

Jefferson County Circuit Court
Case File - Civil

Box

19

Folds - 36

July 1867

Mayer, B.E.

vs

Buck, H.A.

Appeal

Defendant appealed from JP William
Mockbee on forcible entry and
detainer of 40 acres in S6T41R6E,
\$10 damages

State of Missouri
County of Jefferson

B E Maier Complainant }
against }
H A Buck dependant } Before W^m Mockbee J. P

B E Maier complainant to W^m Mockbee Justice
of the peace within and for the County of Jefferson
that on the 8 day of May 1867 he was lawfully
possessed of the following land and Tenement 40 Acre
known as the Swaney Place being the S E 1/4 of
the N E 1/4 of Sec 6 In Township 41 R 6 and that
on the day and year aforesaid D H A Buck
forcibly entered into the possession of the same
premises and forcibly detains the possession
thereof after demand made in Writing for
the delivery of the possession thereof

Wherefore Complainant prays judgment of
Restitution

Subscribed & sworn to before
me the 20 day of May 1867
W^m Mockbee J. P

Berthold E. Maier

The State of Missouri to the Constable of Jackson Township
of the County of Jefferson greeting you are hereby commanded
to Summon D H A Buck of the County of Jefferson
to appear before the undersigned Justice of the Peace
within and for said County at my office in the same
County on the 27 day of May 1867 at the hour of ten
O'clock A M of that day then and there to answer
and defend against the complaint of B. E. Maier
of forcible entry and detainer made by the said
~~B. E. Maier~~ H A Buck upon the lands of the said
B. E. Maier as by the complaint of the said B. E. Maier
hereto annexed will more fully appear and have you there
and there this writ with the return of your proceeding there to
be returned under my hand this 20 of May 1867 W^m Mockbee J. P

Horrible Entry
of Delamere
B & Allen
against
J. Buck
Just fees \$145
Cora fees 100

Filed July 13th 1867.
Elias J. Mcaney Clerk

I executed the within writ by Reading
it to the within named D. H. A. Buck
on the 21st day of May 1867

A. E. Moorabee
Deputy Constable

The State of Missouri, TO John Magness John
Langbecker

You are hereby commanded to be and appear personally before me, *Wm. A. Beall*.....
one of the Justices of the Peace within and for *Leachman* Township, in the county of Jefferson,
on the *27*... day of *May*..... 186*7*, at the hour of *10*.. o'clock in the *pm*.. noon of
that day, at my office in the township and county aforesaid, to testify on the trial of a cause wherein
J. E. H. H. H...... is plaintiff, and *J. E. H. H. H.*..... defendant, in behalf
of the *State* and hereof fail not at your peril.

Witness my signature, this *27*.. day of *May*..... 186*7*.

Wm. A. Beall Justice of the Peace.

I presented this writ by Reading
it to the within named

John Magee and John Englebach
on the 25 day of May 1867

H. C. M. Clerk

Deputy Constable

Filed July 15th 1867
J. H. M. Clerk

Subscribed
J. Magee
J. Englebach

State of Missouri }
County of Jefferson }
R. E. Mearns }
vs. } Against } Before Wm. Meeker J.P.
Dr. Buck

The defendant here denies that that the plaintiff is, or ever has been lawfully in possession of the farm known as the Swamy place. To wit the S 1/4 of the N E 1/4 of Section 24 in Township 41 Range 24 or that it was unlawfully entered on to by the him, or that he forcibly took possession of said premises or any part of them.

The defendant further denies that he has ever received a written notice from Plaintiff or any other person to quit said premises - and claims to be in lawful possession of the same ~~and~~ and that the plaintiff wrongfully ^{and unlawfully} withholds possession of a part of said premises wherefore defendant Prays to be left in possession of said premises.

Subscribed and
Sworn to before me Harmon A Buck
this 27 day of May 1867
Wm Meeker J.P.

Answer to
J. E. Haines
Lieut. Hunt
H. A. B. B. B.

Filed July 13th 1867
Chas. H. Hays atty

B. E. Mayer }
vs }
H. A. Buck }

Before William Noecker
Justice of the Peace

Plaintiff by leave of the Court
comes and files the following amended
complaint, that is to say B. E. Mayer
complains to William Noecker justice
of the peace within and for the
county of Jefferson, ^{state of Missouri} that on the 8th
day of May 1865 ~~he~~ was lawfully
seized of the following lands and
imvements that is to say 40 acres known
as the Sweeney place being the S E 1/4
of the N E 1/4 of Sec 6 in Township 41
Range 6. and on the day and year
aforesaid H. A. Buck forcibly entered
into the possession of the same
premises and forcibly detains the
possession thereof from the plaintiff

Plaintiff further states that he has
sustained damage by reason of the
forcible entry and detainer aforesaid
in the sum of ten dollars and that
the value of the monthly rents and
profits of said premises is twenty
dollars wherefrom the complainant
prays judgment of restitution and
for his damages and for the value of
the monthly rents and profits of the
premises aforesaid

Subscribed & sworn to before
me this 27th day of May 1867
Wm. Noecker

Berthold E. Maier

Comptant
B. B. Macco
against
H. & B. B.

Filed July 15th 1867,
Clerk J. H. May Clerk

B E Maier } Before W^m Mockbee Justice
against } of the Peace

H A Buck } Forceful entry and detainer

H A Buck being sworn says that he
only believes himself aggrieved by the
judgment of the justice in the suite for
forceful entry & detainer wherein B E Maier
was complainant and H A Buck defendant
and that he does not take an appeal for
reparation or delay but that justice may be done

Sworn to and subscribed
before me this 29 day of May
1867

H A Buck

Wheat for
the friends
of the cause

Wheat for
the friends
of the cause

We H A Buck as principal and M W
Green surety acknowledged ourselves indebted to
B E Meares the complainant in the sum
of Five dollars his charges & ten dollars
the monthly rent of said place and
all cost of this suit upon the condition
that whereas H A Buck has appealed
from the judgment of Wm Mockler a justice
of the peace in an action of ~~possession~~ entry and
detainer between B E Meares complainant
and H A Buck defendant

Now if the said H A Buck the defendant
shall prosecute his appeal with effect and
without delay neither commit nor suffer to
be committed any waste or damage on the
premises whereof restitution is adjudged
and pay all rents and profits damages and
cost that may be adjudged against
him and otherwise abide the judgment
of the circuit court in said cause then
this recognizance to be void

Given under our hand this 29 day
of May 1867

Attest

Wm Mockler

Justice of the peace

H A Buck
M. W. Green

Don C of
H. J. Buecher
H. J. Buecher
H. J. Buecher

Filed July 13th 1867,
Clerk of County Court

Hear

B E Maier - } Plaintiff filed Complaint
against } under oath that on the 8
H A Buck } day of May 1867 he was lawfully
in possession of the following lands and Tenement
46 acres known as the Sweeney Place being the
SE 1/4 of the NE 1/4 of Sect 6 in Township 41 N 6 and
one the day and year aforesaid H A Buck
forcibly entered into the possession of the said
premises and forcibly detains the same
whereupon a summons is issued and
returnable the 27 day of May 1867

also Subpoena order by Plaintiff for John Wagners
& John Engleback this 20 day of May 1867
Wm Woodbee Jr

This 27 day of May 1867 the above summons and
Subpoena returned & executed as the law directs and
the parties appears and the Plaintiff by his attorney
asks to amend his complaint which is granted
and filed in said case now at this day
comes the defendant by his attorney and asks to
file his answer to said complaint which is
granted and filed in said case and the
proof and allegation of the parties being fully
heard. Whereupon it is considered and
adjudged by said justice that the complaint
have restitution of the premises to have been
forcibly entered and unlawfully detained
described as above and recover of the
defendant the sum of Ten dollars
damages also Ten dollars per month for
rent and profits from the 8 day of May 1867

until restitution be made to gether
with the sum of six dollars his cost
by him on this behalf expended
and on the 29 day of May 1867 comes
the said H A Buck and files his
affidavit and recognizance for an appeal
to the circuit court which appeal is
granted
Wm Mockbee
J. P.

Justice fees - \$4 00

Constable fees 1 00 these fees \$5 is paid to

Witness fees $\frac{1 00}{6 00}$ the Justice by H A Buck
the defendant, Wm. M.

I Wm Mockbee a justice of the peace within and
for the county of Jefferson do certify the foregoing
to be a complete transcript from my docket
of the proceedings in the cause between B E
Mairs vs H A Buck for forcible entry and
detainer appealed to the circuit court which
said transcript together with the affidavit
recognizance and all the original papers
in said cause thereto attached are
herewith returned to said circuit court
in accordance with said appeal
Given under my hand this 4 day
of June 1867
Wm Mockbee
Justice of the Peace

2578

Manuscript of
Hoselle and
detainers
B. L. Allen
H. A. Buech

Filed July 13th 1867,
C. J. Henry clerk.

This book
in June 12th 1868
transcribed by
C. J. Henry
C. J. Henry

John Moore

Wm. Moore,

May 11 1868, Dr cash. Left,

18 00 10 00,

John Moore's Justice

\$ 4.00

Ed. A. Moore, Cash,

1.00

Wm. Moore

1.00

Wm. Moore

85⁰⁰ dock 10⁰⁰ cont 25⁰⁰ 70⁰⁰

do 85⁰⁰ judgt. for each, cont 25⁰⁰

1.05-

making each 20⁰⁰ 410.00 and 50

.80

Ind 20⁰⁰ appt 10⁰⁰

30

2.85-