

Jefferson County Circuit Court
Case Files - Civil November 1869

Box

24 Folder 68

Moore, Emanuel
vs

Volwerk, Fredrick
Leuchtemeyer, Fredrick
Lee, Charles

Replevin

One yoke of Oxen; \$25 damages

Emanuel Moore, - Plaintiff	}	In the Circuit Court of Jefferson County Missouri. November Term 1869.
Against		
Frederick Volmack		
Frederick Leuchtenmeyer		
& Charles Lee, - Defendants		

The Plaintiff states that he is the owner of, and entitled to the possession of, the following specific personal property, To wit, one Yoke of Oxen, named Rough and Ready, - one being a red ox with long horns, and the other, a Black ox with a broken horn, of the value of Seventy five dollars, which said Oxen the above named Defendants illegally and wrongfully took from the Plaintiff, and now illegally and wrongfully detain from the Plaintiff. The Plaintiff therefore asks Judgment for the recovery of said property, and twenty five dollars damages, for the detention thereof.

Abner Green
Attorney for the Plaintiff

Emanuel Moore, the above named Plaintiff, makes oath and says the above petition and the matters therein as stated he believes to be true, - that this Affiant is the owner of, and entitled to the possession of, the said Oxen described in said petition, - that said Oxen are wrongfully detained by the said Defendants, - that the actual value of said Oxen is seventy five dollars, - that the same have not been seized under any process, execution, or attachment, against the property of the above Plaintiff, - that said Oxen were wrongfully taken by the Defendants from the Plaintiff, - that Plaintiff's right of action for the same has accrued within one year, - and that the Plaintiff

will be in danger of losing his said property unless it
be taken out of the possession of the said Defendants,
or otherwise secured.

Subscribed & sworn to

before me this 7 day of
October 1869

Elias P. Honey clerk

Emanuel Moore

In the Circuit Court
Jefferson County

Emmanuel Wood

vs,

Thos. Postmack & of

Petitioners

Let summeuo advise it
over for recovery of the
property, W. Green
for J. H. H.

Filed Oct. 7th 1869
E. J. Mowsey cler

113.00 paid by Plaintiff

Emanuel Moore, - Plaintiff }
 Against }
 Frederick Volmack }
 Frederick Leuchtenmeyer }
 Charles Lee, - Defendants }

In the Circuit Court of
 Jefferson County Missouri
 November Term 1869,

We, Emanuel Moore, as principal and Robert
 Moore, and John Williams as securities, acknowl=
 edge ourselves indebted to the above Defendants, Frederick
 Volmack, Frederick Leuchtenmeyer & Charles Lee, in the sum
 of One hundred and fifty dollars, for the payment
 whereof we bind ourselves, our heirs, executors, and admin=
 istrators, upon the following condition:

Whereas, the said Emanuel Moore as Plaintiff, has com=
 menced suit by replevin in the Circuit Court of Jefferson
 County Missouri, against Frederick Volmack, Frederick Leuch=
 temeyer, & Charles Lee, the above defendants, returnable to
 the next Term thereof, and obtained an order for the de=
 livery to Plaintiff of a Yoke of Oxen described in his
 petition, by the said Defendants. Now, if the said Plain=
 tiff shall prosecute his said action with effect, and
 without delay, - return the said Oxen to the said De=
 fendants, if return thereof be adjudged, and shall
 pay to said Defendants, such sum as may for any
 cause growing out of the said order in the above ac=
 tion, be recovered against the said Plaintiff, and
 shall pay all costs of suit that may be adjudged
 against him, then the above Bond to be null and
 void, otherwise to remain in full force.

Witness our hands and seals this 7th day of Oc=
 tober 1869.

Approved October the
 7th 1869.
 G. W. G. G. G.
 Coroner of Jeff. County

Emanuel Moore (Seal)
 Robert Moore (Seal)
 John Williams (Seal)

Emanuel Moore

vs.

Greta, Volmar & others

Bond

Filed Oct. 7/1869

E. F. Honey clerk

G Stegman ar fee 50¢

Emanuel Moore. Plff
Fredrick^{no} Volmacks,
Fredrick Suchlenyer,
+ Charles Lees. Dfts

Now at this day
Comes said Plaintiff and files his —
petition and Affidavit as Required
by Law, praying an order for the possession
of the property herein after Described
Whereupon it is ordered by the undersign-
ed, Clerk of the Circuit Court, that
said Defendants Deliver the property
Specified in the annexed petition —
To wit:

One Yoke of Oxen named
Rough and Ready, one being a Red ox
with long horns and the other a black
ox with a Broken horn, of the value
of seventy five Dollars.

And that the Coroners if the same should
not be delivered ~~said~~ to him take the
same from defendants, and deliver
said property, the Plaintiff on his
Complying with the Statute, in such
Cases made and provided

Witness Elias P. Hany clerk of the
said Circuit Court with the seal
thereof hereunto affixed this
Seventh day of October

13.00 p by Ref. -

Copy. Bt. 10.00

Int. 1.30

588. 1.50

affr 1.50

3.45-

rdn Dln 1.50

4.45-

Eighteen Hundred and Sixty Nine
Charles J Honeywell
Jas J Higgins D.C.

THE STATE OF MISSOURI,

COUNTY OF JEFFERSON.

SS.

THE STATE OF MISSOURI,

To the ^{Clerk} Sheriff of the County of Jefferson—Greeting:

We command you, that you summon *Frederick Valmack*
Frederick Luchteneyger ^{Mr.} *Charles Sees*

if ~~they~~ be found in your County, that ~~they~~ be and
appear before the Hon. Judge of our Circuit Court, on the first day of the next term
thereof, to be begun and held at the town of Hillsboro, within and for the County of
Jefferson, on the *Seventh* Monday after the fourth Monday of *September* 1869
~~and~~, and then and there to answer unto

Emanuel Moore

upon *this* original petition, a copy whereof is hereunto annexed and accompa-
nies this writ, and have you then there this writ.

Witness ELIAS F. HONEY, Clerk of our said Circuit Court,
with the seal thereof hereto affixed, at office in Hillsboro, this *7th*
day of *October*, A. D. 1869

Elias F. Honey

By *L. H. Adams* ^{Clerk Circuit Court} D.C.

334
Returnable

To
Jefferson County Court

Nov Term 1869

2793

Emanuel Moore

vs
summons

F. Volmuck

vs
F. Suchtemeyer

vs
Charles Lee

Original

Stegmann

Deer-3000 3.00

over 3000 1.00

4.00

I Executed the foregoing writ on the 8th day of October 1869 at the County of Jefferson, Mo by delivering a copy of said writ and the petition as furnished by the Clerk, to Charles Lee, the first defendant served and by detaching a copy of the writ to Fred Volmuck ^{on Fred Suchtemeyer's behalf} and by leaving a copy of the writ with his deputy, Fred Volmuck, and upon the plaintiff claiming demand me a good and sufficient Bond as required by Law which is herewith Returned I also took the property as specified in said petition from the possession of Fred Suchtemeyer sheriff and delivered the same to plaintiff Emanuel Moore.

E. Stegmann

Coroner, Jefferson County, Mo

Emmanuel Moore }
of Walpole & Leekington & Lee, }
1869. }
Hiram Knott Knott

C. J. Honey Cut,

Leaky feet 100 lbs. 50. Leaky order, 50 order 100 8.00
units & Cephia 146 lbs. 20. 10 lbs 10 doct. 5

175
4,75

Dr. G. Haganau Lemmon,
Leve 3 days to 3.00 delivery for freight, 1.00

400
870

Emanuel Herr
vs
Luchmeyer

Joe Rice
8.40