

Jefferson County Circuit Court
Case Files - Civil

Box 24 Folder 78

November 1869, No. 233

Farrell, John

vs.

Franz, George
Ryan, Thomas

Ejectment.

80 acres in S19T43R4E;
\$300 damages

John Farrell *plff.* In the Circuit
Court of Jefferson
County
George Shantz and
Thomas Ryan. *def.* State of Missouri
County of Jefferson
November Term 1869.

Plaintiff states that on the 20th day of November 1868, he was entitled to the possession of the following described premises, situate in the County of Jefferson and State of Missouri, to wit; the South half of lot One (1) South West quarter of Section Nineteen (19) Township (43) Fortythree Range Four (4) East, containing Forty (40) acres. Also the South half (1/2) of the South half (1/2) of the South East quarter of Section Nineteen (19) in Township Fortythree (43) Range Four (4) East containing Forty (40) acres; that being so entitled to the possession thereof, the defendants afterwards on the 21st day of November 1868. entered into said premises and unlawfully withheld from the plaintiff, the possession thereof to his damage in the sum of Three hundred Dollars.

Plaintiff prays judgment for the recovery of the said premises and his damages as aforesaid as also for his costs —

Perceck Hornwell
Plaintiff's Attorney

In the Circuit Court
of
Jefferson County.
Nov. Term 1869.

John Farrell ^{vs} peff
George Franz &
Thomas Ryan.
Petition in Exoneration

Filed Sept 10th 1869
Elis. P. Honyer cler

Deacon Hornwell
Atty for peff

John James Piff } In the Circuit Court of Jefferson
County,
vs. } State of Missouri S.S.
George Trumy }
Thomas Ryan Defts. } County of Jefferson
November Term 1869,

Plaintiff states that on the 20th
Day of November 1868, he was entitled to
the Possession, of the following Described
Premises Situate in the County of Jefferson,
and State of Missouri, to-wit: The South Half
of Lot No one, South west quarter Section
nineteen Township Forty three
Range (4) East Containing 40 acres
Also the South Half of the South Half
of the South East quarter, of Section nine
teen, Township Forty three of Range
(4) East Containing Forty acres, that
being so entitled to the possession, thereof
the defendants. afterwards on the 21st
day of November 1868, entered into said
premises and unlawfully with holds,
from the plaintiff the possession, thereof
to his damage in the sum of three Hundred
Dollars. Plaintiff prays judgment, for the
Recovery of the said premises, and his damages
aforesaid and also for his costs.
Peacock and Imould
Plaintiff's Attorney

A true copy of the original petition now
on file in this office

Witness my hand and the
Seal of said Court this Sept
10th 1869,

Elias D. Henry ckt,
By L. H. Aynd D.C.

THE STATE OF MISSOURI, }
COUNTY OF JEFFERSON. } SS.

THE STATE OF MISSOURI,

To the Sheriff of the County of ^{St Louis} ~~Jefferson~~ Greeting:

We command you, that you summon *George Franz*
Mr Thomas Ryan

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 ~~Sunday~~ Monday after the
fourth Monday of ~~September~~ ~~1869~~, then and there to answer unto
the Complaint of *John Farrell*

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

Witness, ELIAS F. HONEY, Clerk of our said Circuit Court,
with the seal thereof hereunto affixed, at office in Hillsboro, this
Ten day of *September* A.D. 1869

Elias F. Honey
Clerk Circuit Court.
By *L. H. Alfred* Deputy

No 233

TO
JEFFERSON CIRCUIT COURT.

Novr Term, 1869

John. Farrell Plaf
vs
Summons

George Frank +
Thomas Ryan

Original

THE STATE OF MISSOURI, } SS.
COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson—Greeting:

We command you, that you summon

George Franz, Thomas Ryan

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 7th Monday after the
fourth Monday of Sept. 1869 next, then and there to answer unto.

John Farrell,

upon his original petition, a copy whereof is hereunto annexed and
accompanies this writ, and have you then there this writ.



Witness, ELIAS F. HONEY, Clerk of our said Circuit Court,
with the seal thereof hereunto affixed, at office in Hillsboro, this
10th day of Sept. A.D. 1869

Elias F. Honey
By L. H. Hays Clerk Circuit Court.

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Due Nov 15/69

JEFFERSON CIRCUIT COURT.

Term, 1866

John Francis

vs
George Franz
Thomas Ryan

and also Vol 5 p 784.
Cent " 64 17
Motion " " 189
Duly 4. " " 285

Judgment against
Plaintiff for costs
Vol 6 p 285

Executed this writ in the County of St Louis on the 29th day of
September 1869 by delivering a copy of the writ and petition
as furnished by the Clerk to Thomas Ryan

George Franz cannot be found in my County
Nov. 12th 69.
John Francis

Fee Mileage & Postage &c.

\$ 2.00

Paid by Plff.
A. Valentine

THE STATE OF MISSOURI, }
COUNTY OF JEFFERSON. } SS.

THE STATE OF MISSOURI,

To the Sheriff of the County of *St Louis* ~~Jefferson~~—Greeting:

We command you, that you summon

George Franz
vs. Thomas Ryan

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 *7th* Monday after the
fourth Monday of *September 1869* next, then and there to answer unto

John Samuel

upon *his* original petition, a copy whereof is hereunto annexed and
accompanies this writ, and have you then there this writ.

(L.S.)

Witness, ELIAS F. HONEY, Clerk of our said Circuit Court,
with the seal thereof hereunto affixed, at office in Hillsboro, this

10th day of *Sept* A.D. 18*69*

Elias F. Honey
Clerk Circuit Court.

By L. A. Hays D.C.

TO
JEFFERSON CIRCUIT COURT.

Novr, ... *Term, 1869*

John Faneel

vs Edmunds.

George Drury +

Thomas Ryan

Copy

John Farrell } Plaintiff

against }

George Franz & } Defendants
Thomas Ryan }

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

County of } S.D.
Jefferson }

The defendant Thomas Ryan for himself answering states:

That it is not true that the plaintiff on the 20th day of November A.D. 1868 was entitled to the possession of the premises described in his petition as the South half of Lot No 1 of the South West quarter of Sec. 19 Township 43. Range 4 and the North $\frac{1}{2}$ of the South $\frac{1}{2}$ of the South E. $\frac{1}{4}$ Sec 19. Town 43 Range 4 Containing (40) forty acres, and being so entitled that this defendant afterwards took on the 21st day of November 1868 entered into said premises and unlawfully with-holds the same from plaintiff to his damage in the sum of \$300.

And defendant having fully answered asks to be discharged with his costs herein laid out & expended

Thomas Ryan

Thos. H. Russell

Attorney for deft Ryan

John Farrell

As John Farrell
George Francis
Thomas Ryan

Filed Nov 24 1869
E. F. Henry att

Thurman

John Farece plff } In the Circuit Court
 vs } of Jefferson County
 Thomas Ryan & } State of Missouri
 George Franz def. } County of St Louis
 Ejectment

Now at this day comes the defendant
 George Franz and for his separate answer
 to the plaintiff's petition says that as to
 whether plaintiff is entitled to the posses-
 sion of the premises mentioned and described
 in his petition, or was on the day in said pe-
 tition mentioned he has no knowledge or in-
 formation sufficient to form a belief and
 demands proof of the same.

He further answering denies that as al-
 leged in said petition he entered into the
 possession of said premises wrongfully, or
 that he detains the same from plaintiff.

Further answering he states that he entered
 into the possession of said premises under and
 Thomas Hynes who was at the time and as
 this defendant believes is now the owner of
 the same and that he holds possession of
 the same only as the tenant of said Hynes
 and not otherwise. and having freely an-
 swered he prays to be discharged with
 his costs.

Geo Franz

In ^{Jefferson County} ~~the~~
Circuit Court.

Nov Term 1869

John Farrell

vs
Thomas Ryan &
George Franz.
Separate answer of
George Franz.

Filed Dec 25th 1869
E. J. Henry clk