

Jefferson County Circuit Court
Case Files - Civil
March 1862

Box 13 Folder 54

Herbert, C. W.

vs.

Reppy, Samuel A.

Appeal

Plaintiff appealed from JP
James W. Miller on charge
of venue from JP W. L. Smith
on \$3.65 account for beef

J. A. Hefley
to Chas. H. Cortwell on
Dr 1341/300 50 for B \$3.00
dell-1861 Reig/000000

Summons E. T. McNeely
and Mrs Reed the day
as witnessed

Chas Cortwell

365-1
73
Filed Mar 31/62
E. R. Honey etc

EF

C. W. Herbert

vs

Samuel A Rippey

Debt

\$3.65

Justice fees -

summons

125

sub po

125

ministering &

deity oath

125

script -

125

1.00

table fees

summons served 125

sub po - 11 315 0

11 315 0

11 315 0

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Filed for collection on

January 20th 1861 - on acc-

ount, in favor of C W

Herbert, against Samuel

A Rippey - said account

is for 73 lbs of beef at 5cts

per lb - \$3.65

dated Sept- 7 1861

summons served same

day - The parties met.

and the defendant, made

oath, that he could not

go to trial, because he

cause the justice before

whom action was brought

is a material witness

H Long Smith

Justice of the peace

11 315 0

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C. W. Herbert

720

Journal of Reply

Thank you for

11 long drive

to the

A

Dated Dec 31st 1862

Geo J. Stanley Clerk

1860

L. M. Herbert

July 23, To Amⁿ Heretofore Volant, at B^lph^g

To 1 pair of shoes —

\$ 1.25 —

To 50 lbs. of shew, at 4 cts —

2.00

June 4, To Lucca 25, C^lffee 25 —

.50

\$ 3.75 —

For value received, I assign, without recourse
all my interest in the above account
to Amos A. Ripley, March 22^d 1860

William Heretofore

State of Missouri's William Stevenson & W. L. Smith
Esqs - You are hereby commanded to be and appear
personally before me Jan W. Miller one of the Justices
Peace within and for Lathrop Township in the County
of Jefferson on the 22^d day of March 1862 at the
House of two of the Clerk in the forenoon of that day
at my Office in the Township & County aforesaid,
to testify on the trial of a ~~Case~~ wherein to w
Herbert is Offf and J. A. Dilling Esqs in behalf
of the Def^ts and answer thereto said at
your peril

Witness my signature the 7th day of March 1862

Geo W. Miller J.P.

W. J.

C. M. Abbott
per
James R. May
Jus -
Jusit by
Harrison

I executed the within warrant at the
downship of Belle in Jefferson county
on the 10 day of March 1862 by
lecting the same in the presence
and hearing of the within named
witnesses

By Wm. L. L. Combs

State of Missouri to E. L. Mullett and

Francis Roe

You are hereby commanded to be and appear
personally, before me here wither, one of the Justices
of the Peace within and for said Township in the
County of Jefferson on the 22nd ^{day of} March 1862 at the
town of Lin of the Clark in the forenoon of that
day, at my office in the Township and County afore-
said, to testify on the trial of a cause between G. W.
Hendrick and H. and J. A. Riffing Depts in
which the said ^{parties} have not at your service

Witness my signature the 7th day of March 1862

E. L. Mullett J. P.

J. P.

C W Heblut
vs

Samuel A. Rippey

Sub
E C McNulty &
Nancy Roe

Filed Mar 31st 1862
C F. Hooney Clerk

I executed the within writ at the
Township of Valle in Jefferson county
on the 12th day of March 1862
by leaving a copy of the same
for the within named witnesses
Rudolph Machburn
Constable

C. W. Herbert Filed March ^{7th} 1862 a Transcript from W. L.
 Smith Esq a Justice of The Peace' Docket of
 Saml A Rippy Vally Township Leff. Coym. and also inclosing Plff account for Three
 Dollars and Sixtyfive cents dated Sept^r 1861
 Justice's fees Transcript marked A and accounts marked
 2 Subpoena # .50 B, which are filed in the papers of the
 Inamant .35 Cause
 add 4 oaths .20 Defendant filed in Oppot an amount
 off of Appeal 25 for Three Dollars and Seventyfive cts
 Bond .25 dated 23^d July 1860 The Parties appeared
 Transcript .60 The 22 March 1862 my regular Law day.
 Plff proved the delivery of ~~the~~ Beef
 but failed to prove a contract as to price
 or weight, Defendant by his attorney admitted
 Constable fees 73 lbs to be the weight of the Beef, objected
 sum 4 witness \$1.00 to 5 cts being the ^{price} proved the market price
 to be 4 cts at or about the time of delivery
 of the Beef, which in the opinion of the
 Justice reduced Plaintiff's claim from \$3.63⁷⁵
 to two dollars ninetytwo cents, Plff account
 Witness fees as reduced taken from Defendant's Oppot
 W L Smith .85 of Three Dollars & Seventyfive cts proved as law dis.
 W Hendrickson .25 ucts leaves a balance of Eightythree cts due
 E C McNulty .25 Defendant, it is therefore considered
 by the Justice that the defendant recover
 of the Plaintiff the sum of Eightythree cts
 the balance as above for his debt, and ^{also his} costs
 in this suit, and that he have Execution
 therefor. Thereupon Plaintiff demanded an
 Appeal, it was granted on his complying with
 the Law in that case.

Jas W. Miller J.P.

Arledellon 31' 1862
E. J. Hoarey Elk

Justice
on appeal

On the 25th March 1862 Clinton T. T.
took the oath as presided by law
and tendered his appeal bond for the
and Pary & Noel as security and
prayed an appeal to the Circuit
Court from our said judgment
which being deemed sufficient
it is ordered that an appeal be
allowed Plaintiffs.

Geo W. Walker J. P.

State of Missouri }
County of Jefferson } ss. I, James W. Miller do
hereby certify that the above and foregoing is a full

complete and perfect transcription of the entire
in my docket in the case of C. W. Heister
against A. H. Rapp, Taken & certified this
28th day of March 1882

Jas W. Nicolson, Jr.