

Tofferson County Circuit Court
Case File - Criminal
December 1860

Box 13 Folder 3

State
vs

McNeal, John H.

Embezzlement

Embezzled \$113 as agent of St.
Louis and Iron Mountain Railroad

State of Missouri } In the Jefferson Circuit
County of Jefferson } Court December Term
A.D. 1860

The Grand Jurors of the State of Missouri
now here in Court duly empanelled, sworn
and charged to inquire within and for the
body of the County of Jefferson, upon their
oath present that John H McNeal late of
said County on the tenth day of October
Eighteen hundred and sixty, and on divers other
days within one year immediately before the
day last aforesaid, with force and arms at
and in the County of Jefferson aforesaid
being then and there the agent of a certain
rail road company - that is to say, the Saint
Louis and Iron Mountain Rail Road company,
and being such agent had in his possession and
custody, moneys belonging to said railroad
company, that is to say one hundred and
thirteen dollars, and being then and there em-
ployed as agent to the said railroad company
did, by virtue of said employment, then and
there, and whilst he was so employed, ^{as agent} as aforesaid,
receive and take into his possession
certain money, to a large amount, to wit, to the
amount of one hundred and thirteen dollars.
and the said money then and there fraud-
ulently and feloniously did embezzle and
convert the same to his own use,
against the peace and dignity of the State
of Missouri

Daniel S Gale Circuit atty,

Hotel
Capitols
Rue
and

100
100
100

In the Jefferson Circuit
Court & common law
1860

State of Missouri

an

John H. Moore

Indictment for
Embezzling

a true bill

J. Smith

Thomas

Washington

James A. Phelps

Edward W. Wilson

Attest Dec 12th 1860

Chas. S. Hoare

Clerk

(Private)

COUNTY OF JEFFERSON, SCT.,
The State of Missouri,

To the Sheriff of the County of Jefferson—GREETING:

We Command you to take *John H. McNeal*

if he be found in
your County, and him safely keep, so that you have his body before the
Honorable Judge of our Circuit Court, *for the month*

at Hillsboro' within and for the County of Jefferson, then and there
to answer unto an Indictment found against him by the Grand Inquest
for the body of the County of Jefferson, for *Embezzling*

contrary to the
form of the Statute in such case made and provided, and against the peace
and dignity of the State.

Chas. J. Honey

Witness, ~~THO. C. FLETCHER~~, Clerk of
our said Circuit Court with
the seal thereof hereto affixed,
at office, this *13th* day of
Decer. A. D. Eighteen
Hundred and *fifty Sixty*

Chas. J. Honey

Clerk Circuit Court.

I executed the within ~~caption~~^{caption} in the County of
Jefferson State of Missouri on the 13th day of
December 1860 by taking the body of John H
McNeal and bringing him before the Judge of
the Circuit Court
Oscar Dover Sheriff
by J C Dover Deputy



STATE

AGAINST

John H McNeal

CAPIAS.

Warrant given \$100

State of Missouri } In the Circuit Court
County of Jefferson } December 14th 1860

Among other proceedings had this day
the following remains of record. viz

State
John McNeal. } Recognizance of Defendant.

John McNeal as principal and
Thos. O. Smith John A. Herrington Jonathan Her-
rington and William A. Drenier, as securities
herein open court acknowledge themselves each
to owe the State of Missouri the full and just
sum of Five Hundred dollars, to be levied of
their respective goods and chattels lands and
tenements. Yet upon condition, that if the
said John McNeal shall personally be and
appear before the Circuit Court for the County
of Jefferson, on the first day of the next term
thereof to be begun and held on the second
Monday after the fourth Monday in May
next and from day to day and term to term
and shall not depart said Court without leave
thereof above recognizance to be void. ~~etc~~ of
none to remain in full force

I Elias D. Honey, Clerk of the Cir-
cuit Court within and for the County afore-
said hereby certify that the foregoing is a

Executed the within writ by apprehending the
 within named John McNeal and committing
 him to the Jail of Jefferson County on the
 5th day of July A.D. 1861 at the instance of
 the within named Securities Oscar Davis & J. H.

by J. C. Parker
 John McNeal
 State
 & Copying same

App. fees
 \$1.00
 1.75

True copy of the recognizance entered into
 before said Court, by the said John McNeal
 and the Securities therein named, as fully
 as the same appear on the record of said
 Court in my office, the Secretary thereof, J.
 H. Davis sign my name &
 after the said Court Clerk
 as office in relation this
 5th day of July A.D. 1861 and
 Eighteen hundred and
 Sixty One
 J. H. Davis Secretary Clerk

The State of Missouri
To the Sheriff of the County
of Jefferson Greeting
Whereas John Mc
Neal has this day been brought before
the undersigned one of the Justices of the
County Court of said County and
a writ of Habeas Corpus and has
entered in to recognizance for his
appearance before the Circuit Court of
said County at the next term thereof
you are hereby commanded to release
the said John Mc Neal from fur
ther imprisonment

Given under my
hand this 7th day of July 1867
G. A. Johnson
County Court
Justice of the Co.
Mo

For John Norton
Sailor

130
112
282

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

The undersigned, John Mc
Neal, respectfully states to your Honor,
that at the December Term 1860, of the
Circuit Court of said County, he was in-
dicted for embezzlement, and by said
Court required to enter into a recog-
nizance for his appearance at the next
June Term of said Court, in the sum
of five hundred dollars, - That he
gave such recognizance with satis-
factory bail, & was discharged by the
Court. Afterwards, his securities thereto
became unnecessarily alarmed, and
got from the Clerk a copy of the rec-
ord of said recognizance, & put it into
the hands of the Sheriff of said County,
by whom he was arrested and put
into the jail of said Jefferson County,
in custody & keeping of the jailor
thereof; where, he is now ~~detained~~
and by the said jailor, John Shelton,
restrained of this liberty.

Your petitioner asks your Honor
to grant him the benefit of the Habeas
Corpus Law, that he may be
brought before your Honor, together
with all the facts & papers relative to

his imprisonment, that your honor
may release him from such im-
prisonment, on such Bail as may be
just & reasonable, in the premises.

John M^e Neal

By James M Skelton Agent

James M. Skelton ^{Agent for John M^e Neal} makes oath
and says the above Petition and
the matters therein as stated he
believes to be true,

Subscribed and sworn before James M Skelton

On this 7th Febr^y 1861 }
A. Skelton att. Co. Ct }

State

John W. Head

Petition for State
Comptroller

State of Missouri }
County of Jefferson } ss,

The State of Missouri
to John Shelton, Jailor of Jefferson
County Missouri, - Greeting;

You are hereby commanded that
the body of John McNeal, now in the
jail of the said County of Jefferson,
under your Custody detained, as it is
said, under safe and secure conduct,
together with the day & cause of his being
imprisoned and detained by whatsoever
name the said John McNeal may be
known, you have before me, Gabriel
J. Johnson, one of the Justices of the
County Court of the County of Jefferson
in the State aforesaid, at the Court House
in Hillsboro, in said County, on that the
seventh day of February 1861, to do
and receive what shall then & there
be considered concerning the said
John McNeal, so imprisoned & detained
as aforesaid; thereof fail not at your peril.

Witness my signature this 7th
day of February 1861.

G. J. Johnson
County Court Justice

State

as

John A. Seal

By the State's Counsel
adl

any. adl. 1861.

Heavens! action the State with the House of Representatives
House then together with the Senate. House when which was
the House. new place is by change. the Senate day of before

John A. Seal

Know all men by these presents, that I
Elizabeth McNeal of the City of Concord
in the County of St Louis State of Missouri
have made constituted and appointed and
by these presents, do make, nominate and
appoint, James M. Melton of St Louis
County and State of Missouri, my true and
lawful attorney, for me and to use my
name in any way he may see fit. he the
said James M. Melton is fully authorized
to sign my name to any paper or other
instruments of writing he may see fit
and to do all lawful acts and things
whatsoever concerning the premises as fully
and in every respect as if myself might
or could do were I present personally —
present Elizabeth McNeal

State of Missouri
County of St Louis³⁵²

Be it Remembered that on this Seventh
day of February A.D. 1861 personally
appear Elizabeth McNeal who is
personally known to me the undersigned
to be the same person whose name is subscribed
to the foregoing instrument of writing and
acknowledged the same to be her act and
deed for the purpose herein written
Given and Certified the day and year above
Thomas W. Carson Justice
of the Peace

Henry Attorney
from
Elizabeth Willard
of the Weston

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To James D. Phelps. Edward W. Rogers

GREETING:

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

10th day of June 1861

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 *the State of Missouri is*

Plaintiff and *James D. Phelps is*

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

26th day of *April* A. D. 18*61*

Elias F. Honey

Clerk.

20 Lincoln Court
June 20th 1861

State

Brookfield

My dear
James & Chelso
Ed. H. Rogers

Be it remembered, that, on the 7th day of February 1861, John McNeal, of Jefferson County, and Elizabeth McNeal, and James M. Skelton of St. Louis County, Missouri, personally came before me, Gabriel J. Johnson, one of the Justices of the County Court of said Jefferson County, and acknowledged themselves to owe to the State of Missouri, the sum of five hundred dollars, to be levied of their respective goods and chattels, lands and tenements, if the said John McNeal shall fail in the condition underwritten.

The Condition of this recognizance is such that if the above bounden, John McNeal shall personally appear at the Circuit Court, on the first day of the next Term thereof, to be held in & for the County of Jefferson aforesaid, on the Second Monday after the fourth Monday of May 1861, then & there to answer to an Indictment found against him for embezzlement, by the Grand Jury of said County, & whereof he now 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. Witness our hands & seals this 7th day of February 1861.

John M. McNeal
Elizabeth McNeal

By James M. Skelton his Attorney in fact

Seal

Seal

Seal

James M Sketton (Seal)

Approved by me July 7th 1861

G. J. Johnston
County Court Justice

State
of Wisconsin
John W. Heald

Attest July 7th 1861
Elias J. Honey
Clerk

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To James A. Phelps, & W. Riger

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
Ninth day of December 1862 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 *the State of Missouri* is
Plaintiff and *John W. Reed* is Defendant on the
part of *Plaintiff* and herein you are in no wise to fail.

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

with the Seal thereof hereto affixed, at office, this

21st day of *Decr* A.D. 1862

Elias F. Honey

Clerk.

TO JEFFERSON CIRCUIT COURT.

Decer Term, 1862

State
vs Spa
Mrs McNeal

For Peff
James A. Phelps Nor
E. M. Riger Nor

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To

*J. S. Johnston, Jackson Boughton
John Pardee, Henry Beer*

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

9th day of Decer 1862

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

the State of Missouri

Plaintiff and

John W. Seal

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

Last day of *Decr*

A.D. 1862

Elias F. Honey
Clerk.

TO JEFFERSON CIRCUIT COURT.

Deer Term, 1862

State
vs
M. McNeal

for debt

J. L. Johnston

Jack Boughton

Ed. Parlee

H. Cleer

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *John A. Hornung & Co., Jonathan Hornung & Co.
Hornung & Wright, Jerome Hamacher*

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 *9th day of December 1862* 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 *the State of Missouri* Plaintiff and *John A. Hamacher* 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

2nd day of *dec* A.D. 186 *2*

Elias F. Honey
Clerk.

TO JEFFERSON CIRCUIT COURT.

Decr Term, 186 2

State

vs

Mo McNeal

for debt

Mo. A. Herrington

Mo. H. Herrington

W. C. Wright

Jerome Hamacher

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To, ~~Robert White~~, Jas G. Whitcomb, Jerome Hamacher
Jackson Berghman, Roy Deas, & Parlee

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
13th day of January 1863 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 *the State of Missouri is*
Plaintiff and *John A. Deas 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 *dece* A.D. 1862

Elias F. Honey

Clerk.

TO JEFFERSON CIRCUIT COURT.

January Term, 1863

State

vs
Geo McNeal

for debt

Jas L Johnston

~~vs C. Wright~~

Jerome Garnache

Jack Boughton

Wm Blier

E. Parlee

Shenick Fees \$1.75

I executed the within writ in Section 14
 Census of copying of the same at his usual place of
 abode with a white Ribbon of his property over the
 age of 15 this 27th Day of December 1862
 I enclosed the within writ on James Johnston
 by reading the same in his presence and
 hearing this 22nd Day of December 1862
 Jerome Garnache vs Blier & Parlee
 and placed in my custody this 27th Day of December 1862
 I, J. B. Johnston Clerk
 by J. B. Johnston Clerk

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *Jno A Harrison & Co. H. S. Wright, P.A. & Co. & Co.*
Jacobson & Co.

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
13th day of January 1863 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 *the State of Missouri* is
Plaintiff and *John Atchard* 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 thereto affixed, at office, this

9th day of *December* A.D. 186 *2*

Elias F. Honey
Clerk.

TO JEFFERSON CIRCUIT COURT.

January Term, 1863

State

vs
Mrs M. Neal

for debt

Mrs A. Herrington

vs. C. Wright

W. A. Drennon

Jonathan Herrington

Sheriff Fees \$ 2.00

I executed the within writ on Eric A. Herrington
by leaving a copy of the same at his usual
place of abode with a white person of his
family on the age of 16, this 27th day of December
1862

W. B. Drennon Sheriff

also on Jonathan Herrington & H. C. Wright by
leaving a copy at their usual place of abode with a white
person on the age of 16 this 27th day of December 1862

W. B. Drennon Sheriff

I executed the within writ by reading the same in his
presence and hearing this the
3 day January 1863

J. J. Hops D. C.

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *James S. Johnston, Jerome Hamacher, Jackson
Houghton Ed. Parlee, Henry Clee*

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
9th day of June 1862 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 *the State of Nebraska*
Plaintiff and *John W. Sheard* is Defendant on the
part of *defend* and herein you are in no wise to fail.

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

12th day of *May* A.D. 1862

Edwin S. Stanley
Clerk.

TO JEFFERSON CIRCUIT COURT.

June Term, 1862

State
vs
Geo M. Neal

for debt
Geo L Johnston
Jerome Gamache
Jackson Boughton
Ed. Parlee
Henry Cleer

Sherriff
Arrest

150
50
200

Served the Within-Weit by Reading the same in
the presence and hearing of Geo L Johnston Edward
Parlee Jerome Boughton and Jackson
May 1862 Henry Cleer and Jerome Gamache
A. H. Parlee in my presence
J. B. Curran Deft

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *John A. Harrington Henry & Wright Brothers*
Harrington. J. A. Harrington

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
9th day of June 1862 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 *the State of Missouri*
Plaintiff and *John A. Harrington* 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

12th day of *May* A.D. 1862

Elias F. Honey

Clerk.

TO JEFFERSON CIRCUIT COURT.

June Term, 1862

State

vs

Geo McNeal

for debt

Geo A Herrington 21

Henry C Wright 23

Jonathan Herrington 21

Wm A Overn 21