In the Probate Court in and for the County of Lincoln, Territory of New Mexico, January 1879 term.

In the matter of the estate
— of —
Alex A. McGwen, deceased.

To the Hon Florencio Gonzales,
Probate Judge of Lincoln County:

The petition of Sue E. McGwen, executrix of the will of Alex A. McGwen, late of the town of Lincoln, county aforesaid, deceased, respectfully shows that the said Alex. A. McGwen, deceased, died seized of an undivided one half interest in the following real estate, situated in the town of Lincoln, in the county aforesaid and the buildings thereon, that said real estate is more particularly described as follows: a tract or parcel of land in the town of Lincoln, Lincoln County, N.M., containing one acre more or less upon which is situated the store building of Tunstall and McGwen and other improvements said land is a part of that deeded to Alex A McGwen by L. G. Murphey, on the 9th day of February 1879 —

That the buildings and improvements have been greatly damaged by the recent heavy rains and unless repaired and protected at once the said buildings and improvements will be rendered of no value. That the necessary improvements and repairs upon said buildings will cost at least

Petition for the sale
of real-estate by Sue E McGowen
Executrix of the estate of
Alex A McGowen, deceased.

Petition Granted
~~Filed January 8th~~ 1879.
Florencio Gonzales.
Probate Clerk.

Filed this 8th
day of January AD
1879

B. H. Ellis.
Probate Clerk.

Seventh Interrogatory. State whether, in your opinion, at the time spoken of, the said Alex. A. McGuirn was of sound mind, and whether you observed any indication that he was under restraint or subject to the influence of any person at that time?

Answer. I am of the opinion that he was of sound & disposing mind and not under the influence of any one

Eighth Interrogatory. What was the age of the said Alex A. McGuirn at that time? Was he a citizen of the United States?

Answer. I am not certain but think he was about 35 years of age & a citizen of the U S

Ninth Interrogatory. Do you know of any other matter or thing relating to the execution of the said paper and the condition of the mind of the said Alex A. McGuirn at that time?

Answer.

I do not

D P Shiell

Territory of New Mexico
County of Lincoln. } ss.

In the Probate Court of the
County of Lincoln, N.M.,
Hon. Florencio Gonzales,
Probate Judge.

In the matter of the application
for the proof of the will of
Alex. A. McJunkin, deceased

Application having been made for the probate of the last will and testament of the above named deceased and it appearing to the satisfaction of the Probate Judge that one of the witnesses, D.P. Shields, to said last will and testament is sick, and resides in the town of Las Vegas, San Miguel County, N.M., and that it is not probable that his attendance can be procured within a reasonable time.

Ordered that the said D.P. Shields be examined before the Probate Judge of said County of San Miguel.

It is further ordered that this order together with the will and testament offered for probate, be delivered to the said Probate Judge of said San Miguel County on or before the 5th day of December 1878.

Witness Florencio Gonzales, Probate

Interrogatories to be administered to D.E. Shields, subscribing witness to the last will and testament of A.A. McSween, deceased.

of Lincoln County N.M.

Judge and the seal of said court this 29th day of November 1878.

Florencio Gonzales.
Probate Judge.

Commission for taking the testimony of D P Shields.

Filed this 6th day of January A D 1879

B. H. Ellis,
Probate Clerk.

In the Probate Court
Of the County of Lincoln
Territory of New Mexico

In the matter of the Estate of.
Alex A. McSween deceased

Letters of Administration having been issued to Sue E. McSween, and application being made to Inventory said Estate to this court for the appointment of appraisers to appraise the estate of said deceased Alexandr A. McSween

It is hereby ordered that Jose Montano, and Isaac Ellis two disinterested persons, competent, and capable to act, be, and they are hereby appointed such appraisers.

Dated January 17th 1879.

Florencio Gonzales
Probate Judge

Jose Montano

Probate Court

Of the County of Lincoln.

In the matter of the Estate of Alex A. McQueen dec.

Order appointing Appraisers

Filed this January 13th A.D. 1879.

B. H. Ellis.
Probate Clerk.

Territory of New Mexico,
County of Lincoln. ss

In the Probate Court in and for Lincoln County, in said Territory.

In the matter of the will of Alex. A. McGorrn, deceased

The will of said Alex. A. McGorrn, deceased, having been duly proved as a will of real and personal property and estate, it is

Ordered by this Court that letters testamentary issue thereon to Sue. E. McGorrn, the wife of said Alex. A. McGorrn ~~upon~~ executrix in said will named upon her taking and filing the oath prescribed by law and filing a bond in the sum of Four Thousand ($4,000) Dollars for the faithful performance of the duties of executrix of said estate.

Witness my hand and the seal of the Probate Court of Lincoln County, N.M. this day of January 1879.

Florencio Gonzales.
Probate Judge

Order for issue of Letters
Testamentary to Sara E.
McGowen as executrix
of the Estate of A.A. McGowen
Made Jany 6th 1879.

Filed this 6th day of
January A.D. 1879.
B. W. Ellis

Territory of New Mexico, }
County of Lincoln. } ss

I, Sue E. McSwain, do solemnly swear, that I will honestly and faithfully discharge the duties of Executrix of the last will and testament of Alex A. McSwain, deceased, and honestly and faithfully administer upon the goods, chattels and credits of the estate of said Alex A McSwain, deceased, according to law.

Sue E McSwain

Subscribed and sworn to before me this 7th day of January 1879.

B. H. Ellis,
Probate Clerk.

Oath of Sue E. McJunkin
as Executrix of the estate
of Alex. A. McJunkin, deceased.

Filed January 4th 1879
B. A. Ellis
Probate Clerk.

Know all men by these presents: That we, Sue E. McGowen, executrix of the will of Alex A. McGowen, deceased, Juan B Patron and Jose Montano of the County of Lincoln, are held and firmly bound unto the Territory of New Mexico in the sum of Two Thousand ($2000.) Dollars, lawful money of the United States, to be paid to said Territory, to which payment, well and truly to be made, we bind ourselves, our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated this 11th day of January 1879.

Whereas an application for authority to sell the real estate of Alex A. McGowen, deceased, to prevent it being further damaged, and for the purpose of paying his debts, is now pending before the Probate Judge of said Lincoln County, on the petition of the above bounden Sue E. McGowen, as the executrix of the will of said deceased, now,

Therefore, the condition of this bond is such, that if the said Sue E. McGowen, in case the said Probate Judge shall grant an order of sale of said real estate, shall pay all money arising from the sale of said real estate, after deducting the expenses thereof, and shall deliver the securities taken by her on such sale to the said Probate Judge, within thirty days after the same shall have been received and taken by her, then this bond

to be void, otherwise to remain in full force, virtue and effect.

Fred McGreen

Juan B. Patron

Jose Montero

Seal

Seal

Seal

Seal

Seal

Bond for Sale of
Real-Estate belonging to
the estate of Alex A McGovern
— deceased —

Approved this 11th day
of Jany 1879
Florencio Gonzales.
Probate Judge.

Filed this 11th
day of January A.D.
1879. B. H. Ellis,
Probate Clerk.

Territory of New Mexico,
County of Lincoln } ss

In the Probate Court in and
for the County of Lincoln,
Territory of New Mexico.

In the matter of proving the
last will and testament of
Alex A McSwain, deceased.

On reading and filing due proof of the service of the citation issued in this matter, and upon due proof of the execution of the instrument purported as the last will and testament of Alex A. McSwain, late of the Town of Lincoln, County aforesaid, deceased, bearing date the twenty fifth day of February, 1878, Dius E. McSwain, wife of said deceased, appearing in person, and it appearing by such proof that the will was duly executed; that the testator at the time of executing the same was of full age for making a will, was of sound mind and memory, and not under restraint, and in all respects competent to devise real estate.

Now, therefore, it is Ordered, Adjudged, and declared, that the said instrument purporting to be the last will and testament of the

said Alex A McJunkin, deceased, was duly executed to pass real and personal estate, and that the same with the proofs thereof be recorded and admitted to probate as a will of real and personal estate.

Witness the seal of the Probate Court, and Hon Florencio Gonzales, Judge of the Probate Court of Lincoln Co., New Mexico, this day of January A.D. 1879.

Attest
Burt Ellis.
Clerk

Florencio Gonzales.
Judge of Probate Court
in and for Lincoln County.

Filed this 6th day of January A.D. 1879.
B. Ellis.
Probate Clerk

Order admitting Will of Alex McJunkin to Probate.

Territory of New Mexico,
County of Lincoln, ss

In the matter of proving the last will and testament of Alex. A. McSwain, deceased.

Samuel R. Corbet of the Town of Lincoln in the County aforesaid, being duly sworn, deposes and says, that he is a subscribing witness to the last will and testament of Alex. A McSwain late of the Town of Lincoln, in the County aforesaid, deceased, and that the said deceased did, on the 25th day of February, 1878, in the presence of deponent, D.P. Shields and T.F. Ealy subscribe his name at the end of the instrument which is now shown to deponent and which purports to be the last will and testament of the said deceased, and which bears date on the day last aforesaid; and that the deceased aforesaid at the time of subscribing his name as aforesaid, declared said instrument to be his last will and testament and requested deponent, D.P. Shields and T.F. Ealy to subscribe the same as witnesses, and deponent D.P. Shields and T.F. Ealy did thereupon subscribe their

subscribs their names at the end of said will as witnesses.

And deponent further says, that at the time of subscribing said instrument as aforesaid the said Alex A McGowen was of sound mind and memory, above twenty one years of age and not under any restraint, and was a citizen of the United States.

S. R. Corbett

Subscribed and sworn to before me, this 6th day of January A.D. 1879

B. N. Ellis.
Clerk of Probate.

Deposition of
Sam'l R Corbett,
Subscribing Witness to the
Will of Alex A McGowen

Filed this 6th day of January A.D. 1879.
B. N. Ellis
Probate Clerk

Dominion of Canada
Province of Ontario
County of Victoria
To Wit

I Samuel Webster formerly of the City of Eureka in the County of Greenwood in the State of Kansas one of the United States of America now of the Township of Mariposa in the County of Victoria and Province of Ontario and Dominion of Canada Yeoman do solemnly declare that Alexander A McEwen late of the Town of Lincoln in the County of Lincoln in the State of New Mexico one of the United States of America Attorney at Law deceased and his estate is now was justly and truly indebted to me in the sum of — Three Hundred and Twenty Six — dollars the particulars whereof are hereto annexed

2 That the said moneys and the proceeds of the said promissory notes and mortgage in said particulars mentioned were deposited by me with the said Alexander A. McEwen for the purpose of being invested by him for my benefit but I am not aware and I do not believe that the same were ever so invested by him for my benefit but I believe the said moneys and the proceeds of said promissory notes and mortgage were appropriated by the said Alexander A McEwen to his own use and for his sole benefit

3 That sometime in the month

month of February last past I sent the said Alexander A McEwen by mail postpaid a statement similar to the annexed account of the moneys and proceeds of the said promissory notes and mortgage received by him for my use and on my account and he the said Alexander A McEwen answered my letter sent therewith saying he had not time to examine said statement but that he believed it was all right

4 The whole of the said moneys as described in said annexed particulars were actually advanced by me to the said Alexander A McEwen and I do verily believe that he realized the several sums upon the said several promissory notes and said mortgage as stated in said annexed particulars as the said Alexander A McEwen did not dispute my account when rendered and the several parties liable under said notes and mortgage have informed me that they paid the same and I have not nor hath nor have any other person or persons by my order or to my knowledge or belief for my use received any money or moneys in payment or part payment of my said claim or anything in lieu thereof save as stated in said particulars

6 I hold no security for

7 my claim

I claim interest at the highest rate the law of the said State of New Mexico will allow on the respective sums mentioned in my said claim from the time they were respectively received by him the said Alexander A McSween and on the proceeds of the respective promissory notes and mortgage from the time they were respectively due

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the act passed in the thirty seventh year of Her Majesty's reign intituled "An act for the suppression of Voluntary and Extrajudicial oaths"

Solemnly declared before me at the Town of Lindsay in the County of Victoria and Province of Ontario and Dominion of Canada this twenty first day of November A D 1878

Samuel Webster

Major of the Municipal Corporation of the Town of Lindsay aforesaid

Samuel Webster
vo
Estate of A A
McGreen Deceased

Approved this day
of Jany 1879
Geo E McGreen
Administrator

Approved this 7th day
of Jany 1879.
Florencio Gonzales
Judge of Probate

2.

In the Probate Court,
County of Lincoln.
Territory of New Mexico.

In the matter of the Estate of Alex A. McSwain deceased. } Order of appointing appraisers.

Letters of Administration having been issued to Sue E. McSwain, and application being made to inventory said estate to this court, for the appointment of appraisers to appraise the estate of said deceased, Alexander A. McSwain

It is hereby ordered that Isaac Ellis and Jose Montana, two disinterested persons, competent and capable to act, be, and they are hereby, appointed such appraisers.

Dated January 7th A.D. 1879.

Florencio Gonzales,
Judge of Probate

Probate Court.

County of Lincoln

In the matter of the Estate of Alex A. McFarren dec'd

Order appointing appraisers

Filed January 13th A.D. 1879.

P. A. Ellis.

Probate Clerk.

In the Probate Court of the County of Lincoln in the Territory of New Mexico

In the matter of the Estates of A. H. McSween and Jno H. Tunstall, Deceased } Order to Administratrix

To the Sheriff of Lincoln County,
Greeting:

You are hereby commanded to notify Mrs Sue E. Barber, Administratrix of said Estates to obtain an order from the Third Judicial District Court to sell all real Estate belonging to said Estates and at the next regular Term of this Court to report, and if said order has not been procured to show cause thereof,

Witness the Hon Jas H. Tomlinson Judge of the Probate Court with the seal of said Court affixed this 8th day of November A.D. 1881

Ben H. Ellis
Probate Clerk
By Wm O. Burt
Deputy

Lincoln Nov 8th 1881
I hereby admit service of the within order on me in behalf of the Admtr this day and date above named. And I receive the said notice for and on behalf of the said Admtrx the same as thereof personally served on her
Ira E Seward
Atty for Sue E Barber

In re Estates
of
A. H. McSween
and
Jno H. Tunstall
Dec

Order to Administratrix

Lincoln Nov 9/81

I Hereby certify that the within order has been served on the within named Person Mrs Sue E Barber by Reading the within order to the within Named Person this 9th day of November A D 1881 in the Town of Lincoln Lincoln County Territory of New Mexico

Pat F Garrette
Sheriff of Lincoln County

Filed Nov 9th 1881
Ben H. Ellis
Clerk

Service 1 00
Return 5 00
Total $1 50

The Estate of A A McSween deceased
To Francisco Romero Dr

1879 October 21st	To Herding Five Cows from May 15th 1878 to Oct. 21st 1879 at $2.00 per head per month	$2.00
	Two Yearlings $8.00 each	16.00
	One two Year Old	12.00
	39 Bunches of Fodder at 12½ cts per Bunch	4.87½
	3 Beaves	28.00
	One Calf per D. P. Shields	8.00
	½ Fanega of Wheat per Geo Washington	2.50
	Milk Month of April 1878	1.50
		$124.87

Territory of New Mexico } ss
County of Lincoln }

Before me the undersigned Authority personally came and appeared Francesco Romero to me well known who having first been duly sworn according to law, deposes and says that the above account is in all respects correct and just, that the indebtedness therein set forth was incurred as therein stated that the above amount of $124.88/100 is justly due the claimant above all claims and off sets which the said estate may have against him, that no part of the above account claimed to be due has yet been paid or in any way satisfied And deponent further says he has no further claim or account against said estate

Sworn and Subscribed before me this 2nd day of November 1879

Ben H. Ellis
Probate Clerk.

his
Francisco X Romero
mark

The undersigned of the estate of John H. Tunstall deceased, do hereby certify that has carefully examined the foregoing account and is fully satisfied that the same is, in all respects correct and just and does therefore approve the same for $ 32

Territory of New Mexico } In the Matter of the Administration
County of Lincoln } of the Estate of A A McSween deceased

At a Term of the Probate Court of Lincoln County, held at Lincoln in said County on the 3rd day of November 1879 the foregoing account of Francisco Romero against the estate of A A McSween deceased was presented for approval, whereupon the same was examined by the Hon. the Probate Judge of said County in open Court and having been found correct it is hereby ordered that the same be paid by the Administratrix of the estate of A A McSween deceased out of any monies pertaining to said estate remaining in her hands

Probate Judge Lincoln County

Attest

Clerk Probate Court

The Estate of A. A. McSween, deceased. late of the County of Lincoln, Territory of New Mexico. in account with Franco Romero y Valencia.

	For herding Five head of Cows from May 15th 1878. to October 21st 1878.	$ 52.00
	To 2 Yearlings $8.00 each.	16.00
	" one two year old	12.00
	" 39 Bundles Fodder. 12½ per bundle.	4.87½
March 1st	" One Yearling	8.00
	" ½ Fanega Wheat	2.50
	" Milk.	1.50
	Total.	$ 96.87½

Territory of New Mexico.
County of Lincoln } ss.

Franco Romero y Valencia. of said county who being first duly sworn, upon his oath states. that the above and foregoing account against the Estate of A.A. McSween. deceased, is just and correct, and there remains due and unpaid after allowing all just credits, and sch Offs the sum of Ninety six and 87½ 100 dollars as set forth in the above account.

Sworn to and subscribed before me this 6th day of January AD 1879.

B. N. Ellis.
Clerk of Probate Court

17

Fran^co Romero Y Valencia.
V.S.
Estate of A. A. M. Sweeney.

3-1-1879

Proff

In Probate Court Lincoln County
At the July Term A.D. 1881
To the Honorable Probate Judge Lincoln County

Sue E. Parker Administratrix of the Estate
A. A. McSween begs leave to report to the
Honorable Probate Court concerning said Estate
as follows: That in pursuance of an order of this Court
she has sold and disposed of the Law Library belong-
ing to the effects of said estate together with one book
case, one table and desk, one letter press and stand
eight office chairs for the sum of $1200.00
That she has received rent for the shares of
the Store building owned jointly by the
Estates of John H. Tunstall & A. A. McSween
up to July 1st 1881 & from March 1879 447.16⅔
Making a total of receipts $1647.16⅔
That she has paid out the following sums
for which the vouchers are here presented
To Cash paid for one half of the improvements
in putting the Store building in repair the
vouchers & proof of which sum expended
was presented to the Court and passed upon
in the Settlement made in the Tunstall estate
at the May Term of Court A.D. 1881 $286.00
Paid an account allowed to Florencia Gonzales 30.00
Paid Wm E. Leonard bill for legal services
allowed $1200.00
~~Paid Florencia Gallegos for hauling sand~~
~~as per bill rendered~~ ~~2.00~~
~~To one days services of self & horse & buggy~~
~~going~~ To ½ of fees Paid Chapman as Attorney $4.00
To one half of twenty three days personal

service and superintendence in repairing
the Turnstall & McSwain property $25.00
~~To 100 lbs of nails furnished in repairs on said~~
~~building~~ + ~~10.00~~
~~To paid for hospice for use of walls of~~
~~said Stone building~~ + ~~1.25~~
To Cash paid for hauling Law Library
to Martin Sanchez ranch and secreting
it from thieves 25.00
To Cash paid the publisher of New Mexican
for publishing notices of Administration 5.00
To Commissions on amount received $1642.16. 41.17
To Commissions on amount disbursed $1808.11 42.94
~~[illegible]~~
~~1,[illegible].09~~
1808.11
Amount due Administratrix $~~29.93~~ $153.95
All which is respectfully submitted

Sue E Barber
Administratrix.

Territory of New Mexico
County of Lincoln } S.S.

Sue E Barber being duly
sworn says that the above report is just and
true

Subscribed & Sworn to
before me this 7th day
of July A.D. 1881

Sue E Barber

Benj. H. Ellis.
Clerk.

In Probate Court

In Re
Estate A A McSween

Report of Administrator

Recorded in Book C
Page 29

The within report
approved this 7th day
of July A.D. 1881
Jas. A. Tomlinson
Probate Judge

Filed July 7th 1881
Benj. Ellis.
Clerk.

Lincoln County
New Mexico June 6th 1881

Received of Jas E Barber Administrator of the Estate of Alexander A. McSween the sum of twelve hundred dollars, on account of Professional Services rendered said estate since the decease of said McSween as per bill rendered and allowed by the Probate Court of Lincoln County.

Jas E Leonard

($ 30,00)

Lincoln N. M.

julio 9 de 1879.

he recivido de la señora Sra Mac Sween treinta pesos en pago de un reclamo que tengo encontra del estado del finada Mac Sween.

Florencio Gonzales.

In the Matter of
Mc Swan Estate

Recipt of
Ira E. Leonard
for Professional Ser-
vices rendered Estate

In the Probate Court of the
County of Lincoln at the July
Term A.D. 1881

In the matter of the Estate
A. A. McSwain deceased.

To the Honorable the
Probate Court of the County of Lincoln. Now on
this Seventh day of July A.D. 1881 comes Sue E.
Baber Administratrix of the Estate of A. A.
McSwain deceased and respectfully begs leave
to report that in pursuance of an order made by
this Court at its May Term A.D. 1881 and dated
the 5th day of May whereby She as such ad-
ministratrix was authorized empowered and directed
to sell for the benefit of said estate the Law Library
of said Alexander A. McSwain deceased and
constituting a part of the effects of said Estate, to-
gether with the office furniture consisting of eight
office chairs one book case, one table and desk
and one copying press and stand, and the fol-
lowing notes and accounts which are not
collectable to wit; one note against Henry James
$100. Note against Martin Mueller deceased $100.00
One note against Manuel Baca $40.00 Jose Silva note
$20.00 Jose M de Aguaya $476.80. Juan Baracan
$94.00 Juan Delfin $40.00 Receipt of Special deposits
with Tunstall $760.79 order on D Dow $25.00
That She did in pursuance of said above order
sell to Ira E. Leonard the law library embraced in said
order together with the office furniture consisting of eight
Chairs one book case one table and desk one copying
press and stand for the sum of twelve hundred
dollars he being the highest and best bidder for

for the same. The said Administratrix reports that she had heretofore written to principal Attorneys of the Territory enclosing a list of the books and offering them for sale and also to a law book establishment in St Louis. Thomas & Co. and the highest offer she has ever received for said library was the sum of nine hundred and fifty dollars.

The Administratrix also reports that she has offered the balance of the property named in said order of sale for sale and has been unable to get any offer for the same and that the said property is valueless, and will not bring any sum at a sale

The Administratrix would therefore ask that the said sale be approved by this Court

Sue E Barber

Territory of New Mexico }
County of Lincoln } ss

Sue E. Barber being duly sworn says that the above and foregoing report is true

Sue E Barber

Subscribed & Sworn to
before me this 7th day
of July A.D. 1881

Benj. F. Ellis.
Clerk.

In Probate Court

In Re

Estate of A. A. McSwain

Report of Admr upon order of sale of Personal property

Recorded in Book C. Page 27 & 28

The within sale approved this 7th day of July A.D. 1881

Jos. A. Townsend
Probate Judge

Filed July 7th 1881.
Buck & Ellis Clerk.

County of Lincoln }
Territory of New Mexico }

Paul F. Wagner being duly sworn, deposes and says that he is the publisher of the White Oaks Golden Era, a newspaper published at White Oaks, in Lincoln county, in the Territory of New Mexico; that the notices of the intention of final settlement of the estates of Alex. A. McSween and John H. Tunstall, by Sue E. Barber, administratrix, copies of which are hereto attached, were first published in said newspaper in its issue dated the 21st day of July 1881, and was published in each weekly issue of said newspaper thereafter for the full period of thirty days, the last publication thereof being in the issue dated the first day of September 1881

Paul F. Wagner

Subscribed to and sworn before me this 30th day of November A.D. 1881

W. C. McDonald
Notary Public

Notice.

NOTICE—Is hereby given that the administratrix of the estate of Alexander A. McSween deceased will make final settlement of said estate at the next term of the Probate Court to be held at Lincoln, in the county of Lincoln, Territory of New Mexico, on the first Monday of September A. D. 1881 All persons interested in said estate, are hereby notified to be present at said final settlement to present their objections thereto if any they have why a final settlement should not be had and the administratrix discharged therefrom,

SUE E. BARBER, Administratrix.
IRA E. LEONARD, Att'y. 132

Notice.

NOTICE—Is hereby given that the administratrix of the estate of John H. Tunstall deceased will make final settlement of said estate at the next term of the Probate Court to be held at Lincoln, in the county of Lincoln, Territory of New Mexico, on the first Monday of September, A. D. 1881 All persons interested in said estate are hereby notified to be present at said final settlement to present their objections thereto if any they have why a final settlement should not be had and the administratrix discharged therefrom.

SUE E. BARBER, Administratrix.
IRA E. LEONARD, Att'y. 132

W. C. McDonald NOTARY PUBLIC WHITE OAKS NEW MEXICO

Nov 30-1881

National Paper Company.

In Probate Court Lincoln County New Mexico at the May Term A.D. 1882

In the Matter of the Estate of A A McSween Dec'd

John B. Wilson

Now on this 4th day of May A.D. 1882 comes into Court and asks leave to withdraw from the files of said Court the account filed by him in Nov 1879 against the above estate which account has never been allowed and the larger part of which account concerns interest in notes that will have to be adjudicated in the District Court, and for the further reason that there are no funds in said estate to pay the same, as the said John B Wilson has been informed & believes

John B Wilson

Subscribed & Sworn to before me this 4th day of May A.D. 1882

T. A. Tillotson
Probate Clerk

In the Matter of the
Estate of A. A. McSowen
deceased

Application by
J. B. Wilson to withdraw
account filed

"

Territory of New Mexico }
County of Lincoln } ss

The Court hereby orders that
the said John B Wilson be &
he is hereby allowed to withdraw
the account within named
from the files of this Court
Dated May 4th 1882

Jas A Tomlinson
Probate Judge

Filed this 4th day of May
A. D. 1882 T. C. Tillotson
Probate Clerk

In the Matter of the Estate
of
A A McGurrin
Deceased

In the Probate Court of
Lincoln County

And now March 8th 1881 Jose Montano by his Attorney N.C. Campbell moves the Court for an order upon the Executrix to pay the claim of said Jose Montano as ordered by the Court January 7th 1879 amounting to the sum of $251 22/100 without further delay

N.C. Campbell
Attorney for Jose Montano

Territory of New Mexico } ss
County of Lincoln }

On this 8th day of March 1881 personally appeared before me the Clerk of Probate Court in and for said County Jose Montano who being duly sworn according to law doth depose and say that said claim duly probated Jany 7th 1879 in above entitled Estate has not been paid by said Executrix as directed by the Court and further doth not

Sworn and Subscribed before me } J. M. Montano
the day and year above written

Jno N. Ellis
Clerk

And now March 8th 1881 the within motion was presented and read in open Court and on consideration thereof the Court order a rule to show cause. returnable at next term why said Claim should not be paid as directed by the order of the Court,

Jas H Tomlinson
Probate Judge

attest
Benj H. Ellis
Clerk

No of 3d Term 89

In the Matter of the Estate
of
A A McGwen
Deceased

Motion of Jose Montano for order directing payment of Claim as probated.

Filed this 8th day of March A.D. 1881
Benj H Ellis
Clerk

And now March 8th 1881 the within motion presented in open Court and on due consideration thereof - and it appearing that the said Claim was duly probated and ordered to be paid and that the Executrix has failed to make payment. The Court now orders and directs the payment of said Claim without further delay. Rule to show cause granted [illegible] order should not be made [illegible]

H C Campbell atty for claimant

Territory of New Mexico } In Re Est.
County of Lincoln } A.A. McSwain dec'd

Est of A.A. McSwain dec'd To
Pedro Anaya Dr

One buffalo gun taken	$50.00
" Saddle "	15.00
Hire of horse for 20 days at $1.00 per day of Isaac Ellis	20.00
Freight from Store to Hughes Ranche	6.00
Freight from Ranche of Mrs Corey to Store (2 wagon loads wheat)	25.00
Total	$116.00

Before me Benj F. Ellis Clerk of the Probate Court in and for said County in said Territory this day personally appeared Pedro Anaya who being by me first duly sworn deposeth and saith that the above and foregoing account is just true correct and unpaid.

Pedro Anaya.

Sworn to and subscribed before me 8th day of March A.D. 1881.

Benj F. Ellis
Clerk

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In re Estate
of
A. A. McSwain

Account
and
Affidavit of
Peter ~~Jose~~ Aralla

Filed March 8th 1881
Rust Ellis
Clerk

In the Probate Court County of
Lincoln at the July Term A.D. 1881
To the Honorable Probate Judge of Lincoln County
Territory of New Mexico.

Now on this 7th day
of July A.D. 1881 comes Sue E Barber and asks
the Court that she be allowed to make a final
settlement in the Estate of A A McSween deceased
at the next regular term of this Court and
that the order of this Court be directed to be
published in the White Oaks Golden Era
a newspaper published in the County of
Lincoln aforesaid for four successive
weeks prior to the first day of the Septem-
ber Term of this Court to the effect that
final settlement of said Estate will be had
said Term of Court and the Administratrix
discharged therefrom
Dated July 7th 1881

Sue E Barber
Administratrix

In Probate Court

In Re "

Estate A. A. McIvan

"

Application for final settlement

Recorded in Book C. Page 27

The within application approved this 7th day of July A.D. 1881.

Jas A. Tomlinson
Probate Judge

Filed July 7th 1881
Ben H. Ellis

Know all men by these presents. That
We. Sue E, Barber. formerly Sue E. McSween
as principal. and. John S. Chisum. J. C. Lea.
P. M. Chisum. and E. T. Stone.

as sureties. of the County of Lincoln. are
held and firmly bound unto the Territory
of New Mexico. in the sum of Twenty
Nine Thousand ($29 000 00/100) Dollars,
lawful money of the United States. to be
paid to said Territory. to which payment
well and truly to be made. we bind our-
-selves. our heirs. Executors and Admin-
-istrators. jointly and severally. firmly by
these presents. Sealed with our Seals
and dated this 20th day of July A.D. 1880
The condition of this bond is such, that
if the above bounden. Sue E, Barber.
formerly Sue E. McSween. Executrix and
administratrix of all and singular the
goods. Chattles and Credits of A. McS

Territory of New Mexico }
County of Lincoln } S.S.

Be it remembered that on this 3d day of August A.D. 1880. before me the undersigned ~~Dep.~~ Dist Court clerk 3d Judicial District Territory of New Mexico, personally came Sue E. Barber formerly Sue E. McSween, John S. Chisum, J. C. Lea, P. M. Chisum, and E. J. Stone.

personally known to me as the persons whose names are subscribed to the foregoing bond and as part thereto, and acknowledged that they signed, sealed and delivered the said instrument of writing, for the uses and purposes therein set forth.

Witness my hand and seal the day and year last above written.

George R. Bowman. Clerk.
By
George R. Barber. Deputy.

Barber 10

Bond

Mc Sween Estate

In re
Estate of
A A McSween
dec

Filed this 6th
day of September
A.D. 1880.

Benj H. Ellis,
Clerk.

Recorded this 8th
day of September
A.D. 1880, in Book "A"
of Journal of
Probate

Benj H. Ellis,
Recorder

In Probate Court Lincoln County
September Term A.D. 1881

In the matter of the Estate of
Alexander A. McSwain
deceased.

To the Hon James A. Laughlin
Probate Judge Lincoln County.

Your petitioner respectfully represents that at the last term of this Court held in July last she made application for a final settlement of said estate at the present term but owing to the fact that the personal assets of said estate have proved insufficient to pay the debts of said Estate and owing to litigation pending against said estate in the District Court, which is yet undetermined the real estate thereof cannot be disposed of towards paying the debts of said estate nor any order of sale applied for until the litigation referred to can be completed, which will be done at the November A.D. 1881 Term of the District Court, and your petitioner would therefore ask that final settlements in said estate be deferred until the same can be lawfully had
And your petitioner will ever pray

Sue E Barber

Territory of New Mexico
County of Lincoln } S.S.

Sue E Barber being
duly sworn says the above and foregoing petition is true

Subscribed & Sworn to
before me this 5th day of
Sept A.D. 1881

Ben A. Ellis.
Probate Clerk
Lincoln Co N.M.

In Probate Court

Alex A McSween
Estate

Application to extend
time for final settlement

The within application was
granted this 6th day of September
A.D. 1881.

Just. Tomlinson
Probate Judge

Attest
Bunk. Ellis
Clerk

Filed this 6th day
of September A.D. 1881
Book C page 30

Bunk. Ellis
Clerk

The Estate of Alexander A Mc Swean
in account with
Ira E Seonard Dr

April 10th 1879	To retainer in case of J. J. Dolan & John H Riley agst A A Mc Swean in Dist Court	$150.00
" " "	To retainer and services in case of Richard Ewing vs A. A. Mc Swean in Dist Court	50.00
" " "	To retainer & services in case of Chas Fritz & Emilie Scholand vs A. A. Mc Swean in Dist Court on Insurance Policy	300.00
" " "	To retainer in case of L. G. Murphy & Co agst A. A. Mc Swean in Dist Court	100.00
May 8th 1879	To services rendered in Probate Court at May Term A.D. 1879 to Administratrix for Estate of A A Mc S.	50.00
Sept 11th 1879	To services & counsel to Administratrix of the Mc Swean Estate for said estate	50.00
July 8th 1880	To services in Probate Court on application to remove Administratrix	100.00
Sept 7th "	To services rendered Administratrix in filing new Bond & settlement with Court in Mc Swean Estate	50.00
		$850.00

Nov | Amount brot forward | $850.00

Nov 17th 1880 | To services rendered in Dist Court Nov Term A.D. 1880 in cause of Fritz & Scholand vs McSwain. Dolan & Riley vs McS. L. G. Murphy vs McS Ewing vs McSwain | $330.00

$1200.00

Territory of New Mexico
County of Lincoln } ss

Ira E. Leonard being duly sworn deposes and says that the above account is just and true and that the services for which the same was made were rendered the estate of A. A. McSwain since his decease and they have been performed and that the same were rendered the Administratrix of said estate at her instance and by her employment of said deponent in the defense of suits pending against said ~~estate~~ A. A. McSwain at the time of his death and for services also rendered the Administratrix on behalf of the Estate since her Administration thereon

Ira E. Leonard

Subscribed & Sworn to before me this 3rd day of May A.D. 1881

Ben H. Ellis.
Probate Clerk.
Lincoln Co.
N.M.

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In the Matter of the Estate
of A A McGovern
Dead

Account of
Ira E Leonard as
Atty of said Estate

Allowed this 3rd day
of May A.D. 1881
Sue E Barber
Administratrix

Approved this 4th day
of May A.D. 1881. and ordered
paid from assets of said
Estate and discharged as re-
quired by law on account
of legal services
rendered
Jos H Tomlins on
Probate Judge
Attest
Benj H Ellis
Clerk

Filed May 3rd 1881
Benj H Ellis
Clerk

The Estate of A. A. McSwain dec.
To Isaac Ellis Dr.

Jan 16th/79

To appraising the property of
said Estate amounting to
the sum of $1264847
at 1/2 per ct. $6324

Territory of New Mexico }
County of Lincoln } S.S.

Isaac Ellis being duly
sworn according to law, de-
poses & says that the above
and foregoing account is
just true correct and re-
mains unpaid.

Sworn to and sub- Isaac Ellis
scribed before me
this 16th day of
January A.D. 1881.

1 N

Examined found
correct and approved
Sue E Barber
Administratrix

Allowed and ordered
Paid
Jas A Tomlinson
Probate Judge

Filed this 6th day
of January A.D. 1881.
Buck Ellis
Clerk.

To the Hon Probate Judge of Lincoln County.

The undersigned your petitioner asks your honor to grant a continuance to the next term of Probate Court, of all matters that may come up against the Estates of J. H. Gunstall & A. A. McSween for the following reasons to Wit:

1st The Attorney employed in said Estates is absent owing to sickness in his family and could not possibly be in attendece at the present term of Court—

2d Matters of grave importance are pending in your honors Court against said Estates, wherein another Attorney (aside from the Estates Attorney) would not be able to make a good defense for said Estates for the reason that he could not be able to inform himself of the condition of said Estates and obtain proofs to make a good defense in the limited time pending during the present term of your honors Court.

Respectfully submitted
By the Administratrix of
said Estates.

Sue E Barber

In re Estates
of
J.H. Funstalls. and
A.A. McSween
dec.

Petition of
Mrs G.B. Barber.
for continuance

Filed March 8th
A.D. 1881.
Benj F. Ellis.
Clerk.

And now, March 8th 1881
the within petition was
presented in open Court
and after due consideration
thereof by the Court was
approved —
Benj F. Ellis By the Court
Clerk

In Probate Court, Lincoln County
May Term A.D. 1881

In the Matter of the Estate of
Alexander A. McSween deceased

Now on this fifth day of May A.D. 1881 comes Sue E Barber Administratrix of the Estate of said Alexander A. McSween and makes application to the Court to grant an order to her directing and authorizing her as such Administratrix to sell the Law Library of said Alexander A McSween belonging to and constituting a part of the assets of said estate consisting of four hundred and two volumes of Law Books, together with the office furniture embracing eight office chairs one book case, one table and desk and one copying press and stand and the following notes and accounts which are not collectible to wit: 1 Note against Henry Farmer for $100. 1 Note against Martin Mueller of $100.00 Marcus Baca $40. Jose Silva $20.00 Jose de Mu Aguaya $476.80 Juan Baracan $94.00 Juan Delfine $40 Receipts of Special deposite with Mulstall $760.79. Order on D. Dow $25.00. That it is necessary to sell said property to pay the debts of said estate and she the said Administratrix asks that she be authorized and empowered to sell said property

or any portion thereof either at public or private sale as the best interests of said estate may warrant.

Sue E Barber
Administratrix of the Estate of
Alexander A McSween, Decd

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In the Matter of the
Estate of Alex A McSween
Decd

" Application to sell
Personal property

"

Approved May 5th
1881 - Jas A Tomlinson
Attest Probate Judge
Benj & Ellis
Clerk

Filed May 5th 1881
Benj & Ellis
Clerk

In Probate Court County of
Lincoln May Term A.D. 1881

In the Matter of the Estate
of Alexander A. Mc Sween
deceased.

The application of Sue E Barber
Administratrix of the estate of Alexander A. Mc
Sween to sell certain personal property mentioned
in her petition filed herein on the fifth day of May
A.D. 1881 coming on regularly to be heard and
the Court having considered the same it is hereby
ordered by the Court, That the said Sue E. Barber
Administratrix of said estate be and she is hereby
authorized empowered and directed to sell
for the benefit of said estate the Law Li-
brary of the said Alexander A. Mc Sween
deceased consisting of four hundred and
two volumes of law books. together with the
office furniture embracing eight office chairs
one book case, one table and desk and one
copying press & stand, and the following notes
and accounts which are not collectible. to wit:
1 Note agt Henry Farmer $100. Note against Martin Mueller
of $100. Marcus Baca $40. Jose Silva $20.00 Jose Ma
de Aguaya $476.80. Juan Baracan $94.00 Juan
Delfin $40. Receipts of Special deposits with
Juntstadt $760.79 order on D. Dow $25.00. The
said Sue E Barber Administratrix is hereby
authorized and empowered to sell said

above described property either at public or private sale and make her report thereon to this Court of her proceedings thereon

Attest Jas H Tomlinson
Ben H Ellis Probate Judge
Clerk
By Wm O Burt
Deputy

In the Matter of the Estate of
Alex A McSween Deed
Order to sell Personal
property

Filed May 5th 1881
Ben H Ellis
Clerk

In the Probate Court of the County
of Lincoln, Territory of New Mexico

In the matter of the Estate
of
A.A. McSween, deceased } Citation

The People of the Territory of New Mexico
To Jno B. Wilson,
Greeting:

By order of this Court, you are hereby cited and required to appear before the Hon: the Judge of said Court at the Court Room thereof in the County & Territory aforesaid on the 6th day of July A.D. 1881 at 10 o'clock A.M., on that day there and there to answer any questions coming before said Court touching the matter relative to the account of Francisco Romero Y Valencia against said Estate.

Witness the Hon Jas A Tomlinson, Judge of our Probate Court in and for the County of Lincoln, with the seal of said Court affixed this 2nd day of July A.D. 1881

Attest

Ben H. Ellis
Probate Clerk
By Wm O. Burt
Depty

I Certify that I have Served
The within Citation on the
within named John B. Wilson
by reading the Same to him
in person at Lincoln Co.
N. M. this July 5th A.D. 1881

P. F. Garrett Sheriff
By Wm Lo. Goodlett D.S.

Fees

Serving writ	1.00
Returning "	.50
	$1.50

7-5-1881

In the Probate Court of the County of Lincoln and Territory of New Mexico

In re Estate of
A. A. McSween
Deceased } Citation

To the Sheriff of Lincoln County
Greeting

You are hereby comanded to Cite Ignacio Maldonado to be and appear before the said Probate Court in the Court Room in the town of Lincoln in said County and Territory on the first Monday in September A.D 1881 then and there to Testify in a certain cause therein pending wherein Francisco Romero y Valencio is plaintiff and the Estate of A. A. McSween is defendant and have you then and there this writ

Witness the Hon Jas. A. Tomlinson Probate Judge of our County of Lincoln with the seal of said Court affixed this July 11th A D 1881

Jas A Tomlinson
Probate Judge

Attest
Ben H. Ellis
Clerk

Served aug 30th

Ignacio Maldonado

I Certify that I have this the 30th day of Aug. A.D. 1881 Served the within writ on the within named Ignacio ~~Maldonado~~ Maldonado by heading the same to him in person at Lincoln Co. N.M.

Pat. F. Garrett
Sheriff
By J. W. Phillips
Deputy

Fees

Serving Citation	1.00
Mileage	1.25
Returning	50
	$2.75

8-30-1881

In the Probate Court of the County of Lincoln and Territory of New Mexico

In re Estate of
A. A. McSween
Deceased
Citation

To the Sheriff of Lincoln County
Greeting

You are hereby comanded to Cite Samuel R. Corbett to be and appear before the said Probate Court in the Court Room in the Town of Lincoln in said County and Territory on the first Monday in September A D 1881 then and there to Testify in a certain cause therein pending wherein Francisco Romero y Valencia is plaintiff and the Estate of A. A. McSween is defendant and have you then and there this writ!

Witness ~~the~~ Hon Jas A. Tomlinson Probate Judge of our County of Lincoln with the seal of said Court affixed this July 11th A D 1881

Attest
Ben H. Ellis.
Clerk

Jas A Tomlinson
Probate Judge

Served Aug. 11th

D. F. Corbett

I Certify that I have on this
11th day of Aug. A.D. 1881
Served the within writ on the
within named D. R. Corbett
by reading the same to him
in person at Lincoln Co. N.M.

Pat. F. Garrett
Sheriff

By Wm. L. Goodlett
Deputy

Fees

Serving writ	1.50
Returning "	50
	$1.50

8-11-1881

Territory of New Mexico }
County of Lincoln } ss

Sue E Barber

being duly sworn says that the above report is just and true -

Sue E Barber

Subscribed and sworn to before me this 5th day of March AD 1883

S. R. Corbet
Probate Clerk

Probate Court 1883 Term

By

Decree on final settlement -

The above report having been duly considered by the Court it is hereby approved on this 6th day of March AD 1883; it is therefore ordered adjudged and decreed that the said Sue E Barber administratrix be, and she hereby is discharged from further responsibility as administratrix of the Estate of Alexander A McSween, deceased.

S. S. Terrell
Probate Judge

Notes 75

In Probate Court

Final Report of Administrator
A A McSween Estate

Filed in Open Court March 6 1883
Sam R. Corbet
Clerk
By M. Crain
Deputy

Recorded in Book "C"
Pages 85 and 86 of
Record of Administration
Sam R. Corbet
Probate Clerk
By M. Crain Deputy

The within report
approved this 6th day of
March AD 1883
S. S. Terrell
Probate Judge

In the Probate Court of
Lincoln County New Mexico
AD 1883 Term

In the Matter of the Estate
of Alexander A McSween deceased

Now on this
6th day of March AD 1883 comes Sue E
Barber Administratix of the Estate of
said Alexander A McSween, and represents
unto this Honorable Court that on the 7th
day of July AD 1881, she made application
to make final settlement of her account
with said estate, which application was
granted and her Notice of final settlement
was published in the White Oaks Golden
Era for four successive weeks, by order
of the Judge of this Court, and that owing
to litigation pending against said
estate at the time said settlement was
to of been made, the Judge of this Court
granted her a continuance till such
time when said litigation should be
settled, in order that a lawful settlem-
ent could be made, the litigation pending
as aforesaid was settled in the October
AD 1882 term of the District Court held
in and for the County of Lincoln

Territory of New Mexico ——
Said Administratrix now submits the following final report in said estate and prays to be discharged as such administratrix ——

Sue E Barber Administratrix in account with the estate of Alexander A McSween deceased

Dr

To amount of inventory on file as follows

Chattels valued at the sum of	$1853.50
Notes and accounts	10794.97
Realty	1910.00
Total	$14558.47

Contra Cr

By worthless uncollectable notes and accounts turned in and delivered to this court, and amounting in the aggregate to the sum of $10794.97 and more fully described in said administratrix report approved by this court July 7th 1881 and now made a part of this report ——

By loss on Sale of inventoried articles as per said report approved as aforesaid $373.00

By all the realty owned by the said Alexander A McSween at the time of his death (less the Homestead claimed by his widow) sold under execution issued out of said District Court to satisfy a judgement against said estate, obtained in said District Court in favor of Charles Fritz & Emelia Scholand $1910,00

By paid Ira E Leonard bill for legal services allowed as per report approved by this Court July 7th 1881. $120.00

By paid account allowed Florencio Gonzales $30.00

By paid Mr Chapman for services rendered said estate as Attorney $146,00

By personal services allowed administratrix as per said approved report $25.00

By cash paid for hauling Law Library as per the approved report aforesaid $25.00

By commissions due administratrix as allowed her in said approved report of July 7th 1881 $84.11

By cash paid out for publishing notice of Administration as allowed by the Court in said approved report of July 7th 1881 $5.00

By cash paid Publisher of Golden Era for publishing notice of final settlement $10.00

Total $14603.08

Showing no balance for distribution, which is accounted for owing to the enormous expense attending the litigation that said estate was involved in previous to, and at the time your petitioner was appointed administratrix, and continuing up to the final settlement of said litigation at the October A.D. 1882 term of said District Court ———

Sue E Barber
Administratrix

Lincoln N. Mx.
July 5th 1881.

Received of Sue E. Barber the sum of Nine ($9.00) dollars for hauling Sand to plaster the McSween & Tunstall Store building.

his
Florencio + Gallegos
mark

Witness his mark.
J. M. de Aguayo.

Lincoln, N. M.

$140—

Sept. 21, 1875.

On or before the 1st day of Nov. next I will pay Alex. A. McSween, or Order, in Lincoln aforesaid, Forty Dollars in good merchantable corn and potatoes at lowest cash prices

Martin Muller.

3/11/76
Rec. #28 — on the
within from
Doc Auerbach

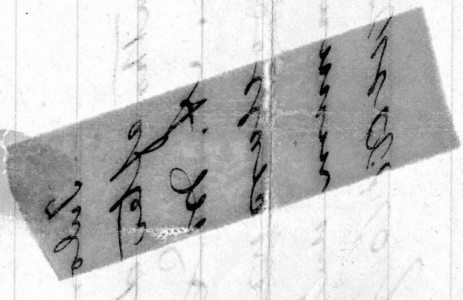
Tulorosa, N. Mex., Jany. 8/77

$94 96/100 Three months after date I promise to pay to the order of Alex. A. McLiveen the sum of Ninety four 96/100 dollars with interest at the rate of 12% per annum until paid

Juan Barrio R H

(Juan Barriscos)
is the above

J. Bonacos



Lincoln, N. Mex., Jany. 22, 1877

One day after date I promise to pay to the order of Alex. A. McSween the sum of forty Dollars, with interest at the rate of 12% per annum until paid

Witness

his
Marcos X Baca
mark

Marcos Baca

Received on this day of AD 1879
of of the estate
of A. A. McGween deceased
dollars in full of the
above account, and of all claims against said estate

In the matter of the Estate

A A McSween

Filed this day of
November A.D. 1879
Ben H. Ellis
Clerk of Probate.

Account of Francisco
Romero vs the Estate

H. C. Campbell
Atty for F. Romero

Territory of New Mexico
County of San Miguel

Personally appeared
before the undersigned Judge of the Probate
Court in & for the County & Territory
aforesaid D P Shield to me well known
who being duly sworn according to
law to make true & perfect answers
to the Interrogatories propounded in
the matter of the Probate of the Will of
Alexander A McSween late of
Lincoln County New Mexico that he
the said D P Shield did then & there
write his answers to said interrogatories
in my presence & signed his name
thereto & that upon his oath he did then
and there state that his answers to
said Interrogatories were correct
and true Done in Open Court at
Las Vegas N Mexico in Court House
this 19th day of Decr 1878

In Witness whereof I have set
my hand the day & year aforesaid

Simon G. Baca
Juez de pruebas.

Territory of New Mexico
County of San Miguel

I Felipe Baca

Clerk of the Probate Court in & for the County and Territory aforesaid do hereby certify that Simon Baca is the Judge of Probate of the County and Territory aforesaid and that the signature of said Simon Baca to the foregoing certificate is genuine

In Witness Whereof I have hereunto set my hand and affixed the seal of said Court Done at office at Las Vegas New Mex this 19th day of December 1878

PROBATE COURT * NEW MEXICO * COUNTY OF SAN MIGUEL

J. Felipe Baca
Clerk of the Probate Court

Interrogatories to be administered to D. P. Shields, a witness to be produced, sworn and examined before the Probate Judge of San Miguel County, New Mexico, in the matter of the application for probate of the last will and testament of Alex A. McGuinn, deceased, now pending before the Probate Judge of Lincoln County, New Mexico, under and in pursuance of the order here unto annexed.

First Interrogatory. What is your name, your age, your occupation or profession, and where do you reside?

Answer. My Name is D P Shields my age is 43 years an Attorney at Law I reside in Las Vegas San Miguel County Territory of New Mexico

Second Interrogatory. Look at the instrument ~~here~~ in writing hereunto annexed, dated February 24th 1878, purporting to be the last will and testament of the said Alex. A. McGuinn, deceased, and say whether you saw the said Alex. A. McGuinn sign the same? State when he signed it, the place where, and who were present at the time?

Answer. I was present when he signed it in his house at Lincoln Lincoln County New Mexico Samuel Corbet Rev L Fe Ealy and myself

Third Interrogatory. Did you know Alex A. McSwain, late of the town of Lincoln, County of Lincoln, Territory of New Mexico, in his life time? How long did you know him?
Answer. I have been well acquainted for more than two years

Fourth Interrogatory. State at this time the said Alex A. McSwain signed said instrument anything was said and by whom, as to ~~whom~~ what this instrument was? What was said on this subject?
Answer. Alexander A McSwain said it was his will

Fifth Interrogatory. Did you sign the instrument? If yes, at whose request did you sign it?
Answer. I signed at the request of said Alexander A McSwain

Sixth Interrogatory. Who else signed it besides yourself and at whose request? When did you, and Samuel R. Corbett sign it?
Answer. Mr Samuel R Corbett I & Ealy at request of said Alexander A McSwain he signed it after said McSwain died

Inventory of the
Estate of Alex. A. McGowen, deceased,
late of Lincoln County, New Mexico.

We, whose names are hereunto signed, appraisers, appointed by the Probate Court of Lincoln County, New Mexico, having first taken and subscribed to the following oath, do certify that we have estimated and appraised the property in the annexed inventory, exhibited to us, according to the best of our knowledge and ability, and we make the following inventory of said property.

Dated this 8 day of January, A.D. 1879.

Isaac Ellis } Appraisers.
Jose Montano

Territory of New Mexico }
County of Lincoln } ss.

We, Isaac Ellis and Jose Montano do solemnly swear that we will well, truly and honestly and impartially appraise the personal and real property of Alex. A. McGowen, deceased, which shall be exhibited to us to the best of our knowledge and ability.

Subscribed and sworn to before me this 8 day of January 1879

Isaac Ellis
Jose Mont

P. A. Ellis.
Probate Clerk.

A true and perfect inventory of the goods and credits of Alex. A. McGowan, deceased, made this 16th day of January 1879.

1 Organ	$100.00
8 Office Chairs	16.00
1 " Carpet	7.50
1 Law Library	1500.00
3 Stoves	30.00
1 Office Desk	20.00
1 Letter Press and Stand	15.00
3 Books Cases	15.00
Lumber, Shingles &c	150.00
	$1853.50

We consider the following Notes and Accounts as good and collectable:

Not collected — 1 Note against Henry Farmer	$100.00
" — Rec[s] of Special deposit with Turntall	760.79
" — Accepted order on Daniel Dow	25.00
Not collected — Note against estate of R.M. Brewer	2437.42
Second Receipt — One Land Warrant	200.00
Not collected — Amount due from estate of J.H. Turntall	6500.00
	$10023.21

We consider the following Notes and accounts as doubtful and uncollectable:

Note against Martine Muller	$100.00
" Marcus Baca	40.00
" Jose Silva	20.00
" Jose Ma de Agnayo	476.80
" Juan Baracan	94.96
" Juan Delfine	40.00
	$771.76

The following described realty was by us appraised:

Land and Houses (known as the Baca House)	$400.00
One-half interest in Store building and yard.	800.00
Land and House leased to Mr. Ballard	250.00
Burnt House and the Land	200.00
Divert Land on the Pecos	160.00
~~Lumber, Shingles &c~~	~~150.00~~
Sold under execution	$1910.00

Dated at Lincoln this 16th day of Jan 1879.

Isaac Ellis } Appraisers
Jose Montano }

Inventory and
Appraisment of
the property of ~~John~~
Alex A. McGowen, dec.

Territory of New Mexico
County of Lincoln } ss.
This instrument was
filed in the office of the
Probate Clerk this 22d. day
of April A.D. 1879
B. H. Ellis
Clerk of the Probate Court.

The Estate of A. A. McSwern deceased late of the County of Lincoln Territory of New Mexico in account with Isaac Ellis & Sons

To Balance due $1.59 57

Territory of New Mexico } ss.
County of Lincoln.

Isaac Ellis one of the above named firm. of said County, who being duly sworn and upon his oath says that the above, and foregoing account against the Estate of A. A. McSwern is just, and correct, and unpaid.

Isaac Ellis

Sworn to, and subscribed before me this 6th day of January A.D. 1879

John B Wilson
Justice of the Peace

Isaac Ellis & sons
C. S.
Estate of A. A. McSween

Approved this 6th
day of January 1879.
Geo. B. McSween
Executrix of
the Estate of
A. A. McSween

Approved this 7th
day January A.D. 1879
Ff Lorencio Gonzales.
Judge of probate.

Filed this 7th day
of January A.D. 1879
B. A. Ellis.
Probate Clerk.

Lincoln Jan 1 1878

H. I. Chapman

To Cash	$ 95	00
" Hartoon	15	00
Board	20	00
Horse feed	10	00
Cash for timber	2	00
"	20	00
Working		50
"		30
To Cash	5	00
" "	45	00
	192	80

$20.00/100

Lincoln, New Mexico, Sept 28, 1877

Sixty days after date I promise to pay to the order of Alex. A. McSwain

Twenty dollars Dollars

at Lincoln, N. Mex

Value received

No.

Due

his
Jose X Lobato
mark

Tulorosa, N. Mex., Jany. 8, 1877

Seven months after date we promise to pay to the order of Alex. A. McSwen twelve 3/4 fanegas of good wheat at Tulorsa, N. Mex., without defalcation

Jose his x mark Delfin

Anastacio his x mark Delfin

Testigo!

Leonardo Sanchez

Delfin

lives in
Nogals
4 miles from
Blazers

222

Territory of New Mexico } In Re Est
County of Lincoln } of A.A. McSwain

Est. of A.A. McSwain decd Dr
To Jose Anallo
To one rifle $20.00
" " saddle & bridle " 30.00
" amount collected by A.A. McSwain from J. L. Baker not charged to Tunstall Est. 192.00
Total — — — $242.00

Before me Ben H. Ellis Clerk of the Probate Court in and for said County in said Territory this day personally appeared Jose Anallo who being by me first duly sworn deposeth and saith that the above and foregoing account is just true correct and remains unpaid

Sworn to and subscribed before me this 7th day of March A.D. 1881. } Jose Anallo

Ben H. Ellis
Clerk

In re Estate
of
A. A. McSween

Account
and
Affidavit
of
Jose Analla

Filed March 8th 1881
Burt Ellis
Clerk

The estate of A. A. McSweyn late of the Town of Lincoln in the County of Lincoln in the State of New Mexico attorney at law deceased in account with

Samuel Webster

1874 Jan. 18	To cash deposited with said deceased to invest	41 00	
	To amount realized on a Prom. note of $30 made by L. Bemis payable to said Samuel Webster & due October 2nd 1873	30 00	
1874 April 4	To amt. realized on a Prom. note of $100 made by J. L. Webster payable to said Samuel Webster & due March 29th 1874	100 00	
" "	To amt. realized on a Prom. note of $30 made by L. Bemis payable to said Samuel Webster & due April 2nd 1874	30 00	
April 13	To cash deposited with said deceased to invest—	200 00	
July	To amount realized by said deceased on a mortgage of $300 made by J. Wafford to said Samuel Webster and two Prom. notes of $30 00 each made by said J. Wafford to said Samuel Webster due 8th October 1874 & 8th April 1875 respectively (said mortge. & notes were paid before they were due and a discount of $15-00 allowed)	345 00	
1874 May	By cash		100 00
1875 Apr.	By draft		300 00
	Carried Forward	746 00	400 00

Brot. Forward	746 00	400 00
By commission collecting notes		20 00
	746 00	420 00
	420 00	
Bal of Principal due	326 00	
Dr	16 00	

Lincoln N.M. January 29th 1881.

Received of Sue E. Barber administratrix the sum of $5.00 in cash and $5.00 worth (195 lbs) of Corn, total $10.00 this amount having been paid me as a commission for making collections for the Tunstall & McSween Estates.

José Mª. de Aguayo
Collector

$10.00

Jose Mª de Aguayo

Receipt

Filed May 7th 1881
Benj Ellis
Clerk

$100 00/100

No.

Lincoln, W. M., July 6 18 77

Thirty days after date, for

Value Received, We p or either of us promise to pay to

the order of Alex. A. McSwellen

the sum of One Hundred Dollars,

at Lincoln, W. M.

with interest at the rate of 25 per cent. per annum, after maturity

as Retainer

Jerry H Farmer

Ramona Montello

CHICAGO LEGAL NEWS CO. PRINT

July 26, 1877
Rec 20 xx