

Jefferson County Circuit Court
Case Files - Civil
Jan. 1887

Box

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Folder

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Taylor, Kate T.

vs.

Owen, Samuel

Appeal

St. Louis, Iron Mountain & Southern
Railway, garnishee on attachment,
appealed from JP P.C. Zollman;
\$11,50 account

S. Omer
in account with
Mrs R. L. Taylor

7 Yds Dress goods	\$5.25-
Thread	1 0
Silica	2 0
Buttons	4 0
Thread	1 0
5 Yds Lining	5 0
Buttons	4 0
Hose	1 2 0
socks	3 5
Collar's	3 0
Suspenders	3 0
Jacket	7 5-
Corralls	7 5-
Tobacco	1 5-
Tobacco	1 5
Handkerchiefs	6 0

\$11.50

Filed Mar 18/89
A. J. B. King
Clerk

Mrs R. D. Taylor
VS.

IN ATTACHMENT SUIT,

— BEFORE —

W. B. Coleman
Justice of the Peace.

As X. O. M. v. Daniel Cross

WE,

Mrs R. D. Taylor

as Principal, and

the State of Missouri in the sum of*

Twenty three

00

DOLLARS,

UPON THIS CONDITION: That the Plaintiff in the above entitled cause,

14

shall prosecute *her* action without delay and with effect; refund all sums of money that may be adjudged to be refunded to the Defendant *Daniel Cross* 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

29

day of

January A. D. 188 *7*.

Attest H. D. Cross
W. B. Coleman
Seal

Approved, this

29

day of

January

188 *7*.

*At least double the amount sworn to in the Affidavit.

JUSTICE OF THE PEACE.

ATTACHMENT BOND.

Mrs. K J Jager

vs.

Samuel Owens

Date, Jan 29 1887

Amount, \$ 23 ⁰⁰/₁₀₀

Filed Jan 29 1887

Filed Mar 18 / 1887

D. B. Stearns
clerk

AFFIDAVIT IN ATTACHMENT SUIT.

BEFORE JUSTICE OF THE PEACE.

(Rev. Stats. 398, 464.)

BEFORE

Mrs. K. D. Taylor

Plff.

Samuel Owens.

VS.

P. B. Gallmann

Justice of the Peace.

St Louis Gran Mountain R.R. Garnisher
STATE OF MISSOURI.

Def't.

County of *Jefferson*

SS.

PERSONALLY APPEARED Before me,

P. B. Gallmann

, a Justice

of the Peace within and for the Township of *Valley*

in the County aforesaid

Mrs. K. D. Taylor

and upon oath say that the Plaintiff

Mrs. K. D. Taylor

, has a just demand against the Defendant ,

*Samuel Owens*and that the amount which the Affiant believe said Plaintiff ought to recover, after allowing all just credits and set-offs, is *Eleven* DOLLARS,and *Eighty* Cents, dueand that *she* has good reason to believe, and does believe, that the Defendant* *is**about fraudulently, to conceal, and remove
abscond or dispose of his personal effects so as to
hinder or delay his Creditor.*

Sworn to and subscribed before me this

29th

day of

*January*A. D. 188*7**P. B. Gallmann*

Justice of the Peace.

* Here state one or more cause which authorize an attachment.

6405

THEO. D. BARNARD & CO., PRS., ST. LOUIS.

Affidavit in Attachment Suit.

No.

Mrs. R. S. Taylor
VS.
Plaintiff

Samuel Owens
Defendant

At L. O. May 8, 1887, W. C. Newman
Defendant

Filed Jan 29 1887

Filed Mar 18 1887

W. C. Newman

WRIT OF ATTACHMENT—J. P.

(Rev. Stat. Secs. 467-468) —

THE STATE OF MISSOURI, to the Constable of the Township of

Dacey

in the County of

Jefferson

GREETING:

YOU ARE HEREBY COMMANDED, to attach

James

Quinn

by all and singular

his

Goods, Chattels, Moneys, Effects and Credits, or so much thereof as shall be sufficient

to satisfy the sum of

Eleven

\$11.00

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

J. B. Gammann

a Justice of the Peace within and for said Township

and County, at my office in said Township, on the

12th day of

February A.D. 1887

at 10 o'clock A. M., to answer the complaint of

Mar H. Day Her

and that you summon the said

James Quinn

to appear before me, the said Justice, at the time and place aforesaid,

to answer the action of the Plaintiff; and also, 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

29th

day of

January

A. D. 1887.

J. B. Gammann

JUSTICE OF THE PEACE.

CONSTABLE'S RETURN.

Executed this Writ by.....

and by Attaching the following described Goods and Chattels of the Defendant:.....

and by declaring to.....

day of.....

A. D. 188....., in the County of.....

on the.....

I did summon.....

such interrogatories as may be put to.....

by said Justice, and by reading to.....

this Writ of Attachment. And further.....

executed this Writ in the County of.....

on the.....

day of.....

A. D. 188.....

by.....

FEE, \$.....

Constable of.....

Township.....

No.

Writ of Attachment,

AGAINST

Samuel Owen

ISSUED BY

R. Gallmann J. P.

Return Day.....

Feb 9th

188.....

Jan 31

Filed Mar 18/87

A. B. Veazey
clerk

Papers filed Jan 14th 87

I hereby certify that I have executed
this writ on the 31st Day of January
A/D 1887 at Desoto Valle Township in
Jefferson County Mo By Summoning
as garnishee the St Louis Iron
Mountain and Southern Railway
Co By Delivering a Garnishee Sum-
mons in writing to Geo D. Hawkins
the nearest Station agent of said
Co at Desoto Station notifying
said Co that I did summon them
in writing as garnishee to appear
before the within named Justice
at his office on the return Day of
this writ to answer such interroga-
tories as may be put 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 Debt

no other chief officer or President of said
company found in Jefferson County
the Debt not found in said Co
per this writ 50 cts
garnishee - - - - - 65

\$1.15 } R. Washburn
Caretaker

Summons to Garnishee.

Wm. J. Chrysler, Plaintiff

vs.

BEFORE

Samuel Levern, Defendant.

Justice of the Peace.

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

The State of Missouri to

Thos. and Southern Bn's Servs, do, GREETING:

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

Samuel Levern, 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 Three Dollars and 50

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

J. L. Gallman, Justice of the Peace of Wells Township, in Jefferson

County, State of Missouri, at his office in said Township, on the 12 day of

February

1887 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

31

day of

1887

Feb. March Garnishee

Constable

Wells Township.

Summons to
harnissee
to St James
Iron Mountain
and Southern
Railway Co
in case of
Mrs F. J. Taylor
vs Self
Samuel Brown
Deft

before
S. C. Zallmann
J. S.

Filed Mar 18/87
D. B. Tager
clerk

is hereby certified that is returned at true
copy of the within summons to Geo. B. Hackett
the nearest station of the St James Iron Mountain
and Southern Railway Company at Santa Fe
in the State of New Mexico on the 31st day of March
in 1887 in 3 days with summons
in English County New
Mexico chief officer in presence of
said Geo Hackett in said County
New Mexico 1887 D. B. Tager
Notary Public

State of Missouri
County of Jefferson

Mrs. H. C. Taylor ~~vs.~~
vs. ~~vs.~~

Before Rejoiceann
Justice of the Peace
Valle Township

Attachment

St Louis Iron Mountain &
Southern Railway Garnashce.

Interrogations Exepited to Garnashce

(1st First) "At the Time of the service of the Garnishment Had
you in your possession or Under your Control any
property, Money or effects of the Defendant? If So State
what property, how Much and of what value
and what Money or effects" Answer -

Second. "At the Time of the service of the Garnishment
Did you ~~and~~ the Defendant any Money or
do you owe him any now? if So how much,
on what account, and when did it become
Due? if Not yet due, when will it become
due" Answer

Mrs. R. T. Taylor

is

Att. J. M. & Ry Co
San

San L. Brown 21st

Meltingalonia

Filed Mar. 18/87

D. B. Leary
Clerk

Notice to Defendant in Attachment.

—0—

Mar. 14th 1887

VS.

Samuel Green

Plaintiff,

Defendant.

Attachment before ~~Wm. H. Stone~~ ^{Wm. H. Stone}, Justice of the Peace for Valle Township, Jefferson County, Missouri.

To

Samuel Green

Defendant in the above entitled cause:

Pursuant to the order of ~~Wm. H. Stone~~ ^{Wm. H. 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

Eleven

Dollars and

Eight

cents, the

demand of the plaintiff in the above entitled cause; and that, unless you appear before the said ~~Wm. H. Stone~~ ^{Wm. H. Stone}, Justice as

aforesaid, on the

17

day of

March

1887,

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

14

day

of February, 1887

Plaintiff.

Wm. H. Stone

Filed Mar. 18/89
D.D. Kazy
Cen

I hereby certify that I have set up
four printed advertisements of which
the within is a true copy at four
public places in Jefferson County
this 14 Day of February AD 1887

per — — — — —
R. W. Ashburn
Constable

IN THE CASE OF

BEFORE

Mrs K. D. Taylor

P. C. Gallman

Plaintiff,

VS.

St. Louis, Iron Mountain & Southern Ry Co.

Garof Samuel Owen

Defendant.

Justice of the Peace.

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

especially 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.

Thos J. Portis

Attorney for Defendant.

Garneshee

Mrs K. T. Taylor } Plaintiff.
 VS.
ST. LOUIS IRON MOUNTAIN & SOUTHERN RAILWAY CO.
Gard of Saul Owen } Defendant.
 Before *P. C. Zollman* Justice of the Peace.
 State of *Missouri*
 County of *Jefferson* } ss.

STATE OF MISSOURI.

County of *Jefferson* } ss.
Garnushee

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 *12th*
 day of *March* 188*7*
 Witness my hand and seal
P. C. Zollman J. P.

Chas. V. Barker
gt

We, the undersigned, ST. LOUIS, IRON MOUNTAIN & SOUTHERN RAILWAY COMPANY, as principal, and *P. C. Kerens & G. M. Cole* as sureties, acknowledge ourselves indebted to *Mrs K. T. Taylor* plaintiff in the above entitled cause, in the sum of _____ Dollars, to be void upon this condition: Whereas,

ST. LOUIS IRON MOUNTAIN & SOUTHERN RAILWAY COMPANY has appealed from the judgment of *P. C. Zollman* a Justice of the Peace, in an action between *Mrs K. T. Taylor* Plaintiff, and the ST. LOUIS, IRON MOUNTAIN & SOUTHERN RAILWAY COMPANY, Defendant. Now, if said *Garnushee* 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

Alfred
 2nd V. President.
P. C. Kerens
G. M. Cole

[SEAL.]

[SEAL.]

[SEAL.]

Approved this *12th* day of

March 188*7*

P. C. Zollman
 Justice.

State of
County of } ss.

v.s.

St. Louis, Iron Mountain and Southern
Railway Co.

APPEAL BOND.

Filed Mar 18 / 87
A. D. Keagy
Clerk

State of Missouri }
County of Jefferson } ss.

Mrs W. J. Taylor Plaintiff

vs.

Samuel Owen Defendant

The St Louis Iron Mountain
and Southern Rail Way Company
Garnashee

Before P. C. Jellmann
Justice of the Peace
for
Valle Township.

This is a Cause of Action by Attachment.

On this the 29th day of January 1887.

Plaintiff having filed the necessary Bond and Affidavit as Required by Law the amount claimed being Eleven Dollars and Fifty cents. And on this the 29th day of January 1887. a writ of Attachment was issued and delivered to R. Washburn Constable of Valle Township Jefferson County Missouri Returnable on the 12th day of February 1887.

On this the 12th day of February 1887. Comes R. Washburn Constable of Valle Township and makes Return & says I hereby certify that I have Executed this writ on the 31st day of January 1887 at De Soto Valle Township County of Jefferson State of Missouri

Justice fees
Exert. 20
Writ 75
Affid 35
Bond 35
Notice 50
Judgm. 50
Appeal 35
Transcript 100
400

By summoning as Garnashee the St Louis Iron Mountain and Southern Rail way Company by delivering a Garnashee summons in writing to George D. Hawkins the nearest Station Agent of said Company at De Soto Station notifying said Company that I will summon them in writing as Garnashee to appear before the within named Justice at his Office on the Return day of this writ to answer such interrogatories as may be put to them by the said Justice, and that I attach in their hands all Goods Chattles Money and Evidence of Debt in their hands belonging to the Defendant. No other Chief Officer as President of said Company found in Jefferson County.

The Defendant not found in said County.

The Justice thereupon Ordered four Printed Notices to the Defendant put up according to Law. to appear before the said Justice on the 9th day of March 1887. his Regular Law day.

Constables fees
Serving Writ 50
2 Garnashee
summon 65
posting Notice 70
165

Now this March the 9th 1887 R. Washburn Constable of Valle Township makes Return of Notice to Defendant.

Certifying that he has posted up four Printed Notices to Defendant to appear before the said Justice on the ninth day of March 1887. at his Office in Valle Township.

The Defendant though thrice solemnly called, Comes not. But makes Default. And the Matter and things pertaining to said Suit being seen and heard by the Justice it is considered and adjudged by the Justice that the Plaintiff have Judgement for Eleven dollars and Fifty cents his Debt, and Five Dollars and Sixty Five cents his Cost in this behalf expended.

Now Also on the 9th day of March 1887. The St Louis Iron Mountain and Southern Rail way Company Garnashee though being only summoned appears not, But makes Default. It is therefore considered and adjudged by the Justice that Plaintiff have Judgement against the St Louis Iron Mountain and Southern Rail Way Company Garnashee for Eleven dollars and Fifty cents his Debt, and Five Dollars and Sixty five cents his Cost in this behalf expended.

March 9th 1887 The St Louis Iron Mountain and Southern Rail way Company moves the Justice to set aside the Judgement rendered herein by Default, which was overruled by the Justice whereupon the St Louis Iron Mountain and Southern Rail way Company filed Bond for Appeal. Bond was approved over

and Appeal Allowed.

P. H. Zollmann Justice of the Peace
for Valle Township

I, P. H. Zollmann Justice of the Peace in and for the
The Township and County afore Said, do Certify the
foregoing to be a full true and Complete Transcript
of the entries and proceedings in the Case first above
mentioned, as the Same appears of Record on my
Docket. Witness my hand this 15th day of March 1887

P. H. Zollmann Justice of the Peace

27

Transcript

of Docket Entry in Case

Mrs H. J. Taylor Pltff

vs.

Samuel Owen Dft

At Law in Valle Township

Southern Rail Way Company

Garnashue

Filed March 18/87

D. B. Taylor
Clerk

Mrs. Kate T. Taylor

vs

S. F. L. M. & S. Ry. Co. Gar }

Sam'l. Allen

Total of Account

\$11.50

P. C. Gollman Justice

✓ 4.00

R. Washburn Constable

✓ 1.65-

D. B. Kazy Clerk. Ct.

✓ 1.75-

L. W. McFry Sheriff

10
\$ ~~19.00~~
19.00

Mrs. Kate J. Taylor

=08=

St Louis & M. & O. Ry &
Gar, Barn, & Union

Bill of Cost

Mrs Kate T. Taylor
 vs.
 Atty L. M. D. Ry Geo, Gar.
 Saml. Owen

Total of account

\$ 11.50

P. C. Zollman Justice

4.00

R. Washburn Constable

1.65-

W. B. Mearns Clerk

~~Appr 20 / Dec 19 / Verd~~

1.75-

G. W. Mc Mc Fry

\$ $\frac{20}{1900}$

Mrs. H. F. Taylor

or

Attn: J. M. H.

By Co. Gen.

Saml. W. W.

18th

Wells Co.