

Jefferson County Circuit Court
Case Files - Civil
May 1872, NO. 3

Box 29 Folder 57

Coffin, Joseph B.

vs

Cross, James F

Appeal

Defendant appealed from JP
Louis H. Alford on \$15 account
for putting sills on house foundation

James A. Lewis

To J. B. Coffin

Dr

To. Putting sills on foundation
of house prior to lumber

\$ 5.00

Filed April 10 1892

L. H. Clifford

J.P.

The State of Missouri

To The Constable of Central Township Greeting:

We Command you ~~command~~ ^{go} to summon
James F. Cross to be and appear before
the undersigned one of the Justices of the
Peace for central Township in Jefferson Co
Mo. on the 3rd day of May 1872 at 10
of the o'clock in the fore noon at my
in Victoria to answer the Complaint
of Jos B. Coffin.

Given under my hand this 10th day of
April 1872

L. Mayford. J.P.

Summon
 Jas B. Coffin

vs.
 James G. Lewis

Debt—	\$ 5.00
L. H. Alfred	1.40
	<u>\$ 6.40</u>

M. H. Horne
 Sept. 1872

35

1872

26	55
-	45
	<u>40</u>
27	70
	50

Executed the within summons in Central
 Township Jefferson County Mo on the 19th day of
 April 1872 and James G. Lewis by my reading
 the same to him this 2nd day

May 1872.

M. H. Horne County

By M. H. Horne J. P. C.

Joseph B. Coffin, Plaintiff } Before, Louis
Against } H. Alford, Justice
James F. Cross, - Defendant } of the Peace,

The above named Defendant, comes and moves the Justice, to set aside the Judgment rendered by default in the above entitled cause, on the 3rd day of May 1872, and grant him a New Trial, for the following reasons:

- 1 - Because the summons was not served on Defendant by delivering him a copy of the same, and hence, he was mistaken in the law day.
- 2 - Because this Defendant has a good and meritorious defense against Plaintiff's action, and would have attended the trial, and proved such matters of defense, - but for the mistake aforesaid, in not knowing the law-day, - and having no copy of the summons to refer to, to show the law-day.

James F. Cross,
Defendant,

J. B. Coffin

vs.

J. F. Cross

Motion
to set aside
default, & grant
New trial

Filed May 9 '18 1/2

L. H. Alford

Justice of
the Peace

We the undersigned James F. Cross as
Principal and

Acknowledge ourselves indebted
to Jos B Coffin in the sum of Twenty Five
Dollars to be void upon this condition. Whereas
James F. Cross has appealed from the Judgment
of L Hallford a Justice of the Peace in an
action between Joseph B Coffin Plaintiff
and James F. Cross Defendant now
if on such appeal the Judgment of the
Justice be affirmed or if on a trial new
in the Circuit Court Judgment be given against
said Appellant and he shall satisfy such
Judgment or if his appeal shall be dismissed
and he shall pay the Judgment of the Justice
together with Costs of Appeal then this recogni-
ance shall be void

Attest. L Hallford J.

Approved May 9th 1872

L Hallford
J.

James F. Cross

Charles Vincent

Coffin

²⁴

James F. Leruss

Bond

Filed May 9 - 1872

L. H. Alford J.P.

County of Jefferson 53

Joseph B. Coffin } Sworn before L. H. Clifford Justice of the Peace
James G. Lewis } James G. Lewis being sworn before

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
Judgement of the Justice

Sworn to and subscribed before

me this 9th day of May 1872

L. H. Clifford Justice of P

James G. Lewis

Jos. B. Leighton

vs

Jas. G. Levens

Officiant

Filed May 9/87

L. H. Leighton

Docket Entries

Term No 5
1872

Joseph B. Coffin } Suit upon account
James D. Cross } for work for Five
Dollars

Judge for Plaintiff
May 3/1872. for
the sum of \$5.00
Justice fees

Summons issued to Constable
C. Tho. Hyrine April 10th 1872 Returnable
May 3rd 1872, which was returned May
3rd 1872 Executed as the law directs

41.03

Constable fees. 85

and on this third day of May 1872
Comes the Plaintiff, but the Defend
ant although called Comes not

Trans. exp. Lib. &c.
Bond 1.00
\$7.90

but makes default and the Justice having
heard the Plaintiffs evidence finds that the
defendant owes the Plaintiff the sum of Five
Dollars

Judgment

It is therefore adjudged by the Justice that the
said Plaintiff recovers of said Defendant
the damages so assessed by the Justice with
his costs in this behalf expended and have
execution therefor

on this 9th day of May Comes defendant
and files motion to set aside the judgment
by default. said motion being considered by the
Justice, there being no good cause shown the same
is overruled.

And on this 9th day of May 1872 Comes the
said Defendant, and files his affidavit and
bond for an appeal with Charles Vinyard
as security which is granted by the Justice

State of Missouri ³ P.
County of Jefferson ³ I L. H. Alford a
Justice of the Peace within and for Central
Township. & County of Jefferson do certify
the foregoing to be a full true and complete
transcript of the entries and proceedings
in the Case of Joseph B. Coffin vs
James D. Cross as the same are of
Record on my Docket and that the
papers thereto attached are all the
Original papers on file in my
Office.

Witness my hand this
11th day of May A.D. 1872

L. H. Alford
Justice of the Peace

Joseph B. Coffin Pl³ Before L. H. Alford
 Justice of Peace
 James D. Cross, Deft³
 See Bill

L. H. Alford J. P.
 Summons³⁵ Docket & Index²⁰ .55-
 Judgment⁵⁰ Motion²⁰ affidavits³⁵ 1.05-
 Bond⁵⁰ Transcript^{4.50} words & figures
 @ 15^c per hundred 65 = 1.05-
 Certificate to transcript .15 2.80

To the Honorable Constable
 Serving Summons

35 = 35
 # 3.75

State of Missouri
 County of Jefferson

I, L. H. Alford Justice of
 the Peace hereby certify that the foregoing
 bill of costs is correct, as the same appears
 of Record in my Docket.

Given under my hand this 11th day
 of May A. D. 1872.

L. H. Alford
 J. P.

No 3
3499

Transcript

Joseph B. Coffin
vs

James D. Cross

Filed May 13th 1872
W S Boyce & Co

Joseph B. Coffin, - Plaintiff } Before
Against } L. H. Alford
James F. Cross, - Defendant } Justice of the
Peace.

To Joseph B. Coffin, - appellee;
You are hereby notified that I have taken
an Appeal from the Judgment of the Justice
in the above entitled cause, to the Circuit Court
of the County of Jefferson, State of Missouri,
This 10th day of April 1873,

James F. Cross,
Appellant
By Abner Green, his
Attorney

I hereby certify that I have served the
within notice on the within named
J D Coffin in the county of Jefferson
State of Missouri by delivering to
him a true copy of the original as
furnished me by said Clerk on
the 16th day of April 1873

J. D. Moss Sheriff
By J. A. Williams Deput Sheriff

To Jefferson Circuit
Court, May Term 1873

J. D. Coffin
vs.
Jas. H. Cross

Notice of Appeal

Shaw's fees \$1.00

Served June 16th

Victoria Station Mo.

June 30th 1873.

Recd of J. B. Coffin the sum of five $7\frac{2}{3}$ lbs
Dollars in full of my fees in the case
of J. B. Coffin vs James D. Croft appeal
from Justice of the Peace W. Carver vs
Crest of Jefferson County Mo.

L. H. Cofford.

This is good against all my fees and case

Jas Bleaffin }
James D. Leroy }

Alford Justice

2.80

@ The Storino

85

\$ 3.15

W. J. Bayce

files 30 C. Lockers 45

75

2 cart. 50 J. B. 100 casts 25

85

Lio 30 comp 30

70

2.20

DB map Shff.

1 epa 50

.50

L. H. Alford

4 day 9 miles

4.72

\$ 10.57