

Jefferson County Circuit Court  
Case Files - Civil

Box

38

Folder

30

September, 1886

No. 54

Vinyard, Mary C.  
Vinyard, Thomas

vs.

Raymond, Charles

Appeal

St. Louis, Iron Mountain + Southern  
Railway Co., garnishee on attachment,  
appealed from JP William L. Stone,  
\$15 account

## AFFIDAVIT IN ATTACHMENT SUIT.

(BEFORE JUSTICE OF THE PEACE.)

(R. S., Vol. 1, Section 464.)

*Mary Suijard* <sup>her husband</sup> *+ Thomas*

vs.

Pl'ff

BEFORE

*Wm L Stone*

Justice of the Peace.

*Raymond*

Def't

*Valle*

Township.

STATE OF MISSOURI,

COUNTY OF

*Jefferson*

ss.

This day personally appeared before me *William L Stone*, a Justice of the Peace within and for the Township of *Valle* in the County aforesaid,

*Mary Suijard*  
Plaintiff, in the above entitled suit, and upon oath says, that the Plaintiff

*Mary Suijard*  
has a just demand against the Defendant

*Raymond*

and that the

amount which the affiant believe said Plaintiff ought to recover, after allowing all just credits and set offs, is *Fifteen (15-#)* DOLLARS

and Cents, due *August 16<sup>th</sup> 1896*

and that *she* has good reason to believe, and does believe that the defendant

*Raymond is about fraudulently to convey or assign his property or effects so as to hinder or delay his creditors*

Sworn to and subscribed before me, this *16<sup>th</sup>* day

of

*August*A. D. 18*96**William L Stone* J. P.

*her*  
*Mary X Suijard*  
*T Mann*

Affidavit in Attachment Suit.

No. ....

Vinyard } Plff

VS.

Raymond } Def't

BEFORE

William C Stone  
Justice of the Peace.

Filed Aug 16<sup>d</sup> 1886

William C Stone  
Justice of the Peace.

## PLAINTIFF'S BOND IN ATTACHMENT.--J. P.

(Rev. Stat., Page 64, Sec. 404)

*Mary & Thomas Sugard* }  
*vs.* }  
*Chas. Raymond* }

In Attachment Suit Before

*Wm. R. Stone*

Justice of the Peace.

We,

*Mary Sugard*

as Principal, and

as Securit, owe and stand indebted to the State of Missouri in the sum of *Thirty**(30.00)*

DOLLARS, upon this condition: That the Plaintiff in

the above entitled cause

*Mary Sugard*shall prosecute *her* action without delay and with effect; refund all sums of money that may be adjudged to be refunded to the Defendant*Chas. Raymond*

or found to have been received by the Plaintiff, and not justly due to him, and pay all damages and costs that may accrue to any Defendant or Garnishee by reason of the attachment, or any process or proceeding in the suit, or by reason of any judgment or process thereon.

WITNESS our hands and seals this

*16<sup>th</sup>*

day of

*August* A. D. 18*86**Mary Sugard*

Seal

Seal

Seal

*Thomas O. Smith*

Approved this

*16<sup>th</sup>*

day of

*August*18*86**William D. Stone*

Justice of the Peace.

BOND IN ATTACHMENT.

No. ....

Vinyard

VS.

Raymond

Date Aug 16<sup>th</sup> 18 86.

Amount 3000

## WRIT OF ATTACHMENT--J. P.

(Revised Statutes 1879, page 74, Section 467.)

STATE OF MISSOURI,

} ss.

County of *Leffman*

THE STATE OF MISSOURI, To the Constable of the Township

of *Valle*, in the County of *Leffman*

GREETING:

*Charles Raymond*

You ARE HEREBY COMMANDED TO ATTACH

by all and singular *his*

Goods, Chattels, Moneys, Effects and Credits, or so much thereof as shall be sufficient to satisfy the sum of

*Fifteen (\$15.00)*

100 DOLLARS,

with interest and costs of suit, in whose hands or possession the same may be found in your County, so that *he* be and appear before me,*William L. Stone*

, a Justice of the Peace within and for said Township and County, at my

office in said Township, on the *30<sup>th</sup>* day of *August*, A. D. 188*6*, at *10* o'clock *A. M.*, to answerto the complaint of *Mary Virginia & Thomas her husband*and that you summon the said *Charles Raymond*

to appear before me, the said Justice, at the time and place appointed, to answer the action of the Plaintiff; and that you summon as Garnishees all such persons found in your County, as may be directed by the plaintiff or his agent, to appear before the said Justice, at the time and place aforesaid, to answer such interrogatories as the Justice may propound. And have you then and there this writ.

WITNESS my hand this

*16<sup>th</sup> August*, A. D. 18*86*.*William L. Stone*

Justice of the Peace.

No. ....

## Writ of Attachment.

*Levy and*

VS.

*Raymond*

ISSUED BY

*Wm S Stone*

J. P.

*Vassar*

Township,

*Lepusson*

County, Mo

Return Day,

*30<sup>th</sup> August*, 188*6*

## CONSTABLE'S RETURN.

Executed this writ by .....

and by attaching the following described goods and chattels of the Defendant \*

and by declaring to .....

on the ..... day of .....

A. D. 18 .....

; that I did summon .....

as Garnishee, to appear before the .....

within named Justice, at his office, on the return of this Writ, to answer such interrogatories as may be put to .....

by said Justice, and by .....

tending to .....

this Writ of Attachment. And further executed this Writ on the .....

day of .....

18 .....

All done in the County of .....

and State of Missouri.

Fee, \$ .....

\* If the attached property cannot be described within this space, add an inventory and refer to it in the Return.

Constable of .....

Township.

I hereby certify that I have executed this writ by reading the same in the presence and hearing of Charles Raymond the within named Defendant on the 16 Day of August AD 1886 in Valle Township in Jefferson County Missouri and on the same Day by attaching the following goods and chattels to wit one watch <sup>and a pair of</sup> as the property of the within named Defendant Charles Raymond and I further executed this writ on the 16 Day of August AD 1886 in Desoto Valle Township in Jefferson County Missouri

By Summoning as Garnisher the St Louis Iron Mountain and Southern Railway Co by Delivering a Garnisher Summons in writing to Geo D. Hawkins the nearest Station Agent of said Co at Desoto Station notifying said Co that I did Summons them in writing as Garnisher to appear before the within named Justice at his office on the return Day of this writ to answer such interrogatories as may be sent to them by the said Justice and that I did attach in their hands all goods chattels money and evidences of Debt in their hands belonging to the Defendant this 16 Day of August AD 1886 no other chief officer or President of said Co found in Jefferson County per this writ so as making out 2 Garnisher Summons

and serving

the same 65

\$ 1.15

} H. Washburn  
Constable

# Summons to Garnishee.

Mary Sugando & Thomas Sugando  
vs. Plaintiff

BEFORE

William L. Stone

Justice of the Peace.

Charles Raymond, Defendant.

STATE OF MISSOURI, }  
County of Jefferson, } ss.

The State of Missouri to

Mountain & Southern Railway Company, GREETING:

You are hereby notified that I attach in your hands all the debts due by you to said

Charles Raymond, the Defendant, in the above entitled cause, and all Goods, Chattels, Money, Property and Effects, and Evidences of Debt, belonging to the said Defendant, or so much thereof as shall be sufficient to satisfy the sum of Fifteen Dollars and

Cents, with interest and costs of suit; and you are hereby summoned as Garnishee, to appear before the said

William L. Stone, Justice of the Peace of Valle Township, in Jefferson

County, State of Missouri, at his office in said Township, on the 30<sup>th</sup> day of August, 1886 at 10 o'clock in the forenoon, then and there to answer such interrogatories as may be exhibited against you touching your indebtedness to said Defendant, and your possession and control of Money, Property and Effects belonging to said Defendant.

Given under my hand, at Jefferson county aforesaid, this

16<sup>th</sup> day of August

1886

R. W. Williams

Constable Valle Township.

Summons to  
Garnishee

To Saint Louis. From  
Mountain and Southern  
Railway Co.

In case of  
Mary + Thomas Fitzgerald  
Sept

vs

Charles Raymond  
Sept

before

William L Stone  
L. D.

I hereby certify that I delivered a true copy  
of the within summons to Geo. B. H. Garrison  
the nearest State agent of the Saint Louis  
Jury. He was taken out of the Court house  
at 3 o'clock last night in the 16th day of August  
1886 in order to secure his person  
to comply with the order of the Chief Officer  
in the District of Saint Louis. He was taken  
into custody of the Sheriff of Saint Louis and  
has not been seen since. He is now in the  
custody of the Sheriff of Saint Louis.

*M. Vinyard et al.* } Plaintiff }  
 VS. } State of *Missouri* } ss.  
 County of *Jefferson* }  
*Samuel of Raymond* DEFENDANT. } Before *W L Stone* }  
 Justice of the Peace.

STATE OF MISSOURI.  
 County of *Jefferson* } ss.  
*Samuel*

Now, at this day, comes the defendant, by its Agent, and moves the Court to grant an appeal from the judgment rendered in said cause, and states that the application for this appeal is not made for vexation or delay, but because he believes the appellant is injured by the judgment of the Justice.

Sworn to and subscribed before me, this *6th*  
 day of *Sept* 188*6*

Witness my hand and seal

*William L Stone, J.P.*

*W L Stone*

We, the undersigned, ST. LOUIS IRON MOUNTAIN & SOUTHERN RAILWAY COMPANY, as principal, and *Blackland & Thompson* as sureties, acknowledge ourselves indebted to *M. Vinyard et al.* plaintiff in the above entitled cause, in the sum of *Fifty* Dollars, to be void upon this condition: Whereas, ST. LOUIS IRON MOUNTAIN & SOUTHERN RAILWAY COMPANY has appealed from the judgment of *W L Stone* a Justice of the Peace, in an action between *M. Vinyard et al.* Plaintiff and the ST. LOUIS IRON MOUNTAIN & SOUTHERN RAILWAY COMPANY, Defendant. Now, if said *Samuel* Defendant will prosecute its appeal with due diligence to a decision, and on such appeal the judgment of the Justice be affirmed, or if, on the trial anew in the Circuit Court, judgment be given against appellant, and it shall satisfy such judgment, or if its said appeal shall be dismissed, and it shall pay the judgment of the Justice, together with the cost of appeal, this recognizance shall be void.

St. Louis Iron Mountain & Southern Railway Company.

By *R. M. Kaye* [SEAL.]  
 Vice President.

*R. Blackland* [SEAL.]

*W. Thompson* [SEAL.]



Approved this

day of

*Sept 11th* 188*6*

*William L Stone*  
 Justice.

IN THE CASE OF

BEFORE

*M. Vinyard et al*

Plaintiff,

VS.

*W. I. Stone*

St. Louis, Iron Mountain & Southern Ry Co.

Justice of the Peace.

*Gannister of  
C. Raymond*

Defendant.

*Gannister*

NOW, comes the ~~Defendant~~, and appearing

specially for this purpose only, moves the Court to set  
aside the judgment rendered herein by default and  
dismiss this suit.

1st. Because the service in this case was in=  
sufficient.

2d. Because the Court had no jurisdiction of case.

*J. J. Porter*

Attorney for ~~Defendant~~.

*Gannister*

Filed Sept 6<sup>th</sup> 1886

William L. Stone

J.P.

— # —

Wm. L. Stone

Wm. L. Stone  
J.P.

State of Missouri } Before William L. Stone  
County of Jefferson } J. P. Valle Township.

Mary C. Vineyard and Thomas Vineyard, her husband  
Plaintiffs vs. Charles Raymond, Defendant.  
Attachment

August 16<sup>th</sup> 1886. This is an action founded  
upon an open account for fifteen dollars,  
due August 16<sup>th</sup> 1886. Plaintiffs having filed  
the necessary bond and affidavit as required  
by Statute, a summons and writ are issued  
and delivered to R. Washburn Constable of Valle  
Township, returnable August 30<sup>th</sup> 1886.

August 30<sup>th</sup> 1886. On this day, R. Washburn,  
Constable of Valle Township, makes return of  
the summons and writ issued in this  
cause, certifying thereon that he executed  
the writ by making the same in the presence  
and hearing of Charles Raymond, the defend-  
ant, on the 16<sup>th</sup> day of August, 1886, and on the  
same day by attaching the following goods  
and chattels, to wit: One Watch and chain,  
as the property of the said defendant, and  
that he further executed the writ, on  
the same day, by summoning as garnishee  
the Missouri, Iron Mountain and Southern Rail  
way Company, by delivering a garnishee summons  
in writing, to George D. Hawkins, the nearest  
station agent of said Company, at De  
Soto Station, notifying the said Company that I  
did summon them in writing, as garnishee, to  
appear before the within named Justice on

the return day of this writ, and that I did  
attach in their hands all goods, chattels,  
money and evidences of debt in their hands  
belonging to the defendant.

On this 30<sup>th</sup> day of August, 1886. The defendant in  
this cause, though having been duly summoned,  
as appears by the Constable's return on the writ,  
comes not but makes default, and the evi-  
dence and things pertaining to this cause  
having been seen and heard by the justice,  
it is considered that the Plaintiffs have judg-  
ment for fifteen dollars, amount of debt, and  
five dollars and eighty cents, amount of their  
costs in this behalf expended, and that execution  
issue therefor. Execution issued this 31<sup>st</sup> day of Aug-  
ust, 1886, and delivered to R. Washburn, Constable  
of Valley Township, returnable ninety days from date  
thereof. And on this said 30<sup>th</sup> day of August,  
1886, the Illinois, Iron Mountain and Southern  
Railway Company, garnishee in the above entitled  
cause, having been duly summoned, or  
garnishee, as appears by the Constable's return  
of writ, and having failed to answer in obedience  
to said summons, judgment by default was  
rendered against said company for the  
sum of fifteen dollars, amount of debt, and  
five dollars and eighty cents, costs in this  
case expended. On this 6<sup>th</sup> day of September, 1886,  
said Illinois, Iron Mountain and Southern  
Railway Company files motion to set aside  
judgment by default rendered against said  
company herein, which motion is overruled.

Said Company thereupon files motion and bond for appeal, which bond is approved and appeal allowed

William L. Stone, J.P.

J.P. Fees:

|                                                                      |        |      |
|----------------------------------------------------------------------|--------|------|
| Docket and Index                                                     | \$ 20  |      |
| Mt <sup>25</sup> Bond <sup>35</sup> Affidavit <sup>35</sup>          | 1.45   |      |
| Judgment <sup>50</sup> Execution <sup>35</sup>                       | .85    |      |
| Appeal Bond <sup>35</sup> Motion to set aside judgment <sup>35</sup> | .70    |      |
| Transcript                                                           | .70    |      |
|                                                                      | \$3.90 | 3.90 |

Costs of the case:

|                  |        |      |
|------------------|--------|------|
| Serving Mt       | .50    |      |
| " 2 Jar. Summons | .65    |      |
| " Execution      | .50    |      |
| Commissions      | .25    |      |
|                  | \$1.90 | 1.90 |

|                     |        |
|---------------------|--------|
| Total fees          | \$5.80 |
| Credit by Executive | 3.05   |
| Balance             | 2.75   |

No. 194.

PRINTED AND FOR SALE BY STANDARD PRINTING CO., HANNIBAL, MO.

Class 10.

## CERTIFICATE OF JUSTICE TO TRANSCRIPT.

STATE OF MISSOURI, } ss. I, William L Stone  
COUNTY OF Jefferson  
a Justice of the Peace within and for the County of Jefferson 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 Vineyard et al versus  
Chas Raymond as the same are of Record on my Docket, and  
that the papers thereto attached are all the original papers appertaining to said cause on file in my  
office.

WITNESS my hand, this 7th day of September A. D. 1886

William L Stone

Justice of the Peace.

No. 574 6414

Mary E. Kingard's  
husband;

vs

Chas. Lewis, Son, Member  
and Northern Railway  
Company; Guarantee  
of Charles Raymond  
Wheeler from  
breach

Miles Sept. 7 - 1886  
to Moore's  
debt

|              |                     |             |
|--------------|---------------------|-------------|
| <u>Costs</u> | Stone J. P.         | \$ 3.90     |
|              | Nashburn Amtr.      | <u>1.90</u> |
|              | Credit by Execution |             |

\$ 5.80  
3.05  
\$ 2.75  
15-

|         |     |       |     |       |     |
|---------|-----|-------|-----|-------|-----|
| Forine  | clk | file  | 57  | docs  | 10  |
| Veazey  | "   | Apr   | 20  | fdgt  | 50  |
| Verdict | 30  | Ord   | Drp | 30    | Man |
|         |     | Costs | 10  | Apr   | 10  |
|         |     |       |     | Int   | Sat |
|         |     |       |     |       | 80  |
|         |     |       |     | Total |     |

1.70  
4.50

Feb 17<sup>th</sup>/87 Paid S.B. Paction of judgment \$13.25-

Special Attention given to Investigating  
Titles and making Abstracts of Lands and Town  
Lots in Jefferson County.

Office of

Special Attention Given to Preparing  
Deeds, Contracts and all kinds of Legal Docu-  
ments; Bills Collected, &c

**WM. L. STONE,**  
**Real Estate Agent, Justice of the Peace,**  
**AND NOTARY PUBLIC.**

P. O. BOX 208.

De Soto, Mo., Dec 28<sup>th</sup>, 1886.

State of Missouri }  
County of Jefferson }

In the matter of Attachment suit of Vinyard et al vs.  
Charles Raymond. Before William L Stone, J.P. Valle  
Township=

I William L Stone, a justice of the Peace  
within and for the County aforesaid, hereby certify that  
the sum of Three dollars and five cents has  
been paid on the costs accrued in the above  
entitled cause, the same being amount realized  
from the sale under execution of certain property,  
to wit a silver watch, by the Constable, R. Work-  
man, and by him applied to the payment of  
costs.

William L Stone, J.P.

WM. L. STONE,  
Real Estate Agent, Justice of the Peace,  
AND NOTARY PUBLIC.

P. O. BOX 208.

De Soto, Mo., Dec 28<sup>th</sup>, 1886.

State of Missouri }  
County of Jefferson }

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from the sale under execution of certain property,  
to wit a silver watch, by the Constable, R. Wash-  
burn, and by him applied to the payment of  
costs

William L Stone, J.P.

Filed Dec. 30<sup>th</sup> 1886  
Geo. H. Merine  
Clerk

Chas. Raymond - Amt deposited with Clerk

33.35-

Vinyard & Co  
A. N. Gay, Raymond }

Judgment  
Costs.

\$15.00  
175-  
13.25 Paid

Ball due Sherriff J. D.

2.75-

Horine Clerk

1.35-

Veazey

1.75-

Total Jags & Costs

4.65-  
\$19.65-