

Jefferson County Circuit Court
Case Files - Civil

Box

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Folder 73

January 1877, No. 33

State ex rel

Jefferson County ex rel
School Fund

vs

Moss, Thomas B.
Moss, Claiborn T.
Hawley, Alexander B.
Moss, James T.,
et al

Sheriff bond

Defendant owed plaintiff \$200
collected as fines; other
defendants George W. Moss, William
Fritter, Martin Meyer, G. Rauschenbach,
Peter Bruhn, William Teude

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now all men by these presents, that we, T.B. Moss as principal and
 as securities are held and firmly bound unto the State of Mississipi in the full and just
 sum of Fifteen Thousand dollars to the payment of which we bind ourselves our
 heirs executors and administrators jointly and severally firmly by these pres-
 ents, Sealed with our seals and dated this 28th day of December A.D. 1874
 The condition hereof, is ~~such~~ that, whereas the above bounden T.B. Moss, has
 been elected Sheriff of Jefferson County Mo. To hold said office for two
 years and until his successor is elected and qualified, Now if the
 said T.B. Moss shall faithfully discharge all the duties of his
 office and in every respect perform all the duties of his office
 Sheriff as required by law then this bond shall be void, and of
 no effect, otherwise remain in full force and virtue.

	T.B. Moss	(seal)
	C. J. Map	(seal)
	A. B. Hensley	(seal)
	James A. Map.	(seal)
	George W. Moss	(seal)
	William Fitter	(seal)
	M. Meyer	(seal)
	G. Rauschenback	(seal)
	Peter Bruhn	(seal)
	William Seude	(seal)

"I, Charles and approved this
 Francis Law of January
 and 1875.
 to the above
 Clerk Cir. Ct.

"State of Mississipi }
 County of Jefferson } the 26th Judicial Circuit
 In the Circuit Court Jan'y 14 1875.
 Approved in open court the date aforesaid.

Attest, C. Ho. Norine Clerk.

Filed January 14 1875 at 9 a.m. George L. Johnston Recorder."

State of Missouri } The foregoing instrument of writing
County of Jefferson } was filed for record January 14th 1875,
at 9 A.M. and is truly recorded in Book No. 9, page
27.

(L) Witness my hand and official seal date
aforesaid.

George L. Johnston Recorder.

"Filed January 23rd 1875. L. H. Horine Clerk."

State of Missouri }
County of Jefferson } L. H. Horine Clerk of
the Circuit Court within and for said county, do certify that
the above and foregoing is a true, complete and full copy of the
Bond of J. B. Moss Sheriff of the County aforesaid with
the following enclosures thereon to-wit: (The approval by the
Clerk January 21st 1875; the date of filing by the Recorder;
Certificate of Recorder; approval by the Court and the
date of filing by the Clerk of the Circuit Court.)

In Witness Whereof I have hereunto
set my hand and affixed the seal of
said Court at office in Hillsboro Mo.
Dec, 22nd 1876,

L. H. Horine
Clerk of the Circuit Court.

The State of Missouri to
the use of Jefferson County
for the benefit of the
School fund of said
County - Plaintiff

Against

Thomas B. Mofs,
Claiborne J. Mofs,
Alexander B. Hensley,
James J. Mofs,
George W. Mofs,
William Fritter,
Martin Meyer,
G. Rauschenback
Peter Bruhn and,
William Jenda, defendants

In the
Circuit
Court of
Jefferson
County
Missouri

Plaintiff States that the defendant
Thomas B. Mofs was at the General
Election held within & for the County
of Jefferson and State of Missouri on
the day of November 1874 duly
elected in accordance with the Consti-
-tution and Laws of the State of Missouri
to the office of Sheriff of said County of
Jefferson for the Term of Two Years,
from the date of said Election and till
his successor should be elected and

and Qualified and Plaintiff States
after his said Election viz on the 28th
of December 1874 said Thomas B.
Moss as principal and the other
defendants as his securities executed
to the State of Missouri a Bond under
their hands and seals (a copy of
which is herewith filed the original
being on file in the office of the Clerk
of the Circuit Court of Jefferson
County Missouri) by which they
bound themselves unto the State of
Missouri in the penal sum of fifteen
Thousand Dollars ~~upon the conditions~~
conditioned that the said Thomas
B. Moss should faithfully discharge
all the duties of his said office of
Sheriff of Jefferson County Missouri
and in every respect perform all
~~the duties~~ his duties as such Sheriff
as required by Law

but Plaintiff avers that said
~~Thomas B. Moss did not faithfully~~
~~keep and perform the conditions~~
Bond was duly approved by
the Circuit Court of said County
of Jefferson on the 4th day of
January 1875 and said Thomas
B. Moss duly qualified as

Such Sheriff at that time and
Entered upon the duties of his
said office but did not ~~keep and~~
perform the duties of his said
office as by ~~the~~ said Bond he
was bound to do but committed
a breach of said Bond in that
to wit, he collected a large ~~amount~~
amount of money being for fines
imposed for misdemeanors on
divers persons during his said
Term of office by the Circuit
Court of said County for which
judgments were rendered against
such persons upon indictments
in said Court and ~~for~~ which said
J. B. Moss, as such Sheriff failed
to pay into the County Treasury
for the use of the school fund
of said County for Plaintiff
states that said J. B. Moss in
his Capacity as such Sheriff on
the 4th day of February 1875 made
a settlement with the County Court
^{of said County} showing at that date he had in his
hands received ~~by him from such~~
~~source the sum of seventy five~~
~~dollars and on the 18th day of October~~

by him from such fines the
Sum of Seventy five Dollars
and again on the 18th of October
1875 he made an other settlement
as such Sheriff with the county
court of said county of Jefferson
in which he charged himself with
one Hundred and thirty five Dollars
received by him from such fines,
and on the 10th of February 1876 he
in a settlement of that date
reported & showed in his hands
Eighty Dollars received by him
of said fines, and on July 18th 1876
in a settlement that day by him
made with said county court he
reported and showed in his hands
derived from such fines one
Hundred and eighty Dollars and
in a settlement of October 19th 1876
he charged him self in a settlement
with said court with one Hun
dred and thirty Dollars received
by him from such fines all which
settlements were by said Thomas
B. Moss in his capacity as such
Sheriff made out & filed by him in
said county court and were by
said court approved on said

respective dates and were each
by said court approved by which
said settlements it is shown that
said Sheriff had in his hands derived
from such fines said several amounts
aggregating Six Hundred Dollars
upon which he has paid the following
sums viz on April 3^d 1876 to the
Treasurer of said county one
Hundred Dollars and to the same
Treasurer Oct. 16th 1876 Three Hundred
Dollars aggregating four Hundred
Dollars and leaving in his hands
a balance of Two Hundred Dollars
which he has not paid into the
Treasury of said county for the
use of the school funds of said
county, Plaintiff prays the court to
render judgment against defendants
declaring their said Bond forfeited
and for the sum of Fifteen Thousand
Dollars the penalty of said Bond and
that execution issue thereon for
the said sum of Two Hundred Dollars
and that the Court will grant
other proper relief

Jo: Williams
Prosecuting Attorney for
Plaintiff

Filed Dec 20 1896

to Thos. J. Waine

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, Thomas B Meass
Lairbone I Meass, Alexander B Hensley
James I Meass, George W Meass
William Fritter, Martin Meyer
& Rauschenbach, Peter Bruhn and
William Lerda*

*if they be found in your County, that they 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 January next, then and there to
answer unto*

*The State of Missouri to the use of
Jefferson County for the benefit of the
School fund of said County*

upon her 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 20th day
of December, A. D., 1876.

C. Tho. Horine, Clerk Circuit Court.

RETURNABLE

TO

JEFFERSON CIRCUIT COURT.

January TERM, 1877.

The State of Missouri
to the use of Jefferson
County - for the benefit
of the school funds
of said County

vs
1877

Thomas B. Moss

Indgt. May 20 1877 -
Bond. \$8,157 - \$200 -
Original

John Williams

Shaw's fee \$10.00

I Executed this Writ in Jefferson County Mo on
the 20th Day of December 1876 by Delivering to
C. J. Moss a true copy of this Writ and Petition
and I further Executed this Writ in Jefferson
County Mo on the 21st Day of December 1876 by
Delivering to Thos B. Moss Alexander B. Hensley
James J. Moss George W. Moss Wm. Zitter
Martin Meyer G. Rauschenbeck Peter
Brubaker and the said true copy of this
Writ

John Williams
Shawiff

In Note to the use of
Jefferson County
J B Moore et al }

In the Jefferson Circuit
Court

Now come said Defendant
& deny each and every allegation of
the petition of the Plaintiff.

John H. Moore & Bro
Attys for Defendant.

North Street

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LB Chap

Answer

Filed April 14 1877

Chas. W. Nims

clerk