

Jefferson County Circuit Court
Case Files - Civil
September 1873

Box

31

Folder 46

Coleman, Sarah

vs

Butler, George E.

Appeal

Defendant appealed from TP
B.S. Repp on \$19 account for
wood and rent of farm near
Victoria Station

George Butler
To Sarah Coleman - Dr

March '73 To recd of her farm man
Victoria Station, Mo.
from March 1. '72. to March 1. '73. \$14. 50

Feb - 1872 To balance due for wood - 4. 50
To total and - due Dr - \$19. 00

^{Mrs} Sarah Coleman
a/c a/cd-
George Butler
\$19-

Plaintiff filed for suit
this 18th day of August 1873
Summons issued same day
to R Washburn Returnable
August 30th 1873
Bd R. P. J. O.

Return for P. O. -
George Beard
Residing on the
Coleman farm -
N.W. of Victoria

SUMMONS. (J. P.)

(Wag. Stat., Pg. 815, Sec. 16.)

The State of *Missouri*, To the Constable of *Vallu* Township,
 in the County of *Jefferson* GREETING:

WE COMMAND YOU To summon

to appear before the undersigned, one of the Justices of the Peace of

Township in *Jefferson* County aforesaid, on the *30th* day of*August*, at *10* o'clock in the forenoon, at his office, in the said

Township, to answer the complaint of

Mrs Sarah Coleman

Given under my hand this

18th

day of

August

A. D. 1873..

B. D. Repp

Justice of the Peace.

SUMMONS.

Mrs Sarah Coleman
Plaintiff,

vs.

George Butler
Defendant.

Before

B. D. Reppy
Justice of the Peace.

Amount of Plaintiff's Demand, \$ *19.00*

Costs already accrued, - - \$ *20*

Constable's Fee, - - - \$

Total, - - - - \$

[See Wag. Stat., Pg. 815, Sec. 15.]

CONSTABLE'S RETURN.

(Wag Stat., Pg. 815, Sec. 19.)

I HEREBY CERTIFY That I have executed the within writ by *reading the same*
in the presence and hearing of George
Butler the within named defendant

the *19* day of *August* 18*73*, in *Classem*
Township, *Jefferson* County, Missouri.

Fee, \$

35

45
cents

R. W. Ashburn
Constable.

SUBPOENA FOR WITNESS.

The State of Missouri:

To George Byrd

YOU ARE HEREBY COMMANDED to be and appear personally before me,

B. S. Reppert
of Valle, in the County of Jefferson on the 30th

day of August A. D. 1873, 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

Mrs Sarah Coleman is Plaintiff,

and George Butler is Defendant,

on 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

August

1873.

B. S. Reppert
Justice of the Peace.

RETURN.

I hereby certify that I served the within Writ in the County of Jefferson on the 19 day of August 1873, by reading the same in the presence and hearing of George Byrd the within named

Fee
mis

25
25
20 cents

R. M. Ashburn
Clerk of the Court

SUBPENA FOR WITNESS.

Mrs Sarah Coleman Plff.

vs.

George Butler Def't.

BEFORE

B. S. Rippy J. P.

WITNESSES.

George Byrd

State of Missouri
County of Jefferson
I J. W. R. Donnell Clerk of the
County Court within and for the County of Jefferson aforesaid,
herby certify that I have examined the Tax Records and books
in my office and certify that according to said records there
are Taxes due for the year 1872 on the North half of
the North East quarter of Section 13 in Township 40
of Range 4 East, amounting at this date to the sum
of Thirteen $\frac{98}{100}$ Dollars

In Testimony whereof I have hereunto
signed my name and affixed the Seal
of said Court this 29th day of August 1873

J. W. R. Donnell
Clerk Co. Court

Recognizance for Appeal.

State of Missouri, }
County of *Jefferson* } ss.

Before

B. S. Reppy
Justice of the Peace.

We, the undersigned,

Geo E Butler

acknowledge ourselves indebted to

Sarah Coleman

in the sum of

Twenty nine

\$29.00

Dollars,

to be void upon this condition:

WHEREAS,

George Butler

has appealed from the

Judgment of

B. S. Reppy

a Justice of the Peace, in an

action between

Sarah Coleman

Plaintiff ; and

George Butler

Defendant .

NOW, if on such appeal, the judgment of the Justice be affirmed, or if on trial anew in the Circuit Court, Judgment be given against said Appellant , and *he* shall satisfy such Judgment, or *the* appeal shall be dismissed, and *he* shall pay the Judgment of the Justice, together with costs of Appeal, then this Recognizance shall be void, otherwise it shall remain in force.

Witness our hands and seals this *13th* day of *September*, A. D. 187*3*.

Geo. E. Butler
R. M. Whitfield

SEAL

SEAL

SEAL

SEAL

Attest,

B. S. Reppy

Justice of the Peace.

Recognizance for Appeal,

BY

George Butler

CASE OF

Sarah Holman Plff.

VS.

George Butler Def't.

Approved by

D. S. Repp
Justice of the Peace.

Affidavit for Appeal

County of Jefferson

Sarah Calman

vs

George Buttlar

} Suit before B. S. Reppy
} Justice of the Peace
}

George Buttlar being sworn
upon his oath says that his application for
an Appeal is not made for Variation or
delay but because he believes the Appellant
to be injured by the judgement of the Justice

Sworn to and Subscribed before
me this 13th day of September A.D. 1873

Geo. E. Buttlar

B. S. Reppy

Affidavit for Apprais

Sarah Coleman

As

George Butler

Before

B. S. Reppert J. P.

Mrs Sarah Coleman, Surt on a/c for \$19⁰⁰
 vs } Before B S Rippy J.P.
 George E Butler }

Plaintiff filed her Claim for Surt this 18th day of Aug 1873 Summon issued Same day to Washburn Constable Returnable Aug 30th 1873 And on this 30th day of Aug 1873 Constable Returned Summon executed as the Law directs and the parties appearing they desired the cause continued until the 13th day of Sept 1873 Which was granted and Witness George Byrd Notified of the Same and on this 13th day of Sept 1873 the parties appeared & the cause coming on to be heard a trial was had & the evidence heard on both sides and the justice doth adjudge the Defendant to pay to the Plaintiff \$18⁰⁰ for her debt and the Costs of this Suit Whereupon the Defendant made application for appeal and filed his affidavit & Bond with Wm Whitehead as Security Which was granted & Bond approved

B S Rippy
 Justice of the Peace

Justice fees
 Docket & copies 20
 Summons 35
 1 Subpoena 35
 1 Contumace 35
 3 oaths 15
 Judgment 50
 off for appeal only 50
 Recognizance 25
 Transcript docket 1.00
 Certifying Doc & Co 50
 4.25

Constable fees
 Summons 35
 Mileage 45
 1 Subpoena 25
 Mileage 35
 1.40

Witness
 Geo Byrd 20 days 1.00

Total cost \$6.65

3
Transcript of Docket
B. S. Drury vs. J. B.
In the Case of

Mrs Sarah Coleman
vs
George C. Butler
De Soto Sept 24th 1873

Certificate of Justice to Transcript.

(Whittlesey's Form, 370.)

STATE OF MISSOURI,

} ss.

County of Jefferson

I, B. S. Rappley

County of Jefferson

_____, a Justice of the Peace within and for the
 and State of Missouri, do certify the foregoing to be a
 full, true and complete Transcript of the Entries and Proceedings in the case of *Mr. Sarah Coleman*
 versus *George C. Butler*
 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 *24th* day of *September* A. D. 187*3*.

B. S. Rappley
 Justice of the Peace.

$$\begin{array}{r}
 4.25 \\
 1.40 \\
 1.00 \\
 \hline
 6.65 \\
 70 \\
 \hline
 7.35
 \end{array}$$

$\frac{35}{\text{files.}} / \frac{35}{\text{dis.}} \quad 70^c$