

Jefferson County Circuit Court
Case files - Civil
May 1876, No. 53

Box

35

Folio 52

Fletcher, Charles C.
vs

Board of Education of the town of
DeSoto District No. 4, Township No. 39
N Range No. 4 east of Jefferson County

Debt

Debt \$500 for lumber to build
schoolhouse; plaintiff assignee
of Marshall Brotherton

W.D. # 170 =
192

This order is receivable for Taxes for this Fund.



Mr.

De Iolo, January 1st 1867

County Treasurer, Jefferson County, Mo.

Will pay *Marshall Brothers* or bearer

Nine Hundred

$\frac{100}{100}$ DOLLARS,

out of the funds in his hands belonging to Congressional School District No. Eleven, of the County of Jefferson, applicable to the purchasing, construction and furnishing fund in said District, with interest at the rate of ten per cent. per annum from date.



B. J. Kappay

Clerk.

Pres't.

Charles C. Fletcher Plaintiff

v

The Board of Education
of the Town of De Soto and
District No Four, Township
No Thirty nine N Range
No Four East of Jefferson
County, Defendants

In the Jefferson Circuit
Court. May Term 1876

The Plaintiff states that prior to the year
1867 the County Court of Jefferson
County Missouri for convenience
numbered the Congressional Townships
in said County beginning at one, which
was done for school purposes, and that
the Court numbered Township Thirty
nine Range Four East as number
Eleven and by that number it is
still designated and was so desig-
nated in 1867. That in 1866 and
1867 the Town of De Soto was designated
for school purposes as District
number one but since that
time said Town has been incor-
porated and has been organized

x for school purposes as a single district
and is now known as the Board of Educa-
tion of the Town of Desoto and that the
x said Board of Education has succeeded
to all the rights and liabilities of the
former district No one. That dis-
trict number four of said Township
acts now as it did in 1866 and 1867.
Plaintiff further states that in 1866
and 1867 the Township Board of
Education ~~of Education~~ of said
Township 39 Range Four East then
designated as Township Eleven
had control of the business of all the
districts therein and that in the
year 1866 the districts one and four by
their local directors returned estimates
to the said Township Board of Education
for lumber ^{and materials} for the purposes of building
school houses therein whereupon
the said Board bought of Marshall
Brotherston lumber and materials
for and which were used in building
school houses in said districts
and on the 1st day of January 1867
the said Board of Education issued
and delivered to said Brotherston its
order on the County Treasurer paid

+ County in payment of said lumber and materials ~~for~~ in port, for the sum of Five Hundred dollars, by which said Bond should said Treasurer to pay to said Brotherton or bearer the said sum of Five Hundred dollars out of the funds in his hands belonging to said Township applicable to the purchasing, construction and furnishing fund, with interest at the rate of ten per cent per annum from date, which order is herewith filed.

+ Plaintiff states that said Township Board of Education has been ^{abolished} ~~abolished~~ by the General Assembly of the State and the districts in said Township have been by law declared corporations and are made liable for all the obligations created by said Township Board for their use.

+ and that defendants are two of the districts of said Township and for whose use said lumber and materials were bought and for which said order was given.

Plaintiff state that said Brotherton has assigned, transferred and delivered

to Plaintiff the said order and that
he is now the legal holder and
owner thereof.

Plaintiff states that said Board of
Education said Township and
said Defendants have paid on
said order the following sums at
the times indicated viz:

Oct 20 1871 one order	\$258.43
April 22 1874 Cash	25.00
" " " "	✓ 200.00
Feb 23 1875 "	157.75
June 6 1875	63.00
July 12 1875	65.75

And that the balance of said order with
the interest thereon is yet due Plaintiff
and for which he asks judgment.

John Thomas Brown
Atty for Plaintiff.

C. C. Fletcher

177

The Board of Education
of the Town of Dedham
Mass

Paid in order.

Filed April 15 1896

Chas. Horne

Clerk

The State of Missouri, } ss.
COUNTY OF JEFFERSON.

The State of Missouri,

TO THE SHERIFF OF THE COUNTY OF JEFFERSON---GREETING:

*We command you, that you summon The Board of Education
of the Town of Seloto and District No Four,
Township No Thirty nine N, Range No. Four
East of Jefferson County.*

*if he be found in your County, that 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 ~~second~~
~~Monday after the fourth~~ Monday of *May* next, then and there to
answer unto*

Charles C. Fletcher

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

Witness, C. THO. HORINE, Clerk of our said
Circuit Court, with the seal thereof hereunto af-
fixed, at office in Hillsboro, this *17* day
of *April*, A. D., 187*6*

C. Tho. Horine Clerk Circuit Court.

571,382

53
4011

RETURNABLE
TO
JEFFERSON CIRCUIT COURT.

May TERM, 1876

Charles Fletcher

vs

The Board of Education
of the Town of Osoto,
and District No Nine
Township No Thirty nine
Range No Seven
East of Jefferson County

\$155.04

original

Shirley Lee

860

~~I executed this writ at the County of Jefferson in the
State of Missouri this 22nd day of April AD 1876
by delivering a true copy of the within writ and petition
at the usual place of abode of James J. Rankin
with a white member of the family over the age of
fifteen years~~

I executed the within petition and writ at Jefferson County
Missouri by delivering on the 22^d day of April AD, 1876
by delivering a true copy of the within writ and petition
at the usual place of abode of Louis James Rankin
with a white member of his family over the age of
fifteen years he the said Rankin being first served and
President of the Board of Education of the Town of
Osoto, and I further executed said writ on the
same day by delivering a copy copy of the writ
to Prunus C. Barrows one of the directors of
District No Four Township Thirty Nine Range
four East of Jefferson County so furnished
me by the clerk

J. B. Mof. Sheriff
By H. P. Mockbee Dep

The Note of Merion
at the relation of Charles
C. Fletcher Plaintiff

3
Eus. Hornel, L. J. Rautin
Richard Shute G. R. Roroback
Samuel Crawford, & John W.
Fletcher, the Board of Education
of the Town of Desoto and
Christian Leff, James Wilson
and Prentice Barrows, Trustees
of School District No 4 Town
Ship 39 Range 4 E. Defendants

In the Jefferson Circuit Court.
May Term 1877.

Now comes the Note of Merion
who was at the relation of Charles
C. Fletcher and Note that The
Board of Education of the Town
of Desoto and School District No
4 T. 39 Range 4 E. are Corporate
bodies duly organized for school
purposes under the laws of Merion
The Relator further shows and tells
that he recovered judgment in this
Court on the 19th day of May 1876

against said Board of Education and
said District for the sum of \$155⁰⁴ &
his Costs amounting to dollars.
He further states that the above named
parties Defendants are the directors
of said Board & said District respec-
tively as stated in the Caption of this
petition.

He states that said directors have
failed and still fail refuse to
pay said judgment & any part of
it or to issue warrants for the same
or to levy any taxes as required by law
for the payment of the same though
they have often been requested to do.

Wherefore the relator prays the Court
to grant him a writ of Mandamus as
compelling said parties & directors
of said to pay relator his judgment
& said with the interest thereon
and the cost of that proceeding.

John H. Monroe
Atty for Relator

Charles C. Fletcher said relator
makes oath & signs the above petition
and the matters therein stated
he believes to be true. C. C. Fletcher
sworn to and subscribed before
me May 14 1877.

Edw. H. H. H. Clerk Cir. Ct.

4011

The North Star
Relator of P. C. C.
Relator
Director of Board
Education of Public
School

Filed May 14 1877
© The Home
Class