

**NEW**

**FILE**

**BEGINS**

St. Charles Circuit Court - Common Pleas  
Case Files - Civil  
February 1811

Box 8 Folder 19

Sneathen, John

vs.

Burtis, David

Action: Trespass vi et armis

General note: defendant allegedly  
assaulted plaintiff with a butcher  
knife

Plaintiff attorney: Barton, David

Burris  
at  
Frederic

W. Christy Jr.

May 1876 James Cole. Nephew  
Cole. William Callahan, John  
Garage. James McDonough  
Lester H. Parker. Reuben Gentry  
Lee Ann Spivey - Hampden Co.

M<sup>r</sup>. Christy I wish you to appear in the case mentioned  
against Burris subpoenas for Mary Box James Cole Stephen  
Cole gun John Savage William Callahan James Moredaugh and  
Kerenhappuch Carter for the Defendant  
I am sir your H.S.T.

David Burris

W12178  
21

ST. CHARLES COUNTY  
HISTORICAL SOCIETY

822000

*Letter  
w/3 receipts  
Baird's*

Territory of Louisiana } The United States  
District of Saint-Charles } of America to  
the Sheriff of said District Greeting

We command you to take the body of David  
Burris if he be found in your District and  
him safely keep so that you have him before the  
Judges of our Court of Common Pleas at the  
next term of the same Court to be holden in  
the District aforesaid at the Court House in  
Saint-Charles on the last Monday in  
February next then and there to answer John  
Smothern of a plea of trespass with force and  
arms to his damage three hundred dollars  
And have you then there this writ

Witness the Honorable Timothy  
Kibby presiding Judge of our  
said Court at Saint-Charles  
this second day of November  
one thousand eight hundred and  
ten and of the Independence  
of the United States of America  
the thirty fifth

Wm Christy Clerk

No. 2.  
Saint Charles Com.  
Plas to February  
Term 1811.

John Inethers  
vs Declaration in trespass  
Against battery & wounding  
David Burris.

To the Court of said Court  
This is an action of  
trespass vi et armis for  
assault battery & wounding.  
And on authority of  
the Judges order herewith  
filed do let a writ of  
Capias ad respondendum  
issue - damage \$300  
accordingly.

J. Barton atty  
for Plaintiff

filed the 2nd day of  
November 1810

Wm. Charley.

Executed  
Matthew Sherry  
Service - 1-00  
Bail Bond - 50  
Travel - 4-00  
\$ 5-50

Territory of Louisiana } Court of Common Pleas  
District of Saint-Charles }

John Swetten complains of David Burris  
of a plea of trespass with force and arms for this  
that on the sixth day of July in the year one thousand  
and eight hundred and ten at ~~the~~ town of  
the settlement of Houma in the district aforesaid  
and within the jurisdiction of this court, he the  
said David Burris with force and arms ~~to wit~~  
with a butcher knife, did commit an assault upon  
the body of the said John <sup>there being for the peace of God & of the United States</sup> then the said  
John then & there beat - stabbed, wounded and  
ill-treated & greatly abused, so that his life was  
despaired of, and other enormities to the said  
John then & there did, against the peace and  
dignity of the United States of America, and  
to the great damage of the said John, to the  
amount of three hundred dollars wherefore  
to recover his said damages with his costs he  
prays the due process of the law may issue to

John Swetten by  
his attorney

St. Charles  
J. Swetten



John Smetten maketh oath that on the 6<sup>th</sup> day  
of July last David Burris assaulted & stabbed the  
deponent very badly - he therefore prays your  
Honor to make an order for holding said  
Burris to bail in an action this deponent is  
about to commence against said Burris for  
said cause

John Smetten

Sworn to & subscribed before  
me the 31<sup>st</sup> October 1810

Timothy Healy J. C. C.

I do therefore order & allow a *capias ad respon-*  
*dendum* to be sued out by said Smetten in the  
above case Oct 31<sup>st</sup> 1810

Timothy Healy J. C. C.

J. Ingham

of

Wm. Burris

filed the same

Nov. 1840

Wm. C. C. C. C.

TERRITORY OF LOUISIANA,  
DISTRICT OF ST. CHARLES, } *ss.*

The United States of America,

TO THE SHERIFF OF THE DISTRICT OF ST. CHARLES... GREETING.

WE command you that you summon *James Bell, Stephen Bell, and Capt. William Ramsey*

that setting aside all manner of excuse, pretences and delays *they* be and personally appear before the Judges of our Court of Common Pleas of said district, at their next *September* term, on the *fourth* day thereof, to testify and the truth to say, to the best of *their* knowledge, in a certain suit now pending and undetermined in our said court, wherein *John Smith is*

*plaintiff* and *James Davis is*

defendant, on the part of *the Plaintiff*

And have you then there this writ.

WITNESS the honourable *Leinocky Steibley* esquire, presiding judge of our said court, at Saint

Charles this *seventh* day of *September*, in the year of our Lord one thousand eight hundred and *seventy*

and of our Independence the thirty *ninth*

*Wm. Churchill*

— Clk. St. C. C. P.

Smith Charles  
February 1818

John Smith  
W. S. Phelps.

David Davis

Sam. James Cole

Stephen Cole do

Whit Ramsey

for the main list

Executed

W. H. Phelps Secy

Services - 99

Gravel - 5 46

\$6-45

I now all men by these presents that we David  
Burris as principal and ~~James~~<sup>Benjamin</sup> Carter and Walter  
- Burris as surety are held and firmly bound unto  
Mackey Wherry Sheriff of the District of St. Charles his  
assigns or successor in office in the sum of ~~Five~~<sup>Five</sup> Hundred Dollars  
- Currency of the United States to which payment well and truly  
to be made we line our selves, our and each of our heirs  
Executors administrators and assigns firmly by these presents  
sealed with our seals and dated this twentieth Day of December  
in the year of our Lord one thousand eight Hundred and ten

The condition of the above obligation is such that if the  
above bound David Burris shall appear at the next  
Court of Common Pleas to be held at the town of Saint Char  
- es on the last Monday in February Next to answer unto  
John Smother of a Plea of Trespass with force and arms to his  
Damages as it is said three Hundred Dollars and if judgement  
be given against him at that or any subsequent Term of  
said Court that the said David Burris will pay the  
Damages above said and Costs or the amount of the Condemn  
- ation of the Court or surrender himself in Execution  
thereof or that the said Benjamin Carter and Walter  
Burris will do it for him then the above obligation  
to be void else to remain in full force and virtue in Law

signed sealed and Delivered  
in presence of Inter lined before signed David Burris<sup>ed</sup>  
Benj. Carter<sup>ed</sup>  
Walter Burris<sup>ed</sup>  
J. Callahan



TERRITORY OF LOUISIANA,  
DISTRICT OF ST. CHARLES, } sec.

The United States of America,

TO THE SHERIFF OF THE DISTRICT OF ST. CHARLES... CREEPING.

WE command you that you summon *Warren Gibbs Lewis* *he* be and personally appear before the Judges of our Court of Common Pleas of said district, at their next *February* term, on the *fourth* day thereof, to testify and the truth to say, to the best of *his* knowledge, in a certain suit now pending and undetermined in our said court, wherein

*John Shethers* is plaintiff and *David Garrison* defendant, on the part of *Shethers*

And have you then there this writ.

WITNESSES the honourable

*Levinthly Clibby* *quire*, presiding judge of our said court, at Saint Charles this *12th* day of *January* in the year of our Lord one thousand eight hundred and *eleven* and of our Independence the thirty *fourth*

*Wm. Stanley* Clerk. St. C. C. P.

St Charles Court House  
St. Charles, Mo.  
February 21st 1891

John Proctor

or E. G. Galt

David Brown

John Brown

for

Executed

W. H. Brown

33

Service - 66

Tax - 99

TERRITORY OF LOUISIANA, }  
DISTRICT OF ST. CHARLES, } *sci.*

The United States of America,

TO THE SHERIFF OF THE DISTRICT OF ST. CHARLES... CREEPING

WIE command you that you summon *May Ann, James Cole, Stephen Cole, James & John Savage*  
that feeling aside all manner of excuse, pretences and delays *they* be and personally appear before the Judges of our Court of Common Pleas of said  
district, at their next *February* term, on the *fourth* day thereof, to testify and the truth to say, to the best of *their* knowledge, in a  
certain suit now pending and undetermined in our said court, wherein *John Swethers* is plaintiff and *James Davis* is  
defendant, on the part of *the Defendants*

And have you then there this writ.

WITNESS the honourable

*Samuel H. Wiley*

esquire, presiding judge of our said court, at Saint

Charles, this *twelfth* day of *January*, in the year of our Lord one thousand eight hundred and *seventy*  
and of our Independence the thirty

*Wm. C. Christy*  
Clerk. St. C. C. P.



Wm Charles Cowden  
to St Anthony School 1891

John Smith

W.S. Judd.

Carroll Perry

Sam. Chas. Jones  
Charles Cole  
Stephen Cole

John Savage  
for defendant

Associated Merchants  
of St Anthony  
1891

1-32  
4-68  
\$ 6-00

TERRITORY OF LOUISIANA, }  
DISTRICT OF ST. CHARLES, } *sci.* The United States of America,

*Parker* WE command you that you summon *William Callahan, James Stone and John H. Stone* TO THE SHERIFF OF THE DISTRICT OF ST. CHARLES, GREETING,  
that setting aside all manner of excuse, pretences and delays *they* be and personally appear before the Judges of our Court of Common Pleas of said  
district, at their next *February* term, on the *fourth* day thereof, to testify and the truth to say, to the best of *their* knowledge, in a  
certain suit now pending and undetermined in our said court, wherein *John Doe* is  
plaintiff and *Levin Demois*  
defendant, on the part of *the Defendants*

And have you then there this writ.

WITNESS the honourable *Timothy Steele* esquire, presiding judge of our said court, at Saint  
Charles, this *17th* day of *January*, in the year of our Lord one thousand eight hundred and *Eighteen*  
and of our Independence the thirty *ninth*

*Wm. Charles*  
CLK. St. C. C. P.

Wm. W. Brown, Secy.  
J. J. [unclear] 1891

John [unclear]  
or S. [unclear]

David [unclear]

June 10 [unclear]

Jas. S. [unclear]  
Keweenaw [unclear]

for [unclear]

Executed

M. W. [unclear]

3 [unclear]

1891

7-81