

Jefferson County

Circuit Court

Box

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Folder

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Case Files - Civil

March 1872, No. 38

Heard, Horace

vs

St. Louis and Iron Mountain Railroad

Trover and Conversion

3,644 ties ; \$1,093.20 damages

Horace Board, Plaintiff
against
The Saint Louis and
Iron Mountain Rail
Road Company, Defendant

In the
Circuit Court
of Jefferson
County
Missouri

Plaintiff states that the Defendant in the latter part of the year 1868 and the first part of the year 1869 took the following described personal property belonging to the plaintiff viz Three Thousand six Hundred and forty four ties ~~such as are~~ ~~order~~ and has not returned the same but has converted the same to the Defendants own use in the construction and repairing of Defendants Rail Road, plaintiff avers that said ties were each of the value of Thirty Cents and of the aggregate value of one Thousand and ninety Three & $\frac{2}{100}$ Dollars (\$1.093.20) Plaintiff avers that he demanded of Defendant payment for said Ties on the first of September 1869 but that Defendant then failed and refused and ever since has failed and refused and still fails and refuses to pay Plaintiff the value of said Ties or any part thereof

and Plaintiff avers that by the
action of Defendant in so taking
and converting to Defendants own
use said Personal property of
Plaintiff, the Plaintiff has
sustained Damages in the sum
of one Thousand and ninety three
+ $\frac{20}{100}$ Dollars for which with the
interest since the time payment
was demanded Plaintiff asks
Judgment

Jo. I. Williams
Atty. for Plaintiff

Horace Hoard

vs

St. Louis & Iron Mt.
R. R. Co.

action for trover &
conversion

original

Filed January 25th 1872,
W. S. Boyce clerk
By C. M. McGovern dep.

Clerk issue process
Williams
for debt.

Horace Hoard Plaintiff } In the Circuit
against } Court of
The Saint Louis and Iron } Jefferson County
Mountain Rail Road } Missouri
Company, Defendant

Plaintiff states that the Defendant in the latter part of the year 1868 and the first part of the year 1869 took the following described personal property belonging to the plaintiff viz. Three thousand six hundred and forty four ties and has not returned the same but has converted the same to the Defendants own use in the construction and repairing of defendants Rail Road. Plaintiff avers that said ties were each of the value of thirty cents and of the aggregate value of one thousand and ninety three & 20/100 Dollars (\$1,093.20) Plaintiff avers that he demanded of Defendant payment for said ties on the first of September 1869, but that Defendant then failed and refused and ever since has failed and refused and still fails and refuses to pay Plaintiff the value of said ties or any part thereof. And Plaintiff avers that by the action of Defendant in so taking and converting to Defendants own use said personal property of Plaintiff, the Plaintiff has sustained damage in the sum of one thousand and ninety three & 20/100 dollars for which with the interest since the time payment was demanded Plaintiff asks judgment

Jos J Williams
Attly for Plaintiff

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

Witness, W. S. Bryce clerk of said
Circuit Court with the seal thereof
hereunto affixed this January 28th 1872.

W. S. Bryce Clerk,
By C. McHornie Deft.

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

*The Saint
Louis and Iron Mountain
Rail Road Company*

if ^{it} ~~he~~ be found in your County, that ^{it} ~~he~~ be and appear before the Honorable 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 *Third* ~~Monday after the fourth~~ Monday of *March* next, then and there to answer unto

Horace Howard

upon

his

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

Witness, W. S. BOYCE, Clerk of our said

Circuit Court, with the seal thereof hereunto af-
fixed, at office in Hillsboro, this *25th*

day of *January* A. D. 18*72*

W. S. Boyce

Clerk Circuit Court.

By

Chas. Horine Deputy.

RETURNABLE

TO

JEFFERSON CIRCUIT COURT.

March TERM, 1872.

Grace Heard,

vs
The St Louis and
Iron Mountain
Rail Road Company

original

to the
John W. Williams
Sheriff's fee \$1.00

I Executed this Writ in Jefferson County Mo on
the 10th Day of February 1872 on the
St Louis and Iron Mountain Rail Road
Company by Delivering to St Mitchell
there agent a true copy of this Writ
and Petition as furnished to me by the clerk

John Williams Sheriff

Norace Hoard

Ref

Y^{rs} Asst
The George's & Son, Mountain
Rail Road Company

Sept 4

The same agreement

in the above Cause as ~~above~~ to change of
venue to Washington Co. is agreed to -

Geo J. Wallace & Attys. for Plaintiff

Donaldson & Bullough
Attys. for Def.

Board
^{vs}
Rail Road Co

Filed May 13th 1872,
W S Boyce & Co

No.

38439

Jefferson Circuit Court.

March Term, 1872

Horace Howard

vs.

The St Louis and
Iron Mountain R.R. Co

Judgment, - - - \$

Date 18

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Judg't Docket, Page

Plaintiff's Atty.

ATTORNEYS: Exercise care and return promptly.

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