

May 1866, No. 83

Davis, Barbary, by next friend
Roe, John, J

^{vs}
Williams, Thomas
Williams, Silas

Damages

Defendant's cattle entered plaintiff's
land and destroyed orchard, \$200
damages

John J. Roe, - Trustee
for Barbary Davis, and
Barbary Davis by her next
Friend, said John J. Roe, - Plaintiffs
Against
Thomas Williams, and
Silas Williams, - Defendants

In the Circuit Court of
Jefferson County Missouri

The Plaintiffs state that, on the first
day of October 1865, and on divers days
and times betwixt that and the commence-
ment of this suit, at the County of Jefferson
aforesaid, the Defendants without leave
and wrongfully entered upon the fol-
lowing described Lands, situate in Je-
ferson County Missouri, to wit, the South
half of the South East quarter, of Section
Eleven, and the South half of the South
West quarter, and the South East quarter
of Section Twelve, in Township Forty, of
Range Four East, containing Three hun-
dred and twenty acres, - of which Lands
the said John J. Roe, was then the legal
owner in fee simple, holding the same
in Trust for the sole, separate and ex-
clusive use and benefit of the said Bar-
bary Davis (wife of James J. Davis) and

that the said Defendants then and there without leave and wrongfully turned their Cattle and horses into the fields of said Lands, in which were standing and growing about two hundred thirty young bearing apple, peach, and cherry trees, of the value of two hundred dollars, and that said Cattle and horses eat down, and destroyed said fruit trees, so as to render them utterly worthless.

Plaintiffs therefore state that by reason of the said acts and doings of the Defendants, in turning their Cattle & horses upon & destroying said fruit trees as aforesaid, Plaintiffs have been damaged in the sum of two hundred dollars, and for which they ask judgment.

Barbary Davis
Plaintiff

Barbary Davis, one of the above Plaintiffs, makes oath and says the above petition and the matters therein as stated she believes to be true,
Sworn to and Subscribed Barbary Davis
before me this 29th day of January, 1866.
Samuel A. Rapp, Clerk

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 *Thomas Williams*
and *Pilas Williams*

if *they* be found in your County, that *they*
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 J. Roe and Barbara Davis

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

E. F. Mondy
Witness, ELIAS F. MONDY, Clerk of our said Circuit

Court, with the seal thereof hereunto affixed, at office

in Hillsboro, this *Thirteenth*
day of *February* A. D. 1866,

Samuel A. Reppe
Clerk Circuit Court.



I do certify that within writ in the County of Jefferson State of Missouri on Silas Williams on the 17 day of Feb 1866 by acting to him a true copy of this writ & annexed petition and I further do certify this writ in the County of Jefferson State of Missouri on Tho Williams on the 21 day of Feb 1866 by delivery to him a copy of this writ as furnished to me by the clerk

Ch Hatcher
Sheriff

83

TO JEFFERSON CIRCUIT COURT

2352

May Term, 1866

Bartholomew Davis

John Doe

John Doe

Thomas Williams

Silas Williams

Feb 1866

Hatcher Sheriff

600

Thomas Williams, plaintiff
against
James J. Davis, defendant
In the Jefferson
Co. Circuit Court,
3 May Term 1866.

Whereas the above entitled case is a
suit by attachment for a debt of \$144⁴⁴/₁₀₀,
and whereas the Sheriff of Jefferson Co. Mo. has
attached seized and levied upon a lot of
corn besides other property; and whereas
said lot of corn is likely to perish or depre-
ciate in value before the probable termination
of the suit, and the keeping thereof would
be attended with much loss or expense;
therefore the Plaintiff moves, that the
said Sheriff be ordered, to sell said lot
of corn in manner, as provided by law.

Thomas & others
Attys for Pltff,

A vacation, The prayer of the petition in the
above case is hereby granted & the Sheriff will
sell the said property in manner provided by
law.
Given under my hand this 3rd day of
Feb'y 1866.
Jas N. Camp Chase
of the 9th Circuit of Mo.

By virtue and authority of an ^{order} ~~execution~~ issued from the ^{Judge} ~~office~~ of the ~~Clerk~~ of the Circuit Court of Jefferson County, Missouri, and to me the undersigned Sheriff, delivered in favor of

John Williams for

and against

John J. Davis

bearing date

July 3 186*6* and returnable to the ^{Personal} Term thereof, I have levied it upon, and seized the following described ~~real estate and~~ property, lying and being in Jefferson County, Missouri, as the property of

John J. Davis

and described as follows

to wit:

*one Lot of ~~Corn~~ & Stock
Corn & Corn*

and I will on *Monday* the *26* day of *February* 186*6*, at the ^{residence of Silas Williams} ~~Court House door~~, in the town of ~~Hillsboro~~, in the County of Jefferson, State of Missouri, between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of that day, and during the session of the Circuit Court, sell all the right, title, claim, ~~estate~~ and property, of the said

John J. Davis

^{Personal} ~~Real Estate and~~ Property, for cash in hand, to the highest bidder, to satisfy said execution and costs, this *14* day of *July* A. D. 186*6*.

CHAS. C. FLETCHER,
SHERIFF.

In pursuance of the above order I did
on the 26th day of February 1866 sell the
following property of East Davis after giving
ten days notice by putting up set hand
bills in set public places in Leno County
one lot of Stock Corn & corn for the price
& sum of fifteen dollars to Thos Williams he
being the highest bidder for said property which
struck off to him at said price & sum

C. C. Fletcher
Sheriff