

Jefferson County Circuit Court
Case Files - Criminal
March 1841

Box 5 Folder 56

State

vs.

Tog, James, Jr.

Murder

Shot Jacob P. Ringer with a
pistol; depositions

State of Missouri } On the 26 day of December 1840
County of Jefferson } before the Subscriber a Justice of
the peace of the County of Jefferson
personally appeared NB Franklin who was duly
sworn to give evidence and the truth to say con-
cerning his knowledge of the manner and whom
Jacob P Ringer the person whose body was
lately found at NB Franklin came to his
death thereupon the said NB Franklin
deposes and says as follows that on 25 day of
December 1840 at my residence I saw James Toy Gun
draw a pistol I also heard a report and believe that
the said Jacob P Ringer got his Death by the
shot of a pistol from James Toy Gun
Sworn to and sub-
scribed before me
Isaac Sully J. P.

NB Franklin

Exposition of
W. Frankland

Filed March 18th 1841

W. Frankland

W. Frankland

State of Missouri } On the 26 day of December 1840 before
County of Jefferson } the Subscriber a Justice of the peace
of the County of Jefferson personally
appeared James Hunt who was duly sworn to
give evidence and the truth to say concerning
his knowledge of the manner and by whom
Jacob H. Ringer the person whose body was later
found at NB Franklin came to his Death
thereupon the said James Hunt Deposes and says
as follows. That on the 26 day of December 1840
I was at NB Franklin, and saw James Toy sen
pull out a pistol to the best of my knowledge
and I heard a noise like the shot of a pistol
I also saw smoke and the J H Ringer said to me
that he has shot me in the breast and flame.
Toy sen said to the person that shot to shoot him
to the best of my knowledge, before he shot.
the question was asked in regard to James Toy sen
by the Inquest after Examination.

Sworn to and Subscribed }
before me.

James Hunt

Isaac Sully J. S.

Deposition of
James Abbott.

State
of
Troy

Michael Beach is 1841
Matthew Bell

THE STATE OF MISSOURI,

To the Constable of *Little Rock* Township, in the County of *Jefferson*—GREETING:
We command you to summon,

Nicholas B. Franklin and James Hunt

that all excuses and delays being set aside *They* personally be and appear before the undersigned,
a Justice of the Peace within and for the county aforesaid, on the *26th* day of *December* *1840*, at his office, in the township of *Jefferson*,
to testify on the trial of a case wherein *the State of Missouri*

and of my debt *vs* *plaintiff and* *and* *not to fail at* *their* *peril; and have you*
and of this *day* *of* *December* *1840*.

then there this writ.
Given under my hand, this

W. B. Johnson
Justice of the Peace.

I served the within for
Dec 26th on a W B Franklin
and James Hewitt by
Reading the same
in their presence
Hearing J B Richards
for 50cts

The State
vs J. J. Spa
J. Joy Jr & J. Joy Sen.

Wick on the part of the State
James Hewitt & W. B.
Franklin

filed March 15th 1841
W. B. Weather
Clerk

State of Missouri } The State of Missouri }
County of Jefferson } J B Richardson Constable
} Hee of Little Rock town
} ship County of Jefferson
Greeting

whereas information has been given to the
Subscriben a Justice of the peace of the said
County that the dead body of Jacob Klinger
Susposed to have come to his death by re-
sistance has been found at J B Franklin
you are therefore commanded to sum-
mon six householders of said township
to appear forthwith at the said place
where said body was found and is now
lying there and there to inquire and
true presentment make as to the
manner and by whom the said deceased
came to his death.

hereof fail ~~not~~ but of this writ
and of your service make due return
Given my hand and seal this
26 day of December 1840.
Jesse Fullen
J. J.

In obedience to the within command

in obedience to the command of
The within writ I have Summoned AS
Kendal Wm R Robertson Wm McMillin
~~Ernest McDaniel~~ ^{Wm Ellis} Christopher Frederitz
Joseph Gomack J B Richardson
Const

Warrant for

Henry

Frees & Co.

filed March 18th
1841

Wm G. Weather
Clerk

And the jury having been duly sworn and affirmed by Isaac
Sullens a Justice of the peace of Jefferson County acting as cor-
oner diligently to enquire and true presentment make in
what manner and by whom Jacob P. Stringer whose dead
body was found at the residence of Napoleon B. Franklin
on the 26th day of December 1840. came to his death after
having heard the evidence and upon full enquiry con-
-cerning the facts and a careful examination of the said
body do find that the deceased came to his death by vi-
-olence and that the said body has upon it the following
marks and wounds to wit. A bullet hole in the breast
about three inches above the pit of the stomach
and one inch on the left of the breast toward the
left nipple ^{which caused his death} and the jury further find that the said
violence causing said death was committed by a certain
James Toy ^{Jr} late of Little rock township in the county of
Jefferson and the jury further find that one James
Toy ^{is} late of the same place was concerned in said killing
as an accessory before the fact

Given under our hands and seals this 26th day of
December 1840

Isaac Sullens J. P.

Wm. C. Miller foreman
Wm. Ellis
A. J. Guderatz
J. D. Gurne
J. D. Gurne

Attn. J. Kendall
J. D. Robinson

81
1.50
4.20
4.00
2.50
5.10
3.00
27.27

Merch of the

Quart.

Free \$ 3. 00

Filed March 18th 1841

Wm. G. Heath
Clerk

State of Missouri }
County of Jefferson } S.

Be it remembered that on the 24 day of December A.D. 1840. information having been given to the subscriber a Justice of the peace of said County, that the dead body of Jacob S. Ringer supposed to have come to his death by violence had been found at Mr Franklin on the 25 day of December A.D. 1840. I issued a warrant or venire to Mr Richardson a constable of the township of Little Rich requiring him to summon a jury according to law, to appear forthwith at the above mentioned place to inquire in what manner and by whom the deceased came to his death. And the said Mr Richardson Constable aforesaid at the time and place mentioned in said warrant or venire returned the same that he had summoned of Kendal Wm R Robertson Wm Mcmillin Wm Ellis Christopher Friedeitz and Joseph Gomarch to appear as therein required; thereupon the said jury appeared at the time and place mentioned and being duly impaneled sworn and affirmed proceeded to inquire into the manner and by whom the said Jacob S. Ringer came to his death and proclamation being made for any person who could give evidence to draw near and they should be heard. thereupon James Hunt and Mr Franklin appeared; and the witnesses being sworn and their testimony by me reduced to writing, and the jury having heard the same and having also carefully examined the dead body on the said 26 day of ^{December} ~~January~~ 1840 returned their verdict in writing to me as follows: We the jury having been duly sworn and affirmed by Isaac Sully a Justice of

the peace of Jefferson County and State of Missouri acting as coroner diligently to enquire and true presentment make in what manner and by whom Jacob H. Springer whose dead body was found at the residence of Napoleon B. Franklin on the 26 day of December 1840. came to his death after having heard the evidence and upon full inquiry concerning the facts and a careful examination of the said body do find that the Deceased. come to his death by violence and that the said body has upon it the following marks and wounds to wit: A bullet hole in the breast about three inches above the pit of the stomach, and one inch on the left of the breast toward the nipples which caused his death and the Jury further find that the said violence causing said death was committed by a certain James Toy Jr. late of Little Rock township in the County of Jefferson and the Jury further find that one James Toy Sr. late of the same place was concerned in said killing as an accessory before the fact.

Given under our hands and seals this 26 day of December 1840.

Whereupon I filed in the office of the Clerk of the circuit court of the said county the depositions of the witnesses the verdict of the jury and the recognizances by me taken Given under my hand and seal this 15 day of March 1841.

Isaac Sullens
Justice of the peace.

Return of Coroners
Proceedings

State
of
New
York

Filed March 18th 1841
Wm. D. Wheaton
Att

State of Missouri

vs

James Toy Jr. and

James Toy Sen. upon a charge of murder com-
mitted upon the body of Jacob Ringer.
The evidence of James Toy Sen. without oath
by me here reduced to writing as follows
To wit: on the 25th day of Dec. 1840. I was in
company with James Toy Junr. and others, at
the Grocery of W. B. Franklin in the County
of Jefferson, and Jacob Ringer was telling some
tales to the Company, when James Toy Junr. proposed
giving his hat to Ringer, for he (Ringer) was
the greatest brag: at which Ringer grew angry
threw off his coat and made at James Toy Junr.
who seemed to try to keep out of Ringers, I told
James Toy Junr. to keep out of Ringers way, and
he did so I believe all that he could. I also spoke
to Mr. Franklin, to assist me in keeping them
apart, about that time, Toy and Ringer went out
of the house, soon after I heard the report of
a pistol, I then looked out, and saw James Toy
Junr. Running and Ringer after him, I saw Ringer
fall near the door, I could not tell whether
he slipped and fell or not.

James S. Toy

Subscribed

before me the 28th
day of Dec. 1840.

B. Johnston J.P.

State of Missouri }
County of Jefferson } the State of Missouri is -
County Clerk: Whereas James Fay Junior
late of Davis County, has, been arrested on the
Warrant of James Whitk. for a murder committed
upon the person of Jacob Ringler, and has been
examined by me Benjamin Johnson, one of
the Justices of the peace in and for Davis County.
on such charges, therefore in the name of the
State of Missouri, I command you to receive
the said James Fay Junior, into your custody in
the jail of the County aforesaid, there to
remain until he be discharged by due course
of law

Given under my hand and seal this 26th
day of December 1846.

B. Johnson Justice of Peace

Chas. H. Thompson
Jas. H. Thompson

There being no county Jail in the
County of Jefferson. I have this
day committed the within named
defendant to the Jail of the County
of St. Louis. Said Jail being the
nearest Jail to the County of
Jefferson - St. Louis Dec
27th 1840

Mark H. P. Shuff
By J. B. Richards on Deft

State of Missouri } ss.
County of Jefferson } Be it remembered that on this
26th day of December 1840. James Hunt personally
came before me one of the justices of the peace in and
for said County, and acknowledged himself to owe to
the State of Missouri the sum of two hundred
dollars, to be lived upon his goods, & Chattels, lands
and tenements, to the use of the State, if default
be made in the Condition following. Which is that
if he the said James Hunt, shall personally appear
at the next Circuit Court, to be holden in and for said
County, on the first day of the Term, to give testimony
on behalf of the State, and the truth to say touching
such matters as may be then and there required
of him, and not to depart the Court without leave
then this Recognizance shall be void and of no
effect, otherwise to remain in full force and virtue
in law

by
Taken and acknowledged
before me at my Office
this 26th day of Dec. 1840.

B. Johnston J. P.

James Hunt

State of Missouri

James Loy Junior as principal and James Loy
Senior as accessory, for and to the murder of Jacob
Ringer — James Loy Junior, Evidence without oath
as ^{second} — To wit — on Friday the 25th day of the present
month — I was at the Grocery of N. B. Franklin —
in Jefferson County. Mo. in company with N. B.
Franklin. James Hunt, his father James Loy &
the deceased Jacob Ringer, that some words
were made by said Ringer — when he (Loy) pulled
off his (Loy's) hat, and observed to said Ringer as
he could tell Ringer story, than any one else
he (Loy) would give him Ringer his hat, whereupon
said Ringer, appeared to be angry and advanced
toward him (said Loy) and struck one or two —
blows — said Loy then run round the house
to prevent said Ringer from striking him
said (Loy) — (and as said Loy. neared the door
said Ringer knocked him (Loy) out at the
door, (said Loy then came or was in the act
of coming into the house, when said Ringer
kicked him (said Loy) out at the door. Then
& said Ringer then pursuing him (Loy) out at
the door drawing his knife & exclaiming God damn
you I'll kill you and then struck at said
Loy — with his knife (which only penetrated said
Loy) — round about, in consequence of said Loy's
springing from said Ringer, (said Loy then
drew his pistol and presenting it at said Ringer
told him to stand off — the pistol at that mo-
— ment firing entered the body of said Ringer
without any intention on the part of said Loy of
firing ^{at} or shooting said Ringer — James ^{marky} Loy Jun.
Subscribed before me the 26th his

day of Dec. 1840.

P. Johnston Justice

James Toy Jr & James Toy Sen. } James Hunt of
law full age, being by me duly sworn according
to law. depose and testify, that he was present
on the 25th day of December 1840. at the Grocery
of Napoleon B. Franklin, in the County of
Jefferson, and State of Missouri, when a quarrel
took place, between, James Toy Jr and James Toy Sen.
and one Jacob Ringer, James Toy Junr gave J.
Ringer the lie, that James Toy Sen. told Ringer
to take care, that James Toy Jr would, shoot him
(Ringer). Ringer pulled off his coat, and
said he could whip them both, that after
some further conversation, James Toy Sen. said
to James Toy Junr. shoot him, and immediately
after, this deponent, saw James Toy Junr. pull
out of his pocket, a small pistol, and discharge
it at Ringer, after which Toy ran towards
the house, and Ringer pursued after him.
When Ringer came near, this deponent, he
(Ringer) said he had shot me in the breast
he then turned from this deponent, and fell
dead, or nearly so. This then went to Ringer
and only examined his clothing on the breast
and found, ~~two~~ holes, through his clothing
and some blood, perhaps near the holes.
This deponent then left, in pursuit of James
Toy Junr. who had fled.

" Question by James Toy Sen. put to rest.

Where was I, at the time the pistol was fired at Ringer,
and a short time before, and did I or not speak to
Mr. Franklin to preserve the peace.

Answer by Wit. You was in the House, before and
at the time, the pistol fired, and you did speak to
Franklin. I think, or some person, to try and prevent

for the difficulty, or your son James would shoot him (Ringer) and further this deponent saith not.

Subscribed & sworn to
this 26th day of Dec. 1840.

James Hunt

B. Johnston Justice

The State of Missouri on a charge of murder,
Jas. Toy Jr. & James Toy Sen. } Napoleon B. Franklin of
lawfull age, being by me duly sworn according to
law, upon his oath, deposes, and saith, that on the
25th day of Dec. 1840. in the County of Jefferson and
State aforesaid, at the House of this deponent, one
Jacob Ringer, and James Toy Junr. engaged in a
quarrel, in the following manner to wit: Ringer
and a Mr. Hunt was talking. Ringer told, or related
tale to Mr. Hunt, after Ringer had finished his story.
James Toy Junr. pulled off his hat saying I'll give
you this for the story, I have nothing else to give.
Ringer related some other story afterwards, when
Toy said did you ever hear such a brag.
Ringer then appeared excited, and said to Toy
if you were a man you should not talk in that
way to me, and immediately ~~ran~~ to his feet and
James Toy Jr. and Jacob Ringer then engaged in
a scuffle, when James Toy Senr. under took to
separate them, and said all he wanted was peace.
Ringer, then pursued James Toy Junr. to the door
when he (Ringer) kicked at Toy and fell, he then
rose to his feet, and was for attacking James Toy Senr.
at which time James Toy Junr. pulled out a pistol
and told Ringer to come on he was ready for him.
Jacob Ringer immediately pursued Toy. Shortly after
this deponent heard the report of the pistol. ^{time} soon after

the report of the pistol. This deponent, saw James
Toy Junr. running towards the house, and Jacob Ringer
pursuing after him. Toy, ran into the house and
Ringer after him, Toy then ran out again and
Ringer pursued him a few steps from the door
when he fell, and said, I believe he has killed
me. and died in a few minutes. ~~and further~~
~~this deponent~~ during all this time James Toy Senr.
remained in the house. and further this deponent
saith not.

Napoleon B. Franklin

Subscribed & sworn to
before me this 26th day
of Dec. 1840.

B. Johnston J. P.

State } charge
As } with
James Jay } murder

filed at March 15 1844

W. V. L. H. H. H. H.

Chk

State of Missouri

County of Jefferson } This day personally appeared
before me the undersigned Justice - James Hunt
who after being duly sworn, deposes & swears
that on ~~Friday~~ this day Friday the 26th Instant
one James Toy Junior of the County of Jefferson
aforesaid did wilfully & maliciously, shoot at
(and as this affiant believes kill) one Jacob Ringer
of said County with a certain Pocket Pistol
and that James Toy Senior of said County, was
accessory to the killing aforesaid, by telling said
James Toy Junior to shoot him (said Ringer)
all of which, killing was done at or near the
grocery of N. B. Franklin, Jefferson County Mo.
Subscribed and sworn to
before me this, 26th day of
December 1840

James Hunt

B. Johnston Justice

State of Missouri

County of Jefferson } The State of Missouri
do the Sheriff, (Coroner, or any
Constable of the County of Jefferson greeting -
Whereas Information, (upon oath) hath
been given to me the undersigned, one of the
Justices of the Peace within and for said County of ^{Jefferson}
on this day that one James Toy Junior, did
wilfully & maliciously shoot at & kill (with
a Pocket Pistol) one Jacob Ringer of said County
and that James Toy Senior, was accessory to said
murder, by telling the said James Toy Junior to shoot
him (said Ringer) -

These are therefore to command

you to take the Bodies of the said James Loy
 Junior & James Loy Senior and bring them
 forth with before me to answer to the premises
 and further to be dealt with as the law directs

Given under my hand this 26th day of
 Dec^r 1840

B. Johnston J. P.


The State of Missouri
 ss. I, J. P. Johnston
 do hereby certify that

Filed & recorded 15th 1841

Wm. D. Garrison
 Clerk

I have taken the Depositions and they
 are present 20 26th 1840 Wm. Harrison
 Court Clerk

State of Missouri } Be it remembered that on the 26th
County of Jefferson } 8 day of December 1840 before the
subscriber a justice of the peace
of said County personally appeared James Hunt
who acknowledged him self in debted to the

State of Missouri } Be it remembered that on the 29th
County of Jefferson } 8 day of December 1840. a justice of the
peace of said County personally appear
ed James Hunt who acknowledge him self to owe
the people of the State of Missouri the sum
of Three hundred Dollars to be levied upon
his goods and chattels lands and tenements
in case default be made in the condition
following. viz.

The condition of this recognizance is that the above named
James Hunt personally appear before the Circuit
Court of said Court on the first day of the next
term thereof then and there to testify and give
evidence as to his knowledge of the circumstances
connected with the death of Jacob B. Ringer whose
body was lately found at N B Franklin and
then and there to abide the order of the Court
and not depart the Court without leave

James Hunt
Taken and acknowledged before me the day and
year first above written.

Isaac Sully J. P.

Recognition of

James Hunt.

Dec 24.

State

vs

Joy

filed March 13th 1844

Matthews

State of Missouri
County of Jefferson

Be it remembered that on
this 26th day of Dec. 1840. Napoleon B. Franklin
personally came before me one of the Justices of
the peace in and for said County, and ac-
knowledge himself to owe to the State of
Missouri the sum of two hundred dollars
to be levied upon his goods and Chattels, lands
and tenements, to the use of the State, if default
be made in the conditions following, which is
that if he the said Napoleon B. Franklin
shall personally appear at the next circuit
Court, to be holden in and for said County, on
the first day of the Term, to give testimony on
behalf of the State, and the truth to say touching
such matters as may be then and there required
him, and not to depart the Court without leave
then this recognizance shall be void, and of
no effect, otherwise to remain in full force and
Virtue in law.

Taken & acknowledged
before me at date above
B. Johnston Justice

Napoleon B. Franklin

State
no
D. J. J. J.

Receivable
of B. B. B. B.

Filed
M. A. M. A.

State of Missouri }
County of Jefferson } Be it remembered that on 24 day of
December 1840 before the subscriber a Justice of the peace
of said County personally appeared ~~James Hunt~~
N B Franklin who severally acknowledged them
self to owe the people of the State of Missouri the
Sum of Three hundred Dollars ~~and~~ to be levied
upon ~~his~~ goods and chattels lands and tenements
in case default be made in the condition following

viz:

The condition of this recognizance is that the above
named ~~James Hunt~~ and N B Franklin shall
personally appear before the Circuit Court of
said County on the first day of the next term
thereof ^{then} and there to testify and give evidence
as to ~~his~~ knowledge of the circumstances connected
with the death of Jacob H Ringer whose body was
found at N B Franklin's and then and there
abide the order of the Court and not depart
the Court without leave

N B Franklin

Taken and acknowledged ~~James Hunt~~
before me the
day and year first above written.

Isaac Sully J. P.

Recognition of
Mr. Franklin

Dec 24.

Filed March 18 1784
Wm. Deane

State of Missouri Charge of Murder

Lat. Toy Jr. & Lat. Toy Sen. } December the 25th 1840. upon the
Affidavit of James Hunt a Warrant
J.P. fees — 8 1/4 issued against James Toy Junr. as principle
Cous^r. Do. 1.50 and James Toy Senr. accessory, for a
Murder, committed on the body of Jacob
Ringer, on the 25th day of December
aforesaid, at the residence of Napoleon
B. Franklin, in the County of Jefferson
& State afores.

Dec. 26th 1840. Warrant returned execu-
-ted by J. B. Richardson Constable, by
bringing the defendants forward.
Witnesses being present. To wit. James
Hunt & N. B. Franklin, and on hearing
the Justice is of opinion, that James Toy Jr.
be committed to Jail (for his ~~own~~ trial)
until the next Term of the Circuit Court in
and for the County aforesaid. James Toy Senr.
on Examination is discharged; And James
Hunt & N. B. Franklin was bound in
the sum of \$200. dollars each to appear
and give evidence.

Returned to March Term 1841.

I do hereby certify the foregoing to be a
Correct abstract from my Docket.

B. Hurstow Justice of the peace

Photo

183
Jas. Jay Jr.
Transcript

Filed Oct. and 15th 1841

Wm. W. W. W.

Wm.

State of Missouri } In the Circuit Court
Jefferson County } March Term 1841.

Jefferson County to wit.

The Grand Jurors of the State of Missouri empannelled sworn and charged to inquire within and for the body of the County aforesaid upon their oath present - That James Joy Junior late of the County aforesaid laborer, not having the fear of God before his eyes, but being moved and seduced by the instigation of the Devil - On the twenty fifth day of December in the year of our Lord one thousand eight hundred and forty, with force and arms at the County of Jefferson aforesaid upon the body of one Jacob P. Ringer in the peace then and there being wilfully, deliberately, premeditatedly, feloniously and of his malice aforethought did unlawful make an assault - And that he the said James Joy Junr. a certain pistol of the value of five Dollars then and there loaded and charged with gunpowder and one leaden bullet (which said pistol he the said James Joy Junr. in his right hand had and held) towards, at and against the body of him the said Jacob P. Ringer then and there wilfully, deliberately, premeditatedly, feloniously and of his malice aforethought did shoot, fire off and discharge; And the said James Joy Junr. with the leaden bullet aforesaid out of the pistol aforesaid then and there by force and effect of the gunpowder shot, fired off and discharged as aforesaid, the said Jacob

P. Ringer in and upon the breast of him
the said Jacob P. Ringer, near the left
pap of him the said Jacob P. Ringer
then and there wilfully, deliberately, premedit-
atedly, feloniously and of his malice afore-
thought did strike, penetrate and wound -
giving to him the said Jacob P. Ringer then
and there with the leaden bullet aforesaid
so as aforesaid shot, fired off, discharged and
sent forth out of and from the pistol a-
foresaid by the said James Toy Junior in
and upon the said left breast of him the
said Jacob P. Ringer, near the left pap
of him the said Jacob P. Ringer one
mortal wound of the breadth of one inch,
and of the depth of six inches. of which
said mortal wound on the day and
year aforesaid in the County aforesaid
he the said Jacob P. Ringer then and
there instantly died. And so the Jurors
aforesaid upon their oath aforesaid do say
that the said James Toy Junior, the said
Jacob P. Ringer in manner and form a-
foresaid wilfully, deliberately, premeditatedly, felo-
niously and of his malice aforethought
(in the County of Jefferson aforesaid) did
kill and Murder. To the great displea-
sure of Almighty God - to the Evil ex-
ample of all others in like case
offending. Contrary to the form of the Statute
in such Case made and provided, and
against the Peace and Dignity of the State of
Missouri

Jn^o S. Brickley Circuit
Attorney

439

State

Mr.

James Joy Gunn

Indictment for

Murder

"A true bill

John Hooker

foreman of the

Grand Jury

free Press 16 179844

Good Morning

Wm

Witnesses

Napoleon B. Franklin

James Hunt.

COUNTY OF JEFFERSON, MO.
THE STATE OF MISSOURI,

To the Sheriff of

County, Missouri:

~~YOU are hereby commanded to summon~~

to appear

You are hereby summoned to appear

that, setting aside all manner of excuse and delay, ~~he~~ ^{you} be and appear in proper person before the Judge of our Circuit Court, on the *seventeenth* day of *March* at the town of *Northboro* then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein *the State of Missouri* is plaintiff, and *James Ray Jr.* is defendant, on the part of the *defendant*;

and have you then there this writ.

WITNESS, JOHN S. MATTHEWS, Clerk of our said Circuit Court, at the town of *Northboro* this *seventh* day of *March* in the year of our Lord one thousand eight hundred and *ninety one*

John S. Matthews
Clerk.

I Executed the Within Spe on B Sedgert
March 19th 1821 by Reading it in his
hearing fee 50 cts
M Mofs Sheriff
By J B Richardson Dep!

Stark
Gor {
Mra
B Sedgert
March 19th 1821

State

Indictment for Murder

Prison for

}

The ^{1st} step of Anderson his
attorney moves the Court to give the following
instructions

1- That in order to find the
defendant guilty of Murder in the first-
degree they must be satisfied from the
evidence that the act was done with
abandon or premeditation, that if it
may be established that the act was done
upon a sudden passion in the heat of
passion they cannot find the defendant
guilty of Murder in the first degree.

State } Instructions given
by }
Jesse March 17th 1841
J. M. Moore
W. L.

(Refused)

2- That if the jury ~~are~~ satisfied That
the act was committed in the lawful
defense of the person of Jeph T. and
that the said James T. for good reasons
caused to apprehend so grave & great personal
- or injury and then was movement charges
that of such charges being we can believe
than the jury should acquit the deft -

State }
Doy } Court's reference

filed & March 16 1841

Geo. Matthews

21/6

State of Missouri

203

James Hunt Claims

for fee as a witness in

James Jay vs. the case the following

\$1 $\frac{50}{100}$

Sept 30 30 as a witness

\$1 $\frac{50}{100}$

for 22 miles travel each way

\$3 $\frac{70}{100}$

Sum to & out of case

James Hunt

Done me Dec 19/34

Geo M. Weather

clerk

State
vs
Joy

James Hunt.

fee bill \$3.70

filed March 18th 1840

Matthew Lpk

State

Deft in County Circuit Court

March Term 1841

James Dwyer

vs
Stephen B. Franklin a continuance

in the above cause claiming his attendance on the part
of the plaintiff as follows to wit

3 days

1.50 A. B. Franklin

40 miles

2.00

3.50

Amount to and subscribed for

March 18th day of Mar 1841

Wm. Dwyer atty at l

50
20
25
25
20
1.25

50
25
31
50
1.37
50
25
50
50
37

7.71

50
4.00
1.00
31
50
6.11

N B Franklin

State }
" } \$3.50
Joy }

filed March 18th 1841
J M L

State

vs.
James Jay Hunt

on Conviction for
murder in the second
degree

I claim my fee as Senior Attorney
this being a conviction in a ~~capital~~ case
\$ 10. 00

of Merced pay
the Clerk will

please to charge my
March 19 - 1841.

Jno J Brinkley Senior Attorney.

State

vs.

James Joy Junr.

for bill

\$ 10

filed Mar 10th 1841

Matthew

clerk

State of Missouri, in the Jefferson Circuit Court
vs
James Stogden.

March Term 1841

Placed before a jury in the
above cause, claiming as follows —
3 days attendance at 50 cts pr day, — \$1.50

To 26 miles travel returning home — 1 00
from to & from (see) before
me Mar 18th 1841

Wm. Stogden

James Stogden

\$2.50

State
vs
Twy.-

Isaac Gullen
fee \$ 2.50

filed Mar 18th 1841
J Mathews
clerk

State of Missouri } So Isaac Sullivan a Justice of the Peace
County of Jefferson } within and for the County of

{ Jefferson claims for his services as
Coroner in holding inquest over the

Dead body of Jacob St. Minger on the 26 day of
December 1840.

For viewing the Dead body - - - \$ 3.00

~~Shore~~ warrant for bury - - - 50

For swearing the jury - - - 50

For taking recognizance of two witnesses . . 50

For 14 miles traveling two and from inquest 70

For bury per 6 jurors at 50 - - 3.00

Isaac Sullivan J. C.

State
vs
Joy } fee bill

filed March 18th
1841

Mo. S. Meathens
clerk

The Jury find the defendant
guilty of murder in the second
degree,

Samuel W. Woods
Jury

Warrant for Plaintiff's appearance returned
by the Court to 15 days imprisonment in the
State Penitentiary
Attest

Wm. H. Wood
Judge

Verdict.
State —
vs
Joy —

filed March 15th 1862
M. M. Athey
Clerk