

May 1867, #4

Wilkenson, Jacob
vs

Sutpy, John B.
Dunnigan, Patrick
Miles, B. H.

Appeal bond

Defendant lost his appeal from JP
Patrick Byrne and failed to return
to plaintiff saw logs sued for;
\$200 damages

Jacob Wilkinson, Plaintiff } In the Circuit
 Against } Court of Jefferson
 John R. Sarpy, } County Missouri,
 B. W. Miles, and } May Term 1867,
 Patrick Dunigan, - Defendants.

The Plaintiff states that, on the 14th day of March 1866, John R. Sarpy, one of the above defendants, filed an Affidavit, before Patrick Byrne, a Justice of the Peace within and for said County of Jefferson, against Plaintiff, sued by the name of John Wilkinson, claiming a Lot of Saw Logs, alleged to belong to him, and to be detained by the Plaintiff herein and sued therein by the name of John Wilkinson; and that on the 15th day of March 1866, said Justice of the Peace issued an Order and delivered to the Constable of Merrima Township in said County against this Plaintiff for the delivery of said Saw Logs, and on the 15th day of March 1866, said John R. Sarpy, B. W. Miles, and Patrick Dunigan, the defendants herein, made and delivered their Bond to said Constable, to the use of the Plaintiff herein, sued by the name of John Wilkinson, and which Bond was approved by said Constable, and which is as follows;

" John R. Sarpy } Before Patrick Byrne, Justice
 John Wilkinson } of the Peace of Merrima Township,
 We undertake and are bound to the defendant
 John Wilkinson in the sum of Two hundred
 dollars, for the Prosecution of the action in the
 above entitled cause, for the return to the defend-
 ant, John Wilkinson of the Saw Logs, ordered to
 be delivered to the Plaintiff B. W. Miles, Agent for

John R. Sarpy, if return thereof be adjudged, and
for the payment to the said Defendant of such sum
as may for any cause growing out of the order
to the cause be recovered against the Plaintiff,
and for the payment of all costs of suit,

Approved this } signed { J. R. Sarpy (Seal)
15th of March 1866, { B. W. Miles, Jst. (Seal)
Patrick Dunigan

Nathan Pepper, Court.

55

Which said Bond so delivered to said Constable,
was by him returned to and filed by said Jus-
tice, And Plaintiff states that by virtue of said
Bond and Order of said Justice, the Constable
of said Township, Nathan Pepper, seized and
levied upon a Lot of Saw Logs, about sixty
three, in number, of the value of Two hun-
dred dollars, the Property of this Plaintiff,
and delivered said Saw Logs to said John
R. Sarpy, the Plaintiff in that suit. And af-
terwards, to wit, on the 31st day of March 1866,
said suit coming on to be heard before said
Justice, a Judgment was rendered by him
in favor of defendant, (the Plaintiff herein)
for the recovery of said Saw Logs, and for the
costs therein expended. Afterwards, said
John R. Sarpy took an appeal of said Cause
to the Circuit Court of said Jefferson County,
where, at the November Term 1866, of said
Court, said suit was dismissed at the costs
of the Plaintiff therein. And the Plaintiff
herein alleges that the Defendants have com-
mitted a breach of said Bond, - in this, that
the Plaintiff in said suit, John R. Sarpy, failed
to prosecute said suit with effect, either in

the Justice's Court, or in the Circuit Court, - and
for a further breach of said Bond, Plaintiff
alleges that said John R. Sarpy, has failed to
return & deliver said Saw Logs to this Plaintiff accor-
ding to the Judgment of said Justice, and the
stipulations and Conditions of said Bond, - and
for a further breach ^{of said Bond}, that he has failed to pay
to this Plaintiff such sum of money as grew
out of the order of said Justice for the delivery
of said Saw Logs to said John R. Sarpy.

Plaintiff states that by reason of the breaches,
of said Bond as aforesaid, an action has accrued
to him ^{thereon} to have and recover from the Defendants, the
sum of Two hundred dollars, and for which he
asks Judgment, - And Plaintiff further states
that said Saw Logs have not been returned
to him, ^{nor payment made of the value thereof} - that they were of the value of two hun-
dred dollars, when taken from him as aforesaid,
and that Plaintiff has therefore been dam-
aged, by reason of the seizure and conversion of
said Saw-Logs by said John R. Sarpy in the sum
of Two hundred dollars, and for which he
asks Judgment against the defendants.

Abner Green
Attorney for Plaintiff

Jacob Wilkinson, plaintiff, makes oath and
says the above petition and the matter therein
as stated he believes to be true.

Subscribed and sworn Jacob Wilkinson
before me,
this 18th day of January
1861 Jas C. Parmer Justice
of the peace

In Circuit Court
Jefferson County

Jacob Wilkinson

^{vs.}
John D. Darby
vs. W. M. Lee &
Patrick Burigan

Plaintiff on Bond
Not numerous some
to St. Louis County, for
vs. Darby & Lee, & to
Jeff. Co. for Burigan
Green
for Jeff.

Filed January 18th 1867
Claid A. Menden
Clerk

\$3. paid by P.M.

Jacob Wilkenson Plaintiff

Against

John R Sarpy

B H Miles and

Patrick Dunningan Defendants

In the Circuit Court of
Jefferson County Miss-
ouri May Term 1867

The Plaintiff states that on the 14th day of March 1866, John R Sarpy one of the above defendants filed an affidavit before Patrick Byrne, a justice of the peace within and for said County of Jefferson, against Plaintiff, sued by the name of John Wilkenson, claiming a lot of Saw Logs alleged to belong to him, and to be detained by the Plaintiff herein and sued therein by the name of John Wilkenson, and that on the 15th day of March 1866 said justice of the peace issued an order and delivered to the constable of Merimac Township in said County against this Plaintiff for the delivery of said Saw Logs and on the 15th day of March 1866 said John R Sarpy, B H Miles and Patrick Dunningan the defendants herein made and delivered their Bond to said Constable to the use of the Plaintiff herein sued in the name of John Wilkenson, and which Bond was approved by said Constable and which is as follows:

John R Sarpy } Before Patrick Byrne justice of the
John Wilkenson } peace of Merimac Township

We undertake and are bound to the defendant John Wilkenson in the sum of Two Hundred dollars for the prosecution of the action in the above entitled cause, for the return to the defendant John

Milken or of the Saw Logs ordered to be delivered
to the Plaintiff B. F. Moiles Agent for John R Sarpy
if the return there of be adjudged and for the payment
to the said defendant of such sums as may for
any cause growing out of the order to the cause be re-
covered against the Plaintiff and for the payment
of all costs of suit

Approved this 15th of
March 1866

Nathan Peppers Court

John R Sarpy *Just*
B. F. Moiles *Esq*
Signed Patrick Durnigan *Clk*

which said Bond so delivered to said Constable was
by him returned to and filed by said Justice, And
Plaintiff states that by virtue of said Bond and order
of said Justice the Constable of said Township Nathan
Peppers seized and levied upon a Lot of Saw Logs
about sixty three in number of the value of Four Hun-
dred dollars the property of the Plaintiff and delivered
said Saw Logs to said John R Sarpy the plaintiff in
that suit, and afterwards to wit, on the 31st day of March
1866 said suit coming on to be heard before said Justice
a judgment was rendered by him in favor of defend-
ant (the Plaintiff herein) for the recovery of said Saw
Logs and for the costs therein expended afterwards
said John R Sarpy took an appeal of said cause to
the Circuit Court of said Jefferson County where at
the November Term 1866 of said Court said suit
was dismissed at the costs of the Plaintiff therein,
And the Plaintiff herein alleges that the defend-

have committed a breach of said Bond in this that the Plaintiff in said Suit John R Sarpy failed to prosecute said Suit with effect, either in the Justice Court or in the Circuit Court; And for a further breach of said Bond Plaintiff alleges that said John R Sarpy has failed to return & deliver said Saw Logs to this plaintiff according to the judgement of said Justice and the stipulations and conditions of said Bond, And for a further breach of said Bond, that he has failed to pay to this Plaintiff such sum of money as grew out of the order of said Justice for the delivery of said Saw Logs to said John R Sarpy. Plaintiff states that by reason of the breaches of said Bond as aforesaid, an action has accrued to him to have and recover thereon from the defendant the sum of Two Hundred dollars, and for which he asks judgement; And Plaintiff further states that said Saw Logs have not been returned to him, nor payment made of the value thereof that they were of the value of Two hundred dollars when taken from him as aforesaid and that Plaintiff has therefore been damaged by reason of the seizure and conversion of said Saw Logs by said John R Sarpy in the sum of Two Hundred dollars and for which he asks judgement.

Abner Green Attorney for Plaintiff

Jacob Wilkins on plaintiff makes oath and says that the above petition and the matters therein

as stated he believes to be true
subscribed and sworn to before } Jacob. Wilkinson
me this 18th day of January 1867 }
Jas C. Power justice of the peace }
Endorsed "Filed Jan'y 18th 1867" Elias F. Honey etc

A true copy of the original petition
and affidavit on file in said cause in my
office

Witness my hand and official
seal. Jan'y 19th 1867
Elias F. Honey etc

Jacob Wilkinson Plaintiff

Against

John R Sarpy,

B. H. Miles, and

Patrick Dunningan Defendants

In the Circuit Court
of Jefferson County
Missouri, May
Term 1867

The Plaintiff states, that on the 14th day of March 1866, John R Sarpy one of the above defendants, filed an affidavit before Patrick Byrne a Justice of the peace within and for said County of Jefferson against Plaintiff, sued by the name of John Wilkinson, claiming a lot of Saw Logs alleged to belong to him and to be detained by the Plaintiff herein and sued there in by the name of John Wilkinson, and that on the 15th day of March 1866, said Justice of the peace issued an order and delivered to the Constable of Merrimac Township in said County against this Plaintiff for the delivery of said Saw Logs, and on the 15th day of March 1866, said John R Sarpy, B. H. Miles and Patrick Dunningan the defendants herein, made and delivered their Bond to said Constable to the use of the Plaintiff herein sued in the name of John Wilkinson and which Bond was approved by said Constable and which is as follows:

"John R Sarpy } Before Patrick Byrne Justice of
John Wilkinson } the peace of Merrimac Township

We undertake and are bound to the defendant John Wilkinson in the sum of Two hundred dollars for the prosecution of the action in the above entitled cause, for the return to the defendant John Wilkin

Sum of the Saw Logs, ordered to be delivered to the Plaintiff B. F. Miles Agent for John R Sarpy, if return there of be adjudged, and for the payment of the said defendant of such sum as may for any cause growing out of the order to the balance covered against the Plaintiff and for the payment of all costs of Suit,

Approved this 13th

of March 1866

Nathan Peppers court.

Signed

J. R Sarpy

Seal

B. F. Miles Agt Seal

Patrick Dunningan

Which said Bond so delivered to said Constable, was by him returned to and filed by said Justice, And Plaintiff states, that by virtue of said Bond and order of said Justice, the Constable of said Township Nathan Peppers Seized and levied upon a Lot of Saw Logs, about Sixty three in number of the value of Two Hundred dollars the property of this plaintiff, and delivered said Saw Logs to said John R Sarpy, the plaintiff in that Suit; And afterwards to wit: on the 31st day of March 1861 said Suit coming on to be heard before said Justice, a judgment was rendered by him in favor of defendant, (the Plaintiff herein) for the recovery of said Saw Logs and for the costs therein expended, Afterwards said John R Sarpy took an appeal of said cause to the Circuit Court of said Jefferson County where at the November Term 1866 of said Court said Suit was dismissed at the costs of the Plaintiff therein And the Plaintiff herein alleges that the defendants have committed a Breach of said Bond in this,

that that the Plaintiff in said Suit John R Sarpy
failed to prosecute said Suit with effect either in the
justice court or in the Circuit Court, and for a further
or breach of said Bond Plaintiff alleges that said
John R Sarpy has failed to return & deliver said
Saw Logs to this Plaintiff according to the judg-
ment of said Justice and the stipulations and con-
ditions of said Bond. And for a further breach
of said Bond that he has failed to pay to this Plain-
tiff such sum of money as grew out of the order
of said Justice for the delivery of said Saw Logs
to said John R Sarpy. Plaintiff states that
by reason of the breaches of said Bond as aforesaid
an action has accrued to him to have and re-
cover thereon from the defendants the sum of
Two Hundred dollars and for which he asks
judgment. And Plaintiff further states that said
Saw Logs have not been returned to him nor pay-
ment made of the value thereof, that they were of the
value of Two hundred dollars when taken from
him as aforesaid, and that Plaintiff has therefore
been damaged by reason of the seizure and con-
version of said Saw Logs by said John R Sarpy
in the sum of Two Hundred dollars and for
which he asks judgment against the defendants
Abner Green

Attorney for Plaintiff

Jacob Welkerson plaintiff makes oath and says

that the above petition and the matters therein as
stated he believes to be true

Jacob. Wilkinson
Subscribed and sworn to before
me this 18th day of January 1867
Jas. C. Power Justice of the peace

Endorsed "Filed Jan'y 18th 1867 Elias P. Hooley clerk

A true copy of the original petition and
affidavit on file in my office in said
court

Witness my hand and the Seal of said
court Jan'y 19th 1867

Elias P. Hooley clerk

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

*The State of Missouri
Saint Louis*

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

We command you, that you summon *John R. Sarpy and
B. H. Miles*

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 ^{Sixth} ~~second~~ Monday after the fourth
Monday of March *next*, then and there to answer unto
Jacob Wilkinson

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

Witness, ELIAS F. HONEY, Clerk of our said Circuit
Court, with the seal thereof hereunto affixed, at office
in Hillsboro, this *Twenty first*
day of *January* A. D. 1867



Elias F Honey

Clerk Circuit Court.

No. 4 10

TO JEFFERSON CIRCUIT COURT

May Term, 1864

Geo. L. Witherspoon
vs. Summers
John R. Sarpy
B. H. Miles

Hessard

The within named defendants cannot
be found in my County
NE 100/sum
By John McNeil
E. H. Kearney

John R. Sarpy is in Paris France
B H Miles none Resident
I have been paid for 100
by LaBeaume

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 *Patrick Durrigan*

if he be found in your County, that he
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~~ ^{8th} Monday after the fourth
Monday of March next, then and there to answer unto
Jacob. Wilkerson

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

Witness, ELIAS F. HONEY, Clerk of our said Circuit
Court, with the seal thereof hereunto affixed, at office
in Hillsboro, this *Twenty first*
day of *January* A. D. 1867



Elias F. Honey

Clerk Circuit Court.

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

The State of Missouri
St. Louis
To the Sheriff of the County of ~~Jefferson~~ *Jefferson* Greeting:

We command you, that you summon *John B Sarpy and*
B H Miles

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 ^{Sixth} ~~second~~ Monday after the fourth
Monday of *March* next, then and there to answer unto
Jacob Wilkerson

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



Witness, ELIAS F. HONEY, Clerk of our said Circuit
Court, with the seal thereof hereunto affixed, at office
in Hillsboro, this *Twenty first*
day of *January* A. D. 1867

Elias F. Honey

Clerk Circuit Court.

No 10

TO JEFFERSON CIRCUIT COURT

May 2nd, 1864

Jas. W. Williams

vs

Geo. B. Williams
 et al

Copy put on file for debt
and demand of
the 2nd of June

Jacob Milleson,

vs
John R. Sarpy et al

Now at this day comes
B. H. Miles, one of the above named Defendants
moves the Court to strike out the following
portions of Plaintiff's petition - viz; "and for
a further breach of said bond Plaintiff alleges
that said John R. Sarpy has failed to return
and deliver to said saw logs to this Plaintiff ac-
cording to the judgment of said Justice and
the stipulations and conditions of said bond; and
for a further breach of said bond that he has
failed to pay to this Plaintiff such sum of money
as grew out of the order of said Justice for the
delivery of said saw logs to said John R. Sarpy,"
for the following reasons,

1. Because these breaches as alleged are
not breaches of the bond as set out in other
portions of Plaintiff's petition,

John L. Thayer
atty for B. H. Miles.

Robert Williams

21

John R. Dwyer et al

Motion to strike out
a party Plaintiff
and to

Filed May 8th 1867

C. J. Henry Clerk

~~at New York~~
at New York

Jacob Wilkinson, - Plaintiff } In the Circuit
 Against } Court of Jefferson
 John R. Sarpy, } County Missouri,
 B. W. Miles, and }
 Patrick Durrigan, - Defendants,

Amended petition of Plaintiff, filed by leave of the Court.

The Plaintiff states that on the 14th day of March 1866, John R. Sarpy one of the above named defendants, filed an affidavit before Patrick Byrne a Justice of the Peace within and for said Jefferson County against this Plaintiff, sued by the name of John Wilkinson, claiming a Lot of Saw Logs, alleged to belong to him, said John R. Sarpy, and to be detained by the Plaintiff herein, and sued therein by the name of John Wilkinson, - and that on the 13th day of March 1866, said Justice of the Peace, issued an Order and delivered it to the Constable of Merrimac Township in said County, against this Plaintiff for the delivery of said Saw Logs to the Plaintiff in that suit, - and on the 13th day of March 1866, said John R. Sarpy, B. W. Miles and Patrick Durrigan ^{then bound to this Plaintiff by the name of John Wilkinson} ~~the~~ ^{same} defendants herein, made and delivered ~~the~~ ^{Bond} to said Constable to the use of this Plaintiff (sued therein by the name of John Wilkinson) and which was approved by said Constable, and is as follows:

"John R. Sarpy } Before Patrick Byrne, Justice of
 John Wilkinson } the Peace of Merrimac Township,
 We undertake and are bound to the Defendant John Wilkinson in the sum of Two hundred dollars for the prosecution of the action in the

above entitled Cause, for the return to the defend-
ant, John Wilkinson, of the Saw Logs, ordered to be
delivered to the plaintiff B. H. Miles, Agent for John
R. Sarpy, if return thereof be adjudged, and for the pay-
ment to the said Defendant of such sum as may
for any Cause growing out of the order in the Cause be
recovered against the plaintiff, and for the payment
of all costs of suit.

Approved this 13th of March 1866,

signed } J. R. Sarpy (seal)
} B. H. Miles (seal)
} Patrick Dunnigan (seal)

Nathan Pepper

Const. — 11
A certified Copy of which Bond is herewith filed.
Which said Bond so delivered to said Constable
was by him returned to and filed by said Justice
of the Peace. And Plaintiff states that by virtue
of said Bond and the Order of said Justice the
Constable of said Township, Nathan Pepper did
seize and levy upon a Lot of Saw Logs, about
^{three} sixty in number, of the value of Two hundred
dollars, the property of this Plaintiff, and de-
livered the said saw logs to said John R. Sarpy,
the plaintiff in that suit. And afterwards, to wit,
on the 31st day of March 1866, said suit coming
on for trial before said Justice of the Peace, a judg-
ment was rendered by him in favor of the De-
fendant therein, (the plaintiff in this suit) for
the recovery of said Saw Logs, and for the Costs there-
in expended. Afterwards said John R. Sarpy took
an appeal of said Cause to the Circuit Court of Jef-
ferson County aforesaid, and at the November Term
1866, of said Circuit Court, a judgment was ren-
dered by the Court, dismissing said suit, at the
Costs of the Plaintiff therein, the said John R. Sarpy.

And the Plaintiff herein therefore alleges that the said Defendants have committed a breach of said bond, in this, that the Plaintiff ^{John R. Sarpy,} in the said suit before said Justice, ~~John R. Sarpy,~~ failed to prosecute said suit with effect, either in the Justice Court, or in the Circuit Court on appeal, but on the contrary, the same was dismissed by said Circuit Court. ^{at the cost of said John R. Sarpy,} And the Plaintiff herein states that by reason of said breach of said bond committed by defendants as aforesaid the said bond has become forfeited, and an action has accrued thereon to the Plaintiff to have and recover from the said Defendants herein the sum of two hundred dollars, and for which sum the Plaintiff asks judgment.

And the Plaintiff further states that, by reason of the issuing of said Order of delivery by said Justice, and the giving of said bond, and of the proceedings had before said Justice as aforesaid, the said John R. Sarpy wrongfully obtained the possession of said Saw logs, and converted them to his own use, and having failed to prosecute his said suit with effect, the Plaintiff herein states that he has, (by being thus deprived of his said property,) been damaged in the sum of two hundred dollars, and for which sum he asks judgment.

Abner Green
Attorney for the Plaintiff

In Circuit Court
Jefferson County

Geo. W. Williamson

vs.
John D. Sharkey
D. W. Miles,
Patrick Dinnigan

Shenandoe Justice

Filed Aug 20th 1867,
C. J. May, c. l.

Jacob Wilkinson, Plaintiff } In the Jefferson
 Against } Circuit Court,
 John R. Sorsy, B. H. } May Term 1867.
 Miles, and Patrick Dun- }
 negan, Defendants. }

B. H. Miles, one of the above named
 defendants, for an answer for himself alone
 states that he has not sufficient knowledge or
 information to form a belief as to whether the
 Plaintiff was sued on the 14th day of March 1866,
 by John R. Sorsy before Patrick Byrne, by the
 name of John Wilkinson or not & therefore requires
 strict proof. This defendant denies that
 he ever signed the bond described and sued
 in plaintiff's petition - that most he ever did
 was to sign the name of John R. Sorsy as
 the latter's agent. This defendant further
 avers that he has no knowledge or information
 sufficient to form a belief as to whether the
 obligee in said bond was this plaintiff or
 not & therefore requires strict proof.

This defendant admits that some saw logs
 were delivered to him as the agent by virtue
 of the order of delivery issued by the Justice
 of the ^{peace} Patrick Byrne in the case of John R.
 Sorsy vs John Wilkinson, but he denies most
 emphatically that they were of the value of
 two hundred dollars.

This defendant further states that at the time said suit was commenced before J. Byrne John R. Sorpy was dead & had been long prior thereto. He therefore alleges that as the principal in said bond was dead at the time the same was signed, there can be no securities & he is therefore liable to no action on said bond even if he had signed it as one of the securities.

This Defendant denies that any breaches of said bond have been committed by this defendant or any one of the defendants - He charges that said suit on appeal to the Circuit Court of Jefferson County was dismissed for want of jurisdiction in the Justice of the Peace, that the merits of the case were not inquired into and the right of property in said saw logs was not determined by said Circuit Court & although said suit was not prosecuted with effect, still he denies that Plaintiff or John Wilkinson has been damaged in the sum of two hundred dollars or any other sum. Defendant avers that as the Justice of the Peace had no jurisdiction to try said cause, then all the proceedings in said ^{cause} were nullities & void and no suit can be maintained on a bond taken in a void proceeding. This Defendant specifically charges that said saw logs were the property of the Estate of John R. Sorpy deceased at the time of

the Commencement of said suit and not the
property of the Plaintiff or John Wilkinson
and plaintiff is not damaged by taking from
him property which did not belong to him, nor
was Plaintiff entitled to have said logs returned
to him for that reason.

Defendant denies that Plaintiff has been damaged
in the sum of two hundred dollars or any
other sum by reason of taking said logs
from his possession & putting them in
the hands of the agent of the owner. &
having fully answered props to the depositions

John L. Thomas
atty for B.H. Mills.

James McIlwain

3

John R. Murphy & Co

Address of A. N. Smith.

File 22000000
Debtors 2000
Debtors 2000

COUNTY OF JEFFERSON.

The State of Missouri,
To A. H. Mills John Mead & William Ramsey

You are Hereby Comanded, That setting aside all manner of excuse and delay, you appear before our Circuit Court for the County aforesaid, on the third day of November 22 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

Plaintiff, and John D. Sanby et al 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 26th day of October. A. D. 1867.

Elias F. Honey Clerk.
E. F. Honey

SUBPŒNA.

TO

Jefferson Circuit Court

Nov. . . . TERM, 1867

Wilkinson

^{vs}
Sawpy

For Debt

of the miles

John Dease

and William Ramsey

John Williams
Sherriff fee \$1.50

Served this within subpoena by leaving the same
to the within named J. Dease John Dease
& William Ramsey
this the 29 day of October 1867

John Dease an ex parte

Jacob Wilkinson

vs=
John J. Surry & N. Miles,
and Patrick Dunnigan

Dismissed and Plaintiff not judged to pay
costs herein.

Fee Bill.

A. J. Nancy Clerk, 3 copy set, @ \$ each \$3.00 and @ \$1 each \$2.00 \$5.00

copy writ, 50¢ cr. s. 250¢, \$1. dock 10¢ file 20¢ 1.60

2 motions 40¢, 3 inde 60¢, cont, 25¢, Indenies 20¢ stamps \$1 postage 10¢ 2.55

Rec, 25¢, costs 25¢ this P.B., crs, \$1.75 1 Spa 25¢ 1.50

\$10.65

John William Sheriff Ser 2 Defts, \$2.00 monest, 50¢ 2.50

" 3 Spas @ 50¢ 1.50

7 Calls, @ 5¢ 35

\$4.35

John W. Mit Sheriff S. Land Co, Ser 12 Deft, \$1. 1.00

15.00

Am't paid by Plff, 4.00

Total Amt \$12.00

William

of
Salem

Dec 18

Am't, \$16,000

Chas. F. F. 11,000

Chas. F. F. 11,000