

DeForsen County Circuit Court
Case File - Civil

Box

18

Folder 5

November 1866,

Mathews, Sarah, by next friend
Barrett, Patriak

vs

Mathews, Robert

Divorce

Martied 10 February 1866; abuse;
injunction restraining defendant from
disposing of plaintiff's homestead rights
in 80 acres in 524742122E; depositions

Sarah Matthews, by
Patrick Bennett, her
next friend, Plaintiff

Robert Matthews, Defendant

In the Jefferson
Circuit Court.

Nov. Term
1866.

Sarah Matthews by Patrick Bennett, her next friend, states that she and Defendant were on the 10th day of February 1866, at the County of Jefferson lawfully joined in matrimony; that Plaintiff continued to live with Defendant as his wife from the day last aforesaid until the 30th day of June 1866; that during all that time Plaintiff faithfully demeaned herself and discharged all her duties as the wife of Defendant and at all times treated him with kindness and affection; but that Defendant wholly disregarding his duties as the husband of Plaintiff was during the time they lived together as aforesaid, guilty of such violence towards Plaintiff as to endanger her life; that he did on the 30th day of June 1866 by force and violence put Plaintiff outside of his fence & drove her away from home and has not & will not permit her to return home.

Plaintiff further states that since Defendant has driven her away from home, he has put up notices at various places in Jefferson Co. notifying merchants & others not to credit Plaintiff on his account, which

notice has broken down ^{her} credit in the neighbor
hood where she lives & that she is unable
to procure the necessaries of life.

Plaintiff further states that when she
was married to defendant she was a widow
& had with her five young helpless children
by her former husband; that she was in
possession of the NW¹/₄ of the NE¹/₄, Sec. 24, T.
42, R. 2 E.; also SE¹/₄ of NE¹/₄ Sec. 24,
T. 42, R. 2, E. which constituted the
farm upon ^{which} was situated the mansion house
of her deceased husband in which dower
had not nor has it yet been assigned
to her & that ^{since} she married defendant he
has rented the aforesaid land to one John
Wilson for one year from last March; &
that said Wilson is to pay for the rent
of said place one third of all he shall
raise thereon; that Plaintiff had raised
on a part of said farm one large stack of
wheat of the value of one hundred dollars,
that she has upon said farm about two
hundred bushels of corn in the crib; that
she was the owner of eight hogs which she
sold to Edward Carrull, which defendant
has taken from said Carrull; that there
are upon the land aforesaid two stacks of
hay belonging to her & also two hives; that
the corn, wheat, hay & hives are worth
reasonably the sum of two hundred and
seventy dollars; that defendant by threats
will not permit Plaintiff to either use or

sell her property as aforesaid: that he is threatening to take possession of her homestead above described - & all her personal property aforesaid & thereby leave Plaintiff & her five helpless children without any means of support whatever & this Plaintiff alleges that ^{Dependant} his harsh treatment, & his turning ^{her} away from home, by the notices he has put up in the County and by his continual threats of violence towards her or any one who interferes in her behalf she is now living upon charity. Plaintiff further states that Dependant is the owner of real & personal property of the value of ten thousand dollars. Plaintiff states that she has resided in this State one whole year before the filing of this petition.

Plaintiff therefore prays to be divorced from the bonds of matrimony heretofore contracted between Plaintiff & Dependant as aforesaid: Plaintiff further asks the Court to grant her an Injunction against ^{him} to restrain him from taking possession of her homestead & her personal property aforesaid until her petition is heard, and also for an order for her to taking possession of all said property both real and personal & to dispose of it as she pleases so far as the law will permit. She also asks the Court to adjudge to her such support and maintenance out of the property of said Dependant and for such time as the

nature of the case and circumstances of the parties
may require, and if necessary, compel the
dependant to ^{give} security for same

Sarah Matthews

By Thomas & Allen attys

John L. Thomas atty for

Sarah Matthews makes oath & says that
she believes the above petition & the matters
as therein stated are true and that she
does not make this complaint out of
levity or by collusion, fear or restraint
between Plaintiff and Defendant for the
mere purpose of being separated from
each ^{other} but in sincerity and truth for
the reasons mentioned in the Complaint.
Sworn to & subscribed } John L. Thomas
before me Aug 10th 1866.

Samuel A. Peppy Clerk.

Sarah Matthews
her next friend
Edrick Barrett

vs
Robert Matthews

filed August 12, 1866

Samuel A. Peppy

Clerk
Recorder

In the name of the People of the State
of Missouri; for the Causes stated
in the annexed petition and affidavit,

To Robert Mathews Defendant
You are Commanded to refrain from
taking possession of or otherwise interfering
with the following described real estate
to wit; The S. W. 1/4 of the N. E. 1/4 of Sec.
24. T. 42. R. 2. E.; also S. E. 1/4 of N. W.
1/4. Sec. 24. T. 42. R. 2. E. Which
constituted the farm upon which
was situate the mansion house
of Sarah Mathews former husband
decd. Also the personal property
in said petition described, raised
on said farm or which now
remains thereon, until the further
order of the Court.

Done at Chambers in the
City of Davenport Mo. Aug²⁰th 1866
James H. Vail
Judge of 18th Judicial Circ.

Impression

To Robert - Heathens

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

Robert Mathews

if he be found in your County, that he
do 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~~ ^{first} Monday after the fourth
~~Monday~~ of November next, then and there to answer unto

Sarah Mathews

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

Witness, ~~Samuel A. Rippy~~ ^{Samuel A. Rippy}, Clerk of our said Circuit

Court, with the seal thereof hereunto affixed, at office
in Hillsboro, this Twenty Third
day of August A. D. 1866,

Samuel A. Rippy

Clerk Circuit Court.

2573

TO JEFFERSON CIRCUIT COURT

2573

November 3rd, 1866

Charles Matthews

vs Edmund

Robert Matthews

(Original Petition)

C. C. Fletcher Sheriff

By John Williams Deput

Shawff fee \$1.00

I Executed this Writ in the County of Jefferson State of Mo
on Robert Matthews by Delivering him a true ^{copy} of the
Within Writ and Petition on the 23rd Day of August 1866

C. C. Fletcher Sheriff

By John Williams Deput

Sarah Mathews, by
Patrick Barrett, her
next friend, Plaintiff

vs
Robert Mathews, Deft.

John L. Thomas We Sarah Mathews as principal
And Patrick Barrett as security a knowledge
ourselves to owe Robert Mathews \$100
hundred dollars to be void upon the following
condition: that whereas the said the said
Sarah Mathews by her next friend has sued
out of the Circuit Court of Jefferson
County Mo. an Injunction against
the defendant in the above entitled
cause, returnable to the Mo. Term said
Court for 1866. Now if she shall
prosecute her action with effect and
without delay - will abide the decision
which shall be made thereon and pay
all sums of money, damages, and costs that
shall be adjudged against her if the
Injunction shall be dissolved, then
this bond shall be void, otherwise the
same shall remain in full force.

Witness our hands and seals this

day of Aug. 1866.

Sarah Mathews
mark

Approved

James H. Vail Patrick Barrett
Judge 15th Circuit. John L. Thomas

Seal
Seal
Seal
Seal
Seal

Charles Matthews

Vol 13

Robert Matthews

Printed August 21 1866.

Samuel A. P. P. P. P. P.

Sarah Mathews, her
 Patrick Bennett, her
 next friend - Plaintiff
 v.
 Robert Mathews, Deft

In the Jefferson
 Circuit Court.
 Nov. Term 1866.

To Robert Mathews, the above named
 Defendant.

You are hereby notified that I
 shall apply to Judge James H. Vail at
 his Chambers in the Town of Ironton
 Iron County Missouri, on the 15th day
 of Aug. 1866, between the hours of nine
 o'clock A.M. & five o'clock P.M. of
 that for an injunction against you
 to restrain and enjoin you from from
 taking possession of one stack of wheat
 now in the possession of Patrick Bennett
 two hundred bushels of corn, two stacks
 of hay & two hives ~~now~~ the place formerly
 occupied by me & also to restrain you from
 leasing or interfering with the place
 now occupied by David Galvin John Nelson
 Sarah Mathews.

Stated the within notice on Robert Matthews
at Jefferson County Ind. on the 11th day of Aug.
1866 by delivering a true copy of the within
notice to a white person of his family over
the age of fifteen years.

C. C. Fletcher Shff
By John Williams
Dept

Sarah Matthews
and notice for signature
Robert Matthews

Sherriff fee 75

Filed Aug 21 1866.
James H. Dwyer clerk

(1 5 1 1 - 1)

Sarah Matthews By Patrick Barrett her next friend as Robert Matthews	{	In the Circuit- Court of Jefferson County Missouri
--	---	---

To Sarah Matthews the above
 named plaintiff, take notice that
 Depositions of witnesses to be read in
 Evidence on the part of Defendant-
 on the Trial of the above entitled Cause
 will be taken at the Office of the Clerk
 of the Circuit-Court in the Court House
 in the Town of Hillsboro in Jefferson
 County Missouri between the hours
 of nine o'clock in the forenoon and
 five o'clock in the afternoon on the 19th
 day of November 1866 and that the
 taking of said Depositions if not
 completed on that day will be
 continued at the same place ^{from} day to day -
 the same hours till completed

Robert Matthews
 By Green & Williams Attys

I acknowledge notice of the writ in notice
and waive the necessity of personal service
this 19th day of November 1866 & no objection
will be made for want of notice in time - but
any objection to competency relevancy is not
waived.

Thomas D. Shlvey
Attys for Plaintiffs

Depositions of Witnesses, produced, sworn
and examined on the 19th day of December
in the year of our Lord 1866. between the
hours of nine o'clock in the forenoon and
five o'clock in the afternoon of that day
at the Office of the Clerk of the Circuit Court
of the County of Jefferson, Missouri, before me,
Henry F. Ahlvere, a Notary public within and
for the County aforesaid in a certain cause
now depending in the Circuit Court of
Jefferson County, aforesaid, between
Sarah Mathews, by Patrick Barrett her
next friend, plaintiff, and Robert Ma-
thews, defendant, on the part of de-
fendant.

~~Jonathan~~ H. Clark, of lawful age, being
produced, sworn and examined, on the
part of the defendant, depose and says,

I have been staying at the house of
Robert Mathews since the 15th day of March
1866. When I first came there Mr. Ma-
thews was seldom at home, Mrs. Ma-
thews told me, when I came first to
Mathews house, that her husband was
plastering in Hillsboro in Jefferson
County. He ~~said~~ Mr. Mathews came

home very seldom, he came home usually Saturday nights. Till about middle of May Mr. and Mrs. Mathers got along very well, but till that time he was not often at home, ~~ex~~ he was home, as I have already said, generally on Saturday nights and on Sundays. About middle of May 1866 Mr. Mathers came home, to reside there, as he then was through with his work in Hillsboro. After he had come home he and his wife commenced to disagree, differ and quarrel, and they continued to disagree from that time till separation. They had a good many fusses and quarrels, I heard them frequently quarrel both during nights and days. About a week before Mrs. Mathers left, she and her husband had a difficulty, it was on some morning between about 7 and eight o'clock. I believe Mrs. Mathers commenced the difficulty. She told ~~Mr~~ her husband in an excited manner, he should send his oldest daughter away, she could not live with her. He said, he could not send his daughter away, he had no place to send her to,

The oldest daughter was about eleven years old, she was a little mild, she but I never heard the girl use any impudent language toward Mrs Mathews her stepmother. Mrs. Mathews said in this conversation, that the oldest daughter of her husband could not stay there. On another occasion I heard Mrs. Mathews speak about the youngest child of her husband, she said the child was a dirty filthy child, and she would not take care of it. I expect this child is about 3 (three) years old. Sometime in May 1866. Mrs Mathews demanded a mare from her husband; he said, she could not have the mare, as she was ploughing; she then sent ~~Mr~~ Mr. Mathew's boy to fetch the mare, the boy took the mare, but when he met Mr. Mathews, he took the mare from the boy. Mrs. Mathews then said the mare was hers and she wanted to ride her, and would have her. Mr. Mathews then said, he would not allow the queen of England to take his mare out of the plough. Some day in the month of June 1866, at day

break, before Mr. and Mrs. Mathews had
got out of bed, I heard Mr. Mathews
exclaim "For heaven's sake will you never
get through, you have been at it all
night, I cannot recollect exactly, what
she said said, but she was talking in
an angry manner, ~~and~~ ^{and} I heard her
say she would not sleep with him.
~~I cannot~~ Mr. Mathews said, when he
asked her to hush, that he had to work
during day and must sleep some,
that she could sleep during the day,
and she kept on talking ^{angrily}, till I fell
asleep. Mathews's house is a two story
house, I slept in the second story
above the room in which Mathews and
his wife slept. The doors of my room
and Mathews's room being open, I
could hear what was going on.

On two occasions I heard Mrs. Mathews
get up during the middle of the night
and leave the room and she said "Then,
she would not sleep with him. This
was in the month of June 1866.

Having left the room on these occa-
sions, she stayed away considerable
time. I did not hear her return.
~~About the time this took place, Mr.~~

~~By~~ During the last month of her stay with Mr. Mathews, she seemed to be dissatisfied continually, and during nights whenever I happened to be awake, I would hear her use high language and angry words towards Mathews, and in fact during the last month before separation she was continually quarrelling with Mathews. In all these quarrels alluded to, she commenced first, in fact she was a perfect virago.

Gross examination by plaintiff's Attorneys.

I was school teaching, while I was staying at Mathews and guarding with Mathews. I continued to stay with Mr. Mathews, since his separation from his wife, and stay there yet, I never saw Mr. Mathews out of humor during the quarrels, referred to in the examination in chief, except ~~during the quarrel~~ ^{at the time of} the separation, and then he spoke very positively and emphatically. When ~~they~~ Mrs. Mathews wanted the mare she did not get her, but the mare continued working in the plough. On the day of separation one of Mrs. Mathews' children came

to me to the schoolhouse, and desired
me to come to Mathews house.
I went there, into the house, and saw
Mr. Mathews. I then went out, ~~and~~
to where Mrs. Mathews was, which
was 60 or 80 steps from the house
under a tree. She had with her her
two youngest children. She told ^{me} Mr.
Mathews and herself had a quarrel,
and that Mr. Mathews told her to
leave the place. I had a conversation
with Mr. Mathews at that time he told
me, that she should leave, that he
could not get along with her. Mrs.
Mathews said, she did not like to
go, as the people would talk so much
about it. I then went back to
the schoolhouse, and at the close of
school I went back to Mathews house.
This was on a Saturday, ~~at~~ ^{It was} about 12
o'clock (dinnertime) when I came
back to Mathews house. At this time
Mr. Mathews sent out to the tree, where
Mrs. Mathews stayed, to tell the
two children of Mrs. Mathews to come
to dinner. They did not come. Mr.
Mathews then sent dinner out to
his wife and her two children

She remained under the tree till about 11 o'clock in the afternoon, when Mr. Mathews sent word to her to come and get her clothes. She then came into the house and got her clothes and beds, and told her husband to get the axen, that she was ready. I did my utmost to reconcile them, but failed. Mrs. Mathews seemed willing to stay, but he told her she should go. she said, ^{to me} she hated the talk of the people an balwey more than anything else, if it was not for that she would not care. Mr. Mathews then took his wife and her children away in a wagon. Mr. Mathews said she should not come back, to live with him any more.

Reexamined by defendants Attorneys.
On the day of separation, when I had come to Mr. Mathews house from the schoolhouse, I noticed no signs of violence, as bruises or other signs on her person of Mrs. Mathews, nor did she complain of any violence, except that Mathews put

her over the fence. I talked with Mrs. Mathers under the tree about the separation; she told me, that he put her over the fence, but she did not say that he had struck her.

Jonathan H. Clark

Subscribed and sworn to before me
on the day, at the place and within
the limits first aforesaid,

Henry F. Ahlrens
Notary Public

State of Missouri }
County of Jefferson }
I, Henry F. Ahlrens, a Notary Public
within and for the County and State
aforesaid, do certify, that in pursu-
ance of the Notice annexed, came
before me, at the Clerk's Office of
the Circuit Court of the County
and State aforesaid, Jonathan H.
Clark, who was by me duly sworn,
to testify the whole truth of his
Knowledge touching the matter in
controversy aforesaid, that he
was examined, and his examination
reduced 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 depositions are now
herewith returned

Gives at Hillboro ~~Museum~~ in
the County of Jefferson and State
of Missouri; this nineteenth
day of November. AD 1866,

Henry F. Shivers
Notary public



Joseph Matthews
by Patrick Barr,
sett for next year,
against
Robert Matthews

Deborah
an part of defen-
dants,

Received by the hands of
Henry St. John, of James
and Stiles Nov 12th 1866,
Samuel St. John Clerk

Sarah Matthews by
P. Barrett next friend
vs
Robert Matthews

In the Circuit
Court Jefferson
County Missouri

Defendant for answer
to plaintiffs petition says; it is true
that plaintiff and Defendant were married
at the time and place stated in said petition
and that they lived together as husband
and wife till about the 30th of June 1866
but Defendant utterly denies that the
plaintiff during said time treated
him with kindness and affection and
discharged all her duties as the wife of
Defendant. he denies that during the
time that plaintiff & himself lived
together he treated her with such
violence as to endanger her life or that
he treated her with violence at all, or
in any manner mistreated her. admits
that he did on the 30th day of June 1866
tell her to leave his place but denies
that he used any violence towards her
and he admits that he does not desire her
to return but denies that he refuses
or has refused her permission to return
and says that she has not applied to
him for such permission; Defendant
admits that when he intermarried with
plaintiff she was in possession of the
land mentioned and as stated and that she
had a good many children and admits that
the farm was rented by him to Wilson

for the year 1866 on the terms as stated
admits that Plaintiff had on said place
a stack of wheat as stated and states that
it was worth about Sixty Dollars and
further states that when she left Defendant
she went to live with her brother Patrick
Barrett and Defendant gave up to her
or to said Barrett for her use said stack
of wheat who took possession of the same
and removed it to his house, admits that
she had on her farm a pile of corn cant
say whether it was two hundred bushels
or not but states that after she left
Defendant as aforesaid she sold and
received the money for the greater portion
of said corn and used the money for her
self, admits that she had some hogs seven
or eight and that she sold them but denies
that he took the hogs from Edward
Cassels or that he ever took or had said
hogs as for the two stacks of hay Defend-
ant never took or had possession of them
and does not propose to take them, denies
that he by threats or otherwise prevented
Plaintiff from taking or using said prop-
erty and denies that Plaintiff is
living or has lived on charity in conseq-
uence of any threats of Defendants and
denies that he does or has interfered with
any person or threatened any person for
interfering in her behalf, Defendant
denies that he owes ten thousand Dollars

Worth of Real and Personal Property or
the half of that amount and denies
that plaintiff is entitled to any decree of
Divorce against Defendant or for support
and maintenance or for any sum of
money for any cause whatever.

And Defendant by
way of complaint against plaintiff
says and avers that from the time of his
marriage with plaintiff up to the time
of the separation as aforesaid he at
all times treated said plaintiff with
kindness and affection and performed all
his duties as the husband of plaintiff but
plaintiff wholly disregarding her duties
as the wife of ^{Defendant} ~~plaintiff~~ for a long time
before the 30th of June 1866 offered such
indignities to Defendant as to render
his life ^{and condition} intolerable; that is to say plaintiff
almost habitually indulged in the use
of the most violent and unladylike
language towards Defendant, wholly
unbecoming plaintiff as the wife of
Defendant and destroying the peace &
happiness of Defendant by quarreling
and scolding and using ~~and using~~ insol-
-ent ^{and insulting} language to Defendant and calling
him by divers kinds of approbrious names
and epithets such as a "rascal" a "son of
a bitch" and others ^{alike} insolent and insulting
in abusing and quarreling at him in the
presence of his children and visitors &c.

almost habitually, by quarreling and
fussing at him and refusing to be quiet
of nights on some occasions almost all
nights thus destroying Defendants rest and
health and peace and also the peace of
all persons about the place by
mistreating Defendants Children and
quarreling with and abusing Defendant
because Defendant refused to send his
Small Children away from home
without any cause while she kept
to be supported by Defendant a Group
of Children of a former husband —
Under such circumstances Defendant
averts that his Condition was unbearable
and for which reasons he did on the
30th of June 1866 when Plaintiff got into
a passion without any cause and
abused him and called him "a son of a
bitch" and ^{applied to him} avers other vile Names and
Epithets ~~and told her to go~~
~~and she voluntarily left his place~~ tell her to go,
and she voluntarily left his place. —
In consideration of the premises the
Defendant prays to be Divorced from
the Bonds of Matrimony entered into
as aforesaid with Plaintiff and that
he may be discharged of the costs of this
Suit, and for other proper relief,

Jos. J. Williams &
Abner Green Attys
for Defendant

Robert Mathews on his oath states
that the foregoing answer and the matters
and allegations as therein set forth is
true to the best knowledge and belief of
said Defendant and that his ~~application~~
~~for a divorce~~ against plaintiff is not
made out of levity or by collusion
fear or restraint between plaintiff and
Defendant for the mere purpose of being
separated from each other but in
sincerity and in truth for the purposes
as mentioned in said complaint

Robert^{his} Mathews
mark

I do hereby to and
subscribed before
me this day
of 1867

Salah Matherus
my most friend
and

Robert Matherus
Dekebant and his
and grand wife

Filed March 5th 1867
Elias P. Honey clerk

John Matherus
for Dekebant

Sarah Matthews by
Patrick Barret her next friend

vs
Robert Matthews

In the Circuit Court
Jefferson County Missouri

May Term 1867

Now at this day comes Defendant and
for amended answer to plaintiffs petition in
this behalf filed says, it is true that
plaintiff and Defendant were married at
the time mentioned & that they lived together
as husband & wife till about the time as
stated but Defendant denies that plaintiff
at all times treated Defendant with kindness
and affection & discharged all her duties as the
wife of Defendant, he denies that during the
time plaintiff & Defendant lived together he
treated her with such violence as to endan-
ger her life or that he offered her any violence
or mistreated her ~~any~~ in any manner
whatsoever, he admits that he told the
Defendant about the 30th of June 1866 to
go away from his place but denies that
he used any violence towards her, he
denies that he refuses or has refused to
give her permission to return to his home
and states that she never applied to him
for permission to return, Defendant states
that he is now ready and willing for
said plaintiff to return to his home
and to live with her as her husband
and to treat her with kindness and

And affection as he has always treated her during the time they lived together;

Defendant for further answer says that since the commencement of this suit, to wit, on the 14th day of May 1867 he and Plaintiff ~~compromised and made up~~ ~~with each other~~ met and agreed to live together in the future and Plaintiff agreed to ^{in consequence of such agreement and understanding} dismiss this suit and that they slept and cohabited together on ~~said~~ the night of ^{with the understanding that they would hereafter continue} said 14th of May 1867 and she then ~~consented~~ ^{consented} ~~to live together as~~ ^{husband and wife} and agreed to come home with him and live with him as his wife but on the 15th of May 1867 she without any cause whatever changed her mind and refused and still refuses to go home with him and live with him, Defendant therefore says that Plaintiff has no cause of divorce ^{against this Defendant & can not recover in this action}.

Defendant admits that Plaintiff had on her farm some of the property mentioned in her petition when they were married but says that he gave up to her when she left him the stack of wheat for her own use, he also says that he gave up to her the greater portion of said corn mentioned in said petition for her use, which she sold & received the money for. Denies that he ever took seven or eight head of hogs of hers from E. Cassells but says she sold said hogs after she left him & received the money for them.

Says that he never took the two stacks of hay mentioned in said Petition but left them on her farm where they now are so far as this Defendant knows, Denies that he ever by threats or otherwise prevented Plaintiff from taking her property or any of it mentioned in said Petition, Or that in consequence of any threats of Defendant Plaintiff has been Compelled to live on Charity Denies that she has lived on Charity at all but says that he has amply provided for Support.

Denies that he is worth Ten thousand Dollars or the half of that amount.

By Way of Complaint against Plaintiff says that that he at all times during the time he lived with Plaintiff till she left him treated her with kindness and affection but the Plaintiff wholly disregarding her duties as the wife of Defendant during the time aforesaid offered such indignities to the Defendant as to render his Condition ~~intolerable~~ intolerable that is to say Plaintiff almost habitually used the most violent and unadulterated language towards Defendant, wholly destroying the peace & happiness of Defendant, by quarreling and scholding at Defendant using towards him violent insolent and insulting language & calling him divers kinds of vile names such a

"Son of a bitch" & others equally insulting
by quarreling and abusing Defendant on
divers occasions all night thereby
destroying his rest, health & peace, by
using scandalous language towards the
Defendant in the presence of his family and
other people, by abusing Defendant be-
-cause he would not consent to send his
small children away from his home among
strangers, and ^{by other} divers injuries & indignities
towards Defendant rendering his condition
intolerable

Defendant asks the Court therefore
that the Bonds of matrimony between
Plaintiff and Defendant be dissolved by
Decree of this Court and that Defendant
be discharged with costs

Green & Williams

Attys for Defendant

Robert Mathews on oath says that
the foregoing answer & matters therein stated is
true to the best knowledge & belief of Defendant
and that his complaint against Plaintiff is not
made out of levity or by collusion fear or restr-
aint between Plaintiff & Defendant for the mere
purpose of being separated from each other but in
sincerity & truth for the purposes as mentioned
therein in said answer & complaint

Robert ^{his} Mathews

Sworn to and
Subscribed before
me May 16th 1867
E. J. Honeydick

Arch Mathews
my next friend

Robert Mathews
Amherst Co. Va.

Filed May 17th 1867.
C. J. Honey, clk

COUNTY OF JEFFERSON.

The State of Missouri,

To Elizabeth Milvan Jonathan East, Susan O'Connell
James Mathews

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 seventh day of November 1867 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

James Mathews is

Plaintiff, and Robert Mathews is

Defendant, on the part of Robert Mathews and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court, with the seal thereof hereto affixed, at office, this 20th day of October, A. D. 1867.

Elias F. Honey

Clerk.

By Edw. Jerome Sept

SUBPŒNA.

TO

Jefferson Circuit Court

Nov. TERM, 1867.

Sarah Mathews

^{no}
Capt Mathews

For Sept

Elizabeth Wilson +

Jonathan Clark +

Alexander Donnell 2 +

Eunice Mathews +

John Williams
Sheriff fee

\$2.00

I expect the within subpoena in full and on
Jonathan Clark and Eunice Mathews & Elizabeth
Wilson on the 1st day of November and ~~there~~
further expect the within subpoena on
Alexander Donnell on the 2nd day of
November and the same in
their presence 1867
John Williams Sheriff
By M. Dennis Deputy

COUNTY OF JEFFERSON.

The State of Missouri,

To

Salick, Jere & Co. Attorneys

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 *seventh day of November* 1867 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

James M. Mathews is Plaintiff, and

Robert Mathews is Defendant, on the part of

and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court, with the seal thereof hereto affixed, at office, this *21st* day of *October*, A. D. 1867.

Elias Honey (Clerk)

By G. Colborne Decker

SUBPŒNA.

TO

Jefferson Circuit Court

Nov. ... TERM, 1867.

Mathews
vs
Mathews

For Debt

Pat Byrne x

Pat Dunningan x

John Williams
Sheriff fees \$1.00

I Greenlee the Within in Jefferson County
Missouri on the 16th day of October 1867
By Receding into Law to Pat Byrne
and Pat Dunningan

John Williams
Sheriff

COUNTY OF JEFFERSON.

The State of Missouri,

To

John Clark, Plaintiff
vs *Martha A. Jones, Defendant*

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 *10th day of March 1868*, 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 *Martha A. Jones* is

Plaintiff, and

John Clark is

Defendant, on the part of

Defendant

and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court, with the seal thereof hereto affixed, at office, this *2nd* day of *April* . . . A. D. 186*8*.

Elias F. Honey (Tutk.)

Per C. F. Honey Deft

SUBPÆNA.

TO

Jefferson Circuit Court

May TERM, 1862,

Sarah Macheo
vs
Robt Macheo

For Debt

J Clark

Pat Dyon, X

Pat Dunningan X

Lisette Amos X

John Williams
Sheriff fee

\$2.00

Served this in Jefferson County Mo on
the 7th day of April 1862 on Lisette
et al and Patrick Dunningan
and I swear by hearing the same
to each of them
John Williams Sheriff

COUNTY OF JEFFERSON.

The State of Missouri,

To

Isaac M. Cook and
Sarah Matthews

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 18th day of May 1868, 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

Sarah Matthews is

Plaintiff, and

Robert Matthews is

Defendant, on the part of

Plaintiffs

and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court, with the seal thereof hereto affixed, at office, this 29th day of April, A. D. 1868.

Chas. B. Hancock, Clerk.
Per Ed. Hume, Secy

Executed this writ in
Meramec Township by reading the

Same to the within named

John McBoole and Sarah
Mathews this 9th day of May 1868
John Williams Sheriff
Per Jm Samson Constable

Dec 1 1868

SUBPÆNA.

TO

Jefferson Circuit Court

May TERM, 1868

Mathews
vs
Mathews

For Plff
John McBoole
Sarah Mathews

COUNTY OF JEFFERSON.

The State of Missouri,

To Patrick Darragh, Michael Patrick Darragh and
John Darragh

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 Seventh day of November 1867 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

Darragh Mathews is

Plaintiff, and Darragh Mathews is

Defendant, on the part of Defendant and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court, with
the seal thereof hereto affixed, at office, this day
of October, A. D. 186 7.

Elias Honey Clerk.
By Ed. Darragh Secy

SUBPŒNA.

TO

Jefferson Circuit Court

Nov TERM, 1867

Sarah Mathews

vs
Robt Mathews,

For Deft,

Patrick Barrett

Mrs P Barrett

& John Barrett,

Franklin Co.

Sarah Matthews }
 " } For divorce & alimony
 Robert Matthews }

Fee Bill

S. A. Reppy clerk Judgt 50¢ order 20 \$ 70
 Leave to ans 20¢ cont 25¢ 45
 Index 10¢ file 15¢ 25
 writ 14 copy pet & H.S. 24 3 00 \$ 4. 40
 E. J. Rooney clk
 Index 10¢ ans 35¢ cont 25¢ \$ 0 70
 Set out alimony 35 ord of alim ony 35 70
 Cont 25 Index 20¢ Report sale 35¢ file 15 95
 Conts 25 fee Bill 75. 6 spars 1. 50 2 50 4. 85
 John Williams Sheriff
 Serve writ 14 serve notice 75¢ 1. 75
 " 8. Spas. & 50¢ call 20¢ 4 20 5 95

John M Cool mtruf
 P. Lunnigan

McCool's fees

7 50
 4 72
 37. 42
 7 50
 19. 92

197.
 60
 137

40
 20
 60