

Defferson County Circuit Court
Case Files - Criminal
May 1872

Box

30 Folder 4

State

vs

Seaggs, John

Selling liquor on Sunday

State of Wisconsin } 26th Judicial Circuit
County of Jefferson } Held the Circuit Court
May Term 1872

The Grand Jurors of the State of Wisconsin duly empanelled and sworn and charged to inquire within and for the body of the County of Jefferson upon their oath do present that one John Scaggs late of the County aforesaid on the 10th day of March 1872 at the County of Jefferson in the State of Wisconsin unlawfully then and there unlawfully did sell to a person whose name unknown intoxicating and fermented liquors to wit: one pint of brandy for five cents: One pint of whiskey for five cents: one pint of beer for five cents: One pint of Lager beer for five cents, one pint of ale for five cents, one pint of Gin for five cents, on the first day of the week commonly called Sunday against the peace and dignity of the State.

Wm J. Keefe
Circuit atty

State

vs

John Daags

Selling liquor
on Sunday

William Johnson
Calvin Johnson
Elijah Wadsworth
Walter Wadsworth

Attm Bill
Jas L. Dunklin
Foreman

Filed May 17 1872
W S Boyce Clk

COUNTY OF JEFFERSON, Sct.

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson—Greeting:

We Command you to take

John Seagys
if he be found in your County, and *him* safely keep, so that you have *his* body before the
Honorable Judge of our Circuit Court *on the Ninth day of September 1872,*
at Hillsboro, within and for the County of Jefferson, then and there to answer unto an Indictment
found against *him* by the Grand Inquest for the body of the County of Jefferson, for

Selling Liquor on Sunday

contrary to the form of the Statute in such case made and provided, and against the peace and dignity
of the State.

W. S. Pryce
WITNESS, SAMUEL A. REPPY, Clerk of our said Circuit Court,

with the Seal thereof hereto affixed, at Office, this

First
A. D. 1872,

day of *July*

W. S. Pryce
Clerk Circuit Court.

J. C. McCombe
Sept

I executed the within capias of the county of
Jefferson state of Missouri on the 27th day
of July 1872 by arresting the within named
John Scagg and taking his bond with
security in the sum of one hundred dollars
to appear before the said circuit court
at the september term which bond is
herewith returned

J B Moss Sheriff

By ^{my} J. A. Williams Deft

State
vs
John Scagg

Sheriff's fee 1 50

Know all Men by these Presents, That
of John S. Seaggs as principal,
and Isaac P. Williams John Bradley as securities, are held
and firmly bound unto the State of Missouri, in the full and just sum of
one hundred Dollars, for the true payment whereof, well and truly to be
made, we bind ourselves, jointly and severally, firmly by these presents. Sealed with our
seals and dated this 27 day of July A. D. 1872

The Condition of this Obligation is such, That if the above bounden John S. Seaggs
shall personally be and appear before the Circuit Court of
Jefferson County, on the first day of the next term thereof, to be begun and held at the Court
House, in the town of Hillsboro, within and for the County of Jefferson, on the 9th
day of September next, to answer an indictment pre-
ferred against him for Selling Liquor without
License on Sunday
and from day to day and from term to term, and not depart said court without leave thereof,
then this bond to be void; otherwise to remain in full force and effect.

John S. Seaggs



Isaac P. Williams



John Bradley



Taken and approved by me this 27 day of July 1872

J. B. Map, sheriff
By J. F. Williams, Det.

State

vs

John S. Seager,

Selling Liquor on

Sunday,

STATE OF MISSOURI,
COUNTY OF JEFFERSON.

To

Orlando H. Hays & George W. Hays

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 *9th day* of *September 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

Plaintiff, and

Defendant, on the part of *the State*

James L. Seay, and herein you are

in no wise to fail.

Witness, W. S. BOYCE, Clerk of our said Court, with the seal thereof
hereby affixed, at office, this *21st* day of

August A. D., 1872.

Clerk.

W. S. Boyce
W. H. Hays & George W. Hays

State of Missouri
County of Jefferson & Henry certify that I served the
within subpoena on the within named Elijah Maness &
George McFarland, by making the same return at J. B. Co. Inc.
September 7th 1872 J. B. Moss Sheriff

By Thos. S. Williams
Jas

State
vs
John S. Seager,

J

Elijah Maness
George McFarland

2011/09/10
Sheriff fees \$1.00

STATE OF MISSOURI,
COUNTY OF JEFFERSON.

To

John Johnson *Calvin Johnson* *Wm. M. Cheshead*

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 *9th day* of *October 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 *The State of Missouri vs*

Plaintiff, and

John S. Seager is

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

Witness, W. S. BOYCE, Clerk of our said Court, with the seal thereof
here to affixed, at office, this *21st* day of
August, A. D., 1872.

W. S. Boyce Clerk.

W. S. Boyce *Calvin Johnson*

State
vs
John S. Seaggs

S.
Wm Johnson
Calvin Johnson
Will's Motherhead,

Sheriff's fees. \$1.50

State of Missouri
County of Jefferson I J hereby certify I served this subpoena
on the within named Wm Johnston, Calvin Johnston and Will's Mother-
thead, by reading it to them at Jefferson County Mo. Sept 16/72
By Thos. A. Williams
Deputy Sheriff Co. Mo.
Sept 16/72

STATE OF MISSOURI,
COUNTY OF JEFFERSON.

To *Wm Johnson, Calvin Johnson, Willis Mothershead*

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 *18th* day of *January* *1873*, 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 *The State is* Plaintiff, and *John Scaggs is*

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

Witness, W. S. BOYCE, Clerk of our said Court, with the seal thereof hereto affixed, at office, this *21st* day of *December* A. D., 187*2*.

W. S. Boyce Clerk.
By Chas. Horine Depy

I Executed the within subpoena at the County of Jefferson
State of Missouri on the within named witnesses Calvin
Johnson Willis Motherhead on the 7th day of January
1877

J. B. Mads Sheriff
Dey J. Williams Deft

State
vs
John Scagg,

State

Wm Johnson
Calvin Johnson,
Willis Motherhead

Sheriff fees \$1.50

STATE OF MISSOURI,
COUNTY OF JEFFERSON.

To

Elijah Hancock

George McFarland

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 *18th* day of *January 1873*, 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

The State vs

Plaintiff, and

John Scagge vs

Defendant, on the part of *the State*

; and herein you are in no wise to fail.

Witness, W. S. BOYCE, Clerk of our said Court, with the seal thereof
hereto affixed, at office, this *21st* day of
December *A. D.*, 1872.

W. S. Boyce Clerk.

By *Mervine DePa*,

I executed the within subpoena at the County of Jefferson
State of Missouri on the within named witnesses
Elijah Mares, George McFarland & the day of January 1873

J. B. Marsh Sheriff
By J. H. Williams, Deot

State
vs
John Scaggo

State,
Elijah Mares, &
George McFarland &

Sheriff fees \$ 1.00

STATE OF MISSOURI,
COUNTY OF JEFFERSON.

To

*William Johnson, Cashier Johnson, Elijah Mares and
Willis McCheshead*

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 *9th day of September 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

Plaintiff, and

John S. Seaggs is

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

Witness, W. S. BOYCE, Clerk of our said Court, with the seal thereof
hereto affixed, at office, this *21st* day of

August A. D., 1872.

W. S. Boyce Clerk.

Wm. C. McCheshead

State of Missouri
County of Jefferson I Henry certify that I received the within subpoena
on the within named ^{Mr} Johnson, Calvin Johnson, Elijah Mance
and Willis Mothershead, by reading the same to them, at Jeff co.
Ind. Sept 7th 1872

J. D. Mears Sheriff
By Thos. A. Williams Atty

State
vs
John S. Seaggs

S.

William Johnson,
Calvin Johnson,
Elijah Mance,
Willis Mothershead

Sheriff fees \$ 2.00

SCIRE FACIAS.

State of Missouri, }

SS.

Jefferson COUNTY,

The State of Missouri to the Sheriff of said County.....Greeting.

Whereas, At the *May* Term, A. D. 1872, of the Circuit Court in said County of *Jefferson* and State aforesaid, *John Scaggs* was indicted by the Grand Jury, having lawful authority, for *Selling Liquor on Sunday* which said indictment was duly presented by said Grand Jury, at said Term, in open Court, which then and there became matter of Record

and afterwards, to-wit: on the *27th* day of *July*, A. D. 1872, the said *John Scaggs* being lawfully in the custody of *J. B. Moss* then acting sheriff of said County of *Jefferson*, the said *John Scaggs* as Principal, and *Isaac P. Williams and John B. Medley* as securities, on the day and year last aforesaid at the said County and State, made and entered into a Recognizance, jointly and severally, binding themselves for the payment of the sum of *one hundred*

John Scaggs Dollars to the State of Missouri, conditioned for the appearance of the said *John Scaggs* on the first day of the then next term of the Circuit Court, in said County of *Jefferson* and then and there answer and abide the order and judgement of said Court touching the matter of indictment for *Selling Liquor on Sunday* and thence not depart without lawful permission; which said Recognizance was then and there signed by the said

John Scaggs, Isaac P. Williams & John B. Medley The said *J. B. Moss*, Sheriff of *Jefferson* County as aforesaid, then and there having lawful authority to take the aforesaid Recognizance; and afterwards, to-wit: on the *27th* day of *July*, A. D. 1872, the said *J. B. Moss Sheriff*, as aforesaid, certified, approved and returned the said Recognizance in to the office of the Clerk of the Circuit Court of said *Jefferson* County, which said Recognizance then and there became a matter of Record.

And afterwards to-wit: at the *January* Term, A. D. 1873, of the Circuit Court, began and held in the Court House in the said County of *Jefferson* the matter of said indictment against the said *John Scaggs* for *Selling Liquor on Sunday* coming on to be heard, the said State appearing by the State's Attorney, and the said *John Scaggs* being three times solemnly called, came not as by Recognizance bound to do, but herein made default, and the aforesaid securities being three times solemnly called to deliver the body of the said

John Scaggs failed herein and made default, wherefore it was ordered by the said Court, at the said term thereof, that judgment of forfeiture be taken of their said Recognizance, and that Scire Facias issue against the said *Isaac P. Williams and*

John B. Medley said Recognizance being still in full force and unsatisfied. We therefore command you to summon *Isaac P. Williams and John B. Medley* if to be found in your County, to be and appear on the first day of the next term of the Circuit Court, at the Court House in said County of *Jefferson* commencing on the *second* Monday in the month of *May*, A. D. 1873, and show cause, if any they can, why the aforesaid judgment of forfeiture shall not be made absolute, and why execution shall not issue in favor of the State of Missouri, according to the force, form and effect of said Recognizance, and of this make due service and lawful return.

Witness:

W. S. Boyce

Clerk of the Circuit

Court in and for said County, and the seal thereof, this *19th* day of*February*

, A. D. 1873.

By C. H. Horine *W. S. Boyce* CLERK.

I executed the within writ at
the county of Jefferson State
of Missouri on the Nineteenth
day of April 1873 by delivering
to the within named Defendant
Isaac P. Williams a true copy of
this writ

J. B. Moss Sheriff
By J. A. Williams Debit

I Executed the within in the county of Jeff. Mo by delivering
John B. Muddy a true copy of the writ and Petition as furnished
me by said clerk on 15 day of April 1873.

J. B. Moss Sheriff

SCIRE FACIAS.

(Recognition by Sheriff.)

The State of Missouri

John Scagg
Selling Liquor on Sunday
For forfeiture of Recognition
J. P. Williams vs. Debit

Original

Forwarded on John Muddy

April 14
on Williams April 19

Sheriff fee 2.00

State of Missouri
Isaac P. Williams &
John B. Medley

In the Circuit
Court of
Jefferson
County Missouri

Now The Defendant come and
Demur to the Scire facias in
this case for the Reason, That

1st That the same being issued on a Bond taken by the Sheriff in Vacation of Court and not upon a Recognizance of Record in this Court the said Bond can not legally be enforced by Seize facias. —

City for Williams
for Debevoise

State
m
Mad by Mal

Jemurren

Filed May 12th 1873
W J Boyce
Clerk