

Jefferson County Circuit Court
Case Files - Civil
April 1837

Box 3 Folder 15

Boughton, Mary

vs

Boughton, Benjamin J.

Divorce

Married 1833; abuse, drunkenness

To the honorable the Judge of the Circuit Court
for the County of Jefferson in the State of Missouri
in Chancery Sitting, your Complainant Mary Bough
who resides in the County of Jefferson, State of Missouri
-ten- would respectfully represent unto your honor
that on the day of in the year
Eighteen hundred and thirty three, she intermarried
with a certain Benjamin J Boughen in the County
of Jefferson and State of Missouri, and had
hoped to live happily with him, that after the
said Marriage which was lawful, the said
Benjamin J Boughen became more and ill natured
and disposed, that from the time of the Marriage
aforesaid, up to the day of December in the
year Eighteen hundred and thirty five (since
which time your Complainant and the said
Benjamin J Boughen have not lived together) the
said Benjamin J Boughen upon several occasions
beat bruised, and abused your Complainant that
the said Benjamin J Boughen during the time aforesaid
was and still is in the habit of becoming
intoxicated, and when in that situation, and
also when sober, was guilty of such cruel and
barbarous treatment to your Complainant, to wit
by beating bruising and abusing your Complainant
in such a manner as to endanger the life of the
said Complainant, Your Complainant further
states that from the time of the Marriage afore
said up to the time of the separation of your

Complainant and the said Benjamin J Broughton, that the said Benjamin J Broughton was and still is, an habitual drunkard, and when in that situation would offer such indignities to the person of your Complainant as to render the condition of your Complainant intolerable, that the said Benjamin J Broughton and your Complainant have not lived together since the day of December in the year Eighteen hundred and thirty five, since which last time the said Benjamin J Broughton has been (and was before) very dissipated and idle, frequenting all the haunts of wickedness and Drunkenness in the Country, and some times at Lewis River in the State of Illinois.

In tender consideration whereof, to the end that justice may be done, and in much as your Complainant is now deluged in a Court of law and only redeemable in a Court of Chancery, where such hardships are properly redressed - Your Complainant prays that the said Benjamin J Broughton be made a defendant to this bill, that he be compelled to answer the allegations of this bill fully and truly as if the same were known again repeated by way of Special interrogatory, and in the end your Complainant prays your honorable Court to decree that the bonds of matrimony heretofore existing between your Complainant and the said defendant, be dissolved, that your Complainant be divorced, and restored to all the privileges of a single Sol.

and that she retain all goods Chattels and effects which she was possessed at the time of her marriage, belonging to the estate of her late husband Thomas Nutting deceased, and such other decree as the equity of her case may require, the Complainant prays the benefit of a Subpoena in Chancery &c and as in duty bound she will ever pray &c

Mary Boughton

State of Missouri }
County of Jefferson } Set

This day personally appeared before me the undersigned ^{clerk of the circuit court} ~~justice of the peace~~ within and for the County aforesaid Mary Boughton the complainant in the foregoing bill; and made oath that the facts stated in said bill are true, according to the best of her knowledge and belief, and that the Complaint is not made out of envy or by collusion fear or restraint between the Complainant and Benjamin J Boughton the defendant in said bill, for the mere purpose of being separated from each other, but in sincerity and truth for the causes mentioned in said bill Given under my hand this 14th day of February 1837

Subscribed and sworn to
this date above

Mary J Boughton

Henry D Bates Clerk

By J Lewis Deputy

306
Mary Boughten
as { Bill for
{ Divorce
Ben J Boughten

306
Filed Feb 14th 1837
J. G. W. D.

State of Missouri }
County of Jefferson } SS

The State of Missouri to the Sheriff of Jefferson County Greeting,
These commands you to summon Benjamin Benjamin S
Boughten, if he be found within your bailiwick, that he
be and appear before the Judge of our Circuit Court
to be holden for the County of Jefferson at Herrellanum
on the second Monday after the fourth Monday of
March next, being the tenth day of April next, there
and there to answer the complaint of Mary Boughten
by her original bill in Chancery in said Court exhibited
and filed and have you there this writ and
make due return how you execute the same

Witness Henry P. Bates Clerk of said
Court at office in Herrellanum
this 20th day of February in the year
1837

Henry P. Bates Clerk

Mary Boughten
as { spec in
Chancery
Benjamin J. Boughten

To April Term
1837

Filed April

I served the within writ on
Benjamin J. Boughten by reading
the same in his hearing and ex-
posed and delivering him a copy of
the same on the 10th day of March
1837.

Edw. G. Weston Sheriff

THE STATE OF MISSOURI,
COUNTY OF JEFFERSON, SCT.

To the Sheriff of *Jefferson* County, — GREETING:
You are hereby commanded to summon

Lawson Corby,
John B. Robertson,
James Wright,
John C. Lee,
Joseph Adams,
William Thomas and
John Williams

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 *Eighth* — day of *August*, at the town of Her-
lanewm, then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein *Henry Douglas* is plaintiff,
and *Benjamin B. Douglas* is defendant,
on the part of the *defendant*; and have you then there this writ.

WITNESSES, HENRY P. BATES, Clerk of our said Circuit Court, at the town of Her-
culanewm, this *twenty fifth* day of *June*, *1871*
in the year of our Lord one thousand eight hundred and *thirty seven*

Henry P. Bates, CLERK, C. C.

Jefferson County,
Direct Court-

August Term 1835

Mary Pugh
vs. J. S. Pugh
Defendant

For
Elias Williams
Clerk Court
John H. Hemmings
Jesse D. Pugh
John D. Pugh
Joseph Adams
Eliaborn Thomas
Jesse Williams
for Defendant

Entered this writ on fees collected by hearing
on the 6th Conclude on this before by copy
on the 4th day Conclude on this before and
before Adams on the 5th on this before Hemmings
and Thomas and Pugh on the 7th day
Shenck fees \$3.50
John H. Adams
County Clerk

COUNTY OF JEFFERSON, SCT.

THE STATE OF MISSOURI,

To the Sheriff of

County,—GREETING:

You are hereby commanded to summon

Warrington and Lauron Bentley

vs

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 *Eighth* day of *August*, at the town of *Herculaneum*, then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein *Benjamin B. Broughton* is plaintiff, and *Thomas Watson, late Adam* is defendant, on the part of the *plaintiff*;

and have you then there this writ.

WITNESSES, HENRY P. BATES, Clerk of our said Circuit Court, at the town of *Herculaneum*, this *fourteenth* day of *July* 1888

in the year of our Lord one thousand eight hundred and

Henry P. Bates CLERK, C. C.

I served the within Subpoena on C.B.
Hletcher and Lawson Cooly. William
Herrington not summoned for
want of time

1.00

J. M. Crustion Sheriff

Jefferson County
Circuit Court

August Term 1837

Benjamin F. Herrington

vs. J. S. Safford

Shuman Matthews by
Shuman

C. B. Hletcher +

William Herrington +

Lawson Cooly

for Plaintiff

COUNTY OF JEFFERSON, SCT.

THE STATE OF MISSOURI,

To the Sheriff of Jefferson

County,—GREETING:

You are hereby commanded to summon

Lucinda May & William Bradley

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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 Eighth day of August, at the town of Her-  
laneum, then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein Mary Dougherty is plaintiff, and Benjamin D. Dougherty is defendant, on the part of the plaintiffs; and have you then there this writ.

Witness, HENRY P. BATES, Clerk of our said Circuit Court, at the town of Her-  
culaneum, this 24th day of July 1872  
in the year of our Lord one thousand eight hundred and

Henry P. Bates  
CLERK, C. C.

Upper Mer County Court  
Term August Term 1837

Mary Boughton

vs. S. S. S. S.

Def. of Boughton

Thomas Mapp

Lawsen Cooley

Lucinda Floyd

William Brady

for Plaintiffs

I served the within Subpoena on Thomas  
Mapp and Lawsen Cooley, Lucinda Floyd  
and William Brady, not found

H. M. Christian Sheriff

COUNTY OF JEFFERSON, MO.

THE STATE OF MISSOURI,

To the Sheriff of

County—GREETING:

You are hereby commanded to summon

James Woodley  
Blairton Thomas  
Silas Williams  
David Wright

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 thirteenth day of December next, at the town of Herculaneum, then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein Henry Doughstinson is plaintiff, and Baptism of Doughstinson is defendant, on the part of the Defendant and have you then there this writ.

Witness, John G. Matthews CHANCEY SMITH, Clerk of our said Circuit Court, at the

town of Herculaneum, this seventh day of December in the year of our Lord one thousand eight hundred and thirty-seven

John G. Matthews CLERK, C. C.



THE STATE OF MISSOURI,  
COUNTY OF JEFFERSON, SCT.

To the Sheriff of

County, — GREETING:

You are hereby commanded to summon

*Justice Wechs*  
*Barthelme Adam Wechs*  
*William Stewart*

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 13<sup>th</sup> day of December, at the town of Her-

laneum, then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein

and

on the part of the

*Mary Benington* is plaintiff,  
*Benjamin Benington* is defendant,

and have you then there this writ.

~~WITNESSES, HENRY B. BAKER~~ *John G. Matthews*

Clerk of our said Circuit Court, at the town of Her-  
laneum, this twelfth day of December  
in the year of our Lord one thousand eight hundred and 1837

*John G. Matthews*  
CLERK, C. C.

I served the within Subpoena in  
the Town of Herkandaneum on the  
12th December 1837. by reading  
the same in the hearing and  
presence of Judith Mose & William  
Stewart. Cath Ann Mose not  
found in my Bailiwick.

1124

L. M. Christian Sheriff

Jeff. Biscuit Court  
Decr Term 1837

Mary Biscuit Court

vs { Jack a

Borg. Biscuit Court

for

Judith Mose

Cath Ann Mose

William Stewart

Sheriff Dec 11 1837

Filed Dec 12 1837

Matthew

all

Benjamin Boughton Esq in Chancery  
Mary Boughton Esq April Term 1837

The answer of the above Benjamin  
to the bill of his said Mary  
praying a divorce from the bonds  
of matrimony from him the said  
Benjamin, This respondent seeing  
and reserving to himself all and  
every benefit of advantage of exception  
to the words and imperfections  
in said bill of complaint contained  
for answer thereto, do so answer thereof  
as he is advised it is material for  
him to make answer unto, he  
answers and says, that all and  
singular said bill of complaint  
and the allegations therein contained  
and set forth are false and  
untrue in substance and in  
fact. And the said respondent  
having fully answered the bill  
finds complainant, pray  
to be heard examined with  
his costs in this behalf expended

Benjamin Boughton  
by  
P. W. W.

Mary Brighton

(2)

Benjamin W. Brighton

{ Bill for divorce

The Complainant for

replections says that the allegations, matters & things contained in her original bill are true, and not false untrue as the said defendant in his said answer hath set forth and having replied pray as in her original bill

Mary, Brighton

Benjamin W. Brighton

Mary Brighton

Answer

Filed Dec 12 1837

Wm. H. H.

Mary Wroughton

17

Bill of Dinner

13 of Wroughton

Chas William Davies for

attended in the above cases

Aug Term 3 days and twenty miles traveled 2.50

Decr " 2 "

"

etc

etc

2.00

\$4.50

Decr 10 day 2 1838 Nathaniel Clark

Silas Williams

Free bill of 2.50

Filed Aug 2<sup>d</sup> 1838

Matthew Calk