

Jefferson County Circuit Court
Case files - Civil
November 1886

Box 38 Folder 34

Peoples Bank of Desoto

vs

Raymond, Charles

Appeal

St. Louis, Iron Mountain & Southern
Railway Co., as garnishee, appealed
from J F William L. Stone; \$20 note

\$20⁰⁰

DE SOTO, Mo. July 16

1886

Twenty

after date, 2 promise to pay

DOLLARS

to the order of

Value received, with interest at the rate of ten per cent. per annum from maturity.

Payable at PEOPLES BANK OF DE SOTO, without defalcation or discount.

Due 8/18/86

Chas Raymond

No. 1432

14

\$20⁰⁰

8/18¹¹

Jas Monroe

Filed Sept 1st 1886
W. Stine J. P.

AFFIDAVIT IN ATTACHMENT SUIT.

(BEFORE JUSTICE OF THE PEACE.)

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

The Peoples Bank of St. Louis a corporation duly organized under the laws of the State

Pl'ff.

vs.

Charles Raymond

Def't.

BEFORE

William L Stone

Justice of the Peace.

Vall

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 *Vall* in the County aforesaid,

E. M. Leaver agent for

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

The Peoples Bank of St. Louis

have a just demand against the Defendant,

Charles Raymond

and that the

amount which the affiant believe said Plaintiff ought to recover, after allowing all just credits and set offs, is *Twenty One* DOLLARS

and *Fifty* Cents, due *August 15th 1886*

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

is about fraudulently to conceal, remove or dispose of his property or effects, so as to hinder or delay his creditors, and that the defendant has absconded or absented himself from his usual place of residence in this State, so that the ordinary process of law cannot be served upon him.

Sworn to and subscribed before me, this

10th

day

of

September

A. D. 18

*86**William L Stone*

J. P.

E. M. Leaver

Affidavit in Attachment Suit.

No.

Capital Bank of
D.C. } Plff

VS.

Chas Raymond } Def

BEFORE

William C. Stone

Justice of the Peace.

Filed Sept 1st 1886

William C. Stone

Justice of the Peace.

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

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

Replew Paul of 88 Lots
vs.
Charles Raymond

In Attachment Suit Before

William L. Stone

Justice of the Peace.

We, *E. M. Leavitt*

as Principal, and

as Securit, owe and stand indebted to the State of Missouri in the sum of *Fifty*

DOLLARS, upon this condition: That the Plaintiff in

the above entitled cause *this**The People's Bank of 88 Lots*shall prosecute *action* without delay and with effect; refund *all* sums of money that may be adjudged to be refunded to the Defendant *Charles 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 *1st*

day of

*September*A. D. 18*86**Egbert W. Cannon*

Seal

Seal

Seal

*W. McKernan*Approved this *1st*

day of

*October*18*84**Wm L Stone*

Justice of the Peace.

STANDARD PRINTING CO., HANNIBAL, MO.

BOND IN ATTACHMENT.

No.

Peoples Bank of St. Louis

VS.

Charles Raymond

Date *Sept 1st* 18 *86*

Amount *\$5000*



WRIT OF ATTACHMENT--J. P.

(Revised Statutes 1870, page 74, Section 467.)

STATE OF MISSOURI,

ss.

County of

Jefferson

Value

, in the County of

Jefferson

THE STATE OF MISSOURI, To the Constable of the Township

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

*Twenty and**50*

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. Ames

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

office in said Township, on the

13th

day of

September

, A. D. 18

86

, at

*10*o'clock *A* M., to answer

to the complaint of

The Peoples Bank of St. Louis

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

14th

day of

September

, A. D. 18

*86.**William L. Ames*

Justice of the Peace.

No.

Writ of Attachment.

Robert Paul
de Loto

VS.

Charles Raymond

ISSUED BY

William L Stone J. P.

Valley Township,

Jefferson County, Mo

Return Day, *Sept 13th*, 188*6*

2

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

by said Justice, and by

reading to this Writ of Attachment. And further ex- ted this Writ on the

18....., by

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 received the writ
in the 4th day of September 1886 at Des Moines
I will Searship in Jefferson County, Iowa By
Summons to Garnish, the St Louis Bank
Account and another Bailway Company
By Delivering a Garnish Summons
relating to the 3 Garnish the nearest Station
of the ~~State~~ Agent of the Saint Louis Iron Works
and another Bailway Company at
Des Moines Station, Iowa. Said Co that
I did Summons them in writing as Garnish
to appear before the court named Justice
at his office in 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 this hands all goods chattels
manys and evidences of Debt belonging
to the said no other chief officer or President
of said Company found in Jefferson County
the said not found in the said
County of Jefferson
per this writ 3000
2 Garnish
Serving the same 65- } R. Washburn
\$1.00 } Constable

Notice to Defendant in Attachment.

The Peoples Bank of DeSoto

Plaintiff,

vs.
Charles Raymond

Defendant.

To Charles Raymond

Defendant in the above entitled cause:

Pursuant to the order of WILLIAM L. STONE, a Justice of the Peace within and for the Township of Valle, in the County of Jefferson, I hereby notify you that a Writ of Attachment and Summons has been issued against you, and that your property has been attached to satisfy the sum of Twenty Dollars and fifty cents, the demand of the plaintiff in the above entitled cause; and that, unless you appear before the said WILLIAM L. STONE, Justice as aforesaid, on the 1st day of October, 1886, at his office in the township and county

aforesaid, judgment will be rendered against you, and your property sold to pay the demand of the plaintiff.

DATED AT De Soto, Mo., this 14th day

of September, 1886.

Wm. Quinn Curran

Plaintiff.

I do not suppose your printed advertisements
which within is a true copy
at your public places in
Jefferson County

This 14 Day of Sept 1856

per

Wm. H. Washburn

Constable

Summons to Garnishee.

The People Bank of Exeter,

vs.

Charles Gayman

Plaintiff

Defendant.

BEFORE

William S. Stone

Justice of the Peace.

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

The State of Missouri to Sam'l Davis 'Grand Juror

Tam and Southern Railway Company, GREETING:

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

Gayman

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

Twenty

Dollars and

50

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

L. Stone

Justice of the Peace of

Walla

Township, in Jefferson

County, State of Missouri, at his office in said Township, on the

13

day of

September

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

first

day of

September

W. W. W. W. W.

1886

Constable

Walla

Township.

Summers to
Garrison
20 Saint Louis
Iron Mountain
and Southern
Railway Co.

in case of
the Peoples Bank
of Desoto
vs Spps

Charles Raymond
Supt

before
Wm S Stone.
G. S.

is hereby certified that is received a true
copy of the writ of Summons to the 2nd hearing
the named Plaintiff against the St Louis Iron
Mountain and Southern Railway Company
at Desoto - Missouri on the 23rd of Sept
1886 in matter pending in District Court
Mo. in and where chief office is Desoto Mo
of Desoto Mo heard in District Court
for making out 2 Garnishes of Summons and
serving the
Summons 65th
R. M. Cook
Canoable

IN THE CASE OF

BEFORE

*The Peoples Bank of
Desoto* Plaintiff,

vs.

W D Storer

St. Louis, Iron Mountain & Southern Ry Co.

Justice of the Peace.

*Gannushee of
Raymond*

Defendant.

Gannushee

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.

Gannushee

Paid Oct 9th 1886
Mr. L. L. L. J. P.
#

The Peoples Bank of
Westoto

} Plaintiff.

VS.

ST. LOUIS IRON MOUNTAIN & SOUTHERN RAILWAY CO.
Gannister of C. Raymond DEFENDANT.

State of Missouri }
County of Jefferson } ss.
Before W. L. Stone
Justice of the Peace.

STATE OF MISSOURI.

County of Jefferson } ss.
Gannister

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
day of October 1886

Witness my hand and seal

William L. Stone

G. S. Hartman

We, the undersigned, ST. LOUIS IRON MOUNTAIN & SOUTHERN RAILWAY COMPANY, as principal, and J. D. Baulon & Co. as sureties, acknowledge ourselves indebted to The Peoples Bank of Westoto 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 The Peoples Bank of Westoto Plaintiff, and the ST. LOUIS IRON MOUNTAIN & SOUTHERN RAILWAY COMPANY, Defendant. Now, if said 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.



Approved this

day of

October

1886

William L. Stone

Justice.

St. Louis Iron Mountain & Southern Railway Company.

By

H. M. Boril

[SEAL.]

President.

Radarsick Hill

[SEAL.]

J. D. Baulon

[SEAL.]

State of _____ } ss.
County of _____

vs.
St. Louis, Iron Mountain and Southern
Railway Co.

APPEAL BOND.

judgment rendered in
remanded until after
Chapman vs. The return
day of return to clerk,
who is a non-resident
- William G.P.

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

The Peoples Bank of DeSoto, a Corporation,
duly organized under the laws of the
State } Attachment
vs Plaintiff.
Charles Raymond, Debt.

September 1st 1886. This is an action
founded on a note for twenty dollars and
Fifty cents, due August 15th 1886. Plaintiff
having filed the necessary bond and affida-
vit, as required by statute, a writ and sum-
mons are issued and delivered to R Washburn,
constable of Valle Township, returnable Septem-
ber 13th 1886.

On this 13th day of September 1886, R Wash-
burn, constable of Valle Township, makes return
of the writ in this cause issued, certifying
thereon that he executed the writ on the
2^d day of September, 1886, at DeSoto, Missouri
by summoning as garnishee the St. Louis, Iron
Mountain and Southern Railway Company
by delivering a garnishee summons in
writing to George D Hawkins, the nearest station
agent of said company at DeSoto Station,
notifying said company that he did summon them
in writing as garnishee, to appear before the
within named justice at his office on the
return day of this writ; and that he did attach
in their hands all goods, chattels, money or
evidences of debt, belonging to the defendant
No other chief officer or president of said

company found in Jefferson County; and that the defendant was not found in the said Jefferson County. Therefore, it appearing to the satisfaction of the Justice that the defendant cannot be summoned, the plaintiff is hereby required to give notice to defendant, by four written or printed advertisements set up at four public places in Jefferson County, that a writ has been issued against him and his property attached to satisfy the sum of Twenty dollars and fifty cents; and that unless he appear before me the Justice on the 5th day of October, 1886 and answer to said attachment judgment will be rendered against him and his property sold to satisfy the debt and the costs of this suit.

Now, on this 5th day of October 1886, R Washburn, constable of Valle Township, makes return of Notice to defendant in Attachment, and it appearing from his return thereon that he posted four notices at four public places in the County, on the 14th day of September 1886; and the defendant, though thrice solemnly called, comes not but makes default, it is therefore considered and adjudged by the Justice that Plaintiff have judgment for Twenty dollars and fifty cents, his debt, and four dollars and thirty-four cents, the costs in this behalf expended, and that execution issue therefor.

Now, also, on this 5th day of October, 1886, the

St Louis Iron Mountain and Southern Railway Company, garnishee in this cause, though thrice solemnly called comes not, but makes default, it is therefore considered and adjudged that Plaintiff have judgment against said Garnishee for Twenty dollars and fifty cents, his debt, and the costs in this behalf expended, taxed at five dollars and thirty five cents.

William L. Stone, Jt.

On this 9th day of October 1886, the Garnishee, by its attorney, files motion to set aside the judgment rendered herein by default, which motion was by the Justice overruled. Whereupon, the said Garnishee, by its agent, moves the Justice to grant an appeal Bond in the sum of Fifty dollars filed; which motion is sustained the bond approved and the appeal allowed.

William L. Stone, Jt.

J. P. Fees

Ord	.20
Writ	75
Bond	35
affidavit	.35
Notices to keep	50
Judgment	50
Taking Appeal Bond	35
Transcripts	70
	<u>\$3.70</u>

Constables Fees

Seizing Writ	50
" 2 for Summons	65
Posting Notices	50
	<u>\$1.65</u>

Total Fees - \$5 35

State of Missouri }
 County of Jefferson } I, William L Stone, a Justice
 of the Peace within and for the County of Jeffers-
 son and State of Missouri, do certify the for-
 going to be a full, true and complete Trans-
 cript of the entries and proceedings in the
 case of The Peoples Bank of Doto vs. Charles
 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 9th day of
 October AD 1886.

William L Stone, J.P.

586343

The Peoples Bank
 of Doto
 appellee

vs.
 Chas. Raymond
 appellant

Filed Nov. 4. 1886
 C. H. H. H. H.
 C. H. H. H. H.

Papers 3.70
 Court 1.65
 5.35
 6.95

The People Bank of Detroit
vs Appellee
St Louis I. M. & Ry Co - San
Chas Raymond Appellant

Bills of Costs
W. L. Stone Justice fees 3.70

R Washburn Constable " 1.65-

pd by Carver ^{6/8/57} D. B. Veazey Clerk " 1.60
\$6.95-

Attest D. B. Veazey cl

Peoples Bank
vs

W. L. Smith & Co.
Chas Raymond

Bill of Costs.

Bill handed to Storm
3/11/87