Criminal Case File
Case No. 635

M. N.

No. 635

Union Common Pleas.

The State of Ohio
Plaintiff

against

Joseph Brown
Defendant.

JAN TERM 1883

Jan 22nd 1883
Deft arraigned and
plead Guilty
Feb 2d Sentence Fine $5.00
Jail 60 Days

Journal No. 12 Page 363
Record No. 2 Page 344
Ex. Doc. 6 Page 96
Crim Rec 2 Page 344.

No. 635

The State of Ohio

vs.

Joseph Barron

Entry

J-12. P. 563.

The State of Ohio } No. 635
vs. } Indictment for house-
Joseph Brown } breaking & petit larceny,
Entry,

The defendant in this case having ~~been sen~~ on a former day of this term entered a plea of guilty to the charge of the indictment in this case, was this day brought into court in the custody of the sheriff, and inquired of if he had anything to say why judgment should not be pronounced against him; and showing no good and sufficient cause why judgment should not be pronounced,

It is therefore considered and adjudged by the court that the said defendant ~~pay~~ Joseph Brown pay a fine of five dollars, and the costs of this prosecution; and that he be imprisoned in the jail of Union County, Ohio for the term of sixty days, and that he stand committed to the jail of said Union County, Ohio, until the amount of said fine and costs shall be paid,

Prodrick - Pro. Atty

M. N.

No. 635

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Joseph Brown

Indictment for House-breaking and petit larceny.

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

John Liggett

Foreman of Grand Jury.

Filed ..... *18* .....

Clerk.

John M. Brodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 22nd *day of* Jan. 1883

Defendant — *arrainged, and pleads* — *guilty to this indictment.*

J. D. Burgner *Clerk.*

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of January in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Joseph Brown

late of said County, on the Fifth day of October, in the year of our Lord One Thousand Eight Hundred and Eighty Two with force and arms, in said County of Union, and State of Ohio,

at about the hour of Three in the day-time of said day, the dwelling house of John M. Avelp, there situate, did unlawfully, maliciously and forcibly break and enter, with intent, the personal property of great value, the personal property of Michael Avelp, in said dwelling house, then and there being, then and there unlawfully to steal, take and carry away; And one coat of the value of Twelve dollars, one vest of the value of three dollars, one pair of pants of the value of six dollars one pair of pants of the value of three dollars, one pair of overalls of the value of one dollar, one pen-knife of the value of twenty cents, two white shirts of the value of one dollar and fifty cents, and all of the value of twenty six dollars and seventy cents of the personal property of the said Michael Avelp in said dwelling-house then and there being found, then and there unlawfully did steal, take, and carry away.

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick

Prosecuting Attorney.

Union County, Ohio.

No. 635

The State of Ohio

vs

Joseph Brown

Entry

Filed Jan. 22nd 1873

J. D. Bingner

Clerk

J. D. P. 542

The State of Ohio } No. 635.
vs. } Indictment for House breaking
Joseph Brown } and Petit Larceny. — Entry.

This day came the Prosecuting attorney on behalf of the State of Ohio, and the defendant being brought into court in custody of the Sheriff, and arraigned upon said indictment for plea thereto, saith he is guilty; and is remanded to the custody of the Sheriff, until sentence.

Broadrick Pros. Atty.

J. P.s Costs		Constables Costs	
5 Affidavits	$2.00	Ser. War.	40
Warrant	.40	Mile "	20
Mitt on adj	.40	Attendance	2.00
Mitt final	.40	Mitt on adj ser.	40
File	.45	" " Mile	.20
Continuance	20	" " Cop	25
Record	1,50	" Final Ser	40
Transcript	1,50	" " Mile	20
Certificate	.25	" " Cop	25
	$7.10		$4.30
order appraisement	.40	summons	.45
	$7.50	Mile	.30
Total Costs	$7.50		$5.05
appraisers fees	$1.50		

J. H. Knickade J. P. $7.50

Sam Bennett Constable 5.05

Total $14.05

Certificate

The State of Ohio, Union County, Paris Township ss.

I do hereby certify that the above is a full and true copy from my docket, of the proceedings had by and before me, at my office in said township in the above action.

Octr 19/1882. J. H. Knickade J. P. of aforesaid township.

(The original affidavits accompany this)

State of Ohio
vs
Joseph Bonn

Transcript
J. H. Knickade J. P.

Transcript
from J. H. Kuikade, J. P. Paris Township.
Union County. Ohio. Criminal Docket "A"
Page 208. Case No 11.

State of Ohio
vs
Joseph Brown

Criminal action
Larceny and Housebreaking.
October 6. 1882.

Complaint in writing on oath, signed by Lewis Strong Jr. filed with me, charging that Joseph Brown at the County of Union, on or about the 5th day of October 1882, broke into the dwelling house of said affiant and stole and carried away a ring, a pen-knife, ear rings and other articles of great value.

Octr 6. 1882. Issued warrant against said Joseph Brown, and delivered the same to Sam Bennett Constable.

Octr. 6. 1882 Warrant returned with body of defendant, Constables return. "I have arrested the within-named defendant Joseph Brown, and now have him in Court Octr 6th 1882. Sam Bennett Constable.
(Fees below.)

Octr 6. 1882. the defendant. being too drunk for trial, I issued a mittimus sending him to jail, and adjourned the case till Octr 7. 1882. at 2. o'clock, P. M.

Octr 6/82, ~~D. H.~~ Issued mittimus during adjournment.

Octr 6. 1882 Mittimus returned. Constables return "Octr. 6. 1882. I committed the within-named

Joseph Brown. to the custody of the within-named jailor, with whom I left a certified copy of this writ.
(Fees below.) Sam Bennett, Constable
Octr 7, 1882. D. W. Ayers, appeared and filed an affidavit herein, charging that on or about the 6th day of Oct. 1882 at said County of Huron, one Joseph Brown did unlawfully, and feloniously break into the house of said affiant and steal, take and carry away, one over-coat, - one card case, - one pair of gloves. one card case and cards, one harp, - two napkin rings, two bracelets, one cigar-holder and case, watch key, one pen-knife, 54 cents in money, one purse, one harp, - cuff buttons,
Octr 7, 1882, Michael Noelph appeared and filed an affidavit herein, charging that on or about the 6th day of October 1882, at the County of Huron aforesaid, one Joseph Brown, did un-lawfully, feloniously break into the house of this affiant and steal take and carry away one suit of clothes, one pair of pants, one pair of over hands, two white shirts, one pocket knife, one key, and twenty-six dollars in money,
Octr 7/82, W. A. Hubbard, appeared and filed an affidavit herein charging that on or about the 6th day of Octbr 1882, at the county aforesaid one Joseph Brown, did unlawfully and feloniously

break into the house of said affiant and steal take and carry away one revolver, one pair of sleeve buttons, one breast pin, one bead-necklace, one silver watch, one silver chain, one ladies pen-knife, one eardrop piece, one pin, one ring marked "M. A. H." and one bead purse.

Octr 7, 1882. John C. Rogers, appeared and filed an affidavit herein, charging that on or about the 6th day of October 1882, at the county of Union, aforesaid one Joseph Brown, did unlawfully and feloniously break, into the house of said affiant and steal take and carry away, one light bodied coat, one vest, one pair of pants, 2 fine shirts, 2 handkerchiefs shoe-strings and about 54 cents in money.

Octr 6, 1882. Upon my order the Constable searched said defendant Joseph Brown, and found concealed on and about his person, the articles below set forth, as far as these articles have been identified and claimed the names of the owners, from whom they had been taken, are marked opposite the articles.

I also issued an order to Henry Deeter J. W. Willix and Wesley Garrard, to appear and examine and appraise said articles and the values placed by them are also set opposite the names of the articles, and names of appraisers.

The articles are the following.

Article. Owner.

~~Overcoat~~ ~~Colbert cuffs~~. D.W. Ayers. appraised at $8 by Wilcox, at $15 by C.B. Norrell.

Colbert pr cuffs. " " 15ct "

Shell card case " " $3. by Bostwick Bros / $1.50 by Garrard & Wilkins

1. pr. white kid gloves " " 20ct by Wilcox

1. card case, with cards " " 75ct, Bostwick & Wilkins

1. Harp " " 25ct Garrard

2. napkin rings " " $1.25 Decker.

2. bracelets " " $2 "

1. Purse " " 50ct Garrard

1. cigar holder case "

Watch Key "

The above articles were claimed by and delivered to D.W. Ayers, he giving a receipt for the same.

The following were identified and claimed by Mike Noelp.

One pair pants appraised by Wilcox at $3 –

" Pocket Knife " " Garrard " 20ct.

The following articles were identified, claimed and upon receipt delivered to W.A. Hubbard.

One revolver appraised by Garrard at 50ct.

One pr sleeve buttons,
" Breast pin,
" Eardrop piece,
" Pin,
" ring marked "W.A.H." } appraised by Decker at $3 –

One braid necklace appraised at 50 cts.

" Silver watch & chain appraised at $8 – by Decker.

" Ladies penknife " " 40ct " Garrard.

The following articles were identified & claimed by Leonie Strong.

3 handkerchiefs appraised by Wilcox at 15ct.

One ring marked "L.S." " " Decker at $1 =

" Ladies Penknife " " " Garrard " 20cts

The following articles were identified and claimed by John C. Rogers.
2 handkerchiefs appraised by Wilcox at 15cts
One bunch of shoe strings.
The following articles were not identified
One pr suspenders, appraised by Wilcox at 15cts
One pocket knife, and
54 cents money,
Octr 7. 1882. 2 oclock, P.M. I ordered the defendant brought before me, which being done, I stated the charge to him, whereupon he waived examination, entered a plea of not guilty, and submitted to be bound over to Court of Common Pleas of Union County Ohio. I therefore ordered the defendant to enter into a recognizance in the sum of $300. with sufficient sureties for his appearance at said Court, and he not offering sufficient bail I issued a mittimus for his committment and delivered the same to Sam Bennett Constable.
Octr 7. 1882. Mittimus returned, endorsed "Octr 7 1882 By virtue of this writ, I have this day committed the within-named Joseph Brown to the jail of Union County, Ohio, and have left with the jailer thereof a certified copy of this writ, Sam Bennett, Constable (Fees below)

Cost bill below.

Appraisers

J.W. Wilcox	50
Wesley Garrard	50
Lewy Decker	50
	$1 50

Avelp.

THE STATE OF OHIO

vs.

Joseph Brown

AFFIDAVIT FOR STATE WARRANT.

Filed Oct 7 1882
J. H. Kirkhadzpp

[121-2]

REPUBLIC PRINTING CO. SPRINGFIELD, OHIO. IMPERIUM IN IMPERIO

AFFIDAVIT.

STATE OF OHIO, Union County, ss.

Before me, J. H Kirkade, one of the Justices of the Peace for said County, personally came Michal M Wolf Jr who being duly sworn according to law, deposeth and saith that Joseph Brown late of said County, on or about the 6 day of October in the year of our Lord one thousand eight hundred and ~~sixty~~ Eighty two, at the County of Union aforesaid, did unlawfully feloneously break into the House of this affiant and steal take and carry away one suit of clothes, one pair pants one pair overhalls two white shirts, one pocket knife twenty five dollars in money & 1 Key

and this deponent does verily believe that the said Joseph Brown is guilty of the fact charged, and further this deponent saith not.

Signed, Michal M Wolf

Sworn to and Subscribed before me, at the County aforesaid, this 7 day of October, A. D. 1882

J H Kirkade Justice of the Peace.

Ayers,

THE STATE OF OHIO

vs.

Joseph Brown

AFFIDAVIT FOR STATE WARRANT.

Filed Oct 7 1882
J H Kuikad Jr.

J. O. BURGNER, CLERK
FILED
OCT
19
1882
UNION COUNTY, O.

[121-2]

REPUBLIC PRINTING CO. SPRINGFIELD, OHIO. IMPERIUM IN IMPERIO

AFFIDAVIT.

STATE OF OHIO, Union County, ss.

Before me, J. H. Kinkade, one of the Justices of the Peace for said County, personally came ~~Joseph Brown~~ D. W. Ayers who being duly sworn according to law, deposeth and saith that Joseph Brown late of said County, on or about the 6th day of October in the year of our Lord one thousand eight hundred and ~~sixty~~ Eighty two, at the County of Union aforesaid, did unlawfully and feloniously break into the House of this affiant and steal take and carry away one Overcoat - one card case - one pair gloves - one card case and cards - One Harp - Two Napkin rings - Two Bracelets - one cigar Holder and case - Watch Key - one pen knife - 54 cents in money one purse - One Harp - cuff Buttons

and this deponent does verily believe that the said Joseph Brown is guilty of the fact charged, and further this deponent saith not.

Signed, D. W. Ayers

Sworn to and Subscribed before me, at the County aforesaid, this 7th day of October, A. D. 1882

J. H. Kinkade Justice of the Peace.

L. Strey

No. 11, Docket A, Page 208

Affidavit for State Warrant.

THE STATE OF OHIO.

vs.

Joseph Boone,

Filed Octr 6 1882
J W Kinkade JP

T. O. BURGNER, CLERK
FILED
OCT
19
1882
UNION COUNTY, O.

E. L. Barrett & Sons, Publishers, Springfield, Ohio.

2—2—4—AFFIDAVIT. [75] E. L. Barrett & Sons, Stationers and Publishers, Springfield, Ohio.

THE STATE OF OHIO, Union COUNTY, ss,

Before me J. H. Knickerbocker *, one of the Justices of the Peace for said County, personally came* Lewis Strong *who being duly sworn according to law, deposes and says that on or about the* 5th *day of* October *188*2 *at the County of* Union *aforesaid, one* Joseph Brown *did* broke into the house of this affiant, and stole and carried away a ring a pen knife, ear rings and other articles of great value

And further this deponent saith not.

(Signed,) Lewis Strong

Sworn to and Subscribed before me, *at the County aforesaid, this* 6th *day of* October *A. D. 188*2

J. H. Knickerbocker *Justice of the Peace.*

W. A. Hubbard

Docket ..... No. .....

AFFIDAVIT.

~~Mayor's Court,~~

~~OF THE~~

~~INCORPORATED VILLAGE OF~~

State of Ohio

AGAINST

Joseph Brown

Filed Oct 7 1882

J. N. Kirkland Jr.

ROBERT CLARKE & CO.,
LAW PUBLISHERS, 65 WEST FOURTH STREET, CINCINNATI, O.

Published by ROBT. CLARKE & CO., Law Publishers, 65 West Fourth St., Cincinnati, O.

THE STATE OF OHIO, Union COUNTY. } SS.

~~The Incorporated Village of~~

BEFORE ME, the undersigned, ~~Mayor of said Incorporated Village~~ and the Justices of the Peace of said County, personally came W. A. Hubbard

who, being duly sworn according to law, deposeth and saith that on or about the 6th day of October 1882 at the ~~Incorporated Village, and~~ County, aforesaid, ~~did~~ one Joseph Brown did unlawfully and feloniously break into the house of this affiant and steal take and carry away one revolver, one pair sleeve buttons, 1 breast pin, 1 bead necklace one silver watch, one silver chain one ladies penknife, 1 eardrop pin, 1 pin, 1 ring marked W.A.H. and one bead purse

W. A. Hubbard

And, further, deponent saith not.

Sworn to and subscribed before me this 7th day of Octr 1882

J. H. Knickerbocker J.P. Mayor.

Jno. E. Rogers.

No. ....., Docket ....., Page .....

Affidavit for State Warrant.

THE STATE OF OHIO.

.....

vs.

Joseph Brown

.....

Filed Oct 7 1882
J. H. Kirkadr J P

E. L. Barrett & Sons, Publishers, Springfield, Ohio.

2—2—4—AFFIDAVIT. [75] E. L. Barrett & Sons, Stationers and Publishers, Springfield, Ohio.

THE STATE OF OHIO, Union COUNTY, ss:

Paris township

Before me J H Kirkpatrick one of the Justices of the Peace for said County, personally came ~~H. C. Swart~~ John C. Rogers who being duly sworn according to law, deposes and says that on or about the 6th day of October 1882 at the County of Union aforesaid, one Joseph Brown did unlawfully and feloniously ~~for~~ break into the house of this affiant and steal take and carry away, one light bodied coat, one vest, one pair pants, 2 fine shirts, 2 handkerchiefs shoestrings and about 54 cents in money

And further this deponent saith not.

(Signed,) John C Rogers

Sworn to and Subscribed before me, at the County aforesaid, this 7th day of October A. D. 1882

J. H. Kirkpatrick, Justice of the Peace.

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

Joseph Brown

STATE OF OHIO,

Union County, ss.

On the 13 *day of* January *1885, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Atkinson *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	16
	46

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

Crim. App. Doc. ..... *Page* .....

THE STATE OF OHIO,
against

.....

.....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.			Pliff.	Deft.
Doc. and App. Pliff. and one Deft.,		12	12	
additional,	each,	4	~~4~~	
Entering Finding Indictment,		8	8	
Entering Pleas,	each,	8	8	
Indexing Docket,	"	4	4	
Indexing Judgments & Final Ord., each case,		15	15	
Indexing Pending Suits and Liv. Judg. " "		15	15	
Entering Motion on Docket and Index,		8		
Filing Papers. & Post, in App. Doc. each,		12	1 00	
Taking Affidavits,	"	8		
Certifying " without Seal,		15		
" " with "		35		
Filing Prec., Iss. Capias, Return and Filing,		37		
" " " Att., " "		37		
Taking Justification of Bail,		35		
Entering Allowance of Bail,		4		
Spec. War. to bring before Judge, Ret. & Fil.,		33	~~66~~	
Warrant to Discharge Prisoner,		25	25	
Recog. of Def't and Filing,	each,	29		
" Wit. " "		29		
Poling Jury when required,		25		
Impaneling Jury and Administering Oaths,		12		
Call and Ent. Tales Jur. and Cert., each,		8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,		16		
additional names,	each,	4		
Swearing Witnesses,	"	4		
Ent. Att. of " days,	"	4		
Certf. "		4	20	
Qualifying Jurors,	each,	8		
Ent. Bar. & Court Cal. & In., each Term,		8	8	
Entering—Orders on Journal, per 100 words,		8		
" Verdict on Journal and Filing,		12		
" Rule on Journal,		8		
" Judgment on Journal,		8		
Surplus Record on Journal, per 100 words,		8	24	
Indexing Entries on Journal,	each,	4	~~8~~	
Transcribing—Orders on Docket,	"	8	8	
" Verdict on "		8		
" Rule on "	each,	8		
" Judgment on "	"	8	8	
Copy of Indictment and Certificate,			75	
Continuance,	each,	8		
Nolle Pros., Quashed or laid away,		8		
Ent. on Cash Book and Index,		12	12	
" " Ex. Docket, "		12	12	
Notice of Motion for new trial,		8		
Cost Bill and Filing,		29	29	
Certificate of Sentence,		35	35	
Recording words at 8c each 100,			64	
Lists for Grand Jur. and Pros. Atty.,				
General Index,		8		
Total Clerk's Fees,		$	6 00	5 25

SHERIFF'S FEES.				
On Attachment,				
On Capias,				
Calling, Witnesses,		5		
Calling Jury,		10		
Summoning Jury,		40		
Calling Action,		12	12	
Serving Subpœna on Witnesses,		10		
Miles Travel,	each,	8		
Copies for each 100 words,		8		
Bringing Prisoner to Court,	times,	60	1 20	
Com. Prisoner to Jail,	"	60	60	
Discharging Prisoner,		60	60	
Miles Travel,	each,	8		
On Fi. Fa. Serv., 30c. Miles trav.,	"	8		
Forfeiting Recognizance,		10		
Serving Indictment,			46	
Transportation,				
Total Sheriff's Fees,		$	2 98	

WITNESS FEES.	Pliffs.	Defts.

Criminal Case File
Case No. 636

No. 636

Union Common Pleas.

The State of Ohio

Plaintiff

against

A. W. Wilson

Defendant.

MAY TERM 1886

Journal No. 14 Page 54

Record No. No Record. Page

Ex. Doc. Page

Manufactured by SIEBERT & LILLEY, Columbus, Ohio.

Cost Bill.

Mayor	$	cts	Marshals.	$	cts
Affidavit		40	Serving Warrant.		40
Warrant		40	Travel 69 miles	3	60
Continuance		20	Conveyance	3	00
First Mittimus		40	Sustenance		50
Recognizance 5 witnesses		50	Assistance	5	00
Summoning 6 witnesses		30	Serving 1st Mittimus		40
Judgment		40	Copy "		25
Transferring Judgment		15	Travel 1 " 1 mile		20
Transcript	1	00	2 days attendance	2	00
Certifying Transcript		25	Serving order		40
Final Mittimus		40	Travel on " 1 mile		20
Filling 6 papers		30	Copy "		25
Record!	1	00	Serving Final Mittimus		40
Order on Jailer for Prisoner		40	Travel " "		20
Total Mayors fees.	6	40	Copy " "		25
			Assistant " "	1	50
			Total Marshal fees	18	55

Costs Recapitulation
Mayors 6.40
Marshals 18.55
Witness 1.00
$25.95

Witnesses

J. H. Wall.	25	I do hereby certify that in
A. L. Wall	25	the Marshals costs the conveyance
Lucellen Weaver	25	sustenance and assistance
C. H. Carter	25	charged on warrant were by
Total	$1.00	me deemed necessary and just
		and I allowed the same.

J. H. Knickerbocker Mayor
Village of Marysville

The State of Ohio Union County ss
I do hereby certify that the above is a full and true copy from my docket, of the proceedings had before me, at my office in said village, in the above action.
Decr 14, 1882. J. H. Knickerbocker Mayor of said
The original affidavit, final mittimus and recognizance of the witnesses accompany this transcript.

No 682
Transcript.
State of Ohio
vs
C. W. Weaver

Transcript

from the docket of J. H. Kirkade, Mayor of Marysville, O. Page 467, of the proceedings in the case of "The State of Ohio vs A. W. Wilson alias Wm L. Burgess Wilson, alias Wm Wilson, alias Frank Wilson.

"Mayors Docket Page 467

State of Ohio, Union County ss. J. H. Kirkade Mayor of Marysville, O.

No 82

State of Ohio vs A. W. Wilson } Criminal Action Grand Larceny.

Decr. 5, 1882.

Complaint in writing upon oath and signed by J. H. Wade, filed with me, charging that one Frank Wilson, late of Union County Ohio, on or about the 3rd day of July 1882 at the Village aforesaid did steal and carry away one coat and vest of the value of $10 and one watch and chain of the value of $40 and money, Contrary to the Statute of the State of Ohio in such case made and provided

Decr 5, 1882. I send Warrant against said Frank Wilson and delivered the same to the Marshal to serve.

Decr 6th 1882, Warrant returned with body of defendant, "I have arrested the within-named defendant Frank Wilson, and now have him in Court Dec 6th/82, Sam Bennett Marshal, the defendant in answer to the charge entered a plea of not guilty and gave his

true name as Wm. L. Burgess Wilson,
At his request examination was continued
until Wednesday Decr 13, 1882, at 10 o'clock A.M.
I therefore issued a mittimus for his
commitment until that time, he not being
able to furnish sufficient bail.
Decr 6, 1882. Mittimus returned "Dec. 6th 1882 I
committed the within-named Frank Wilson, to
the custody of the within-named John Holm-
-sack, jailer with whom I left a certified copy
of this writ, Sam Bennett Marshal.
Decr 13, 1882. Ten o'clock, A.M. at the request of the
defendants Attorney D. W. Ayers, this case was
not called until one o'clock, to accomodate
the defense.
Decr 13, 1882. One o'clock P.M. the attorneys and
witnesses all being present, I ordered the
defendant to be brought before me, which was
done. Trial had. J. H. Wall, A. L. Wall, Sam
Bennett, C. H. Carter and Luella Mason, witnesses
for the State and the defendant himself as
witness for defense, sworn and examined,
and thereupon, I find said offense has
been committed, and there is cause to
believe the defendant guilty thereof.
Thereupon I held the defendant to
answer to the charge of Grand Larceny,
the value of the goods being placed at $83.50
the proof being that the goods taken were
the property of one Lake Dunster.
The defendant under oath stated his name
as A. W. Wilson.

Thereupon I ordered the defendant to enter into a recognizance in the sum of two hundred dollars with sufficient sureties, for his appearance at Court of Common Pleas of Union County Ohio, at the next term, and the defendant not offering sufficient bail I issued a mittimus for his committment to the Jail of Union Co. O. and delivered the same to Sam Bennett Marshal. Befor issuing the mittimus I took the coat and vest into my keeping and ordered the Marshal to search the prisoner for other goods, which was done, but none of them discovered, except that a small file and case knife was found concealed on the person of the defendant of which I also took charge.

This search was made at suggestion of the Marshal and by request of the Sheriff.

Recognized the following witnesses for the State, J. H. Wall, E. L. Wall, C. H. Carter, Sam Bennett and Lulla Mason.

not entitled to mileage.

Mittimus returned "December 13th 1882 I committed the within named Wm L. Burgess Wilson, alias, A. W. Wilson alias Frank Wilson to the custody of the within named John Hopensack Jailer with whom I left a certified copy of this writ.

Sam Bennett Marshal

made transcript Dec 14 1882 and delivered to the Clerk of the Court of Common Pleas of Union Co

No. 636

Union County Common Pleas.

THE STATE OF OHIO,

vs.

A. W. Wilson

Indictment for Grand Larceny

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

John Liggett
Foreman of Grand Jury.

Filed ..... *18* .....

Clerk.

John M. Brodrick
Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this ..... *day of* *18*

Defendant ..... *arrainged, and pleads*

..... *guilty to this indictment.*

..... *Clerk.*

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of January in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

A. W. Wilson

late of said County, on the Third day of July, in the year of our Lord One Thousand Eight Hundred and Eighty Two with force and arms, in said County of Union, and State of Ohio,

Certain money of the amount and value of Two Dollars, of the personal property of Anna B. Wall; certain money of the amount and value of One Dollar and Seventy five cents, of the personal property of Mary L. Wall; One coat of the value of Fifteen Dollars, of the personal property of Lake Dauster; one vest of the value of Five Dollars of the personal property of Lake Dauster; One Watch of the value of Twenty Five Dollars, of the personal property of Lake Dauster; One watch chain of the value of Ten Dollars of the personal property of Lake Dauster; and all of the value of Fifty Eight Dollars and Seventy five cents, unlawfully did steal, take, and carry away,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Broderick

Prosecuting Attorney.

Union County, Ohio.

Mayor's Doc. Crim P 467 No 82

AFFIDAVIT

THE STATE OF OHIO,

~~Village of Marysville.~~

vs.

Frank Wilson

Filed Decr 5th 1882

J. H. Kirkpatrick *Mayor*

I J. H. Wade do acknowledge myself security for costs herein.

J. H. Wade

Attest

AFFIDAVIT.

STATE OF OHIO, UNION COUNTY, }
The Village of Marysville. } ss.

Before me, J. H. KINKADE, Mayor of the said Municipal Corporation personally came J. H. Wall, who being duly sworn according to law, deposes and says that one Frank Wilson late of Union County, Ohio, on or about the 3rd day of July, in the year of our Lord, one thousand eight hundred and eighty-two, at the village aforesaid, did steal and carry away one coat & vest of the value of $10= and one watch and chain of the value of $40= and money. Contrary to the Statute of the State of Ohio in such case made and provided.

and this deponent does verily believe that the said Frank Wilson is guilty of the fact charged, and further this deponent saith not.

(Signed) J. H. Wall.

Sworn to and subscribed before me, this 5th day of December A D 1882

J. H. Kinkade Mayor

RECOGNIZANCE OF WITNESSES.

The State of Ohio

vs.

A. W. Wilson

~~Filed Dec 13 1882~~

J. H. Kuckuck

Mayor.

Doc. ..... *No.* .....

Returnable ....., *18* .....

J. O. BRECHNER, CLERK
FILED
DEC
14
~~1882~~
1882
UNION COUNTY, O.

Marshal.

F. L. Barrett & Son, Stationers, Springfield, Ohio.

RECOGNIZANCE OF WITNESSES. (263) E. L. BARRETT & SON, Stationers and Publishers, Springfield, Ohio.

Incorporated Village of Marysville

County of Union State of Ohio } SS.

Be it Remembered, *That on the* 13th *day of* December *A. D.* 1882

J. H. Wall, A. L. Wall, Luella Mason, Sam Bennett and C. H. Carter *personally appeared before me* J. H. Knikadr

Mayor of the Incorporated Village of Marysville *in the County afore said, and* *acknowledged* themselves *to owe the State of Ohio the sum of One Hundred Dollars, to be levied of their goods and chattels, lands and tenements, if default be made in the condition following, to-wit:*

The condition of this recognizance is such, that if the above bound J. H. Wall, A. L. Wall Luella Mason, Sam Bennett and C. H. Carter

shall personally be and appear before the *Court of Common Pleas on the first day of the term thereof, next to be holden in and for the County aforesaid, then and there to give evidence and the truth to say, on behalf the State, touching such matters as shall then and there be inquired of them, and not depart the Court without leave, then, and as to such of the above bound as perform this condition, this recognizance shall be void; otherwise, it shall be and remain in full force and virtue in law.*

Taken and acknowledged before me, on the day and year first above written.

C. H. Carter (Seal)
Sam Bennett SEAL.
J. H. Wall SEAL.
A. L. Wall SEAL.
Luella Mason. SEAL

Attest,
J. H. Knikadr Mayor

December 13th 1852

I Commited the within name Wm L. Burgess Wilson alias A. W. Wilson alias Frank Wilson to the Custody of the within named John Hohensack Jailor with whom I left a Certifyed Copy of this Writ

Fees — Serving — 40
Milage — 20
Copy — 25
assistance 1.50
2.35

Sam Bennett Marshal

First written
State of Ohio
vs
A W Wilson
Filed Dec 13 1852
J H Kuhlkerr Mayor

The State of Ohio, Union **County,** } ss.

The Village *of* Marysville

To the Keeper of the Jail of the County aforesaid, GREETING:

WHEREAS, A. W. Wilson alias Wm L. Burgess Wilson alias Frank Wilson late of the County of Union late of the City of Springfield, has been arrested on the oath of J H Wall for taking stealing and carrying away one coat of the value of $20 and one watch of the value of $30 and one chain of the value of $10 and $3.50 in money the property of one Jake Dester committed in the Village of Marysville, Union County Ohio on or about the 6th day of July 1882 Contrary to the Statute of the State of Ohio

and has been examined by me, J. H. Kirkadr, Mayor of said Village and required to give bail in the sum of Two hundred Dollars, for his appearance before the Court of Common Pleas of said County, on the first day of the next term thereof, which requisition he has failed to comply with; Therefore, in the name of the State of Ohio, I command you to receive the said A W Wilson alias Wm L. Burgess Wilson alias Frank Wilson into your custody in the jail of the County aforesaid, there to remain until he be discharged by due course of law.

Given under my hand and seal this 13th day of December A. D. 1882.

J. H. Kirkadr Mayor.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

THE STATE OF OHIO,
against

.....

.....

Crim. App. Doc. ..... *Page* .....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	60	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	37	
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8	8	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	4	
Transcribing—Orders on Docket, "	8	8	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		60	
Continuance, each,	8	8	
Nolle Pros., Quashed or laid away,	8	8	
Ent. on Cash Book and Index,	12		
" " Ex. Docket, "	12		
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8		
Total Clerk's Fees,	$	440	

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12		
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,			
Transportation,			
Total Sheriff's Fees,	$		

WITNESS FEES.	Plffs.	Defts.

Criminal Case File

Case No. 637

No. 637.

Union Common Pleas.

STATE OF OHIO,

against

George H. Argo

Defendant.

JAN TERM 1884

Jan. Term 1884
Sentenced to O.P
for 20 years

Journal No. ..... *Page* .....

Record No 7 *Page* 1

Ex. Doc. 6 *Page* 128

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

Crim. Doc. C Page 25

COMMON PLEAS.

The State of Ohio

vs.

Geo. H. Argo

FI. FA. ET CA. SA.

This Writ dated 187

~~Fine~~, ... $

Costs, estimate . . $2,000.00

$

Defendant's Costs, $

Int. from

Inc. Costs, ... $

J. M. Brown

Prosecuting Attorney.

Received 187

Sheriff.

Ret. and filed 187

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Sheriff's Return.

No goods or chattels, lands or tenements found whereon to levy this writ.

John Alderman

Sheriff fee

Service 30

Mileage 15

36

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [52]

Fieri Facias et Capias ad Satisfaciendum.

VOL. 60 (1863) OHIO LAWS, P. 66.

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

We command you, *that of the goods and chattels of* or lands and tenements

George H. Argo

in your bailiwick, you cause to be made Two Thousand

Dollars, being the amount of ~~a fine~~ *and the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the* 14th *day of* January, *A. D. 1874, by the judgment of said Court, recovered against the said*

George H. Argo

whereof he was *convicted, as appears of record, with interest thereon from the first day of the term aforesaid; and for the want of goods and chattels, we command you to take the bod*..... *of the said* .....

and ..... *commit to the jail of said County, and safely keep therein until* ..... *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and increase costs, or until* ..... *be otherwise* ~~*discharged according to law.*~~ *Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville, O. *this* 17th *day of* January *A. D. 1874*

J. D. Burgner Clerk.

By ..... Deputy Clerk.

93

State
vs.
Argo

Entry
Jany 16th 1884
J-13- P- 131-

The State of Ohio
vs.
George H. Argo

Indictment for murder in the first degree,

This day ~~this~~ came the prosecuting attorney on behalf of the State of Ohio, and the defendant being brought into court in custody of the Sheriff, and his counsel also coming,

Thereupon the motion for a new trial heretofore filed herein came on to be heard and the same was argued by counsel and submitted to the Court,

On consideration whereof the court do overrule said motion, to which ruling of the court the defendant by his counsel then, and there excepted.

The defendant, George H. Argo having been heretofore convicted of manslaughter and being in open court in custody of the Sheriff, and informed by the Court of the verdict of the jury and inquired of if he had anything to say why judgment should not be pronounced against him, and having nothing ~~but~~ but what he hath already said

It is therefore considered and adjudged by the Court that the said defendant George H. Argo, be imprisoned and confined in the penitentiary of the State of Ohio and kept at hard labor, but without any solitary confinement, for the period of twenty years; and that he pay the costs of this prosecution, for which execution is awarded,

If not called for in 10 days return to

J. Q. BURGNER,
CLERK
UNION COUNTY
MARYSVILLE, O.

State vs Argo,

28,90
5,05-
20,85

1556,96-

1546,96-
340,85-
184,06
2021,86
10,
2011,86
20,20
1991,66

Penitentiary No. .....

CERTIFICATE OF SENTENCE

AND

COST BILL IN PENITENTIARY CASES.

..... *County.*

THE STATE OF OHIO,

vs.

.....

.....

..... *Years.*

I hereby certify the within Cost Bill to be a true copy of the original, on file in my office.

.....

Clerk ..... *County.*

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Certificate for Allowance of Guards.

Whereas, *At the present* ..... *Term of the Court of Common Pleas, begun and held at the Court House, in the County of* ..... *, and State of Ohio, more than one person, to wit:* .....

.....

.....

were convicted and sentenced to imprisonment in the Penitentiary of this State, and the Court being of opinion that it is such an extraordinary case as requires the allowance of ..... *guards to assist the Sheriff in the transportation of said convicts to said Penitentiary, do allow said* ..... *guards for the purpose aforesaid.*

I Certify, *the above to be a true copy of the opinion of said Court, made at its said* ..... *Term, A. D. 188*....

Given under my hand and seal of said Court, this .....

day of ..... *A. D. 188*... .

..... *Clerk.*

By ..... *Deputy Clerk.*

Certificate of Issuing Execution.

THE STATE OF OHIO, }
..... *County, ss.* }

I, ...

Clerk of the Court of Common Pleas in and for said County, hereby certify, that, upon the judgment and sentence in the case of the STATE OF OHIO, vs. .....

.....

an execution called a **Fieri Facias,** *issued on the* ..... *day of* ..... *188*..., *against the said* .....

.....

for the costs of this prosecution according to law, and has been returned by the Sheriff of said County, endorsed "No goods or chattels, lands or tenements found, whereon to levy," and that no money has been made of the Defendant to satisfy any part of said costs.

WITNESS my official signature, and the Seal of said Court at ..... *in the County and State aforesaid,*

this ..... *day of* ..... *188*...

..... *Clerk.*

By ..... *Deputy Clerk.*

Certificate of Sentence.

At a term of the Court of Common Pleas, begun and held at the Court House in ..... *within and for the County of* ....., *and State of Ohio, on the* ..... *day of* ..... *A. D. 188*....

Present, the Hon. ..... *Judge.*

In the Record and Proceedings of said Court, then and there had, among other things is the following Judgment and sentence, to-wit:

THE STATE OF OHIO,

vs.

.....

.....

Indictment for .....

.....

The said .....

.....

having ..... *Guilty* .....

It is therefore the sentence of the Court that ..... *be imprisoned in the Penitentiary of this State; and kept at hard labor (no part of said time to be kept in solitary confinement,)* .....

.....

for the term of ..... *years,* ..... *and that* ..... *pay the costs of this prosecution, taxed at*

.....

In Witness Whereof, *I hereunto set my hand and affix the Seal of said Court, at* ..... *this* ..... *day of* ..... *A. D. 188*....

..... *Clerk.*

..... *Deputy Clerk.*

THE STATE OF OHIO,

To Sheriff of ..... County, Dr.

For Prosecuting Charges as per within account.....	$	
For Transportation Charges, as follows:		
Travel for self.....miles each way,.....miles @ 8c. per mile,.....	$	
" " .....guard..... .....miles each way,.....miles @ 6c. per mile,		
Transporting.....convict..... " one " ..... " @ 5c. " "		
TOTAL CHARGES.....	$	20.25

RECEIVED, *Columbus, O.,* ..... *188*...., *of the Warden of Ohio Penitentiary, a certificate of allowance on the State Auditor for the above amount.*

..... *Sheriff.*

Revised Statutes of Ohio, Secs. 1260–1

THE STATE OF OHIO,

Union County, ss.

No. 637

In the Court of Common Pleas,

January Term, A. D. 1884

THE STATE OF OHIO,

vs.

George H. Argo

Indictment for murder in the First Degree,

Crim. Docket, No. 6 Page

COST BILL.

NOTE—Clerks should be careful to fill ALL blanks and insert no "lump" charges.

CLERK,			
Doc. and Appear, Pl'ff and 1 Def't, 12, each, add'l, 4		12	
Ent. finding Indictment,	8	8	
" Pleas, 2 on Doc. 1 on mit. each,	8	24	
Indexing Docket,	4	12	
Indexing Judgments and Final Orders for each case,	15	15	
Index. Pending Suits and Living Judgts., each case,	15	15	
Rule for Motion and filing,	8		
Entering Motion on Docket and Index,	8		
Filing 46 papers and posting in App. Doc., each,	12	5	52
Taking Affidavits, "	8	16	
Certifying Affidavits without Seal, each,	15	30	
" " with Seal, " "	35		
Filing Prec., Issuing Capias, Return and its filing,	37		
" " Attachment, Return and its filing,	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Special Warrant to bring before Judge, Ret. and filing,	33		
Warrant to discharge prisoner,	25		
Recog. def't and filing, each,	29		
" witnesses and filing, "	29		
Polling Jury, when required,	25		
Impaneling Jury and Administering Oaths,	12	12	
Calling and entering Tales Jurors and cert., each,	8		
Filing Prec., issuing Sub. for 1 wit. and filing,	16	17	60
Additional names, each,	4	2	36
Swearing witnesses and making entry of same "	4	6	40
Ent. att. of witnesses, each day, days, "	4	60	92
Issuing Certificate for witness fee, "	4	6	40
Qualifying 80 Jurors,	8	6	40
Ent. on Bar and Court Cal., and Ind. each term, each	8	78	
Entering Orders on Journal per 100 words,	8		
" verdict on Journal and filing	12		
" rule "	8		
" judgment "	8		
" all records on Journal, per 100 words,	8	6	00
Indexing ents. on Journal, each,	4	1	28
Trans. 15 orders on docket, "	8	1	20
" verdict on docket,	8		
" rule "	8		
" judgment "	8		
Copy of Indictment and Certificate, 3		2	
Continuance, each,	8	16	
Nolle Pros, or laid away,	8		
Entering on Cash Book and Index,	12	12	
" ex. docket "	12	12	
Notice of Motion for new Trial,	8	8	
Cost Bill and filing,	29	29	
Recording words, at 8c. each 100 12,500 est'd		10	00
Certificate of Sentence, 2	35	70	
" allowance of guard, 2	35	70	
" to Auditor of Assignment of Counsel,	35	70	
Prec. for Fi. Fa. issue, docketing, index and return,	49	49	
Certificate of Issuing Fi. Fa., 2	35	70	
List for Grand Jury and Pros. Att'y,			
General Index,	8	40	
3 days extra work making cost bill		~~15~~	~~00~~
		134	06
SHERIFF,			
On Attachment,			
On Capias,			
Calling Action,	12	36	
Calling witnesses,	5	7	40
" Jury,	10	4	80
Summoning Jury,	40	40	
Serving Subpœna on 159 witnesses,	10	16	90
miles travel,	8	226	32
copies per 100 words,	8	16	90
Committing prisoner to jail,	60	37	40
Attending pris'r before Court times,	60	82	40
Discharging prisoner,	60		60
Sum. Special Jury and mileage,	4 50	13	50
Serving and returning Order of Court,	30		
Miles traveled, each,	8		
On Fi. Fa. Serv., 30c., miles travel, "	8		46
Forfeiting Recognizance,			
Serving Indictment,			46
		352	90
		320	60

MAYOR,			
JUSTICE,			
Affidavit, each,	40		40
Warrant, each defendant named therein,	40		40
Continuance,	20	3	60
First Mittimus,	40		40
2d " + 3rd mit 40	40		80
Subpœa for Witnesses, 25c, for one, and 5c.			75
for each additional,			50
Recognizance—1 witness 40c, each add'l, 10c.			
Swearing witnesses, each,	5		40
Judgment,	40		40
Transferring Judgment,	15		15
Recognizance defendants, each,	40		
Transcript—15c. per 100 words,		1	25
Certifying Transcript,	25		25
Final Mittimus,	40		40
Filing Papers, each,	5		45
Recording words, 15c. per 100,		1	25
Order on Jailor for prisoner,	40		
Appointment of Special Constable,	40		
		8	40
SUP'T OF POLICE,			
MARSHAL,			
CONSTABLE,			
Serving warrant on each def't	40		40
Travel miles—20c. for 1st, 5c.			20
for each additional,			45
Serv. Sub. on wit., 25x10,		1	75
Copies " each,	25	2	50
Travel miles—20c. for 1st, 5c.			60
for each additional,		3	60
Serving 4 Mittimus on each,	40	1	60
Copy " for 1st, 4x25		1	00
Travel miles—20c. for 1st, 5c.			80
for each additional,			
days attendance before J.P.,	1 00	3	00
Com. to Jail on warrant,	40		40
Travel miles—20c. for 1st, 5c.			20
for each additional,			
Con's bring. out pris'ner for ex.			40
Marshal " " "	20		
Travel miles—20c. for 1st, 5c.			
for each additional,			
Transporting and sustaining prisoner, which is allowance made by Magistrate and certified by him.		3	00
2 Assistant 5 3 days	1 50	9	00
" "	1 50		
" "	1 50		
		28	90
		184	
		148	56
of Stenographer		184	

RECAPITULATION.

Clerk,	134.06	148	56
Sheriff,	320.60	352	90
Mayor or Justice,	5.40	8	40
Marshal, Constable or Sup't of Police,	28.90	28	90
Witnesses,	1289.45	1474	45
Jury fee,	184.00	6	00
Stenographer		184	00
Total Costs,	1971.41	2203	21
	1791.66		

2203.21

ATTEST: J. L. Bunger **Clerk.**

This Cost Bill is correct and allowed.

Marysville, O. Jan. 17 1884

John A. Price **Judge.**

Witnesses in Attendance Under Recognizance or Subpoena.

NOTE—The Mileage of Witnesses is to be allowed ***both ways*** at 5 cents per mile, and the ***whole distance*** should be stated and not ***one*** way at 10 cts. per mile.

NAMES.	Before Justice or Police Judge.		In Court.		TOTAL AMOUNT.		REMARKS.
	Days at 50c.	Miles at 5c.	Days at 75c.	Miles at 5c.	Dolls.	Cts.	
Jacob Norris	2	20			2	00	
John Mc Eldery	2	20			2		
J. Rowe	2	20			2		
Mrs J. Rowe	1	20			1	50	
Etta Rowe	1	20			1	50	
O. A. Shearer	1	20			1	50	
A. J. Richardson	1	24			1	70	
R. H. Graham	2				2	00	
Manerva Sanderson	2	20			2	00	
John Johnson	2	20			2		
Dr J. B. Taylor	2	20			2		
" S. Burkam	1	20			1	50	
Daniel Sanderson	1	20			1	50	= $22.20

TO THE AUDITOR OF STATE:—Sir: ***You will please issue your warrant on the Treasurer of State to*** .....

Sheriff of ..... *County, Ohio, for the sum of* ..... *Dollars,*

being the amount of the costs in the foregoing case.

100

Clerk of ..... *County. O.*

35

The State of Ohio

against

George H. Argo.

Entry.

J. 13. P. 136

The State of Ohio
against
George H. Argo.
} Entry.

John L. Porter, who was heretofore appointed to assist the Prosecuting Attorney in the trial of this case, is hereby allowed the sum of Seven Hundred and fifty dollars, as compensation for his services rendered in said case, and the court approves of said amount as just and right in that behalf.

I approve of the above amount as fair and just for the services rendered by said John L. Porter in said cause.

Jany 22/84
Approved.
John A. Price, Judge.

John W. Bowdrick
Prosecuting Attorney.

Costbill

Recapitulation

	$	ct
J. H. Knickade J. P	8	40
N. M. Hubbard Const	17	60
Sam Bennett "	8	05
Witnesses	22	20
Special Allowance	10	00
To Sheriff & asst.		
Total	$66	25

The State of Ohio Union County Paris Township. ss.

I do hereby certify that the above is a full and true copy from my docket, of the proceedings had by and before me, at my office in said township, in the above action. April 11, 1883.

J. H. Knickade J. P. of said Township

Transcript

The State of Ohio,
vs
George H. Argo

J. H. Knickade Jr.

Transcript

from docket of J. H. Kilkade, J. P.

State of Ohio vs George H. Argo } Criminal Docket A. Page 229. No. 21. Murder.

March 26. 1883.

Complaint in writing on oath signed by Henry W. Morey, filed with me charging that on or about the 25th day of March, in the year of our Lord One thousand eight hundred and eighty-three, one George H. Argo, late of said County of Union, did unlawfully, wilfully, maliciously and with deliberate and premeditated malice aforethought kill and murder one Nancy Rorr, then and there being by then and there strangling and choking her the said Nancy Rorr, in and upon the neck and throat of the said Nancy Rorr and by said choking and strangling of the said Nancy Rorr by the said George H. Argo, she the said Nancy Rorr, then and there immediately died.

March. 26. 1883. Issued Warrant against said George H. Argo, and "delivered to N. M. Hubbard, Constable

March 26. 1883. Warrant returned with body of defendant, Constables return, "I took the body of the within-named George H. Argo and than him before the Justice, March 26 A. D. 1883. N. M. Hubbard Constable."

The defendant was arraigned and entered a plea of "not guilty."

On motion of the defendant and on account of the absence of material witnesses examination adjourned to tomorrow. Tuesday March 27th 1883. at 2. o'clock. P.M. at the Court House. Thereupon Mittimus issued and delivered to N.M. Hubbard, Constable for committment of said George H. Argo, to the Jail of the County for safe keeping during said adjournment,
March 26, 1883. Mittimus returned served. Hubbard Constable.
March 26. 1883. Issued subpena for Jacob Norris, J. McElderry, J. Rouz, Mrs J. Rouz, O.A Shearer, Etta Rouz, A.J. Richardson, and R.H. Graham. witnesses for the State,
March 27. 1883. Subpena returned served by N.M. Hubbard Constable.
March 26. 1883. Issued subpena for Minerva Sanderson, John Johnson and Dr Taylor witnesses for defense.
March 27. 1883 Subpena returned served by N.M. Hubbard Constable.
March 27. 1883. 2. o'clock. P.M. The Prosecuting Witness, the attorneys J.M. Broderick. Esq for the State, and D.W. Ayers & T.B. Benton for the defense, and the witnesses appeared, I then ordered the defendant to be brought before me which was done. Trial had.
Jackson Rouz. John McElderry. Charlotte Rouz. Etta Rouz. Jacob Norris H.M. Morey. R.H. Graham M.D. A.J. Richardson M.D. witnesses for the State, sworn & examined.

Then adjourned for supper until 7½ o'clock this evening, Thereupon mittimus issued and delivered to Sam Bennett Constable for commitment of said George H. Argo, to Jail of County for safe keeping, Mittimus returned serd. March 27th 1883. 7½ o'clock P.M. Same Parties present as above including the defendant said George H. Argo

Then the State rested.

Defense made a motion to dismiss for want of sufficient evidence to support the affidavit. Motion over-ruled.

Thereupon on account of the lateness of the hour adjourned until 1 o'clock P.M. March 28, 1883, Same Place.

Mittimus issued and delivered to Sam Bennett, Constable. Mittimus returned serd. March 27, 1883. Issued subpena for Dr Burtham and Daniel Sanderson. Witnesses for defense and delivered to Hubbard Constable to serve. March 28, 1883. Subpena returned serd. March 28, 1883. 1 o'clock P.M. Same Place same Parties present including defendant, said George H. Argo. The defendant then waived any farther examination and submitted to be bound over to Court.

I find said offense has been committed as set forth in the affidavit and complaint as first above stated and there is

cause to believe the defendant guilty thereof, as therein charged.
Therefore I issued a mittimus for his committment to the Jail of Union County, Ohio, for his safe keeping and appearance to answer to said charge before the Court of Common Pleas, in and for the County of Union, State of Ohio.
Delivered the mittimus to Sam Bennett Constable to serve.
March 28th 1883. Mittimus returned
"March 28th 1883 I committed the within-named George H. Argo to the custody of the within-named Jailer John Hotzusack, with whom I left a certified copy of this writ.
Sam Bennett Constable
I made an allowance of $10.00 to the Sheriff John Hotzusack, and assistants, for special constables, for attendance and assistance during trial to prevent mob or riot which was feared on account of the strong feeling against defendant and threats of lynching
J. H. Knittack J.P.

Cost Bill.

J. H. Knickade J.P.	$	cts
Affidavit		40
Warrant		40
1st Mittimus		40
2nd "		40
3rd "		40
1st Sub Writ		60
2nd " 3 "		35
3rd " 2 "		30
Swearing 8 "		40
Jury.		40
Trans Jury		15
Transcript	1	25
Certificate		25
Final Mittimus		40
File P. papers		45
3. Continuance		60
Record.	1	25
Total J. P.	$8	40

Witnesses	miles	$	cts
2 days Jacob Norris	20.	2	00
" John McEldery	"	2	00
" J. Rose	"	2	00
1 day Mrs J "	"	1	50
" Etta "	"	1	50
" A. A. Shearer	"	1	50
" A. J. Richardson	24	1	70
2 days R. H. Graham	0	1	00
" Minerva Sanderson	20	2	00
1 d John Johnson	"	2	00
" Dr Taylor	"	2	00
1 day Dr Burkham	"	1	50
" Daniel Sanderson	"	1	50
Total witness		$22	20

N. M. Hubbard Constable	$	cts
Serving warrant.		40
Mileage "		65
Conveyance "	3	00
3 assistants "	4	50
2 days attendance	2	00
Serving Mittimus		40
Mileage "		20
Copy "		25
Serving Sub 8 writ		95
Mileage " 25	1	40
Copy "		25
Serving " 3 writ		45
Mileage " 25	1	40
Serving " 2 writ		35
Mileage " 25	1	40
Total Hubbard Const	17	60

Sam. Bonnett Constable	$	cts
Serving 2nd Mittimus		40
Mileage " "		20
Copy " "		25
Assistant " "	1	50
Serving 3rd 1 "		40
Mileage " "		20
Copy " "		25
Assistant " "	1	50
Serving Final "		40
Mileage " "		20
Copy " "		25
Assistant " "	1	50
Attendance 3rd day	1	00
Total Const Bonnett	$8	05

over

3

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

George H. Argo

STATE OF OHIO,
Union County, ss.

On the 21st *day of* April *1883, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

George H. Argo

by delivering to him said copy.

John A. Benson Sheriff.

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	16
	46

Filed Jan 17 - 84
J. L. Bunger
J. B. P. 132

Title: State v. Argo No. 537

The Sheriff is allowed two guards to assist in conveying the prisoner to the penitentiary under the sentence of the Court,

No 21
Crim Dec A Page 229.

1

The State of Ohio
vs
George H Argo

Affidavit

Filed Mch 26 1883
J H Kinkaid Jr

The State of Ohio }
County of Union } ss,

Henry W. Mercy being first duly sworn deposes and says that on or about the 25th day of March in the year of our Lord one thousand, Eight Hundred and Eighty three one George H. Argo late of said County of Union did unlawfully, willfully, maliciously and with deliberate and premeditated malice aforethought kill and murder one Nancy Rowe then and there being by then and there strangling and choking her the said Nancy Rowe in and upon the neck and throat of the said Nancy Rowe and by said choking and strangling of the said Nancy Rowe by the said George H. Argo she the said Nancy Rowe then and there ~~died~~ immediately died,

And Affiant verily believes that said George H. Argo is guilty in manner and form as above charged, and further affiant saith not,

Henry W. Mercy

Sworn to and subscribed by said Henry W. Mercy before me this 26th day of March A.D. 1883,

J. H. Kinkade. J.P.

I command you to receive the said George H. Argo into your custody in the Jail of the County aforesaid there to remain until he be discharged by due course of law.
Given under my hand and seal this 28th day of March AD 1883

J. H. Knickel J.P.

State of Ohio
vs
George H. Argo
Trial Within
Case Docket Page 229
Return March 28 1883
J. H. Knickel J.P.

March 28th 1883 I Committed the Within named George H. Argo to the Custody of the Within named Jailor John Holensalk With whom I left a Certifyed Copy of this Writ

Sam Bennett Constable

Fees — Serving 40
— Milage 20
Copy 25
assistance 1.50
$2.35

The State of Ohio, Union County ss:
To the Keeper of the Jail of the County aforesaid, Greeting,

Whereas George H. Argo late of the County of Union State of Ohio has been arrested on the oath of Henry W. Morey, for that on or about the 25th day of March in the year of our Lord 1883 said George H. Argo, at said County and State did unlawfully, willfully maliciously and with deliberate and premeditated malice aforethought kill and murder one Nancy Rose then and there being by then and there strangling and choking her the said Nancy Rose in and upon the neck and throat of the said Nancy Rose and by said choking and strangling of the said Nancy Rose by the said George H. Argo, she the said Nancy Rose then and there immediately died.

And whereas said George H. Argo has been examined by me J H Kuickade one of the Justices of the Peace of said County & State and has been held by me to answer to said charge as stated above of murder in the first degree of said Nancy Rose at said County of Union State of Ohio on March 26th 1883, in manner as above stated and as set forth in the affidavit of Henry W. Morey.

Therefore in the name of the State of Ohio

~~Jos~~
The State of Ohio
vs
Geo. H. Argo

motion for new
Trial —

Filed Jany 12th 1884
J. De Bourque Clerk
Wm. M. Weigel Deputy

D. W. Sayers L. B. Builers
and W. F. Hoots
Atty for Deft

The State of Ohio vs George H. Argo } Court of Common Pleas Union County Ohio — — Charge of Murder

The defendant George H. Argo now comes and moves the court for a new trial herein for the following reasons to wit:

1st Irregularity in the proceedings of the court jury prosecuting attorney and the witnesses for the State and errors of the court and abuse of its discretion by which the defendant was prevented from having a fair trial —

2d Misconduct of the jury or of the prosecuting attorney and witnesses for the State —

3d Accident and surprise which ordinary prudence could not have guarded against —

4th That the verdict is not sustained by the sufficient evidence and is contrary to law —

5th Newly discovered evidence material for the defendant which he could not with reasonable diligence have discovered and produced at the trial

6th Error of law occuring at the trial —

George H. Argo —

per D. W. Ayres & B. Benton and W. S. Hoops atys for Deft —

N. 637

5-

The State of Ohio

vs.

George Ryan

Entry

Filed Sept. 24th 1883

J. D. Burgner

Clerk.

J. B. P. 50a

1400 [illegible]

December A.D. 1883, at one o'clock P.M., of said day, which is day of December A.D. 1883 being the date to which this cause was continued for trial.

Defendant is adjudged guilty of the ~~[illegible]~~ Crime charged in the Indictment.

Broadrick

The State of Ohio } No,
vs. } Indictment for murder in the first degree;
George H. Ayo }

This day came the prosecuting attorney on behalf of the State of Ohio, the defendant George H. Ayo being brought into court in custody of the sheriff, and his counsel also coming,

And the venire facias for the jury in this case heretofore issued according to law, returnable this day, was duly returned by said sheriff, with his indorsement thereon as follows;

— Copy in full venire & return of sheriff ~~& venire~~ —

And said venire facias being called in open court, all of the above-named persons appeared in answer thereto, except (~~Copy of names of persons not answering~~) ; ~~and~~ U to W C pd Geo Freshman

And also the alias venire facias heretofore issued according to law, returnable this day, was duly returned by said sheriff, with his indorsement thereon, as follows:

— Copy alias venire & return of sheriff in full —

And said alias venire facias being called in open court, all of the above-named persons appeared in answer thereto,

And thereupon this cause came on to be heard on the motion and showing of the said defendant George H. Ayo for a delay in the trial hereof for reasons fully set forth and verified by oath in said showing,

On consideration whereof the court do order that the trial of said defendant George H. Ayo be fixed for the seventeenth day of December A.D. 1883, and to which time the trial of said cause is delayed and postponed. And the court thereupon ordered that all of said parties who were called on said venire facias and said alias venire facias should report in open court as jurors herein on said seventeenth day

that he is advised by his Physicians and believes the same to be true, that the labor of said Trial would be dangerous ~~and~~ and injurious to the injury of which this Affiant is now ailing

This Affiant hopes and expects to be able and so far recovered from said injury as to be able to prepare the defense to said charge and engage in the trial thereof by the month of December A.D. 1883 or at the next Term of this court

Affiant says this motion and affidavit is not made for delay merely but for the purpose of Justice —

D. W. Ayers

Sworn to before me and signed in my presence by the said D. W. Ayers this 19th day of ~~December~~ September A.D. 1883

J. L. Bingner
Clerk

State of Ohio
vs
Geo. W. Ayers

Affidavit

6

667

State of Ohio vs George H. Argo } Court of Common Pleas Union County Ohio — Charge of Murder

State of Ohio Union County ss: —

D. W. Ayers being first duly sworn says. That previous to the April Term A.D. 1883. of said court, he was employed by the said defendant George. H. Argo. to ~~conduct~~ prepare and conduct and manage on the trial in said court. the aforesaid charge of murder Affiant says that previous to said Term he attended and participated as an Attorney for said defendant at the hearing of said charge of murder before J. H. Kinkade a Justice of the Peace of said County — That he was then and has ever since been employed by the said defendant as his Attorney as to the charge aforesaid —

Affiant says that on or about the 9th day of May A.D. 1883, an accident occurred to him, resulting in the breaking of a bone of his left limb and a serious injury to his knee joint, which injury has incapacitated this affiant from any preparation of the Evidence and law pertaining to said charge of murder against the said George H. Argo since said date of May 9th A.D. 1883. —

This Affiant says that at the present time he is unable by reason of said injury to engage in the trial of said charge

637 5-2

State of Ohio

vs

George H. Argo

Motion

State of Ohio
vs
George H. Teyes

Court of Common Pleas Union County Ohio

Charge of Murder -

The defendant now comes and asks the court him to adjourn or continue the above case until or near the next - Term of said court because of the physical inability of his Attorney -

D. W. Lyons
Atty for Defr -

7 ~~6~~

Put on of
Dec. 17th 1883

9-13-2 87

The State of Ohio
vs.
George H. Argo

Indictment for Murder in the First Degree.

Manus O. Donnell Esq was this day appointed as official stenographer to take the evidence in this case, and after taking the oath required by law entered upon the discharge of his duties.

THE STATE OF OHIO,
Union County, ss.

Sheriff's Office, Marysville, ~~1879.~~

On the ..... *day of* ..... ~~1879, I served this writ on the~~

~~within named:~~

Dec. 18th 1883. The following named Jurors were severally summoned by me, as within required, on this 18th day of Dec. A.D. 1883 and in the manner hereinafter specified.

No.	Names	Residence		How Served	
1	David Edwards	Paris	Sp.	Personal	Service
2	Wm Goff	"	"	"	"
3	S. W. Dolbear	"	"	"	"
4	Geo. Beecher	"	"	"	"
5	W. H. Robb	"	"	"	"
6	John Garner	"	"	"	"
7	Scott Rice	"	"	"	"
8	F. B. Sprague	"	"	"	"
9	Geo. Welling	"	"	"	"
10	Geo. Kinney	"	"	"	"
11	J. A. Henderson	"	"	"	"
12	Alonzo Turner	"	"	"	"
13	Aaron Turner	"	"	"	"
14	Theodore Miller				

John Stevenson Sheriff
Union County, Ohio.

Fees $4.00

UNION COUNTY
Court of Common Pleas.
2nd Special

Venire Facias

For Petit Jury.

In the Case of
The State of Ohio
against
Geo. N. Argo

Returnable Forthwith ~~1879~~

3

VENIRE.

The State of Ohio, } **To the Sheriff of said County, GREETING:**

Union County, ss.

We command you that, without delay, you summon

1 David Edwards
2 William Goff
3 D. W. Dolbar
4 Geo. Beecher
5 W. H. Robb
6 John Warner
7 Scott Rice
8 F. B. Sprague
9 George Welling
10 George Kinney
11 J. A. Henderson
12 Alonzo Turner
13 ~~Theodore Mullen~~ Aaron Turner
14 Theodore Mullen

to be and appear before the Court of Common Pleas within and for said County of Union, at the Court House in Marysville, in said County, ~~on~~ forthwith *,* ~~the~~ *day of* ~~*A. D. 1879, at*~~ ~~*o'clock in the forenoon,*~~ *and so from day to day until discharged, then and there to serve as Petit Jurors in the case of the State of Ohio against* George H. Argo *on an indictment for* Murder in the first degree *; and how you shall execute this writ make appear to our said Court on the's* 18th *day of* Dec. 1882 *, and have you then and there this writ.*

WITNESS *my signature as Clerk of our said Court, at Marysville, this* 18th *day of* Dec. *, A. D.* ~~1879.~~ 1882

J. L. Bunyner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,
Union County, ss.

Sheriff's Office, Marysville, 1883

On the ..... *day of* ....., *1879, I served this writ on the within named:*

December 17th 1883 The following named Jurors were Severally Summoned by me as within required on the 17th & 18th days of December A.D. 1883 and in the manner hereinafter specified

No	Names	Residence	Date of Serve	How Served	
1	Wm Andreson	Paris twp	Dec 17th 83	Personal	Serv
2	A S Chapman	"	"	"	"
3	Geo W Court	"	"	"	"
4	A S Doolittle	"	"	"	"
5	Willard Winget	"	"	"	"
6	W J Wood	"	"	"	"
7	Charles Lee	"	"	"	"
8	S McCloud	"	"	"	"
9	George Heisdorf	"	"	"	"
10	Joseph P Martin	Derby	Dec 18	"	"
11	A J Ferguson	"	"	By leff	
12	W & H Remington	"	"	"	"
13	J P Brittain	"	"	"	"
14	Ray S Morse	"	"	Personal	"
15	R A McIntyres	"	"	"	"
16	Elias Thomas	"	"	By leff	"
17	William Ferris	Dover	"	Personal	"
18	Jefferson Kilthe	"	"	"	"
19	W H Loveless	"	"	"	"
20	J P Shields	Millcreek	"	By leff	"
21	E P Rodgers	"	"	"	"
22	R B Thompson	"	"	Personal	"
23	Garrett Owens	"	"	By leff	"
24	John McAllister	Leesburg	Not found		
25	A P Martin	"	Dec 18th 83	By leff	
26	Lester Oliver	"	"	"	
27	John Hudson	"	"	Personal	"
28	John Vendre	"	"	"	"
29	Lester Derkum	Derby	"	By leff	"
30	Byron Salsbury	"	"	"	"

Sheriff Fees $10.00

John Ebersole
Sheriff

UNION COUNTY
Court of Common Pleas.

Venire Facias

For Petit Jury.

In the Case of
The State of Ohio
against
Geo. N. Argo

Returnable Dec 18 - 1883

VENIRE.

The State of Ohio, } **To the Sheriff of said County, GREETING:**

Union County, ss.

We command you that, without delay, you summon

1		W. P. Anderson	Personal Serve
2		A. S. Chapman	" "
3		Geo. W. Court	" "
4		A. D. Doolittle	" "
5		Willard Winget	" "
6		W. T. Wood	" "
7		Charles Lee	" "
8		S. N. McCloud	" "
9		George Aristoud	" "
10		J. P. Martin	Personal Serve
11		A. J. Ferguson	By Copy Copy
12		W. F. H. Pennington	" " "
13		J. P. Kratline	" " "
14		Ray G. Morse Jr.	Personal Serve
15		R. A. McIntire	By Copy
16		Elias Thomas	
17		William Ferris	Personal
18		Jefferson Richie	"
19		W. H. Loveless	"
~~20~~		~~Robert McCrory~~	"
~~21~~		~~J. B. Dorothea~~	"
~~22~~ 20		T. P. Shields	"
~~23~~ 21		E. P. Rodgers	"
~~24~~ 22		R. B. Thompson	Personal Serve
~~25~~ 23		Warret Owen	
~~26~~ 24		John McAllister	Not found
~~27~~ 25		O. B. Martin	By Copy
~~28~~ 26		Lester Ollivor	Personal
~~29~~ 27		John Hudson	Personal Serve
~~30~~ 28		John Rewloon	" "
29		Lester Dockeren	Personal Serve
30		Byron Galloway	Personal

to be and appear before the Court of Common Pleas within and for said County of Union, at the Court House in Marysville, in said County, on Tuesday *, the* 18th *day of* Dec, *A. D. 18~~79~~ 83, at* 9 *o'clock in the forenoon, and so from day to day until discharged, then and there to serve as Petit Jurors in the case of the State of Ohio against* Geo. H. Argo *on an indictment for* Murder in the first degree *; and how you shall execute this writ make appear to our said Court on the* 18— *day of* Dec— 83 *, and have you then and there this writ.*

WITNESS *my signature as Clerk of our said Court, at Marysville, this* 17— *day of* Dec, *, A. D. ~~1870.~~* 1883

J. L. Benger *Clerk.*

By *Deputy Clerk.*

107
10

State
vs
Argo

Entry

Dec 18th 1883

J. 13. P. 90.

1

No 637

The State of Ohio
vs
Geo. H. Argo

} Indictment for
Murder in the first degree

This day came the Pros. atty, on behalf of the ~~State of~~ State of Ohio, the defendant being brought into Court in custody of the Sheriff, and his attys also coming and the same jurors who were in the panel on adjournment yesterday being present, and the Special Venire facias heretofore issued according to law, returnable this day, was duly returned by said Sheriff with his endorsement thereon, as follows: (copy Special Venire & return in full)

and said special Venire facias being called in open Court the following named persons appeared in answer thereto, viz: W. P. Anderson, N. S. Chapman, Geo. W. Count, A. D. Doolittle, Willard Winget, W. T. Wood, Charles S. Lee, S. N. McCloud, Geo. Heistand, J. P. Martin, A. J. Ferguson, R. A. McIntire, Elias Thomas, Wm Ferris, W. H. Loveless, R. B. Thompson, John Hudson, John Nicholson, Byron Galloway,

2

and upon the further call of said special Venire facias, ~~(called the 1st special V. facias)~~ for cause shown, the Court excused G. W. Coast, Willard Winger W. S. Wood, Charles S. Lee, S. M. McCloud, George Wristand R. A. McDuffie, Elias Thomas, Wm Ferris W. H. Loorless and Byron Galloway

~~and the defendant by his counsel, challenged~~

and the Deft by his Counsel

~~for cause, and the challenges were sustained and~~

~~also~~ challenged peremptorily W. P. Anderson, A. S. Chapman and J. P. Martin and the State challenged peremptorily A. S. Doolittle, and the panel for said jury being incomplete a second special Venire facias was issued according to law, returnable forthwith, was duly returned by the said Sheriff with his endorsement thereon as follows: (Copy in full 2nd Special V. Facias)

and said 2nd Sp. V. Facias being called in open Court all of the persons therein named appeared in answer thereto, and upon the further call of said 2nd Special Venire Facias for cause shown the Court excused J. J. Scott C. Houston, C. M. Sugman J. B. Whelpley T. P. Freeman S. B. Woodburn Walter Fullington, J. D. Radbaugh, Waldo Gray

and the defendant by his Counsel
Challenged peremptorily Dyer Reed

and the panel of said Jury being
incomplete a third Special Venire Facias
was issued according to law returnable forthwith
was duly returned by said Sheriff with his
endorsement thereon, as follows: (copy 3rd Special
Venire Facias & return in full)

and said 3rd Special Venire Facias being called
in open Court the following named persons
appeared in answer thereto. D. Edwards
Wulfoff W.H. Robb John Farmer, F.B. Sprague
and George Kinney

And upon the further call of said 3rd Special Venire Facias for cause shown the Court excused David Edwards, Wm Goff W. H. Robb. John Garner. F. B. Sprague,

And there now bring in said panel twelve good men having the qualifications of Jurors

the panel being complete, and the following named persons having been tried and accepted, to wit:-

1 Wm Kendre Bishop, 2 David Sherman, 3 John Neoloon
4 David Logan, 5 Robert Robinson, 6 Wells Hildreth
7 Thomas J. Hale, 8 Andrew J. Ferguson 9 Robert Hicks Jr
10 Russell B. Thompson 11 John Hudson. 12 Geo. Kinney

were duly impanelled and sworn to well and truly try, and true deliverance make, between the State of Ohio and the prisoner at the bar, George H. Argo. And thereupon after cautioning the Jury under Statute

Court adjourned until tomorrow morning at 8½ o'clock

THE STATE OF OHIO,
Union County, ss.

Sheriff's Office, Marysville, 1879.

On the ..... *day of* ..... *, 1879, I served this writ on the within named:* .....

December 18th 1880 The following named Jurors Where Severally Summoned by me as within required on this 18th day of Dec AD 1880 and in the Manner hereinafter Specified

No.	Name	Residence		How Served	
1	J J Scott	Paris	Dp	Personal	Service
2	Oper Reed	"	"	"	"
3	Daniel Marsh	"	"	"	"
4	L M Ingram	"	"	"	"
5	S P Freeman	"	"	"	"
6	J P Whelply	"	"	"	"
7	J P Woodburn	"	"	"	"
8	C Houston	"	"	"	"
9	Walter Dullington	"	"	"	"
10	Waldo King	"	"	"	"
11	J D Rockbaugh	"	"	"	"

Fees $4.00

John Hemmert
Sheriff Union Ohio

UNION COUNTY
Court of Common Pleas.
Jack Spencer
Venire Facias
For Petit Jury.

In the Case of
The State of Ohio
against
Geo. N. Argo

Returnable forthwith ~~1879.~~

2

VENIRE.

The State of Ohio, } To the Sheriff of said County, GREETING:
Union County, ss.

We command you that, without delay, you summon

1 J. J. Scott
2 Dyer Rees
3 Daniel March
4 C. M. Ingman
5 T. P. Freeman
6 J. B. Wheepley
7 S. B. Woodburn
8 C. Horton
9 Walter Fullington
10 Waldo Guy
11 J. D. Randebaugh

to be and appear before the Court of Common Pleas within and for said County of Union, at the Court House in Marysville, in said County, ~~on~~ forthwith *~~the~~ ~~day of~~ ~~A. D. 1879, at~~ ~~o'clock in the forenoon~~, and so from day to day until discharged, then and there to serve as Petit Jurors in the case of the State of Ohio against* George H. Argo *on an indictment for* Murder in the first degree *; and how you shall execute this writ make appear to our said Court on this* 18th *day of* Dec. 1882 *, and have you then and there this writ.*

WITNESS *my signature as Clerk of our said Court, at Marysville, this* 18th *day of* Dec. *, A. D.* ~~1879.~~ 1882

J. L. Bunger *Clerk.*

By ..... *Deputy Clerk.*

6808 2

No. 637.

Union County Common Pleas.

THE STATE OF OHIO,

vs.

George H. Argo

Indictment for

Murder in the first degree

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Long

Foreman of Grand Jury.

Filed April 20th 1882

J. L. Bunger

Clerk.

Chas. M. Goodrich

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 10th *day of* May 1882

Defendant arrainged, and pleads

Not *guilty to this indictment.*

J. L. Bunger,

Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

George H. Argo

late of said County, on the Twenty Fifth day of March, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

In, and upon one Nancy Rowe then and there being, unlawfully, feloniously, purposely, and of deliberate and premeditated malice, did make an assault, in a menacing manner, with intent her, the said Nancy Rowe unlawfully, feloniously, purposely, and of deliberate and premeditated malice to kill and murder; and that he the said George H. Argo, then and there with his right hand and arm seized the body of the said Nancy Rowe around the waist of her, the said Nancy Rowe, and with his left hand seized the neck and throat of the said Nancy Rowe and did then and there the said Nancy Rowe cast and throw into and upon the ground, with great force and violence; and that the said George H. Argo then and there, unlawfully, feloniously, purposely, and of deliberate and premeditated malice, with his left hand did seize, grasp and press the neck and throat of her, the said Nancy Rowe, with the intent aforesaid, and her, the said Nancy Rowe then and there, with his left hand aforesaid unlawfully, feloniously, purposely, and of deliberate and premeditated malice, did choke, suffocate, and strangle, with the intent aforesaid; of which said choking, suffocation and strangling she, the said Nancy Rowe, then and there instantly died; and so the Jurors aforesaid, upon their oaths and affirmations aforesaid, do say that the said George H. Argo, her, the said Nancy Rowe, in the manner and by the means aforesaid, unlawfully, feloniously, purposely, and of deliberate and premeditated malice, did kill and murder,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Broderick

Prosecuting Attorney.

Union County, Ohio.

The State of Ohio } No. 637
vs. } Indictment for Murder in the first degree.
George H. Argo }

This day came the prosecuting attorney on behalf of the State of Ohio, the defendant George H. Argo being brought into court in custody of the Sheriff, and his counsel also ~~coming. And the venire facias and alias venire facias heretofore coming. Also came the following named persons who were heretofore returned by the sheriff in the venire facias and alias venire facias to-wit:~~

~~(Names of jurors)~~

And ~~such~~ the venire facias heretofore returned herein ~~refs~~ being called in open court, ~~and~~ the following named persons appeared in answer thereto.

(names of parties appearing in the venire facias)

And the alias venire facias heretofore returned herein being called in open court, the following named persons appeared in answer thereto.

(names of persons answering alias venire)

And upon the further call of said venire and said alias venire, for cause shown the court excused Martin Price and Thomas Yeansley, and the defendant, by his counsel challenged (names of parties challenged for cause) for cause and said challenges were sustained; and also challenged peremptorily (names of persons challenged peremptorily). And the said venire facias and alias venire facias being exhausted without obtaining a jury herein, on motion of the defendant by his counsel the court issued a special venire for the following named persons, as jurors herein, to-wit: (names of parties issued for) (and thereupon court adjourned the further hearing of this case)

alias

UNION COUNTY

Court of Common Pleas.

Venire Facias

For Petit Jury.

In the Case of

The State of Ohio

against

George N. Argo

Filed Aug. 30th 1883
J. D. Burgner, Clerk
Union County, Ohio.

Returnable Sept. 8th ~~1879.~~ 1883

THE STATE OF OHIO, }
Union County, ss. }

Sheriff's Office, Marysville, 1883.

On the twenty ninth day of August, 1883, I served this writ on the within named: Edward W. John, Robert Neiltz Jr., David Logan and W. Lance, by delivering to each a certified copy hereof, personally, a summons to appear before the Court of Common Pleas of Union County, Ohio, on the 24th day of September A.D. 1883, as stated within and for the purpose therein stated.

John Thompson
Sheriff Union
Ohio

Alias

VENIRE.

The State of Ohio, } To the Sheriff of said County, GREETING:

Union County, ss.

We command you that, without delay, you summon

				miles
1	Edward St John	Washington		22
2	Robert Hicks Jr.	"		20
3	W. L. James	Paris		5
4	David Logan	Washington		20

to be and appear before the Court of Common Pleas within and for said County of Union, at the Court House in Marysville, in said County, on Monday, *the* 24th *day of* Sept. *A. D.* ~~1879~~ 1883, *at* 8 *o'clock in the forenoon, and so from day to day, until discharged, then and there to serve as Petit Jurors in the case of the State of Ohio against* George H. Argo *on an indictment for* Murder in the first degree; *and how you shall execute this writ make appear to our said Court on the* Eighth *day of* ....., *and have you then and there this writ.*

WITNESS *my signature as Clerk of our said Court, at Marysville, this* 28th *day of* Aug., *A. D.* ~~1879~~ 1883

J. D. Burgner *Clerk.*

By ..... *Deputy Clerk.*

Reg-

UNION COUNTY

Court of Common Pleas.

Venire Facias

For Petit Jury.

In the Case of

The State of Ohio

against

George H. Argo

Filed August 27th 1883
J. D. Burgner, Clerk.
Union County, Ohio.

Returnable Sept. 8th ~~1879.~~ 1883

THE STATE OF OHIO, }
Union County, ss. }

Sheriff's Office, Marysville, 1883

On the Twenty seventh day of August, 1883, I served this writ on the within named: Henry Morse, Daniel Burnham, Michael Fogle, Jason Clare, George Smith, Samuel R. Holycross, John Beaver, Henry Jones, John Williams, Stacy Clayton, John Hoffman, Henry H. Wolfe, J. S. Clayton, John A. Phillips, Nathan Crisler, Henry H. Mills, W. M. Hilty, John D. Shoemaker, Wesley Stichter, John Riley, J. K. Dodge, J. R. Taylor, Samuel Dent, Thomas Williams, Stephen Jasper Conners, Pearl Harvey, John H. Fricker, Kearsley, J. Moreland, Robert Robinson, by delivering to each a copy of Martin J. Hale, Wells Kilbreth and T. J. Hale, a summons to appear before said parties above named, Jerome Clay, a Court of Common Pleas of Union County, on the 24th day of the Court of Common Pleas of Union County, on the 24th day of October A.D., 1883, to state whether they have any goods and chattels within my county, and the within named Henry H. Wolfe and Wesley Stichter found in my county, and the within named Henry Hoffman Jacob Crisler found neither goods nor chattels within my county, and to attend as the law directs.

John Wickersham
Sheriff Union Co.
Ohio

VENIRE.

The State of Ohio, } **To the Sheriff of said County, GREETING:**

Union County, ss.

We command you that, without delay, you summon

			Miles
1	Henry Morse	Liberty	11
2	Daniel Burnham	Union	9
3	A. H. McCampbell	Jerome	11
4	Michael Fogle	Dover	5
5	Jason Case	Claibourne	16
6	George Smith	"	16
7	Samuel B. Holycross	Darby	18
8	George Freshwater	Leesburg	
9	John Burns	Paris	3
10	A. A. Hill	Union	9
11	William Staley	Paris	1
12	D. S. Clements	"	
13	John Hamilton	Claibourne	17
14	Henry Jones Sr.	Leesburg	11
15	John Horney	Paris	3
16	H. W. McVey	Claibourne	16
17	M. M. Shipley	York	13
18	John A. Phillips	Claibourne	16
19	McKendre Bishop	Jerome	12
20	John Wiley	Paris	
21	J. K. Dodge	Jerome	8
22	J. R. Taylor	Leesburg	7
23	D. Steinneman	Taylor	6
24	Wesley Skidmore	Liberty	17
25	William Stillings	Union	9
26	Jasper Converse	Darby	9
27	James Hard	Liberty	13
28	James Cox	Claibourne	16
29	Thomas Yearsley	Taylor	10
30	J. J. Moorlock	Paris	
31	Robert Robinson	"	
32	Pearl Harvey	York	18
33	John N. Trickey	Leesburg	10
34	Martin Price	Jackson	22
35	Wells Hildreth	Leesburg	10
36	T. J. Hale	"	11

to be and appear before the Court of Common Pleas within and for said County of Union, at the Court House in Marysville, in said County, on Monday *, the* 24th *day of* Sept. *A. D.* ~~1878~~ 1883*, at* 8 *o'clock in the forenoon, and so from day to day until discharged, then and there to serve as Petit Jurors in the case of the State of Ohio against* George H. Argo *on an indictment for* Murder in the first degree *; and how you shall execute this writ make appear to our said Court on the* Eighth *day of* September *, and have you then and there this writ.*

WITNESS *my signature as Clerk of our said Court, at Marysville, this* Sixth *day of* August *, A. D.* ~~1878.~~ 1883

J. L. Burgner *Clerk.*

By ..... *Deputy Clerk.*

The State of Ohio 4

vs.

George Hutzo

Equity,

J. 12 - P. 631

No.

The State of Ohio
vs.
George H. Argo

Indictment for Murder in the first degree.

This day came the prosecuting attorney on behalf of the State of Ohio, and the defendant being brought into court in custody of the Sheriff, and being also represented by counsel and arraigned upon said indictment, for plea thereto saith he is "not guilty", and puts himself upon the country, and the prosecuting attorney doth the like, and at the request of the prosecuting attorney John L. Porter was appointed to assist the prosecuting attorney in the prosecution of this case. And at the same time the said defendant being still in open court, it was ordered by the Court that this case be set for trial on the third monday of the next term of this Court, to-wit: on the 24th day of September A.D. 1883.

said 24th day of September A.D. 1883 at 8 o'clock A.M., The sheriff will be required to serve and return said venire as soon after the issuing thereof as may be, and in the same manner as said first venire. If it appear to you, from such return, that the names of thirty six qualified jurors are not in the venires, you shall draw ballots and issue venires, to be served and returned in like manner as the foregoing until the required number - thirty six qualified jurors - are summoned. After you have thus obtained a full panel you will serve a copy thereof upon the said George H. Argo, at least three days before said 24th day of September 1883. - You will find the law governing this matter in Sections 7267, 7268 and 7273 of Revised Statutes of Ohio.

John W. Bredrick
Prosecuting Attorney,
Union County, Ohio.

4

Rec'd after jury

In the Court of Common Pleas of Union County, Ohio,

The State of Ohio } Indictment for Murder in the first degree;

vs. } Precipe:

George H. Argo }

To the Clerk of Common Pleas Court of Union County, Ohio,

You will please draw from the jury box - as in other cases - thirty six ballots, and issue to the Sheriff a venire for the persons whose names are so drawn, as jurors in the above entitled case, for the 24th day of September A.D. 1883 at eight o'clock A.M. - The Sheriff will be required to serve and return this venire at least fifteen days before said 24th day of September A.D. 1883, and if a person named in said venire is dead, insane, absent, removed from the county, or not an elector of the county, or has been convicted of a felony and not pardoned, the sheriff shall note the fact in his return. If it appear to you, by the return of the sheriff, that any person named in the venire is dead, insane, absent, removed from the county, or not an elector of the county, or has been convicted of a felony and not pardoned, you shall draw from the box a number of ballots equal to double number of persons dead, absent, or disqualified, and issue to the sheriff a venire for them, for the

Verdict-

Filed Jany 12th 1884

J. D. Burgner Clerk

By W. M. Winget-
Deputy

J. 13. P. 121

The State of Ohio
vs No 637
George H. Argo

Indictment for murder in the first degree.

We the jury find the defendant, George H. Argo, not guilty of murder in the first degree, and not guilty of murder in the second degree, but we find him guilty of manslaughter, as he stands charged in the indictment.

A. J. Ferguson
Foreman

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

THE STATE OF OHIO,
against

.....

.....

Crim. App. Doc. ..... *Page* .....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pliff.	Deft.
Doc. and App. Pliff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, on 2 Dec - Nov each,	8	24	
Indexing Docket, "	4	12	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing 26 Papers. & Post, in App. Doc. each,	12	5 52	
Taking Affidavits, "	8	16	
Certifying " without Seal,	15	20	
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33	99	
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12	12	
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16	17 60	
additional names, each,	4	2 36	
Swearing Witnesses, "	4	6 00	
Ent. Att. of " days, "	4	59 16	69 92
Certf. "	4	6 00	
Qualifying 80 Jurors, each,	8	6 40	
Ent. Bar. & Court Cal. & In., each Term, each	8	78	
Entering—Orders on Journal, per 100 words,	8		
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" all Judgment on Journal,	8	8	
Surplus Record on Journal, per 100 words,	8		6 00
Indexing Entries on Journal, each,	4		1 28
Transcribing—Orders on Docket, "	8		1 20
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate, 2		2	
Continuance, each,	8	16	
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8	8	
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording 1250 words at 8c each 100,			10 00
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
2 Cert. of Jurors 1 Sev. on Def't in jail		2 10	
Total Clerk's Fees,	$		

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, 148 Witnesses,	5	7 40	
Calling Jury,	10		
Summoning Jury,	40	40	
Calling Action,	12	36	
Serving Subpœna on 169 Witnesses,	10	16 90	
Miles Travel, each,	8	226 32	
Copies for each 100 words,	8	16 90	
Bringing Prisoner to Court, 54 times,	60	32 40	
Com. Prisoner to Jail, "	60	60	
Discharging Prisoner,	60	60	
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8	36	
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
Total Sheriff's Fees,	$		

WITNESS FEES.	Pliffs.	Defts.
2 guards		

32 J. & 1 w other defendants

State

		J. P. Court					
1	Jackson Rowe			17	20	13	00
2	Charlotte "			19	20	15	25
3	Etta "			12	20	10	00
4	Jacob Morris			15	22	12	35
5	O. A. Shearer			18	20	14	50
6	H. W. Morry			19		14	25
7	Daniel Sanderson			11	24	9	45
8	B. F. James			17	10	13	25
9	Fletcher Cool			4	40	4	25
10	Dr. A. Sabine			19		14	25
11	John McElderry			19	20	15	25
12	P. J. Wyeth			9	20	7	75
13	Mrs Hattie Fulton			7	20	6	25
14	C. S. Lee			19		14	25
15	Wm Gray			14	20	11	50
16	S. S. McGlory			9	24	7	95
17	Dr S. Burkam			4		3	00
18	" R. H. Graham			18		13	50
19	David Wyeth			16	20	13	
20	John McKinney			15	150	18	75
21	C. W. Disbennett			7	24	6	45
22	A. H. Hinson			15	26	12	55
23	Jacob Keller			10	20	8	50
24	W. O. Shearer			18		13	50
25	Wm Yarrington			10	18	8	40
26	Willie Rowe			19	20	15	25
27	Dr. A. J. Richardson			10	28	8	90
28	Dr. E. O. Richardson			4	28	4	40
29	P. C. Adams			17	22	13	85
30	Mrs Ruth Andrews			8	22	7	10
31	J. M. Danforth			11	26	9	55
32	Katie Warner			13	24	10	95

432

52.10

			J. P. Court					
	D.	M.	D.	M.	$	$	cts	
1 Joseph Boyd			6	18		5	40	
2 Charles Pleasant			5	18		4	65	
3 P. Cranston			5	18		4	65	
4 John Yarrington			5	18		4	65	
5 James Hildreth			12	24		10	20	
6 T. F. Gates			9	26		8	05	
7 John Anthony			1	18		1	65	
8 William Hisey			1	18		1	65	
9 J. W. Monroe			7	28		6	65	
10 Thomas Lane			3	[illegible]		[illegible]	[illegible]	
11 G. W. Patrick			3	24		3	45	
12 F. H. Thornhill			1	32		2	35	
13 J. W. Clark								
14 L. G. Monroe			6	28		5	90	
15 Lewis Breward			1	18		1	65	
16 Daniel Burnham			9	18		7	65	
17 John Hobuszack			19			14	25	
18 G. W. Court			15			11	25	
19 L. D. Wright			9	32		8	35	
20 John Winters			14			10	50	
21 W. F. Wood			5			3	75	
22 John Vanderau			5					
23 Lydia A. Harris			11	24		9	45	
24 Maria Ellen Hruson			10	24		8	70	
25 Jane Wyeth			3	18		3	15	
26 Joseph Willis			1	18		1	65	
27 M. Lyons			1	18		1	65	
28 G. L. Brooks			11	18		9	15	
29 James Darling			5	26		5	05	
30 W. F. Morry			2					
31 Joseph Willis			1	18		1	65	
32 John J. Gabriel			4	12		3	60	
Wm. Smith			4			2	00	162.90
S. Burkam							75	352.10
20 O. Shear			1/95				75	515.00
10 Wit failed to appear								

			J. P. in C.				
		D.	m.	D.	m	s	cts
Drfts	1 Edward Breward			6	22	5	60
	2 Crawford Carter			6	22	5	60
	3 Charles "			7	22	6	35
	4 Warren Hildreth			6	26	5	80
	5 Mrs P. C. Adams			6	24	5	70
Dr	6 N. P. Davidson			5		3	75
"	7 D. W. Henderson		.	7		5	25
"	8 J. W. Southard			7		5	25
"	9 D. N. Hamilton			9		6	75
	10 George Colwell			11	20	9	25
	11 A. A. Hill			6	20	5	50
	12 Dan. Sanderson			2	24	2	70
	13 Mrs " "			2	24	2	70
	14 Dr Robertson						
	15 Johnie Johnson			2	30	3	
	16 Frank N. Hamilton			3		2	25
	17 Marcus O. Donnell			65 23		184	00
	18 W. H. McDermott						
	19						
	20						
	21						
	22						
	23						
	24						
	25						
	26						
	27						
	28						
	29						
	30						
	31						
	32						

75; 75

Defts

		J. P. Court					
		D.	M.	D.	M.	$	Cts
1	Ellen Sanderson			14	24	11	70
2	Mrs John McElderry			3	20	3	25
3	William Hyde			9	20	7	75
4	John Sanderson			12	24	10	20
5	John Shelton			15	18	12	15
6	William Goff			16	18	12	90
7	Charles Fox			15	24	12	45
8	John "			15	24	12	45
9	Mrs O. A. Shearer			3	20	3	25
10	Mrs Joseph Boyd			10	18	8	40
11	Dr. J. B. Taylor			15	18	12	90
12	Molly Connell			19	32	15	65
13	John B. Hyde			13	24	10	95
14	Chauncy Smith			13	24	10	95
15	Thos Powell			12	40	11	
16	Mrs " "			12	40	11	
17	Jerry Argo			18	38	15	40
18	Geo. Sanderson			14	24	11	70
19	Charles "			9	20	7	75
20	Owen Wyeth			11	20	9	25
21	Geo. Stahl			15	30	12	75
22	Henry Willis			10	18	8	40
✓ 23	Jennie Johnson			13	20	10	25
✓ 24	Dr D. Burkam			14	18	11	40
25	W. F. Fulton			12	20	10	
26	Wm Fry			13	16	10	55
27	C. W. Smith			8	18	6	90
28	Ida Moody			16	20	12	00
29	Nancy Connel			16	32	13	60
30	Ella Argo			19	20	15	25
31	Maria Argo			13	16	10	55
32	Dr. Geo. Plimell			11	20	9	25

343.45

413

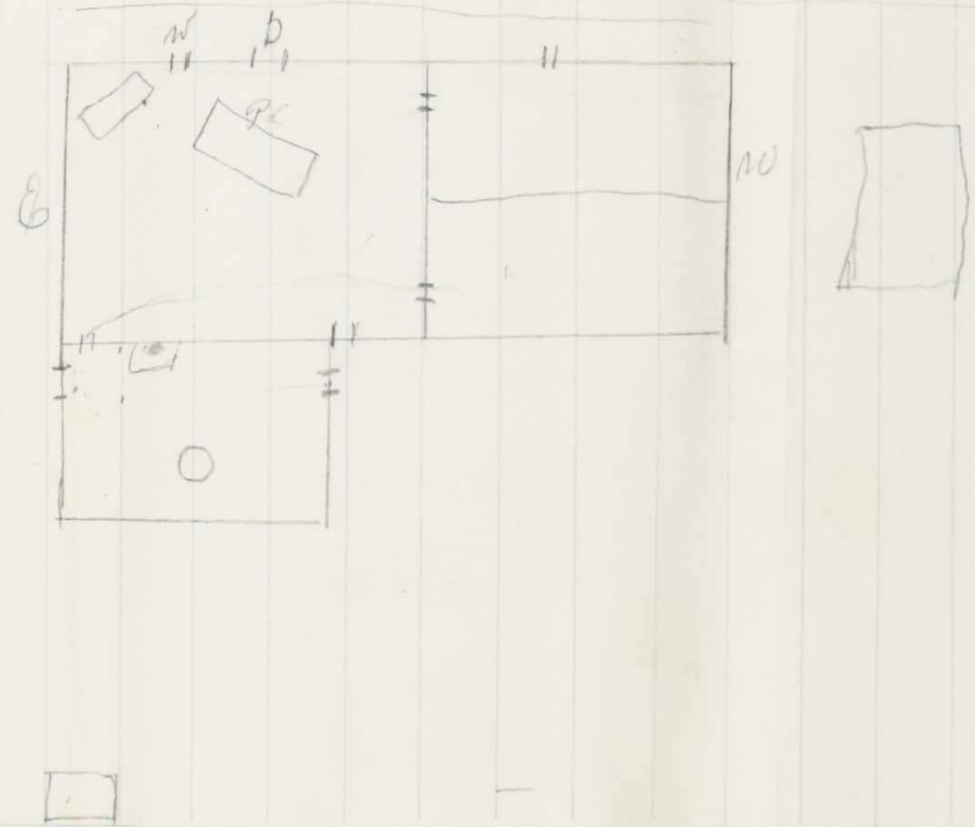
			G. B. Cooper				
	D.	M.	D.	M.	S	cts	
1 Jacob Shunk			11	20	9	25	
2 Dr. E. H. Wyatt			7	36	2	30	
3 Wm. McDermott			18	22	14	60	
4 Newton Keller			7	20	6	25	
5 John McKinney							
6 Minerva Sanderson			12	20	10		
7 Mahala Argo			19	20	15	25	
8 Peter Hill			7	26	6	55	
9 John Elliott			17	18	13	65	
10 N. M. Hubbard			13	32	11	35	
11 James Cooley			17	30	14	25	
12 D. D. Shearer			10	20	8	50	
13 Wm. H. Willis			18	18	14	40	
14 Wm. Watts			10	30	9		
15 David J. Harris			13	26	11	05	
16 Wm. Ford			11	22	9	35	
17 Wm. Winters			13	26	11	55	
18 Saml Johnson			12	24	10	20	
19 John A. Johnson			10	22	8	60	
20 J. C. Wafford			13	26	10	55	
21 Laura T. Johnson			8	22	7	10	
22 T. J. Johnson			13	22	10	85	
23 Phillip Fox			11	24	9	45	
24 Margaret Shearer			10	20	8	50	
25 B. G. Goodman			17	20	13	00	
26 Dr. A. L. Williams			15	22	12	35	
27 Annetta Disbennett			11	20	9	25	
28 J. H. Kinkade			13		9	75	
29 J. D. Burton			12		9		
30 Alfred Murphy			13	30	11	25	
31 D. F. Elliott			12		9		
32 Lewis Breward			7	18	6	15	312,55

374

Grand Jurors

1 Robert Morris - Jerome,
2 Jerry Rhinehart - Leesburg
3 O B Easter - Allen
4 C M, Graham - Mill Creek
5 R B, Thompson - " "
6 Emanuel Jarvis - Paris
7 Thomas Skidmore - York
8 Peter Rausch - Darby
9 L C, Pontebile - Dover
10 Boyd Thornton - Washington
11 A G Ferguson - Darby
12 Martin Rinck - "
13 J P, Kuthne - "
14 Albert Adams - "
15 J J, Miller - Allen

Delaware Pike



Maryville Pike

W. W. White Sworn to testify before the Grand

Jury 17 day of Jan 1884

J. L. Bunyan

Clerk.

J. O. Simon

Sworn to testify before the Grand Jury

17 day of Jan — 1884

J. L. Ringner

Clerk.

A. W. Robinson Sworn to testify before the Grand

Jury 17 day of Jan 1884.

J. D. Bingham

Clerk.

J. D. Leeper

Sworn to testify before the Grand Jury

17 day of Jan 1882

J. D. Bumpus

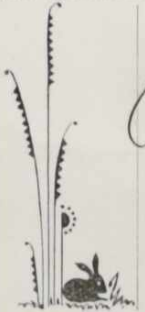
Clerk.

J. R. Taylor

Sworn to testify before the Grand Jury 17 day of Jan 1884

J. L. Bungner

Clerk.



J. M. Hoskins

Sworn to testify before the Grand Jury 17 day of Jan 1884.

J. D. Bunger

Clerk.

John Bunny

Sworn to testify before the Grand Jury 17 day of Jan 1884.

J. L. Burgner

Clerk.

F. L. Rezurtie Sworn to testify before the Grand

Jury 17 day of Jan 1884

J. D. Bingner

Clerk.

S. L. Bell

Sworn to testify before the Grand Jury 17 day of Jan 1884

J. Q. Bunger

Clerk.

J Monroe Martin Sworn to testify before the Grand Jury 15 day of Jan 1884

J D Burgner
Clerk.

S. B. Kezertee Sworn to testify before the Grand

Jury 17 day of Jan 1884.

J D Bunger

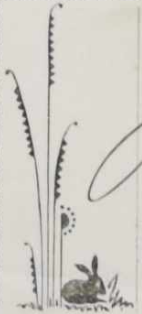
Clerk.

M. L. Kezarlee

Sworn to testify before the Grand Jury 17 day of Jan — 1884

J. D. Bruyner

Clerk.



G. H. Allen

Sworn to testify before the Grand Jury 17 day of Jan — 1884.

J. D. Bangner

Clerk.

R. W. Connell

Sworn to testify before the Grand Jury Jany day of 14th 1883

J. L. Bumper

Clerk.

Jas Cannon Sworn to testify before the Grand

Jury 14 day of Jany 1884.

J. D. Burgner

Clerk.

A. W. Neville Sworn to testify before the Grand

Jury 14 day of Jany 1884.

J. L. Burgner

By W. Clerk.

Elia Schnelzer Sworn to testify before the Grand

Jury 16 day of Jan 1884

J. L. Bunger

Clerk.

Cora Clark Sworn to testify before the Grand

Jury 15 day of Jany 1881

J. L. Burgner

Clerk.

J. L. Cameron Sworn to testify before the Grand Jury 16 day of Jan 1884.

J. D. Bingner
Clerk.

Margaret R Flaherida Sworn to testify before the Grand Jury 16 day of Jan 1884

J. D. Burgner

Clerk.

Henry Kerner Sworn to testify before the Grand

Jury 15 day of Jan 1884.

J. B. Bunger

Clerk.

O. M. Lyon

Sworn to testify before the Grand Jury 15 day of Jan 1884.

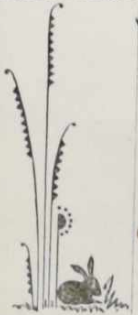
J. L. Bingner

Clerk.

Andrew Dodge Sworn to testify before the Grand Jury 15 day of Jan. 1884.

J. D. Burgner

Clerk.

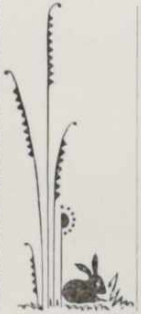


D. L. Jones

Sworn to testify before the Grand Jury 16 day of Jan 1884

J. Bunger

Clerk.



T. B. Fulton Sworn to testify before the Grand Jury 16 day of Jan 1884

J. D. Bruner

Clerk.

John Hobenrack Sworn to testify before the Grand

Jury 14 day of Jany 1884.

J. L. Bruegner
per W.

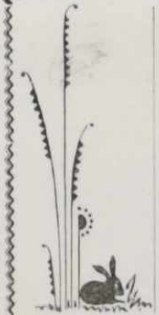
Clerk.

Roy Decker

Sworn to testify before the Grand Jury 15 day of Jan, 1884.

J. D. Bugner

Clerk.



O. Clingman Sworn to testify before the Grand

Jury 16 day of Jan 1884.

J. D. Burgner

Clerk.

Chas Zabold Sworn to testify before the Grand

Jury 15 day of Jany 1884

J Burger

Clerk.

Paul Gannan Sworn to testify before the Grand

Jury 14 day of Jan 1887

J. L. Burgner
per W Clerk.

William Green Sworn to testify before the Grand

Jury 14 day of Jany 1884

J. L. Burgner
pr W Clerk.

John McElderry Sworn to testify before the Grand

Jury 14 day of Jany 1884

J. L. Bugner
pr W

Clerk.

Mary A. Hollister Sworn to testify before the Grand Jury 15 day of Jany 1884.

J. D. Burgner Clerk.

D. N. McVay. Sworn to testify before the Grand Jury 15 day of Jan. 1884

J. D. Bungner
Clerk.

J. D. Hosler

Sworn to testify before the Grand Jury 15th day of Jany 1884

J. L. Bingner

Clerk.

Bell Clark

Sworn to testify before the Grand Jury 15 day of Jany 1884.

J. L. Bunger

Clerk.

J. D. Gill

Sworn to testify before the Grand Jury 15 day of Jan, 1884

J D Burger

Clerk.

Otis Millington, Sworn to testify before the Grand Jury 15 day of Jany 1884.

J. D. Burgner

Clerk.

John K. Dodge

Sworn to testify before the Grand Jury 15 day of Jan 1884

J. L. Bunger

Clerk.

Otta J. Dodge

Sworn to testify before the Grand Jury 15 day of June 1884

J. D. Bunger

Clerk.

Esther Morgan

Sworn to testify before the Grand Jury 15 day of Jan, 1884

J. D. Bingner

Clerk.

Isaac Graham Sworn to testify before the Grand

Jury 16 day of Jan 188~~4~~

J. L. Bunger

Clerk.

Lee Horn

Sworn to testify before the Grand Jury 16 day of Jan 1884.

J. L. Bingner

Clerk.

Mary Oppihle Sworn to testify before the Grand

Jury 15 day of Jan. 1884.

J. D. Burger

Clerk.

Chas Florida

Sworn to testify before the Grand

Jury 16 day of Jan 1884

J. D. Bruyner

Clerk.

Richard Cody Sworn to testify before the Grand

Jury 15 day of Jan, 1884

J. D. Burgner

Clerk.

A Hagen

Sworn to testify before the Grand Jury 15 day of Jan 1884

J. D. Bingner

Clerk.

Ryland Napier Sworn to testify before the Grand

Jury 16 day of Jan — 1884

J. D. Bunger

Clerk.

Mattie Hann Sworn to testify before the Grand

Jury 16 day of Jan 1884.

J. D. Bruggner

Clerk.

D. D. Kidmore Sworn to testify before the Grand

Jury 15 day of Jan. 1884

J. D. Bunger

Clerk.

Jane Hutchinson Sworn to testify before the Grand

Jury 16 day of Jan 1884.

J. L. Bunyer

Clerk.

Kate Le May Sworn to testify before the Grand Jury 16 day of Jan 1884

J. D. Burgner
Clerk.

Maggie Thomas Sworn to testify before the Grand

Jury 16 day of Jan 1884.

J. D. Bunger

Clerk.

G. W. Whipps

Sworn to testify before the Grand Jury 14 day of Jany 1884

J. L. Burgner

Clerk.

T. J. Fields

Sworn to testify before the Grand Jury 16 day of Jan — 1884

J. L. Burgner

Clerk.

E. Pritchard Sworn to testify before the Grand Jury 16 day of Jan — 1884.

J. D. Bunger

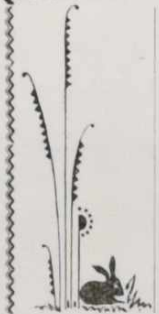
Clerk.

J. W. Flarida Sworn to testify before the Grand

Jury 16 day of Jan 1884.

J. D. Bingner

Clerk.



Will. H. Bonnett Sworn to testify before the Grand

Jury 15 day of Jan 1884.

J. D. Bingner

Clerk.

N. W. Mlorey

Sworn to testify before the Grand Jury 14 day of Jany 1884.

J. D. Bingner

Clerk.

Sol. Britz

Sworn to testify before the Grand Jury 16 day of Jan. 1887

J. B. Burgner

Clerk.

Sarah E. White Sworn to testify before the Grand

Jury 14 day of Jan 1884.

J. L. Bunger

Clerk.

Chris Scheiderer Sworn to testify before the Grand

Jury 15 day of Jan. 1884.

J. D. Burger

Clerk.

Jas McIntire Sworn to testify before the Grand

Jury 14 day of Jany 1884

G. L. Burgess

Clerk.

I. J. W. McDay Sworn to testify before the Grand

Jury 14 day of Jany 1884

J. R. Bruguer

Clerk.

Dr. H. McFadden Sworn to testify before the Grand

Jury 14 day of Jany 1884

J. D. Bunger

Clerk.

J. M. Durrie Sworn to testify before the Grand

Jury 16 day of Jan 188

J. L. Bruyer

Clerk.

Mrs Levi Gast Sworn to testify before the Grand

Jury 15 day of Jan, 1884.

J. D. Bruner

Clerk.

John W. McCann Sworn to testify before the Grand Jury 15 day of Jany 1884

J. D. Bragner Clerk.

Thos Martin

Sworn to testify before the G...

Jury

15 day of Jan, 1884.

J. D. Bunger

Clerk.

S. F. Feller

Sworn to testify before the Grand Jury 16 day of Jan 1884

J. L. Bryner

Clerk.

Will Judy Sworn to testify before the Grand

Jury 16 day of Jan 1884

J. D. Bingner

Clerk.

O. M. Dunn Sworn to testify before the Grand

Jury 16 day of Jan 1884

J. D. Bingner

Clerk.

A. P. Stickney Sworn to testify before the Grand

Jury 16 day of Jan — 1884

J. D. Bingner

Clerk.

John Shirk Sworn to testify before the Grand

Jury 16 day of Jan 1884.

J. D. Bingner

Clerk.

Daniel Drake Sworn to testify before the Grand

Jury 17 day of Jan 1884

J. D. Bingham

Clerk.

Calvin Allen Sworn to testify before the Grand

Jury 16 day of Jan 1884.

J. L. Bingner

Clerk.

Wellington Wells Sworn to testify before the Grand

Jury 16 day of Jan 1884

J. D. Bringner

Clerk.

Jacob Conrad Sworn to testify before the Grand

Jury 17 day of Jan 1884

J. D. Burgner

Clerk.

Ira Denny

Sworn to testify before the Grand Jury 15 day of Jan. 1884

J. D. Bunyner

Clerk.

M. A. Nicholson

Sworn to testify before the Grand Jury 15 day of Jany 1884

J. B. Burgner

Clerk.

Albert Fields Sworn to testify before the Grand

Jury 16 day of Jan 1884.

J. L. Bugner

Clerk.

J. V. Nash

Sworn to testify before the Grand Jury 15 day of Jan. 1884

J. D. Bingner

Clerk.

Sayler Hornbeck Sworn to testify before the Grand Jury 15 day of Jany 1881.

J. D. Burgner

Clerk.

Byron Galloway Sworn to testify before the Grand Jury 15 day of Jan 1884

J. D. Bingner

Clerk.

Sam. W. Bennett Sworn to testify before the Grand

Jury 15 day of Jany 1884.

J. L. Bingham

Clerk.

Asa Hughes Sworn to testify before the Grand

Jury 15 day of Jan. 1884.

J D Burgess

Clerk.

Thos Beckwith Sworn to testify before the Grand

Jury 17 day of Jan 1884.

J. D. Burger

Clerk.

Trell Weidman Sworn to testify before the Grand

Jury 17 day of Jan 1884

J. L. Bingner

Clerk.

J. J. Woodruff Sworn to testify before the Grand

Jury 15th day of Jany 1884.

J. D. Burgner

R W Clerk.

O. L. Jones

Sworn to testify before the Grand Jury 16 day of Jan 1884

J. L. Bruyner

Clerk.

Gno. Jurby

Sworn to testify before the Grand

Jury 16 day of Jan 1884

J. L. Burgner

Clerk.

Thos Miller U.K.

Sworn to testify before the Grand Jury 16 day of Jan 1884

J. L. Burgner

Clerk.

R. A. Graham Sworn to testify before the Grand

Jury 16 day of Jan 1884.

J. L. Bruner

Clerk.

Anna Greenbaum Sworn to testify before the Grand

Jury 15 day of Jan 1884

J. D. Burgner

Clerk.

John Blue Sworn to testify before the Grand Jury 16 day of Jan — 1884.

J. L. Bruyner

Clerk.

Conrad Weidman Sworn to testify before the Grand Jury 15 day of Jan. 1884

J. L. Bingner

Clerk.

O. B. Martin

Sworn to testify before the Grand Jury 17 day of Jan 1884

J. D. Bunger

Clerk.

Geo. Beecher Sworn to testify before the Grand Jury 15 day of Jan 1884

J. D. Bongner
Clerk.

John Huber Sworn to testify before the Grand

Jury 15 day of Jan. 1884.

J. D. Burger

Clerk.

W. C. Haskins

Sworn to testify before the Grand Jury 17 day of Jan 1884

J. D. Bunger

Clerk.

S. Preston Sworn to testify before the Grand

Jury 17 day of Jan 1884

J. S. Bunger

Clerk.

J. L. Jolliff

Sworn to testify before the Grand Jury 17 day of Jan 1884

J. L. Bingner

Clerk.

B. Davis Sworn to testify before the Grand

Jury 17 day of Jan 1887

J B Burgner

Clerk.

G. M. Ashipps.

Saw Isaac White the 27th or 28th of November last.
Heard a pistol shot on the north side of depot.
Shot a shot into the air at Marion.

Wm McGladden.

Made postmortem of Yeats, on 28th of November
Found two wounds, either would have been fatal.
Ball entered right side passing through lung and heart.
Being in the right side of the heart would live longer than than if in left side.
Lower shot would had produced death but probably not so quick.
Had heard of no trouble between them.
Reputatation of White not good.
Yeats reputation, industrious but had the name of his running after other women.
Body had to the north east feet north west, head north of East door.
Had on drawers shirt and coats thrown over him.
Either wound would have been fatal.
White lived with his mother in the same house.
White had been married but was not living with his wife.
Had no boots on
Found no rocks in coat pockets.

P.S. If you can't read this report to Marion Judge.

Sarah E. White

Am mother of Isaac White.

No stove in big room. Occupied the South East room.
East door of North room usually used as the coming in and going out of.
Yeats came to my house that evening just after I had gone to bed.
Went in the room to go to bed about 8 or 9 o'clock.
Went to sleep. heard a noise at the door. thought it was Isaac. opened the door found it was not Isaac.
Said he could not come in. He shoved the door open.
Followed to other room forcing the door open.
He said he would get in or would cut my throat.
Jumped out of bed. heard Isaac. He set down asked what that noise was said it was old Yeats.
Started towards other room. I went out of house
Heard no shots fired.
Did not see body of Yeats.
Not know that I stepped over body to get into room.
Asked Isaac to go to barn.
Isaac was mistaken when he said I asked him to cut supper.
Did not know that Yeats was killed.
Said down on bed.
Told Mr Martin to go around to the other door.
Did not touch nor see Yeats.
Stable just a few steps from house

White case.

Mr Seidmore.

Found the body of David Deal in the northroom. Two bullets holes in the body. Removed the body, carried back in the same room, removed sternum. Wound near on the right side, cut the right auricle of the heart, lacerating. Extracted ball 2 in below left nipple. Wound was as much as 10 in in length. Effect would be almost instant, heart might beat once or may be twice, could not live.

Think a man could not get up out from under a bed and go that far, could get off a bed and go that far probably.

Found another wound at left of the navel probably struck the hip bone, right hip. Went in at the right side of navel. Would cause death but not instantaneous.

Think the upper shot was fired first.

Think he could shot him if stood over with hands on stomac.

Identified balls. Borrie

Heart and lungs seemed to be healthy.

Have heard of his running there for past years.
" " Robinson 10 or 11 years. Was a little wild. Did not have of Robinson notifying his mother, till after this happened.
Have heard that he had been making an effort to reform the family.

Mr Coy.

Live about 10 yds from Sarah E White,
about 1½ min after 1 heard a noise. Wife got up and went to door, heard the cars running.
She called me, David had done the deed. He is lying dead in my mothers house. can do as they please with me Am going to give myself up

Yeats had been at my house once or twice before that.
Seen no light, for Yeats, Seen the light for Isaac.
Had not been there since Isaac left till that night.
Had clothes on when Isaac came.
Husband has been dead a good many years.
Know of no reason why such a story had been circulated.
Think Yeats had not been there more than ten or fifteen minutes.

J. J. Woodruff. — Shackelford.

Had been boarding there. Little girl came out and told him to come into the house. Said he did not have the bad disorder. Girl is past nine. Would suppose him to be about 25 yrs old.

J. A. McCoy.

Live in next lot.
Mrs. White carried water from Martins and so about.
Mrs. Sharp is working at Mrs Martins.
Was waked up about 12 minutes after one.
Martin called and frightened she said it is all around at the front door. Did not see her that morning till after daylight.
Drawers were unfastened.
Could not get into the room with stepping over his body.
Heard that Isaac and Yeats had had a row in Sept.
Did not hear Mrs White testimony before the Coroner.
Coats were over him when we went there.
Jas McIntire.
Have known Isaac White two or three years.
Have heard of others running with his mother.
Have never heard say that he had any trouble with Yeats

Have known Sarah E. Beats. She has been a bad character as far as report goes. Have heard of an other person going there. I believed the report that she pregnant.

Her reputation as common report he was a loose rattling boy. Never knew of any thing criminal about him.

Beats was called a quiet man. Was a general report that he was notorious after women.

Was not at the house first. Son went and waked up Martin. They went down and made the discovery.

Thos Martin.

Her Mr Bey called me up said that Dr McWhite had shot Dave Beats. Went to the front side of the house. She said it was around at the other door. What was, go and see.

State against Dr McWhite	////	First degree.
	~~////~~ ~~////~~	Second degree.
	~~////~~ /	manslaughter.

Second ballot	1	//
	2	~~////~~ ~~////~~ /// carried.
	3	

Heard that Mrs White had been in the family way.
Did not know that he carried a revolver.
Know nothing about White getting into trouble here in a Saloon.

Jas Gannan.

Am intimate with White, have had no trouble with White.
Had not been with him for some time.
Have known Mrs. White. Have heard of Yeats running with her for 5 or 6 years.
Have heard nothing of Isaac White being criminally intimate with his mother.
Never saw White have a revolver but once. Was playing at a mark.
Never about White getting into quarrels.
Is a man that drinks some, was quarrelsome when full, was industrious. Heard that Isaac whipped his mother, was general conversation at about the Burg.

Paul Gannan.

Have known Isaac White 9 years.
Have heard that Yeats was running there.
Never saw Ike have any quarrels.
Don't remember of him getting into trouble here at the Trad.
Never heard Yeats threaten his life.

William Gacne.

At Marion White was drinking before the fellows shot the pistol in the air. said that he took his last drink, came to Richwood on a freight train, got home 15 minutes before two o'clock, left Ike in front of his house.
I heard that Isaac ordered Yeats away from there.
Have known him to carry a revolver for a year or two, know it on two occasions

Heard a story that she was pregnate, dont remember who was charged with it.
He not drank any thing since left Marion, Wont think that he was tight when he carried Richwood,
Heard no pistol shots fired,
Was one chamber empty in each of our revolvers,
To enter room would have to either step over ~~man~~ body or go very near wall.

Taylor told me that Isaac would kill Jeats, I think.

John McElderry
Had a set of double harness stolen about the 9th of Sept.
Said he bought the mare in the night at Broadway corners.
Said he bought them harness at the iron bridge,
Found halter that belonged to Haynes.
Sheriff sent for Dick Hannas. Said they drove out of Marysville in evening.
He went into a field and led an old horse out.
Went back to a barn and brought back a set of harness.
Arrested him on the 24th day of Sept.
Saw the mare before she was stolen should say she was worth $450.

John Hobensack
assisted in arresting Wm Irwin, did not know Irwin. But Irwin in jail. Said that they bought the horse at Broad way corners. Dick said they stopped at a bridge. Irwin went into a barn and brought out harness

Shackelford age 25
80
White

Dick White came down with Isaac, between 3 and 4 o'clock 28th November
He said boys I shot a man and produced this revolver.
Said he had been to Galien came home, knocked at the door.
Mother told him to go to the barn then after water
Went in to the room looked under the bed under saw a man
and shot him so
I said I be what is the cause of this.
Dick said I did thought he would ruin his family &c
Revolver ~~was~~ was full charged when he handed to me.

H. M. Morrey,
Coroner of county, held inquest over body of
Ward Yeats,
Mrs White said she saw the body laying on floor.
Was at the barn did not hear the shots,
When got there about 9 body was still laying there.
with coat laying over private,
Body in the pathway from little room to north room
Noticed nothing in the over coat pockets,
No blood around
Was taken out and post-mortem held
Think body had not been touched when I got there.

Hohensack,
Mare worth probably 80 or 85 dollars.

Irwin - Guilty ~~III III III~~ Guilty 15.
Not Guilty

Cora Clark.

Knew Mr R. Shackleford. Stayed at our house some time. Remember of mother going down town, went with me down in Ma's bed. He did not put me on bed. (is 9 years old). Cora May — William Russel Shackleford)

Belle Clark.

Was Examined ~~Clar~~. She said he locked the doors and shut the window blinds down. He whipped the baby. Cora said don't cross the way. Did not call him in the house (Cora) Did not go out of the house. No part of the disease extended down the limbs.

Mary A. Hollister.

Am acquainted with Cora Clark. Have done the washing for the child. Clothes were not natural for the child. Examined the child noticed nothing wrong with the child can not say well.

J. W. Hostler.

Was present during conversation with Marshal Shackleford said. She little girl said that when her sister went away she would have some fun. Did not know that he had the disease. Said the little got on her lap.

R. M. Connell. Examined Cora May Clark. No location that would show any actual intercourse very profane charge. Think she was afflicted with gonorrea.

R. H. Graham,
Examined ~~and~~ Shackleford had gone down.

State against Shackleford | IX IX IX | Guilty carried.

7 L State against Ben F. Austin.

Jayler Hornbeck,

Know Ben Austin.
Heard Him and Mrs. Clark have some conversation,
She said if he did not notify the children she would,
Think they were knocking his honeymoon,
He said probly for all he knew she was run out of
a hoar house.

M. A Pickolsen.

over heard a little conversation
Heard him say I think that he called [illegible] 46,
Think Jayler Hornbeck was not there.

Charles Zebold,

Was across the street from where the trouble was,
Herd him say that she was a hoar. 46
Went back to the house then-up town, I saw a man come there
in a buggy. dont know whether he staid till after the
trouble

Mrs. Sherl Gust,

Heard conversation between Austin and Clark
Mrs Clark was at the house when it commenced,
Heard them call some profane language
Saw a gentleman there
Heard her say that he was a thief.
Think he said maybe she was run out of cash
a house
Could see his house did not see he went to go away they
were down in the lot. did not see him on the sidewalk,
Mrs Clark. Girls were not on the lot I lie on. They said my
Pa will beat you down black hitch

I said you had better take back them neckties you stole.
He said I was a dam liar.
Trouble did not arise about the hickorynuts.
Husband was away.
Hornbeck was trying to trade horses with Austine.

State against Ben. F. Austine

Guilty	//
not guilty	~~////~~ ~~////~~ ///

Carried.

State against Murphy.

J. S. Gill.

Run the machine shop at Richmond
Had an order from Mr Murphy for drilling bit
Kazerty got the bit.
Order was written in a little book, did not take up the order.

State against Charles Williams.

Andrew J Hodge.

Last day of fair probably 3 o'clock went in the ring.
two horses were selling, trouble about who should hold stake;
a young fellow had my watch, dropped it, caught
him picked up the watch, jerked away started to run
struck at me with a knife saw the knife
but my vest was a pointed, I and Byron Galloway followed
him, Hamilton struck him He had threatened to cut Galloway.
Had him arrested, Was sworn testified he did not take
the watch. He had the watch in his hand when first dis-
covered. Watch about $15 dollars.

State against Murphey.

Charles Beckwith.

Made a contract with Murphey to bore well
worked by day, Made an other contract to bore by the foot,
He swore. That I never worked by day.
I found his book with contract in it,
new contract did not cover time I worked by day.
O B. Martin swore him.

Saml Drake Was one of the Arbitrators. Was a contract
in controversy, Beckwith claimed he had a contract
at $4/8 per day. which Mr Murphey denied
Beckwith had a memorandum book with a contract
written in it, when contract was produced he
seemed to have forgotten it. He is about 80 yrs old,
Made no apologies.
Three Referees were chosen, decided in favor of Charles
off as an other contract at so much per foot.
Was a general opinion that Murphey had been wronged.
Award him $165 3/8.

J. L. Stizerta. Take a drill bit to the oil regions and get
it sharpened no matter what it cost,
Told Al Murphey to write an order. Old gentleman
said it is all right. Will meet you at a certain
house.
Al Murphey wrote the order.
Murphy said we could get $35 per foot. Mr Stizerta
said we could do well at $1.50 per foot.

S. B. Kazarta. 24" Sept. hired to Murphey to fix up a well to give me $2.8 per
day no lost time. Wanted me to go to the oil regions get taking x

Over

Mill H. Bennet,

Knew Andrew Hodges, saw him in the barr ground.
Saw Andrew " burst out of the crowd,
Saw the knife in his hand. Saw Andrew stoop
down; that is when he broke his hott.

Leroy Hicks,

Think the watch is worth about $12.00 new watch would
cost about $17.

B. J. Galloway,

Was present at time of trouble.
Was just across the track, at bugaies. Met a fellow
with knife in hand. Said "get out of the way
or I will cut your damned guts out".
Ran after him, at cattle stalls turned around.
Hit him across ahed with whip, struck at me
with knife. Whirled and run against knife
cut my collar and kicked me in stomach.
Jumped through the picket fence, crowd surround-
ed him and caught me. Sheriff has collar.

State against Charles Williams | IIII IIII IIII Guilty
| I Not guilty

Was to pay my expenses there and back,
Swore in court that he did not know that I was going to the oil regions. Have found the order.
Came back, met Al Murphy at Richwood,
Swore that he told me to that he had no use for me,
I helped take the tubing out, Swore that I did not.

M. L. Hezerta. Was summoned in case in regard to case between State and Murphy, went to Richwood with brother, met Al Murphy in front of Mr Parsons Hotel, Said get back last night, Said I am in a terrible fix, tools are stuck in the well, tools are stuck in well, my brother said will take my trunk up to fathers, Al said we go right down to Magnetic Springs, gave him the keys, Said he would come down on the hack.
Got dinner, then took trunks to Magnetic Springs

L. H. Allen. Came here with Mr Hezerta, Murphy met us at Richwood, Said tools were fast in well, I gave him keys.
Swore at the trial that he had no use for you till the tools come, that he never hired him to go to the Oil regions
Saw him working at the well drilling out rope.

O. B. Martin. Was an arbitrator. Al Murphy got himself as kind of agent between the two. They gave bond. Gave Beckwith about $166.58. Murphy said there were no former contracts at Cleveland. I had written note. Murphy said he would swear that the note was written for so much. I think that the old man was off his base.

H. C. Hoskins. Know nothing about it. I am a little children.

Mrs Hoskins. Know nothing about it. I is 72 or 75 years old.

Over

State against Asbery Johnson

Ira Henna

Knew Asbery Johnson. Got a coat from him.
Identified coat. gave him you potatoes said he
bought in Maysville, bought it about the
middle of Nov.

Israel Morgan.

Reside in Lewisburg. got a hat from A
Johnson, did not say where got it.
Identified cap and hat. think hat cost about 2 or 2½ $
got it about a month ago.

A. M. Neville. Take care of the Methodist church

Saw a colored man in the front hall
One out side door. Side rooms are used for
laying cloaks and hats in. Sometimes use them
for setting in. Doors were closed.
Coat was taken from East room. Was always kept
shut. Was not locked that night. about six saw
the colored man in hall.
Was an alarm of fire that night about 8 o'clock.
They were there when I left.

Hohenseck, Rashand used into fact. He said he bought
them in Columbus. Tolid the same story
No letters in hat, Rash said there was letters in hat.

J. S. Jolliff. Was one of the Arbitrators, - Old gentleman said that there was no contract. A contract was produced. Did not deny the contract. Spoke of an other contract. He is an old man. Think his memory impaired.

A. M. Robinson. Was one of the Arbitrators. Murphy stated that there was but one contract. We did not meddle with previous contract. He is childish, memory is bad.

S. Preston. Was one of the Jurymen. Murphy denied having any contract to go to the oil regions. Kazerta was at trial.

S. S. Bell. Was Juryman. Don't think I remember a word of the evidence that I could swear to. F. S. Kazerta was not at the trial. Murphy (old man) denied sending Kazerta to the oil regions.

W. M. White. Was present at trial. Murphy told Kazerta that he had nothing to do. Denied to have hired Kazerta to go to oil regions.

J. W. Cooper. Heard trial. Murphy swore that he did not have a contract. Beckwith pulled a daybook out of his pocket. Had a contract in

J. C. Lemon, Constable. Claimed that he did not employ Kazerta to go to the oil-regions, Gave him no orders to take the drill. Fact cropped out that it was the boy

S. Davis. Claimed he did not employ Kazerta to go to the Oil regions

John Curry. Had done 2½ days work, balance for science.

Over

J. A. Nash.

Center night of Conferred 20th of Nov 1888.
Was there. Noticed they were gone after dismissed.
Had worn them last Winter, boat cost $5. hat $3.
Think coat as worth $9 hat $1.50
Hat was marked J. A. N. Identified hat.
Doors were all shut except out side one.

State against Asbury Johnson | ~~XXX XXX XXX~~ Guilty Carried.
Not guilty.

J. R. Taylor was Juryman,
Murphy testified that there was no contract with
Sagets to go to the oil regions, Nothing said about
A hiring him I thought that his memory was
good, would not think that he was childish,

State against Murphy | ||| Guilty
| ||||| Not guilty Leo,

State Against William Brown.

J. K. Hodge.

Barn was burned 18 of Oct North 8 60v= Measured track. House was bedded, Glass had been broken out. Shoe corresponded with track. Got his breakfast at Hutchinsons She identified him. Did not know that such a man was about the neighborhood

Henry Kochner

Saw the man. Saw him come from schoolhouse. Was the same man. Said good morning he never answered me. Little after seven o'clock in morn.

Attd
Son of J. K. Hodge

Did not go to school house till school was taken up. Copied writing from board.

Bonnet.

Arrested Brown.
Said he stayed over at Milford

said he no relatives there, stayed at a private house did not know the name, first said he lived there.
Measured shoe. did not know any thing at Milford.

Sol. Butz

Arrested Brown, Said he lived in Milford with his parents. Said he stayed at home last night. Shoe corresponded with Hodge's measure of track.

Mrs Jane Hutchinson, Got breakfast for the man, saw him at trial was the same man. He denied being same man.

State against Wm Brown | ~~IIII~~ / ~~IIIIIIII~~ | Guilty / Not Lost.

State against Thomas Jefferson Gibson

Otis Millington.

Business Gin Peddling.

Know Gibson, Harnessed horses met Gibson and John McLean, walked up to Rowsher's Saloon, said how would you like to make a stake today. Said that he had some hides wanted hauled over to Springfield.

Said he would get them at Slaughter house.

We drove at Oslines slaughter house, He took off some boards, Helped him load the hides. Hides were worth 8c per pound. He told me that he proposed to pull the shops.

O. M. Glyon.

Butcher, Saw hides could have been to one. Hides were invoiced at $21.25.

Room was an addition to the slaughter house.

John McLean.

Have seen Jeff Gibson. Wanted to know if we if I was not in for a stake.

Bonnet.

Arrested Jeff Gibson. Wanted to know what he was arrested for. Think he waived examination

Asa Hughes Have worked at Glyons butcher shop Recognized hides. Kept in a warehouse. hides were worth 8 or 8½ cts.

Ryland Napier.

Asked if I am a good hand to beat my way. Had a woman with him did not claim her to be his wife. Told me she was going to Marion Indiana.

Hohensack.

Helped arest Jeff Gibson Said my God I wish I had died when I was a baby.

State against Thomas Jefferson Gibson

Guilty	XXX XXX XXX carried
Not guilty	

State against Vangordon

A. Hager.

Was in town last night, had horse hitched,
came out found some one had stole my robe,
Followed men found blanket brought it back.
Monroe Martin was with me,
I think it was worth a couple of dollars.
Elliot said that Vangordon took it.

Martin Was with Hager. We overtook them at edge of
town they willingly gave it up.
Vangordon was wrapped up in blanket

State against Vangordon and Elliot

Guilty	~~IIII~~ ~~IIII~~	Not carried
not guil	~~IIII~~	

Reconsidered

See	~~IIII~~ ~~IIII~~ /	Guilty
	~~III~~	Not guilty.

Manslaughter /

State against John S. Schiderer

Whipped boy 17th Dec. 1883.

Anna Greenbaum, am acquainted with Schiderer Boys name is Jake Conrad. Saw him whip the boy at different times. Whipped him till the blood ran out of his nose. Saw him kick the boy. Hired hand was there. Has gone back to Germany. Boy was 14 years old. Told this man must do so much when gone, if not he would whip him when he got back. was a good boy to work not saucy.

Conrad Abidman.

Know boy. Never saw him abuse the boy. Saw fuss with Schiderer. Second boy saw him kick the boy. Was good boy to work. Thought he was an excellent hand in ditch. Small for his age.

Geo Becker.

Know Schiderer. Know the boy that was working there. Was a working boy. Don't think he went to Sabbath school or church much. Don't think he was a very steady boy.

Chris Schiderer.

John is cousin of mine. Know the boy. Never saw him abuse the boy. Did not go to school much.

Mary Oppiehl.

Know the boy. Never saw Schiderer abuse the boy. Was an industrious boy. Never heard of the boy going to school much.

John Hinter. Saw Jakie Conrad. Boy was a very industrious boy.

Richard Cody. Saw boy at Gibbons Sunday came and stayed till Monday morning. Whipped him with a gad that he had to drive his horses with. Told the boy to go in the house. Was not dressed nor had no socks.

Trell Weidman.

Fathers places is across railroad from
J. S. Schiderer. Saw Schiderer kick the boy,
when they were husking corn a year ago in Nov.
Was good boy so far as I know.
Was rather small of his age.

Jacob Conrad. came to live with Schiderer 3 yrs ago.
went to school 100 days.
Kicked me and struck me. Helped him do the
Tried to cover me up in ditch.
Saw Trell Weidman. When he kicked me Said I
did not husk enough corn, Was not playing.
Went to bodas on Sundy. Whipped me with a
hors gad, hit me twice. Did not whip me after
that
Am staying now at Wicks bodas.
Wife said I should go in the house.
He came in house, said I should go home with him.

St agay J. S. Schider.

~~III~~ ~~III~~ ~~III~~

Guilty carried
Dec. 17."

State against Joseph J. Wells.

Margaret K. Florida.

The boy came home crying whipped. Was Sabbath 23rd of September 1888. Marks on sides of face. Was hurt on arm and side. Was on John Grego woods pasture. Boy was 13 last Sept.

Charles Florida.

Was in the woods, on Sunday, after hickorynuts. Found some pieces of board. Thought would look at buggy. Had no coat on.

J. M. Florida.

Live in Plainsville, Saw him whipped. On Sunday. Hit him one lick with buggy-whip. Did not hit him.

Sue Horn. Knew Charlie Florida.

Went up in the woods to get hickorynuts. Wells was in the stable came out went in the buggy shed. He came out jumped over the fence and struck him with the whip. Slapped him in the alley. Mrs Wells said Joe! Joe!

State against Joseph J. Wells. | Guilty charged. | Not guilty.

Mattie Horn.

Did not see trouble. Saw the mark marks was a white mark, Face was red on both sides.

Jessie Graham.

Did not see trouble saw Charles. Saw marks on arm, face was red and swollen.

E. Pittard. Saw the boy. Saw marks bad marks. Face was red, probably from crying. Think the mother was at my house. Boy about the same as other boys. Well a quiet gentleman.

State against
Fields Case

Albert Fields,

Am Son of T. J. Fields. Boys came to bell. went around house. Shot a time or two, tore up a barrel. Broke a stove pot axe handle rake. Shelled seed corn. Threwed wood on house, poured cobs down; took pole put down chimney threw cobs on hearth. Saw Mr Bob &c. Went out among them, said boys this is a mean trick. Told them if they would pay the damages and go away it would be all right. Did not so knew throughs wood off. Father ordered them away. Some came in house. Did not call for brother to come out.
Seth Lewis and Sylvester Smith said they tried to get them to quit.

T. J. Fields.

Tore up some barls, Tore chimney down to roof. Split up shingles &c. Poured cobs down chimney and covered it over. Split weather boarding. Broke leaf troughs down. Roof did not leak before think damage to roof to be $2.00

barrel
axe-handle

Were all in bed when they came must have 10 or 11 o'clock. The captain Mr Temple got mad. Some went in the house after I talked to them. Principally young men.
Mr Temple was on same side of house of wood.

John Blue. Live close to Fields. Got there after devilment was over. Saw wood on roof. Went home with boys. Talked of going back.

F. F. Fields. Says threw wood on house.

Ellis Schmelzer. Came thro to bell, tore chimney down to. Have been at two billings. Some lived quite aways off. Was up when they came in the house. Fields told them if they would go away without doing farther damage would settle for $15.

Fields case | ~~XXX~~ ~~XXX~~ | Guilty
| ~~XXX~~ | Not guilty

Lost

Motion to reconsider | ~~XXX~~ II | Guilty
| ~~XXX~~ III | Not guilty

State against Haggart, Jan 16th

State L. A. Mag

I saw Haggart and Maggie Price on the evening of the occurance. She was coming from the direction of Watkins, She was running or almost. He was running after her. Saw him push her. He sat on fence, was getting up when first saw her, He was standing by.

Maggie Thomas,

Saw them when trouble occured. Like mile West. He ran her in a ditch, He caught hold of her, drug her down in ditch, about 5 o'clock in afternoon. He was running after her, She was running.

State against Stucklin,

O. S. Jones. Firm of Kilburn Jones & Co.

$1,000 in notes was turned over to us.
Stryker and Stow was closed.
Stated to me that he had property in Ostrander worth $3,000, and other prop. worth $2,500.
Furnished him goods right straight along.
Made an assignment. Found that he had no property unincumbered as represented.
Credits were based on property which he represented to be unincumbered.
Obtained about $2,500 worth of goods

J. M. Hunn,

Was present at conversation. Stucklin said he had a farm down near Ostrander of 40 or 50
One in Ostrander ~~valued~~ valued $800, unincumbered,
Furnished him goods, Turned over to them $2,000. in notes I think,

Willy Judy

Know Patrick Horan, Knew where he keeps saloon.
Was there in November. Bought They called it cider.
Gave it to my brother George got 1 qt. Was for George
he wanted it to drink. Never paid any thing for it.
Had not been playing pool.
Witnesses Charlie Horn, Geo Beam intoxicated
Drank all of the qt.

Geo. Judy, Remember when Charlie bought cider.
It was cider drank a quart. Drank a little yesterday
before I went. got it out of Pat's jug.

Calvin Allen, Was there Christmas day, got what they
called cider. Did not get ~~anything~~ anything else ~~something else~~ ted on the cider.

A. P. Stickney Was at Horns on Christmas day.
Got cider.

~~A. P. S~~

Wellington Wells. Was at Horns in evening.
Got cider to drink there.

Thos Miller. Was at Horns on Christmas day
Got cider to drink. I spozed it was cider.
O. Clingman Got drink of cider that is what they called it
Didn't get any liquor there.

State against S. G. Strickelin.

O. S. Jones

Samuel Strickelin employed ~~S. G. Strickelin~~ to run that business and to have the profits.
Put in a sworn statement for labor of $60.
Belonged to the other creditors. Had no claim on the $60. committed perjury when put in his claim for 110 & 23 dollars.
~~Said~~ the Fenton was the assignee.

Y. B. Fenton,

Was the Assignee. Have affidavit.
Has to receive from $8 ~~00~~ & 1/2 ~~00~~ per year.
Paid $3 ~~00~~ on the 14.

J. L. Cameron.

S. S. Strickelin. Creditors levied on store after Klumm sold out. Strickelin replevined the stock.
Strickelin stated ~~that~~ before the Probate Court that he bought the store for his son.
Son was to have the profits no wages.
Son said that his father bought the store for him. His father turned over notes. Convey land to his nephew and then made the assignment.
Make the statement in Clemons bo, that he never put any money in the store.

J. M. Klumm.

Sa Strickelin said bought stock for us to pay him no wages. ~~Strickelin~~ was to have the profits pay him.

State against S. F. Stricklin. Carried

XXXXXXXXXXXX	Guilty
XXXXXXXXXXXX	Not Guilty

Reconsidered. Laid over till the next Grand jury.

J. M. Hurm. Sold stock to Samuel Stricklin.
$1000. of this I got Shilburn & Jones to on
my indebtedness. Transferred the Agency of
Implements to them. He agreed to hire me and pay
me wages. Sheriff attached them.
Remember of Mr Stryclin getting Jones
+ Co. check. He had money in bank, stopped
payment.

Case against Samuel Stricklin dismissed.

Criminal Case File
Case No. 638

No. 638

Union Common Pleas.

STATE OF OHIO.

against

William J. Adams

Defendant.

APR TERM. 1883

May 3rd 1883. Plea of guilty entered and defendant fined $5.00 and costs and sentenced to Jail for thirty day.

Journal No. 12 Page 621

Record No 3 Page 97

Ex. Doc. 6 Page 112

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

Bill of cost in the case of
The State of Ohio
vs
W J Adams

Justice fees affidavit	40
Warrant	40
Trying case	100
Swearing 4 Witnesses	20
Total	200

constable fees

Serving	40
Milage	20
attending trial	100

Witnesses fees

W C Thomas	25
John E Sherman	25
J W Whealen	25
Mary Sherman	25

i certify the above to be the cost in the case of the State of Ohio vs W J Adams the Plaintiff made all of the cost
A M Baldwin Justice of the Peace

Const cost keeping prisoner over night and conveyance to Sheriff $5.00

State of Ohio is Plaintiff and
W. J. Addams is Defendant

Recognizance of Witnesses.

State of Ohio

vs.

W J Adams

N M Baldwin

Justice of the Peace.

Docket 1230 *No.* 8

Returnable ....., 18 ....

J. O. BURGNER, CLERK
FILED
MAR
27
1883
UNION COUNTY, O.

Constable.

Recognizance of Witnesses.

THE STATE OF OHIO, } SS.
Union County.

Be it Remembered, That on the 25th day of March in the year one thousand eight hundred and 63 W C Thomas J W Wheler John E Harrman Mary B Harrman

personally appeared before me N M Baldwin one of the Justices of the Peace in and for the County aforesaid, and acknowledged themselves to owe the State of Ohio the sum of one hundred dollars each, to be levied of their goods and chattels, lands and tenements, to the use of the State of Ohio, if default be made in the condition following, to-wit: The condition of this recognizance is such that if the above bound W C Thomas J W Wheler John E Harrman and Mary B Harrman

shall personally appear at the next criminal term of the Court of Common Pleas to be holden within and for the County aforesaid, on the first day of the term thereof, to give testimony on behalf of the State of Ohio, and the truth to say on such matters as may be then and there required of them and not depart the Court without leave, then this recognizance shall be void and of none effect: otherwise to remain in full force and virtue in law.

W C Thomas (Seal.)
J W Wheler (Seal.)
J. E. Harriman (Seal.)
Mary B Harriman (Seal.)
(Seal.)
(Seal.)

Taken and acknowledged before me, the day and date first aforesaid.

N M Baldwin Justice of the Peace.

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

William J Adams

STATE OF OHIO,

Union County, ss.

On the 21st *day of* April *1883, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Heberman Sheriff.

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	1.30
Mileage, - - - - - - -	.16
	1.46

6837

No. 638

Union County Common Pleas.

THE STATE OF OHIO,

vs.

William J. Adams

Indictment for

House-breaking and petit Larceny.

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Long

Foreman of Grand Jury.

J. D. BURGNER CLERK FILED APR 20 1883 UNION COUNTY, O.

Filed 18

Clerk.

John M. Broderick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 3rd day of May 1883

Defendant arrainged, and pleads not guilty to this indictment.

J. D. Burgner Clerk.

May 5th 1883 Plea of "not guilty" withdrawn and plea of guilty entered.

J. D. Burgner
Clerk

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

William J. Adams

late of said County, on the Twenty fifth day of March, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

At about the hour of Two in the day-time of said day the dwelling-house of John E. Harriman, there situate, did unlawfully, maliciously, and forcibly break and enter, with intent, the personal property of great value, the personal property of the said John E. Harriman, in said dwelling house, then and there being, then and there unlawfully to steal, take and carry away, and certain money of the amount and value of Two Dollars and fifty cents of the personal property of Mary B. Harriman, and one revolver of the value of Three Dollars of the personal property of the said John E. Harriman and all of the value of Five Dollars and fifty cents in said dwelling-house then and there being found, then and there unlawfully did steal, take, and carry away

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Broderick
Prosecuting Attorney.
Union County, Ohio.

THE STATE OF OHIO,

vs.

Wm J. Adams

Subpœna for State **Witnesses.**

Returnable May 9th *188*3

J. M. Brodrick

Pros Att'y ~~for~~

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

D. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
Mary A Stone	18		
J P Warren	22		
Ord Thomas	22		
J W Wheelery	22		
C Wheelery	22		
W M Boldue	18		

SHERIFF'S FEES.	Dollars.	Cents.
Service,		60
Mileage,	4	00
Copy,		60
Total,	5	20

Hebrmerst *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna M. C. Thomas
J. W. Wheeler John E. Harriman
Mary B. Hamilton ——— Wheeler
and N. M. Baldwin

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 9th *day of* May *A. D. 188*2*, at* 9 *o'clock* A *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* William J. Adams *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 3rd *day of* May *A. D. 188*2

J. L. Bruyner *Clerk.*

By ..... *Deputy Clerk.*

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

W. J. Adams

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

THE STATE OF OHIO,
against

.....

.....

Crim. App. Doc. ..... *Page* .....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	16	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	48	12
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33	33	
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		29
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. " & Officers	4		24
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8		
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8	24	
Indexing Entries on Journal, each,	4	8	
Transcribing—Orders on Docket, "	8	16	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8	8	
Copy of Indictment and Certificate,		75	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35	35	
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,		80	
General Index,	8		
		4 25	65
Total Clerk's Fees,	$	33	4 58
			5 23

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	12	
Serving Subpœna on Witnesses,	10	5 20	
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60	1 20	
Com. Prisoner to Jail, "	60	60	
Discharging Prisoner,	60	60	
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
		2 98	8 18
Total Sheriff's Fees,	$	2 98	8 18

WITNESS FEES.	Plffs.	Defts.

Criminal Case File
Case No. 639

No. 639.

Union Common Pleas.

STATE OF OHIO.

against

Simon D. Boyd

Defendant.

April 20th 1883

Indictment nolled

and costs paid

Journal No. 12 Page 616

Record No Page

Ex. Doc. 6 Page 105

a black smith bill, but that he did not pay said bill but appropriated the $18 25/100 so received to his own use without the knowledge or consent of said McAlister; and that the acts above complained of were in fraud of his said McAlisters rights as a copartner in said firm and a fraud upon the firm & since this commencement he, said Geo had announced his withdrawal from said firm as a copartner

Samuel. McAllister

Sworn to and subscribed before me this 26th of March 1883

J. H. Linkhart JP.

March 30 1883. I acknowledge myself good for all costs

Saml. McAllister

Attest J. H. Linkhart JP

No 20

Quinbury A Page 227

The State of Ohio

vs

S. G. Boyd

Affidavit

Filed March 26 1883

J. H. Linkhart JP

State of Ohio
Union County ss

Before me, J. A. Kirkade a Justice of the peace within and for said County and State personally came Samuel McAlister who being first duly sworn according to law deposes and says that on or about May 1882 he formed a partnership with one S. D. Boyd for the purpose of building a certain gravel road in said County know as the "Benton and York Center Gravel Road" under contract with the Commissioners of said County; that the said firm, consisting of said McAlister and said S. D. Boyd, commenced the construction of said road about the time said partnership was formed and that the work is not yet completed.

He further says that the said Boyd was guilty of fraud in the affairs of said partnership, at the County of Union, Ohio, ~~in this~~ as follows to wit: On or about March 6th 1883, without the knowledge or consent of said McAlister, he said Boyd appropriated ~~a team~~ two of horses worth $260, the property of said firm, to his own use and sold them and converted the money realized to his own use and refuses to account for it or turn it into the firm; that on or about March 6th 1883 he said Boyd appropriated a wagon worth $70 the property of said firm ~~and refuses~~ without the knowledge or consent of said McAlister and refuses to restore it to the partnership or account for it; & that on or about November 6 1882 said Boyd received $18 $\frac{25}{100}$ of the funds belonging to said partnership to pay one R. Moffit

7077

No. 639

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Simon L. Boyd

Indictment for

Fraud in affairs of Partnership.

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Gong

Foreman of Grand Jury.

J. G. BURGNER CLERK FILED APR 20 1883 UNION COUNTY, O.

Filed ..... 18 .....

Clerk.

John McBrodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this ..... day of 18

Defendant ..... arrainged, and pleads

..... guilty to this indictment.

..... Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three.

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Simon D. Boyd

~~late of said County~~, on the Sixth day of March, in the year of our Lord One Thousand Eight Hundred and Eighty Three ~~with force and arms~~, in said County of Union, and State of Ohio, aforesaid, Samuel McAllister and Simon D. Boyd were partners in the business of constructing a certain gravel road improvement known as the Newton and York Center Gravel Road Improvement, and then and there were each members of a certain partnership in said business, under the name and style of McAllister & Boyd, and that the said Simon D. Boyd, with force and arms in said County of Union aforesaid did unlawfully and fraudulently sell and dispose of two horses of the value of Two Hundred and Sixty Dollars, and one wagon of the value of Seventy Dollars, the property of said partnership of McAllister & Boyd, aforesaid, and did unlawfully and fraudulently convert and appropriate the money arising from said sale aforesaid to the private and individual use and control of him the said Simon D. Boyd, and without the knowledge or consent of ~~him~~ the said Samuel McAllister, with intent thereby to cheat and defraud the said Samuel McAllister, And so the Grand Jury aforesaid upon their oaths aforesaid, do say that the said Simon D. Boyd, a member of said partnership, in manner and form aforesaid, then and there unlawfully was guilty of fraud in the affairs of said partnership,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Dodridge

Prosecuting Attorney,
Union County Ohio,

[93]

RECOGNIZANCE OF WITNESSES.

State of Ohio

vs.

S. D. Boyd

J. H. Kuikuck

Justice of the Peace.

Doc. ..... *No.* .....

Returnable ..... . *188* ..... .

J. O. BURGNER, CLERK
FILED
APR
11
1883
UNION COUNTY, O.

Constable.

Published by E. L. BARRETT & SON, Springfield, Ohio.

THE STATE OF OHIO,

Union County, } SS.

Be It Remembered, *That on the* 30th *day of* March *A. D.* 1883

W W Epps and Frank Ford

personally appeared before me J H Kirkar

one of the Justices of the Peace in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One hundred *Dollars, to be levied of their goods and chattels, lands and tenements, if default be made in the condition following, to-wit:*

The condition of this recognizance is such, that if the above bound W W Epps and Frank Ford

personally be and appear before the Court of Common Pleas in and for the County aforesaid, on the first day of the next term thereof, then and there to give evidence and the truth to say, on behalf of the State, touching such matters as shall then and there be required of them, and not depart the Court without leave, then this recognizance shall be void; otherwise, it shall be and remain in full force and virtue in law.

W W Epps (Seal.)

Frank Ford (Seal.)

(Seal.)

Taken and acknowledged before me, on the day and year first above written.

J H Kirkar *Justice of the Peace.*

RECOGNIZANCE.

State of Ohio

vs.

S. D. Boyd

J. H. Kirkland

Justice of the Peace.

Docket ..... *No.* .....

Returnable ..... *18* .....

J. O. BURGNER, CLERK
FILED
APR
11
1883
UNION COUNTY, O.

Constable.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

RECOGNIZANCE AFTER TRIAL.

THE STATE OF OHIO } **Be it Remembered,** That on the 30th
Union County, ss. } day of March one thousand, eight
hundred and eighty-three, S. D. Boyd

personally appeared before me, J. H. Knikad one of the Justices of the Peace in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of Five hundred Dollars, to be levied on their goods and chattels, lands and tenements, if default be made in the condition following, to-wit: The condition of this Recognizance is such, that if the above bound S. D. Boyd

shall personally be and appear before the Court of Common Pleas, on the first day of the term thereof, next to be holden in and for the County aforesaid, then and there to answer a charge of fraud in the affairs of Partnership of McAllister & Boyd under Sec 7077 - See Affidavit of Samuel McAllister for particulars

and abide the judgment of the Court, and not depart without leave, and in the meantime to be of good behavior and to keep the peace toward the citizens of the State generally, and the said specially, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law

S. D. Boyd [SEAL.]
G. A. Willing [SEAL.]
Elon Smith [SEAL.]

Taken and acknowledged before me, this 30th day of March one thousand eight hundred and eighty-three

J. H. Knikad **Justice of the Peace.**

No 639 Doc. A Page 250

THE STATE OF OHIO,

vs.

Simon D. Boyd

CAPIAS.

Ret'd and filed ..... 188.....

..... *Clerk.*

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO, } *I have arrested the within named* Simon D. Boyd

Union *County, ss.* } and have him before the Clerk of the Court of Common Pleas of said County to answer the within Indictment.

Arrest FEES.	90
Service, - - -	$ 20
Mileage, - - -	1 15
Conveyance, -	
Assistance, - -	
Sustenance, -	
Return, - - -	
Total, - - -	$1 75

John Pherrenbach *Sheriff.*

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O. 68

CAPIAS.

THE STATE OF OHIO, Union County, ss. } To the Sheriff of said County, Greeting:

We Command You, *To take* Simon D. Boyd

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union,

to answer to an indictment for

Fraud in partnership affairs

and hereof fail not, and have you then and there this writ.

WITNESS, J. L. Burgner *Clerk of said Court, at* Marysville, *Ohio, this* 20th *day of* April *A. D. 1883*

J. L. Burgner *Clerk.*

By W. M. Winget *Deputy Clerk.*

Transcript

The State of Ohio,
vs
S. D. Boyd.

J. H. Knickade, J. P.

The State of Ohio, Union County, Paris Township, ss.
I do hereby certify that the above is a full and true copy from my docket of the proceedings had by and before me, a Justice in and township, in the above action.
April 11, 1883.

J. H. Knickade, J. P. of the aforesaid township.

J. H. Knickade J. P. Costs

	$	cts
Affidavit		40
Warrant		40
Continuance		20
Recognizance adj		40
Sub for 8 witnesses		60
Recognize defendant		40
" 2 witnesses		50
Transcript	1	00
Certifying transcript		25
File 6 papers		30
Record	1	00
Total J. P.s.	5	45

Recapitulation

Costs

J. H. Knickade J. P.	5	45
Sam Bennett Constable	4	70
Witnesses	3	40
Total	13	55

Transcript

from docket of J. H. Kirkpatrick, J.P.

"The State of Ohio" vs S. D. Boyd } Criminal docket "A" Page 227 Case No 20. Fraud in Partnership. March 26, 1883.

Complaint in writing on oath signed by Samuel McAllister, filed with me charging that on or about May 1882, he formed a partnership with one S. D. Boyd for the purpose of building a certain gravel road in said County known as the "Newton and York center gravel road" under contract with the Commissioners of said County, that said firm consisting of said McAllister and said Boyd, commenced the construction of said road about the time said partnership was formed and that the work is not yet completed, that the said Boyd was guilty of fraud in the affairs of said partnership at the County of Union, Ohio, as follows: to wit: On or about March 6, 1883, without the knowledge or consent of said McAllister he said Boyd appropriated two horses worth $260.00 the property of said firm to his own use and sold them and converted the money realized to his own use and refuses to account for it or turn it into the firm; that on or about March 6, 1883, he said Boyd appropriated a wagon worth $70 - the property of said firm without the knowledge or consent

of said McAllister and refuses to restore it to the partnership or account for it; and that on or about November 6, 1882, said Boyd received $18 25/100 of the funds belonging to said partnership to pay one R. Moffit a blacksmith bill, but that he did not pay said bill but appropriated the $18 25/100 so received to his own use without the knowledge or consent of said McAllister, and that the acts above complained of were in fraud of his said McAllisters rights as a copartner in said firm and a fraud upon the firm and since their commission he said Boyd has announced his withdrawal from said firm as a copartner.

Thereupon I required the complainant to acknowledge himself responsible for costs, who then signed the following.

"March 30, 1883. I acknowledge myself good for all costs Saml McAllister

Attest J.H. Kirkpatrick.

March 26, 1883. Issued warrant against S. D. Boyd, and delivered to Sam Bennett Constable.

March 26 1883 Warrant returned with body of defendant, Constables return "I took the body of the within-named S. D. Boyd, and have them now before the Justice J.H. Kirkpatrick March 26 1883 Sam Bennett Constable.

On the account of the absence of Willie McAllister and other witnesses and on motion of the State and by consent of the defendant trial adjourned to Friday next March 30, 1883, at 9 o'clock A.M.

Thereupon said S. D. Boyd, with John Mitchell and Elon Smith his surety

approved by me entered into a recognizance before me for his appearance at, at the time and place above-named for trial.

March 28th 1883. Issued subpena for Willie McAllister, Wm Epps, John Ford Frank Ford, Calvin Guy, McCurdy Mills R. Moffit, and Wm Slack. witnesses for the State.

March 29, 1883. Subpena returned served except Moffit. Bennett Constable.

March 30, 1883. 9 o'clock A.M. the defendant Complainant, witnesses and attorney appeared, and thereupon the defendant plead not guilty but waived an examination and submitted to be bound over to the Court of Common Pleas of Monroe County, Ohio. I therefore ordered him to enter into a recognizance in the sum of Five hundred dollars, with sufficient sureties for his appearance at said Court, which was done accordingly with J. A. Milling and Elon Smith, his Sureties.

Recognized the following witnesses for the State W.W. Epps and Frank Ford.

Cost Bill.

Constables Costs.	$	cts	Witnesses	$	cts
Serving Warrant		40	Willie McAllister		50
Mile "		20	W. W. Epps.		50
Serving Subpena 7 wit.		85	Frank Ford.		50
Mile 16 "	1	10	McCurdy Mills.		50
1 Copy "		25	Wm Slack.		50
2 days attendance.	2	00	Cal. Guy.		90
Total Constables	$4	70	Total witness	$3	40

— over —

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

Crim. App. Doc. ..... *Page* .....

THE STATE OF OHIO,
against
S. D. Boyd

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pltf.	Deft.
Doc. and App. Pltf. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8		
Entering Pleas, each,	8		
Indexing Docket, "	4		
Indexing Judgments & Final Ord., each case,	15		
Indexing Pending Suits and Liv. Judg. " "	15		
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	72	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	37	
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. " J. B. Grant	4	32	
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8	8	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4		
Transcribing—Orders on Docket, "	8	4	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		75	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8	8	
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
Total Clerk's Fees,	$	3 27	

SHERIFF'S FEES.			
On Attachment,			
On Capias,		1 75	
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	12	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 60c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,			
Transportation,			
Total Sheriff's Fees,	$	1 87	

WITNESS FEES.	Pltfs.	Defts.
Clerk Burger	2 85	
" "	3 77	
Sheriff	1 87	6 04
J. H. Minkide	5 45	
Sam Barnett	4 70	
Willie McCallister	50	
W. W. Epps	50	
Frank Ford	50	
McCurry Reiller	50	
W. H. Steele	50	
Cal Guy	90	13 55
		18.59

April 20th 1882 Rec'd from Daft $18.59 in full of costs in above case
J. L. Burger

Criminal Case File
Case No. 640

No. 640

Union Common Pleas.

STATE OF OHIO.

against

John Banks

Defendant.

April Term 1884

Left off Docket

Journal No. ..... Page .....

Record No ..... Page .....

Ex. Doc. C Page 145

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

6957

No. 640

Union County Common Pleas.

THE STATE OF OHIO,

vs.

John Banks.

Indictment for

Cruelty to animal

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Gerney

Foreman of Grand Jury.

Filed 18

Clerk.

John M. Brodrick

Prosecuting Attorney.

On this 24 day of April 1883

Defendant arrainged, and pleads

not guilty to this indictment.

J. D. Burgner Clerk.

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union County, Ohio,

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

John Banks

late of said County, on the Twenty Second day of March, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

did unlawfully and willfully unnecessarily and cruelly beat a certain animal, to-wit: a certain mare, by then and there cruelly and unnecessarily beating and striking the said mare with a certain club then and there held in the right hand of him the said John Banks

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Boedrick

Prosecuting Attorney.

Union County, Ohio

6HO Doc. A Page 252

THE STATE OF OHIO,

vs.

John Banks

CAPIAS.

Ret'd and filed ..... 188.....

..... *Clerk.*

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO, } *I have arrested the within named* .....

Union County, ss. } John Banks the person in the

Banks are John Banks and William

Henderson & Leavitt Kelsey a copy of

the bail Bond

FEES.	
Service,	$ 30
Mileage,	30
	2,20
Conveyance,	2,00
~~Assistance~~,	30
~~Board and Sustenance~~,	50
Return,	
Total,	$5,20

John Pelcenaek Sheriff.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O. 68

CAPIAS.

THE STATE OF OHIO, Union County, ss. } To the Sheriff of said County, Greeting:

We Command You, *To take* John Banks

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union,

to answer to an indictment for

Cruelty To Animals

and hereof fail not, and have you then and there this writ.

WITNESS, J. D. Burgner *Clerk of said Court, at* Marysville, *Ohio, this* 21st *day of* April *A. D. 1883*

J. D. Burgner *Clerk.*

By W. M. Winget *Deputy Clerk.*

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

Crim. App. Doc. ..... *Page* .....

THE STATE OF OHIO,
against

.....

.....County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	48	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	37	
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	32	
Entering—Orders on Journal, per 100 words,	8	16	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8	~~16~~	
Indexing Entries on Journal, each,	4	16	
Transcribing—Orders on Docket, "	8	8	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		65	
Continuance, each,	8	24	
Nolle Pros., Quashed or laid away,	8	8	
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
Total Clerk's Fees,	$	322 85	
		3 85	

SHERIFF'S FEES.			
On Attachment,			
On Capias,		5 20	
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	32	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,			
Transportation,			
Total Sheriff's Fees,	$	5 52	

WITNESS FEES.	Plffs.	Defts.

Criminal Case File
Case No. 641

No. 641.

Union Common Pleas.

STATE OF OHIO,

against

Truman Thompson

Defendant.

Left off Docket

Journal No. ..... Page .....

Record No ..... Page .....

Ex. Doc. C ..... Page 146

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

282

6951

No. 641

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Freeman Thompson

Indictment for

Cruelty to animal

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Long

Foreman of Grand Jury.

J. L. BURGNER CLERK FILED APR 20 1883 UNION COUNTY, O.

Filed 18

Clerk.

John M. Bodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 25" day of April 1883

Defendant arrainged, and pleads

not guilty to this indictment.

J. L. Burgner

Clerk.

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Freeman Thompson

late of said County, on the Twenty first day of March, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

did unlawfully and willfully unnecessarily and cruelly beat a certain animal, to-wit: a certain mare, by then and there cruelly and unnecessarily beating and striking the said mare with a certain club then and there held in the right hand of him the said Freeman Thompson.

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John W. Brodrick
Prosecuting Attorney.
Union County Ohio.

No.

The State of Ohio,

vs.

Green Thompson

BAIL BOND.

J. Q. BURGNER, CLERK
FILED
APR
24
1883
UNION COUNTY, O.

Filed *A. D. 187* .

Clerk.

True Copy

John Schumacher

Sheriff

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 29th day of April A. D. 1883, personally came before me, John Ebersack Sheriff, of the County of Union

Freeman Thompson
and
A. J. Thompson

and severally acknowledged to owe the State of Ohio, the sum of One Hundred Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Freeman Thompson has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Freeman Thompson for the offense charged in the said indictment.

Now, Therefore, If the said Freeman Thompson so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the 9th day of the Present term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

Freeman Thompson Seal.
A. J. Thompson Seal.
Seal.

Signed in my presence, and approved by me this 29th day of April A. D. 1883

John Ebersack Sheriff.

641 Doc. A. Page 252

THE STATE OF OHIO,

vs.

Freeman Thompson

CAPIAS.

Ret'd and filed ..... 188....

..... *Clerk.*

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO, } *I have arrested the within named* Freeman Thompson

Union *County, ss.* } the same at his Bonds are Freeman Thompson and Johnson & received the return a copy of the Bond Board

FEES.	
Service,	$ 30
Mileage,	2 40
Conveyance,	2 00
~~Assistance~~,	30
~~Copies~~,	30
~~Subsistence~~,	
Return,	
Total,	$5 60

John Kennedy *Sheriff.*

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO, } To the Sheriff of said County, Greeting:
Union County, ss.

We Command You, *To take* Freeman Thompson

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union,

to answer to an indictment for

Cruelty to Animals

and hereof fail not, and have you then and there this writ.

WITNESS, John L. Burgner *Clerk of said Court, at* Marysville, *Ohio, this* 21st *day of* April *A. D. 1883.*

J. L. Burgner *Clerk.*

By W. M. Winger *Deputy Clerk.*

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... Crim. Cost Bill ..... Term.

Crim. App. Doc. ..... Page .....

THE STATE OF OHIO,
against
F. Thompson

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pltf.	Deft.
Doc. and App. Pltf. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	48	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	37	
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16	16	
additional names, each,	4	20	
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	40	
Entering—Orders on Journal, per 100 words,	8	8	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	4	
Transcribing—Orders on Docket, "	8	16	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		60	
Continuance, each,	8	32	
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
Total Clerk's Fees,	$	4,00	

SHERIFF'S FEES.			
On Attachment,			
On Capias,		5 60	
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	60	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
Total Sheriff's Fees,	$	6,65	

WITNESS FEES.	Pltfs.	Defts.
82		
31		

Criminal Case File
Case No. 642

No. 642.

Union Common Pleas.

STATE OF OHIO.

against

Eliza Downey

APR TERM 1883 *Defendant.*

Apr. 24 1883 Deft plead guilty, fined $50.00 and costs and place declared a nuisance and ordered shut up.

Journal No. 12 Page 608

Record No 2 Page 356

Ex. Doc. 6 Page 109.

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

252

No. .....

.....

.....

The State of Ohio,

vs.

Eliza Downey

BAIL BOND.

Filed ..... *A. D. 187* .

..... **Clerk.**

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers, and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, *That on the* 28th *day of* April *A. D. 1883, personally came before me,* John Hebenstreit *Sheriff, of the County of* Union

Eliza Downey
and
Peter S Downs

and severally acknowledged to owe the State of Ohio, the sum of Two Hundred *Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:*

The Condition of this Recognizance is Such, *That, whereas, the above bounden* Eliza Downey *has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of* Union *, on a certain indictment presented in the said Court against the said* Eliza Downey *for the offense charged in the said indictment.*

Now, Therefore, *If the said* ..... *so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the* Eight *day of the* Present *term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.*

Seal.
Eliza Downey
Seal.
Peter S Downs
Seal.

Signed in my presence, and approved by me this 28th *day of* April *A. D. 1883*

J Hebenstreit *Sheriff.*

No.

The State of Ohio,

vs.

Eliza Downing

BAIL BOND.

J. Q. BURGNER, CLERK
FILED
APR
24
1883
UNION COUNTY, O.

Filed *A. D. 187* .

Clerk.

A True Copy

Hubert

Sheriff

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 23d day of April A. D. 1883, personally came before me, John Hebenstreit Sheriff, of the County of Union

Eliza Young
and
Petrus Downs

and severally acknowledged to owe the State of Ohio, the sum of Two Hundred Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Eliza Young has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Eliza Young for the offense charged in the said indictment.

Now, Therefore, If the said Eliza Young so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the Eight day of the Present term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

Eliza Young Seal.
Pet Downs Seal.
Seal.

Signed in my presence, and approved by me this 23d day of April A. D. 1883

John Hebenstreit Sheriff.

642 Doc. A Page 252

THE STATE OF OHIO,

vs.

Eliza Downey

CAPIAS.

Ret'd and filed ..... 188.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO,

Union County, ss. } *I have arrested the within named* Eliza Downey, the plaintiff herein, and have her in my custody and produced her before the Clerk of the Court of Common Pleas, and have given her a copy of the bail bond.

FEES.	
Service,	$ 50
Mileage,	30
Conveyance,	1 60
Keep	2 00
~~Assistance~~,	1 30
~~Subsistence~~,	30
Return,	
Total,	$ 4 80

Levi Hershberger *Sheriff.*

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO, Union County, ss. } To the Sheriff of said County, Greeting:

We Command You, *To take* Eliza Downey

and her safely keep, so that you have her body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union,

to answer to an indictment for Selling intoxicating liquors ~~according~~ contrary to law

and hereof fail not, and have you then and there this writ.

WITNESS, J. L. Burgner *Clerk of said Court, at* Marysville, *Ohio, this* 21st *day of* April *A. D. 1883*

J. L. Burgner *Clerk.*

By Wm. Winget *Deputy Clerk.*

6942

No. 642

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Eliza Downey

INDICTMENT

For selling intoxicating liquor contrary to law.

A TRUE BILL.

Stephen Lewis
Foreman of the Grand Jury.

Filed ..... *18* .....

..... *Clerk.*

John M. Rodrick
Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 24th *day of* Apr. *18*83
Defendant — *arraigned, and plead* —— *guilty to this indictment.*

J. D. Burgner *Clerk.*

TO THE SHERIFF:

I hereby certify the within to be a true copy of the original indictment on file in this office.

..... *Clerk.*

By ..... *Deputy.*

On the ..... *day of* ..... *18* ....., *I served a duly certified copy of the within indictment by handing the same to*

..... *Defendant.*

..... *Sheriff.*

By ..... *Deputy.*

Fees $.....

THE STATE OF OHIO,
Union County, ss.

The Court of Common Pleas, Union **County, Ohio,**

Of the Term of April *in the year of our Lord One Thousand Eight Hundred and* Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union *, impaneled, sworn* *and charged to inquire of crimes and offenses committed within said County of* Union *in the name and by the authority of the State of Ohio, on their oaths* *do find and present, that* Eliza Downey

late of said County, on the First *day of* February *, in the year of our Lord One Thousand Eight Hundred and* Eighty Three *at the County of* Union *aforesaid, and from that date until the commencement of this prosecution, to-wit: on the* 16th *day of* April *in the year One Thousand Eight Hundred and* Eighty Three *at the County of* Union *aforesaid, was, and has been then and there unlawfully the keeper of a place of public resort, where intoxicating liquors, other than wine manufactured of the pure juice of the grape, cultivated in said State of Ohio, or ale, beer or cider, were and have been then and there sold by the said* Eliza Downey

in violation of law, to-wit: in violation of the provisions of Sections Thirteen, Fourteen, Sixteen and Seventeen of the Eigth Chapter of the act of the General Assembly of the State of Ohio, entitled, "An Act to Amend, Revise and consolidate the statutes relating to crimes and offenses, and to repeal certain acts therein named; to be known as title one, crimes and offenses, Part Four of the act to Revise and Consolidate the general statutes of Ohio;" passed and enacted by said General Assembly, on the Fifth day of May, in the year Eighteen Hundred and seventy-seven

To the common nuisance of the citizens and people of said State of Ohio, and contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick

Prosecuting Attorney, Union *County, Ohio*

Criminal Case File
Case No. 643

No. 643.

Union Common Pleas.

STATE OF OHIO,

against

Patrick Downs

Defendant.

APR. TERM. 1883

April 24th 1883

Fined $50.00

and costs, and

place declared a

nuisance and

ordered abated.

Journal No. 17 Page 607

Record No 2 Page 354

Ex. Doc. 6 Page 110

ORR & HARRIS, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

Crim. Doc. C. Page 110

Union COMMON PLEAS.

The State of Ohio

vs.

Patrick Downs

FI. FA. ET CA. SA.

This Writ dated Jan. 17 1885

Fine, ... $ 6 0 00

Costs, ... $

$

Defendant's Costs, $

Int. from

Inc. Costs, Cl. & Sh. $ .60

J. W. Bradrick
Prosecuting Attorney.

Received 187

Sheriff.

Ret. and filed 187

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

3 4 25 8 8 15

Received this writ on the 12th day of January 1885 and I did command on the same day I arrested the within named Patrick Downs and committed him to the county jail and on the 13th day of January 1885 I did release the said P. Downs upon payment of the fine & costs in full on Docket being in full of this writ fine & costs to Clerk Burgner Fifty (50) dollars being the fine and his costs & sheriff's fees

Returned my fees $1.75

Marion Hopkins
Sheriff

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [52]

Fieri Facias et Capias ad Satisfaciendum.

VOL. 60 (1863) OHIO LAWS, P. 66.

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

We command you, *that of the goods and chattels of* Patrick Downs

in your bailiwick, you cause to be made Fifty

Dollars, being the amount of a fine and the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the 16th *day of* April, *A. D. 1883, by the judgment of said Court, recovered against the said* Patrick Downs

For keeping place for the sale of intoxicating liquors in violation of law

whereof he was *convicted, as appears of record, with interest thereon from the first day of the term aforesaid; and for the want of goods and chattels, we command you to take the body of the said* Patrick Downs

and him *commit to the jail of said County, and safely keep therein until* he *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and increase costs, or until* he *be otherwise discharged according to law. Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville, O. *this* 12th *day of* January *A. D. 1886.*

J. L. Bugner **Clerk.**

By ..... **Deputy Clerk.**

Crim. Doc. C, Page 110

Union COMMON PLEAS.

The State of Ohio

vs.

Patrick Dowan

FI. FA. ET CA. SA.

This Writ dated June 27 1884

Fine, ... $ 50.00

Costs, balance $ 1.18

Defendant's Costs, $

Int. from

this writ .60

Inc. Costs, ... $

J. M. Broderick

Prosecuting Attorney.

Received 187

Sheriff.

Ret. and filed 187

Published by Siebert & Libby, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

47
19
2 28

84
28
2

5 10
1 8

5 10
1 8

Abst 1.00
Seal .50
Mtg 1.60
Seal 1.00
Index 1.00
5 10

Received this writ on the 27th day of June 1884

and on the 27th day of June 1884 I arrested the within named Patrick Dowan and on the 28th day of June 1884 by order of Prosecuting Atty released the defendant from further imprisonment by the defendant paying to the plaintiff his fees of witness and of keeping and on this date I received $1.18 of Clerk costs which I pay to the Treasurer my fees

John Helmer Sheriff

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [52]

Fieri Facias et Capias ad Satisfaciendum.

VOL. 60 (1863) OHIO LAWS, P. 66.

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

We command you, *that of the goods and chattels of* Patrick Downs

in your bailiwick, you cause to be made Fifty One and 18/100 *Dollars, being the amount of a fine and the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the* 16th *day of* April, *A. D. 187*3, *by the judgment of said Court, recovered against the said* Patrick Downs

whereof he was *convicted, as appears of record, with interest thereon from the first day of the term aforesaid; and for the want of goods and chattels, we command you to take the body of the said* Patrick Downs

and him *commit to the jail of said County, and safely keep therein until* he *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and increase costs, or until* he *be otherwise discharged according to law. Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville, Ohio, *this* 27th *day of* June *A. D. 187*4

J. B. Bruguer Clerk.

By ..... Deputy Clerk.

Filed Apr. 24 87
J. L. Bringner
Clerk.
J. 12 P. 607

The State of Ohio, } Indictment
v. } for
Patrick Downs }

This day came the Prosecuting attorney on behalf of the State of Ohio, and the defendant being brought into Court in custody of the Sheriff and arraigned upon said indictment for plea thereto saith he is "guilty" and the said defendant not desiring to say anything why sentence should not be passed upon, It is therefore considered, ordered and adjudged by the Court that the said defendant pay a fine of fifty dollars and the costs of prosecution and execution is awarded therefor. It is further ordered by the Court that said

defendant stand committed to the jail of Union County Ohio, until said fine and Costs are paid. At the same time came on this cause further to be heard upon the question of nuisance, whereupon the Court find from the evidence that the ~~said~~ place set forth in said indictment is a nuisance under the Statute upon which said indictment was found, ~~and~~

It is therefore ordered ~~and~~ adjudged, ~~by the~~ and decreed by the Court that said place do found a nuisance as aforesaid should be abated, thereupon the Court do order said place to be abated and shut up according to law,

— John McPowderly —

TO THE SHERIFF:

I hereby certify the within to be a true copy of the original indictment on file in this office.

Clerk.

By ..... Deputy.

On the ..... day of ..... 18..... , I served a duly certified copy of the within indictment by handing the same to .....

Defendant.

Sheriff.

By ..... Deputy.

Fees $ .....

6942

No. 643.

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Patrick Dowus

INDICTMENT

For keeping place for sale of intoxicating liquors in violation of law.

A TRUE BILL.

Stephen Young

Foreman of the Grand Jury.

Filed ..... 18.....

John M. Brodrick

Pros. Att'y.

T. W. ODELL, Blank Book Manufacturer and Legal Blank Publisher, Dayton, Ohio

On this 24th day of Apr. 1883 Defendant arraigned and plead guilty to this indictment.

J. T. Burgner

Clerk.

THE STATE OF OHIO,
Union County, ss.

The Court of Common Pleas, Union *County, Ohio.*

Of the Term of April *in the year of our Lord One Thousand Eight Hundred and* Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union *, impaneled, sworn and charged to inquire of crimes and offenses committed within said County of* Union *in the name and by the authority of the State of Ohio, on their oaths do find and present, that* Patrick Downs

late of said County, on the Thirty first *day of* March *, in the year of our Lord One Thousand Eight Hundred and* Eighty Three *at the County of* Union *aforesaid, and from that date until the commencement of this prosecution, to-wit: on the* 16th *day of* April *in the year One Thousand Eight Hundred and* Eighty Three *at the County of* Union *aforesaid, was, and has been then and there unlawfully the keeper of a place of public resort, where intoxicating liquors, were and have been then and there sold by the said* Patrick Downs *in violation of the provisions of the Eigth Chapter of the act of the General Assembly of the State of Ohio, entitled, "An Act to Amend, Revise and Consolidate the statutes relating to crimes and offenses, and to repeal certain acts therein named; to be known as title one, crimes and offenses, Part Four of the act to Revise and Consolidate the general statutes of Ohio;" passed and enacted by said General Assembly, on the Fifth day of May, in the year Eighteen Hundred and seventy-seven*

To the common nuisance of the citizens and people of said State of Ohio, and contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John W. Bodrick

Prosecuting Attorney, Union County, Ohio.

Doc. ..... Page .....

THE STATE OF OHIO,

vs.

Patrick Darcus

CAPIAS.

Ret'd and filed ..... 188.....

..... *Clerk.*

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO, } *I have arrested the within named* .....

Union County, ss. } Patrick Darcus the Defendant by delivering to Patrick Darcus personally, Martin & Kessler witness, by leaving at the Residence

FEES.	
Service,	$ 30
Mileage,	16
Conveyance,	2.00
Guard	30
Assistance,	
Sustenance,	30
Return,	
Total,	$4.86

John Lehmann Sheriff.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O. 68

CAPIAS.

THE STATE OF OHIO, } To the Sheriff of said County, Greeting:
Union County, ss.

We Command You, *To take* Patrick Dawes

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union,

to answer to an indictment for Keeping place for sale of intoxicating liquors contrary to law

and hereof fail not, and have you then and there this writ.

WITNESS, my hand and seal as *Clerk of said Court, at* Marysville, *Ohio, this* 24th *day of* April *A. D. 188*6

J. D. Brugner *Clerk.*

By _____ *Deputy Clerk.*

No. .....

.....

.....

The State of Ohio,

vs.

Patrick Dowons

BAIL BOND.

Filed ..... *A. D. 187* .

..... Clerk.

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 21st day of April A. D. 187 , personally came before me, John Ebenzart Sheriff, of the County of Union Ohio Patrick Dowens and Laverne Martin

and severally acknowledged to owe the State of Ohio, the sum of Two Hundred Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Patrick Dowens has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Patrick Dowens for the offense charged in the said indictment.

Now, Therefore, If the said Patrick Dowens so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the 8th day of the Present term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

Pat Dowens Seal.
L Martin Seal.
Seal.
Seal.

Signed in my presence, and approved by me this 21st day of April A. D. 1883

John Ebenzart Sheriff.

No.

J. Q. BURGNER, CLERK
FILED
APR
24
1883
UNION COUNTY, O.

The State of Ohio,

vs.

Patrick Dorsons

BAIL BOND.

Filed ..... *A. D. 187* .

..... **Clerk.**

True Copy

J Hibensenber
Sheriff

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 21st day of April A. D. 1883, personally came before me, John Hebenstreit Sheriff, of the County of Union

Patrick Doran
and
L Martin

and severally acknowledged to owe the State of Ohio, the sum of Two Hundred Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Patrick Doran has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Patrick Doran for the offense charged in the said indictment.

Now, Therefore, If the said Patrick Doran so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the Eight day of the Present term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

Patrick Doran Seal.
L Martin Seal.
Seal.

Signed in my presence, and approved by me this 21st day of April A. D. 1883

J Hebenstreit Sheriff.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

THE STATE OF OHIO,
against

.....

.....

Crim. App. Doc. ..... *Page* .....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pliff.	Deft.
Doc. and App. Pliff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	48	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	37	
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33	33	
Warrant to Discharge Prisoner,	25	25	
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8	24	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	4	
Transcribing—Orders on Docket, "	8	16	
" Verdict on " "	8	16	
" Rule on " each,	8		
" Judgment on " "	8	8	
Copy of Indictment and Certificate,		75	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,		80	
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8		
		5 35	
Total Clerk's Fees,	$	5 35	

SHERIFF'S FEES.			
On Attachment,			
On Capias,		4 80	
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	12	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60	60	
Com. Prisoner to Jail, "	60	60	
Discharging Prisoner,	60	60	
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		48	
Transportation,			
Total Sheriff's Fees,	$	6 18	

WITNESS FEES.	Pliffs.	Defts.
Clerk	5 20	
Sheriff	4 80	

Criminal Case File
Case No. 644

No. 644

Union Common Pleas.

STATE OF OHIO,

against

Henry Murphy and Lourtin Fouquet Defendant.

Left off the Docket

1863

Journal No. ..... Page .....

Record No ..... Page .....

Crim. Ex. Doc. C. ..... Page 119

" " " " " 147

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

6942

No. 644

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Henry Murphy and
Larkin J. Dougnet

INDICTMENT

For selling intoxicating liquor contrary to law.

A TRUE BILL.

Stephen C. Sens
Foreman of the Grand Jury.

J. D. BURGNER, CLERK
FILED
APR 29 1883
UNION COUNTY, O.

Filed ..... *18* .....

..... *Clerk.*

John M. Rodrick
Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 24th *day of* Apr. *18*83
Defendants arraigned, and plead not *guilty to this indictment.*

J. D. Burgner

..... *Clerk.*

TO THE SHERIFF:

I hereby certify the within to be a true copy of the original indictment on file in this office.

..... *Clerk.*

By ..... *Deputy.*

On the ..... *day of* ..... *18* ....., *I served a duly certified copy of the within indictment by handing the same to*

..... *Defendant.*

..... *Sheriff.*

By ..... *Deputy.*

Fees $ .....

THE STATE OF OHIO,
Union County, ss.

The Court of Common Pleas, Union County, Ohio,

Of the Term of April *in the year of our Lord One Thousand Eight Hundred and* Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union *, impaneled, sworn* *and charged to inquire of crimes and offenses committed within said County of* Union *in the name and by the authority of the State of Ohio, on their oaths* *do find and present, that* Henry Murphy and Larkin J. Tonguet

late of said County, on the First *day of* February *, in the year of our Lord One Thousand Eight Hundred and* Eighty Three *at the County of* Union *aforesaid, and from that date until the commencement of this prosecution, to-wit: on the* 16th *day of* April *in the year One Thousand Eight Hundred and* Eighty Three *at the County of* Union *aforesaid, were and have been then and there unlawfully the keepers of a place of public resort, where intoxicating liquors, other than wine manufactured of the pure juice of the grape, cultivated in said State of Ohio, or ale, beer or cider, were and have been then and there sold by the said* Henry Murphy and Larkin J. Tonguet

in violation of law, to-wit: in violation of the provisions of Sections Thirteen, Fourteen, Sixteen and Seventeen of the Eigth Chapter of the act of the General Assembly of the State of Ohio, entitled, "An Act to Amend. Revise and consolidate the statutes relating to crimes and offenses, and to repeal certain acts therein named; to be known as title one, crimes and offenses, Part Four of the act to Revise and Consolidate the general statutes of Ohio;" passed and enacted by said General Assembly, on the Fifth day of May, in the year Eighteen Hundred and seventy-seven

To the common nuisance of the citizens and people of said State of Ohio, and contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney, Union *County, Ohio*

J. 12 P. 607

the state of ohio
vs.
Murphy & Tongnet

Now came the Pros. Atty on behalf of the State of O and the Defts being brot into open court in custody of the Shff and arraigned on said indictment each of his plea thereto saith he is not guilty and puts himself on the country and the P. Atty doth the like.

~~Order.~~

And the defendants thereupon asked the court to fix the amount of the ~~bond~~ recognizance herein, And the Court accordingly fix the amount of the recognizance for each defendant herein in the sum of One hundred and fifty Dollars, Thereupon in open Court came the defendant Henry Murphy with J. L. Cameron as his surety and entered into recognizance in the sum of One hundred and fifty Dollars, conditioned for his appearance to answer said indictment on the 9th, day of May 1883. Also in open Court came the defendant Harbin J. Tongnet with J. L. Cameron as his surety and entered into recognizance in the sum of One hundred and fifty Dollars, conditioned for his appearance to answer said indictment on the 9th, day of May 1883,

Doc. Page

THE STATE OF OHIO

vs.

Henry Murphy &
Lankin J. Pouquet

CAPIAS.

Ret'd and filed 187

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, O.

THE STATE OF OHIO,

Marion County, ss.

I have arrested the within named Lankin J. Pouquet the Name of the Bond in addition & Pouquet and Delivered a true copy of the bail bond

John Dickenscheid Sheriff.

FEES.	
Service, on 3 Defendants	$ 90
Mileage, 2 miles	2.80
Conveyance,	30
Assistance,	2.00
Board	1.00
~~Maintenance~~,	80
Return,	30
Total,	$7.60

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO,
Union County, ss.

To the Sheriff of said County, Greeting:

WE COMMAND YOU To take Larkin J. Faught

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas, at the Court House in Marysville, in said County of Union,

to answer to an indictment for selling intoxicating liquor contrary to law

and hereof fail not, and have you then there this writ.

WITNESS, my signature as Clerk of said Court, at Marysville, Ohio, this 20" day of Apr. A. D. 1882

J. L. Bunger Clerk.

By Deputy Clerk.

L. D. Target

Doc. ..... Page .....

THE STATE OF OHIO

vs.

Henry Murphy and
Larkin J. Target

CAPIAS.

Ret'd and filed ..... 187.....

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, O.

THE STATE OF OHIO,
Union County, ss.

I have arrested the within named Henry Murphy, The Guarantee of Rec Bonds and Henry Murphy and L. D. Cannon, security to the within a Capias by the Bond Bond

J. D. McDermott Sheriff.

FEES.

Service, &c. 3	$ 90
Indorsement	2,80
Mileage,	3 00
Arrest	2,00
Conveyance,	
Assistance,	1,00
Board	3 00
Sustenance,	3 00
Return,	
Total,	$7,60

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO,
Union County, ss.

To the Sheriff of said County, Greeting:

WE COMMAND YOU To take Henry Murphy

and ~~him~~ safely keep, so that you have his body before the Judge of the Court of Common Pleas, at the Court House in Marysville, in said County of Union,

to answer to an indictment for selling intoxicating liquors contrary to law

and hereof fail not, and have you then there this writ.

WITNESS, my signature as Clerk of said Court, at Marysville, Ohio, this 20th day of April A. D. 1883

J. D. Burgner Clerk.

By _____ Deputy Clerk.

..... Common Pleas.

THE STATE OF OHIO,

vs.

.....

.....

.....

RECOGNIZANCE.

Filed ..... *188*....

.....

Clerk.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
Henry Murphey and
Larkin J. Dougnet

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the 7th day of May A. D. 188 3

Larkin J. Dougnet ~~his surety~~

personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One Hundred Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Larkin J. Dougnet shall personally be and appear before the Court of Common Pleas on the first day of the next term thereof then and there to answer a certain Indictment filed therein against him for Selling liquor contrary to law and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

J. L. Bringer Clerk.

By ..... Deputy.

Larkin J Dougnet SEAL

SEAL

SEAL

SEAL

..... Common Pleas.

THE STATE OF OHIO,

vs.

.....

.....

.....

RECOGNIZANCE.

Filed ..... *188*....

.....

Clerk.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
Henry Murphey and
Larkin J. Tougnet

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the 7th day of May A. D. 188 3

Henry Murphey, his surety personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One Hundred —— Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Henry Murphey shall personally be and appear before the Court of Common Pleas on the first day of the next term thereof then and there to answer a certain Indictment filed therein against him for selling liquor contrary to law and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

J. L. Burgess, Clerk.

By ..... Deputy.

Henry Murphey SEAL

SEAL

SEAL

SEAL

Union Common Pleas.

THE STATE OF OHIO,

vs.

Henry Murphy &
Larkin J. Forgent

RECOGNIZANCE.

Filed April 24th 1883

J. L. Burgner
Clerk.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
Henry Murphy Jr
Larkin J. Tongue

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the 24th day of April A. D. 1882

Henry Murphy and J. L. Cameron, his surety personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One hundred & fifty —— Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Henry Murphy shall personally be and appear before the Court of Common Pleas on the 9th day of May next, 1883 then and there to answer a certain Indictment filed therein against him for Selling intoxicating liquor contrary to law and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

Henry Murphy SEAL
J. L. Cameron SEAL
SEAL
SEAL

Clerk.

By Deputy.

Union Common Pleas.

THE STATE OF OHIO,

vs.

Henry Murphy

and Larkin J. Sorquet

RECOGNIZANCE.

Filed April 24th 1882

J. L. Bryner

Clerk.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
Henry Murphy and
Larkin J. Tonguet

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the 24th day of April A. D. 1882

Larkin J. Tonguet and J. L. Cannon, his surety personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One Hundred and Fifty Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Larkin J. Tonguet shall personally be and appear before the Court of Common Pleas at this term thereof on the 9th day of May next 1882 then and there to answer a certain Indictment filed therein against him for Selling intoxicating liquor contrary to law and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

Larkin J. his x mark Tonguet SEAL
J. L. Cannon SEAL
SEAL
SEAL

Clerk.

By Deputy.

Attest J. W. Hurd

No.

The State of Ohio,

vs.

Larkin J. Singer

BAIL BOND.

J. Q. BURGNER, CLERK
FILED
APR 24 1883
UNION COUNTY, O.

Filed *A. D. 187* .

Clerk.

True copy

S. Bibenzark

Sheriff

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 21st day of April A. D. 1883, personally came before me, John Huberzack Sheriff, of the County of Union

Larkin J Zinget
and
J L Lemuna

and severally acknowledged to owe the State of Ohio, the sum of One hundred & fifty Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Larkin J Zinget has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Larkin J Zinget for the offense charged in the said indictment.

Now, Therefore, If the said L J Zinget so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the 8th day of the present term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

Larkin J Zinget Seal.
J L Lemuna Seal.
Seal.

Signed in my presence, and approved by me this 21st day of April A. D. 1883

John Huberzack Sheriff.

No.

The State of Ohio,

vs.

Henry K. Murphy

BAIL BOND.

J. O. BURGNER, CLERK
FILED
APR 24 1883
UNION COUNTY, O.

Filed *A. D. 187* .

Clerk.

True copy

John Schenck
Sheriff

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 21st day of April A. D. 1883 personally came before me, John Hibensell Sheriff, of the County of Union

Henry K Murphy
and
J L Cameron

and severally acknowledged to owe the State of Ohio, the sum of One Hundred & fifty Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Henry K Murphy has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Henry K Murphy for the offense charged in the said indictment.

Now, Therefore, If the said Henry K Murphy so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the 8th day of the first term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

Henry K Murphy Seal.
J L Cameron Seal.
Seal.

Signed in my presence, and approved by me this 21 day of April A. D. 1883

John Hibensell Sheriff.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... Crim. Cost Bill ..... Term.

Crim. App. Doc. ..... Page .....

THE STATE OF OHIO,
against
Murphy & Pougnet

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pliff.	Deft.
Doc. and App. Pliff. and one Deft.,	12	12	
additional, each,	4	4	
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	16	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15		
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing 4 Papers. & Post, in App. Doc. each,	12	48	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	74	
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29	116	
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8	24	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	4	
Transcribing—Orders on Docket, "	8		
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate, 2		150	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,		200	=4 Reco. =+2 Cap.
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
Total Clerk's Fees,	$	7 48	

SHERIFF'S FEES.			
On Attachment,			
On Capias,		15 20	
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	24	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		92	
Transportation,			
Total Sheriff's Fees,	$	16 36	

WITNESS FEES.	Pliffs.	Defts.
645, State v.s Pougnet fine and costs		7 13
647, State v.s Murphey fine and costs		7 62
648 State v.s Murphy costs		4 82
646 State v.s Pougnet costs		4 83
644 State v.s Murphey & Pougnet	23 52	
		18 1~~94~~

Criminal Case File
Case No. 645

No. 645

Union Common Pleas.

STATE OF OHIO,

against

Larkin J. Tougnet

Defendant.

APR TERM 1883

April 14" 83 Plea not guilty J. 12 P 606

May 7" 83 Plea of not guilty retracted and plea of guilty entered, fined $50.00 & costs

April 16/83 Committed

Journal No 12 Page 628

Crim Record No 3 Page 95

Ex. Doc. 6 Page 106

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

6941

No. 645

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Larkin J. Pourquet

Indictment for

Selling intoxicating liquor to person intoxicated

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Long

Foreman of Grand Jury.

Filed 18

Clerk.

John M. Brodrick

Prosecuting Attorney.

On this 24 day of April 1883

Defendant arrainged, and pleads not guilty to this indictment.

J. L. Burgner Clerk.

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Larkin J. Pongnet

late of said County, on the Tenth day of February, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

Did unlawfully sell intoxicating liquors to one Isaiah Clark, the said Isaiah Clark being then and there a person intoxicated, and the said Larkin J. Pongnet then and there well knowing that the said Isaiah Clark was intoxicated,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brochier
Prosecuting Attorney.
Union County, Ohio.

State of Ohio
vs
Larkin J. Longwell

Transcript

Transcript from the Docket of

S. S. Gardiner, Justice of the Peace of Claibourne Township Union Co Ohio

The State of Ohio
v s
Larkin J Tonguet

The State of Ohio, Union Co
Before me S. S. Gardiner, a Justice of the Peace in & for said County

Complaint made this 26th Day of February 1883 by Elizabeth Clark, who being duly sworn saith that on or about the 10th Day of February 1883, at the County aforesaid, one Larkin J. Tonguet, then & there being did unlawfully & knowingly sell & furnish to one Isaiah Clark, (a person in the habit of getting intoxicated and while he was intoxicated) intoxicating Liquors in violation of law.

Complaint filed

Warrant issued for the Defendant to James A. Huggert constable of said County, who made return as follows to wit: Rec^d this writ Feb 26-1883, Feb 26-1883 Executed the same by arresting the within named L. J. Tonguet and bringing him before the within named Justice of the Peace

Subpena issued for the following witnesses to wit: Isaiah Clark. Marlow Clark. Mr R. Shackleford. Levi Shackleford. George McIntire. Wesly McIntire for State and for Def^t Levi Rast, John Brown Frank Tanner Robt Farnum, Barbour Simpson, James Tanner J. Clark, Mr Clay. R Drum. J. B. Severe. & J J Finley

Return on Supoena made as follows to wit: Served all of the within named witnesses by reading

Defendant arraigned before me the said Justice on the 26th Day of Feb 1883 and upon hearing

Said Complaint. & pleaded not Guilty to the same

Continuance Required by Deft on account of witnesses, The case was therefore Continued until Feb 26th 1883 at 7 Oclock P.M.

Trial had on 26th day of Feb 1883. the parties being present — Witnesses Sworn and examined on behalf of the State, Harlow Clark, Isaiah Clark, Wm B Shackleford, Levi Shackleford, Geo. N. McIntire, Wesly McIntire

and for the Deft, Levi East, John Brown Frank Tanner, Robt Farnum, Barbour Simpson Jas Tanner, Isaiah Clark, Wm Clay, R. Drum J. W. Severe & J. J. Finley, — It is thereupon, on said day by me the said Justice of the peace, adjudged and ordered that the said Deft Enter into a recognizance in the sum of Two Hundred Dollars, for his appearance before the court of Common Pleas of the said County of Union on the first day of the next term thereof, and in default that he be committed to the jail of the said County to await the action of said court, and that he pay the costs herein taxed at $20.00, Recognizance given as required and defendant Discharged according to law

I have bound by their own recognizance to appear and testify before said Court the following witnesses to wit Isaiah Clark, Harlow Clark Wm R Shackleford Geo. N. McIntire, Levi Shackleford

Cost Bill

Justice's fees		Witness fees	
Complaint aff^{t}	40	Isaiah Clark	50
Warrant	40	Harlow Clark	50
2 Subpena	1.25	W. R. Shackleford	50
Continuance	20	Levi Shackleford	50
Recog before J P	40	Geo. M. McIntire	50
19 Witness Sworn	95	Wesly McIntire	50
Judg^{t} & 4 Papers filed	40	Levi Gast	50
	20		
Recog 4 Wit^{s}	40	John Brown	50
Record	50	Frank Tanner	50
Recog to court	40	Robt Farmum	50
Satisfaction	20	Barbour Simpson	50
Transcript	125	Jas Tanner	50
Certificate	25	J. Clark	50
Mittimus	40	Wm Clay	50
	$7.60	R. Drumm,	50
Cons^{a} fees		J. W. Severe	50
Warrant	40	J. J. Finley	50
Mileage	20		$8.50
2 Subpoenas	3.10	Total Cost Before J P	
Attending Trial	1.00	$20.80	
	4.70		

State of Ohio Union Co, I hereby certify that the above is a true and correct transcript of the proceedings had by and before me at my office in Claibourne Tp in the above Entitled Case

S Sparrow
Justice of the Peace

State vs Larkins
Tongue —
Prosecuting Atty

RECOGNIZANCE TO COMMON PLEAS COURT. [Published by ROBERT CLARKE & CO., Law Publishers, 55 West Fourth St., Cincinnati, O.

THE STATE OF Ohio Union COUNTY, SS.

Be it remembered, *That, on the* 27th *day of* February *one thousand eight hundred and* Eighty Three Larkin J. Longwell & A. J. Smith *personally appeared before me,* S Gardiner, *one of the Justices of the Peace in and for the County aforesaid, and jointly and severally acknowledge themselves to owe the State of Ohio the sum of* Two Hundred — *dollars, to be levied on their goods and chattels, lands and tenements, if default be made in the condition following, to wit: The condition of this recognizance is such, that if the above bound* Larkin J. Longwell *shall personally be and appear before the Court of Common Pleas, on the first day of the term thereof, next to be holden in and for the County aforesaid, then and there to answer to a charge of* Selling & furnishing to one Lib Clark intoxicating liquor — said Clark being in the habit of getting intoxicated *and abide the judgment of the Court, and not depart without leave, and in the meantime to be of good behavior, and to keep the peace toward the citizens of the State generally: and the said* ..... *specially, then this recognizance shall be void, otherwise it shall be and remain in full force and virtue in law.*

Larkin J. Longwell [SEAL.]

A. J. Smith [SEAL.]

[SEAL.]

Taken and acknowledged before me, this 27th *day of* February *one thousand eight hundred and* Eighty Three

S Gardiner *Justice of the Peace*

No. .....

.....

.....

The State of Ohio,

vs.

Lerken J Tonget

BAIL BOND.

Filed ..... *A. D. 187* .

..... **Clerk.**

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 21st day of April A. D. 187 , personally came before me, John Hobensack Sheriff, of the County of Union, Ohio

Laskin J Longnet and
J. L. Cameron

and severally acknowledged to owe the State of Ohio, the sum of One Hundred and Fifty Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Laskin J Longnet has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Laskin J Longnet for the offense charged in the said indictment.

Now, Therefore, If the said Laskin J Longnet so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the 8th day of the present term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

Laskin his ✗ mark J Longnet Seal.
J L Cameron Seal.
Seal.

Signed in my presence, and approved by me this 21st day of April A. D. 1883

John Hobensack Sheriff.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

THE STATE OF OHIO,
against
Lorkin J. Dougherty

Crim. App. Doc. ..... *Page* .....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pltf.	Deft.
Doc. and App. Pltf. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	16	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15-	
Indexing Pending Suits and Liv. Judg. " "	15	15-	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	48	24
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. Officers " Before J.P	4		76
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8	40	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4		
Transcribing—Orders on Docket, "	8	8 16	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8	16	
Copy of Indictment and Certificate,		75-	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,		80	
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
1 a/o		5-0	
Total Clerk's Fees, $		4 78	5-75

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	12	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
Total Sheriff's Fees, $			

WITNESS FEES.	Pltfs.	Defts.
Sheriff		58
Clerk Burgner		5-75
Fine		50 00
J. S. Gordier		7 60
J. A. Huggart		4 70
Witnesses		8.50
		76 67
		~~46~~
		77 13

Criminal Case File
Case No. 646

No. 646

Union Common Pleas.

STATE OF OHIO.

against

Larkin J. Tonquet

Defendant.

Left off Docket

Journal No.	Page
Record No	Page
Crim Ex. Doc. C.	Page 121
" " " "	" 148

6941

No. 646.

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Laskin J. Pouguet

INDICTMENT

For Selling intoxicating liquor to a person in the habit of getting intoxicated.

A TRUE BILL.

Stephen Long
Foreman of the Grand Jury.

J. D. BURGNER, CLERK
FILED
APR 20 1883
UNION COUNTY, O.

Filed ..... *18* .....

..... *Clerk.*

John M. Broderick
Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 24th *day of* Apl. 1883 *Defendant* ..... *arraigned, and plead* not *guilty to this indictment.*

J. D. Burgner *Clerk.*

TO THE SHERIFF:

I hereby certify the within to be a true copy of the original indictment on file in this office.

..... *Clerk.*

By ..... *Deputy.*

On the ..... *day of* ..... *18* ....., *I served a duly certified copy of the within indictment by handing the same to*

..... *Defendant.*

..... *Sheriff.*

By ..... *Deputy.*

Fees $ .....

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio.

THE STATE OF OHIO,
Union County, ss.

The Court of Common Pleas, Union **County, Ohio,**

Of the Term of April *in the year of our Lord One Thousand Eight Hundred and* Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union *, impaneled, sworn* *and charged to inquire of crimes and offenses committed within said County of* Union *in the name and by the authority of the State of Ohio, on their oaths* *do find and present, that* Larkin J. Dougnet

late of said County, on the Tenth *day of* February *, in the year of our Lord One Thousand Eight Hundred and* Eighty Three *at the County of* Union *aforesaid, did unlawfully sell intoxicating liquor to one* Isaiah Clark *he the said* Isaiah Clark *being then and there a person in the habit of getting intoxicated, and he , the said* Larkin J. Dougnet *then and there well knowing that the said* Isaiah Clark *was then and there a person in the habit of getting intoxicated, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

John M. Burdrick
Prosecuting Attorney, Union *County, Ohio.*

Criminal Case File
Case No. 647

No. 647

Union Common Pleas.

STATE OF OHIO.

against

Henry Murphy

Defendant.

APR TERM 1883

Apr 24 83 Pleas not guilty

Jl 12 P. E. & C.

May 7th 83

Plea of not guilty withdrawn and plea of guilty entered.

Fined $50.00 and costs

Journal No. 12 Page 628

Record No 3 Page 101

Ex. Doc. 6 Page 108

Oer & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

State of Ohio
vs
Henry Murphy

Transcript

State of Ohio Union County ss.
I hereby certify that the above is a true and correct transcript of the proceedings had by and before me at my office in Claibourne Tp. in the cause entitled cause

Attest
Justice of the Peace

Transcript From the Docket of S. S. Gardiner Justice of the peace of Clairbourne Township union Co Ohio

The State of Ohio
v. S.
Henry. Murphy

The State of Ohio. Union Co
Before me. S. S. Gardiner a justice of the peace in & for said County

Complaint. made this 26th day of February A.D. 1883 By. Elizabeth Clark, who being duly sworn, saith that on or about the 10th day of Feb A.D. 1883, at the County aforesaid, one Henry Murphy then & there being, did unlawfully & knowingly sell & furnish to one Isaiah Clark, (who is a person in the habit of getting intoxicated and while he was intoxicated) intoxicating liquors in violation of Law, Complaint filed

Warrant issued for the Defendant to James A. Huggert. Constable of said County, who made return as follows to wit: Feb 26th 1883, I have executed the within writ by arresting the Def^t & bringing him before the within named Justice of the Peace.

Subpoena, issued for the following witnesses to wit March 1st 1883 Isaiah. Clark, Geo. W. McIntire, W. R. Shackleford, C. Stilly, H. L. Clark, Ja^s. A. Huggert Samuel Stout, Ja^s Wilcox Jr, J. C. Sparks. A. J. Spratt, for State, Return on Subpoena made as follows to wit - Served the within Subpena on all witnesses by reading

Defendant arraigned before me the Said Justice on the 26th day of February 1883, and upon hearing Said Complaint, Pleaded not Guilty

to the same, Continuance required by Defendant on account of not being able to procure Counsel this day

The Case was therefore Continued to March 1st 1883 at 3 Oclock P.M. and the Defendant required to give bail in the Sum of Fifty Dollars for his appearance at said time before me the said Justice of the peace and to abide the judgement of the court. and not to Depart without Leave

Bail was given as required, and Prisoner released from Custody according to law

Trial had on the 1st Day of March 1883 — the parties being present, Witnesses Sworn & Examined on Behalf of the State, to wit: Isaiah Clark, Saml Stout W.R. Shackleford, Jas. C. Sparks, A.J. Spratt, & Geo. W. McIntire

And for Defn, Henry Murphy

It is thereupon on said day by me the said Justice of the peace, adjudged & Ordered that the said Defendant Henry Murphy. Enter into a recognizance in the Sum of $100.00 Conditioned for his appearance at the Common Pleas Court of said County on the first day of the next term thereof, & to abide the order of said Court and to pay costs herein taxed $15.00, Recognizance given as required and Defendant Discharged according to law

I have bound by their own recognizance to appear & testify before said Court, the following Witnesses, to wit: Barlow L. Clark, A.J. Spratt & Wm. R. Shackleford

S Shardmire J.P.

Cost Bill –

Justices Costs –

Complaint	40
warrant	40
1. Sub 12 pers	75
Continuance	20
1. recog before J.P.	40
Surtys Affdvt	40
9. writ issued	45
Judg	40
Papers filed 6.	25
Record	60
Recog 2 Court	40
Satisfaction	20
Transcript	1 75
Certificate	25
	$6,35

witness fees –

Isiah Clark	50
H. L. Clark	50
Geo M. Intyre	50
W. R. Shackleford	50
C. Stultz	50
Jas Huggart	50
Sam Hoult	50
Jas Wilcox	50
J. C. Sparks	50
A. J. Spratt	50
	$5,00

Total costs before J.P.
$15 40 –

Constables costs

warrant	40
Mileage	20
1. Subpena	105
Mileage	40
Copy	1 00
attdg trial	1 00
	$4,05

6941

No. 647

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Henry Murphy

Indictment for

Selling intoxicating liquors to person intoxicated

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Long

Foreman of Grand Jury.

Filed 18

Clerk.

John M. Brodrick

Prosecuting Attorney.

On this 24th day of Apr 1873

Defendant arrainged, and pleads

Not guilty to this indictment.

J. D. Burgner Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Henry Murphy

late of said County, on the Tenth day of February, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

Did unlawfully sell intoxicating liquors to one Isaiah Clark, the said Isaiah Clark being then and there a person intoxicated, and the said Henry Murphy then and there well knowing that the said Isaiah Clark was intoxicated,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney.
Union County, Ohio,

State of Ohio
vs
Henry Murphy

Bond

THE STATE OF Ohio Union COUNTY, SS.

Be it remembered, *That, on the* 1st *day of* March *one thousand eight hundred and* Eighty three Jimmy Murphy & James P. Seward *personally appeared before me,* S S Gardiner, *one of the Justices of the Peace in and for the County aforesaid, and jointly and severally acknowledge themselves to owe the State of Ohio the sum of* one Hundred *dollars, to be levied on their goods and chattels, lands and tenements, if default be made in the condition following, to-wit: The condition of this recognizance is such, that if the above bound* Jimmy Murphy *shall personally be and appear before the Court of Common Pleas, on the first day of the term thereof, next to be holden in and for the County aforesaid, then and there to answer to a charge of* selling & furnishing to Sarah Clark a person in the habit of getting intoxicated, intoxicating liquors in violation of law *and abide the judgment of the Court, and not depart without leave, and in the meantime to be of good behavior, and to keep the peace toward the citizens of the State generally:* ~~and the said~~ ~~specially,~~ *then this recognizance shall be void, otherwise it shall be and remain in full force and virtue in law.*

[SEAL.]

Henry Murphy [SEAL.]

James P. Seward [SEAL.]

Taken and acknowledged before me, this 1st *day of* March *one thousand eight hundred and* Eighty three

S S Gardiner *Justice of the Peace*

No. .....

.....

.....

The State of Ohio,

vs.

Henry K. Murphy

BAIL BOND.

Filed ..... *A. D. 187* .

..... Clerk.

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 21st day of April A. D. 1883, personally came before me, John Hobenzack Sheriff, of the County of Union, Ohio

Henery K Murphy and
J. L. Cameron

and severally acknowledged to owe the State of Ohio, the sum of One Hundred and Fifty Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Henery K Murphy has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Henery K Murphy for the offense charged in the said indictment.

Now, Therefore, If the said Henry K Murphy so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the 8th day of the present term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

Henry K Murphy Seal.
J. L. Cameron Seal.
Seal.

Signed in my presence, and approved by me this 21st day of April A. D. 1883

John Hobenzack Sheriff.

Criminal Case File
Case No. 648

No. 648

Union Common Pleas.

STATE OF OHIO.

against

Henry Murphy

Defendant.

Left off Docket

Journal No. ..... *Page* .....

Record No ..... *Page* .....

Crim Ex. Doc. C *Page* 120

" " " " " 149

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

TO THE SHERIFF:

I hereby certify the within to be a true copy of the original indictment on file in this office.

..... Clerk.

By ..... Deputy.

On the ..... day of ..... 18 ....., I served a duly certified copy of the within indictment by handing the same to

..... Defendant.

..... Sheriff.

By ..... Deputy.

Fees $.....

6941

No. 648

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Henry Murphy

INDICTMENT

For Selling intoxicating liquor to a person in the habit of getting intoxicated.

A TRUE BILL.

Stephen Long
Foreman of the Grand Jury.

Filed ..... 18 .....

..... Clerk.

John W. Brodrick
Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 24 day of Apr. 1883 Defendant arraigned, and plead Not guilty to this indictment.

J. D. Burgner Clerk.

THE STATE OF OHIO,
Union County, ss.

The Court of Common Pleas, Union County, Ohio,

Of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impaneled, sworn and charged to inquire of crimes and offenses committed within said County of Union in the name and by the authority of the State of Ohio, on their oaths do find and present, that Henry Murphy

late of said County, on the Tenth day of February, in the year of our Lord One Thousand Eight Hundred and Eighty Three at the County of Union aforesaid, did unlawfully sell intoxicating liquor to one Isaiah Clark he the said Isaiah Clark being then and there a person in the habit of getting intoxicated, and he, the said Henry Murphy then and there well knowing that the said Isaiah Clark was then and there a person in the habit of getting intoxicated, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney, Union County, Ohio.

Criminal Case File
Case No. 649

No. 649.

Union Common Pleas.

STATE OF OHIO,

against

Curtis Mahaffey,

Defendant.

APR TERM 1883

May 11th 1883

Verdict of jury not guilty.

Pg. 12. P. 631 –

" " " 619

Pictures not pg. 2

Journal No. ..... *Page* .....

Record No 3 *Page* 112

Ex. Doc. 6 *Page* 113.

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

6896

No. 649

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Curtis Mahaffey

Indictment for

Disturbing meeting

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Long

Foreman of Grand Jury.

Filed 20 *18*

FILED APR 20 1883 J. D. BURGNER, CLERK UNION COUNTY, O.

Clerk.

John M. Brodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 26 *day of* Apr. *18*83

Defendant *arrainged, and pleads*

not *guilty to this indictment.*

J. D. Burgner

Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union County, Ohio,

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Curtis Mahaffey

late of said County, on the Twenty fifth day of February, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio, at the township of Liberty in said County of Union aforesaid, divers citizens of said Township and County were assembled for the purpose of conducting religious exercises, and that said Curtis Mahaffey, aforesaid, then and there at the meeting aforesaid did unlawfully and willfully disturb said meeting by repeating aloud the words of the persons who spoke at said meeting, and especially repeating after, and mocking, one Horatio Rhoads while the said Horatio Rhoads was speaking at said meeting, and so the said Curtis Mahaffey was then and there unlawfully found making and exciting a disturbance and contention at the aforesaid meeting of said citizens.

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney.
Union County, Ohio

No.

The State of Ohio,

vs.

Curtiss Mahaffey

BAIL BOND.

Filed *A. D. 187* .

Clerk.

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 23 day of April A. D. 1883, personally came before me, John Dobenzack Sheriff, of the County of Union

Curtis Mahaffey

and severally acknowledged to owe the State of Ohio, the sum of Two Hundred Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Curtis Mahaffey has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Curtis Mahaffey for the offense charged in the said indictment.

Now, Therefore, If the said Curtis Mahaffey so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the Eighth day of the present term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

Seal.

C. A. Mahaffey Seal.

J. D. Mahaffey Seal.

Signed in my presence, and approved by me this 23rd day of April A. D. 1883

John Dobenzack Sheriff.

649 Doc. A Page 258

THE STATE OF OHIO,

vs.

Curtis Mahaffey

CAPIAS.

Ret'd and filed 188

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO,

Union County, ss. } *I have arrested the within named* Curtis Mahaffey

the granting to Bondsman Curtis Mahaffey and James Y. Mahaffey Defendants returns a copy of the Bail Bond.

FEES.	
Service,	$ .30
Mileage,	2.00
Conveyance,	2.00
~~Attorney,~~	
~~Subpoena,~~	.30
Return,	.30
Total,	$5.20

John D. Kennedy *Sheriff.*

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO, } To the Sheriff of said County, Greeting:
Union County, ss.

We Command You, *To take* Curtis Mahaffey

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union,

to answer to an indictment for

Disturbing a Meeting

and hereof fail not, and have you then and there this writ.

WITNESS, J. L. Burgner *Clerk of said Court, at* Marysville, *Ohio, this* 21st *day of* April *A. D. 1883*

J. L. Burgner *Clerk.*

By W. M. Winget *Deputy Clerk.*

No.

The State of Ohio,

vs.

Curtis Makeffey

BAIL BOND.

Filed ..... A. D. 187 .

J. O. BURGNER, CLERK
FILED
APR 24 1883
UNION COUNTY, O.

..... Clerk.

True copy
J Hibensack
Sheriff

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 23d day of April A. D. 187 , personally came before me, John Hebenstreit Sheriff, of the County of Union

C. A. Makoffey
and
J. T. Makoffey

and severally acknowledged to owe the State of Ohio, the sum of Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Curtis Makoffey has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said Curtis Makoffey for the offense charged in the said indictment.

Now, Therefore, If the said Curtis Makoffey so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the Eight day of the Present term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

C. A. Makoffey Seal.
J. T. Makoffey Seal.
Seal.

Signed in my presence, and approved by me this 23d day of April A. D. 1883

John Hebenstreit Sheriff.

Union Common Pleas.

THE STATE OF OHIO,

vs.

Curtis Mahoffey

RECOGNIZANCE.

Filed ..... *188*...

Clerk.

J. Q. BURGNER, CLERK
FILED
APR
26
1883
UNION COUNTY, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

April 26th 1883 Also 30 Sureties publicly are duly
for the within recognizance. J. Q. Burgner
Clerk

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
Curtis Mahaffey

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the 26th day of April A. D. 1883

Curtis Mahaffey with Alonzo Smith, his surety personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One Hundred Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Curtis Mahaffey shall personally be and appear before the said Court of Common Pleas on the 9th day of May next then and there to answer a certain Indictment filed therein against him for disturbing meeting and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

C. A. Mahaffey SEAL
Alonzo Smith SEAL
SEAL
SEAL

Clerk.

By Deputy.

THE STATE OF OHIO,

vs.

Curtis McAfee

Subpœna for State **Witnesses.**

Returnable May 9th *188*3

J. M. Broderick

Att'y for State

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

S. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
Wm Rhodes	11	P	
H. J. Rhoads	10	P	
Homer Woodward	11	C	
Frank Lickings	9	C	
Wm Merchant		C	

SHERIFF'S FEES.	Dollars.	Cents.
Service,		50
Mileage,	3.	80
Copy,		50
Total,	4	80

Hobensack *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Wm Rhoads
A. J. Rhoads Homer Woodward
Frank Flickinger and Wm Merchant

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 9th *day of* May *A. D. 188*2, *at* 1/2 *o'clock* P. *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Curtis Mahaffey *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 3rd *day of* May *A. D. 188*2

J. L. Bunner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

Curtis McKoffey

Subpœna for Defts **Witnesses.**

Returnable May 9th *188*

Att'y for

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

G. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
Dan Wilson	10	"	

SHERIFF'S FEES.	Dollars.	Cents.
Service,		10
Mileage,	1	60
Copy,		10
Total,	1	80

Submard *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* *188*

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna C. Moffey

Don Wilson for mdr

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the ..... *day of* forthwith *A. D. 188*..., *at* ..... *o'clock* ..... *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Curtis Moffey *on behalf of the* Dft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 9th *day of* May *A. D. 188*2

J. L. Burgner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

Curtis Mohoffy

Subpœna for ..... Witnesses.

Returnable ..... 188 .....

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
Ben Dillon	10	P	
Henry Gentner			

SHERIFF'S FEES.	Dollars.	Cents.
Service,		20
Mileage,	1	76
Copy,		20
Total,	2	16

Hohmann *Sheriff.*

Sworn to and Subscribed before me, this ..... day of ..... 188 .....

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Ben. Dillon and Frank Southard

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 9th *day of* May *A. D. 1883, at* 9 *o'clock* A *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Curtis McKoffey *on behalf of the* Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 9th *day of* May *A. D. 188*3

J. L. Burns *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

C. Mahoffey

Subpœna for ..... Witnesses.

Returnable ..... *188* .....

J. M. Brodrick

Att'y for State

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
J. McGrey	10		

SHERIFF'S FEES.	Dollars.	Cents.
Service,		10
Mileage,	1	60
Copy,		10
Total,	1	80

H. Bernard ..... *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188* .....

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna J. McIlroy to wit

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 9th *day of* May *A. D. 188*2*, at* 9 *o'clock* A *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Curtis Mahoffey *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 9th *day of* May *A. D. 188*2

J. D. Burgess *Clerk.*

By ..... *Deputy Clerk.*

Order for Grand Jury

COMMON PLEAS.

State of Ohio

vs.

Custis Mahoffey

Subpœna for Witnesses.

Returnable ..... *Term, 187*....

J. L. Cameron

Att'y for Deft

Ret'd and filed ..... *187*....

I hereby certify this to be a true copy of the original Subpœna.

..... *Sheriff.*

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus Ohio.

I served this Writ as commanded on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.		MILES.
Mrs Ettie Merchant	P	
Mrs T J Rhoads	P	10
Mrs Erastus Lockwood	C	10
Bert Haines	P	10
John Dacher	C	10
Weldon Hill	C	

SHERIFF'S FEES.		
Service		60
Mileage	3	40
Copy		60
Total	4	60

John Hobenradl *Sheriff.*

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

SUBPŒNA.

THE STATE OF OHIO,

Union County, ss.

To Mrs Ettie Merchant, Mrs A. J. Rhoads
Mrs Erastus Lockwood Bert Haines
John Dasher and Weldon Hill

We command and strictly enjoin you, and each of you, that, laying aside all manner of business and excuses whatsoever, you and each of you, be and appear in your proper persons, before the Judge of the Court of Common Pleas within and for said County of Union at the Court House at Marysville, in said County, on the 9 (9th) 9th day of May, A. D. 1883, at ~~eight~~ 8 o'clock A. M., then and there to testify on the part of the ~~Pltff~~ State what you may know in a certain action in said Court, pending between the State of Ohio Plaintiff, and Curtis Mahoffey Defendant.

And this you will in no wise omit, under penalty of the law.

Witness the Hand and Seal of the Clerk of said Court, at Marysville, this 5th day of May, A. D. 1883

J. D. Burgner Clerk.

By Deputy.

THE STATE OF OHIO,

vs.

Curtis McAfee

Subpœna for Defts **Witnesses.**

Returnable May 9th 188 2

J. L. Cameron

Att'y for Deft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

G. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
L. J. Crawford	10	P	
Abe Crawford	10	C	
Thomas Southard	10	P	
L. B. Anthony	10	C	
Wiley Hinton	10	P	
Sub	9		
Ex	25		
all	25		
S	20		
C	25		

SHERIFF'S FEES.	Dollars.	Cents.
Service,		50
Mileage,	3	40
Copy,		50
Total,	4	40

John Hobensack *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna L. F. Orrahood
Abe Orrahood Homer Southard
L. B. Anthony Ed Wiley Hinton

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 9th *day of* May *A. D. 188*3, *at* 8½ *o'clock* A *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Curtis Mahoffey *on behalf of the* Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 2nd *day of* May *A. D. 188*3

J. L. Bunger *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

Curtis McAffey

Subpœna for State **Witnesses.**

Returnable May 9th *188*3

J. M. Broderick

Att'y for State

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
R. P. Amine	10	C	
Lewis Amine	10	C	
John Donley	11	P	
W. W. Smizlin	10	P	
John Mabe	10	P	
Geo. Sparks	12	C	
Neil Wilson	9	P	
Erastus Lockwood	10	P	

SHERIFF'S FEES.	Dollars.	Cents.
Service,		80
Mileage,	3	80
Copy,		80
Total,	5	40

John Fisherman *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna R. P. Aumine
Lewis Aumine John Dandy
W. W. Griffin John Milson
Geo. Sparks, Trell Gibson, & Erastus Lockwood

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 19th *day of* May *A. D. 188*2, *at* 8 *o'clock* A. *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Curtis McAfee *on behalf of the* Deft *. Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 9th *day of* May *A. D. 188*2

J. D. Burgner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

Curtis Mahoffey

Subpœna for Deft **Witnesses.**

Returnable May 9th 1882

J. L. Cannon

Att'y for Deft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

S. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
W. J. Wilson	10	P	
L. da Myers	10	P	
Anna Dixton	10	C	
Mrs H. W. Bartley	9	P	

SHERIFF'S FEES.	Dollars.	Cents.
Service,		40
Mileage,	4	40
Copy,		40
Total,	5.	20

John Hobensack *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna O. P. Wilson
Ida Meyers
Anna Hinton
Mrs H. W. Baxley

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 9th *day of* May *A. D. 1883, at* 1½ *o'clock P.M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Curtis McAffey *on behalf of the* Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 9th *day of* May *A. D. 188*3

J. L. Burgner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

Curtis Maffey

Subpœna for Dft's **Witnesses.**

Returnable May 9th 1882

J. L. Cameron

Att'y for Dft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
William Allen	14	C	
Tony Lockwood	13	P	

SHERIFF'S FEES.	Dollars.	Cents.
Service,		20
Mileage,	3.	40
Copy,		20
Total,	3	80

John Dubenneck *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna William Allen, living with Joseph Green. Tomy Lockwood, living with David Lockwood

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 7th *day of* May *A. D. 1883, at* 1½ *o'clock* P *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Curtis McCaffey *on behalf of the* Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 5th *day of* May *A. D. 188*3

J. D. Burgner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

.....

.....

No. .....

..... *Term, 187*.....

VERDICT.

Filed *187*

J. Q. BURGNER, CLERK
FILED
MAY
10
1883
UNION COUNTY, O.

C. 12 - P. 631 -

J. Q. BURGNER, CLERK
FILED
MAY
10
1883
UNION COUNTY, O.

Published by Siebert & Lilley. Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O. [23.]

THE STATE OF OHIO
vs.
Curtis Mahoffey

COMMON PLEAS,

Union County, Ohio.

No. April Term, A. D. 1853

Indictment for disturbing a meeting

We, the Jury in this case, find the Defendant Curtis Mahoffey not, Guilty, in manner and form as he stands charged in the ~~Counts of the~~ Indictment.

A. Faris
Foreman.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

Union COMMON PLEAS.

THE STATE OF OHIO,

against

Curtis McCoffee

April Term, 188..

Filed ..... A. D. 188..

..... Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... Crim. Cost Bill ..... Term.

Crim. App. Doc. ..... Page .....

THE STATE OF OHIO,
against
C. Mahaffey

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	84	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	37	
" " " Att., " "	37		
Taking Justification of Bail,	35	35	
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29	29	
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12	12	
Call and Ent. Tales Jur. and Cert., each,	8	24	
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16	1 44	
additional names, each,	4	1 00	
Swearing Witnesses, "	4	1 40	
Ent. Att. of " days, "	4	1 36	
Certf. "	4	1 36	
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8		
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8	40	
Indexing Entries on Journal, each,	4	8	
Transcribing—Orders on Docket, "	8	16	
" " Verdict on " " "	8	8	
" Rule on " each,	8	16	
" Judgment on " "	8		
Copy of Indictment and Certificate,		75	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,		1 20	
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
Total Clerk's Fees,	$	11 67 / 12	
		12 78 / 16 = 12 95	

SHERIFF'S FEES.			
On Attachment,			
On Capias,		5 20	
Calling, Witnesses,	5	1 25	
Calling Jury,	10		
Summoning Jury,	40	40	
Calling Action,	12		
Serving Subpœna on Witnesses,	10	34 00	
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60	60	
Com. Prisoner to Jail, "	60	60	
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
Total Sheriff's Fees,	$	42 51	

WITNESS FEES.	Plffs.	Defts.
Sheriff		42 51
Clerk		12 95
Wit. Dec. C. P. 258		58 50

Criminal Case File
Case No. 650

No. 650

Union Common Pleas.

STATE OF OHIO,

against

William Slavin

APR TERM 1883 Defendant.

May 3 1883

Plead Guilty

Fine $10.00 & committed

until paid

J. 12. P. 621

Journal No. ____ Page ____

Record No 3 Page 96

Ex. Doc. 6 Page 111

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

The State of Ohio,
Union County, ss.

IN JUSTICE'S COURT,

THE STATE OF OHIO,
vs.
William Slavin

Before J. H. Turner, Justice of the Peace,
In and for said County and Township.
Complaint No. — made this 17th day of April A. D. 1883 by
Layton R Blake

JUSTICE'S FEES.	Dolls.	Cts.
Complaint		40
Warrant		40
Docket Entry		30
Subpœna		90
Continuance		
Recog. for Trial		
Surety's Affidavit		
Commitment		
Order for Prisoner		
Witness Sworn		
Judgment		40
Recog. 4 Witness		70
Papers Filed		20
Record		
Recognizance		
Execution and Filing		
Satisfaction		
Transcript		90
Certificate		25
Mittimus		40
Bond		
CONSTABLE'S FEES.	3	65
Service of Warrant		40
Mileage		20
Subpœna		50
Mileage		40
Copy		
Mittimus		40
Mileage		40
~~Ret. Def't, from~~ Copy Jail		95
Mileage		
Attending Trial	1	00
Assistant	1	50
Trans. & Subsist. Pris.		
Execution and Mileage		
Conveyance	1	50
Assistant		
WITNESSES' FEES.	3	55

April 17 1883, Complaint in writing on oath signed by Layton R. Blake, charging that one William Slavin at the County of Union, on or about the 16th day of April 1883 in and upon the body of him the said Layton R Blake, then and there being an unlawful assault did make and him the said William Slavin, then and there unlawfully did strike, beat wound and ill-treat, and other wrongs to the said Layton R. Blake, then and there did contrary to the form of the Statute in such cases made and provided and further this deponent saith not.

Layton R Blake

Sworn to and subscribed before me this 17th day of April 1883. J. H. Turner J.P.

April 17th 1883, Issued warrant against the said William Slavin, and delivered to Myron Gabriel Constable. April 17th 1883 Warrant returned with body of of defendant, Constables return Pursuant to the Command of this Writ I have arrested the within named William Slavin, and have him now in Court this 17th day of April 1883. 7 ens 9.10 Myron Gabriel Const

April 17th 1883 Issued Subpoena for E. P. Gallery and C. H. Warth witness for state and delivered to Myrone Gabriel, Constable Subpoena returned as follows, April 17th 1883 I received this Writ and afterward I served the same in the manner and at the time shown by the annexed list and table, that is I read this Writ to those witnesses whose names are Marked R

7 ens 90

Myron Gabriel
Constable

April 17th 1883, The William Slavin being brought before me to answer to to said Charge, for plea says he is guilty I therefore ordered him to enter into a recognizance in the sum of one hundred dollars, with sufficent sureties for his appearance at Court, and the defendant not offering sufficient bail, I, issued a Mittimus for his Committiment and delivered to Myron Gabriel Constable,

Recognized the following witnesses for the State; Layton R. Blake C. H. Worth J. C. Pallitt and Myron Gabriel

J. G. Turner J.P.

The State of Ohio Union, County, Union Township, ss
I do hereby certify that the above is a full and true Copy from my docket, of the proceedings had by and before me, at my office in said Township, in the above action.
April 17th 1883

J. G. Turner J.P.
of the aforesaid Township

For Township.

RECOGNIZANCE OF WITNESSES.

The State of Ohio

vs.

William Slavin

J. G. Turner

Justice of the Peace.

Docket — *No.* —

Returnable — *18*

Constable.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [17.]

RECOGNIZANCE OF WITNESSES.

THE STATE OF OHIO, }
Union County, } ss.

BE IT REMEMBERED, That on the 17th day of April in the year one thousand eight hundred and Eighty three Layton R. Blake, C. H. Worth and J. C. Pallitt Myron Gabriel

personally appeared before me, J. G. Turner one of the Justices of the Peace in and for the County aforesaid, and acknowledged themselves to owe the State of Ohio the sum of Fifty — Dollars each, to be levied of their goods and chattels, lands and tenements, to the use of the State of Ohio, if default be made in the condition following, to-wit: The condition of this recognizance is such, that if the above bound Layton R. Blake C. H. Worth and J. C. Pallitt Myron Gabriel

shall personally appear at the next criminal term of the Court of Common Pleas, ~~to be~~ now holden within and for County aforesaid, ~~on the first day of the term~~ forthwith thereof, to give testimony on behalf of the State of Ohio, and the truth to say on such matters as may be then and there required of them and not depart the Court without leave, then this recognizance shall be void and of none effect; otherwise, to remain in full force and virtue in law.

Layton R. Blake [Seal.]
C. H. Worth [Seal.]
J. C. Pollitt [Seal.]
Myron Gabriel [Seal.]
[Seal.]
[Seal.]

Taken and acknowledged before me, the day and date first aforesaid.

Justice of the Peace.

6823

No. 650

Union County Common Pleas.

THE STATE OF OHIO,

vs.

William Slavin

Indictment for

Assault and Battery

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Long

Foreman of Grand Jury.

Filed 29 1883 18

J. Q. BURGNER, CLERK
FILED
APR
29
1883
UNION COUNTY, O.

Clerk.

John M. Brodrick

Prosecuting Attorney.

On this 3rd day of May 1883

Defendant arrainged, and pleads

guilty to this indictment.

J. Q. Burgner Clerk.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union County, Ohio,

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

William Slavin

late of said County, on the Sixteenth day of April, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

unlawfully did make an assault, in a menacing manner, upon one Layton R. Blake, and him, the said Layton R. Blake, did then and there unlawfully strike and wound

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney.
Union County, Ohio

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

William Slavin

STATE OF OHIO,
Union County, ss.

On the 21st *day of* April *18*82*, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Lebenzen Sheriff.

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	16
	46

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... *Term, 188*.....

Filed ..... *A. D. 188*.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

Crim. App. Doc. ..... *Page* .....

THE STATE OF OHIO,
against

.....

.....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pltff.	Deft.
Doc. and App. Pltff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	60	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29	29	
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. Officers "	4	8	
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8		
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8	16	
Indexing Entries on Journal, each,	4	4	
Transcribing—Orders on Docket, "	8	16	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		75	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35	35	
Recording words at 8c each 100,		64	
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
Total Clerk's Fees,	$	4 38	

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	12	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60	60	
Com. Prisoner to Jail, "	60	60	
Discharging Prisoner,	60	60	
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
Total Sheriff's Fees,	$	2 58	

WITNESS FEES.	Pltffs.	Defts.

Criminal Case File
Case No. 651

No. 651.

Union Common Pleas.

STATE OF OHIO.

against

General Parmenter

Defendant.

OCT TERM 1885

Oct. Term 1885

no record

Journal No. ..... *Page* .....

No record

Record No ..... *Page* .....

Ex. Doc. C *Page* 169

169

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

No. 657.

Union County Common Pleas.

THE STATE OF OHIO,

vs.

General Parmenter

Indictment for

Carrying concealed weapon

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Stephen Long

Foreman of Grand Jury.

Filed 18

Clerk.

John M. Brodrick

Prosecuting Attorney.

On this day of 18

Defendant arrainged, and pleads

guilty to this indictment.

Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,
Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

General Parmenter

late of said County, on the Tenth day of March, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

Unlawfully did carry concealed on and about his person a dangerous weapon, to-wit, a pistol, commonly called a revolver, loaded with powder and ball,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney.
Union County, Ohio.

651 Doc. 8 Page 658

THE STATE OF OHIO,

vs.

General Parmenter

CAPIAS.

Ret'd and filed 188

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO, } *I have arrested the within named*

Perry *County, ss.*

To Parmenter Bond has
his body ready in Court

FEES.	
Service,	$ 50
Mileage,	25
Conveyance,	50
Assistance,	50
Sustenance,	
Return,	
Total,	$ 175

John Blackburn *Sheriff.*

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO, Union County, ss. } To the Sheriff of said County, Greeting:

We Command You, *To take* General Parmenter

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union,

to answer to an indictment for

Carrying Concealed Weapons

and hereof fail not, and have you then and there this writ.

WITNESS, J. L. Bruguer *Clerk of said Court, at* Marysville, *Ohio, this* 21st *day of* April *A. D. 188*3

J. L. Bruguer *Clerk.*

By W. M. Winget *Deputy Clerk.*

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.* 65-22

THE STATE OF OHIO,
against

Crim. App. Doc. ..... *Page* .....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8		
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	12	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	37	
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impanaling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	64	
Entering—Orders on Journal, per 100 words,	8		
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4		
Transcribing—Orders on Docket, "	8		
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		65	
Continuance, each,	8	56	
Nolle Pros., Quashed or laid away,	8	8	
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8		
Total Clerk's Fees,	$	3 50	

SHERIFF'S FEES.			
On Attachment,			
On Capias,		6 40	
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	12	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,			
Transportation,			
Total Sheriff's Fees,	$	6 80	

WITNESS FEES.	Plffs.	Defts.

Criminal Case File
Case No. 652

No. 652

Union Common Pleas.

STATE OF OHIO.

against

Wm. Evans

Defendant.

SEP TERM. 1883

Oct. Term 1883

Journal No. ..... *Page* .....

Record No 2 *Page* 402

Ex. Doc. C *Page* 124

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

1

The State of Ohio

vs,

William Evans

Affidavit for State warrant,

Filed June 28th 1883,

J. H. Kirkland J.P.

Aug. 18th 1883

J. L. Burgner
Clerk.

The State of Ohio }
County of Union } ss,

Personally appeared before me J. H. Kinkade one of the Justices of the Peace, within and for said County and State, John T. Norris, who being by me first duly sworn deposes and says, that William Evans late of said county of Union aforesaid, on the tenth day of May in the year of our Lord One Thousand, eight hundred and Eighty three, at said County of Union and State of Ohio, in a certain affidavit there made and prepared by the said William Evans and then and there intended by him to be filed in the Court of Common Pleas, within and for the County of Delaware, in the State of Ohio, and was afterward, to-wit May 11th A.D. 1883, filed in said Court to be used in said Court as evidence for the purpose of setting aside the verdict and obtaining a new trial in said court in a certain action therein pending wherein the State of Ohio was plaintiff and one Lewis Hook was defendant, The said Lewis Hook having before said date to-wit the April term of the Court of Common Pleas of Delaware County Ohio 1883, been convicted in said Court of the crime of manslaughter, And the said William Evans did then and there on said tenth day of May A.D. 1883 appear in his own proper person before S. W. Van Winkle Mayor of the Village of Richwood in said County of Union and State of Ohio, and then and there in due form of law, was sworn and took his oath before the said S. W. Van Winkle, the Mayor aforesaid (he the said S. W. Van Winkle, then and there having full power and competent authority to administer the said oath to the said William Evans in that behalf), and that the said William Evans being so sworn as aforesaid then and there before the said S. W. Van Winkle, Mayor as aforesaid

upon his oath aforesaid, in said affidavit aforesaid, and in matters material thereto, then and there by the said William Evans made and deposed to before the said S. W. Van Winkle the Mayor aforesaid, falsely and maliciously, willfully and corruptly, did say, depose and swear, in writing, as follows: That on the night of the 21st day of January A.D. 1878 (meaning thereby in the night season of the Twenty first day of January in the year of Our Lord one thousand, eight hundred and seventy eight) he (meaning said William Evans) was a passenger on one of the passenger trains (meaning one of the passenger trains on the Columbus and Toledo Railway ~~Company~~) going south from the city of Toledo (meaning the city of Toledo in the State of Ohio) to the city of Columbus, Ohio (meaning the city of Columbus in the State of Ohio). That he (meaning said William Evans) got aboard said train (meaning said passenger train aforesaid) about nine o'clock P. M. (meaning thereby about the hour of nine in the afternoon) of said day (meaning said Twenty first day of January in the year of our Lord one thousand, eight hundred and seventy eight) or a little later (meaning or a short time after said hour of nine in the afternoon, aforesaid) at Marion, in Marion County Ohio (meaning thereby at the city of Marion in the County of Marion and State of Ohio) to go to the City of Delaware in Delaware County Ohio (meaning the City of Delaware in the County of Delaware and State of Ohio) where he (meaning the said William Evans) then resided (meaning thereby where the said William Evans resided on said 21st day of January A.D. 1878) That he (meaning said William Evans took (meaning sat down upon one of the seats) a seat in the Ladies' Coach (meaning the coach or car attached to said passenger train aforesaid

wherein ladies were carried over said railway aforesaid) and rode there (meaning that said William Evans rode in said Ladies' Coach aforesaid) till (meaning until) after the train passed the station (meaning after the passenger train aforesaid had passed by the station situated on said Railway aforesaid) at Prospect Ohio, (meaning the village of Prospect in the County of Marion and State of Ohio) when (meaning at which time) affiant (meaning said William Evans) left (meaning went out of) the Ladies' Coach (meaning said Ladies Coach aforesaid) while the train (meaning said passenger train aforesaid) was in motion (meaning thereby while said passenger train was running upon said railway aforesaid) and went forward (meaning in the direction said train was running) to (meaning into) the smoking car (meaning the smoking car attached to said passenger train aforesaid) and took a seat (meaning sat down upon one of the seats in said smoking car) on the left or east side of the car (meaning said smoking car) about the fifth seat from the rear (meaning the rear end) of the car (meaning said smoking car), That when he (meaning said William Evans) first went into the car (meaning said smoking car aforesaid) two men were playing cards (meaning that two men were playing a game with cards) on the west side of the car (meaning said smoking car) nearly opposite (meaning across the aisle and nearly opposite) to where affiant (meaning said William Evans) took his (meaning said William Evans') seat (meaning where said William Evans sat down as aforesaid), Affiant (meaning said William Evans) says that one of the men (meaning thereby one of the two men playing said game with cards, as aforesaid) who was playing cards (meaning said game with cards) when

(meaning at the time) he (meaning said William Evans) went into the car (meaning said smoking car) was the man Frank Houghton (meaning Frank Houghton) who (meaning said Frank Houghton) was afterwards (meaning after said Twenty first day of January A.D. 1878,) tried for murder in the first degree of Lohman (meaning Paul Lohman) in the Court of Common Pleas of Delaware County, Ohio, (meaning the Court of Common Pleas within and for the County of Delaware in said State of Ohio) at the April Term A.D. 1878 (meaning the April term in the year of our Lord one thousand eight hundred and seventy eight of said Court of Common Pleas of Delaware County, aforesaid), That he (meaning said William Evans) attended (meaning was present at) the trial (meaning the trial of said Frank Houghton aforesaid) and saw (meaning said William Evans saw) Houghton (meaning said Frank Houghton) in the Court Room (meaning the Court room in which the said Frank Houghton was tried as aforesaid) when he (meaning said Frank Houghton) was tried, and he (meaning said William Evans) knows that he (meaning said Frank Houghton) is one of the men (meaning one of the two men who were playing a game with cards as aforesaid) that (meaning who) was (meaning were) in the car (meaning said smoking car aforesaid) playing cards (meaning playing a game with cards as aforesaid) when (meaning at the time) he (meaning said William Evans) first went into the smoking car (meaning said smoking car aforesaid), That the other man (meaning the other one of the two men aforesaid) who was playing (meaning who was playing said game of cards) with him (meaning said Frank Houghton) was the man Lohman (meaning said Paul Lohman) who (meaning said Paul Lohman) was

afterwards (meaning after said 21st day of January A.D. 1878) shot (meaning thereby that said Paul Lohman was shot). in (meaning while in) the car (meaning said smoking car), That shortly after (meaning a short time after) affiant (meaning said William Evans) went into the smoking car (meaning said smoking car) Lewis Hewit (meaning said Lewis Hewit) came in (meaning into said smoking car) and walked up to where the two men (meaning said Frank Houghton and Paul Lohman) were playing cards (meaning were playing said game with cards aforesaid) and stood (meaning said Lewis Hewit stood) in the aisle (meaning the passage way between the two rows of seats) of the car (meaning said smoking car) a few minutes looking on (meaning thereby that said Lewis Hewit stood in the aisle of said smoking car for a few minutes after his entrance into said smoking car and watched said Frank Houghton and Paul Lohman playing said game with said cards) and then (meaning after said few minutes aforesaid) said (meaning said Lewis Hewit said) boys (meaning said Frank Houghton and Paul Lohman) I (meaning said Lewis Hewit) will show you (meaning said Frank Houghton and Paul Lohman) a trick (meaning a trick with the cards aforesaid) then (meaning at that time) the two men (meaning said Frank Houghton and Paul Lohman) who (meaning said Frank Houghton and Paul Lohman) were playing (meaning were playing said game with cards) got up (meaning arose from their seats) and passed (meaning went) out (meaning out from their said seats) into the aisle of the car (meaning said aisle of said smoking car) and went forward (meaning in the direction said train was going) one seat (meaning to the next seat in

x x

front of ~~the~~ seat in which said Frank Heuchlitzer and Paul Lohman were playing said game with cards aforesaid) on the same side (meaning on the west side) of the car (meaning said smoking car) and turned the back of the seat in front (meaning turned the back of the seat toward the front of said smoking car) of the one forward (meaning of the seat in front of the said seat to which said Frank Houghton and Paul Lohman went as aforesaid) then Hauk (meaning said Lewis Hauk) sat down in the seat (meaning said seat in said smoking car to which said Frank Houghton and Paul Lohman went as aforesaid) in front of the one (meaning seat) where the two men (meaning said Frank Houghton and Paul Lohman) had been sitting, and Lohman (meaning said Paul Lohman) and Houghton (meaning said Frank Houghton) sat down in front (meaning on the seat in front) of Hauk (meaning said Lewis Hauk) with their (meaning said Frank Houghton's and Paul Lohman's) backs to the front end of the car (meaning toward the end of the ~~said~~ smoking in the direction which said train was going) and their (meaning said Frank Houghton's and Paul Lohman's) faces toward Hauk (meaning said Lewis Hauk), That the three men (meaning said Frank Houghton, Paul Lohman and Lewis Hauk) then (meaning immediately after said Frank Houghton, Paul Lohman and Lewis Hauk sat down as aforesaid) played a few games (meaning a few games with cards) and bet money (meaning that said Frank Houghton, Paul Lohman and Lewis Hauk played at a certain game with cards for a certain sum of money), That Lohman (meaning said Paul Lohman) won once two dollars (meaning that said Paul Lohman won the sum

xxx

of Two dollars on one of said games with cards
afresaid) then Houghton (meaning said Frank Houghton)
and Lohman (meaning said Paul Lohman) had
some words (meaning had a quarrel) about the game
(meaning said game played with cards) played
before Hauk (meaning said Lewis Hauk) came
in (meaning into said smoking car) then (meaning
at the time of said quarrel afresaid) Lohman (meaning
said Paul Lohman) said to Houghton (meaning said
Frank Houghton) its (meaning it is) all right, I
(meaning said Paul Lohman) will get even (meaning
that said Paul Lohman would retaliate, or get revenge,
on said Frank Houghton) with you (meaning said
Frank Houghton), come on boys (meaning for said
Frank Houghton and Lewis Hauk to continue said
game with cards, as afresaid) I (meaning said Paul
Lohman) will go (meaning will bet) Sixty Five Dollars
more (meaning that said Paul Lohman would bet sixty
five dollars in addition to the money already bet
upon said game) on it (meaning said game with cards)
any how, they (meaning said Frank Houghton,
Paul Lohman and Lewis Hauk) played again
(meaning played another game with cards for
money as afresaid) and Hauk (meaning said Lewis
Hauk) won the sixty five dollars (meaning thereby
that the said Lewis Hauk won the game afresaid
and thereby took the said Sixty Five dollars so bet
by said Paul Lohman on said game as afresaid)
and took the money (meaning said Sixty Five Dollars)
off the car seat (meaning the said seat of said smoking
car) where the stakes (meaning the money so bet on said
game by said Paul Lohman, as afresaid)

were laid with the ends of the bills (meaning the said bills comprising said Sixty Five dollars) stuck (meaning placed) under the edge of an over coat (meaning under the edge of a certain overcoat there being) on which (meaning on which overcoat aforesaid) they (meaning said Frank Houghton, Paul Lohman and Lewis Hauk) threw the cards (meaning the said cards aforesaid), Hauk (meaning said Lewis Hauk) then (meaning at the time of winning said sixty five dollars aforesaid) got up (meaning arose from ~~the~~ said seat aforesaid) and Lohman (meaning said Paul Lohman) and Houghton (meaning said Frank Houghton) had some cross words (meaning that said Paul Lohman and Frank Houghton quarreled in an angry manner) Lohman (meaning said Paul Lohman) swore (meaning used profane and blasphemous language) at Houghton (meaning said Frank Houghton) and said (meaning that said Paul Lohman said) you (meaning said Frank Houghton) are a thief (meaning thereby that said Frank Houghton was guilty of larceny) you (meaning said Frank Houghton) have swindled (meaning unlawfully cheated and defrauded) me (meaning said Paul Lohman) out of my money (meaning the money of said Paul Lohman aforesaid) you (meaning said Frank Houghton and Lewis Hauk) are both (meaning said Frank Houghton and Lewis Hauk) god damned (meaning God damned) theives (meaning that said Frank Houghton and Lewis Hauk were thieves and had been guilty of larceny) then (meaning at that time) Hauk (meaning said Lewis Hauk) started out (meaning started to go out of said smoking car) toward (meaning in the direction of) the rear (meaning the rear

$65.

X end) of the car (meaning said smoking car) X Lohman (meaning said Paul Lohman) then (meaning at that time) said to him (meaning said Lewis Hauk) hold on (meaning stop) you (meaning said Lewis Hauk) caut (meaning can not) go out of here (meaning said smoking car) with my (meaning said Paul Lohman's) money (meaning the said sixty five dollars aforesaid), I (meaning said Paul Lohman) will call the authorities of the train (meaning that said Paul Lohman would summon the officers of the train and have said Lewis Hauk arrested) and immediately (meaning at the same time) grabbed (meaning caught hold of) Hauk (meaning said Lewis Hauk) by the left shoulder (meaning the left shoulder of said Lewis Hauk) with his (meaning said Paul Lohman's) right hand (meaning the right hand of said Paul Lohman) and also at the same time grabed (meaning caught hold of) Hauk's (meaning said Lewis Hauk's) left wrist (meaning the left wrist of said Lewis Hauk) with his (meaning said Paul Lohman's) left hand (meaning the left hand of said Paul Lohman) and jerked ~~Hauk (meaning said~~ Lewis Hauk) violently (meaning in a rude and violent manner) backward and pressed him (meaning said Lewis Hauk) down in the aisle (meaning said aisle aforesaid) of the car (meaning said smoking car) on one knee (meaning on one of the knees of the said Lewis Hauk) and his (meaning said Lewis Hauk's) head and shoulders) pressed down below the top of the car seats (meaning below the seats in said smoking car) and held him (meaning said Lewis Hauk) there (meaning in the aisle of the said car on one knee as aforesaid) a few seconds, and

said (meaning that said Paul Lohman said) to Hoult (meaning said Lewis Hoult) damn you (meaning said Lewis Hoult) You (meaning said Lewis Hoult) must give me (meaning said Paul Lohman) my (meaning said Paul Lohman's) money (meaning the sixty five dollars aforesaid) Hoult (meaning said Lewis Hoult) said its (meaning it is) no use talking its (meaning its is and meaning the said sixty five dollars) mine (meaning said Lewis Hoult's) then (meaning at that time) Houghton (meaning said Frank Houghton) took hold (meaning caught hold) of Lohman (meaning said Paul Lohman's) shoulder (meaning the shoulder of said Paul Lohman) and said quit (meaning stop) this wont (meaning will not) do, and pulled (meaning said Frank Houghton pulled) Lohman (meaning said Paul Lohman) back (meaning in a backward direction) then (meaning at that time) Lohman (meaning said Paul Lohman) let go (meaning relaxed his hold) of Hoult (meaning said Lewis Hoult) and turned toward Houghton (meaning said Frank Houghton) and shook his (meaning Paul Lohman's) fist (meaning clenched hand) at him (meaning said Frank Houghton) and said (meaning that said Paul Lohman said) damn you (meaning said Frank Houghton) stand back or I (meaning said Paul Lohman) will give you (meaning said Frank Houghton) some (meaning thereby that the said Paul Lohman would use violence toward said Frank Houghton), Hoult (meaning the said Lewis Hoult) by this time (meaning at the time aforesaid) got up (meaning had arisen from the aisle ~~of~~ aforesaid) and got (meaning went) to the door at the rear end of the car (meaning the

door at the rear end of the said smoking car) and had his (meaning said Lewis Hook's) hand on the door knob (meaning the knob of the door at the rear end of said smoking car, as aforesaid) had (meaning said Lewis Hook had) a coat on his (meaning said Lewis Hook's) arm, and a small leather satchel (meaning said Lewis Hook had a small leather sachel) that had a bright silver or nickel plated handle on it (meaning said sachel) and a piece of bright plate on the side of it (meaning said sachel), Lohman (meaning said Paul Lohman) grabbed (meaning caught hold of) Hook (meaning said Lewis Hook) and wrenched him (meaning said Lewis Hook) back (meaning backward), the door (meaning said door at the rear end of said smoking car) opened part way, Lohman (meaning said Paul Lohman) held on to Hook (meaning said Lewis Hook) and said damn you (meaning said Lewis Hook) give that money (meaning the said Sixty five dollars aforesaid) before you (meaning said Lewis Hook) leave this car (meaning said smoking car) or I (meaning said Paul Lohman) will murder you (meaning that the said Paul Lohman would kill and murder the said Lewis Hook), Lohman (meaning said Paul Lohman) appeared to be viciously mad, ~~and~~ was (meaning said Paul Lohman was) a strong, powerful looking man, and jerked Hook (meaning said Lewis Hook) in a vicious and angry manner, That Houghton (meaning said Frank Houghton) then (meaning at that time) stepped up to Lohman (meaning said Paul Lohman) and said (meaning said Frank Houghton said) you (meaning said Paul Lohman) won't (meaning will not) murder any body. I (meaning said Frank Houghton

have won (meaning the money won by said Frank Houghton from said Paul Lohman in said games with cards, as aforesaid,) what I (meaning said Frank Houghton) got (meaning said money aforesaid) fair (meaning that said Frank Houghton had fairly won the said money from said Paul Lohman) and so (meaning in like manner) has he (meaning said Lewis Henk). You (meaning said Paul Lohman) cant, (meaning can not) scare me (meaning said Frank Houghton), All this time (meaning during the entire time of said controversy, altercation and quarrel above set forth) Henk (meaning said Lewis Henk) was trying to get loose from Lohman (meaning said Paul Lohman) and said (meaning that said Lewis Henk said) to Lohman (meaning said Paul Lohman) let (meaning for said Paul Lohman to let) me (meaning said Lewis Henk) loose (meaning for said Paul Lohman to release his grasp on said Lewis Henk and free the said Lewis Henk therefrom) let (meaning for said Paul Lohman to let) me (meaning said Lewis Henk) loose (meaning free) then (meaning at that time) Lohman (meaning said Paul Lohman) wrenched (meaning violently jerked and pulled) Henk (meaning said Lewis Henk) down on the floor of the car (meaning the floor of the said smoking car) with his (meaning said Lewis Henk's) head between the first and second seats from the rear end of the car (meaning said smoking car) on the east side, Henk (meaning said Lewis Henk) was on his (meaning said Lewis Henk's) back, Lohman (meaning said Paul Lohman) had hold of each of Henk's (meaning said Lewis Henk's) wrists, and one of his (meaning said Paul Lohman's) knees pressed on Henk's (meaning said Lewis Henk's) stomach, and held him (meaning said Lewis Henk) there (meaning

xxxx

on the floor of said smoking car), Henk (meaning said Lewis Henk) was laying (meaning lying) partly across (meaning across) the aisle (meaning the aisle of said smoking car aforesaid) of the car (meaning said smoking car) with his (meaning said Lewis Henk's) head north east and his (meaning said Lewis Henk's) feet south west, Lohman (meaning said Paul Lohman) said to Henk (meaning said Lewis Henk) damn (meaning damn) you (meaning said Lewis Henk) give it (meaning said Sixty five dollars aforesaid) up (meaning for said Lewis Henk to give up and surrender to said Paul Lohman the said Sixty five dollars) or I (meaning said Paul Lohman) will kill (meaning that said Paul Lohman would kill and murder) you (meaning said Lewis Henk) right here (meaning in said smoking car) then (meaning at that time) Houghton (meaning said Frank Houghton) said you (meaning said Paul Lohman) son of a bitch (meaning said Paul Lohman) you (meaning said Paul Lohman) wont (meaning will not) kill any body and drew a pistol (meaning that said Frank Houghton took a pistol) from his (meaning said Frank Houghton's right (meaning right hand) coat pocket and fired (meaning shot at) and shot Lohman (meaning said Paul Lohman), That when Lohman (meaning said Paul Lohman) was shot (meaning was shot as aforesaid) he loosed (meaning released) his hold (meaning said Paul Lohman's hold) and caught (meaning that said Paul Lohman caught) hold of a seat (meaning a seat in said smoking car) and raised himself (meaning said Paul Lohman) up, That affiant (meaning said William Evans) saw blood run from his (meaning said Paul Lohman's) Lohman (meaning said Paul Lohman's) right cheek (meaning the right side of the face of the said Paul Lohman) and run (meaning that said blood run)

on the lappel of his (meaning said Paul Lohman's) coat, Henk (meaning said Lewis Henk) got up (meaning arose from the floor of said smoking car) at once (and went out of the rear door (meaning said rear door of said smoking car, aforesaid,) of the car (meaning said smoking car) and did not (meaning that said Lewis Henk did not) come in (meaning come into said smoking car) again, The train (meaning said passenger train aforesaid) was slowing up (meaning that said passenger train was slacking its speed for the purpose of stopping) for Delaware Station (meaning the railway station at the city of Delaware in the County of Delaware and State of Ohio) when Henk (meaning said Lewis Henk) went out of the car (meaning said smoking car), Heoughton (meaning said Frank Heoughton) went to the front end of the car (meaning said smoking car) and went out (meaning went out of said smoking car) after Henk (meaning said Lewis Henk) went out (meaning went out of said smoking car as aforesaid), That Heoughton meaning said Frank Heoughton) was standing in the aisle (meaning the aisle in said smoking car aforesaid) near affiant (meaning said William Evans) when he (meaning said Frank Heoughton) jerked out his (meaning said Frank Heoughton's) pistol (meaning said pistol aforesaid) and fired (meaning shot as aforesaid)

That affiant (meaning said William Evans) was then (meaning at the time when said Frank Heoughton shot said Paul Lohman as aforesaid) on the west side of the car (meaning said smoking car) and Heoughton (meaning said Frank Heoughton) grabbed (meaning caught and took hold of) his (meaning said Frank Heoughton's) pistol (meaning said pistol aforesaid)

in his (meaning said Frank Heoughton's) right hand, and swung (meaning that said Frank Heoughton swung) his (meaning said Frank Heoughton's) arm around and pointed (meaning that said Frank Heoughton pointed) the pistol (meaning said pistol aforesaid) toward (meaning in the direction of) the right side of Lohman's (meaning said Paul Lohman's) face and pointed (meaning that said Frank Heoughton pointed) somewhat (meaning a little) downward when he (meaning said Frank Heoughton) fired (meaning shot as aforesaid). Affiant (meaning said William Evans) says that I (meaning said William Evans) saw the barrel (meaning the barrel of the said pistol aforesaid) glisten = the flash (meaning the fire) and the smoke (meaning that said William Evans saw the flame caused by the burning powder or other substance used in said pistol to force the ball therefrom, and that said William Evans saw the smoke issuing from said pistol immediately after the shooting as aforesaid) = the pistol (meaning said pistol aforesaid) was held by Heoughton (meaning said Frank Heoughton) from two (meaning two feet) to two and a half feet (meaning two feet and six inches) from Lohman (meaning said Paul Lohman's) head when (meaning at the time) he (meaning the said Frank Heoughton) fired (meaning shot as aforesaid) it (meaning said pistol) Heoughton (meaning said Frank Heoughton) was standing a little (meaning a short distance) to the rear of Lohman's (meaning said Paul Lohman's) head and on his (meaning said Paul Lohman's) right side, Affiant (meaning said William Evans) further says that no brakeman (meaning a brakeman employed on

xxxxx

said Passenger train) was in the car (meaning said smoking car) when (meaning at the time) the shot (meaning the ball contained in said pistol) was fired (meaning shot as aforesaid) = and no brakeman (meaning a brakeman on said passenger train as aforesaid) came into the car (meaning said smoking car) till afterward (meaning until after the said Frank Heveighton had shot the said Paul Lohman as aforesaid) Affiant (~~meaning~~ said William Evans) further says that when (meaning at the time) Lohman (meaning said Paul Lohman) wrenched Hook (meaning said Lewis Hook) back (meaning backward) from the door (meaning said rear door of said smoking car) Hook (meaning said Lewis Hook) said don't (meaning do not) shoot me (meaning said Lewis Hook) to Lohman (meaning said Paul Lohman), Affiant (meaning said William Evans) says that but (meaning only) one shot (meaning ball as aforesaid) was fired (meaning shot, as aforesaid) in the car (meaning said smoking car) during that evening (meaning the evening of the 21st day of January A.D. 1878) while he (meaning said William Evans) was in the car (meaning said smoking car), That Hook (meaning said Lewis Hook) did not have a pistol (meaning a pistol) in his (meaning said Lewis Hook's) hand at any time while (meaning during the time the said Lewis Hook was) in the car (meaning said smoking car), That there were from eight (meaning eight persons) to twelve persons in the car (meaning said smoking car)

when (meaning at the time) the shot (meaning said ball aforesaid) was fired (meaning shot aforesaid) = Affiant (meaning said William Evans) further says that he (meaning said William Evans) did not inform the defendant (meaning the said Lewis Hook defendant in said action in the Court of Common Pleas within and for the County of Delaware in the State of Ohio, as aforesaid) Lewis Hook (meaning the said Lewis Hook) or any of his (meaning the said Lewis Hook's) attorneys (meaning the attorneys for said Lewis Hook in said action of the State of Ohio against said Lewis Hook aforesaid) of what he (meaning said William Evans) knew of the facts in this case (meaning said case of the State of Ohio against said Lewis Hook as aforesaid) nor to any one (meaning person) in Delaware County (meaning the said County of Delaware in the State of Ohio aforesaid) until on yesterday (meaning the ninth day of May A.D. 1883) the 9th day of May A.D. 1883, while at Delaware (meaning said City of Delaware in the said county of Delaware and State of Ohio, as aforesaid) he (meaning said William Evans) learned that said Hook (meaning said Lewis Hook) had been tried (meaning convicted as aforesaid) and then he (meaning said William Evans) informed some of his (meaning said William Evans) friends that he (meaning said William Evans) was on the train (meaning said passenger train aforesaid) when (meaning at the time) Lohman (meaning said Paul Lohman) was shot, and further affiant (meaning said William Evans) saith not,

Whereas, in truth and in fact the said William Evans was not on the night of said ~~Eighty~~ first day of January in the year of our Lord one thousand, eight hundred and eighty three a passenger one of the passenger trains, or any other train going south from the city of Toledo to the city of Columbus, Ohio; and whereas, in truth and in fact the said William Evans did not get aboard of said train, or any other train, about nine o'clock P.M. of said day or a little later, or at any other time on said day, at Marion in Marion County, Ohio, or at any other place, to go to the city of Delaware in Delaware County, Ohio or to any other place, where he then resided; and whereas in truth and in fact the said William Evans did not take a seat in the Ladies coach, or in any other coach of said train or on any other train, nor did he ride there or any other place till after the train passed the Station at Prospect, Ohio, or any other Station; and whereas in truth and in fact the said William Evans did not leave the ladies coach, or any other coach, while the train was in motion, and go forward to the smoking car or to any other car, and take a seat on the left or east side of the car, or on any other side of said car, about the fifth seat from the rear of the car, or in any other seat in said car, or in any other car; and whereas in truth and in fact ~~the said William Evans did not~~ when ~~he~~ said William Evans first went into the car two men were not playing cards on the west side of the car nearly opposite to where the said William Evans took his seat, nor in any other part of the car,

and whereas in truth and in fact one of the men who was playing cards when said Evans went into the car was not the man Frank Heuighton, or any other man, who was afterward tried for murder in the first degree, or in any other degree, of Lohman, or of any other man, in the Court of Common Pleas of Delaware County, Ohio, or in any other court, at the April term A.D. 1878, or at any other term; and whereas in truth and in fact the said William Evans did not attend the trial and see Heoughton in the Court room when he was tried and "know that he was one of the men ~~that~~ was in the car playing cards when he first went into the smoking car;" and whereas in truth and in fact shortly after affiant went into the smoking car Lewis Heouk, ~~nor~~ any other man, did not come in and walk up to where the two men were playing cards and stand in the aisle of the car a few minutes looking, and then said boys I will show you a trick; and whereas in truth and in fact the two men did not get up and pass out into the aisle of the car and go ~~around~~ forward one seat, or any other distance, on the same side of the car and turn the back of the seat in front of the one forward; and whereas in truth and in fact Heouk did not sit down in the seat in the seat in front of the one where the two men had been sitting and Lohman and Heoughton sit down in front of Heouk with their backs

backs to the front end of the car and their faces toward Hauk; and whereas in truth and in fact the three men did not then play a few games and bet money; and whereas in truth and in fact Lohman did not win once two dollars, or any other amount of money; and whereas Houghton and Lohman did not then have some words about the game played before Hauk came in, or about any other game, and Lohman did not then say to Houghton its all right I will get even with you, Come on boys I will go sixty five dollars more on it any how; and whereas in truth and in fact they did not then play again and Hauk win the sixty five dollars and take the money off the car seat wher the stakes were laid, with the ends of the bills stuck under the edge of an overcoat on which they threw the cards; and whereas in truth and in fact Hauk, did not then get up and Lohman and Houghton did not have some cross words, nor did Lohman swear at Houghton and say you are a thief, you have swindled me out of my money, you are both God damned thieves; and whereas in truth and in fact Hauk did not then started out toward the rear of the car and Lohman then say to him hold on, you cant go out of here with my money, I will call the authorities of the train, and immediately grab Hauk by the left shoulder with his right hand and also at the same time grab Hauk's left wrist

with his left hand and jerk Houk violently backward and press him down in the aisle of the car on one knee and his head and shoulders pressed down below the top of the car seats and hold him there a few seconds and say to Houk, damn you you must give me my money, nor did Houk say its no use talking its mine; and whereas in truth and in fact Houghton did not then take hold of Lohman's shoulder and say quit, this wont do, and pull Lohman back, and Lohman did not then let go of Houk and turn toward Houghton and shake his fist at him and say damn you stand back or I will give you some, nor did Houk by this time get up and get to the door at the rear end of the car and have his hand on the door knob and have a coat on his arm and a small leather satchel that had a bright silver or nickel plated handle on it and a piece of bright plate on the side of it; and whereas in truth and in fact Lohman did not grab Houk and wrench him back, nor did the door open part way; and whereas in truth and in fact Lohman did not hold on to Houk and say damn you give that money up before you leave this car or I will murder you, nor did Lohman appear to be viciously mad, nor was he a strong, powerful looking man, nor did he jerk Houk in a vicious and angry manner, and whereas in truth and in fact Houghton

did not then step up to Lohman and say you wont murder anybody, I have won what I got fair and so has he, you cant scare me, nor was Houk all this time trying to get loose from Lohman and said to Lohman, let me loose, let me loose; and whereas in truth and in fact Lohman did not then wrench Houk down on the floor of the car with his head between the first and second seats from the rear end of the car on the east side, nor was Houk on his back, nor did Lohman have hold of each of Houk's wrists, and one of his knees pressed on Houk's stomach and held him there; and whereas in truth and in fact Houk was not lying partly across the aisle of the car with his head north east and his feet south west; and whereas in truth and in fact Lohman did not say to Houk damn you give it up or I will kill you right here, nor did Houghton then say, you son of a bitch you wont kill any body; and ~~draw~~ a pistol from his right coat pocket and fire at and shoot Lohman and whereas in truth and in fact the William Evans did not at any time or place, see blood run from his Lohman's right cheek and run on the lappel of his coat, or on any other part of his body; and whereas in truth and in fact Houghton was not standing in the aisle, or any other part of said car near ~~affiant~~ the said William Evans when he jerked out his pistol and fired; and whereas in truth and in fact Houghton did not at any time or place while near ~~affiant~~ the said William Evans jerk out his pistol and fire,

and whereas in truth and in fact the said William Evans was not there on the west side of the car and Houghton did not grab his pistol in his right hand and swing his arm around and point the pistol toward the right side of Lohmans face and point somewhat downward when he fired; and whereas in truth and in fact the said William Evans did not see the band listen = the flash and the smoke = nor was the pistol held by Houghton from two to two and a half feet, or any other distance from Lohman's head, or any other part of his body, nor was Houghton when he fired it, or at any other time standing a little to the rear of Lohman's rear and and on his right side; and whereas in truth and in fact there was a brakeman in the car when the shot was fired; and whereas in truth and in fact Lohman did not wrench Hank back from the door, nor did Hank say don't, shoot me to Lohman; and whereas in truth and in fact Hank did have a pistol in his hand while in the car; and whereas in truth and in fact the said William Evans did not while at Delaware on the 9th day of May A.D. 1883, or at any other time or place, inform some of his friends that he was on the train when Lohman was shot, and whereas in truth and in fact the said William Evans was not on the train when the said Lohman was shot; and whereas, in truth and in fact the said William Evans did not then and there believe the said several

matters and things so by him as aforesaid before the said S. M. Van Winkle deposed and sworn to, but then and there well knew the same to be wholly false and untrue. And so the affiant says that the said William Evans, on the tenth day of May, in the year of our Lord one thousand eight hundred and eighty three at Union county aforesaid, before the said S. M. Van Winkle, Mayor, as aforesaid (he, the said S. M. Van Winkle then and there having full power and competent authority to administer the said oath to the said William Evans in that behalf as aforesaid) falsely, maliciously, wickedly, wilfully, and corruptly, in manner and form aforesaid, did commit wilful and corrupt perjury, and further deponent saith not.

John T. Norris

Subscribed by said John T. Norris in my presence, and sworn to by him before me this 28th day June A.D. 1883,

J. H. Linkadr. Jr.

Penitentiary No. .....

CERTIFICATE OF SENTENCE

AND

COST BILL IN PENITENTIARY CASES.

..... *County.*

THE STATE OF OHIO,

vs.

.....

.....

..... *Years.*

I hereby certify the within Cost Bill to be a true copy of the original, on file in my office.

.....

Clerk ..... *County.*

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Certificate for Allowance of Guards.

Whereas, *At the present* ..... *Term of the Court of Common Pleas, begun and held at the Court House, in the County of* ..... *, and State of Ohio, more than one person, to wit:*

.....

.....

.....

were convicted and sentenced to imprisonment in the Penitentiary of this State, and the Court being of opinion that it is such an extraordinary case as requires the allowance of ..... *guards to assist the Sheriff in the transportation of said convicts to said Penitentiary, do allow said* ..... *guards for the purpose aforesaid.*

I Certify, *the above to be a true copy of the opinion of said Court, made at its said* ..... *Term, A. D. 188*....

Given under my hand and seal of said Court, this .....

day of ..... *A. D. 188*.... .

..... *Clerk.*

By ..... *Deputy Clerk.*

Certificate of Issuing Execution.

THE STATE OF OHIO,

..... *County, ss.* } *I.* .....

Clerk of the Court of Common Pleas in and for said County, hereby certify, that, upon the judgment and sentence in the case of the STATE OF OHIO, vs. .....

.....

an execution called a Fieri Facias, *issued on the* ..... *day of* ..... *188*...., *against the said*

.....

for the costs of this prosecution according to law, and has been returned by the Sheriff of said County, endorsed "No goods or chattels, lands or tenements found, whereon to levy," and that no money has been made of the Defendant to satisfy any part of said costs.

WITNESS my official signature, and the Seal of said Court at ..... *in the County and State aforesaid,*

this ..... *day of* ..... *188*....

..... *Clerk.*

By ..... *Deputy Clerk.*

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Certificate of Sentence.

At a term of the Court of Common Pleas, begun and held at the Court House in Marysville *within and for the County of* Union*, and State of Ohio, on the* 10th *day of* Sept. *A. D. 188*3

Present, the Hon. John A. Price *Judge.*

In the Record and Proceedings of said Court, then and there had, among other things is the following Judgment and sentence, to-wit:

THE STATE OF OHIO,
vs.
William Evans

Indictment for Perjury

The said Wm. Evans

having been found *Guilty* of perjury

It is therefore the sentence of the Court that he *be imprisoned in the Penitentiary of this State; and kept at hard labor (no part of said time to be kept in solitary confinement,)*

for the term of three *years,* *and that* he *pay the costs of this prosecution, taxed at* $

In Witness Whereof, *I hereunto set my hand and affix the Seal of said Court, at* Marysville *this* 13 *day of* Oct. *A. D. 188*3

J. D. Bryner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

To Sheriff of Union County, Dr.

For Prosecuting Charges as per within account	$	
For Transportation Charges, as follows:		
Travel for self.....miles each way,.....miles @ 8c. per mile,.....	$	
" " .....guard..... .....miles each way,.....miles @ 6c. per mile,		
Transporting.....convict..... " one " ..... " @ 5c. " "		
TOTAL CHARGES	$	

RECEIVED, *Columbus, O.,* ..... *188*..., *of the Warden of Ohio Penitentiary, a certificate of allowance on the State Auditor for the above amount.*

Sheriff.

Revised Statutes of Ohio, Secs. 1260–3

THE STATE OF OHIO,

..... County, ss.

No. .....

In the Court of Common Pleas,

..... Term, A. D. 188__

THE STATE OF OHIO,

vs.

.....

.....

Indictment for .....

Crim. Docket, No. ..... *Page* .....

COST BILL.

NOTE—Clerks should be careful to fill ALL blanks and insert no "lump" charges.

CLERK,			
Doc. and Appear, Pl'ff and 1 Def't, 12, each, add'l, 4		12	
Ent. finding Indictment,	8	8	
" Pleas, each,	5	16	
Indexing Docket,	4	4	
Indexing Judgments and Final Orders for each case,	15	15	
Index. Pending Suits and Living Judgts., each case,	15	15	
Rule for Motion and filing,	8		
Entering Motion on Docket and Index,	8		
Filing papers and posting in App. Doc., each,	12	12	
Taking Affidavits, "	8		
Certifying Affidavits without Seal, each,	15		
" " with Seal, " "	35		
Filing Prec., Issuing Capias, Return and its filing,	37		
" " Attachment, Return and its filing,	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Special Warrant to bring before Judge, Ret. and filing,	33	33	
Warrant to discharge prisoner,	25		
Recog. def't and filing, each,	29		
" witnesses and filing, "	29		
Polling Jury, when required,	25		
Impaneling Jury and Administering Oaths,	12	12	
Calling and entering Tales Jurors and cert., each,	8		
Filing Prec., issuing Sub. for 1 wit. and filing,	16		
Additional names, each,	4		
Swearing witnesses and making entry of same "	4		
Ent. att. of witnesses, each day, days, "	4		
Issuing Certificate for witness fee, "	4		
Qualifying Jurors,	8		
Ent. on Bar and Court Cal., and Ind. each term,	8		
Entering Orders on Journal per 100 words,	8		
" verdict on Journal and filing	12		
" rule "	8		
" judgment "	8		
" records on Journal, per 100 words,	8		
Indexing ents. on Journal, each,	4		
Trans. orders on docket, "	8		
" verdict on docket,	8		
" rule "	8		
" judgment "	8		
Copy of Indictment and Certificate,			
Continuance, each,	8		
Nolle Pros, or laid away,	8		
Entering on Cash Book and Index,	12		
" ex. docket "	12		
Notice of Motion for new Trial,	8		
Cost Bill and filing, 3	29		
Recording words, at 8c. each 100			
Certificate of Sentence, 2 Cost Bills	35		
" allowance of guard, " " "	35		
" to Auditor of Assignment of Counsel, 2	35		
Prec. for Fi. Fa. issue, docketing, index and return,	49		
Certificate of Issuing Fi. Fa., 2 C. B.	35		
List for Grand Jury and Pros. Att'y,			
General Index,	8		
Cert Cost. before J.P.	4		
SHERIFF,			
On Attachment,			
On Capias,			
Calling Action,	12		
Calling witnesses,	5		
" Jury,	10		
Summoning Jury,	40		
Serving Subpœna on witnesses,	10		
miles travel,	8		
copies per 100 words,	8		
Committing prisoner to jail,	60		
Attending pris'r before Court times,	60		
Discharging prisoner,	60		
Sum. Special Jury and mileage,	4 50		
Serving and returning Order of Court,	30		
Miles traveled, each,	8		
On Fi. Fa. Serv., 30c., miles travel, "	8		
Forfeiting Recognizance,			
Serving Indictment,			

MAYOR,				
JUSTICE,				
Affidavit, 7680 words each,	40		11 55	
Warrant, each defendant named therein, 7680 words	40		11 55	
Continuance,	20		20	
First Mittimus, 7680 words	40		11 55	
2d "	40			
Subpœa for Witnesses, 25c, for one, and 5c.			1 25	
for each additional,			60	
Recognizance—1 witness 40c, each add'l, 10c.			1 10	
Swearing witnesses, each,	5			
Judgment,	40			
Transferring Judgment,	15			
Recognizance defendants, each,	40			
Transcript—15c. per 100 words,			11 55	
Certifying Transcript,	25		25	
Final Mittimus, 7680 words	40		11 55	
Filing Papers, 8 each,	5		40	
Recording words, 15c. per 100,			11 55	
Order on Jailor for prisoner,	40			
Appointment of Special Constable,	40		40	
			73 50	
SUPT OF POLICE,				
MARSHAL,				
CONSTABLE,				
Serving warrant on each def't	40		40	
Travel miles—20c. for 1st, 5c.			20	
for each additional,				
Serv. Sub. on wit., 25x10,		25	2	
Copies " each,	25	25	1	
Travel miles—20c. for 1st, 5c.		20	80	785
for each additional,		4 05	6 85	
Serving 1st Mittimus on each,	40	4 75	80	
Copy " for 1st,	25		50	
Travel miles—20c. for 1st, 5c.			40	
for each additional,				
days attendance before J.P.,	1 00		2 00	
Com. to Jail on warrant,	40			
Travel miles—20c. for 1st, 5c.				
for each additional,				
Con's bring. out pris'ner for ex.			40	
Marshal " " "	20		20	
Travel miles—20c. for 1st, 5c.				
for each additional,				
~~Transporting and~~ sustaining prisoner, which is allowance made by Magistrate and certified by him.			1 50	
			17 05	
Special Const.			4 75	
Assistant day	1 50			
" "	1 50			
" "	1 50			

RECAPITULATION.		
Clerk,		
Sheriff,		
Mayor or Justice,		
Marshal, Constable or Sup't of Police,		
Witnesses,		
Jury fee,	6	00
Total Costs,		

ATTEST: ..... ***Clerk.***

This Cost Bill is correct and allowed.

..... *188*..... ..... *Judge.*

Witnesses in Attendance Under Recognizance or Subpoena.

NOTE—The Mileage of Witnesses is to be allowed ***both ways*** at 5 cents per mile, and the ***whole distance*** should be stated and not ***one*** way at 10 cts. per mile.

NAMES.	Before Justice or Police Judge.		In Court.		TOTAL AMOUNT.		REMARKS.
	Days at 50c.	Miles at 5c.	Days at 75c.	Miles at 5c.	Dolls.	Cts.	

TO THE AUDITOR OF STATE:—Sir: You will please issue your warrant on the Treasurer of State to

Sheriff of ..... *County, Ohio, for the sum of* ..... *Dollars,*

being the amount of the costs in the foregoing case. 100

..... *Clerk of* ..... *County. O.*

Crim. App. Doc. ..... *Page* .....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

WITNESS FEES.		Plffs.		Defts.	
J. T. Morris for Crit's witness					
	228	2		12	90
O. Curry	32	1		2	35
S. W. Van Winkle	32	1		2	35
D. A. Stark	32	1		2	35
J. J. Woodruff	32	1		2	35
Chas Sellers	32	1		2	35
J. S. Gill	32	1		2	35
Chas McJaynes	32	1		2	35
Dr. F. W. Morrison	32	1		2	35
A. Sabine	~~[illegible]~~	1			75
Lewis Robinson	64	1		3	95
Jos. Torquet	32	1		2	35
Henry Smith	40	1		2	75
Robert Smith	32	1		2	35
William Clay	32	1		2	35
Neal Walker		1			75
		1			
Wit. Before J. P.		1			
J. T. Morris		1		3	90
J. S. Gill		1		2	10
S. W. Van Winkle		1		2	10
W. J. Davis		1		2	10
J. J. Woodruff		1		2	10
Chas Selden		1		2	10
Thos Neville		1		4	00
O. Curry		1		2	10
D. A. Stark		1		2	10
Chas McJaynes		1		2	10
Josephine Evans		1			5[illegible]
D. T. Moore		1		2	10
				74	87

Trans. 7700
Nick 8000
Orig. af. 7680

Ind. to 9064
32444

No 24 JPs
Criminal A Page 235

RECOGNIZANCE OF WITNESSES.

The State of Ohio
vs.
William Evans

J H Smith
Justice of the Peace.

Docket ..... *No.* .....

Returnable Sept 10 *18*83

Constable.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [17.]

RECOGNIZANCE OF WITNESSES.

THE STATE OF OHIO, }
Union County, } ss.

BE IT REMEMBERED, That on the 6th day of July in the year one thousand eight hundred and eighty-three J. T. Norris, S. W. Vanwinkle, J. J. Woodruff, D. A. Stark, Charles Selden, J. S. Gill, Charles M. Jaynes, and personally appeared before me, J. H. Kirkpatrick one of the Justices of the Peace in and for the County aforesaid, and acknowledged themselves to owe the State of Ohio the sum of One hundred Dollars each, to be levied of their goods and chattels, lands and tenements, to the use of the State of Ohio, if default be made in the condition following, to-wit: The condition of this recognizance is such, that if the above bound J. T. Norris, S. W. Vanwinkle, J. J. Woodruff, D. A. Stark, Charles Selden, J. S. Gill, Charles M. Jaynes and shall personally appear at the next criminal term of the Court of Common Pleas, to be holden within and for County aforesaid, on the first day of the term thereof, to give testimony on behalf of the State of Ohio, and the truth to say on such matters as may be then and there required of them and not depart the Court without leave, then this recognizance shall be void and of none effect; otherwise, to remain in full force and virtue in law.

J. T. Norris [Seal.]
S. W. Van Winkle [Seal.]
J. J. Woodruff [Seal.]
D. A. Stark [Seal.]
Charles Selden [Seal.]
J. S. Gill [Seal.]
Charles M. Jaynes [Seal.]

Taken and acknowledged before me, the day and date first aforesaid.

J. H. Kirkpatrick Justice of the Peace.

THE STATE OF OHIO,

vs.

William Evans

Subpœna for ..... Witnesses.

Returnable Oct. 2nd 1883

J. B. Cole

Att'y for Deft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

G. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
D D M Morse	16	1	
Bot Salter			
Lew Adams	92		"
Ella Adams			
	92		

SHERIFF'S FEES.	Dollars.	Cents.
Service,		50
Mileage, 1.20	9	60
Copy,		50
Total,	10	20

Helmick ..... *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Doctor F. W. Morrison
Doctor Andrew Sabine.
Lewis Robinson and
Ella Robinson

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 2nd *day of* Oct. *A. D. 1883, at* 8½ *o'clock* A *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* William Irwin *on behalf of the* Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 29 *day of* Sept. *A. D. 188*2

J. L. Bunner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

William Evans

Subpœna for ..... **Witnesses.**

FILED
OCT 1 1883
UNION COUNTY

Returnable 10-2nd " 1883

J. B. Coe

Att'y for Deft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
Dennis Ivory not found			
D. Greenwalt	16	P	
D. Lynch	16	"	
Elen Smith	20	"	

SHERIFF'S FEES.	Dollars.	Cents.
Service,		30
Mileage, 20	4	00
Copy,		30
Total,	4	60

Hebenen *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

..... *Clerk.*

G. F. WADE & CO., PRINTERS, TOLEDO

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna David Young
J. J. Woodruff, Ford Foughnet
and Henry Smith

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 2nd *day of* Oct. *A. D. 1883, at* 8½ *o'clock A. M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* William Evans *on behalf of the* Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 29th *day of* ~~Oct~~ Sept. *A. D. 1883*

J. L. Burgner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

William Evans

Subpœna for ..... Witnesses.

Returnable Oct. 2 – 188 3

J. B. Cole

Att'y for Dft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
R. Smith	16	P	
Allen Ely	16	P	
M. Nolan		P	P

SHERIFF'S FEES.	Dollars.	Cents.
Service,		50
Mileage, 50	4	00
Copy,		50
Total,	4	00

H. Hermann *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*.....

..... *Clerk.*

B. F. WADE & CO., PRINTERS, TOLEDO

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Robert Smith

William Clay and Mat. Walden

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 2nd *day of* Oct. *A. D. 1883, at* 8½ *o'clock* A. M., *then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Williams *on behalf of the* Defts. *. Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 29 *day of* Sept. *A. D. 1883*

J. D. Bingner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

William Evans

Subpœna for State **Witnesses.**

Returnable Oct. 2nd " *188*3

J. M. Bradrick

Pro Att'y for

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
J. J. Wooserruff			16
Charles Selden			16
J. S. Lick			16
J. A. Stout			16
J. Moenkemeyer			16
O. Lurz		"	16
12 Mess			

SHERIFF'S FEES.	Dollars.	Cents.
Service,		70
Mileage, 120	9	60
Copy,		70
Total,	11	00

Hibernia *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

Clerk.

B. F. WADE & CO., PRINTERS, TOLEDO

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna J. T. Norris, O. Curry, S. W. Van Winkle, D. A. Stark, J. J. Woodruff, Charles Selden and J. S. Gill

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 2nd *day of* Oct *A. D. 1883, at* 8½ *o'clock A. M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* William Evans *on behalf of the* ~~Plff~~ State of Ohio. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 24th *day of* Sept. *A. D. 1883*

J. D. Burgner *Clerk.*

By ..... *Deputy Clerk.*

State of Ohio

vs.

Wm Evans

SUBPOENA.

No of Case

J. W. Broderick
Pros Attorney.

RETURNED AND FILED

188

Received 188

M.

Sheriff

THE STATE OF OHIO, } On the 26 day of September 188 3
UNION COUNTY, SS. } I served this Subpena on the within named.
by delivering a true copy of the within hereunto attached

Wm Wehrenberg
Sheriff

SHERIFF'S FEES

Service on Keyes	$ 30
Cop	20
34 Miles Travel	2 72
Writing Return	
	$3 22

Shearer & Son, Printers, Marysville

SUBPOENA DUCES TECUM.

State of Ohio, Union County, ss:

To Charles M. Jaynes

Greeting:

YOU ARE HEREBY COMMANDED to be and appear in your proper persons before the Com. Plea Court within and for the said County of Union on the 2nd day of Oct. next, at 8½ o'clock, A. M., of said day; and also that you bring with you, and produce at the time and place aforesaid, the affidavit made by Wm. Evans in case of the State of Ohio vs. Louis Houk, in Del. Co. Ohio Com. Plea Court for new trial dated May 10th 1883 before S. W. Van Winkle Mayor &c and then and there to testify what you know in a certain action pending in said Court, wherein the State of Ohio is Plaintiff, and William Evans is Defendant: and this you do under penalty of the law.

Witness my Hand and the Seal of Said Court, at Marysville, O. this 24th day of Sept. A. D. 1883

Seal.

J. D. Burgner, Clerk.

, Dep. Clerk.

3 ✓

No. 652

Union County Common Pleas.

THE STATE OF OHIO,

AGAINST

William Evans

INDICTMENT FOR

Perjury

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury at the request of the Prosecuting Attorney,

A TRUE BILL.

James B. Wheelly
Foreman of Grand Jury

Filed September 12th 1883
John L. Burgner Clerk
John M. Brodrick
Prosecuting Attorney.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio.

On this 21st day of Sept 1883, Defendant arraigned and pleads not guilty to the indictment.

J. L. Burgner Clerk

I hereby certify this to be a full and true copy of the original Indictment in this case, now on file in my office.

..... 18..

..... Clerk

contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney.
Union County, Ohio.

INDICTMENT.

THE STATE OF OHIO,
Union County, ss.

IN THE COURT OF COMMON PLEAS,
Of Union County, Ohio.
For the Term of September A. D. 1883

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union impaneled, sworn, and charged to inquire of crimes and offenses committed within said County of Union in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

William Evans

late of said County, on or about the tenth day of May in the year of our Lord One Thousand Eight Hundred and Eighty three, with force and arms in said County of Union and State of Ohio.

in a certain affidavit there made and prepared by the said William Evans and then and there intended by him to be filed in the Court of Common Pleas, within and for the County of Delaware in the State of Ohio, and was afterward, to-wit: May ~~Eleventh~~ twelfth A.D. 1883, filed in said Court to be used in said Court as evidence for the purpose of setting aside the verdict of the Jury and obtaining a new trial in said Court in a certain action therein pending wherein the State of Ohio was plaintiff and one Lewis Hook was defendant, The said Lewis Hook having before said date, to-wit: at the April A.D. 1883 term of said Court of Common Pleas of Delaware County, Ohio, been convicted in said court of the crime of manslaughter, And the said William Evans did then and there on said tenth day of May A.D. 1883 appear in his own proper person before S. W. Van Winkle, Mayor of the Village of Richwood in said County of Union and State of Ohio, and then and there in due form of law, was sworn and took his oath before the said S. W. Van Winkle, the Mayor aforesaid, he, the said S. W. Van Winkle, then and there having full power and competent authority to administer the said oath to the said William Evans in that behalf, and that the said William Evans being so sworn as aforesaid then and there before the said S. W. Van Winkle, Mayor as aforesaid, upon his oath aforesaid, in said affidavit aforesaid, and in matters material thereto, then and there by the said William Evans made and deposed to before the said S. W. Van Winkle the Mayor aforesaid, falsely and maliciously, willfully and

and corruptly, did say, depose and swear, in writing, as follows: That on the night of the 21st. day of January A.D. 1878 (meaning thereby in the night season of the Twenty first day of January in the year of our Lord, one thousand, eight hundred and seventy eight) he (meaning said William Evans) was a passenger on one of the passenger trains (meaning one of the passenger trains on the Columbus and Toledo Railway) going south from the city of Toledo (meaning the city of Toledo in the State of Ohio) to the City of Columbus, Ohio (meaning the city of Columbus in the State of Ohio). That he (meaning said William Evans) got aboard said train (meaning said passenger train aforesaid) about nine o'clock P.M. (meaning thereby about the hour of nine in the afternoon) of said day (meaning said Twenty first day of January in the year of our Lord one thousand, eight hundred and seventy eight) or a little later (meaning a short time after said hour of nine in the afternoon, aforesaid) at Marion, in Marion County, Ohio (meaning at the city of Marion, in the County of Marion and State of Ohio) to go to the city of Delaware in Delaware County, Ohio (meaning said city of Delaware in the County of Delaware and State of Ohio) where he (meaning the said William Evans) then resided (meaning thereby where the said William Evans resided on said 21st. day of January A.D. 1878). That he (meaning said William Evans) took a seat in the ladies coach (meaning the coach or car attached to said passenger train aforesaid wherein ladies were carried over said railway aforesaid) and rode there (meaning that said William Evans rode in said Ladies coach aforesaid) till (meaning until) after the train (meaning said passenger train aforesaid) passed the station at Prospect, Ohio (meaning the railway station on said Railway, aforesaid situated at the Village of Prospect, in the County of Marion, and State of Ohio) when affiant (meaning said William Evans) left the Ladies Coach (meaning said Ladies Coach aforesaid) while the train (meaning said passenger train aforesaid) was in motion, and went forward (meaning in the direction said train was going) to (meaning into) the smoking car (meaning the smoking car attached to said passenger train aforesaid) and took a seat on the left or east side of the car (meaning said smoking car) about the fifth seat from the rear of the car (meaning said smoking car). That when he (meaning said William Evans) first went into the car (meaning said smoking car aforesaid) two men were

playing cards (meaning that two men were playing a game with cards) on the west side of the car (meaning said smoking car) nearly opposite to where affiant (meaning said William Evans) took his (meaning said William Evans') seat. Affiant (meaning said William Evans) says (meaning thereby deposes and swears) that one of the men (meaning one of the men playing said game with cards as aforesaid) who was playing cards (meaning said game with cards) when he (meaning said William Evans) went into the car (meaning said smoking car) was the man Frank Houghton (meaning Frank Houghton) who (meaning said Frank Houghton) was afterwards (meaning after said Twenty first day of January A.D. 1878) tried for murder in the first degree of Lohman (meaning Paul Lohman) in the Court of Common Pleas of Delaware County, Ohio, (meaning the Court of Common Pleas within and for the county of Delaware in said State of Ohio) at the April Term A.D. 1878 (meaning the April term in the year of our Lord one thousand, eight hundred and seventy eight of said Court of Common Pleas of Delaware County, aforesaid). That he (meaning said William Evans) attended (meaning was present at) the trial (meaning said trial of said Frank Houghton, aforesaid) and saw (meaning that said William Evans saw) Houghton (meaning said Frank Houghton) in the Court room (meaning the room in which said April A.D. 1878 term of said Court of Common Pleas of Delaware County, Ohio, and in which said Frank Houghton was tried as aforesaid) when he (meaning said Frank Houghton) was tried (meaning when said Frank Houghton was tried for murder in the first degree for killing Sq. Paul Lohman as aforesaid), and he (meaning said William Evans) knows that he (meaning said Frank Houghton) is one of the men (meaning one of the two men

who were playing said game with cards as aforesaid) that (meaning who) was (meaning were) in the car (meaning said smoking car aforesaid) playing cards (meaning said game with cards, aforesaid,) when he (meaning said William Evans) first went into the smoking car (meaning said smoking car aforesaid). That the other man (meaning the other one of the two men who were playing said game with cards) who was playing (meaning said game with cards) with him (meaning said Frank Houghton) was the man Lohman (meaning said Paul Lohman) who was afterwards (meaning after said game was played with cards as aforesaid) shot, in (meaning while in) the car (meaning said smoking car). That shortly after affiant (meaning said William Evans) went into the smoking car (meaning said smoking car aforesaid) Lewis Hook (meaning said Lewis Hook) came in (meaning into said smoking car) and walked up to where (meaning the place where) the two men (meaning said Frank Houghton and said Paul Lohman) were playing cards (meaning said game with cards) and stood (meaning that said Lewis Hook stood) in the aisle of the car (meaning said smoking car) a few minutes, looking on (meaning thereby that said Lewis Hook stood in the aisle of said smoking car for a few minutes after his entrance into said smoking car and watched said Frank Houghton and Paul Lohman playing said game with cards) and then said (meaning that said Lewis Hook said) boys (meaning said Frank Houghton and said Paul Lohman) I (meaning said Lewis Hook) will show you (meaning said Frank Houghton and said Paul Lohman) a trick (meaning a trick with said cards aforesaid) then the two men (meaning said Frank Houghton and said Paul Lohman) who were playing (meaning said game with cards) got up and passed

out into the aisle (meaning said aisle in said smoking car) of the car (meaning said smoking car) and went forward one seat (meaning that said Frank Houghton and said Paul Lohman went forward to the next seat in front of the seat in which said Frank Houghton and Paul Lohman were playing said game with cards as aforesaid) on the same side (meaning on the west side) of the car (meaning said smoking car) and turned the back of the seat (meaning said seat in said smoking car to which said Frank Houghton and Paul Lohman went as aforesaid) in front (meaning toward the front of said smoking car) of the one (meaning seat) forward (meaning the next seat forward from the said seat in said smoking car to which said Frank Houghton and Paul Lohman went as aforesaid) then Hoult (meaning said Lewis Hoult) sat down in the seat (meaning said seat in said smoking car to which said Frank Houghton and Paul Lohman went as aforesaid) in front of the one (meaning the seat in which said Frank Houghton and Paul Lohman had been playing said game with cards as aforesaid) where the two men (meaning said Frank Houghton and said Paul Lohman) had been sitting, and Lohman (meaning said Paul Lohman) and Houghton (meaning said Frank Houghton) sat down in front (on the seat in front) of Hoult (meaning said Lewis Hoult) with their (meaning said Frank Houghton's and said Paul Lohman's) backs to the front end of the car (meaning said smoking car) and their (meaning said Frank Houghton's and said Paul Lohman's) faces toward Hoult (meaning said Lewis Hoult). That the three men (meaning said Frank Houghton, said Paul Lohman and said Lewis Hoult) then played a few games (meaning a few games with cards) and bet

money (meaning that said Frank Heughlton, said Paul Lohman and said Lewis Heurk played at a certain game with cards for a certain sum of money). That Lohman (meaning said Paul Lohman) won ~~owed~~ two dollars (meaning that said Paul Lohman won the sum of two dollars on one of said games with cards) then Heughlton (meaning said Frank Heughlton) and Lohman (meaning said Paul Lohman) had some words (meaning quarreled) about the game (meaning said game with cards) played (meaning by said Frank Heughlton and said Paul Lohman played) befor Heurk (meaning said Lewis Heurk) came in (meaning into said smoking car) then Lohman (meaning said Paul Lohman) said to Heughlton (meaning said Frank Heughlton) its (meaning it is) all right. I (meaning said Paul Lohman) will get even (meaning that said Paul Lohman would retaliate, and be revenged upon said Frank Heughlton) with you (meaning said Frank Heughlton). Come on boys (meaning for said Frank Heughlton and said Lewis Heurk to continue said game with cards) I (meaning said Paul Lohman) will go (meaning will bet) sixty five dollars more (meaning thereby that said Paul Lohman would bet, or wager, the sum of sixty five dollars in addition to the money already bet upon said game with cards, as aforesaid) on it (meaning said game with cards) any how. They (meaning said Frank Heughlton, said Paul Lohman and said Lewis Heurk) played again (meaning played another game with cards for money as aforesaid) and Heurk (meaning said Lewis Heurk) won the sixty five dollars (meaning thereby that the said Lewis Heurk won the said game with cards, and took the sixty five dollars so bet by said Paul Lohman on said game) and took the money (meaning said sixty five dollars)

off the car seat (meaning the said seat of said smoking car) where the stakes (meaning the money so bet on said game with cards, aforesaid) were laid, with the ends of the bills (meaning the said sixty five dollars) stuck (meaning placed) under the edge of an overcoat (meaning under the edge, or side, of a certain overcoat there being) on which they (meaning said Frank Heoughton, said Paul Lohman and said Lewis Hent) threw the cards (meaning said cards aforesaid) Hent (meaning said Lewis Hent) then got up and Lohman (meaning said Paul Lohman) and Heoughton (meaning said Frank Heoughton) had some words (meaning quarreled). Lohman (meaning said Paul Lohman) swore (meaning used profane and blasphemous language) at Heoughton (meaning said Frank Heoughton) and said (meaning that said Paul Lohman said) you (meaning said Frank Heoughton) are a thief. you (meaning said Frank Heoughton) have swindled me (meaning said Paul Lohman) out of my (meaning said Paul Lohman's) money (meaning said sixty five dollars aforesaid) you (meaning said Frank Heoughton and said Lewis Hent) are both (meaning said Frank Heoughton and Lewis Hent) God damned (meaning God damned) thieves, then Hent (meaning said Lewis Hent) started out toward the rear of the car (meaning said smoking car) Lohman (meaning said Paul Lohman) then said to him (meaning said Lewis Hent) hold on (meaning stop) you (meaning said Lewis Hent) cant (meaning can not) go out of here (meaning said smoking car) with my (meaning said Paul Lohman's) money (meaning the said sixty five dollars aforesaid).

I (meaning said Paul Lohman) will call the authorities (meaning the officers) of the train (meaning said passenger train aforesaid) and immediately (meaning that said Paul

Lohman immediately) grabbed (meaning caught hold of) Hevrk (meaning said Lewis Hevrk) by the left shoulder (meaning the left shoulder of said Lewis Hevrk) with his (meaning said Paul Lohman's) right hand, and also at the same time grabed (meaning caught hold of) Hevrk's (meaning said Lewis Hevrk's) left wrist with his (meaning said Paul Lohman's) left hand and jerked Hevrk (meaning said Lewis Hevrk) violently backward and pressed him (meaning said Lewis Hevrk) down in the aisle (meaning said aisle of said smoking car aforesaid) of the car (meaning said smoking car) on one knee (meaning on one of the knees of said Lewis Hevrk) and his (meaning said Lewis Hevrk's) head and shoulders, pressed down below the top of the car seats (meaning the seats in said smoking car) and held (meaning that said Paul Lohman held) him (meaning said Lewis Hevrk) there (meaning in said aisle of said smoking car) a few seconds, and said (meaning that said Paul Lohman said) to Hevrk (meaning said Lewis Hevrk) damn you (meaning said Lewis Hevrk) you (meaning said Lewis Hevrk) must give me (meaning said Paul Lohman) my (meaning said Paul Lohman's) money (meaning said sixty five dollars aforesaid) Hevrk (meaning said Lewis Hevrk) said its (meaning it is) no use talking, its (meaning said sixty five dollars) mine (meaning said Lewis Hevrk's) then Heughton (meaning said Frank Heughton) took hold (meaning caught hold) of Lohman's (meaning said Paul Lohman's) shoulder, and said (meaning that said Frank Heughton said) quit (meaning stop) this won't (meaning will not) do, and pulled (meaning that said Frank Heughton pulled) Lohman (meaning said Paul Lohman) back (meaning backward) then Lohman (meaning said Paul Lohman) let go (meaning released his hold) of Hevrk (meaning said Lewis Hevrk) and turned

(meaning that said Paul Lohman turned) toward Houghton (meaning said Frank Houghton) and shook his (meaning said Paul Lohman's) fist at him (meaning said Frank Houghton) and said (meaning that said Paul Lohman said) damn you (meaning said Frank Houghton) stand back or I (meaning said Paul Lohman) will give you (meaning said Frank Houghton) some (meaning thereby that said Paul Lohman would use violence toward said Frank Houghton). Hook (meaning said Lewis Hook) by this time got up and got (meaning went) to the door at the rear end of the car (meaning the door
9 at the rear end of said smoking car) and had his (meaning said Lewis Hook's) hand on the door knob (meaning the knob of the said door at the rear end of said smoking car) had (meaning that said Lewis Hook had) a coat on his (meaning said Lewis Hook's) arm, and a small leather satchel (meaning that said Lewis Hook had a small leather satchel) that had a bright silver or nickel plated handle on it (meaning said satchel) and a piece of bright plate on the side of it (meaning said satchel) Lohman (meaning said Paul Lohman) grabbed (meaning caught hold of) Hook (meaning said Lewis Hook) and wrenched him (meaning said Lewis Hook) back (meaning backward). The door (meaning said door at the rear end of said smoking car) opened part way. Lohman (meaning said Paul Lohman) held on to Hook (meaning said Lewis Hook) and said (meaning that said Paul Lohman said) damn you (meaning said Lewis Hook) give that money (meaning said sixty five dollars) before you (meaning said Lewis Hook) leave this car (meaning said smoking car) or I (meaning said Paul Lohman)

will murder you (meaning said Lewis Hourk),
Lohman (meaning said Paul Lohman) appeared to be
viciously mad, and was (meaning that said Paul Lohman
was) a strong, powerful looking man, and jerked
Hourk (meaning said Lewis Hourk) in a vicious and
angry manner. That Houghton (meaning said Frank
Houghton) then stepped up to Lohman (meaning said
Paul Lohman) and said (meaning that said Frank
Houghton said) you (meaning said Paul Lohman)
wont. (meaning would not) murder any body. I (meaning
said Frank Houghton) have won what I (meaning
said Frank Houghton) got (meaning the money won
by said Frank Houghton from said Paul Lohman in
said games with cards as aforesaid) fair and so
has he (meaning said Lewis Hourk). You (meaning said
Paul Lohman) cant. (meaning can not) scare me (meaning
said Frank Houghton). All this time Hourk (meaning
said Lewis Hourk) was trying to get loose from Lohman
(meaning said Paul Lohman) and said (meaning that
said Lewis Hourk said) to Lohman (meaning said Paul
Lohman) let me (meaning said Lewis Hourk) loose,
let me (meaning said Lewis Hourk) loose, then Lohman
(meaning said Paul Lohman) wrenched Hourk (meaning
said Lewis Hourk) down on the floor of the car (meaning
the floor of said smoking car) with his (meaning said
Lewis Hourk's) head between the first and second seats
from the rear end of the car (meaning said smoking car)
on the east side (meaning the east side of said smoking car)
Hourk (meaning said Lewis Hourk) was on his (meaning
said Lewis Hourk's) back, Lohman (meaning said Paul
Lohman) had hold of each of Hourk's (meaning said
Lewis Hourk's) wrists, and one of his (meaning said Paul

Lohman's) knees pressed on Henk's (meaning said Lewis Henk's) stomach, and held him (meaning said Lewis Henk) there, Henk (meaning said Lewis Henk) was laying (meaning lying) partly across (meaning across) the aisle (meaning said aisle of said smoking car) of the car (meaning said smoking car) with his (meaning said Lewis Henk's) head north east and his (meaning said Lewis Henk's) feet south west, Lohman (meaning said Paul Lohman) said to Henk (meaning said Lewis Henk) damn (meaning damn) you (meaning said Lewis Henk) give it (meaning said sixty five dollars aforesaid) up (meaning for said Lewis Henk to give up and surrender to said Paul Lohman the said sixty five dollars) or I (meaning said Paul Lohman) will kill you (meaning said Lewis Henk) right here (meaning in said smoking car) then Houghton (meaning said Frank Houghton) said you (meaning said Paul Lohman) son of a bitch, you (meaning said Paul Lohman) wont (meaning will not) kill any body, and drew a pistol (meaning that said Frank Houghton drew a pistol) from his (meaning said Frank Houghton's) right (meaning right hand) coat pocket and fired (meaning shot at) and shot Lohman (meaning said Paul Lohman)

That when Lohman (meaning said Paul Lohman) was shot (meaning shot as aforesaid) he loosed (meaning released) his hold (meaning said Paul Lohman's hold) and caught (meaning that said Paul Lohman caught) hold of a seat (meaning one of the seats in said smoking car) and raised himself (meaning said Paul Lohman) up. That affiant (meaning said William Evans) saw blood run from his (meaning said Paul Lohman's) right cheek (meaning the right side of the face of the said Paul Lohman) and run (meaning that said blood

11 4

ran) on the lapel of his (meaning said Paul Lohman's) coat. Hook (meaning said Lewis Hook) got up at once and went out of the rear door (meaning said rear door of said smoking car) of the car (meaning said smoking car) and did not (meaning that said Lewis Hook did not) come in (meaning come into said smoking car) again.

The train (meaning said passenger train aforesaid) was slowing up (meaning that said passenger train was slacking its speed for the purpose of stopping), for Delaware station (meaning the station on said railway at the city of Delaware, County of Delaware and state of Ohio) when Hook (meaning said Lewis Hook) went out of the car (meaning said smoking car), Houghton (meaning said Frank Houghton) went to the front end of the car (meaning said smoking car) and went out (meaning out of said smoking car) after Hook (meaning said Lewis Hook) went out (meaning out of said smoking car). That Houghton (meaning said Frank Houghton) was standing in the aisle (meaning said aisle of said smoking car) near affiant (meaning said William Evans) when he (meaning said Frank Houghton) jerked out his (meaning said Frank Houghton's) pistol (meaning said pistol aforesaid) and fired (meaning shot as aforesaid.)

That affiant (meaning said William Evans) was then (meaning at the time of said shooting as aforesaid) on the west side of the car (meaning said smoking car) and Houghton (meaning said Frank Houghton) grabbed (meaning caught hold of) his (meaning said Frank Houghton's) pistol (meaning said pistol aforesaid) in his (meaning said Frank Houghton's) right hand, and swung (meaning that said Frank Houghton swung) his (meaning said Frank Houghton's) arm around and pointed (meaning that said Frank Houghton pointed) the pistol (meaning said pistol

toward the right side of Lohmans (meaning said Paul Lohman's) face, and pointed (meaning that said Frank Heroughton pointed said pistol) somewhat downward, when he (meaning said Frank Heroughton) fired (meaning shot as aforesaid). Affiant (meaning said William Evans) says (meaning deposes and swears) that I (meaning said William Evans) saw the barrel (meaning the barrel of said pistol aforesaid) glistens = the flash (meaning the flash caused by the shooting of said pistol) and the smoke (meaning the smoke issuing from said pistol after the shooting as aforesaid) = the pistol (meaning said pistol) was held by Heroughton (meaning said Frank Heroughton) from two (meaning two feet) to two and a half feet (meaning two feet and six inches) from Lohmans (meaning said Paul Lohmans) head when he (meaning said Frank Houghtons) fired (meaning shot, as aforesaid) it (meaning said pistol), Houghton (meaning said Frank Heroughton) was standing a little to the rear of Lohmans (meaning said Paul Lohmans) head, and on his (meaning said Paul Lohmans) right side, Affiant (meaning said William Evans) further says (meaning deposes and swears) that no brakeman (meaning brakemen employed on said passenger train aforesaid) was in the car (meaning said smoking car) when the shot was fired (meaning the shooting as aforesaid) = and no brakeman (meaning said brakemen as aforesaid) came into the car (meaning said smoking car) till (meaning until) afterward (meaning after said shooting as aforesaid). Affiant (meaning said William Evans) further says (meaning deposes and swears) that when Lohman (meaning said Paul Lohman) wrenched Henk (meaning said Lewis Henk) back (meaning backward) from the door (meaning said

door at the rear end of said smoking car) Hevrk (meaning said Lewis Hevrk) said, don't (meaning do not) shoot me (meaning said Lewis Hevrk) to Lohman (meaning said Paul Lohman). Affiant (meaning said William Evans) says (meaning deposes and swears) that but (meaning only) one shot was fired in the car (meaning said smoking car) during that evening (meaning the evening of the twenty first day of January in the year of our Lord One thousand, Eight hundred and seventy eight) while he (meaning said William Evans) was in the car (meaning said smoking car). That Hevrk (meaning said Lewis Hevrk) did not have a pistol (meaning a pistol) in his (meaning said Lewis Hevrk's) hand at any time while in the car (meaning said smoking car). That there were from eight (meaning eight persons) to twelve persons in the car (meaning said smoking car) when the shot (meaning said shot as aforesaid) was fired.

Affiant (meaning said William Evans) further says (meaning deposes and swears) that he (meaning said William Evans) did not inform the defendant (meaning said Lewis Hevrk) or any of his (meaning said Lewis Hevrk's) attorneys (meaning the attorneys of record for said Lewis Hevrk in said action of the State of Ohio against said Lewis Hevrk as aforesaid) of what he (meaning said William Evans) knew of the facts in this case (meaning said case of the State of Ohio against said Lewis Hevrk as aforesaid) nor to any one (meaning person) in Delaware County (meaning said County of Delaware in said State of Ohio) until on yesterday (meaning the ninth day of May A.D. 1883) the 9th. day of May A.D. 1883 (meaning the ninth day of May in the year of our Lord One Thousand Eight hundred and eighty three) while at Delaware

(meaning said City of Delaware aforesaid) he (meaning said William Evans) learned (meaning was informed) that said Hevrk (meaning said Lewis Hevrk) had been tried (meaning convicted as aforesaid) and then he (meaning said William Evans) informed some of his (meaning said William Evans') friends that he (meaning said William Evans) was on the train (meaning said passenger train, aforesaid) when Lohman (meaning said Paul Lohman) was shot (meaning shot as aforesaid), and further affiant (meaning said William Evans) saith (meaning deposeth and sweareth) not,

Whereas, in truth and in fact the said William Evans was not, on the the night of said twenty first day of January in the year of our Lord one thousand, Eight hundred and seventy eight a passenger on one of the passenger trains, or of any other train, going south from the city of Toledo to the city of Columbus, Ohio; and whereas, in truth and in fact the said William Evans did not get aboard of said train, or of any other train, about nine o'clock P.M. of said day or a little later, or ~~at~~ any other hour or time on said day, at Marion, in Marion County, Ohio, or at any other place, to go to the city of Delaware in in Delaware County, Ohio, or to any other place, where he then resided; and whereas in truth and in fact the said William Evans did not take a seat in the ladies coach, or in any other coach, of said train, or of any other train, nor did he ride there, or any other place, till after the train passed the station at Prospect, Ohio, or any other station; and whereas in truth and in fact the said William Evans did not leave the ladies coach, or any other coach, while the train was in motion, or otherwise, and go forward

to the smoking car, or to any other car, and take a seat on the left or east side of the car, or on any other side of the car, about the fifth seat from the rear of the car, or any other seat in the car, or in any other car; and whereas in truth and in fact when said William Evans first went into the car two men or any other number of men, were not playing cards on the west side of the car, or of any other car, nearly opposite to where the said William Evans took his seat, nor in any other part of the car, or in any other car; and whereas in truth and in fact one of the men who was playing cards when said Evans went into the car was not the man Houghton, or any other man, who was afterward tried for murder in the first degree of Lohman, or of any other man, in the Court of Common Pleas of Delaware county, Ohio, or in any other court, at the April term A.D. 1878, or at any other term; and whereas in truth and in fact the said William Evans did not attend the trial and see Houghton in the court room when he was tried and know that he was one of the men that was in the car playing cards when he first went into the smoking car; and whereas in truth and in fact shortly after affiant went into the smoking car Lewis Houck, nor any other man, did not come in and walk in and walk up to where the two men were playing cards and stand in the aisle of the car a few minutes looking, and then said boys I will show you a trick; and whereas in truth and in fact the two men did not get up and pass out into the aisle of the car and go forward one seat, or any other distance, on the

same side of the car and turn the back of the seat in front of the one forward; and whereas in truth and in fact Hook did not sit down in the seat in front of the one where the two men had been sitting and Lohman and Houghton sit down in front of Hook with their backs to the front end of the car and their faces toward Hook; and whereas in truth and in fact the three men did not then play a few games and bet money; and whereas in truth and in fact Lohman did not win ~~once~~ two dollars or any other amount of money; and whereas Houghton and Lohman did not then have some words about the game played before Hook came in, or about any other game, and Lohman did not then say to Houghton its all right I will get even with you, come on boys I will go sixty five dollars more on it any how; and whereas in truth and in fact they did not then play again and Hook win the sixty five dollars and take the money off the car seat where the stakes were laid, with the ends of the bills stuck under the edge of an overcoat on which they threw the cards; and whereas in truth and in fact Hook, did not, then get up and Lohman and Houghton did not have some cross words, nor did Lohman swear at Houghton and say you are a thief, you have swindled me out of my money. You are both god damned thieves; and whereas in truth and in fact Hook did not then start out toward the rear of the car and Lohman then say to him, hold on. you aint go out of here with my money. I will call the authorities of the train, and immediately grab

Hook by the left shoulder with his right hand and also at the same time grab Hook's left wrist with his left hand and jerk Hook violently backward and press him down in the aisle of the car on one knee and his head and shoulders pressed down below the top of the car seats and hold him there a few seconds and say to Hook, damn you, you must give me my money, nor did Hook say its no use talking its mine; and whereas in truth and in fact Houghton did not then take hold of Lohman's shoulder and say quit, this wont do, and pull Lohman back, and Lohman did not then let go of Hook and turn toward Houghton and shake his fist at him and say damn you, stand back or I will give you some, nor did Hook by this time get up and get to the door at the rear end of the car and have his hand on the door knob, and have a coat on his arm and a small leather satchel that had a bright silver or nickel plated handle on it and a piece of bright plate on the side of it; and whereas in truth and in fact Lohman did not grab Hook and wrench him back, nor did the door open part way; and whereas in truth and in fact Lohman did not hold on to Hook and say damn you give that money up before you leave this car or I will murder you, nor did Lohman appear to be viciously mad, nor was he a strong, powerful looking man, nor did he jerk Hook in a vicious and angry manner; and whereas in truth and in fact Houghton did not then step up to Lohman and say

you won't murder any body, I have won what I got fair and so has he, You can't scare me, nor was Hook all this time trying to get loose from Lohman and said to Lohman let me loose, let me loose; and whereas in truth and in fact Lohman did not then wrench Hook down on the floor of the car with his head between the first and second seats from the rear end of the car on the east side, nor was Hook on his back, nor did Lohman have hold of each of Hook's wrists, and one of his knees pressed on Hook's stomach and held him there; and whereas in truth and in fact Hook was not lying partly across the aisle of the car with his head north east and his feet south west; and whereas in truth and in fact Lohman did not say to Hook damn you, give it up or I will kill you right here, nor did Houghton then say, you son of a bitch you won't kill any body, and draw a pistol from his right coat pocket and fire at and shoot Lohman; and whereas in truth and in fact the said William Evans did not at any time or place, see blood run from his, Lohman's, right cheek and run on the lappel of his coat, or any other part of his clothes, or body; and whereas in truth and in fact Houghton was not standing in the aisle, or any other part of said car near the said William Evans when he jerked out his pistol and fired; and whereas in truth and in fact Houghton did not at any time or place while near the said William Evans jerk out his pistol and fire; and whereas

in truth and in fact the said William Evans was not then on the west side of the car and Houghton did not grab his pistol in his right hand and swing his arm around and point the pistol toward the right side of Lohman's face and point somewhat downward when he fired; and whereas in truth and in fact the said William Evans did not see the barrel glisten - the flash and the smoke - nor was the pistol held by Houghton from two to two and a half feet, or any other distance, from Lohman's head, or from any other part of his body, nor was Houghton when he fired it, or at any other time standing a little to the rear of Lohman's head and on his right side; and whereas in truth and in fact there was a brakeman in the car when the shot was fired; and whereas in truth and in fact Lohman did not wrench Hook back from the door, nor did Hook say, don't shoot me, to Lohman; and whereas in truth and in fact Hook did have a pistol in his right hand while in the car; and whereas in truth and in fact the said William Evans was not on the train when the said Lohman was shot; and whereas in truth and in fact the said William Evans did not then and there believe the said several matters and things so by him as aforesaid before the said S. W. Van Winkle deposed and sworn to, but then and there well knew the same to be wholly false and untrue,

And so the jurors aforesaid, upon their oaths

aforesaid, say, that the said William Evans, on the said tenth day of May in the year of our Lord one thousand eight hundred and eighty three, at Union county, aforesaid, before the said S. W. Van Winkle Mayor, as aforesaid (he, the said S. W. Van Winkle, then and there having full power and competent authority to administer the said oath to the said William Evans, in that behalf as aforesaid) falsely, maliciously, wickedly, willfully, and corruptly, in manner and form aforesaid, did commit willful and corrupt perjury.

State
vs
Evans

Filed Oct. 2nd 83
J. D. Burgner
Clerk

13 - P. 66

The State of Ohio
vs,
William Evans

No,
Indictment for Perjury.

This day came the prosecuting attorney on behalf of the State of Ohio, and the defendant being brought into court in custody of the Sheriff, and his counsel also being present, ~~this~~ ~~Case came~~ the defendant then retracted his plea of ~~gu~~ not guilty, heretofore entered herein, and filed a demurrer to the indictment and the same was argued by counsel and submitted to the Court, On consideration whereof the Court do overrule said demurrer, Thereupon the said William Evans was arraigned upon said indictment and for plea thereto, saith he is "not guilty" and puts himself upon the Country and the prosecuting attorney doth the like

Filed
Oct. 2nd 1883
J. L. Burgner
Clerk

13-68

Oct. 2nd 1883

The State of Ohio } No,
vs } Indictment for perjury.
William Ferris

This day came the prosecuting attorney on behalf of the State of Ohio and the defendant being brought into Court in custody of the Sheriff, and his attorney also coming, Thereupon came a jury to wit: (names of jurors,)

and the evidence being adduced on the part of the State and of the defendant, and the ~~same~~ prosecuting attorney having argued the case in the opening to the jury, and the counsel for defendant having argued fully thereupon Court adjourned until to-morrow morning October 3rd, 1883,

Be it remembered that at a Term of the Court of Com. Pleas begun and held within and for the County of Union and State of Ohio on the 10th day of Sept. A.D. 1883. Heretofore, to wit = on the 18th day of August A.D. 1883 the original affidavit for State warrant, transcript and Mittimus were filed with the Clerk of said Court which reads as follows, viz =

---

afterward on the 12th day of Sept. 1883 an indictment was filed in the forgoing case which reads in the words and figures following to wit =

---

afterward on the day of Oct 83 the following entry was by the Clerk as the Journal of said Court, viz =

6

J 13 P. 69

2

Oct. 8th 1883

The State of Ohio } vs.
vs. } Indictment for Perjury.
William Evans

This day came the prosecuting attorney on behalf of the State of Ohio, and the defendant being brought into Court in custody of the Sheriff, and his counsel being present, thereupon came the same jury empanneled on yesterday in this cause, and the prosecuting attorney having closed the argument in this case, and the jury having been charged by the Court fully in the premises, therefore the jury retired for deliberation. After due deliberation the jury returned their verdict in open court which is as follows.

— Copy verdict —

Therefore the defendant was remanded to jail to await sentence.

7

THE STATE OF OHIO,

vs.

.....

.....

No......

..... *Term, 187*....

VERDICT.

Filed Oct. 3rd 1883

13 P. 69

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O. [25.]

THE STATE OF OHIO

vs.

William Evans

COMMON PLEAS,

Union County, Ohio.

No. Sept. Term, A. D. 1883

Indictment for Perjury.

We, the Jury in this case, find the Defendant

William Evans, *Guilty, in manner and form as* he stands

charged in the ~~Counts of the~~ *Indictment.*

W. H. Conkright

Foreman.

8

13-70

The State of Ohio } No.
vs } Indictment for Perjury.
William Evans }

The defendant herein having been heretofore, on this day convicted of perjury, was this day brought into court, in custody of the sheriff, and informed by the court of the verdict of the jury, and inquired of if he had any thing to say why judgment should not be pronounced against him; and having nothing but what he hath already said. It is therefore considered and adjudged by the court that the said defendant William Evans be imprisoned and confined in the penitentiary of the state of Ohio, and kept at hard labor, but without any solitary confinement, for the period of three years; and that he pay the costs of this prosecution, for which execution is awarded.

2/2

THE STATE OF OHIO.

vs.

William Evans

MITTIMUS.

Returned and filed
July 6 1883.
J H Kinkead JP

Published by Siebert & Lilley, Blank Book Manufacturers, and Legal Blank Publishers, Opera House, Cloumbus, O.

RETURN.

July 6, 1883, I committed the within named William Evans

John Hudson

with whom I left a certified copy of this writ.

FEES: { Mileage, $ 20
Service, $ 40
Cpy 25
85

to the custody of the within named Jailor

Sam Bennett Constable.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

MITTIMUS AFTER TRIAL.

THE STATE OF OHIO, } To the Keeper of the Jail of the County aforesaid, GREETING:
Union County, ss.

Whereas, William Evans

late of the said County of Union has been arrested on the oath of John T. Norris, for that said William Evans did unlawfully, maliciously, willfully and corruptly did commit perjury on the 10th day of May A.D. 1883 before the Mayor of the Village of Richwood as appears by a copy of an affidavit heretofore filed herein and charge is more fully set forth herein and copy is made a part of this mittimus and and has been ~~examined by me~~ brought before me J. H. Kuickade one of the Justices of the Peace in and for said County, and required to give bail in the sum of three hundred Dollars, for his appearance before the Court of Common Pleas of said County, on the first day of the next term thereof, which requisition he has failed to comply with. Therefore, in the name of the State of Ohio, I command you to receive the said William Evans

into your custody ~~in the jail of the County~~ aforesaid, there to remain until he be discharged by due course of law.

Given under my hand and Seal, this 6th day of July A. D. 1883

J. H. Kuickade [SEAL.]
Justice of the Peace. for said County

Copy of Affidavit.

In case of State of Ohio vs William Evans.

The State of Ohio, }
County of Union } ss

Personally appeared before me, J. H. Kirkade one of the Justices of the Peace within and for said County and State, John T. Norris, who being by me first duly sworn, deposes and says, that William Evans, late of said County of Union, aforesaid, on the tenth day of May, in the year of our Lord, one thousand eight hundred and eighty three, at said County of Union and State of Ohio, in a certain affi-davit there made and prepared by the said William Evans and then and there intended by him to be filed in the Court of Common Pleas, within and for the County of Delaware, in the State of Ohio, and was afterwards, to wit, May 11th A.D. 1883, filed in said Court, to be used in said Court as evidence for the purpose of setting aside the verdict, and obtaining a new trial in said Court, in a certain action therein pending, wherein the State of Ohio, was plaintiff and one Lewis Hook was defendant, the said Lewis Hook having before said date to wit at the April term of the Court of Common Pleas of Delaware County Ohio, been convicted in said Court of the crime of manslaughter, and the said William Evans, did then and there on said tenth day of May A.D. 1883, appear in his own proper person before S. W. VanWinkle, Mayor of the Village of Richwood in said County of Union and State of Ohio, and then and there in due form of law was sworn and took his oath before the said

S. W. VanWinkle the Mayor aforesaid (he the said S. W. VanWinkle then and there having full power and competent authority to administer the said oath to the said William Evans, in that behalf.) and that the said William Evans, being so sworn as aforesaid, then and there before the said S. W. VanWinkle Mayor as aforesaid, upon his oath aforesaid, in said affidavit aforesaid, and in matters material thereto, then and thereby the said William Evans made and deposed to before the said S. W. VanWinkle, the Mayor aforesaid, falsely and maliciously, willfully, and corruptly, did say, depose, and swear, in writing as follows: That on the night of the 21st day of January A.D. 1878. (meaning thereby in the night season of the twenty-first day of January in the year of our Lord one thousand eight hundred and seventy-eight,) he (meaning said William Evans) was a passenger on one of the passenger trains (meaning one of the passenger trains on the Columbus and Toledo Railway) going South from the City of Toledo (meaning the City of Toledo in the State of Ohio.) to the City of Columbus Ohio, (meaning the City of Columbus, in the State of Ohio.) that he (meaning said William Evans) got aboard said train (meaning said passenger train aforesaid) about nine o'clock P.M. (meaning thereby about the hour of nine in the afternoon) of said day (meaning said twenty-first day of January in the year of our Lord one thousand eight hundred and seventy-eight) or a little later (meaning one short time after said hour of nine in the afternoon,

aforesaid) at Marion, in Marion County Ohio
(meaning thereby at the City of Marion, in
the county of Marion, and State of Ohio.)
to go to the City of Delaware, in Delaware County
Ohio. (meaning the City of Delaware, in
the County of Delaware, and State of Ohio)
where he (meaning the said William Evans)
then resided (meaning thereby where
the said William Evans resided on said
21st day of January A.D. 1878) that he (meaning
said William Evans) took a seat (meaning
sat down upon one of the seats) in the ladies
coach (meaning the coach or car attached
to said passenger train aforesaid wherein
ladies were carried over said railway
aforesaid) and rode there (meaning that
said William Evans rode in said ladies
coach, aforesaid) till (meaning until)
after the train passed the station (meaning
after the passenger train aforesaid had
passed by the station situated on said
railway aforesaid) at Prospect Ohio,
(meaning the village of Prospect, in the
County of Marion, and State of Ohio,) when
(meaning at which time) affiant (meaning
said William Evans) left (meaning went
out of) the ladies coach (meaning said
ladies coach aforesaid) while the train
(meaning said passenger train aforesaid)
was in motion (meaning thereby while
said passenger train was running
upon said railway aforesaid) and went
forward (meaning in the direction said
train was running) to (meaning into)
X the smoking car (meaning the smoking

car attached to said passenger train aforesaid) and took a seat (meaning sat down upon one of the seats in said smoking car) on the left or East side of the car (meaning said smoking car) about the fifth seat from the rear (meaning the rear end) of the car (meaning said smoking car) that when he (meaning said William Evans) first went into the car (meaning said smoking car aforesaid) two men were playing cards (meaning that two men were playing a game with cards) on the West side of the car (meaning said smoking car) nearly opposite (meaning across the aisle and nearly opposite) to where affiant (meaning said William Evans) took his (meaning said William Evan's) seat (meaning where said William Evans sat down as aforesaid) affiant (meaning said William Evans) says that one of the men (meaning thereby one of the two men playing said game with cards as aforesaid) who was playing cards (meaning said game with cards) when (meaning at the time) he (meaning said William Evans) went into the car (meaning said smoking car) was the man Frank Houghton (meaning Frank Houghton) who was afterwards (meaning after said twenty-first day of January A.D. 1878) tried for murder in the first degree of Lohman (meaning Paul Lohman) in the Court of Common Pleas of Delaware County Ohio. (meaning the Court of Common Pleas within and for the County of Delaware,

in said State of Ohio) at the April Term, A.D. 1878 (meaning the April term in the year of our Lord, one thousand eight hundred and seventy-eight, of said Court of Common Pleas of Delaware County aforesaid) that he (meaning said William Evans) attended (meaning was present at) the trial (meaning the trial of said Frank Houghton aforesaid) and saw (meaning said William Evans saw) Houghton (meaning said Frank Houghton) in the Court room (meaning the Court room in which the said Frank Houghton was tried as aforesaid) when he (meaning said Frank Houghton) was tried, and he (meaning said William Evans) knows that he (meaning said Frank Houghton) is one of the men (meaning one of the two men who were playing a game with cards as aforesaid) that (meaning who) was (meaning were) in the car (meaning said smoking car aforesaid) playing cards (meaning a game with cards as aforesaid) when (meaning at the time) he (meaning said William Evans) first went into the smoking car (meaning said smoking car aforesaid) that the other man (meaning the other of the two men aforesaid) who was playing (meaning who was playing said game of cards) with him (meaning said Frank Houghton) was the man

Lohman (meaning said Paul Lohman) who (meaning said Paul Lohman) was afterwards (meaning after said 21st day of January A.D. 1878) shot (meaning thereby that said Paul Lohman was shot) in (meaning while in) the car (meaning said smoking car) that shortly after (meaning a short time after) affiant (meaning said William Evans) went into the smoking car (meaning said smoking car) Lewis Hook (meaning said Lewis Hook) came in (meaning into said smoking car) and walked up to where the two men (meaning said Frank Houghton and Paul Lohman) were playing cards (meaning were playing said game with cards aforesaid) and stood (meaning said Lewis Hook stood) in the aisle (meaning the passage way between the two rows of seats) of the car (meaning said smoking car) a few minutes looking on (meaning thereby that said Lewis Hook stood in the aisle of said smoking car for a few minutes after his entrance in to said smoking car and watched said Frank Houghton and Paul Lohman playing said game with said cards) and then (meaning after said few minutes aforesaid) said (meaning said Lewis Hook said) boys (meaning said Frank Houghton and Paul Lohman)

I (meaning said Lewis Hook)
will show you (meaning said
Frank Houghton and Paul Lohman)
a trick (meaning a trick with the cards
aforesaid) then (meaning at that
time) the two men (meaning said
Frank Houghton and Paul Lohman)
who (meaning said Frank Houghton
and Paul Lohman) were playing (meaning
were playing said game with cards)
got up (meaning arose from their seats)
and passed (meaning went) out
(meaning out from their said seats)
into the aisle of the car (meaning said
aisle of said smoking car) and went
forward (meaning in the direction
said train was going) one seat (meaning
to the next seat in front of the seat in which
said Frank Houghton and Paul Lohman
were playing said game with cards
aforesaid) on the same side (meaning
on the west side) of the car (meaning
said smoking car) and turned the
back of the seat in front (meaning
turned the back of the seat toward the
front of said smoking car) of the one
forward (meaning of the seat in front
of the seat to which said Frank Houghton
and Paul Lohman went as aforesaid)
then Hook (meaning said Lewis Hook)
sat down in the seat (meaning said
seat in said smoking car to which said
Frank Houghton and Paul Lohman
went as aforesaid) in front of the one
(meaning seat) where the two men

(meaning said Frank Houghton and Paul
Lohman) had been sitting, and Lohman
(meaning said Paul Lohman) and Houghton
(meaning said Frank Houghton) sat down
in front (meaning on the seat in front)
of Hook (meaning said Lewis Hook)
with their (meaning said Frank Houghton's
and Paul Lohman's) backs to the front
end of the car (meaning toward the
end of the said smoking car, in the
direction which said train was going)
and their (meaning said Frank
Houghton's and Paul Lohman's) faces
toward Hook (meaning said Lewis
Hook) that the three men (meaning
said Frank Houghton, Paul Lohman
and Lewis Hook) then (meaning
immediately after said Frank
Houghton, Paul Lohman, and
Lewis Hook sat down as aforesaid)
played a few games (meaning a
few games with cards) and bet
money (meaning that said Frank
Houghton, Paul Lohman and Lewis
Hook, played at a certain game
with cards for a certain sum of money)
that Lohman (meaning said Paul
Lohman) won one two dollars,
(meaning that said Paul Lohman
won the sum of two dollars on one
of said games with cards aforesaid)
Then Houghton (meaning said
Frank Houghton) and Lohman
(meaning said Paul Lohman)
had some words (meaning had

a quarrel) about the game (meaning
said game played with cards) played
for Hook (meaning said Lewis
Hook) came in (meaning into
said smoking car) then (meaning
at the time of said quarrel aforesaid)
Lohman (meaning said Paul
Lohman) said to Houghton (meaning
said Frank Houghton) its (meaning
it is) all right, I (meaning said
Paul Lohman) will get even
(meaning that said Paul Lohman
would retaliate or get revenge on
said Frank Houghton) with you
(meaning said Frank Houghton)
Come on boys (meaning for said
Frank Houghton and Lewis Hook
to continue said game with cards
as aforesaid) I (meaning said
Paul Lohman) will go (meaning
will bet) sixty-five dollars, more
(meaning that said Paul Lohman
would bet sixty-five dollars in
addition to the money already bet
upon said game) on it (meaning
said game with cards) any how
they (meaning said Frank Houghton
Paul Lohman and Lewis Hook) played
again (meaning played another
game with cards for money as aforesaid)
and Hook (meaning said Lewis Hook)
won the sixty-five dollars (meaning
thereby that the said Lewis Hook won
the game aforesaid and thereby took
the said sixty-five dollars so bet by said
Paul Lohman on said game as aforesaid)

and took the money (meaning said
sixty-five dollars) off the car seat
(meaning the said of said smoking car)
Where the stakes (meaning the money
so bet on said game by said Paul
Lohman as aforesaid) were laid with
the ends of the bills (meaning the said
bills composing said sixty-five dollars)
stuck (meaning placed) under the edge
of an over-coat (meaning under the
edge of a certain over-coat there being)
on which (meaning on which overcoat
aforesaid) they (meaning said Frank
Houghton, Paul Lohman and Lewis Hook)
threw the cards (meaning the said cards
aforesaid) Hook (meaning said Lewis
X Hook) then meaning at the time of
winning said sixty-five dollars aforesaid)
got up (meaning arose from the said
seat aforesaid) and Lohman (meaning
said Paul Lohman) and Houghton
(meaning said Frank Houghton) had
some cross words (meaning that said
Paul Lohman and Frank Houghton
quarreled in an angry manner)
Lohman (meaning said Paul Lohman)
swore (meaning used profane and
blasphemous language) at Houghton
(meaning said Frank Houghton)
and said (meaning that said Paul
Lohman said) you (meaning said
Frank Houghton) are a thief (meaning
thereby that said Frank Houghton was
guilty of larceny) you (meaning said
Frank Houghton) have swindled

(meaning unlawfully cheated and de-
-frauded) me (meaning said Paul
Lohman) out of my money (meaning
the money of said Paul Lohman
aforesaid) you (meaning said
Frank Houghton and Lewis Hook)
are both (meaning said Frank Houghton
and Lewis Hook,) good damned (meaning
God damned) thieves (meaning that
said Frank Houghton and Lewis Hook
were thieves and had been guilty of
larceny) then (meaning at that
time) Hook (meaning said Lewis
Hook) started out (meaning started
to go out of said smoking car) toward
(meaning in the direction of) the rear
(meaning the rear end) of the car (meaning
said smoking car) Lohman (meaning
said Paul Lohman) then (meaning
at that time) said to him (meaning
said to Lewis Hook) hold on (meaning
stop) you (meaning said Lewis Hook)
can't (meaning can not) go out of here
(meaning said smoking car) with my
(meaning said Paul Lohman's) money
(meaning the said sixty-four dollars
aforesaid) I (meaning said Paul Lohman)
will call the authorities of the train
(meaning that said Paul Lohman would
summon the officers of the train and
have said Lewis Hook arrested) and
immediately (meaning at the same
time) grabbed (meaning caught hold of)
Hook (meaning said Lewis Hook)
by the left shoulder (meaning the left

8 shoulder of said Lewis Hook) with his (meaning
Paul Lohman's) right hand (meaning
the right hand of said Paul Lohman) ;
and also, at the same time grabed
(meaning caught hold of) Hook's
(meaning said Lewis Hook's) left wrist
(meaning the left wrist of said Lewis
Hook) with his (meaning said
Paul Lohman's) left hand,
(meaning the left hand of said
Paul Lohman), and jerked Hook
(meaning said Lewis Hook) violently
(meaning in a mad and violent
manner) backward and pressed
him (meaning said Lewis Hook)
down in the aisle (meaning said
aisle aforesaid of the car (meaning
said smoking car) on one knee
(meaning on one of the knees
of said Lewis Hook) and his
(meaning said Lewis Hooks) head
and shoulders pressed down below
the top of the car seats (meaning
below the seats in said smoking car)
and held him (meaning said Lewis
Hook) there (meaning in the aisle
of the said car on one knee as aforesaid)
a few seconds and said (meaning
that said Paul Lohman said) to
Hook (meaning said Lewis Hook)
damn you (meaning said Lewis
Hook) you (meaning said Lewis
Hook) must give me (meaning
said Paul Lohman) my (meaning
said Paul Lohman's) money (meaning

the sixty-fix dollars aforesaid) Hork
(meaning said Louis Hork) said
its (meaning it is) no use talking
its (meaning it's and meaning
the said sixty fix dollars) mine
(meaning said Louis Hork's) then
(meaning at that time) Houghton
(meaning said Frank Houghton)
took hold (meaning caught hold)
of Lohman's (meaning said Paul
Lohman's) shoulder (meaning the
shoulder of said Paul Lohman) and
said quit (meaning stop) this
writ (meaning will not) do and
pulled (meaning said Frank
Houghton pulled) Lohman (meaning
said Paul Lohman) back (meaning
in a backward direction) then (meaning
at that time) Lohman (meaning
said Paul Lohman) let go (meaning
released his hold) of Hork (meaning
said Louis Hork) and turned toward
Houghton (meaning said Frank
Houghton (and shook his) meaning
Paul Lohman's) fist (meaning clenched
hand) at him (meaning said Frank
Houghton) and said (meaning that
said Paul Lohman said) damn you
(meaning said Frank Houghton) stand
back or I (meaning said Paul Lohman)
will give you (meaning said Frank
Houghton) some (meaning thereby that
the said Paul Lohman would use
violence toward said Frank Houghton)
Hork (meaning the said Louis Hork)

by this time (meaning at the time aforesaid) got up (meaning had arisen from the aisle aforesaid) and got (meaning went) to the door at the rear end of the car (meaning the door at the rear end of said smoking car) and had his (meaning said Lewis Hanks) hand on the door knob (meaning the knob of the door at the rear end of said smoking car as aforesaid) had (meaning said Lewis Hank had) a coat on his (meaning said Lewis Hanks) arm, and a small leather satchel (meaning said Lewis Hank had a small leather sachel) that had a bright silver or nickle plated handle on it (meaning said sachel) and a piece of bright plate on the side of it (meaning said sachel) Lehman (meaning said Paul Lehman) grabbed (meaning caught hold of) Hank (meaning said Lewis Hank) and wrenched him (meaning said Lewis Hank) back (meaning backward) the door (meaning said door at the rear end of said smoking car) opened part way Lehman (meaning said Paul Lehman) held on to Hank (meaning said Lewis Hank) and said damn you (meaning said Lewis Hank) give that money (meaning the said sixty-five dollars aforesaid) before you (meaning said Lewis Hank)

leave this car (meaning said smoking car) or I (meaning said Paul Lohman) will murder you (meaning that the said Paul Lohman would kill and murder the said Lewis Hook) Lohman (meaning said Paul Lohman) appeared to be viciously mad and was (meaning said Paul Lohman was) a strong, powerful looking man, and jerked Hook (meaning said Lewis Hook) in a vicious and angry manner, that Houghton (meaning said Frank Houghton) then (meaning at that time) stepped up to Lohman (meaning said Paul Lohman) and said (meaning said Frank Houghton said) you (meaning said Paul Lohman) won't (meaning will not) murder any body. I (meaning said Frank Houghton) have won (meaning the money won by said Frank Houghton from said Paul Lohman in said games with cards as aforesaid) what I (meaning said Frank Houghton) got (meaning said money aforesaid) fair (meaning that said Frank Houghton had fairly won the said money from said Paul Lohman) and so (meaning in like manner) has he (meaning said Lewis Hook) you (meaning said Paul Lohman) can't (meaning can not) scare me (meaning said Frank Houghton) all this time (meaning during the entire time of said controversy, altercation and

quarrel above set forth) Hook (meaning said Lewis Hook) was trying to get loose from Lohman (meaning said Paul Lohman) and said (meaning that said Lewis Hook said) to Lohman (meaning said Paul Lohman) let (meaning for said Paul Lohman to let) me (meaning said Lewis Hook) loose (meaning for said Paul Lohman to release his grasp on said Lewis Hook and for the said Lewis Hook therefrom) let (meaning for said Paul Lohman to let) me (meaning said Lewis Hook) loose (meaning free) then (meaning at that time) Lohman (meaning said Paul Lohman) wrenched (meaning violently jerked and pulled) Hook (meaning said Lewis Hook) down on the floor of the car (meaning the floor of said smoking car) with his (meaning said Lewis Hook's) head between the first and second seats from the rear end of the car (meaning said smoking car) on the East side, Hook (meaning said Lewis Hook) was on his (meaning said Lewis Hook's) back Lohman (meaning said Paul Lohman) had hold of each of Hooks (meaning said Lewis Hook's) wrists and one of his (meaning said Paul Lohman's) knees pressed on Hook's (meaning said Lewis Hook's) stomach and held him (meaning said Lewis Hook)

there (meaning on the floor of said
smoking car) Hook (meaning said
Lewis Hook) was laying (meaning
lying) partly across (meaning across)
the aisle (meaning the aisle of said
smoking car aforesaid) of the car
(meaning said smoking car) with his
(meaning said Lewis Hook's) head
North-East and his (meaning said
Lewis Hook's) feet South-West. Lehman
(meaning said Paul Lehman) said to
Hook (meaning said Lewis Hook)
damn (meaning damn) you (meaning
said Lewis Hook) give it (meaning
said sixty-five dollars aforesaid) up
(meaning for said Lewis Hook to
give up and surrender to said Paul
Lehman the said sixty-five dollars)
or I (meaning said Paul Lehman)
will kill (meaning that said Paul
Lehman would kill and murder)
you (meaning said Lewis Hook)
right here (meaning in said smoking
car) then (meaning at that time)
Houghton (meaning said Frank
Houghton) said you (meaning said
Paul Lehman) son of a bitch (meaning
said Paul Lehman) you (meaning
said Paul Lehman) won't (meaning
will not) kill any body and drew
a pistol (meaning that said Frank
Houghton took a pistol) from his
(meaning said Frank Houghton's)
right (meaning right hand) coat
pocket and fired (meaning shot at)
and shot Lehman (meaning said Paul

Lohman) that when Lohman (meaning
said Paul Lohman) was shot
(meaning was shot as aforesaid) he
loosed (meaning released) his hold
(meaning said Paul Lohman's hold)
and caught (meaning that said
Paul Lohman caught) hold of a seat
(meaning a seat in said smoking car)
and raised himself (meaning said
Paul Lohman) up, that affiant (meaning
said William Evans) saw blood run
from his (meaning said Paul Lohman's)
Lohman's (meaning said Paul Lohman's)
right cheek (meaning the right side
of the face of the said Paul Lohman)
and run (meaning that said
blood run) on the lapel of his (meaning
said Paul Lohman's) coat, Hank
(meaning said Lewis Hank) got up (meaning
arose from the floor of said smoking car)
at once and went out of the rear door
(meaning said rear door of said
smoking car aforesaid) of the car
(meaning said smoking car)
and did not (meaning that said
Lewis Hank did not) come in (meaning
come into said smoking car) again
the train (meaning said passenger
train aforesaid) was slowing up
(meaning that said passenger train
was slacking its speed for the purpose
of stopping) for Delaware Station,
(meaning the railway station at the
City of Delaware, in the County of
Delaware and State of Ohio) when

Hook (meaning said Lewis Hook)
went out of the car (meaning said
smoking car) Houghton (meaning
said Frank Houghton) went to the front
end of the car (meaning said smoking
car) and went out (meaning went
out of said smoking car) after Hook
(meaning said Lewis Hook) went
out (meaning went out of said
smoking car as aforesaid) that
Houghton (meaning said Frank
Houghton) was standing in the aisle
(meaning the aisle of said smoking
car aforesaid) near affiant (meaning
said William Evans) when he (meaning
said Frank Houghton) pointed his
(meaning said Frank Houghton's) pistol
(meaning said pistol aforesaid) and
fired (meaning shot as aforesaid)
that affiant (meaning said William
Evans) was then (meaning at the
time when said Frank Houghton shot
said Paul Bolinman as aforesaid)
on the west side of the car (meaning
said smoking car) and Houghton
(meaning said Frank Houghton)
grabbed (meaning caught and
took hold of) his (meaning said
Frank Houghton's) pistol (meaning
said pistol aforesaid) in his (meaning
said Frank Houghton's) right hand
and swung (meaning that said Frank
Houghton swung) his (meaning said
Frank Houghton's) arm around and
pointed (meaning that said Frank

Houghton pointed) the pistol (meaning said pistol aforesaid) toward (meaning in the direction of) the right side of Bohmann's (meaning said Paul Bohmann's) face and pointed (meaning that said Frank Houghton pointed) somewhat (meaning a little) downward when he (meaning said Frank Houghton) fired (meaning shot as aforesaid) affiant (meaning said William Evans) says that I (meaning said William Evans) saw the barrel (meaning the barrel of said pistol aforesaid) glisten= the flash (meaning the fire) and the smoke (meaning that said William Evans saw the flame caused by the burning powder or other substance used in said pistol to force the ball therefrom and that said William Evans saw the smoke issuing from said pistol immediately after the shooting as aforesaid) = the pistol (meaning said pistol aforesaid) was held by Houghton (meaning said Frank Houghton) from two (meaning two feet) to two and a half feet (meaning two feet and six inches) from Bohmann's (meaning said Paul Bohmann's) head when (meaning at the time) he (meaning the said Frank Houghton) fired (meaning shot as aforesaid) it (meaning said pistol) Houghton (meaning said Frank Houghton) was standing

a little (meaning a short distance) to the rear of Lohman's (meaning said Paul Lohman's) head and on his (meaning said Paul Lohman's) right side, Affiant (meaning said William Arms) further says that no brakeman (meaning a brakeman employed on said passenger train) was in the car (meaning said smoking car) when (meaning at the time) the shot (meaning the bullet contained in said pistol) was fired (meaning shot as aforesaid) = and no brakeman (meaning a brakeman on said passenger train as aforesaid) came into the car (meaning said smoking car) till afterward (meaning until after the said Frank Houghton had shot the said Paul Lohman as aforesaid) Affiant (meaning said William Arms) further says that when (meaning at the time) Lohman (meaning said Paul Lohman) wrenched Hook (meaning said Louis Hook) back (meaning backwards) from the door (meaning said rear door of said smoking car) Hook (meaning said Louis Hook) said don't (meaning do not) shoot me (meaning said Louis Hook) to Lohman (meaning said Paul Lohman) Affiant (meaning said William Arms) says that but (meaning only) one shot (meaning bullet as aforesaid) was fired (meaning shot as aforesaid) in the car (meaning said smoking car)

during that evening (meaning
the evening of the 21st day of January
A.D. 1878) while he (meaning
said William Evans) was in
the car (meaning said smoking
car) that Hook (meaning said
Lewis Hook) did not have a pistol
(meaning a pistol) in his (meaning
said Lewis Hook's) hand at any
time while (meaning during
the time the said Lewis Hook was)
in the car (meaning said smoking
car) that there were born eight (meaning
eight persons) to twelve persons in the
car (meaning said smoking car)
when (meaning at the time) the
shot (meaning said ball aforesaid)
was fired (meaning shot aforesaid)
Affiant (meaning said William Evans)
further says that he (meaning said William
Evans) did not inform the defendant
(meaning said Lewis Hook defendant
in said action in the court of Common Pleas
within and for the County of Delaware in
the State of Ohio as aforesaid) Lewis
Hook (meaning the said Lewis
Hook) or any of his (meaning said
Lewis Hook's) attorneys (meaning the
attorneys for said Lewis Hook in said
action of the State of Ohio against said
Lewis Hook as aforesaid) of what he
(meaning said William Evans) knew
of the facts in this case (meaning
said case of the State of Ohio against
said Lewis Hook as aforesaid)

nor to any one (meaning person) in Delaware County (meaning the said county of Delaware, in the State of Ohio as aforesaid) within yesterday (meaning the ninth day of May A.D. 1883) the 9th day of May A.D. 1883, while at Delaware (meaning said city of Delaware in the said County of Delaware and State of Ohio, as aforesaid) he (meaning said William Evans) learned that said Hank (meaning said Lewis Hank) had been tried (meaning convicted as aforesaid) and that he (meaning said William Evans) informed some of his (meaning said William Evans's) friends that he (meaning said William Evans) was on the train (meaning said passenger train aforesaid) when (meaning at the time) Lohman (meaning said Paul Lohman) was shot and further affiant (meaning said William Evans) saith not,

Whereas in truth and in fact the said William Evans, was not on the night of said twenty-first day of January in the year of our Lord, one thousand eight hundred and eighty three a passenger on one of the passenger trains or any other train going South from the City of Toledo to the City of Columbus Ohio, and Whereas in truth and in fact the said William Evans did not get aboard of said train or any other train about nine o'clock P.M. of said day or a

little later, or at any other time on said day at Marion in Marion County, Ohio or at any other place to go to the City of Delaware, in Delaware County, Ohio or to any other place, where he then resided; And Whereas in truth and in fact the said William Evans, did not take a seat in the Ladies coach, or in any other coach of said train, or on any other train, nor did he ride there or any other place, till after the train passed the station at Prospect Ohio, or any other station, And Whereas in truth and in fact the said William Evans did not leave the Ladies coach or any other coach, while the train was in motion and go forward to the smoking car, or to any other car and take a seat on the left, or East side of the car or on any other side of said car, about the fifth seat from the rear of the car, or in any other seat in said car, or in any other car, and whereas in truth and in fact when the said William Evans, first went into the car, two men were not playing cards on the west side of the car nearly opposite to where the said William Evans took his seat, nor in any other part of the car, and whereas in truth and in fact one of the men who was playing cards when said Evans, went into the car was not the man Frank Houghton (or any other man) who was afterward tried for murder in the first degree, or in any other degree,

of Lohman, or of any other man, in the Court of Common Pleas of Delaware County Ohio, or in any other Court, at the April Term A.D. 1878, or at any other term; and whereas in truth and in fact the said William Evans did not attend the trial and see Houghton in the Court room when he was tried and know that he was one of the men that was in the car playing cards when he first went into the Smoking car; and whereas in truth and in fact shortly after affiant went into the Smoking car, Lewis Hook nor any other man, did not come in and walk up to where the two men were playing cards and stand in the aisle of the car for a few minutes looking, and then said Boys I will show you a trick, and whereas in truth and in fact the two men did not get up and pass out into the aisle of the car and go forward one seat, or any other distance, on the same side of the car, and turn the back of the seat in front of the one forward; and whereas in truth and in fact Hook did not sit down in the seat in front of the one where the two men had been sitting and Lohman and Houghton sit down in front of Hook with their backs to the front end of the car, and their faces toward Hook; and whereas in truth and in fact the three men did not then play a few games and Hook money, and whereas in truth and in fact

Lohman, did not winnce two dollars
or any other amount of money,
and whereas Houghton and Lohman
did not then have some words about the
game played before Hook came in,
or about any other game and
Lohman did not then say to Houghton
its all right, I will get even with you,
Come on boys, I will go sixty five
dollars more on it, play hard, and
whereas in truth and in fact, they
did not then play again and Hook
won the sixty-five dollars and take
the money off the car seat where the
stakes were laid, with the ends of
the bills stuck under the edge of an
over coat on which they threw the
cards; and whereas in truth and
in fact, Hook did not then get up
and Lohman and Houghton did
not have some cross words wherein
Lohman swore at Houghton and
say you are a thief you have
swindled me out of my money, you
are both God dammed thieves,
And whereas in truth and in fact
Hook did not then started out
toward the rear end of the car and
Lohman then say to him hold on,
you can't go out of here with my money
I will call the authorities of the train
and immediately grab Hook by the
left shoulder, with his right hand
and also at the same time grab
Hooks left wrist with his left hand

and jerk Hank violently backward and press him down in the aisle of the car on one knee and his head and shoulders press down below the top of the car seats and hold him there a few seconds and say to Hank damn you, you must give me my money, nor did Hank say its no use talking its mine; and whereas in truth and in fact Houghton did not then take hold of Lohman's shoulder and say quit this won't do, and pull Lohman back, and Lohman did not then let go of Hank and turn toward Houghton and shake his fist at him and say damn you, stand back or I will give you some, nor did Hank, by this time, get up and get to the door at the rear end of the car and have his hand on the door knob, and have a coat on his arm and a small leather satchel that had a bright silver or nickle plated handle on it, and a piece of bright plate, on the side of it, and whereas in truth and in fact Lohman did not grab Hank and wrench him back nor did the door open part way and whereas in truth and in fact, Lohman did not hold on to Hank, and say damn you give that money up before you leave this car or I will murder you, nor did Lohman, appear to be viciously mad, nor was he a strong, powerful looking man, nor did he jerk Hank,

in a vicious and angry manner
and whereas in truth and in fact
Houghton did not then step up to
Lohman and say you won't murder
any body I have seen what I get
fair and so has he, You can't scare
me, nor was Hook all this time trying
to get loose, from Lohman and said
to Lohman, let me loose, let me loose,
and whereas in truth and in fact, Lohman
did not then Hook, down on the floor
of the car, with his head, between the
first and second seats from the rear
end of the car, on the East side, nor was
Hook on his back, nor did Lohman,
have hold of each of Hooks wrists, and
one of his knees pressed on Hooks stomach
and held him there, and whereas
in truth and in fact, Hook was not lying
partly across the aisle of the car with
his head North-East and his feet
South West, and whereas in truth and
in fact Lohman did not say to Hook
damn you give it up or I will kill
you right here, nor did Houghton then
say, you son of a bitch, you won't kill
any body, and draw a pistol, from
his right coat pocket, and fire at and
shoot Lohman,
And whereas in truth and in fact the
said William Evans, did not at any time
or place see Hood run, from his Lohman's
right cheek, and run on the lapel
of his coat, or on any other part of his
body. And whereas in truth and in fact,

Houghton was not standing in the aisle, or any other part of said car, near the said William Evans, when he jerked out his pistol and fired, and whereas in truth and in fact Houghton did not at any time or place, while near the said William Evans, jerk out his pistol and fire, and whereas in truth and in fact the said William Evans, was not then on the west side of the car, and Houghton did not grab his pistol in his right hand and swing his arm around and point the pistol toward the right side of Lohman's face and point some what downward when he fired; and whereas in truth and in fact the said William Evans did not see the barrel glisten= the flash and the smoke= nor was the pistol held by Houghton from two to two and a half feet or any other distance, from Lohman's head, or any other part of his body, nor was Houghton, when he fired it or at any other time, standing a little to the rear of Lohman's head and on his right side, and whereas in truth and in fact, there was a brakeman, in the car when the shot was fired; and whereas in truth and in fact, Lohman did not much Hook back, from the door, nor did Hook say, don't shoot me, to Lohman, and whereas in truth and in fact, Hook did have a pistol in his hand while in the car, and whereas in truth and in

fact, the said William Evans was not on the train when the said Schumann was shot and whereas in truth and in fact, the said William Evans, did not then and there deliver the said several matters and things so by him as aforesaid, before the said S. W. VanWinkle, deposed and swore but then and there well knew, the same to be wholly false and untrue, And so the affiant says that the said William Evans, on the tenth day of May in the year of our Lord, One thousand eight hundred and eighty-three, at union County aforesaid before the said S.W. VanWinkle, Mayor as aforesaid (he the said S.W. VanWinkle, then and there having full power and competent authority to administer the said oath to the said William Evans, in that behalf as aforesaid) falsely, maliciously, wickedly, willfully, and corruptly, in manner and form aforesaid did commit wilful and corrupt perjury, and further deponent saith not.

John T. Norris.

Subscribed by said John T. Norris, in my presence and sworn to by him before me this 28th day of June A.D. 1883.

J. H. Kuiltair J.P.

Crim. Doc. C Page

COMMON PLEAS.

The State of Ohio

vs.

Wm Evans

FI. FA. ET CA. SA.

This Writ dated Oct. 12th 1873

Fine, ... $

Costs, ... $

$

Defendant's Costs, $

Int. from

Inc. Costs, ... $

J M Broderick

Prosecuting Attorney.

Received 187

Sheriff.

Ret. and filed 187

Published by Siebert & Libby, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Received this writ October 12th 1873
No funds whatever levied or demand found
whereon to make any part of this writ
John Wolverton
Sheriff

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [52]

Fieri Facias et Capias ad Satisfaciendum.

VOL. 60 (1863) OHIO LAWS, P. 66.

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

We command you, *that of the goods and chattels of* William Evans

in your bailiwick, you cause to be made .....

Dollars, being the amount of a fine and the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the 10th *day of* Sept, *A. D. 187*3, *by the judgment of said Court, recovered against the said* ~~Isaac~~ Wm. Evans

whereof he was *convicted, as appears of record, with interest thereon from the first day of the term aforesaid; and for the want of goods and chattels, we command you to take the bod..... of the said* .....

and ..... *commit to the jail of said County, and safely keep therein until* ..... *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and increase costs, or until* ..... *be otherwise discharged according to law. Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville *this* 17th *day of* Oct *A. D. 187*3

J. D. Benyner **Clerk.**

By ..... **Deputy Clerk.**

652

No. 652

Union County Common Pleas.

STATE OF OHIO,

vs.

William Evans

STATE OF OHIO,
Union County, ss.

On the 17th *day of* October *1863, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

W

by delivering to him said copy.

J. Hubbard *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	90
Mileage, - - - - - - -	52
	62

Transcript
From docket of
J. H. Kirkade. J.P.

The State of Ohio.
vs
William Evans.

Transcript
from docket of J. H. Kirkade, Justice of the Peace, Paris township Union County, Ohio, Criminal docket "A" Page 235, case of

The State of Ohio, Plff
vs
William Evans, Deft

No. 24.
Perjury.
June 28, 1883.

Complaint in writing on oath, signed by John T. Norris, filed with me, of which the following is a copy:

The State of Ohio,
County of Union } ss. Personally appeared before me, J. H. Kirkade one of the Justices of the Peace, within and for said County and State John T. Norris, who being by me first duly sworn deposes and says, that William Evans, late of said County of Union aforesaid, on the tenth day of May in the year of our Lord one thousand, eight hundred and eighty-three, at said County of Union and State of Ohio, in a certain affidavit there made and prepared by the said William Evans, and then and there intended by him to be filed in the Court of Common Pleas within and for the County of Delaware in the State of Ohio, and was afterwards to wit, May 11th, A.D. 1883, filed in said Court to be used in said Court as evidence for the purpose of setting aside the verdict, and obtaining a new trial in said Court

in a certain action therein pending
wherein the State of Ohio was Plaintiff
and one Lewis Hook was defendant
the said Lewis Hook having before said
date to wit at the April term of the Court
of Common Pleas of Delaware County, Ohio
been convicted in said Court of the crime
of manslaughter, and the said William
Evans did then and there on said
tenth day of May A.D. 1883. appear in his
own proper person, before S. W. VanWinkle,
mayor of the Village of Richwood, in said
County of Union and State of Ohio, and then
and there in due form of law, was sworn
and took his oath before the said S. W.
VanWinkle, the Mayor aforesaid, (he the said
S. W. VanWinkle then and there having full
power and competent authority to
administer the said oath to the said
William Evans, in that behalf,) and
that the said William Evans being so
sworn as aforesaid then and there
before the said S. W. VanWinkle, Mayor
as aforesaid, upon his oath aforesaid,
in said affidavit aforesaid, and
in matters material thereto, then and
thereby, the said William Evans, made
and deposed to before the said S. W.
VanWinkle, the Mayor aforesaid falsely
and maliciously, wilfully, and
corruptly did say, depose and swear,
in writing as follows: that on the night

of the 21st day of January A.D. 1878,
(meaning thereby in the night season
of the twenty-first day of January
in the year of our Lord, one thousand
eight hundred and seventy-eight)
he (meaning said William Evans)
was a passenger, on one of the passenger
trains (meaning one of the passenger
trains on the Columbus and Toledo
Railway) going South from the City
of Toledo, (meaning the City of Toledo
in the State of Ohio) to the City of Columbus
Ohio (meaning the City of Columbus in
the State of Ohio,) that he (meaning
said William Evans) got aboard
said train (meaning said passenger
train aforesaid) about nine o'clock
P.M. (meaning thereby about the hour
of nine in the after-noon) of said day
(meaning said twenty-first day of
January in the year of our Lord, one
thousand eight hundred and
seventy-eight.) or a little later (meaning
or a short time after said hour of
nine in the after-noon aforesaid) at
Marion, in Marion County, Ohio, (meaning
thereby at the City of Marion, in the County
of Marion, and State of Ohio,) to go to the
City of Delaware, in Delaware County Ohio,
(meaning the City of Delaware, in the
County of Delaware and State of Ohio)
where he (meaning the said William Evans)

then resided (meaning thereby where the said William Evans resided on said 21st day of January A.D. 1878) that he (meaning said William Evans) took a seat (meaning sat down upon one of the seats) in the ladies coach (meaning the coacher car attached to said passenger train aforesaid wherein ladies were carried over said railway aforesaid) and rode there (meaning that said William Evans rode in said ladies coach aforesaid,) till (meaning until) after the train passed the station (meaning after the passenger train aforesaid had passed by the station situated on said railway aforesaid) at Prospect Ohio (meaning the village of Prospect in the County of Marion and State of Ohio) when (meaning at which time) affiant (meaning said William Evans) left (meaning went out of) the ladies coach (meaning said ladies coach aforesaid) while the train (meaning said passenger train aforesaid) was in motion (meaning thereby while said passenger train was running upon said Railway aforesaid) and went forward (meaning in the direction said train was running) to (meaning into) the smoking car (meaning the smoking car attached to said passenger train aforesaid) and took a seat (meaning sat down upon one of the seats in said smoking car).

on the left or East side of the car (meaning
said smoking car) about the fifth seat
from the rear (meaning the rear end)
of the car (meaning said smoking car)
that when he (meaning said William
Evans) first went into the car (meaning
said smoking car aforesaid) two men
were playing cards (meaning that two
men were playing a game with cards.)
on the West side of the car (meaning said
smoking car) nearly opposite (meaning
across the aisle and nearly opposite)
to where affiant (meaning said William
Evans) took his (meaning said William
Evans's) seat (meaning where said William
Evans sat down as aforesaid) affiant
(meaning said William Evans) says
that one of the men (meaning thereby
one of the two men playing said game
with cards as aforesaid) who was playing
cards (meaning said game with cards)
when (meaning at the time) he (meaning
said William Evans) went into the car
(meaning said smoking car) was the
man Frank Houghton (meaning Frank
Houghton) who (meaning said Frank
Houghton) was afterwards (meaning
after said twenty-first day of January
A.D. 1878) tried for murder in the
first degree of Lohman (meaning Paul
Lohman) in the Court of Common Pleas
of Delaware County, Ohio. (meaning

the Court of Common Pleas within and
for the County of Delaware in said
State of Ohio,) at the April Term A.D. 1878
(meaning the April term in the year of
our Lord one thousand eight hundred
and seventy-eight of said Court of Com-
-mon Pleas of Delaware County aforesaid)
that he (meaning said William Evans)
attended (meaning was present at)
the trial (meaning the trial of said
Frank Houghton aforesaid) and saw
(meaning said William Evans saw)
Houghton (meaning said Frank Houghton)
in the Court room (meaning the Court
room in which the said Frank Houghton
was tried as aforesaid) when he (meaning
said Frank Houghton) was tried, and he
(meaning said William Evans) knows
that he (meaning said Frank Houghton)
is one of the men (meaning of the two men
who were playing a game with cards
as aforesaid) that (meaning who) was
meaning were (in the car (meaning
said smoking car aforesaid) playing
cards (meaning playing a game
with cards as aforesaid) when (meaning
at the time) he (meaning said William
Evans) first went into the smoking car
(meaning said smoking car aforesaid)
that the other man (meaning the
other of the two men aforesaid) who
was playing (meaning who was

playing said game (cards) with him (meaning said Frank Houghton) was the man Lohman (meaning said Paul Lohman) who (meaning said Paul Lohman) was afterwards (meaning after said 21st day of January A.D. 1878) shot (meaning thereby that said Paul Lohman was shot). in (meaning while in) the car (meaning said smoking car) that shortly after (meaning a short time after) Affiant (meaning said William Evans) went into the smoking car (meaning said smoking car) Lewis Hook (meaning said Lewis Hook) came in (meaning into said smoking car) and walked up to where the two men (meaning said Frank Houghton and Paul Lohman) were playing cards (meaning were playing said game with cards aforesaid) and stood (meaning said Lewis Hook stood) in the aisle (meaning the passage way between the two rows of seats) of the car (meaning said smoking car) a few minutes looking on. (meaning thereby that said Lewis Hook stood in the aisle of said smoking car for a few minutes after his entrance into said smoking car and watched said Frank Houghton and Paul Lohman playing said game with cards) and then (meaning after said few minutes aforesaid) said

(meaning said Lewis Hook said) Boys
(meaning said Frank Houghton and
Paul Lohman) I (meaning said Lewis
Hook) will show you (meaning said
Frank Houghton and Paul Lohman) a
trick (meaning a trick with the cards
aforesaid) then (meaning at that time)
the two men (meaning said Frank
Houghton and Paul Lohman) who
(meaning said Frank Houghton and
Paul Lohman) were playing (meaning
were playing said game with cards)
got up (meaning arose from their
seats) and passed (meaning went)
out (meaning out from) their said
seats) into the aisle of the car (meaning
said aisle of said smoking car) and went
forward (meaning in the direction said
train was going) one seat (meaning
to the next seat in front of the seat
in which said Frank Houghton and
Paul Lohman were playing said game
with cards aforesaid) on the same side
(meaning on the west side) of the car,
(meaning said smoking car) and
turned the back of the seat in front
(meaning turned the back of the seat toward
the front of said smoking car) of there
forward (meaning of the seat in front
of the said seat to which said Frank
Houghton and Paul Lohman went
as aforesaid) then Hook (meaning

said Lewis Hook) sat down in the seat (meaning said seat in said smoking car to which said Frank Houghton and Paul Lohman went as aforesaid) in front of the one (meaning seat) where the two men (meaning said Frank Houghton and Paul Lohman) had been sitting and Lohman (meaning said Paul Lohman) and Houghton (meaning said Frank Houghton) sat down in front (meaning on the seat in front) of Hook (meaning said Lewis Hook) with their (meaning said Frank Houghton's and Paul Lohman's) backs to the front end of the car (meaning toward the end of the said smoking car, in the direction which said train was going) and their (meaning said Frank Houghton's and Paul Lohman's) faces toward Hook (meaning said Lewis Hook) that the three men (meaning said Frank Houghton, Paul Lohman and Lewis Hook) then (meaning immediately after said Frank Houghton, Paul Lohman and Lewis Hook sat down as aforesaid) played a few games (meaning a few games with cards) and bet money (meaning that said Frank Houghton, Paul Lohman and Lewis Hook played at a certain game with cards for a certain sum of money) that Lohman (meaning said

Paul Lohman) were once two dollars (meaning that said Paul Lohman were the sum of two dollars on one of said games with cards as aforesaid) then Houghton (meaning said Frank Houghton) and Lohman (meaning said Paul Lohman) had some words (meaning had a quarrel) about the game (meaning said game played with cards) played after Hook (meaning said Lewis Hook) came in (meaning into said smoking car) then (meaning at the time of said game aforesaid) Lohman (meaning said Paul Lohman) said to Houghton (meaning said Frank Houghton) its (meaning it is) all right, I (meaning said Paul Lohman) will get even (meaning that said Paul Lohman would retaliate or get revenge on said Frank Houghton) with you (meaning said Frank Houghton) come on boys (meaning for said Frank Houghton and Lewis Hook to continue said game with cards as aforesaid) I (meaning said Paul Lohman) will go (meaning will bet) sixty-five dollars, more (meaning that said Paul Lohman would bet sixty-five dollars in addition to the money already bet upon said game) on it (meaning said game with cards) any how, they (meaning said Frank Houghton, Paul Lohman and Lewis Hook.) played again

(meaning played another game with
cards for money as aforesaid) and
Hook (meaning said Lewis Hook)
won the sixty-five dollars (meaning
thereby that the said Lewis Hook won
the game aforesaid and thereby took the
said sixty-five dollars so bet by said
Paul Lohman on said game as aforesaid)
and took the money (meaning said
sixty-five dollars) off the car seat (meaning
the said seat of said smoking car)
where the stakes (meaning the money
so bet on said game by said Paul Lohman
as aforesaid) were laid, with the ends
of the bills (meaning the said bills com-
posing said sixty-five dollars) stuck
(meaning placed) under the edge
of an over-coat (meaning under the
edge of a certain over coat there being)
on which (meaning on which over-coat
aforesaid) they (meaning said Frank
Houghton, Paul Lohman and Lewis Hook)
threw the cards (meaning the said cards
aforesaid) Hook (meaning said Lewis
Hook) then (meaning at the time of
winning said sixty-five dollars aforesaid)
got up (meaning arose from the said
seat aforesaid) and Lohman
(meaning said Paul Lohman)
and Houghton (meaning said
Frank Houghton) had some cross-words
(meaning that said Paul Lohman

and Frank Houghton quarreled in an angry manner) Lohman (meaning said Paul Lohman) swore (meaning used profane and blasphemous language) at Houghton (meaning said Frank Houghton) and said (meaning that said Paul Lohman said) you (meaning said Frank Houghton) are a thief (meaning thereby that said Frank Houghton was guilty of larceny) you (meaning said Frank Houghton) have swindled (meaning unlawfully cheated and defrauded) me (meaning said Paul Lohman) out of my money (meaning the money of said Paul Lohman aforesaid) you (meaning said Frank Houghton and Lewis Hook) are both (meaning said Frank Houghton and Lewis Hook) good damned (meaning God damned) thieves (meaning that said Frank Houghton and Lewis Hook were thieves and had been guilty of larceny) then (meaning at that time) Hook (meaning said Lewis Hook) started out (meaning started to go out of said smoking car) toward (meaning in the direction of) the rear (meaning the rear end) of the car (meaning said smoking car) Lohman (meaning said Paul Lohman) then (meaning at that time) said to him (meaning said to

Lewis Hook) hold on (meaning stop) you
(meaning said Lewis Hook) cant
(meaning can not) go out of here
(meaning said smoking car) without my
(meaning said Paul Lohman's) money
(meaning the said sixty-five dollars
aforesaid) I (meaning said Paul
Lohman) will call the authorities of
the train (meaning that said Paul
Lohman would summon the officers
of the train and have said Lewis Hook
arrested) and immediately (meaning
at the same time) grabbed (meaning
caught hold of) Hook (meaning said
Lewis Hook) by the left shoulder
(meaning the left shoulder of said Lewis
Hook) with his (meaning Paul Lohman's)
right hand of said Paul Lohman) and
also at the same time grabbed (meaning
caught hold of) Hooks (meaning said
Lewis Hooks) left wrist (meaning the
left wrist of said Lewis Hook) with his
(meaning said Paul Lohman's) left
hand (meaning the left hand of said
Paul Lohman) and jerked Hook
(meaning said Lewis Hook) violently
(meaning in a mad and violent man-
-ner) backward and pressed him (mean-
-ing said Lewis Hook) down in the aisle
(meaning said aisle aforesaid) of the
car (meaning said smoking car)
on one knee (meaning on one of the

knees of said Lewis Hook) and his (meaning said Lewis Hook's) head and shoulders pressed down below the top of the car seats. (meaning below the seats in said smoking car) and held him (meaning said Lewis Hook) there (meaning in the aisle of the said car on one knee as aforesaid) a few seconds, and said (meaning that said Paul Lehman said) to Hook (meaning said Lewis Hook) damn you (meaning said Lewis Hook) you (meaning said Lewis Hook) must give me (meaning said Paul Lehman) my (meaning said Paul Lehman's) money (meaning the sixty-five dollars aforesaid) Hook (meaning said Lewis Hook) said its (meaning it is, and meaning the said sixty-five dollars) mine (meaning said Lewis Hooks) then (meaning at that time) Houghton (meaning said Frank Houghton) took hold (meaning caught hold) of Lehman's (meaning said Paul Lehman's) shoulder (meaning the shoulder of said Paul Lehman) and said quit (meaning stop) this won't (meaning will not) do and pulled (meaning said Frank Houghton pulled) Lehman (meaning said Paul Lehman) back (meaning in a backward direction) then meaning

at that time) Lohman (meaning
said Paul Lohman) let go (meaning
released his hold) of Hook (meaning
said Lewis Hook) and turned toward
Houghton (meaning said Frank Houghton)
and shook his (meaning Paul Lohman's)
fist (meaning clenched hand) at him
(meaning said Frank Houghton)
and said (meaning that said Paul
Lohman said) damn you (meaning
said Frank Houghton) stand back
or I (meaning said Paul Lohman)
will give you (meaning said Frank
Houghton) some (meaning thereby
that the said Paul Lohman would
use violence toward said Frank
Houghton) Hook (meaning the said
Lewis Hook) by this time (meaning
at the time aforesaid) got up (meaning
had arisen from the aisle aforesaid)
and got (meaning went) to the door
at the rear end of the car (meaning
the door at the rear end of the said
smoking car) and had his (meaning
said Lewis Hook's) hand on the door
knob (meaning the knob of the door
at the rear end of said smoking car
as aforesaid) had (meaning said
Lewis Hook had) a coat on his
(meaning said Lewis Hook's) arm,
and, a small leather-satchel (mean-
ing said Lewis Hook had a small

leather sachel) that had a bright silver or nickle plated handle on it (meaning said sachel) and a piece of bright plate on the side of it (meaning said sachel) Lohman (meaning said Paul Lohman) grabbed (meaning caught hold of) Hook (meaning said Louis Hook) and wrenched him (meaning said Louis Hook) back (meaning backward) the door (meaning said door at the rear end of said smoking car) opened part way. Lohman (meaning said Paul Lohman) held on to Hook (meaning said Louis Hook) and said dangerous (meaning said Louis Hook) give that money (meaning the said sixty-five dollars aforesaid) before you (meaning said Louis Hook) leave this car (meaning said smoking car) or I (meaning said Paul Lohman) will murder you (meaning that the said Paul Lohman would kill and murder the said Louis Hook) Lohman (meaning said Paul Lohman) appeared to be viciously mad and was (meaning said Paul Lohman was) a strong powerful looking man and jerked Hook, (meaning said Louis Hook) in a vicious and angry manner, that Houghton (meaning said Frank Houghton) then (meaning at that time) stepped up to Lohman (meaning said Paul Lohman)

and said (meaning said Frank Houghton said) you (meaning said Paul Lohman) won't (meaning will not) murder any body. I (meaning said Frank Houghton) have won (meaning the money won by said Frank Houghton from said Paul Lohman in said games with cards as aforesaid) what I (meaning said Frank Houghton) got (meaning said money aforesaid) fair (meaning that said Frank Houghton had fairly won the said money from said Paul Lohman) and so (meaning in like manner) has he (meaning said Lewis Hook) you (meaning said Paul Lohman) can't (meaning can not) scare me (meaning said Frank Houghton) all this time (meaning during the entire time of said controversy, altercation and quarrel above set forth) Hook (meaning said Lewis Hook) was trying to get loose from Lohman (meaning said Paul Lohman) and said (meaning that said Lewis Hook said) to Lohman (meaning said Paul Lohman) let (meaning for said Paul Lohman to let) me (meaning said Lewis Hook) loose (meaning for said Paul Lohman to release his grasp on said Lewis Hook and free the said Lewis Hook therefrom) let (meaning for said Paul Lohman to let)

me (meaning said Lewis Hawk) here
(meaning fire) then (meaning at that
time) Lohman (meaning said Paul
Lohman) wrenched (meaning violently
jerked and pulled) Hawk (meaning
said Lewis Hawk) down on the floor
of the car (meaning the floor of the
said smoking car) with his (meaning
said Lewis Hawk's) head between
the first and second seats from the
rear end of the car (meaning said
smoking car) on the east side, Hawk
(meaning said Lewis Hawk) was
on his (meaning said Lewis Hawk's)
back Lohman (meaning said
Paul Lohman) had hold of each of
Hawk's (meaning said Lewis Hawk's)
wrists and one of his (meaning said
Paul Lohman's) knees pressed on
Hawk's (meaning said Lewis Hawk's)
stomach and held him (meaning
said Lewis Hawk) there (meaning
on the floor of said smoking car)
Hawk (meaning said Lewis Hawk)
was laying (meaning lying) partly
across (meaning across) the aisle
(meaning the aisle of said smoking
car aforesaid) of the car (meaning
said smoking car) with his (meaning
said Lewis Hawk's) head North-East
and his (meaning said Lewis Hawk's)
feet South-West. Lohman (meaning

said Paul Lohman) said to Hook (meaning said Lewis Hook) damn (meaning damn) you (meaning said Lewis Hook) give it (meaning said sixty-five dollars aforesaid) up (meaning for said Lewis Hook to give up and surrender to said Paul Lohman the said sixty-five dollars) or I (meaning said Paul Lohman) will kill (meaning that said Paul Lohman would kill and murder) you (meaning said Lewis Hook) right here (meaning in said smoking car) then (meaning at that time) Houghton (meaning said Frank Houghton) said (you (meaning said Paul Lohman) son of a bitch (meaning said Paul Lohman) you (meaning said Paul Lohman) won't (meaning will not) kill any body and drew a pistol (meaning that said Frank Houghton took a pistol) from his (meaning said Frank Houghton's) right (meaning right hand) coat pocket and fired (meaning shot at) and shot Lohman (meaning said Paul Lohman) that when Lohman (meaning said Paul Lohman) was shot (meaning was shot as aforesaid) he loosed (meaning released) his hold (meaning said Paul Lohman's hold)

and caught (meaning that said Paul Lohman caught) hold of a seat (meaning a seat in said smoking car) and raised himself (meaning said Paul Lohman) up, that affiant (meaning said William Evans) saw blood run from his (meaning said Paul Lohman's) Lohman's (meaning said Paul Lohman's) right cheek (meaning the right side of the face of the said Paul Lohman) and run (meaning that said blood run) on the lapel of his (meaning said Paul Lohman's) coat. Hook (meaning said Lewis Hook) got up. (meaning arose from the floor of said smoking car) at once and went out of the rear door (meaning said rear door of said smoking car aforesaid) of the car (meaning said smoking car) and did not (meaning that said Lewis Hook did not) come in (meaning come into said smoking car) again, the train (meaning said passenger train aforesaid) was slowing up (meaning that said passenger train was slacking its speed for the purpose of stopping) for Delaware Station (meaning the railway station at the City of Delaware in the County of Delaware and State of Ohio) when Hook (meaning said Lewis Hook) went out of the car. (meaning said smoking car) Houghton (meaning said Frank

Houghton) went into the front end of the car (meaning said smoking car) and went out (meaning went out of said smoking car) after Hook (meaning said Lewis Hook) went out (meaning went out of said smoking car as aforesaid) that Houghton (meaning said Frank Houghton) was standing in the aisle (meaning the aisle of said smoking car aforesaid) near affiant (meaning said William Evans) when he (meaning said Frank Houghton) jerked out his (meaning said Frank Houghton's) pistol (meaning said pistol aforesaid) and fired (meaning shot as aforesaid) that affiant (meaning said William Evans) was then (meaning at the time when said Frank Houghton shot said Paul Lohman as aforesaid) on the west side of the car (meaning said smoking car) and Houghton (meaning said Frank Houghton) grabbed (meaning caught and took hold of) his (meaning said Frank Houghton's) pistol (meaning said pistol aforesaid) in his (meaning said Frank Houghton's) right hand and swung (meaning that said Frank Houghton swung) his (meaning said Frank Houghton's) arm around and pointed (meaning that said Frank Houghton pointed)

the pistol (meaning said pistol
aforesaid) toward (meaning in the
direction of) the right side of Lohman's
(meaning said Paul Lohman's)
face and pointed (meaning that
said Frank Houghton pointed)
somewhat (meaning a little)
downward when he (meaning said
Frank Houghton) fired (meaning
shot as aforesaid) affiant (meaning
said William Evans) says that I
(meaning said William Evans)
saw the barrel (meaning the barrel
of said pistol aforesaid) glisten = the
flash (meaning the fire) and the smoke
(meaning that said William Evans saw
the flame caused by the burning
powder or other substance used in
said pistol to force the ball therefrom
and that said William Evans saw
the smoke issuing from said pistol
immediately after the shooting as
aforesaid) = the pistol (meaning
said pistol aforesaid) was held by
Houghton (meaning said Frank
Houghton) from two (meaning
two feet) to two and a half feet
(meaning two feet and six inches)
from Lohman's (meaning said Paul
Lohman's) head when (meaning at the
time) he (meaning the said Frank
Houghton) fired (meaning shot as

aforesaid) it (meaning said pistol)
Houghton (meaning said Frank
Houghton) was standing a little
(meaning a short distance) to the
rear of Lohman's (meaning said Paul
Lohman's) head and on his (meaning
said Paul Lohman's) right side, Affiant
(meaning said William Evans) further
says that no Brakeman (meaning a
brakeman employed on said passenger
train) was in the car (meaning said
smoking car) when (meaning at the
time) the shot (meaning the ball contained
in said pistol) was fired (meaning shot
as aforesaid) = and no brakeman
(meaning a brakeman on said passenger
train as aforesaid) came into the
car (meaning said smoking car)
till afterward (meaning until after
the said Frank Houghton had shot
the said Paul Lohman as aforesaid)
Affiant (meaning said William
Evans) further says that when (meaning
at the time) Lohman (meaning said
Paul Lohman) wrenched Hork (meaning
said Lewis Hork) back (meaning back-
-ward) from the door (meaning said
rear door of said smoking car) Hork
(meaning said Lewis Hork) said don't
(meaning do not) shoot me (meaning
said Lewis Hork) to Lohman (meaning
said Paul Lohman) Affiant (meaning

said William Evans) says that but (meaning only) one shot (meaning ball as aforesaid) was fired (meaning shot as aforesaid) in the car (meaning said smoking car) during that evening (meaning the evening of the 21st day of January A.D. 1878) while he (meaning said William Evans) was in the car, (meaning said smoking car) that Hook (meaning said Lewis Hook) did not have a pistol (meaning a pistol) in his (meaning said Lewis Hook's) hand at any time while (meaning during the time the said Lewis Hook was) in the car (meaning said smoking car) that there were from eight (meaning eight persons) to twelve persons in the car (meaning said smoking car) when (meaning at the time) the shot (meaning said ball aforesaid) was fired (meaning shot as aforesaid) affiant (meaning said William Evans) further says that he (meaning said William Evans) did not inform the defendant (meaning said Lewis Hook defendant in said action in the Court of Common Pleas, within and for the County of Delaware, in the State of Ohio as aforesaid) Lewis Hook (meaning the said Lewis Hook) or any of his (meaning the said

Lewis Hook's) attorneys (meaning the attorneys for said Lewis Hook in said action of the State of Ohio against said Lewis Hook as aforesaid) of what he (meaning said William Evans) knew of the facts in this case (meaning said case of the State of Ohio against said Lewis Hook as aforesaid) nor to any one (meaning person) in Delaware County (meaning the said County of Delaware, in the State of Ohio as aforesaid) until on yesterday (meaning the ninth day of May A.D. 1883) the 9th day of May A.D. 1883, while at Delaware (meaning said City of Delaware, in the said County of Delaware and State of Ohio, as aforesaid) he (meaning said William Evans) learned that said Hook (meaning said Lewis Hook) had been tried (meaning convicted as aforesaid) and then he (meaning said William Evans) informed some of his (meaning said William Evans') friends, that he (meaning said William Evans) was on the train (meaning said passenger train aforesaid) when (meaning at the time) Lohman (meaning said Paul Lohman) was shot and further affiant (meaning said William Evans) saith not.

Whereas in truth and in fact the said William Evans, was not on the night of said twenty-first day of January in the year of our Lord, one thousand eight hundred and eighty-three a passenger on one of the passenger trains or any other train, going South from the City of Toledo to the City of Columbus Ohio. and whereas in truth and in fact the said William Evans did not get aboard of said train, or any other train, about nine o'clock P.M. of said day or a little later, or at any other time, on said day at Marion in Marion County Ohio, or at any other place, to go to the city of Delaware, in Delaware County, Ohio, or to any other place, where he then resided; And whereas in truth and in fact, the said William Evans, did not take a seat in the Ladies
x coach, or in any other coach of said train, or on any other train, nor did he ride there, or any other place, till after the train, passed the station at Prospect, Ohio, or any other station, and whereas in truth and in fact the said William Evans, did not leave the ladies coach, or any other coach while the train, was in motion and go forward to the smoking car, or to any other car, and take a seat on the left, or East side of the car or

on any other side of said car, about the fifth seat from the rear of the car, or in any other seat, in said car, or in any other car, and whereas in truth and in fact when said William Evans, first went into the car, two men were not playing cards on the west side of the car nearly opposite to where the said William Evans took his seat nor in any other part of the car,
And whereas in truth and in fact one of the men who was playing cards when said Evans went into the car was not the man Frank Houghton (or any other man) who was afterwards tried for murder in the first degree, or in any other degree, of Lehman, or of any other man, in the Court of Common Pleas of Delaware County, Ohio, or in any other court, at the April term A.D. 1875, or at any other term; And whereas in truth and in fact, the said William Evans, did not attend the trial and see Houghton, in the Court room when he was tried and know that he was one of the men that was in the car playing cards when he first went into the smoking car; and whereas in truth, and in fact, shortly after Affiant went into the smoking car, Lewis Houk, nor any other man, did not come in and walk up to where the

two men were playing cards and stand in the aisle of the car a few minutes looking, and then said boys I will show you a trick and whereas in truth, and in fact, the two men did not get up and pass out into the aisle of the car and go forward one seat, or any other distance, on the same side of the car, and turn the back of the seat in front of the one forward and whereas in truth and in fact Hook did not sit down in the seat in front of the one where the two men had been sitting, and Lohman and Houghton sit down in front of Hook with their backs to the front end of the car and their faces toward Hook; and whereas in truth and in fact the three men did not then play a few games and for money; and whereas in truth and in fact Lohman did not win one two dollars, or any other amount of money; and whereas Houghton and Lohman did not then have some words about the game played after Hook came in, or about any other game, and Lohman did not then say to Houghton, its all right, I will get even with you, come on boys, I will go sixty-five dollars man

out anyhow, and whereas in truth and in fact, they did not then play again and Hank win the sixty-six dollars and take the money off the car seat where the stakes were laid, with the ends of the bills, stuck under the edge of an over-coat, on which they threw the cards; and whereas in truth and in fact Hank did not then get up and Lohman and Houghton did not have some cross words, nor did Lohman swear at Houghton and say you are a thief you have swindled me out of my money, you are both goddammed thieves, and whereas in truth and in fact, Hank did not then started out toward the rear end of the car and Lohman then say to him hold on, you can't go out of here with my money, I will call the authorities of the train and immediately grab Hank by the left shoulder, with his right hand and also at the same time grab Hank's left wrist with his left hand and jerk Hank violently backward and press him down in the aisle of the car on one knee and his head and shoulders press down below the top of the car seats and hold him there a few seconds and say

to Hook damn you, you must
giv me my money, nor did Hook
say its no use talking its mine;
and whereas in truth and in fact,
Houghton, did not then take hold of
Lohman's shoulder and say quit,
this wont do and pull Lohman
back, and Lohman did not then
let go of Hook and turn toward
Houghton, and shake his fist at
him, and say damn you, stand
back, or I will giv you some, nor
did Hook by this time, get up and
get to the door at the rear end of
the car and have his hand on the
door knob, and have a coat on
his arm, and a small leather sachel
that had a bright silver or nickle
plated handle on it, and a piece
of bright plate, on the side of it, and
whereas in truth and in fact Lohman
did not grab Hook and wrench him
back, nor did the door open part way
and whereas in truth and in fact
Lohman did not hold on to Hook
and say damn you giv that money
up, before you leave this car, or I
will murder you, nor did Lohman,
appear to be viciously made nor was
he a strong powerful looking man,
nor did he jerk Hook, in a vicious and
angry manner, and whereas in truth

and in fact, Houghton did not then step up to Lohman, and say you wont murder anybody, I have won what I got fair and so has he, you cant scare me, nor was Hook all this time trying to get loose, from Lohman and said to Lohman let me loose, let me loose, and whereas in truth and in fact Lohman did not then, wrench Hook down on the floor of the car with his head between the first and second seats from the rear end of the car on the East side, nor was Hook, on his back, nor did Lohman, have hold of each of Hook's wrists, and one of his knees pressed on Hook's stomach, and held him there, and whereas in truth and in fact, Hook was not lying partly across the aisle of the car with his head North-East and his feet South-West, and whereas in truth and in fact Lohman, did not say to Hook damn you give it up or I will kill you right here, Nor did Houghton then say, you son of a bitch, you wont kill anybody, and draw a pistol, from his right coat pocket, and fire at and shoot Lohman, and whereas in truth and in fact the said William Evans, did not at any time or place see blood run, from this Lohman's right cheek and run on the lappel of

his coat, or on any other part of his body
and whereas in truth and in fact,
Houghton was not standing in the
aisle or any other part of said car,
near the said William Evans, when
he jerked out his pistol and fired,
and whereas in truth and in fact
Houghton did not at any time or
place, while near the said William
Evans, jerk out his pistol and fire,
and whereas in truth and in fact
the said William Evans was not
then on the west side of the car, and
Houghton did not grab his pistol
in his right hand and swing his
arm around and point the pistol
toward the right side of Lohman's face
and point some what downward, when
he fired; and whereas in truth and in
fact, the said William Evans did not
see the barrel glisten = the flash and the
smoke, = nor was the pistol held by
Houghton from two to two and a half
feet, or any other distance, from Lohman's
head or any other part of his body,
nor was Houghton, when he fired it
or at any other time standing a little
to the rear of Lohman's head and on
his right side; and whereas in
truth and in fact, there was a
brakeman in the car when the shot
was fired; and whereas in truth and

in fact Lohman did not wrench
Hook back from the door, nor did Hook
say don't shoot me, to Lohman, and
whereas in truth and in fact Hook
did have a pistol in his hand, while
in the car, and whereas in truth and
in fact, the said William Evans was
not on the train, when the said Lohman
was shot, and whereas in truth and
in fact, the said William Evans did
not then and there relate the said
several matters and things so by
him as aforesaid before the said S.W.
Van Winkle deposed and sworn to,
but then and there were known, the
same to be wholly false and untrue,
And so the affiant says, that the
said William Evans, on the tenth
day of May, in the year of our Lord one
thousand eight hundred, and eighty-
-three, at Union County aforesaid, before
the said S.W. Van Winkle, Mayor as
aforesaid (he the said S.W. Van Winkle
then and there having full power and
competent authority to administer the
said oath, to the said William Evans
in that behalf as aforesaid) falsely,
maliciously, wickedly, willfully and
corruptly, in manner and form
aforesaid did commit wilful and
corrupt perjury and further deponent
saith not. John T. Norris.

Subscribed by said John T. Norris, in my presence and sworn to by him before me this 28th day June A.D. 1883.

J. H. Kirkade J.P.

June 28, 1883. Issued warrant against said William Evans, and delivered to Sam Bennett Constable to serve.

June 28 1883. Warrant returned with body of defendant, Constable's return "I took the body of the within-named William Evans, and have him before the Justice June 28th A.D. 1883.

Sam Bennett Constable.

The defendant was arraigned and entered a plea of not guilty to the charge against him.

On motion of the defendant, for time to prepare his case, and on account of the absence of Dr Moore and others material witnesses for defendant trial adjourned to Friday July 6th 1883. at 9. o'clock A.M. at my office.

Thereupon mittimus issued and delivered to Sam Bennett Constable for commitment of said defendant William Evans, to the Jail of the County of Union, for safe keeping.

June 29th 1883. Mittimus returned served.

July 2nd 1883. Issued subpena for Plaintiffs witnesses for the State to wit, S. W. VanWinkle Carrie Garvin, J. J. Woodruff, Charles Seldon, John T. Norris and John Hotzusack

and delivered to Bennett, Constable.
July 2nd 1883, Subpoena returned served except Carrie Garvin and Charles Seldon not found.
July 2nd 1883. Issued subpoena for defendants witnesses to wit Dr Morse O. Curry, and Josephine Evans and delivered to Bennett Constable to serve.
July 2. 1883. Subpoena returned served.
July 3. 1883. Issued 2nd subpoena for witnesses for State to wit: J. S. Gill, Wm J. Davis, Carrie Garvin, Charles Seldon Thomas Neville and D. A. Stark, and delivered to Bennett Constable to serve.
July 4th 1883. Subpoena returned served.
July 3rd 1883 Issued for State subpoena duces tecum for Dwight Orwell for original affidavit referred to in foregoing affidavit herein.
July 3rd 1883. The constables of the township not being able from the pressure of official business to perform the duties required in service of above subpoena for Dwight Orwell. I appoint Sol Butz Constable to serve said subpoena, and I administered to said Sol Butz an official oath as Constable.
July 3rd 1883. Issued 4th subpoena (duces tecum) for witness for State to wit Charles M. Jaynes, Clerk of Court of Delaware Co. O. for original affidavit before referred to.

July 4th 1883. Subpena returned served
Bennett Constable.
July 5th 1883 Subpena for Orwell returned
served by Butz Sp Constable.
July 6th 1883. Friday 9 o'clock. A.M.
The defendant appeared and also
the following witnesses for the State
to wit: John T. Norris, J. S. Gill, S. W.
Vanwinkle, W. J. Davis, J. J. Woodruff.
Charles Selden, Thomas Neville, O. C. Curry,
D. A. Stark, and Charles M. Jaynes.
also witnesses for defense Josephine
Evans. and Dr Moore.
July 6. 1883. The defendant waived an
examination of witnesses to sustain the
charge and submitted to be bound
over to Court of Common Pleas. without
such examination.
Thereupon I find said offense
has been committed and there is
cause to believe the said defendant
William Evans guilty thereof.
I therefore ordered him to enter
into a recognizance in the sum of
three hundred dollars, with sufficient
sureties for his appearance at the
next term of the Court of Common Pleas,
in and for Union Co. Ohio. and the
defendant not offering sufficient
bail, I issued a mittimus for
his committment to the Jail of Union
County Ohio. for action of said Court

of Common Pleas, of said County and delivered the same to Sam Bennett Constable, Recognized the following witnesses for the State, to wit, J. I. Norris O. Curry. S.W. VanWinkle, J. J. Wordruff. D. A. Stark, Charles Seldon, J. S. Gill and Charles M. Jaynes. Clerk Del Com Pleas with original affidavit,

July 6. 1883. Mittimus returned "I committed the within-named William Evans to the custody of the within-named Jailer John Hobensack, with whom I left a certified copy of this writ, Sam Bennett Constable

August 15th 1883. made transcript and delivered to Clerk of Court of Common Pleas of Monroe Co. O. together with original affidavit, Final mittimus and recognizance of witnesses,

J. H. Kuikendall. J. P.

Cost Bill.

Witnesses for the State.

Miles	Name	Fees $	cts
68	J. I. Norris.	3	90
32	J. S. Gill.	2	10
32	S.W. VanWinkle.	2	10
32	W. J. Davis.	2	10
32	J. J. Wordruff.	2	10
32	Chas. Seldon.	2	10
82	Thos Neville.	4	60
32	O. Curry.	2	10
32	D. A. Stark.	2	10
32.	Charles M. Jaynes.	2	10
	Total wit for State	25	30

Witnesses for defense

Miles	Name	Fees $	cts
0	Josephine Evans	1	50
32	Dr Moore	2	10
	Total wit for Defense	2	60

One days attendance each for all witnesses for State and defense

Total for witnesses for state 25,30

" " " " Defense 2,60

" " " $27,90

Justice's fees.	$	cts
Affidavit $11 55 7680 words	11	55
Warrant $11 55 7680 words	11	55
Continuance		20
1st Mittimus $11 55 7680 words	11	55
1st State Sub. 6 wit		50
1st Def " 3 "		35
2nd State " 6 "		50
3rd " " 1 "		25
4th " " 1 "		25
Recognizance & witness	1	10
Transcript	11	55
Certifying same		25
Final Mittimus $11 55 7680 words	11	55
Filing 8 papers		40
Record	11	55
Affidavit Sp Constable		40
Total J.P.'s fees	73	50

J.H. Kirkland J.P.

Sp. Const. Butz fees.	$	cts
Ser sub for State 1 wit		25
Cop same		25
82 miles travel	4	25
Total Sp Const	4	75

Constables fees	$	cts
Serving Warrant		40
Mileage "		20
Ser 1st sub for state 4 wit		55
1 cop " "		25
36 miles " "	1	95
Ser sub for deft 3 wit		45
36 miles	1	95
2nd sub for State 6 wit		75
2 cops same		50
37 miles	2	00
3rd sub for State 1 wit		25
Cops		25
32 miles	1	75
Ser 1st mittimus		40
Cop same		25
Mileage		20
Ser Final mittimus		40
Cop same		25
Mileage		20
2 days attendance	2	00
Bringing out Pris for Ex		40
Mileage		20
Assistant one day	1	50
Total Constables fees	17	05

Sam Bennett Const.

Recapitulation.

		$	cts
J.H. Kirkland J. P.	Fees	73	50
Sam Bennett Const	"	17	05
Witness	"	27	90
Sp Const Sol Butz	"	4	75
Total costs		127	20

The State of Ohio
Union County
Paris Township } ss

I do hereby certify that the above is a full and true copy from my docket, of the proceedings had by and before me, at my office in said township, in the above action of the State of Ohio vs William Evans.

August 3. 1883.

J. H. Kirkadr J. P.
of the aforesaid township.

Criminal Case File
Case No. 653

No. 65-3

Union Common Pleas.

STATE OF OHIO,

against

Frank Adams

Defendant.

Plea J 13 49

SEP TERM 1883

48-72-72

4449-63-70-72

Oct. Term 83

Journal No. 13 Page 70

Record No 2 Page 466

Ex. Doc. 6 Page 123

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

Crim. Doc. C Page

Union COMMON PLEAS.

The State of Ohio

vs.

Frank Adams

FI. FA. ET CA. SA.

This Writ dated Oct. 12th 1883

Fine, ... $

Costs, ... $

$

Defendant's Costs, $

Int. from

Inc. Costs, ... $

J. M. Broderick

Prosecuting Attorney.

Received 187

Sheriff.

Ret. and filed 187

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Rec'd this writ October 12th 1883

No goods, chattels, lands or tenements found within my bailiwick any part of this writ

J. Alderman

Sheriff

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [52]

Fieri Facias et Capias ad Satisfaciendum.

VOL. 60 (1863) OHIO LAWS, P. 66.

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

We command you, *that of the goods and chattels of* Frank Adams

in your bailiwick, you cause to be made .....

Dollars, being the amount of a fine and the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the 10th *day of* Sept, *A. D. 1873, by the judgment of said Court, recovered against the said* Frank Adams

whereof he was *convicted, as appears of record, with interest thereon from the first day of the term aforesaid; and for the want of goods and chattels, we command you to take the body of the said* Frank Adams

and him *commit to the jail of said County, and safely keep therein until* he *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and increase costs, or until* he *be otherwise discharged according to law. Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville *this* 12th *day of* Oct, *A. D. 1873*

J. D. Burgner **Clerk.**

By ..... **Deputy Clerk.**

13-70

The State of Ohio
vs.
Frank Adams

No.

Indictment for Assault with intent to commit rape.

The defendant in this case having ~~been sentenced~~ on a former day of this term, entered a plea of guilty to the charge of the indictment in this case, was this day brought into court in the custody of the sheriff, and the court being fully advised in the premises, and the said defendant being inquired of if he had anything to say why judgment should not be pronounced against him; and having nothing to say,

It is therefore considered and adjudged by the Court that the said defendant Frank Adams be imprisoned and confined in the penitentiary of the state of Ohio, and kept at hard labor, but without any solitary confinement, for the period of twelve years; and that he pay the costs of this prosecution, for which execution is awarded.

3

No. 653

Union County Common Pleas.

STATE OF OHIO,

vs.

Frank Adams

STATE OF OHIO,

Union County, ss.

On the 17th *day of* September *1882, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

by delivering to him said copy.

John Stevenson *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	32
	62

2

No. 653

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Frank Adams

Indictment for Assault with intent to commit rape,

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

James B. Whitsley

Foreman of Grand Jury.

Filed September 21st 1883

J. D. Burgner

Clerk.

John M. Brodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 21st day of Sept. 1883

Defendant arrainged, and pleads

Not guilty to this indictment.

J. D. Burgner Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of September in the year of our Lord One Thousand Eight Hundred and Eighty three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Frank Adams

late of said County, on the Fifteenth day of May, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

In and upon one Anna Heath did unlawfully make an assault, and her, the said Anna Heath, then and there did beat, wound, and ill-treat, with intent her, the said Anna Heath, violently, forcibly, and against her will, then and there unlawfully to ravish and carnally to know

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John McBroderick

Prosecuting Attorney.

The state of Ohio
vs
Frank Adams,

Criminal Action

Before H. Dague, Justice of the Peace in and for Liberty Township Union Co. Ohio.

Before me H. Dague one of the justices of the Peace for said County. Personaly came A. J. Heath who being duly sworn according to law, deposeth and says, that on or about the 15th day of May 1883, at the county of Union state of Ohio. That one Frank Adams of Union County Ohio, did commit a rape or attempt to commit a rape on the Persons of his Daughters Sarah Heath and Anna Heath aged seven and nine years, and that the said Frank Adams has the bad disorder. And this the deponent says that the said Frank Adams is guilty of the fact charged, and further the deponent saith not. A. J. Heath

sworn to and subscribed before me this 24th day of May A. D. 1883. H. Dague, J. P.

May 24th 1883 warrant issued for the arrest of the said Frank Adams, and delivered to John Hartshorn who was deputized constable in the absence of Constable A. E. Myers. warrant returned same day Endorsed, I have arrested the within named Frank Adams and ~~have~~ now have him in court.

J. Hartshorn Constable fees 40 cents mileage 20 ¢

Justices Fees	
Affidavit	40
Warrant	40
Mittimus	40
Subpoena	45
Recognizance	40
Swearing	20
Docket Entry	75
Transcript	75
Certificate	25
Total	$4.00

Constables Fees	
Service	115
Mileage	20
Conveyance	200
Assistance	150
Total	$4.85

Witnesses fees	
Anna Heath	75
Sarah Heath	75
S. Burkam	75
J. M. Wright	75
	$3.00

the said Frank Adams Pleads not guilty. trial had issued subpoenas for the following witnesses on behalf of the state. Anna Heath Sarah Heath Dr S. Burkham. Dr J. M Wright. & Reed Heath. and delivered to John Hartson deputy constable. subpoena returned Endorsed. received this writ May 24th 1883. served the same on the within named persons by reading the same to them

fees 75 cents

trial had and after Examining witnesses it is considered by me this 24th day of May 1883. after hearing the testimony against the defence, that the said Frank Adams be held over to appear at the first day of Court to be held in and for said County. to answer the said charge. his bond is fixed at five Hundred dollars. which he failed to Execute. after which there was a mittimus issued committing him to the County jail. H. Dague J. P.

The state of ohio Union County Liberty Tp SS

I do hereby Certify that the above is a full and true copy from my Docket. of the Proceedings had by and before me. at my office in said Township. in the above action H. Dague J. P. of the aforesaid Township.

June 25th 1883

5 30

THE STATE OF OHIO,

vs.

Frank Adams

Subpœna for Dft **Witnesses.**

Returnable 10-1 188 3

Cole, Ayers

Att'y for Dft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
Dr Dandson	0		
Dr Pounds	0	10	
Dr Graham	1	0	

SHERIFF'S FEES.	Dollars.	Cents.
Service,		30
Mileage, 2 r	1	60
Copy,		30
Total,	2	20

D. Wensack *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... 188....

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Dr. Davidson
Dr. Graham
Dr. Pounds

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* Oct. *A. D.* 1882, *at* 8½ *o'clock* A *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes* Frank Adams *on behalf of the* Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville** *this* 28th *day of* Sept. *A. D.* 1882

J. L. Burgner *Clerk.*

By ..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

Frank Adams

Subpœna for State **Witnesses.**

Returnable Oct 1st " 188[illegible]

J. M. Broderick

Att'y for State

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

G. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
Anna Heath	12	P	
Sarah Heath	12	P	
Dr Burkam	9	C	
D Wright	9	P	
Dena Heath	12	P	
H Dague	P	9	

SHERIFF'S FEES.	Dollars.	Cents.
Service,		60
Mileage, 4	3	20
Copy,		60
Total,	4	40

Hobensack *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*....

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO, }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Anna Heath
Sarah Heath, Dr. S. Burkam
Dr. J. N. Wright, Irena Heath and
H. Dague

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st day of Oct. A. D. 1882, at 8½ o'clock A. M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes Frank Adams on behalf of the State of Ohio. Hereof fail not, under the penalty of the law, and have you then and there this writ.

WITNESS my hand and the seal of said Court, at Marysville this 24" day of Sept. A. D. 1882

J. L. Burgner Clerk.

By ..... Deputy Clerk.

THE STATE OF OHIO,

vs.

Frank Adams

Subpœna for ..... **Witnesses.**

Returnable Oct. 1 — 188 3

Ayers & P. B. Dell

Att'y for Deft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served: Person'l Service.	How Served: By Copy.
John Hetzner	4	P	
A J Smith		P	
Lawrence Smith		P	
Al Adams		P	
Henry Wilson	10	P	10

SHERIFF'S FEES.	Dollars.	Cents.
Service,		35
Mileage, 40	3	20
Copy,		35
Total,	4	20

Alonzo Adams *Sheriff.*

Sworn to and Subscribed before me, this ..... *day of* ..... *188*.....

..... *Clerk.*

B. F. WADE & CO., PRINTERS, TOLEDO

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

THE STATE OF OHIO,
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna John Holmsack
J. T. Smith Lavonia Smith
Albert Adams and
Alonzo Wilson

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* Oct. *A. D. 188*3, *at* 8½ *o'clock* A *M., then and there to give testimony and the truth to say in a certain case pending in said Court, wherein the State of Ohio prosecutes*
Frank Adams
on behalf of the Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville**
this 28th *day of* Sept. *A. D. 188*3

J. T. Bunger *Clerk.*

By ..... *Deputy Clerk.*

No. 654

Union County Common Pleas.

STATE OF OHIO,

vs.

Frank Adams

STATE OF OHIO,
Union County, ss.

On the 15 *day of* September *1882, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

by delivering to him said copy.

John Osborne Sheriff.

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	32
	62

Penitentiary No. .....

CERTIFICATE OF SENTENCE

AND

COST BILL IN PENITENTIARY CASES.

..... County.

THE STATE OF OHIO,

vs.

.....

.....

.....

12 ..... Years.

I hereby certify the within Cost Bill to be a true copy of the original, on file in my office.

.....

Clerk ..... County.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Certificate for Allowance of Guards.

Whereas, At the present ..... Term of the Court of Common Pleas, begun and held at the Court House, in the County of ..... and State of Ohio, more than one person, to wit:

.....

.....

.....

were convicted and sentenced to imprisonment in the Penitentiary of this State, and the Court being of opinion that it is such an extraordinary case as requires the allowance of ..... guards to assist the Sheriff in the transportation of said convicts to said Penitentiary, do allow said ..... guards for the purpose aforesaid.

I Certify, the above to be a true copy of the opinion of said Court, made at its said ..... Term, A. D. 188....

Given under my hand and seal of said Court, this .....

day of ..... A. D. 188.... .

..... Clerk.

By ..... Deputy Clerk.

Certificate of Issuing Execution.

THE STATE OF OHIO,

..... County, ss. } I. .....

Clerk of the Court of Common Pleas in and for said County, hereby certify, that, upon the judgment and sentence in the case of the STATE OF OHIO, vs. .....

.....

an execution called a Fieri Facias, issued on the ..... day of ..... 188...., against the said

.....

for the costs of this prosecution according to law, and has been returned by the Sheriff of said County, endorsed "No goods or chattels, lands or tenements found, whereon to levy," and that no money has been made of the Defendant to satisfy any part of said costs.

WITNESS my official signature, and the Seal of said Court at ..... in the County and State aforesaid, this ..... day of ..... 188....

..... Clerk.

By ..... Deputy Clerk.

Certificate of Sentence.

At a term of the Court of Common Pleas, begun and held at the Court House in ..... within and for the County of ....., and State of Ohio, on the ..... day of ..... A. D. 188....

Present, the Hon. ..... Judge.

In the Record and Proceedings of said Court, then and there had, among other things is the following Judgment and sentence, to-wit:

THE STATE OF OHIO,

vs.

.....

.....

Indictment for .....

.....

The said .....

.....

having ..... Guilty .....

It is therefore the sentence of the Court that ..... be imprisoned in the Penitentiary of this State; and kept at hard labor (no part of said time to be kept in solitary confinement,) .....

.....

for the term of ..... years, ... and that ..... pay the costs of this prosecution, taxed at

.....

In Witness Whereof, *I hereunto set my hand and affix the Seal of said Court, at ..... this ..... day of ..... A. D. 188....*

..... Clerk.

..... Deputy Clerk.

THE STATE OF OHIO,

To Sheriff of ..... County, Dr.

For Prosecuting Charges as per within account.....		$
For Transportation Charges, as follows:		
Travel for self.....miles each way,.....miles @ 8c. per mile,.....	$	
" " .....guard..... .....miles each way,.....miles @ 6c. per mile,		
Transporting.....convict..... " one " ..... " @ 5c. " "		
TOTAL CHARGES.....		$

RECEIVED, *Columbus, O., ... 188...., of the Warden of Ohio Penitentiary, a certificate of allowance on the State Auditor for the above amount.*

..... Sheriff.

Revised Statutes of Ohio, Secs. 1260–3

THE STATE OF OHIO,

.....County, ss.

No. .....

In the Court of Common Pleas,

.....Term, A. D. 188__

THE STATE OF OHIO,

vs.

.....

.....

Indictment for .....

Crim. Docket, No. ..... *Page* .....

COST BILL.

NOTE—Clerks should be careful to fill ALL blanks and insert no "lump" charges.

CLERK,			
Doc. and Appear, Pl'ff and 1 Def't, 12, each, add'l, 4		12	
Ent. finding Indictment,	8	8	
" Pleas, each,	8	24	
Indexing Docket,	4	4	
Indexing Judgments and Final Orders for each case,	15	15	
Index. Pending Suits and Living Judgts., each case,	15	15	
Rule for Motion and filing,	8		
Entering Motion on Docket and Index,	8		
Filing papers and posting in App. Doc., each,	12	84	
Taking Affidavits, "	8		
Certifying Affidavits without Seal, each,	15		
" " with Seal, " "	35		
Filing Prec., Issuing Capias, Return and its filing,	37		
" " Attachment, Return and its filing,	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Special Warrant to bring before Judge, Ret. and filing,	33	33	
Warrant to discharge prisoner,	25		
Recog. def't and filing, each,	29		
" witnesses and filing, "	29		
Polling Jury, when required,	25		
Impaneling Jury and Administering Oaths,	12		
Calling and entering Tales Jurors and cert., each,	8		
Filing Prec., issuing Sub. for 1 wit. and filing,	16	48	
Additional names, each,	4	44	
Swearing witnesses and making entry of same "	4		
Ent. att. of witnesses, each day, days, "	4	56	
Issuing Certificate for witness fee, 8 officers "	4	80	
Qualifying Jurors,	8		
Ent. on Bar and Court Cal., and Ind. each term,	8	8	
Entering Orders on Journal per 100 words,	8	40	
" verdict on Journal and filing	12		
" rule "	8		
" judgment "	8		
" records on Journal, per 100 words,	8		
Indexing ents. on Journal, each,	4	20	
Trans. orders on docket, "	8	16	
" verdict on docket,	8		
" rule "	8		
" judgment "	8		
Copy of Indictment and Certificate, 4c		8	
Continuance, each,	8	75c	
Nolle Pros, or laid away,	8		
Entering on Cash Book and Index,	12	12	
" ex. docket "	12	12	
Notice of Motion for new Trial,	8		
Cost Bill and filing, 2 c. 13	29	58	
Recording words, at 8c. each 100		196	
Certificate of Sentence, 2, c. 13	35	70	
" allowance of guard,	35		
" to Auditor of Assignment of Counsel, 2	35	70	
Prec. for Fi. Fa. issue, docketing, index and return,	49	49	
Certificate of Issuing Fi. Fa.,	35	70	
List for Grand Jury and Pros. Att'y,			
General Index,	8	8	
		10 40	

SHERIFF,			
On Attachment,			
On Capias,			
Calling Action,	12		
Calling witnesses,	5		
" Jury,	10		
Summoning Jury,	40		
Serving Subpœna on witnesses,	10	1 40	
miles travel,	8	8 00	
copies per 100 words,	8	1 48	
Committing prisoner to jail,	60	60	
Attending pris'r before Court times,	60	1 80	
Discharging prisoner,	60	60	
Sum. Special Jury and mileage,	4 50		
Serving and returning Order of Court,	30		
Miles traveled, each,	8		
On Fi. Fa. Serv., 30c., miles travel, "	8	46	
Forfeiting Recognizance,			
Serving Indictment,		46	
		14 72	

MAYOR,			
JUSTICE,			
Affidavit, each,	40	40	
Warrant, each defendant named therein,	40	40	
Continuance,	20		
First Mittimus,	40	40	
2d "	40		
Subpnœa for Witnesses, 25c, for one, and 5c.		25	
for each additional,		20	
Recognizance—1 witness 40c, each add'l, 10c.		40	
Swearing witnesses, each,	5	20	
Judgment,	40		
Transferring Judgment,	15		
Recognizance defendants, each,	40		
Transcript—15c. per 100 words,		75	
Certifying Transcript,	25	25	
Final Mittimus,	40		
Filing Papers, each,	5		
Recording words, 15c. per 100,		75	
Order on Jailor for prisoner,	40		
Appointment of Special Constable,	40		
		4 00	

SUP'T OF POLICE,			
MARSHAL,			
CONSTABLE,			
Serving warrant on each def't	40		40
Travel miles—20c. for 1st, 5c.			20
for each additional,			75
Serv. Sub. on wit., 25x10,			
Copies " each,	25		
Travel miles—20c. for 1st, 5c.			20
for each additional,			25
Serving Mittimus on each,	40		40
Copy " for 1st,	25		25
Travel miles—20c. for 1st, 5c.			20
for each additional,			65
days attendance before J.P.,	1 00		
Com. to Jail on warrant,	40		
Travel miles—20c. for 1st, 5c.			
for each additional,			
Con's bring. out pris'ner for ex.			
Marshal " " "	20		
Travel miles—20c. for 1st, 5c.			
for each additional,			
Transporting and sustaining prisoner, which is allowance made by Magistrate and certified by him.		2 00	
		5 30	

Assistant day	1 50		
" "	1 50		
" "	1 50		

RECAPITULATION.

Clerk,		
Sheriff,		
Mayor or Justice,		
Marshal, Constable or Sup't of Police,		
Witnesses,		
Jury fee,	6	00
Total Costs,		

ATTEST: .....*Clerk.*

This Cost Bill is correct and allowed.

.....188.....

.....*Judge.*

Witnesses in Attendance Under Recognizance or Subpoena.

NOTE—The Mileage of Witnesses is to be allowed ***both ways*** at 5 cents per mile, and the ***whole distance*** should be stated and not ***one*** way at 10 cts. per mile.

NAMES.	Before Justice or Police Judge.		In Court.		Total Amount.		REMARKS.
	Days at 50c.	Miles at 5c.	Days at 75c.	Miles at 5c.	Dolls.	Cts.	
Anna Heath			1	24	1	95	
Sarah Heath			1	24	1	95	
Dr. S. Burkam			1	18	1	65	
Dr. J. N. Wright			1	18	1	65	
Ira Heath			1	24	1	95	
H. Dague			1	18	1	65	
John Habrunach			1			75	
J. T. Smith			1			75	
Lavania Smith			1			75	
Albert Adams			1			75	
A. Wilson			1	18	1	65	
Dr. A. J. Pounds			1	20	1	75	
Dr. W. P. Davidson			1			75	
Dr. R. N. Graham			1			75	
Anna Heath	1	5				75	
Sarah "	1	5				75	
S. Burkam	1	5				75	
J. N. Wright	1	5				75	

TO THE AUDITOR OF STATE:—Sir: ***You will please issue your warrant on the Treasurer of State to*** ..... ***Dollars,***
Sheriff of ..... ***County, Ohio, for the sum of*** 100
being the amount of the costs in the foregoing case.

Clerk of ..... ***County. O.***

Criminal Case File
Case No. 654

No. 654

Union Common Pleas.

STATE OF OHIO.

against

Frank Adams

Defendant.

Rear counsel J. 13 P. 48

2 Indictments found

Oct 3, 1883 Nolle.

Journal No. ..... *Page* .....

Record No ..... *Page* .....

Ex. Doc. C *Page* 137

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

✓

No. 654

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Frank Adams

Indictment for Rape, upon a female child, under twelve years of age,

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

James B. Whelpley

Foreman of Grand Jury.

Filed Sept. 12th 1883

J. D. Bunger

Clerk.

John M. Rodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 21st day of Sept. 1883

Defendant arrainged, and pleads not guilty to this indictment.

J. D. Bunger Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of September in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Frank Adams

late of said County, on the Fifteenth day of May, in the year of our Lord One Thousand Eight Hundred and Eighty three with force and arms, in said County of Union, and State of Ohio,

In and upon one Sarah Heath, unlawfully and violently did make an assault, and her, the said Sarah Heath, then and there did unlawfully, forcibly, and against her will, unlawfully ravish and carnally know, she, the said Sarah Heath, then and there being a female child other than the daughter or sister of him, the said Frank Adams, and being a female child under the age of twelve years, to-wit: of the age of nine years

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick

Prosecuting Attorney.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

Crim. App. Doc. ..... *Page* .....

THE STATE OF OHIO,
against
Frank Adams

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pliff.	Deft.
Doc. and App. Pliff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	24	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	16	
Entering—Orders on Journal, per 100 words,	8	24	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	8	
Transcribing—Orders on Docket, "	8	16	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		50	
Continuance, each,	8	8	
Nolle Pros., Quashed or laid away,	8	8	
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
Total Clerk's Fees,	$	2 45	

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	24	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
Total Sheriff's Fees,	$	70	

WITNESS FEES.	Pliffs.	Defts.

Criminal Case File
Case No. 655

No. 655

Union Common Pleas.

STATE OF OHIO,

against

John Wanner

Defendant.

APR TERM 1884

Indictment

Left Off Docket

Journal No. ..... *Page* .....

Record No. ..... *Page* .....

No Record

Ex. Doc. C. *Page* 131

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

No. 655

Union County Common Pleas.

THE STATE OF OHIO,

vs.

John Wanner

Indictment for ~~selling~~ furnishing intoxicating liquors to a person in the habit of getting intoxicated,

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

James B. Wheelsley
Foreman of Grand Jury.

Filed Sept. 12th 1883

J. L. Burgner
Clerk.

John M. McBride
Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 28th day of Sept. 1883

Defendant arrainged, and pleads not guilty to this indictment.

J. L. Burgner Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of September in the year of our Lord One Thousand Eight Hundred and Eighty three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

John Wanner

late of said County, on the Seuth day of August, in the year of our Lord One Thousand Eight Hundred and Eighty three with force and arms, in said County of Union and State of Ohio,

did unlawfully furnish intoxicating liquors to one Calvin Heamar Woodburn, the said Calvin Heamar Woodburn being then and there a person in the habit of getting intoxicated, and the said John Wanner then and there well knowing that the said Calvin Heamar Woodburn was then and there a person in the habit of getting intoxicated; said intoxicating liquors, furnished by the said John Wanner to the said Calvin Heamar Woodburn as aforesaid, not being then and there intoxicating liquors given by a physician in the regular line of his practice

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick

Prosecuting Attorney.

RECOGNIZANCE.

State of Ohio

vs.

John Wanner

W. M. Winget

Justice of the Peace.

Docket ..... *No.* .....

Returnable ..... *18* .....

Constable.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

RECOGNIZANCE AFTER TRIAL.

THE STATE OF OHIO, } Be it Remembered, That on the 29th
Union County, ss. } day of August one thousand eight hundred and Eighty three. John Warner and Anton Vondran personally appeared before me, W. M. Winget one of the Justices of the Peace in and for the County aforesaid, and jointly and severally acknowleged themselves to owe the State of Ohio the sum of One hundred Dollars, to be levied on their goods and chattels, lands and tenements, if default be made in the condition following, to-wit: The condition of this recognizance is such, that if the above bound John Warner shall personally be and appear before the Court of Common Pleas, on the first day of the term thereof, next to be holden in and for the County aforesaid, then and there to answer to a charge of furnishing intoxicating liquors to one C. H. Woodburn he being a person in the habit of getting intoxicated and abide the judgment of the Court, and not depart without leave, and in the meantime to be of good behavior and to keep the Peace toward the citizens of the State generally; and the said C. H. Woodburn specially, then this recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

John Warner SEAL.
Anton Vondran SEAL.
SEAL.

Taken and acknowledged before me, this 29th day of August one thousand eight hundred and eighty three

W. M. Winget Justice of the Peace.

THE STATE OF OHIO,

vs.

John Warner

Affidavit for State Warrant.

Filed aug 20th 1883
W. M. Winget J. P.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Affidavit for State Warrant.

THE STATE OF OHIO, Union COUNTY, SS.

Before me, W. M. Winget one of the Justices of the Peace for said County, personally came R. Woodrum who being duly sworn according to law, deposeth and saith that on John Wanner

late of said County, on or about the 20th day of August in the year of our Lord one thousand eight hundred and ~~Seventy~~ Eighty three, at the County of Union aforesaid, did

unlawfully ~~sell~~ furnish intoxicating liquors to one ~~Chrisit~~ Woodrum, he the said ~~Chrisit~~ Woodrum being then and there a person in the habit of getting intoxicated, and he the said John Wanner, then and there well knowing that the said ~~Chrisit~~ Woodrum was a person then and there in the habit of getting intoxicated

and this deponent doth verily believe that the said John Wanner

is guilty of the fact charged; and further this deponent saith not.

Signed, R. Woodrum

Sworn to and subscribed before me, at the County aforesaid, this 20th day of August, A. D. 1883.

W. M. Winget Justice of the Peace.

RECOGNIZANCE OF WITNESSES.

State of Ohio

vs.

John Wanner

W. M. Wingel

Justice of the Peace.

Docket ..... *No.* .....

Returnable ..... *18* .....

Constable.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [17.]

RECOGNIZANCE OF WITNESSES.

THE STATE OF OHIO, } ss.
Union County,

BE IT REMEMBERED, That on the 29th day of August in the year one thousand eight hundred and Eighty three

R. L. Woodburn and Heber Woodburn

personally appeared before me, W. M. Winget one of the Justices of the Peace in and for the County aforesaid, and acknowledged themselves to owe the State of Ohio the sum of ~~One~~ Fifty ~~Hundr~~ Dollars each, to be levied of their goods and chattels, lands and tenements, to the use of the State of Ohio, if default be made in the condition following, to-wit: The condition of this recognizance is such, that if the above bound R. L. Woodburn and Heber Woodburn

shall personally appear at the next criminal term of the Court of Common Pleas, to be holden within and for County aforesaid, on the first day of the term thereof, to give testimony on behalf of the State of Ohio, and the truth to say on such matters as may be then and there required of them and not depart the Court without leave, then this recognizance shall be void and of none effect; otherwise, to remain in full force and virtue in law.

Clayir Heber Woodburn [Seal.]
R. L. Woodburn [Seal.]
[Seal.]
[Seal.]
[Seal.]
[Seal.]

Taken and acknowledged before me, the day and date first aforesaid.

W. M. Winget Justice of the Peace.

J. 13. P. 119

The State of Ohio } No. 656.
vs. } Indictment for furnishing intoxicating
John Wanner } liquors to a person while intoxicated

Now comes the prosecuting attorney on behalf of the State of Ohio, the defendant appearing in open court according to the requirements of his recognizance heretofore given herein; thereupon said defendant retracts his plea of not guilty heretofore entered, and for plea to said indictment, saith he is guilty as charged in said indictment; and the said defendant is released on his recognizance to appear in open court on the second day of February A.D. 1884 for sentence.

No. 653

Union County Common Pleas.

STATE OF OHIO,

vs.

John Warner

STATE OF OHIO,

Union County, ss.

On the 28 *day of* November *1882, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

by delivering to him said copy.

John Osborne *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	90
Mileage, - - - - - - -	64
	1.94

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

John Warner

Jan — Term, 1884

Filed ..... A. D. 188.....

J D Burgner

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

THE STATE OF OHIO,
against

.....

.....

Crim. App. Doc. ..... *Page* .....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	96	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8		
Entering—Orders on Journal, per 100 words,	8	8	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	48	
Transcribing—Orders on Docket, "	8		
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		75	
Continuance, each,	8	8	
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
Total Clerk's Fees,	$	3 28	

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	24	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		96	
Transportation,			
Total Sheriff's Fees,	$	1,20	

WITNESS FEES.	Plffs.	Defts.
Wm. Wright J.P.	9.40	
Sam. Bennet Const.	6,45	
Clerk Bingner	3 28	
Wit. before J.P.	8 25	
Sheriff	1 20	
	28,58	

Criminal Case File
Case No. 656

No. 656

Union Common Pleas.

STATE OF OHIO,

against

John Warner

Defendant.

JAN TERM 1884

Feby 4th 1884

Fine $50 & cost

Committed until Paid

Journal No. 13 Page 157.

Record No 2 Page 393

Ex. Doc. 6 Page 120

approved
Uriah Cahill
Nathan Howard
Luther Leggett

State of Ohio
vs
J. Lee Warner

Allowed 3-10-84
Order 14
Pd 3-10-84

FILED
SEP 7 1883
BURGNER, CLERK
UNION COUNTY, O.

Transcript

9.40
8.25
6.45
24.10

The State of Ohio Union County ss.
I do hereby certify that the above is a full and true transcript Copy of the proceeding had by and before me, at my office in said Township in the above action.
Sept 4th 1883. W. M. Winget J.P. of the aforesaid Township

I certify the within to be correct.
Solomon Brodrick
Pros. atty. Union Co., O.

Criminal action

Before W. M. Winget - Justice of the Peace Paris Tp. Union Co. O. No 6.

The State of Ohio } Furnishing intoxicating liquors to a person
vs } in the habit of getting intoxicated.
John Wanner }

August 20th 1883. This day came R. L. Woodburn and filed his complaint which reads as follows, viz;

The State of Ohio. Union County ss.

Before me W. M. Winget one of the Justices of the peace for said County personally came R. L. Woodburn who being duly sworn according to law deposeth and saith that one John Wanner late of said County on or about the 18th day of August in the year of our Lord One thousand Eight hundred and Eighty three at the county of Union aforesaid did unlawfully furnish intoxicating liquors to one Calvin H. Woodburn he the said Calvin H. Woodburn being then and there a person in the habit of getting intoxicated and he the said John Wanner then and there well knowing that the said Calvin H. Woodburn was a person then and there in the habit of getting intoxicated, and this deponant doth verily believe that the said John Wanner is guilty of the fact charged, and further this deponant saith not.

(signed) R. L. Woodburn.

Sworn to and subscribed before me at the county aforesaid this 20th day of August A. D. 1883.

W. M. Winget - Justice of the peace.

Aug 20th 1883. Issued a Warrant for the arrest of the said John Wanner and delivered the same to Sam Bonnett Constable.

Aug 20th 1883. Warrant returned and filed endorsed as follows: I took the body of the within named John Wanner and have him before the Justice.
Aug 20th 1883. Mileage 20 Service 40. Attendance 100 Total $1.60
Sam Bonnett. Const.

On motion of the plaintiff and by consent of the defendant, & on account of the absence of Witnesses trial adjourned to Aug 22d 1883 at 9 O'clock A.M.
Thereupon the said John Wanner with A. Vorderan his Surety approved by me, entered into a recognizance before me for his appearance at the time and place above mentioned for trial.

Aug 20th 1883 Issued Subpoenas as follows to wit. for Calvin Weaver, Jacob Ell, Heber Woodburn & William McIntire on behalf of plaintiff and Chas Lynch, John Thomas, Mary Wanner & Frank Ogleby on behalf of the defendant and delivered the same to Sam Bonnett Constable

August 22d 1883 Pltffs Subpoena returned & filed endorsed as follows. Aug 20th 1883 Received this writ and afterward I served the same by reading to Calvin Weaver Jacob Ell & Heber Woodburn. William McIntire not found.
Mileage 30 Service 45: Total 75:
Sam Bonnett Constable

Same day. Deft's Subpoena returned & filed endorsed as follows (1st Subpoena) Aug 20th 1883. I received this writ and afterward I served the same by reading to Charles Lynch and Mary Wanner John Thomas not found.
Mileage 30 Service 35 Total 65: Sam Bonnett Const.
2d Subpoena Aug 20th 1883 I recieved this writ afterward I served the same by reading to Frank Ogleby
Mileage 20 Service 25: Total 45:
Sam Bonnett. Const.

Aug 22d 1883. The parties appeared. and the defendant filed his affidavit for a continuance. Thereupon this cause was continued by convent of all parties to Wednesday Aug 29th 1883 at 9 O'clock A. M. The following named persons witnesses were present - to wit - Calvin Weaver. Jacob Ell. Heber Woodburn Chas Busch Mary Wanner & Frank Ogleby -

The dendant - Entered into a recognizance with A. Vonderan his Surety for his appearance for trial

Aug 22d 1883. Issued a Subpoena for Wm McIntire. also for John Thomas and William Warner and delivered the Same to Sam Bonnett Constable -

Aug 29th 1883. Off Subpoena returned and filed endorsed as follows - Aug 22d 1883. Received this writ - and afterward Served the Same by reading. Mileag 20 miles $1.15 - Serv'c 25 - Total $1.40 Sam Bonnett Constable -

Deft's Subpoena returned Endorsed.

Aug 22d 1883. Received this writ - and Served the Same by reading to each of the within named Witnesses Mileage 2 miles 25 - Service on 2 Witnesses 35 Total 60

Sam Bonnett. Constable

Aug 29th 1883 9 O'clock A. M. The defendant - appeared - Trial had. Heber Woodburn. R. L. Woodburn William McIntire. Calvin ~~Woodburn~~ Weaver S. B. Woodburn and Jacob Ell Witnesses for the State and Chas Wanner and Jacob Busch Witnesses for the defendant - Sworn and Examined. And thereupon I find said offense has been Committed and there is cause to believe the defendant guilty. thereof - I therefore ordered him to enter into a recognizance in the Sum of One hundred dollars with Sufficient - Surety for his appearance at Court - which was done accordingly Anton Vonderan his Surety -

Recognized the following Witnesses for the State
R. L. Woodburn & Heber Woodburn -
The following Witnesses were present - and are entitled
to fees as follows -

R. L. Woodburn	2 days		1.00
Heber Woodburn	2 days		1.00
+ William McIntire	1 day + 11 Miles	167-8-12-85	1.05
✓ Jacob Ell	2 days	164-8-11-85	1.00
+ Calvin Weaver	2 "	167-8-12-85	1.00
Same Woodburn	Calls		25
+ Charles Lausch	2 days	167-8-12-85 164-8-11-85	1.00
✓ ~~William~~ James Wanner	1 day + 6 Miles		80
✓ Mary Wanner	1 "	164-8-11-85	50
+ Frank Ogleby	2 "	167-8-12-85 173-8-15-85	1.00
John Thomas	1 " + 9 Miles		95
		Total Witness fees	$ 8.25

Justice Fees		Const. Fees & Bonnett	
Filing & papers	60	Warrant -	40
Affidavits - 2	80	Mileage	20
Warrant -	40	5 - Subpoenas	1.65
Continuance, 2.	40	Mileage	220
Subpoenas (5)	165	Attendance 2 days	200
Recognizance 5	200	967-11-20-85 Total	$ 6.45
Swearing 8 Witns	40		
Judgt -	40		
Satisfac	20		
Doc entries	110		
Transcript -	115		
Certificate	25		
Total	$ 9.40	— Order 19 — 3-10-84	

No. 656

Union County Common Pleas.

THE STATE OF OHIO,

vs.

John Wanner

Indictment for Furnishing intoxicating liquors to person while intoxicated,

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

James B. Whelpley

Foreman of Grand Jury.

Filed Sept. 12th 1883

J. L. Burgner

Clerk.

John M. Brodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 28 day of Sept. 1883

Defendant arrainged, and pleads not guilty to this indictment.

J. L. Burgner Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union County, Ohio,

of the Term of September in the year of our Lord One Thousand Eight Hundred and Eighty three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

John Wanner

late of said County, on the Twenty second day of May, in the year of our Lord One Thousand Eight Hundred and Eighty three with force and arms, in said County of Union, and State of Ohio,

Did unlawfully furnish intoxicating liquors to one Calvin Hamar Woodburn, the said Calvin Hamar Woodburn being then and there a person intoxicated, and the said John Wanner then and there well knowing that the said Calvin Hamar Woodburn was intoxicated; said intoxicating liquors, furnished by the said John Wanner to the said Calvin Hamar Woodburn as aforesaid, not being then and there intoxicating liquors given by a physician in the regular line of his practice,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney.

No. 656

Union County Common Pleas.

STATE OF OHIO,

vs.

John Werner

STATE OF OHIO,
Union County, ss.

On the 28 *day of* September *187*..., *I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Wilmoth *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	64
	.94

THE STATE OF OHIO,

vs.

John Warner

Subpœna for Defts Witnesses.

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Frank Gibson			
Anthony Dondaca			

SHERIFF'S FEES.		
Service,		10
Mileage,		52
Copy,		10
Total,		72

Helessand ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Frank Gibson

Anthony Vanderau

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 21 *day of* Jan *A. D. 188*4*, at* 8 *o'clock* A M*., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* John Warner

on behalf of the Deft *. Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 30 *day of* January *A. D. 188*4

J. D. Bingner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

John Warner

Subpœna for Defts Witnesses.

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
J Lundeme			
Rud Schelyer			

SHERIFF'S FEES.		
Service,		20
Mileage,		52
Copy,		20
Total,		92

Hebenstreit *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna John Gundermann

Paul Schlegel

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 21 *day of* Jan *A. D. 1884, at* 1½ *o'clock* A.M., *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

John Wanner

on behalf of the Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 20 *day of* Jan *A. D. 188*4

J. D. Burgner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

John Warner

Subpœna for Defts **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
F Ozlely			
Palmer Meeker	5		

SHERIFF'S FEES.		
Service,		10
Mileage,		80
Copy,		10
Total,	1	00

Wehrman ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna France Oglesby

Calvin Weaver

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 31 *day of* Jan. *A. D. 1884, at* 8 *o'clock* A. *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

John Wanner

on behalf of the Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 20 *day of* Jan. *A. D. 1884*

J. D. Bingner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

John Warner

Subpœna for Defts **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Pom Kenner	5		
Wm Thompson	5		

SHERIFF'S FEES.		
Service,		2c
Mileage,		96
Copy,		25
Total,		1 36

Hebrew *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street. Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna

James Warner & Nelson Thompson

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 21 *day of* Jan *A. D. 1884, at* 8 *o'clock* A. *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

John Warner

on behalf of the Dft *. Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 21 *day of* Jan *A. D. 1884*

J. D. Pinger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

John Warner

Subpœna for Defts Witnesses.

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served. Person'l Service.	By Copy.
Wm McDole	18		
Will Levy			

SHERIFF'S FEES.		
Service,		25
Mileage,	9	44
Copy,		25
Total,	3	44

Hefner ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Mart Long

and Wm. M. Entire

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the Forthwith *day of* ..... *A. D. 188..., at ... o'clock ... M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* John Warner

on behalf of the Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 21 *day of* Jan *A. D. 188*4

J. D. Bunger *Clerk.*

..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

John Warner

Subpœna for Defts **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Sherlo Lush			
John Skimer	24		

SHERIFF'S FEES.		
Service,		20
Mileage,		80
Copy,		20
Total,	1	20

A Hetzenecker ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna

Charles Lusk & John Thomas

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 21 *day of* Jan *A. D. 1884, at* 8 *o'clock* A. M., *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

John Warner

on behalf of the Defd. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 30 *day of* Jan *A. D. 1884*

J. D. Burgner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

John Warner

Subpœna for Defts **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Jerd Ell	2		
Wm McIntire	2		

SHERIFF'S FEES.		
Service,		20
Mileage,		40
Copy,		20
Total,		80

Helmick ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Jacob Ell

Wm M. Entire

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 21st *day of* Jan, *A. D. 1884, at* 10 *o'clock* A. M., *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

John Warner

on behalf of the Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 30 *day of* Jan *A. D. 1884*

J. D. Bunger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

John Warner

Subpœna for State Witnesses.

Returnable 188

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
R L Moulton			
L W Bennett			

SHERIFF'S FEES.		
Service,		20
Mileage,		32
Copy,		20
Total,		72

H Lenzer *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna R. L. Woodburn
and
D. W. Bonnett

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 21 *day of* Jan *A. D. 1884, at* 8 *o'clock* A. *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* John Warner *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 29 *day of* Jan *A. D. 1884*

J. L. Benger *Clerk.*

Deputy Clerk.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... *Term, 188*.....

Filed ..... *A. D. 188*.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... Crim. Cost Bill ..... Term.

Crim. App. Doc. 6 ..... Page .....

THE STATE OF OHIO,
against
John Warner

Union County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, 2 each,	8	16	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	48	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		25
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16	1 28	
additional names, each,	4	32	
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4	40	
Certf. "	4	40	
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8		
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8	40	
Indexing Entries on Journal, each,	4	8	
Transcribing—Orders on Docket, "	8	16	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8	8	
Copy of Indictment and Certificate,		75	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		35
Recording words at 8c each 100,		96	
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
100% of Fees		50	
Total Clerk's Fees,	$	6 70	

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	24	
Serving Subpœna on Witnesses,	10	1 40	
Miles Travel, each,	8	6 96	
Copies for each 100 words,	8	1 60	
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		94	
Transportation,			
Total Sheriff's Fees,	$	11.34	

WITNESS FEES.	Plffs.	Defts.
Witnesses		
Doc 6 P. 314		8 05
Sheriff		11 34
Clerk		6 70
		~~26 80~~
~~50~~		$ 26.10
Fees		50 00
		76.10

Criminal Case File
Case No. 657

No. 657

Union Common Pleas.

STATE OF OHIO,

against

Louis J. Kautel

Defendant.

Left off Docket

Journal No. ..... Page .....

Record No ..... Page .....

Ex. Doc. C Page 151

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

No. 657

State of Ohio, Union County.

COURT OF COMMON PLEAS.

September Term, 1883

THE STATE OF OHIO,

vs.

Louis J. Kautel

INDICTMENT FOR

Keeping saloon open on Sunday,

A TRUE BILL

James B. Whepley

Foreman of the Grand Jury.

Prosecuting Witness.

Plea

Filed Sept. 12th 1883

J. L. Burgner *Clerk.*

John M. Bredrick

Prosecuting Att'y, Union *County.*

ODELL & MAYER, Blank Book Manufacturers, Legal Blank Publishers, Stationers and Printers, Dayton, O.

On the 28th day of Sept. 1883 Defendant arraigned and plead not guilty to this indictment.

J. L. Burgner Clerk

On the ..... *day of* ..... *188*..., *I served a duly certified copy of the within indictment, by handing the same to* .....

..... *Defendant.*

Fees, $ ..... *Sheriff.*

By ..... *Deputy.*

ODELL & MAYER, Blank Book Manufacturers, Stationers, Printers and Legal Blank Publishers, Dayton, Ohio. CLERK 141.

State of Ohio, Union County.

THE COURT OF COMMON PLEAS.

TERM IN THE YEAR EIGHTEEN HUNDRED AND EIGHTY three

Union COUNTY, SS:

THE GRAND JURORS *of the County of* Union *in the name, and by authority of the State of Ohio, on their oaths do present and find that* Louis J. Kautel *he, the said* Louis J. Kautel *not being then and there a regular druggist, on the* Fifteenth *day of* July *in the year one thousand eight hundred and eighty* three *in the County of* Union *aforesaid, the said day being the first day of the week, commonly called Sunday, certain intoxicating liquors, the name and more particular description of which is to the Grand Jurors aforesaid, unknown, unlawfully and knowingly did sell to divers persons to the Grand Jurors aforesaid unknown. The said sale of said intoxicating liquors not being then and there on the written prescription of a regular practicing physician for medicinal purposes only. Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

John M. Brodrick
Prosecuting Attorney.

Union *County, Ohio.*

Doc. ..... Page .....

THE STATE OF OHIO,

vs.

Louis J. Kautel

CAPIAS.

Ret'd and filed Sept. 28th 1883

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO, } I have arrested the within named Louis Kautel

Union County, ss. } Kautel and have in body before the Court this 28 day of Sept, 1883

FEES.	
Service,	$ 35
Mileage,	30
Conveyance,	40
Assistance,	
Sustenance,	
Return,	
Total,	$ 1.00

Sheriff.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO, } To the Sheriff of said County, Greeting:
Union County, ss.

We Command You, *To take* Louis J. Kautel

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union,

to answer to an indictment for

Keeping saloon open on Sunday

and hereof fail not, and have you then and there this writ.

WITNESS, My hand and Seal as *Clerk of said Court, at* Marysville, *Ohio, this* 12th *day of* September *A. D. 188*3

J. D. Bunger *Clerk.*

By *Deputy Clerk.*

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

Crim. App. Doc. ..... *Page* .....

THE STATE OF OHIO,
against

.....

.....County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	36	12
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	37	
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	~~24~~	
Entering—Orders on Journal, per 100 words,	8	16	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	12	
Transcribing—Orders on Docket, "	8	16	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		75	
Continuance, each,	8	16	
Nolle Pros., Quashed or laid away,	8	8	
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	3 ~~42~~ 12	
Total Clerk's Fees,	$	3,67	

SHERIFF'S FEES.			
On Attachment,			
On Capias,		1 00	
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	36	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
Total Sheriff's Fees,	$	1 82	

WITNESS FEES.	Plffs.	Defts.
5,60		
1 82		
7,42		

Criminal Case File
Case No. 658

No. 658

Union Common Pleas.

STATE OF OHIO,

against

William Irwin

Defendant.

Jany 23d 1884

Nolled

Journal No. 13 Page 141

Record No ..... Page .....

Ex. Doc. C Page 134

ORR & HARRIS, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

No. 658

Union County Common Pleas.

THE STATE OF OHIO,

vs.

William Irwin

Indictment for Horse stealing

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Christopher Houston

Foreman of Grand Jury.

Filed September 27, 1883

J. D. Burgner

Clerk.

John M. Brodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 28 day of Sept. 1883

Defendant arrainged, and pleads

Not guilty to this indictment.

J. D. Burgner Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union County, Ohio,

of the Term of September in the year of our Lord One Thousand Eight Hundred and Eighty Three

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

William Irwin

late of said County, on the Third day of September, in the year of our Lord One Thousand Eight Hundred and Eighty Three with force and arms, in said County of Union, and State of Ohio,

Unlawfully did steal, take, and lead away one mare of the value of dollars, the personal property of George Wollpert.

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney.
Union County, Ohio.

The State of Ohio

vs.

William Irwin,

Filed

Oct. 3rd 1883

J. D. Burgner
Clerk

J. 13 P. 69

The State of Ohio
vs.
William Irwin

No.
Indictment for Horse stealing.

This day this cause came on for hearing upon the motion and showing of the said defendant, and the same was argued by counsel and submitted to the court. On consideration whereof the court do sustain said motion and said cause is continued to the next term of this court. Thereupon the defendant asked the court do fix the amount of the recognizance herein, and the court do therefore fix the amount of such recognizance in the sum of Two hundred dollars.

Brodrick,
R Woodson

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... *A. D.* 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. 658 Crim. Cost Bill ..... Term.

Crim. App. Doc. ..... Page .....

THE STATE OF OHIO,
against
Wm Drewer

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pliff.	Deft.
Doc. and App. Pliff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	48	12
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	16	
Entering—Orders on Journal, per 100 words,	8	24	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	12	
Transcribing—Orders on Docket, "	8		
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		50	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8	8	
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	2 81
Total Clerk's Fees,	$	2 75	

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	24	
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,			
Transportation,		46	
Total Sheriff's Fees,	$	70	

WITNESS FEES.	Pliffs.	Defts.

Criminal Case File
Case No. 659

No. 659

Union Common Pleas.

STATE OF OHIO,

against

William Irwin

Defendant.

Jany 23rd 1884

Notified

Journal No. 13 Page 141

Record No Page

Ex. Doc. C Page 135

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

No. 659

State of Ohio, Union Co.

COURT OF COMMON PLEAS

September Term, 1883.

THE STATE OF OHIO,

vs.

William Irwin

INDICTMENT FOR

BURGLARY AND Petit LARCENY.

A TRUE BILL:

Christopher Houston

Foreman of the Grand Jury.

Prosecuting Witness.

Deft arraigned and Plea Not guilty Sept. 28th 83 J. L. Burgner Clerk

Filed September 27th 1883

J. L. Burgner

Clerk.

John M. Kirchick

Prosecuting Att'y Union *Co.*

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio.

ON THE ..... *day of* ..... *18* ..... *I served a duly certified copy of the within indictment, by handing the same to* .....

Defendant .

Fees, $ .....

..... *Sheriff.*

By ..... *Deputy.*

State of Ohio, Union County,

THE COURT OF COMMON PLEAS.

September Term in the Year Eighteen Hundred and Eighty Three

Union County, ss:

THE GRAND JURORS of the County of Union in the name, and by the authority of the State of Ohio, on their oaths do present and find that William Irwin

about the hour of nine o'clock, in the night season of the First day of September in the year one thousand eight hundred and Eighty three in the County of Union aforesaid, into a certain barn of John McElderry

there situate and being, wilfully, maliciously, forcibly and burglariously did break and enter, with intent thereby then and there the personal goods, chattels, property and monies of said John McElderry

in the said barn then and there being feloniously, to steal, take, and carry away

and one sett of double-harness of the value of Thirty dollars of the personal property of the said John McElderry in said barn then and there being found, then and there unlawfully did steal, take, and carry, away.

Contrary to the form of the Statute in such cases made and provided, and against the peace and dignity of the State of Ohio,

John M. Bolrias
Prosecuting Attorney,
Union County, Ohio.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. 659 Crim. Cost Bill ..... Term.

Crim. App. Doc. ..... Page .....

THE STATE OF OHIO,
against

Wm Irwin

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pltf.	Deft.
Doc. and App. Pltf. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	48	12
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	16	
Entering—Orders on Journal, per 100 words,	8	24	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	12	
Transcribing—Orders on Docket, "	8	16	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		50	
Continuance, each,	8	8	
Nolle Pros., Quashed or laid away,	8	8	
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	2 96
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8		
Total Clerk's Fees,	$	2 75	

SHERIFF'S FEES.		
On Attachment,		
On Capias,		
Calling, Witnesses,	5	
Calling Jury,	10	
Summoning Jury,	40	
Calling Action,	12	
Serving Subpœna on Witnesses,	10	
Miles Travel, each,	8	
Copies for each 100 words,	8	
Bringing Prisoner to Court, times,	60	
Com. Prisoner to Jail, "	60	
Discharging Prisoner,	60	
Miles Travel, each,	8	
On Fl. Fa. Serv., 30c. Miles trav., "	8	
Forfeiting Recognizance,	10	
Serving Indictment,		
Transportation,		
Total Sheriff's Fees,	$	

WITNESS FEES.	Pltfs.	Defts.

Criminal Case File
Case No. 660

Criminal Case

660

located with

Circuit Court Case

37

Criminal Case File
Case No. 661

No. 661

Union Common Pleas.

STATE OF OHIO,

against

John S. Scheiderer

Defendant.

APR TERM 1884

April Term 1884

Plead guilty and

Fined $10.00 & cost.

Fine & cost paid

Journal No. 13 Page 177

Record No. 2 Page 389

Ex. Doc. C Page 140

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

No. 661

Union County Common Pleas.

THE STATE OF OHIO,

vs.

John S. Scheiderer

Indictment for Assault and battery,

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Martin Eirich
Foreman of Grand Jury.

Filed January 17th 1884

J. D. Bingner
Clerk.

John M. Bordner
Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 22 day of January 1884 Defendant arrainged, and pleads not guilty to this indictment.

J. D. Bingner Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,
Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of January in the year of our Lord One Thousand Eight Hundred and Eighty four,

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

John S. Scheiderer

late of said County, on the Seventeenth day of December, in the year of our Lord One Thousand Eight Hundred and Eighty three with force and arms, in said County of Union, and State of Ohio,

unlawfully did make an assault in a menacing manner, upon one Jacob Leonrad, and him, the said Jacob Leonrad, did then and there unlawfully strike and wound,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney.
Union County, Ohio.

No. .....

.....

.....

The State of Ohio,

vs.

John S. Scheidner

BAIL BOND.

Filed ..... *A. D. 187* .

..... Clerk.

J. C. BURGNER, CLERK
FILED
JAN
22,
1884
UNION COUNTY, O.

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 21st day of January A. D. 1884, personally came before me, John Hebenstreit Sheriff, of the County of Union John S Scheidler & George Scheidler

and severally acknowledged to owe the State of Ohio, the sum of Two Hundred Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden John S Scheidler has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said John S Scheidler for the offense charged in the said indictment.

Now, Therefore, If the said John S Scheidler so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the 2d day of the term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

John S Scheidler Seal.
George Scheidler Seal.
Seal.

Signed in my presence, and approved by me this 21 day of January A. D. 1884

John Hebenstreit Sheriff.

6661 Doc. Page 280

THE STATE OF OHIO,

vs.

John S. Scheiderer

CAPIAS.

Ret'd and filed ..... 188.....

Clerk.

J. C. BURGNER, CLERK
FILED
JAN
22
1884
UNION COUNTY, O.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO, } *I have arrested the within named* John S. Scheiderer

Union *County, ss.* } John S. Scheiderer and
I certify that the Defendant at on the
21st day of January 1884 at Both Bonds
under the sum of $1000 for his appearance
here on the 2d day of the term of Common Pleas
which bond is filed with Clerk of Common
this 22d day of January 1884

John Thompson *Sheriff.*

FEES.	
Service, 2 arrests	$ 1 30
Mileage, - - -	80
Conveyance, -	
Assistance, - -	
Board Sustenance, -	35
Return, - - -	25
Total, - -	$2 70

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO, } To the Sheriff of said County, Greeting:
Union County, ss.

We Command You, *To take* John S. Scheiderer

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union, Forthwith

to answer to an indictment for

Assault and Battery

and hereof fail not, and have you then and there this writ.

WITNESS, J. L. Burgner *Clerk of said Court, at* Marysville, *Ohio, this* 18th *day of* January *A. D. 188*4.

J. L. Burgner *Clerk.*

By W. M. Wright *Deputy Clerk.*

Union Common Pleas.

THE STATE OF OHIO,

vs.

J. S. Scheiderer

RECOGNIZANCE.

Filed Jan. 23rd 1884

J. D. Bringner

Clerk.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
John S. Scheiderer

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the 23rd day of January A. D. 1884

John S. Scheiderer and Jacob Hauser, his surety

personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One Hundred Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound John S. Scheiderer shall personally be and appear before the Court of Common Pleas of Union County Ohio on the first day of the next term thereof then and there to answer a certain Indictment filed therein against him for Assault and Battery and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

J. L. Burgner Clerk.

By ..... Deputy.

J. S. Scheiderer SEAL

Jacob F. Hauser SEAL

SEAL

SEAL

137 Jan 22

(J. 12 P. 177
April 15 - 84)

The State of Ohio
vs.
John S. Scheiderer

Indictment for assault and battery.

This day came the prosecuting attorney in behalf of the State of Ohio, and the defendant being in court and also represented by counsel, thereupon the defendant withdrew his plea of "not guilty" heretofore entered herein, and for plea to said indictment saith he is "guilty", and having nothing to say why sentence should not be pronounced against him, the court considered, ordered and adjudged by the court that said John S. Scheiderer pay a fine of ten dollars and the costs of prosecution herein taxed to and the said defendant to stand committed to the jail of Union county, Ohio until said fine and costs are paid — and execution is awarded.

Criminal Case File
Case No. 662

No. 662

Union Common Pleas.

STATE OF OHIO,

against

Asbury Johnson

Defendant.

JAN TERM 1884

Feb 1st 1884

Verdict - Guilty -

J. B. P. 157.

Feby 4th 1884

Sentence 2 years in Penitentiary & Judgt for costs

Journal No. 13 *Page* 156-

Record No 2 *Page* 390

Ex. Doc. 6 *Page* 129

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

The State of Ohio
vs
Asbury Johnson

Transcript -

Filed Jan. 9. 1887
J. D. Burgner
Clerk

The State of Ohio } Criminal Action. No 9.
vs } Before W. M. Winget Justice of the peace
Asbury Johnson }

Complaint No 9. Made this 27th day of December A.D. 1883. Made by Jacob V Nash. Who being duly sworn saith, that on or about the 20th day of November 1883 at the county of Union and State of Ohio, Asbury Johnson in the night season of the same day, to wit: about the hour of Eight at night in the county of Union aforesaid into a certain Church there situate, did unlawfully, maliciously & forcibly break & Enter with intent then and there, thereby the personal property of Jacob V. Nash in the said Church then & there being unlawfully to steal, take and carry away, and one hat of the value of two dollars and one coat of the value of three dollars and all of the value of five dollars of the personal property of the said Jacob V. Nash in said Church then & there being found, then and there unlawfully did steal take and carry away,

Complaint filed December 27th 1883 and warrant issued and delivered to John Hobensack Sheriff of Union County O. January 4th 1884. This day came Asbury Johnson in custody of the Sheriff who made return of the warrant, as follows.

I took the body of the within named Asbury Johnson and have his body before the justice this 4th day of January A.D. 1884

Mileage 10 Service 40 attendance 200 Total $2.50

John Hobensack Sheriff

On Motion of Asbury Johnson by his attorney and on account of preparation for trial. Trial adjourned to January 4th 1884 at 4 O'clock P.M Thereupon Mittimus issued and delivered to John Hobensack Sheriff for commitment of Asbury Johnson to jail of County for safe keeping.

January 4th 1884. 4 o'clock P.M. Now come the defendant in custody of the Sheriff. who made return of Mittimus. as follows.

I committed the within named Asbury Johnson to the custody of the within named jailor with whom I left a certified copy of this writ. Mileage 10 Service 30 copy 15 assistance 1,00 Total $1,55-

John Hobensack Sheriff.

Trial had, J. V. Nash and John Hobensack were sworn and examined as witnesses on behalf of the State, I find said offence has been committed and there is cause to blieve the defendant guilty thereof; I therefore ordered him to enter into a recognizance in the sum of two hundred dollars with sufficient sureties for his appearance at the court of common pleas of Union County on the first day of the next terms thereof to be holden. and the defendant not offering sufficient bail, I issued a Mittimus for his commitment and delivered the same to John Hobensack Sheriff of Union. County. O.

I recognized Jacob Nash and John Hobensack as witnesses on behalf of the State.

Jany 5th 1884. Mittimus Ret'd & filed endorsed as follows.

Jany 4th 1884 I committed the within named Asbury Johnson in the county Gaol.

Mileage 16 Service 60 Copy 30. Total 1,06 J. Hobensack Sheriff

J.P. Fees		Shff Fees		
Filing papers	30	On Warrant	Mileage 10	
affidavit	40		Service 40	
Warrant	40		attendance 100	
Contin	20		Milag 10	
2 Mittimus	80	On 1st Mittim	Service 30	
2 Recog	50		Copy 15	
2 Subs wit	10		Assistance 100	= 3.05
Docket	40			
Satisfac	20			
Docket	75			
Transcript	75			
Order on jail	40			
Certificate	25			
Total	$5.45	Witness Fees. J. V. Nash	50	
		J. Hobensack	50	

The State of Ohio Miami Co. ss. Paris Tp

I hereby certify the foregoing to be a correct transcript from my docket of the proceedings had by and before me in the above case

Jany 9th 1884 W. M. Wright - J P.
of the aforesaid Township

Crim. Doc. 6 Page 158

COMMON PLEAS.

THE STATE OF OHIO,

vs

Isaac White

FI. FA. ET CA. SA.

This Writ dated Mar 14th 1885

~~Fine,~~ - - - $

Costs, - - - $

$

Defendant's Costs, $

Int. from

Inc. Costs, - - $

Jno. M. Broderick
Prosecuting Attorney.

Ret'd & Filed 188

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

J. O. BURGNER, CLERK. FILED MAR 14 1885 UNION COUNTY, O.

THE STATE OF OHIO,
Union Co. COUNTY, ss.

SHERIFF'S RETURN.

Received this writ March 19th A. D. 1885 at 3 o'clock P. M., and pursuant to its command, On the 19th day of March 1885 I have the ff. described real estate, situate in said county upon which to levy the within

Jno. M. Stewart Sheriff
By Geo. Arthur Deputy

SHERIFF'S FEES.

Service ..... $	30
Levy	
Summoning Appraisers	
Swearing Appraisers	
Conveying Appraisers	
Mileage	~~14~~
Poundage	
Return	
.....	
.....	
.....	
Total	~~$1.44~~
Appraiser's Fees	
Printer's Fees	

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Fieri Facias et Capias ad Satisfaciendum.

(Revised Statutes, Sec. 7328.)

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

WE COMMAND YOU. *That of the goods and chattels and for want thereof, then of the lands and tenements of* Isaac White

in your bailiwick, you cause to be made _____ *Dollars, being the amount of a fine and the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the* 16th *day of* Feb., *A. D. 188*5, *by the judgment of said Court, recovered against the said* Isaac White

whereof _____ *convicted, as appears of record, with interest thereon from the first day of the term aforesaid;* ~~*and for the want of goods and chattels,*~~ *and lands and tenements, we command* ~~*you*~~ *to take the bod*y _____ *of the said* _____

and _____ *commit to the jail of said County, and safely keep therein until* _____ *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and* ~~*increase costs, or until*~~ _____ ~~*be otherwise discharged according to law.*~~ *Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville *this* 24th *day of* March *A. D. 188*5

J. D. Bunger Clerk.

By _____ Deputy Clerk.

THE STATE OF OHIO,

vs.

~~137~~
138
149
151
156

No.

Term, 187

VERDICT.

Filed *187*

J. 13. P. 151

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O. [25.]

THE STATE OF OHIO

vs.

Asbury Johnson

COMMON PLEAS,

Union County, Ohio.

No. 662 January Term, A. D. 1884

Indictment for burglary and petit larceny.

We, the Jury in this case, find the Defendant

Asbury Johnson, *Guilty, in manner and form as* he *stands charged in the* ~~Counts of the~~ *Indictment.*

Jon J. Gabriel

Foreman.

Jan. 22nd 1884
Defendant arraigned
and plead not guilty.
J. D. Bingner
Clerk

No. 662.

State of Ohio, Union Co.

COURT OF COMMON PLEAS

January Term, 1884.

THE STATE OF OHIO,

vs.

Asbury Johnson

INDICTMENT FOR

BURGLARY AND Petit LARCENY.

A TRUE BILL:

Martin Eirich
Foreman of the Grand Jury.

Prosecuting Witness.

Plea

Filed January 17 1884

J. D. Bingner
Clerk.

John M. Brodrick
Prosecuting Att'y Union *Co.*

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio.

Copied

ON THE ..... *day of* ..... *18* ..... *I served a duly certified copy of the within indictment, by handing the same to* .....

Defendant .

Fees, $ .....

Sheriff.

By .....

Deputy.

State of Ohio, Union County,

THE COURT OF COMMON PLEAS.

January Term in the Year Eighteen Hundred and Eighty four

Union County, ss:

THE GRAND JURORS of the County of Union in the name, and by the authority of the State of Ohio, on their oaths do present and find that

Asbury Johnson

about the hour of Eight o'clock, in the night season of the twentieth day of November in the year one thousand eight hundred and Eighty three in the County of Union aforesaid, into a certain church or meeting house of W. H. Cole, Israel Slack, John Wiley, Francis T. Arthur, William H. Robb, E. S. Pyne, Samuel Aurine, J. H. Wood and H. W. Finch as Trustees in trust for the benefit of the Methodist Episcopal Church in the United States, there situate and being, wilfully, maliciously, forcibly and burglariously did break and enter, with intent thereby then and there the personal goods, chattels, property and monies of ~~said~~ Jacob V. Nash

in the said church or meeting house then and there being feloniously, to steal, take, and carry away

and one hat of the value of two dollars, and one coat of the value of three dollars, and all of the value of five dollars, of the personal property of the said Jacob V. Nash, in said church or meeting house, then and there being found, then and there unlawfully did steal, take, and carry away,

Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick

Prosecuting Attorney, Union County, Ohio.

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

Asbury Johnson

STATE OF OHIO,

Union County, ss.

On the 19th *day of* January *1884, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Hebenson *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	1.90
Mileage, - - - - - - -	16
	2.06

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

Asbury Johnson

STATE OF OHIO,
Union County, ss.

On the 24 *day of* January *1884, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

Asbury Johnson

by delivering to him said copy.

John Helsman *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	16
	46

RECOGNIZANCE OF WITNESSES.

State of Ohio

vs.

Asbury Johnson

Justice of the Peace.

Docket ..... *No.* .....

~~Returnable~~ Filed Jany 4th 1884

W. M. Wright - J. P.

Filed Jan. 9. 1884

J. L. Bunger

Clerk

Constable.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Not in record

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [17.]

RECOGNIZANCE OF WITNESSES.

THE STATE OF OHIO, }
Union County, } ss.

BE IT REMEMBERED, *That on the* 4th *day of* January *in the year one thousand eight hundred and* Eighty four

Jacob V. Nash
and
John Hobensack

personally appeared before me, W. M. Winget *one of the Justices of the Peace in and for the County aforesaid, and acknowledged* themselves *to owe the State of Ohio the sum of* One Hundred *Dollars each, to be levied of their goods and chattels, lands and tenements, to the use of the State of Ohio, if default be made in the condition following, to-wit: The condition of this recognizance is such, that if the above bound*

Jacob V. Nash
and
John Hobensack

shall personally appear at the next criminal term of the Court of Common Pleas, to be holden within and for County aforesaid, on the first day of the term thereof, to give testimony on behalf of the State of Ohio, and the truth to say on such matters as may be then and there required of them *and not depart the Court without leave, then this recognizance shall be void and of none effect; otherwise, to remain in full force and virtue in law.*

J Hobensack [Seal.]
J V Nash [Seal.]
[Seal.]
[Seal.]
[Seal.]
[Seal.]

Taken and acknowledged before me, the day and date first aforesaid.

W. M. Winget **Justice of the Peace.**

THE STATE OF OHIO,

vs.

Asbury Johnson

Subpœna for State Witnesses.

Returnable 188

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Wm McKnight			

SHERIFF'S FEES.		
Service,		10
Mileage,		16
Copy,		10
Total,		52

Johnson *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna ~~Asbury Johnson~~

W. M. Wright

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 31 *day of* Jan *A. D. 188*4*, at* 8 2 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Asbury Johnson *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 30 *day of* Jan *A. D. 188*4

J. D. Burgner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Johnson

Subpœna for Defts Witnesses.

Returnable 188

J. D. McCampbell

Att'y for Deft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
H. Kepley			
C. F. Allen			

SHERIFF'S FEES.		
Service,		20
Mileage,		32
Copy,		20
Total,		72

D. Johnson *Sheriff.*

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna H. J. Bigly
and C. F. Sellers

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 31st *day of* Jan *A. D. 1884, at* 9 *o'clock* A.M., *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Asbury Johnson *on behalf of the* Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 30 *day of* January *A. D. 1884*

J. L. Burgner *Clerk.*

Deputy Clerk.

Cafird

THE STATE OF OHIO,

vs.

A Johnson

Subpœna for State **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
J Wolfert			
J Johnson			

SHERIFF'S FEES.		
Service,		20
Mileage,		32
Copy,		20
Total,		72

Johnson *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Jacob V. Nash
and
John Hobaugh

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 31st *day of* January *A. D. 188*4*, at* 9 *o'clock* A. *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Asbury Johnson *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 24 *day of* Jan *A. D. 188*4

J. S. Burgner *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

Asbury Johnson

Subpœna for State Witnesses.

Returnable 188

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Frederick	150		
Israel Mayer	2		
Peter Neville			

SHERIFF'S FEES.		
Service,		30
Mileage, 3 25	26	
Copy,		30
Total,	26	60

Hohenzahn *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Ira Denny,

Israel Morgan, and A. W. Neville

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 21st *day of* Jan. *A. D. 1884, at* 9 *o'clock A. M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Asbury Johnson

on behalf of the State of O. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 24 *day of* Jan. *A. D. 1884*

J. D. Bunger *Clerk.*

Deputy Clerk.

No 9.

THE STATE OF OHIO,

vs.

Asbury Johnson

Affidavit for State Warrant.

Filed Dec 27th 1883
W. M. Winget - J P

Filed Jan. 9. 1884
J. D. Bergener
Clerk

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Affidavit for State Warrant.

THE STATE OF OHIO, Union COUNTY, SS.

Before me, W. M. Winget one of the Justices of the Peace for said County, personally came Jacob V. Nash who being duly sworn according to law, deposeth and saith that Asbury Johnson

late of said County, on or about the Twentieth day of November in the year of our Lord one thousand eight hundred and ~~seventy~~ Eighty Three, at the County of Union aforesaid, ~~did~~ in the night season of the same day, to-wit, about the hour of eight at night, in the County of Union aforesaid, into a certain Church there situate did unlawfully, maliciously, and forcibly break and enter, with intent then and there and thereby the personal property of ~~the~~ Jacob V. Nash in the said Church, then and there being, unlawfully to steal, take, and carry away - and one hat of the value of two dollars and one coat of the value of three dollars and all of the value of Five dollars of the personal property of the said Jacob V. Nash, in said Church then and there being found, then and there unlawfully did steal, take, and carry away

and this deponent doth verily believe that the said Asbury Johnson

is guilty of the fact charged; and further this deponent saith not.

Signed, J V Nash

Sworn to and subscribed before me, at the County aforesaid, this Twenty seventh day of December, A. D. 1883,

W. M. Winget Justice of the Peace.

Crim. Doc. C. Page 129

COMMON PLEAS.

The State of Ohio

vs.

Asbury Johnson

FI. FA. ET CA. SA.

This Writ dated 187

Fine, ... $

Costs, ... $

$

Defendant's Costs, $

Int. from

Inc. Costs, ... $

Prosecuting Attorney.

Received 187

Sheriff.

Ret. and filed 187

Published by Siebert & Libley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

We levied on Chattels & lands as demanded
Forma where be levy any part of this writ
A Johnson
Sheriff
Sheriff Kenyon
Sheriff

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [52]

Fieri Facias et Capias ad Satisfaciendum.

VOL. 60 (1863) OHIO LAWS, P. 66.

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

We command you, *that of the goods and chattels of* Asbury Johnson

in your bailiwick, you cause to be made $-

Dollars, being the amount of a fine and the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the 14th *day of* January, *A. D. 1884, by the judgment of said Court, recovered against the said* Defendant

whereof he was *convicted, as appears of record, with interest thereon from the first day of the term aforesaid; and for the want of goods and chattels, we command you to take the bod..... of the said*

and ..... *commit to the jail of said County, and safely keep therein until* ..... *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and increase costs, or until* ..... *be otherwise discharged according to law. Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville, Ohio, *this* 4th *day of* Feb. *A. D. 1884*

J. L. Bunger Clerk.

By ..... Deputy Clerk.

Penitentiary No......

CERTIFICATE OF SENTENCE

— AND —

COST BILL IN PENITENTIARY CASES.

.....*County.*

THE STATE OF OHIO,

vs.

.....

.....

.....*Years.*

I hereby certify the within Cost Bill to be a true copy of the original, on file in my office

.....

Clerk .....*County.*

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Certificate for Allowance of Guards.

Whereas, *At the present*.....*Term of the Court of Common Pleas, begun and held at the Court House, in the County of*.....*and State of Ohio, more than one person, to wit:*

.....

.....

.....

were convicted and sentenced to imprisonment in the Penitentiary of this State, and the Court being of opinion that it is such an extraordinary case as requires the allowance of.....*guards to assist the Sheriff in the transportation of said convicts to said Penitentiary, do allow said*.....*guards for the purpose aforesaid.*

I Certify, *the above to be a true copy of the opinion of said Court, made at its said*

.....*Term, A. D. 188*....

Given under my hand and seal of said Court, this.....

day of.....*A. D. 188*....

.....*Clerk.*

By.....*Deputy Clerk.*

Certificate of Issuing Execution.

THE STATE OF OHIO,

.....*County, ss.* } *I,*.....

Clerk of the Court of Common Pleas in and for said County, hereby certify, that, upon the judgment and sentence in the case of the STATE OF OHIO, vs......

.....

an execution called a **Fieri Facias,** *issued on the*.....*day of*.....*188*...., *against the said*

.....

for the costs of this prosecution according to law, and has been returned by the Sheriff of said County, endorsed "No goods or chattels, lands or tenements found, whereon to levy," and that no money has been made of the Defendant to satisfy any part of said costs.

WITNESS my official signature, and the Seal of said Court at

.....*in the County and State aforesaid,*

this.....*day of*.....*188*....

.....*Clerk.*

By.....*Deputy Clerk.*

Certificate of Sentence.

At a term of the Court of Common Pleas, begun and held at the Court House in ..... *within and for the County of* ....., *and State of Ohio, on the* ..... *day of* ..... *A. D. 188*....

Present, the Hon. ..... *Judge.*

In the Record and Proceedings of said Court, then and there had, among other things is the following Judgment and sentence, to wit:

THE STATE OF OHIO,
vs.
.....
.....

Indictment for .....
.....

The said .....
.....
having ..... *Guilty* .....
It is therefore the sentence of the Court that ..... *be imprisoned in the Penitentiary of this State; and kept at hard labor (no part of said time to be kept in solitary confinement,)* .....
.....
for the term of ..... *years,* ..... *and that* ..... *pay the costs of this prosecution, taxed at*
.....
.....

In Witness Whereof, *I hereunto set my hand and affix the Seal of said Court, at* ..... *this* ..... *day of* ..... *A. D. 188*....

..... *Clerk.*

..... *Deputy Clerk.*

THE STATE OF OHIO,

To Sheriff of ..... County, Dr.

For Prosecuting Charges as per within account	$	
For Transportation Charges, as follows:		
Travel for self.....miles each way,.....miles @ 8c. per mile.....	$	
" " .....guard.....miles each way,.....miles @ 6c. per mile,		
Transporting.....convict..... " one " .... " @ 5c. " "		
TOTAL CHARGES.....	$	

RECEIVED, Columbus, O., ... *188*...., *of the Warden of Ohio Penitentiary, a certificate of allowance on the State Auditor for the above amount.*

..... *Sheriff.*

Revised Statutes of Ohio, Secs. 1260—3.

THE STATE OF OHIO,

.....County, ss.

No. .....

In the Court of Common Pleas,

.....Term, A. D. 188....

THE STATE OF OHIO,

vs.

.....

.....

Indictment for .....

Crim. Docket, No. ..... *Page* .....

COST BILL.

NOTE—Clerks should be careful to fill ALL blanks and insert no "lump" charges.

CLERK,			
Doc. and Appear. Pl'ff and 1 Def't, 12, each add'l, 4		12	
Ent. finding Indictment,	8	8	
" Pleas, each,	8	8	
Indexing Docket,	4	4	
Indexing Judgments and Final Orders for each case,	15	15	
Index. Pending Suits and Living Judgts., each case,	15	15	
Rule for Motion and filing,	8		
Entering Motion on Docket and Index,	8		
Filing 17 papers and posting in App. Doc., each,	12	1 70	
Taking Affidavits, "	8		
Certifying Affidavits without Seal, each,	15		
" " with Seal, " "	35		
Filing Prec., Issuing Capias, Return and its filing,	37		
" " Attachment, Return and its filing,	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Special Warrant to bring before Judge, Ret. and filing,	33	33	
Warrant to discharge prisoner,	25		
Recog. def't and filing, each,	29		
" witnesses and filing, "	29		
Polling Jury, when required,	25		
Impaneling Jury and Administering Oaths,	12	12	
Calling and entering Tales Jurors and cert., each,	8		
Filing Prec., issuing Sub. for 1 wit. and filing,	16	64	
Additional names, each,	4	28	
Swearing witnesses and making entry of same "	4	48	
Ent. att. of witnesses, each day, days, "	4	40	
Issuing Certificate for witness fee, "	4	40	
Qualifying Jurors,	8	8	
Ent. on Bar and Court Cal., and Ind. each term,	8		
Entering Orders on Journal per 100 words,	8		
" verdict on Journal and filing	12		
" rule "	8		
" judgment "	8		
" all ~~other~~ record on Journal, per 100 words,	8	56	
Indexing ents. on Journal, each,	4	12	
Trans. orders on docket, "	8	24	
" verdict on docket,	8	8	
" rule "	8		
" judgment "	8	8	
Copy of Indictment and Certificate, 2		150	
Continuance, each,	8		
Nolle Pros. or laid away,	8		
Entering on Cash Book and Index,	12	12	
" ex. docket "	12	12	
Notice of Motion for new Trial,	8	8	
Cost Bill and filing, 3	29	87	
Recording 70 words, at 8c. each 100		160	
Indexing Record direct and reverse,	8	8	
Certificate of Sentence, 2	35	70	
" allowance of guard,	35	70	
" to Auditor of Assignment of Counsel,	35	35	
Prec. for Fi. Fa. issue, docketing, index and return,	49	49	
Certificate of Issuing Fi. Fa., 2	35	70	
Lists for Grand Jury and Pros. Att'y,			
General Index,	8	8	
		12 90	
SHERIFF,			
On Attachment,			
On Capias,			
Calling Action,	12	12	
Calling witnesses,	5	60	
" Jury,	10	20	
Summoning Jury,	40	40	
Serving Subpœna on witnesses,	10	80	
miles travel, each,	8	26 80	
copies per 100 words,	8	80	
Committing prisoner to jail,	60	60	
Attending pris'r before Court times,	60	3 00	
Discharging prisoner,	60	60	
Sum. Special Jury and mileage,	4 50		
Serving and returning Order of Court,	30		
Miles traveled, each,	8		
On Fi. Fa. Serv., 30c., miles travel, "	8	46	
Forfeiting Recognizance,			
Serving Indictment,		46	
Transportation,			
		34 74	

MAYOR,			
JUSTICE,			
Affidavit, each,	40		40
Warrant, each defendant named therein,	40		40
Continuance,	20		20
First Mittimus,	40		40
2d "	40		~~40~~
Subpœna for Witnesses, 25c. for one, and 5c. for each additional,			
Recognizance—1 witness 40c., each add'l, 10c.			50
Swearing witnesses, each,	5		10
Judgment,	40		40
Transferring Judgment,	15		
Recognizance defendants, each,	40		
Transcript—15c. per 100 words,			75
Certifying Transcript,	25		25
Final Mittimus,	40		40
Filing Papers, each,	5		30
Recording words, 15c. per 100,			75
Order on Jailor for prisoner,	40		40
Appointment of Special Constable,	40		
Satisfaction	20		20
			5 45
SUP'T OF POLICE,			
MARSHAL,			
CONSTABLE,			
Serving warrant on each def't,	40		40
Travel miles—20c. for 1st, 5c. for each additional,			20
Serv. Sub. on wit., 25x10,			
Copies " each,	25		
Travel miles—20c. for 1st, 5c. for each additional,			80
Serving 7 Mittimus on each,	40		25
Copy " for 1st,	25		40
Travel miles—20c. for 1st, 5c. for each additional,			
days attendance before J. P.,	1 00		1 00
Com. to Jail on warrant,	40		40
Travel miles—20c. for 1st, 5c. for each additional,			20
Con's bring. out pris'ner for ex.			
Marshal " " "	20		20
Travel miles—20c. for 1st, 5c. for each additional,			20
Transporting and sustaining prisoner which is allowance made by Magistrate and certified by him.			15
assistant			4 00
			5 65
Assistant day	1 50		
" "	1 50		
" "	1 50		

RECAPITULATION.

Clerk,	34 74
Sheriff,	5 45
Mayor or Justice,	5 65
Marshal, Constable or Sup't of Police,	24 70
Witnesses,	
Jury fee,	6 00
Total Costs,	

ATTEST: .....***Clerk.***

This Cost Bill is correct and allowed.

.....188.....

.....*Judge.*

Witnesses in Attendance Under Recognizance or Subpœna.

NOTE—The Mileage of Witnesses is to be allowed *both ways* at 5 cents per mile, and the *whole distance* should be stated and not *one* way at 10 cts. per mile.

NAMES.	Before Justice or Police Judge.		In Court.		TOTAL AMOUNT.		REMARKS.
	Days at 50c.	Miles at 5c.	Days at 75c.	Miles at 5c.	Dolls.	Cts.	

TO THE AUDITOR OF STATE:—Sir: *You will please issue your warrant on the Treasurer of State to* ..... *Sheriff of* ..... *County, Ohio, for the sum of* ..... 100 ..... *Dollars, being the amount of the costs in the foregoing case.*

..... *Clerk of* ..... *County, Ohio.*

Criminal Case File
Case No. 663

No. 663

Union Common Pleas.

STATE OF OHIO.

against

William Irwin

Defendant.

Journal No. ..... Page .....

Record No. ..... Page .....

Ex. Doc. C Page 136

ORR & HARRIS, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

Defendant arraigned and plead not guilty Jan. 22 = 1884.
J. D. Bingner
Clerk

No. 663.

State of Ohio, Union Co.

COURT OF COMMON PLEAS

January Term, 1884.

THE STATE OF OHIO,

vs.

William Irwin

INDICTMENT FOR

BURGLARY AND Petit LARCENY.

A TRUE BILL:

Martin Eirich
Foreman of the Grand Jury.

Prosecuting Witness.

Plea

Filed January 17 18 84

J. D. Bingner
Clerk.

John M. Brodrick
Prosecuting Att'y Union *Co.*

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio.

ON THE ..... *day of* ..... *18* ..... *I served a duly certified copy of the within indictment, by handing the same to* .....

Defendant .

Fees, $ .....

..... *Sheriff.*

By ..... *Deputy.*

Opica

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (17)

State of Ohio, Union County,

THE COURT OF COMMON PLEAS.

January Term in the Year Eighteen Hundred and Eighty Four

Union County, ss:

THE GRAND JUROR of the County of Union in the name, and by the authority of the State of Ohio, on their oaths do present and find that

William Irwin

about the hour of nine o'clock, in the night season of the Third day of September in the year one thousand eight hundred and Eighty three in the County of Union aforesaid, into a certain barn of

John McElderry

there situate and being, wilfully, maliciously, forcibly and burglariously did break and enter, with intent thereby then and there the personal goods, chattels, property and monies of said

John McElderry

in the said barn then and there being feloniously, to steal, take, and carry away

and one sett of double-harness of the value of Thirty dollars of the personal property of the said John McElderry in said barn then and there being found, then and there unlawfully did steal, take, and carry away,

Contrary to the form of the Statute in such cases made and provided and against the peace and dignity of the State of Ohio.

John M. Brodrick

Prosecuting Attorney Union County, Ohio.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... *Term, 188*.....

Filed ..... *A. D. 188*.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. 663 Crim. Cost Bill Jan — Term.

Crim. App. Doc. ..... Page .....

THE STATE OF OHIO,
against

Wm Irwin

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	36	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8	8	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8	8	
Indexing Entries on Journal, each,	4	4	
Transcribing—Orders on Docket, "	8		
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		50	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8	8	
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	
Total Clerk's Fees,	$	2 45	

SHERIFF'S FEES.		
On Attachment,		
On Capias,		
Calling, Witnesses,	5	
Calling Jury,	10	
Summoning Jury,	40	
Calling Action,	12	
Serving Subpœna on Witnesses,	10	
Miles Travel, each,	8	
Copies for each 100 words,	8	
Bringing Prisoner to Court, times,	60	
Com. Prisoner to Jail, "	60	
Discharging Prisoner,	60	
Miles Travel, each,	8	
On Fi. Fa. Serv., 30c. Miles trav., "	8	
Forfeiting Recognizance,	10	
Serving Indictment,		
Transportation,		
Total Sheriff's Fees,	$	

WITNESS FEES.	Plffs.	Defts.

Criminal Case File
Case No. 664

137
156
187

No. 664

Union Common Pleas.

STATE OF OHIO,

against

William Irwin

Defendant.

General Docket

Feb 4th 1884 Sentenced
2 years in Penitentiary

JAN TERM 1884

Journal No. 13 Page 156

Record No 2 Page 399

Ex. Doc. C Page 127

ORR & HARRIS, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

262

Sentenced to the Penitentiary
February 4th 1884 to 2 years

6857

No. 664

Union County Common Pleas.

THE STATE OF OHIO,

vs.

William Irwin

Indictment for Horse stealing

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Martin Eirich

Foreman of Grand Jury.

Filed January 17 1884

J. D. Bingner

Clerk.

John M. Brodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 22d day of January 1884

Defendant arrainged, and pleads

Not guilty to this indictment.

J. D. Bingner Clerk.

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of January in the year of our Lord One Thousand Eight Hundred and Eighty four,

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

William Irwin

late of said County, on the Third day of September, in the year of our Lord One Thousand Eight Hundred and Eighty three with force and arms, in said County of Union, and State of Ohio, unlawfully did steal, take, and lead away one mare of the value of Thirty dollars, the personal property of George Wollpert

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John W. Brocki Q A

Prosecuting Attorney.
Union County, Ohio.

8
4
20
8
25
16
24
29
100
15
15
246

20
12
180
212
200
412
246
658

412
500
912

2)309
154

State
vs
Irwin } In

Now comes the P. of
on behalf of the State of Ohio & the
D- being brought into Court
in custody of the Sheriff the
Counsel also coming the sat
upon come the following jury
to wit - name

and the said jury having heard
the testimony adduced by the parties
the arguments of Counsel & the charge
of the Court after deliberation
thereon returned the following verdict
to wit - Copy -

and thereupon said Deft is ordered
into into custody of the Sheriff to
await sentence

THE STATE OF OHIO,

vs.

.....

.....

No......

..... *Term, 187*.....

VERDICT.

Filed ..... *187*.....

J. 13 P. 144

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O. [25.]

THE STATE OF OHIO

vs.

William Irwin

COMMON PLEAS,

Union County, Ohio.

No. 664. January Term, A. D. 1884

Indictment for Horse Stealing

We, the Jury in this case, find the Defendant William Irwin, *Guilty, in manner and form as* he *stands charged in the* Indictment. ~~Counts of the Indictment.~~ and we assess the value of the property stolen at $28,00

H. G. Iris

Foreman.

658

The State of Ohio
vs
Wm C. Irwin
and
Dick Hammer

Transcript
from docket of
J H Kuikkadall J.P.

Not recorded

Transcript

Book Criminal Docket A, Page 264
J. H. Kuikade J. P. Paris Tp. Union Co. O

No 30

The State of Ohio
vs
William C. Irwin and Dick Hammers } Horse stealing.

September 21, 1883.

Complaint in writing on oath and signed by George Wolpert filed with me charging that William C. Irwin and Dick Hammers on or about the 3rd day of September 1883 at the County of Union, State of Ohio did unlawfully and feloniously take steal and carry away property not their own, to wit one sorrel mare (blind in the right eye, star on forhead, cut by hiss on hips) the property of said George Wolpert contrary to the statute of the State of Ohio in such case made and provided.

Sept 21, 1883, Issued warrant for the arrest of said William C. Irwin and Dick Hammers and delivered the same to John Hobnack Sheriff of said County to serve.

Sept 21 1883 the said George Wolpert also filed an affidavit praying for a search warrant to search the residence and buildings of said

William C Irwin for said Property
Sept 2 1883 Issued search warrant
and delivered same to John
Hobrusack Sheriff aforesaid
Sept 27. 1883, Warrant returned
Return " I took the bodies of the
within-named William C. Irwin
& Dick Hummers and by order of
the Prosecuting attorney I have
them in County Jail awaiting
action of Grand Jury Sept 27 1883.
John Hobrusack Sheriff
Same day search warrant returned
In my absence and by direction
of the Prosecuting attorney the defendants
were held to await action of Grand
Jury.
October 22 1883 Transcript made
and delivered to the Clerk of Union
Co. O to gether with original
affidavit
J. H. Kuilkendr JP

Cost Bill.

J. P.s Fees	$	ct.
2. Affidavits		80
Warrant for 2		80
Search warrant		40
Transcript 400		60
Certificate		25
Filing 4 papers		20
Record 400 words		65
Indexing		15
Total J.P.s	$3	80

Sheriffs Fees before J. P.		
Serving Warrant on 2 80		60
Asst	2	00
Conveyance	15	00
Subsistence	7	25
Assistance	18	00
Mileage 27 50	28	00
Ser. Search warrant	1	00
Mileage	1	20
Total Sheriff	$73	05

Recapitulation

J. H. Linkhart J.P. fees	$3.65
John Hotzusack Sheriff "	73.05
Total,	$76.70

The State of Ohio, Union County,
Paris Township, ss.

I do hereby certify that the above is a true and true copy from my docket of the proceedings had by and before me, at my office in said township, in the above action.

October 22 1883.

J. H. Linkhart J.P.
of the aforesaid t/p

No. 658

Union County Common Pleas.

STATE OF OHIO,

vs.

Wm. E. Irwin

STATE OF OHIO,

Union County, ss.

On the 27 *day of* September *188*3*, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

by delivering to him said copy.

J. Wisman *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	32
	62

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

Wm C Irwin

STATE OF OHIO,
Union County, ss.

On the 19th *day of* January *1884, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Huber *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	.30
Mileage, - - - - - - -	.16
	.46

65-8

Common Pleas.

THE STATE OF OHIO,

vs.

Wm Irwin

RECOGNIZANCE.

Filed Oct. 3rd *188*3

J. D. Bunger
Clerk.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of ~~Party Accused.~~ Witness

THE STATE OF OHIO,
vs.
William Irwin
Union

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the Third day of October A. D. 188 3 Richard Hanna and Alexander Hanna, his surety personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of Five Hundred Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Richard Hanna shall personally be and appear before the Court of Common Pleas on the first day of the next term thereof then and there to ~~answer a certain~~ serve as a witness ~~filed therein against him for~~ in said above entitled cause ~~and abide the order and judgment of the Court~~, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

J. L. Bugner Clerk.

By ..... Deputy.

R. Hanna. SEAL

Alexander. Hanna SEAL

SEAL

SEAL

No 30

Crim Dec A Page 264

The State of Ohio,

vs.

William C Irwin
and
Dick Hamer

Affidavit for State Warrant.

Filed Sept 21 1883
J H Kirkadoff

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [8]

Affidavit for State Warrant.

THE STATE OF OHIO, Union COUNTY, SS.

Before me, J. H. Kirkad one of the Justices of the Peace for said County, personally came George Wollpert, who, being duly sworn according to law, deposeth and saith that William C. Irwin and Dick Hammers

late of said County, on or about the 3rd day of September, in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty three, at the County of Union aforesaid, did unlawfully and feloniously take steal and carry away personal property Their own twin one sorrel mare - blind in right eye - star on forehead - cut by knee on the hips the property of said George Wollpert

Contrary to the Statute of the State of Ohio in such case made and provided

and this deponent doth verily believe that the said William C. Irwin and Dick Hammers are guilty of the fact charged; and further this deponent saith not.

Signed, George Wollpert

Sworn to and subscribed before me, at the County aforesaid, this 21st day of September, A. D. 1883.

J. H. Kirkad Justice of the Peace.

THE STATE OF OHIO,

vs.

Irwin

Subpœna for State Witnesses.

Returnable 188

Att'y for

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
A. A. Perkins	40		
Peter Hemer	30		
Henry Hemer	30		
Sem Hemer	22		
Lewis Helfert	2		
John McElderry	10		

SHERIFF'S FEES.			
Service,			60
Mileage,	110	8	80
Copy,			60
Total,	$1	00	

J. Hebenstreit *Sheriff.*

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna A. F. Parker
Peter Hauser Henry Hauser
Geo. Haines Geo. Wolfgert J. Hobrusack
John McElderry [illegible]

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 28 *day of* Jan *A. D.* 1884, *at* 1 *o'clock* P. *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Wm Irwin *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 23 *day of* Jan *A. D.* 1884

J. D. Burgner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Irwin

Subpœna for Deft Witnesses.

Returnable 188

Woodburn Ayers

Att'y for Deft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
L L Keely	1 50	"	
Robt McCleave	1 50	"	
~~John McCleave~~	~~34~~	"	
~~Hugh McCleave~~	8	"	
~~Sam Loder~~	7	"	
~~H Hirsbach~~	2	"	
~~Schenker or Hach~~	~~41~~		
~~Dreden new Porter~~			
~~Perme Dennen Schetter~~			
~~Dennell~~			
~~S L Vennerd Jame~~			

SHERIFF'S FEES.			
Service,			60
Mileage, 92		23	60
Copy,			60
Total,		26	80

Hebenzell ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna L L Bailey
Arch McAdow Sine Coder
Abr. Hornbeck Hugh McAdow
Fletcher, Horstrader, Langman Markham

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 28 *day of* Jan *A. D. 1884, at* 1 *o'clock* P. *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*
Wm Irwin
on behalf of the Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 23rd *day of* Jan *A. D. 1884*

J. L. Bunger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Irwin

Subpœna for ..... **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
J McOden	4 v		
J Hebrmd			

SHERIFF'S FEES.			
Service,			2 v
Mileage,	8 v	6	4 v
Copy,			2 v
Total,		6	8 v

Hebrmd ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna John McAdaw

John Hobrusack

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 28 *day of* Jan *A. D. 1884, at* 1 *o'clock* P. *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* William Irwin *on behalf of the* Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* [illegible] *day of* Jan *A. D. 1884*

J. D. Bunger *Clerk.*

Deputy Clerk.

Crim. Doc. C Page 127

COMMON PLEAS.

The State of Ohio

vs.

William Irwin

FI. FA. ET CA. SA.

This Writ dated 187

Fine, ... $

Costs, ... $

$

Defendant's Costs, $

Int. from

Inc. Costs, ... $

Prosecuting Attorney.

Received 187

Sheriff.

Ret. and filed 187

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

We find a writ issued a summons found

whereon to day this suit

John Stevenson

Sheriff Co.

Sheriff Ret — 1st

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [52]

Fieri Facias et Capias ad Satisfaciendum.

VOL. 60 (1863) OHIO LAWS, P. 66.

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

We command you, *that of the goods and chattels of*

William Irwin

in your bailiwick, you cause to be made $—

Dollars, being the amount of a fine and the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the 14th *day of* Jan, *A. D. 1884, by the judgment of said Court, recovered against the said* Defendant

whereof he was *convicted, as appears of record, with interest thereon from the first day of the term aforesaid; and for the want of goods and chattels, we command you to take the bod..... of the said*

and ..... *commit to the jail of said County, and safely keep therein until* ..... *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and increase costs, or until* ..... *be otherwise discharged according to law. Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville O, *this* 4th *day of* Feb, *A. D. 1884*

J. L. Burgner **Clerk.**

By ..... **Deputy Clerk.**

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

Irwin

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

Crim. App. Doc. ..... *Page* .....

THE STATE OF OHIO,
against

.....

.....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pliff.	Deft.
Doc. and App. Pliff. and one Deft.,	12	12	
additional, each,	4	4	
Entering Finding Indictment,	8		
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing 9 Papers. & Post, in App. Doc. each,	12	108	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33	33	
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29	29	
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12	12	
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16	48	
additional names, each,	4	52	
Swearing Witnesses, "	4	64	
Ent. Att. of " days, "	4	80	
Certf. "	4	52	
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8		
" Verdict on Journal and Filing,	12	~~12~~	
" Rule on Journal,	8		
all Judgment on Journal,	8	~~8~~	
~~Journal~~ Record on Journal, per 100 words,	8	56	
Indexing Entries on Journal, each,	4	12	
Transcribing—Orders on Docket, "	8	~~48~~	
" Verdict on "	8	8	
" Rule on " each,	8		
" Judgment on " "	8	16	
Copy of Indictment and Certificate,		75	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	~~29~~	
Certificate of Sentence,	35		
Recording 22 08 words at 8c each 100,		176	
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8		
Total Clerk's Fees,	$		

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, 14 Witnesses,	5	70	
Calling Jury,	10	20	
Summoning Jury,	40	40	
Calling Action,	12	12	
Serving Subpœna on Witnesses,	10	1 40	
Miles Travel, each,	8	40 80	
Copies for each 100 words,	8	1 40	
Bringing Prisoner to Court, times,	60	3 00	
Com. Prisoner to Jail, "	60	60	
Discharging Prisoner,	60	60	
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8	46	
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
		50 14	
Total Sheriff's Fees,	$		

WITNESS FEES.	Pliffs.	Defts.

Criminal Case File
Case No. 665

No. 6665

Union Common Pleas.

STATE OF OHIO,

against

William R. Shackelford

Defendant.

JAN TERM 1884

Journal No. ..... Page .....

Record No 2 Page 459

Ex. Doc. C Page 154

No. 665

Union County Common Pleas.

THE STATE OF OHIO,

vs.

William R. Schackelford

Indictment for Assault with intent to commit rape,

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Martin Eirich

Foreman of Grand Jury.

Filed January 17 1884

J. D. Bingner

Clerk.

John M. Bentrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

copied

On this 22 day of January 1884

Defendant arrainged, and pleads

not guilty to this indictment.

J. D. Bingner Clerk.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio. (16-A)

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of January in the year of our Lord One Thousand Eight Hundred and Eighty four,

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

William R. Shackelford

late of said County, on the Nineteenth day of December, in the year of our Lord One Thousand Eight Hundred and eighty three with force and arms, in said County of Union and State of Ohio,

In and upon one Cora May Clarke did unlawfully make an assault, and her, the said Cora May Clarke, then and there did beat, wound, and ill-treat, with intent her, the said Cora May Clarke, violently, forcibly, and against her will, then and there unlawfully to ravish and carnally to know,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick

Prosecuting Attorney
Union County, Ohio.

THE STATE OF OHIO,

vs.

.....

.....

No. .....

..... *Term, 187*.....

VERDICT.

Filed ..... *187*.....

J-13-P-154

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O. [25.]

THE STATE OF OHIO
vs.
William R. Shackelford

COMMON PLEAS,

Union County, Ohio.

No. 665 Jany Term, A. D. 1884

Indictment for assault with intent to commit Rape

We, the Jury in this case, find the Defendant William R. Shackelford, Guilty, in manner and form as he stands charged in the ~~Counts of the~~ Indictment.

But would recommend the court to exercise the greatest lenency consistant with the law

J. W. Smith
Foreman.

No, 665

The State of Ohio

vs.

William R. Shackelford

Entry,

May 17-84

J. 1 B. P. 227

The State of Ohio
vs.
William B. Shackelford

No. 665
Indictment for assault with intent to commit rape.

This day came the prosecuting attorney on behalf of the State of Ohio, and the defendant being brought into court in custody of the Sheriff, and his counsel also being present. Thereupon this cause came on for hearing on the motion application of the said defendant to fix the amount of the bond recognizance herein.

On consideration whereof the court do fix the amount of the recognizance herein in the sum of Three Hundred and fifty dollars.

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

W R Sharkeford

STATE OF OHIO,
Union County, ss.

On the 19th *day of* January *18*84*, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Ebersole *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	16
	.46

Sept. 29-84

J. 13 Page 276

State
vs
Shackleford

Indictment &c. —

It is ordered that Dr. R. W. Connell be allowed pay for 1620 miles travel for attendance as a witness in the above case and the Clerk is hereby ordered to certify his fees accordingly.

John A. Price,
Judge

I hereby certify that Dr. Connell above mentioned was subpenaed at my request,

John W. Bodrick
Ass. Atty.

No.

The State of Ohio

vs

William H. Shoekelfer

Motion New Trial

The State of Ohio
vs
William K Shackelford
Union County C.P.

vs
To the Court of
Common Pleas

Now comes the defendent and moves the Court to set the verdict aside and grant a New Trial for the following reasons to wit

1. That the verdict is not sustained by sufficient evidence and is contrary to law
2. That there was error of law at and during the Trial
3. There was irregularity in the Court jury prosecuting attorney and witness for the State
4. There was irregularity in the order of the Court, and the abuse of discretion by which the defendent was prevented from having a fair trial

Cameron & Woodburn
Att'y for defendan

Union Common Pleas.

THE STATE OF OHIO,

vs.

Wm R. Shackleford

J. O. BURGNER, CLERK
FILED
DEC
8
1884
UNION COUNTY, O.

RECOGNIZANCE.

137. 141. 151-154-161. 227.
276-318

Filed Dec. 9th 1884

J. O. Burgner
Clerk.

J. O. BURGNER, CLERK
FILED
DEC
9
1884
UNION COUNTY, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,

vs.

Wm R. Shackleford

THE STATE OF OHIO,

Union County.

Be it Remembered, That on the Ninth day of December A. D. 1884

Wm R. Shackleford ~~his~~

personally appeared in open Court of Common Pleas in and for the County aforesaid, and ~~jointly and severally~~ acknowledged himself ~~themselves~~ to owe the State of Ohio the sum of Three hundred & fifty Dollars, to be levied of his ~~their respective~~ goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Wm R. Shackleford shall personally be and appear before the Court of Common Pleas on the first day of the next term thereof then and there to answer a certain Indictment filed therein against him for assault with intent to commit rape and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

J. L. Bergner Clerk.

By ..... Deputy.

Wm R Shackelford SEAL

SEAL

SEAL

SEAL

THE STATE OF OHIO,

vs.

Shackleford

Subpœna for ..... Witnesses.

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served. Person'l Service.	By Copy.

SHERIFF'S FEES.		
Service,		
Mileage,		
Copy,		
Total,		

..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 25th *day of* Sept. *A. D. 1884, at* 8½ *o'clock A. M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

W. R. Shackleford

on behalf of the State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 17 *day of* Sept. *A. D. 1884*

J. D. Burgner *Clerk.*

Deputy Clerk.

Separate

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for Defts Witnesses.

Returnable 188

Cameron & Woolbum

Att'y for Defts

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
M Blickmyer	16		
George Albertson	16		
Louis Shoffer	17		
Lew Shackelford	17		
J Woodruff	16		
Geo McGuire	17		

SHERIFF'S FEES.		
Service,		60
Mileage, 80	9	20
Copy,		60
Total,	4	40

Hebenstreit *Sheriff.*

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Marion Flickinger
George Alexander, Louisa Shoffer,
Levi Shackelford, George McIntire
John Woodruff Levi Shackelford Jr

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* Feb. *A. D. 1884, at* 8 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*
Wm. R. Shackelford
on behalf of the Deft. *. Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 28th *day of* Jan *A. D. 1884*

J. L. Bunger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for Defts **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Mary McIntire	18		

SHERIFF'S FEES.		
Service,		15
Mileage,	9	88
Copy,		15
Total,	9	08

Helmick ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Mary McIntire

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* Feb. *A. D. 1884, at* 8 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackelford *on behalf of the* Dft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 31 *day of* Jan *A. D. 1884*

J. D. Burgner *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

W. R. Shackelford

Subpœna for Defts **Witnesses.**

Returnable 188

Cannon & Hardbarr

Att'y for Defts

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Levi East	16		
Mrs E East	16		
A Schaulse	17		
B Mouteen	16		
J McGrew	16		
Dr McLaine	16		
A D Hosler	16		
Pom Hosler	16		
Mrs B Mouteen	16		

SHERIFF'S FEES.			
Service,			90
Mileage,	4 v	8	20
Copy,			90
Total,		3	00

Sheborneb ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Levi Gant, Mrs Levi Gant
albert Shackelford Benjamin Musteen
Thomas McGreevy Dr R. W. Connell
J. D. Hasler. James Hughes Mrs Ben. Musteen

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* Feb. *A. D. 1884, at* 8½ *o'clock A. M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*
Wm R. Shackelford
on behalf of the Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,**
this 28 *day of* January *A. D. 1884*

J. D. Bruner *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for State **Witnesses.**

Returnable 188

Att'y for

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Dr Connell	16		
Dr Brehm			
J Hebner			

SHERIFF'S FEES.		
Service,		50
Mileage,	2	80
Copy,		50
Total,	3	40

J Hebner *Sheriff.*

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna

R. W. Donnell, R. A. Graham
John Habansack

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 2nd *day of* Feb. *A. D. 1884, at* 9 *o'clock A. M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

W. R. Shackelford

on behalf of the State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 24 *day of* January *A. D. 1884*

J. L. Bunger *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for State **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
C. B. Clark	16		
C. B. Clark	16		

SHERIFF'S FEES.		
Service,		20
Mileage, 32	2	56
Copy,		20
Total,	2	96

Hetzner *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Cora Belle Clarke

Virginia B. Clarke

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1 *day of* Feb. *A. D. 188*4, *at* 8 *o'clock* A. *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Wm. R. Shackelford *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 29 *day of* Jan. *A. D. 188*4

J. S. Burgner *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for State Witnesses.

Returnable ..... *188* .....

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
J J Woodward	16		
J D Hesler	16		
E Van Horne	16		

SHERIFF'S FEES.		
Service,		30
Mileage,	2	88
Copy,		30
Total,	3	48

H Hebermann ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna J. J. Woodruff

J. D. Hazler & D. M. Van Winkle

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1 *day of* Feb. *A. D. 1884, at* 10 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackelford *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 29 *day of* Jan. *A. D. 1884*

J. D. Bugner *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for State Witnesses.

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Dr Lemmon			
Dr Lecka			
D Johnson			

SHERIFF'S FEES.		
Service,		90
Mileage,	2	80
Copy,		90
Total,	3	40

Johnson *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna R. W. Connell

R. H. Graham John Habrunack

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* Feb. *A. D. 188*4, *at* 8 *o'clock* a *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

W. R. Shackelford

on behalf of the State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 29 *day of* Jan. *A. D. 188*4

J. D. Bunger *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for Defts **Witnesses.**

Returnable *188*

Cannan & Woodbury

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Dist Clerk	25		
Wm Am Hobbs	18		

SHERIFF'S FEES.		
Service,		20
Mileage, 60	4	80
Copy,		20
Total,	5	20

Sheriff. *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Isaiah Clark

Mercy Ann Hollister

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* Feb. *A. D. 1884, at* 8th *o'clock* A.M., *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackelford *on behalf of the* Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 29 *day of* Jan *A. D. 188*4

J. D. Bunger *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for State **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
C B Clark	16		
C B Clark	16		

SHERIFF'S FEES.		
Service,		20
Mileage,	2	56
Copy,		20
Total,	2	96

Hebermann ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Cora May Clarke

Virginia B. Clarke

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 2nd *day of* Feb. *A. D. 188*4, *at* 9 *o'clock* A.M., *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

Wm. R. Shackelford

on behalf of the State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 24 *day of* January *A. D. 188*4

J. L. Bringner *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for State **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
J. P. Mondell			
J. Van Horn			
J. D. Kester			

SHERIFF'S FEES.		
Service,		90
Mileage,	2	88
Copy,		50
Total,	3	48

Helmick ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna J. J. Woodruff,
J. D. Hosler and S. W. Van Winkle

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 2 *day of* Feb. *A. D. 188*4*, at* 9 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackelford *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 24 *day of* Jan *A. D. 188*4

J. D. Bunger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for State **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
Harlan Clark	16		

SHERIFF'S FEES.		
Service,		1 00
Mileage,	2 56	
Copy,		1 00
Total,	2	76

Sherman *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Horlow Clark

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the fourteenth *day of* ..... *A. D. 188*..., *at* ..... *o'clock* ..... *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackelford *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 1 *day of* Feb. *A. D. 188*4

J. Z. Benger *Clerk.*

..... *Deputy Clerk.*

THE STATE OF OHIO,

vs.

W. R. Shackelford

Subpœna for Deft Witnesses.

Returnable 188

Att'y for

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
D W Henderson			
Rosanda Peter			
Martha Peter			

SHERIFF'S FEES.		
Service,		90
Mileage,		92
Copy,		90
Total,		92

Sheriff.

Sheriff.

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna D. W. Henderson
Martha Eaton and
Marinda Eaton

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, ~~on the~~ ~~day~~ of Fortnight *A. D. 188..., at ... o'clock ... M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* William R. Shackelford *on behalf of the* Deft. *. Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 2d *day of* Feby *A. D. 188*4

J. D. Burgner *Clerk.*

W. M. Winget *Deputy Clerk.*

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for Defts Witnesses.

Returnable 188

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served. Person'l Service.	By Copy.
C Lendy	16		
M McInter	16		

SHERIFF'S FEES.		
Service,		20
Mileage,	9	20
Copy,		20
Total,	3	60

Hebenson *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Eliza Gandy

and Mary McIntire

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, ~~*on the*~~ forthwith ~~*day of*~~ ~~*A. D. 188*~~ ~~*, at o'clock M.,*~~ *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

Wm R. Shackelford

on behalf of the Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,**
this 1 *day of* Feb. *A. D. 188*4

J. D. Burgner *Clerk.*

Deputy Clerk.

The State of Ohio } Indictment
vs } Court of Common Pleas
Wm R Shackleford } Union County Ohio

Harlow L Clark being duly sworn deposes and says that he is the father of Cory May Clark against whom the defendant is charged with committing the offence for which he is indicted = That Virginia B Clark the wife of this affiant is a material witness for the state in this case without whose evidence the state could not safely go to trial as he is informed and believes — That said Virginia B Clark was on Monday the 28th day of April 1884 confined by the birth of a living child & thereby she is rendered incapable of leaving her bed and for some weeks to come will be confined to her house & will be unable to attend Court during the present term — said witness if present would testify that said Cory B Clark is under ten years of age that she discovered for the first time that said child on the day the defendant was arrested, was diseased in her private parts & that there ran from them a matter of a yellowish white color like pus & that disease was treated by Dr R W Connell as a venereal disease & has been a very stubborn disease to cure & is yet scarcely well — That when said disease was discovered she asked the child what did & she then said the defendant did it by getting onto her, when her mother was gone — That she was absent from home the day the child said it occurred & she had left this child and a younger one in the house with defendant that afternoon & when she returned in the evening she found the child out side of the house sitting on the steps & had been crying

& when asked why she was out in the cold she said she did not want to be in the house but did not tell why = When she was discovered to be so distressed & was enquired of the cause she told about A. she cried & seemed to be afraid of the defendant, who she said had told her he would kill her if she told on him —

Said witness will be able as affiant believes to be present at the next term of this court to give her testimony

Her
A L Clark

Sworn to before me & signed in my presence this 1st day of May 1884 J. D. Bengner
Clerk

John M Brodrick, pros. Atty, says that the said Virginia B Clark is a material witness for the state in the above case without whose testimony he cannot safely go to trial & that said witness will be able as he believes to attend court & give her testimony at the next term of this court — This application for continuance is not for delay merely but for the purposes of justice

John M. Brodrick

Sworn to before me this 1st day of May 1884
J. D. Bengner
Clerk

Doc. ..... P. ..... No. .....

RECOGNIZANCE OF WITNESSES.

State of Ohio

vs.

Wm R. Shockleford

S. W. Van Winkle

Mayor.

Returnable 188

Marshal.

2-12-6—E. L. Barrett & Sons, Stationers, Springfield, O.

The Village of Richwood } ss.
County of Union State of Ohio.

Be it Remembered, That on the 19th day of December A. D. 188 8 J. J. Woodruff, J. D. Hosler, Cora May Clark, R. W. Cornell, U. D. & Bell Clark, Lucy A. Hollister personally appeared before me S. W. Van Winkle Mayor of the said Village of Richwood in the County aforesaid, and severally acknowledged themselves to owe the State of Ohio the sum of One Hundred Dollars, to be levied of their goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The condition of this recognizance is such, that if the above bound J. J. Woodruff, J. D. Hosler, Cora May Clark, R. W. Cornell

shall personally be and appear before the Court of Common Pleas on the first day of the term thereof, next to be holden in and for the County aforesaid, then and there to give evidence and the truth to say, on behalf of the State, touching such matters as shall then and there be inquired of them, and not depart the Court without leave, then, and as to such of the above bound as perform this condition, this recognizance shall be void; otherwise, it shall be and remain in full force and virtue in law.

Taken and acknowledged before me, on the day and year first above written.

J. J. Woodruff
J. D. Hosler (SEAL)
Bell Clark (SEAL)
Cora Clark (SEAL)
S. W. Van Winkle Mayor.

The State of Ohio, Allamakee County, Village of Richmond, ss.

I do hereby certify that the above and foregoing is a true copy of proceedings had by the Council of the Village of Richmond at the January session 1884.

J. W. Weinrich
Clerk pro tem
of said Village

State of Ohio
Wm R. S. Rockefoe
vs
Transcript
D. E. Vanwise
Mayor

Filed Jan. 14th 1884
J. D. T. Bingner
Clerk

408 98
148 " 418
172 " 582
170.8 costs 10

34.08 2/2
23.08 1/6 (162)

State of Ohio } The Village of Richwood
Union County } in Mayors Court

State of Ohio } Before
vs } S. W. VanWinkle
William R. Shackelford } Mayor of said Village

Complaint made this 19th day of December A.D. 1883 by Harlow L. Clark that on or about the 1st day of December A.D. 1883, at the county of Union aforesaid, one William R. Shackelford then and there being, did unlawfully make an assault upon one Cora Mary Clark, a female child under the age of ten years, to wit: the age of nine years, and with or without her consent, did unlawfully and feloniously carnally know and abuse said female child, he the said William R. Shackelford then and there being a person over the age of seventeen years, contrary to the form of the statute in such case made and provided.

Complaint filed and warrant issued and delivered to J. J. Woodruff marshal who made return as follows:

December 19, 1883. I have the body of the within named William R. Shackelford now in court.

Fees 60¢

J. J. Woodruff Marshal,

December 19th issued subpoenas for the following named witnesses to wit:

J. D. Hosler Mrs Bell Clark, Cora May Clark, R. W. Connell M.D. and Mary A. Hollister.

Subpoena returned endorsed. Dec 19th 1883 I have served this writ on J. D. Hosler, Mrs Bell Clark, Cora May Clark, R. W. Connell and Mary A. Hollister personally. Fees 90¢

J. J. Woodruff Marshal.

Defendant arraigned December 19th 1883 and plead guilty to the charge. Thereupon it is by me adjudged and ordered that the said Defendant William R. Shuckelford be Recognized to appear before the Court of Common Pleas on the first day of the next term thereof, in the sum of Five Hundred Dollars.

Recognizance not given as required and defendant committed to the jail of the said County.

December 20th 1883 Mittimus returned endorsed. Served this writ December 19th 1883 by delivering the within named William R. Shuckelford to the Keeper of the Jail of Morrow County

Costs of serving $8.25

J. J. Woodruff Marshal

Have learned by their own on
cognizance to appear and testify
before said Court, the following
witnesses; J. D. Hosler, J. J. Woodruff,
R. W. Cornell M.D., Bell Clark, Cora May
Clark & Mary Ann Holister.

Mayors fees		Marshal fees	
Complaint	40¢	Ser. & warrant	40¢
Warrant	40¢	Mileage	20¢
Docket Entry	100¢	1 Reb. & per	75¢
Sub. & per	50¢	Mileage	25¢
Continuation	40¢	Return & file & per	40¢
Recog. & witness	90¢	Attendance	100¢
Filed & papers	30¢	2 assistants	300¢
Satisfaction	20¢	Mileage	40¢
Transcripts	100¢	Copy 1	25¢
Certificate	25¢	Mileage 60	1 60¢
Multiness file	45¢	Sub. person	50¢
Judgment	40¢	Convey case	300¢
Order for Person	40¢	2 assistants	300
Total	$6,60		$14,75
Witness fees			
J. D. Hosler	50¢		
Bell Clark	50¢		
Cora May Clark	50¢	Mayors fees	6,60
M. A. Holister	50¢	Marshal fees	14,75
R. W. Cornell	50¢	Witness fees	2,50
Total	$2,50	Total —	$23,85

S. M. Van Wormer
Mayor.

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for ..... Witnesses.

Returnable ..... *188* .....

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.

SHERIFF'S FEES.		
Service,		50
Mileage,	3	20
Copy,		30
Total,	3	80

Alexander ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Levi Gast
Mrs Levi Gast Albert Shackleford

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* May *A. D. 1884, at* 8 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*
W. R. Shackleford
on behalf of the Defts. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,**
this 25th *day of* April *A. D. 1884*

J. D. Burgner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Shackleford

Subpœna for ..... Witnesses.

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served. Person'l Service.	By Copy.

SHERIFF'S FEES.		
Service,		65
Mileage,	3	87
Copy,		60
Total,	3	54

Sheriff.

..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Mercy Ann Hollister
Mary McIntire, Eliza Sandy,
~~Mary McIntire~~, D. W. Henderson
Martha Eaton and Marinda Eaton

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* May *A. D. 1884, at* 8 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*
W. R. Shockleford
on behalf of the Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,**
this 25 *day of* April *A. D. 1884*

J. D. Bunger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Shackleford

Subpœna for State **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.

SHERIFF'S FEES,		
Service,		80
Mileage,	3	84
Copy,		80
Total,	3	44

Hebenseed ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Dr. R. W. Connell, J. D. Hosler, R. H. Graham, John Hobrusack, S. W. VanWinkle, Cora Belle Clark, Virginia B. Clark and Harlow Clark

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* May *A. D.* 1884, *at* 8 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackleford *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 25 *day of* April *A. D.* 1884

J. L. Brugner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Shackleford

Subpœna for Defts Witnesses.

Returnable ..... *188*.....

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.

SHERIFF'S FEES.		
Service,		3 00
Mileage,	9	2 00
Copy,		50
Total,	9	2 00

Helenson ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Thomas McGrew
Dr R. W. Connell, J. D. Hostler
James Hughes, Marion Flickinger

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* May *A. D. 1884, at* 8 *o'clock A. M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackleford *on behalf of the* Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 25th *day of* April *A. D. 188*4

J. L. Burgner *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

W. R. Shackleford

Subpœna for Deft **Witnesses.**

Returnable *188*

Cameron & Woodburn

Att'ys for Defts

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served. Person'l Service.	By Copy.

SHERIFF'S FEES.		
Service,		60
Mileage,	3	20
Copy,		60
Total,	4	40

H. Hessert *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Wm McIntire
Anna McIntire Betsy Clark
John Wesley McIntire Henry Hosler

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* May *A. D.* 1884, *at* 8 *o'clock* A. M., *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackleford *on behalf of the* Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 26th *day of* April *A. D.* 1884

J. D. Bunger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Sheriff of Lucas

Subpœna for State Witnesses.

Returnable ..... *188* .....

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
J. L. Clarke	5		"

SHERIFF'S FEES.		
Service,		10
Mileage,	4	20
Copy,		10
Total,	4	20

Sherman R ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Jesse L. Clark

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* May *A. D. 188*__, *at* __ *o'clock* __ *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. K. Shackleford *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 25 *day of* April *A. D. 1884*

J. D. Benger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Shackelford

Subpœna for Defts **Witnesses.**

Returnable 188

Att'y for

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served. Person'l Service.	By Copy.

SHERIFF'S FEES.		
Service,		50
Mileage,	3	20
Copy,		50
Total,	3	80

H. Hebner *Sheriff.*

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna George Alexander

~~James Hughes~~ Louisa Skofer

~~Lois Shackelford~~, George McIntire

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* May *A. D. 1884, at* 10 *o'clock* A. *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackelford *on behalf of the* Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 26 *day of* April *A. D. 1884*

J. D. Bunger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO,

vs.

Shackleford

Subpœna for Dft's Witnesses.

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.

SHERIFF'S FEES.		
Service,		20
Mileage,	4	00
Copy,		40
Total,	4	80

Heberzuk ..... *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna John Woodruff
Levi Shackleford
Mrs Ben. Musteen
Isaiah Clark

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 1st *day of* May *A. D. 1884, at* 8 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* W. R. Shackleford *on behalf of the* Deft. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 25th *day of* ~~May~~ Apr. *A. D. 1884*

J. L. Bingner *Clerk.*

Deputy Clerk.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... *A. D.* 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... Crim. Cost Bill ..... Term.

Crim. App. Doc. ..... Page .....

THE STATE OF OHIO,

against

W. R. Shackelford

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pfff.	Deft.
Doc. and App. Pfff. and one Deft.,	12	12	
additional, each,	4	4	
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	1 80	
Taking Affidavits, "	8	16	
Certifying " without Seal,	15		
" " with "	35	70	
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33	66	
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29		
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12	12	
Call and Ent. Tales Jur. and Cert., each,	8	8	
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16	4 16	
additional names, each,	4	2 00	
Swearing Witnesses, "	4	88	
Ent. Att. of " days, "	4	2 56	
Certf. "	4	1 60	
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	24	
Entering—Orders on Journal, per 100 words,	8	56	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	28	
Transcribing—Orders on Docket, "	8	16	
" Verdict on "	8	8	
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		75	
Continuance, each,	8	16	
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,		1 20	+20
Lists for Grand Jur. and Pros. Atty.,		10	
General Index,	8	8	
Total Clerk's Fees,	$	19.85	

SHERIFF'S FEES.		
On Attachment,		
On Capias,		
Calling, Witnesses,	5	
Calling Jury,	10	
Summoning Jury,	40	
Calling Action,	12	
Serving Subpœna on Witnesses,	10	
Miles Travel, each,	8	
Copies for each 100 words,	8	
Bringing Prisoner to Court, times,	60	
Com. Prisoner to Jail, "	60	
Discharging Prisoner,	60	
Miles Travel, each,	8	
On Fi. Fa. Serv., 30c. Miles trav., "	8	
Forfeiting Recognizance,	10	
Serving Indictment,		
Transportation,		
Total Sheriff's Fees,	$	

WITNESS FEES.	Pfffs.	Defts.

Criminal Case File
Case No. 666

138
145

No. 666.

Union Common Pleas.

STATE OF OHIO,

against

Charles Williams

Defendant.

JAN TERM, 1884

Jan. Term 1884

Ordered

Rec.

Journal No. 13 Page 145

Record No 2 Page 397

Ex. Doc. C. Page 126

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

Charles Williams

STATE OF OHIO,
Union County, ss.

On the 19th *day of* January *1884, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Robinson *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	90
Mileage, - - - - - - -	16
	46

The State of Ohio
vs
Charles Williams

Transcript.

J. W. Knittle J.P.

Transcript.

From Criminal Docket A. page 265
J. H. Kilkadon J. P. Paris Township
Union County. Ohio.

No 31 The State of Ohio vs Charles Williams	Pocket-Picking October 6. 1883.

Complaint in writing upon oath and signed by A. J. Dodge filed with me charging that one Charles Williams on or about the 5th day of October 1883 at the County of Union, State of Ohio, did unlawfully and feloniously take and steal from the person of said affiant A. J. Dodge, a silver watch of the value of $15.00 contrary to the statute of the State of Ohio in such case made and provided.

Octr 6. 1883, Issued Warrant against said defendant and delivered to Sam Bennett Constable to serve Octr 6 1883, Warrant returned with body of defendant, Constables return "I took the body of the within-named Charles Williams and have him before the Justice October 6. 1883.

Sam Bennett Constable

Octr 6. 1883, the defendant was arraigned and entered a plea of "not guilty" Trial had A. J. Dodge and Byron Gallaway

sworn and examined as witnesses for the State. The defendant sworn and examined (at his request) as witness for defense.
And thereupon I find said offense has been committed and there is cause to believe the defendant guilty thereof, and I hold him to answer thereto under the charge of "Pocket-Picking" (Page 38 vol 50. Laws of Ohio)
I therefore ordered him to enter into a recognizance in the sum of $200 with sufficient sureties for his appearance at court, and the defendant not offering sufficient bail I issued a mittimus for his commitment and delivered the same to Sam Barnett Constable Octr 6, 1883. Mittimus returned "Octr 6" 1883 I committed the within named Charles Williams to the Jail of Union Co. O. to the custody of the within-named jailer John Hobansack, with whom I left a certified copy of this writ. Sam Barnett Constable
Octr 22 1883 Made transcript and delivered to the Clerk of the Court of Union Co. O. together with mittimus and affidavit.

J. W. Emitt Tadr. J.P.

Cost Bill

Fees of J. H. Kuilkade J.P.	$	ct	Constable Burnetts fees	$	ct
Affidavit		40	Serving Warrant		40
Warrant		40	Mileage		20
Swearing 3 wit		15	Serving Mittimus		40
Judgment		40	Copy "		25
Transfer Judg		15	Mileage "		20
Transcript 500		75	Attendance	1	00
Certificate		25	Com to Jail on warrant		40
Final Mittimus		40	Mileage		20
Filing 3 papers		15	Bringing out Prisoner		40
Record 400		60	Mileage		20
Index		15	Subsistence	2	20
Total J.P.'s	$3	80	Assistant	1	50
witnesses			Conveyance	3	00
A. J. Deale		25	Total Constables	10	35
Byron Galloway		25			
		50			

Recapitulation

J. H. Kuilkade J.P. fees	3.80
Sam'l Burnett Constable	10.35
Witnesses	.50
Total,	$14.65

The State of Ohio, Union County, Paris Township, ss:

I do hereby certify that the above is a full and true copy from my docket, of the proceedings had by and before me, at my office, in said township, in the above action, Octr 22, 1883.

J. H. Kuilkade, J.P.
of aforesaid Tp

THE STATE OF OHIO.

vs.

Charles Williams

MITTIMUS.

Ret & file Oct 6 1883
D H Linkhart Jp

Published by SIEBERT & LILLEY, Blank Book Manufacturers, and Legal Blank Publishers, Opera House, Cloumbus, O.

RETURN.

Oct 6, 1883, I committed the within named Charles Williams to the jail of Union Co O

Johnson Hartwood

with whom I left a certified copy of this writ.

FEES: { Mileage, $ 20
Service, $ 40
60

to the custody of the within named Jailor

Saml Bennett Constable.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [20]

MITTIMUS AFTER TRIAL.

THE STATE OF OHIO, } To the Keeper of the Jail of the County aforesaid, GREETING:

Monroe County, ss.

Whereas, ~~George Eakin~~ Charles William

late of the County of Monroe ha been arrested on

the oath of ~~George Eakin~~ A. J. Dodge

for ~~Malicious~~ unlawfully taking and stealing from the person of A. J. Dodge a silver watch of the value of $16 - Against the Statutes of Ohio in such case made and provided

and has been examined by me, J. H. Christian one of the Justices of the Peace

for said County, and required to give bail in the sum of two hundred Dollars,

for his appearance before the Court of Common Pleas of said County, on the first day of the next term thereof, which requisition he has failed to comply with. Therefore, in the name of the State of Ohio, I command you to receive the said Charles William

~~George Eakin~~

into your custody in the jail of the County aforesaid, there to remain until he be discharged by due course of law.

Given under my hand and Seal, this 6th day of Oct A. D. 1873

J. H. Christian [SEAL.]

Justice of the Peace.

THE STATE OF OHIO,

vs.

Charles Williams

Affidavit for State Warrant.

Filed Oct 6 1883
J H Kirkpatrick JP

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Affidavit for State Warrant.

(Revised Statutes of Ohio, ~~Sec. 7181.~~)

The State of Ohio, Union County, ss.

Before me, J. H. Kirkpatrick *one of the Justices of the Peace for said County, personally came* A. J. Dodge *who being duly sworn according to law, deposeth and saith that* ~~John Smith or some name unknown~~ Charles Williams *late of said County, on or about the* 5th *day of* October *in the year of our Lord one thousand eight hundred and* eighty-three, *at the County of* Union *aforesaid, did* unlawfully and feloniously take and steal from the person of said affiant A. J. Dodge a silver watch of the value of fifteen dollars, contrary to the statute of the State of Ohio in such case made and provided (as in Sec 6818 of the revised statutes as amended vol 80 page 38 of the laws of Ohio passed March 5th 1883) *and this deponent doth verily believe that the said* ~~John Smith or some name unknown~~ Charles Williams *is guilty of the fact charged; and further this deponent saith not.*

Signed, A J Dodge

Sworn to and subscribed before me, at the County aforesaid, the 6th *day of* October, *A. D. 18*83.

J. H. Kirkpatrick, *Justice of the Peace*

Copied

THE STATE OF OHIO,

vs.

Williams

Subpœna for States **Witnesses.**

Returnable ..... *188* .....

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
A Doyle	11		
B Gallery	10		
W H Burnett	8		
Bert Hendricks	8		
L Berker			

SHERIFF'S FEES.			
Service,			50
Mileage,	50	4	00
Copy,			50
Total,		5	00

..... Sheriff.

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Andrew J. Dodge, J. B. Galloway, Will. H. Bonnett, J. Bert. Hamilton & L. R. Decker

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 29 *day of* Jan *A. D. 1884, at* 9 *o'clock* A.M., *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Charles Williams *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 24 *day of* January *A. D. 1884*

J. L. Brugner *Clerk.*

Deputy Clerk.

No 666 Copied

THE STATE OF OHIO,

vs.

Charles Williams

Subpœna for Def Witnesses.

Returnable Jany 29th 1884

E. E. Cole

Att'y for Deft

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

Sheriff.

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles	How Served. Person'l Service.	By Copy.
James O'Brien	12		
Ruth O'Brien	12		

SHERIFF'S FEES.		
Service,		20
Mileage, 23	2	40
Copy,		20
Total,	2	40

Helmick *Sheriff.*

Clerk.

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna James O'Brien
and
Richard O'Brien

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 29th *day of* Jany *A. D.* 1884, *at* 9 *o'clock* A *M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Charles Williams *on behalf of the* Defendant. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 26th *day of* January *A. D.* 1884

J. C. Bingner *Clerk.*

By W. M. Winget *Deputy Clerk.*

63

THE STATE OF OHIO,

vs.

Chas. Williams

Subpœna for State **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
J. H. Vinsel			

SHERIFF'S FEES.		
Service,		10
Mileage,		32
Copy,		10
Total,		32

H. Hebenstreit *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna J. H. Kinkade

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, ~~*on the*~~ ~~*day of*~~ forthwith ~~*A. D. 188*~~ ~~*, at o'clock M.,*~~ *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Charles Williams *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 29 *day of* Jan *A. D. 188*4

J. D. Burgner *Clerk.*

Deputy Clerk.

No. 666.

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Charles Williams,

Indictment for Pocket-picking.

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Martin Eirich

Foreman of Grand Jury.

Filed January 17 1884

J. D. Bunger

Clerk.

John M. Brickies

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

Copied

On this 22 day of January 1884

Defendant arrainged, and pleads

Not guilty to this indictment.

J. D. Bunger Clerk.

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union County, Ohio,

of the Term of January in the year of our Lord One Thousand Eight Hundred and Eighty Four

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Charles Williams

late of said County, on the Fifth day of October, in the year of our Lord One Thousand Eight Hundred and Eighty three with force and arms, in said County of Union, and State of Ohio,

In and upon one Andrew J. Dodge, then and there being, unlawfully and otherwise than by force and violence or putting in fear, then and there one silver watch of the value of Fifteen dollars, the personal property of the said Andrew J. Dodge, from the person and against the will of the said Andrew J. Dodge, unlawfully and otherwise than by force and violence or by putting him the said Andrew J. Dodge, in fear, did steal, take, and carry away with intent then and there the personal property aforesaid unlawfully to steal,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick
Prosecuting Attorney.
Union County, Ohio.

Jan. 29-1884

J. 13 P. 145

The State of Ohio
vs.
Charles Williams

No.
Indictment for pocket-picking.

Now comes the prosecuting attorney on behalf of the State of Ohio, the defendant was brought into court in custody of the sheriff, ~~thereupon~~ and his counsel also coming; thereupon said defendant retracts his plea of not guilty heretofore entered, and for plea to said indictment, saith he is ~~not~~ guilty as charged in said indictment; ~~which plea is~~ and the court being fully advised in the premises, and the said defendant being inquired of if he had anything to say why judgment should not be pronounced against him; and having nothing to say;

It is therefore considered and adjudged by the court, that the said defendant Charles Williams, be imprisoned and confined in the penitentiary of the State, and kept at hard labor, but without any solitary confinement, for the period of one year; and that he pay the costs of this prosecution, for which execution is awarded,

Crim. Doc. C, Page 126

COMMON PLEAS.

The State of Ohio

vs.

Chas Williams

FI. FA. ET CA. SA.

This Writ dated _____ 187

Fine, ... $

Costs, ... $

$

Defendant's Costs, $

Int. from

Inc. Costs, ... $

Prosecuting Attorney.

Received 187

Sheriff.

Ret. and filed 187

Published by Siebert & Libby, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

We find in favor of Plaintiff & Costs to be taxed

Where is the writ

Sheriff does not

John Hedemann
Sheriff Ex. Co.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [52]

Fieri Facias et Capias ad Satisfaciendum.

VOL. 60 (1863) OHIO LAWS, P. 66.

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

We command you, *that of the goods and chattels of* Charles Williams

in your bailiwick, you cause to be made $ - *Dollars, being the amount of ~~a fine and~~ the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the* 14th *day of* Jan, *A. D. 1884, by the judgment of said Court, recovered against the said* Defendant

whereof he was *convicted, as appears of record, with interest thereon from the first day of the term aforesaid; and for the want of goods and chattels, we command you to take the bod of the said*

and *commit to the jail of said County, and safely keep therein until* *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and increase costs, or until* *be otherwise ~~discharged according to~~ law. Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville O, *this* 4th *day of* Feb, *A. D. 1884*

J. D. Burgner **Clerk.**

By **Deputy Clerk.**

Criminal Case File
Case No. 667

No. 667

Union Common Pleas.

STATE OF OHIO,

against

Joseph T. Wells

Defendant.

Left off Docket

1884

Journal No. ..... *Page* .....

Record No ..... *Page* .....

Ex. Doc. ..... *Page* .....

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

The State of Ohio } Ind justice's court
Union County } ss for Jerome Township
Before J. P. McDowell
State of Ohio } justice of the peace in and
against } and for said County
Joseph T. Wells } and Township.

Complaint made this 24th day of Sept A.D. 1883. by Margaret K. Flaharda before me J. P. McDowell one of the justices of the peace for said County personally came Margaret K Flaharda who being duly sworn according to law, deposeth and saieth that on or about the 23d day Sept A.D. 1883 at the County of Union one Joseph T. Wells in and upon the body of Charles Flaharda then and there being an unlawful assault did make, him the said Charles Flaharda then and unlawfully did strike, beat, wound and ill treat and other wrongs to the said Charles Flaharda then and did contrary to ~~law~~ the form of the statute in such case~~s~~ and provided. And further this deponent saieth not (Signed) Margaret K. Flaharda

Issued warrant for said Joseph T. Wells and delivered it to John Riley Const.

Warrant returned the same day

Pursuant to the Return command of this, I have arrested the within named Joseph T. Wells

and have him now in court this "24" day of Sept 1883.

(signed) John Riley Constable

Case was called and defendant plead not guilty and asked for a continuance as he was not ready for trial, and he gave recognizance for his appearance ~~at Court~~ on the 26" day of Sept A.D. at 9 oclock A.M.

Issued subpoenas for the following persons as witnesses for the State Lee Horn, Ezra Pitcher, Huldah Scoby William Flaharda Nettie Horn Jessie Graham and Ollie Guy; and for the defendant Pearl Robinson John Rickard Alice Horn and Walter Horn

Witnesses on both sides examined.

It appeared to me from the testimony that the defendant is guilty of Assault and battery upon the person of the said Charles Flaharda.

Said Joseph Wells is ordered by me to enter into recognizance in the sum of one hundred dollars for his appearance at the next term of the Court of Common Pleas of said County to answer to said charge, which was done accordingly.

P. Harrington, S. C. Kent, David McClure and Elijah Fox were his sureties

Costs for the state

Justice fees

Complaint	40
warrant	40
Subpoenas	85
continuance	20
Swearing 10 witnesses	50
Recog w/ witnesses	40
4 papers filed	20
Recog to Court	40
Record	45
transcript	45
certificate	25
	$4.10

Constables fees

service of warrant	40
mileage	20
2 subpoenas	1.40
mileage	40
attendance	1.00
	$3.40

Witness fees

Lee Horn	50
Ezra Pitcher	50
Wm Flaharda	50
Nettie Horn	50
Huldah Scoby	50
Jessie Graham	50
Ollie Guy	50
	$2.50

witness for Defense

Pearl Robinson	50
John Rickard	50
Alice Horn	50
Walter Horn	50
	$2.00

I recognized Mrs Margaret K Flaharda and Charles and William Flaharda her sons and Lee Horn as witnesses for the state

J. P. McDowell J.P.

State of Ohio } Jerome Township
Union County } ss

I do hereby certify the above is a full and true copy from my docket, of the proceedings had by and before me, at my office in said Township in the above action

J. P. McDowell J.P.

I send the following names as witnesses for the state Mrs Margaret Flaharda and Charles and Willie Flaharda Lee Horn, and Nettie Horn, Elgra Pitcher, and Jessie Graham.

J P McDowell J.P.

No. 667.

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Joseph T. Wells

Indictment for Assault and battery

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

Martin Eirich

Foreman of Grand Jury.

Filed January 17 1874

J. D. Burgner

Clerk.

John M. Bodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this ..... day of 18

Defendant ..... arrainged, and pleads

..... guilty to this indictment.

..... Clerk.

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of January in the year of our Lord One Thousand Eight Hundred and Eighty four

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Joseph T. Wells

late of said County, on the Twenty third day of September, in the year of our Lord One Thousand Eight Hundred and Eighty three with force and arms, in said County of Union, and State of Ohio, unlawfully did make an assault in a menacing manner, upon one Charles F Laharda, and him, the said Charles F Laharda, did then and there unlawfully strike and wound,

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick

Prosecuting Attorney.
Union County, Ohio

RECONIZANCE TO COMMON PLEAS COURT

~~Mayor's Court.~~

~~OF THE~~

VILLAGE OF

Docket ..... *No.* .....

THE STATE OF OHIO

AGAINST

Joseph T. Wells

ROBERT CLARKE & CO.,
Law Publishers, Booksellers, and Stationers, Cincinnati, Ohio.

RECOGNIZANCE OF PRISONER TO COMMON PLEAS (OR PROBATE) COURT. Robert Clarke & Co., Law Publishers and Stationers, 65 West Fourth Street, Cincinnati, O.

THE STATE OF OHIO, Union COUNTY. } SS.

~~The Village of~~

RE IT REMEMBERED, that on the 26" day of Sept. one thousand eight hundred and eighty three. J T Wells A Harrington L C Kent Elijah K Fox. David McClure personally appeared before me, ~~the undersigned Mayor~~ a Justice of the peace ~~of the said Village~~, in the county aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of one hundred dollars, to be levied on their goods and chattels, lands and tenements, if default be made in the condition following, to-wit: The condition of this recognizance is such that if the above bound Joseph T. Wells shall personally be and appear* before the Court of Common Pleas on the first day of the term thereof next to be holden in and for the County aforesaid, then and there to answer to a charge of Assault and battery upon the body of Charles Flaharda

and abide the judgment of the Court, and not depart without leave, then this recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

J. T. Wells (SEAL.)

SEAL.

L. C. Kent (SEAL.)

David McClure Elijah K. Fox (SEAL.)

Taken and acknowledged before me, this 26" day of Sept A. D. 1883.

Justice of the peace

*If this recognizance be entered into during the term time of said Court, write the word "forthwith" in this blank, and erase the words "on the first day of the term thereof next to be holden."

Common Pleas.

THE STATE OF OHIO,

vs.

J. T. Wells

RECOGNIZANCE.

Filed Jan. 29 — 188 4

J. D. Bingner

Clerk.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
J. T. Wells

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the 29th day of January A. D. 1884 J. T. Wells and John T. McCullough, his surety personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One Hundred Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Joseph T. Wells shall personally be and appear before the Court of Common Pleas of Union Co. O. on the first day of the next Term thereof then and there to answer a certain Indictment filed therein against him for Assault and Battery and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

J. D. Bunyer Clerk.

By ..... Deputy.

Jos T. Wells SEAL

John T. McCullough SEAL

SEAL

SEAL

No. 667 Doc. Page 284

THE STATE OF OHIO,

vs.

Joseph T. Wells

CAPIAS.

Ret'd and filed 188

Clerk.

Published by Siebert & Littey, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO,

Union County, ss. } *I have arrested the within named* Joseph T. Wells and I have him before the Court

FEES.	
Service,	$ 50
Mileage,	240
Conveyance,	200
Assistance,	100
Subsistence,	100
Return,	35
Total,	$2.25

John Alderman Sheriff.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO, } To the Sheriff of said County, Greeting:
Union County, ss.

We Command You, *To take* Joseph T. Wells

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union, Northwitte

to answer to an indictment for

Assault and Battery

and hereof fail not, and have you then and there this writ.

WITNESS, J. D. Burgner *Clerk of said Court, at* Marysville, *Ohio, this* 18th *day of* January *A. D. 188*4

J. D. Burgner *Clerk.*

By W. M. Winget *Deputy Clerk.*

No. .....

.....

.....

The State of Ohio,

vs.

Joseph D Wells

BAIL BOND.

Filed ..... *A. D. 187* .

..... Clerk.

Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers,
Opera House Building, Columbus, Ohio.

SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

[110]

SHERIFF'S BAIL BOND.

STATE OF OHIO,
Union County, ss.

Be it Remembered, That on the 29 day of January A. D. 1884 personally came before me, John Ebensenck Sheriff, of the County of Union & State of Ohio

and severally acknowledged to owe the State of Ohio, the sum of One Hundred Dollars each, to be levied off their goods and chattels, lands and tenements, if default be made in the condition following, to wit:

The Condition of this Recognizance is Such, That, whereas, the above bounden Joseph J Wells has been arrested by me, on a writ of capias issued out of the Court of Common Pleas, in and for the County of Union, on a certain indictment presented in the said Court against the said J J Wells for the offense charged in the said indictment.

Now, Therefore, If the said J J Wells so arrested as aforesaid, shall personally appear before the Judge of the Court of Common Pleas, of the County last aforesaid, on the 4th day of the January term thereof, then and there to plead to the same indictment, and abide the judgment of the Court thereon, and not depart the Court without leave, then this recognizance shall be void and of no effect; otherwise to be and remain in full force and virtue in law.

J. J. Wells Seal.

Seal.

Seal.

Signed in my presence, and approved by me this 29th day of January A. D. 1884

John Ebensenck Sheriff.

Criminal Case File

Case No. 668

191
212

No. 668

Union Common Pleas.

STATE OF OHIO.

against

Silas Bailor

Defendant.

APR TERM 1884

May 7-84 Plea of guilty to assault & battery. Sentenced to jail for 10 days & pay fine of $20.00 & cost

Journal No. 13 Page 212

Record No. 2 Page 401

Ex. Doc. C Page 141

ORR & HARRIS, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

Transcript

State of Ohio
vs.
Silas Bailer

Before me M. M. Hill one of the Justice of the Peace in and for Claibourne Tp. Union County O. On this 30th day of January 1884 personally came William Hite who being by me first duly sworn according to law deposeth and says. That on or about the 30th day of January A.D. 1884 at said County of Union one Silas Bailer, then and there being did unlawfully and maliciously with a certain ax which he then held strike cut and wound the said William Hite in his left hand. That said cutting and wounding of said William Hite as aforesaid was with intent on the part of said Silas Bailer to kill or wound the said William Hite contrary to the statutes in such cases made and provided for and against the peace and dignity of the state of Ohio

William Hite

Sworn to and subscribed by said William Hite before me this 30th day of January A.D. 1884.

M. M. Hill J.P.

Thereupon I required the complainant to acknowledge himself responsible for costs who then signed the following.

I acknowledge myself responsible costs in case the above complaint is dismissed. William Hile

Signed and acknowledged before me. this 30th day of January A.D. 1884

M. W. Bill Justice of the Peace

January 30th A.D. 1884 Issued warrant against Silas Bailey and delivered to W. T. Jones Cons also subpoenas for Jackson Debolt and Isaac Smart.

February 1st A.D. 1884 Writ returned Endorsed as follows:— Rec'd this Writ Jany 30th A.D. 1884 and February 1st 1884 Executed the same by arresting the within named Silas Bailey and bringing him before the within named Justice of the Peace W. T. Jones Cons also Writ for subpoenas as follows— served this Writ on the within named Isaac Smart and Jackson Debolt.

The said Silas Bailey was forthwith arraigned before me Plead not guilty. whereupon proceeded to trial. William Hile Isaac Smart— Jackson Debolt were

and examined for the State.
Thereupon I find from the evidence of the said witnesses I do find the defendant guilty as charged.
It is therefore on the 1st day of February A.D. 1884 by me the said Justice of the Peace ordered and adjudged that the said defendant Silas Bailer be and is hereby required to enter into bonds in the sum of ($300.00) Three Hundred Dollars to appear before the court of common Pleas on the 1st day of the next term thereof to be holden in said county in default thereof he be committed to the Jail of said county to await the action of said court and he pay the costs herein taxed at. M.W. Bell J.P.

Issued Mittimus and handed to W. D. Jones Cons
February 2nd A.D. 1884 Mittimus returned indorsed as follows. By virtue of this writ I have this day committed the body of the within named Silas Bailer to the Jail of Fenton county Ohio. And have left with the Jailer ~~a copy~~ thereof a certified copy thereof of this writ. W. D. Jones Con

Justice costs	Cons. Fees. (warrant)		(Mittimus)	
Affidavit .40	Executing order	.40	Service	.40
Docket .10	Mileage 20 miles	.15	Copy	.25
Warrant .40	Atty Fee	1.00	Mileage 20	1.85
Record .75	Conveyance	1.50	Transporting &	
Filing papers .20		$4.05	Justices	2.90
~~Atty trial 1.00~~	(Subpoenas)			$5.40
Mittimus .40	Service 1st fee	.25		.05
	" 2 "	.10		.10
Transcript 1.00	" Mileage	.75	Total -	$10.55
Certifying .25		$1.10		
$3.50		Justice costs		3.50
	Total	Costs		$14.75

Swearing wit .25
Judgment .40
$4.15
Sub .25
.20
ad -

State of Ohio Union county s.s.
I - hereby certify that the above is a true copy of the proceedings had by and before me in the above cause -

February 2nd A.D. 1884 M. M. Bell
Justice of the Peace

The State of Ohio } Indictment
vs, } for cutting
Silas Bailor } with intent to
} wound,

This day came the prosecuting attorney on behalf of the State of Ohio, and the defendant being brought into court in custody of the Sheriff and arraigned upon said indictment for plea thereto saith he is "not guilty", and puts himself upon the country and the prosecuting attorney doth the like.

Apr. 28-84

State
vs
Bailey

April 23. 1884

Ind. for cutting &c.

It appearing to the Court the deft is in indigent circumstances and unable to employ counsel the Court at his request appoints W. S. Hooper Esq. as counsel to defend him.

May 7th 84

May 5 - 1864

Dawn { Suit for cutting &c -

The court this day to the allow and order paid to W. G. Hooper Esq. heretofore appointed as counsel for deft herein, the sum of $25-00 for his services

J, 13 P, 217

The State of Ohio } No.
vs } Indictment for cutting with intent to
Silas Bailer } wound,

This day came the prosecuting attorney on behalf of the state of Ohio, the defendant was brought into court in custody of the Sheriff and his counsel also being present. Thereupon said defendant retracts his plea of not guilty heretofore entered, and for plea to said indictment saith he is guilty of assault and battery which plea is accepted by the prosecuting attorney; and the court having been fully advised in the premises, and the said defendant being inquired of, if he had anything to say why judgment should not be pronounced against him, and having nothing to say:

It is therefore considered and adjudged by the court, that the said defendant pay a fine of twenty dollars and the costs of this prosecution and that he be imprisoned in the jail of Union County, Ohio for the term of twenty days; and that ~~he pay the costs~~ he stand committed to said jail of Union County, Ohio until said fine and costs are paid. At the same time it is considered and adjudged by the court that said defendant enter into recognizance in the sum of one hundred dollars to keep the peace toward said William Hito, the prosecuting witness, Thereupon ~~came~~ the said Silas Bailer entered into such recognizance in open Court, —

No. 668

Union County Common Pleas.

THE STATE OF OHIO,

vs.

Silas Bailor

Indictment for Assault with intent to wound

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury, by order of the Court at the request of the Prosecuting Attorney.

A TRUE BILL.

C. W. Smith

Foreman of Grand Jury.

Filed April 15th *1884*

J. D. Bingner

Clerk.

Phil M. Bodrick

Prosecuting Attorney.

ODELL & MAYER,
Blank Book Manufacturers and Legal Blank Publishers,
Dayton, Ohio

On this 23rd *day of* April *1884*

Defendant arrainged, and pleads not *guilty to this indictment.*

J. D. Bingner *Clerk.*

May 7th 1884 Defendants retracts his plea of not guilty heretofore entered herein and enters a plea of guilty.

J. D. Bingner
Clerk

THE STATE OF OHIO,

Union County, ss.

In the Court of Common Pleas, Union **County, Ohio,**

of the Term of April in the year of our Lord One Thousand Eight Hundred and Eighty Four

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union, impanneled, sworn and charged to inquire of crimes and offenses committed within the said County of Union, in the name and by the authority of the State of Ohio, on their oaths, do find and present, that

Silas Bailor

late of said County, on the Thirtieth day of January, in the year of our Lord One Thousand Eight Hundred and Eighty Four with force and arms, in said County of Union, and State of Ohio,

with a certain axe, which he, the said Silas Bailor, then and there in both his hands had and held, did unlawfully, maliciously, and purposely cut one William Hite, then and there being, with intent thereby, then and there him, the said William Hite, to wound

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Brodrick

Prosecuting Attorney.

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

Silas Bailey

STATE OF OHIO,

Union County, ss.

On the 21 *day of* April *18*64*, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Mehrn *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - -	30
Mileage, - - - - - - -	16
	46

..... Common Pleas.

THE STATE OF OHIO,

vs.

.....

.....

.....

RECOGNIZANCE.

Filed ..... *18*.....

.....

Clerk.

J. O. BURGNER, CLERK
FILED
MAY
7
1884
UNION COUNTY, O.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [74]

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
Silas Bailor

THE STATE OF OHIO,
Union County.

Be It Remembered, That on the Seventh day of May, A. D. 1884 Silas Bailor, ~~his surety~~ personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe and be indebted unto the State of Ohio the sum of One Hundred Dollars, to be levied of their respective goods and chattels, lands, tenements and estates, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Silas Bailor shall ~~personally be and appear before the Court of Common Pleas~~, be of good behavior and keep the peace with all persons and especially with William Hite in accordance ~~then and there to answer a certain~~ with a certain indictment filed herein against him for Cutting with intent to wound and abide the order and judgment of the Court, ~~and not depart without leave~~, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

J. L. Gingrich Clerk,
Attest: W. T. Hoopes Clerk

By ..... Deputy.

Silas his + mark Bailor SEAL

SEAL

SEAL

SEAL

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... *Crim. Cost Bill* ..... *Term.*

THE STATE OF OHIO,
against

.....

.....

Crim. App. Doc. ..... *Page* .....

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Pliff.	Deft.
Doc. and App. Pliff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	16	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing & Papers. & Post, in App. Doc. each,	12	96	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37		
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29	29	
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16	64	
additional names, each,	4	52	
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4	104	
Certf. "	4	60	
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	8	
Entering—Orders on Journal, per 100 words,	8	40	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	16	
Transcribing—Orders on Docket, "	8	24	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		60	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12	12	
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35	35	
Recording 21 words at 8c each 100,		168	
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	88	
Total Clerk's Fees,	$	9.67	

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12	12	
Serving Subpœna on Witnesses,	10	15 00	Estimate
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60	180	
Com. Prisoner to Jail, "	60	60	
Discharging Prisoner,	60	60	
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,		46	
Transportation,			
Total Sheriff's Fees,	$	18.58	

WITNESS FEES.	Pliffs.	Defts.
Clerk	9 67	
Sheriff	18 58	
Wit. Doc. 6 P 376	44 60	
	72 85	
on Transcript	14 70	
	87 55	
Tries above		

Criminal Case File
Case No. 668

138
145
156
157

No. 668

Union Common Pleas.

STATE OF OHIO,

against

Thomas Jefferson Gibson
Defendant.

JAN TERM, 1884

Feby 4th 1884-
Sentence One year &
Judgt for cost-

Journal No. 13 Page 156
Record No 2 Page 394
Ex. Doc. 6 Page 128

Orr & Harris, Blank Book Manufacturers and Legal Blank Publishers, Xenia, Ohio.

Jan. 22 – 1884
Defendant arraigned and plead not guilty.
J. D. Bingner
Clerk

No. 668

State of Ohio, Union Co.

COURT OF COMMON PLEAS.

January Term, 1884.

THE STATE OF OHIO,

vs.

Thomas Jefferson Gibson

INDICTMENT FOR

BURGLARY AND petit LARCENY.

A TRUE BILL:

Martin Eirich

Foreman of the Grand Jury.

Prosecuting Witness.

Plea

Filed January 17 – 18 84

J. D. Bingner

Clerk.

John M. Brodrick

Prosecuting Att'y Union *Co.*

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio.

ON THE ..... *day of* ..... *18* ..... *I served a duly certified copy of the within indictment, by handing the same to* .....

Defendant .

Fees, $ .....

By ..... *Sheriff.*

Deputy.

copied

State of Ohio, Union County,

THE COURT OF COMMON PLEAS.

January Term in the Year Eighteen Hundred and Eighty four,

Union County, ss:

THE GRAND JURORS of the County of Union in the name, and by the authority of the State of Ohio, on their oaths do present and find that

Thomas Jefferson Gibson

about the hour of seven o'clock, in the night season of the First day of December in the year one thousand eight hundred and eighty three in the County of Union aforesaid, into a certain ware-house of

Oscar M. Lyon

there situate and being, wilfully, maliciously, forcibly and burglariously did break and enter, with intent thereby then and there the personal goods, chattels, property and monies of said

Oscar M. Lyon

in the said ware-house then and there being feloniously, to steal, take, and carry away

and four beef hides of the value of Twenty one dollars and twenty eight cents, of the personal property of the said Oscar M. Lyon, in said ware-house, then and there being found, then and there unlawfully did steal, take, and carry away,

Contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of Ohio,

John M. Bredrick

Prosecuting Attorney, Union County, Ohio

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

J. J. Gibson

STATE OF OHIO,

Union County, ss.

On the 19th *day of* January *1884, I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Huberner *Sheriff.*

By ..... *Deputy.*

JOURNAL PRESS JAN 22 1884 UNION COUNTY

SHERIFF'S FEES.

Service of Indictment, - -	1.30
Mileage, - - - - - - -	.16
	1.46

No. .....

Union County Common Pleas.

STATE OF OHIO,

vs.

Wm C Irwin

STATE OF OHIO,

Union County, ss.

On the 19th *day of* January *187*—, *I served a certified copy of the Indictment in the above entitled case upon the defendant,*

.....

by delivering to him said copy.

John Johnson *Sheriff.*

By ..... *Deputy.*

SHERIFF'S FEES.

Service of Indictment, - - .30

Mileage, - - - - - - .46

.....

Jan. 29 - 1887

J. 13 P. 145

The State of Ohio } No, 668.
vs. } Indictment for burglary and petit
Thomas Jefferson Gibson } larceny.

Now comes the prosecuting attorney on behalf of the State of Ohio, the defendant was brought into court in custody of the sheriff, and his counsel also coming; thereupon said defendant retracts his plea of not guilty heretofore entered, and for plea to said indictment, saith he is guilty as charged in said indictment; and the said defendant is remanded to the custody of the sheriff until sentence.

Copied

THE STATE OF OHIO,

vs.

T. J. Gibson

Subpœna for States **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
O M Lyons			
Otto Milligan			

SHERIFF'S FEES.		
Service,		20
Mileage,		92
Copy,		20
Total,		72

Hobensack *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss. }

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna

D. M. Lyons and Otis Millington

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 20th *day of* Jan. *A. D. 1884, at* 9 *o'clock* A.M., *then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes*

Shannon Jefferson Gibson

on behalf of the State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 24 *day of* January *A. D. 1884*

J. D. Bryan *Clerk.*

Deputy Clerk.

Copied

THE STATE OF OHIO,

vs.

T. J. Gibson

Subpœna for State **Witnesses.**

Returnable *188*

Att'y for .....

I HEREBY CERTIFY this to be a true copy of the original Subpœna.

..... *Sheriff.*

B. F. WADE & CO., PRINTERS, TOLEDO

I served this writ as commanded, on the following named persons, and they are entitled to travel fee for the number of miles set opposite their respective names.

NAMES OF WITNESSES.	Miles.	How Served. Person'l Service.	By Copy.
S. Bennett			
J. Hibner			

SHERIFF'S FEES.		
Service,		20
Mileage,		32
Copy,		20
Total,		72

Hibner *Sheriff.*

..... *Clerk.*

Published by B. F. Wade & Co., Printers, Blank-Book Mfrs. and Stationers, 94 & 96 St. Clair Street, Toledo.

Subpœna in Criminal Case.

STATE OF OHIO. }
UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna Samuel Barnett

and John Habensack

to be and appear before the Court of Common Pleas of the County of Union, at the Court House in said County, on the 20 *day of* Jan. *A. D. 188*4*, at* 9 *o'clock A. M., then and there to give testimony and the truth to say in certain case pending in said Court, wherein the State of Ohio prosecutes* Thomas J. Gibson *on behalf of the* State. *Hereof fail not, under the penalty of the law, and have you then and there this writ.*

WITNESS my hand and the seal of said Court, at **Marysville,** *this* 24 *day of* January *A. D. 188*4

J. D. Bunger *Clerk.*

Deputy Clerk.

THE STATE OF OHIO.

vs.

Thomas Jefferson Gibson

MITTIMUS.

Ret & filed Dec 3 1883
J H Kirkpatrick JP

Published by STEBERT & LILLEY, Blank Book Manufacturers, and Legal Blank Publishers, Opera House, Columbus, O.

RETURN.

Dec 3 1883, 18 83 I committed the within named Thomas Jefferson Gibson to the custody of the within named Jailor John Holenbaek

with whom I left a certified copy of this writ.

Sam Bennett Constable.

FEES: { Mileage, $ 20
Service, $ 40
Copy 2 50
Attendance 1 50
$2 30

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [20]

MITTIMUS AFTER TRIAL.

THE STATE OF OHIO,
Union County, ss. } To the Keeper of the Jail of the County aforesaid, GREETING:

Whereas, Thomas Jefferson Gibson

late of the County of Union has been arrested on the oath of Allen Lyon on a charge that on or about the 1st day ~~for the~~ of December 1883, in the night season, to wit, about the hour of 10 o'clock P.M. of said day, did unlawfully, fraudulently, maliciously, wilfully, forcibly, and feloniously break and enter into the storehouse of said Allen Lyon with intent to steal, take and carry away the property of said Allen Lyon, and did unlawfully take and carry away 40 lbs. of the property of said Allen Lyon, and has been ~~examined by me~~ arraigned upon the one of the Justices of the Peace for said County, and required to give bail in the sum of Four hundred Dollars, for his appearance before the Court of Common Pleas of said County, on the first day of the next term thereof, which requisition he has failed to comply with. Therefore, in the name of the State of Ohio, I command you to receive the said Thomas Jefferson Gibson

into your custody in the jail of the County aforesaid, there to remain until he be discharged by due course of law.

Given under my hand and Seal, this 3rd day of Dec A. D. 1883

J. H. Kirkadr [SEAL]
Justice of the Peace.

THE STATE OF OHIO,

vs.

Thomas Jefferson Gibson

Affidavit for State Warrant.

Filed Dec 3rd 1883.

J. H. Kirkland J.P.

not guilty.

Waive of bond & sec

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Affidavit for State Warrant.

THE STATE OF OHIO, Union COUNTY, SS.

Before me, J. H. Kirkpatrick one of the Justices of the Peace for said County, personally came O. M. Lyon who being duly sworn according to law, deposeth and saith that one Thomas Jefferson Gibson

late of said County, on or about the 1st day of December in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty-three, at the County of Union aforesaid, did unlawfully and feloniously, in the night season, to wit about the hour of seven o'clock P. M. of said day, did maliciously and forcibly break and enter into the store house of this affiant with intent to steal 72 hides being property of value, and did unlawfully take steal and carry away 4 of said hides of the value of $21.28 the property of said O. M. Lyon contrary to the statute in the state of Ohio in such case made and provided

and this deponent doth verily believe that the said Thomas Jefferson Gibson

is guilty of the fact charged; and further this deponent saith not.

Signed, O. M. Lyon

Sworn to and subscribed before me, at the County aforesaid, this 3rd day of December, A. D. 1883

J. H. Kirkpatrick Justice of the Peace.

Transcript
from docket of J. W. Whitehead
J. P. in case of

The State of Ohio
vs
Thomas Jefferson Gibson

Transcript

from Docket of J. & I. Whittlesade J. P. Paris to Union Co O. Criminal Docket A page 271. Case No 35.

The State of Ohio
vs
Thomas Jefferson Gibson } Burglary.
December 3. 1883.

Complaint in writing on oath, signed by O. M. Lyon, filed with me, charging that one Thomas Jefferson Gibson, late of said County of Union, on or about the 1st day of December 1883, at the County of Union State of Ohio, unlawfully and feloniously in the night season, to wit: about the hour of 7 o'clock P. M. of said day did maliciously wilfully and forcibly break and enter into the Shoe House of said O. M. Lyon with intent to steal, Beef hides being property of value, and did unlawfully take, steal, and carry away 4 Beef hides of the value of $21.28 the property of said O. M. Lyon, all contrary to the statute of the State of Ohio in such case made and provided.

Decr 3, 1883. Issued warrant against said defendant and delivered to Sam Bennett, Constable.

Decr 3 1883. Warrant returned with body of defendant. Constables return "I have arrested the within-named Thomas Jefferson Gibson, and now have him in Court. Decr 3 1883."

Sam'l Bennett Const

Decr 3, 1883. The defendant Thomas Jefferson Gibson, was arraigned before me, and the charge read to him, whereupon he plead "not guilty" but waived an examination of witnesses to sustain the charge and submitted to be bound over without such examination. I therefore ordered him to enter into a recognizance in the sum of $500 with sufficient sureties for his appearance at Court, and the defendant not offering sufficient bail I issued a mittimus for his committment to the jail of said County of Union, to await the action of the Court of Common Pleas, of said County.

Decr 3, 1883. Mittimus returned "Decr 3 1883 I committed the within-named Thomas Jefferson Gibson to the custody of the within-named Jailer John Robinsack, with whom I left a certified copy of this writ.

Dean Bennett Constable

Decr 3 1883 Made transcript and delivered to the Clerk of Court with original affidavit and mittimus.

J. W. Knittle JP

Cost Bill.

Justice fees	$	cts	Constables fees	$	cts
Affidavit.		40	Serving		40
Warrant		40	Mileage " 11 miles		70
Judgment		40	Ser mittimus		40
Trans forming Jud,		15	Ctfo "		25
Transcript 400 words		60	Mileage "		20
Certifying same		25	Attendance	1	00
Final Mittimus		40	Com to Jail warrant		40
Filing 3 papers		15	Brigant pris for ex		40
Record 300 words		45	Mileage		20
Index		15	Conveyance	3	00
Total J. Ps	3	35	Sustenance	2	70
			Assistance	9	50
			" in Mit	1	50
			Total Const	20	65

Recapitulation

J. H. Kuikendall J.P. fees 3,35

Sam Bennett const " 20.65

Total costs before J.P. $24.00

The State of Ohio Union County Paris Township: ss

I do hereby certify that the above is a true and copy from my docket, of the proceedings had by and before me, at my office in said township, in the above action.

Decr 3, 1883. J. H. Kuikendall J.P.

Crim. Doc. C, Page 128

COMMON PLEAS.

The State of Ohio

vs.

Thos J. Gibson

FI. FA. ET CA. SA.

This Writ dated 187

Fine, ... $

Costs, ... $

$

Defendant's Costs, $

Int. from

Inc. Costs, ... $

Prosecuting Attorney.

Received 187

Sheriff.

Ret. and filed 187

Published by Siebert & Libby, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No goods or chattels or lands or tenements found whereon to make any part of the debt

John Hohmann
Sheriff Lucas Co

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [521]

Fieri Facias et Capias ad Satisfaciendum.

VOL. 60 (1863) OHIO LAWS, P. 66.

THE STATE OF OHIO, Union County, ss. } TO THE SHERIFF OF OUR SAID COUNTY--GREETING:

We command you, *that of the goods and chattels of*

Thos Jefferson Gibson

in your bailiwick, you cause to be made $—

Dollars, being the amount of a fine and the costs of prosecution which the State of Ohio, in our Court of Common Pleas, at a term thereof, commencing on the 14th *day of* Jan—, *A. D. 1884, by the judgment of said Court, recovered against the said*

Thos Jefferson Gibson

whereof Lewis *convicted, as appears of record, with interest thereon from the first day of the term aforesaid; and for the want of goods and chattels, we command you to take the bod..... of the said*

and ..... *commit to the jail of said County, and safely keep therein until* ..... *pay, or secure to be paid, the full sums aforesaid, with the interest aforesaid, and increase costs, or until* ..... *be otherwise discharged according to law. Hereof fail not, but of this writ and your service thereof make due return.*

WITNESS *my hand and the seal of said Court, at* Marysville O. *this* 4th *day of* Feb. *A. D. 1884*

J. D. Burgner Clerk.

By ..... Deputy Clerk.

Criminal Case File
Case No. 669

292

No. 669

Union Common Pleas.

STATE OF OHIO.

against

W. B. Dunfee

Defendant.

MAY TERM. 1886

Indictment

1886

Left off Docket

Journal No. 14 Page 80

No Record.

Record No. Page

Ex. Doc. Page

The State of Ohio
vs
Wm B Donofer

Charge
Assault with
intent to Kill

The State of Ohio } Union County
against
Wm B Donfee } Before H J King J P
Criminal Docket page 46

May 30th AD 1884 Complaint in writing upon oath ~~filed with me~~ and signed by Lewis Holycraft and filed with me charging that Wm B Donfee on or about the 26 day of May AD 1884 at the County of Union unlawfully and willfully did make an Assault upon the Body of the said Lewis Holycraft with the intent him the said Lewis Holycraft then then to kill by striking kicking & biting the said Lewis Holycraft

May 30th AD 1884 I require the Complainant to secure the costs which he did as follows I acknowledge myself bound for costs of this Complaint be dismissed Signed George Gibson

Signed and acknowledged before me & surety approved this May 30 1884

H J King JP

I issued a State warrant for the Body of the said W B. Donfee and delivered the same to Sam Bonnett Const May 30th AD 1884

June the 5th AD 1884 I took the body of the within named William B Donfee and have him before Justice H J King June 5th AD 1884 My fees Mileage $1.05 Service .40 attendance $1.00 Commitment $2.00 = $4.45

Sam Bonnett Const

June 5th A D 1884 said W B Dunfee was
arraigned & plead not guilty and
waived examination and request
to be bound over to the Court of Common
Pleas of said County
Whereupon I demanded the Defendant to enter
into a bond of $100.00 with approved surety
Payable to the State of Ohio which
requisition defend complyed with and
gave A B Robinson as surety for
his appearance at the next term of
Court to be holden in said County
and reads as follows to wit

The State of Ohio
County of Union } SS Be it remembered
That on the 5th day of June A D 1884
Wm B Dunfee and A B Robinson
Personally appeared before me H J King
one of the Justices of the Peace in & for
the County of Union and jointly and
severally acknowledge themselves to
owe the State of Ohio the sum of
One hundred Dollars to be levied
on their goods & Chattles Lands &
Tenements If Default be made in
the Condition following to wit
The Condition of this recognizance
is such that if the above bounden
William B Dunfee shall appear and
be before the Court of Common Pleas
on the first day of the term next
to be holden in the County
aforesaid then & there to answer

a charge of an Assault with intent to kill and abide the judgment of the Court and not depart without leave and in the meantime be of good behaviour to keep the Peace towards the Citizen of the State generally and the said Lewis Holytrupp Especially then this Recognizance to be void otherwise it shall be and remain in in full force & virtue in Law

William B Dunger
A B Robinson

Taken & acknowledged before me this the 5th day of June AD 1889
H J King J P

The State of Ohio Lawrence County
Paris Township

I do hereby certify the above is a full and true Copy from my Docket of the proceedings had by and before me at my office in said Township in the above action
July 5th AD 1889 H J King
J P of the aforesaid Township

J P Fees

Appeal	40	Const Fees		Fee for transcribing $1.00
Warrant	40	Milage $1.05		
filing 3 papers	15	Service	40	H J King
Recg	40	Conveyance	200	J P
Satisfaction	20	Attendance	100	
Docket entry	60		$4.45	
	$2.15			

No. 669

Union County Common Pleas.

THE STATE OF OHIO,

AGAINST

William B. Dunfee

INDICTMENT FOR

Assault & Battery

This Bill of Indictment found upon testimony sworn and sent to the Grand Jury at the request of the Prosecuting Attorney

A TRUE BILL.

M. E. Stamats

Foreman of Grand Jury.

Filed Sept. 10th 1884

J. L. Bunger Clerk

John M. Bodrick

Prosecuting Attorney.

Odell & Mayer, Blank Book Manufacturers and Legal Blank Publishers, Dayton, Ohio.

On this ..... day of ..... 18 ....., Defendant arraigned and pleads ..... guilty to the indictment.

.....

..... Clerk

I hereby certify this to be a full and true copy of the original Indictment in this case, now on file in my office.

..... 18 .....

..... Clerk

contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the State of Ohio.

John M. Bodrick

Prosecuting Attorney.

INDICTMENT.

THE STATE OF OHIO,
Union County, ss.

IN THE COURT OF COMMON PLEAS,
Of Union County, Ohio.
For the Term of September A. D. 1884

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Union impaneled, sworn, and charged to inquire of crimes and offenses committed within said County of Union in the name and by the authority of the State of Ohio, on their oaths , do find and present, that

William B. Dunfee

late of said County, on or about the 26th day of May in the year of our Lord One Thousand Eight Hundred and Eighty four, with force and arms in said County of Union and State of Ohio, unlawfully did make an assault, in a menacing manner, upon one Lewis A. Holycross, and him, the said Lewis A. Holycross, did then and there unlawfully strike and wound,

Doc. Page

THE STATE OF OHIO,

vs.

Wm B. Dunfee

CAPIAS.

Ret'd and filed 188

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

THE STATE OF OHIO,

Lucas County, ss. } *I have arrested the within named* Wm Dunfee this 13th day of September 1887 and have him body now in court

John Schmitz *Sheriff.*

FEES.

Service, Serving	$ 50
Mileage, 10 miles	1 60
Conveyance,	1 00
Assistance,	
Sustenance,	
Return,	
Total,	$ 2 80

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

CAPIAS.

THE STATE OF OHIO, } To the Sheriff of said County, Greeting:
Union County, ss.

We Command You, *To take* William B. Dunfee

and him safely keep, so that you have his body before the Judge of the Court of Common Pleas at the Court House in Marysville, *in said County of* Union,

to answer to an indictment for

Assault and Battery

and hereof fail not, and have you then and there this writ.

WITNESS, my hand and seal as *Clerk of said Court, at* Marysville, *Ohio, this* 11th *day of* Sept. *A. D. 1884*

J. L. Bunger *Clerk.*

By *Deputy Clerk.*

..... Common Pleas.

THE STATE OF OHIO,

vs.

.....

.....

.....

RECOGNIZANCE.

Filed ..... *18*.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio. [74]

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
Wm B. Dunfee

THE STATE OF OHIO,
Union County.

Be It Remembered, That on the Fifteenth day of September, A. D. 1884

Wm B. Dunfee, his surety personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe and be indebted unto the State of Ohio the sum of One hundred ——— Dollars, to be levied of their respective goods and chattels, lands, tenements and estates, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound Wm B. Dunfee shall personally be and appear before the Court of Common Pleas, on the 29th day of September A.D. 1884 then and there to answer a certain Indictment filed herein against him for Assault and Battery and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

J. T. Bunger Clerk

By ——— Deputy.

Wm B. Dunfee SEAL

SEAL

SEAL

SEAL

..... Common Pleas.

THE STATE OF OHIO,

vs.

.....

.....

.....

RECOGNIZANCE.

Filed ..... *188*....

..... Clerk.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
W. B. Dunfee

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the 24th day of September A. D. 1884 W. B. Dunfee and, his surety personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One Hundred Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound W. B. Dunfee shall personally be and appear before the Court of Common Pleas on the first day of the next term thereof to be holden then and there to answer a certain Indictment filed therein against him for Assault and Battery and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

J. D. Burgner Clerk.

By W. M. Winget Deputy.

Wm B Dunfee SEAL
J. B. Galloway SEAL
SEAL
SEAL

..... Common Pleas.

THE STATE OF OHIO,

vs.

.....

.....

.....

RECOGNIZANCE.

Filed March 23 = 1885

J. D. Bunger

Clerk.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House, Columbus, Ohio.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

Recognizance of Party Accused.

THE STATE OF OHIO,
vs.
W. B. Dunfee

THE STATE OF OHIO,
Union County.

Be it Remembered, That on the 23rd day of March A. D. 1885

W. B. Dunfee, his suret personally appeared in open Court of Common Pleas in and for the County aforesaid, and jointly and severally acknowledged themselves to owe the State of Ohio the sum of One hundred — Dollars, to be levied of their respective goods and chattels, lands and tenements, if default be made in the condition following, to-wit:

The Condition of this Recognizance is such, that if the above bound W. B. Dunfee of Union County, Ohio, shall personally be and appear before the Court of Common Pleas, on the first day of the next thereof then and there to answer a certain Indictment filed therein against him for Assault and Battery and abide the order and judgment of the Court, and not depart without leave, then this Recognizance shall be void; otherwise it shall be and remain in full force and virtue in law.

Taken and acknowledged in open Court on the day and year first above written.

Wm B Dunfee SEAL
J B Galloway SEAL
SEAL
SEAL

Clerk.

By Deputy.

No. ..... Crim. App. Doc. ..... Page .....

COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,

against

.....

.....

..... Term, 188.....

Filed ..... A. D. 188.....

.....

Clerk.

Published by Siebert & Lilley, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, O.

Published by SIEBERT & LILLEY, Blank Book Manufacturers and Legal Blank Publishers, Opera House Building, Columbus, Ohio.

No. ..... Crim. Cost Bill May Term. 20 Crim. App. Doc. ..... Page .....

THE STATE OF OHIO,
against
W. B. Dunlee

..... County,

COURT OF COMMON PLEAS.

Revised Statutes of Ohio, 1880, Secs. 1260-3.

CLERK'S FEES.		Plff.	Deft.
Doc. and App. Plff. and one Deft.,	12	12	
additional, each,	4		
Entering Finding Indictment,	8	8	
Entering Pleas, each,	8	8	
Indexing Docket, "	4	4	
Indexing Judgments & Final Ord., each case,	15	15	
Indexing Pending Suits and Liv. Judg. " "	15	15	
Entering Motion on Docket and Index,	8		
Filing Papers. & Post, in App. Doc. each,	12	48	
Taking Affidavits, "	8		
Certifying " without Seal,	15		
" " with "	35		
Filing Prec., Iss. Capias, Return and Filing,	37	37	
" " " Att., " "	37		
Taking Justification of Bail,	35		
Entering Allowance of Bail,	4		
Spec. War. to bring before Judge, Ret. & Fil.,	33		
Warrant to Discharge Prisoner,	25		
Recog. of Def't and Filing, each,	29	87	
" Wit. " "	29		
Poling Jury when required,	25		
Impaneling Jury and Administering Oaths,	12		
Call and Ent. Tales Jur. and Cert., each,	8		
Fil. Prec., Iss. Sub. for 1 Wit. & Fil.,	16		
additional names, each,	4		
Swearing Witnesses, "	4		
Ent. Att. of " days, "	4		
Certf. "	4		
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	48	
Entering—Orders on Journal, per 100 words,	8	16	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8		
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	8	
Transcribing—Orders on Docket, "	8	16	
" Verdict on "	8		
" Rule on " each,	8		
" Judgment on " "	8		
Copy of Indictment and Certificate,		60	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8	18	
Ent. on Cash Book and Index,	12		
" " Ex. Docket, "	12		
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35		
Recording words at 8c each 100,			
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8		
Total Clerk's Fees,	$	400	

SHERIFF'S FEES.			
On Attachment,			
On Capias,			
Calling, Witnesses,	5		
Calling Jury,	10		
Summoning Jury,	40		
Calling Action,	12		
Serving Subpœna on Witnesses,	10		
Miles Travel, each,	8		
Copies for each 100 words,	8		
Bringing Prisoner to Court, times,	60		
Com. Prisoner to Jail, "	60		
Discharging Prisoner,	60		
Miles Travel, each,	8		
On Fi. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment,			
Transportation,			
Total Sheriff's Fees,	$		

WITNESS FEES.	Plffs.	Defts.