

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

Case Number 439

---

Dallas Genealogical Society  
Founded 1955

[www.dallasgenealogy.org](http://www.dallasgenealogy.org)



FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

# 439

FILMED BY THE DALLAS GENEALOGICAL SOCIETY - 1977

The State of Texas

To the Sheriff of Dallas County - Greeting,  
 You are hereby commanded, that you summon  
 twelve competent Jurors, good and lawful  
 men of your County, to be and appear before  
 our County Court, at the next regular Term  
 thereof, to be held for Probate and other  
 like purposes, in and for said County  
 at the Court House thereof at Dallas, on  
 the last Monday in July instant (the same  
 being the 29<sup>th</sup> day thereof) then and there to  
 be sworn and impanelled, as Jurors,  
 to inquire into the alleged larceny of  
 Katherine Merrifield of said County.  
 Herins jail not, but make due return  
 of this writ, with your action thereon,  
 as the Law directs.

Witness James P. Thomas clerk of the County  
 Court of said County of Dallas and the  
 seal of said Court hereunto affixed, at  
 Office in Dallas this July 12<sup>th</sup> 1867.  
 Jas. P. Thomas, C.K., Co. Cl. D.C., D.C.

State of Texas } In Probate Court, Dallas  
County of Dallas } County April Term AD 1867

Hon J. Ellis Combes County Judge  
Dallas County

Your petitioner John Merrifield who resides  
in the County of Dallas and State of Texas  
would respectfully represent that Catherine  
Merrifield who resides in said County  
& State is now a Lunatic and that  
the welfare of herself and of said  
Catherine Merrifield requires that she  
should be placed under restraint

Premises considered your petitioner  
prays your Honor to take such steps  
as the law requires in said cases  
made and provided as in duty  
bound he will ever pray

John Merrifield

Sworn to & Subscribed before  
me this 28<sup>th</sup> day of June 1867  
J. Ellis Combes  
County Judge  
D.C.C.

John Merrifield  
vs & Præcept for Long

Catherine Merrifield

Issued July 12<sup>th</sup> 1867

Jas. P. Thomas C.C.K.

Came to hand same day  
issued and executed  
by Reading the within  
Remains to A. J. Shurt  
J. S. James J. P. McKnight  
James Bentley & M  
Lloyd W. Chesler D. J.  
Houston Mason Johnson  
George Jackson J. A.  
Phillips J. E. Guile Ben  
Long and Ambrose  
R. Murray July 27<sup>th</sup> 1867

J. L. Brown Sheriff  
Dallas Co Texas  
by M. M. Thompson  
Deputy  
Filed July 29<sup>th</sup> 1867  
Jas. P. Thomas C.C.K.

Ad Smith ✓ 1  
J. S. James ✓ 2  
J. P. McKnight ✓ 3  
James Bentley ✓ 4  
J. M. Long ✓ 5  
Wm Chesler ✓ 6  
J. E. Brittain ✓ 7  
Marion Johnson ✓ 8  
George Jackson ✓ 9  
J. A. Phillips ✓ 10  
J. E. Guile ✓ 11  
Ben Long ✓ 12  
Ambrose Murray ✓ 13

300

The State of Texas  
vs  
Catharine Merrifield  
John Merrifield's Testimony.

Catharine Merrifield the Deft in this cause is my  
Daughter. She is unmarried, and about twenty  
five years of age, she has no estate, and there  
is no person legally liable for her support,  
Her only source of support is from <sup>what</sup> I can  
do for her, during the past winter I discovered,  
that her mind was becoming impaired, Her  
condition grew rapidly worse, and very soon  
it became necessary to confine ~~her~~, and watch  
her, to keep her from doing mischief to  
herself and those around her - Her condition  
continued to grow worse until about the last  
of April last, fearing that she would do  
herself bodily injury, or other mischief and  
hoping that she would be benefited thereby  
I sent her to the Asylum at Austin Texas,  
where she now remains an inmate as a  
private patient,

John <sup>his</sup> Merrifield  
mark

Subscribed & sworn to before me this  
29<sup>th</sup> day of July 1867,  
Jas. P. Thomas Clerk  
By W. H. Thomas Deputy

John Merrifield  
vs  
Deft  
Affidavit  
County Judge

Filed June 28/67  
Jas. P. Thomas Clerk  
Clerk

We of the jury  
find that Catharine  
Merrifield is ~~of~~  
of sound mind  
and it is necessary  
for her to be retria  
ined. J. H. Bentley  
Foreman of the jury  
Approved July 20/67  
County Judge  
Warrant for Jury