

CIRCUIT COURT PROCEEDINGS.

Regular October Term, 1894.

Continued from last week.

CRIMINAL CASES.

State of Missouri vs George Ball, for grand jury; defendant waives formal arraignment and pleads not guilty. Trial by jury, a verdict of guilty and punishment assessed at 25 days in the county jail. Ball is the Keytesville negro who stole a basket of dishes and a shawl from the wagon of another negro, at Salisbury, a few weeks ago.

Same vs John Lusher, larceny; defendant waives formal arraignment and with consent of county attorney pleads guilty to petit larceny. Punishment not yet fixed. Lusher is the young man who stole a couple of hogs from Marion Ellington, a negro living in Salisbury township, in January, 1893. In March, 1893, Lusher made his escape from the county jail one morning when he was sent down stairs to empty a bucket of slop. He was captured at Kansas City three or four weeks ago, and brought back to Keytesville by Sheriff Dempsey.

Same vs John Seigel, for grand jury; defendant waives formal arraignment and pleads not guilty. Tried by jury and acquitted. Seigel is indicted for stealing a side of bacon from his father-in-law, George Wahl, of Brunswick township.

Same vs Lorman Bentley, for grand jury; defendant waives formal arraignment and pleads guilty to the charge of the indictment—felonious assault with intent to kill. Bentley is the negro who shot and seriously wounded Syd Oason, another son of Haas, in a game of craps, at Forest Green, on the 8th of last July. Sent up for 5 years.

Same vs John Golding, for grand jury; defendant indicted for burglary and larceny from a dwelling house, and pleads guilty. Golding is the fellow who burglarized W. F. Finnell's house, near Boonville, about ten days or two weeks ago. Sent up for 5 years.

Same vs John and Wm McWilliams, appeal; defendants waive formal arraignment and enter plea of not guilty. Tried by jury, found guilty and punishment of each defendant assessed at a fine of \$2.50. The offense of which the McWilliams boys were convicted was disturbing the peace of Mrs. Possig and daughter, near Westville, three or four weeks ago. They were convicted in Justice Clark's court and fined \$1, each, and cost, but took an appeal.

CIVIL CASES.

Mary Jane Ashby vs Charles L. Ashby, partition; to be tried before Maj A. W. Mullins, special judge, on Wednesday, Oct 31st.

Sam'l Balch vs Charles Meyers, change of venue from Carroll county; trial before Hon. Thos Shackelford, special judge. Jury returns verdict for plaintiff for possession of land sued for, damages assessed at \$510 and monthly rents and profits fixed at \$37.50 from this on.

Same vs Chas Curry, same; trial before Hon Thos Shackelford, and continued.

Same vs Seth Marsh, same; same.

Santa Fe Exchange bank vs George D Hainds, administrator of estate of J A Hedding; J C Wallace appointed guardian for minor defendants.

Wm E Hill vs J L Veal, ejectment; erroneously on docket.

Nannie Harris vs Wabash Railroad Co, damages; motion for new trial sustained by agreement. Defendant given 90 days to file amended petition and cause continued.

J A Merchant vs J W Nichols, ejectment; continued by agreement.

Same vs John West, same; same.

J W Nichols vs Wm Stevens, appeal; plaintiff takes nonsuit.

Folly S Williams vs El M Gilliam, suit for sewer; order heretofore made appointing commissioners set aside by agreement, and J L Stacy, A S Taylor and M P Chapman appointed commissioners and cause continued.

In the matter of the assignment of James Doxie, O F Wayland, assignee; order to sell goods and compromise all accounts, renewed and cause continued.

John Comstock vs J W Nichols, ejectment; jury waived. Trial by court and judgment for plaintiff for possession of land sued for, damages assessed at \$75, and monthly rents and profits fixed at \$4.

In the matter of the assignment of W G Harnden, C Wayland, assignee; report of assignee filed and cause continued.

Martha E Shipp vs James Snyder et al, reversal; jury waived. Trial by court, and finding and judgment for plaintiff. John Knappenberger, H H Davis and T J Marshall appointed commissioners and cause continued.

Arthur Robbins et al vs A Williams et al, partition; judgment of partition as prayed for, and land ordered sold— one-half cash and one-half in one year at 8 per cent interest, and cause continued.

H T Simon, Gregory & Co vs Simcox & Stains, S Simcox, interpleader, attachment; change of venue granted to the circuit court of Livingston county by agreement.

J W Nichols vs J B Zimmerman, appeal; continued on application and at cost of defendant.

J J Kendrick vs A F Wood and I N Long, suit for accounting between partners; report of referee approved. Miss Alice Dancy allowed \$36.85 stenographer's fee to be taxed as cost. Referee allowed \$50 by agreement. Plaintiff to pay one-half and defendant one-half the cost. Judgment in favor of I N Long against plaintiff and in favor of A F Wood against plaintiff in respective amounts found by referee, by agreement.

Eliza T Ray vs W S and S P Dillon, ejectment; continued by agreement.

Wm Taylor vs W J Laird, suit on note; order appointing Hon T Hammond referee to try cause, renewed and cause continued.

Sam'l Croff vs T J Hancock, account; defendant has 90 days to answer and cause continued.

Margaret Spaw et al against Othella C Morgan et al, partition; judgment of partition as prayed for. Land ordered sold— one-half cash and balance in one year, deferred payment to bear 8 per cent interest, and cause continued.

Bruan Blakley et al vs P W Blakley et al, appeal; judgment as per stipulation filed.

Edward Rucker vs L D Hering, appeal; trial by agreement before Hon A W Mullins, special judge. Jury of six by agreement, and verdict for plaintiff for \$1.

E M Thomas vs A Penrod, appeal; continued for want of notice of appeal.

Sophia Roosen vs Carl Roosen, divorce; decree nisi, and cause continued.

Leonora Loudermilk vs Jos Loudermilk, divorce; plaintiff divorced upon payment of cost, and granted care and custody of Ethel and Lillian Loudermilk, minor children.

Florence May Haring vs John Haring, divorce; plaintiff divorced upon payment of cost, and restored to maiden name, Florence May Elam.

Elizabeth Coy vs Wm T Coy, divorce; plaintiff divorced and custody of Daisy Maud Coy, minor child. Defendant permitted to visit said child.

James A Clemons vs Ellen Clemons, divorce; plaintiff divorced upon payment of cost.

Lea C Kanauer vs Joseph Kanauer, divorce; dismissed by plaintiff.

James M Olinger vs Mary C Olinger, divorce; trial by agreement before A W Johnson, special judge. Petition dismissed. Defendant divorced, and granted care and cus-

FORM OF OFFICIAL BALLOT.

Democratic Ticket.

For Judge of the Supreme Court,
Francis M. Black.

For Superintendent of Public Schools,
William T. Carrington.

For Railroad and Warehouse Commissioner,
Joseph H. Finks.

First Constitutional Amendment—Yes.
First Constitutional Amendment—No.

Second Constitutional Amendment—Yes.
Second Constitutional Amendment—No.

For Representative in Congress, Second Congressional District,
Ural S. Hall.

For State Senator,
Sixth Senatorial District,
Hedgeman T. McClanahan.

For Member of the House of Representatives,
Thomas P. Schooler.

For Clerk of the Circuit Court,
Henry B. Richardson.

For Recorder of Deeds,
Benjamin H. Smith.

For Clerk of the County Court,
Raymond D. Edwards.

For Prosecuting Attorney,
James C. Wallace.

For Presiding Judge of the County Court,
Lloyd H. Herring.

For Judge of the County Court, Eastern District,
Henry Hayes.

For Sheriff,
James E. Dempsey.

For County Treasurer,
Alonzo L. Welch.

For Judge of the Probate Court,
Henry C. Minter.

For Coroner,
George M. Dewey.

Republican Ticket.

For Judge of the Supreme Court,
Waltour M. Robinson.

For Superintendent of Public Schools,
John R. Kirk.

For Railroad and Warehouse Commissioner,
Joseph Flory.

First Constitutional Amendment—Yes.
First Constitutional Amendment—No.

Second Constitutional Amendment—Yes.
Second Constitutional Amendment—No.

For Representative in Congress, Second Congressional District,
Charles A. Loomis.

For State Senator, Sixth Senatorial District,
Alfred N. Seaber.

For Member of the House of Representatives,
John P. Randolph.

For Clerk of the Circuit Court,
Edward Westenkuehler.

For Recorder of Deeds,
Christian C. H. Zillman.

For Clerk of the County Court,
Raymond D. Edwards.

For Prosecuting Attorney,
Oscar F. Smith.

For Presiding Judge of the County Court,
Oscar Wood.

For Judge of the County Court, Eastern District,
Theophilus L. Kunz.

For Sheriff,
Benjamin R. Buffington.

For County Treasurer,
Charles E. Hedgepeth.

For Judge of the Probate Court,
George M. Dewey.

For Coroner,
George M. Dewey.

People's Party Ticket.

For Judge of the Supreme Court,
Orville D. Jones.

For Superintendent of Public Schools,
Joseph D. Elliff.

For Railroad and Warehouse Commissioner,
Thomas J. Hendrickson.

First Constitutional Amendment—Yes.
First Constitutional Amendment—No.

Second Constitutional Amendment—Yes.
Second Constitutional Amendment—No.

For Representative in Congress, Second Congressional District,
John C. Goodson.

For State Senator, Sixth Senatorial District,
Elisha V. Parr.

For Member of the House of Representatives,
William J. Oliver.

For Clerk of the Circuit Court,
George W. Harlan.

For Recorder of Deeds,
John R. Girvin.

For Clerk of the County Court,
William P. Davis.

For Prosecuting Attorney,
Oscar F. Smith.

For Judge of County Court at Large,
Oscar Wood.

For Judge of the County Court, Eastern District,
Theophilus L. Kunz.

For Sheriff,
F. M. Elliott.

For County Treasurer,
Charles E. Hedgepeth.

For Judge of the Probate Court,
Augustus C. Yocum.

For Coroner,
William J. Billeter.

Prohibition Ticket.

(Nominated by Electors.)

For Judge of the Supreme Court,
Reuben B Robinson.

For Superintendent of Public Schools,
Miss Elleu B Morris.

For Railroad and Warehouse Commissioner,
Paul C. Yates.

First Constitutional Amendment—Yes.
First Constitutional Amendment—No.

Second Constitutional Amendment—Yes.
Second Constitutional Amendment—No.

For Representative in Congress, Second Congressional District,

For State Senator, Sixth Senatorial District,

For Member of the House of Representatives,

For Clerk of the Circuit Court,

For Recorder of Deeds,

For Prosecuting Attorney,

For Presiding Judge of the County Court,

For Judge of the County Court, Eastern District,

For Sheriff,

For County Treasurer,

For Judge of the Probate Court,

For Coroner,

Socialist Labor Ticket.

(Nominated by Electors.)

For Judge of the Supreme Court,
Albert E. Sanderson.

For Superintendent of Public Schools,
James A. Rendall.

For Railroad and Warehouse Commissioner,
Siegfried Sieler.

First Constitutional Amendment—Yes.
First Constitutional Amendment—No.

Second Constitutional Amendment—Yes.
Second Constitutional Amendment—No.

For Representative in Congress, Second Congressional District,

For State Senator, Sixth Senatorial District,

For Member of the House of Representatives,

For Clerk of the Circuit Court,

For Recorder of Deeds,

For Prosecuting Attorney,

For Presiding Judge of the County Court,

For Judge of the County Court, Eastern District,

For Sheriff,

For County Treasurer,

For Judge of the Probate Court,

For Coroner,

STATE OF MISSOURI, }
COUNTY OF CHARITON, } ss.

I, R. D. Edwards, Clerk of the County Court within and for the County and State aforesaid, hereby certify that the above and foregoing nominations for offices to be voted for at the general election, to be held in said County on the first Tuesday after the first Monday in November, A. D., 1894, having been filed in my office, notice is hereby given that the same is the form of official ballot to be voted at said election.

Witness my hand and the seal of the County Court of said County hereto affixed at office, in Keytesville, this 22nd day of October, A. D., 1894.

R. D. EDWARDS,

Clerk of the County Court.

toody of her five children, and allowed alimony in the sum of \$50.

Mayne Halley vs A M Halley, divorce; dismissed by plaintiff.

Lucy B Zimmerman vs J B Zimmerman, divorce; plaintiff has 90 days to file amended petition and cause continued.

Mary Hedding vs Wm Hedding, divorce; plaintiff divorced upon payment of cost and restored to maiden name, Mary Hurt.

John Rafferty vs Sara J Rafferty, divorce; plaintiff divorced upon payment of cost, and granted care and custody of children named in petition.

Wm Kimble vs W H Hardwick et al, change of venue from Carroll county; continued on application and at cost of defendant.

Wilcoxson & Co et al vs W H Hardwick et al, change of venue from Carroll county; continued on application and at cost of defendant.

Carroll Exchange bank vs W H Hardwick et al, change of venue from Carroll county; continued on application and at cost of defendant.

Same vs same, same; same.

Louisa M Walton vs Mary K Kendrick et al, reversal; E T Miller appointed guardian ad litem for minor defendants. Judgment as per stipulation filed.

Mary J Scholl et al vs Richard B Maughs, attachment; continued.

Julia Rock vs Betty Hyatt et al, partition; continued.

Henry Ehrhardt vs O F Smith et al, appeal; appellant failing to prosecute his appeal, judgment of justice is affirmed.

In the matter of the assignment of C F Braebear, P S Rader, assignee; continued. Assignee to report at next term of this court.

James P Monach vs Johanna Schmitt et al, specific performance; judgment by agreement for plaintiff as per decree filed.

Johanna Schmitt vs Mary M Alter et al, partition; judgment of partition as prayed for. Garrett Dye, John Myers and Sam'l J Carter appointed commissioners, and cause continued.

Mord M Bogie vs Richard B Maughs, attachment; dismissed by plaintiff.

H C Atterbury vs J D Stanley, ejectment; plaintiff has 90 days to file amended petition and cause continued.

Emma Williams et al vs Emeline Bower-

smith et al, partition; dismissed by plaintiffs.

Eli Shire vs L F Nordmeyer, suit on note; judgment by default for plaintiff on first count for \$152.50 with 8 per cent interest, and on second count for \$157.50 with 8 per cent interest.

Henry Dobbins vs John Turner, ejectment; judgment by agreement for plaintiff for possession of land sued for, damages assessed at one cent, and value of monthly rents and profits fixed at one cent. Stay of execution granted for 90 days.

J P Tippet vs W H Wilson, suit on note; judgment by default for plaintiff for \$74.20 with 8 per cent interest.

John Heisel vs Catherine Heisel et al, suit to vest title; L Beneck appointed guardian ad litem for minor defendants. Judgment and decree for plaintiff as prayed for.

Hargadine, McKittick & Co vs C S Scott, suit on account; judgment by default for plaintiff for \$609.60 with 8 per cent interest from date of judgment.

D C Basy vs J R Sanders, ejectment; dismissed by plaintiff.

J B McNabb vs John H Wayland, suit on note; judgment by default for plaintiff for \$460 with 8 per cent interest from date of judgment.

E N Burton vs State Insurance Co, of Des Moines, Iowa, damages; continued on answer.

J E Smith vs John M Lesley, appeal; continued by agreement at plaintiff's cost.

James Guthridge vs J W Fuller et al, suit on note; continued by agreement.

Code Elliott vs Ben F Mason, damages; plaintiff has 90 days to file amended petition. Defendant given until next term of this court to answer, and cause continued.

Helen M Rogers vs J W Nichols, ejectment; continued by agreement.

Same vs Wm McKee, same; same.

W A Watson vs Chas Steiman et al, appeal; continued by agreement.

Application for charter Supreme counsel Knights of Equity of the World. A W Johnson appointed to examine petition. Pro forma decree granted.

Brusswick Brevities.

Louis Hansman, of Keytesville, visited here Sunday.

Clyde Bowman, of Salisbury, spent Saturday in this city.

Jackson Crockett, of near Triplett, was in town Tuesday on business.

Mr. Jo Jost, of Denver, Col., is the guest of Richard Gutgenbach.

Henry Biotman, of Kansas City, visited in our city the first of the week.

C. C. Hammond and wife, of Salisbury, were guests in our city Sunday evening.

Miss Ella Beans left Saturday for Fayette, where she will attend school.

Fount Harlan, of near Clifton Hill, visited friends in our city Saturday and Sunday.

W. T. Catterton, operator at this place, visited home-folks, in Clifton Hill, Sunday.

Mrs. Ida Sasse, who has been visiting in St. Louis for several weeks, returned Monday.

Mrs. Frank Kennedy, of Carrollton, visited John Knappenberger and family this week.

Messrs. Forrest and Street, of Salisbury, were entertained by W. T. Catterton Sunday evening.

Mrs. Jo Rice and children, Gertrude and Jo, of Moberly, were the guests of relatives and friends here this week.

H. N. Barker, train dispatcher at Hannibal, spent Sunday and Monday here, visiting his numerous friends.

Mrs. R. F. Keeley, of Keytesville, was the guest of her parents, Mr. and Mrs. R. G. Beazley, Saturday of last week.

Mr. and Mrs. I. N. Reager were the guests of the family of R. D. Edwards, of Keytesville, the first of this week.

Mrs. R. D. Edwards, of Keytesville, came up Sunday and spent the first of the week with her mother, Mrs. A. Reager.

Mrs. E. C. Monroe, who has been visiting her parents in Moberly for several weeks, returned to Brunswick Monday.

Miss Millie Sasse returned home Sunday from Keytesville after a two weeks' visit with her sister, Mrs. Hugo Bartz.

Misses Lucy Gilliam, who teaches school near Carrollton, and Levie, a teacher near Clifton Hill, visited home-folks Sunday.

Fred Heiman, of St. Louis, was called home Wednesday by the illness of his father, who was stricken with paralysis Monday last.

Mrs. P. Holland, Mrs. Henry Strub and Miss Carrie Strub attended the dedication of a Catholic church, at Chillicothe, this week.

Miss Ora Cason spent Saturday in Salisbury. She was accompanied home by Miss Fannie Gale, who will spend a few days here visiting her many friends.

Clyde Magruder, of this place, who is attending school in Fayette, and Strand Spencer, of Fayette, drove over Saturday evening and visited friends until Monday evening.

Mrs. Herrick, of Houston Mo., district secretary of "W. C. T. U.," was entertained Thursday by her friend, Mrs. R. G. Beazley, while on her way to the convention at Brookfield.

From J. N. Gipson, who attended court here last week, as a petit juror, we learn the particulars of the arrest of J. F. King, at Lagoda, by Deputy U. S. Marshal H. A. Adams on a charge of selling tobacco without warrant of law. Mr. King sold some 30 or 40 cents worth of leaf tobacco under misapprehension that the new tariff law requiring every package of tobacco sold by retailers to be stamped had not gone into effect. He was duly registered dealer in tobacco, which fact the deputy marshal who arrested him seems not to have known. Mr. King was taken to Kansas City by Deputy Marshal Adams