

inquired into the condition of this Estate, and no Exhibit having been made in accordance with law and no excuse being made therefor, though the guardian has been duly cited to make exhibit it is ordered that the said Christina Eberling be, and she is hereby dismissed from the guardianship of said estate and the same declared to be vacant, and the officers of the Court are awarded execution as the law directs, for all their costs; It is therefore, by the Court ordered, adjudged and decreed that the officers of this Court do have Execution against the said Christina Eberling and the sureties on her bond, as guardian, viz: J. H. Shepard and Charles E. Eberling, for all costs due them in said Estate to this date -

x
No 1159
at of
A Henderson
Died
Decree admitting
will to probate.

M
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In the matter of the
Probate of the last will
of A. Henderson -
Deceased

Rachel J. Henderson
Joseph P. Henderson
John C. Henderson
W. H. Diggs
Executors

In the County Court of
Brazoria County, Texas
Feb'y 8th 1888

This day came on to be heard the application of the above named Executors, for the probate of the last will and testament of A. Henderson; which said will is in writing, and is now produced in open Court. And the Court having heard the testimony of W. Hagerman, one of the subscribing witnesses to said will, given in open Court and reduced to writing and subscribed by said witness, And it appearing to the Court that this Court has jurisdiction of the probate of said will, and that the instrument now presented in Court is sufficiently proven to have been executed by said A. Henderson as and for his last will and testament and that said A. Henderson died in said County of Brazoria on the 17th November 1887 - And it further appearing to the Court that said persons named in said will as Executors thereof are none of them in any manner disqualified from acting in said capacity. It is therefore ordered, adjudged and decreed that

said will be and the same is hereby admitted to probate, and is de-
 -clared, adjudged and decreed to be validly and sufficiently proven to be
 the last will and testament of said A. Henderson, deceased. and
 letters of Executorship are ordered to issue to Rachel J. Henderson as
 principal Executrix of said will and to Joseph P. Henderson, John
 B. Henderson and W. H. Diggs as assistant Executors, as said will directs.
 And it being provided by said will that said Executrix and Execu-
 -tors shall not be required to give bond or account to the Court in
 their said Executorship it is ordered and decreed that Letters Exec-
 -utory shall issue to them without delay and upon their qualify-
 -ing by taking the oath required by law of executors, they are authorized
 to take charge of said estate and administer the same in accordance
 with the provisions of said will. It is further ordered that said Execu-
 -trix and Executors shall return to this Court, within 30 days, an invent-
 -ory and appraisement of the property and effects of said estate, and
 F. J. Duff, D. E. Dance and J. P. Taylor are appointed Appraisers thereof.

No 1159
 Exr
 A. Henderson
 Decd
 Application
 for probate
 of will

The State of Texas }
 County of Brazoria } To the Hon John A. Ballance
 County Judge of Brazoria County

The application of Rachel J. Henderson, Joseph P. Henderson
 John B. Henderson and W. H. Diggs, all of whom are residents of
 said County of Brazoria, represents that Ammon Henderson, late
 a resident of said Brazoria County, died at his usual place of
 residence in said County, on the 17th day of November 1887, leaving
 a large estate of real and personal property of the probable
 value of about sixty thousand dollars; and owing some
 debts; said Deceased left a written will which is
 herewith filed for probate, and by the terms of which the appli-
 -cant Rachel J. Henderson is appointed principal Execu-
 -trix and said Joseph P. and John B. Henderson and W.
 H. Diggs, assistant executors, without bond; Said Ex-
 -cutrix and Executors are all qualified by law in all
 respects to accept said appointment, and they pray
 that said will be admitted to probate and letters of
 Executorship granted to all of them in the manner
 prescribed by said will

Filed Feby 6th 1888

B. L. Phillips, Clerk
 County Court B. C.

Geo. W. & F. J. Duff
 Attys for the Exr & Exs

The above Bond approved the 17th day of Feb'y AD 1888

John A. Ballance

County Judge Brazoria County, Texas

Oath

I do solemnly swear, that I will well and truly perform the duties of Temporary Administrator of the Estate of said deceased Louis Dub, in accordance with law and with the orders of Court appointing me such Administrator

Sworn to and subscribed

Christopher Louis

before me this 17th day of February 1888

(Seal)

B. L. Phillips, Clerk

County Sec. B. C. Texas

Notice In Probate

The State of Texas.

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

You are hereby commanded, to cause to be posted (for ten days, exclusive of the day of posting) in three of the most public places in your County, one of which shall be at the Court House door, and two in the same City or town, copies of the following Notice:

The State of Texas

To all persons interested in the Estate of A. Henderson, deceased, that Joseph Petterson Henderson, Laura Jane Diggs, Ella Harrell Bond and John Carson Henderson have filed in the County Court of Brazoria County, and application to probate the last will and Testament of A. Henderson, deceased, which application will be heard at the next Regular Term of the County Court of Brazoria County, Texas, to be holden on the 1st Monday in February 1888, at the Court House thereof, in the town of Brazoria, at which time all persons interested in said Estate may appear and contest said application, if they see proper.

Verum fail not under penalty of the laws and of this writ make due return

Issued the 3rd day of January 1888

Attest B. L. Phillips, Clerk of said

Court, and the seal thereof, at office in the town of Brazoria the 3rd day of January 1888

B. L. Phillips,

Clerk B. C. Brazoria County

By W. H. Sharp - Deputy

(Seal)

1159

Notice of Application

For

A Henderson

Deeds

M
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Signed and executed by said Ammon Henderson and wife Rachel Jane Henderson in presence of us, who at their request and in their presence, and in presence of each other have subscribed our names as witnesses herunto

R. B. Hodge
H. Hagemier

Filed Jan 3rd 1888

B. L. Phillips

Clk C.C.B.C.

By W. H. Sharp - Sfy

1157
Proof of
will ~

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In the matter of the Probate of the Last Will of A. Henderson - deceased

Evidence of H. Hagemier
One of the subscribing witnesses

Now on this 8th day of February 1888, the application for the probate of the last will of A. Henderson coming on to be heard thereupon appeared in open Court H. Hagemier whose name appears signed as a subscribing witness to the instrument of writing which is presented in Court as the last will of said A. Henderson by Rachel J. Henderson, Joseph P. Henderson, John C. Henderson and W. N. Diggs the persons named in said will as the Executors thereof. And the said witness being duly sworn by the Court and having said written instrument shown to him, deposes and says that the deceased A. Henderson signed said instrument in the presence of said witness and the other subscribing witness R. B. Hodge, and declared to said witness that said instrument was his last will and testament, and he the said H. Hagemier and R. B. Hodge signed the same as witnesses at the request of said testator A. Henderson, in the presence of said testator and of each other. And said Affiant further says that said deceased, at the time of executing said will was more than twenty one years of age and was of sound mind, and said testator died on or about the 17th day of November 1887 in Brazoria County, where he resided at the time of his death.

Sworn to and Subscribed before me this 8th Febry 1888

H. Hagemier

B. L. Phillips

C.C.B.C.

By W. H. Sharp - Sfy

Filed Feb 8th 1888
B. L. Phillips

Clk C.C.B.C.
By W. H. Sharp - Sfy

credit of 12 months. The purchaser to give his note with a vendors lien on said land to secure the purchase money

1163

Est John Brown ^{sn} May 26th 1888
 Deceased } And now on this day came on to be heard the
 C. H. Rippe } application of C. H. Rippe of Letters of Administration
 Admin } upon the Estate of John Brown ^{sn}, deceased, and it
 appearing that due and legal notice of said application
 has been given, and no objections being made thereto, and it appear-
 ing to the Court that said John Brown ^{sn} is dead; that four years
 have not elapsed since his decease prior to the application; that
 this Court has jurisdiction of his Estate; that there is a necessity for
 an administration upon said Estate, that said C. H. Rippe is not
 disqualified from obtaining letters of administration, It is therefore
 considered by the Court, ordered and decreed that said C. H. Rippe
 be and is hereby granted Letters of Administration upon said Estate
 of John Brown ^{sn}, dec'd, and appointed Administrator of said
 Estate, upon his entering into bond in the sum of four hundred
 dollars and taking the oath required by law. The clerk of this Court
 will issue Letters in accordance with this order when said C. H.
 Rippe shall have qualified according to law. B. L. Phillips,
 Clerk of Court and Francis De Rieux are appointed, hereby, apprais-
 ers of said Estate

1159

Est. A. Henderson } May 21st 1888
 Deceased } This day, came on to be heard the application
 Mrs R. J. Henderson } of the Executors of the Est. of A. Henderson
 & others - Executors } dec'd, for approval of the Inventory of
 property belonging to said Estate, The Court having
 examined the same, it is ordered that said Inventory be recorded
 and the same is hereby approved and ordered to be recorded

609

Est Geo. Rounds } In the matter of the George Rounds
 Deceased } Trust Fund -
 J. P. Taylor } J. G. Smith and J. P. Taylor, Trustees
 J. G. Smith, Trustees }
 Now on this 25th day of May 1888, came on to
 be heard and examined, the report of said Trustees representing
 to the Court that in obedience to an order of this Court render-
 ed at the Term 1887, ordering said Trustees to sell a certain
 tract of land therein mentioned either at private or public