

There
were 640
acres,

Each child
got 160
acres

<u>Name</u>	<u>Age</u>	<u>Marital Status</u>	<u>Residence</u>	<u>Relationship to Decedents</u>
James O. Burgess	Adult	Married	Box 66 Throckmorton, Texas	Son
C. L. Burgess	Adult	Married	Box 1095 Graham, Texas	Son
Norman M. Burgess	Adult	Married	Box 265 Newcastle, Texas	Son
Raynell B. Kelly, wife of C. T. Kelly	Adult	Married	Box 271 Crane, Texas	Daughter

The aforesaid named four persons are all of the heirs
at law of the decedents, as well as being the devisees and legatees
under the Will.


(5) We devise, grant and set apart to our son, Norman M. Burgess, subject to the above oil, gas and mineral provision the East 1/2 of T.E. & L.Co. Survey No. 3032 in Throckmorton County, Texas.

(6) We devise, grant and set apart to our son, James Oliver Burgess, subject to the oil, gas and mineral provision above set out the West 1/2 of T.E.& L.Co. Survey No. 3032 in Throckmorton County, Texas.

(7) We devise, grant and set apart to our son, C. L. Burgess, subject to the oil, gas and mineral provision above set out the East 1/2 of T.E.& L.Co. Survey No. 3045 in Throckmorton County, Texas, together with a right-of-way road easement from the above tract and along the South side of the West 1/2 of T.E.& L. Co. Survey No. 3045 to the public road adjoining said survey.

(8) We devise, grant and set apart to our daughter, Mrs. Raynell Burgess Kelley, subject to the oil, gas and mineral provision above set out and subject to the said right-of-way easement last above mentioned, the West 1/2 of T.E.& L.Co. Survey No. 3045, together with all improvements thereon in Throckmorton County, Texas.

James
Oliver
Burgess
acreage



**Ruiz claiming
320 acres**

**James Oliver
Burgess only
owned 160**

Tract 1: Being 80 acres of land, more or less, out of the Texan Emigration and Land Company Survey No. 3032, Abstract No. 754, Throckmorton County, Texas, and being the Southwest Quarter of that certain 320 acre tract of land described in that certain Deed dated September 25, 1858, from Texan Emigration and Land Company to James Guthrie, recorded in Volume 4.5, Page 470, of the Deed Records of Throckmorton County, Texas.

Tract 2: Being 80 acres of land, more or less, out of the Texan Emigration and Land Company Survey No. 3032, Abstract No. 754, Throckmorton County, Texas, and being the Northwest Quarter of that certain 320 acre tract of land described in that certain Deed dated September 25, 1858, from Texan Emigration and Land Company to James Guthrie, recorded in Volume 4.5, Page 470, of the Deed Records of Throckmorton County, Texas.

Tract 3: Being 80 acres of land, more or less, out of the Texan Emigration and Land Company Survey No. 3032, Abstract No. 754, Throckmorton County, Texas, and being the Southeast Quarter of that certain 320 acre tract of land described in that certain Deed dated September 25, 1858, from Texan Emigration and Land Company to James Guthrie, recorded in Volume 4.5, Page 470, of the Deed Records of Throckmorton County, Texas.

Tract 4: Being 80 acres of land, more or less, out of the Texan Emigration and Land Company Survey No. 3032, Abstract No. 754, Throckmorton County, Texas, and being the Northeast Quarter of that certain 320 acre tract of land described in that certain Deed dated September 25, 1858, from Texan Emigration and Land Company to James Guthrie, recorded in Volume 4.5, Page 470, of the Deed Records of Throckmorton County, Texas.

III.

It is my intention by this Will to dispose of all of the separate property which I may own and of one half (1/2) of the community property owned by my beloved wife, BOBBYE JEAN BURGESS, and myself. However, I hereby elect not to exercise any power of appointment exercisable by a Will which I now have or which may hereafter be conferred on me; no provision of this Will shall be construed as an exercise in whole or in part of any such power.

James Oliver Burgess owned 160 acres

Only left half to Bobbye Jean

A. I appoint my wife, BOBBYE JEAN BURGESS, the Independent Executrix of this Will. If she is unable or unwilling to act or to continue to act in that capacity, then I appoint ROBERT GLIDE MORROW the Independent Executor of this Will. If he is unable or unwilling to act or to continue to act in that capacity, **then I appoint SHERRI KAYE MEDLEY the Independent Executor of this Will.**

1996

B. I direct that no action shall be taken in any court in the administration of my estate other than the probating and recording of this Will and the return of an inventory, appraisement, and list of claims of my estate. My Independent Executor, whether original, substitute, or successor, is hereafter referred to as my "Executor".

I have one child now living, whose name and birthdate is:

JAMES RAYMOND BURGESS

All references in this Will to "my child" refers to the above named child, JAMES RAYMOND BURGESS, and also to any child hereafter born to or adopted by me.

To the best of our knowledge, there are no unpaid debts, estate or inheritance taxes and none due by any of the above named decedents.

6. Decedent died without a written will.

7. There has been no administration of decedent's estate.

8. To the best of our knowledge, decedent left no debts that are unpaid.

9. To the best of our knowledge there are no unpaid estate or inheritance taxes.

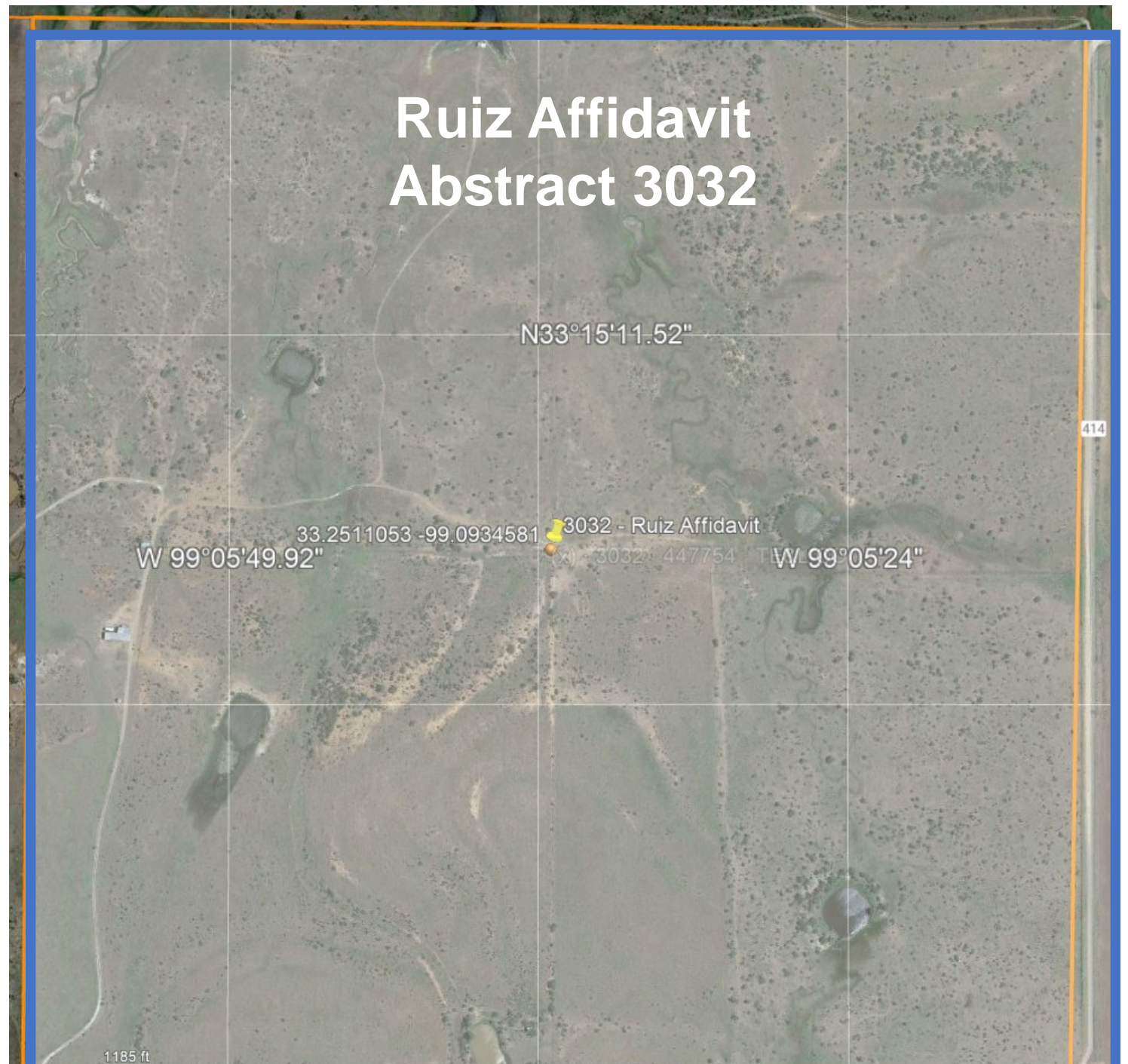
10. To the best of our knowledge, decedent owned an interest in the following real property, being located in Throckmorton County, Texas, as set forth below:

2014

**Ruiz gets 80 of this
320 acres**

**I don't know what
West means, but I
hope to get the
HOUSE**

**We want to do an
affidavit for the
additional 240 acres
based on heirship**



Ruiz gets 80 of this
320 acres

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