

Jefferson County Circuit Court
Court Cases - Civil

Jan 1888

Box

39

Folder 36

Smith, Gus
Smith, George
Smith, John
Smith, Lizzie, et al

vs.

Lepp, Henry

Ejectment

Lot 21, Block 41 in DeSoto, \$500
damages; other plaintiffs Rosa +
Henry Flute, Adeline + Frank
Kerchner, Lucy + Dismus Spiedel

State of Missouri, County of Jefferson,
In the Circuit Court.

To January Term 1888,
Gus Smith, George Smith, John Smith,
Lizzie Smith, Rosa Flute and Henry
Flute her husband, Adoline Kerchner
and Frank Kerchner her husband
and Lucy Spiedel and Dimus Spiedel
her husband

Plaintiffs

against

Henry Lepp Defendant.

Plaintiffs state that on the 27th day
of May 1883 they were lawfully entitled to the
possession of the following described premises
to-wit: Lot No. 21 in Block No. 41 in the
Town of De Soto Jefferson County, State of
Missouri.

And being so entitled to the possession
thereof, the defendant afterwards, on the
28th day of May 1883 entered into such
premises, and unlawfully withholds from
the plaintiffs the possession thereof. To the
damage of the plaintiffs in the sum of
Five hundred dollars. And plaintiffs
state that the monthly value of said premises
is ten dollars.

Plaintiffs ask judgment for the possession
of said premises, with damages to the amount

of five hundred dollars, and ten dol-
lars monthly value, and for costs
of suit.

Thomas & Horine
Attorneys for plaintiffs.

To the Jefferson C. Ct.
Jany Term 1887.

Geo. Smith
vs

vs

Henry Lepp

Ex'chment.

Per ipse process
to Jefferson County

Filed Nov. 17th 1887
W. D. Veager
Clerk

Thomas & Horine
per plaintiffs.

THE STATE OF MISSOURI } SS.
County of Jefferson.

The State of Missouri,

To the Sheriff of Jefferson County---Greeting:

We command you, that you summon.

Henry Lepp Defendant

if found in your County, to be and appear before the Honorable Judge of our Circuit Court, on the first day of the next term thereof, to be begun and holden at the town of Hillsboro, within and for the County of Jefferson, on the second Monday of January next, then and there to answer unto

Gus Smith, George Smith John Smith Lizzie Smith, Rosa Flute and Henry Flute her husband Adeline Kerchner and Frank Kerchner her husband and Lucy Speedel and Alismus Speedel her husband Plaintiffs

upon original petition, a copy whereof is hereunto annexed and accompanies this writ, and have you then there this writ

Witness, ^{D. B. Weagy} C. THO. HORINE, Clerk of our said Circuit Court, with the seal thereof hereunto affixed, at office in Hillsboro, this 17 day of November A. D., 1887
D. B. Weagy, Clerk Circuit Court.

I hereby certify that I Executed the within writ in the County
of Jefferson in the State of Missouri on the 18th day of Nov
1887 by leaving a true copy of the within writ and annexed
petition as furnished me by the Clerk of the Circuit Court
with the within named Henry Lepp

For \$1.00

G W McHenry Sheriff
Jefferson Co Mo

6378 228
To the Jefferson Circuit
Clerk
Jany Term 1888

Gus Smith
Chal

228 =

Henry Lepp
" "

Ejectment
Original

Filed Nov. 29/1887
W. B. Leary
Clerk

State of Missouri.)
County of Jefferson.) ss.

Gus, Smith, George Smith, Lizzie Smith, Rosa
Flute and Henry Flute, her husband, Adaline
Kerchner and Frank Kerchner, her husband, and
Lucy Spiedel and Dismus Spiedel, her husband.
Plaintiffs

VS.

Henry Lepp, Defendant.

Sho'l Fletcher
att'y for defn

John Smith
(and others)

vs.

Henry Leitch.

Answer of Leitch

Filed Jan'y 13/1888

Wm D. Keagy
Clerk

Wm D. Keagy
Attorney,
St. Louis.

SUBPOENA.--CIRCUIT COURT.

STATE OF MISSOURI, COUNTY OF

Jefferson } ss.No. *21*

THE STATE OF MISSOURI, To

Henry Lepp

You are Hereby Commanded, That setting aside all manner of excuse and delay, you be and ~~appear~~ *and bring with you the papers to set 21 Block 41 Town of Sedalia* in proper person, before the Judge of our Circuit Court, at the Court House in the Town

of *Willabro*

day of

*May*A. D. 18*88*, then and there

to testify and the truth to speak, in a certain matter of controversy now pending in our said Court, wherein *Geo. Smith & co* Plaintiff,

and

Defendant,

on the part of said

, and this you shall in no

wise omit. And the person or officer serving this Writ is commanded to have the same at the time and place aforesaid, certifying thereon his return.

WITNESS my hand and the seal of our said Court. Done at

office in

Willabro

in said County, this

day of

*May*A. D. 18*88*

By

Deputy Clerk.

W B Nealey Clerk.

Quess De cum

STANDARD PRINTING CO. HANNIBAL, MO.

SUBPENA.

No. *21*

CIRCUIT COURT

Of *Jefferson* Co., Mo.,

May Term, 1888

Gus Smith et al

vs.

Henry Lepp

PLAINTIFFS' }

WITNESSES.

DEFENDANTS' }

Day of Trial *May 15th*

*Henry Lepp and
title papers. May 11/88*

Filed May 14th 1888

*D. D. Veazey
Clerk*

Fee, \$ *50*

RETURN.

I hereby certify that I served the within Writ in the County of *Jefferson* and State of Missouri, on the *11th* day of *May*, 1888, by *reading the same in the presence and hearing of the within named, Henry Lepp,*

*Geo. W. Mosby, Sheriff of
Jefferson County,
Miss.*

Geo. F. Smith et al., Pla.
vs
Henry Lepp. def.

In Circuit Court of Jefferson
County Mo.

Now at this day comes
the Plaintiff for replication
denies generally each and
every allegation of New
matter set up in the answer
Thomas A. Hoine
attys for Plaintiff

Yon South Star
25
Henry Phelps.

Relic of
P. Blainey

Filed June 25th/88
27021 copy
C. C. C.

Gus. Smith et al
vs.
Henry Lepp.

No.

STATEMENT OF COSTS.

DATE.

ITEMS

Plaintiff's
Costs.

Defendant's
Costs.

TOTAL.

D. B. Veazey Clerk

5 files²⁵/6 Docu³⁰/Copy pet⁵⁰/crs⁵⁰

1 55

Writ¹⁰⁰/Copy¹⁰@²⁵/Ans.³⁰/Replication³⁰

2 20

Submission³⁰/Appr²⁰/Verd³⁰/Judgt⁵⁰

1 30

Recr Judgt¹⁰/Fee bill¹⁰/1 spa²⁵

45

2 Cont^{@ 25}/50/Bost¹⁰/Copy¹⁰

70 ✓ 6 20

Geo N. McFry Sheriff

Serving Writ¹⁰⁰/1 spa⁵⁰/2 calls¹⁰

✓ 1 60

\$ 7 80

Attest.

D. B. Veazey Clerk

paid Dec 1st 1887

Record Outnes, 234, 256, 305, 340, = 16, 388

Jan	13	88	Ans. filed & outd	13, 234
"	21	"	contd	13, 256
May	15	"	Submitted upon agreed facts	" 305
June	8	"	contd	" 340
June	25	"	Pffs file replication	" 346
Sept	17	"	Appr. Verd. Judgt	" 388

Gus. Smith et al
vs =
Henry Lepp

Bill of Costs

Filed Nov. 26th 1888

W.B. Veazey
Clerk