

Jefferson County Circuit Court
Case File - Civil

Box

15 Folder 21

February 1864

Jefferson County, ex rel
School Township #3

vs

Pounds, Newman
Pritchett, Zebulon

Mandamus

Order Justice of the Peace to issue
Execution on \$85.50 Judgment

Jefferson County to the use
of School Landship No 3.

vs

Newton Pounds and J.
Pritchett

In the Jefferson
Circuit Court.
July Term 1864.

John L. Thomas attorney for
Jefferson County, states that the Plaintiff
in the above entitled cause received judg-
ment against the defendants therein for
the sum of eighty five $\frac{50}{100}$ dollars for
her debt and also her costs before
J. C. Frost a Justice of the Peace, on
the 18th day of January 1862: that said
Judgment has not been paid up to this time:
that at the November election 1862 said
Newton Pounds one of said defendants
was elected Justice of the Peace in the
place of said Frost whose term of
office had expired - that the docket
containing said Judgment was delivered
over to said Pounds as the successor of
said Frost as Justice of the Peace of
Big River Township in said County
and that said Pounds still retains as Justice
of the Peace the said docket: that he has
been requested and required by Plaintiff's
attorney, to issue an execution on said

Judgment but that he refused and
refuses and fails to issue the same.

Plaintiff by her Attorney therefore
prays the Court to issue an order in
the nature of a mandamus directed
to Newton Pounds Justice of the peace as
aforesaid requiring him to show cause
if he has, why he does not issue an
execution against the defendants on said
Judgment.

John L. Thomas
County Atty.

John L. Thomas makes oath & says
that he believes the above petition
and the matters as therein stated are
true.

Sworn to & subscribed } John L. Thomas
before me Feby 4 }
1864
Eliad S. Honey Clerk }

2428

Jeff. Co. N. H. 1. 3

3

Newton Ponds

Section for

Manuelman.

Filed July 6th 1862

C. J. Hoarey Clerk

State of Missouri }
County of Jefferson }

In the Circuit Court
Febry 6th 1864

Among other proceedings the follow-
ing was had in said Court, to wit

Jefferson County to the use
of School Township No 3

vs
Newman Pounds &
Zebulon Pritchett

Now at this day come
said plaintiff, by her attorney and
presents her petition for an order in
the nature of a Mandamus on
Newman Pounds one of said defend-
ants, and acting as a Justice of the
peace within and for the Township of
Big River in said County as the suc-
cessor in said office, of Christopher
E. Smith, to show cause why he have
why, he refuses and neglects to issue
an Execution upon a judgment,
obtained before said C. E. Smith in fa-
vor of said plaintiff and against said
defendants: Whereupon it is

ordered by the Court, that the said
Sumner Pounds Justice as aforesaid
be notified to appear before the Circuit
Court on Tuesday February Ninth Eig
hteen hundred and sixty four to
show Cause if any he have, why, he
neglects and refuses to give execution
upon the Judgment aforesaid

A true copy of the order of
said Court, from the record

In Testimony whereof
I hereto set my hand
and affix the Seal of
said Court at office
Febry 6th 1864

Elias J. Honey

Clerk Cir. Ct.

I served this notice on James Smith by
Reading the same in his presence and hearing
this 8th day of February 1869
James B. Condit

Jefferson County
To wit School, Town
Ship No 3
as Justice
James B. Condit

James B. Condit, D., as