

Jefferson County Circuit Court
Case files - Civil

January 1877, NO. 35

State, ex rel

Jefferson County
VS

Moss, Thomas B.

Moss, Claiborn, T.

Hensley, Alexander B.

Moss, George W.
et al

Sheriff bond

\$263.24 due plaintiffs for judgments
collected by defendant; other defendants
James T. Moss, William Fritter, Martin
Meyer, G. Rauschenback, Peter Bruhn,
William Jude

Box

36

Folder 75

" Know all men by these presents that we T.B. Map
as principal and,

as securities are held and firmly bound unto the
State of Missouri 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 presents. Sealed
with our seals and dated this 28th day of
December A.D. 1874. The condition hereof is,
that whereas the above bounden T.B. Mease, 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. Mease shall faithfully discharge
all the duties of his office and in every res-
pect perform all the duties of Sheriff as required
by law then this bond shall be void, and of no
effect, otherwise remains in full force and virtue.

T.B. Map

(seal)

L. T. Map

(seal)

A.B. Hensley

(seal)

James T. Mease

(seal)

George W. Map

(seal)

William Fitter

(seal)

Mc Meeyer

(seal)

L. Rauschenbach

(seal)

Peter Bruhn

(seal)

William Meade

(seal)

" Given and approved
this 28th day of
January A.D. 1875
to the said
Clerk of the Court."

State of Mississippi } The 26th Judicial Circuit
County of Jefferson } In the Circuit Court
January 14th 1875.

Approved in open court the date aforesaid
attest. C. H. Horne Clerk.

Filed January 14th 1875 at 9 A.M.

George L. Johnston Recorder

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

(L.S.)

Witness my hand & official seal
date aforesaid.

George L. Johnston
Recorder.

Filed January 23rd 1875.

C. H. Horne Clerk

State of Mississippi }
County of Jefferson } I, C. H. Horne 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. Mays Sheriff
of the County aforesaid with the following

endorsements thereon to wit: The approval
by the Clerk Jan'y 4th 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 herewith
set my hand and affixed the
seal aforesaid Court at office
in Hillsboro Mo. Dec. 22nd 1876,

L. Tho. Horine

Clerk of the Circuit Court

The State of Missouri
to the use of the State
and to the use of
Jefferson County

Plaintiff

Against

Thomas B. Moss,
Leiborn J. Moss,
Alexander B. Hensley,
James J. Moss,
George W. Moss,
William Fritter,
Martin Meyer,
G. Rauschenback,
Peter Bruhn and
William Senda, Defendants

In the
Circuit
Court of
Jefferson
County
Missouri

Plaintiff states that the defendant
Thomas B. Moss was at the General
Election held in the State of Missouri
and said county of Jefferson on
the day of November 1874
duely elected according to the
Constitution 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 until his successor
should be duely elected and qualified

that after his said Election &
on the 28th day of December 1874 said
Thomas B. Moss as Principal with
the other ~~defendants~~ as his ~~secu-~~
defendants as his securities
Executed to the State of Missouri
under their hands and seals a
Bond (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
to the State of Missouri in the sum
of Fifteen Thousand Dollars
conditioned that said Thomas
B. Moss as such Sheriff would
faithfully discharge all ~~his duties~~
the duties of his office as such
Sheriff and in every respect
perform all the duties of such
Sheriff as required by Law,

Plaintiff avers that said
Bond was duly approved by
the Circuit Court of said
County of Jefferson on the 4th
day January 1875 and said Thomas
B. Moss duly qualified as such
Sheriff at the time and entered upon

the duties of his said office but did not keep and perform the duties of his said office as by ~~his~~ said Bond he was bound to do but committed a breach of said Bond in this to wit

at the September Term 1876 of ~~the~~ the Circuit Court of said County of Jefferson said Thomas B. Moss in his capacity as such Sheriff collected had in his hands for collection three Executions issued out of said Circuit Court each returnable to said September Term of said Circuit Court one in favor of the State of Missouri & County of Jefferson and against J. B. Coffey & W. C. Hesse for Two Hundred and thirty eight & $\frac{39}{100}$ Dollars and one Execution in favor of said the State of Missouri & County of Jefferson against against Stephen Sykes for several Hundred Dollars and one Execution in favor of the State of Missouri and the County of ~~Jefferson~~ Jefferson and against William Hendrickson

for some Hundreds of Dollars
and Plaintiff States that said
Thomas B. Moss as such
Sheriff at said September Term
of said Circuit Court collected
on said Executions from the
said Defendants therein the
following sums of money viz,
on said Execution against
said J. B. Coffen & W. C. Hesse he
collected the whole amount
due on said Execution viz
Two Hundred and Thirty Eight
& $\frac{39}{100}$ Dollars and on said Execution
against Stephen Sykes he at the
same time collected Thirteen & $\frac{35}{100}$
Dollars and on that against
said Hendrickson he collected
Eleven & $\frac{50}{100}$ Dollars said
several sums each being over
and above all costs due on said
Executions aggregating Two Hundred
and sixty three & $\frac{24}{100}$ Dollars
all which was due to Plaintiffs
in said Executions but all
which he failed to pay over
to the Plaintiffs or to any person
for them or to any officer authorized
by Law to receive the same,

Wherefore Plaintiff prays the
Court to render judgment of
Forfeiture of the aforesaid
Bond of Defendants and to
render judgment against
Defendants thereon in favor of
Plaintiff for the penalty of
said Bond in the sum of
fifteen Thousand Dollars
and to award thereon Execution
for said sum of Two Hundred
and sixty three & $\frac{24}{100}$ Dollars
with interest, & that the Court
will grant other proper
Relief —

Joseph Williams
Prosecuting Attorney
for Plaintiff

Filed Dec. 20th 1876.
to Geo. H. Starnes
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. Map*
Hetaiborne T. Mass, *Alexander B. Husley*
James T. Map, *George W. Map*, *William*
Fritter, *Martin Meyer*, *G. Rauschenback*
Peter Bruhn and *William Leuda*

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 January* next, then and there to
answer unto

The State of Missouri to the use of
the State and to the use of Jefferson
County

upon *hes* 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.

33-4481

RETURNABLE

TO

JEFFERSON CIRCUIT COURT.

January TERM, 1877.

The State of Missouri
to the use of the State
and to the use of
Jefferson County.

vs

Thomas B. Moss
et al

90,157

granted

John Williams

Sherriff fee \$10.00
Judgt. May 26-1877
amt. \$268.00
B. S. & 157

I Executed this Writ in Jefferson County also 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 J. B.
Moss Alexander B Hendley James J. Moss
George W. Moss Wm A Fritten Martin Meyer
G Rauschenbach Peter Bruhn and
Wm Jinde a true copy of this Writ as furnis-
hed to me by the Clerk

John Williams
Sherriff

The Note to the use of Jefferson
County

J. B. Moore et al

In the Jefferson Circuit Court.

Now come the defendants & for
answer to the petition of the Plaintiff
deny each and every allegation
therein contained.

John Moore, D. B.
Att. for Defendant.

Milton & Sunde

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J B Maxwell

Greiner

Filed April 14 1877

Chas. H. H. H.
clerk