

Jefferson County Circuit Court
Case Files - Civil
April 1859

Box 11 Folder 12

Rubel, Amos

v.

Hagan, Francis

Appeal

Plaintiff appealed from County Court on motion
to revoke defendant as administrator of
Lewis Rubel's estate; Dismissed by Plaintiff.

Amos Rubel, - plaintiff } In the County Court
Against } of Jefferson County
Francis Hagan, - defendant } Missouri

Plaintiff states that Defendant, some time in the year 1838, as Public Administrator of Jefferson County, Missouri, took in Charge the Estate of Lewis Rubel, dec'd, which said acts of administration plaintiff alleges is illegal, for the following reasons;

- 1st - Because said Deceased left Relatives who were entitled to administration on said Estate,
- 2^d - Said Deceased resided, and died, out of this State - and administration has been taken on his Estate in Illinois, where he died,
- 3^d - Said Deceased left children surviving him, (of whom plaintiff is one,) who have ^{the} lawful right to administer in preference to the Public Administrator,
- 4th - Said Defendant took Charge of said Estate as Public Administrator, before sixty days had elapsed, after the death of said Lewis Rubel, - and therefore before the heirs of said Deceased had forfeited their right to administer on said Estate,

For these reasons, Plaintiff as a Son and heir of said Lewis Rubel, dec'd, moves the Court to rescind the order of Court, (if any has been made,) ordering the said Public Administrator to take Charge of said Lewis Rubel's Estate, - and to order that said Defendant deliver over to plaintiff, as one of the heirs of said Deceased, all money, books, papers, and property of every description in his possession belonging to said Estate.

Amos Rubel
Plff.

L. H.

To Francis Hagan, the above Defendant,
 You are hereby notified, that I shall present the
 within Motion to the County Court of Jefferson County, at the
 next Term thereof, to be held on the third Monday of
 December 1858, on the 2nd day of said Term, or as soon
 thereafter as Counsel can be heard, and ask for the
 orders therein stated,
 Dec, 1st 1858,
 Amos Rubel
 plff.
 By A. Green, Atty,

I served the within Notice on Francis
 Hagan, at the County of Jefferson, on the 3rd day
 of December 1858, by delivering to him a
 true copy of the same,
 Subscribed & sworn to before
 me this 3rd December 1858.
 A. Heper cklk. C. Ct.
 Leander Hensley

In County Court
 Jeff. Co. County
 Amos Rubel
 vs.
 Francis Hagan
 Motion
 Filed & Continued,
 Dec. Term 1858.
 A. Heper cklk

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *Joseph Dwyer & Louis Bostan,*

GREETING:

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

6th day of *April* *1859* at Hillsboro, then and there

to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein, *Amos J. White*

Plaintiff and *J. W. Adams* Defendant on the

part of *24th* and herein you are in no wise to fail.

Witness, *W. J. McHenry* ~~ELIAS F. HONEY~~, Clerk of our said Court

with the Seal thereof hereto affixed, at office this

6th day of *April* A. D. 1859

W. J. McHenry
Clerk.

I executed the within Spo in the
County of Jefferson on Joseph Drybrea
D. Louis Brokan by reading within
their presence and hearing on the
6th day of April 1859

Oscar Howell Sheriff

Earl Jami Julee,

Amos Julee

James Otagany,

Sheriff Feb 11. 1859

Miss Anna Julee

Attest
Oscar Howell

Amos Rubel, plaintiff } In the
 vs. } County
 Francis Hagan, defendant } Court of
 Jefferson County
 Missouri

Amos Rubel, plaintiff, being
 duly sworn, on his oath states, that his
 appeal from the decision of the County
 Court of said County, is not taken for
 the purpose of vexation or delay, but
 because this Affiant believes that he,
 the appellant, is aggrieved by the de-
 cision of the said Court.

Witness A. P. Wesser

Sworn and Subscribed before me
 this 7th April A.D. 1887

A. P. Wesser clk.

Amos ^{his} Rubel
 mark

1699

In County Court
Jefferson County

James Hubel

vs
James Hagan

Aggravate

Order April 7th 1859

Alfreda Beck

Decrees by PCH
June 14th 1859

Chis

Know all men by these presents
that we, Amos Rubel, as principal, and
Abner Green, as security, acknowledge
ourselves held and firmly bound to
Francis Wagan, in the sum of fifty
dollars, for the payment whereof, we bind
our selves, our heirs, executors and admin-
istrators,

The condition of the above obli-
gation is such, that whereas the said
Amos Rubel has appealed from the
decision of the County Court of Jefferson
County Missouri, in an action between
Amos Rubel, as plaintiff, and Francis
Wagan, as defendant. Now, if ~~the~~
~~said~~ Amos Rubel shall prosecute
his appeal with effect, and pay all
debt, damages, and costs that may be
adjudged against him by the Circuit
Court of said County, then this Bond
shall be null and void, otherwise
to remain in full force.

Given under hands and seals
this 7th day of April, 1859,

Attest Lewis Gasaway

Amos Rubel
mark

Seal

Abner Green Seal

In County Court
Laffoon County

Amos Dunkel

vs.

Harriet Morgan

Plaintiff

Defendant

Attest
J. B. Jones

State of Wisconsin }
County of Jefferson }

In the County Court.

April Term 1839.

At a Regular Term of the County Court, begun and held on the first Monday in April, the following proceedings were had. To Wit,

Amos Rubel }
J. Wagon J. Adams } Now at this day comes said Plaintiff
and makes Motion, that the Court Revoke the appointments of said defendants as Administrators of Louis Rubel, deceased, and order him to give up said Estate, which Motion after being heard is overruled by the Court.

Amos Rubel } Appeal to Circuit Court
J. Wagon J. Adams } Now at this day comes said Plaintiff
by his Attorney, and prays an Appeal to the Circuit Court of the Judgments by this Court against said Plaintiff, which being heard and understood by the Court is granted. It is ordered by the Court that the Clerk of this Court, make out and file in the office of the Clerk of the Circuit Court, a complete copy of the Record in this case ten days before the next term of said Circuit Court.

State of Wisconsin }
County of Jefferson } I Alfred P. Wesser, clerk of the County Court in and for said County, do hereby certify, that the foregoing is a true transcript of proceedings had in said Court, as the same remains of Record in my office.

Witness my hand and Official Seal
this 14th April 1839
Alfred P. Wesser, clerk

Amos. Butler
no. 1 manuscript

Ans. Wagon. Oct. 1859.

Died April 14th 1859
Elihu J. Hoovey Clerk

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *Mr J. Hogue* *vs* *Geo Rebel*

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 *fourteenth day of June* at Hillsboro, then and there to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein *James Rebel* Plaintiff and *James Hogue and Adam* Defendant on the part of *defendant* and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court
with the Seal thereof hereto affixed, at office this
29 day of *April* A. D. 185*9*
Elias Honey
Clerk.

To Circuit Court
June Term 1859

Amos Rebel

vs

John Hoagarn

W. S. Howe

Mrs Rebel

Sheriff's fees
ad valorem

75 00

I Executed the within writ in the
County of Jefferson State of Missouri
on the 14th day of May 1859 by reading
the same in the presence and hearing
of W. S. Howe Mrs Rebel & I found
in my County J. C. Power Deputy Sheriff

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To

W. W. Dixon, Joseph Doybreach

GREETING:

You are hereby commanded, that setting aside all manner of excuse and delay, you appear before our *Bersack* Court for the County aforesaid, on the

14th day of June next

at Hillsboro, then and there

to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein *James Rutel* Plaintiff and *Margaret Hagan Rutel Hagan* Defendant on the part of *Plaintiff* and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court

with the Seal thereof hereto affixed, at office this

4th day of *May*

A. D. 1859

Elias F. Honey

Clerk.

I Executed the within writ in the County
of Jefferson on the 3rd day of June 1859
by Reading the same in the Presence
and hearing of C. V. Dixon
J. C. Power Deputy Sheriff

Co. Circuit Court

June Term 1859

Amos Rebel

Francis Hoaglan

for Peff
C. V. Dixon
Joseph. Drybread

504

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *Dr A. H. Hill*

GREETING:

You are hereby commanded, that setting aside all manner of excuse and delay, you appear before our *Leicwick* Court for the County aforesaid, on the

Twenty sixth day of June next at Hillsboro, then and there

to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein *James Rutel* is Plaintiff and *James Hagan Putnam* is Defendant on the part of *Defendant* and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court

with the Seal thereof hereto affixed, at office this

19th day of *May* A. D. 185*9*

Elias F. Honey

Clerk.

To Circuit Court
June Term 1859

Amos Rebel

vs
Mrs Hagar Publman

for debt.

A. H. Hill

Sheriff fees

50 cts

I have entered the within writ in
the County of Jefferson on the 2nd day
of June 1859 by Leavena True Copy
of the within at A H Hill Place
of a bond with a free white
Person of the family over the age
of fifteen years &c
J. C. Power Depy Sheriff

Amos Rubel
vs
J. Hagan & Son
of Lewis Rubel

In the Circuit
Court of Missouri
County - Mississippi

Defendants in the above
entitled cause moves the Court to
dismiss the appeal for the following
reason

1st. There is no power of appeal
giving in such cases by the
statute & thus the ^{judgment} ~~action~~ of the county
Court is final in such case
J. Hagan

Paul

12

Hagan

Proton to turn

Allen June 9th 1889
Allen Honey Creek

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To

Peter Henry

GREETING:

You are hereby commanded, that setting aside all manner of excuse and delay, you appear before our *Seiwick* Court for the County aforesaid, on the

14th day of June 1859

at Hillsboro, then and there

to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein *Anna Ruckel* is Plaintiff and *Anna Hagan Butcher* is Defendant on the part of *Defendant* and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court with the Seal thereof hereto affixed, at office this

9th day of

June

A. D. 1859

Elias F. Honey

Clerk.

I executed the within I^{or} in the County
of Jefferson on Peter Kurlitz by reading
the same to him in his presence and
hearing on the 10th day of June 1859

Wm Doved Sheriff

June Term 1859

Amos Rubel

^{vs}
Thos Hagan Debtor

for debt

Peter Kurlitz

Sheriff fee 50 cts

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *Abelue Smith* *Abigail A. Rebel*

GREETING:

You are hereby commanded, that setting aside all manner of excuse and delay, you appear before our *Barclay* Court for the County aforesaid, on the

fourth at Hillsboro, then and there

to testify, and the truth to say in a certain matter of controversy, now pending in our said Court, wherein *Amos Rebel is*

Plaintiff and *Amos Hagaman Rebel* Defendant on the part of *Self* and herein *you* are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court with the Seal thereof hereto affixed, at office this

14 day of *June* A. D. 185 *9*

Elias F. Honey
Clerk.

Exhibited the within writ in
the County of Jefferson on
the 14th day of June 1859 by
Reading the same in the Presence
and hearing of addl. J. Smutger
Elizabeth Ruble not found
J. B. Davis Deft
Sheriff

Amos Rubel

Frank Hoagman

for depts

Sheriff Dec 1859

THE STATE OF MISSOURI,

COUNTY OF JEFFERSON.

To *Peter Henry Jacob Anderson* and *Palmer
Asa Lee Smith Whitney*

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

fourth at Hillsboro, then and there

to testify, and the truth to say in a certain matter of controversy, now pending in our said
Court, wherein *Miss Rachel* is
Plaintiff and *Thomas Morgan Putnam* Defendant on the
part of *Defendant* and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court
with the Seal thereof hereto affixed, at office this

14th day of *June* A. D. 1859

Elias F. Honey
Clerk.

Admrs Rebel
so
Thank Ye again

For debt
Sherriff Geo B. Jones

I Executed the within Supra in
the County of Jefferson on the 14th day
of June 1859 by Reading the
same in the Presence and hearing
of Peter Kirkland & Palmer
A. H. Hill Jacob Anding and
Frank Whitney et al present
I do Pame J. B. Sherriff

State of Indiana }
County of Adams }
In the County Court

James. Rachel
Edgar. Anna }
De Witt,

Attest, Clerk, John W. Entley, June 25, 1857

Peter *John*
Gardner *Adams* 207. *Adams* 207.
 Donner 207.

Copy, 25, South Second St. 50 p. 201. 95 \$ 2.50

Dear David Abbott, I have

100
8990

Amos Rubel

Co.

J. Wagon, J. Adams.

Genl. Will