

Jefferson County Circuit Court
Case Files - Civil
November 1871

Box 29 Folder 5

Bartley, Felix

vs.

Schlafke, Erdman

Appeal

Defendant appealed from JP
E. Vollmer on \$24 account for
work done; defendant also
"Slafky"

SUBPÆNA.

THE STATE OF MISSOURI

To Julius Sebest

Greeting:

You are hereby commanded to be and appear personally before ~~me~~,
Wm Machin, one of the Justices of the Peace within and
for *Lacochin* Township, in the County of Jefferson, on the
26 day of *August*, ^{*his*} 187*1*, at the hour of 10 of
the clock in the forenoon of that day, at ~~my~~ office, in the township and
county aforesaid, to testify on the trial of a cause wherein *Julius*
Parly is plaintiff, and *Edman Schlapke* is defend-
ant, in behalf of *the Defendant* and hereof fail not at your
peril. Witness my signature this *24* day of *August* 187*1*.

E. Hall m. en

Justice of the Peace.

Served the within Sulphur on
the 23rd day of August 1871
in the presence of the named witness
by reading the same in his presence
at and hearing at the County of
Jefferson on the 23rd day of August 1871
D. C. Johnson Deputy
Const

Sulphur

Felix Parly

vs

E. Schlafke

Justice fee

35—

Constable fee

25—

Filed Nov 16 1871

M. S. Boyce clerk

Pewby August 6th 1871

Edwan Slapkey Dr

To Melis Barly

18 11 To Bal Due Barly on

Pinel Settlement for work
and labor ~~Don~~

\$ 24.00

amended account
of Felix Barby

Filed August 26
1871 Wm Mockbee

filed August 31st 1871
Samuel Eaker

2100

filed Nov 16 1871
Wm B. B. Co

3295
56
3239

Perry Aug 6/71

Mr. Edman Hefkey Dr
To Felix Barly

1871. Bal on laboo \$24.00

Acct of 24 or
Wesley Barley
E. H. Hefner

Filed
August 7 1871
ym
✓ Noecker

filed this Aug 31st
1871 Samuel Eaker
J. p.

Filed Nov 16 1871
W. B. Boyce also

April

Helix Parly to

E. Schlapke

Dr

paid to E. Willman on

account of Dr Parly

2 1/2, 00

payed for a fine

11- 00

total

\$42, 00

Credit on the above

amount for labor

23, 00

due to E. Schlapke 19, 00

asset

filed Aug 31 1871

Samuel Eaker

D. P.

filed Nov 16 1871

Wm Boyce

100

100

100

100

100

100

2

SUMMONS.

State of *Missouri*,

JEFFERSON COUNTY.

TO the Constable of *Joachim* Township, in the County of

Jefferson, GREETING:

We Command you to Summon *Edman Slafkey*

to appear before the undersigned, one of the Justices of the Peace of *Joachim*
Township, in Jefferson County, on the *16th* day of *September*
1871, at *10* o'clock in the forenoon, at his office, in the said
Township, to answer the complaint of *Shelby Banley*

Given under My hand, this *1st* day of *September*, A. D. *1871*.
Samuel Eaker

Justice of the Peace.

Summons

Julia Barley
vs
Erasmus Blafkey
Debt \$24 00
Justices fees 45

Filed Nov 16 1871
W S Boyce clerk

I executed the within
in my notary office the
said 16th day of Sept 1871

Walter S. Thompson
Notary at Large
became to and Subscribed at
before me the 16th day of
Sept 1871. Witness my hand
at p.

at the risk & request of the plaintiff I authorized
John Sharp to execute and return this
about the 1st day of Sept 1871. Witness my hand &
p.

SUBPOENA FOR WITNESSES.

The State of Missouri,

*To Julius Dekened Emery**Wallman Edward Wallman Att. Rossman*You are Hereby Commanded to be and appear personally before me, *Samuel Eaker*, one of the Justices of the Peace within and for the township
of *Joachim*, in the County of *Jefferson*, and State of
Missouri, on the *16th* day of *September*, A. D. 1871, at the hour of ten

o'clock in the forenoon of that day, at my office in the Township and County aforesaid, to testify on

the trial of a cause wherein

Frederic Barley

Plaintiff,

and

Emma Mackey

Defendant,

in behalf of the *Defendant*. And hereof fail not at your peril. And the person orofficer serving this Writ is commanded to have the same at the time and place aforesaid, certifying
thereon his return.

WITNESS my signature, this

*1st*day of *September*, A. D. 1871*Samuel Eaker**Justice of the Peace.*

SUBPOENA FOR WITNESS.

Julius Banley *Plff.*

vs.

Endman Slapkey *Def't.*

BEFORE

Samuel Eaker *J.P.*

WITNESSES:

Julius Ekerit
Emily Vallman
Edward Vallman
Otto Rosenman

Filed Nov 16th 1871
W L Boyce *clerk*

RETURN.

Served the within Subpoena by *Reading* the same in the
presence of *herring of said parties*
this 15th day of Sept 1871 *after street Dept*
and file
at the request of the plaintiff & author's petition
shard to execute & return this writ
Samuel Eaker *J.P.*

SUBPOENA FOR WITNESS.

The State of Missouri,

To John Shapman
Felix Barley William Leud

You are Hereby Commanded to be and appear personally before me, *Samuel Eaker*

, one of the Justices of the Peace within and for the township
 of *Joachim*, in the County of *Jefferson*, and State of
 Missouri, on the *16th* day of *September*, A. D. 1871, at the hour of ten
 o'clock in the forenoon of that day, at my office in the Township and County aforesaid, to testify on
 the trial of a cause wherein *Erdman Slapkey* is Plaintiff,
 and *Felix Barley* is Defendant,
 in behalf of the *plaintiff*. And hereof fail not at your peril. And the person or
 officer serving this Writ is commanded to have the same at the time and place aforesaid, certifying
 thereon his return.

WITNESS my signature, this

18th day of *September*, A. D. 1871

Samuel Eaker

Justice of the Peace.

SUBPOENA FOR WITNESS.

Felix Banley Pl^{ff}.

VS.

Endrean Slopkey Def^t.

BEFORE

Samuel Eaker J.P.

WITNESSES:

John Shapman
Felix Banley
William Dend

Filed Nov 16 1871

W. S. Boyce clk.

RETURN.

Served the within Subpoena by *Me* acting, to *show in the*
presence of said hearing of said justice this a
day of Sept 18 71 *at Hannibal*
at Hannibal & request of the plaintiff & authorize *John*
shamp to execute and return this writ
Samuel Eaker J P

SUBPÆNA.

THE STATE OF MISSOURI

To *Mary Cleary Perry Adams* Greeting:

You are hereby commanded to be and appear personally before me,
Samuel Eaker, one of the Justices of the Peace within and
for *Jackson* Township, in the County of Jefferson, on the
16th day of *Sept*, 1871, at the hour of 10 of
the clock in the forenoon of that day, at my office, in the township and
county aforesaid, to testify on the trial of a cause wherein *Asahel Parley*
is plaintiff, and *Edman Blodman* is defend-
ant, in behalf of *Defendant* and hereof fail not at your
peril. Witness my signature this *16th* day of *Sept* 1871.

Samuel Eaker

Justice of the Peace.

I executed the within by hearing
the same in the presence and hearing of
of said parties

Peter Strongy Deft
Conrt

Suffarna
Henry Fleming
Joseph Adams

Filed Nov 16 1871
W. D. Boyce clk

At Barley

no } Be for Daniel Alton
Edmund West/Kend } portion of the peace

I have finally a resident of the county
of Hampshire in the state of Missouri so
here by acknowledge myself have
to pay full the cost which have accrued
or may accrue in the above entitled
cause between my signature this
16th day of Sep. ten/11

James J. Smith
Secretary

Ward

field & appraise

Samuel Eaker

J - 10

Filed Nov 16 1871

M S Boyce cler

Pelix Parly

vs

Edman Schlafke

Before S. Eaten's
S. P.

offset

Pelix Parly to
& Schlafke

Dr

1871, July, for Board 5 days

\$ 2, 50

Paid for Merchandise

7, 45

Do to Julius Scherit

1, 00

Do to E. Vollmar

20, 00

paid to E. Vollmar for a fine

and cost imposed on Plaintiff

before Wm. Mockbee S. P.

22, 50

Due

53, 45

Credit for Labor

32, 95

Balance due to E. Schlafke ~~defy~~ 20 50

admitted

Offset

Filed this 16th day
of Sept 1871

Samuel Eaker

Filed Nov 16 1871

Wm B. Boyce cler

the State of Missouri }
Jefferson County } to the constable of
Joachim Township in Jefferson County
greeting we command you to summon
six good and lawfull men of your
township to make a jury to try a cause
pending where Felix Barley is plaintiff and
Erdman Staffy Defendant fourth with to
appear befor Samuel Eaker one of the
Justices of the peace within and for the State
~~of said~~ and County aforesaid then and there
have you this writ witness my signature
this the 16th day of Sept 1871

Samuel Eaker J p

Elbert Smith
 John Vaughn
 W. B. Sapp
 W. H. Washburn
 J. L. Sapp
 Henry Sapp

Drummers fees

Cannibals

Malinches

Interpreters

55	1.00
35	.75
35	.50
45	.35
50	
20	
<u>2.00</u>	
1.00	
<u>2.60</u>	
35	
<u>2.95</u>	
50	
<u>3.45</u>	
2.20	
<u>5.65</u>	
5.80	
<u>11.45</u>	
6.50	
<u>17.95</u>	
12.30	
<u>30.25</u>	
1.50	
<u>31.75</u>	

Ueuira
 for agency

filed Nov 16th 1871

M. S. Boyce clerk

Home Ltd

Wes

Sep 16th 1871

We the jury men
find for the Plaintiff
Twenty one dollars (21.00)

Henry LaM
Hornam

Verdict of
the Jury

Filed Nov 16th 1871
Wm S Boyce clk

County of Jefferson } Suit before
Felix Parly Plaintiff } Samuel Eakin
against } J. P.
Erdmann Schlafke Defd.

Erdmann Schlafke
being sworn upon his oath, says,
that his application for an appeal
is not made for vexation or delay,
but because he believes the appellant
to be injured by the judgment
of the justice

Sworn to and subscribed before
me this 23 day of September 1871

E. Vollmar

Justice of the Peace

Erdmann
Schlafke

We, the undersigned Erdmann Schlafke and Edward
Vollmar acknowledge ourselves indebted to Felix
Parly, in the sum of sixty dollar, to be void
upon this condition: Whereas Erdmann Schlafke has appealed
from the judgment of Samuel Eakin a justice of the
Peace, in an action between Felix Parly Plaintiff
and E. Schlafke Defendant, now if, on such appeal, the
judgment of the justice be affirmed, or if, on the trial
anew in the appellate court, judgment be given against
the appellant, and he shall satisfy such judgment, or if his ap-
peal shall be dismissed, and he shall pay the judgment of
the justice, together with the cost of the appeal, this re-
cognizance shall be void

Erdmann Schlafke

Approved, September 23 1871
Samuel Eakin
J. P.

Edward Vollmar

Band & offendavid
filed and approved
this the 25th day of
Sept 1871
Samuel Eaker
J. P.

Filed Nov 16 1871

W. S. Boyce clerk

Helen Barley } before Samuel Eaker
 " " } Justice of the peace
 Edmund Slafky }

plaintiff filed for suit this the 31st day of
 August 1871 against for twenty four dollars
 dated 1871 and ordered a summons to issue which
 is done and made returnable of the 16th day of
 September 1871 viz regular law day

Samuel Eaker J. p.

Sept 16th 1871 the Summons in the above cause being
 executed and returned as the law directs and both
 parties being present by their attorneys and a
 jury being ordered by the defendant and a jury
 being sworn consisting of the following persons
 to wit: Elbert Smith John Vaughn Benj Sapp
 William H. Warhner Joshua S. Goza Henry Sapp
 which after hearing the evidence on both sides
 and the law in the case returned a verdict
 for the plaintiff for twenty one dollars the four
 it is ordered by the justice that plaintiff recover
 the sum of twenty one dollars for his debt
 and the sum of thirteen dollars 20 ct for his
 cost and that he have execution thereon

Debt \$ 21 00

Justices fees for 3 subpoenas	1 05
for Summons & docting	45
for swearing witnesses	30
for Verura & swearing same	40
for rendering judgment	50
Constables fees	3 60
witnesses fees	3 50
Jury's fees	3 00
interpreters fees	90

Samuel Eaker J. p.

Sept 23rd 1871 Defendant This day filed his
affidavit ~~for~~ an appeal with his bond for
sixty dollars of him self and Edward
Vallmar as security and prayed an appeal
to the circuit court from our said judgment
which being deemed sufficient it is ordered
that an appeal as prayed be allowed Defendant
Samuel Eaker J. p.

State of Missouri
County of Jefferson ss
Julien Barley

vs
Endrean Schlafky Defendant

I Samuel Eaker a justice of the peace
within and for the Township of Joachim
in the County of Jefferson aforesaid hereby
certify that the above and foregoing is a full
true and complete transcript of all the
entries made in my docket relating to said
case of Julien Barley and Endrean Schlafke
Defendant and that such transcript is
accompanied by all the process and other
papers filed with the justice relating to
such suit. Given under my hand

This the 24th day of September 1871

Samuel Eaker Justice of the peace

fee for this

75 cts

March 7 1872.

Philip Parley,

vs.

Erdman Schlaffke.

Appeal from Justice
"

Filed Nov 16 1871,

Wm Boyce cler

By C. H. Monroe Depy,

The State of Missouri,

COUNTY OF JEFFERSON.

To

Wm. Reesman, Julius Schmit and
E. P. Reesman

You are Hereby Commanded, That setting aside all manner of excuse and delay, you appear before our Circuit Court, for the County aforesaid, on the *14th day of May 1872*, at Hillsboro, then and there to testify and the

truth to say in a certain matter of controversy, now pending in our said Court, wherein *Julius Schmit is* Plaintiff, and *Reesman & Schmit* is

Defendant
Defendant, on the part of _____; and herein you are in no wise to fail.

Witness, *Wm. Reesman*, Clerk of our said Court, with the seal thereof hereto affixed, at office, this *14th* day of *May*, A. D. 1872.

R. C. Theiss Clerk.

SUBPOENA

RETURNABLE TO
JEFFERSON CIRCUIT COURT.

May

Term, 1892

Barley

vs
E. Schaffke

Def't.

Otto Reiserman
Julius Seierich
& Volmar

Sherriff. fee

100

I served the within in Jefferson County, Mo on
the 10th Day of May 1892 on E. Volmar by Rea-
ding the same to him Julius Seierich and
Otto Reiserman not found in my County
John Williams Sheriff

Felix Parle } Appeal from
vs Samuel Eaken
Erdman Schlafke } Justice of the
Peace

To the (Appellee)

Take notice, that an
appeal has been taken from the judgment
of Samuel Eaken, a Justice of the Peace
for Joachim Township rendered on the
day of 1872 for ^{the sum of} 20 Dollar and
cost in favor of the said Felix Parle and
against Erdman Schlafke, returnable to the
next ^{regular} ~~term~~ term of the Circuit Court
for Jefferson County State of Missouri

Dated at Norcross this 24 day of May 1872

Erdman Schlafke

Appellant

I served the within notice on the within
named Felix Parle on the 24 day of August
1872 in the County of Ripple by delivering
to the said Felix Parle a true copy of this notice

Erdman Schlafke

Sworn to and
subscribed before
me the 24th, 70th
1872

E Kallman
Justice of the Peace

P. Parlee
vs
E. Schlapke

Notice of
Appeal

Filed Sept 11th 1872
W. J. Dwyer cl^{rk}

In the Circuit Court of
Jefferson County State of Missouri
September term 1872,
Wednesday September 11th 1872

Among other
proceedings therein had, the following appear
of record, viz:

Felix Parley } Appeal from Justice
vs. }
Erdman Schlaffke. } Now come the appellee
by his attorney, and the appellant being three
times solemnly called come not. It is thereupon
considered by the court that the appeal herein
aforesaid be dismissed and that the appellee
have and recover of and from the appellant
Erdman Schlaffke & Edward Vollmar his
security on his appeal bond all costs herein
accrued, and have execution therefor.

A true copy from the record,
In Testimony Whereof, I have hereunto
subscribed my name and affixed the
seal of said Court at office in Hillsboro
November 28th 1872.

W. S. Royce Clerk
By C. H. Corine Dep't.

Felix Bailey
" vs
Erdman Schlaffke

Copy of Judgment

Judge Cassin herein
is copy of order
dismissing the
appeal in the above
case, you can give
Executions for Judgt
on your account
and costs —

John Parley	Judgment for costs Sept 11 1872 - 6/1525	
Erdman Schloffer		
15 files 75 18 pa 25 cont. 25 Dis 35 Indgt 30		2.10
Dock Indgt. 14 dock 45		.85
In bill 10 making costs 30		.40
Copy of judgment &c.		.65
Execution		1.00
		4.70

John Williams Shff. 2 Spas.	1.00
-----------------------------	------

Saml Eakin Justice, Read July 2 1873.	Samuel Eakin	3.45
Peter Stroup Const. recd	Peter Stroup	3.60
Witness fees.		3.50
Jury fee		3.00
Interpreter		.90

No. 3484

Jefferson Circuit Court.

March Term, 1872

Felix Barley

vs.

Ernest Schaffke

Judgment, per costs \$

Date Sept 11th 1872

Fee Book No. Page

Judg't Docket, Page

Appeal from Justice

By 4/76

Plaintiff's Atty.

ATTORNEYS: Exercise care and return promptly.

C. F. Chamberlin & Co., Printers and Stationers, St. Louis.