

Jefferson County Circuit Court

Case File - Civil

Nov 1851, No. 12

Box

1 Folder 27

Pitzer, Lucretia

vs

Pitzer, Duquid

Divorce

Married 1844; abuse upon defendant's
return from California

Lucretia Pitzer, Plaintiff,

against

Druid Pitzer, Defendant,

In the Circuit Court
Jefferson County

To the Honorable the Circuit Court
of Jefferson County, sitting as a Court of Com=
mon Law.

The Plaintiff, Lucretia Pitzer, would respectfully state that some time in the year 1844, she was married to the Defendant, Druid Pitzer, and that they lived together for several years, as husband and wife, during which time, she was often mistreated by her said ^{husband}, yet she submitted to her condition without complaint. And on his return from California in the year 1851, his treatment to Plaintiff became ill and abusive beyond endurance, often threatening her with violence, and using towards her ^{the} most abusive and unmanly language; and ^{that} he drove her from home, though she was in a sickly & helpless condition, ~~afterwards, she returned, and remained a few weeks, when he again,~~ and on, or about the first of October 1851, he drove the Plaintiff with violence from his house, declaring if she did not leave, he would pick up ^{a pole} ~~a large board~~, and knock her ^{in the head} ~~down~~, - and thus, through bodily fear, she was forced to leave. Plaintiff states that the Defendant was guilty of such cruel and barbarous treatment towards her, as to endanger her life; and ^{that} he offered such indignities to her persons as to render her condition intolerable. Thus

has the Plaintiff, without any just cause, or provocation, (for she always conducted herself towards her said husband with kindness, fidelity, and affection,) been driven from home, and refused admittance in the house of Defendant, and wantonly turned out upon the cold charities of the world. And this too, while she is laboring under such bodily infirmities as to be unable to do anything for her support. The Defendant, not only refused to give Plaintiff anything for her support, and compelling her to quit his residence, (although his means are ample,) but has since set up in the Neighborhood a number of advertisements, forwarding persons from trusting Plaintiff on his account, as that he will not pay any debts she may contract. Thus is she left without any means of support and in a most deplorable condition. - Plaintiff states that she ^{has} resided for several years past in Jefferson County, and is now a resident of the same.

In consideration of the premises, Plaintiff prays the Court, to grant her a decree, divorcing her from the bonds of matrimony now existing between her and said Defendant; and to make such order for the allowance of alimony and maintenance to the Plaintiff out of Defendant's estate as to the Court, shall seem reasonable and just. And in she will ever pray &c.

Lucy Pitten
By A. Green Atty

State of Missouri } ss.
County of Jefferson }

Lucretia Pitger, the
Plaintiff in the above cause, being duly
sworn, by the undersigned, a Justice of
the Peace in and for Jefferson County
aforesaid, deposes and says that the
facts stated in the above Bill of com-
plaint, are true, according to the best
knowledge and belief of said Plaintiff,
and that the Complaint is not made
out of levity, or by collusion, fear, or re-
straint, between the Plaintiff and the
said Defendant, for the mere purpose
of being separated from each other,
but in sincerity and truth, for the
causes mentioned in said Bill.

Subscribed and sworn }
to before me, this }
the ^{fourth} day of Novem }
ber 1881 } Lucretia Pitger

J. M. Alexander
Justice

No 12

Nov Decm 1897

1084

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man. - A. Encon

Jan 1895.

Filed Nov 4th 1897.

Chas. H. Decker

Secy

Sucetia Pitzer Plaintiff

against

Driguid Pitzer Defendant.

In the Circuit Court

Jefferson County.

To the Honorable the Cir-

cuit Court of Jefferson County, sitting as a court of chancery. The plaintiff Sucetia Pitzer would respectfully state that some time in the year 1844, she was married to the defendant Driguid Pitzer, and that they lived together for several years, as husband and wife during which time she was often mistreated by her said husband, yet she submitted to her condition without complaint, and on his return from California in the year 1851, his treatment to plaintiff became ill and abusive beyond endurance often threatening her with violence, and using towards her the most abusive and unmanly language; and that he ~~forced~~^{drove} her from home though she was in a sickly and helpless condition & on or about the first of October 1851 drove the plaintiff with violence from his house declaring that if she did not leave he would pick up a pole and knock her in the head, and thus through bodily fear she was forced to leave, Plaintiff states that the defendant was guilty of such cruel and barbarous treatment towards her as to endanger her life; and that he offered such indignities to her person as to render her condition intolerable. Thus has the plaintiff, without any just cause or provocation (for she always conducted herself towards her said husband with kindness, fidelity and affection) been driven from home, and refused admittance in the house of defendant, and wantonly turned out upon the cold charities of the world and this too while she is laboring under such

bodily infirmities as to be unable to do anything for her support. The Defendant not only refused to give Plaintiff anything for her support or compelling her to quit his residence (although his means are ample) but has since set up in the neighborhood a number of advertisements warning persons from trusting Plaintiff on his account, so that he will not pay any debts she may contract. Thus is she left without any means of support and in a most deplorable condition. Plaintiff states that she has resided for several years past in Jefferson County and is now a resident of the same. In consideration of the premises, Plaintiff prays the Court to grant her a decree divorcing her from the bonds of matrimony now existing between her and said defendant, and to make such order for the allowance of Alimony and maintenance to the Plaintiff out of defendant's estate as to the Court shall seem reasonable and just, and she will ever pray &c

Sucetia Pitzer By

State of Missouri }
County of Jefferson }

A Green Atty.

Sucetia Pitzer the Plaintiff
in the above cause being duly sworn by the undersigned a Justice of the Peace in and for Jefferson County aforesaid deposes and says that the facts stated in the above bill of complaint are true according to the best knowledge and belief of said Plaintiff, and that the complaint is not made out of levity or by collusion fear or restraint, between the Plaintiff and the said defendant for the mere purpose of being separated from each other but in sincerity and truth for the causes mentioned in said bill. Sucetia Pitzer

subscribed and sworn to before me this the fourth
day of November 1851. J. M. Alexander Justice,

a True Copy of the original petition and
affidavit on file in my office, In Testimony
whereof I hereto set my hand
and affix the seal of said court
at Hillsboro Nov 4th 1851.

Thos L Fletcher C. C. C.



I executed the within summons on
Digniel Pitzer by reading in his presence
and hearing and also by leaving a true
copy of the annexed petition with him
this November the 5th day AD 1851

James McColloch Sheriff
By Augustine Wiley Dep^t Sheriff

No 12

To Circuit Court

November Term 1851.

Lucretia Pitzer
vs } summons
Digniel Pitzer

Filed Nov 4th 1851.
Jho. Co. J. L. Chas
C. D.



Sheriff's fees \$1.00

County of Jefferson Sd.

The State of Missouri
To the Sheriff of the County of Jefferson. Greeting.

We command you that you summon Dringuid
Pitzer if he be found in your county that
he be and appear before the Judge of our
Circuit Court on the first day of the next Term
thereof to be begun and held at the Town of
Hillsboro within and for said County on the
fourth Monday of November inst, being
the 24th day of said month. Then and there
to answer unto Lucretia Pitzer upon her
Original petition for Divorce a copy
whereof is hereto annexed, and have you
then there this writ,

Witness Tho L Hatcher
Clerk of our said circuit
Court at Hillsboro this

4th day of November AD
1851. Tho L Hatcher

Clerk Cir Ct

COUNTY OF JEFFERSON, SCT.,

THE STATE OF MISSOURI.

To Dr Geo. A Smith. Mrs Elizabeth Smith. & Henry

McEvans

GREETING:

You are hereby commanded, that setting aside all manner of excuse or delay, you be and appear in proper person before the Judge of our

County

Court, on the

26th

day of

May next at the town of Millboro, then and there to testify and the truth to say, in a certain matter of controversy, now pending in our said Court, wherein *Lucenia Payer* is plaintiff and *August Payer* is defendant on the part of the

Def

John H. Atford
Witness, **JOHN H. AFFORD**, Clerk of our

said County Court, at the town of

Millboro, this 18 day of Feb

A. D., eighteen hundred and fifty two

W. L. Atford

CLERK.

I executed the within writ on George A. Smith reading it in his presence and hearing on the 24th day of March A.D. 1852 and ~~and~~ I executed the within writ on Henry D. Evans by his refusing to hear it read and he acknowledged the same on the 15th day of March A.D. 1852

James W. Holloch Sheriff

to Circuit Court
May Term 1852

Wm. Pidgeon
vs
Geo. A. Smith

Plaintiff
vs
Defendant

For Debt

Geo. A. Smith 24

Wm. Pidgeon 5

30 days

Sheriff's fee \$1.51

COUNTY OF JEFFERSON, SCT.,

THE STATE OF MISSOURI.

To Noah Rowe Margaret Rowe & Riley Rowe

GREETING:

Mary Ann
You are hereby commanded, that setting aside all manner of excuse or delay, you be and appear in proper person before the Judge of our Circuit Court, on the 26th day of

May next at the town of Stillbore, then and there to testify and the truth to say, in a certain matter of controversy, now pending in our said Court, wherein Lucinda Pilger is Plaintiff and August Pilger is defendant on the part of the Def.

Who to J. L. Tches
Witness, JOHNSON HAZARD, Clerk of our

said Circuit Court, at the town of Stillbore, this 18th day of July A. D., eighteen hundred and fifty two.

Who to J. L. Tches
CLERK.

I Executed this writ on Nath Rowe by reading it
 in his presence & hearing on the 2nd day of March 1852
 I Executed this writ on Margaret Rowe by reading
 it in her presence and hearing on the 29th day of
 March 1852 also on Mary Winn by reading
 it in her presence & hearing on the 14
 day of May 1852
 Riley Row not found May 26 1852
 Jas McFollock Sheriff

in suit court
 May term 1852
 Mrs. Pitzer
 vs
 Amiguid Pitzer
 for debt
 Chas Rowe 2
 Margaret Rowe 25
 Riley Rowe
 Mary Winn 14
 3rd day
 1852 + 1851

I Executed this writ on Margaret Rowe by
 reading it in her presence and hearing
 on the 29th of May 1852
 James McFollock Sheriff

Lucetta Pitze }
 vs } In the circuit court of Jefferson
 Driguid Pitze } County Mo.

The answer of the defendant Driguid Pitze, states that he has not ill treated or mistreated the complainant as she alleges in her complaint; defendant denies that he drove her off but charges the fact to be that at the time referred to, in 1851, she pretended to go on a visit to a neighbors house and after going did not return, ^{although debt sent for her} all those charges of violence and abuse, ^{as are the rest of the bill charging wife's wrongs} ill treatment and threats of violence are false. Further defendant denies all barbarous & cruel treatment and indignities charged in the bill and demands proof of them. Defendant returned from California in a weak & sick condition notwithstanding which he did every thing in his power to alleviate her. While defendant was in California plaintiff left his premises & carried off many of the household property. Having answered he prays to be dismissed. Driguid Pitze.

State of Missouri }
 County of Jefferson } Driguid Pitze being
 duly sworn upon his oath says that he

believes the facts set forth in the foregoing
answer as stated are true

Witness my hand and official seal
at Stillboro: date aforesaid

Thos C. Fletcher Clerk

Cir Ct.



Lucetta Pithers
vs
August Pithers

Deceit of Deeds

Filed Oct 19th (1852).
H. & J. L. Pithers
(Attys.)

Lucretia Dyer } in the Circuit Court
vs } of Jefferson County
Sungwiel Dyer } Defendant

16 Ann. ~~Lucretia~~ Dyer plaintiff in
the above entitled Cause you are hereby
notified that the deposition of ^{myself} ~~myself~~
to be read in evidence on the part of the
defendant in the trial of the above ^{cause} in said
Circuit Court, will be taken at the Court
house in the town of Williston in said
Jefferson County on the 26th day of March
1850 between the hours of 9 o'clock in
the forenoon and 5 o'clock in the afternoon
and will be continued from day to day at
the same place and between the same
hours till completed.

March 17th 1850,

Sungwiel Dyer

I executed the return notice on Lucretia
Pitzer by giving to her a copy on the 26th day
of March AD 1882

James M. Gallooh Sheriff

450
255
250
150
70
11.45

Sheriff fees \$1.50

COUNTY OF JEFFERSON, SCT.,

THE STATE OF MISSOURI.

To Noah Row. Riley Row. A N Piger

GREETING:

John A. Barton

You are hereby commanded, that setting aside all manner of excuse or delay, you be and appear in proper person before the Judge of our

Lein circuit

Court, on the

27th

day of

May at the town of Hillsboro', then and there to testify

and the truth to say, in a certain matter of controversy, now pending in our said Court, wherein Lucinda Piger is —

Plaintiff and Benjamin Piger is — defendant

on the part of the Plaintiff

John C. Fletcher
Witness, JOHNSON H. AFFORD, Clerk of our

said Circuit Court at the town of

Hillsboro', this 26th day of March

A. D., eighteen hundred and fifty two

John C. Fletcher
CLERK.

Executed the within writ on John A Barton
by reading it in his presence and
hearing on the 14 day of May 1852 and
also on D. R. Pitzer by ~~reading~~ reading it in
his presence and hearing on the 27th of May 1852
James M. Follock Sheriff

To Circuit Court
May Term 1852

Execution Pitzer
vs D
Designated Pitzer

For debt
vs Pitzer

Pitzer Pitzer
At St Pitzer 27
John A Barton 14

4th day

Sheriff fees 15¢

COUNTY OF JEFFERSON, SCT.

THE STATE OF MISSOURI,

To Margaret Row. Lucy Herrington

GREETING:

You are hereby commanded that, setting aside all manner of excuse or delay, you be and appear in proper person before the Judge of our Circuit Court, on the ~~27th~~ 27th day of May at the town of Stillbore; then and there to testify and the truth to say, in a certain matter of controversy now pending in our said Court, wherein Amelia Pilger is — Plaintiff and Benjamin Pilger is — defendant on the part of the Defendant

Witness, JOHNSON H. ALFORD

Clerk of our

said Circuit Court, at the town of Stillbore, this 26th day of March A. D. eighteen hundred and fifty two,

John E. McTeer
CLERK.

I executed this writ on Lucy Herrington
by reading it in her presence and
hearing on the 7 day of May AD 1852

10 Circuit Court
May Term 1852

Lucetta Pige
vs
Benjamin Pige

for Debt

Margaret Pige
Lucy Herrington

4th day

