

Jefferson County Circuit Court
Case File - Civil

Box

16

Folder 81

November 1865

Huskey, John F.

vs

Huskey, Lucretia Adaline

Divorce

Married 10 August 1862; adultery
while plaintiff was in U.S. Army;
depositions

John F. Huskey - Plaintiff
Against
Lucretia Adaline - Huskey - Defendant
In the Circuit Court
Jefferson County Missouri

The Plaintiff States that on the tenth day of August 1862, in the County of Jefferson in the State of Missouri he was lawfully married to Defendant - That he continued to live with defendant as her husband for a short time treating her at all times with kindness and affection; but that soon after the said marriage, the Plaintiff volunteered in the United States Army, and left the Defendant at her Father's house, to reside there until Plaintiff returned, and that he continued in said service for nearly three years, and that although Plaintiff had provided well for Defendant at ^{his} said Father's residence, yet soon after Plaintiff left home, the Defendant abandoned the home provided for her, as aforesaid, and went abroad into the country, and contracted habits of inconstancy and indecency, by frequent acts of intercourse with

different men, Plaintiff therefore charges that the Defendant has committed adultery since the marriage aforesaid; and that the Defendant, since the aforesaid marriage, has by various acts of improprieties & ~~Plaintiff~~ as indecencies, and unlawful connections with other men, offered such indignities to Plaintiff as to render his condition intolerable. Plaintiff further states that although he has been temporarily absent as aforesaid, yet his residence has been in the State ever since his said marriage; and that the aforesaid offences and injuries complained of were committed by Defendant and that Defendant resided in within the State of Missouri, and that Defendant resided in the State during the said time.

The Plaintiff for causes above stated, prays to be divorced from the bands of matrimony contracted as aforesaid with the Defendant, and that the court will make such other and further order and judgments as may be just and proper.

H. Green
Att'y for Plaintiff

This Affiant, the Plaintiff makes
oath and says that the facts, stated
in the above Petition are true, accor-
ding to the best of his knowledge
and belief of the plaintiff and
that the complaint is not
made out of levity or by collusion,
fear or restraint between the
Plaintiff and that Defendant
for the mere purpose of being
separated from each, but in sin-
cerity and truth, for the causes
narrated in the petition

Subscribed and sworn

before me this 14th

day of July 1865

R W McMullin clerk

Pro J. H. Haskin
mark

The State of Missouri, } ss.
COUNTY OF JEFFERSON.

The State of Missouri St. Louis

To the Sheriff of the County of ~~Jefferson~~ Greeting:

We command you, that you summon *Lucretia Adaline*
Huskey

if she be found in your County, that she
be and appear before the Hon. Judge of our Circuit Court, on the first day
of the next term thereof, to be begun and held at the town of Hillsboro, within
and for the County of Jefferson, on the second Monday after the fourth
Monday of ~~November~~ *May* next, then and there to answer unto
John F. Huskey

upon his original petition, a copy whereof is hereunto annexed and ac-
companies this writ, and have you then there this writ.

L &

Witness, *Samuel R. Papp*
~~ELLAS F. HONER~~ Clerk of our said Circuit

Court, with the seal thereof hereunto affixed, at office
in Hillsboro, this ~~4th~~ *the fifteenth*
day of *January* A. D. 1866

Samuel R. Papp
Clerk Circuit Court.

TO JEFFERSON CIRCUIT COURT

Remembered Saml, 1862

John B. Newberry
vs J. D. Dimmond
Lucretia A. Newberry

14 gals

du 150 pacs

At the city

Lucretia A. Newberry cannot be found in my County
at Louis February 22 1866
for 75 pacs

John C. Vogel Shp
Hudson. La Beaume Dr

John T. Huskey, - Plaintiff
Against
Lucretia Adeline Huskey, - Defendant }
In the Circuit Court of
Jefferson County Missouri
State of Missouri }
County of Jefferson }

John T. Huskey, Plaintiff in
the above entitled Cause, makes oath and says
that the Defendant therein, Lucretia Adeline
Huskey, is a non-resident of the State of Mis-
souri,

Sworn to and subscribed by John T. ^{his} Huskey
before me this 28th day
of February 1866.
Henry F. Ahlner
Notary Public.



Seal of the Circuit Court
Jefferson County

John D. McWhorter

vs,
Alexander M. McWhorter

Affidavit

of non rendition

doth,

Filed February 28th 1866

Attesty clerk

10 Paid for Publication
two

John I. Huskey, - Plaintiff } In the Circuit Court
Against } for the County of
Lucretia Adeline Huskey, - defendant } Jefferson, State
of Missouri

To Lucretia Adeline Huskey, the above
named defendant;

You are hereby notified, that depositions
of witnesses to be read in evidence in the above
Cause, on the part of the Plaintiff, will be taken at
the Law Office of Abner Green, in the Town of
Hillsboro, in Jefferson County, Missouri, on the twenty
third day of March 1866, between the hours
of Eight O'clock in the forenoon, and Six O'clock
in the afternoon; and that the taking of said
depositions, if not completed on that day, will
be continued from day to day, at the same place,
and between the same hours, until completed.

March 17th 1866, } John I. Huskey, - Plaintiff
By A. Green, his Attorney.

I certify that I set up a Copy of the original
within Notice in the Clerk's Office of the Circuit
Court of Jefferson County Missouri on the 17th
day of March 1866.

Subscribed before me this
17th day of March 1866

W. H. McMullin Clk & Secy

Abner Grew

to take deposition from

Notice

John G. Moulton
vs.
Leander M. Moulton

Depositions of witnesses, produced, sworn, and examined, on the twenty third day of March 1866, between the hours of eight O'clock in the forenoon, and six O'clock in the Afternoon, of that day, at the Law Office of Abner Green, in the Town of Hillsboro, in Jefferson County, Missouri, before me, Sullivan Frazier, a Justice of the peace within and for the Township of Central in Jefferson County of Missouri, in a certain Cause now pending in the Circuit Court of the County of Jefferson, in the State of Missouri, between John T. Huskey, Plaintiff, and Lucretia Adeline Huskey, defendant, on the part of the Plaintiff.

John M. Brooks, of lawful age, being produced, sworn, and examined, on the part of the Plaintiff, deposes and says as follows:

question By plaintiff are you acquainted with the parties to this Suit

Answer. I am

ques State if you had occasion frequently to see the defendant Lucretia Adeline Huskey During the years 1862-63-64 while plaintiff was absent in the U.S. Army and I had occasion to and did frequently see her during that time

Question. State if you know where she stayed mostly during that time

Answer. She stayed mostly during that time in Victoria Jefferson County Missouri

Question. State if you know what was her general character for virtue and chastity during that time

Answer. Her general character was bad. She was in a habit of going about town and having to do with various other men the same as if they had been her husband. I resided at Victoria during that time

Question. State if you ^{know} of her the defendant having intercourse with other men during that time

Answer. I do I know lots of men that had intercourse with her

frequently
Question. State if you ever saw her in the act of adultery during that time

Answer. I have, for I have frequently had intercourse with her
my self John ^{his} & W Brooks
mark.

Subscribed and Sworn to before
me, on the day, at the place, and
within the hours first aforesaid
Sullivan. Hargier
justice of the peace

I, Sullivan Hargier, a Justice of the peace,
within and for the County of Jefferson in the
State of Missouri, do Certify, that in pursuance
of the annexed Notice, came before me, at the
Law Office of Abner Green, in the Town of
Hillsboro in Jefferson County Missouri, John
W. Brooks, who was by me sworn to tes-
tify the whole truth of his knowledge touch-
ing the matter in Controversy aforesaid; that
he was examined and his examination re-
duced to writing, and subscribed by him
in my presence, on the day, between the
hours, and at the place in that behalf
first aforesaid, and his said Deposition
is herewith returned. And I further Cer-
tify that said John W. Brooks, resides in
Jefferson County Missouri.

Given, at the Law Office of Abner Green in
the Town of Hillsboro in Jefferson County
Missouri, this 23rd day of March 1866.

Justices fees \$ 2.00	{ Sullivan. Hargier Justice	of the peace
Witness Brooks \$.75		
<u>\$ 2.75</u>		
Paid by Plaintiff		

In Circuit Court
Jefferson County

John G. Murley
vs.
Lucretia A. Murley

Depositions
of J. P. Lammick

Received by the hands
of J. P. Lammick of record
and filed March 22nd 1866
Saml. McKee Clk

State of Missouri,

County of Jefferson.

SS.

BE IT REMEMBERED, That on this 6th day of April

A. D. Eighteen Hundred and Sixty-six, before me, the undersigned, Clerk of

the Circuit Court of Jefferson County

came Charles A. Clark who by me being duly sworn, says that the annexed advertisement

was published in the **JEFFERSON COUNTY LEADER**, a newspaper printed and published in the town of Hillsboro, in said county, of which he is printer, for five times, the first insertion being on the 24th day of March 1866, and the last on the 6th day of April 1866, as follows, to-wit:

ORDER OF PUBLICATION.

IN the Circuit Court of Jefferson county, Missouri. May term, A. D. 1866. In vacation, February 28th. A. D. 1866. John I. Huskey, plaintiff, against Lucretia A. Huskey, defendant.

For a divorce.

Now at this day comes said plaintiff by his attorney, and files his petition verified by affidavit as the law directs, stating among other things that said defendant is a non-resident of the State of Missouri. Whereupon it is ordered by the undersigned, clerk of said court, that the said Lucretia A. Huskey be notified by publication of the commencement of this action, the object and general nature of which is to obtain a decree of divorce from the bonds of matrimony existing between plaintiff and defendant, on the plea that she has committed adultery since the marriage aforesaid; and unless she be and appear before said court on the first day of the next term thereof, to be begun and held at the town of Hillsboro in said county on the second Monday in May next, and on or before the sixth day of said term, plead to or answer the petition of said plaintiff, the same will be taken as confessed against her. And it is further ordered that a copy hereof be published in the Jefferson County Leader, a newspaper printed and published in this State, for four weeks successively, the last insertion to be at least four weeks before the next term of said court.

A true copy of the order. In testimony

whereof I have hereto set my hand, [SEAL] and fixed the seal of said court, at office, this 5th day of March, A. D. 1866.

SAML A. REPPY,
Clerk Circuit Court.

In No. 10,	March 9.	1866
In No. 11,	"	16. 1866
In No. 12,	"	23. 1866
In No. 13,	"	30. 1866
In No. 14,	April 6.	1866
In No. ,		1866

Charles A. Clark

is 6th day of April 1866

Samuel A. Reppy

Printer's fee, \$10.00.

Received Payment.

Clark & Reppy.

John G. Huskey

no

Lucretia A Huskey

Filed April 6th 1866,
Samuel A. Peppy clk

NO. 53 North Main street, between Pine
and Olive, St. Louis. Assorted crates
always on hand. n4 ly

BOOTS AND SHOES.

H. F. BREED,
12 Market Street

BETWEEN Fourth and Fifth, opposite
the Court House, has constantly on hand

John J. Huskey, - plaintiff }
Against }
Lucretia Adeline Huskey - defendant, }
In the Circuit Court }
Jefferson County Missouri, }

The Plaintiff states that on the tenth day of August 1862, in the County of Jefferson in the State of Missouri, he was lawfully married to the Defendant, - That he continued to live with defendant as her husband for a short time, treating her at all times with kindness and affection; but that soon after the said marriage the Plaintiff volunteered in the United States army, and left the Defendant at his Father's house to reside there until Plaintiff returned, and that he continued in said service for nearly three years, and that, although Plaintiff had provided well for Defendant at his Father's residence, yet soon after Plaintiff left home, the Defendant abandoned the home provided for her as aforesaid, and went abroad into the country and contracted habits of inconstancy and indecency, by frequent acts of intercourse with different men. Plaintiff therefore charges that the Defendant has committed adultery since the marriage aforesaid; and that the Defendant, since the aforesaid mar-

riage, has by various acts of improprieties, indecencies, and unlawful connexions with other men, offered such indignities to Plaintiff as to render his condition intolerable. Plaintiff further states that, although he has been temporarily absent as aforesaid, yet his residence has been in this State ever since his said marriage, and that the aforesaid offences and injuries complained of, were committed by Defendant within the State of Missouri, and that Defendant resided in the State during said time.

The Plaintiff for the causes above stated, prays to be divorced from the bonds of matrimony contracted as aforesaid with the Defendant, ^{that the Court will} and to make such other orders and judgments as may be just and proper.

Abner Green

This Affiant, the ^{Attorney for Plaintiff} Plaintiff, makes oath and says that the facts stated in the above Petition are true, according to the best knowledge and belief of the Plaintiff, and that the Complaint is not made out of levity or by collusion, fear or restraint, between the Plaintiff and the Defendant, for the mere purpose of being separated from each other, but in sincerity and truth for the causes mentioned in the petition.

Subscribed & sworn to before me this 14th day of July A.D. 1865

W. H. McMillan Clerk

John J. ^{his} Hickey
mark

In Circuit Court
Jefferson County

John Y. Mawley
vs.

W. Wallace Mawley

Petition for Divorce,
Let Ammonious wife
do Jeff. Co, vs. Jeff.

W. Mawley
for Jeff.

The State of Missouri, } SS.

COUNTY OF JEFFERSON.

The State of Missouri } St. Louis

To the Sheriff of the County of ~~Jefferson~~ Greeting:

We command you, that you summon *Lucretia Adaline Huskey*

if she be found in your County, that she be and appear before the Hon. Judge of our Circuit Court, on the first day of the next term thereof, to be begun and held at the town of Hillsboro, within and for the County of Jefferson, on the second ~~Monday after the fourth~~ Monday of *November* next, then and there to answer unto *John B. Huskey*

upon *his* original petition, a copy whereof is hereunto annexed and accompanies this writ, and have you then there this writ.



S. McPhy
Witness, *ELIAS T. HONEY* Clerk of our said Circuit

Court, with the seal thereof hereunto affixed, at office in Hillsboro, this *fourteenth*

day of *July* A. D. 186*5*

Samuel McPhy
Clerk Circuit Court.

TO JEFFERSON CIRCUIT COURT

November Term, 1868.

John B. Hensley
vs. J. J. Dimmond
Deceased. A. Hensley

~~Lucinda Marie Hensley, the wife of defendant,
acknowledges service of the within writ and has
therein, and waives the necessity of service thereof
by an Officer, this day of _____ 1868.~~

The State of Missouri, } SS.
COUNTY OF JEFFERSON.

The State of Missouri

To the Sheriff of the County of Jefferson---Greeting:

We command you, that you summon *Lucretia Adaline Huskey*

if She be found in your County, that She
be and appear before the Hon. Judge of our Circuit Court, on the first day
of the next term thereof, to be begun and held at the town of Hillsboro, within
and for the County of Jefferson, on the second ~~Monday after the fourth~~
Monday of *May* next, then and there to answer unto

John T. Huskey

upon *his* original petition, a copy whereof is hereunto annexed and ac-
companies this writ, and have you then there this writ.

Witness, *A. Reppy*
ELIAS F. HONEY, Clerk of our said Circuit
Court, with the seal thereof hereunto affixed, at office
in Hillsboro, this *Twenty First*
day of *March* A. D. 1866

E. A. Reppy

Clerk Circuit Court.

I Execute the within writ in the County of
Jefferson State of Missouri on the 21st day of
March 1866 on L. A. Huskey the within named defendant
by delivering to her a true copy of this writ & answer
petition as furnished to me by the clerk

C. C. Fletcher
Sheriff



93

TO JEFFERSON CIRCUIT COURT

2488

May Term, 1866

John F. Huskey

vs

L. A. Huskey

Mar 21 -

Fletcher Sheriff fees 150

1866

Recd for off. over 18th 1866 Book no 5 pag 2322

COUNTY OF JEFFERSON.

The State of Missouri,

To

George Rapph. and
Sullivan Rapph.

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

13th day of

November, next.

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

John S. Hensley,

L. A. Hensley

Defendant on the part of

Plaintiff

and herein you are in no wise to fail.

WITNESS, SAMUEL A. REPPY, Clerk of our said Court,

with the seal thereof hereto affixed, at office, this

26th day of September A. D. 1866

Samuel A. Reppy, Clerk.

SUBPENA.

TO

Jefferson Circuit Court

.....November..... Term, 1866.

John P. Heuskey

vs
L. A. Heuskey

Witnesses for Plff.

George Rapp,

Sullivan Frazier &

John Williams Deft

Sheriff fee \$1.00

I Executed the within in Jefferson County Mo
on the 8th Day of October 1866 By Reading the
same to George Heuskey and Sullivan Frazier
C. E. Fletcher Sheriff
By John Williams Deft

COUNTY OF JEFFERSON.

The State of Missouri,

To *Agustin Shrick, E. M. Jennings and
Lehaa Vinograd*

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 *13th* day of *November* next, 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

John P. Houckey,
Plaintiff, and

W. A. Houckey
Defendant on the part of *Plaintiff*

and herein you are in no wise to fail.

WITNESS, SAM'L A. BEPPY, Clerk of our said Court,

with the seal thereof hereto affixed, at office, this

26th day of *September* A. D. 186 *6*

Samuel A. Beppy Clerk.

SUBPENA

TO

Jefferson Circuit Court

November Term, 1866.

John P. Huskey

vs.
L. A. Huskey

Witnesses for Plff.

Austin Stroup x

E. M. Jennings x

Chas. Vinyard x

John Williams Deft

Sheriff \$100

I have been the within in Jefferson County Mo on the 29
day of October 1866 by Receding the same to Austin
Stroup & M. Jennings and Charles Vinyard
to the within Sheriff
By John Williams Deft

Two J. Henshaw } secure for reverse for Pft at his
 do } Conts Nov 12 1866 worth 50 S. page 322
 d. of Henshaw } Repeating etc
 1 copy put 75^c Heat 50 and 1 copy 20^c
 Stamp 50 ~~100~~ 100^c order 35 - default - 30^c + cont. 25^c
 Copy ordered 50^c cont 50 50^c cont 35^c Judge 50^c
 2 Spans 50 value and 100 4/10 20
 91 9 10

Hole 100 lbs partly left over 75
 60 Melcher and 150
 5 Spans - 250
 Cases 30 4 30
 Greenhouse 100 00
 S. Henshaw 164
 Money now had 10 the Bill 25^c
 35
 224.14