

Jefferson County Circuit Court
Case Files - Civil

April 1861

Box No. 13 Folder No. 24

McKowan, R. H.

vs

Burgess, Jackson N.

Appeal

Defendant appealed from JP
H. M. Parker on \$45 note;
depositions

445=

Sulphur Springs. Feb. 10th 1860

Mr. Burgess.

Please pay Mr.
Ann. Perry Five Dollars and
obly.

Yours Respectfully
R. H. McKeown

For value Received I
Assign The within Order to
R L Mc Roun This 11th Day of
January 1861

J. B. Jones

Filled Jan. 12th 1861

Swiss No 27

J. C. Mc Parker
J. B.

THE STATE OF MISSOURI,

To any Constable of *Little Rock* Township, in *Jefferson* County—GREETING:
WE COMMAND YOU TO SUMMON

Joel Isaac Rogers

to appear before the undersigned, one of the Justices of the Peace of *Little Rock* Township,
in *Jefferson* County, on the *19th* day of *January* 1861, at
ten of the clock in the forenoon, at his office in the same township, to answer the complaint of

A to Mrs. Harman

Given under my hand, this *12th* day of *January* 1861.

Joel M. Gaster
JUSTICE.

A true copy of the within document

Exeuted this writ in the
County of Hancock
22nd day of January A.D. 1861
before me the undersigned
Judge of the Superior Court
of the County of Hancock

John H. To

R to McKean
- 1861
J. Allen Tucker
(No. 27)

with the request of the said
John H. To execute & return this writ

At the Court

J. H.
4

State of Missouri }
County of Jefferson }

Subpoena!!!

To Verame B Dover
and Leroy Dover

You are hereby commanded
that, all excuses and delays being set aside
you personally be and appear before the under-
signed Justice of the Peace within and for
the Township of Little Rock, in the County of
Jefferson on the 19th day of January A.D.
1861, at the hour of 9 o'clock A.M. at his
Office in said Township, to testify on the
trial of a case wherein R. C. McKowan
is Plaintiff and Jacobson Burgess is Def.
on the part of the Plaintiff and of this you
are not to fail at your peril. —

Given under my hand this 16th day of Jan-
-uary A.D., 1861,

R. C. McKowan
Justice of the Peace

Executed this writ in the Township of Little Rock this
18 day of January A D 1861 by reading the Same to the
within named J B Dover and Leroy Dover

J P Speck Const

Subscribed
Attest
William Burgess
J B Dover
Leroy Dover
(Seal No 27)
J P Speck
Const . . . 50

State of Missouri }
County of Jefferson }

To Laura J. Bolton, Anne-
nda Huntington Benton Moss, Beem -

You are hereby commanded, That, all excuses & delays
being set aside you personally be and appear,
before the undersigned, a Justice of the Peace,
within and for the Township of Little Rock,
in the County of Jefferson on the 17th day of
January A. D. 1861, at the hour of 9 o'clock
A. M. at his Office, in said Township to
testify on the trial of a case wherein ^{1861 Motion} ~~Jackman~~
~~Burgess~~ is Plaintiff and Jackman Burgess is
Defendant on the Part of the ~~Defendant~~ and
of this you are not to fail at your peril.

Given under my hand this 16th
day of January A. D. 1861,

H. M. Parker
Justice of the Peace

Executed this writ in the Township of Little Rock
this 1st day of January at 1861 by reading the same
to the within named L. J. Bolton and Benton those

J. P. Speck Const

Subpoena!!!
N. H. McKowan
vs.

Jackson Burgess

To L. J. Bolton
A. Huntington
Benton May
— Dean

(Suit No. 27)

\$1 Fees — 25
Const fee 50

D. H. McRown
in acct. with S. N. Burgess

1860.		
Dec. 21.	To Cash as per receipt	\$ 243.40
1861.		
Jan 2.	To Cash	<u>32.75.27.15</u>

By salary for 8 months & 10 days	
at \$ 25.33 per month	<u>208.33</u>

Balance in favor of S. N. Burgess. \$ 67.82

35
 71
 275

Sulphur Springs Jan. 19. 1861.

Ross H. McRown

in acct. with J. N. Burgess

1860

Dec. 21.

To Cash as per receipt 243.40

Jan. 2

" " " 32.75

" " to Hobbs 2.00

" " " Dover 4.75 \$ 282.90

Nov. 9.

By Salary for 8 mos. & 9 days at \$25.00.

\$ 208.00

15.00 \$ 223.00

Balance in favor of J. N. Burgess \$ 59.90

To Tickets short sold by Mr. Rown 46.50

106.50

By voluntary remission 16.50

Balance due \$ 90.00

McKown

by
Burgess

of sett

(Sain-try)

Filed Jan. 19th 1861

to, Mr. Fuller
Dart

—

Curry & Mearns Treas
1861

THE STATE OF MISSOURI, }
COUNTY OF SOUTHERN } SS.

TO *Walter J. A. Walker*

YOU are hereby commanded, the  causes and delays being set aside, 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 *22^d* day of *March* 186*0*, at the hour of *9* o'clock, *P.* M., at his office in said Township, to testify on the trial of a case wherein *William W. Burger* is plaintiff, and *William W. Burger* is defendant, on the part of the *defendant*; and of this you are not to fail at your peril.

Given under my hand, this *13th* day of *March* 186*0*.

Wm. W. Burger, Justice.

SUBPENA.

Re the Int. Show
— vs —

Joseph M. Boyes

VS. } Subpoena for

J. G. Wheeler M.D.

Justice Fees , 21

Costs Fees
Carriage for 25

Executed this court in Little Rock Township
by reading the same to the within named
J. G. Wheeler

Mrs. H. J. Boston Evidence

Filed Mar 22nd 1851

to Mr. Justice

D. J.

Wm. H. Brown

"

Burgess

Wm. H. Brown Boston Surveyor states
am acquainted with Plainville
he boarded with me, commenced
last Spring. He was sick most of
the time and not capable of doing
business most of the time; sometimes
he was at the depot sometimes on the
carrs; he was not able to attend
to business most of the time
he boarded here, ~~think~~ think he
had no other regular boarding
place, but my house; -
He & H. Brown not in bed all the
time, even, while he was sick -
did not stay about the house -
often went to the depot - He boarded
while one or only one year - He
was not in bed all month - was
less than one month

Hee was in the office when
I thought he ought to have
been in bed. I cannot tell
how long he was actually
in bed. Never he was not
in bed he would walk
around - I have been at
the office when he was not
there - He was not at my
house - sometimes he
would be at the station
alleep - I have seen him
there - He quit boarding
at my house the 12th I had
sent him exactly when
he commenced business
for Burgess & #

We the undersigned Jackson Burgess and Thomas C. Fletcher acknowledge our-
selves indebted to R. & M. Gibson in the sum of ninety dollars to
be paid upon this condition: Whereas, Jackson Burgess has appealed
from the judgment of S. M. Parker a Justice of the Peace in an action
between ~~between~~ R. & M. Gibson Plaintiff and J. N. Burgess defendant
and now if on such appeal the judgment of the Justice be affirmed
or if on the trial anew in the Circuit Court, judgment be given
against the appellant and he shall satisfy such judgment or if
his appeal shall be dismissed and he shall pay the judgment
of the Justice together with the costs of the appeal then this
acknowledgment to be void.

Witness my hand and seal this 22nd day of May 1861
at St. Louis Mo.

Witness my hand and seal this 22nd day of May 1861
at St. Louis Mo.
Thomas C. Fletcher

Appeal Bond.

R. H. M. Kawan
vs.

Jackson N. Burgess

Before H. M. Parker
Justice

Jan. & March Terms
1861

A. D. Feez ———— .25

R. H. M. - Hanson

in
J. M. Burgess
W. J. J.
Professors Mr. Parker

I, S. M. George, and myself
being all equals which may occur in
the above entitled course entitled the Honi
the may be used in the
this second day the 1st 1861

D. M. Cooper

THE STATE OF MISSOURI, } ss.
COUNTY OF SAINT LOUIS, —

TO

Benton Mears &

Deen

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 St. Louis, in the County of St. Louis, on the 27th day of Sept, 1866, at the hour of 9 o'clock, A.M., at his office in said Township, to testify on the trial of a case wherein John H. Mears plaintiff, and John H. Mears defendant,

on the part of the Sept ; and of this you are not to fail at your peril.
Given under my hand, this 22 day of March 1866.

St. Louis, JUSTICE.

Executed this with my reading the same to the
within named Grand Jurors

SUBPÆNA

Mr. Kuhn

vs

Burgess

VS. } Subpoena for

Bentley Mrs

Deane

Justice

25

Court

25

*N. H. M^r. Warren }
J. N. Briggs }*

*J. W. Rogers }
J. A. Smith }*

J. B. Jones }

J. C. Davis }

J. E. Wilson }

J. F. Moore }

J. G. Taylor }

J. H. White }

J. I. Black }

J. K. Green }

J. L. Brown }

J. M. Hall }

J. N. King }

J. O. Young }

J. P. Adams }

J. Q. Baker }

J. R. Carter }

J. S. Evans }

J. T. Fisher }

J. U. Gibson }

J. V. Howell }

J. W. Ingram }

J. X. Lewis }

J. Y. Martin }

J. Z. Nelson }

J. A. Parker }

J. B. Reed }

J. C. Scott }

J. D. Turner }

J. E. Vance }

J. F. Webb }

J. G. Wright }

J. H. York }

J. I. Allen }

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J. K. Boyd }

J. L. Chase }

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J. N. Cook }

J. O. Davidson }

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J. Q. Ford }

J. R. Freeman }

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J. V. Heath }

J. W. Hill }

J. X. Hunt }

J. Y. Jenkins }

J. Z. Johnson }

J. A. Keith }

J. B. Lester }

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J. E. Mason }

J. F. May }

J. G. Meyer }

J. H. Miles }

J. I. Miller }

J. K. Mitchell }

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J. O. Norman }

J. P. Owens }

J. Q. Palmer }

J. R. Pearson }

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J. T. Phillips }

J. U. Powell }

J. V. Price }

J. W. Quinn }

J. X. Ryan }

J. Y. Sanders }

J. Z. Shaw }

J. A. Stone }

J. B. Sullivan }

J. C. Stewart }

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J. E. Strong }

J. F. Stephens }

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J. C. Smith }

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Due the sum, paid for the Deer to
in the sum of \$ 45.00

To the
 Honorable
 the
 Senate
 of the
 State of
 New York

R N McKim } Before N M Parker Justice Peace

J N Burgess } J N Burgess being duly sworn
upon his oath states that the application for an
appeal is not made for operation or delay, such
because he believes the appellant is injured
by the judgment of the Justice,
sworn to & endorsed before
me near 22nd 1861.

To M Parker
Justice

J N Burgess

Attest for appearance
R. H. McEwen
— vs —

Luckson N. Burges
H

(Said No 27)

Before H. M. Parlier
Justice

January & March Term
1861

J. P. Frey — 25

No. 27. Returns to January Term A.D. 1861.
Law Day January 19th 1861.

A. H. McKim }
Jackson V. Burgess }

Action on an Order Before
H. M. Parker J.

Verdict for Plaintiff \$5.00
Fees & charges
" 1 summons 25
" 3 subpoenas 75
" continuing cause 35
" notice to take deposition 1.00
by request of both parties as agreed 1.00
" venire 25
" Bond for costs 26
" 6 Oaths 30
" 2 subpoenas 50
" Judgement 35
" Off. Exp. Bond 50
" Transcript 0.70
Justice Fees 55.50

Dep. Abraham Johnston

Costs & fees \$2.50
Witness fees, B. Mass 20 days 1.00
" " S. B. Dover 20 days 1.00
" " Leroy Dover 2 days 1.00
" " James Burgess 50
" " L. J. Ballou 50
" " F. J. Whitaker 50
Witness fees & fees 4.50

Jurors Florence Spitz 40
Jos. Landolt 40
F. W. Standhart 40
Reh. Wheland 40
Nicholas Nash 40
Abraham Johnston 40
\$2.40

Plaintiff Filed, January 12th
1861, for writ and Order and
Dependant for \$45.00 Plaintiff
Vues for \$45.00 said order
was drawn by A. H. McKim
and dated Sulphur Springs
November 10th 1860. Plaintiff
alleges that said Dependant
accepted said Order -
and ordered a summons
to issue which is done
and delivered to Dep. A. J.
Johnston made return thereon
the 19th January 1861, at 8.0
clock A. M. by regular Law
Day. - H. M. Parker J.

Jan. 18th 1861. The summons
issue in this cause is

returned executed as the Law directs, & the cause
being called (duly) both parties appear, with
their counsels (James for Plt. & A. J. for
Def.) and before hearing motions on this 18th
Jan. 1861 Dependant filed an Off. - set For
\$90.00 thereupon the Dependant upon oath
says that one of his material witnesses
is sick & confined to her bed & cannot
possibly attend & that if a continuance
is granted to next term he will be able
then to go into trial, which continuance

is granted, & parties (all) notified to that effect
to attend March 22^d 1861. My next regular
Law Day, said continuance at cost of
applicant. H. M. Parker J.P.

Now on this 22^d day of March A.D. 1861,
the cause coming on to be heard, Plaintiff & Def.
both appear, with their Councils, (Thomas
C. Fletcher for Defendant & Thomas & Edmund
for Plt.) A Jury having been demanded
& precept issued therefor, and being returned
the following named persons, were sworn as
Jurors to wit: Florence Spitz, Joseph Landolt,
J.W. Standhart, Richard Whelan, Nicholas
Rash, & Abraham Johnston who after
hearing the evidence returned into Court the
following Verdict, "We the Jury find for the Plaintiff
in the sum of \$45.00" (Signed, Florence Spitz Foreman
It is therefore adjudged that the Plaintiff recover
of the Defendant the sum of Forty-five Dollars
and all costs, and that he have Execution
therefor. H. M. Parker J.P.

Thereupon the Defendant & Burgers tendered
his their affidavits & Bond for Ninety Dollars
of himself and Thos. C. Fletcher Esq. as security,
and pray an Appeal to the Circuit Court, from
and said Judgment, which being deemed sufficient,
it is ordered that an Appeal as prayed be allowed
Defendant. — H. M. Parker J.P.

State of Missouri }
County of Jefferson }

J.P. A. H. McKean }
Against }
Jackson N. Burgers }

J. H. M. Parker, a Justice of the Peace within
and for the Township of Little Rock in the
County of Lefferson & in the State of Maine
hereby certifies that the above foregoing is
a full, true & complete Transcript of
all the entries made in my docket
relating to said case of J. H. M. Parker
vs J. N. Burgess & that such Transcript
is accompanied by all the process & other
Papers filed with the Justice relating to
said suit -

Given under my hand this 25th day
of March A.D. 1861.

J. H. M. Parker J. P.

(with No. 27.)

Receipt

A. H. M^{rs} Lawrence

2. 27 1864

Received of A. B. Burges

Progeny of the dog: — \$45.00

Parties fees — 5.00

Carriage " — 2.50

Butcher " — 4.50

Wagon " — 2.40

\$59.40

Attest April 27 1864

Elias J. Hovey Clerk

Reading

Accepted & stamped during
20th 1863 book no 4 page
511²

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To Henry Dorer, former Dorer

GREETING :

You are Herby Commanded, That setting aside all manner of excuse and delay, You appear before our Circuit Court for the County aforesaid, on the 17th 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 *Re H. H. Stouven* is Plaintiff and *Jackson Burgess* 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

21st day of May A.D. 1862

Edwin F. Honey
Clerk.

TO JEFFERSON CIRCUIT COURT.

June Term, 1862

R. H. McKinnan

vs

Jackson Burges

for Plff

Leroy Dover

Jerome B Dover

26

Sheriff Fees 600

I swore the Petition by Reading the same in the
Presents and Hearing of Jerome B. Dover and Leroy Dover
on the 26th day of May 1862 J. C. Lewis Dea. Clerk

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI

To *Levi F. Honey, Sheriff of Boone*

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

19th 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 *R. H. McRae*

Plaintiff and *Jackson Burges* 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

10th day of *December* A.D. 186*2*

Elias F. Honey
Clerk.

TO JEFFERSON CIRCUIT COURT.

January Term, 1863

R. H. M. Norcan

Jackⁿ Barges

for Plff
Leroy Dover
J. B. Dover vs. D.

Sheriff Fees \$1.00

AS Executed the within writ on G. B. Darnen
by Reading the same in his Presence & Hearings
At the 15th Day of December 1862 G. B. Darnen Sheriff
By C. C. Darnen Deft

AS Executed the within writ on Leroy Darnen
on the 22nd Day of December 1862 by Reading
the same in his Presence & Hearings
G. B. Darnen Sheriff