

Tofferson County Circuit Court
Case Files - Civil

April 1858

Ferry, John

vs.

St. Louis & Iron Mountain Railroad Company

Garnishment

Garnishee of J. B. Stewart on
\$229 judgment

Box

10

Folder 9

John Ferry Plaintiff
against
St Louis and Iron Mountain
Rail Road Company
guarantors of J B Stewart Deft

In the
Circuit Court
of Jefferson
County Mo
Apr Term 1839.

Plaintiff states that at the November Term of the Jefferson Circuit Court 1838 he obtained a judgment against one J B Stewart for two hundred and twenty nine dollars with costs, that the said J B Stewart was at that time working for the St Louis and Iron Mountain Rail Road Company. and that he has wholly failed and neglected to pay said judgment or any part thereof. Plaintiff further states that on the 29 day of December he caused to be garnished said Rail Road Company wherefore he proposes to said company the following interrogatories and requires an answer in oath touching and concerning the same.

1st At the time of the service of the garnishment had you in your possession or under your control, any property money or effects of J B Stewart; if so state what property, how much and of what value and what money or effects.

2nd At the time of the service of the garnishment did you owe the defendant any money or do you owe him

any bond; if so how much and on
what account and when did it become
due; if not yet due when will it
become due.

Pipkin & Leagan
attys for Plff

1538

John Henry
against
William John Martin
Rail Road Co

Entomogonius

Died April 27 1858
Chas J Henry etc

Chas
"

John Ferry Plaintiff
against

St Louis and Iron Mountain
Railroad Company
guardian of J. B. Stewart

In the
Jefferson County
Circuit Court

The St Louis and Iron
Mountain Railroad Company Guardian
in this cause. by its attorneys Corns and
Moore the Court to strike out the inter-
rogatories filed against said guardian
1- Because said interrogatories do not
show a case that would entitle said
plaintiff to recover any thing as against
this defendant ^{as} guardian

2- Because the allegations in the
petition in connection with said in-
terrogatories, show a case in which
said Company is not ^{liable} to the process
of garnishment.

} Green & Carter
Attorneys for Defendant

In Circuit Court
Jefferson County

John Henry
vs.
H. Lewis & Co. in, D.R. & Co
Plaintiffs

Motion to
Strike out
W. L. Rogers

Made April 23rd 1858
Geo. A. Hensley
Clerk

Declarer Clerk
to answer

John Ferry

Plaintiff

against
St Louis & Iron Mountain
Rail Road Company

garnishee of J B Stewart Def

In the Circuit
Court of Jefferson
County Missouri
Apr Term 1858.

Plaintiff states that at the November Term 1857 of the Jefferson County Circuit Court he obtained a judgment against J B Stewart for two hundred and twenty nine dollars with costs that the said J B Stewart was prior to and at ~~the~~ time of the rendition of said judgment a contractor on said road to a large extent and the said Company was then indebted to him & was so at the time of said judgment. The said J B Stewart has neglected and wholly failed to pay said judgment or any part thereof. Plaintiff further states that on the 29th day of December 1857 he caused to be garnished said Rail Road Company wherefore he propounds to said Company the following interrogatories and requires an answer on oath touching & concerning the same

1st At the time of the service of the garnishment had you in your possession or under your control, any property, money or effects of J B Stewart, if so state what property, how much, and of what value and what money or effects

2nd At the time of the service of the garnishment did you owe the defendant any money or do you owe him any thing if so how much, on what account

and when did it become due if not
yet then when will it become due

Pipkin & Hagan
attys for P. G. H.

John Henry
as
Attorney & Am
Mortimer Davis & Co
Company

annulled
Continuance

Filed April 29th 1858
Geo J Henry
Clerk

COUNTY OF JEFFERSON.

The State of Missouri,

To

Wesley Wiley

Greeting:

You are hereby commanded, that setting aside all manner of excuse and delay, you appear before our Coroner Court for the County aforesaid, on the 29th day October 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

John May is

Plaintiff and

John Brown is Defendant on the part

of Debt

and herein you are in no wise to fail.

Witness, ~~THOMAS D. FLETCHER~~ ~~THOMAS D. FLETCHER~~ Clerk

of our said Court

with the Seal thereof hereto affixed, at office this

26 day of Oct A. D. 1855

Wesley Wiley

Clerk.

I Examined the within writ at
the County of Jefferson on 26th day
of October 1858 by Reading the
same in the Presence and hearing
of Augustine Wiley

ascor James
Sheriff
of the
Dept

Geo Perry

v

Alvin J. Brown Jr & R

Sherriff 30 Oct