

Jefferson County Circuit Court
Case Files - Civil
June 18 1855

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Dent, Frederick
vs
Robidoux, Toussaint

Trespass

Change of venue from St. Louis;
cut and removed timber

Trespass
Change of Venue, trespass

State of Missouri

County of Saint Louis

Be it Remembered that heretofore to wit, on the sixth day of October in the year of our Lord one thousand eight hundred and thirty four Frederick Dent by his attorney filed in the office of the Clerk of the Circuit Court for the County of Saint Louis his declaration against Toussaint Robidoux which said declaration is in the words and figures following to wit,

Declaration &

St Louis Circuit Court- For November Term 1834. County of St Louis ss. Frederick Dent by J Spalding his attorney complains of Toussaint Robidoux of a plea of Trespass, for that the said defendant on the first day of May in the year of our Lord one thousand eight hundred and thirty three and on divers other days and times between that day and the commencement of this suit to wit at said County with force & arms &c. broke and entered a certain close the undivided moiety whereof was and is of the said plaintiff situate lying and being in said County of Saint Louis and then and there cut down prostrated injured and destroyed the trees and underwood of said close to wit ten thousand Oak trees, ten thousand Ash trees, ten thousand Elm trees, ten thousand Hickory trees, ten thousand picannee trees, ten thousand persimmon trees and ten thousand other trees and five hundred acres of the underwood the undivided moiety of which trees and underwood belonged to the plaintiff of great value, to wit of the value of Five hundred dollars; and the timber wood branches and bushes thereof coming and arising to wit five hundred loads of timber, five hundred cart loads of wood, five hundred cart loads of branches and five hundred cart loads of bushes, the undivided moiety whereof belonged to the plaintiff of great value to wit of the value of Five hundred dollars took and carried away and converted and disposed thereof to his own use and also then and there with the feet of horses, mares, geldings & oxen and with the wheels of carts wagons & other carriages broke and injured the trees and bushes and tore up subverted damaged and spoiled the earth and soil of the said close to wit at said County; and other wrongs to the said plaintiff then and there did to the great damage of said plaintiff and against the peace of the State of Missouri- wherefore said plaintiff saith that he is injured and that he hath sustained damage to the amount of Five hundred dollars and therefore he brings his suit &c J Spalding Atty for plff- and the summons issued by the Clerk of the said Circuit Court is as follows to wit; "County of Saint Louis, ss, The State of Missouri, To the Sheriff of the County of Saint Louis, Greeting; We Command you to Summon Toussaint Robidoux that he be and appear before the Judge of our Circuit Court at the next term thereof to be held at the City of St Louis within and for the County of Saint Louis on the fourth ^{of November} Monday next then and there to answer unto Frederick Dent of a plea of Trespass wherefore said plaintiff saith that he is injured and that he hath sustained damage to the amount of Five hundred dollars and have you then there this writ ~~seal~~ Witness Archibald Gamble Clerk of our said Circuit Court at office this sixth day of October one thousand eight hundred and thirty four, Archibald Gamble Clerk- and the return of the Sheriff Endorsed on said writ is as follows to wit; "Executed this writ by reading it & the declaration to Toussaint Robidoux in the County of St Louis on the 24th day of October 1834 I Brotherton Sheriff by M Brotherton Dp Shff" and afterwards to wit at the said November term of the said Circuit Court in the Year aforesaid on the seventh day of January in the year eighteen hundred and thirty five the said defendant by his attorney filed his plea to the action aforesaid in the words following to wit; "Toussaint Robidoux adm Frederick Dent- And said defendant comes

Summons &

Plea -

change of Venue }

& defends the wrong & injury when &c and says he is not guilty in manner & form as the plaintiff hath in his declaration alleged & of this he puts himself upon the country. G. A. Bird atty for Defendant - and said cause was continued until the March term of said Circuit Court in the year Eighteen hundred and thirty five at which said term on the Twenty second day of April in the year last aforesaid the following order was made by said court in said cause to wit; Frederick Dent vs Toussaint Robidoux - The Judge of this court being interested in the subject matter of this suit it is ordered by the court that the Venue be changed to the County of Jefferson in this State and that the Clerk of this court do certify and transmit a full transcript of the Record and proceedings in this case together with all papers appertaining to and filed in the cause to the clerk of the said Circuit Court for the County of Jefferson at the next term thereof. -

State of Missouri

County of Saint Louis }
Archibald Gamble Clerk of the Circuit Court for the County of Saint Louis do certify that the above and foregoing is a full transcript of the Record and proceedings together with all papers appertaining to and filed in the cause in the case of Frederick Dent against Toussaint Robidoux as the same now remains of Record in my office



Given under my hand and the seal of the said Circuit Court at Office in the City of St. Louis County and State aforesaid this Fifth day of May in the Year of our Lord One thousand Eight Hundred and thirty five

Archibald Gamble Clerk

Fees

Clerk Gamble - St. Louis Circuit Court -	\$ 2 " 01 1/4 -	Two dollars one and one fourth cents
Do for certified Transcript of Record -	2 " 01	Two dollars one cent
Do Transmitting papers -	3 " 00 -	Three dollars
	<u>7 " 02 1/4</u>	
Attorney Shalading writ & Tax. paid by him -	1 " 62 1/2	one dollar sixty two and one half cents
Sheriff James Brotherton St. Louis - \$2	2 " 00	Two dollars
	<u>\$ 10 " 64 3/4</u>	Ten dollars sixty four and three fourth cents
Witnes Isabella Mackay March Term 1835 -	\$ 2 " 22 1/2	Two dollars twenty two and one half cents
	<u>\$ 12 " 87 1/4</u>	

Witnesses for Plaintiff

Ringrose D. Watson }
Isabella Mackay } St. Louis

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Frederick Bent
to
Jouffant Robidoux

Manuscript on change of Name

Filed June 29th 1833
Wm. H. Brockton Elk