

Jefferson County Circuit Court
Case Files - Civil
May 1870

Box

26

Folder 34

Haenschen, Gustavis T.
Orthwein, Charles F.

vs

Eaves, Elisha
Mitchell, Alfred
McMullin, Thomas

Replevin

China ware, silverware, table furniture,
carpeting, saddles; \$200 damages

Gustavus J. Haenschel and }
 Charles H. Orthwein, - Plaintiffs }
 Against }
 Elisha Caves, Alfred Mitchell }
 and Thomas M. Mullen, - Defendants }
 { County Missouri, }
 { Term 1870 }
 In the }
 Circuit }
 Court }
 of Jefferson }
 County, Mo. }

The Plaintiffs state that they are lawfully entitled to the possession of the following specific personal property, to wit, Four Boxes, Four Trunks, one Chest, and their Contents, - said Boxes, Trunks, and Chest, containing various articles of China ware, silver ware, table furniture, and household furniture, - Two rolls of Carpeting, Two saddles, and one basket and its contents, - of the total value of Four hundred dollars, - Which said property the said Defendants wrongfully detain from the possession of the Plaintiffs. - The Plaintiffs therefore ask Judgment for the recovery of said property, and Two hundred dollars damages for the detention thereof.

Abner Green
 Attorney for the Plaintiffs

Charles Lidle Agent for the above named Plaintiffs, makes oath and says that the above petition and the matters therein as stated he believes to be true, - that the said Plaintiffs

are lawfully entitled to the possession of the
above named property, described in the above
petition, - that said property is wrongfully de=
tained by the above Defendants from the pos=
session of the Plaintiffs, - that the actual total
value thereof, is four hundred dollars, - that
the said property has not been seized under
any process, execution, or attachment against
the property of the Plaintiffs, - that said prop=
erty was wrongfully taken by the Defendants
from the Plaintiffs, - that Plaintiffs right of
action for the recovery of said property has
accrued within one year, - and that the Plain=
tiffs will be in danger of losing their said
property unless it be taken out of the pos=
sion of the Defendants, or otherwise secured,

Subscribed and sworn to before me } Charles Liddle J. P.

This 4th day of Nov 1869

Chas. P. Henry clerk

By L. H. Ayres D.C.

Gustavus T. Haensch &
 Charles F. Osborn, Plff
 against,
 Elihu James A. Mitchell
 & Thomas M. Mullin.

Now at this day comes
 said Plaintiffs and files their Petition and
 Affidavit as Required by Law, praying an
 order for the Possession of the hereafter described
 property, Whereupon it is ordered, by the unders-
 igned clerk of the Circuit Court, that said
 defendants deliver the property specified
 in the annexed petition forth.

Four Boxes
 Four Trunks on Chest & their Contents,
 said Boxes Trunks & Chest containing
 various articles of China ware, silver ware
 toilet Furniture, and House-hold furniture,
 two Rolls of Carpeting two saddles and one
 Basket, & its contents, of the total value
 of Four hundred Dollars, And that the
~~Contents~~ ^{Whichever} of the same, should not be delivered
 to him take the same from defendants and
 deliver said property to the Plaintiffs
 within complying with the statute in such
 cases made and provided

Witness Elias T. Haensch
 Clerk of the Circuit Court

With the seal thereof I have
affixed at office in Hillary
this 4th day of Nov 1869

Elias J. Hooper Clerk
By L. A. Cuford Dk

In the Circuit Court
Jefferson County

Wenocher &

Orthwein

vs.

Leaha Ennes, Et al,

Petition

Leave summons &
make order for delivery
of said property.

A. Green
for deft.

Filed Nov. 4 '89

Wm. W. Kenney

300 2nd St. St. Louis

Gustavus T. Haenschel &
Charles D. Ornturne Plaintiffs

against

Elisha James Alfred Mitchell,

& Thomas. McMullin - Defendants,

In the Circuit Court
of Jefferson County
Missouri May Term

1870

The Plaintiffs state that
they are lawfully entitled to the Possession
of the following specific Personal property, to wit
Four Boxes Four trunks one chest, and their
Contents, said Boxes Trunks & Chest, containing
Various articles of China Ware Silverware
table furniture and house hold furniture
two Rolls of Carpeting two saddles one basket
and its contents, of the total value of
Four hundred Dollars, which said property
the defendants, wrongfully detained
from the Possession of the Plaintiffs the
Plaintiffs therefore ask Judgment for
the Recovery of said property, and two
Hundred Dollars for Damages for the
Detention thereof.

Abner Green

Atty for the Plaintiffs

Charles Little Agent for the above
named Plaintiffs makes oath and says
that the above Petition, and the matters therein
as stated, he believes to be true, that the said

are lawfully entitled to the possession of the above
named property, described in the above petition that
said property is wrongfully detained by the above
defendants, from the Possession of the Plaintiffs
that the actual total value, thereof is four
hundred Dollars. that the said property has
not been seized, under any process, execution, or
attachment against the property of the
plaintiffs that said property was wrong-
fully taken by the defendants, from the Plaintiffs
that Plaintiffs Right of action for the recovery
of said property, has accrued within one year,
& that the Plaintiffs will be in danger of
losing this said property unless it be taken
out of the Possession of the said Defendants
within time secured.

Subscribed & sworn to before me Charles Little Agent
this 4th day of Nov 1869,

Elias P. Honey clk in ch

By L. H. Alfred D.C.

A true copy of the original Petition

Attest

Elias P. Honey clk
By L. H. Alfred D.C.

Gustavus J. Hanschen
 + Charles J. Onhorin
 against
 Elisha Caves, A. Mitchell
 + Thomas M. Mullin.

Now at this day comes
 said Plaintiffs and files their petition and affidavits
 as Required by Law, praying an order for the possession
 of the herein after described property, Whereupon it
 is ordered by the undersigned Clerk, of the Circuit
 Court, that said defendants deliver the property
 specified in the annexed Petition To wit,

Four Boxes, Four Trunks one
 Chest + their contents, said Boxes Trunks
 and Chest, containing various articles of
 China ware, silver ware, table furniture
 household furniture, two Rolls of carpeting
 two saddles and one Basket and its contents
 of the total value of Four Hundred Dollars
 And that the ~~Executors~~ ^{Sheriff} if the same should
 not be delivered to him take the same
 from Defendants, and deliver said
 property to the Plaintiffs on his complying
 with the statute in such cases made and
 provided.

Witness Elias P. Honey clerk of the
 Circuit Court with the seal thereof his office
 at office this 4 day of Nov 1869

Elias P. Honey cts
 By L. H. Ayers D.C.

THE STATE OF MISSOURI,
COUNTY OF JEFFERSON. SS.

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson—Greeting:

We command you, that you summon *Elisha Canes*
Alfred Mitchell & Thomas M. Mullin

if ~~he~~ be found in your County, that ~~he~~ 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 *March*
next, and then and there to answer unto

Gustavo J. Haenschel & Charles F.
Ortwein

upon *the* 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

4 day of *Nov*, A. D. 1869

Elias F. Honey

By *L. H. H. H.* Clerk Circuit Court

23013

Jefferson Creek
May Jan 1890

Arthur's Hancock

E. E. & Co

W. & Co

W. & Co

Original

W. & Co

W. & Co

W. & Co

W. & Co

W. & Co

W. & Co

W. & Co

W. & Co

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

Elisha Eaves Alfred Mitchell
& Thomas McMullin

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 March
next, and then and there to answer unto

Gustavus J. Neansch & Charles J.
Ortwein

upon ~~this~~ original petition, a copy whereof is herunto 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

4 day of Nov, A. D. 1869

Elias F. Honey
By S. H. Apple De Clerk Circuit Court

To Circuit Court
Jefferson County Mo
May Term 1869

Ordnance & Hancock

vs

E. E. Cause. Attorneys
& Monroe W. Muelken

Clerk

Division of

Debtors

Jefferson County

Mo

The within was to be Returned by Order of the Plaintiffs
Attorney This 6th Day of December 1869

Fred Luchtemayer Sheriff

By Fred Vollmar

Deputy

~~fees \$1.00~~

fees \$ 3.00 - Error - no fees due

Henderson & Thwin Plaintiffs } In the Jefferson
 C. Coover, Executor Bush } Circuit Court.
 et al Defendants

We the respective parties to
 the above entitled Cause hereby ~~agree~~
 agree that we will abide by the verdict
 which may be rendered by the Jury
 now empanelled in the Cause of Hen-
 derson & Thwin vs. C. Coover
 George Cheatham et al and agree
 that judgment may be rendered in
 this Cause in accordance with
 the verdict when rendered.
 with the same rights and effect as
 if such verdict had been rendered
 in this Cause. The same evidence
 same exceptions same instructions
 to apply in this Case which were given
 in the other Case. Some right
 to appeal or case on trial now

John H. Moore
 atty for Defendant

Homer Green
 Attorney for Plaintiff

Stemochus No.

no

Leaves

Filed Sept 22nd 1870
E. J. Henry, Ill.