

Jefferson County Circuit Court
Case Files-Criminal
April 1868

Box

20 Folder 73

State of Missouri

VS.

Johanson, Marion

Grand larceny

Change of venue from Reynolds
County; stole cow from Eliza
Wheeler and cow from Elizabeth
Carter

Reynolds County Circuit Court
Monday October 14th A.D. 1869

At a regular Term of the Reynolds County Circuit Court, began and held at the Court-house in Centreville in and for said County on Monday Oct. 14th A.D. 1869. (and days following) were present the Hon. James H. Vail judge, A.H. Smith Circuit Attorney, Josiah B. Barnes Sheriff and James Crosmover Clerk, and (among other) the following business and proceedings were had, to wit:

Now at this day comes Josiah B. Barnes Sheriff and Gilbert Dickson his only deputy and they and ^{the} each of them took the oath required by the 6 Section of Chapter 146 of the revised Statute.

Now at this day comes Josiah B. Barnes Sheriff and returned into Court the following panel of Grand jurors, to wit: Tho^s D. Harrison who was by the Court appointed foreman. (1), Jesse Roe (2), Wm. J. Baker (3), Daniel Lester (4), Joseph McElhithin (5), Allen Shutterfield, (6) Wm. J. Davis (7), James Sears (8) Washington Casey (9) Calvin Eddings (10) Mose Copeland (11) John D. L. Davison (12) John Allen (13) Silas Scaggs (14) Wm. Baxter (15) Spilby Daniel (16) James W. Goggin (17) seventeen good and lawful men summoned from the different parts of Reynolds County, all of whom having first taken the oath of loyalty, were then sworn as Grand jurors & were then charged by

the Court After which they retired to consider
of their presentments.

And afterwards to wit:

On Tuesday Oct ¹⁰ 15th 1867.

The Grand jurors aforesaid, returned into
Court a true Bill of Indictment against
John Thurman and Marion Johnson of
which the following is a true copy, viz:

State of Missouri
County of Reynolds

In the Reynolds County Circuit Court
at the October Term 1867

The Grand jurors of the State
of Missouri upon their oath do present
that John Thurman and Marion Johnson at
the County of Reynolds on the first day of
May A.D. 1865 then and there one heiffer
of the value of Twenty dollars, then and there
being personal property belonging to one Eliza J.
Wheeler, One Cow of the value of Twelve
dollars, then and there being personal property
belonging to one Elizabeth Moore, now Elizabeth
Carter, then and there being found, then
and there unlawfully and feloniously did
take steal and carry away, against the
peace and dignity of the State.

Smith Cir. cty.

On the back of said Indictment are the
following
Endorsements. viz: = State v. John Thurman
& Marion Johnson = Grand Larceny =

A true bill. (signed) Thomas D. Harrison Foreman. =
Wm. E. J. Wheeler, Elisabeth Carter, Jesse-
E. Baxter, Jackson Mills =
Filed Oct 15 1867.
J. Cronover Clerk

And afterwards, to wit:

On Wednesday Oct 16th A.D. 1867
The following business and proceedings were had
viz.

State of Missouri }
vs. } Indictment for Grand Larceny.
Marion Johnson }

Now at this time comes the
Circuit Attorney prosecuting for the State and the
Defendant in ~~the~~ custody of the Sheriff
also come, being arraigned before the Court
pleads not guilty, Whereupon it is ordered that
the defendant enter into a recognizance
bond of Five hundred dollars for his appear-
ance, at the next term of this Court.

State of Missouri }
vs. } Indictment for Grand Larceny.
Marion Johnson }

Now at this day comes Marion-
Johnson as principal and James Wilson,
Riley Wilson, John B. Wilson, and J. B. McCampbell
securities and acknowledge themselves to owe and
stand indebted to the State of Missouri in the
sum of Five hundred dollars to be levied
of their respective goods, chattels, Lands and
Tenements, upon condition however if the

Said Marion Johnson who stands indicted in the Reynolds County Circuit Court No. for Grand Larceny, shall be and appear at the next term of said Court, or any future term to which this cause may be continued and from day to day during said term, and not depart said Court without leave, then this recognizance to be void otherwise to ~~remain~~ be in full force and effect.

(Order for change of venue)

State vs. Marion Johnson
Offy On the Circuit Court of Reynolds County Missouri,

To go to Crownover Clerk of the Circuit Court within & for the aforesaid County of Reynolds in the State of Missouri, Whereas it upon the Petition & affidavit of the above defendant supported by the affidavit of two creditable witnesses, appears to the satisfaction of the undersigned judge of the 15th judicial Circuit of Missouri (of which the above County of Reynolds forms a part.) that the said defendant cannot have a fair trial in said County of Reynolds, It is therefore ordered by the judge of said ^{court} in vacation that the venue in said cause be changed to the County of Jefferson in said Circuit, and that you the said Clerk forthwith make out & send to the Circuit Court

of said Jefferson County a full true & complete Transcript of the Record in said Cause, Certify the same under your hand & seal of office,

Given under my hand & seal at Churches this the 22nd day of April A.D. 1868.

J. H. Vail
Judge 15th Judicial Circuit
of Missouri

on the back of said order are the following endorsements, viz:

"State of Missouri vs. Marion Johnson" =
"Indt for Grand Larceny" = Order for Change of x.

"Filed April 24th A.D. 1868

J. Crownover Clerk,

State of Missouri
County of Reynolds } M.

I James Crownover Clerk of the Circuit Court within and for Reynolds County Missouri, do hereby certify the foregoing pages contain a full true and complete Transcript of the original Indictment & the Record in the matter of the State of Missouri vs. Marion Johnson = Indictment for Grand Larceny, as the same remain on file and of Record in my office:

Witness James Crownover Clerk with the seal of said Court hereto affixed at office in Centreville this 24th day of April A.D. 1868. J. Crownover Clerk

State of Missouri } Indictment for Grand Larceny,
 vs } On the Circuit Court of Reynolds
 Marion Johnson } County Missouri.

On the above entitled cause the following fees
 have accrued, to wit

To James Crowover Clerk's fees	#, c	Amount \$, c
For 1 Indictment rendered by Grand Jury	5 00	
" Issuing & filing Capias	1, 00	
" Entering order requiring recognizance of Prisoner	.15	
" Taking & Entering recognizance of Prisoner	.50	
" 1 Continuance Oct. Term 1864	.25	
" 2 Issuing 2 Subps at 25 = 50 + postage &c 5 =	55	
" 1200 words & figures entered in Transcript }		
at 10 per 100 =	1, 20	
" Certificate & Seal to Transcript	.50	
" " " " Fee Bill	.50	
" making out & filing List of fees	.50	
" Postage &c on Transcript	.10	5, 75

To Josiah B. Barnes Sheriff of Reynolds co.

For 1 arrest

" 2 days Board for Prisoner at 60 =

" Guarding prisoner 2 days at \$1,50 =

" 1 Guard actually employed 2 day }
 at \$1,50 =

" Serving Subp on 2 witnesses at 50 =

" 2 Non ests on subp. at 25

To C. Holland Sheriff of Carter co.

For Serving Subp on 1 witness

" Postage &c on Subp

Carried Over

55
 55
 \$ 16, 00

Amount Bro^t Over —

\$ 76 00

Witness' Fees

To Jesse E. Baxter of Reynolds Co.

For 3 days attendance April Term 1868 at \$1 = 3 00

" 8 Miles Travel at 8

64 3 64

To Elizabeth Carty of Carter Co.

For 3 days attendance April Term 1868 at \$1.25 = 3.75

" 68 Miles Travel at 8

5.44 9.19

.. Total Fees in the Reynolds Circ^t Ct =

\$ 28.83

State of Missouri

County of Reynolds & N.

I James Crownover Clerk of
the Circuit Court within and for Reynolds County
in the State of Missouri, Do hereby certify that the
foregoing is a full true and complete list
of the fees which have accrued in the above
Entitled cause in the Circuit Court of Reynolds
County Missouri,

Witness James Crownover Clerk with
the seal of said Court hereto affixed
at office in Centerville,

This 24th day of April A.D. 1868.

James Crownover Clerk

2275
State of Missouri

vs

Marion Johnston
Defendant for
Grand Larceny

Filed April 28th 1868

E. A. Mearns Clerk