

DeFerson County Circuit Court
Case Files - Civil

Box

8

Folder 5

November 1853

Foster, Olive

vs

Foster, James

Divorce

Desertion; adultery with Lydia
Campbell; depositions from Illinois

Olive Foster Plaintiff } In the Circuit
vs } Court
James F. Foster defendant } Nov. T. 1833

Plaintiff states that she is the wife of defendant, that she was married to him in the County of Jefferson and State of Missouri on the day of September 18. That she and the defendant lived together in peace for several years and until defendant met with a woman by the name of Lydia Campbell, where he became dissatisfied and commenced a system of abuse towards Plaintiff and finally abandoned her.

Plaintiff states and charges, that said defendant has committed adultery subsequently to said marriage, that he has willfully deserted and abandoned himself without a reasonable cause for the space of two years, preceding the bringing of this suit, that he has been guilty of such cruel and barbarous treatment towards Plaintiff as to endanger her life, and that he has offered such indignities to her person as to endanger her life and condition intolerable.

In the foregoing recital, Plaintiff prays
this Honorable Court to grant her a
divorce from the bonds of matrimony
with said Defendant Contracted, as
aforesaid.

Plaintiff further states that she has
three children by said Defendant, all
girls, respectively aged twelve, nine, and
seven, that said Defendant has said
children living with him and said
Lydia Campbell, who are living together
in adultery, and neither of whom
is a suitable person to raise said
children.

Plaintiff therefore prays the Court to
require said Defendant for the reasons
above alleged to deliver up to her
the plaintiff's said children, who is their
mother, that they may be raised in
decency and respectability.

In as much as Defendant has abandoned
plaintiff and has refused to maintain
and provide for her she prays the Court
to decree her such ^{allowance} ~~support~~ and main-
tenance to be provided and paid by said
Defendant ^{to her} and said children, out of his
property and for such time as the nature
of the case and the circumstances of said

plaintiff shall again and from time
to time to make such further acts touching
the same as shall be just and as in
any bond she will be pay.

Olive Foster
By Pipkin atty.

Olive Foster the above plaintiff makes
oath and says that the facts stated
in the above bill of Complaint are
true according to the best of her belief
& knowledge and that the Complaint
is not made out of envy or by collusion
fear or restraint between the Complainant
and defendant for the mere purpose
of being separated from each other
but in sincerity and truth for the
causes mentioned in said bill
Sworn to Subscribed & ^{her} Olive Foster
before me this 24th }
day of October 1833 }

G. J. Johnston
County Court Justice

1173

in the Circuit Court

Nov 7 1853

Olive Foster

vs

James H. Foster

Attorney for Oliver

William W. W.

Filed Oct 24th 1853.

Wm C. Fletcher

Dee

Chapman

Olive Foster Plaintiff } In the Circuit
vs. } Court
James J. Foster Defendant } Nov. 1. 1833

Plaintiff States that she is the wife of defendant. That she was married to him in the County of Jefferson and State of Missouri on the day of September 18

That she and the defendant lived together in peace for several years and until defendant met with a woman by the name of Lydia Campbell when he became dissatisfied and commenced a system of abuse towards plaintiff and finally abandoned her

Plaintiff States and Charges that said defendant has committed adultery. Subsequent to said marriage that he has willfully deserted and absented himself without a reasonable cause for the space of two years, preceding the bringing of this suit, that he has been guilty of such cruel and barbarous treatment towards plaintiff as to endanger her life. and that he has offered such indignities to her person as to render her ~~Life~~ detention intolerable

For the foregoing reasons, plaintiff prays this Honorable Court to grant her a divorce from the bonds of Matrimony with said defendant contracted as aforesaid

Plaintiff further States that she has three children by said defendant, all girls respectively aged twelve, nine and seven that said defendant has said children, living with him and said Lydia Campbell, who are living together in adultery and neither of whom

is a suitable person to raise said children

Plaintiff therefore prays the Court to require said defendant for the reasons above alleged to deliver up to her the plaintiff said children who is their mother, that they may be raised in decency and respectability

In as much as defendant has abandoned plaintiff and has refused to maintain and provide for her she prays the Court to decree her such alimony and maintenance to be provided and paid by said defendant to her and said children out of his property and for such time as the nature of the case and the circumstances of said plaintiff shall require and from time to time to make such further orders touching the same as shall be just and as in duty bound she will ever pray

Olive Foster

By Pipkin atty

Olive Foster the above plaintiff makes oath and says that the facts stated in the above bill of Complaint are true according to the best of her belief & knowledge, and that the Complaint is not made out of levity or by collusion fear or restraint between the complainant and defendant for the mere purpose of being separated from each other but in sincerity and truth for the causes mentioned in said bill,
Sworn to & Subscribed
before me this 24th day of October 1853

Olive ^{her} Foster
mark

G. J. Johnston
County Court Justice

A true copy of the original petition
and affidavit on file in my office

In Testimony whereof I Thos. C
Fletcher Clerk of said Court have
here to set my hand and affixed
the seal thereof at office this
24th day of October A.D. 1833
Thos C Fletcher CLK

No.
To the Circuit Court
November Term 1853.

Oliver Parker
vs } Edmund
James P. Parker

Petition for divorce

Filed Nov 7th 1853
Wm. L. Aldrich
Clerk

Sherriff's fees \$1.00

The State of Missouri.

To the Sheriff of the County of Jefferson Greeting
We command you that you summon James F. Foster
if he be found in your county, that he do 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 the
County of Jefferson on the fourth Monday of
November next then and there to answer unto Oline Foster
upon her original petition for Divorce and alimony
a copy whereof is hereto annexed and have
you then there this writ.

Witness Thos C Fletcher clerk of our
said circuit court with the
seal thereof hereto affixed at
Office in Hillsboro Oct.
25th AD 1853.

Thos C Fletcher

ccK

I Executed the within writ on James A Foster
in Jefferson County by reading the same in his presence
and hearing and also by delivering to him said Foster
a true copy of the original petition & writ as furnished by the Clerk
This November 1st day 1853

James M Colloch Sheriff
Done By Augustine Wiley Deft

Chas Foster } sent for service
as } in the Circuit Court of
James F Foster } Jefferson County
Missouri

To Chas Foster

You are hereby notified
that the depositions of witnesses to the read-
in evidence in the above cause on the
part of the defendant, will be taken
on the 21st day of November 1853 at
the office of J B Harton Justice of
the peace of Harrisonville precinct in Mon-
roe County Missouri, between the horns of 8 oel
oels and 6 oelerts Run of that day and
if not completed, they will be continued at the
same place from day to day whenever the
same horns the completed
Nov-7. 1853
James F Foster

I executed the within notice by delivering a
of the same to Oliver Foster at the County of Jefferson
on this 7 - day of November 1853.

James M. Lantham

fee 50 c

Oliver Foster

vs

J. Foster

Notice to take depositions
to be taken
with the depositions

Court Feb 75
at David

County of Jefferson, set.

THE STATE OF MISSOURI,

To any Judge or Justice of the Peace or other Judicial Officer

of the State of Illinois, Greeting:

We, reposing special trust and confidence in your integrity and circumspection, do authorize and require you, that you cause to come before you, such person or persons as shall be named to you by James F. Foster his

Attorney or Agent, and him or them examine upon his, her or their corporal oath, (to be by you administered,) touching their knowledge of any thing that may relate to a certain matter of controversy, now pending in our Circuit Court, for the County of Jefferson, wherein Olive Foster is

and James F. Foster is plaintiff,

Defendant ; and having so reduced the said depositions so taken by you, as aforesaid, in writing, you are required to send the same, together with this commission, enclosed under your seal, to our said Circuit Court, with all convenient speed.

Thos. Fletcher
Witness, ~~JOHN S. MATHEWS~~, Clerk of our said Circuit Court, at Neilsborg this Seventh day of Nov. in the year of our Lord one thousand eight hundred and five three.

Thos. Fletcher Clerk C. C.

March 2000

White House
J. F. Kennedy
Devin

CHIEF OF BUREAU
JAN 1 1900

Deposition of witnesses produced sworn & examined at the office of N B Harlow a justice of the peace of Harrisonville Precinct in Monroe County Illinois before me N B Harlow justice of the peace of said County of Monroe in a certain cause now pending in the circuit court of Jefferson County Missouri between Olive Foster plaintiff and James F Foster defendant on the part of the defendant.

Harmon ~~Probes~~ of lawful age being produced sworn & examined on the part of the defendant deposes and saith that he is acquainted with James F Foster and Olive his wife and that I have lived about the house the most of the time for about five years and that I have known her to hide patrons of clothing that was purchased for the family and would not make them up nor allow M^r Foster to get them made up and I have known her to refuse to cook for the family and when M^r Foster would undertake to cook she would order him out of the house and when M^r Foster would go out to the field she would follow him into the field and order the men off from their work and I have known her to refuse to wash for the family and say if any other person takes the clothes to wash she would follow them to and take them of the line

And I have heard her wish that the
Island was sunk and that every hoop
of stalk would dye and that Foster
had to grub to support the children
and then she would be satisfied
I was present when Mr Foster left
and Mr Foster told her to recollect
that if ~~she~~ she was the mother of
the children and if you leave you
leave for good and she said that
when she left she intended to leave
for good for she did not intend
to come back any more and she
she said that Mr Foster was the
father of the children and that
he might support them him self
and further this deponent sayeth
Not Harman ^{his} X Nobles
mark

Attest A. B. Harlow
J. E. Dowling

I A. B. Harlow a justice of the peace of Ham
me County Illinois do hereby certify that Har
man Nobles the deponent, whose place of resid
ence is in Hamme County Illinois was by me
sworn to testify the whole truth of his know

loge touching the matter in controversy in the
Cause aforesaid: that the deponent was exam-
ined & his examination reduced to writing and
subscribed by said deponent in my pres-
ence on the 21st day of November 1853
between the hours of 8 o'clock AM and 6 o'clock PM at my office in Harrisonville
Precinct Monroe County Illinois

Given and certified this 21st day
of November 1853.

J. B. Harlow J.P.

State of Illinois }
Monroe County } I David Converse Clerk
of the County Court of said County do Certify
that Noah B. Harlow Esq. whose signature
appears signed to the above Affidavit
was at the date thereof a Justice of the
Peace duly commissioned and sworn
for said County and due faith and credit
is due to all such his Official Acts

In Witness whereof I have hereto
set my hand & Seal of said
Court this 22 day of November
A.D. 1853.

David Converse CLK





Rec'd per mail opened
by me Nov
30th 1853

Pro. C. Adolphe
Clerk

Olive Foster } Suit for Divorce
against } In the circuit court
James F Foster } of Jefferson County Missouri

To Olive Foster

You are hereby notified
that the depositions of witnesses to be read
in the above cause on the part of
the defendant, will be taken on the 28th
day of November 1853 at the office of
the Clerk of the circuit court in the
Town of Bellville St Clair County Illin
ois, between the hours of 8 o'clock Am
and 6 o'clock Pm of that day and if
not completed on that day ~~will be~~ they
will be continued from day to day & betw
een the same hours till completed.

Nov- 8 1853

James F Foster

I Executed the within notice by giving a copy of
the same to Oliver Foster at the county of Jefferson Mo on the
7th day of November 1853

Henry M. Latham Const
for 50 cts

Oliver Foster

vs

James F. Foster

Notice to take aff
idavens to be returned with
the returns

Const fees 50
to paid

County of Jefferson, sct.

THE STATE OF MISSOURI,

To any Judge or Justice of the Peace or other Judicial Officer
of the State of Miss Illinois, Greeting:

We, reposing special trust and confidence in your integrity and circumspection,
do authorize and require you, that you cause to come before you, such person or per=
sons as shall be named to you by James F. Foster his

Attorney or Agent, and him or them examine upon his, her or their corporal oath,
(to be by you administered,) touching their knowledge of any thing that may relate
to a certain matter of controversy, now pending in our Circuit Court, for the County
of Jefferson, wherein Olive Foster is

plaintiff,

and James F. Foster is

defendant,

on the part of the Defendant; and having so reduced the said depositions
so taken by you, as aforesaid, in writing, you are required to send the same, together
with this commission, enclosed under your seal, to our said Circuit Court, with all
convenient speed.

Thos W Fletcher
Witness, JOHN S. MATHEWS, Clerk of our said Circuit
Court, at Neillsboro this seventh
day of November in the year of our Lord one
thousand eight hundred and fifty three.

Thos W Fletcher Clerk C. C.

Oliver Parker

James J. Parker

Bedford

A. H. H. H. H.

Rec'd per mail opened
filled by me & per
30th 1833
John C. McLeherry
Clerk

Deposition of witnesses produced, sworn and examined at the office of the clerk of the Circuit Court in the Town of Belleville State of Illinois before me Theodore Engelmann, a Notary ^{public} ~~a justice of the peace~~ of St. Clair County Illinois in a certain cause now pending in the Circuit Court of Jefferson County Missouri between Olive Foster Plaintiff and James F. Foster defendant on the part of the defendant.

John Renfrow, of lawful age being produced sworn and examined on the part of the defendant deposes and swears that he is acquainted with James F. Foster and Olive his wife that he lived on Mr. Foster's place in Monroe County and worked for him; I know that she refused cooking for family and hands; that she refused to do the washing for him & making; & he had ~~his~~ to hire to have his washing & making done; she ordered me & my wife out of the field, & treated me & the other hands about the farm pretty bad, & her general conduct was disagreeable. Mr. Foster always supported his family & the hands on his farm plentifully.

John ^{his} Renfrow
~~mark~~

Mary Renfrow of lawful age, being produced, sworn & examined on the part of the defendant, deposes & says:

that she has known Mr. & Mrs. Foster & been well acquainted with them for about four years, while they were living on their farm in Monroe County; that witness lived near to them on the same place; Mrs. Foster was always very disagreeable to the family & ill-treated him very much. she ill-treated him about the house & was very cross, & never

let him see any satisfaction, she was always quarrelling. I heard her threaten to leave him time after time; she would not cook for his hands & witness has done the cooking two weeks herself; she would not sew for him nor wash & he had to take his washing away; heard her order the hands away from the work that he had put them at. Heard her say, when Mr. Foster started over the river to see his little girl, which he had put out to school, that she wished the boat would sink in the middle of the River; & that he would get drowned; when Mr. Foster started from the shore, she threw a club at him. Heard her say, that she would rather die than be in bed with him, & would rather die than ever have a child by him; heard her say, that she ~~would~~^{had} quit his bed, & know that she did not sleep with him in the same bed; heard her say, that she wished, he had not a thing on the place to support the family; she had a very jealous disposition of character; when Mr. Foster was sick & had sore eyes, she would not do a thing for him; would not wait on him a bit. Mr. Foster supported his family plentifully, with every thing that was wanted.

Mary ^{her} X Renfrow
mark

Peter Knobbles Nobbs, of lawful age, being produced, sworn and examined on the part of the defendant, deposes & says: that he knows Mr. & Mrs. Foster, that he lived with them about three years; knows, that a man, who had rented the farm, kicked & kissed Mrs. Foster, & was in the room in which she slept; he had his washing done away from home; he fetched his washing home once or twice & she drove him off with it; I knew, that she refused to do the cooking for the family & that Mrs. Renfrow cooked for them; heard her say, that

He would burn the house down & every thing, that was in it; that she wished, his place would sink & every thing he had on it; heard her wish him dead; heard her say, she would not live with him any longer; During all the time, witness lived with Mrs. Foster, ^{Foster} Mr. ~~Foster~~ supplied his family & his hands plentifully.

Peter X Nobles
mark.

State of Illinois
County of St. Clair. I, Theodore Engelmann, a Notary public within & for the County of St. Clair & State of Illinois hereby certify, that in pursuance of the within commissions & notice came before me at the office of the Clerk of the Circuit Court within & for the County & State aforesaid in the City of Belleville, John Renfrow, Mary Renfrow & Peter Nobles, that they were by me sworn to testify the whole truth of their knowledge touching the matter in controversy in the cause aforesaid; that Deponents were each examined, and the examination of each reduced to writing and subscribed by each deponent to his examination in my presence on the 23rd day of November A. D. 1853 between the hours of eight o'clock in the forenoon & six o'clock in the afternoon at the office of the Clerk of the Circuit Court in the City of Belleville. All of which are now here returned. —

In testimony whereof I have hereunto signed my name & affixed my notarial seal this 23rd day of November A. D. 1853.

Theodore Engelmann

I Justice of the peace within
of & for St. Clair County Illinois do certify that
in pursuance of the within commission &
notice, came before me at the office of the
clerk of the Circuit Court in Town of Bell
ville, St. Clair County Illinois

that they
were by me sworn to testify the whole truth
of their knowledge touching the matter in
controversy in the cause aforesaid, that
deponents ~~were~~ each examined and the exa-
mination of each reduced to writing and
subscribed by each deponent to his exami-
nation, in my presence on the 23^d day of
November 1853 between the hours of 8 o'clock
in the forenoon and 6 o'clock in the aft-
ernoon at the office of the clerk of the
Circuit Court in Bellville St. Clair County
Illinois. all of which are now here return-
ed. Given under my hand at the county
of St. Clair aforesaid this 23^d day of Novem-
ber 1853

J P

Olive Foster Plaintiff

vs

James F Foster Defendant

} In the Circuit Court
Jefferson Co Mo

The defendant for answer says that it is not true he commenced a system of abuse toward the plaintiff as charged. Defendant denies that he has committed adultery subsequently to said marriage. Defendant denies ^{the charge} that that he has willfully deserted and absented himself without a reasonable cause for the space of two years preceding the institution of this ^{but charges that she deserted defendant's head & home} suit. He denies the charge that he has been guilty of such cruel & barbarous treatment toward plaintiff as to endanger her life and that he has offered such indignities to her person as to render her condition intolerable. ~~Plaintiff~~ Defendant denies the charge of plaintiff that defendant is living with Lydia Campbell and having his children under her control. Defendant says that he was not living in adultery with Lydia Campbell as charged in petition.

The defendant charges that the plaintiff has acted improperly for seven or eight years back. She has repeatedly refused to cook for the family and his kind hands. For about six years she refused to attend to the domestic duties, would not wash or mend the clothes of defendant, at one time defendant was afflicted with sore eyes.

plaintiff refused to do any thing to relieve defendant & tore up & destroyed such ~~services~~ things as were necessary to relieve them. At times plaintiff would follow defendant out in the fields when at work & abuse him. In fact she has such a violent & ill temper that she rendered the marriage an unhappy one.

The only act of violence that defendant knows ^{of his doing} is about as follows i.e. Defendant was blacking his boots, she commenced quarrelling with defendant & seized a hatchet and came at defendant who attempted to defend off and in so doing she was hurt by the boot.

Defendant charges that plaintiff is quarrelsome & jealous hearted with out a cause. This disposition has had to many unpleasant hours & rendered defendant's life intolerable.

On a certain occasion defendant was ~~going to see~~ ^{going to see} his daughter at school, plaintiff followed & threw sticks at him & wanted the skiff to sink. Defendant charges that plaintiff has been too familiar with a certain Mr Brown going so far as to kiss him when charged by defendant, she pretended that it would make Brown work better. From these facts ^{others} defendant believes & charges that she is guilty of adultery ~~during~~ during the marriage. Defendant prays the court to

refuse plaintiff a divorce, and grant
defendant a divorce. Defendant charges
that he has always provided
for plaintiff & children well and
denies that she is a suitable per-
son to have charge of the children.
The defendant here denies all the
charges of the petition not heretofore
denied & requires strict proof & has
my fully answered prayer.
James F. Foster

Defendant being sworn says that
he believes the foregoing answer &
the matters as therein stated are
true.

Sworn to & Subscribed

before me Feb 6th 1854.

Chas C Fletcher Clerk

J. F. Foster

Oliver Foster
as
James Foster

Andrew of Dept

Filed Jan 30th 1854

Chas H. Decker

 1
cells

COUNTY OF JEFFERSON.

The State of Missouri,

To

Jacob Barnick Alden Barnick, Clerk & Corollary
Jesse Medley & Simon Kyle
You are hereby commanded, that setting aside all manner of

Greeting:

excuse and delay, you appear before our Lincoln County Court for the County aforesaid, on the 21st day of May next at St. Louis, then and there to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein

Oliver Jackson is Plaintiff and

James D. Jackson is Defendant on the part of

And herein you are in no wise to fail.

Witness, Thomas C. Fletcher, Clerk of our said

Court, with the Seal thereof hereby affixed,
at office this 11th day of March
A. D. 1854

Thos. C. Fletcher
Clerk.

I Executed this writ on Simon Kyle by
 reading it in his presance & hearing on
 the 11 of April 1854 also on Albert J. Cross
 by reading it in his presence and hearing
 on the 21 day of April 1854 also on Jacob
 & Alden Harness by reading it in their
 presance & hearing on the 12th of May 1854
 James M. Follock Sheriff

May Term 1854.

Olive Foster
 vs
 James J. Foster

for Debt
 Jacob Harness 12
 Alden Harness 12
 Albert J. Cross 21
 Henry Medley
 Simon Kyle 11

Sheriff's fees \$2.50
 3 day

I Executed the within writ on
 W. H. Medley as the he reading
 it in his presene and hearing on the
 15th of May 1854
 Nathan Sullen

0451
 03
 2521
 256

COUNTY OF JEFFERSON.

The State of Missouri,

To

Richard Mainpain John Wines, Geo P Morgan

Greeting:

You are hereby commanded, that setting aside all manner of
excuse and delay, you appear before our Circuit Court for the
County aforesaid, on the 24th day of May next
at Stillmore, there and there to testify, and the truth to say in a certain
matter of controversy, now pending in our said Court, wherein
Living Jackson is Plaintiff and
James Jackson is Defendant on the part
of both and herein you are in no wise to fail.

Witness, Thomas C. Fletcher,

Clerk of our said

Court, with the Seal thereof hereto affixed,

at office this 16th day of March

A. D. 1854

Thos C. Fletcher
Clerk.

I executed this writ on Richard Manpain by reading it in his presence & hearing on the 25 day of April 1853 also on John Winer by reading it in his presence & hearing on the 27 day of April 1854

James McColloch Sheriff

May Term 1854.

Oliver Mosley
James S. Hooker

for debt
Richard Manpain
John Winer
George P. Morgan

Sheriff's fees \$1.10

30 day

J. P.

375
395
170
13.40

George D. Morgan not found this 22 of May 1854 James McColloch Sheriff

5150

COUNTY OF JEFFERSON.

The State of Missouri,

To *Emack Anderson, Henry Hecaley Allen Harrell*

Greeting:

You are hereby commanded, that setting aside all manner of excuse and delay, you appear before our *Sequest* Court for the County aforesaid, on the *24th* day of *all day March* at *Millmore*, then and there to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein *Oliver Foster* Plaintiff and *James D Foster* Defendant on the part of *Plt* and herein you are in no wise to fail.

Witness, **Thomas C. Fletcher**, Clerk of our said

Court, with the Seal thereof hereto affixed, at office this *1st* day of *all day* A. D. 1854

Thos. Fletcher Clerk.

I executed the within writ on
Alden Harries by reading it in his
presence & hearing on the 12th of May 1854
James McEllock Sheriff

To beir Court

May term 1854

Oliver Foster

vs {

James J. Foster

for debt

Enoch Anderson

Henry Medley

Alden Harries R

Sherriff paid \$11

3rd day

I served the within writ on
C. W. McMedley by reading in his
presence and hearing on the 15th of
May 1854 Nathan Sullivan

COUNTY OF JEFFERSON.

The State of Missouri,

To James Foster, Jordan Foster, Daniel Hyle

Greeting:

You are hereby commanded, that setting aside all manner of excuse and delay, you appear before our Superior Court for the County aforesaid, on the 24th day of May next at Hillsboro, there and there to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein Oliver Foster Plaintiff and James J Foster Defendant on the part of W and herein you are in no wise to fail.

Witness, **Thomas C. Fletcher**, Clerk of our said

Court, with the Seal thereof hereto affixed,

at office this 1st day of May

A. D. 1854

Thos. C. Fletcher
Clerk.

I executed the within writ on Jordan
Goster & James Goster on the 12 day of May
1854 by reading it in their presence &
hearing also on Daniel Kyle by reading
it in his presence & hearing on the 11
day of May 1854

James M Colloch Sheriff

De la Cour

May 12 1854

Oliver Goster

vs } fees

James Goster

for atty

James Goster

Jordan Goster

Daniel Kyle

Sheriff's fee \$1.50

3^d day

COUNTY OF JEFFERSON.

The State of Missouri,

To *Mrs. Mel. W. Johnston. Mary Foster*

Greeting:

You are hereby commanded, that setting aside all manner of
excuse and delay, you appear before our *Unseal'd* Court for the
County aforesaid, on the *24th* day of *May* next
at *St. Louis*, then and there to testify, and the truth to say in a certain
matter of controversy, now pending in our said Court, wherein
Oliver Foster Plaintiff and
James Foster Defendant on the part
of *My* and herein you are in no wise to fail.

Witness, **Thomas C. Fletcher**, Clerk of our said

Court, with the Seal thereof hereto affixed,
at office this *1st* day of *May*
A. D. 1854

Thos. Fletcher
Clerk.

Executed this will on Mary Foster
by reading it in her presence &
hearing on ~12 day of May 1854
also on G. J. Johnston by his acknowledging
its service on ~19 day of May 1854
I executed this will on Wm West by reading
it in his presence & hearing ~~on~~ the 22
of May 1854 James McColloch Sheriff

John Court

May Term 1854

Oliver Foster

vs } oppos

James J Foster

for debt.

Wm West.

G. J. Johnston 19

Mary Foster 12

Sheriff's fees \$1.50

3⁰⁰ day

COUNTY OF JEFFERSON.

The State of Missouri,

To John Miller, James Duckerson, William Chandler

Greeting:

You are hereby commanded, that setting aside all manner of
excuse and delay, you appear before our Seventh Court for the
County aforesaid, on the 24th day of May next
at Hillsboro, there and there to testify, and the truth to say in a certain
matter of controversy, now pending in our said Court, wherein
Oliver Foster Plaintiff and
James D. Foster Defendant on the part
of Plff and herein you are in no wise to fail.

Witness, Thomas C. Fletcher, Clerk of our said

Court, with the Seal thereof hereto affixed,
at office this 14 day of May
A. D. 1854

Thos. Fletcher

Clerk.



I executed the within ^{with} on John Winer by
him reading it himself & him acknowledge
-ing the service on ^{the} 11 day of May 1854
also on James Anderson by reading it in
his presence & hearing on ^{the} 11 day of May
1854 also on William Chandler by reading it
in his presence & hearing on the 12 day of
May 1854 James M Colloch Sheriff

St. Vir Court.

May Term 1854

Oliver Foster.

vs {

James J Foster
pr att.

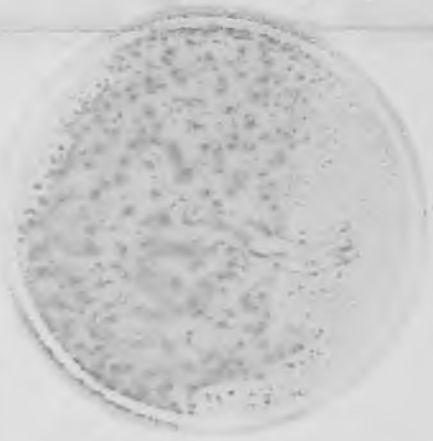
John Winer "

James Anderson "

William Chandler "

Sheriff's fee \$1.50

3rd day



COUNTY OF JEFFERSON.

The State of Missouri,

To Alfred Stewart Seneca Kyle Snod Richardson

Greeting:

You are hereby commanded, that setting aside all manner of excuse and delay, you appear before our here said Court for the County aforesaid, on the 24th day of May next.

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

Oliver Porter

Plaintiff and

James Porter

Defendant on the part

of Plff and herein you are in no wise to fail.

Witness, Thomas C. Fletcher, Clerk of our said

Court, with the Seal thereof hereto affixed,

at office this 1st day of May

A. D. 1854

Thos. Fletcher

Clerk.

I Executed the within writ on Alfred
Stewart & Amos Richardson by reading
it in their presence & hearing on the 12th
of May 1854 & also on Simon Ryle by
reading it in his presence & hearing
on the 24th of May 1854

James McColloch
Sheriff

To the Court

May Term 1852

Wm Foster

vs { Amos

James & Foster

for debt

Amos Richardson

Alfred Stewart 12

Simon Ryle

Sheriff fees \$150

3rd May

COUNTY OF JEFFERSON.

The State of Missouri,

To Geo. Horine, George. Walthers, Richard W. Lewis

Greeting:

You are hereby commanded, that setting aside all manner of excuse and delay, you appear before our Sheriff Court for the County aforesaid, on the 24th day of May next at St. Louis, then and there to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein

Oliver Foster Plaintiff and
James J. Foster Defendant on the part
of Plf and herein you are in no wise to fail.

Witness, **Thomas C. Fletcher**, Clerk of our said

Court, with the Seal thereof hereto affixed,
at office this 1st day of May

A. D. 1854

Thos C Fletcher Clerk.

I executed the within writ on George Wilkerson
 by reading it in his presence & hearing
 on the 11 day of May 1854 also on Thomas
 - Horne by reading it in his presence &
 hearing on the 12 day of May 1854

James McCallloch Sheriff

0611
 051
 1340
 71

To. Sir. Court.

May Term 1854

Oliver Foster

as } aka

James J Foster

for Att

Thos. Horne

George Wilkerson

Reed. Mearns

23
 11
 6

30 day

Olive Foster }
 4 } Petition for Divorce.
James Foster }

And now at this day come again the parties aforesaid by their Respective Attorneys, and proceed to trial of this cause, and after the allegations of the parties, the evidence, offered by each, and the arguments of Counsel, the Court find the allegations in the Plaintiff's petition to be true, and that of right she is entitled to be divorced from the bonds of Matrimony by her contracted with Defendant, . It is therefore adjudged and decreed that the bonds of matrimony contracted by the Plaintiff Plaintiff be forever divorced from the bonds of matrimony contracted with the Defendant, And that the Defendant pay to the Plaintiff by way of Alimony the sum of twenty five dollars per year, as follows the sum of thirty seven dollars and fifty Cents, immediately on the rendition of this decree, and the further sum of thirty seven dollars and fifty Cents at the expiration of six months hereafter and thirty seven dollars and fifty Cents, at the expiration of every six months thereafter during the natural life of the Defendant, Plaintiff, And to the end of securing the semi annual installments of alimony above decreed, It is ordered that the Defendant ~~do so forthwith~~ Enter into bond with good and sufficient security, conditioned for the prompt and full payment of the said several sums of money, when they shall fall due according to this decree, And in default ~~that the~~ of giving

the security above required, that there be levied of his
real and personal property the sum of Twelve Hundred
~~and~~ and fifty dollars, to be appropriated and applied
under an order of the Court hereafter to be made on
the premises, And the Defendant failing and neglecting
to give the bond as above required it is further ordered
that an Execution issue against the Defendant for the
said sum of Twelve Hundred and fifty dollars, ~~to be~~
~~returned at the same~~ when made, be brought into Court
subject to the further order of the Court, It is
further ordered that the plaintiff have the custody and
control of the Children of the said Marriage, and the
Defendant is hereby required under the pains and penalties
of a Contempt, to surrender ^{them} up to the plaintiff, ~~or their~~
Agent, on demand being hereafter made, the said
Defendant remaining responsible for all proper and
reasonable Charges for their Education and Support.

It is further ordered that he pay the Costs of this Suit
and that an Execution issue therefor, as also for the
sum of Thirty Seven dollars and fifty Cents, above adjudged
against, It is further ordered that this Cause be
Continued to next Term —