

To Herson County Circuit Court
Case File - Criminal

June 1860

Box

12 Folio 48

State

vs

Dove, Thomas Beaton

Grand larceny

Stole horse, saddle, and bridle from
John D'Fallon; depositions

State of Missouri } On a Charge of Larceny
County of Jefferson }

State }
vs. }
Thomas B. Dove } Before me, H. M. Parker a
Justice of the Peace, for said County, personally came
Patrick Mc Carthy who, being duly sworn according
to law, deposes and says, That on or about the 26 day
of February A. D. 1860. one person by the name of
Thomas Benton Dove, did take, ride off and steal
off from the residence of John C. Keller Esq. situated
in Little Rock Township in Jefferson County and
State of Missouri, One Bay Mare, ^(One Saddle) ~~One Saddle~~ and
one bridle, (said mare goes by the name of Kati De-
amings) and this deponent does verily believe that
one Thomas B. Dove, is guilty of the fact charged,
and further this deponent says the truth.

Sworn to and subscribed

before me this 4th day of
March A. D. 1860.

Patrick M. Carthy 

H. M. Parker
Justice of the Peace

State of Missouri

In the absence of the regular constable, who cannot be here
 in time, I authorize ~~Alexander~~ ~~Henry~~ ~~to execute~~ ~~to return~~
 this writ,

J. B. Parker

Justice of the Peace

Seize the within writ - by taking the within
 named Thos. B. Dave, before the Justice as commanded within
 on this 3rd day of March A.D. 1860.

7

Dep't. Constable

Michael ~~to the~~ ~~constable~~

State

Thos. B. Dave

March 3rd 1860.

On a charge of larceny
 of a piece of cloth

J. B. Dave

March 3rd 1860

Michael ~~to the~~ ~~constable~~

HM

as done with Justice, to answer the writs of the Court;
 and be well with necessary to them;
 given under my hand and seal this 3rd day of March
 A.D. 1860.
 J. B. Dave
 Justice of the Peace

State of Missouri }
County of Jefferson }

State Warrant.

State
vs.
Thomas, B Dove }
County:

The State of Missouri to the
Sheriff or any Constable of said
County:

Greeting: Whereby, complaint has been made
before me, one of the Justices of the Peace for said County,
aforesaid, upon the Oath of Patrick Mc Carthy
that Thomas B Dove, late of the County of Jefferson
aforesaid, did on or about the 26 day of February
A.D. 1860, at the County of Jefferson, take, ride off
and steal One Bay Mare Saddle and bridle,
from the residence of John C. Fallon Jr.

There are therefore to command you to take the
said Thomas B Dove, if he be found in your
County, and take and safely keep the said
Thomas B Dove, so that you have him ready
for trial before me to answer the said com-
plaint, and be dealt with according to Law.

Given under my hand and seal this 4th day
of March A.D. 1860.

J. C. Parker
Justice of the Peace

I herewith certify the within writ in
the County of Jefferson State of
Missouri by taken Thomas B. Dane
and deliver him up to the Justice
H. W. Parker O. Davenport
by J. L. Bauer Deputy

Stille Warrant

attest

13.

Thomas B. Dane

J. D. Steeg

25.

Stille Warrant

Sherriff James B. Steeg

THE STATE OF MISSOURI,
COUNTY OF *St. Louis*.

} ss. *Before H. M. Barber*
Justice

To *William C. Hall* and *Alexander Stewart*

YOU are hereby commanded, that, all excuses and delays being set aside, you personally be and appear before the undersigned, a Justice of the Peace within and for the Township of *North* in the County of *St. Louis* on the *5th* - day of *March* 186*0*, at the hour of *9* of the clock, *A. M.*, at his office in said Township, to testify on the trial of a case wherein the *State of Missouri* is plaintiff, and *Thomas B. Lane* is defendant, on the part of the *defendant*; and of this you are not to fail at your peril.

Given under my hand, this

5th

day of

March

186*0*.

H. M. Barber

Justice.

~~And the absence of the regular Council of the United States of~~
~~nothing in behalf of the~~ ~~Washington~~ ~~of~~ ~~Executive~~
~~to execute or to~~ ~~this~~ ~~was~~

I then entered the within the Mr. Parker
wait in the ~~presence~~ of ~~the~~ ~~Assembly~~
on the 5th day of March 1866

Receiving the
have in the presence
and hearing of me
within a minute with

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At the
to the Court
to the Court
to the Court

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Stylus

Adler B. Heenley

—5— day of *March* 1864, at the hour of

— 5th — day of March 1866.

Justice.

Subpoenas

Sheriff fees

\$ 1.00

Parties Fees .25

So

Wm O'Hallan

A B Hensley

State

vs

Dame

Dea Dore D. Sheriff

Presented the, within of in the Township of
Rock in the County of Jefferson on William D. Hall
H. Alexander Henry by reading and bringing them
before H. M. Parker a Justice of the Peace in Rock
Township on the 5th day of March 1860

THE STATE OF MISSOURI,
COUNTY OF *St. Louis*.

SS. *Before Me, J. Butler*
Justice

To *William H. Langstaff, Charles C. Holman, Patrick McCreary*
and William C. Holman

YOU are hereby commanded, that all excuses and delays being set aside ~~you~~ *you* personally be
and appear before the undersigned, a Justice of the Peace within and for the Township of *St. Louis*, in
the County of *St. Louis*, on the *5th* day of *March* 1860, at the hour of
9 of the clock, *P. M.*, at his office in said Township, to testify on the trial of a case wherein
The State of Missouri plaintiff, and *Thomas B. Lane* vs
defendant, on the part of the *State*; and of this you are not to fail at your peril.
Given under my hand, this *3rd* day of *March* 1860.

J. Butler
Justice.

Examination!

Evidence on behalf of the State.

State of Missouri
County of Jefferson
State

vs.
Thomas B. Dove,

On a charge of Grand
larceny (Horse Stealing)

Before H. M. Parker

Justice

On this 5th day of March A.D. 1860.
Came Patrick M. McCarthy - of Saint Louis, and being
Sworn says, - That on the 26th day of February 1860.
Thos. Dove came to me & asked me for a horse -
I answered that he was a stranger to me &
I could not well give him a horse, he asked
me the reason why I could not give him a
horse, & I answered that Mr. O'Hallan was not
at home & I could not give him a horse.
(John O'Hallan overseer)
The defendant then went off - saw him about
12 or 1 o'clock ~~at~~ at Sulphur Spring Landing
the same day - on the 27th day of February I know
that Kate Denning a Mare was missing,
of Mr. John O'Hallan - Patrick M. McCarthy
Sworn to and subscribed
before me this 5th day of
March A.D. 1860
H. M. Parker
Justice

William H. Canfield - being Sworn says -
on said day of the 26th day of February 1860 about 2 o'clock
I saw Prisoner riding Kate a Mare belonging
to John O'Hallan & by my house. My
house is on Mr. O'Hallan's farm about quarter
of a mile from said O'Hallan's house.

he followed to me & ask me if Fred was there, I
answered not, I had not seen him, I asked him
where he was going & he said that he was going ~~spitting~~
- going to see the Girl - said he was going to Old uncle
James Burgessey, Spunking - about half of an
hour after this conversation, John O'Hollan
came up the coast on his way from St Louis
to his home, I believe that prisoner had William
O'Hollan saddle on said mare at the time,
O'Hollan Jr. was not in the habit of lending said
mare as she was too spirited & they rode her
too fast - I saw said mare next on the 3rd day
of March 1860. at O'Hollan stable -

Swan was subscribed
before me this 8th day of Wm H. Desjardis
March 4th, 1860 J. C. M. Parker
Justice

William O'Hollan being sworn up to his oath
says: - on Sunday evening between 5 and 6
o'clock P.M. I think it was on the 26th of February
1860. Dove came to me and asked me for a
horse - to loan him a horse. Prisoner said
he wanted a horse to go to exammies. I told
him I could not let him have a horse
I was with the Pouch at O'Hollan Jr. house,
at the time, he then asked me if I would not
let him have my Mustang Pony. I told him
he could ^{have her} if he could catch her - as he was
leaving he wanted to know if he could get
my saddle. I told him he could -

I knew the mare Kate was gone next day -
I heard John O'Fallon ^(give to no credit) strict orders not to loan
his horses to any one without his consent -
being not in the habit of Lanning said mare
(Kate) I wanted my saddle ^(next day to) the guide & I could
not find it; My Mustang Pony was not
missing on Monday the 27th 1860.

Previous Question didn't I bring the mare up in the
yard & saddle her? I did not see you nor
the mare - Question was not I drinking at the
time? Ans. No I did not notice it at the time
Sworn to and subscribed William C. O'Fallon ^{page 33}
before me this 5th day of March

A.D. 1860 H. M. Parker Justice
Alexander B. Hensley being sworn upon his
oath says: - The same told me that he asked
the Dr. O'Fallon for a horse and he said O'Fallon
told me to go and get the Mustang Pony -
I think that Reiser said that he tried to
catch said Pony & could not, - afterwards
he said that (I think) he & Moses (a servant) de-
rove said Kate (the mare) into the stable
he and the Black man horses caught her &
led her up into the yard & put the saddle
on - he said when he started that he was as-
-ked where he was again, & he said to James
Burgess sen; ^{up the} the Reiser about one
mile or two miles ^{of the} south of the line between
in St. Lawrence ^{County} about fifty or sixty miles

from Sulphur Springs - It appeared to me that Prisoner
 was ~~coming~~ off Prison when he
 had turned the mare loose & wanted to know
 if it had not come home -
 sworn to and subscribed A B Henry by
 before me this 5th day of
 March A.D. 1860 H. M. Parker
Justice

Seal

State of Missouri }
 County of Jefferson } ^{sub} I H. M. Parker do certify
 the foregoing to be the statements
 of the four witnesses given in before me this 5th day
 of March A.D. 1860. in the case of State Prosecution
 vs. Thomas B. Dove Prisoner on a charge of
 stealing a horse
 Given under my hand this 5th day of March
 A.D. 1860. H. M. Parker
Justice of the Peace

Evidence of witnesses.

State

vs. Thomas B. Dove

On a charge of Groving

Larceny.

March 5th 1860

Justices Fee - 1.50

W. Bill found

State of Wisconsin
County of Jefferson

State

vs

Thames J. Dane

not
Prisoner at Law.
On a charge of Grand Larceny.

Thames J. Dane, the Prisoner therein examined
says:— I would not recollect the name as given
to it if I have not been shown it. This is what
I told Alexander Kennedy, —

this
Thames J. Dane
with

I certify the above to be the statement — made
by the said Thames J. Dane, in my presence
on this 5th day of December A. D. 1860.

H. M. Butler
Justice

Pensioners Statement

State

vs.

Thomas B Daul

On a charge of
Grand Larceny.

March 5th 1860

J. P. Fey, ———. 50

State of Missouri } as Recognizance of witnesses!
County of Jefferson }

Be it remembered, that on the day of March 4th, 1860, William L. Sanforth, personally appeared before me, one of the Justices of the Peace for said County, and acknowledged himself, to owe the State of Missouri, the Sum of Fifty Dollars, to be levied on his Goods and Chattels, Land and Tenements, to the use of the State, if default be made, in the condition following: - which condition is, that if he, the said William L. Sanforth, shall personally appear, at the next Circuit Court, to be holden in and for said County, on the first day of the term, to give testimony on behalf of the State, and the truth to say touching such matters as may be then and there required of him, and not depart the Court without leave, then this Recognizance shall be void and of no effect, otherwise to remain in full force and virtue in Law. Taken and acknowledged before

me, at my Office
J. M. Parkers
Justice of the Peace

this 5th day of March 1860

Wm L. Sanforth 

Resurgence of letters

State

15.

Henry B. Lane

Wm. H. Langfearth

at Q. Hays — 

State of Missouri
County of Jefferson

Recognizance of witness
Be it remembered, That on

the 5th day of March A.D. 1860. Alex. Hensley
personally came before me, one of the Justices of the Pe-
= vice for said County, and acknowledged himself to owe
the State of Missouri the sum of Fifty Dollars,
to be levied on his goods and chattels, lands and
tenements, to the use of the State, if default be
made, in the conditions following: - which con-
= ditions, And if he the said Alexander Hensley shall
personally appear, at the next Circuit Court, to be
holden in and for said County, on the first
day of the term, to give testimony on behalf
of the Prisoner and the truth to say touching
such matters as may be then and there required
of him, and not depart the Court without
leave, then this Recognizance, shall be valid
and of no effect, otherwise to remain in full
force and virtue in Law.

Alex Hensley

Secy

Taken and acknowledged before me, at my
Office. this 5th day of March A.D. 1860

J. C. M. Parker
Justice of the Peace

Requiem of children

etc

13th June
Harrow 13, June

Walter de la Beche

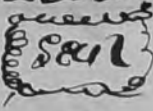
29th May

20th

State of Missouri
County of Jefferson

Recognizance of Witnes.

Be it remembered that on the
day of March, 4th, 1860, ~~William~~ William C. Fallon
personally came before me, one of the Justices
of the Peace for said County, and acknowledged
himself to owe the State of Missouri, the
sum of Fifty Dollars, to be levied on his goods
and chattels, lands and tenements, to the use of
the State, if default be made, in the consideration
following: - which condition is, That if he, the said
~~William~~ William C. Fallon shall personally appear, at
the next Circuit Court, to be holden in and
for said County, on the first day of the term,
to give testimony on behalf of the ~~State~~ State,
to the truth to say touching such matters as may
be then and there required of him, and not de-
part the Court without leave, then this recognizance
shall be void and of no effect, otherwise to
remain in full force and virtue in Law.

William C. Fallon 

Taken and acknowledged before me, at
my office. This 5th day of March 1860

J. C. M. Senter
Justice of the Peace

Requirements of business

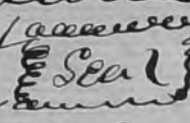
State

153
James B. Dore
William D. Kelly

22 May — 22

State of Missouri } ss. Recognizance of witness.
County of Jefferson }

Be it remembered, that on the
day of March A.D., 1860, Patrick M. Carthy
personally came before me, one of the Justices of the Peace
for said county, and acknowledged himself to owe the
State of Missouri the Sum of Fifty Dollars, to be
levied on his Goods and Chattels, Lands and
Movements, to the use of the State, if default
be made in the condition following: - which
condition is, that if he the said Patrick M. Carthy,
shall personally appear at the next Circuit Court
to be holden in and for said county, on the first day
of the term, to give testimony on behalf of the
State, and the truth to say touching such mat-
ters as may be then and there required of him, and
not default the Court without Leave, then this
Recognizance shall be void and of no effect -
otherwise to remain in full force and virtue
in Law.

Patrick M. Carthy 
Taken and acknowledged before me, at my
Office, this 5th day of March 1860

H. M. Penkere
Justice of the Peace

Receipt of Business

State

17.

Stoney, J. J. & Co

Patent the County

29, 1884 — 25

State
vs.
Thomas B. Dove, } Doct Brought before H. M. Parker
a Justice of the Peace for the County
State of Missouri } of Jefferson, on a charge of Grand
County of Jefferson } Larceny (Larceny of a mare of John
O'Hallen Sr.)

Bill of Costs.

Justices Fees	H. M. Parker, for ~~Appearance~~	25-
"	" " " " " Issuing State warrant	25-
"	" " " " " " 3 Subpoenas	75-
"	" " " " " Administering Oaths	25-
"	" " " " " Writing Evidence	1.50
"	" " " " " Prisoners Statement	.50
"	" " " " " Rend. Verdict	.35-
"	" " " " " Commitment	.50
"	" " " " " Taking & Recognizance	1.00
"	" " " " " Travel for Prisoner 2 days	2.00
"	" " " " " Guarding Prisoner 2 night and =	
"	" " " " " = one day	13 35 6.00
Sheriff Fees	For serving State warrant	1.00
"	" " " " " 7 Subpoenas	3.50
"	" " " " " Calling 5 witnesses	25-
"	" " " " " Committing Prisoner to Jail	75-
"	" " " " " Traveling 17 m. to Jail & Back	2.85-
Witness Fees	" 5 witnesses	2.50
Total Amount		\$ 24.20

I, H. M. Parker, a Justice of the Peace for said County of Jefferson,
herely certify that the foregoing is a correct bill of the costs in the above
cause, that the items therein charged for was rendered, ~~and~~ that the
Prisoner was committed to Jail in default of One Thousand Dollars

Bail) it appearing to the Justice ~~that~~ that the defendant was
guilty of the charge of Grand Larceny

L. M. Parker
Justice of the Peace
in Little Rock Township Jeff. Co. Mo.

Bill of Costs.

State

Thames, B. Dore,

March 5th 1860

on a charge of

Grand Larceny

THE STATE OF MISSOURI, }
COUNTY OF ~~St. Louis~~ *Jefferson*, } SS.

To *Sheriff* ~~(Debberson)~~ *—* a Constable within and for ~~Silcock Township~~ *—*
and County, and to the Keeper of the County Jail of ~~St. Louis~~ *Jefferson* County—GREETING:

You, THE SAID CONSTABLE, are hereby commanded to take and convey the body *—* of
Thomas B. Dave, *—*
to the ~~St. Louis~~ *Jefferson* County Jail, and there deliver *— him —* to the keeper thereof, and
YOU, THE SAID KEEPER of said jail, are hereby commanded to receive the said *—*
Thomas B. Dave, *—*
at said jail, and there safely keep *— him —* in custody, until he shall be discharged
by due course of law.

This Warrant of Commitment is issued by the undersigned Justice, because the said
Thomas B. Dave, *—*
failed to give the required bail, *Which was One Thousand*
dollars, for *— his —* appearance before the ~~St. Louis~~ *Jeff. (Co.)* Criminal Court on the first day of
the next term thereof, which will be on the ~~first Monday in~~ *Eleventh day*
of June next A. D. 1860.

in pursuance of a warrant issued against *T. B. Dave* by said Justice, upon the affidavit of
Robert M. Carter *—* and proceedings had thereupon, as more
fully appears from the annexed transcript.

Given under my hand, this *— 5th —* day of *March* 18*60*

H. M. Parker JUSTICE.

I executed the within writ in the County of Jefferson
 by delivering the body of Thomas, B. Dove to the Jailor
 of the County in Hillsboro on the 6th day of March 1860
 Oscar Dove Sheriff

Commitment Warrant

State of Missouri

vs.

Thomas B. Dove.

1867

O. J. Steeg — .50

Sheriff's fees
 For delivering prison to jail 75

15 miles to jail & returning 1.50
 \$2.25