

Jefferson County Circuit Court
Case File - Criminal

Box

14 Folder 38

June 1863

State
vs

Priester, George
Rockel, Ferdinand

assault with intent to rob

Tied a rope around Russell Sanders'
neck

State of Missouri, In the Circuit Court of Jefferson
County of Jefferson $\frac{1}{2}$ County - June Term 1863

The Grand Jurors of the State of Missouri now here in
Court empaneled sworn and charged to inquire
within and for the body of the County of Jefferson
upon their oath present that George Priester and
Ferdinand Rockel late of said County ~~on the~~ on
or about the ~~twenty~~ third day of April eighteen hundred
and sixty two ————— with force and
arms at and in the County of Jefferson aforesaid
in and upon one Russell Sanders in the peace then
and there being feloniously did make an
assault and with a certain rope which ~~the~~
they the said George Priester and Ferdinand Rockel
then and there had ^{around the neck of} him the said Russell Sanders
and then and there did hang up with said
rope and him the said Russell Sanders did then
and there beat wound and ill treat so that
his life was greatly endangered, with intent
then and there the said Russell Sanders then
and there to rob against the peace and
dignity of the State of Missouri

J. C. Tuttle Cir Atty,
Pro Tem

2302
June Term 1863

State

vs

George Priester &
Frederick Rockel

Indictment for an
Assault with intent
to Rob

A true Bill
Asst. District
Attorney

Witnesses

Russell Sanders

Elizabeth Arnold

Charles Prudden

Charles Ogde

Florence Arnold

June

Filed ~~June~~ 16th 1863

Oliver J. Horney Clerk

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

To the Sheriff of the County of Jefferson—GREETING:

We Command you to take George Prister
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, forthwith
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: an assault
with intent to rob contrary to the
form of the Statute in such case made and provided, and against the peace
and dignity of the State.

Elias F. Hooley
WITNESS, ~~THO. G. FLETCHER~~, Clerk of
our said Circuit Court with
the seal thereof hereto affixed:
at office, this 16th day of
June A. D. Eighteen
Hundred and fifty-six three

Elias F. Hooley
Clerk Circuit Court.

No

STATE

AGAINST

George J. Fowler

CAPIAS.

Shenith Steen \$ 50

CLERK OF DISTRICT COURT

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

To the Sheriff of the County of Jefferson—GREETING:

We Command you to take George Preister
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, Seventh day of Dec next
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 an assault with
intent to rob contrary to the
form of the Statute in such case made and provided, and against the peace
and dignity of the State.

Elias J. Honey
Witness, ~~THO. C. FLETCHER~~, Clerk of
our said Circuit Court with
the seal thereof hereto affixed,
at office, this 25th day of
June A. D. Eighteen
Hundred and fifty six three

Elias J. Honey
Clerk Circuit Court.

No.

S T A T E

AGAINST

George Smelter

CAPIAS.

filed in my hands

filed in my hands

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

To the Sheriff of the County of Jefferson—GREETING:

We Command you to take Isidore and Rachel
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, forthwith
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: an assault with
intent to rob, contrary to the
form of the Statute in such case made and provided, and against the peace
and dignity of the State.

Elias F. Honey
Witness, THO. C. FLETCHER, Clerk of
our said Circuit Court with
the seal thereof hereto affixed:
at office, this 16th day of
June A. D. Eighteen
Hundred and fifty Sixty three

Elias F. Honey
Clerk Circuit Court.

No

STATE

AGAINST

Edmund Rockwell

CAPIAS.

Sherrill Stee \$ 50



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

To the Sheriff of the County of Jefferson—GREETING:

We Command you to take *Ferdinand Rachel*
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, *7th day of December next*
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 *an Assault with*
intent to rob contrary to the
form of the Statute in such case made and provided, and against the peace
and dignity of the State.

Elias F. Honey
Witness, *THO. C. FLETCHER*, Clerk of
our said Circuit Court with
the seal thereof hereto affixed:
at office, this *25th* day of
June A. D. Eighteen
Hundred and *fifty Six* *three*

Elias F. Honey
Clerk Circuit Court.

No

STATE

AGAINST

Jordan and Rockel

CAPIAS.

J. A. Jordan & H. A. Rockel

The within named defendants Rockel not found in my County this 1st day of December 1869

Jesse B. Jordan & H. A. Rockel

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

To the Sheriff of the County of Jefferson—GREETING:

We Command you to take George Pruster

..... 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, ~~on the 2nd Monday after the~~
~~4th Monday in November next~~
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 an assault with
intent to rob. contrary to the
form of the Statute in such case made and provided; and against the peace
and dignity of the State.

Elias J. Hooley
Witness, ~~TRO. C. FLETCHER~~, Clerk of
our said Circuit Court with
the seal thereof hereto affixed;
at office, this 23d day of
Sept A. D. Eighteen
Hundred and fifty Sept three

Elias J. Hooley
Clerk Circuit Court.

No

STATE

AGAINST

George Prestor

CAPIAS.

J. C. Power Depy Atty Genl 1863

I Executed the Writ in the County of Jefferson State of Mo on the 23rd day of September 1863 by taking the Body of the Writter named George Prestor and Delivering him up to the common Jail of St Louis County there being now Jail in Jefferson County

*J. C. Power Atty Genl
J. C. Power Depy*

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To

Charles, Elizabeth Annella, Charles Prudence
Charles, Cagle, Florence Annella
Samuel, Cagle

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

8th day of December 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*

Plaintiff and *See Prister & Stuebel*

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 thereto affixed, at office, this

12th day of *Nov* A. D. 1863

Elias F. Honey

Clerk

TO JEFFERSON CIRCUIT COURT.

December Term, 1863

State
vs
Geo Preister &
Ferd Rockel

for Plff

R Landers
Elizabeth Arnold
Chas Purdam
Chas Ogle
Florence Arnold
Samuel Ogle

J. B. Danner Shff \$3.00

I. Expected this writ on Ruffel Landers Elizabeth
Arnold Florence Arnold Charles Purdam Samuel
Ogle on the 19th in Charles Ogle on the 20th of Nov
1863 by Reading the same in their presence and
hearing.

George B Danner
Sheriff

State
vs
George Ruster

Circuit Court
Dec 7. 1863.

The defendant moves the Court to quash the Indictment in the above entitled cause for following reasons to wit The Indictment does not follow the Language of the Statute.

2. It is not averred that the act charged in the Indictment was done or purposed and of Malice aforethought.

3. The Indictment does not charge any offence known to the Law.

4. Indictment is in former defect and insufficient.

5. For this and other reasons the defendant asks that the Indictment be quashed.

Respectfully submitted

Sheet -

2

Prinled

Provision to
Growth District
Print

Filed Dec 8th 1863

Class of Henry

The Jury are to Judge of the Credibility
of the Witnesses testifying in the Case
and give such weight to the credibility
of the witnesses as they may think it entitled to.

And if the Jury believe from the
evidence that Landers testified falsely
to any material fact in the Case then
the Jury are warranted in discred-
iting the whole of his testimony.

If the Jury ~~believe from the~~ find the
Defendant guilty they will fix
the punishment by imprisonment in
the penitentiary for a term not
less than five years. nor exceeding
ten years

If they have a reasonable doubt
as to the guilt of the Defendant
they should acquit—

The essence of this case consists in the intention of defendant to Rob., & unless the Jury shall find from the evidence that Pruster in what he said and did in reference to Sanders, said and did it with the intention to rob him, & that in pursuance of such intention that Pruster did steal and take away the money or property of Sanders as charged in the indictment, the Jury will acquit him.

The opening and notably attending the transaction between Sanders & Pruster in Law is regarded as a circumstance from which the Jury may infer a want of a felonious intention to steal take, & carry away the money or property of ~~def~~ Sanders.

We the Party find the defendants
Not guilty Beside Henry
Foreman