

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

Case Number 1073

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State of Texas }
 Dallas County }

I Louis Mahler
 of the County and State aforesaid
 hereby give my consent
 as the sole surviving parent of
 Nettie Mahler to the apprenticeship
 of said Nettie to Rev William
 Helms of the County and State
 aforesaid upon his entering into
 an obligation in writing as provided
 by law -

Witness my hand this
 30th day of June A.D. 1883
 attest John H. McCoy } Louis Mahler

The State of Texas
 To William Felling, Greeting:

You are hereby commanded to
 appear before the Honorable County Court
 of Dallas County Texas, at 10 o'clock A.M.
 September the 18th 1883, and bring with you
 the body of Nettie Mohler and show cause
 why you unlawfully restrain her of her liberty
 and from her natural guardian.

Herin fail not, under the penalty of law,
 but have you this writ with the body
 of Nettie Mohler as in this writ ordered
 Witness W. M. Keith County Clerk of Dallas
 given under my hand and seal of office at
 office in the city of Dallas, Texas
 this 17th day of Sept. 1883.

W. M. Keith
 County Clerk
 By L. S. Hughes Deputy

Louis Mohler
 To
 Wm Felling
 County Clerk
 Apprehension
 This Sept 18th 1883
 Louis Mohler
 By L. S. Hughes

✓
 Visit of Habras-
 to

Wm Gilson -
 in

Assumed Sept 1883

Wm Gilson

By Lt Hughes

to see what
 happened Sept 1883, (and ex-10)

by bringing the
 written papers
 before open court

at the office
 of the Dallas Co. Clerk

By 13 documents
 4 Dec 1880

County

The State of Texas } In the ~~County~~ Court
 County of Dallas } of Dallas County Tex
 Do the Hon Judge of the ~~County~~
 Court hereby summons in and for said
 County The petition of Henry M. Schler
 who resides in Dallas County in the
 State of Texas, respectfully represents
 that he is the father and natural
 guardian of one little Mabel age
 about five years, that ~~some~~ about
 the such he is entitled to the care
 control and custody of said minor child,
 that said little Mabel is ill, all
 restrained in her liberty by one William
 Felding and his wife Louie Mabel
 in their ~~entire~~ ^{entire} ~~possession~~ ^{possession} of the custody
 care & control of his said child.
 Your petitioner further states that
 said ~~William~~ ^{William} Felding is about 20 miles outside
 of the County of Dallas & the claim
 his intention to take said child
 with him, that said Felding
 is an unmarried man without
 any family whatever, that
 said child is a female and
 under the care & protection of
 both father and mother, that
 your petitioner is a married
 man with family, and he and
 his wife amply able and de-
 sires to have the care, main-
 tenance & education of ~~them~~ his

(Felding)

said child that said Felton
 has no estate ^{has no estate for his education & support} in so far as
 your petitioner knows, but is
 a travelling minister of the gospel,
~~that said Felton is unable to~~
~~without means or estate~~
 and not able to take that care
 and give that attention to the
 said child that she needs.

Wherefore said Felton is unwilling
 and has repeatedly refused to
 give up the possession of said
 child to your petitioner after demand
 made of him, and he is exercising
 control over said child against the
 will of your petitioner, who is her
 father & natural guardian.

Your petitioner further represents
 that said child has no separate
 estate of her own for her education
 and support and that it is to the
 interest of said child that its custody
 & maintenance should be given
 to her father & step mother. He
 represents that by the unlawful detin-
 tion of said child by the said Felton, he
 has been damaged. One Henry H. Collins

wherefore he sues & prays that
 said Defendant William Felton
 be cited &c. - He prays for the writ
 of Habeas Corpus, commanding
 that said child be brought before

your Honor, and that said William
 Felton be commanded to bring
 said child before your Honor &c.

... of ... by the said ...
... of ... by the said ...
... of ... by the said ...
... of ... by the said ...
... of ... by the said ...
... of ... by the said ...
... of ... by the said ...
... of ... by the said ...
... of ... by the said ...
... of ... by the said ...

your Honor and that said William
Felsing be commanded to bring
said child before your Honor as
early a day as possible to be fixed
by the Court & show by what authority
he is holding said child - He
prays for the writ of injunctio,
and for judgment for said damages
& costs & that the custody and
maintenance & education of said
child be awarded to him and
for such other & further relief
as he may be entitled to in
law & equity -

McCoy & McCoy
atty for Pettr

The State of Texas }
Dallas County } Personally
appeared before the undersigned
authorizing Louis Mohler, P. J.
in the above ~~captioned~~ petition
and made oath that the allega-
tions of the foregoing petition
are true according to his belief
and as he does verily believe

Louis Mohler

Given to & subscribed before
me this 17th day of Sept. A. D. 1883
Wm. H. Cole, Clerk
By L. H. Dolan, Deputy

The clerk of the County Court will
issue the writ of Habeas Corpus
returnable before me on Tuesday
Sept 18th 1883 at 10 o'clock A.M.
By R. C. Brinker,
County Court

To
Louis Bracken

per delivery

Attest for
County Court

Filed Sept 17th 1883
W. A. McKeown
Clerk of the County Court

The State of Texas }
 County of Dallas } I know all men by
 these presents that I
 William Felsing of
 the County and State aforesaid in
 consideration of love and affection
 have adopted and by these presents
 do hereby adopt as my legal heir
 and child little Antoinette Mahler
 aged five years Mrs. Hoover her
 and daughter of Louis Mahler
 and Mahler, the father of
 whom is now deceased, but both
 of whom formerly resided in Dallas
 County Texas. The said little
 Antoinette having been in my pos-
 session, care and protection ever since
 her mother's demise, now more than
 two years ago. And I by these
 presents do hereby publish and declare
 to the world that I have adopted
 the said little Antoinette Mahler as
 my legal heir, as is required by
 Article 10 Title 1 - page 3 of the
 Revised Statutes of the State of Texas
 In witness whereof I have
 hereunto set my hand at Dallas
 Texas this 7th day of September
 A. D. 1883 -
 W. Felsing.

Attest
 W. H. Johnson

The State of Texas }
 Dallas County } Before me

J. L. Brown a
 Notary Public in and for Dallas
 County Texas on this day
 personally appeared W. Felsing
 known to me to be the person whose
 name is subscribed to the foregoing
 instrument and acknowledged
 to me that he executed the
 same for the purposes and
 consideration therein expressed

Given under my hand
 and seal of office

this 7th day of Sept

A. D. 1883

J. L. Brown

Notary Public Dallas
 County Texas

State of Texas
 Dallas County

This certifies that the foregoing
 Adoption was filed for record Sept
 7th 1883 at 1¹/₄ o'clock PM & recorded Sept
 7th 1883 in Vol 62 pages 316-317 Re-
 cords of records of said County.

Witness my official Seal &
 Signature at office in Dallas,
 the date last above written.

Wm. C. Heil Clerk
 J. F. Holman Deputy

627
Mr Helmsing
to Adolph
Antoinette Malen

Filed for Record this the
7th day of Sept-1883
at 1¹/₄ O'clock P.M.
W. McNeill
Clerk

Sep 7/83 - 7-62-316-317.
due 1st

The State of Texas } in the matter of
 County of Dallas } Nebras perjured to
 William Jelving
 in County Court Dallas Co Texas

Now comes Wm Jelving and for
 answer herein denies that he illeg-
 ally restrains Nellie Mohler of her
 liberty or unlawfully holds possess-
 ion of her, but says that he
 has her in custody by virtue of
 an agreement with her father Louis
 Mohler; that he says has had
 the custody of said Nellie for more
 than two years upon the issuance of
 the writ herein; that he took Nellie by,
 and with the consent of her father
 Louis, her only surviving parent,
 that in pursuance of the agreement
 made with her said father he
 has adopted Nellie as his own
 child in accordance with the pro-
 visions of Article 1 - Title 1 page
 3 of the Revised Statutes of the
 State of Texas; that he has con-
 tracted Nellie with the tendered
 affection and kindest considerations;
 that she is his adopted child, and he
 her adopted father; that she dearly

love him, and he joyfully worships
 her; that Nettie does not want to
 go, but clings to爹 with an
 attachment too strong to be broken
 even by the strong arm of the law;
 that爹 is fully able and willing
 and if permitted, will support, edu-
 cate and maintain Nettie and will
 be to her a kind and affectionate
 father; that recently the Angel of
 Death invaded爹's home and
 from his bosom tore and found
 and loving wife; that爹 had
 no children of his own, and in
 his sad bereavement, little Nettie
 is the only tie linking him to
 mother earth; that to sever the
 cords thus binding them together,
 would be to violate her father's
 solemn agreement, set at defiance
 the adoption laws of the state
 of Texas, outrage the principles
 of Justice, mock at holy affec-
 tions, and crush two good and
 loving hearts.

When you爹 prays that
 he be discharged and allowed to
 retain the custody and care of his
 adopted child.

Field & Johnson
 for爹

And further answering Sept denies
all and singular the allegations
in the applicants petition for writ
of Habeas Corpus and demands strict
proof of the same.

Will Johnson
Atty for Sept

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✓
Louis Maklen
w

Wm. H. H. H. H.
Original Ancestor

Filed Sept 1848
Wm. H. H. H. H.
By L. H. H. H.

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2 Am. for ^{up to} ~~children~~ to Peffs original answer herein ^{have} ~~been~~ ^{allegations} ~~them~~
photo Sept 18 1883 Peff denies each & every allegation therein
contains Mc Coy & Mc Coy - also for Peff

Louis Mobler } In the County Court
is } Dallas County
for Falsing

1 Now comes the Louis Mobler
peff in the above entitled
cause and demanding to
the original answer of 1883
the defendant herein ^{Sept 18 1883} says
that the matters and
things alleged above are
insufficient to constitute
a defense to Peff's petition,
wherefore he prays judgment
of the Court re
Mc Coy & Mc Coy
also for Peff

And further replying to the
said original answer herein
Peff says that the agreement
referred to in Peff's original
was made with Peff and
his wife Mrs. Mc Falsing, who
has since departed this
life and said minor can
never have a share in the
possession & custody of
defendant the protection
careful guardianship of a female
protect which ^{as well as} ^{the Court} ^{follow}
serious needs at her
present age. He further
replies that he never in-

tender in ~~any~~ ^{any} agreement
 to give the care & custody
 of said child to the
 said William, ^{helping}
 alone, but ^{of great} to him ^{with} ^{his} ^{wife}
 so long as she ^{the} ^{said} ^{wife}
 live or said ~~plff.~~ ^{was}
^{widow} ^{an}
 an immanant man -
 plff. further avers that
 since said alleged
 agreement said plaintiff
 has remained had a
 good & competent wife
 and is capable financially
 and morally and in every
 other respect to give the
 care & attention that
 said child needs as avers
 in his original applica-
 tion - Wherefore he prays
 as in his original peti-
 tion -
 M'Clay M'Clay
 atty for plff.

4 plff further replies that
 if he made any such agree-
 ment as alleged in said
 answer it was made while
 said plff. was a widower
 and ~~did not~~ could not
 competently at that time
 give said child who was
 then only three years

that attention that she
 so much needed than
 in the way of a female
 protection but now he
 is capable & desires
 to have the control
 control of his own
 child to raise &
 educate as he is
 both morally & legally
 bound as a father
 to do -

Therefore he prep
 as in the right
 petition - M. G. & M. G.

Louis Mabler
is
Mr. Helwig

Reply to Pletho
by Auger

Filed Sept 18th 1883
Will call book
By R. H. Hughes & -