

Jefferson County Circuit Court
Case Files - Civil
October 1835

Box 2 Folder 34

Catiche, free woman of color

vs,

Chouteau, Pierre, Sr.

Trespass, assault and battery, false imprisonment

Freedom suit; plaintiff alias Catherine, Cathitchie;
change of venue from St. Charles, from St. Louis;
depositions; Catiche daughter of Marie Scipion,
whose father was black man named Scipio and
mother Indian named Marie; Supreme Court for
Catiche, 1837; petition to sue as poor person for
plaintiff and her children Julie, Joseph, and Helen

To the Honorable the Circuit Court of the County
of St. Louis.

The petition of Catharine alias Catherine, Julie,
Joseph and Helen, free persons of colour, respectfully
represents, that your petitioners are free persons according
to the laws of the land, being the descendants of a free
Indian woman, in the maternal line; that their maternal
ancestors name was Marie Scypion, sometimes called
Marie Jane, whose mother was a free native north amer
ican Indian; that the father of said Scypion was a
negro man, whose name was Scypion; that said Marie Scy
pion in her life time, was detained in custody and unlawfully
deprived of her natural personal liberty by one Joseph
Tayon, who is now dead; that ~~Catharine~~ ^{Catharine} one of your petition
ers is the daughter of said Marie Scypion, and that Julie
Joseph and Helen are the children of said ~~Catharine~~ ^{Catharine} who
are all minors; that your petitioners are wrongfully
held and detained in slavery by Pierre Chouteau Senior
of the County of St. Louis, and by an illegally deprived of
and restrained of their personal liberty, under the
pretence that your petitioners are slaves, of him
the said Pierre. Your petitioners therefore pray that
they may be permitted to bring their several suits against
the said Pierre, and against every other person or persons
who may in any wise be aiding, abetting or assisting the
said Pierre in detaining your petitioners in slavery, or
who may in any wise pretend to controul or restrain
your petitioners from exercising their personal liberty,
and that your petitioners be permitted to sue as afore
said, in this Honorable Court as poor persons; and
further that your honor will assign counsel for your
petitioners, and make such orders and rules upon
the said Pierre and others, as will effectually protect
your petitioners from the violence, malice and im
proper severity & restraint of the said Pierre, and further
all and every other thing which may seem lawful & pro
per to be done in our behalf & your petitioners will
ever pray &c.

Test J. K. Walker

Catharine ^{her} X for self &
mark Children

Catherine alias Catherine
Julia, Joseph & Helen
or

Shower, Car & Hean
May 15th 1826

Reine Chouteau & Isaac C. McGist Esqrs
presents to the Court the petition of Catherine
alias Catherine, Julia, Joseph, & Helen persons
of Colour praying that they may be permitted
to institute suits against Reine Chouteau &
to establish their right to freedom and that
they may be permitted to sue as poor
persons, and the Court being of opinion
that the petition aforesaid contains
sufficient matter to authorize the com-
mencement of suits doth order that the
petitioners be permitted to sue as poor
persons to establish their freedom
and assigns Isaac C. McGist and
Hamilton H. Gamble as counsel for
said petitioners, and the Court doth further
order that said petitioners have reasonable
liberty of attending their counsel and the
Court when occasion may require it
and that the said petitioners shall not be
taken or removed out of the jurisdiction
of this Court nor be subject to any severity
because of their application for freedom

A copy of the order

Archibald Gamble

Petition of
Catharine
Joseph
Julia &
William Stone
for redress

Filed May 15th
1825
Wm. A. Smith

State of Missouri } In the Circuit Court
County of St. Louis } July ~~July~~ Term 1826.

Cathiche, alias Cathrine a free woman of color
~~has never been~~ complains
by ~~her~~ of Pierre Chouteau senr of a plea of Insuper.
For that the said Pierre on the first day of A-
pril in the year Eighteen hundred and twenty
~~four~~^{five}, with force and arms at the County afore-
said, made an assault upon the said Cathiche
and then and there beat bruised and ill treated
her the said Cathiche and then and there impris-
oned her the said Cathiche and kept and de-
tained her the said Cathiche in prison there,
without any reasonable or probable cause what-
soever for a long time, to wit, for the space
of thirty days then next following, contrary to the
laws of this State, and against the will of the said
 ~~Cathiche~~ Cathiche, wherefore she says she is injured
and hath sustained damage, to the amount of five
hundred dollars and therefore she brings her Suit.
&c.

Gamble & McGirk
Attys assigned for plff

Executed this writ on Pierre Chouteau Senr May 18th 1826
in the City of St Louis, by his Acknowledging the Service thereof
after being informed of its contents

John R. Walker Sheriff
By James P. Brown D. Shff

Service \$100

No 10

In the Circuit Court
July term 1825

Catherine, a free woman

vs
Pierre Chouteau Sr

is the Clerk of the said
Court

That is an action of
Trespass, Assault & Battery
& false imprisonment

Where a summons for
Pierre Chouteau Senior

Gambell & all other
attys for self

Witness my hand 15th 1826
J. R. Walker

County of St Louis &c D

The State of Missouri

To the Sheriff of St Louis County
Greetings

We command you to summon Pierre
Chouteau Sr that he he 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 St Louis on the fourth
Monday of July next then and there to
answer unto Catherine alias Catherine a
free woman of color of a plea of trespass
to the damage of said Plaintiff of five hundred
Dollars and have you there this word

Witness the hand of James P. Brown Clerk
of our said Court at Office this
10th day of May 1826

Richard D. Gambell Clerk

State of Missouri
Third Judicial District 3rd det.

The State of Missouri to the Honorable the Circuit Court of Howard County. Greeting
Whereas certain valuable real and personal estate of Colours claiming to be free did on the twenty ninth
day of November in the year of our Lord one thousand eight hundred and twenty five obtain from our
superior Court for our third judicial district our writ of habeas corpus commanding you to permit
the said certain valuable real and personal estate to commence their suit for freedom as poor persons or slave raised
why you do not do permit them to which said writ you have returned that you do not permit them
do to due because you say that the said certain valuable real and personal estate were by the judgment of the superior
Court of the Territory of Louisiana adjudged to be slaves. which cause is deemed by our said superior
Court not sufficient. Wherefore peremptorily to command you to permit the said
certain valuable real and personal estate to commence their suit for freedom as poor persons.

Witness Handwritten Clerk of our said superior Court
the fifteenth day of May in the year of our Lord one thousand
eight hundred and twenty six -

W. D. Phelps Clerk

Latisha, Joseph
John's children
m E
P Houston
Marion



Thomas Vincent Court

George Chouteau Jr
attorn

Carthage also Cathrine

July Term 1826
by his attorney

and said Chouteau came and defends the force and

ingy when he, and says that he is not guilty of the said supposed trespasses said
to be charge or any part thereof in answer and for as the said Carthage
hath above the rest complained against them. and of this he puts himself upon
the country &c.

And for further plea in this behalf said Chouteau
says that said plaintiff ought not to have or maintain her aforesaid action
thereof against them because he says that at and during all the time when
the said supposed trespasses & each of them and every part thereof, were
committed, the said plaintiff was the slave of him said defendant, and
this he said defendant is ready to verify. wherefore he prays judgment
sent if the said plaintiff ought to have or maintain his aforesaid
action thereof against them &c.

Lawdy Geyer, Shredding
attys for said

P. Chouteau Sr
adju.
Carthage

Ocas.

Filed July 27th 1836
H. C. C.

Catiche alias Catherine
Julia, Joseph, & Helen } In the Circuit Court of St Louis
County. May 15th 1826-

Pierre Chouteau & Co.

vs
Isaac C. McKim & Co. presents

the petition of Catiche alias Catherine, Julia Joseph
and Helen persons of colour praying that they
may be permitted to institute suits against
Pierre Chouteau & Co. to establish their right
to freedom, and that they may be permitted
to sue as poor persons, and the Court being of
opinion ^{that} the petition aforesaid contains suf-
ficient matter to authorize the commencement
of suits doth order that the said petitioners
be permitted to sue as poor persons to es-
tablish their freedom, and assigns Isaac C.
McKim and Hamilton R. Gamble as counsel
for said petitioners. And the Court doth
further order that the said petitioners have
reasonable liberty of attending their counsel
and the Court when occasion may require
it, and that the said petitioners shall not
be taken or removed out of the Jurisdiction
of this Court, nor be subject to any severity
because of their application for freedom?

A true copy of the Order

Archibald Gamble Clerk

No 1A
July Term 1826

Cateche & others

in

P. Chouteau and son

Copy of the Order

Served a copy of the within Order on Pierre Chouteau Senr
May 17th 1826 in the City of St Louis

Service \$0.50

John B. Walker Sheriff
By James P. Brown D. P. Shiff

Katiche a woman of colour

Pierre Chouteau

In the St Louis Circuit Court

The petition of Katiche the above named plaintiff
represents to the Court that she fears she cannot receive
a fair and impartial trial in this Court in which her
suit for freedom is pending on account that she verily
believes the Judge of said Court is prejudiced against
her and her claims to freedom so that she cannot and
does not expect a fair and impartial trial of her
said suit in said Court Wherefore she prays the Court
to award a change of venue in said cause to some
other Court and County where the cause complained of
does not exist and your petitioner do

attest, J. C. McGurk }

Katiche ^{her}  mark

State of Missouri }
County of St Louis }

Personally appeared before the undersigned
a Justice of the peace of the County of St Louis Katiche
a woman of colour who being by me duly sworn
upon her oath saith that the facts stated in the fore-
going petition are true
Sworn to and subscribed
before me this 22^d day of
Novr 1828
Lawrence B. Purcell
Justice of the peace

Katiche ^{her}  mark

Partie a woman of
color
33 Collier
Gene Choufear

In the St Louis Circuit Court
Novr. Term 1828

Mory vs Pierre Choutau sent } p. sent for freedom

Michel vs same

Baptiste vs same

Antoine vs same

François vs same

Batiste vs same

Lulu vs same

Helen vs same

of the Defendant
in the above named suits, & to H. S. Geyer, Luke
E. Sawlitz, Joseph Spalding and George H. Strother
Esqrs, Attorneys for defendants. Take notice,
that the plaintiffs in the above named suits,
will apply to the Circuit Court of the county
of St Louis, now sitting, on Monday the 8th
day of December, Inst. for a change of venue
in said several suits, for reasons in their
several petitions set forth.

H. R. Gamble &
J. C. McKim for Opprs.

Wong & others
vs
P. Chautau and
Notice of applica-
tion for change of
venue.

a copy of the within notice was delivered to Pierre
Chautau Dec. 4. 1878

Thompson S. H.

Catuche
no 3
Chouteau

Francis Cailloux \$4⁰⁰

State of Missouri

County of St. Louis

Be it Remembered that heretofore to wit, at the March Term of the Circuit Court for the County of St. Louis in the year Eighteen Hundred and twenty six, on the Fifteenth day of May in the year aforesaid Isaac C. McGirk Esq^r presents to the Court the petition of Cathiche alias Catherine, Julie, Joseph and Helen persons of Color praying that they may be permitted to institute suits against Pierre Chouteau Sr. to establish their right to freedom and that they may be permitted to sue as poor persons and the Court being of opinion that the petition aforesaid contains sufficient matter to authorize the commencement of suits doth order that the said petitioners be permitted to sue as poor persons to establish their freedom and assign Isaac C. McGirk and Hamilton A. Gamble as counsel for said petitioners. and the Court doth further order that said petitioners have reasonable liberty of attending their counsel and the Court when occasion may require it and that the said petitioners shall not be taken or removed out of the Jurisdiction of this Court nor be subject to any severity because of their application for freedom - and afterwards to wit on the same day the said

Petition & order
for leave to sue

Habeas Corpus

Circuit Court made the following order to wit; The Court being satisfied that the above Petitioners have or are about to be subjected to severity because of their application for Freedom doth order that a writ of Habeas Corpus issue returnable before this Court ~~on Friday~~ on Friday next at 11 o'clock A.M. requiring the Jailor of St. Louis County, Pierre Chouteau Sr. Bernard Pratte and Alexis Amelin to bring into Court the bodies of the said Cathiche, Julie, Joseph and Helen together with the cause of their caption and detention and afterwards to wit on the said Fifteenth day of May in the year aforesaid the said Cathiche alias Catharine by her attorneys filed in the office of the Clerk of the said Circuit Court her declaration against the said Pierre Chouteau Sr. which said declaration is in the word and figures

Declaration

following to wit; State of Missouri County of St. Louis ss. In the Circuit Court July Term 1826. Cathiche alias Cathrine a free woman of Color complains of Pierre Chouteau Sr. of a plea of Trespass for that the said Pierre on the first day of April in the year Eighteen hundred and twenty six, with force and arms at the County aforesaid made an assault upon the said Cathiche and then and there beat bruised and ill treated her the said Cathiche and then and there imprisoned her the said Cathiche and kept and detained her the said Cathiche in prison there, without any reasonable or probable cause whatsoever for a long time to wit, for the space of thirty days then next following, contrary to the laws of this State, and against the will of the said Cathiche, wherefore she says she is injured and hath sustained damage to the amount of five hundred dollars and therefore she brings her suit vs. Gamble & McGirk Attys assigned for plff. - and afterwards to wit on the sixteenth day of May in the year aforesaid the Clerk of the said Circuit Court endorsed thereon a writ of Summons which is in the words and figures following to

Summons

wit; County of St. Louis ss. The State of Missouri, To the Sheriff of St. Louis County Greeting We Command you to summon Pierre Chouteau Sr. 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 St. Louis on the fourth Monday of July next then and there to answer unto Cathiche alias Catherine a free woman of Color of a plea of trespass to the damage of said Plaintiff of Five Hundred Dollars and have you then there this writ. ~~Witness~~ Archibald Gamble Clerk of our said Court at Office this 10th day of May 1826. Archibald Gamble Clerk. - and afterwards to wit; on the twenty fifth day of May in the year Eighteen hundred

order to be
out

and twenty six at the March term aforesaid of said Circuit Court, the Plaintiffs in this case, before the Court in the possession of the Sheriff the Court doth order and direct that the said Catiche, Helen & Lulie be hired out by the said Sheriff to the highest bidder from term to term untill the termination of these suits, and that the said Sheriff take from the person or persons hiring the said persons of color a bond in the sum of Five Hundred dollars for each one, conditioned that they and each of them shall have reasonable liberty of attending their Counsel and the Court when occasion may require and that they shall not be removed out of the Jurisdiction of the Court or suffer any severity of treatment on account of their application for freedom. and afterwards to wit; at the July term of the said Circuit Court in the year aforesaid being the return term of the writ of summons aforesaid the Sheriff of the County of St Louis returned the same and the declaration of the said Catiche aforesaid into Court with his return

Sheriff's return
on declaration

thereon endorsed in the words and figures following to wit; Executed this writ on Pierre Chouteau Senr May 18th 1826 in the City of St Louis by his acknowledging the service thereof after being informed of its contents John H Walker Sheriff by James P. Brown D. Shff. - and afterwards to wit; at the said July Term of the said Circuit Court in the year aforesaid the said Pierre Chouteau by his attorney filed his pleas in the words and figures following to wit; St Louis Circuit Court July Term 1826 Pierre Chouteau & adsm. Carthiche alias Cathrine - and said Chouteau by his attorney comes and defends the force and injury when &c and says that he is not guilty of the said supposed trespasses laid to his charge or any part thereof in manner and form as the said Carthiche hath above thereof complained against him and of this he puts himself upon the Country &c - and for further plea in this behalf said Chouteau says that said plaintiff ought not to have or maintain her aforesaid action thereof against him because he says that at and during all the time when the said supposed trespasses & each of them and every part thereof were committed the said plaintiff was the slave of him said defendant and this he said defendant is ready to verify wherefore he prays Judgement if the said plaintiff ought to have or maintain his aforesaid action thereof against him &c - Lowless, Geyer, Spalding Attys for deft. - and the said cause was continued from term to term until the November Term of the said Circuit Court in the year Eighteen Hundred and twenty Eight at which said term the plaintiff

order for change
of Venue -

by her attorney presents to the Court her petition verified by affidavit praying for a Change of Venue in this case it is therefore ordered by the Court that the Venue be changed to the County of St Charles in the second Judicial Circuit of 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 filed in the cause and appertaining to or forming part of the Record to the Clerk of the Circuit Court for the County of St Charles at the next term thereof. - and the petition and affidavit

Petition for change
of Venue aff'd

of the said plaintiff are in the words and figures following to wit; In the St Louis Circuit Court Catiche a woman of Color vs Pierr Chouteau - The petition of Catiche the above named plaintiff represents to the Court that she fears she cannot receive a fair and impartial Trial in this Court in which her suit for freedom is now pending on account that she verily believes the Judge of said Court is prejudiced against her and her claim to freedom so that she cannot and does not expect a fair and impartial trial of her said suit in said Court wherefore she prays the Court to award a change of Venue in said cause to some other Court and County where the cause complained of does not exist and your petitioner &c Catiche ^{for} ~~mark~~ attest J. C. McGirk

State of Missouri, County of St Louis, ss, Personally appeared before the Undersigned a Justice of the peace of the County of St Louis Catiche a woman of Colour who being by me duly sworn upon her oath saith that the facts stated in the foregoing petition are true Catiche ^{her} X = Sworn to and subscribed before me this 22^d day of Nov^r 1828 Clement B Penrose Justice of the peace

State of Missouri
County of St Louis ss I Archibald Gamble Clerk of the Circuit Court for the County of St Louis do Certify that the foregoing is a full transcript of the Record and proceedings in the case of Catiche alias Catharine versus Pierre Chouteau Senior as the same now remains in my office

Given under my Hand and the seal of the said Circuit Court at office this Eighteenth day of February in the Year of our Lord One thousand Eight Hundred and twenty nine and of the Independence of the United States the Fifty third

Archibald Gamble Clerk

The fees due in the above case to the following
named officers of the Court are

To A. D. Gamble clerk of the Circuit Court for this Transcript	\$ 1. 65
" same for costs in this suit	5. 95
" Do St Walker ^{clerk} Sheriff of St Louis County	1. 00
	8. 60

In all Eight Dollars Sixty Cents
Archibald Gamble clerk

Wachonah

Catharine Catharine
no 3
Pierre Chouteau Senior

Change of Name to St Charles

Transcript \$14 65
Aug — — — 1 "

Filed 17th March 1829
Wm Chas. N. & Co.

The Society of Friends
of the cantons of Helvetia, Switzerland with the county

Wm. Adams' Secretary
General forwarded to the same the enclosed

State Paper, Marie Adelaide (afterwards) Mrs. Pinckney (precept)
and some demands, that all expenses and delays being set aside, they
personally be and appear before the judges a part of the price
without and for the duty of \$1000 at his office in St. Louis on the
Pinckney and ~~the~~ duty of \$1000 instant between the hours
of 11 o'clock in the forenoon and 4 o'clock in the afternoon —
I had written and says to it, it is certain that when I wrote
a Mademoiselle is ~~Pinckney~~ and ~~Pinckney~~ ~~Pinckney~~ ~~Pinckney~~
and the part of the ~~Pinckney~~
Pinckney under my hand this 18th day of May 1833

The County
 of Worcester and the
 City of Worcester 1875

Chas. Sumner Jr.

Patriche
P Chouteau Lewis }
Subpoena. 19 & 20
May between 9 AM
10 & 12 PM

John W Adams
Fette Berger
Marie Lalande (Mexis)
Jave Marchal (vide Pothe
Louis Lemonde

Executed this Subpoena
by Reading it to the
J. above named
Witnesses on the 18th day
of May 1829 in the
Township of St Louis
J Cooper Const.
A C Albary Dep Const.

Service - \$1.25

Notice

²¹
Quinn Shattuck vs

vs J. in the Circuit Court
St. Albans County, Vermont
1829.

The above named defendant will take no
plea, that the plaintiff in the above named
suit, will attend at the office of J. V. Garrison
Esqr in the City & County of St. Albans, on Mon-
day, Tuesday and Wednesday the 18, 19 & 20th
days of May, instant, between the hours of nine
o'clock A.M. and four and there take the
oath of said days, and there and there take the
depositions of witnesses in said cause, to be
made in evidence on the part of the plain-
tiff in on the trial of said cause.

St. Albans, May 14th, 1829
Granville & McDevitt
attos for

Quinn Shattuck
15 May 1829 -

Wm. H. Smith
J. A. J.

Deposition taken by virtue of a Notice at the office of Messrs G. T. Jones
a justice of the peace in and for the County of St. Louis on the twentieth day
of May in the Year eighteen hundred and twenty nine, between the hours
of Nine in the forenoon and five in the afternoon of the same day, unto
he read in evidence on the Trial of a certain Case now pending in the
Circuit Court of the County of St. Charles in the Second Judicial District
Between Catiche, a woman of color who sue for her freedom,
Plaintiff and Pierre Chouteau Senior defendant on the part of the
Plaintiff -

Wrote Roger being duly sworn or her oath that she is -
acquainted with Catiche the above named (mutato nomine) woman, who is claimed
by Pierre Chouteau Senior as his slave. that the mother of Catiche, was
Marie Sapiro, that Marie Sapiro was a Mulattoe partly Indian &
negro blood, that she understood that her father was a Negro and the
mother an Indian woman of the Stitches tribe of Indians - This
she understood in the family of the Jays, the said deponent having
been raised by Mrs. Chevalier the daughter of Mr. Frank Jay -
that when deponent first knew Marie Sapiro she was living at
Mr. Jays the father - that said Marie Sapiro lived with Mr. Jays
until the death of Mrs. Jays his wife, when she removed to the
family of Mrs. Chavon, also a daughter of said Mr. Jay in -
that it is about forty years since she first heard of said Marie
Sapiro being of Indian blood, that she was always represented
in the family of Jays, as being of Indian blood, the deponent
states, that she the said deponent was raised in the family of said
Jays, and came to them when very young - that she the deponent
heard often, mention of a certain Marie Sapiro, in the family of said
Jays, that she never knew her - understood that she was
an Indian or half Indian woman - does not know whether

He ever lived in the family of Jagers, understood he lived at the
Paine Throder - understood that Marie Sapiro had come to land
Jagers, in sight of his wife who had received her of some of her
friends as a present at Fort Charters - He deponent further saith that
he is acquainted with the children of Catiche, they are Nagahie,
Nehete, Jube, Joseph, Elene that they are still held as slaves by the
said Pierre Chouteau Senior - that he knows of three of Marie Sapiro's
children now living to wit, Catiche, Albert & Marguerite. That
in the family of Mr Jagers, they were treated, not as slaves, but as -
persons who from their birth might be entitled to freedom -
that it was not uncommon formerly to see in white families
Indian men & women as servants for a limited time, tho they
were not considered as slaves - her

born to & brought on the day
and fear, at the place and
within the hours first above mentioned
before J. C. Torner J.D.

John + Peyer
mark

Louis Lemonde being also duly sworn - on his oath saith that
he was acquainted with Joseph Jagers Senior, that he first knew
him in this place, about twenty five or thirty years ago - When
a woman named Marie Sapiro, whom he understood to be Mr
Jagers' servant - that she was of a brown color her hair were
undulated, not very long and black, never knew her parents, understood
generally that the mother of said Marie Sapiro was Indian, or of
Indian blood, but was the current report - He deponent further
saith that he does not recollect hearing say who the father of Marie
Sapiro was -

Question by defendant's attorney, was Marie Sapor the
understood to be the name of Mr Sapor or better as such?

Answer - I do not know I never was at Mr Sapor's
house.

Question by same, Do you know any of the children of Marie
Sapor?

Answer - I know Otiche.

Question by same - with whom did Otiche live previous and
subsequent to the death of her mother, Marie Sapor?

Answer - He always lived with Mr Case (Pierre Chateau) &

84 understood her to be his slave
from to & absconded on the day of
year, at the place and between the
house first above mentioned before

by
Loring & Lemore
Mark

J. B. Farmer

Marie Lemoine being also duly sworn & her oath taken that
the Marie Sapor the mother of Otiche, who lived with Mr Sapor
that she knew her about forty years ago, she was of a red complexion
her hair were long and ^{say about the middle} undressed. She ~~was~~ not know who the
mother of Marie Sapor was, she never troubled herself about it -
the Marie Marie Sapor the sister of Sapor, she was a full blooded
Indian, know her many times she was addicted to drinking and
many times punished her for it - Marie Sapor was arrested by
reported to be of Indian blood, her father was a black man and
her mother of Indian blood and from the circumstance of her
sister Marie tota being a full blooded Indian she says that
Marie Sapor must have been Indian blood

Question by defendant's attorney - You state that Marie Sapor

was the sister of Marie Lapin. Now Do you know that I
 knower, I understood it was so, I did not know it
 of my own knowledge, I was too young then but was told to
 I knew her at the Genevieve

One, two by name - when you know Marie Lapin, was
 she a slave in the family of Mr. Jager?

Answer - I do not know, I never troubled myself about
 the slaves who were at their Master's

Two, ten by name. How old were you when you first knew
 Marie Lapin?

Answer. I do not exactly know. I came here to
 live about two years after the year of the attack, Marie
 Lapin was then here living at Mr. Jager. Never heard
 how the mother of Marie Lapin came into the hands
 of Jager, nor how Marie Lapin herself came there

I was to go abroad on the day and
 saw that near the house and at the
 place just above mentioned, before

her
 Marie x a blonde
 mark

J. B. Pomeroy

For Feb 1894

writing deposition 1.25

Gooding

I certify to the facts

\$2.32 1/2

Appelle

3 months to be paid

30.00

\$ 6.00 1/2

Filed 1st June 1899.
 Wm. C. Hushall Jr. C.
 1899

Batch
by
Carmichaelson

Open Buckhous for
off to St Louis county
for
John B. C. Decas
South Burpiss
Madison Lewis Launce
Madison Wamchale
Louis Lammour

Stuck in St Charles Co.
Francis Bartlett

Catish -

^{or}
Chouteau.

Filed 22nd May 1829.

Wm Chisley Esq. C.C.B.

gave Mr. Pitts.

COUNTY OF ST. CHARLES, MO.

THE STATE OF MISSOURI,
TO THE SHERIFF OF St. Louis County COUNTY-CREETING.

You are hereby commanded to summon

Berger, Madame Mary Saland, Madame
Marshall, & James Lammert.

that setting aside all manner of excuse and delay, they be and appear in proper person before the Judge
of our Circuit Court, on the 28th day of June Next, at the Town of St.
Charles, then and there to testify and the truth to say in a certain matter of controversy now pending in
our said Court, wherein *but she says both are of lawyers* plaintiff
and *Genevieve* defendant;
the part of the ; and have you then there this writ.

WITNESS, WILLIAM CHRISTY, Jr., clerk of our said Circuit Court,
at the Town of St. Charles, this 22nd day of

May in the year of our Lord one thousand eight hundred
and 79.

Wm. Christy, Jr. CLERK C. C.

St Charles C. of
Correc Court —
June Term 1829.

Catiche alias Catherine
a woman of colour
vs. Sup. —
Pierre Chouteau jr.

Summons —
John B. C. de Cay.
Jostte Berger 24
Madame Hospital 24
Madame Marshall 24
Louis Lamond 24
p. 18.

Ex parte the first on Jostte Berger vs. St. Charles C. of
May 28. 1829. On Motion of Lamond & de Cay de Cay vs.
29. 1829 all in St. Louis County.

Summons 24. 50

John B. C. de Cay
Jostte Berger 24
Madame Hospital 24
Madame Marshall 24
Louis Lamond 24
p. 18.

COUNTY OF ST. CHARLES, MO.

THE STATE OF MISSOURI

TO THE SHERIFF OF

St Charles

COUNTY--CREETING.

You are hereby commanded to summon

James A. Wolfe

that setting aside all manner of excuse and delay, he be and appear in proper person before the Judge of our Circuit Court, on the *12th* day of *June* *1882*, at the Town of St. Charles, then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein *Batista*, a woman of *Col and* plaintiff and *George Schouta and* *James* defendant ; on the part of the *plaintiff* ; and have you then there this writ.

WITNESS, WILLIAM CHRISTY, Jr., clerk of our said Circuit Court,

at the Town of St. Charles, this

22nd day of

Aug in the year of our Lord one thousand eight hundred

and *29.*

Wm Christy Jr
CLERK C. C.



For out Court -
June Term 1829

Catieke
vs. $\frac{3}{3}$ Sup.
Pierre Chouteau Jr.

Summons
Francis Dole
for plff.

Attest
M. G. H. J. J.

The within named Francis Dole
not found for the Plaintiff
Dole vs. Chouteau Jr.
June Term 1829
Attest
M. G. H. J. J.

Catch and others
Colored people
More Chouteau sent

Depositions of witnesses taken by consent
this tenth day of April 1829 at St Louis state of
Missouri to be read in evidence on the trial
of said actions now pending in the Circuit court
County of St Charles —

Marguerite Alexie Hamelin deponent and saith
that she was acquainted with Marie Scipion
the mother of Catuche Soucis & Alexie that deponent
knew said Marie Scipion when she was living with
Mr Lazon sent in the town of St Louis that deponent
recollects said Marie Scipion about twenty eight
or thirty years since at which time said Marie
Scipion lived as a slave in the family of said
Lazon that deponent was told by said Marie
Scipion that the father of her the said Marie Scipion
was a Negro man named Scipio and that the
mother of said Marie was an Indian woman who
had been taken prisoner and reduced to slavery in
the Metchy war in the time of the French —
that the mother of Marie Scipion was taken for
a slave in the time of war by the French people —

Exp examined by W. W. Jenkins on behalf of H. H. —

Q. Did Mary Scipio tell you how she knew the above facts —

A. No — Marie Scipio did not say how she knew those facts but deponent supposed that she knew them from her mother —

Q. When you were acquainted with Marie Scipio —

A. Yes I knew her well I saw her very often —

Q. How long ago was Mr. Taylor dead —

A. About 17 years or more — is not certain how long ago —

Q. How long ago was the death of Marie Scipio —

A. About 25 or 26 years ago — believe that Marie Scipio died at St. Louis — does deponent was not there in St. Louis —

Q. How long ago was Marie Scipio born —

A. Deponent does not know when Marie Scipio was born — witness is about forty years of age perhaps more — witness was born in Cahokia in Illinois — was about six or seven years old when witness removed to St. Louis from Cahokia —

Q. How long ago did Marie Scipio tell you who were her mother and father and that her mother was taken by the French —

Aunt. McHugh does not exactly recollect ~~that~~
long ago Marin Scapion told witness - believes
that Marin Scapion told her so about three
or four years after witness first knew Marin -
believes it to have been about twenty years
or twenty nine years ago -

sworn to and subscribed
before me this 10th day of
April 1829

Peter Ferguson
Justice of the peace
County St Louis

her
Marguerite Alexis X Ametion
mark

273
Leticia & Others

As before

same location

Margaret A. Smith

per 1845

March 1849.

Wm. C. Smith. V. C. C. C.

The Clerk of the Circuit Court
County of St. Charles

Book of Esther B. Bone Chautauque
Shrewsbury N. H. June 1889.

Catharine } So. Suit for freedom in
vs } the State's Circuit court.
Purser Chautau vs }

In the case of Carmelite against Purser —
Chautau vs, in the State's circuit court, for free-
dom, Judge John B. C. Lucas was sworn as
a witness on the part of the plaintiff, who
stated on oath,

That he knows nothing of the descent or parentage
or condition of the plaintiff of his own know-
ledge; but what he does know he has derived
from others. That on a trial for freedom by
some of the descendants of a certain coloured woman
called Marie Scipion, against Joseph Jay
an Esq. in the old General or superior court of
Missouri in 1805 or 1806, whilst he sat as a
Judge in said court, That one Purser & Bequest,
and ^{an} old man Riviere, the father of John B. C.
Riviere, one of the witnesses sworn in this suit,
were sworn as witnesses in that cause and gave
testimony in court. That Old man Riviere then
stated on oath, that the mother of Marie Scipion,
(the mother of the Plff) was an Indian woman
an of the Natchez tribe of Indians; that she was
brought to Fort Chartres in the new state of Illinois
about the time of the Natchez defeat by the
French from New Orleans; ^{& that witness heard the way spoken at that place.} That she was in
the capacity of a slave among the French
at Fort Chartres, during her life; that when
the mother of Marie Scipion was brought
to Fort Chartres, the witness (old Baumann) was
quite a young man, not old enough to go
to battle. That Marie Scipion's mother was —
brought to Fort Chartres about the time of the
defeat of the Natchez Indians by the French
of Lower Louisiana. That Baumann was perhaps
nearly grown old, but was a hale old man
for his years, & seemed to be in possession of
of his memory & faculties perfectly.

Witness further stated, that ^{himself} & Bequest testified on
said trial, that he knew the mother of Marie Scipion
at Fort Chartres in Illinois, who was an Indian woman
and of the Natchez tribe; that she was taken by the
Louisiana French at the Natchez defeat, as was reported
and was brought to Fort Chartres about the time
of that defeat; and that she was held in slavery

at Fort Chartres by him who had possession of her. Judge Lucas further testified, that on the trial of said cause, a certain Madame Cochon, was sworn and testified on the part of the defendant Tayan, & that she testified that her aunt was a midwife in Fort Chartres, ~~and with~~ ^{whose} the witness (Madame Cochon) had lived, and that Marie Scipion was born of a negro woman who was then in the care and nursing of her aunt; and that her aunt acted as midwife at the birth. That she (the witness) was then quite young.

Mr Lucas further testified, that Madame Helen Chualier, and Madame Chauvin, daughters of Joseph Tayan the then defendant & Louis Sabcaum, (who are now all dead) were also sworn in said suit & testified on the part of the plaintiffs; that they severally testified that about the time of the publication of one of the proclamations of Governor General O'Reilly in upper Louisiana, which proclamation had relation to the liberation of Indian prisoners taken by the Louisiana French and by them detained as slaves, that Joseph Tayan, who then held Marie Scipion in slavery, stated in a conversation with said witnesses on this subject, that according to that proclamation or ordinance, Marie Scipion and her children were all free, because the mother of Marie Scipion was an Indian woman.

Mr Lucas further stated, after voluntarily returning to the bar, that Madame Cochon did not swear that she herself acted as midwife at the birth of Marie Scipion, nor was the mother of Marie Scipion then under her care, but that it was the mother or aunt of the witness (Mlle C.) who was the nurse & midwife.

That Perrot & Bugeat appeared to have the full exercise of his faculties & senses when he testified, altho' he was a very old man. That the question then before the court (old superior court) was one of Pedigree of the plaintiffs.

In the case of Carmelite, before named, Madame Mars
Chall was sworn and testified as a witness on
the part of the plaintiff, who stated on oath,
that she knew Joseph Teyon when he lived at
Fort Chartres in Illinois, opposite or nearly opposite
to St Louis, which was more than sixty years
since. He then had a family. She also knew him
after he removed to & resided in St Louis, which
removal was nearly fifty years since. That Teyon
died about twenty years since in St Louis, at the
house of Pierre Chouteau the defendant; he had
several children, to wit, Joseph, Francis, Charles,
and John; and his daughters were Madame Helen
Chevalier, Madame Chauvin, and another called
Janette. Witness knew Marie Scypion at Teyon's,
who passed for a Griffon that is, half negro &
half Indian. First saw Marie Scypion about
fifty years since when St Louis was first settled.
Marie Scypion was then probably about twenty
years of age. Witness always heard & understood
that Marie Scypion's mother was an Indian
squaw and her father a negro man. Witness
recalls particularly to have heard Old Riviere,
called Bannier, (who died about 10 years since, at
the age of 112 years) say about forty years ago,
that he knew the mother of Marie Scypion well,
and that she was an Indian squaw, and her
father a negro. Witness further stated, that the
hair of Marie Scypion was black & several inches
long - rather curly, but not like that of a negro;
her complexion was rather reddish, but darker than
an equal mixture of white & black, or than that of
a common mulatto. That she ^(witness) was born in the
village of Cahokia in Illinois. Never heard old Riviere
say that the mother of Marie Scypion was taken pris-
oner in war. That witness knew Marie Tata, who was
an Indian woman, and was generally reputed to
be the sister of Marie Scypion.

In the case of Marguerite against P. Chouteau, for freedom
in the Circuit Court of St Louis County, Francis Mars
Chall was sworn as a witness and testified on behalf of
the plaintiff, who stated on oath, that he knew Joseph Teyon
when he lived at Fort Chartres in Illinois upwards of sixty years
since and afterwards at St Louis, when he first came
to settle himself about fifty years since, at the time
Canada was taken by the English - He knew Teyon
till his death. Witness resided in St Louis. Witness knew Teyon's
family till his death. That Teyon died at Pierre Chau-
teau's house. Witness knew Marie Scypion, who

lived in Toyon family. She passed for a half Indian
and half negro. Always heard & understood from pub-
lic report that her mother was an Indian and her
father a negro man; first heard of her parentage
more than fifty years ago from Bauanne the Elder, who died
8 or 9 years since, who was about 114 years old at his death,
and was the father-in-law of the witness. That said Bauanne
or Riviere said he was well acquainted with the mother
of Marie Scipion when she came to Fort Chartres
from Mathez & got her freedom. Witness stated that he also
heard the same things from many other persons, both old
& young. That the sister of Marie Scipion who
was a full blooded Indian; her name was Marie Tata,
and that Marie Tata frequently came with her children
to see Marie Scipion, and witness understood that they
were sisters from themselves.

We the undersigned do agree to admit, ~~as~~ the foregoing statements of
facts, to be given in evidence on the trial of the case of
Catharine vs Pierre Chaulieu or above mentioned, and on
the trial of all other suits for freedom by the descendants of
Marie Scipion against said Chaulieu & Chauvin Advers
of Helen Chevalier, in lieu of the depositions of the witnesses
whose names & statements are above set forth subject to
all objections that may be made if the witnesses were examined in Court.

J. C. McGirk Atty for Offs

Chaulieu & Chauvin Atty for Def.

At No 2
Catharine
vs
Chaulieu

Statement in
evidence for Offs.

Filed 3rd June 1839.

State of Missouri
 County of St Charles } ss: Be it remembered that on the seventeenth
 day of March, in the year of our Lord eighteen hundred and twenty
 nine, was filed in the office of the Clerk of the circuit court for
 the said county of St Charles, a transcript of the record and proceed-
 ings in the case of "Catiche, alias Catharine against Pierre Chouteau
 senior", certified from the circuit court of the county of St Louis,
 to the said county of St Charles; in which said cause, at the
 October Term of our said court for the year aforesaid, on the first
 day thereof, and the fifth of said October, the following proceed-
 ings were had = to wit:

"Catiche, alias Catharine } Petition for freedom
 " Pierre Chouteau son } On motion and affidavit filed, it is
 " ordered that this case be continued at the cost of the Defendant."

And afterwards the said cause was continued from term
 to term of our said court until the June term thereof for the year
 eighteen hundred and thirty five, at which term the following order
 was made = to wit:

"Catiche, alias Catharine } Tuesday - June 9 - 1835
 " as } Petition for freedom.
 " Pierre Chouteau sr } The Judge of this court having been
 " of counsel for one of the parties to this action, it is ordered by the court
 " that the venue be changed to the county of Jefferson, in the seventh
 " judicial circuit of this state, and that the Clerk of this court do cer-
 " tify and transmit a full transcript of the record and proceedings
 " in the cause - together with all papers appertaining to and be-
 " in the same - to the Clerk of the circuit court for the County
 " of Jefferson, at the next term thereof."

State of Missouri
 County of St Charles } ss: I William Christy jr, Clerk of the
 circuit court within and for the county aforesaid, certify
 the above to be a full and correct transcript of the record
 and proceedings in the case of "Catiche alias Catharine

against Pierre Chouteau senior," as the same now remain
of record in my office - accompanied by all the papers per-
-taining to the said cause.



Given under my hand and the seal
of said court at office in the Town of Saint
Charles this 27th day of October A.D. 1835

William Christy Jr

By Deputy, J. D. Schmitt

Fees in St Charles

Circuit Court

William Christy Jr Clerk

for costs of this suit	\$8.10
" this transcript	.32 1/2
" certificate & seal	.50
" Tax	.02 1/2

9.55

" forwarding papers to Herculaneum - fifty miles	5.00
---	------

\$14.55

Catich. alia catharina
is } change
Père Chouteau } of mine

Acute's feet standards \$14.95

THE STATE OF MISSOURI,

To the Constable of *Storrie* Township, in the County of *Storrie*, Greeting:

We command you to summon *John DeLucas and Baptiste*

Morin

that all excuses and delays being set aside *they* personally be and appear before the ~~the~~
 ~~Circuit Court~~ *Justice of the Peace* within and for the County ~~Storrie~~ *Storrie* with
~~deferred~~ *on the*

day of *July* instant at ~~his office~~ *in the*

township of *Mercersburg* to testify on the trial of a case wherein *Leatrice*

a woman of color is ——— plaintiff and *Perine*

Chenault is ——— defendant, on the part of the

~~plaintiff~~ *and of this they are not to fail at their peril; and have you*

then there this writ.

Given under my hand, this

5th day of *July* A. D. 18*36*

Albough JUSTICE OF THE PEACE.

State of Missouri: 3
County of Saint Louis: 1
I claim in Buxby made
oath that he executed the within assignment
by or as one of the claims to ~~Walter~~ Walter Brown this
5th day 1856 in the County of Saint Louis -
known & subscribed before
me this 5th day 1856

Attest
John J. J.

Attest
J. J.

In the Supreme Court. 3^d Judicial District - June Term 1837

Monday 26 June 1837

Pierre Chouteau appellant

vs

Cateche alias Catharine appellee

Appeal from Jefferson Circuit Court
Now at this day come again the parties aforesaid by their respective attorneys, and the court here being sufficiently advised of and concerning the premises, do consider and adjudge that the judgment aforesaid in form aforesaid by the said circuit court rendered be in all things affirmed and stand in full force, and it is further considered that the said appellee recover of the said appellant, and of Julius De Mun & Henry G. Boulard her costs & charges by her about her defence in this behalf expended and that she have thereof execution.

State of Missouri

3^d Judicial District

I John Ruland clerk of the Supreme Court in and for said District certify the foregoing to be a true & complete transcript of the judgment of ~~the~~ said Court in the Case of Pierre Chouteau - vs - Cateche alias Catharine as the same now remains of Record in my Office.

In testimony whereof I have hereunto set my hand and affixed the seal of said Court at Office in the City of St. Louis this 23^d day of July 1837

J. Ruland Clerk

In the Supreme Court June Term 1837

Pease Chautau

vs

Pease & Chautau

Pease & Chautau

Filed Oct 7th 1837

By J. W. Bates Clerk



Caliche alias Catherine }
 vs } Suit for Freedom
 Pierre Chouteau.

Be it remembered that at the trial of this cause ~~the fact~~ it was admitted that the plaintiff is the daughter of a woman Marie Dupin mentioned in the depositions hereinafter set forth.

The following depositions were then read in evidence ^{by the plaintiff} - (here insert the depositions marked A. as in Marguerette's case)

The plaintiff also read in evidence the statement of John B. Lucas, as follows here insert the statement marked A No 2.

The defendant read in evidence the following depositions - here insert the depositions marked A No 3.

John Tabor a witness for defendant testified (here insert his evidence as set forth in the case of Marguerite vs Chouteau)

No other evidence being given the defendant by his counsel moved the court to instruct the jury as follows

Here insert the instructions marked Aa as in Marguerette's case) which instructions the court refused to give, and the defendant excepts to the opinion of the court refusing said instructions -

and the defendant prays the court to
sign & seal this his bill of exceptions which
is done accordingly this 10th ~~Nov~~ 1836

Wm Scott Esq