at any time before said indebtedness becomes due, feel unsafe or insecure, because of the abuse of said property, then the said **Blankenship & Gard**, their agent or representative, is hereby authorized to take actual possession of said property, and to sell the same at public auction, for cash, at the Court House in Dallas County, Texas, after having given notice of the time, place and terms of said sale by notice posted at the door of the Court House of Dallas County, Texas, for ten days prior to such sale. And the proceeds arising from such sale shall be applied: first to the necessary and proper expenses of such sale, then to the payment of said note then remaining unpaid, the balance, if any, to be paid to me or my order. It shall not be necessary to the validity of such sale, however, that said Trustee shall have actual possession of said property, nor that the same shall be within view at such sale, but the purchaser or the purchasers thereof shall be entitled to take possession of the same, nevertheless, whenever found.

I further represent that I am sole owner of the above property, and have the right to mortgage same, and that the same is unincumbered.

Witness my hand this 19th day of June 1908

Witnesses:

Mrs J. W. Yates

Dallas, Texas, June 19th 1905 \$52.50
 Thirty days, without grace after date, I
 promise to pay to the order of BLANKENSHIP & GARD, at their office,
 Fifty Two and 1/2 Dollars,
 with interest at the rate of ten per cent. per annum after maturity until paid
 and ten per cent. additional on amount of said note for Attorney's fees if
 placed in the hands of an Attorney for collection or if suit is brought.
 Value received.
 Mrs. J. W. Yates

The State of Texas, } ss. I
 County of _____ County, Texas, do hereby certify that a true copy
 of the foregoing instrument, and of its certificate of authentication (which copy was by me carefully compared
 with the original), was deposited with me and filed in my office on the _____ day of _____
 190____, at _____ o'clock _____ M., and that I have entered a minute thereof in Book
 _____ Page _____ of the Records of Chattel Mortgages of _____ County.
 Witness my hand and the Seal of said Court, at office, in
 this _____ day of _____ 190____
 _____ County Clerk, _____ County, Texas,
 By _____ Deputy.

FILED
 MAR 23 1906
 FRANK S. CO. Clerk,
 By _____

RO. _____
 Chattel Mortgage.
 Mrs J. W. Yates
 TO:
 Blankenship & Gard
 The State of Texas, } ss.
 County, _____
 This instrument was filed for record on the _____ day of _____ 190____
 at the hour of _____ o'clock _____ M., and duly
 recorded in Book _____ Page _____
 of Chattel Mortgages of _____
 County, Texas.
 _____ Clerk.

1753
 Dallas, Texas, April 22nd 1905 \$ 210.⁰⁰
 Thirty days, without grace after date. 1/2.
 promise to pay to the order of BLANKENSHIP & GARD, at their office,
 Two Hundred Ten Dollars,
 with interest at the rate of ten per cent. per annum after maturity until paid
 and ten per cent. additional on amount of said note for Attorney's fees if
 placed in the hands of an Attorney for collection or if suit is brought.
 Value received.
 J. W. Yates
 J. W. Yates

The State of Texas, } ss. I, _____
 County of _____ County Clerk of _____ County, Texas, do hereby certify that a true copy
 of the foregoing instrument, and of its certificate of authentication (which copy was by me carefully compared
 with the original), was deposited with me and filed in my office on the _____ day of _____
 190____ at _____ o'clock _____ M., and that I have entered a minute thereof in Book
 _____ Page _____ of the Records of Chattel Mortgages of _____ County.
 Witness my hand and the Seal of said Court, at office, in _____
 this _____ day of _____ 190____
 County Clerk _____ County, Texas,
 By _____ Deputy.

R.M.J.

No. _____
 Chattel Mortgage.
 J. W. Yates & wife
 12 1/2 A. Ervey st
 TO
 Blankenship & Gard
 The State of Texas, } ss. _____
 County, }
 This instrument was filed for record on the _____ day of _____ 190____
 at the hour of _____ o'clock _____ M., and duly
 recorded in Book _____ Page _____
 of Chattel Mortgages of _____
 County, Texas.
 Clerk. _____

Estate of Milla Yates, dec'd.

No. 3433.

J W Yates, Temporary Administrator:-----: In County Court, Dallas
County, Texas:-----: May Term:-----:
To the Hon. Hiram F Lively, Judge of said Court:-

Now comes J W Yates, Temporary Administrator of the estate of
Milla Yates, deceased, and presents to the Court, this his Final
Report, as such Temporary Administrator, together with his applica-
tion for final discharge.

Your petitioner represents to the Court, that he was appointed
Temporary Administrator of the estate of Milla Yates, deceased, by
this Honorable Court, on the 7th day of March 1906, and duly
qualified as such on the same day, by entering into Bond and taking
the oath required by law.

That there came into his possession the following property,
to-wit:

Household Furniture in the Colonial Flats, situated at the
corner of Ervay and Jackson Streets, of the Probable value of \$1000⁰⁰
Cash collected from Insurance Co.----- \$ 1500.00

This Administrator further reports that he has paid the
following claims against said estate, after same was duly allowed,
and approved by the Court:-

Blankenship & Gard,	\$ 382.50
Ed C Smith & Bro.	124.50
Dr Young,	<u>125.00</u>
Total amount of claims, -----	\$ 632.00
leaving a balance in his hands of, cash ---	\$ 868.00, and the Furniture above referred to.

This Administrator further reports that he is the surviving
husband of Milla Yates, deceased; that the property above mentioned
is the community property of himself and deceased wife, and that there
are no children by said marriage; that the Administrator herein is
the only person entitled to said estate and that there are no out-
standing claims against said estate other than the Court Cost and
costs of administration.

Whereupon he prays that upon examination of this his final report that same be approved and that upon payment of all cost of this administration and the turning over of the residue of said estate to himself as the legatee of same, that he and his Bondsmen be finally and fully discharged and this estate closed.

J. W. Yates

State of Texas,

County of Dallas:-----: Before me, R H Lee, a Notary Public, in and for Dallas County and State aforesaid, personally appeared J W Yates, Temporary Administrator of the estate of Milla Yates, deceased, who being duly sworn says that the above and foregoing Final Report shows a true, full and complete condition of said estate, and of all matters to which it relates.

J. W. Yates

Sworn and subscribed to before me, this the 9 day of May 1906.

R. H. Lee
Notary Public, Dallas County, Texas.

Est Milla Yates
3933 *Deed*

Final Report

FILED

RMH

Moyle
Examined and
approved
H. H. H. H.
2/1/19

In re estate of Milla Yates, dec'd.,

No.

In the County Court of Dallas
County, Texas.

To the Hon. H F Lively, County Judge:-

Now comes J W Yates, a resident of Dallas County, Texas, and shows to the Court that heretofore, to-wit: on or about the 21st day of Feb 1906, Milla Yates, departed this life intestate; that at the time of her death and long prior thereto she resided in Dallas County, Texas; that petitioner further shows that at the time of her death she held two certain Insurance Policies in the Metropolitan Life Insurance Company, one in the sum of \$1000.00, and one in the sum of \$500.00; this petitioner further represents that there are some debts due by the estate including burial expenses, and that a necessity exists for the appointment of a Temporary Administrator, for the purpose of collecting said insurance policies, pay the debts incurred by reason of her last sickness and preserve the said estate pending further orders of this Honorable Court.

This petitioner further represents that he is the surviving husband of said decedent and in no way disqualified by law from acting as Temporary Administrator.

Wherefore he prays the Court that upon hearing hereof, he be appointed such temporary administrator with authority to collect said insurance, pay the funeral expenses of said decedent and preserve said estate, pending the further orders of this Court.

J W Yates

Est Miller Yates
Decd

Application for
Temporary Administra-
tion -

FILED

MAY 7 1906

RECORDED
BY *R. W. Lee*