

Jefferson County Circuit Court
Case file - Criminal

Box

14 Folder 77

June 1863

State

VS

Wickersham, Elias
Johnson, George

Burglary & Grand Larceny

Broke into Henry Betens' store and
stole fabric, boots, shoes, tobacco;
depositions

State of Missouri }
County of Jefferson }

John affiant, Henry Reams

testify that on or about the 10th day of March 1863, ^{in the night} that

seven persons or persons, for some only lost, stole and carried away from or out of the store of Henry Reams in the County aforesaid, the following goods & chattels, the property of said Reams, to wit, about ten yards of canvas, four different pieces of calico, about fifty yards in all, about twenty yards of gray drilling, ten pairs of Men's Boots about six pairs of shoes, three or four coat hats, about five pounds of tobacco, and that he has reasonable grounds to suspect in Elias Hesterham of Jefferson County of stealing taking away the said goods & chattels, and further, he does swear, believe to believe and does believe the same are concealed in the house of said Hesterham in the County aforesaid, sworn to & subscribed before me this 9th day of April 1863

Alfred Howard Justice of the Peace

Henry Reams

State of Missouri
County of Jefferson

The State of Missouri

to the constable of Merriam Township in Jefferson County. Greeting,

Whereas, it appears to me, Alfred Stewart a justice of the peace, in and for said County, that the following goods and Chattels, to wit: Ten yards of Casinet, four different pieces of Calico about fifty yards in all, about twenty yards of Gray Drilling, one pair Boots, about six pairs of Shirts, three or four wool hats, about five pounds of tobacco, were on or about the 10th day of March 1863, ^{in the night time} by some person or persons, feloniously taken, stolen and carried away, out of the Store house of Henry Reams in the County aforesaid, and the said Henry Reams doth on oath, declare, that he verily believes that the said goods & Chattels are concealed in the house of Elias Wickerham ^{& others} in the County aforesaid. from information &c

There are therefore to command you, in the name of the State of Missouri, with the necessary and proper assistance to enter, in the day time the house of the said Elias Wickerham, in the County aforesaid, and there diligently search for the said goods & Chattels, and if the same, or any part thereof, be found upon such search, that you bring the goods so found, and also the body of the said Elias Wickerham, ^{to George Popmiston} forthwith before me the said Justice, to be dealt with according to law.

Given under my hand this 9th day of April 1863

Alfred Stewart Justice of
the Peace

Warrant

State

Geo. W. H. H. H.

Geo. W. H. H. H.

25

30

Warrant

Execution this writ as I am within' commanded
by taking the body of the within' named defendant
whom is now before the the justice on this 13th
day of April 1863, & also By having A part of the goods
and Chattels Before the court C. W. Brundriff Constable

State of Wisconsin }
County of Jefferson }
Derek Munnings }

vs Henry Reimer.

Henry Reimer and Andrew Johnston, you
are hereby commanded to be and appear before
me Alfred Howard a Justice of the Peace within
and for the said County, in Jefferson County
forthwith, at my office in the said township, to
try on the trial of a cause now pending before
me the said Justice, wherein State of Wisconsin
is Plaintiff, and Elias Wetherham is defendant
on the part of the State. and you are in no wise
to fail, & Witness my hand this 13th day of April
1863,

Alfred Howard J.P.

Spa
State
us
Elias Wetherham

Sarah Mours
Henry Dittmer
Henry Beams
Andrew Johnson

in the part of the
State

per per 25

Exceeded this unit in the township of Mounroe the 18th day
of April 1863 By Reading the same to the within named
Sarah Mours Henry Beams Henry Dittmer & Andrew Johnson
Chas Brandt
Donato

State of Missouri }
County of Jefferson

Justice of the Peace

He James Van Lief's you are
hereby commanded to be and appear before the
Alfred Leonard Justice of the Peace within and for
the same township in Jefferson County. Dorthwith
at my office in the same township to testify in the
trial of a cause No. 2. pending before me the said
Justice wherein State of Missouri is Deft, and
Elias Lockerman is deft, on the part of the
deft, and of this you are not to fail at
your peril,
witness my hand this 13th day of April 1863,

Alfred Leonard J. P.

Sp
State
vs
Elias McKenham

McKenham
Austin Drumm
James Bailie
for def^t

Jus Jus - 23-
Court Court 75

sworn the within spec, on the within name
Witnessed by reading the same and bearing on this
13th day of April 1863,

G. Long

State of Missouri,
County of Jefferson }

vs. J^o J^ol Thompson, ~~Plaintiff~~

For you are hereby summoned to be and appear
before Me the undersigned a Justice of the peace within
and for the said County of Jefferson County,
forthwith, at My office in the same town ship to des-
cend on the trial of a case now pending before Me
the said Justice between the State of Missouri is plaintiff
and Elias Worsheham is defendant in the part of the
State, and of them you are not to fail at your peril
withness my hand this 13th day of April 1843,

Alfred Howard J^o

Sua
State
as
Elias Hickerman
Sua for
Pat. Druryam
on the part of State
Jus Jus — 25

Sua the within Sua on the within named witness
by Reading the same in his presence and hearing this
13th day of April 1863,

James H. Stewart

State of Missouri }
County of Jefferson }

To ^{Wm Buxton} Louis ^{R. Brener} ~~and Sarah Morris and Henry~~ you are
hereby commanded to be and appear before the under-
signed Justice of the peace within and for Merriam
township in Jefferson county, forthwith, at my off-
ice in the same township to testify on the trial of a cer-
tain cause now pending before me wherein
State of Missouri is plaintiff and Elias Whitten
ham is defendant, on the part of the State, and of
this you are not to fail at your peril,
Witness my hand this 13th day of April 1863

Alfred Stewart J.P.

sworn the within Spas on the within
 named witnesses aqullas Drenen and Lewis
 M. Drenen, by Reading the same in their presence
 and hearing on the 13th day of April 1863
 George Long

Spas
 State
 as
 Elias Hetherham
 John J. Duxton
 Aqullas Drenen
 Lewis M. Drenen
~~James Thomas~~
 on the part of State
 Jas. J. Duxton
 1863

sworn the within Spas on the within named witnesses
 aqullas Drenen and Lewis Richard Drenen by rea-
 ding the same in their presence & hearing, on the 13th
 day of April 1863,
 George Long

Wm. A. M. M. M.
Henry Bacon President

His wife & son
were at this day
evening said before the
court to witness the same case for
the following reasons, to wit,

1st Because the affidavits and
warrants are insufficient in
law—

Prisoners, for before the

Stew

vs

McKerhoun

Motion

filed April
13th 1863

A. Stewart J.P.

State of Missouri } Before Alfred Stewart J. P.
 vs
 Elias McKernham }

Warrant issued the 9th day of April 1863. upon the complaint ^{and quite} of Henry Kearns. for the crime of Burglary & Grand Larceny. and directed to Charles Brandiff Constable, of Merriam Township, Jefferson County Mo.

Warrant Returned 13th day of April 1863. Executed by having the Body of the said Elias McKernham and also a part of the goods found in the possession of said deft. which is brought before the Justice, the Justice having heard the evidence, adjudges that said defendant give Bail in the sum of Five hundred dollars. to appear on the first day of the next term of the Circuit Court for the County aforesaid, then and then to abide until discharged by a due course of law - and the said defendant refusing to give the bail required, the Justice doth order that said defendant McKernham be committed & delivered to the Sheriff of said County, until he give said security, or be discharged by a due course of law.

Alfred Stewart Justice.

State of Missouri }
 County of Jefferson }

~~Notar~~ Alfred Stewart Justice of the peace, do certify the foregoing to be a true and complete transcript from the entries on my docket in the case of the State of Missouri vs Elias McKernham on a charge of Burglary and Grand Larceny. and the examination of witnesses, and the said prisoner

(Refusal to make any Statement,) and all
the papers before me are attached hereto and herewith
returned,
Given under my hand this 13th day of April
1863,

Alfred Stewart J.P.

State
vs
Bliss McVernham
Transcript

State of Missouri }
County of Jefferson }

on this 13th day of April 1863.

comes Henry Beards — of said County and being sworn says, about the 10th day of ^{March} ~~April~~ 1863. in the night time that some person or persons broke in to his store and carried away six pieces of Calico containing about eighty yards, worth thirty cents per yard, about half a dozen Wool hats. sold said hats at the sum of one 1⁵⁰/₁₀₀ dollars a piece, about three dollars worth of Tobacco, about ten pieces of leather worth three dollars, about ten yards of Cassimere worth seventy cents per yard, one pair of Boots worth three 2⁵⁰/₁₀₀ dollars, about three yards of Flannel, sold at Sixty five cents per yard, about half Dozen pair of shoes worth seven 50⁰⁰/₁₀₀ dollars, about twenty five yards of Gray Drilling sold at fifty cents per yard, and further. I found a part of the above named goods in the house of one Elias Hickenham in the same day that the warrant was issued against said Hickenham, and some of the said goods was found in the house of Mrs ~~Johnson~~ Everett ready made and almost worn out.

Cross Examination,

he says that the goods was taken on Tuesday night. the 10th of March he heard a noise from the dogs. he thinks that was about the time the house was broken open, ~~he was~~ it was believed it was about done in the fore part of the night, and that he did not believe that he did not find as much as one fourth of the goods in the house of said Hickenham. as he lost.

sworn to & subscribed Before me } Henry Beards
this 13th day of April 1863 }
A. Stewart J. P.

Henry F. Detmer being of lawful age, being duly sworn upon his oath says, that himself and Henry Beams went to the house of John Wierham and also to the house of Elias Wierham on the 8th day of April 1863, on business, or searching for arms & ammunition, and opened a small Box, and found a piece of Calico in said Box, which said Beams said that was a piece of his Calico, also about Six yards of Cassimere which said Beams claimed, and also they found a wool hat, said Beams also claimed, he asked said Elias Wierham where he got that hat, he said that he bought it out of Henry Beams Store, when said Beams was sick and also they found a pair of Womens Shoes, he asked him where he got that pair of shoes, he said he bought them out of Beams Store, said Detmer said that he went up to Beams Store on the same day and examined the said Shoes in the Store and found them to be the quality of shoes of the pair they found at said Wierhams, he ask Mrs Beams if said Wierham had bought any shoes out of the Store of said Beams. She answered that he had not,

Cross Examination,

he says that the hat was lying on the bed, the shelves was covered with Calico, one Box was found under the bed, & an other Box in a Shelf, sworn to & subscribed Henry F. Detmer.
Before me this 13th day of
April 1863,

A. Stewart J.P.

Patrick Ounigan of lawful age, being duly sworn upon his oath says, that Henry Beams came to his store on the 9th day of March April 1863, with different pieces of goods, and asked him if he had such goods to own Elias Wickerham at any time, said Ounigan answers that he had not that he did not have any such goods in his store,

Cross Examination

says that he does not know that the goods that Beams showed him that was the same goods that was taken out of Beams store, sworn to & subscribed,

Before me this 13th day of April 1863,

Alfred Stewart J.P.

Patrick Ounigan

Charles Brandriff being of lawful age, being duly sworn upon his oath says, that he found a part of the goods at the house of Elias and a part at two other places, being the 9th of April 1863,

sworn to & subscribed

Before me this 13th day of April 1863

Alfred Stewart J.P.

Chas Brandriff

Andrew Johnson of lawful age being duly sworn upon his oath says, that on last Wednesday Elias Wickerham came to him in the Bottom where and said to him that he had got in a pretty Bunch crops, and wanted to know what he would do if I was in his place,

and I asked him what he had done, he answered
and said that himself and My Brother George
Johnson had started to Duncans Store, and
when they got near Beams Store, they concluded that
they would not go any further, that they would get
goods or things without going any further, ^{and he said} and
^{they layed down till night,} said Wickerham said that he ^{then} went in to the Store
of said Beams after night, and said George John-
son stood at the window out side of the Store
with a Shot Gun and a Rock, and said Wicker-
ham handed out Tobacco,

Cross Examination,

sworn to & subscribed Before

Me this 13th day of April } Andrew ^{his} Johnson
1863. } ^{mar}

Alfred Stewart, J. P.

Lewis Marten Drenen, of lawful age being
duly sworn upon his oath says, that on Saturday
last Elias Wickerham came to him near Samuel
Greens. I asked him what kind of a scrap he
had got into, he replied or said that he had
got into a pretty bad one. I saw in

pieces of gray clothing and and
cuffs and a piece of crumet
I asked Elias where he got the
sweater he said from Mr Duncans
crossed

I think it was on both Tuesday I
went to his house as well as I
can remember this conversation took
place there, he did not seem to have

L. M. Drenen Cont.

Goods concealed in any way
I was at Elias's Two or three
days doing some work he
did not tell me he got the things
from Barnes's store. I left his
house on Thursday I do not think Elias went
off from the place on Wednesday
L. M. Drenen
m. 16

Sworn to & subscribed before me this
13th of April 1863 Alfred Stewart J.P.

George Johnson being recalled says
Elias came to me in the bottom Wednesday
on Thursday Cant say which about one
hour or an hour and a half by sun

Such moir being of lawful age
produced and sworn says

I bought a dress pattern
from Elias Micklesham I paid two
dollars for it. I got 3 aprons from
him that is the Calico to make three
I paid him for it but cant say how
much. I did not get any thing else
from him but a pair of shoes for
which I sent sent the money to Barnes
store by him - I was staying with
Mr Micklesham he brought goods home he
brought a piece of Corineth da Keice of
gray flannel the goods were brought home
in the night time but I can not say
when it was I saw 2 hats I saw 1
pr of womens shoes I did not here him say
where he got the goods George Johnson was with him

at the time he brought the goods home
I lent him (McKerthum) some money after
I had bought the goods from him I think
four dollars

Cross —

I did not send the money to get the dress
at the same time I sent the money to get the
shoes I sent for the shoes first it was
not quite a week first —

Sarah ^{me} + Morris
made

Sworn to and
subscribed before me
this 13th of April 1863
Alfred Stewart J.P.

Wm Buxton of lawful age being produced
and sworn upon his oath says,

Cross Examination

Says that on yesterday the 11th Andrew
Johnson stated to me that Elias McKerthum
told him ^{Johnson} on the Wednesday or Thursday
before that he Elias and George Johnson
had robbed the store (Barnes store) in the
bottom referred to in Johnson's statement it
was that Andrew Johnson says said Elias
told him this

sworn to & subscribed before me
this 13th day of April 1863

Alfred Stewart J.P.

W. J. Buxton

James Bailey on the part of the defendant
being of lawful age. produced & sworn on his
oath says, that about the last of February
past he seen Elias Wickerham buy at the
Store of Henry Beams some ~~strong~~ Powder. one
Box of Caps, in addition. he wish to
purchase a pair of shoes. and refused the
Money. under the impression the bill was
Confederate Money.

sworn to & subscribed Before } Jas. ^{Wm} Bailey
The 13th day of April }
1863. Alfred Stewart C.P. }
(mark)

Jas Wickerham of lawful age. being
produced & sworn on his oath says, that on
Tuesday night the night said that Beams
Store was Robbed. Elias Wickerham was at
home, he states that he was at Elias Wicker
ham house until about Midnight, & left
Elias Wickerham at home when I left. from
said Wickerham house to Beams Store around
the River it is about three and half or four
miles, and the River was up so it could not
be forded. ~~to~~

Cross.

he states that on Monday Elias Wickerham
and George Johnson started to go to Carrigan
Store. it was little after dark when said
Wickerham & Johnson returned home, ~~the~~
he seen no goods that night, but I seen goods
at said Wickerham house the next morning,
I asked him what did he give a yard for

a certain piece of Gray flannel. he said
he paid thirty five cents a yard. he said he
had bought enough to make ^{fortnightly & spring} a shirt and
pair of drawers each, also he had a piece
of Cassimere enough to make a pair of Pants
each for himself and said Johnson, that
he paid seventy five cents per yard he stated
that he had got those goods at Quinn's
Store, he saw two pieces of Calico lying on the
Bed, one piece to be a Red color. the other piece
to be a purple. he saw a Shirt said Wicker-
ham had on which he thought to be off the
same piece that he saw on the bed. he saw
a new pair of Women's Shoes also -
he saw him wearing a new hat of a Brown
color. also in a day or two he seen piece of
^{gray} new drapery in the house of said Wicker-
ham. he heard said Wickerham say that he
had Borrowed five dollars from Mrs Morris,
he heard this at the same time he saw
the goods, states that Wickerham and Johnson
returned to said Wickerham's house about
two hours after dark on Monday night before
I heard of the robbery I suppose about the 9th of
March I am sure that the Monday referred
to was the ^{ninth} night of March, it would have
taken them about one hour and a half to walk
from Behrens's store to E Wickerham's and
they were on foot. It was on Tuesday the tenth
when I saw the goods

Sworn to and subscribed before me

This 13th day of April 1863

Alfred H. H. J. J.

William ^{his} Wickerham
mark

Austin Drinnon being produced and sworn
on his oath says.

That George Jonson told me
that he had sold E. H. Wickham some
~~the~~ goods the other day cheaper than he could
buy them any where else. The reason he said
this was, we had been talking about goods
being very high. This was on Friday morning
I think about the 10th or 13th of March he stated
that he bought them on Antine

Sworn to and subscribed W. A. Drinnon
before me this 13th day of April 1863 ^{his} mark
Alfred Stewart J. P.

Wtts

no

Blas' Heisterhaus

Depositions

1792 m d o c 169
culf

1.79

25

2204

State of Missouri
County of Jefferson }

The State of Missouri
to the Sheriff of the county of Jefferson
Gentling,

Whereas complaint has been made before
Me, a Justice of the peace, for said county, upon
the oath of Henry Bearn, that Elias Wicker-
ham late of the county of Jefferson, did on or
about the 10th day of March 1863, commit Mun-
dancy & Grandlarceny. And whereas the said Elias
Wickerham was brought before Me upon a war-
rant duly issued upon the oath of Henry Bearn
and the said Bearn has been examined by Me,
upon such charge, and required to give Bail
in the sum of Five hundred Dollars, for his app-
earance before the circuit court of said county,
on the first day of the next term thereof, which
requisition he has failed to comply with,
you are therefore commanded to receive the said
Elias Wickerham into your custody, and com-
mit him to jail, in the city and county of
St. Louis, then to remain until he be discharged
by due course of law,

Given under my hand this 14th day of
April 1863,

Alfred Steward
Justice of the peace

Warrant of —
Commitment

Paul Heguiner
for — \$3000

Wants
as

Eliza McElhenry

for fine — 25
for the fine 75

State of Missouri } ss By the Habeas
County of Jefferson } Corpus Act—

The State of Missouri to
The Sheriff of Jefferson County of
the County of Jefferson Greeting
you are hereby commanded that
the body of Elias Wickerham is
under your Custody detained
as it is said under safe and
secure Conduct together with
the day and Cause of his being
imprisoned and detained by
known you have before you
G. J. Johnston one of the justices of
the County Court of the County
of Jefferson at the Court House
in the Town of Hillsboro in said
County on the 15th day of April
1863 to do and receive what shall
then and there be considered concerning
the said Elias Wickerham so imp-
risoned and detained as aforesaid and
hereof fail not at your peril
Witness Signature this 15th day of
April 1863 G. J. Johnston

Signed,

Presiding Justice of the County Court

J. Jerome B. Dover Sheriff of Jefferson County
in the State of Missouri hereby make return that
the within named Elias Wickerham is now in
my custody as Sheriff of said County under
a writ of Commitment to to said of Missouri
County (there being no jail in said County
of Jefferson) issued from the office of Alfred
Stewart a Justice of the Peace of said County
on a charge of Burglary and Grand Larceny
a copy of which writ is herewith returned
and also the and have the body of
the said Elias Wickerham here before the
Court this 15th day of April 1863
Jerome B. Dover Sheriff
By J. B. Dover

Albion

Elias Wickerham

Writ of
Wickerham

By the Sheriff
Corpus
Act.

State of Missouri }
County of Jefferson } The State of Missouri
To the Sheriff of the County of Jefferson
reeting

Whereas complaint has been made
before me a Justice of the peace for said County
upon the oath of Henry Bearno that Elias
Mecherham late of the County of Jefferson
did on or about the 10th day of March
1863 commit Burglary & Grand Larceny
And whereas the said Elias Mecherham
was brought before me upon a warrant
duly issued upon the oath of Henry Bearno
and the said Bearno has been examined
by me upon such charge and required to
give Bail in the sum of Five hundred
dollars for his appearance before the Cir-
cuit Court of said County on the first
day of the next term thereof which re-
quisition he has failed to comply with
You are therefore commanded to re-
ceive the said Elias Mecherham into
your custody and commit him to Jail
in the City and County of St Louis there
to remain until he be discharged by due
course of law, Given under my

this 14th day of April 1863

Signed: Alfred Stewart

Justice of the peace

Copy of mt of Court

State of Missouri
Against
Elias Wickerham

} On Writ of Habeas Corpus
Before G. J. Johnston, Justice of
the Jefferson County Court.

April 15th 1863.

Hillsboro Mo. (Court House)

Now at this day comes the Defendant and presents his petition, praying for a writ of Habeas Corpus, which is issued directed to Sheriff of Jefferson County.

Upon which the Sheriff made his return & produced the body of said Elias Wickerham before me said G. J. Johnston one of the Justices of the Jefferson County Court. And upon a hearing of the whole case, said Justice refused to let release said Wickerham, & apt upon his giving bond to the State of Missouri in the sum of five hundred dollars, to be approved by said Justice of the County Court—whereupon the said Elias Wickerham comes before the undersigned and enters into a recognizance to the State of Missouri in the sum of five hundred dollars with Wm Drennon, Wm Wickerham and Leander Hensley as securities, which is approved and Elias Wickerham is discharged from custody.

Given under my hand this 15th day of April
1863.

G. J. Johnston
County Court Justice

Wm
H. 3

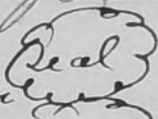
Wm. H. 3

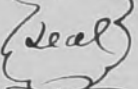
Co. Count. H. 3

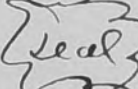
Record—

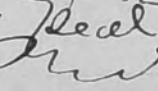
The Elias Wickerham as principle and
Wm Drenen and Wm Wickerham and
Leander Hensley as securities are
held and stand indebted unto the
State of Missouri in the just and
lawful sum of five hundred
dollars to be levied of our goods
chattels Lands and Personalities to
be void upon the following condition
to wit, That whereas, the said Elias
Wickerham was on this day brought before
G. J. Johnston one of the Justices of the Jefferson
County Court upon a writ of Habeas Corpus
upon a hearing of which the said Johnston re-
quired him the said Elias Wickerham
to enter into bond with good and sufficient
security for his appearance before Jefferson
Circuit Court. Now if the said Elias
Wickerham shall he and personally
appear before the said Circuit Court on
the first day of the next Term thereof to be
held at Hillsboro in said County on the
second Monday after the fourth Monday
of May next to answer unto an indictment
to be preferred against ^{him} by the Grand Jury
of said County for Burglary & Grand

Screen, and ^{not} depart said Circuit Court without
leave then this bond shall be void, other-
wise the same shall remain in full force.

Eliza Mickerham 

Wm Mickerham 

Leander Hursey 

Wm Drenen 
mark

Attest
Jos Williams

Approved April 15th 1863.

G. J. Johnston
County Court Justice

State
Eliza Mickerham
Bond

State of Missouri
County of Jefferson }

On this 22nd day of May
1863, Comes Henry Beams, of said county, and
being sworn and examined on the part of the State,
deposes and saith, that on or about the 10th day
of March 1863, at Night, that some person or
persons Broke open his Store at the county aforesaid
and then and then did steal take and carry
divers of goods, such as Calico, Flannel, Gray
Drilling, Boots & Shoes Tobacco, and many other
other articles, which was Elias Wickerham under
Bond for his appearance to Circuit Court on a charge
of one of the persons that broke in to Beams Store,
and further that he good reason to believe and does
believe that one George Johnson is implicated in the
theft and Burglary &c

sworn to & subscribed Before me
this 22nd day of May 1863

A. Stewart J.P.

Henry Beams

Andrew Johnson being of lawful age, sworn
and examined upon his oath says, some time
in April last past, that Elias Wickerham came
to where he was in the River Bottom Skiffel
hunting, said Wickerham said to me that he
goten into a pretty bad scrape, I asked him
what the matter, he replied that Henry Beams
and Henry Ditmer had been to his house that
day & search his house and found there goods
that was taken out of Beams Store, and I asked
said Wickerham if he did take the goods,

he answered & said Stop. I will tell you
 all about it. Myself and your Brother George
 Johnson started to Dominicans Store, and
 after they came near Beams Store. they conclu-
 ded not to go so far, and he said thus said
 Wickerham & said Johnson laid down where they
 were until night, then they went up to Beams
 Store. and said Wickerham stated that he
 went into the said Store, and that said Johnson
 stood outside of the Store at the window with
 a shot gun & a rock to watch & guard the house.
 and that said Wickerham handed some Tobacco and
 things out at the window to ~~said Johnson~~, and further
 this deponent said he not,
 sworn to & subscribed before me } Andrew ^{his} Johnson
 this 22nd day of May 1863. } mark
 Alfred Stewart J.P.

George Johnson the prisoner being examined,
 says, that he is not guilty of the charge that is
 alleged against him, the defendant do not wish
 to make any further statement,
 George ^{his} Johnson
 mark
 I certify the above to be the statement.
 Made by the said George Johnson in my presence
 all the witnesses on both sides being absent, on this
 22nd day of May 1863,
 Alfred Stewart J.P.

Sarah Morris being of lawful age sworn and examined on the part of the defendant, upon her oath says, that it was about two or three weeks after Beans Store was Robbed. before she knew anything about it and that she did not know when George Johnson was at that time, and that she saw the said Johnson have one piece of Gray Casimer about enough in the piece to make a pair of pants, and that she did not know where he got it. he was at the house of Elias Wickerham at that time.

Cross

She states that she was living at Elias Wickerham at the time that Beans Store was Robbed, she further states that said Wickerham and said Johnson started to go to Pat Duniham's Store, soon or early in the morning. She supposed it was about two or three weeks before she heard that Beans Store was Robbed, and the came or returned home to said Wickerham some time in the forepart of the night, they brought some goods home with them. as follows to wit one piece of Casimer, one piece of Gray Planel, two hats. one of a light Brown color, the other a Black color, one pair Shaws. ~~some~~ two pieces of Calico, one was a pink color, the other a Black & white Striped piece, four or five Bags of Tobacco, they said that they had bought said goods at Duniham's Store,

Sworn to & Subscribed before Me
this 22nd 1863.

Alfred Stewart J.P.

Sarah ^{by} Morris
thru

Margaret Law Johnson of lawful age being
sworn and examined on the part of the defendant,
upon her Oath says, that she sees her Brother
George Johnson, have about three yards of Gray
Flannel which she made him a shirt out of
the same, also he had two & half yards of Calico,
being checked, and of a purple color, had no
other goods that she sees, said Johnson said
that he had bought said goods at Pat. Dunning's
Store, further she saith not,

sworn to & subscribed before me } Margaret J. Johnson
this 22nd 1863. } (mark

Alfred Stewart J.P.

State
vs
George Johnson
Depositions,
Indged 100

The State of Missouri, to the Jailer or ^{the} Sheriff of the
County of Jefferson Greeting,
Whereas complaint has been made before Me, a Justice
of the peace for said County, upon the Oath of Henry
Pearns that George Johnson late of the County of
Jefferson, did on or about the 10th day of March 1863.
Commit Burglary & Grand Larceny, and whereas
the said George Johnson was brought before Me upon
a warrant duly issued upon the Oath of said Pearns,
and has been examined by Me, on such charge, and
required to give Bail in the sum of Five hundred
Dollars for his appearance before the Circuit Court
of said County, on the first day of the next term thereof,
which requisition he has failed to comply with,
you are therefore commanded to receive the said
George Johnson into your custody, and him
safely keep until he be discharged by due course
of law,

Given under My hand this 23rd day of May 1863

Alfred Stewart
Justice of the Peace

Warrant of Commitment

John

John

John

John

I Executed the Within Writ of Commitment
 and lay Delivered the Within named Geo
 Schuyler to the Jailor of St James County
 for safe Keeping there he or
 them shall remain until further Order
 this 25th day of May 1863
 J B Davenport Sheriff

at the risk & request of the Plaintiff & authority
 of the Court to deliver the within named George
 Schuyler to the Jailor or the Sheriff of Jefferson Co.
 Mo.

I Executed the Within Writ of Commitment
 and lay Delivered the Within named George Schuyler to the
 Jailor of St James County for safe Keeping there he or
 them shall remain until further Order
 this 25th day of May 1863
 J B Davenport Sheriff

State of Missouri } In the Jefferson Circuit
County of Jefferson } Court. June Term 1863

The Grand Jurors of the State of Missouri now here
in Court empannelled sworn and charged to inquire
within and for the County of Jefferson upon their oath
present that Elias Wickersham and George Johnson
late of the said County on ~~the~~ or about the tenth
day of March eighteen hundred and sixty three at
and in the County of Jefferson aforesaid about the
hour of ten o'clock in the night of that day with
force and arms at and in the County of Jefferson
aforesaid the store of one Henry Berens there
situate feloniously and burglariously did break
and enter with intent the goods and chattels of
the said Henry Berens in the said Store then
and there being, then and there feloniously
and burglariously to steal, take and carry
away, and then and there in the said Store two
pieces of Callico of the value of ten dollars, one
piece of Flannel of the value of five dollars, one
piece of Drilling of the value of five dollars, one
pair of Boots of the value of three dollars, one pair
of shoes of the value of two dollars, one pound of
Tobacco of the value of one dollar and divers
other goods wares and merchandise of the goods
and chattels of the said Henry Berens in the said
Store then and there being found, then and there
feloniously and burglariously did steal, take and
carry away. Against the peace and dignity of the
State of Missouri

D. C. Tuttle Cir. Atty
Pro. Term.

June Term 1863

State 2354

vs

Edw Michels & hwy

George Johnson

Indictment for
Burglary & Grand Larceny

A true bill

Beard Dorey & Freeman

Whitnaces

Henry Berens

Henry J. Dittmer

Patrick Sammons

Charles Brendt

Andrew Johnson

Sam's M. Drenen

Emah Morris

Mrs. B. B. B. B.

James Bailey

Mrs. Michels & hwy

W. A. Drenen

Margaret Johnson

Acted June 10th 1863

Edw Michels

Richard Morris

George Drenen

Edw Michels

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *Mr. Michaelham, Wm. A. Deneen & Mr. Deneen, Secy*
Att. A. Lovell Nelson Williams, Senard Mideman
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 June 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 *Elias Michaelham* 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

18th day of *June* A.D. 1863

Elias F. Honey
Clerk.

TO JEFFERSON CIRCUIT COURT.

June

Term, 1865

State

Elias Wickerham

For Debt

Wm Wickerham

Wm A Drimmer

L. M Drimmer Jr

Terasy, Bath

A. Coull +

Wilson Williams

Leonard Wideman

Sheriff Fees 4.00

1865
J. Escented this was I on L. M. Drimmer on the 9th
on Will Wickerham William Wickerham on the 15th
Jesse B Drimmer on the 15th

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To

Henry Peters Henry J. Williams

Pat. Adams & Co. Chas. Hanniffy

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

15th day of *June* 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 Arkansas vs

Plaintiff and

Edw. Underman George Thomas

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 *June*

A. D. 1863

Elias F. Honey

Clerk.

TO JEFFERSON CIRCUIT COURT.

June Term, 1863

State

Elias Wickerham

for Plff

Henry Berens

Henry J. Dittmers

Pat Dunnigan

Chas Brandriff 10

Sheriff Fees \$2.00

I executed this writ on Henry Berens Henry J. Dittmers
Pat Dunnigan & Chas Brandriff by reading the same
in their presence and hearing. This 13th day of June
1863
Jerome B. Power Sheriff

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *And Johnson Lewis & Freeman*
Barak Morris vs *Bracton*

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
15th day of June 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 *Eden Richman et al* 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 *June* A. D. 186 *3*

Elias F. Honey
Clerk.

TO JEFFERSON CIRCUIT COURT.

June Term, 1863 3

State

^{vs}
Elias Wickerham
et al

for Peff

And. Johnson \$10
Lewis Mc Breunnen \$10

Sarah Morris

Wm Braxton \$

Sheriff Fees \$ 2.00

I. Greenleaf, this writ per audiasse Geo. Huston Lewis old
Breunnen, Wm Braxton by Reading the same in their
presence well knowing this 13th Day of June 1863
Sarah Morris not found in my court

Jerome B. Owen Sheriff

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *Mrs Fredericka W A Breman Margaret*
P. Johnson, & R Johnson

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

15th day of June 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 Illinois is

Plaintiff and

Edwin Frederickson et al

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

June A. D. 1863

Elias F Honey

Clerk.

TO JEFFERSON CIRCUIT COURT.

June Term, 1863

State

Elias Wickersham
et al

for Riff

Jas Bailey

Wm Wickersham

W. A. Drennon

G. R. Johnston

Sheriff Fees \$2.00

J. Executive of the Court, Don James, Bailey, Wm Wickersham
Wm A Drennon, G. R. Johnston

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To

Richard H. Beckwith

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

15th day of June 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

Plaintiff and

The State of Missouri 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

11th

day of

June A. D. 1863

Elias Honey

Clerk.

TO JEFFERSON CIRCUIT COURT.

June Term, 1863

State

Elias Wickerham
et al

For Plff

Rich. Maupin \$10

Sheriff fees 50

I served the within writ by
reaching the same in the hands
of Rich. Maupin on the
9th day of June 1863

J. C. Leonard
Deputy Sheriff

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To

George Pitzer

GREETING :

Now are **Thereby Commanded**, That setting aside all

manner of excuse and delay, you appear before our Circuit Court for the County aforesaid, on the
Fifteenth of June 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 *Elia Richman* 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 *June* A. D. 1863

Elias F. Honey
Clerk.

TO JEFFERSON CIRCUIT COURT.

Term, 1863

State
vs
Elias Nickerson

5 per-
for deft.

George Pitzer

Sheriff Fees \$ 00 50

I executed this warrant on George Pitzer by Reading
McDermie in his presence and hearing this 12th Day of
June 1863
James B. Diner Sheriff

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To *Dequiel Edgar, George Edgar*

GREETING:

You are **Hereby Commanded**, That setting aside all

forthwith

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 Mo vs
Plaintiff and *Edw Anderson* Defendant on the

part of *Alvan* 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 *June* A. D. 186 *3*

Elias F. Honey
Clerk.

TO JEFFERSON CIRCUIT COURT.

June

Term, 1863

State

vs

Elias Meekersham
Geo. Johnston

for Plff

August Pitzer
vs. Pitzer

Sheriff Fees \$1.00

I Executed this writ on August Pitzer & Jesse
Pitzer by Recelling the same in their presence
and hearing this 15th Day of June 1863

Jerome B. Dyer Sheriff

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To Leon and

Mickelson, Wilson Williams

Amancio Lovell Dracy Bent

GREETING:

Now are Hereby Commanded, That setting aside all

manner of excuse and delay, you appear before our Circuit Court for the County aforesaid, on the

Fourth day of June 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

Eden Mickelson is

Defendant on the

part of

Eden

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

15th day of *June* A. D. 186 *3*

Elias F. Honey

Clerk.

TO JEFFERSON CIRCUIT COURT.

June Jam, 186 3

State
vs.
Elias Wickerham
for debt

Leond. Wideman
Mason Williams
A. Krull
Tracy Pentt

Sherriff fees \$1.50

I have certified the Within Writ by
reading the same in the presents
and hearing of Mr. J. W. Williams
of Carroll and ~~Leond. Wideman~~
born the 16 day of June 1823 Lanes

Dealt not found

and Leond. Wideman by Leandora True by
at his place of abode Within a free white
man, her 33 his family over two eyes of first tier
years a ~~Leander Hentley~~

State

¹⁴
Elias Wickerham

Defendant on his oath
says that he has good reason
to believe and does believe that
the citizens of Jefferson County
are so prejudiced against him
that he can not have a fair
and impartial trial in said
county and prays the court to
change the venue of said cause
to some other county

Signed
Sworn to and
Subscribed before me } Elias Wickerham
this 15th of June 1863 } mark

Elias J. Honey Clerk

Walt
in

Wm. W. W. W.

W. W. W. W.

W. W. W. W.

W. W. W. W.
W. W. W. W.
W. W. W. W.

The Court instructs the Jury, that if they believe from the Evidence that the Defendant Elias Misker-Sham at the County of Jefferson, at any time within three years next before the finding of this indictment, feloniously, burglariously, and forcibly broke into and entered the Store house and building of Henry Barnes by forcibly breaking the roof thereof, with intent to commit a larceny, by feloniously taking and carrying away any goods, chattels and personal property of any value whatever, they will find him guilty of burglary in the Second Degree, and assess his punishment to not less than three years in the penitentiary,

2nd And if the Jury further find that after the Prisoner, burglariously, feloniously and forcibly entered Said Store house & building, did feloniously steal take and carry away any goods, personal property or valuable thing of any value whatever, of the property of the Said Henry Barnes they will find him guilty of both Burglary and a larceny, and they may ~~assess his punishment~~ in addition to the punishment fixed by law for burglary in the 2nd Degree, assess his punishment ^{in the penitentiary for the larceny} not exceeding five years.

3rd If the Jury have a reasonable doubt as to the guilt of the ~~Def~~ Prisoner they will acquit.

If the Jury believe that any one witness in this case
has committed sworn falsity to any Statement in
his testimony, then the Jury are bound to dis-
regard the whole of such statement, and
may discard the entire evidence of
such witness, the Jury are left the exclusive
judges of the credibility of witnesses, and
must weigh the testimony of each witness
in accordance with all the facts.

State

George Johnson

}

1 Refused
The Court instructs the Jury that if they believe from the evidence that Defendant did not break into the store nor aid and assist Wickerhous in breaking in, they will acquit although they may believe that he received a part of the goods from Wickerhous knowing them to be stolen property.

2 Refused
Before the Jury can convict the Defendant under this indictment they must find from the evidence that he either actually did break open the store in person or else that he & Wickerhous combined, conspired and agreed to rob the store & in pursuance of such agreement was present aiding & abetting the breaking by Wickerhous.

3 The statements of Sept are to be
verified by the Jury either on to prove
them or by such suggestion they may
disprove them entirely &c.

4 The statements made by the witnesses

should be received with great thanks as a
by the friends are entitled to such degree
of credit as they may think the cir-
cumstances will warrant.

The Jury are further instructed that
if they should find the Defendant
guilty of Larceny, in addition to the
penalty they may give him imprisonment
in the Discretionary at any time not
exceeding five years - and may give
such imprisonment as low as they
think proper, ~~at any time not~~
~~exceeding five years~~ .

State of Missouri

VS

Elias Weidham

We the ~~jurors~~ jury find the defend-
ant guilty in the ~~indictment~~ indictment of burglary
in the second degree and award his punishment
in the State Prison for the term
of four years

Charles Caldwell

Foreman

We also find him guilty of Grand
Larceny and fix his punishment at six
months in the State Prison

Charles Caldwell

Foreman

We the Jury find the defendant
guilty of burglary in the
second degree and upon this finding
unanimous to give sentence
and the ~~judge~~ case of law is as follows:

For the purpose of
the defendant
therefore

State
George Johnson }

Now at this, comes the Defendant
moves the Court to set aside the verdict
rendered in this case for the following
reasons.

1. Because the verdict is against
the evidence.

2. Because the verdict is against
the instructions given by the Court to
the jury.

3. Because the statements of
McKerhain were improperly ad-
mitted in evidence & should have
been excluded.

4. Because the Court ought to
have ^{given} instructions numbered 1 & 2 asked
by Defendant.

5. The jurors did not take & subscribe
the oath of allegiance as prescribed by
ordinance of the State Convention.

Shown as
1875 for Deft.

State

George Johnson

Motion to set aside

Verdict.

Judged June 18th 1863

Wm J. Honley
Clerk

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Mrs. Erenhart
 Do Bender
 Mrs. C. Bohn
 S. H. Wright
 Nick Bender
 W. H. Harkney
 And March

Meherban

[Faint, illegible handwriting]

State } Charge with Grand Larceny
 " } Before Mr Cook. Esq
 Fred. Staphe }
 Rec. Bill

affidant of arrest.	\$0.25
Warrant of arrest	91.25
1 Spa —	25
Writing testimony 550 words @ 10¢	55
Certificate —	25
3 coats —	15
	<u>\$1.70</u>

Warrant of commitment	25
Judgt —	35
	<u>\$2.30</u>

J. B. Dover shuff.	
Serve warrant —	\$4.00
Spas. 4 wds —	2.00
J. L. Pinner, witness	50
H. Barker —	50
Josh Herrington	50
R. F. Cook.	50
	<u>\$7.30</u>

Good, Thanks

State
Re
George Johnson

Permitted by Sheriff of Jefferson
County - May 24th 1863
on charge of Guardians
for sale & carrying
Delivered to Sheriff of Jefferson
County June 9th 1863
Being 15 days at \$20 per day & 6.00
Fines for
\$35-

Elias Wickerhans Statement. — The raft that was in the river was made for George Pitzer & George Johnson to cross the river with, it was made by G. Pitzer, G. Johnson and myself on Wednesday after the store was robbed. — George Johnson stayed at Wickerhans on Sunday. I. night, Monday & Monday night and on Tuesday morning he came in just as I was getting out of bed, during the day we (G. J. and myself) started to Dunnegan store, the river was high, and we went round the back water, I did not know how we could cross the river to get to the store. Geo Johnson then said to me, you need not go to the store I will let you have some things, you may have some cassinett at 75^{cts} per yard, 3 yds; and 8 yards red calico at 25^{cts} per yd. Geo Johnson then changed his mind and let me have all for Ten Dollars. about ~~Johnson~~ midnight myself and Johnson got home with the things, that were on the river bluff, just above the Mill. — Henry Behrens sold me a pair of shoes for \$1.25.

I talked to Dick Drinnon about rails, and told him I was going to leave, because I did not want to be taken prisoner, told him I was going to start and go out towards Hillsboro.

Andrew Johnson States, — On Monday I was at Dittmer's Store, with Bart Simpson, and Geo Pitzer, left the store with them and came to Mr Simpson's and stayed there all night. Tuesday Geo Pitzer and I crossed the river at the mouth of Belen's Creek, I went to Mr. Darnes to get a boat fixed, and Geo Pitzer said he was going to take his horse home to Mr. D. Pitzer, from Darnes.

I went to Mr^J Wickerham's, and met J. Pitzer at Elias Wickerham's. Tuesday evening I stayed at John Wickerham's. Geo Johnson + Geo Pitzer stayed at Elias Wickerham's. I left there to take Sarah Morris home, and J. Tondson. J. Pitzer, and Elias Wickerham went to the river to build a raft. I went home and went to mill.

George Johnson was going to Illinois to get away from the Militia. Geo Pitzer was going with him, I went along too, and knew nothing of the robbery till I came back.

Elias Wickerham told me on last Wednesday or Thursday, that he and my brother George started to go to Dunnegan's Store and they concluded not to go so far, but laid down till night and then they went to Mr Behren's Store, and raised the windows, and went in. Elias went in, and handed out the things, and J. Johnson stood outside with a shot gun and a rock. — said they took some tobaces. They then went to 'Elias'. — From the things Sarah Morris got a drep. she told me she got it from Elias Wickerham. — My brother George brought over stuff for a bonnet and gave it to my Sister for sugar. My brother took away a new black hat and gave me his old one. — Elias Wickerham told me that they robbed the store, when I was over in the bottom, opposite the Deep Ford, near the hill. He asked me what I would do, if I was in his place. I said I would keep out of the way untill they caught my brother George, and then stand a trial if he thought he could get clear. Elias then said, I believe I'll go to Illinois. Then, if they catch one, they'll catch both, he then said. I'll go hunt my cow. and I went home.

Sarah Morris told me that she gave money to Elias Wickerham to buy some clothes, - gave him seven dollars and he (Elias) was to get the clothes as she needed them, Elias gave her a drop piece, I think 8 yards, at 25 cts per yard.

Louis Martin Drinnon. States. - I saw Elias Wickerham on Monday the 6th of April, and agreed to make 100 rails, I went to make them on Thursday, - at his house I saw some calico, drill, - ling, and some capinett, I asked him where he got these goods he said at Danneegans. I saw him again on Saturday 11th about 9 o'clock at Mr Sam Greer's place, I was working there, and Elias came to me, I said to him, what kind of a scrape is this you've got into? he said, a pretty bad one! I then said, Aint you going to give yourself up - and stand a trial? he answered No, I'll be damned if I do, unless they get George Johnson, said I suppose they can't get him? he answered then I wont stand a trial nor I wont be taken by the Militia. I said to him, You'd better be taken, for, if you run you'll be killed. He said, Well! I shall start to leave to night or to-morrow, I asked him are you going alone? he said, No! I've got a partner, and we are well fixed to go.