

Jefferson County Circuit Court
Case Files - CIVIL

JULY 1864

Box

15

FOLDER

50

Boughton, Jackson Guardian
Ellis, Alexander, Minor

VS

Farley, Thomas
Hicks, Samuel L.

Appeal

Defendants accused of cutting
timber with a value of \$20;
Jury finds for the plaintiff
in the amount of $\frac{1}{4}$ of \$30
and the cost of suit;
J. P. Wm. Mockbee; defendant
appealed

Alexander Ellis, (a minor,
Heir of Sarah Ellis, deceased,) }
by Jackson Boughton, his }
Guardian, — Plaintiff
Against
Samuel L. Hicks, &
Thomas Harley, — Defendants,

Before
William Hock-
bee, a Justice
of the Peace,

Alexander Ellis, by his Guardian, Jack-
son Boughton, states that on or about the
first day of April, ¹⁸⁶⁴ & on various days between
that day & the Commencement of this suit, at the
County of Jefferson, the Defendants without
leave and wrongfully, ^{entered upon &} cut down, dug up, &
carried away timber of the value of
thirty dollars, from the following Land
situate in Jefferson County Missouri, to wit,
a tract of about 68 acres in Township
41 of Range 5 East, ^{formerly owned by Sarah Ellis,} of which Plaintiff
was the owner of the one undivided fourth
By which acts of the Defendants, the
Plaintiff says he is damaged in the
sum of twenty dollars, & for which he
asks judgment,
Jackson Boughton
Guardian of Alexander
Ellis,

Filed July 11th 1864
L. J. Hooley etc

The State of Missouri } to the constable
County of Jefferson } of Joachim Township
in Jefferson County greeting

We command you to Summon
S L Hicks & Thomas Hurley to appear
before the undersigned one of the justices
of the Peace of Joachim Township in
Jefferson County on the 25 day of June 1864
at ten A.M. at my office in the same Township
to answer the complaint of Jackson
Boughton administrator of G A Ellis
Estate

Given under my hand the 12 day of
May 1864

Wm Mocklee
Justice of the Peace

At the request and Risk of the Plaintiff
I authorize W K Sanforth to execute and
Return this Writ.

W Mocklee J P

I executed the within summons ^{on Samuel L. Hicks, & Thomas Farley,}
 is served by reading, in the presence ^{the same}
 and hearing of the within named ^{Thomas Farley} ~~persons~~
 and by offering to read the same to Samuel Hicks, who refused to
 in Jefferson County in Jefferson County
 - on the 20th day of May 1864

Wm K Sanford

Filed July 11th 1864
 C. F. Kennedy Clk

fees \$1.00

Wm K Sanford

Personally served
 May 20th 1864

Just fees 25

Summon
 Broughton

I served the within summons in Joachim Township
 Jefferson County on Thomas Farley on the 20th day of May
 1864, by reading the same in the presence & hearing of him,
 and on Samuel L. Hicks on the same day, by offering
 to read the summons to him, but he refused to hear
 it read, and said he acknowledged the service.

Wm K Sanford

The State of Missouri ~~to J. H. Benton~~
a Thomas Apple Benton Clerk

You are hereby commanded to be and
appear personally before me with the
one of the parties of the peace within
and for peace in township in the County
of Jefferson on the 25 day of June 1864 at ~~any~~
at the hour of ten am at my office
in the Township and County aforesaid
to testify on the trial of a cause
Wherein Jackson Boutwell defendant
of J & E L. Bots is Plaintiff
and J & T Hicks and Thomas Henry
is defendant in behalf of Plaintiff
and here of said not at your Peace
Witness my hand this 14 day
of June 1864 Wm. Webster Jp

Subp
 For
 Rent of Shop
~~for~~
 Thomas Ogletree 25
 I do pay

Filed July 11th 1867
 E. F. Honey cli

I received the within note at the
 County of Jefferson in payment of
 on the 18th day of June 1867 by
 the sum in full of purchase of
 of B. & H. Co. Thomas Ogletree
 By John B. Rogers
 Clerk

State of Missouri } In the County Court,
County of Jefferson } January Term 1861
The following remains of Record,

In open Court this day appears Alexander Ellis
a minor aged sixteen years, and chooses Jackson
Boughton his guardian, Ordered, that said
Guardian give bond in the sum of Four Hundred
dollars for use of said Ward,

April 4th 1861.

Now at this day comes Jackson Boughton
Guardian of Alexander Ellis and files his bond
as said guardian which is approved by the Court.



I, Samuel A. Reppy Clerk of the
County Court in and for the County
of Jefferson hereby certify, that the fore-
going is a true and correct copy of
the Record in my office of the appoint-
ment of Jackson Boughton as Guardian
of Alexander Ellis, & of the approval of
bond,

Witness my hand and the seal
of said Court this 24th day of
June A.D. 1864

Samuel A. Reppy Clerk



Filed July 11, 1864
E. H. Henry etc

Chas. Lee



I Executed the within writ at the
County of Jefferson in Joachim Township
On the 2nd day of June 1864 by reading
the same in the Presence and hearing
of W R R Danforth Elijah Burgess
Constable
J J Burgess Authoris

Subp
of
Jas

W R R Danforth
Jas fees 25

Filed July 11th 1864
C. J. Harney Clerk

The State of Missouri To E Burges Constable
of Joachim Township in the County of Jefferson
greeting

You are hereby commanded to summon
six good and lawful men of your Township
qualified to act as jurors in the Circuit
Court and in no wise of kin to either
party nor interested in the suite to appear
before me Wm Mockbee one of the Justices of
the Peace forthwith at my office in
Joachim Township in the County of
Jefferson to make a jury for the Trial
of an action now pending before me
said Justice between Jackson Boughton
admirorale of J A Ellis Estate
Plaintiff and S I Hicks and Thomas
Harley defendants and have you there
and there this Write
Witness my Signature this 25 day of
June 1864 Wm Mockbee J.D

Sumner

Stor-

Admiral

Genl. J. C. 23

J. C. Hindes

J. C. Hindes

Admiral July 11. 1864

C. S. Money Clerk

C. S. Money Clerk

C. S. Money Clerk

C. S. Money Clerk

C. S. Money Clerk

We the very friends to the Slaves
one fourth of ~~the~~ ^{the} money sold in & east of South

Wm. W. W. W.

W. W. W. W.

W. W. W. W.

W. W. W. W.

W. W. W. W.

Filed July 11/64

E. F. Morley clk

Olga Burroughs
Correspondent

Alexander Ellis by Guardian } Before Mr
S. L. Hicks and Thomas } Mockbee
Forby,

We the undersigned acknowledge ourselves to be indebted to Alexander Ellis the Plaintiff in the above suit in the sum of twenty five dollars to be void upon this Condition: Whereas the above named Defendants have taken an appeal in this Cause to the Circuit Court of Jefferson County: Now if on the appeal the Judgment of the Justice be affirmed or if on the trial anew in the appellate Court Judgment be given against the appellants they shall satisfy such Judgment or if their appeal shall be dismissed and they shall pay the Judgment of the Justice together with the Costs of the appeal then this recognizance shall be void.

Approved this 25 day
of June 1864
Mr Mockbee J D

S. L. Hicks
Thos F. Forby
John Craft

Filed July 11th 1864
E. J. Mores
Att

Alexander Ellis & Guardian }
Hicks & Horry } Before Wm
Mockbee J.P.

This affiant states that he does
not take an appeal in the above suit
for vexation or delay but because he
feels himself aggrieved by the judgment
of the Justice.

Sworn to & subscribed }
Before me June 25 1864 } S. J. Hicks
Wm. Mockbee J.P.

Filed July 11th 1864
C. J. Henry, Clerk

Jackson Boughton
Guardian of Alexander Ellis

S L Hicks & Thomas Farley

Plaintiff filed a complaint for
damage done by defendant on grow-
n by digging up to them belong to said
mine ~~which~~ ^{to the} value of Twenty
dollars dated Apr 1864 Summons
issued made returnable the 23 day
of June 1864 This 12 day of May 1864
Wm Mockbee
Subp ordered by Plaintiff for Benton Ellop
& Thomas Agle This 14 day June 1864
Wm Mockbee

This subp ordered by Plaintiff for W F
Danforth This 25 day June 1864
Wm Mockbee

This 25 day of June 1864 the party appears
whereupon the defendant demands a
jury a summons issued and the Court
returning the following jurors ^{Sworn} W B Herrington
J L Kendall J A Laffan Wm Gunnin N
Matthews J Herrington the evidence
being produced the jury returning
they return with a verdict for
the Plaintiff for \$7 ⁵⁰ his det and
costs of suit therefore judgment is
rendered a quins the defendant
for the above sum Thereupon
defendant tenders his affidavit and appeal
Bond for \$25 of them selves & J B Croft as surety

and Prayed an appeal to the Court Court
from our said judgment which being
deemed sufficient it is ordered that the appeal
be allowed
Wm Mockbee J P

Debet	\$ 7.30
Justices fees	2 60
Constables	1 75
Witness	
J. Ayl	50
W. K. Sanforth	50
Clerk fees	50
jurors	150 Paid by defendants
State of Missouri, Jackson Boughton gardcan	
County of Jefferson	of Alexander Ellis minor
	S. L. Hicks & Thomas Harley

I Wm Mockbee a Justice of the peace within
and for the Township of Joachim in the County of Jefferson
aforesaid hereby certify that the above and foregoing
is a full true and complete transcript of all the
entries made in my docket relating to said case
of Jackson Boughton gardcan of Alexander
Ellis Plaintiff against S. L. Hicks & Thomas
Harley defendants and that such transcript
is accompanied by all the process and other
papers filed with the Justice relating to such
suit.

Given under my hand this 5 day of
July 1864
Wm Mockbee
J P

2940

Wm. Allen McCarthy

Edward Jack Dougherty

as { ^{Power} accepted from trustee of

land, & wishes

Filed July 11th 1864

Wm. J. Hooley
Clerk