

Jefferson County Circuit Court
Case file criminal

Box

14 Folder

78

June 1863

State
vs

Strickland, John

Assault with intent to kill

Assaulted Jonathan Hestington
with a knife

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

The Grand Jurors of the State of Missouri now here in Court empanelled sworn and charged to inquire within and for the body of Jefferson upon their oath present that John Strickland late of said County on the twelfth day of June eighteen hundred and sixty three with force and Arms at and in the County of Jefferson aforesaid in and upon one Jonathan Herrington in the peace then and there being feloniously, wilfully and of his malice aforethought did make an assault, and that the said John Strickland with a certain knife which he the said John Strickland in his right hand then and there had and held the said ~~John Strickland~~ ^{John Strickland} ~~Jonathan Herrington~~ in and upon the side of the Neck of him the said Jonathan ^{Herrington} ~~Strickland~~ then and there feloniously wilfully and of his malice aforethought did strike cut, stab and thrust, giving to the said Jonathan Herrington then and there with the knife aforesaid in and upon the side of the Neck of him the said Jonathan Herrington a dangerous wound of the length of three inches and of the depth of one inch with intent him the said Jonathan Herrington then and there feloniously wilfully and of his malice aforethought to kill and murder, and other wrongs to the said Jonathan Herrington then and there did to the great damage of the said Jonathan Herrington. Against the peace and dignity of the State of Missouri

D. C. Tuttle Cir. Atty,
Pro Sec -

2385
June Term 1863

State
vs

John Strickland

Indictment for Assault
with intent to Kill

A true Bill
Ascertained
Foreman

Witnesses

Jonathan Worthington

E. A. Vernon

Thimondea Alford

Filed June 15th 1863

Calas J. Hoarey
Clerk

X

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

To the Sheriff of the County of Jefferson—GREETING:

We Command you to take *John Strickland*
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, *further*
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 kill 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 *15th* day of
June A. D. Eighteen
Hundred and *fifty six* *three*

Elias J. Honey
Clerk Circuit Court.

No

STATE

AGAINST

John Strickland

CAPIAS.

Shawitt Allen JP 50

COUNTY OF JEFFERSON, SCT.,

The State of Missouri,

To the Sheriff of the County of Jefferson—GREETING:

We Command you to take John Strickland
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 7th day of December
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 Assault with in
tent to Kill 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, THOS. O. 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

John Strickland

CAPIAS.

J. B. Doner Sheriff \$1,500

I, executed this writ at the county of Jefferson
State of Missouri on the 31st Day of August 1863
by apprehending the within named John Strick-
land and taking his bond for five hundred
Dollars for his appearance at Court on the seventh
Day of December 1863 himself as principal and
Juel, Capias as security.

Jerome B. Doner Sheriff

Know all men by these presents that I John
Strickland as principal and Joel Cape
as security are
held and firmly bound unto the State of Missouri in
the full and just sum of ~~five~~ hundred Dollars for the
true payment whereof we bind ourselves jointly
severely and firmly, and do by these presents acknowledge
ourselves indebted in the above named sum signed
by us and sealed with our seals and dated this the 31st
day of August 1863, yet upon condition that whereas
A capias was issued from the office of the clerk of the
Circuit Court of Jefferson County Missouri on the 25th day
of June 1863 and directed to the Sheriff of Jefferson County
in favor of the State of Missouri and against John
Strickland for Assault with intent to kill, now if
the said John Strickland shall be and appear in person,
on the first day of the next Term of the Circuit Court,
to be held in the Court House, in Hillsboro, on the
seventh day of December next and not default therefrom,
from day to day nor from Term to Term, untill this
suit is disposed of without leave of the Court, then the
above bond, to be null and void, otherwise to remain
in full force and virtue this the 31st day of August

1863

Witness

James Wilson

Jerome B. Danner

John Strickland
Joel Cape

Seal
Seal

Taken and approved by me
This 31st day of August 1863

Jerome B. Danner Sheriff

County of Jefferson, ss.

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson, Greeting :

We command you to attach Jonathan Herrington
by his

body, and safely keep, so that you have his body before our Honorable
Circuit Court, on the Second Monday after the
fourth Monday in May next
then and there to answer a contempt by him committed, in not attending said
Court as a Witness on behalf of the State, after being
duly Summoned to do so. Herein fail not, and have you then there this writ.

Witness ELIAS F. HONEY, Clerk of our said Circuit Court,
with the seal thereof hereunto affixed, this 28th
day of April A. D. 1864

Elias F. Honey
CLERK.

TO THE CIRCUIT COURT OF

JEFFERSON COUNTY.

Sherrill Term, 1864

State
vs *Attachment*

Jonathan Herrington

Clerk's fee. \$ c. 50
Sherrill 1 50

I executed this writ at the county of Jefferson State of Missouri on Jonathan Herrington on the 14th day of May 1864 by apprehending him & taking his bond of fifty dollars for his appearance at court & himself as principal & Joshua Herrington as security

Jerome B. Dower Sheriff

State — } In the Circuit Court
Strickland — } Term Term 1864.

Be it remembered that on the 7th day of June
1864 personally appeared before me the
undersigned Clerk of the said Jefferson Circuit,
John Strickland, who being by me duly
sworn upon his oath states that William
Cape & Son Esbrou as naturally
retainers in the above entitled cause
that he cannot safely go to trial without
the testimony of those retainers, that he
has no writing or other testimony by which to
prove the same facts that he expects
to prove by said retainers, that he has used
due diligence to be ready for the trial
of this case at this term of the Court
where this is the first application for
continuance of said case, that he was
then present at the last Term of the Court
and appeared and answered for trial
of said case, & states certainly the case
arises this Term of the Court. That William
Cape has been regularly served with subpoenas to
be here at this Term of the Court, that he
has caused subpoenas to issue for said
Esbrou — ~~He~~ That this application
for continuance is not made for
protraction or delay, but that such
slighted justice may be done
that he has a good defense on the
merits of said case

That said articles are not absent by
his consent or by any connivance
of his — He therefore
the Court to grant him a
continuance of said case until
next Term of this Court.

Very respectfully
before me this 7th June

1864 E. F. Honey clerk
per J. Ed. Walker D.C.

John Strickland

State

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John H. H. H.

affidavit

Continued

Black 7th June

1864

E. H. H. H.

Of the Jury find the prisoner Not guilty
as charged in the Indictment

J. S. Williams
Foreman