

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

Case Number 47

Dallas Genealogical Society
Founded 1955

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Hallas County No. 50 Texas State Lunatic Asylum

1867		1867		1867		
Jan. 21	To One Quar. Board Care of Mr. Boyd ston, ending April 21 st 1867.	Spieis	\$26 00	Jan. 21	By Cash (L N Ground)	Spieis 26 00
March 15	" One pr. Shoes for same		2 25	May 7	" " \$35. ⁰⁰ W.S.C. equal to in Spieis at the rate of 72 ^{cts} to 1 Dollar. to -	25 20
April 22	" " Cotton Blanket "		25	" 13	" Cash \$50. ⁰⁰ equal to in Spieis @ 72 ^{cts} to 1 Dollar. to -	36 00
May 2	" Five Days Board & Care of same, to date		2 87			5 37
" "	" Amt. pd. by Sup. to defray Mr. B's expen- ses to his home.					30 00
" 13	" Amt. ret. Co. Judge \$35. ⁸⁷ W.S.C. = to in Spieis.					25 83
		Spieis	\$87 20	<p>I certify that this account is correctly transcribed from the Books of the Institution. Linn C. Rice Book Keeper</p>		

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The State of Texas, } County Court Pertaining to Estates,
 Dallas County. } February Term, 1867

To all to whom these Presents may come--Greeting:

Know Ye, That J. G. Boydston as principal, and J. B. Cope, Robert Ground, S. Wilson, and James Holland as sureties, are held and firmly bound unto the Chief Justice of the county of Dallas in the sum of Eight Hundred Dollars, for the payment of which, well and truly to be made unto the said Chief Justice, we bind ourselves, our heirs, executors and administrators, jointly and severally, firmly by these presents. Signed with our hands, and sealed with our seals, the seals being scrolls, the 16 day of February A. D. 1867.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH That whereas the above bound J. G. Boydston has been appointed Guardian of the Estate of Robert G Boydston non compos mentis Now, if the said J. G. Boydston shall well and truly perform all the duties required of him under said appointment, then this obligation shall be null and void, otherwise to remain in full force and effect.

Jacob G. Boydston SEAL
J. B. Cope SEAL
Robert Ground SEAL
S. Wilson SEAL
James Holland SEAL

THE STATE OF TEXAS, } ss.
 Dallas County. }

I, Jacob G Boydston do solemnly swear that I will well and truly perform all the duties devolving upon me as guardian of the Estate of Robert G Boydston non compos mentis

Sworn to and subscribed before me, J. G. Boydston
Robert Ground
 an acting Justice of the ^{peace} of said county, this the 16 day of February - A. D. 1867, Robert Ground J.P.

State of Texas
County of Dallas }

Hon J. Ellis, Combes Chief Justice of
Dallas County Texas

The undersigned
of G. Boydston a Citizen of Dallas County
Texas would respectfully represent that
Robert A. Boydston a Citizen of the
County of Dallas and State of Texas
is now a lunatic and the derangement
of his mind is such that the safety of
said Robert G. Boydston of your
petitioner and of the community require
that he should be placed under
restraint.

The premises considered
your petitioner prays that such
steps be taken for the restraint of
said Robert A. Boydston & the
welfare of the community as the
law in such cases made and
required requires.
Dec 20th 1866

J. G. Boydston

State of Texas
County of Dallas

We the Jury find
Robert E. Boydston to be Not of Sound
mind that he should be placed under
restraint

J. H. Hooper
R. M. Linn
C. J. Sees
Wm. W. Linn

James Robinson
J. B. Cooper
Wm. H. Rife
Joshua James
Samuel Ramsey
Robert D. Plunk
Eli W. Ayer
J. D. Miller

R. E. Boydston.
vs.
The State of Texas.
By J. H. Hooper
Attorney General

Verdict of Jury

Filed Dec 26th 1866
Chas. P. Thomas clerk

The State of Texas
 to the Sheriff of Dallas County Greeting

You are hereby commanded to Summon
 G. Boydston and John L. Boydston to
 be and appear before me immediately
 to give evidence in a certain case now
 pending before me as to the State of
 the Murder of Robert G. Boydston
 Hereto fail not and have them and
 hence this writ as the law directs.

Given under my hand
 Officially & the Seal
 of the County Court
 Dallas County Tex
 J. M. Crook
 Chief Justice &c

Came to hand
 Sam Boydston
 to see what by
 bringing the misfiring
 name of G. Boydston
 or J. L. Boydston
 before the chief
 Justice of Dallas
 County on the 24th
 day of June - 66
 J. W. Brown
 Sheriff

Filed Dec 26th 1866
 Jas. F. Thomas Clk

for 1.00

1867			
Jan ^y 31	To One Q ^r Board & case of Mr Boydston, ex- ding April 21 st '67.	26.00	
March 15	One Pr Shoes for same.	2.25	
Apr ^l 22	" Cotton Hanky "	25	
May 2	" Ten days Board & Case of Mr. B, ending this day	2.87	31.37
" "	" Amt. advanced by Sup ^t to pay Mr. B's expenses at his home in Dallas Tex.	30.00	
			Spaid \$61.37

1867			
Jan ^y 31	By Cash (L.H. Ground)	26.00	
May 3	Balance Due		Spaid \$ 85.37
			Spaid \$61.37

Cocedence of Jacob Boydston in
the trial of Robert G Boydston under
Complaint of Lunacy

Jacob G. Boydston being
duly sworn deposeseth and says that I
am the father of Robert G Boydston who
was 25 years of age on the 10th day of
June A.D. 1866 that my son Robert G
Boydston is not of sound mind. He
Robert G Boydston left my house on
the 10th day of June A.D. 1866 in good
health and of sound mind and went
north as a driver of stock for one
Myers of Dallas County Texas. In
the latter part of October 1866 I
learned from Myers and others that
my son Robert G Boydston was not
of sound mind and needed care and
that he was at Newton in the
County of Newton and State of
Missouri. I went to Newton in
Missouri and brought him (Robert G
Boydston) home to the County of Dallas
and State of Texas. I found him about
the 9th day of November A.D. 1866 and
he was not of sound mind he was
vicious and dangerous so much so that
I was compelled to keep him tied and
confined. I have had to keep him
under restraint ever since. Robert G
Boydston is very dangerous and must be
restrained to prevent his doing serious
damage and injury to any person on

thing that may come in contact with him
Robert G. Boydston is a citizen of the
County of Dallas and State of Texas
Sworn to & Subscribed
before me this 24th day J. G. Boydston
of Dec 1866 J. Ellis Cromber Chief J. D. C.

Evidence of Jno G Boydston
Jno G Boydston being duly sworn deposes
and says that I know Robert G Boydston
have been intimate with him for about
twelve years. He is a citizen of the
County of Dallas and State of Texas
I know that Robert G Boydston is not
of sound mind he is dangerous and
treacherous he is wholly unable to take care
of himself has to be restrained to prevent
his injuring himself and others I
know that Robert G Boydston has been in his
present condition of mind about four weeks
Sworn to & Subscribed John G. Boydston
before me this 24th Dec 1866.

J. Ellis Cromber
Chief Justice Dallas County Texas

State of Texas } Know all men by
 County of Dallas } these presents that
 we Jacob G Boydstun as principal
 and Geo B Cope and D A Cope
 as Sureties are held and firmly bound
 unto the State of Texas in the sum
 of Five Hundred Dollars for the payment
 of which well and truly to be made we
 thereby bind ourselves our heirs executors
 and administrators jointly by these
 presents this the 24th day December AD 1866

The condition of the above bond
 are such that whereas the said Jacob
 G Boydstun has this day taken into
 his custody Robert G Boydstun who
 has this day been duly declared non
 compos mentis.

Now if the said Jacob G
 Boydstun shall retain and take
 proper care of the said Robert G
 Boydstun non compos mentis
 then this bond be null and void
 otherwise to be and remain in
 full force and effect.

J. G. Boydstun
 G. A. Cope
 J. B. Cope

State of Texas } To the Sheriff of Dallas
County of Dallas } County, Greeting

You are hereby commanded to take the body of Robert G. Boydston and bring him personally before me in order to be examined by a jury of twelve men touching the condition of his mind and whether or not he shall be placed under restraint in accordance with the Statute in such case made and provided herein failed not and have you there this warrant with your proceedings thereon

Given under my hand and the seal of the County Court of Dallas County Texas this the 20th day of December A.D. 1866
J. Ellis, Corcoran
Chief Justice D.C.

State of Texas Dallas County

Given the 24. 1867

Received of J. G. Boydston property to the amount of three hundred and fifty Dollars the full amount held by him as being my administrator

R. G. Boydston

The State of Texas }
County of Dallas } to the Sheriff of Dallas
County Texas Greeting

You are hereby commanded to summon twelve
good and lawful men house holders in
the County or freeholders in the State to
appear before me to serve as Jurors in a
certain matter now pending before me

Given under my hand Officially
and the Seal of the County Court
of Dallas County Texas this
the 20th day December A.D.
1866.

Ellis Coombes
Chief Justice Dallas

L. W. Ben
R. B. Ben
D. Ramsey
C. T. C. C.
E. L. Angell
L. Allen
Jas. Robertson
Wm. Rife
J. J. Cope
R. B. Cope
R. B. Cope
R. B. Cope
R. B. Cope
R. B. Cope

Jacob & Boydston Guardian of the Estate of Robert & Boydston Non compos mentis.
In final account current with said Estate

To Amount Property as per Inventory 350.00

By amt of Property on hand appraised at 350.00

By Amount of money advanced to pay
Expenses of Robert & Boydston at the
Asylum at Austin as per ^{due} acct current, 61.57

By amount advanced to J. H. Ground for
conveying Robert & to the Asylum

By amount of court costs

Total

39.70
\$ 17

To amount advanced and due Guardian
from said Estate \$

The State of Texas Before me James P. Shamus Clerk of the County Court Dallas County
County of Dallas Texas personally came Jacob & Boydston and makes oath in due
form of law that the above and foregoing is a full fair and complete showing
of the condition of said Estate and said Guardian further represents that the said
Robert & Boydston has lately recovered and is now of sound mind and is capable
of attending to and transacting his own business. wherefore he comes and files this
as his final account current and asks that it may be received and approved by
the Court and that he be discharged as Guardian of said.

J. G. Boydston

Sworn to and subscribed before this the 24th day of June 1867.

James P. Shamus Clerk

Guardians Notice

J. G. Boydston has filed in my office his petition praying for Letters of Guardianship of the Person, and Estate of Robert C. Boydston non compos mentis. This is therefore to notify all persons interested to be and appear before the County Court of Dallas County, Texas, at the next Term thereof, to be held for Probate and other like purposes, at Dallas, in said County, at the Courthouse thereof, on the last Monday in January instant (the same being the 28th day thereof) then and there to show cause if any they have, why said petition should not be granted this the 9th day of January 1867

Jas. P. Thomas, Clerk, Co. Ct. D. Co.

State of Texas } Da County Court Dallas Co. &
County of Dallas } December Term 1866

Hon J Ellis Coombes Chief Justice
of Dallas County Texas

The undersigned J. G. Boydston a
Citizen of the County of Dallas and
State of Texas would respectfully represent
that Robert G. Boydston a Citizen of
The County of Dallas and State of Texas
has this day been duly declared non
compos Mentis Said Robert G
Boydston has property to the probable
Amount of Four Hundred Dollars
Petitioner represents that he is the father
of Said Robert G. Boydston.

The premises
considered your petition respectfully
prays to be appointed Guardian of
the Estate of Said Robert G. Boydston
as he in duty will ever pray &c

J. G. Boydston

Inventory and Appraisement of the
Estate of Robert C. Boydston non compis
ments.

One undivided One seventh Interest in the
S⁴ Boydston. Survey containing
39 acres app at \$5. per acre \$117.00
One Bay Mare 15 years old 20.00
One Gray Mare 7 years old 45.00
One Dark Iron Gray Mare 45.00
One Black Mare 4 years old 30.00
One Bay 2 year old horse Colt 20.00
One Bay Year old Colt 15.00
One Yearling Colt 15.00
One 4 year old beef Steer 10.00
One 3 year old Steer 8.00
Five head of Stock cattle @ \$5
\$25.00
\$350.00

State of Texas }
County of Dallas }

We, the undersigned duly
appointed and lawfully authorized Commissioners
do hereby certify, that, as far as was produced
to us by the Guardian, the above and
foregoing is a full and correct inventory
and appraisement of the Estate, both
real personal and mixed of Robert
C. Boydston non compis Mentis to
the best of our judgment and understanding
this the day of 1867

J. A. Hope
L. Wilson

Commissioners

Sworn to and Subscribed before
me, by said Commissioners This 25th
day of March 1867

Robert Ground, J. P.

Inventory and Schedule of Claims due
and owing to the Estate of Robert G
Boydston

The State of Texas }
County of Dallas } Before the undersigned
Authority this day personally appeared
E. G. Boydston, who made oath in due
form of Law that the above and foregoing
is a correct full and complete inventory
of the property and list of claims of the
estate of Robert G Boydston that have
come to his knowledge

J. G. Boydston
Guardian

Robert G Boydston

Sworn to & Subscribed before me This the
25th day of March AD 1867

J. P.