

Jefferson County Circuit Court
Case Files - Criminal
October 1858

Box No.

10

FOLDER No. 66

State

vs

Eisenhart, Jacob

Grand Larceny

Defendant accused of stealing
2 guns, 3 4 books in German
from Jacob Yanni

State of Missouri

County of Jefferson } ss. The State of Missouri to the Sheriff or any
Constable of Jefferson; greeting:

Information having, this day, been given to Israel S. Dodge esq.
one of our Justices of the Peace, within and for Central Township,
in the County of Jefferson, by Jacob Ganni, that the following
goods and chattels, the property of Jacob Ganni; that is to say, One
large bored rifle gun, 4 or 5 feet long, percussion lock, brass
mounted, and iron ramrod, Also, one shot gun, brass mounted,
percussion lock, 4 or 5 feet long and iron ramrod. Two large
medical books, printed in the German language; also two
other books in manuscript writing, written ⁱⁿ the German
language, were on or about the 26th or 27th day of April 1858, ^{by} some
person unknown, feloniously taken, stolen and carried away from
Jacob Ganni's residence, in the County aforesaid; and that the said
Jacob Ganni has reasonable grounds to suspect, and does suspect
that the said Goods are concealed in the house or on the premises
of one Crysenhud, living in either Valle or Platten Townships,
in the County aforesaid: These are, therefore to command you to
enter, in the day-time into the premises of the said Crysenhud, in the
Township and County aforesaid, and there diligently search, for the
said goods and chattels; and if the same be found, or any part
thereof, to bring such as may be found before the said Justice, at
his office, in the Township and County aforesaid, without delay,
to be disposed of according to law; and have you then and there this
writ. Witness my signature, this 24th day of May. 1858.

Israel S. Dodge
Justice of the Peace

I Executed the within writ on the 26 day of
May 1858 By searching the house of Eysenhard
and finding the 7 Books and two Gones in his
possession

George Wiley Constable

Search warrant
No-2

State of Missouri

County of Jefferson

}^{ss.} This affiant Jacob Ganni states that, on or about the 26th or 27th day of April 1858, some person unknown, feloniously took, stole and carried away from Jacob Ganni's residence in Central Township, in the County of Jefferson, the following goods and chattles, the property of Jacob Ganni; that is to say, one large bored rifle gun, 4 or 5 feet long, percussion lock, brass mounted, and iron ramrod. one shot gun, brass mounted, percussion lock, 4 or 5 feet long and iron ramrod, two large medical books printed in the German language, also two other books, in manuscript writing, written in the German language, and that he has reasonable grounds to suspect, and does suspect, that the same are concealed in the house or on the premises of one Eysenhud, living in either Valle or Platten Townships. Subscribed and sworn to before me, this 24th day of May 1858.

Jacob Ganni

Israel F Dodge

Justice of the peace

Attest

CO

Perth County

Warrent

The State of Missouri to any Constable of the County of Jefferson, greeting:
Whereas, Jacob Hammi of Central Township, hath this day given information, upon oath, to me Israel H. Dodge, a Justice of the Peace, within and for the County of Jefferson, that, on the 26th day of May last past, at the County aforesaid, on suspicion of stealing certain goods belonging to Jacob Hammi: said goods being found in the possession of said ~~Hammi~~ ^{Gyzenhued}, by the Constable of Central Township. By virtue of a Search Warrant. These are, therefore, to command you forthwith to apprehend the said Gyzenhued, and bring him before me to answer the premises, and further to be dealt with according to law.

Given under my hand, at the County of Jefferson aforesaid, this 26th day of May 1858.

Israel H. Dodge
Justice of the Peace

State of Missouri
vs
Jacob Eysenhard
Warrant

Justice fee	25 ^{cs}
Constable fee	50 "
" Board	50 "
" Guard	1.00
Committing Pris	0.75
10 Jail	

I executed the within writ at the County
of Jefferson, by arresting the defendant, Jacob
Eisenhard and bringing him before the
within Justice, May 26th 1858.
George Wiley, Constable

State of Wisconsin } Before J. L. Dodge
County of Jefferson } Justice of the peace
} Prosecution for
Larceny.

The information of Jacob Gammi^{son} to the before
me J. L. Dodge one of the justices of the
peace within & for the county aforesaid
on the 27 day of May 1838 the said
Jacob Eisenhuth being charged before me
with Larceny in the said Jacob Gammi^{son} says

He knows the prisoner since he was
working in St. Louis, - that is, in the year
1853 or '54, - saw him working in saw
mill, - Was in my house on the night
the 24th and 26th April 1838, - was nothing
stolen from me at that time, - gave him
a ~~description~~^{prescription} of the Books - The next day
I went with Eisenhuth to ~~the~~^{his} ~~store~~^{shop} -
On Tuesday 26th April, I went with Eisenhuth
to his house, & stayed all night with him,
next ^{day} ~~we~~^{we} went to the ~~store~~^{shop} - and I
met with a Cornishman and told prisoner
I would stay all night with him, - ^{Eisenhuth was then on his horse} And
next day I came home & found my things
were gone, - When I came home I found
my razor laying on the floor and the door
lock with the key in it broke^{all as left} - went to
lay the razor up & found my books were
gone, & then that the guns were, - 4 books
and two guns, - Went to Justice, got a
search warrant, & searched four houses before
I found them - found them in house of
prisoner, - he has no family - Did not look
& did not find any horse tracks about my house

When the Constable & I went up to Eisen-
braun's house, he asked us what we wanted,
I said we want to search your house, he
said is any thing stolen from you, I
said yes, he also said what does
that man want - I went into his house
& he said dont bring me into any trouble
I said ^{it} was in the officers hands and
I couldn't help it. - Eisenbraun said he
bought the things, books & guns from an
Englishman, I further said 'not-
gabob gönni'

George Wiley being duly sworn states
I arrested ^{Prisoner} Eisenbraun, under ~~current~~
search warrant, I found 4 books
& 2 guns in Prisoner's house.
Found ^{books} secreted in between beds
& also 1 of the guns secreted behind
bed. Found the other gun in another
little house among some rubbish
Prisoner said ^{to officer} what do you charge
for searching, dont search & Eisen-
braun will pay you for trouble. There
was no person about the house
Garry found 2 books. Prisoner
went & got the other books & guns
after being told by Mr Wiley
to give them up for he knew
they were there
Lerap Examinat.

On being told that he had a
warrant he ^{made no resistance} went & opened the
house, & further said not

George Wiley
Here Plaintiff Closed

Prisoner then being informed by the
justice of the charge under which he was
arrested. Told him that he could make
any explanation he chose without
oath. and also that he was at
liberty to answer or refuse to answer
any question that might be put to
him. he then made the following
statement.

I bought three books, 4 books
and two guns from a man that came
to my house that spoke the English
language. he had the books in a
bag & the guns on his shoulder
hanging on the guns. he came about
dinner time. It was about the
12 day of May 1838. he did not
stay all night. he staid about
a half hour. I paid six dollars
for them. he was about a middle
sized man 25 or 30 years old.
he said he had bought them from a
German & that they were of no use
to him. I saw no woman in them until
last Sunday. I saw Gammie Mann in
them. I put them ^(books & guns) in a little
house I do not live in in a little
box. last Sunday when I saw the
man in them I got scared & laid them
under the bed. I fear he is with
me.

John C. Frazier

John Knorpp being duly sworn
says.

I have known prisoner three
years about. He lives six to miles
from me. He is a farmer. has a farm
of his own. works hard. his reputation
is good, never heard any complaint.
He worked in my clearing on ~~last~~ ~~Wednesday~~
~~day 27 of April 1838. He worked~~
~~the same day.~~
Crop X. John Knorpp

Mrs Hoffman being duly sworn says.

I live three miles from Jacob
Eisenbuck, I was at home on Wednesday
~~during~~ ^{prisoner} circuit court. I did not see him
on Wednesday, nor Thursday but I saw
him on Tuesday, half past five in the
evening at his house, prisoner Knorpp
house, no one else with him. no one
was with him when I saw him. I went
home. I do not know when prisoner was at
work on Wednesday. I have known
prisoner since 1835. I do not know any
thing about his character. I never heard
anything against him. I saw no one
with him in this back that work in
that neighborhood. The Tuesday I saw him
was ^{array} court.
Crop X.

I was at home on Wednesday. I know
nothing about prisoner working for Knorpp.

Margaret Hoffman

John Winter being duly sworn
say

I live two miles from prison.
I saw prison Tuesday evening the first
week of court. I left his house about
half an hour before sunset. I did
not see him on Wednesday. I have
seen him at work for Knorpp. it was
a week afterwards. he was bringing back
prison Knop's house by himself. is a
farmer. he is a hard working man.
his general character for honesty is good.
I have known prison for one year & a half
has a good piece of land, house, cow &c.
building new house, clearing &c.
crop &c.

I do not know that I saw prison
on Tuesday. I only know that I saw him
the same day Mrs Haffman says she
saw him

John Winter

The State of Michigan to Secret Davis
You are hereby commended to the aid of a person
personally before me & to Dodge a portion
of the place within & for entire township
in the county of Jackson on the 29 day
of May 1838 at the house of one of the
church in the morning at my office at
Holtzner, in the township of Henry of persons
to testify in a case when the state is
petitioner great Cincinnati is day is before
of the petition of the state at your house
with my signature the 29 day of May
1838.

Small of Dodge
Justice of the Peace.

I executed the within writ on the
day of May 1848 on Jacob Gamm
By Reading in his presence
and hearing

George Wiley Constable

State of Missouri
J.S.
Jacob Gamm
Supra
Jacob Gamm
Justice fees, \$5.00
Constable fee 25

COUNTY OF JEFFERSON.

The State of Missouri,

To John Knapp, John Price, Henry & others
Greetings.

Greeting:

You are hereby recommended, that nothing be done in all manner of
 cases that delay, your affairs before me; & Deane a notice
~~be given to the~~

me & Dodge

and notice

of the fence within & Judge Pennington
in Court House - in the morning May 1868 at
at Hall's office in the afternoon to testify on the trap

the first volume in the 25 days of May 1868 at 3

St. rigida

10000 m

He died in the afternoon, to testify on the throne
 of his many sufferings, and his many virtues.

of the cord, wherein the state of Niagara is

Highway 111 and 1000 Highway 111 is 1000 miles

of **Department** and between you are in no wise to find.

~~Witness, THOMAS C. FLETCHER.~~

~~Will Mr. D. H. of the Board of Missions, and of the~~

day of 11th 1885

Heart of Lady.

Cherish

Further of the peace

State of Missouri
vs

vs Jacob Byers and

Expo

John Knorp and
John Wince and
Mary Hoffman

Justice of the Peace
Constable

I executed the within writ on the 27
day of May 1838 on John Knorp and John
Wince and on Mary Hoffman By Reading
in their presence and hearing
George Wiley Constable

The State of Missouri to the Constable
of Central Township, ^{Jefferson County Missouri} & Keeper of the
Jail of said County greeting —

There are commanded you, The said
Constable forthwith to convey and deliver
into the custody of the Keeper of the
Jail of the County of Jefferson aforesaid
the body of Jacob Eisenhut of
Jefferson County taken & brought before
me a justice of the peace within and
for the County aforesaid and charged
before me ~~a justice~~ upon the oath of
Jacob Sumner of County aforesaid with
Larceny and you the said Keeper of
the said Jail are hereby required to receive
the said Jacob Eisenhut into your
custody into the said Jail and bring
him safely keep until he shall there
be discharged by due course of law
Given under my hand this 27 day of
May 1838.

Israel, F. Dodge
Justice of the peace

State

21

Post Eminent

Lancaster

Build requires

\$200

To the Hon, S. J. Johnson, one of the
Justices of the County Court of Jefferson
County, Missouri.

Your petitioner, Jacob Eysenhard, would respectfully state, that on the day of 1838, a warrant was issued by Israel S. Dodge, a Justice of the Peace of said Jefferson County, against your Petitioner, charging him with larceny, - and that he was afterwards arrested, and on the 27th day of May 1838, was tried on said Charge before said Justice, and by him committed to the jail of said Jefferson County, (in default of Bail of \$500,) in the Custody of P. Lincoln Williams, Jailor of said County, - where he is now confined and restrained of his liberty by said Jailor.

Your Petitioner states that the Bail required is excessive, under all the circumstances of the case. He therefore prays your Honor to grant him the benefit of this writ of Habeas Corpus, - that your Petitioner may be brought before your Honor, together with all the facts concerning said imprisonment, in order that he may be admitted to Bail, on such terms as your Honor shall deem just and reasonable.

J. Eysenhard

Jacob Eysenhard, petitioner, makes oath and says the above Petition and the matters therein as stated, he believes to be true.

Sworn to and Subscribed
before me June 7th 1838
Elias H. Mone, Ck



70 71

of John of Jacob
Exposition,
for
Visit of Hawaiian Cousins.

State of Missouri }
County of Jefferson } ss. "By the Habeas
Corpus Act."

The State of Missouri to the
Jailer of Jefferson County, Mo, greeting;
You are hereby commanded that ~~the~~
body of Jacob Eysenhard, in the jail of
said County of Jefferson, under your cus-
tody detained, as it is said under safe and
secure conduct together with the day and
cause of his being imprisoned and de-
tained by whatever name the said
Jacob Eysenhard may be known, you
have before me, S. J. Johnson, one of the
Justices of the County Court of the County
of Jefferson aforesaid, at the Court House
in Hillsboro, in said County, on the 7th day
of June 1858, to do and receive what
shall then and there be considered con-
cerning the said Jacob Eysenhard so im-
prisoned and detained as aforesaid;
and hereof, fail not at your peril.

Witness my signature this 7th day
of June 1858.

S. J. Johnson
County Court Clerk

In obedience to the within writ of Jonas Williams Jailor
of the County of Jefferson being here before the Hon. Court
the Body of the said Jacob Eisenhart, now in my custody
by virtue of a warrant of Commitment issued by Isaac
J. Dodge. Esqr an acting Justice of the peace of
said County under a Charge of Sarceny said
Commitment being dated May 27th 1858.
Given under my hand June 7th 1858

Attest
Elias J. Honey

^{his}
Jonas^{mark} Williams Jailor
of Jefferson County, Mo

The within named Jacob Eisenhart is reman-
ded by me for failure to give Bond in the
sum of 2000 dollars as Specified by the
Justice. ~~May~~ June 7th 1858.

E. J. Johnston
County Court Clerk

By The Shaleas & others
ack

State of Missouri }
County of Jefferson } ss.

Be it remembered that on the twenty fourth day of June eighteen ^{hundred and} fifty eight, Jacob Eisenhart of Jefferson County aforesaid, as principal and Abner Green of the same County and State as security, came personally before the County Court of said County and acknowledge themselves to owe to the State of Missouri, the sum of one hundred dollars, to be levied of their respective goods and chattels lands and tenements, if the said Jacob Eisenhart shall fail in the condition underwritten.

The Condition of this recognizance is such, that if the above bounden Jacob Eisenhart, shall personally appear at the Circuit Court on the first day of the next term thereof, to be holden for the County of Jefferson on the fourth Monday of October next, then and there to answer an indictment to be preferred to the Grand Jury against the said Jacob Eisenhart, for Larceny, whereof he stands charged, and shall ^{not} depart the same without leave of the said Court, then this recognizance to be void, otherwise to remain in full force.

Jacob Eisenhart

Abner Green

Approved

Jacob Greenhous &
Abner Greenup
Prinrs

Stiles June 24/58
A. H. Hefner & Co

Filed June 24th 1858
Claus & Honey Ah

Forfeited Oct 29th 1858
Book 894 Page 200

State of Missouri }
County of Jefferson } S. By the Habeas Corpus
Act.

The State of Missouri To the Keeper
of the Jail of said Jefferson County Greeting,
You are hereby commanded that the body of
Jacob Eisenhau, in the Jail of the said County of Jefferson
under your custody detained, as it is said, under safe and
secure conducts, together with the day and cause of his
being imprisoned and detained, by whatever name the
said Jacob Eisenhau may be known, you have before
and our Hon County Court of the said County of Jefferson
now in Session in the Town of Hillsboro, forthwith, to do
and receive what shall then and there be considered con-
cerning the said Jacob Eisenhau. So imprisoned and
detained as aforesaid; and hereof fail not at your peril

Witness my hand and official Seal
this 24th day of June A.D. 1858

Alfred Heper Clerk
County Court

In obedience to the within writ, I have
returned to the court the body of Jacob
Bygrenhove and the papers on file in the
case, June 24th 1858
Finis ^{his} Williams
mark

Finis Williams
Jury of
Jefferson County
Western Virginia

Witness James Smith
Attest
A. H. McPherson

To the Honorable, The County Court
of Jefferson County Missouri,

Your petitioner, Jacob Eysenhard would
respectfully state, that on the 26th day
of May 1858, he was arrested on a
warrant issued by J. F. Dodge, a Justice
of the Peace of said County, on a charge
of Larceny, and was on 26th day of May
1858, tried before said Justice, and by him
committed to the Jail of Jefferson County
Missouri, in default of his giving bail
in the sum of \$200, the amount of
bail required by said Justice; and that
by virtue of a warrant of commitment
issued by said Justice, your petitioner is
now confined in said Jail and re-
strained of his liberty, by Phineas Wil-
liams, the keeper of the Jail of said
County. Your petitioner would
therefore pray your Honorable Body
to grant him the benefit of the writ
of Habeas Corpus, - that the cause of such
imprisonment may be enquired into, and
that he may, upon an examination of
all the facts of the case, be discharged
on his giving ^{such} reasonable Bail, as the
Court may deem just and right; as your
petitioner avers that the Bail required
by said Justice is excessive.

Jacob Eysenhard
By A. Green, his Atty

Jacob Eysenhard makes oath and says the
above petition and the matters therein as stated
he believes to be true. *Wm. A. Green*
Sworn to & Subscribed before me June 24th 1858. *Elias S. Bone, ck*



State
vs.

L. Cuylenburg

Petition for

Writ of Habeas Corpus

State of Wisconsin } In the circuit court
County of Jefferson } of Jefferson County
October Term 1838.

The grand jurors of the state of Wisconsin now in court duly impaneled sworn and charged to enquire within and for the body of the county of Jefferson upon their oaths present that Jacob Eismund late of said county on the twenty six day of April eighteen hundred and fifty eight with force and arms at and in the county of Jefferson aforesaid, four ~~books~~ ^{books} of the value of seven dollars two guns of the value of sixteen dollars the goods and chattels and personal property of one Jacob Yarnie feloniously did steal take and carry away Contrary to the form of the Statute in such cases made and provided and against the peace and dignity of the State of Wisconsin
I J Holt Circuit
attly

Walt
No 1856

Post Remitt

Instructions for
Grand Jurors

A True Bill

Alfred G. Wade
Jury

William
Hammill

Walter

Post Remitt.

George Miller

Filed Oct 29 1858

Clas 2 to 10

County of Jefferson Sch.

The State of Missouri:

To the Sheriff of the County of Jefferson. Greeting- Whereas on, the twenty fourth day of June A D 1858, before the County Court within and for the County of Jefferson aforesaid, a certain Jacob. Eisenhart as principal and Abner Green as security, acknowledged themselves to owe the State of Missouri, the sum of One Hundred dollars, to be levied of their respective goods and chattles, lands and tenements: Yet upon condition "that if the said Jacob. Eisenhart shall personally appear at the Circuit Court on the first day of the next term thereof, to be holden for the County of Jefferson on the fourth Monday of October next; then and there to answer an Indictment to be preferred to the grand Jury against the said Jacob Eisenhart, for larceny, whereof he stands charged and shall not depart the same without leave of the said Court;" which said recognizance was on the 29th day of October A D 1858 into the Court here was delivered there of record to be enrolled and there on the day and year last aforesaid among the records of said Court was enrolled as by the record thereof in the said Court remaining manifestly appears: And whereas after wards to wit on the twenty ninth day of October A D 1858, in the said Court, the

said Jacob Eisenhart being three times solemnly called to come into Court according to his recognizance, came not, but made default. And the said Abner Green the Cognizor of the said Jacob Eisenhart in the recognizance aforesaid being also three times solemnly called to bring into Court the body of the said Jacob Eisenhart according to the said recognizance, brought him not, but made default: wherefore it was then and there considered by the Court, that the said recognizance of the said Jacob Eisenhart and Abner Green, be forfeited, as by the record of said Court appears for the sum of One Hundred dollars, by the said Jacob Eisenhart and Abner Green acknowledged by them as aforesaid still remains to be levied. You are therefore commanded that by good and lawful men of your bailiwick you give notice to the said Jacob Eisenhart and Abner Green, that they be and appear before the said Circuit Court, to be begun and held at the town of Hillsboro within and for the County of Jefferson on the 25th day of April next, to shew Cause if any they have, why the said sum of money in form aforesaid acknowledged ought not to be levied of their lands and chattles to the use of the said State of Missouri according to the form of the acknowledge

ment aforesaid if they think fit. and further to do and receive, what the Court shall then and there consider concerning them in this behalf, and have you then there this writ

Witness Elias J. Honey clerk
of our said Circuit Court with
the seal thereof hereto affixed
at Office in Hillsboro this
Fourth day of December
A D. 1858

Elias J. Honey Clerk

Do Circuit Court

April Term 1859

State

vs Sci Fa

Jacob Eisenhart

Abner Green

Sheriff - Fees \$100

Swag for \$100.

I executed the within Sci. Fa. in the county of
Jefferson State of Missouri on Abner Green by
reading it within his presence and hearing on
the tenth day of April 1859; read in the presence
of two witnesses Louis Gammarsh & John Carver
and the within named Jacob Eisenhart not found
within my county Oscar Dover Sheriff

State	}	Fee Bill
Jacob. Epenhart		
J. D. Dodge. J. D. Search warrant	25	
app.	25	
Warrant to apprehend	25	
1 Depa -	25	
Death -	25	
Examination testimony		
300 mds	30	
Cuts	25	
Warrant Comett	2.05	
Aug 10 mds Interpreter	30	

State

Ad.

York Eimhardt

Bill of costs of

Justice