

Criminal Case File  
Case No. 739

No. 739

Union Common Pleas.

STATE OF OHIO.

against

David Morgan

Defendant.

FEB TERM. 1887

Journal No. \_\_\_\_\_ Page \_\_\_\_\_

Record No. 3 Page 114

Ex. Doc. C Page 156

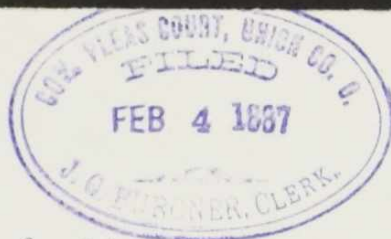


$$\frac{2}{219}$$

$$\frac{2}{213}$$

$$- 200$$

an 1078



State of Ohio }  
vs }  
David Morgan }

State of Ohio Union County ss  
Before M W Hill one of the Justices of the Peace  
in and for said County Personally came R S Stoner  
who being duly sworn according to law Deposeth  
and saith that on or about the 24<sup>th</sup> day of January AD 1887  
at the County of Union some person broke into the store  
and carried away the following goods and chattels to wit  
One ladies skirt One pair of new shoes some new pants  
have been by some person or persons feloniously taken  
stolen and carried away out of the store of one E E Hagan  
of said County of Union and the said goods and chattels as  
he verily believes are concealed by and in the house or on  
the premises of one David Morgan and Francis Bown

R S Stoner

Sworn to before me and at the County of aforesaid this  
25<sup>th</sup> day of January AD 1887

M W Hill JP

I required the complainant to enter bond for security  
for costs with Geo W Smart as surety

January 25<sup>th</sup> AD 1887. Issued search warrant against  
David Morgan and Francis Bown and handed to  
J W Richards Marshal

January 25<sup>th</sup> AD 1887 with return endorsed as follows.

By virtue of the warrant I made diligent search at the  
places therein named and found the following goods in the  
possession of said David Morgan one of the accused  
One pair of shoes. Two pr Cloth Pants. Two women skirt  
and half Bot cages. I also have the within named  
David Morgan now in custody J W Richards Marshal

The Defendant was forthwith arraigned before me and upon hearing the affiant read Plead guilty. I therefore ordered him to enter into a recognisance in the sum of One Hundred dollars and the Defendant not offering sufficient bail I issued a Writimus for the commitment and delivered the same to J W Richards Marshal and recognized the following witnesses for the state E E Hazen. Ed Hazen and J W Richards  
M W Hill J.P.

January 25<sup>th</sup> 1887 Writimus returned endorsed as follows Jan, 25<sup>th</sup> A.D. 1887. I turned the within named person over to the Sheriff of said County  
Service & Return 40 Copy 25 Mileage 17<sup>5</sup> Transportation and Conveyance 3<sup>25</sup> Assistant 1<sup>50</sup> Total - 7<sup>50</sup>  
J W Richards Marshal

The State of Ohio Hamilton County Clarissa D. Bishop, Do  
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  
February 2<sup>nd</sup> 1887

M. W. Hill  
J.P. of the above township



No. \_\_\_\_\_  
State of Ohio, Union Co.  
COURT OF COMMON PLEAS.  
February Term, 1887.  
THE STATE OF OHIO,  
vs.

David Morgan  
INDICTMENT FOR  
BURGLARY AND Petit - LARCENY.

A TRUE BILL:  
W. H. Conkright  
Foreman of the Grand Jury.

Prosecuting Witness.  
Plea not guilty Mar 7 87  
Filed FEB 22 1887  
J. Q. BURGNER, CLERK.  
Clerk.

John M. Cordier  
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.

March 8<sup>th</sup> 1887  
J. H. Brockmire.  
I am willing that  
David Morgan be allowed to  
plead guilty to Petit  
Larceny, but to be in no  
way responsible for any  
other to  
E. H. Morgan

State of Ohio, Union County,

THE COURT OF COMMON PLEAS.

February Term in the Year Eighteen Hundred and Eighty seven  
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

David Morgan

about the hour of One o'clock, in the night season  
of the Twenty fifth day of January in the year  
one thousand eight hundred and Eighty seven in the County of Union  
aforesaid, into a certain store-house of  
Edward E. Hazen

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

Edward E. Hazen

in the said store-house then and there being  
feloniously, to steal, take, and carry away

and one pair of shoes of the value of Two Dollars,  
two pairs of cloth pants of the value of Four Dollars,  
two shirts of the value of Three Dollars and  
one-half box of cigars of the value of One Dollar  
and all of the value of Ten Dollars of the  
personal property of the said Edward E. Hazen in said store-  
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. Brodus  
Prosecuting Attorney, Union County, Ohio.



# CRIMINAL COST BILL.

THE STATE OF OHIO,

VS.

David Morgan

Filed Term, 1887

## Notice.

In all criminal cases wherein Transcripts are sent up to Clerk's or Auditor's office, Justices of the Peace and Mayors must certify the fees accruing in such case on one of these forms properly, if they want their fees taxed by the Clerk or allowed by the Commissioners.

In all cases the allowance for Transportation and Subsistence must be made by the Justice or Mayor, and so certified by him before it will be paid.

If arrests are made outside of the County, it must be stated in the Transcript.

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

## Rev. Statutes of Ohio.

SECTION 1308. In all felonies the fees of witnesses before Justices of the Peace, Mayors, and Police Justices shall be paid upon the allowance of the Commissioners out of the County Treasury, on the certificate of such officer, notwithstanding the state has failed.

SECTION 1309. The County Commissioners may at any regular session make an allowance to any of said officers in lieu of fees in causes of felonies, wherein the state fails, and in misdemeanors wherein the defendant proves insolvent, but the aggregate amount of such allowances to an officer in any year shall not exceed the fees legally taxed to him in such causes, nor shall the aggregate amount allowed to an officer in any year exceed one hundred dollars.

SECTION 1310. The county commissioners may allow and pay any necessary expenses incurred by an officer in the pursuit of a person charged with a felony who has fled the country, in addition to the allowance provided for in the preceding section.

SECTION 1311. In ascertaining the amount of fees taxed by any justice of the peace, mayor or police judge, or justice with a view to making him the allowance hereinbefore mentioned, it must be made to appear in cases where such officer was authorized to take security for costs that he has exercised reasonable care in taking such security, and until satisfied by the certificate of such justice of the peace, police judge, or justice or mayor before whom such causes were heard, or other proof to the satisfaction of the commissioners that the prosecuting witness was indigent, and entirely unable to pay the costs, or procure security for the payment of the same, and that the officer exercised due care in taking such security, the officer's fees in such causes shall not be included in ascertaining the amount so to be allowed.

SECTION 1312. Where such officer takes security for costs that is insufficient at the time of taking the same, the commissioners shall not take into account his fees in such case in making any allowance therein to him.

# JUSTICE OR MAYOR'S CRIMINAL COST BILL.

To the Commissioners of Union County, Ohio.

January 25 1887

THE STATE OF OHIO,

On Complaint of R. S. Stover

vs.

David Morgan

for Burglary

Before M. W. Hill

a Justice of the Peace in and for the Township  
of Claborn  
County of Union, and State of Ohio.

Justice or Mayor's Fees.		Constable or Marshal's Fees.		Assistant.	
	Doll's Cts.		Doll's Cts.		
Affidavit,	40	Warrant, each person named,	40	2 assistants	3 00
Warrant for each person named,	40	Mileage, 1st mile 20, each ad'l	75		
Subpoena Wit's one person,	25	Mileage as above,	150		
" " each additional,	5	<u>Conveyance</u> Serving Precept,	40	Witness,	
Adjournment or Continuance,	20	Mileage as above.			
Swearing Witnesses, each	5	Serv'g Sub. Witnesses, 1st name,	25		
Judgment,	40	" " " each add'l	10		
Dismissing,	40	Mileage as above,			
Recognizing one Witness,	40	Copies each,	25		
" each additional,	10	Mileage as above,			
Recognizing Defendant,	40	Attending Trial per day,	1 00		
Mittimus,	40	Serv'g Mittimus, each person,	40		
Filing Papers, each	5	Copy to Jailor,	25		
Record per 100 words,	15	Mileage as above,	175		
Execution,	40	<u>Transportation</u>	3 00		
Satisfaction,	20	<u>Substantive</u>	25		
Transcript per 100 words,	15			1 assistant	1 50
Certificate,	25				
<u>Indexing</u>	10				
<u>Attending Examination</u>	1 00				
<u>Bond</u>	40				
Total	5 30	Total.	9 30		4 50

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

I do hereby Certify, that the above is a full and true statement of Costs as taken from my Criminal Docket; in the proceedings had by and before me at my office in said Township in the above action; and after due diligence in endeavors to secure costs, it was found that the prosecuting witness was indigent and entirely unable to pay the Costs or procure Security for the same.

Dated January 25 1887.

M. W. Hill  
Mayor or Justice of the Peace as aforesaid.

9.30  
4.50  
13.80



# CRIMINAL COST BILL.

THE STATE OF OHIO,

vs.

*David Mangaw*

Filed

Term, 188

## Notice.

In all criminal cases wherein Transcripts are sent up to Clerk's or Auditor's office, Justices of the Peace and Mayors must certify the fees accruing in such case on one of these forms properly, if they want their fees taxed by the Clerk or allowed by the Commissioners.

In all cases the allowance for Transportation and Subsistence must be made by the Justice or Mayor, and so certified by him before it will be paid.

If arrests are made outside of the County, it must be stated in the Transcript.

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SECTION 1309. The County Commissioners may at any regular session make an allowance to any of said officers in lieu of fees in causes of felonies, wherein the state fails, and in misdemeanors wherein the defendant proves insolvent, but the aggregate amount of such allowances to an officer in any year shall not exceed the fees legally taxed to him in such causes, nor shall the aggregate amount allowed to an officer in any year exceed one hundred dollars.

SECTION 1310. The county commissioners may allow and pay any necessary expenses incurred by an officer in the pursuit of a person charged with a felony who has fled the country, in addition to the allowance provided for in the preceding section.

SECTION 1311. In ascertaining the amount of fees taxed by any justice of the peace, mayor or police judge, or justice with a view to making him the allowance hereinbefore mentioned, it must be made to appear in cases where such officer was authorized to take security for costs that he has exercised reasonable care in taking such security, and until satisfied by the certificate of such justice of the peace, police judge, or justice or mayor before whom such causes were heard, or other proof to the satisfaction of the commissioners that the prosecuting witness was indigent, and entirely unable to pay the costs, or procure security for the payment of the same, and that the officer exercised due care in taking such security, the officer's fees in such causes shall not be included in ascertaining the amount so to be allowed.

SECTION 1312. Where such officer takes security for costs that is insufficient at the time of taking the same, the commissioners shall not take into account his fees in such case in making any allowance therein to him.

# JUSTICE OR MAYOR'S CRIMINAL COST BILL.

To the Commissioners of Union County, Ohio.

1887

THE STATE OF OHIO,

On Complaint of A. J. Stoner

vs.

David Morgan

for

Burglary

Before

N. W. Hill

a Justice of the Peace  
of Claborn

in and for the Township

County of Union, and State of Ohio.

Justice or Mayor's Fees.			Constable or Marshal's Fees.			Assistant.		
	Doll's	Cts.		Doll's	Cts.			
Affidavit, 40		40	Warrant, each person named, 40		40			
Warrant for each person named, 40		40	Mileage, 1st mile 20, each ad'l 5		75			
Subpoena Wit's one person, 25			Mileage as above,					
" " each additional, 5			Serving Precept, 40			Witness,		
Adjournment or Continuance, 20			Mileage as above.					
Swearing Witnesses, each 5			Serv'g Sub. Witnesses, 1st name, 25					
Judgment, 40		40	" " " each add'l 10					
Dismissing, 40			Mileage as above,					
Recognizing one Witness, 40			Copies each, 25					
" each additional, 10			Mileage as above,					
Recognizing Defendant, 40			Attending Trial per day, 1.00		1 00			
Mittimus, 40		40	Serv'g Mittimus, each person, 40		40			
Filing Papers, each 5		15	Copy to Jailor, 25		25			
Record per 100 words, 15		65	Mileage as above, 32 miles		1 75			
Execution, 40			<u>Courtyance</u>		1 50			
Satisfaction, 20			<u>2 assistants</u>		3 00			
Transcript per 100 words, 15			<u>Mittimus</u>					
Certificate, 25			<u>Transportation</u>		3 00			
<u>Indexing</u>		10	<u>Assistant</u>		1 50			
<u>Bond</u>		40	<u>Sustenance</u>		25			
<u>Alid Examination</u>		1 00						
Total	3	90	Total.	13	80			

The State of Ohio, \_\_\_\_\_ County, \_\_\_\_\_, SS.

I do Hereby Certify, that the above is a full and true statement of Costs as taken from my Criminal Docket: in the proceedings had by and before me at my office in said \_\_\_\_\_ in the above action; and after due diligence in endeavors to secure costs, it was found that the prosecuting witness was indigent and entirely unable to pay the Costs or procure Security for the same.

Dated \_\_\_\_\_ 1887.

Mayor or Justice of the Peace as aforesaid.



Criminal Case File  
Case No. 740



No. 740

Union Common Pleas.

STATE OF OHIO.

against

M. Y. Rogers  
Defendant.

MAY TERM, 1887

June 187 Deft sentenced  
to 1 year in O. P.

Journal No. 14

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Record No. 3

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Ex. Doc. 20

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200-219-259-286-

State of Ohio  
Versus

M. Y. Rogers

Transcript

not in record



State of Ohio { State of Ohio Union County S S  
 vs. { Before N. M. Haines one of the Justices  
 M. G. Rogers. } of the Peace of said county personally  
 Justices fees. Came Walter Pinsky who being duly  
 affidavit. 40 Sworn according to law deposes and  
 Warrant. 40 Says that on or about the 22<sup>nd</sup> day of  
 filing papers. 15 January 1887 at the County of Union  
 Recording. 45 One M. G. Rogers did violate Sec 7018.  
 Mutilations. 40 of Revised Statutes of Ohio by procuring  
 Transcript. license and being united in Marriage  
 and Certificate. \$100 to one Roxana Pinsky of Byhalieu in  
 Total. \$280 said County of Union and State of  
 Ohio he being the husband of one wife at  
 the time and that M. G. Rogers is guilty  
 of the facts charged and farther this  
 Deponent: Saith not.

Walter Pinsky.

Sworn and Subscribed to before me  
 at the County aforesaid this 5<sup>th</sup> day  
 of Feb. 1887.

N. M. Haines J. P.

Feb. 5<sup>th</sup> 1887.

Warrant issued for M. G.  
 Rogers and placed in Thomas Johnston  
 hand on of the constables of said J. P.

Warrant- Feb. 5. 1887.

Returned.

I have the body of the within  
M. J. Rogers. Thomas Johnston. Court.  
Fees.

Service	40
Mileage	50
Holding prisoner two days.	3.00
Will Lungeel assistance. 2. days.	3.00
Charles Baker assistance 2. nights.	3.00
Total.	\$ 9.95

The accused pleads not guilty  
and waives examination. and is bound  
over to Court. Recognizance for hundred  
Dollars. \$500.00. Failing to give the required  
Bond. he was committed to Jail of the  
County aforesaid to await a due course  
of Law. Feb. 7<sup>th</sup> 1887.

W. M. Harris J. P.

Mittimus Feb. 8<sup>th</sup> 1887.

Returned.

I this day committed the within  
named M. J. Rogers to the Jail of said  
County. with whom I left a certified  
copy of the same.

Fees.	
Mileage	\$ 1.80
Service	40
Transportation	3.00
Assistance	1.50
Boarding.	2.00
Total.	\$ 8.70

Thomas Johnston Court



Justice Jus-

~~\$~~ 2.80

Constable fus. on Warrant =

8995-

11 11 11 Methuen

\$ 870

Total. \$21 45

Certificati

I certify the above to be a true copy of the proceedings in the above case had

Life me as they appear on the docket

Feb. 19<sup>th</sup> 1887.

H. M. Harris J. P.

J. A. Nichols  
Clerk of Courts  
To  
affidavit

Subscribed and sworn to and subscribed before  
me and in my presence at the  
office of J. A. Nichols, this 19<sup>th</sup>  
day of February A.D. 1884  
J. B. Green, Auditor  
State of Indiana  
Chicago to Ohio





Affidavit

State of Ohio } ss.  
Auglaize County }

Personally appeared before me F. C. Handwerker a Notary Public in and for said County J. A. Nichols who being duly sworn, says that he is a resident of said County and is now the duly Elected and qualified Acting Clerk of the Common Pleas Court of said County of Auglaize State of Ohio. That the care custody and control of all the records of said Court are in his possession and keeping where the same & same are required to be kept now in his Office remaining, and that he has made a thorough Examination of said Records, and does hereby say, by reason of his long acquaintance with said Records, and his examination thereof, and by virtue of his said Office, that no bill of Divorce has ever been granted between one M. J. Rogers and his wife Elizabeth Rogers, in said Court of Common Pleas in said Auglaize County Ohio as appears of Record, and further Dependant South not.

J. A. Nichols

No. ....

Union Co., Common Pleas.

THE STATE OF OHIO  
vs.

On this 10 day of Mar,  
1887, Defendant arraigned, and  
pleads not guilty  
to this indictment.

Mitchell Y. Rogers  
**INDICTMENT**  
FOR

J. Q. Burgner  
Clerk.

Bigamy

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.**

W. H. Conbright

Grand Jury.

Filed FEB 22 1887 188...

J. Q. BURGNER, CLERK.  
Clerk

John M. Brodick  
Prosecuting Attorney.



THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

February

in the year of our Lord one thousand eight hundred and Eighty Seven.

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 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

Mitchell Y. Rogers

late of said County, on the First day of February in the year of our Lord one thousand eight hundred and Fifty three ~~with force and arms, in said County of~~ and State of Ohio,

at the Village of St. John, in the County of Auglaize, in the State of Ohio did marry one Elizabeth McCreight, and her the said Elizabeth McCreight, then and there had for his wife, and that the said Mitchell Y. Rogers, afterward, and while he was so married to the said Elizabeth McCreight, as aforesaid, to-wit: on the Twenty second day of January, in the year of our Lord one thousand eight hundred and Eighty seven in the County of Union, in the State of Ohio, unlawfully did marry and take to wife one Roxana Pinney, and to her, the said Roxana Pinney then and there was married, the said Elizabeth McCreight, his former wife, being then alive,

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. Brudick

Pros. Att'y.

Union Co., O.



THE STATE OF OHIO,

*Munt*

County, ss. }

On the 8<sup>th</sup> day of March 1887  
I served this Subpoena on the within-named.

SHERIFF'S FEES.

Service on . . . \$ 10

196 Miles Traveled 15.68

Writing Return

\$15.88

The State of Ohio  
vs.  
*Mitchree Y Rogers*  
**SUBPOENA.**

No. of Case,

*J M Andriese*  
Attorney. *Justice*

RETURNED AND FILED

188

Received

188

M.

Sheriff.

ODELL & MAYER.

Blank Book Manufacturers, Stationers, Printers and Legal Blank Publishers, Dayton, Ohio.

*Proctor M. Deane Probate  
Judge of Cuyahoga County O  
by forwarding to him a true  
copy of this writ,  
Wm. H. Andriese  
Att.*

**SUBPOENA DUCES TECUM.**

State of Ohio, *Union* County, ss:  
To *The Probate Judge of Auglaize County Ohio*

Greeting:

YOU ARE HEREBY COMMANDED to be and appear in your proper persons, before the  
*Court of Common Pleas* within, and for the said County of *Union*  
on the *9* day of *March* next, at *9* o'clock, *A.*M. of said day: and also  
that you bring with you, and produce at the time and place aforesaid, *The Marriage*  
*Record Showing Marriages in said County from*  
*the years 1850 to 1855 and Showing Marriages of*  
*Mitchell & Rogers to Elizabeth McLeigh*  
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  
*Mitchell & Rogers* is Defendant:  
and this you do under penalty of the law.

Witness my Hand, and the Seal of said Court, at *Marysville O*

this *7* day of *March* A.D. 188*7*

By

*J. L. Bunker* Clerk.  
Deputy Clerk.

THE STATE OF OHIO,

*Allen*

County, ss

On the 8<sup>th</sup> day of *March* 188*4*  
I served this Subpoena on the within-named.

SHERIFF'S FEES.

Service on *10*

Copy *12*

Miles Travel

Writing Return *20*

\$ *42*

The State of Ohio  
*Mitchell & Rogers*  
TS.  
**SUBPOENA.**

No. of Case,

*J M Brodrick*  
Attorney for State

RETURNED AND FILED

188

Received 188

M.

Sheriff.

ODELL & MAYER,

Blank Book Manufacturers, Stationers, Printers and Legal Blank Publishers, Dayton, Ohio.

*John D. Leats by leaving  
a true copy of the  
subpoena  
to the  
sheriff*



# SUBPOENA DUCES TECUM.

State of Ohio, *Union* County, ss:

To *John B Coats Probate Judge*  
of *Union* Greeting:

YOU ARE HEREBY COMMANDED to be and appear in your proper persons before the  
Court of the Pleas within and for the said County of *Union*  
on the *9* day of *March* next, at *9* o'clock, *A.M.* of said day: and also,  
that you bring with you, and produce at the time and place aforesaid, *The Marriage*  
*Record Showing Marriage of Mitchell & Rogers*  
*to Rotana Union about January 27 1887*

and then and there to testify what you know in a certain action pending in said Court,  
wherein *The State of Ohio* Plaintiff, and

*Mitchell & Rogers* Defendant:  
and this you do under penalty of the law.

Witness my Hand, and the Seal of said Court, at

this *7* day of

*March* A. D. 188*7*  
*J. L. Bungner* Clerk.  
*Mary Ann O* Deputy Clerk.

By

✦ THE STATE OF OHIO ✦

VS

Mitchell J Rogers

Subpœna for State Witnesses.

Returnable

May 9, 1887

J M Brodick

Att'y for

State

I hereby certify this to be a True Copy of the Original Subpœna.

Sheriff.

C. E. ARBOGUST & Co. Blank Book Manufacturers,  
Leg 11, Blank Publishers and Stationers, Xenia, O.

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.
Elizabeth Rogers	208
Wm Buck	208
Martha Quigley	32
Thomas Johnson	36
W M Hamie	32

SHERIFF'S FEES.	DOLLS.	CENTS.
Serv. ce		50
Mileage	19	52
Copy		50
	\$ 20	52

W H Spence

Sheriff.

Clerk.

# SUBPENA IN CRIMINAL CASE.

THE STATE OF OHIO,

Union County, ss.

TO THE SHERIFF OF SAID COUNTY, GREETING:

You are Hereby Commanded to Subpœna,

*Elizabeth Rogers, Wm. Bush*  
*Martha Lujare, Thomas Johnson, and W. M. Hailes*

to be and appear before the Court of Common Pleas of the County of Union, at the Court House  
in said County, on *9th* day of *March* A. D. 188 *7*, 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 *Mitchell J. Rogers*

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

*7* day of

*March*, A. D. 188 *7*.

*J. Q. BURGNER*, Clerk.

By

*J. Q. Burgner*, Deputy Clerk.



THE STATE OF OHIO

*Mitchell v. Rogers*

Subpœna for *Deft* Witnesses.

Returnable *Mch 9*, 188*7*

*R. L. Woodburn*  
Att'y for *Defendant*

I hereby certify this to be a True Copy of the Original Subpœna.

Sheriff.

C. E. ARBOGUST & Co. Blank Book Manufacturers,  
Leg 11, Blank Publishers and Stationers, Xenia, O.

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.
<i>Atty P. Rogers</i>	<i>32</i>
<i>Allie Mahaffey</i>	<i>32</i>
<i>John Rogers</i>	<i>208</i>
<i>G. W. Houchang</i>	<i>208</i>

SHERIFF'S FEES.	DOLLS.	CENTS.
Serv. ce		<i>40</i>
Mileage		<i>19 20</i>
Copy		<i>40</i>
	<i>20</i>	<i>00</i>

*M. Hopkins* Sheriff.  
Clerk.

# SUBPENA IN CRIMINAL CASE.

THE STATE OF OHIO,

TO THE SHERIFF OF SAID COUNTY, GREETING:

Union County, ss.

You are Hereby Commanded to Subpœna

*Rory Pinney Rogers,*  
*Allie Mahaffey, John Rodgers, and G. W. Hochman*

to be and appear before the Court of Common Pleas of the County of Union, at the Court House  
in said County, on *9<sup>th</sup>* day of *March* A. D. 188*7*, 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 *Mitchell Y. Rogers*

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  
*14<sup>th</sup>* day of *March*, A. D. 188*7*

*J. Q. BURGNER*, Clerk.

By

*J. Q. Burgner*, Deputy Clerk.





# Subpœna in Criminal Case.

THE STATE OF OHIO, }

UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna *The Probate Judge of Auglaize Co., Ohio*  
*and to bring with him the record showing the issuing*  
*of license and marriage of M. Y. Rogers & Elizabeth*  
*McCrighit*

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<sup>st</sup>* day of *May* A. D.  
1887, 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

*M. Y. Rogers*  
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<sup>th</sup>* day of *May* A. D. 1887

*J. D. Brugner* Clerk.  
By \_\_\_\_\_ Deputy Clerk.

# THE STATE OF OHIO,

vs.

*M. Y. Ragun*

Subpœna for \_\_\_\_\_ Witnesses.

Returnable \_\_\_\_\_ 188

248  
8  
19, 84

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's Service.	By Copy.
<i>Elizabeth Rogers</i>	208	P	
<i>Martha Linger</i>	26	P	
<i>Thos. Johnson</i>	40	P	
<i>Wm. Haines</i>	36	P	

SHERIFF'S FEES.	Dollars.	Cents.
Service, _____		40
Mileage, _____	19	84
Copy, _____		40
Total, _____	\$ 20,	64
<i>Wm. Haines</i>	Sheriff.	

Sworn to and Subscribed before me, this \_\_\_\_\_ day of \_\_\_\_\_ 188

Clerk.



## Subpœna in Criminal Case.

THE STATE OF OHIO, }

UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna

*Elizabeth Rogers*  
*Matthew Lingreel.*  
*W. M. Halives**Thomas Jackson*

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<sup>st</sup> day of May A. D. 1887, 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

*M. V. Rogers*

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 May A. D. 1887

*J. D. Dwyer* Clerk.

By \_\_\_\_\_ Deputy Clerk.



## 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 B. Coate Probate Judge  
Union County, Ohio, & bring with him the record showing  
the issuing of license to marriage of M. Y. Rogers to  
Roxanna Riney*

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<sup>st</sup>* day of *May* A. D.  
188*7*, at *12* 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

*M. Y. Rogers*  
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<sup>th</sup>* day of *May* A. D. 188*7*

*J. L. Burgess* Clerk.

By \_\_\_\_\_ Deputy Clerk.





# Subpœna in Criminal Case.

STATE OF OHIO. }

UNION COUNTY, ss.

To the Sheriff of said County---Greeting:

You are Hereby Commanded to Subpœna

*Rodgers -*

*Roxana Amey.*

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<sup>st</sup>* day of *May* A. D. 188*7*, at *8<sup>1</sup>/<sub>2</sub>* 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.

*M. G. Rodgers*  
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 *27* day of *May* A. D. 188*7*

*J. D. Burger* Clerk.

Deputy Clerk.

THE STATE OF OHIO,  
Marian COUNTY, ss.

SHERIFF'S RETURN.

SHERIFF'S FEES.

Service .....	\$	
Levy .....		
Summoning Appraisers .....		
Swearing Appraisers .....		
Conveying Appraisers .....		
Mileage .....		
Poundage .....		
Return .....		
.....		
.....		
.....		
Total .....		
Appraiser's Fees .....		
Printer's Fees .....		

Received this writ June 10 A. D. 1887  
at 5 o'clock P. M. and pursuant to its command,  
nothing formal returned  
to me  
Myself being Sheriff

Crim. Doc. C Page 187

COMMON PLEAS.

THE STATE OF OHIO,

vs

Mitchell Y. Rogers

FI. FA. ET CA. SA.

This Writ dated 188

Fine, - - - \$

Costs, - - - \$

\$

Defendant's Costs, \$

Int. from

Inc. Costs, - - - \$

Prosecuting Attorney.

Ret'd & Filed 188

Clerk.



## 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

Mitchell J. Rogers

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

16 day of June, A. D. 1887, by the judgment of said Court, recovered against the said Mitchell J. Rogers

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, and lands and tenements, we command you to take the body 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

this /

day of June, A. D. 1887

John D. Burgess Clerk.

By

Deputy Clerk.

~~M~~

June 1887

14 — 259

The State of Ohio,

vs.

Indictment for

Mitchell Y. Rogers

Rigamy

The defendant ~~having been heretofore convicted of~~

*and retracted his former plea of not guilty, entered herein, and being assigned upon said indictment, for plea thereof, said he is guilty and being*  
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 showing no good and sufficient reason why judgment should not be pronounced it is therefore considered ordered and adjudged by the Court that the said defendant

Mitchell Y. Rogers be imprisoned

in the penitentiary of this State and kept at hard labor for the period of

One year (no part of said period to be in solitary confinement) and that he pay the costs of this prosecution, taxed at \$, for which execution is awarded.

in the jail of said county for the period of

and that he pay a fine of \$ and the costs of this prosecution, taxed at \$, for which execution is awarded, or to stand committed to said jail until said fine and costs are paid



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

# **COST BILL**

..... *COMMON PLEAS.* .....

THE STATE OF OHIO,  
*against*

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

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

.....  
Clerk.

No. Crim. Cost Bill Term.

Crim. App. Doc. Page

## THE STATE OF OHIO,

against

M. J. Rogers

County,

## COURT OF COMMON PLEAS.

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

## CLERK'S FEES.

Plff.

Deft.

## WITNESS FEES.

Plffs.

Defts.

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	
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	128	
additional names, each,	4	28	
Swearing Witnesses, "	4		
Ent. Att. of 14 " days, "	4	64	2 terms
Certf. " "	4	64	
Qualifying Jurors, each,	8		
Ent. Bar. & Court Cal. & In., each Term,	8	16	
Entering—Orders on Journal, per 100 words,	8	16	
" Verdict on Journal and Filing,	12		
" Rule on Journal,	8		
" Judgment on Journal,	8	8	
Surplus Record on Journal, per 100 words,	8		
Indexing Entries on Journal, each,	4	16	
Transcribing—Orders on Docket, "	8	16	
" Verdict on " "	8		
" Rule on " each,	8	8	
" Judgment on " "	8	60	
Copy of Indictment and Certificate,		8	
Continuance, each,	8		
Nolle Pros., Quashed or laid away,	8		
Ent. on Cash Book and Index,	12	12	
" " Ex. Docket, "	12		
Notice of Motion for new trial,	8		
Cost Bill and Filing,	29	29	
Certificate of Sentence,	35	35	
Recording 100 words at 8c each 100,		36	
Lists for Grand Jur. and Pros. Atty.,			
General Index,	8	8	

Total Clerk's Fees, \$

## SHERIFF'S FEES.

On Attachment,		
On Capias,		
Calling, Witnesses,	5	
Calling Jury,	10	
Summoning Jury,	40	
Calling Action,	12	24
Serving Subpoena on 18 Witnesses,	10	180
1162 Miles Travel, each,	8	9280
Copies for each 100 words, 18	8	180
Bringing Prisoner to Court, times,	60	180
Com. Prisoner to Jail, "	60	60
Discharging Prisoner,	60	60
Miles Travel, each,	8	46
On Fl. Fa. Serv., 30c. Miles trav., "	8	
Forfeiting Recognizance,	10	
Serving Indictment,		46
Transportation,		

Total Sheriff's Fees, \$

Jno. McLain	100	100	
Jno. B. Coats	2	392	21 60
E. Rogers	1	208	2 00
Wm. B. Coats	1	208	11 40
Wm. - Linder	2	72	11 40
Thos. Johnson	2	80	5 60
W. M. Haines	2	92	6 00
R. P. Rogers	1	36	5 60
Allice McChaffey	1	36	2 80
John Rogers	1	208	2 80
Geo. W. Haddock	1	208	11 40

151.88	
20.64	
3.36	
3.08	
391.96	
151.88	
20.20	
26.52	
36.60	
96.56	
3.60	
92.96	
1162	

Criminal Case File  
Case No. 741



No. 741

Union Common Pleas.

STATE OF OHIO.

against

Justus J. Miller  
Defendant.

Journal No. Page

Record No. Page

Ex. Doc. Page

160

44

44

44

46

12

50

60

67

24

---

\$ 5.65

No. ....

*Union County* Common Pleas.

THE STATE OF OHIO  
vs.

*Justus J. Miller*

INDICTMENT  
FOR

*Embezzlement*

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.**

*W. H. Leach* Knight  
of Grand Jury.

Filed *188* .....



Clerk

*John M. Brodick*

Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

4- Copy for Deft.

On this.....day of.....

188....., Defendant arraigned, and  
pleads.....guilty  
to this indictment.

Clerk.



THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

February

in the year of our Lord one thousand eight hundred and

Eighty seven,

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 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

Justus J. Miller

late of said County, on the Fifth day of May in the year of our Lord one thousand eight hundred and seventy nine with force and arms, in said County of Union and State of Ohio,

Being an Officer to-wit: the Sheriff in and for said County elected in pursuance of law to said office of public trust in this state, did unlawfully and fraudulently embezzle and convert to his own use certain money belonging to The Farmers Bank of Marion, Ohio, of the amount and value of Two Hundred and Eighty seven dollars and nine cents, the property of the said The Farmers Bank of Marion, Ohio, without the assent of the said The Farmers Bank of Marion, Ohio, and without the assent of any owner of said money; which said money had then and there come into the possession and care of him, the said Justus J. Miller, by virtue and under color of his said office, and while discharging and pretending to discharge the duties thereof.

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. Brubaker

Pros. Att'y.

Union Co., O.

[illegible]







COM. PLEAS COURT, UNION CO., OHIO.

**FILED**  
OCT 22 1891

R. McCRORY Clerk.

# UNION COMMON PLEAS.

No. Case

*The State of Ohio*

Plaintiff.

vs.

*Justice Miller*

Defendant.

TO CLERK :

*Warrant*

Issue ~~By~~ in the above entitled case to

*Sheriff of Union County*

returnable according to law.

*Edward W. Porter*

Attorney for

*State of Ohio*

Præcipe filed \_\_\_\_\_, 18

Clerk of Courts.

By

Deputy.

# SHERIFF'S RETURN.

## FEES.

Service & Return, \$  
Mileage, - -  
Conveyance, - -  
Assistance, - -  
Sustenance, - -

Received by fees.

Total, - - \$

THE STATE OF OHIO, } ss.  
Union County,

By virtue of the commands of this Writ, I have  
arrested the said Defendant not - arrested.  
this writ returned by order of  
E W Foster Prosecuting Attorney

Thomas Martin Sherry

Doc. No. 741  
(w) Page 830

The State of Ohio

AGAINST

Justice J Miller  
WARRANT ON INDICTMENT.

Issued Oct 22d, 1891  
E W Foster.

Prosecuting Attorney.

Returned and filed

18

Clerk.

COM. PLEAS COURT, UNION CO., OHIO.

FILED  
OCT 24 1891  
R. McCORRY Clerk.



# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

*Union*

County, }

To the Sheriff of said County, Greeting:

Whereas, At the February Term, A. D. 1891  
of the Court of Common Pleas of said County of  
*Union* an indictment was found by the  
Grand Jury thereof against *Justice J. Miller*  
for a certain offence to-wit: for  
*Embezzlement.*

You are therefore commanded to arrest and safely keep  
the said *Justice J. Miller* so that you have his  
body before the said Court of Common Pleas to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this 22<sup>d</sup> day of October A. D. 1891  
*R. M. Every* Clerk.

# UNION COMMON PLEAS.

No. Case

The State of Ohio

Plaintiff.

vs.

Justin J. Mills.

Defendant.

TO CLERK:

~~warrant~~

Issue ~~Execution~~ in the above entitled case for

the defendant Justin J. Mills.

returnable according to law.

E. W. Porter

Attorney for

State of Ohio.

Præcipe filed \_\_\_\_\_, 18\_\_\_\_

Clerk of Courts.

By

Deputy.

Criminal Case File  
Case No. 742



93  
Jan 18<sup>th</sup> / 88  
No. 5

Union Common Pleas.

STATE OF OHIO,

*Examiner* against  
*Edmund Harris*  
Defendant.

Dec 7<sup>th</sup> 1888

Verdict of jury  
Guilty as charged  
in indictment

Dec 8<sup>th</sup> 1888

Sentenced to one  
year in penitentiary

OCT TERM 1888

Journal No. 14

Page 575  
572

Record No. 3

Page 162

Ex. Doc.

Page

No. 742

Union County Common Pleas.

THE STATE OF OHIO  
vs.

Edmund Harris

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.**

H. B. Sprague  
Foreman of Grand Jury.

Filed 188

Clerk

Edward W. Porter  
Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this 4<sup>th</sup> day of Dec  
1888, Defendant arraigned, and  
pleads Not guilty  
to this indictment.

R. M. George

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

February

in the year of our Lord one thousand eight hundred and Eighty-eight

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 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

Edmund Harris

late of said County, on the Third day of August 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, un-

lawfully and feloniously did steal, take, and lead away one mare of the value of One hundred and Eighty dollars the goods, chattels, and property of one Philip C. Adams,

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

Lic. 6857

Edward W. Porter, Pros. Att'y. of  
Union County Ohio.



# SHERIFF'S RETURN.

## FEES.

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

Service & Return, \$ 30  
Mileage, 620 - \$ 49.60  
Conveyance, - - 5.00  
Assistance, - - 4.00  
Sustenance, - - 1.50

Total, - - \$ 60.40

By virtue of the commands of this Writ, I have arrested the said Edmund Harris and now have him in Union County Jail this 30<sup>th</sup> day of Apr 1888

Notary Public  
Sheriff

1261  
7-96  
647

No. 122

Doc. Page

The State of Ohio

AGAINST

Edmund Harris

WARRANT ON INDICTMENT.

Issued May 2<sup>d</sup>, 1888

B. M. Butler

Prosecuting Attorney.

Returned and filed

18

Clerk.

**WARRANT ON INDICTMENT.**

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

Union County, }

To the Sheriff of said County, Greeting:

Whereas, At the February Term, A. D. 1888  
 of the Court of Common Pleas of said County of  
Union, an indictment was found by the  
 Grand Jury thereof, against Edmund Harris  
 for a certain Crime to-wit: for

House Stealing

You are therefore commanded to arrest and safely keep  
 the said Edmund Harris so that you have him  
bed before the said Court to  
 answer the charge of said indictment, and that you have  
 with you then and there this writ.

Given under my hand and the Seal of said Court  
 this 2<sup>d</sup> day of March A. D. 1888

B. M. Gregory Clerk.

By W. M. Winget - Deputy

No. of Case 142

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

*Edmund Karp*

Subpœna for State Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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

NAMES OF WITNESSES.	MILE
<i>Lydia Harris</i>	32
<i>L L Wilson</i>	18
<i>Jno Allen</i>	34
<i>Otho Jones</i>	
<i>Jno Cunningham</i>	32
<i>Ed Walters</i>	"
<i>Thos Mapes</i>	24
<i>Samuel Landis</i>	32
<i>Samuel Larcomb</i>	32
<i>Mrs P C Adams</i>	32

*M. H. Perkins*

Sheriff

SHERIFF'S FEES.

Service and Return.....	1 00
Mileage.....	4 80
Copies .....	1 00
Total .....	\$ 6 80

480  
782  
480  
8 1452 181 56



SUBPENA IN CRIMINAL CASE.

[ Section 7287. ]

THE STATE OF OHIO,

County. }

TO THE SHERIFF OF SAID COUNTY :

You are hereby commanded to subpoena *Lydia Harris.*  
*L. L. Wilson. John Allen Otto Jones.*  
*John Cunningham, C. Ed. Walters. Thos. Mapes*  
*Samuel Landis, Samuel Laremb. Mrs P. C. Adams*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *7* day of *Dec* A. D. 18*88*, 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

*Edward Harris*  
 on behalf of the *pltf*; and thereof to 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, the *4<sup>th</sup>*  
 day of *Dec* A. D. 18*88*

*J. M. Brown*  
 Clerk of Court of Common Pleas.

No. of Case 742

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

Edmund Harris

Subpœna for Sepr Witness.

Returnable Dec 7 1888

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<u>Samuel Larkin</u>	<u>32</u>
<u>Samuel Cook</u>	<u>32</u>
<u>Alva Cook</u>	<u>32</u>
<u>James Mulvum</u>	<u>24</u>
<u>Cornelius Mulvum</u>	<u>22</u>
<u>Lewis Brooks</u>	<u>32</u>
<u>Jos B Coats</u>	

W. H. Perkins

Sheriff.

SHERIFF'S FEES.

Service and Return.....	70
Mileage.....	3 52
Copies.....	70
Total.....	\$ 4. 92

**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*Union*

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena *Samuel Larkin*  
*Samuel Cook* *Alva Cook*  
*James Mulvaine* *Cornelius Mulvaine*  
*Lewis Brooks* and *John B. Cook*—

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *7<sup>th</sup>* day of *Dec* A. D. 1888, at

*8 1/2* 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

*Edmund Harris*

on behalf of the *Def<sup>t</sup>*; and thereof to fail not, under the penalty  
 the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this  
 day of *Dec* A. D. 1888

*R. McCreary*

Clerk of Court of Common Pleas.

*m w sy*



No. of Case 742

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

Edmund Harris

Subpœna for Dep't - Witness.

Returnable Dec 7 1888

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Amos Miller	32
Elyza Ann Miller	32
Lizza Miller	32
Emma Walter	32
Joseph Livingston	44
Linda Livingston	44

M. H. Perkins

Sheriff.

SHERIFF'S FEES.

Service and Return.....	60
Mileage.....	4 80
Copies .....	60
Total .....	\$ 6 00

**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7287. ]

THE STATE OF OHIO,

*Union* County. }

TO THE SHERIFF OF SAID COUNTY :

You are hereby commanded to subpæna *Amos Miller*  
*Elija Ann Miller, Lizzie Miller*  
*Emma Walters Joseph Livingston*  
*Mrs Linda Livingston*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *7<sup>th</sup>* day of *Dec* A. D. 1888, at  
*8 1/2* 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  
*Edmund Harris*  
 on behalf of the *Seft-*; and thereof to 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, the *6<sup>th</sup>*  
 day of *Dec* A. D. 1888

*R. McSorley*  
 Clerk of Court of Common Pleas.  
*R. W. Seft*

The State of Ohio  
vs  
Edmund Harris

Entry

J 14 - P-564

Dec 4<sup>th</sup> 1888



The State of Ohio

vs

Edmund Harris

Indictment for Horse-stealing.

Now comes the Prosecuting Atty  
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 pros atty. doth the like.

And it appearing that said defendant is in indig-  
ent circumstances and unable to employ counsel,  
the court at his request assign Re L. Woodburn as  
counsel to defend him

State of Ohio  
vs  
Edmund Harris

J 14 - Q 5-72

Dec 7 - 1888



State of Ohio

vs

Edmund Harris

Now came the Pros. Atty on behalf of the State of Ohio, and the defendant being brought into Court in custody of the Sheriff, his attorney being present, also came the following named persons as Jurors, To wit:

1 George Weaver	5 - Gordon Lygett	
2 Thomas Curry	6 Henry Montgomery	9 J C McTear
3 Lewis Brown	7 W <sup>m</sup> C. Orr	10 W. W. Blue
4 Samuel Crahood	8 Charles Martin	11 - Albert Adams
		12 - W. R. Henderson

who were duly impaneled and sworn according to law, and the said jury having heard the evidence the argument of counsel and charge of the Court, after deliberation thereon returned the following Verdict, to wit:

We, the jury in this case, being duly impaneled and sworn to well and truly try and true deliberance make between the State of Ohio and the prisoner at the bar Edmund Harris do find the prisoner at the bar guilty, and assess the value of the property stolen at \$150.<sup>00</sup>

W. R. Henderson Foreman

and the prisoner was remanded to the custody of the Sheriff for sentence



State of Ohio

vs

Edmund Harris

J-14-P-5-75-

Dec-8<sup>th</sup> 1888

State of Ohio

vs  
Edmund Harris

The defendant having heretofore been convicted of horse stealing 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 anything to say why judgment should not be pronounced against him and having nothing to say but what he hath already said

It is therefore considered and adjudged by the Court that he be confined in the Penitentiary of the State of Ohio for the period of one year and kept at hard labor, no part of which time to be kept in solitary confinement and to pay the costs of this action taxed at \$- - and execution is awarded

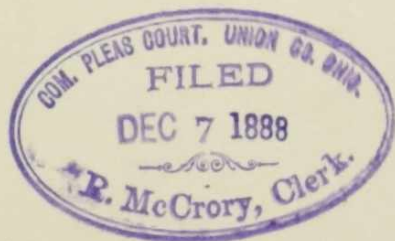
THE STATE OF OHIO,  
vs.

No. 742

Oct- Term, 1888

VERDICT.

Filed 18



Q-14-P-572.



VERDICT IN CRIMINAL CASE.

THE STATE OF OHIO,

THE STATE OF OHIO,

vs.

Plaintiff,

*Union*

County.

*October*

Term, A. D. 1888

*Edmund Harris*

Defendant.

To-wit: *Sec*

1888

We, the Jury in this Case, being duly impaneled, sworn and affirmed to well and truly try and true deliverance make between the State of Ohio and the Prisoner at the Bar *Edmund Harris*

do find that the Prisoner at the Bar *Guilty*. and we assess the value of the property stolen at *\$150<sup>00</sup>*

*W R Henderson* Foreman.

THE STATE OF OHIO,

SHERIFF'S RETURN.

*Union*

County, ss. }

SHERIFF'S FEES.

Service.....	\$
Levy.....	
Summoning Appraisers.....	
Swearing Appraisers.....	
Conveying Appraisers.....	
Mileage.....	
Poundage.....	
Return.....	
Total.....	
Appraiser's Fees.....	
Printer's Fees.....	

Received this writ Dec 10 A. D. 1888

at 1 o'clock P. M., and pursuant to its command,  
to goods, chattels, lands or  
tenements found where  
to hang this writ returned  
Dec 10<sup>th</sup> 1888

*Wm. J. McKim*

*Sherriff*

No. *742*  
Crim. Doc Page  
COM. PLEAS.

THE STATE OF OHIO,  
vs.  
*Edward Harb*

FI. FA. ET. CA. SA.

This Writ dated 188

Fine, - - - \$  
Costs, - - - \$ *214 48*  
\$

Defendant's Court, Union Co. Ohio.  
Int. from  
Inc. Costs,  
*E. W. Porter*

Presenting Attorney.  
Ret'd & Filed  
Clerk.

Published by SIEBER & L. McCrory, Blank and Legal Blank Manufacturers and Legal Blank Publishers, 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 *Edward Harris*

in your bailiwick, you cause to be made *Two hundred and fourteen*  $\frac{40}{100}$  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 *29<sup>th</sup>* day of *Oct*, A. D. 188*8*, by the judgment of said Court, recovered against the said *Edward Harris*

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, and lands and tenements, we command you to take the body of the said

*Edward Harris*

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 *10*day of *December* A. D. 188*8**W. C. Brown*

Clerk.

By

Dep. Clerk.



No 742

State  
vs

Emma Harris

Jury sworn  
Dec 7<sup>th</sup> 188  
11 A. M

State

- Poling

- 1 Geo Weaver ✓ + 5
- 2 Hias Curry ✓ + 4
- 3 Lewis Brown ✓ + 7
- 4 Saml. Orakova ✓ + 8
- 5 ~~William Leight~~ ✓ + 9
- 6 Henry Montgomery ✓ + 10
- 7 Wm Aclon ✓ + 11
- 8 Chas Martin ✓ +
- 9 J. E. McLune ✓
- ~~W. H. Willis ✓ + 12~~
- ~~10 W. W. Blue ✓ +~~
- 11 Albert Adams ✓ +

Frank Smith

- 12 W. B. Henderson ✓ +
- Gas W Smith ✓ +
- Peter Johnson ✓ + 2
- ~~J. L. Sutter ✓ + 3~~
- Frank Gant ✓ + 4

Juris

PENITENTIARY NO. \_\_\_\_\_

## CERTIFICATE OF SENTENCE

—AND—

## COST BILL IN PENITENTIARY CASES

Monroe County.

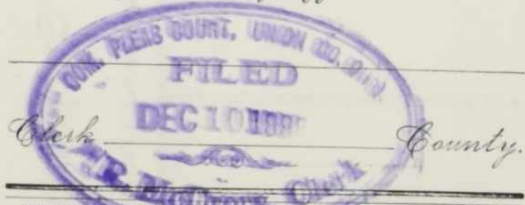
THE STATE OF OHIO

vs.

Edmund Harris

Sentence One Years.

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



JOHNSON & WATSON, Book Book Manufacturers and  
Legal Blank Publishers, Dayton, Ohio.

## 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. 18\_\_\_\_  
Given under my hand and seal of said Court, this \_\_\_\_\_ day of \_\_\_\_\_ A. D. 18\_\_\_\_

Clerk.

By \_\_\_\_\_ Deputy Clerk.

## CERTIFICATE OF ISSUING EXECUTION.

The State of Ohio, } ss. J. E. McGroff  
Monroe County,

Clerk of the Court of Common Pleas, in and for said County, hereby certifies, that upon the judgment and sentence in the case of the State of Ohio vs. Edmund Harris

an execution called a FIERI FACIAS, issued on the 10<sup>th</sup> day of December 1888, against the said Edmund Harris

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, whereto 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 Marietta in the County and State aforesaid, this 10<sup>th</sup> day of December 1888

J. E. McGroff Clerk.  
By W. M. Winoyd Deputy Clerk.



# 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 2<sup>nd</sup> day of October A. D. 1888

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.

Edmund Harris

Indictment for Horse Stealing

The said Edmund Harris

having found — — — — — guilty as charged

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 One years and that he pay the costs of this prosecution,  
 taxed at \$214.40

In Witness Whereof, I hereunto set my hand and affix the  
 Seal of said Court, at Marysville this 10<sup>th</sup> day  
 of December A. D. 1888

R. McCroff Clerk.

W. M. Wright Deputy Clerk.

**The State of Ohio,**

To Sheriff of \_\_\_\_\_ County, Or.

For Prosecuting Charges as per within account

For Transportation Charges, as follows:

Travel for self \_\_\_\_\_ miles each way, \_\_\_\_\_ miles at 8c. per mile

" " \_\_\_\_\_ guard \_\_\_\_\_ miles each way \_\_\_\_\_ miles at 6c. per mile

Transporting \_\_\_\_\_ convict \_\_\_\_\_ miles one way \_\_\_\_\_ miles at 5c. per mile

Total Charges

Received, Columbus, O., \_\_\_\_\_ 18\_\_\_\_, of the Warden of Ohio  
 Penitentiary, a certificate of allowance on the State Auditor for the above amount.

\_\_\_\_\_  
 Sheriff.



THE STATE OF OHIO,

IN THE COURT OF COMMON PLEAS,

Union County, ss.

October

Term, A. D. 1888

THE STATE OF OHIO,  
VS.

Edmund Harris

Indictment for House Stealing

Crim. Docket, No. Page

## COST BILL.

NOTE--Clerks should be careful to fill all blanks and insert no "jump" charges.

## CLERK,

Doc. and Appear. Pl'ff and 1 Def't, 12, each add'l, 4

Ent. finding Indictment,

" Pleas, each 8

Indexing Docket, 4

Indexing Judgments and Final Orders for each case, 15

Index. Pending Suits and Living Judg'ts, each case, 15

Rule for Motion and filing, 8

Entering Motion on Docket and Index, 8

Filing 7 papers each 4

Taking Affidavits, " 8

Certifying Affidavits without Seal, " 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

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 3 Prec., issuing 3 Sub. for 1 wit. and filing, 16

Additional names, 2/ each 4

Swearing 27 witnesses and making entry of same, " 4

Ent. att. of 2 witnesses, " 4

Issuing Certificate for witness fee, " 4

Qualifying 12 Jurors, " 8

Ent. on Bar and Court Cal., and Ind. each term, (2) 8

Entering Orders on Journal per 100 words, 8

" verdict on Journal and filing, 12

" rule " 8

" judgment " 8

Indexing 4 ents. on Journal, each 4

Trans. orders on docket, " 8

" verdict on docket, " 8

" rule " 8

" judgment " 8

Copy of Indictment each 100 words, 8

Continuance, each 8

Nolle Pros. or laid away 8

Entering on ex. docket and Index, 12

Notice of Motion for New Trial, 8

Cost Bill and filing, 29

Recording 1200 words, at 8c. each 100

Indexing Record--Direct and Reverse, 8

Certificate of Sentence, 35

" allowance of guard, 35

" to Auditor of Assignment of Counsel, 35

Prec. for Fi. Fa. issue, docketing, index, return, filing, 53

Certificate of Issuing Fi. Fa., 35

2 Copies 1) Cost Bill words at 8c. each 100

Total

12 56

12 56

## SHERIFF,

On Attachment,

On Capias,

Calling Action,

Calling 27 witnesses,

" Jury,

Summoning Jury,

Serving Subpoena on 27 witnesses,

1/2 miles travel,

copies per 100 words,

Committing 4 prisoner to jail,

Attending prisoner before Court 2 times,

Discharging 1 prisoner,

Serving and returning Order of Court,

Miles traveled

On Fi. Fa. Serv., 30c., miles travel,

Forfeiting Recognizance,

Serving Indictment,

Transportation,

60.40

12

1.35

10

40

270

145.6

230

60

120

60

60

30

16

50

30

\$55.84

## MAYOR,

## JUSTICE,

Affidavit,

Warrant, each defendant named therein, each 40

Continuance, 40

First Mittimus, 20

2d " 40

Subpoena for 7 witnesses, 25c. for one, and 5c. 40

for each additional, 7 25

Recognizance--1 witness 40c., each add'l. 10c.. 35

Swearing witnesses, 5 each 5

Judgment, 40

Transferring Judgment, 15

Recognizance defendants, each 40

Transcript--15c. per 100 words, 1 20

Certifying Transcript, 25

Final Mittimus, 40

Filing Papers, each 5

Recording words, 15c. per 100, 1 20

Order on Jailor for prisoner, 40

Appointment of Special Constable, 40

52.6-

## SUP'T OF POLICE,

## MARSHAL,

## CONSTABLE,

Serving warrant on each def't., 40

Travel 2 1/2 miles--20c. for 1st, 5c. for 10 75

each additional, 85

Serv. 7 Sub. on wit., 25x10, 25

Copies 7 " each 25 1 75

Travel 4 1/2 miles--25c. for 1st, 5c. for 2 25

each additional, 2 00

Serving Mittimus on each, 40

Copy " for 1st, 25 40

Travel 3 1/2 miles--20c. for 1st, 5c. for 20

each additional, 1 55

days attendance before J. P., 1 00

Com. to Jail on warrant, 40

Travel miles--20c. for 1st, 5c. 40

for each additional,

Con's bring. out prisoner for ex.,

Marshal " " " 20

Travel miles--20c. for 1st, 5c.

for each additional,

Transporting and sustaining prisoner,

which is allowance made by Mag-

istrate and certified by him. 26 40

46 20

Assistant 2 day, 1 50

" " 1 50

" " 1 50

3 00 15

## RECAPITULATION.

Clerk,

Sheriff,

Mayor or Justice,

Marshal, Constable or Supt. of Police,

Witnesses,

Official Stenographer

" " Transcript 100 words,

Total Costs,

21/4 40

ATTEST:

This Cost Bill is correct and allowed.

December 10<sup>th</sup>

1888

Clerk.

John A. Price Judge.



# Witnesses in Attendance Under Recognizance or Subpoena.

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

NAMES.	Before Justice or Police Judge.		In Court.		TOTAL AMOUNT.		REMARKS.
	Days at 50c.	Miles at 5c.	Days at \$1.00.	Miles at 5c.	Dolls.	Cts.	
1 P. L. Adams	2	18			1	90	
2 Thomas Mapes	2	28	1	28	4	80	
3 Leonora Adams	2	18	1	32	4	50	
4 L. Miller	2	18			1	90	
5 Ella Wilson	2	18			1	90	
6 Elizabeth Miller	1				1	50	
7 Ed Walters	1					50	
8 Amos Miller	1		1	32	3	10	
9 L. L. Wilson			1	18	1	90	
10 John Aller			1	36	2	80	
11 John Cunningham			1	32	2	60	
12 Samuel Laricis			1	32	2	60	
13 Samuel Larcomb			1	32	2	60	
14 Ed Bonnum			1	32	2	60	
15 Lydia Harris			1	32	2	60	
16 Samuel Cook			1	32	2	60	
17 Alba Cook			1	32	2	60	
18 James Mulvaine			1	24	2	20	
19 Cornelius Mulvaine			1	22	2	10	
20 Lewis Brooker			1	32	2	60	
21 John B. Coats			1		1	00	
22 Eliza A. Miller			1	32	2	60	
23 Emma Walters			1	32	2	60	
24 Joseph Livingston			1	44	3	20	
25 Linda Livingston			1	44	3	20	
26							
27					61	50	
28							
29							
30							
31							
32							
33							
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35							
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37							
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44							
45							
46							

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.  
 Clerk of \_\_\_\_\_ County, O.



PENITENTIARY NO. 20031

CERTIFICATE OF SENTENCE

—AND—

COST BILL IN PENITENTIARY CASES

Summit County.

THE STATE OF OHIO

vs.

Edmund Hearniss

Sentence One Years.

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

R. M. Brown

Clerk Summit County.

JOHNSON & WATSON, Blank Book Manufacturers and  
Legal Blank Publishers, Dayton, Ohio.

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. 18\_\_\_\_  
Given under my hand and seal of said Court, this \_\_\_\_\_ day of \_\_\_\_\_ A. D. 18\_\_\_\_

Clerk.

By \_\_\_\_\_ Deputy Clerk.

CERTIFICATE OF ISSUING EXECUTION.

The State of Ohio,

vs.

J. R. McGroff

County,

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. Edmund Hearniss

an execution called a FIERI FACIAS, issued on the 17<sup>th</sup> day of Dec 1888, against the said Edmund Hearniss

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



Witness my official signature, and the Seal of said Court at Marysville in the County and State aforesaid, this 18<sup>th</sup> day of December 1888

R. McGroff Clerk.

By W. M. Wengel - Deputy Clerk.



# 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 Monroe and State of Ohio, on the 27<sup>th</sup> day of October A. D. 1888

Present, the Hon. John A. Rice 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.*  
Edmund Harris

Indictment for Moss Stealing

The said Edmund Harris

having been found guilty as charged

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 one year and that he pay the costs of this prosecution, taxed at \$214.40

In Witness Whereof, I hereunto set my hand and affix the Seal of said Court, at Marysville this 10<sup>th</sup> day of December A. D. 1888

R. McGraw Clerk.

W. M. Winget Deputy Clerk.

The State of Ohio,

To Sheriff of \_\_\_\_\_ County, Or.

For Prosecuting Charges as per within account

For Transportation Charges, as follows:

Travel for self \_\_\_\_\_ miles each way, \_\_\_\_\_ miles at 8c. per mile

" " \_\_\_\_\_ guard \_\_\_\_\_ miles each way \_\_\_\_\_ miles at 6c. per mile

Transporting \_\_\_\_\_ convict \_\_\_\_\_ miles one way \_\_\_\_\_ miles at 5c. per mile

Total Charges \_\_\_\_\_

Received, Columbus, O., \_\_\_\_\_ 18\_\_\_\_, of the Warden of Ohio Penitentiary, a certificate of allowance on the State Auditor for the above amount.

\_\_\_\_\_  
Sheriff.



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

IN THE COURT OF COMMON PLEAS.

October

Term, A. D. 1888

THE STATE OF OHIO,  
VS.

Edmund Harris

## Indictment for *Horse Stealing*

*Crim. Docket, No. .... Page .....*

## COST BILL.

NOTE--Clerks should be careful to fill ALL blanks and insert no "jump" charges.

CLERK,			MAYOR,		
Doc. and Appeal. Pl'ff and 1 Def't, 12, each add'l, 4		12	JUSTICE,		
Ent. finding Indictment,		8	Affidavit,	each	40
" Pleas, each	8	8	Warrant, each defendant named therein,		40
Indexing Docket,	4	4	Continuance,		20
Indexing Judgments and Final Orders for each case,	15	15	First Mittimus,		40
Index. Pending Suits and Living Judg'ts, each case,	15	15	2d "		40
Rule for Motion and filing,	8	8	Subpoena for witnesses, 25c. for one, and 5c. for each additional,		25
Entering Motion on Docket and Index,	8	8	Recognizance—1 witness 40c., each add'l. 10c.,		35
Filing papers each	4	28	Swearing witnesses, each	5	40
Taking Affidavits, "	8		Judgment,		40
Certifying Affidavits without Seal, "	15		Transferring Judgment,		15
" " with Seal, "	35	37	Recognizance defendants, each	40	
Filing Prec., Issuing Capias, Return and its filing,	37		Transcript—15c. per 100 words,		25
" " Attachment, Return and its filing,	37		Certifying Transcript,		40
Taking Justification of Bail,	35		Final Mittimus,		40
Entering Allowance of Bail,	4		Filing Papers, each	5	20
Recog. def't and filing, each	29		Recording words, 15c. per 100,		40
" witnesses and filing, "	29		Order on Jailor for prisoner,		40
Polling Jury when required,	25		Appointment of Special Constable,		40
Impaneling Jury and Administering Oaths,	12	12	SUP'T OF POLICE,		
Calling and entering Tales Jurors and cert., each	8	8	MARSHAL,		
Filing Prec., issuing Sub. for 1 wit. and filing,	16	48	CONSTABLE,		
Additional names, each	4	84	Serving warrant on each def't.,	40	140
Swearing 27 witnesses and making entry of same, "	4	84	Travel 2 1/2 miles—20c. for 1st, 5c. for each additional,		75
Ent. att. of witnesses, "	4	88	Serv. Sub. on wit., 25x10,		85
Issuing Certificate for witness fee, "	4	88	Copies 7 " each	25	175
Qualifying Jurors, "	8	96	Travel 4 1/2 miles—25c. for 1st, 5c. for each additional,		25
Ent. on Bar and Court Cal., and Ind. each term,	8	16	Serving Mittimus on each,	40	40
Entering Orders on Journal per 100 words,	8	48	Copy " for 1st,	25	25
" verdict on Journal and filing,	12	12	Travel 3 1/2 miles—20c. for 1st, 5c. for each additional,		20
" rule "	8		days attendance before J. P., 1 00		55
" judgment "	8		Com. to Jail on warrant,	40	40
Indexing ents. on Journal, each	4	8	Travel miles—20c. for 1st, 5c. for each additional,		
Trans. orders on docket, "	8	16	Con's bring. out prisoner for ex.,		
" verdict on docket, "	8	8	Marshal " " "	20	
" rule "	8	8	Travel miles—20c. for 1st, 5c. for each additional,		
" judgment "	8	8	Transporting and sustaining prisoner, which is allowance made by Magistrate and certified by him.		
Copy of Indictment each 100 words,	8	32	Assistant 2 day, 1 50		
Continuance, each	8	8	" " " 1 50		
Nolle Pros. or laid away	8	8	" " " 1 50		
Entering on ex. docket and Index,	12	12	RECAPITULATION.		
Notice of Motion for New Trial,	8	8	Clerk,	12	56
Cost Bill and filing,	29	29	Sheriff,	85	89
Recording words, at 8c. each 100	8	8	Mayor or Justice,	5	25
Indexing Record—Direct and Reverse,	8	8	Marshal, Constable or Supt. of Police,	46	20
Certificate of Sentence,	35	35	Witnesses,	61	50
" allowance of guard,	35	35	Official Stenographer days,		
" to Auditor of Assignment of Counsel,	35	35	" " Transcript 100 words,		
Prec. for Fi. Fa. issue, docketing, index, return, filing,	53	53	Total Costs, 214 40		
Certificate of Issuing Fi. Fa.,	35	53	60		
2 Copies <i>cost here</i> words at 8c. each 100	35	56	8213.80		
SHERIFF,			85.89		
On Attachment,		60. 40	60		
On Capias,		12	85.89		
Calling Action,	12	12			
Calling 27 witnesses,	5	135			
" Jury,	10	10			
Summoning Jury,	40	40			
Serving Subpoena on 27 witnesses,	10	270			
182 miles travel,	8	14.56			
copies per 100 words,	8	288			
Committing prisoner to jail,	60	60			
Attending prisoner before Court 2 times,	60	120			
Discharging prisoner,	60	60			
Serving and returning Order of Court,	30				
Miles traveled each	8	16			
On Fi. Fa. Serv., 30c., miles travel, "	8	50			
Forfeiting Recognizance,					
Serving Indictment,		30			
Transportation,					



# Witnesses in Attendance Under Recognizance or Subpoena.

NOTE.—The Mileage of Witnesses is to be allowed both ways, at 5 cts. 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 \$1.00.	Miles at 5c.	Dolls.	Cts.	
1 P. C. Adams	2	18			1	90	
2 Thomas Meape	2	28	1	28	4	80	
3 Leonora Adams	2	18	1	32	4	50	
4 Le. Miller	2	18			1	90	
5 Ella Wilson	2	18			1	90	
6 Elizabeth Miller	1					50	
7 Ed Walters	1					50	
8 Amos Miller	1		1	32	3	10	
9 Le. Le. Wilson	14	00	1	18	1	40	
10 John Aller			1	36	2	80	
11 John Cunningham			1	32	2	60	
12 Samuel Landis			1	32	2	60	
13 Samene Leacock			1	32	2	60	
14 Ed Bonnum			1	32	2	60	
15 Lydia Hariss			1	32	2	60	
16 Samuel Leock			1	32	2	60	
17 Alba Leock			1	32	2	60	
18 James Melvaine			1	24	2	20	
19 Cornelius Melvaine			1	22	2	10	
20 Lewis Brooker			1	32	2	60	
21 John B. Coats			1		1	00	
22 Elija A. Miller			1	32	2	60	
23 Emma Walters			1	32	2	60	
24 Joseph Livingston			1	44	3	20	
25 Linda Livingston			1	44	3	20	
26							
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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.  
 Clerk of \_\_\_\_\_ County, O.



Criminal Case File  
Case No. 743

93  
Feb 13/1885  
No. \_\_\_\_\_

Union Common Pleas.

STATE OF OHIO.

against

Otho Jones

Defendant.

1885

Journal No. \_\_\_\_\_ Page \_\_\_\_\_

Record No \_\_\_\_\_ Page \_\_\_\_\_

Ex. Doc. \_\_\_\_\_ Page \_\_\_\_\_

*Filed Feb 11<sup>th</sup> 1888*

THE STATE OF OHIO

vs.

*Alfred J. Jones*

JOURNAL ENTRY

AND

*Recognizance.*



The State of Ohio,

Union County, ss.

Probate Court.

THE STATE OF OHIO,

vs.

Application to Admit to Bail.

BE IT REMEMBERED, that at a Court of Probate within and for said County, held on the 22<sup>nd</sup> day of December 1887 before John P. Keate Judge of said Court came Otho Jones and made application to be admitted to Bail, whereupon it was ordered by the Court that a special warrant issue to the Sheriff of said County, commanding him to bring the body of the said Otho Jones before the said Probate Court on the 22<sup>nd</sup> day of December 1887 to the end that the said Otho Jones may be admitted to bail according to Law. And that thereupon on the 22<sup>nd</sup> day of December 1887 a special warrant was issued to said Sheriff, and by the said Sheriff returned according to the command thereof, with the body of the said Otho Jones and it appearing to the Court by the return of the said Sheriff that the said Otho Jones was committed to the Jail of said County by H. F. Richter Mayor of the Village of Richmond said County on the 13<sup>th</sup> day of November 1887 on a charge of burglary

in default of bail in the sum of Three Hundred Dollars ordered by the said Otho Jones given to be by the said Mayor of Richmond

and that thereupon the said Court being fully advised in the premises, ordered that the said Otho Jones enter into a recognizance in the sum of Three Hundred Dollars, with approved sureties, conditioned according to law, that the said Otho Jones be and appear before the Court of Common Pleas in and for said County on the first day of the next term thereof, to answer unto said charge of burglary and that thereupon the said Otho Jones entered into recognizance accordingly, with H. F. Richter and David S. Davis sureties, which said recognizance is approved, and the said Otho Jones is discharged from the custody of the said Sheriff.



# RECOGNIZANCE.

In the Probate Court of Union County, Ohio.

THE STATE OF OHIO

vs.

Personally appeared before me John B. Coats Probate Judge in and for said County Otho Jones the defendant named above, who with H. J. Perry and David S. Davis and as sureties entered into the following recognizance to-wit:

THE STATE OF OHIO, Union COUNTY, ss.

**BE IT REMEMBERED**, that on the 22<sup>nd</sup> day of December A. D. 1887 personally appeared before me John B. Coats Probate Judge in and for said County Otho Jones, H. J. Perry and David S. Davis who jointly and severally acknowledge themselves to owe to the State of Ohio the sum of Three Hundred Dollars to be levied of their goods and chattels, lands and tenements, if default be made in the conditions following:

The above obligation is such, that whereas the above bound Otho Jones was on the 1<sup>st</sup> day of November A. D. 1887 committed to the Jail of said County of Union on a charge of Burglary. Now if the said Otho Jones shall be and appear before the Court of Common Pleas in and for said County on the first day of the next term thereof, then and there to answer unto said charge of Burglary and abide the decision of said Court, and not depart without leave of the same, then this obligation to be void, otherwise to be and remain in full force and virtue in law.

(Signed.)

Otho Jones  
H. J. Perry  
David S. Davis

SEAL

SEAL

SEAL

I John B. Coats Probate Judge, within and for said County, do hereby certify that the foregoing recognizance was duly taken, signed and acknowledged before me, and by me approved this 22<sup>nd</sup> day of December A. D. 1887.

John B. Coats  
Probate Judge.

THE STATE OF OHIO, Union COUNTY, ss.

I John B. Bleats, Judge of the Probate Court, within and for said County, do hereby certify that the foregoing is a correct transcript of the proceedings had before and of the orders made by the said Probate Court, and that the foregoing recognizance was duly entered into before said Court by said \_\_\_\_\_.

**IN TESTIMONY WHEREOF,** I have hereunto set my hand and affixed

the seal of said Court at Marysville Ohio,

this 13<sup>rd</sup> day of December A. D. 1887.

John B. Bleats

Probate Judge.



# CRIMINAL COST BILL.

THE STATE OF OHIO,

VS.

*Otho Jones*

Filed ..... Term, 18 .....

## NOTICE.

In all criminal cases wherein Transcripts are sent up to Clerk's or Auditor's office, Justices of the Peace and Mayors must certify the fees accruing in such case on one of these forms properly, if they want their fees taxed by the Clerk or allowed by the Commissioners.

In all cases the allowance for Transportation and Subsistence must be made by the Justice or Mayor, and so certified by him before it will be paid.

If arrests are made outside of the County, it must be stated in the Transcript.

## REV. STATUTES OF OHIO.

SECTION 1308. In all felonies the fees of witnesses before Justices of the Peace, Mayors and Police Justices shall be paid upon the allowance of the Commissioners out of the County Treasury, on the certificate of such officer, notwithstanding the state has failed.

SECTION 1309. The County Commissioners may at any regular session make an allowance to any of said officers in lieu of fees in causes of felonies, wherein the state fails, and in misdemeanors wherein the defendant proves insolvent, but the aggregate amount of such allowances to an officer in any year shall not exceed the fees legally taxed to him in such causes, nor shall the aggregate amount allowed to an officer in any year exceed one hundred dollars.

SECTION 1310. The County Commissioners may allow and pay any necessary expenses incurred by an officer in the pursuit of a person charged with a felony who has fled the country, in addition to the allowance provided for in the preceding section.

SECTION 1311. In ascertaining the amount of fees taxed by any Justice of the Peace, Mayor or Police Judge, or Justice with a view to making him the allowance hereinbefore mentioned, it must be made to appear in cases where such officer was authorized to take security for costs that he has exercised reasonable care in taking such security, and until satisfied by the certificate of such Justice of the Peace, Police Judge, or Justice or Mayor before whom such causes were heard, or other proof to the satisfaction of the Commissioners that the prosecuting witness was indigent, and entirely unable to pay the costs, or procure security for the payment of the same, and that the officer exercised due care in taking such security, the officer's fees in such causes shall not be included in ascertaining the amount so to be allowed.

SECTION 1312. Where such officer takes security for costs that is insufficient at the time of taking the same, the commissioners shall not take into account his fees in such case in making any allowance therein to him.

# Justice or Mayor's Criminal Cost Bill.

To the Commissioners of

County, Ohio.

Union  
Richwood Ohio Nov 15<sup>th</sup>

1887

THE STATE OF OHIO,  
vs.

On Complaint of Wm Glick

for

Before

a

of

County of

Filous  
W J Rucker  
Mayor

in and for the Village of Richwood

, and State of Ohio.

## Justice or Mayor's Fees.

## Constable or Marshal's Fees.

## Assisiant.

Dolls. Cts.

Dolls Cts.

Affidavit, 40

40

Warrant, each person named, 40

40

Warrant for each person named, 40

40

Mileage, 1st mile, 20; each add'l, 5

20

Subpoena Wit's, one person, 25

Mileage as above,

Serving Precept, 40

Witness,

Adjournment or Continuance, 20

Mileage as above,

Swearing Witnesses, each, 5

Serv'g Sub. Witnesses, 1st name, 25

Judgment, 40

40

" " " each add'l, 10

Dismissing, 40

Mileage as above,

Recognizing one Witness, 40

Copies each, 25

" each additional, 10

Mileage as above,

Recognizing Defendant, 40

Attending Trial, per day, 1.00

1 00

Mittimus, 40

40

Serv'g Mittimus, each person, 40

40

Filing Papers, each, 5

20

Copy to Jailor, 25

Record per 100 words, 15

60

Mileage as above,

1 00

Execution, 40

20

Trans. and Subst;

3 00

Satisfaction, 20

20

Transcript, per 100 words, 15

60

Certificate, 25

25

Total,

3 45

Total,

6 00

The State of Ohio,

Union

County, Village of Richwood ss.

I Do Hereby Certify, that the above is a full and true statement of Costs as taken from my Criminal Docket; in the proceedings had by and before me at my office in said Village in the above action; and after due diligence in endeavors to secure costs, it was found that the prosecuting witness was indigent and entirely unable to pay the Costs or procure Security for the same.

Dated Feby

18 88

W J Rucker  
Mayor or Justice of the Peace as aforesaid.



No. 743

Union County Common Pleas.

THE STATE OF OHIO  
vs.

Otho Jones.

INDICTMENT  
FOR

Pet. 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.**

F. B. Sprague  
Foreman of Grand Jury.

Filed 188

Clerk

Edward H. Porter.  
Prosecuting Attorney.

On this.....day of.....  
188....., Defendant arraigned, and  
pleads.....guilty  
to this indictment.

Clerk.



THE STATE OF OHIO,

In the Court of Common Pleas.

*Union*

County, ss.

*Union*

County, Ohio,

of the term of

*February*,in the year of our Lord one thousand eight hundred and *Eighty-eight*.

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 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

*Otho Jones*

late of said County, on the *Twenty eighth* day of *February* in the year of our Lord one thousand eight hundred and *Eighty-eight* with force and arms, in said County of *Union* and State of Ohio,

unlawfully and feloniously did steal, take and carry away four shirts, of the value of Three and 78/100 Dollars, two dozen hose, of the value of Two dollars, one dozen bows, of the value of Two dollars, five dozen striped hose, of the value of five dollars, four gaucher hose of the value of four and 60/100 dollars, and two dozen one-half hose, of the value of two dollars, of the goods, chattels, and property of William Klick

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

*Edward W. Porter*

Pros. Att'y. of

*Union County Ohio.*

No.

743

*Common Pleas* Common Pleas.

THE STATE OF OHIO

vs.

*Otto Jones*

# INDICTMENT

FOR

*Petl-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.

*F. B. Sprague*

Foreman of Grand Jury.

Filed

*Nov 10*

1888

*B. M. McGary*

Clerk

*Edward W. Porter*

Prosecuting Attorney.

On this day of

1888, Defendant arraigned, and

pleads guilty

to this indictment.

Clerk.

*I certify the foregoing to be a true copy of the original indictment now on file in my office*

*B. M. McGary Clerk*

*By W. M. Wright*



THE STATE OF OHIO,

In the Court of Common Pleas.

*Union* County, ss. } *Union* County, Ohio,  
 of the term of *February*

in the year of our Lord one thousand eight hundred and *Eighty-eight*

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 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

*Otho Jones*

late of said County, on the *28<sup>th</sup>* day of *February* in the year of our Lord one thousand eight hundred and *Eighty-eight* with force and arms, in said County of *Union* and State of Ohio,

*Unlawfully and feloniously did steal take and carry away four skins of the value of three & 7/8 dollars. 2 dozen horse of the value of two dollars. One dozen bows of the value of two dollars. 5 dozen striped hose of the value of five dollars. 4 granger hose of the value of four and 2/5 dollars and 2 dozen one-half hose of the value of two dollars of the goods Chattels and property of William Sick*

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

*Edward W. Porter*

Pros. Att'y.

*Union County Ohio*



743



The State of Ohio Union County }  
The Village of Richwood } P.S.

The State of Ohio Before me W J Rucker  
Otho Jones } Mayor of said Village  
Complaint No 107 Made this 15<sup>th</sup> Day  
of November A.D. 1887 by William Glick  
who being duly sworn according to Law deposes  
and Says that one Otho Jones late of  
said Village & County of Union on or  
about the 28<sup>th</sup> day of February 1887  
at the Village of Richwood aforesaid  
did unlawfully and feloniously in the night  
season to wit at about the hour of one  
o'clock in the night forcibly break and enter  
the first floor store room of a two  
story brick building on the North East  
Corner of Ottawa and Franklin Streets  
in said Village belonging to C. F. Parsons,  
and then in the possession of said William  
Glick and did then and there take steal  
and carry away from said room  
4 shirts 2 doz hose 1 doz pairs 5 doz striped  
hose 4 gauger hose 1 pair hose altogether  
him of the value of \$928 the Personal  
property of said William Glick and  
did so with intent then and there  
to steal the same Contrary to the  
statutes in such cases made and  
provided & against the Law & dignity of the  
State of Ohio and this deponent does



truly believe that the said Otto Jones  
is guilty of the fact charged and  
further this deponent will not

signed William Glick  
Sworn and subscribed before me this 15<sup>th</sup> day  
of November A.D. 1887

Sub

W J Rucke Mayor

November 15<sup>th</sup> 1887 issued Warrant  
for the arrest of the said Otto Jones  
and delivered the same forthwith to John  
Dunmigham Special Police who made  
return thereon as follows to wit:  
Recd this writ Nov 15<sup>th</sup> 1887 and  
served the same this day by arrest-  
ing the within named Otto Jones  
and now have him in Court for  
trial

signed

John Dunmigham Special Police  
November 15<sup>th</sup> 1887 I arrested the accused  
Otto Jones who pleaded guilty to the  
above charge I thereupon this 15<sup>th</sup> day  
of November 1887 adjudge and order that  
the said Otto Jones enter into a Recognizance  
giving good and sufficient 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 failed to comply  
with Nov 15<sup>th</sup> 1887 issued  
mittimus for the commitment of  
the said other Jones in the  
Jail of the County of Monroe  
there to remain until he  
be discharged by due course  
of Law given under my hand and  
this 15<sup>th</sup> day of Nov 1887

W. J. Tucker

Mayors Costs		Mayors	
Complaint	40	Marshals Costs	
Warrant	40	Service of Warrant & Mileage	60
Decket Entry	60	Mittimus	40
Judge & Filing	60	Mileage to Marysville	1 00
Satisfaction	20	appending trial	1 00
Transcription & Certificate	85	Transporting & sustaining	3 00
Mittimus	40		
	\$ 3 45		6 00

The State of Ohio Union <sup>The Village of Richmond</sup> County  
I do hereby Certify that the above is  
a full and true Copy from my Decket  
of the proceedings had by and before me  
at my office in said Village in  
the above action

Nov 15<sup>th</sup> 1887

W. J. Tucker  
Mayor of the Village of Richmond

Criminal Case File  
Case No. 744

17  
Feb 18/88  
No. \_\_\_\_\_

Union Common Pleas.

STATE OF OHIO.

against

*Osineon Citha*

Defendant.

*1778*  
Journal No. \_\_\_\_\_ Page \_\_\_\_\_

Record No. \_\_\_\_\_ Page \_\_\_\_\_

Ex. Doc. \_\_\_\_\_ Page \_\_\_\_\_



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Warrant  
State of Ohio  
vs  
Lincoln A. Howard  
Jay Randall

Returned & filed  
Jan 17<sup>th</sup> - 1888  
H. M. Hall



Received this writ January the 4<sup>th</sup> 1888  
served the same January the 5<sup>th</sup>  
I have the within named persons  
after <sup>now in court</sup> Jesse Williams

Special Constable

Fee Service & return 40<sup>¢</sup>

Mileage 26 miles 130

Transportation & sustenance 3<sup>10</sup>

Jan. 17<sup>th</sup> - 1888

~~Attorney's fee~~ 4.00

Can prison 2 day 3.00

71.80

The State of Ohio, Union County ss.

To any Constable of Said County <sup>Meeting</sup>

Whereas, complaint has been made before me, one of the justices of the Peace in and for the county aforesaid, upon oath of Harry Matter that one Simon Attha late of the County of Logan did, on or about the 21<sup>st</sup> day of December A D 1887, at the County of Union State of Ohio, feloniously and with intent to steal enter upon the premises of said Harry Matter, and break into the ~~and poultry house~~ <sup>and poultry house</sup> barn of said Harry Matter and take and carry away three turkeys of the value of four dollars, and that one Simon Attha is guilty of the fact charged and that Jay Randall is guilty as aiding and assisting in the commission thereof

These are therefore to command you to take the said Simon Attha and Jay Randall if they be found in your county or if they shall have fled, that you pursue after the said Simon Attha and Jay Randall into any county of this state, and take and safely <sup>keep</sup> the said Simon Attha and Jay Randall, so that you have their bodies forthwith before me or some other justice to answer the said complaint, and be further dealt with according to law.

Given under my hand this 3<sup>rd</sup> day of January A D 1888

H. M. Hall J.P.



*Affidavit*

*Filed January 3<sup>rd</sup> 1888  
H. M. Hall, J. P.*





State of Ohio Union County St.

Before me H. M. Hall one of the justices  
of the Peace in and for said County personally  
appeared Harvey Mather who being duly  
sworn according to law, deposite and  
says that on or about the 21<sup>st</sup> day of December  
in the year A. D. 1837 at the County of Union  
State of Ohio, and in the night time that  
some person, or persons did feloniously, and  
~~and with intent to steal~~  
~~in the night time~~ enter upon and into the  
premises of said Harvey Mather, and break  
into his barn by breaking open the north  
door of his said barn, <sup>and then by opening a door into his poultry house</sup> and take and  
carry away from his premises three  
Turkeys of the value four Dollars, and  
this deponent says that he verily believes  
that one Simon Attie is guilty of the fact  
charged, and that one Jay Randall is  
guilty as aiding and assisting in  
the commission thereof, and further  
this deponent saith not.

Harvey Mather  
Sworn to and subscribed before me  
this 3<sup>rd</sup> day of January A. D. 1838.  
H. M. Hall, J. P.

# SUBPENA IN CRIMINAL CASES.

The State of Ohio

vs.

Simon Attia

H M Keal

Justice of the peace.

Docket, No.  
Returnable Jan 20<sup>th</sup> 1888  
at 12 o'clock, M.



## CERTIFICATE.

(To be signed only on copy, on which only one witness need be named.)

I certify the within to be a true copy of the original writ.

Constable.

ROBERT CLARKE & CO.

LAW PUBLISHERS, 65 WEST FOURTH STREET, CINCINNATI, O.

## RETURN.

(ON THE ORIGINAL WRIT ONLY).

1888. I have served the within writ on

January 20<sup>th</sup>

Ed. Robinson

personally, and on

Henry Mead

by copy left at residence.

Service and Ret., for 2 persons, 35

Cop 25 cents each, 50

Mileage, 2 Miles, 265

Total, \$350

CONSTABLES  
FEES ON  
THIS WRIT.

Joseph Harper

Constable.

245

THE STATE OF OHIO,

*Union*

COUNTY, SS.

TO ANY CONSTABLE OF THE COUNTY, GREETING:

You are commanded to Summon *Henry Mead Ed*  
*Robinson*

to appear before me, the undersigned, a Justice of the Peace in and for said County, at my  
office therein, on the *20<sup>th</sup>* day of *January* 18*88*, at *12*  
o'clock *-* M., to give testimony, and the truth to say, touching a certain complaint made  
on behalf of the State, against *Simon Atta*

and not to fail hereof, under the penalty of the law; and have you then and there this  
writ, with your return thereon.

Given under my hand, this *17<sup>th</sup>* day of *January* A. D. 18*88*

*H. H. Hove*

JUSTICE OF THE PEACE.



SUBPENA IN CRIMINAL CASES.

The State of Ohio

vs.

Simon Attha

A. M. Hall

Justice of the peace.

Docket, No.

Returnable Jan. 20<sup>th</sup> 1888,

at 12 o'clock, — M.



CERTIFICATE.

(To be signed only on copy, on which only one witness need be named.)

I certify the within to be a true copy of the original writ.

Constable.

ROBERT CLARKE & CO

LAW PUBLISHERS, 65 WEST FOURTH STREET, CINCINNATI, O.

RETURN.

(ON THE ORIGINAL WRIT ONLY).

I have served the within writ on

for Elder white

personally, and on  
by copy left at residence.

for Elder white  
personally, and on  
by copy left at residence.

Service and Ret., for the persons, 45  
one Cop, 25 cents each, 11.25  
Mileage, 1.50  
Total, \$22.50

Constable.

A. A. Mayhew  
Dep

THE STATE OF OHIO,

*Union*

COUNTY, SS.

TO ANY CONSTABLE OF THE COUNTY, GREETING:

You are commanded to Summon

*J. B. Thew. Ed Robinson*  
*B. J. Sagar. Jesse White Elmer White*  
*Harvey Master*

to appear before me, the undersigned, a Justice of the Peace in and for said County, at my  
office therein, on the *20<sup>th</sup>* day of *January* 18*88*, at *12*  
o'clock — *M.*, to give testimony, and the truth to say, touching a certain complaint made  
on behalf of the State, against *Simmon Atha*  
*On behalf of State*

and not to fail hereof, under the penalty of the law; and have you then and there this  
writ, with your return thereon.

Given under my hand, this *17<sup>th</sup>* day of *January* A. D. 18*88*

*H. M. Hall*

JUSTICE OF THE PEACE.

SUBPENA IN CRIMINAL CASES.

The State of Ohio

vs.

Lincoln Attea

Justice of the peace.

Docket, No.

Returnable Jan. 20<sup>th</sup> 1888

at 12 o'clock, — M.



CERTIFICATE.

(To be signed only on copy, on which only one witness need be named.)

I certify the within to be a true copy of the original writ.

Constable.

ROBERT CLARKE & CO

LAW PUBLISHERS, 65 WEST FOURTH STREET, CINCINNATI, O.

RETURN.

(ON THE ORIGINAL WRIT ONLY).

1888. I have served the within writ on

January 20<sup>th</sup>

personally, and on

Charlotte Priel

and Jane Bantall

David Hopkins by copy left at residence.

Service and Ret., for 3 persons,

3 Cop 25 cents each,

Mileage, 24 Miles,

Total,

CONSTABLE'S FEES ON THIS WRIT.

Joseph Harpe

Constable.



THE STATE OF OHIO,

*Union*

COUNTY, SS.

TO ANY CONSTABLE OF THE COUNTY, GREETING:

You are commanded to Summon *Charlotte Price. Jane*  
*Randall. David Hopkins*

to appear before me, the undersigned, a Justice of the Peace in and for said County, at my  
office therein, on the *20<sup>th</sup>* day of *January* 18*88*, at *12*  
o'clock *P.*M., to give testimony, and the truth to say, touching a certain complaint made  
on behalf of the State, against *Simon Atka.*  
*On behalf of defendant*

and not to fail hereof, under the penalty of the law; and have you then and there this  
writ, with your return thereon.

Given under my hand, this *17<sup>th</sup>* day of *January* A. D. 18*88*

*H. M. Hall*

JUSTICE OF THE PEACE.

Witnesses

Recognition of

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The State of Ohio Union. H.

Be it remembered that, on the 20<sup>th</sup> day of Jan.  
A.D. 1888. H. H. Mead, Harry Mather, J. B.  
Thur. A. A. Mather, Jesse White, Elmer White  
personally appeared before me, H. M. Hall  
one of the Justices of the Peace in and for said  
county, aforesaid, and acknowledged, jointly  
and severally to owe the State of Ohio, the sum  
of One Hundred dollars, to ~~appear~~ be paid  
upon their respective goods and chattels,  
lands and tenements, if default be made in  
the condition following

The condition of this recognizance  
is such that if the said H. H. Mead, Harry  
Mather, J. B. Thur. A. A. Mather, Jesse  
White, Elmer White, shall personally  
be and appear before the Court of Common  
Pleas, of said County of Union, on the  
first day of the term next to be holden  
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 this recognizance shall be void.  
Otherwise to be and remain in full force  
and virtue in law.

A. A. Mather  
Harry Mather  
J. J. White  
Elmer White  
H. H. Mead



on this 14<sup>th</sup> day of  
March A.D. 1888  
Defendant arraigned  
and pleads not  
guilty—

No. 744

State of Ohio, Union Co.  
COURT OF COMMON PLEAS.  
February Term, 1888.

THE STATE OF OHIO,  
vs.  
Simon Atha.

INDICTMENT FOR  
BURGLARY AND Petit LARCENY.

A TRUE BILL:  
H. B. Sprague  
Foreman of the Grand Jury.

Prosecuting Witness.

Plea Not Guilty  
Filed 18

Clerk.

Edward W. Porter  
Prosecuting Att'y Union Co.

Odell & Mayer, Blank Book Manufacturers and Legal Blank  
Publishers, Dayton, Ohio.

On the 18 day of 18 I served a duly certified copy of  
the within indictment, by handing the same to  
Defendant .  
Fees, \$

By Deputy Sheriff.

State of Ohio, Union County,

THE COURT OF COMMON PLEAS.

Term in the Year Eighteen Hundred and February Eighty-eight  
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

Simson Altha

about the hour of Twelve o'clock, in the night season  
 of the Twenty-first day of December in the year  
 one thousand eight hundred and Eighty-seven in the County of Union  
 aforesaid, into a certain Barn of

of one Harvey Mather

there situate and being, wilfully, maliciously, forcibly and burglariously did break and  
 enter, with intent thereby then and there the personal goods, chattels, <sup>and</sup> property ~~and~~  
~~things~~ of said

Harvey Mather

in the said Barn then and there being  
 feloniously, to steal, take, and carry away: and in the said barn

three turkeys of the value of Four dollars, of the  
 personal goods and chattels, and property of said  
 Harvey Mather in said barn, then and there being  
 found, then and there feloniously and burglariously  
 did steal, take, and carry away.

Second Count: And the Grand Jurors  
 aforesaid in the name and by the authority of the  
 State of Ohio aforesaid on their oaths aforesaid, do  
 further present and find that the said Simson  
 Altha on the Twenty-first day of December, Eighteen  
 hundred and eighty-seven aforesaid, unlawfully  
 and feloniously did steal, take and carry away  
 three turkeys of the value of four dollars the



goods, chattels and property of the said Harvey Mathews,  
contrary to the form of the Statute in such case  
made and provided, and against the peace and  
dignity of the State of Ohio.

Edward W. Porter, Pros. Atty. of  
Union County Ohio.



No. 742

Union County Common Pleas.

THE STATE OF OHIO  
vs.

Simeon Atha.

INDICTMENT  
FOR

Pet. 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.**

F. B. Sprague  
Foreman of Grand Jury.

Filed 188

Clerk

Edward W. Porter.  
Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this.....day of.....  
188....., Defendant arraigned, and  
pleads.....guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

February

in the year of our Lord one thousand eight hundred and Eighty-eight.

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 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 Atha

late of said County, on the Twenty-first day of December in the year of our Lord one thousand eight hundred and Eighty-seven with force and arms, in said County of Union and State of Ohio, un-

lawfully, and feloniously, did steal, take, and carry away three turkeys of the value of Five Dollars, the goods, chattels and property of Elmer White

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

Edward W. Porter Pros. Att'y. of  
Union County Ohio.

744

*Sumner*

Common Pleas.

THE STATE OF OHIO,

vs.

*Sumner Astor*

**Recognizance.**

Filed *Mar 17* 18 *88*

*R M E Crox*  
Clerk.



# Recognizance of Party Accused.

THE STATE OF OHIO,

vs.

Simeon A. Atha

THE STATE OF OHIO,

Simeon

County.

Be it Remembered, That on the 14<sup>th</sup>

day of

March

A. D. 1888

Simeon A. Atha and J. M. Sanders

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 Two hundred & fifty 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 Simeon A. Atha

shall personally be and appear before the Court of Common Pleas, Union County on the 29<sup>th</sup> day of March 1888

then and there to answer a certain indictment filed herein against

him for Burglary & Petit Larceny 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.

W. F. Brown Clerk.

By

Deputy,

Simeon A. Atha



J. M. Sanders



L. Harriman



Mich 14<sup>th</sup> 88

Entry G-H-P-HO

Entry.

State of Ohio.  
Against  
Simon Alha.

} Indictment for Burglary  
and Petit Larceny -

Now comes the Prosecuting Attorney on behalf of the State of Ohio, and the defendants 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 doeth the like — And thereupon the Court fixed the bond of said defendant at \$250 for his appearance in said court, on Thursday the 5<sup>th</sup> day of April A. D. 1888.

E. H. Porter.

Pros. Atty -



No. 748

Union County Common Pleas.

THE STATE OF OHIO  
vs.

Simon Atha.

INDICTMENT  
FOR

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.**

F. B. Sprague

Foreman of Grand Jury.

Filed 188

Clerk

Edward W. Porter.

Prosecuting Attorney.

On this day of  
188, Defendant arraigned, and  
pleads guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

*Union*

County, ss.

of the term of

*Union*

County, Ohio,

*Union*in the year of our Lord one thousand eight hundred and *Eighty-eight*.

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 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 *Simcon Acha*

late of said County, on the *Twenty-first* day of *December* in the year of our Lord one thousand eight hundred and *Eighty-seven* with force and arms, in said County of *Union* and State of Ohio, *un-*

lawfully, and feloniously, did steal, take, and carry away *Four* turkeys of the value of *Five* dollars, the goods, chattels and property of one Jesse White

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

*Edward F. Porter*, Pros. Atty. of  
*Union County Ohio.*

Criminal Case File  
Case No. 745



Criminal Case File  
Case No. 746

Criminal Case File  
Case No. 747

93  
Feb 18  
No. 57

Union Common Pleas.

STATE OF OHIO.

against

John Cunningham  
Defendant.

April 6<sup>th</sup> 1888

Fine \$1000

Journal No. 14

Page 448

Record No 3

Page 124

Ex. Doc. 6

Page 197



No. 747

State of Ohio

57.

John Cunningham.

Bord


$$\begin{array}{r} 16 \\ 241 \\ 241 \\ 56 \\ \hline 120 \end{array}$$

and remain in full force & are written in  
law

J<sup>d</sup> Downingtown  
Hearnsville  
J<sup>s</sup> & Lockless  
J<sup>d</sup> Bricker  
J<sup>d</sup> Mann  
Lib. stickers  
J<sup>d</sup> & Wiggins  
C D Henry  
Geo. D. Decker

I have signed & acknowledged and  
duly affirmed this 2<sup>nd</sup> day of Feb<sup>y</sup>  
A.D. 1888

Dr. Atala  
A. P.

The State of Ohio Union County ss.

Be it remembered, that on the 2<sup>nd</sup> day of February in the year A.D. 1888, John Cunningham, Ed S.S. Gardiner, T. S. Lovelass, W. J. Rucker, J. L. Horn, J. C. Stuber, P. E. Weynagar, O. P. Lenox George Worden, personally appeared before me, W. A. Hall, J. P. & jointly and severally acknowledged themselves to owe the state of Ohio the sum of One Hundred Dollars, to be levied of their goods & chattels lands & tenements, if default be made in the condition following, to wit:

The condition of this recognizance is such that if the ~~above~~ bound John Cunningham shall personally be & appear before the Court of Common Pleas of Union County State of Ohio on the 1<sup>st</sup> day of the term thereof to wit to be holden then & there to answer to the charge of unlawfully maliciously & wilfully beating assaulting & beating & wounding one John Ross.

And abide the the judgment of the Court, & not depart without leave then this recognizance shall be void, otherwise to be



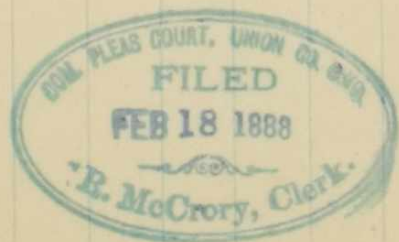
No. 747.

State of Ohio.

vs.

John Cunningham.

Transcript.





State of Ohio } No 37. Before W. A. Hall J.P. In  
 V. S. } Jackson Township Union Co., Ohio  
 John Cunningham }

Feby 2<sup>d</sup> 1888 Complaint on oath and in writing signed by John Ross filed with me charging that John Cunningham did on or about the 31<sup>st</sup> day of January A.D. 1888. at the County of Union ofore said unlawfully Maliciously and willfully assault-beat and wound the Said John Ross. and further deponent saith  
 Not

*Signed* John Ross

Feby 2<sup>d</sup> 1888 The defendant John Cunningham appeared without examination. I therefore ordered him to enter into a recognizance in the sum of One hundred. dollars with sufficient surety for his appearance at Court of Common Pleas Union County Ohio, which was done accordingly with S. S. Gardner T. S. Lovless H. J. Rucker J. L. Horn J. C. Stuber P. S. Wyman O. P. Leno<sup>r</sup> and George Worden. Recognizing the following witnesses to appear at the next Term of Court. Thomas Rice 15 miles Reuben Wise 15 miles Henry Mariott 15 miles Harlow Clark 15 miles and P. R. Kerr 15 miles

Items of fees of Justice  
 Affidavit for Warrant 40<sup>c</sup>  
 Docketing & Index 30  
 Recognizing Witnesses 40  
 Bond 40  
 One day Attendance 1.00  
 2.50

The State of Ohio Union County Jackson  
 J. P. S. 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  
 Feby 6<sup>th</sup> 88 W. A. Hall  
 Justice of Peace of afore said Tp.

No. ....

*Union County* Common Pleas.

THE STATE OF OHIO  
vs.

*John Cunningham.*

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.**

*T. B. Sprague*  
Foreman of Grand Jury.

Filed ..... 188.....

Clerk

*Edward W. Porter.*  
Prosecuting Attorney.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.



THE STATE OF OHIO,

In the Court of Common Pleas.

*Union* County, ss. } *Union* County, Ohio,  
of the term of *February*  
in the year of our Lord one thousand eight hundred and *Eighty-eight*

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 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 Cunningham*

late of said County, on the *Thirty-first* day of *January* in the year of our Lord one thousand eight hundred and *Eighty-eight* with force and arms, in said County of *Union* and State of Ohio,

unlawfully, violently, and in a menacing manner did assault, and threaten one *John Ross*, then and there being, and him the said *John Ross* then and there did strike, beat, wound, and ill-treat, and other wrongs to him, the said *John Ross*, then and there did,

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

*Edward W. Porter* Pros. Att'y. of  
*Union County Ohio.*



No 147-

State of Ohio,

vs.

John Cunningham

Entry.

J-14-C-121

Mar 15<sup>th</sup>/88

E. H. Porter

Pros. Atty -

State of Ohio

vs.

John Cunningham

No. 747-

Indictment for  
Assault and Battery-

This day came the Prosecuting Attorney  
and the defendant appearing in person in  
open court, and the reading of the indictment  
by the clerk being waived, and was asked  
how in the premises he would acquit  
himself, for plea says: that he is "Not  
guilty" in manner and form as the  
stands charged in said indictment  
and said cause was passed until the  
28<sup>th</sup> day of March 1888 for trial-

E. H. Porter.

Pros. Atty.

No. of Case

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

*John Cunningham*

Subpœna for Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>E. R. Cook</i>	32
<i>H. W. Landis</i>	32

2520

*M. Hopkins* Sheriff.

SHERIFF'S FEES.

Service and Return.....	20
Mileage.....	2 88
Copies.....	20
Total.....	\$ 3 28



**SUBPENA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

County. }

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena  
*R. M. Landis*  
*Q. N.*

*E. R. Cook*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *fourth* day of *March*, A. D. 18 *88*, at  
*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  
*John Cunningham*  
 on behalf of the *reput*; and thereof to fail not, under the penalty  
 the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this  
 day of *Mar* A. D. 18 *88*

*R. M. Crony*  
 Clerk of Court of Common Pleas.

M. Hopkins Sheriff.  
Clerk.

# Subpœna in Criminal Case.

STATE OF OHIO. }

UNION COUNTY, ss.

To the Sheriff of said County---Greeting :

You are Hereby Commanded to Subpœna

*Lflock Laidley, David  
Young, Albert Reynolds and Jas. Huggard.*

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 Mar A. D. 1888, 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.

on behalf of the John Cunningham  
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 26 day of Mar A. D. 1888

*R. M. L. ory* Clerk.

Deputy Clerk.



Total	2	76
-------	---	----

**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*mus*

County.

TO THE SHERIFF OF SAID COUNTY:

*H. O. Guelton*

You are hereby commanded to subpæna

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *28<sup>th</sup>* day of *March* A. D. 18*88*, at

*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

*John Cunningham*

on behalf of the *State*; and thereof to fail not, under the penalty the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *20* day of *March* A. D. 18*88*

*R. M. Berry*

Clerk of Court of Common Pleas.

No. of Case .....

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

*John Cunningham*

Subpœna for ..... Witness.

Returnable ..... 18

Ret'd and Filed .....

Clerk.

Att'y for .....

Rec'd this Writ ..... 18

at ..... o'clock ..... M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>H. C. Hamilton</i>	13 2

25

*M. Hopkins* Sheriff.  
SHERIFF'S FEES.

Service and Return.....	10
Mileage .....	2 56
Copies .....	10
Total .....	2 76



**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena

*H. C. Hamilton*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *fourteenth* day of *May* A. D. 18 *88*, at

*5* 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

*John Cunningham*  
on behalf of the *Defendant*; and thereof to fail not, under the penalty the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *28* day of *May* A. D. 18 *88*

*W. M. Emery*

Clerk of Court of Common Pleas.

No. of Case 747

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

John Cunningham

Subpœna for ~~State~~ Witness.

Returnable *Nov 28* 1888

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Ruben W. Weiser	32
John Ross	48
P. R. Kerr	32
Harlow Clark	32
Thos J. Gill	32
Ed Finefrock	32
W. H. Marriott	32

480

256

288

288

256

288

1856

60

M. Hopkins

Sheriff.

SHERIFF'S FEES.

Service and Return.....	20
Mileage.....	4 80
Copies .....	20
Total .....	5 20

## SUBPÆNA IN CRIMINAL CASE.

[ Section 7287. ]

THE STATE OF OHIO,

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena

*John Ross.*  
*P R Herr, Harlow Clark Thomas*  
*J Gill, Ed Ficefrock H W Marwood,*  
*Ruben M Weise*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *28<sup>th</sup>* day of *March* A. D. 18 *88*, 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

on behalf of the *State*, and thereof to 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, the *20<sup>th</sup>*  
 day of *March* A. D. 18 *88*

*R M Cherry*

Clerk of Court of Common Pleas.



U.S.

John Cunningham

Witnesses.

Returnable *Mar 28, 1888*

Att'y for

*Sheriff.*

[illegible]

Service .....	30
Mileage .....	2 88
Copy .....	30
Total.....	3 48

M. Hopkins Sheriff.

*Clerk.*

# Subpoena in Criminal Case.

THE STATE OF OHIO,

*Union* County, ss. }

To the Sheriff of said County, Greeting.

YOU ARE HEREBY COMMANDED TO SUBPENA

*Miss Carrie Hamilton,*  
*Mrs C. W. Huffman and*  
*Cyrus Moore*

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 *Mar*, A. D.  
18*88*, 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

*John Cunningham*  
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, O.*

this *23* day of *Mar*, A. D. 18*88*

*W. M. Berry* Clerk.

Deputy Clerk.

THE STATE OF OHIO,

vs.

~~Thomas Powers~~  
John Cunningham

No. ....

Term, 187.....

**VERDICT.**

Filed ..... 187.....



J-H-P-435



THE STATE OF OHIO

vs.

John Cunningham

COMMON PLEAS,

County, Ohio.

No.

7471 Feb

Term, A. D. 1888

Indictment for

We, the Jury in this case, find the Defendant

Guilty

John Cunningham

, Guilty, in manner and form as he stand

charged in the

Indictment

Counts of the Indictment.

Calvin Siggett

Foreman.

Robt. Elliott  
Wm. Maunce  
Thos. Cornum  
Jas. Cameron  
Martin Erich  
Joseph Otharra  
Philip Raish  
Calvin Leggett  
James Shirk  
Salem Pearce  
John Mcely -  
J. Parhamore

State  
vs  
Cunningham

No 747

Jury Co.

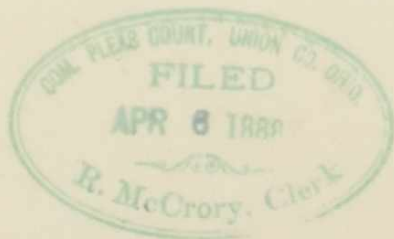
No. 747.

State of Ohio.

vs.

John Cunningham.

Entry.



J-H-P-448

E. R. Porter -

Pros. Atty -



State of Ohio

No. 747,

vs.  
John Cunningham

Indictment for Assault  
and Battery.

The defendant herein having been heretofore convicted of assault and battery, came this day into court with his counsel, and was 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 <sup>nothing</sup> but what he hath already said;

It is therefore considered and adjudged by the court, that the said defendant, John Cunningham, pay a fine of Ten dollars (\$10.00), and the costs of this prosecution, and execution is awarded.

E. H. Porter.

Pros. Atty.

Docket.....

No. ....

AFFIDAVIT.

State of Ohio.

VS.

*John Cunningham*

*Filed Feb. 2<sup>nd</sup> 1886  
W. A. Hall, J. P.*

ROBERT CLARKE & CO.,

LAW PUBLISHERS, 65 WEST FOURTH STREET, CINCINNATI, O.

THE STATE OF

*Ohio* COUNTY, SS.

BEFORE ME,

*W. A. Hall*

one of the Justices of the Peace for said County, personally came

*John Ross*

who, being duly sworn according to law, deposeth and saith that on or about the

*31* day of *January* 18*88*, at the County of *Union*aforesaid, *one John Cunningham* did*unlawfully maliciously and willfully*  
*strike assault beat and wound*  
*the said John Ross*

And, further, deponent saith not.

Sworn to and subscribed before me, at  
the County aforesaid, this *29th*  
day of *February* 18*88*.*W. A. Hall*

Justice of the Peace.

*John Ross*



[illegible]

## COST BILL.

THE STATE OF OHIO,  
AGAINST

Filed \_\_\_\_\_ A. D. 18\_\_

The Barrett Publishing Company, Springfield, Ohio.

No. 747 Crim. Cost Bill Feb Term.

Crim. App. Doc. Page

THE STATE OF OHIO,  
AGAINST

County,

COURT OF COMMON PLEAS.

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

Geo. Cunningham

CLERK'S FEES.

Plff.

Deft.

SHERIFF'S FEES.

Plffs.

Defts.

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	4
Index'g judgm'ts & final ord., each case,	15	15
Index'g pend'g suits & liv. judg. " " 15	15	15
Entering motion on docket and index,	8	8
Filing <u>14</u> papers & post. in app. doc. ea.	12	168
Taking affidavits, " 8	8	
Certifying " without seal,	15	
" " with " 35	35	
Filing prec., iss. capias, return & filing,	37	
" " " Att., " " 37	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	29	
Poling jury when required,	25	
Impaneling jury & administering oaths,	12	12
Call and ent. <u>21</u> tales jur. and cert., each,	8	32
Fil. <u>4</u> prec., iss. sub. for 1 wit. & fil.	16	96
additional names. <u>11</u> each,	4	48
Swearing <u>18</u> witnesses, " 4	4	72
Ent att. of " <u>33</u> days, " 4	4	140
Certif. " 4	4	32
Qualifying <u>12</u> jurors, each,	8	96
Ent. bar and court cal. & in., each term,	8	8
Ent'g—orders on journal, per 100 words,	8	8
" verdict on journal and filing,	12	12
" rule on journal,	8	8
" judgment on journal,	8	8
Surplus record on journal, per 100 words,	8	32
Indexing entries on journal, <u>4</u> each,	4	16
Transcribing—orders on docket, " 8	8	8
" verdict on " 8	8	8
" rule on " each,	8	8
" judgm't on " " 8	8	8
Copy of indictment and certificate,		51
Continuance, each,	8	
Nolle pros., quashed or laid away,	8	
Ent. on cash book and index,	12	12
" " ex. docket " 12	12	12
Notice of motion for new trial,	8	8
Cost bill and filing,	29	29
Certificate of sentence,	35	35
Recording words at 8c. each 100,		120
List for grand jur. and pros. atty.,		
General Index,	8	8

On attachment,		
On capias,		
Calling <u>18</u> witnesses,	5	90
Calling jury,	10	10
Summoning jury,	40	40
Calling action,	12	12
Serving subpoena on <u>18</u> witnesses,	10	180
miles travel, each,	8	1456
copies for each 100 words,	8	180
Bringing prisoner to court times,	60	
Com. prisoner to jail, " 60	60	
Discharging prisoner,	60	
Miles travel, each,	8	
On fl. fa. serv., 30c miles trav. " 8	8	
Forfeiting recognizance,	10	
Serving indictment,		30
Transportation,		

TOTAL SHERIFF'S FEES, \$ 23 98

NAMES OF WITNESSES.

<u>Five</u>	
<u>Supp. wit-</u>	25 20
<u>Plffs</u>	39 60
<u>Supp. Jur</u>	23 98
<u>Costs</u>	11 22
<u>Transcript-</u>	2 50
<u>Five</u>	102 50
	10 00
	112 50

TOTAL WITNESS FEES, \$

TOTAL CLERK'S FEES, \$ 11 82

TOTAL FEES, \$

Criminal Case File  
Case No. 748



Feb 27/88  
No. 8

Union Common Pleas.

STATE OF OHIO,

against

*John Cunningham*

Defendant.

MAY TERM, 1888

*Pleads Guilty but  
asks to produce evidence*

*Trial set for Mar 25/89*

*June 14<sup>th</sup> 1888. Fine \$25.00 & cost -*

*3 days in jail*

Journal No. 14

Page 482

Record No. 3

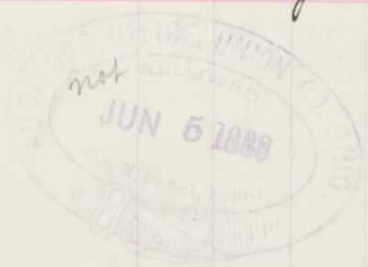
Page 137

Crim. Ex. Doc. 6

Page 146

State of Ohio.  
vs.

John Cunningham.



Transcript

Commissioners:  
Defendant convicted. Costs  
\$11.50 should be paid.  
E. W. Porter,  
Pros. Atty.



To the Commissioners:

~~The costs on the return  
transcript are not given,  
and can not be paid.~~

~~Respectfully Submitted.~~

E. W. Porter,  
Pros. Atty.

# Bill of Costs

<u>J. P. Fees.</u>	<u>Constables Fees.</u>
Al. & Puting 45	Subpoena & Return 65
Record 75	Mileage 1 mile 20
Subpoena & Return 45	Attendance 1
Books 80	<u>Total 1.85</u>
Continuance 20	<u>Witness Fees</u>
Recognizing & Return 90	A. E. Hamilton 2 days 1.00
Return & Papers 10	D. W. Lander " " 1.00
Witness 75	J. A. Stephenson " " 1.00
<u>Certificate 25</u>	<u>Balance Lander " " 1.00</u>
<u>Total 4.65</u>	<u>Free Hall " " 1.00</u>
<u>Total J. P. Fees - 4.65</u>	<u>Total 5.00</u>
" Constable " 1.85	
" Witness " <u>5.00</u>	
<u>Grand Total 11.50</u>	



State of Ohio } } Before  
                  <sup>ms</sup> } } Joseph Comer J.P.  
John Cunningham } } Union County Ohio  
The State of Ohio, Union County ss

Before me Joseph Comer, one of the Justices of the Peace for said County personally came P.R. Kerr who being duly sworn according to law deposeseth and saith that on or about the 14th day of Feb. 1888 at the County of Union aforesaid, John Cunningham then and there being did maliciously unlawfully and feloniously assault beat and wound the said P.R. Kerr and with malicious intent to wound maim and disfigure him the said P.R. Kerr, did assault him the said P.R. Kerr, with a dangerous instrument known as a "billy or sand bag" and further deponent saith not.

P. R. Kerr

Sworn to and subscribed before me at the County aforesaid this 18th day of February 1888

Joseph Comer J.P.

Feb. 18th 1888 - Defendant John Cunningham voluntarily appeared and gave himself up and was released on his own recognizance to appear for trial at 7 P.M.

Feb. 18th 1888 - 7 o'clock P.M. An order of prosecuting witness, <sup>P.R. Kerr</sup> issued subpoena for A.C. Hamilton, J.M. Landes, L.H.



Stephenson, Clarence Sanders and  
Fred Hall and delivered to John Aller  
constable who made the following  
return thereon; Feb. 18-1888 - I have  
served the within writ on the within named  
H. C. Hamilton, D. H. Landes, L. H. Stephenson  
Clarence Sanders and Fred Hall personally  
Fees Service & Ret. for 5 Persons 65¢ & Mileage  
20¢ Total 85¢ John Aller Constable  
Defendant ~~John~~ Cunningham ap-  
peared and being arraigned pleaded  
"not guilty" On motion of defendant  
trial was postponed until Monday  
February 20th 1888 at 2 o'clock P. M.  
on account of defendant being unable  
to procure an attorney. The defendant  
was required to enter into a recognizance  
in the sum of One hundred dollars  
to appear Feb. 20th 1888 at 2 o'clock  
P. M. which he did with S. S. Gardner  
and A. C. Lowe as sureties.

Feb. 20th 1888 - 2 o'clock P. M. the hour  
set for trial defendant appeared and  
waived examination. I thereupon  
ordered that the defendant John  
Cunningham enter into a recognizance  
in the sum of One Hundred Dollars  
to appear before the Court of Common

Pleas, on the first day of the term thereof, next to be holden in and for Union County. The defendant John Cunningham thereupon furnished bond with the following sureties. John Cunningham, W. S. Bowers, D. H. Graham, James Smith, J. E. Robinson, John Landon, David D. Schaeffer, William Glick and Geo. W. Warden.

The following witnesses were recognized to appear before the Court of Common Pleas, on the first day of the term thereof next to be holden in and for Union County: H. C. Hamilton, D. W. Landes, L. H. Stephenson, Clarence Sanders, Fred Hall and P. R. Kerr.

Joseph Leamer J. P.

The State of Ohio Union County

Chalbourne 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

Joseph Leamer J. P.  
of the aforesaid township.



No. 748





THE STATE OF Union COUNTY, SS.

Be it remembered, That, on the 20th day of February  
 one thousand eight hundred and eighty eight John Cunningham, W. Bowers  
St. H. Graham, James Smith, J. E. Robinson, John Landon, David D. Schaeffer, Hans Glick, G. W. Warden  
 personally appeared before me, Joseph Comer, 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  
John Cunningham  
 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  
maliciously, unlawfully, feloniously assaulting, beating &  
wounding P. R. Kern, and with malicious intent to wound  
man & disfigure him by assaulting him with a belly or sand bag "  
 and abide the judgment of the Court, and not depart without leave, and in the meantime to be of good beha-  
 vior, and to keep the peace toward the citizens of the State generally: and the said  
P. R. Kern specially, then this recognizance shall be void, otherwise  
 it shall be and remain in full force and virtue in law.

John Landon John Cunningham James Smith [SEAL.]  
David D. Schaeffer W. Bowers J. E. Robinson [SEAL.]  
William Glick F. H. Graham [SEAL.]  
G. W. Warden

Taken and acknowledged before me, this 20th day of February  
 one thousand eight hundred and eighty eight  
Joseph Comer Justice of the Peace.

No. 748

Union County Common Pleas.

THE STATE OF OHIO  
vs.

John Cunningham.

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.**

F. B. Sprague  
Foreman of Grand Jury.

Filed 188

Clerk

Edward W. Porter  
Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of February

in the year of our Lord one thousand eight hundred and Eighty-eight.

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 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 Cunningham

late of said County, on the Twentieth day of February in the year of our Lord one thousand eight hundred and Eighty-eight with force and arms, in said County of Union and State of Ohio,

unlawfully, violently, and in a menacing manner, did assault, and threaten one Patterson R. Kerr, then and there being, and him the said Patterson R. Kerr then and there did strike, beat, wound, and ill-treat and other wrongs to him the said Patterson R. Kerr, then and there did

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

Edward W. Porter Pros. Att'y. of  
Union County Ohio.



No. 748.

State of Ohio.

vs.

John Cunningham

Entry-

April 6<sup>th</sup> 1888

J-H-P HHS

E. F. Porter,

Proc. Atty -

State of Ohio.

vs.

John Cunningham

No. 748.

Indict for Assault  
and battery.

This day came the Prosecuting Attorney  
on behalf of the State of Ohio, and the defendant  
was present by himself and his counsel,  
and thereupon this cause was continued to  
the next term of this court for sentence.  
It is ordered that the defendant enter  
into his own recognizance in the sum  
of \$100<sup>00</sup>, conditioned for his appearance  
on the first day of the next term of  
this court.

E. H. Porter.

Pros. Atty.

No. 748.

State of Ohio

vs.

John Cunningham -

Entry.

March 19, 88

J-H-P-121

E. R. Porter.

Proc. Atty -



State of Ohio  
 vs.  
 John Cunningham

No. 748

Indictment for Assault and Battery -

Entry -

This day came the Prosecuting Attorney, and the defendant appearing in person in open court, and the reading of the indictment by the clerk being waived, and was asked how, in the premises, he would acquit himself, for plea says: that he is "guilty" in manner and form as he stands charged in said indictment. And said cause was passed until the 28<sup>th</sup> day of March 1888 for sentence -

E. H. Porter.

Pros. Atty -

JUSTIFICATION OF SURETY.

THE STATE OF OHIO,

COUNTY, SS

*The within named*

*herein, of the within named*

*that he is a resident of*

*in the County of*

*and State of Ohio; that he is worth beyond the amount of all his debts, at least*

*one of the sureties on the bond  
being duly sworn, says*

*Dollars; that he owns in his own right real estate,*

*liable to execution in said County of*  
*least to the sum of*

*amounting in actual value at*

*Dollars,*

*beyond the amount of all his debts, liabilities and exceptions; that the said real estate is situate in*

*Township , County and State aforesaid.*

*Subscribed in my presence, and sworn to before me, this*

*day of*

*A. D. 18*

*No.*

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

RECOGNIZANCE.

*Filed*

*18*

*Clerk.*



**RECOGNIZANCE OF PARTY ACCUSED.**

THE STATE OF OHIO,  
vs.

THE STATE OF OHIO,

County.

Be it Remembered,

That on this

6<sup>th</sup>

day of

April

A. D. 18 88

*John Cunningham*  
*John Cunningham as principle*

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 *over*  
*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

*Cunningham* *John*

personally be and appear before the Court of Common Pleas *on the first*  
*day of the next term* then and there to answer to a charge of  
*Assault and Battery*

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.

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

Clerk.

Deputy

By

*John Cunningham*





## Subpoena in Criminal Case.

THE STATE OF OHIO,

*Union* County, ss. }

To the Sheriff of said County, Greeting.

YOU ARE HEREBY COMMANDED TO SUBPENA

*A. C. Hamilton*

to be and appear before the Court of Common Pleas of the County of *Union*  
at the Court House in said County, on the *22* day of *March*, A. D.  
18*88*, 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

*John Cunningham*  
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

this *20* day of *May*, A. D. 18*88**J. M. Berry* Clerk.

Deputy Clerk.

No. of Case

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

*John Cunningham*

Subpœna for States Witness.

Returnable *June 11<sup>th</sup>* 18 *88*

Ret'd and Filed *June 11<sup>th</sup> 1888*

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>P. R. Kerr</i>	<i>32</i>
<i>H. C. Hamilton</i>	<i>32</i>
<i>Dr. Moore</i>	<i>32</i>

Sheriff.

SHERIFF'S FEES.

Service and Return	<i>30</i>
Mileage	<i>2 72</i>
Copies	<i>30</i>
Total	<i>\$ 3.32</i>



**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*Union*

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena *T. R. Kern*  
*H. B. Hamilton Dr Moore*  
*a Ferris.*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *11* day of *June* A. D. *1888* 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

*John Cunningham*  
 on behalf of the *State*; and thereof to fail not, under the penalty  
 the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *7*  
 day of *June* A. D. *1888*

*R. M. Perry*

Clerk of Court of Common Pleas.

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

# COST BILL

..... COMMON PLEAS.

THE STATE OF OHIO,  
against

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

Filed *June 16* ..... A. D. 188*X*

..... Clerk.

No. 748 Crim. Cost Bill May Term.

Crim. App. Doc. \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF OHIO,  
againstJohn CunninghamUnion County,

## COURT OF COMMON PLEAS.

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

CLERK'S FEES.		Piff.	Deft.	WITNESS FEES.		Piffs.	Defts.
Doc. and App. Piff. and one Deft.,	12	12		Book 7-Page 384+5-	22 40	2 60	
additional,	each, 4						
Entering Finding Indictment,	8	8		Total \$25.00			
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	8					
Filing 4 Papers, & Post, in App. Doc. each,	12	48					
Taking Affidavits,	" 8						
Certifying " without Seal,	15						
" " with " "	35						
Filing Proc., Iss. Capias, Return and Filing,	37						
" " " Att., " "	37						
Taking Justification of Bail,	35						
Entering Allowance of Bail,	4	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. 3 Proc., Iss. 3 Sub. for 1 Wit. & Fil.,	16	48					
3 additional names, each,	4	12					
Swearing 4 Witnesses, " "	4	24					
Ent. Att. of " " 11 days, " "	4	60					
Certf. " " "	4	24					
Qualifying Jurors, each,	8						
Ent. Bar. & Court Cal. & In., each Term,	8	16					
Entering—Orders on Journal, per 100 words,	8	48					
" Verdict on Journal and Filing,	12						
" Rule on Journal,	8						
" Judgment on Journal,	8	8					
Surplus Record on Journal, per 100 words,	8	16					
Indexing Entries on Journal, each,	4	20					
Transcribing—Orders on Docket, " "	8	8					
" Verdict on " "	8						
" Rule on " each,	8						
" Judgment on " " "	8	8					
Copy of Indictment and Certificate,		32					
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	35					
Recording 400 words at 8c each 100,		120					
Lists for Grand Jur. and Pros. Atty.,		25					
General Index,	8	8					
Total Clerk's Fees,	\$	724					
SHERIFF'S FEES.							
On Attachment,							
On Capias,							
Calling, 6 Witnesses,	5	30					
Calling Jury,	10						
Summoning Jury,	40						
Calling Action,	12	12					
Serving Subpoena on 5 Witnesses,	10	50					
Miles Travel, each,	8	48					
Copies for each 100 words,	8	30					
Bringing Prisoner to Court, times,	60						
Com. Prisoner to Jail, " "	60	60					
Discharging Prisoner,	60	60					
Miles Travel, each,	8	16					
On Fl. Fa. Serv., 30c. Miles trav., " "	8						
Forfeiting Recognizance,	10						
Serving Indictment,		30					
Transportation,							
Total Sheriff's Fees,	\$	836					

Book 7-Page 384+5-

Total \$25.00

Fine 25.00

Costs 7.24

Sheriff 8.36

Witness fee 25.00

Total \$65.60

Cost on Train 11.50

\$77.10



Criminal Case File  
Case No. 749

43  
No. \_\_\_\_\_

Union Common Pleas.

STATE OF OHIO.

against

Thomas Powers

Defendant.

pleads not guilty

April 6<sup>th</sup> 1888.

Fine \$1000

FEB TERM, 1888

Journal No. 14 Page 448

Record No. 3 Page 123

Ex. Doc. C Page 198

~~421~~

~~437~~

438

448



e h 81



State of Ohio  
Union Co

Myrers Court  
Before J H Turner Mayor  
Charge of,

Incorporated Village  
of Milford Center

Myrers fees \$14.00

Apparant 40

Warrent 40

Recy defendat 7.00

Continuance 20

Judgt Rctpl 60

Record 50

Filing paper 30

Subpoena 25

Testimonial 35

\$40.00

Marshall

on Warrent 60

on Subpoena 225

285

Witness

W # Buffing Co 50

W # Bidbottom 50

W # Rine 50

W # Culbertson 70

W # Keller 50

W # Hawthorn 70

W # Rine 50

W # Richter 50

W # H. Miller 50

\$11.00

440

Myrers Subpoena 25

W # Addins Room 25

Myrers

on Subpoena 165

Witness Fees

W # Smith 50

W # Rine 50

W # Wom 110

W # H. Walker 110

Ed Robbin 50

W # H. Rine 50

W # Rine 50

470

November 28<sup>th</sup> 1887 This day came  
Martin L. White and made oath that  
on or about the 26 day of November  
A D 1887 at the County of Union one  
Thomas Powers unlawfully violently and  
in a menacing manner did assault  
and threaten Martin L White then and  
bring and him the said Martin L White  
then and there did beat wound and  
ill treat and other wrongs to the said  
Martin L White then and there did  
contrary to the form of the  
Statute in said case made and  
provided to the best of this  
deponents knowledge and belief  
And further this deponent said  
not Martin L White.

Sworn to and before me this  
28<sup>th</sup> day of November A D 1887

(Seal)

J H Turner Mayor

Nov 28 1887 Issued Warrent for  
arrest of said Thomas Powers also  
delivered M L White Marshall  
Warrent returned 2 from the body  
of the within named Thomas Powers  
now in court Myron Sobriel Depy  
Fees 60<sup>cts</sup> Marshall



- Nov 28 1887 The said Thomas Powers  
being first before me to answer to  
said charges and being by me admitted  
to plead guilty for plea says he is  
not guilty and neither party  
being ready for trial by consent  
of said parties the trial was adjourn-  
-ed until Friday Dec 2<sup>d</sup> 1887 at  
9 o'clock AM.

J H Turner Mayor  
Issued Subpoena for J M Buffington W H Distributions  
J A Bulbentum W H Fry W H Willis J A Sellers  
Norton Reed John Richter Titus for State and  
delivered to M L White Marshall. also  
issued Subpoena for W H Holke W M Davis  
W H Blake W M Roots. Frank Richter and  
W H Smith witnesses for the defendant  
and delivered to M L White Marshall  
Dec 2<sup>d</sup> 1887 The above named Thomas  
Powers appeared with Counsel ready  
for trial and after a hearing I  
considered him guilty of all the  
above named charges and he was  
bonded to appear at the next term  
on the first day and then remain  
before the Court of Common Pleas  
of Union County Ohio for a  
further hearing

Spencer Gamoot  
Mayor



No. 249

Union County Common Pleas.

THE STATE OF OHIO  
vs.

Thomas Powers.

**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.**

F. B. Sprague  
Foreman of Grand Jury.

Filed 188

Clerk

Edward W. Porter  
Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

*Union*

County, ss.

of the term of

*February**Union* County, Ohio,in the year of our Lord one thousand eight hundred and *Eighty-eight*

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 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

*Thomas Powers*

late of said County, on the *26<sup>th</sup>* day of *November* in the year of our Lord one thousand eight hundred and *Eighty-seven* with force and arms, in said County of *Union* and State of Ohio,

unlawfully, violently, and in a menacing manner did assault and threaten one Martin L. White, then and there being, and then the said Martin L. White then and there did strike, beat, wound and ill-treat, and other wrongs to him the said Martin L. White, then and there did,

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

*Edward H. Porter* Pros. Att'y.  
*Union County Ohio.*

No. 749.

State of Ohio.

vs.

Thomas Powers.

Entry.

March 14<sup>th</sup> 1888.

J-14-P 421-

E. H. Porter.

Proc. Atty -



State of Ohio.

vs.

Thomas Powers.

No. 749.

Indictment for assault  
and battery.

This day came the Prosecuting Attorney,  
and Thurston D. W. Ayers, attorney for the defendant,  
waived the reading of the indictment by the  
clerk, and entered for the defendant the  
plea of "Not guilty" - And said cause  
was passed until the 28<sup>th</sup> day of March  
1888 for trial -

E. H. Porter.

Pros. Atty.

THE STATE OF OHIO,  
UNION COUNTY, SS. }

On the 22 day of Mar 1888  
I served this Subpoena on the within named.

Wm. H. H. H.  
Sheriff

SHERIFF'S FEES	
Service on	\$ 10
Cop	10
Miles Travel	80
Writing Return	\$ 1.00

State of Ohio  
vs.  
Thomas Powers

**SUBPOENA.**

No of Case

Attorney.

RETURNED AND FILED

188

Received

188

M.

Sheriff

## SUBPOENA DUCES TECUM.

State of Ohio, Union County, ss:

To

*S. W. Garwood*

Greeting :

YOU ARE HEREBY COMMANDED to be and appear in your proper persons before the *Court of C.P.* within and for the said County of Union on the *28* day of *Mar* next, at *9* o'clock, *A.M.*, of said day; and also that you bring with you, and produce at the time and place aforesaid, *your Ordinance Book as Mayor of the Town of Milford Centre*

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 *Thomas Powell* is Defendant : and this you do under penalty of the law.

Witness my Hand and the Seal of Said Court, at *Marysville, O.*

this *23* day of *Mar* A. D. 188*8*

Seal.

*J. M. Levy*

, Clerk.

, Dep. Clerk.





# Subpoena in Criminal Case.

THE STATE OF OHIO,

*Union* County, ss. }

To the Sheriff of said County, Greeting.

YOU ARE HEREBY COMMANDED TO SUBPENA

*W. H. Sidebottom,*  
*J. T. Morse and Gordon Russel*

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 *Mar*, A. D.  
1888, at *9* 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

*Thomas Powers*  
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 O.*  
this *28* day of *Mar*, A. D. 1888

*J. M. Conry* Clerk.

Deputy Clerk.

No. of Case 749

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

*Thomas Powers*

Subpœna for *State* Witness.

Returnable *28 Mar* 18*88*

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>Martha L. White</i>	<i>10</i>
<i>W. H. Willis</i>	<i>10</i>
<i>Cyrus W. Reed</i>	<i>10</i>
<i>Elias Hathaway</i>	<i>10</i>
<i>T. W. Buffington</i>	<i>10</i>
<i>Myrin Gabriel</i>	<i>10</i>
<i>W. H. Fry</i>	<i>10</i>
<i>Frank Richter</i>	<i>10</i>

*M. Hopkins* Sheriff.

SHERIFF'S FEES.

Service and Return	80
Mileage	2 56
Copies	80
Total	\$ 4. 16



SUBPENA IN CRIMINAL CASE.

(Section 7287.)

THE STATE OF OHIO,

*Union*

County.

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena *Martin L White*  
*W H Hill's* *Cyrus W Reed* *Elias Hathaway*  
*J W Buffington* *Myrin Gabriel*  
*W H Fry* *Frank Richter*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *28<sup>th</sup>* day of *Mar* A. D. 1888, 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

*Thomas Powers*  
 on behalf of the *State*; and thereof to fail not, under the penalty  
 the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *20<sup>th</sup>*  
 day of *March* A. D. 1888

*J M Perry*

Clerk of Court of Common Pleas.

No. of Case 749

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

Thomas Powers

Subpœna for Defendant Witness.

Returnable Mar 29 18 88

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
W. G. Root	10
Frank Baker	20
Oscar Miller	20
Wm Blake	10
Mike Shehe	20
E. B. Piper	12
Wm Walk	16
M. Bishop	16
Geo Mitchel	16
Thomas Bonner	18

M. Hopkins Sheriff.

SHERIFF'S FEES.

Service and Return.....	1 00
Mileage.....	4 80
Copies.....	1 00
Total.....	\$ 6 80

**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7237. ]

THE STATE OF OHIO,

*Mun*

County. }

TO THE SHERIFF OF SAID COUNTY :

You are hereby commanded to subpoena *W. J. Root*  
*Frank Baker, Oscar Muller, William Blake*  
*Mike Meke, E. G. Piper, Wm. Walk, M. Bishop*  
*George Mitchell Thomas Connor,*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *29* day of *March* A. D. 18 *88*, 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

*Thomas Powers*  
 on behalf of the *Defendant*; and thereof to 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, the *29*<sup>th</sup>  
 day of *March* A. D. 18 *88*

*M. E. Conry*

Clerk of Court of Common Pleas.



Total.....	1.00
------------	------

**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*Union* County.

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpæna

*Chas Davis*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *29* day of *Mar* A. D. 18*88*, 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

*Thomas Powers*

on behalf of the *Left*; and thereof to fail not, under the penalty the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *29*

day of

*Mar*

A. D. 18*88*

*J. W. Cherry*

Clerk of Court of Common Pleas.

No 749

THE STATE OF OHIO,

vs.

No. \_\_\_\_\_

Term, 187 \_\_\_\_\_

**VERDICT.**

Filed \_\_\_\_\_ 187 \_\_\_\_\_



J-H-R 138-



**THE STATE OF OHIO**

vs.

*Thomas Powers.*

**COMMON PLEAS,**

*Union* County, Ohio.

No. *749.*

*Feb* Term, A. D. 18*88*

Indictment for *Assault and*  
*Battery,*

We, the Jury in this case, find the Defendant *Thomas Powers*

*\_\_\_\_\_*, Guilty, in manner and form as *he* stands  
charged in the *Indictment* ~~Counts of the Indictment.~~

*Garvin Liggitt*  
Foreman.

State of Ohio  
vs  
Thos Powers

Motion



State of Ohio Plaintiff } Court of Common  
vs } Pleas Union  
Thomas Powers Defendant } County of Ohio  
Defendant moves for a new  
trial for the following reasons

1<sup>st</sup> - The verdict is against the  
weight of the evidence and the  
law.

2<sup>nd</sup> - Defendant has, since the trial,  
discovered new and material  
evidence in this case, of which he  
was entirely ignorant until after  
the case was given to the jury.

Ayers & Hoopes  
Attys for Def.



No. 749.

State of Ohio.

vs.

Thomas Powers.

MA

Entry.



J. H. - P. H. 8-

E. H. Porter.

Proc. Atty -

State of Ohio

vs.

Thomas Powers

No. 749.

} Indictment for Assault  
and battery -

The defendant herein having been heretofore convicted of assault and battery, came this day into court with his counsel, and was 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 what he hath already said:

It is therefore considered and adjudged by the court, that the said defendant, Thomas Powers, pay a fine of Ten dollars (\$10<sup>00</sup>), and the costs of this prosecution, and execution is awarded -

E. H. Porter.

No. of Case

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

Subpœna for Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Jas. Hinton	10
C. V. Reed	10
F. C. Richter	10

M. Hopkins Sheriff.  
SHERIFF'S FEES.

Service and Return.....	30
Mileage.....	1 12
Copies.....	30
Total.....	1 72



SUBPœNA IN CRIMINAL CASE.

[ Section 7287. ]

THE STATE OF OHIO,

TO THE SHERIFF OF SAID COUNTY :

*Yam* County.)

You are hereby commanded to subpoena

*James Hunter*  
*to Reed of Reckles*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *fourteenth* day of *March* A. D. 18 *88*, at

*three* 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

*Thos Powers* on behalf of the ; and thereof to 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, the *29* day of *March* A. D. 18 *88*

*R. H. Smy*  
Clerk of Court of Common Pleas.

OHIO,  
COUNTY, ss.

SHERIFF'S FEES.

Service .....	\$
Levy, .....	
Summoning Appraisers.....	
Sweating Appraisers.....	
Conveying Appraisers.....	
Mileage .....	
Poundage.....	
Return.....	
Total .....	
Appraiser's Fees.....	
Printer's Fee .....	

Received this writ

A. D. 1888

at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and pursuant to its command,

COMMON PLEAS.

THE STATE OF OHIO,

Thomas<sup>us</sup> Powers

# FI. FA. ET CA. SA.

This Writ dated Aug 20<sup>th</sup> 1888,

Fine, - - - \$ 10<sup>00</sup>

Costs, - - - \$ 89.70

\$

Defendant's Costs, \$ 40,85-

Int. from Feb 27. 2, 64

Clk. This isn't clerk, 65-

Inc. Costs, - - \$ .....

E. H. Porter, Prosecuting Attorney.

Ret'd &amp; Filed ..... 188 .....

*Clerk.*

## 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 Thomas Powers,

in your bailiwick, you cause to be made Ninety nine and 70 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 24<sup>th</sup> day of February, A. D. 1888, by the judgment of said Court, recovered against the said Thomas Powers.

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, and lands and tenements, we command you to take the body of the said Thomas Powers

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 20<sup>th</sup>  
day of August A. D. 1888

J. M. Conroy,

Clerk.

By \_\_\_\_\_

Deputy Clerk.



State  
vs  
Thos Powers

Jury

- 1 Robert Elliott
- 2 Wm M'Mannus
- 3 James Cameron
- 4 Martin Curcio
- 5 Joseph O'Hara
- 6 Philip Hansen
- 7 Calvin Leggett
- 8 Joseph Palkinore
- 9 John Shurtlo
- 10 John Muddy
- 11 Salem Pierce
- 12 Wm Granman

Jury in the  
 Case of - State of Ohio  
 vs  
 Thomas Powers







Criminal Case File  
Case No. 750

93

No. ....

Union Common Pleas.

STATE OF OHIO.

against  
*J. S. Stephen*  
Defendant.

*1855*  
Journal No. .... Page .....

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

Ex. Doc. .... Page .....



No. ....

*Union County* Common Pleas.

THE STATE OF OHIO  
vs.

*J. S. Stephen*

INDICTMENT  
FOR

*Defrauding Insurer.*

*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.**

*F. B. Sprague*

Foreman of Grand Jury.

Filed ..... 188.....

Clerk

*Edward W. Porter.*

Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

February

in the year of our Lord one thousand eight hundred and Eighty-eight.

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 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 one, J. S. Stephen, whose full christian name is to wit Grand Jurors unknown,

late of said County, on the Twenty-third day of September in the year of our Lord one thousand eight hundred and Eighty-seven with force and arms, in said County of Union and State of Ohio, did

unlawfully and purposely obtain food, lodging, and other accommodations on said Twenty-third day of September A. D. /887, and did continuously from day to day, and up to the First day of October Eighteen hundred and Eighty-seven so obtain food, lodging, and other accommodations at the Hotel and Inn of, and belonging to William S. Smith, the said William S. Smith being then and there the owner and keeper of said Hotel and Inn, and he, the said J. S. Stephen so obtained said food, lodging, and other accommodations, with intent then and thence to defraud the said William S. Smith, and the said J. S. Stephen not being then and there a regular boarder of said Hotel and Inn, and there being no agreement for delay in the payment of said food and lodging and other accommodations. And the said William S. Smith then and there did, as such Hotel and Inn owner and keeper, have and keep a copy of Sections 7076 a, 7076 b, and 7076 c, of an act entitled "An Act Supplementary to Section 7076 of the Revised Statutes of Ohio, passed and took effect May 11"/886. said sections being printed in large plain English type, and kept upon the inside entrance door of every public sleeping room in said Hotel and Inn, as required by law; contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Criminal Case File  
Case No. 751



33

No. ....

Union Common Pleas.

STATE OF OHIO.

against

*W. L. Venable*

Defendant.

*Capeas issued.*

*Nov 22<sup>d</sup> 1888 - Doc. A. P. 376.*

**MAY TERM, 1888**

*May 29<sup>th</sup> 1888 - Guilty -*

*Sentence 1 Year in Penitentiary*

Journal No. *14*

Page *465.*

Record No. *3*

Page *132*

Ex. Doc. *6*

Page *194*

No. 757

Union County Common Pleas.

THE STATE OF OHIO

vs.

W. G. Krummacker

Indictment for Forgery.  
appear Dec. 4. P. 376

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

J. B. Sprague

Foreman of Grand Jury.

Filed, 187

Clerk.

Edward W. Porter.

Prosecuting Attorney.

On this 29<sup>th</sup> day of May 1888

Defendant arraigned, and pleads  
guilty to this Indictment.

J. W. Brown  
Clerk.

72



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

In the Court of Common Pleas, *Union* County, Ohio, of the Term of *February*  
 in the Year of our Lord One Thousand Eight Hundred and ~~seventy~~ *Eighty-eight*.

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 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 *W. G. Munemaker*,  
 whose full christian name is to the Grand Jurors  
*unknown*

late of said County, on the *First* day of *July*, in the  
 year of our Lord one thousand eight hundred and ~~seventy-eight~~ *seventy-nine*, with force  
 and arms, in said County of *Union*, and State of Ohio,

unlawfully and feloniously did falsely make, forge,  
 and counterfeit a certain promissory note for the  
 payment of money, which said false, forged, and  
 counterfeited promissory note is of the purport, effect  
 and value following:

\$60.00

July 1<sup>st</sup> / 1887.

Six months after date we promise to  
 pay to the order of *W. G. Munemaker* or bearer sixty  
 Dollars at 8% Interest value received.

No.

Due.

*James Schertzer.*  
*J. S. Banata.*

with intent then and thence to unlawfully defraud.

Second Count: And the Grand Jurors aforesaid,  
 in the name and by the authority of the State of Ohio  
 aforesaid, on their oaths aforesaid, do further present  
 and find that the said *W. G. Munemaker*, whose full  
 christian name is to the Grand Jurors unknown,  
 on the Fourth day of July Eighteen hundred and  
 Eighty-eight aforesaid, unlawfully and feloniously did  
 utter and publish as true and genuine a certain



false, forged, and counterfeited promissory note, which  
said false, forged and counterfeited promissory note is  
of the purport, value, and effect following, to wit:

\$60.00

July 1<sup>st</sup> / 1887.

Six months after date we promise to pay  
to the order of W. G. Stummacher or bearer Sixty Dollars,  
at 8% Interest, Value received.

James Schurtz.

No.

Due.

J. S. Banata.

with intent thereby unlawfully to defraud; he the said  
W. G. Stummacher then and there at the time he so uttered  
and published said false, forged, and counterfeited promissory  
note, well knowing the same to be false, forged, and  
counterfeited

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

Edward W. Porter

Prosecuting Attorney. of

Union County Ohio.

# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ .20  
 Mileage, - - 64.00  
 Conveyance, - - 7.50  
 Assistance, - - 9.50  
 Sustenance, - - 2.00

Total, - - \$ 83.30

THE STATE OF OHIO,

*Union* County, } ss.

By virtue of the commands of this Writ, I have  
 arrested the said *W. E. Neunemaker*  
*and have him now*  
*in the Union County jail.*  
*this 12<sup>th</sup> day of April A.D. 1888.*

*M. Hopkins, Sheriff*  
*Per F. D. W.*

No. *787*  
 Doc. *A* Page *376*

The State of Ohio

AGAINST

*W. E. Neunemaker*

WARRANT ON INDICTMENT.

Issued *Mar 23<sup>d</sup>*, 18 *88*

*E. W. Porter*

Prosecuting Attorney.

Returned and filed

18

Clerk.



# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the *Feby* Term, A. D. 1888,  
of the Court of Common Pleas of said County of  
*Union* an indictment was found by the  
Grand Jury thereof against *V. G. Neunemaker*.  
for a certain offence, to-wit: for  
*Forgery*

You are ~~thepre~~ commanded to arrest and safely keep  
the said *V. G. Neunemaker* so that you have his  
body before the said Court of ~~Common~~ *Union* pleas to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *23<sup>d</sup>* day of *March* A. D. 1888  
*Wm. L. Perry* Clerk.

Criminal Case File  
Case No. 752

No. 705

Union Common Pleas.

STATE OF OHIO.

against

David Battimore

Defendant.

Feb 26<sup>th</sup> 1891

Sentence to one year  
in Penitentiary

General Index.

Journal No. 15- Page 489

Record No 3 Page 270

Ex. Doc D Page 829



The State of Ohio

11

Sarah Latimer

Transcript

The State of Ohio } Paris Township before W<sup>c</sup> Malin Justice of the  
 Union County } Peace for said County Personally before Harry L Smart  
 Who being duly sworn according to Law deponeeth and  
 The State of Ohio } Saith that David Lalmer late of said County on or  
 Against } about the 2<sup>d</sup> day of December in the year of our Lord  
 David Lalmer } one thousand Eight hundred and Eighty seven at the  
 County of Union aforesaid did maliciously shoot  
 at the said Harry L Smart with the intent to wound the said Harry  
 L Smart And this Deponent doth verily believe that the said  
 David Lalmer is guilty of the fact charged and further this  
 Deponent saith not Signed Harry L Smart

Sworn to and subscribed before me at the County aforesaid  
 this 7<sup>th</sup> day of December A.D. 1887

W<sup>c</sup> Malin Justice of the Peace  
 on the 7<sup>th</sup> day of December A.D. 1887 I issued a warrant for the arrest of the  
 Defendant David Lalmer and delivered the same to Sam Bonnett Constable

W<sup>c</sup> Malin JP  
 on the 7<sup>th</sup> day of December A.D. 1887 I issued a subpoena for the following  
 witnesses to wit Robert Fish Elmer Ryder Mary Ryder David Bouie  
 David Robinson and Dr Harriott and delivered the same to Sam  
 Bonnett Constable

W<sup>c</sup> Malin JP  
 on the 7<sup>th</sup> day of December A.D. 1887 I issued a warrant for the  
 arrest of the defendant and delivered the same to Sam Bonnett Constable

on the 7<sup>th</sup> day of December A.D. 1887 warrant returned with the following  
 Inclosurement the within named Defendant not found Fees Milage 135-

Sam Bonnett Constable

on the 7<sup>th</sup> day of December A.D. 1887 Subpoena returned with the following  
 Inclosurement

December 7 A.D. 1887 I received this writ the within named witnesses not  
 found Fees Milage 75

Sam Bonnett Constable

The State of Ohio Union County Paris Township ss  
 I do hereby certify that the above is a full and true copy of the from  
 my Docket of the Proceedings had by and before me at my office in  
 said Township in the above action

W<sup>c</sup> Malin JP

	Justices Fees
Filing & papers	15-
Affidavit	40
Warrant	40
Subpoena to witness	50
Receipt	75-
Transcript	75-
Certificat	25-
	<u>3.20</u>

Constables fees	
on warrant	1.25-
on subpoena	75-
	<u>2.10</u>

December 30 1890

The State of Ohio }  
vs. }  
David Latimore }

No. 572  
752

Now comes 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 in-  
dictment, for plea thereto saith  
he is "not guilty," and puts  
himself upon the country and  
the prosecuting attorney  
doeth the like.

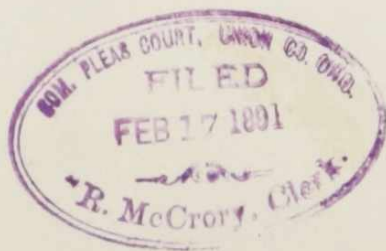
E. H. Parker,  
Pro. Atty.



And it appearing that  
said defendant is in-  
digent, and unable to  
employ counsel, E. E. Cole  
was appointed by the  
court to act as counsel  
for him, the said  
defendant.

No. 752  
The State of Ohio,  
vs.  
David Latimore,

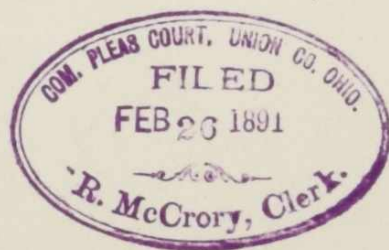
Entry



J. 15- R 475-

No.  
The State of Ohio.  
vs.  
David Saltsore.

Culley



J-15-P-489

E. H. Parker  
Pros. Atty.

The State of Ohio }  
 vs. }  
 David Latimore }

No.

Indictment for Shooting with  
intent to Kill.

The defendant herein having 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 custody of the sheriff; and the court  
 being fully advised in the premises, and the said  
 defendant being inquired of if he had any thing  
 to say why judgment should not be pronounced  
 against him; and having <sup>nothing</sup> but what he hath  
 already said;

It is therefore adjudged by the court  
 that the said defendant, David Latimore, be im-  
 prisoned and confined in the penitentiary of this 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.

E. H. Foster-

Pros. Atty.



No. of Case 752

## COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

David Lattimer

Subpœna for State - Witness.

Returnable Feb 24<sup>th</sup> 1891

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

## RETURN OF SERVICE.

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.
Harry Smart - P	30
Dr W & Horriott P	30
Daniel Boice P	30
Robert Fish P	30

Thomas Martin Sheriff.

## SHERIFF'S FEES.

Service and Return.....	40
Mileage. 120.....	9. 60
4 Copies.....	80
Total.....	

# SUBPÆNA IN CRIMINAL CASE.

(Section 7287.)

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

To the Sheriff of said County:

You are hereby commanded to subpæna

*Harry Smart-*  
*Dr J. E. Harriott*  
*Garnie Bonie and*  
*Robert Fish*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *26<sup>th</sup>* day of *February*, A. D. 18*91*, 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

*David Battines*  
 on behalf of the *State*; and thereof to 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, this *19<sup>th</sup>*  
 day of *February* A. D. 18*91*

*R. Mcbride*

Clerk of Court of Common Pleas.

*W*



PENITENTIARY No. \_\_\_\_\_

CERTIFICATE OF SENTENCE

—AND—

COST BILL IN PENITENTIARY CASES

Union County.

THE STATE OF OHIO

*vs.*  
David Latimer

Sentence One Years.

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

W. McGarry

Clerk Union County.

JOHNSON & WATSON, Blank Book Manufacturers and  
Legal Blank Publishers, Dayton, Ohio.

CERTIFICATE FOR ALLOWANCE OF GUARDS.

Whereas, At the present Feb'y Term of the Court of Common Pleas, begun and held at the Court House, in the County of Union and State of Ohio, more than one person, to-wit: David Latimer,

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 One guards to assist the Sheriff in the transportation of said convicts to said Penitentiary, do allow said One guards for the purpose aforesaid.

I Certify the above to be a true copy of the opinion of said Court, made at its said Feb'y Term, A. D. 1891  
Given under my hand and seal of said Court, this 27  
day of February A. D. 1891

W. McGarry Clerk.  
By \_\_\_\_\_ Deputy Clerk.

CERTIFICATE OF ISSUING EXECUTION.

The State of Ohio, } vs. J. McGarry  
Union County, }

Clerk of the Court of Common Pleas, in and for said County, hereby certifies that upon the judgment and sentence in the case of the State of Ohio vs. David Latimer

an execution called a FIERI FACIAS, issued on the 26 day of Feb'y 1891 against the said David Latimer

for the costs of this prosecution according to law, and has been returned by the Sheriff of said County, enclosed "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 Marysville in the County and State aforesaid,  
this 27<sup>th</sup> day of February 1891

W. McGarry Clerk.  
By \_\_\_\_\_ Deputy Clerk.



# 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 Lucas and State of Ohio, on the 26<sup>th</sup> day of February A. D. 1871

Present, the Hon. John S. 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,

David Latimer

Indictment for Shooting

with intent to kill

The said David Latimer

having plead guilty to indictment

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 one years — and that he pay the costs of this prosecution, taxed at one hundred and nine and 34/100 Dollars

In Witness Whereof, I hereunto set my hand and affix the Seal of said Court, at Marysville this 27 day of February A. D. 1871

R. M. Crozy

Clerk.

Deputy Clerk.

The State of Ohio,

To Sheriff of \_\_\_\_\_ County, Or.

For Prosecuting Charges as per within account		\$
For Transportation Charges, as follows:		
Travel for self _____ miles each way, _____ miles at 8c. per mile		\$
" " _____ guard _____ miles each way _____ miles at 6c. per mile		
Transporting _____ convict _____ miles one way _____ miles at 5c. per mile		
Total Charges		\$

Received, Columbus, O., \_\_\_\_\_ 18\_\_\_\_, of the Warden of Ohio Penitentiary, a certificate of allowance on the State Auditor for the above amount.

\_\_\_\_\_  
Sheriff.



THE STATE OF OHIO,

IN THE COURT OF COMMON PLEAS,

Union County, ss. } *Febry*

Term, A. D. 1881

THE STATE OF OHIO,

VS.

*David Latimer*Indictment for *Shooting with*  
*intent to Kill,*Crim. Docket, No. *D* Page *829*

## COST BILL.

NOTE--Clerks should be careful to fill all blanks and insert no "jump" charges.

## CLERK,

Doc. and Appear. Pl'ff and 1 Def't, 12, each add'l, 4

Ent. finding Indictment,

" Pleas, *2* each 8

Indexing Docket,

Indexing Judgments and Final Orders for each case,

Index. Pending Suits and Living Judg'ts, each case,

Rule for Motion and filing,

Entering Motion on Docket and Index,

Filing *12* papers *Return of Docket* each *12*

Taking Affidavits,

Certifying Affidavits without Seal,

" with Seal,

Filing Prec., Issuing Capias, Return and its filing, *65*

" Attachment, Return and its filing,

Taking Justification of Bail,

Entering Allowance of Bail,

Recog. def't and filing, each 29

" witnesses and filing, each 29

Polling Jury when required,

Impaneling Jury and Administering Oaths,

Calling and entering Tales Jurors and cert., each 8

Filing 1 Prec., issuing 1 Sub. for 1 wit. and filing,

Additional names, *3* each 4Swearing *4* witnesses and making entry of same, each 4Ent. att. of *4* witnesses, each 4Issuing Certificate for witness fee, *4* each 4

Qualifying Jurors, each 8

Ent. on Bar and Court Cal., and Ind. each term, *10* each 8Entering *2* Orders on Journal per 100 words, *600*, each 8

" verdict on Journal and filing, each 12

" rule each 8

" judgment each 8

Indexing *2* ents. on Journal, each 4Trans. *2* orders on docket, each 8

" verdict on docket, each 8

" rule each 8

" judgment each 8

Copy of Indictment each 100 words, *500*, each 8Continuance, *9 terms* each 8

Nolle Pros. or laid away each 8

Entering on ex. docket and Index, each 12

Notice of Motion for New Trial, each 8

Cost Bill and filing, each 29

Recording *2500* words, at 8c. each 100

Indexing Record--Direct and Reverse, each 8

Certificate of Sentence, each 35

" allowance of guard, each 35

" to Auditor of Assignment of Counsel, each 35

Prec. for Fi. Fa. issue, docketing, index, return, filing, each 53

Certificate of Issuing Fi. Fa., each 35

Copies *12500* words at 8c. each 100

## SHERIFF,

On Attachment,

On Capias, *3*Calling Action, *10 terms*

" witnesses,

" Jury,

Summoning Jury,

Serving Subpoena on *4* witnesses,*120* miles travel,*4* copies per 100 words, *1000*

Committing 1 prisoner to jail,

Attending prisoner before Court *3* times,

Discharging prisoner,

Serving and returning Order of Court,

Miles traveled *2* each 8

On Fi. Fa. Serv., 30c., miles travel, each 8

Forfeiting Recognizance,

Serving Indictment, *2 miles*

Transportation,

## MAYOR,

JUSTICE,

Affidavit,

Warrant, each defendant named therein,

Continuance,

First Mittimus,

2d "

Subpoena for *1* witnesses, 25c. for one, and 5c.*5* for each additional,

Recognizance--1 witness 40c., each add'l. 10c.,

Swearing witnesses,

Judgment,

Transferring Judgment,

Recognizance defendants,

Transcript--15c. per 100 words, *500*

Certifying Transcript,

Final Mittimus,

Filing Papers, *13* each 5Recording *500* words, 15c. per 100,

Order on Jailor for prisoner,

Appointment of Special Constable,

## Supt of Police,

MARSHAL,

CONSTABLE,

Serving *1* warrant on each def't., 40Travel *15* miles--20c. for 1st, 5c. foreach additional, *15*Serv. *6* Sub. on wit., 25x10,Copies " *6* each 25Travel *1* miles--25c. for 1st, 5c. foreach additional, *15*

Serving Mittimus on each, 40

Copy " for 1st, 25

Travel miles--20c. for 1st, 5c. for

each additional,

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 prisoner for ex.,

Marshal " " 20

Travel miles--20c. for 1st, 5c.

for each additional,

Transporting and sustaining prisoner,

which is allowance made by Mag-

istrate and certified by him.

Assistant day, 1 50

" " 1 50

" " 1 50

## RECAPITULATION.

Clerk,

Sheriff,

Mayor or Justice,

Marshal, Constable or Supt. of Police,

Witnesses,

Official Stenographer days,

" " Transcript 100 words,

Total Costs,

*6090*  
*55.60*  
*1.20*  
*10*  
*40*  
*10*  
*9.60*  
*8*  
*80*  
*60*  
*60*  
*60*  
*30*  
*30*  
*8*  
*38.46*  
*8*  
*30.46*  
*70.62*  
*76.96*

*14*  
*46*  
*3*  
*4*  
*10*

*109.34*

ATTEST:

*Wm. Brown*

Clerk.

This Cost Bill is correct and allowed.

*Febry 27*

1881

*John A. Price*

Judge.







No. 752

Union County Common Pleas.

THE STATE OF OHIO  
vs.

David Lattimore

INDICTMENT  
FOR

Shooting with Intent to  
kill.

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.**

F. B. Sprague

Foreman of Grand Jury.

Filed 188

Clerk

Edward W. Porter

Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this 17 day of Feb  
1881, Defendant arraigned, and  
pleads Not- guilty  
to this indictment.

R. McCorvey

By W. M. Winger  
Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

February

in the year of our Lord one thousand eight hundred and Eighty-eight

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 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

David Lattimore

late of said County, on the Second day of December in the year of our Lord one thousand eight hundred and Eighty-seven with force and arms, in said County of Union and State of Ohio, did

unlawfully, violently, maliciously, feloniously and in a menacing manner, assault and threaten one Harry Smart, then and there being, and with a certain shot-gun, to-wit: a double barreled shot gun, which he, the said David Lattimore, then and there in his right hand had and held, and which said shot gun then and there was loaded with gun powder and leaden shot, at and toward the said Harry Smart, then and there, did, maliciously and feloniously shoot, with intent thereby then and there, then the said Harry Smart to kill.

Second Count: And the Grand Jurors aforesaid, within and for the body of said county of Union, impaneled, sworn and charged as aforesaid, 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, do further find and present, that the said David Lattimore, late of said county, on the second day of December in the year Eighteen Hundred and Eighty-seven, in said county of Union, with a certain shot gun, to-wit: a double barreled shot gun, then and there loaded with gun powder and leaden shot, which shot gun, he the said David Lattimore, in his right hand then and there had and held, on Harry Smart, did unlawfully, feloniously, and maliciously shoot with intent, then and there, and thereby him, the said Harry Smart, unlawfully, maliciously, and feloniously 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.

Edward W. Porter

Pros. Att'y. of

Union County Ohio.



# SHERIFF'S RETURN.

## FEES.

THE STATE OF OHIO,

County, } ss.

Service & Return, \$

80

Mileage, - -

17.00

Conveyance, - -

Assistance, - - 4.00

Sustenance, - -

Total,

\$119.30

By virtue of the commands of this Writ, I have  
arrested the said *David Latimer* not found  
*M. Hopkins Sheriff.*

No. 752.

Doc.

Page

The State of Ohio

AGAINST

*David Latimer.*

WARRANT ON INDICTMENT.

Issued *Mar 2d*, 188*8*

*E. H. Porter*

Prosecuting Attorney.

Returned and filed

18

Clerk.



## WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

County, }

To the Sheriff of said County, Greeting:

Whereas, At the February Term, A. D. 1888  
of the Court of Common Pleas of said County of  
Union, an indictment was found by the  
Grand Jury thereof, against David Latimer,  
for a certain Crime to-wit: for  
Shooting with intent to Kill.

You are therefore commanded to arrest and safely keep  
the said David Latimer so that you have his  
body before the said Court of Common Pleas to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this 2<sup>d</sup> day of March A. D. 1888  
W. H. Brown Clerk.

# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ 30  
 Mileage, - - - 5.00  
 Conveyance, - - -  
 Assistance, - - -  
 Sustenance, - - -

Total, - \$5.90

THE STATE OF OHIO,  
 Union County, } ss.

By virtue of the commands of this Writ, I have  
 arrested the said

the within named David Latimer  
 Could not be found -

Thomas Martin Shoy

No. \_\_\_\_\_  
 Doc. A Page 376

The State of Ohio

AGAINST

David Latimer,

WARRANT ON INDICTMENT.

Issued \_\_\_\_\_, 18

Prosecuting Attorney.

Returned and filed

18

Clerk.



# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO,

*Union* County,

To the Sheriff of said County, Greeting:

Whereas, At the February Term, A. D. 1888  
of the Court of Common Pleas of said County of  
*Union*, an indictment was found by the  
Grand Jury thereof, against *David Latimer*.  
for a certain offence to-wit: for  
*Shooting with intent to kill*

You are therefore commanded to arrest and safely keep  
the said *David Latimer* so that you have his  
body before the said Court of common pleas to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this 5<sup>th</sup> day of March A. D. 1890  
*Wm. L. Loring* Clerk.



# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ 30  
 Mileage, - - 12.00  
 Conveyance, - -  
 Assistance, - - 6.00  
 Sustenance, - -

Total, - \$18.30

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

By virtue of the commands of this Writ, ~~I have~~  
~~arrested the said~~ the within named of  
 David Latimer was not found  
 in my County

Thomas Walter Sheriff

No. 76-2

Doc. Page

The State of Ohio

AGAINST

David Latimer

WARRANT ON INDICTMENT.

Issued March 5, 1890

C. W. Porter

Prosecuting Attorney.

Returned and filed

Apr 25<sup>th</sup> 1890

J. M. Ervey

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }  
*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the February Term, A. D. 1888  
 of the Court of Common Pleas of said County of  
*Union* . an indictment was found by the  
 Grand Jury thereof against *David Lattinier*  
 for a certain offence to-wit: for  
*Shooting with intent to kill*

You are therefore commanded to arrest and safely keep  
 the said *David Lattinier* so that you have him  
 before the said Court ~~Common Pleas~~ to  
 answer the charge of said indictment, and that you have  
 with you then and there this writ.

Given under my hand and the Seal of said Court  
 this *5<sup>th</sup>* day of *March* A. D. 188*2*  
*J. M. Brown* Clerk.

# SHERIFF'S RETURN.

## FEES.

THE STATE OF OHIO, }  
County, } ss.

Service & Return, \$ 30  
Mileage, - - 5.00  
Conveyance, - -  
Assistance, - - 3.00  
Sustenance, - -

By virtue of the commands of this Writ, ~~I have~~  
~~arrested the said~~ The within named  
Daniel Latimer and James  
M. Hopkins

Total, - - \$ 5.30

No. 70-2  
Doc. Page

The State of Ohio

AGAINST

David Latimer

WARRANT ON INDICTMENT.

Issued Sept 22d, 18 88  
E. M. Porter

Prosecuting Attorney.

Returned and filed

18

Clerk.



# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }  
*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the February Term, A. D. 1888  
of the Court of Common Pleas of said County of  
*Union*, an indictment was found by the  
Grand Jury thereof, against *David Latimer*  
for a certain crime to-wit: for  
*Shooting with intent to kill*

You are therefore commanded to arrest and safely keep  
the said *David Latimer* so that you have his  
body before the said Court of *Union County* to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *22* day of *Sept* A. D. 1888  
*W. H. Brown* Clerk.

# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ 3.30  
 Mileage, - - 3.00  
 Conveyance, - -  
 Assistance, - -  
 Sustenance, - -

Total, - \$ 6.30

THE STATE OF OHIO, }  
 County, } ss.

By virtue of the commands of this Writ, I have  
~~arrested the said~~ The within named  
 David Latimer not found  
 M. Hopkins

No. 752

Doc.

Page

The State of Ohio

AGAINST

David Latimer

WARRANT ON INDICTMENT.

Issued Oct 1<sup>st</sup>, 1888

E. W. Porter

Prosecuting Attorney.

Returned and filed

18

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }  
*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the February Term, A. D. 1888  
of the Court of Common Pleas of said County of  
*Union* in indictment was found by the  
Grand Jury thereof against *David Latimer*  
for a certain Crime to-wit: for  
*Shooting with intent to kill*

You are therefore commanded to arrest and safely keep  
the said *David Latimer* so that you have his  
body before the said Court *Common Pleas* to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *1<sup>st</sup>* day of *Oct* A. D. 1888  
*W. E. Long* Clerk.



THE STATE OF OHIO

VS.

David Latimer

WARRANT.

Returna Dec 8 1887  
W. H. Allen J.P.

RETURN.

I took the body of the within named

the within named  
Defendant not found

A. D. 187

FEES.

Mileage,

\$ 1.35

~~Attorney~~

Sam Bennett Constable.

# STATE WARRANT.

THE STATE OF OHIO,

*Union*

County, ss.

To any Constable of said County, Greeting:

WHEREAS, complaint has been made before me, one of the Justices of the Peace in and for the County aforesaid, upon the oath of *Henry C. Smart*

that

*David Latimore*

at the County of *Union*, in the State of Ohio, did, on or about the 2<sup>nd</sup> day of December, 1887, maliciously shoot at the *Henry C. Smart* <sup>with a slugs gun and</sup> with the intent to wound the said *Henry C. Smart* as aforesaid. Said *David Latimore* is guilty of said shooting as Principal.

These are therefore to command you to take the said

*David Latimore*

if he be found in your County; or if he shall have fled, that you pursue after the said

*David Latimore*

into any other County within this State, and take and safely keep the said

*David Latimore*

so that you have his body forthwith before me or some other Justice of the Peace, to answer the said complaint, and be further dealt with according to law.

Given under my hand and seal, this *7<sup>th</sup>* day of *December* A. D. 1887

*W. C. Macin*

Justice of the Peace in and for said County.

(SEAL)

[ Let the Justice make a scroll with the pen around the Seal. ]

THE STATE OF OHIO,  
against

James Luleman

's Subpæna.

Ret'd and Filed ..... 188 .....

J. P.

WITNESSES.	How Served.	Day of Service.	Miles Distant.
Julesa Dec 7 1887 W. H. Malin J.P.			

A true Copy. Attest:

Constable.

December 7<sup>th</sup>

only at the time shown by the annexed list and table, that I read this writ to those witnesses whose names are marked B; I cited its contents to those whose names are marked S; and I left a copy hereof at the usual place of residence of those whose names are marked C. The others are not found.

those within named witnesses not served

Mileage, ..... Miles, - \$ 75

Service on ..... witnesses, \$

Copies, - \$

Amount, - - - - \$ 75

MY FEES.

Sam Bennett Constable.



# SUBPOENA FOR CRIMINAL CASE.

Revised Statutes, Sec. 7132.

THE STATE OF OHIO,

*Union*

County.

To any Constable of said County, Greeting :

You are hereby commanded to summon *Robert Frisk, Elsie Ryder, Mary Ryder, Daniel Bonic and David Robinson and Dr. Harriott*

to be and appear before me, *William C. Mallin*  
one of the Justices of the Peace in and for said County, at *Marysville*  
*Ohio* on the *10<sup>th</sup>* day of *December*, A. D.

1887, at *10* o'clock in the *fore* - noon, and there to give testimony, and  
the truth to say touching a certain complaint made on behalf of the State against  
*David Lattimore*

and hereof fail not, under the penalty of the law; and have you then and there  
this writ.

Given under my hand and seal, this *7<sup>th</sup>* day of *December*,  
A. D. 1887  
*W. C. Mallin* Justice of the Peace.

# SHERIFF'S RETURN.

## FEES.

Service & Return, \$	30
Mileage, 3 <sup>12</sup> / <sub>100</sub>	8.00
Conveyance, - - -	3.00
Assistance, - - -	2.00
Sustenance, - - -	5.00

Total, - - \$13.80

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

By virtue of the commands of this Writ, I have arrested the said David Latimer, and have his Body now in the Jail of Union County, this 26<sup>th</sup> day of December 1890

Thomas Martin, Sheriff

No. 757

Doc. Page

The State of Ohio

AGAINST

David Latimer,  
WARRANT ON INDICTMENT.

Issued Nov 15<sup>th</sup>, 1889

Prosecuting Attorney.

Returned and filed

18

Clerk.



# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

*Union*, County, }

To the Sheriff of said County, Greeting:

Whereas, At the February Term, A. D. 1888  
of the Court of Common Pleas of said County of  
*Union* an indictment was found by the  
Grand Jury thereof against *David Latimer*,  
for a certain offence to-wit: for  
*Shooting with intent to kill*

You are therefore commanded to arrest and safely keep  
the said *David Latimer*, so that you have his  
body before the said Court of *Common Pleas* to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this 15<sup>th</sup> day of November A. D. 1889  
*J. W. Perry* Clerk.



Criminal Case File

Case No. 753

79  
No. ....

Union Common Pleas.

STATE OF OHIO.

against

*Oliver B. Mather*  
Defendant.

*Nov. Term, 1889*

*Leave off Docket*

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

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

Ex. Doc. .... Page .....

No. 753

Union County Common Pleas.

THE STATE OF OHIO  
vs.

Oliver B. Mathis

INDICTMENT  
FOR

Embezzlement.

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.**

F. B. Sprague

Foreman of Grand Jury.

Filed 188

Clerk

Edward H. Porter

Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.



THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

February,

in the year of our Lord one thousand eight hundred and Eighty-eight.

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 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

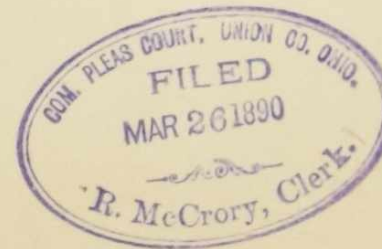
Oliver B. Matter

late of said County, on the Twenty-fifth day of January in the year of our Lord one thousand eight hundred and Eighty-eight with force and arms, in said County of Union and State of Ohio,

being an officer, to-wit: a Justice of the Peace, in and for the Township of Blairtown, in said county of Union, elected in pursuance of law to said office of public trust and profit in the state of Ohio, did unlawfully, fraudulently, and feloniously embezzle and convert to his own use, certain money belonging to one E. G. Allen, whose full christian name is to the Grand Jurors unknown, of the amount and value of sixty-five dollars, the property of the said E. G. Allen, without the assent of the said E. G. Allen, and without the assent of any owner or owners of said money; which said money had then and then come into the possession and care of him, the said Oliver B. Matter by virtue, and under color of his said office, and while discharging, and pretending to discharge the duties of said office,

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

Edward W. Porter Pros. Att'y. of  
Union County Ohio.

[illegible]



No. 753 Crim. Cost Bill

Term.

Crim. App. Doc.

Page

376

THE STATE OF OHIO.

AGAINST

OB Master

Amir

County,

COURT OF COMMON PLEAS.

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

Revised Statutes of Ohio, 1880, Secs. 1200-3.  
ordered left off (hooket,

[illegible]



Criminal Case File  
Case No. 754

33

No. \_\_\_\_\_

Union Common Pleas.

STATE OF OHIO:

against

*Oliver B. Mather*  
Defendant.

*Nov. Term, 1889,*

*Leave off Docket*

Journal No. \_\_\_\_\_ Page \_\_\_\_\_

Record No. \_\_\_\_\_ Page \_\_\_\_\_

Ex. Doc. \_\_\_\_\_ Page \_\_\_\_\_

No. 752

Union County Common Pleas.

THE STATE OF OHIO

vs.

Oliver B. Malter

On this \_\_\_\_\_ day of

187

Defendant arraigned, and pleads

guilty to this Indictment.

Indictment for

Embezzlement

Clerk.

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

F. B. Sprague

Foreman of Grand Jury.

Filed, \_\_\_\_\_ 187

Clerk.

Edward W. Porter.

Prosecuting Attorney.



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

In the Court of Common Pleas, *Union* County, Ohio, of the Term of *February*  
 in the Year of our Lord One Thousand Eight Hundred and ~~Seventy~~ *Eighty-eight*.

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 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 *one*

*Oliver B. Malter*

late of said County, on the *Twenty-fifth* day of *January*, in the  
 year of our Lord one thousand eight hundred and ~~seventy~~ *Eighty-eight* with force  
 and arms, in said County of *Union*, and State of Ohio,

being an officer, to-wit: a Justice of the Peace, in and  
 for the Township of *Blairbourne*, in said county of *Union*,  
 elected in pursuance of law to said office of public trust  
 and profit in the state of Ohio, did unlawfully, fraud-  
 ulently, and feloniously embezzle and convert to his  
 own use, certain money belonging to one *Timothy Faley*  
 of the amount and value of *sixty-five Dollars*  
 the property of the said *Timothy Faley*, without the  
 assent of the said *Timothy Faley*, <sup>and without the assent</sup> of any owner or  
 owners of said money; which said money had then  
 and then come into the possession and care of him,  
 the said *Oliver B. Malter*, by virtue, and under color  
 of his said office, and while discharging, and pre-  
 tending to discharge the duties of said office,

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

Edward W. Porter

Prosecuting Attorney. of

Union County Ohio.

See. 6842.

Sec. 83. 23.

Criminal Case File  
Case No. 755



93

No. 50

Union Common Pleas.

STATE OF OHIO,

against

Otis Price

Defendant.

Plaintiff

vs.

Beard & Son

Nov. Term 1889

Journal No. 14

Page 434

Record No.

Page

Ex. Doc.

Page

SHERIFF'S RETURN.

F E E S.

Service & Return, \$  
Mileage, - - 4.00  
Conveyance, - -  
Assistance, - -  
Sustenance, - -  
Serving Indictment .35  
Total, - - \$ 4.35

THE STATE OF OHIO, } ss.  
Crawson County,

By virtue of the commands of this Writ, I have  
arrested the said Otis Price.

M. Hopkins,  
Sheriff

No. 753 -

Doc. Page

The State of Ohio

AGAINST

Otis Price  
WARRANT ON INDICTMENT.

Issued Mich 2<sup>nd</sup>, 1888

E. W. Porter

Prosecuting Attorney.

Returned and filed

18

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

*Franklin* County, }

To the Sheriff of said County, Greeting:

Whereas, At the *February* Term, A. D. 18*88*  
of the Court of Common Pleas of said County of  
*Franklin*, an indictment was found by the  
Grand Jury thereof, against *Edw. Rice*  
for a certain *crime* to-wit: for

*carrying concealed weapons*

You are therefore commanded to arrest and safely keep  
the said *Edw. Rice* so that you have *pro-*  
duced before the said Court *for answer* to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *2<sup>nd</sup>* day of *March* A. D. 18*88*

*B. M. B. Clerk.*  
*By W. M. King - Deputy*



No. 25-5-

Union County Common Pleas.

THE STATE OF OHIO  
vs.

Olis Price

INDICTMENT  
FOR

Carrying Concealed  
Weapons.

*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.**

F. B. Sprague

Foreman of Grand Jury.

Filed 188

Clerk

Edward W. Porter

Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

*Union*

County, ss.

*Union*

County, Ohio,

of the term of

*February*in the year of our Lord one thousand eight hundred and *Eighty-eight*.

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 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

*one Ole's Price*

late of said County, on the *Twenty-first* day of *November* in the year of our Lord one thousand eight hundred and *Eighty-seven* with force and arms, in said County of *Union* and State of Ohio, *did*

unlawfully and knowingly carry concealed on, and about his person, a dangerous weapon, to-wit: *brass knuckles*.

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

*Edward W. Porter*

Pros. Att'y. of

*Union County Ohio.*

[illegible]

The Barrett Publishing Company, Springfield, Ohio.





JUSTIFICATION OF SURETY.

THE STATE OF OHIO,

COUNTY, SS

The within named

herein, of the within named

one of the sureties on the bond

that he is a resident of

in the County of

being duly sworn, says

and State of Ohio; that he is worth beyond the amount of all his debts, at least

Dollars; that he owns in his own right real estate,

liable to execution in said County of  
least to the sum of

amounting in actual value at

Dollars,

beyond the amount of all his debts, liabilities and exceptions; that the said real estate is situate in

Township , County and State aforesaid.

Subscribed in my presence, and sworn to before me, this

day of

A. D. 18

No. 755-

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

Otis Price

RECOGNIZANCE.

Filed *March 28<sup>th</sup>* 188*8*

*R. McCroff*

*By Wm. W. W. W. W.*

Clerk.

RECOGNIZANCE OF PARTY ACCUSED.

THE STATE OF OHIO,

*Otis Price* vs.

THE STATE OF OHIO, *Union* County.

Be it Remembered, That on this *28<sup>th</sup>*

day of *March* A. D. 18*88*

*Otis Price as principal and*  
*Uriah Cahill as 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*. \$*100*<sup>*00*</sup> — 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 *Otis Price*

personally be and appear before the Court of Common Pleas *at the next*  
*term thereof* then and there to answer to a charge of

*Carrying concealed Weapons*— 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.

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

*J. M. Perry*

Clerk.

Deputy.

By

*O. H. Price*  
*M. E. Stamets*  
*Uriah Cahill*



Criminal Case File  
Case No. 756

93  
No. 286

Union Common Pleas.

STATE OF OHIO,

against

Otis Price

Defendant.

Wach 28<sup>th</sup> 1888

Fine \$1000

& Commuted entire

paid

FEB TERM 18 38

Journal No. 14

Page 434

Record No 3

Page 125

Crim Ex. Doc. 6

Page 190

No. 28-6

Union County Common Pleas.

THE STATE OF OHIO  
vs.

Olis Price.

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.**

F. B. Sprague  
Foreman of Grand Jury.

Filed 188

Clerk

Edward W. Porter.  
Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.



THE STATE OF OHIO,

In the Court of Common Pleas.

*Union*

County, ss.

*Union*

County, Ohio,

of the term of

*February*in the year of our Lord one thousand eight hundred and *Eighty-eight*.

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 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 one,

*Olis Price*

late of said County, on the *Tenth* day of *February* in the year of our Lord one thousand eight hundred and *Eighty-eight* with force and arms, in said County of *Union* and State of Ohio,

unlawfully, violently, and in a menacing manner, did assault, and threaten one John O. Stamatis, then and there being, and him the said John O. Stamatis then and there did strike, beat, wound and ill-treat, and other wrongs to him, the said John O. Stamatis, then and there did,

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

*Edward W. Porter* Pros. Att'y. of  
*Union County Ohio.*

# SHERIFF'S RETURN.

## FEES.

Service & Return, \$  
 Mileage, - - 8.00  
 Conveyance, - -  
 Assistance, - -  
 Sustenance, - -

Serving Indictment \$5.

Total, - - \$ 8.80

THE STATE OF OHIO, } ss.  
 Union County,

By virtue of the commands of this ~~Writ~~, I have  
 arrested the said *John M. Hopkins*

*for* *W. Hopkins*  
 Sheriff

No. *736*

Doc. Page

The State of Ohio

AGAINST

*John M. Hopkins*  
 WARRANT ON INDICTMENT.

Issued *Feb 2nd*, 18*85*

*W. V. Foster*  
 Prosecuting Attorney.

Returned and filed

18

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

County, }

To the Sheriff of said County, Greeting:

Whereas, At the February Term, A. D. 1888  
of the Court of Common Pleas of said County of  
Union, an indictment was found by the  
Grand Jury thereof, against John Doe  
for a certain Crime to-wit: for

Assault and Battery

You are therefore commanded to arrest and safely keep  
the said John Doe so that you have Ar-  
rested before the said Court appear to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this 2<sup>d</sup> day of March A. D. 1888

B. M. McGary Clerk.

By W. M. Wright - Deputy



No. of Case 736

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

O. To Price

Subpœna for State Witness.

Returnable 28<sup>th</sup> Mar 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Frank Fawley	30
Chas M <sup>rs</sup> Neil	30
Sam'l M <sup>rs</sup> Neil	30
John C. Starnates	28
	32

M. Hopkins Sheriff.

SHERIFF'S FEES.

Service and Return.....	40
Mileage.....	256
Copies.....	40
Total.....	336

**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7287. ]

THE STATE OF OHIO,

*Union*

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena *Frank Hawley*  
*Charles McNeil Samuel McNeil*  
*John O. Stamatis*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *28<sup>th</sup>* day of *March* A. D. 18*88*, 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  
*Otis Price*

on behalf of the *State*; and thereof to 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, the *20<sup>th</sup>*  
 day of *March* A. D. 18*88*

*R. M. Henry*

Clerk of Court of Common Pleas.

[illegible]

## COST BILL.

THE STATE OF OHIO,  
AGAINST

*Clerk.*





Criminal Case File  
Case No. 757

138  
No. \_\_\_\_\_

Union Common Pleas.

STATE OF OHIO,

against

*Paul Schlegel*  
Defendant.

Journal No. \_\_\_\_\_ Page \_\_\_\_\_

Record No. \_\_\_\_\_ Page \_\_\_\_\_

Ex. Doc. \_\_\_\_\_ Page \_\_\_\_\_



No.

757

Union County Common Pleas.

THE STATE OF OHIO,  
AGAINST

Paul Schlegel.

INDICTMENT

FOR

Unlawfully Selling and Furnishing Intox-  
icating Liquor to Minors,

Two Counts.

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

A TRUE BILL.

F. B. Sprague  
Foreman of Grand Jury.

Filed 18

Clerk.

Edward W. Porter.  
Prosecuting Attorney.

Troup, Kinnard & Co., Blank Book Makers, Stationers,  
Printers and Legal Blank Publishers, Dayton, O.

On this \_\_\_\_\_ day of \_\_\_\_\_

18\_\_\_\_\_, Defendant \_\_\_\_\_

arraigned, and pleads \_\_\_\_\_ guilty to  
this indictment.

Clerk.

On this \_\_\_\_\_ day of \_\_\_\_\_

18\_\_\_\_\_, Defendant \_\_\_\_\_

arraigned withdraws former plea and now  
pleads \_\_\_\_\_ guilty to \_\_\_\_\_

this indictment.

Clerk.

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

Prosecuting Attorney

County, Ohio.

## INDICTMENT.

THE STATE OF OHIO.

In the Court of Common Pleas

*Union*

Of

*Union*

County, Ohio,

County, ss: }

For the Term of *February* A. D. 18*88*.

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

*Paul Schlegel*  
late of said County, on the *Twenty-Third* day of *February* in the year of our Lord one thousand eight hundred and *Eighty-eight* with force and arms, in said County of *Union* and State of Ohio, did unlawfully sell intoxicating liquors to one *William Boder* he, the said *William Boder* being then and there a minor, and said selling being without the written order of either the parents, guardian, or family physician of him the said *William Boder* he, the said *Paul Schlegel* then and there well knowing that the said *William Boder* was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

~~Count. And the Jurors aforesaid upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~



~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one  
\_\_\_\_\_ he, the said \_\_\_\_\_ being then and there  
a minor, and said selling being without the written order of either the parents, guardian or family physician  
of him the said \_\_\_\_\_ he, the said \_\_\_\_\_  
then and there well knowing that the said \_\_\_\_\_ was a minor;  
contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the  
State of Ohio.

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
with force and arms, in said County of \_\_\_\_\_ and State of Ohio, did unlawfully furnish intox-  
icating liquors to one \_\_\_\_\_ to be drank by him the said \_\_\_\_\_  
\_\_\_\_\_ he, the said \_\_\_\_\_ being then and there  
a minor; and he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_  
\_\_\_\_\_ was a minor and said furnishing of said intoxicating  
liquor to said \_\_\_\_\_ not being then and there 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.

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
with force and arms, in said County of \_\_\_\_\_ and State of Ohio, did unlawfully furnish intox-  
icating liquors to one \_\_\_\_\_ to be drank by him the said \_\_\_\_\_  
\_\_\_\_\_ he, the said \_\_\_\_\_ being then and there  
a minor; and he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_  
\_\_\_\_\_ was a minor, and said furnishing of said intoxicating liquors  
to said \_\_\_\_\_ not being then and there 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.

*Second* Count. And the Jurors aforesaid upon their oaths aforesaid, do further find and present that  
the said *Paul Schlegel* on the *Twenty-third* day of *February*  
in the year of our Lord one thousand eight hundred and *Eighty-eight*.  
with force and arms in said County of *Union* and State of Ohio, did unlawfully furnish intox-  
icating liquors to one *William Coder* to be drank by him, ~~the said~~ *the said*  
*William Coder* he, the said *William Coder* being then and there  
a minor, and he, the said *Paul Schlegel* then and there well knowing  
that the said *William Coder* was a minor, and said furnishing of said intoxicating  
liquor to said *William Coder* not being then and there 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. *Edward W. Porter, Prosecuting Attorney.*  
*Union County Ohio.*



Criminal Case File  
Case No. 758

138

No. \_\_\_\_\_

**Union Common Pleas.**

**STATE OF OHIO.**

*against*

*Paul Schlegel*  
*Defendant.*

*Journal No.* \_\_\_\_\_ *Page* \_\_\_\_\_

*Record No.* \_\_\_\_\_ *Page* \_\_\_\_\_

*Ex. Doc.* \_\_\_\_\_ *Page* \_\_\_\_\_

No.

258

Union County Common Pleas.

THE STATE OF OHIO,  
AGAINST

Paul Schlique

INDICTMENT

FOR

Unlawfully Selling and Furnishing Intox-  
icating Liquor to Minors.

Two Counts.

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

A TRUE BILL.

F. B. Sprague

Foreman of Grand Jury.

Filed

18

Clerk.

Edward H. Porter.

Prosecuting Attorney.

Troup, Kinnard & Co., Blank Book Makers, Stationers,  
Printers and Legal Blank Publishers, Dayton, O.

On this \_\_\_\_\_ day of \_\_\_\_\_

18\_\_\_\_\_, Defendant \_\_\_\_\_

arraigned, and pleads \_\_\_\_\_ guilty to  
this indictment.

Clerk.

On this \_\_\_\_\_ day of \_\_\_\_\_

18\_\_\_\_\_, Defendant \_\_\_\_\_

arraigned withdraws former plea and now  
pleads \_\_\_\_\_ guilty to \_\_\_\_\_

this indictment.

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.

Prosecuting Attorney

County, Ohio.



## INDICTMENT.

THE STATE OF OHIO.

In the Court of Common Pleas

*Union*

County, ss: }

Of

*Union*

County, Ohio,

For the Term of

*February*A. D. 18*88*.

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

*Paul Schlegel*  
 late of said County, on the *First* day of *November* in the year of our Lord one  
 thousand eight hundred and *87* with force and arms, in said County of *Union*  
 and State of Ohio, did unlawfully sell intoxicating liquors to one *William L. Wolford*  
 he, the said *William L. Wolford* being then and there a minor, and said selling  
 being without the written order of either the parents, guardian, or family physician of him the said  
*William L. Wolford* he, the said *Paul Schlegel* then and there  
 well knowing that the said *William L. Wolford* was a minor; contrary to the  
 form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

~~Count. And the Jurors aforesaid upon their oaths aforesaid, do further find and present that~~  
 the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
 \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
 at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_  
 he, the said \_\_\_\_\_ being then and there  
 a minor, and said selling being without the written order of either the parents, guardian or family physician of  
 him the said \_\_\_\_\_ he, the said \_\_\_\_\_  
 then and there well knowing that the said \_\_\_\_\_ was a minor;  
 contrary to the form of the statute in such case made and provided, and against the peace and dignity of the  
 State of Ohio.

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
 the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
 \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
 at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_  
 he, the said \_\_\_\_\_ being then and there  
 a minor, and said selling being without the written order of either the parents, guardian or family physician of  
 him the said \_\_\_\_\_ he, the said \_\_\_\_\_  
 then and there well knowing that the said \_\_\_\_\_ was a minor;  
 contrary to the form of the statute in such case made and provided, and against the peace and dignity of the  
 State of Ohio.

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
 the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
 \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
 at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_  
 he, the said \_\_\_\_\_ being then and there  
 a minor, and said selling being without the written order of either the parents, guardian or family physician of  
 him the said \_\_\_\_\_ he, the said \_\_\_\_\_  
 then and there well knowing that the said \_\_\_\_\_ was a minor;  
 contrary to the form of the statute in such case made and provided, and against the peace and dignity of the  
 State of Ohio.

Criminal Case File  
Case No. 759

138  
No. 755

Union Common Pleas.

STATE OF OHIO.

against

Paul Schlegel  
Defendant.

Journal No. Page

Record No. Page

Ex. Doc. Page



No. 27

Union County Common Pleas.

THE STATE OF OHIO,

AGAINST

Paul Schlegel

INDICTMENT

FOR

Unlawfully Selling and Furnishing Intoxicating Liquor to Minors.

Two Counts.

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.

F. B. Sprague

Foreman of Grand Jury.

Filed 18

FILED  
MAR 1 1888

Clerk.

Edward W. Porter

Prosecuting Attorney.

Troup, Kinnard & Co., Blank Book Makers, Stationers,  
Printers and Legal Blank Publishers, Dayton, O.

On this day of

18, Defendant

arraigned, and pleads guilty to  
this indictment.

Clerk.

On this day of

18, Defendant

arraigned withdraws former plea and now  
pleads guilty to

this indictment.

Clerk.

State of Ohio

Prosecuting Attorney Edward W. Porter  
Union County, Ohio

## INDICTMENT.

THE STATE OF OHIO.

In the Court of Common Pleas

Of Union County, Ohio,Union

County, ss:

For the Term of February A. D. 1888.

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

Paul Schlegel  
late of said County, on the Twenty-third day of February in the year of our Lord one thousand eight hundred and Eighty-eight with force and arms, in said County of Union and State of Ohio, did unlawfully sell intoxicating liquors to one David W. Price he, the said David W. Price being then and there a minor, and said selling being without the written order of either the parents, guardian, or family physician of him the said David W. Price he, the said Paul Schlegel then and there well knowing that the said David W. Price was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

~~Count. And the Jurors aforesaid upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~



~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_  
\_\_\_\_\_ he, the said \_\_\_\_\_ being then and there  
a minor, and said selling being without the written order of either the parents, guardian or family physician  
of him the said \_\_\_\_\_ he, the said \_\_\_\_\_  
then and there well knowing that the said \_\_\_\_\_ was a minor;  
contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the  
State of Ohio.

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
with force and arms, in said County of \_\_\_\_\_ and State of Ohio, did unlawfully furnish intoxicating liquors to one \_\_\_\_\_  
\_\_\_\_\_ to be drank by him the said \_\_\_\_\_  
\_\_\_\_\_ he, the said \_\_\_\_\_ being then and there  
a minor; and he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_  
\_\_\_\_\_ was a minor and said furnishing of said intoxicating  
liquor to said \_\_\_\_\_ not being then and there 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.

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
with force and arms, in said County of \_\_\_\_\_ and State of Ohio, did unlawfully furnish intoxicating liquors to one \_\_\_\_\_  
\_\_\_\_\_ to be drank by him the said \_\_\_\_\_  
\_\_\_\_\_ he, the said \_\_\_\_\_ being then and there  
a minor; and he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_  
\_\_\_\_\_ was a minor, and said furnishing of said intoxicating liquors  
to said \_\_\_\_\_ not being then and there 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.

*Second* Count. And the Jurors aforesaid upon their oaths aforesaid, do further find and present that  
the said *Paul Schlegel* on the *Twenty-third* day of *February*  
\_\_\_\_\_ in the year of our Lord one thousand eight hundred and *Eighty-eight*  
with force and arms in said County of *Union* and State of Ohio, did unlawfully furnish intoxicating liquors to one *David W. Price*  
*David W. Price* to be drank by him, the said *the said*  
*David W. Price* he, the said *David W. Price* being then and there  
a minor, and he, the said *Paul Schlegel* then and there well knowing  
that the said *David W. Price* was a minor, and said furnishing of said intoxicating  
liquor to said *David W. Price* not being then and there 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.

*Edward W. Porter, Prosecuting  
Attorney, Union County Ohio.*



Criminal Case File  
Case No. 760

138  
No. \_\_\_\_\_

Union Common Pleas.

STATE OF OHIO.

against

*Paul Schlegel*

*Defendant.*

*Journal No.* \_\_\_\_\_ *Page* \_\_\_\_\_

*Record No.* \_\_\_\_\_ *Page* \_\_\_\_\_

*Ex. Doc.* \_\_\_\_\_ *Page* \_\_\_\_\_

No. 760

Union County Common Pleas.

THE STATE OF OHIO,  
AGAINST

*Arthur Woodland*

*Paul Schlegel*

INDICTMENT

FOR

Unlawfully Selling and Furnishing Intox-  
icating Liquor to Minors.

*Two* Counts.

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

A TRUE BILL.

*F. B. Sprague*  
Foreman of Grand Jury.

Filed 18

FILED

MAR 1 1888

Clerk.

*Edward W. Porter*

Prosecuting Attorney.

Troup, Kinnard & Co., Blank Book Makers, Stationers,  
Printers and Legal Blank Publishers, Dayton, O.

On this \_\_\_\_\_ day of \_\_\_\_\_

18 \_\_\_\_\_, Defendant \_\_\_\_\_

arraigned, and pleads \_\_\_\_\_ guilty to  
this indictment.

Clerk.

On this \_\_\_\_\_ day of \_\_\_\_\_

18 \_\_\_\_\_, Defendant \_\_\_\_\_

arraigned withdraws former plea and now  
pleads \_\_\_\_\_ guilty to \_\_\_\_\_

this indictment.

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.

Prosecuting Attorney

County, Ohio.



## INDICTMENT.

THE STATE OF OHIO.

In the Court of Common Pleas

Of Union County, Ohio.Union

County, ss:

For the Term of February A. D. 1888.

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

late of said County, on the 28<sup>th</sup> day of January in the year of our Lord one thousand eight hundred and Eighty Eight with force and arms, in said County of Union and State of Ohio, did unlawfully sell intoxicating liquors to one Newton Woodland he, the said Newton Woodland being then and there a minor, and said selling being without the written order of either the parents, guardian, or family physician of him the said Newton Woodland he, the said Paul Schlegel then and there well knowing that the said Newton Woodland was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

~~Count. And the Jurors aforesaid upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_  
he, the said \_\_\_\_\_ being then and there  
a minor, and said selling being without the written order of either the parents, guardian or family physician  
of him the said \_\_\_\_\_ he, the said \_\_\_\_\_  
then and there well knowing that the said \_\_\_\_\_ was a minor;  
contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the  
State of Ohio.

Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
with force and arms, in said County of \_\_\_\_\_ and State of Ohio, did unlawfully furnish intox-  
icating liquors to one \_\_\_\_\_ to be drank by him the said \_\_\_\_\_  
he, the said \_\_\_\_\_ being then and there  
a minor; and he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_  
was a minor and said furnishing of said intoxicating  
liquor to said \_\_\_\_\_ not being then and there 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.

Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
with force and arms, in said County of \_\_\_\_\_ and State of Ohio, did unlawfully furnish intox-  
icating liquors to one \_\_\_\_\_ to be drank by him the said \_\_\_\_\_  
he, the said \_\_\_\_\_ being then and there  
a minor; and he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_  
was a minor, and said furnishing of said intoxicating liquors  
to said \_\_\_\_\_ not being then and there 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.

*Second* Count. And the Jurors aforesaid upon their oaths aforesaid, do further find and present that  
the said Paul Schlegel on the Twenty eighth day of January  
\_\_\_\_\_ in the year of our Lord one thousand eight hundred and Eighty - Eight  
with force and arms in said County of Union and State of Ohio, did unlawfully furnish intox-  
icating liquors to one Newton Woodland to be drank by him, the said He said  
Newton Woodland he, the said Newton Woodland being then and there  
a minor, and he, the said Paul Schlegel then and there well knowing  
that the said Newton Woodland was a minor, and said furnishing of said intoxicating  
liquor to said Newton Woodland not being then and there 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.

*Edward W. Porter, Prosecuting Attorney.*  
*Union County Ohio.*



Criminal Case File  
Case No. 761



93  
No. \_\_\_\_\_

Union Common Pleas.

STATE OF OHIO.

against

*John Richter*  
Defendant.

Journal No. \_\_\_\_\_ Page \_\_\_\_\_

Record No. \_\_\_\_\_ Page \_\_\_\_\_

Ex. Doc. \_\_\_\_\_ Page \_\_\_\_\_

No. 741

Union County Common Pleas.

THE STATE OF OHIO  
vs.

John Richler.

INDICTMENT  
FOR

Selling Liquor on  
Sunday.

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.**

F. B. Sprague

Foreman of Grand Jury.

Filed 188

Clerk

Edward H. Porter,

Prosecuting Attorney.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

February,

in the year of our Lord one thousand eight hundred and Eighty-eight.

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 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 Richter

late of said County, on the Twenty-ninth day of January in the year of our Lord one thousand eight hundred and Eighty-eight with force and arms, in said County of Union and State of Ohio,

said Twenty-ninth day of January, Eighteen hundred and eighty-eight, being the first day of the week commonly called Sunday, did unlawfully and knowingly sell intoxicating liquors to one C. F. Turner then and there being; he the said John Richter not being then and there a regular druggist, and said selling not being on the written prescription of a regular practicing physician for medical 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.

Edward W. Porter Pros. Att'y. of  
Union County Ohio.



# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ 30  
Mileage, - - , 80  
Conveyance, - - 1.00  
Assistance, - -  
Sustenance, - -  
Bail Bond 35.  
Total, - - \$ 8.45.

## THE STATE OF OHIO,

Union County, } ss.

By virtue of the commands of this Writ, I have  
arrested the said John Richter  
and have taken his bond  
with J. A. Kemmington for  
his appearance in Court.  
W. Hopkins.  
Sheriff

No. 761  
Doc. A Page

The State of Ohio

AGAINST

John Richter  
WARRANT ON INDICTMENT.

Issued Mich 2<sup>d</sup>, 1888

C. W. Porter

Prosecuting Attorney.

Returned and filed

18

Clerk.

## WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO,

*Union* County,

To the Sheriff of said County, Greeting:

Whereas, At the *February* Term, A. D. 1888  
of the Court of Common Pleas of said County of  
*Union*, an indictment was found by the  
Grand Jury thereof against *John Richter*  
for a certain *offense* to-wit: for  
*Selling Intoxicating liquor on Sunday*

You are therefore commanded to arrest and safely keep  
the said *John Richter* so that you have *his*  
*body* before the said Court to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *2<sup>d</sup>* day of *March* A. D. 1888  
*J. M. C. v. y* Clerk.

Criminal Case File  
Case No. 762



93  
No. \_\_\_\_\_

Union Common Pleas.

STATE OF OHIO,

against

John Richter

Defendant.

pleads guilty

Fine \$20.00

FEB TERM 1888

Journal No. 14

Page 435

Record No. 3

Page 126

Crim. Ex. Doc. 6

Page 191

No. 742

Union County Common Pleas.

THE STATE OF OHIO  
vs.

John Richler

INDICTMENT  
FOR

Permitting Minors  
to play Pool.

P- Guilty

*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.**

H. B. Sprague

Foreman of Grand Jury.

Filed 188

Clerk

Edward W. Porter

Prosecuting Attorney.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of February.

in the year of our Lord one thousand eight hundred and Eighty-eight.

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 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 one

John Richert

late of said County, on the Fourteenth day of January in the year of our Lord one thousand eight hundred and Eighty-eight with force and arms, in said County of Union and State of Ohio, was

the owner and keeper of a billiard and drinking saloon, and was then and there the owner and keeper of a billiard table, at, and in said saloon, the said saloon being then and there a public place, and a place of public resort; and the said John Richert did then and there, unlawfully and knowingly permit and suffer one John Heintz to play at the game of pool in said saloon, and upon said billiard table; the said John Heintz being then and there a minor under the age of Eighteen years, to-wit: of the age of Seventeen years, and he the said John Richert then and there well knowing that the said John Heintz was then and there a minor under the age of Eighteen 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.

Edward W. Porter Pros. Att'y. of  
Union County Ohio.





SHERIFF'S RETURN.

F E E S.

Service & Return, \$ , 30  
Mileage, - - , 80  
Conveyance, - - 1.00  
Assistance,  
Serving Indictment .30  
Bail Bond .35  
Total, - - \$ 2.75.

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

By virtue of the commands of this Writ, I have  
arrested the said John Richter  
and have taken his bond  
with J. A. Kensington for  
his appearance in Court.  
W. M. Hopkins  
Sheriff

No. 762  
Doc. Page 383  
The State of Ohio  
AGAINST  
John Richter  
WARRANT ON INDICTMENT.  
Issued March 2<sup>d</sup>, 1888  
Edward W. Porter  
Prosecuting Attorney.  
Returned and filed  
18  
Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the *February* Term, A. D. 18*88*  
of the Court of Common Pleas of said County of  
*Union*, an indictment was found by the  
Grand Jury thereof, against *John Richter*  
for a certain offence to-wit: for  
*Permitting minors to play pool.*

You are therefore commanded to arrest and safely keep  
the said *John Richter* so that you have him  
before the said Court to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *2<sup>d</sup>* day of *March* A. D. 18*88*  
*R. M. Cherry* Clerk.

No. 762  
State of Ohio.

vs.  
John Pichler.

Entry.

Mich 19/88

J. H. - P. L. 21

46  
80  
32  
158

E. H. Porter.

Pres. Atty.



State of Ohio. } No. 762.  
vs. } Indictment for Permitting  
John Richlin } minors to play pool -

This day came the Prosecuting Attorney,  
and the defendant appearing in person in  
open court, and the indictment being read to him  
by the clerk, and was <sup>asked</sup> how in the premises he  
would acquit himself, for plea says: that he  
is "guilty" in manner and form as he stands  
charged in said indictment. And said cause  
was passed until the 28<sup>th</sup> day of March for  
sentence.

E. H. Cook.

Pros. Atty -

No. 762.

State of Ohio

vs.

John Richter -

Entry -



J-H-P 4354

E. H. Dorlan  
Pro. Atty -

State of Ohio } No. 762.  
 Against } Indictment for Permitting  
 John Rickett } Minors to play Pool.

The defendant herein having 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 custody of the Sheriff; and the court being fully advised in the premises, and the said defendant being inquired of, if he had any thing to say why judgment should not be pronounced against him; and having nothing but what he had already said:

It is therefore considered and adjudged by the court that the said defendant John Rickett pay a fine of Twenty dollars, and the costs of this prosecution; and that he stand committed to the and execution is awarded -

E. H. Porter

March 28<sup>th</sup> / 666.

Pros. Atty -



[illegible]

## COST BILL.

THE STATE OF OHIO,  
AGAINST

*Filed* \_\_\_\_\_ *A. D. 18* \_\_\_\_\_

The Barrett Publishing Company, Springfield, Ohio.



Criminal Case File  
Case No. 763



43  
No. 23

Union Common Pleas.

STATE OF OHIO.

against

John Richter

Defendant.

pleads guilty -

Mar 28<sup>th</sup> 1888

Fine \$20. Commute

till paid  
FEB TERM 1888

Journal No. 14

Page 435-

Record No 3

Page 128

Crim Ex. Doc. 6

Page 142-

No. 260

Union County Common Pleas.

THE STATE OF OHIO

vs.

John Richter.

INDICTMENT  
FOR

Selling Liquor on  
Sunday,  
Guilty

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.**

F. B. Sprague

Foreman of Grand Jury.

Filed 188

Clerk

Edward H. Porter.

Prosecuting Attorney.

On this 19<sup>th</sup> day of March  
1888, Defendant arraigned, and  
pleads guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of February,

in the year of our Lord one thousand eight hundred and Eighty-eight

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 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 Richer

late of said County, on the Twenty-ninth day of January in the year of our Lord one thousand eight hundred and Eighty-eight with force and arms, in said County of Union and State of Ohio;

Twenty-ninth day of January, Eighteen hundred and eighty-eight, being the first day of the week commonly called Sunday, did unlawfully and knowingly sell intoxicating liquors to one Charles W. Southard then and there being; he the said John Richer not being then and there a regular druggist, and said selling not being on the written prescription of a regular practicing physician for medical 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.

Edward W. Porter Pros. Att'y. of  
Union County Ohio.



# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ 30  
 Mileage, - - , 80  
 Conveyance, - - 1.00  
 Assistance - -  
 Serving Indictment  
 Subpoena, - - 30  
 Bail Bond .35  
 Total, - - \$ 2.75.

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

By virtue of the commands of this Writ, I have  
 arrested the said *John Richter*  
*and have taken his*  
*bond with J.A. Kennington*  
*for his appearance in Court*  
*M. Hopkins,*  
*Sheriff.*

No. *763*

Doc. Page *384*

The State of Ohio

AGAINST

*John Richter*

WARRANT ON INDICTMENT.

Issued *March 2<sup>d</sup>*, 18 *88*

*Edward W. Porter*

Prosecuting Attorney.

Returned and filed

18

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }  
*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the *February* Term, A. D. 18*88*  
of the Court of Common Pleas of said County of  
*Union*, an indictment was found by the  
Grand Jury thereof, against *John Richter*  
for a certain offence to-wit: for  
*Selling Liquor on Sunday,*

You are therefore commanded to arrest and safely keep  
the said *John Richter* so that you have *his*  
body before the said Court to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *22* day of *March* A. D. 18*88*  
*R. H. Cherry* Clerk.



No. 763

State of Ohio.

vs.

John Rickett.

Entry.

Mar 19<sup>th</sup> 1888

Q-101-P-421

E. H. Porter.

Pres. Atty.



State of Ohio. } No. 763.  
vs. } Indictment for selling liquor  
John Richlin } on Sunday.

This day came the Prosecuting Attorney, and the defendant appearing in person in open court, and the indictment being read to him by the clerk, and was asked how, in the premises, he would acquit himself, for plea says: that he is guilty in manner and form as he stands charged in said indictment. And said cause was passed until the 28<sup>th</sup> day of March 1888 for sentence.

E. H. Porter.  
Pros. Atty.

No 763.

State of Ohio

vs.

John Pickett.

Entry



J. H. - P. L. 35

E. F. Doolin  
Pres. Atty.

State of Ohio } No 763.  
 vs. } Indict for killing Legion on  
 John Richert. } Sunday -

The defendant herein having 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 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 but what he had already said.

It is therefore considered and adjudged by the court that the said defendant John Richert pay a fine of Twenty dollars, and the costs of this prosecution, and that he stand committed to the jail of Union County until the amount of said fine and costs shall be paid -

C. H. Doran.

Prov. Atty.

March 28<sup>th</sup> / 888.



[illegible]

## COST BILL.

THE STATE OF OHIO,  
AGAINST

Filed \_\_\_\_\_ A. D. 18\_\_

The Barrett Publishing Company, Springfield, Ohio.

No. 763. Crim. Cost Bill Feb Term.

Crim. App. Doc.

Page

THE STATE OF OHIO.

AGAINST

County,

COURT OF COMMON PLEAS.

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

[illegible]

Criminal Case File  
Case No. 764



93  
No. ....

Union Common Pleas.

STATE OF OHIO.

against

*John Richter*

Defendant.

*Fine \$20.00 & Cos -*

FEB TERM 1898

Journal No. *14*

Page *434*

Record No. *3*

Page *130*

*Crim* Ex. Doc. *6*

Page *148*

No. 764

Union County Common Pleas.

THE STATE OF OHIO  
vs.

John Richter

INDICTMENT  
FOR

Selling Liquor on Sunday.

*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.**

F. B. Sprague  
Foreman of Grand Jury.

Filed 188

Clerk

Edward T. Porter

Prosecuting Attorney.

On this \_\_\_\_\_ day of \_\_\_\_\_  
188\_\_\_\_, Defendant arraigned, and  
pleads \_\_\_\_\_ guilty  
to this indictment.

Clerk.

THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

February

in the year of our Lord one thousand eight hundred and Eighty-eight

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 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 Richter

late of said County, on the Fifteenth day of January in the year of our Lord one thousand eight hundred and Eighty-eight with force and arms, in said County of Union and State of Ohio, said

Fifteenth day of January 1888, being the first day of the week commonly called Sunday, did unlawfully and knowingly sell intoxicating liquors to one John M. Maloy then and there being; he the said John Richter not being then and there a regular druggist and said selling not being on the written prescription of a regular practicing physician for medical 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.

Edward W. Porter Pros. Atty. of  
Union County Ohio.



# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ .30  
 Mileage, - - .80  
 Conveyance, - - 1.00  
 Assistance -  
*Serving Indictment* .30  
 Sustenance, - -  
 Bail Bond .35  
 Total, - - \$ 2.45.

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

By virtue of the commands of this Writ, I have  
 arrested the said *John Richter*  
 and have taken his  
 bond with *J.A. Kensington*  
 for his appearance in Court.

*(M. Hopkins)*  
*Sheriff*

No. *764*

Doc. Page *384*

The State of Ohio

AGAINST

*John Richter*

WARRANT ON INDICTMENT.

Issued *Mar 22*, 18 *88*

*Edward M. Porter*

Prosecuting Attorney.

Returned and filed

18

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the *February* Term, A. D. 18*88*  
of the Court of Common Pleas of said County of  
*Union*, an indictment was found by the  
Grand Jury thereof, against *John Richter*  
for a certain offence to-wit: for  
*Selling Liquor on Sunday*

You are therefore commanded to arrest and safely keep  
the said *John Richter* so that you have his  
body before the said Court to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *22* day of *March* A. D. 18*88*  
*W. H. Crosby* Clerk.

No. 764.

State of Ohio.

vs.

John Richman.

Entry.

Mar 19 / 88

J-11-0422

E. H. Porter.

Proc. Atty-



State of Ohio.

vs.

John Richlin.

In case No. 764.

Indictment for Selling Liquor on Sunday

came the Pros. Atty and

This day, the defendant appeared in person

in open court, and the indictment being read to him  
by the clerk, and was asked how, in the premises,  
he would acquit himself, for plea says: that he  
is "guilty" in manner and form as he stands  
charged in said indictment - And said cause  
was passed until the 25<sup>th</sup> day of March 1865, for  
sentence -

E. H. Porter.

Pros. Atty -

No 764.  
State of Ohio.  
John <sup>vs.</sup> Richman.

Entry



J-H-P 434-

E. L. Porter.  
Proc. Atty.

State of Ohio } No. 764.  
                  } Indict for selling liquor  
John Richer } on Sunday.

The defendant herein having 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 custody of the Sheriff, and the court being fully advised in the premises, and the said defendant being inquired of, if he had any thing to say why judgment should not be pronounced against him; and having nothing but what he has already said.

It is therefore considered and adjudged by the court that the defendant John Richer pay a fine of \$20, and the costs of this prosecution and that he stand committed to the jail of Union County until the amount of said fine and costs shall be paid.

C. F. Porter,  
Pros. Atty.

March 28<sup>th</sup> / 868.



[illegible]

## C O S T   B I L L .

THE STATE OF OHIO,  
AGAINST

Filed \_\_\_\_\_ A. D. 18\_\_

The Barrett Publishing Company, Springfield, Ohio.

No. *764* Crim. Cost Bill *July* Term.

Crim. App. Doc. Page

THE STATE OF OHIO,  
AGAINST

County,

COURT OF COMMON PLEAS.

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

*John Richter*

CLERK'S FEES.	Plff.	Deft.	SHERIFF'S FEES.	Plffs.	Defts.
Doc. and app. plff. and one deft, 12	<i>12</i>		On attachment,		
additional, each, 4			On capias,	<i>2 75-</i>	
Entering finding indictment, 8	<i>8</i>		Calling witnesses, 5		
Entering pleas, each, 8	<i>8</i>		Calling jury, 10		
Indexing docket, " 4	<i>4</i>		Summoning jury, 40		
Index'g judgm'ts & final ord., each case, 15	<i>15-</i>		Calling action, 12	<i>12</i>	
Index'g pend'g suits & liv. judg. " 15	<i>15-</i>		Serving subpoena on witnesses, 10		
Entering motion on docket and index, 8	<i>8</i>		miles travel, each, 8		
Filing 2 papers & post. in app. doc. ea. 12	<i>24</i>		copies for each 100 words, 8		
Taking affidavits, " 8			Bringing / prisoner to court 2 times, 60	<i>1 20</i>	
Certifying " without seal, 15			Com. prisoner to jail, " 60	<i>60</i>	
" " with " 35			Discharging prisoner, 60	<i>60</i>	
Filing prec., iss. capias, return & filing, 37	<i>37</i>		Miles travel, 3 each, 8	<i>24</i>	
" " Att., " 37			On fl. fa. serv., 30c miles trav. " 8		
Taking justification of bail, 35			Forfeiting recognizance, 10		
Entering allowance of bail, 4			Serving indictment, <i>35-</i>		
Spec. war. to bring before judge, ret. & fl. 33			Transportation,		
Warrant to discharge prisoner, 25	<i>25-</i>				
Recog. of def't and filing each, 29			TOTAL SHERIFF'S FEES, \$ <i>5- 86</i>		
" wit. " " 29			NAMES OF WITNESSES.		
Poling jury when required, 25					
Impanelling jury & administering oaths, 12			<i>Five 20.00</i>		
Call and ent. tales jur. and cert., each, 8			<i>bank 626</i>		
Fl. prec., iss. sub. for 1 wit. & fl. 16			<i>Shiff 5.86</i>		
additional names, each, 4			<i>\$ 32.12</i>		
Swearing witnesses, " 4					
Ent. att. of " days, " 4					
Certif. " 4					
Qualifying jurors, each, 8					
Ent. bar and court cal. & in., each term, 8	<i>8</i>				
Ent'g-orders on journal. per 100 words, 8	<i>46</i>				
" verdict on journal and filing, 12					
" rule on journal, 8					
" judgment on journal, 8	<i>8</i>				
Surplus record on journal, per 100 words, 8					
Indexing entries on journal, 2 each, 4	<i>8</i>				
Transcribing-orders on docket, " 8					
" verdict on " 8					
" rule on " each, 8					
" judgm't on " " 8	<i>8</i>				
Copy of indictment and certificate, <i>70</i>					
Continuance, each, 8					
Nolle pros., quashed or laid away, 8					
Ent. on cash book and index, 12	<i>12</i>				
" " ex. docket " 12	<i>12</i>				
Notice of motion for new trial, 8					
Cost bill and filing, 29	<i>29</i>				
Certificate of sentence, 35	<i>35-</i>				
Recording words at 8c. each 100, <i>15-8</i>					
List for grand jur. and pros. atty.,					
General index, 8	<i>8</i>				
TOTAL CLERK'S FEES, \$ <i>6 26</i>			TOTAL WITNESS FEES, \$		
			TOTAL FEES, \$		

Criminal Case File  
Case No. 765



323  
No. 05

Union Common Pleas.

STATE OF OHIO.

against

John Richter

Defendant.

Journal No. Page

Record No. Page

Ex. Doc. Page

No. 705 February Term 1888.

Union County Common Pleas.

THE STATE OF OHIO,

vs.

John Richter.

Indictment for Keeping Place  
Open and Selling on Sunday.

Prosecuting Witness.

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

A TRUE BILL.

F. B. Sprague

Foreman of the Grand Jury.

Filed MAR 1 1888 188

Clerk.

Edward W. Porter.

Prosecuting Attorney.

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

On this \_\_\_\_\_ day

of \_\_\_\_\_ 188

Defendant arraigned, and pleads

guilty to this indictment.

Clerk.



# Indictment for Keeping Place Open and Selling on Sunday.

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

At a term of the Court of Common Pleas, begun and held at the Court House in the village of *Marysville*, within and for the County of *Union* aforesaid, on the *27<sup>th</sup>* day of *February*, in the year of our Lord one thousand eight hundred and eighty-*Eight* :

The Jurors of the Grand Jury of the County of *Union* and State of Ohio, then and there duly empaneled, sworn, affirmed and charged to inquire of offenses committed within said County, on their said oaths and solemn affirmations, in the name and by the authority of the State of Ohio, do find and present that *John Richter* late of said County, on the *Twenty-ninth* day of *January* in the year of our Lord one thousand eight hundred and eighty-*Eight* ; in the County of *Union* aforesaid, the same day being the first day of the week, commonly called Sunday, did unlawfully and knowingly allow to be open and remain open a certain room <sup>and place</sup> which was then and there, and therefore, a place of public resort, which on other days of the week than the first day commonly called Sunday, intoxicating liquors were then and therein sold and exposed for sale by the said *John Richter* ; the said room <sup>and place</sup> not being then and there a regular drug store, contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the State of Ohio.

2d COUNT.---And the jurors aforesaid, by the authority aforesaid, upon their oaths and solemn affirmations aforesaid, do further find and present, that the said *John Richter* on the day and year aforesaid, in the County of *Union* aforesaid, the same day being the first day of the week, commonly called Sunday, did unlawfully and knowingly sell intoxicating liquors to <sup>one Theodore Muller then and there being</sup> ~~divers persons, whose names to the jurors aforesaid are unknown,~~ he the said *John Richter* <sup>(only, persons</sup> and said selling not being on the written prescription of a regular practicing physician for medicinal purposes not being then and there a regular druggist, contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the State of Ohio.

*Edward W. Porter*

Prosecuting Attorney of *Union* County, O.



# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ 30  
Mileage, - - 80  
Conveyance, - -  
Assistance, - -  
Sustenance, - -  
Bail Bond 35.  
Total, - - \$ 148-

THE STATE OF OHIO,  
Union County, } ss.

By virtue of the commands of this Writ, I have  
arrested the said John Riepler  
and have taken his  
bond with J. A. Remington  
for his appearance in  
Court.

M. Hopkins.  
Sheriff

No. 763

Doc.

Page 384

The State of Ohio

AGAINST

John Riepler

WARRANT ON INDICTMENT.

Issued

Mar 2d

, 18

88

Edward W. Porter

Prosecuting Attorney.

Returned and filed

18

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

*Union* County, }

To the Sheriff of said County. Greeting:

Whereas, At the *February* Term, A. D. 18*88*  
of the Court of Common Pleas of said County of  
*Union*, an indictment was found by the  
Grand Jury thereof, against *John Richter*  
for a certain offense to-wit: for  
*Keeping a place open and selling on*  
*Sunday.*

You are therefore commanded to arrest and safely keep  
the said *John Richter* so that you have him  
before the said Court to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *22* day of *March* A. D. 18*88*  
*Wm. C. Crary* Clerk.

[illegible]

## C O S T   B I L L .

THE STATE OF OHIO,  
AGAINST

Filed \_\_\_\_\_ A. D. 18\_\_

The Barrett Publishing Company, Springfield, Ohio.



No. 765- Crim. Cost Bill Feby Term.

Crim. App. Doc.

Page

THE STATE OF OHIO.

AGAINST

County.

COURT OF COMMON PLEAS.

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

John Richter

[illegible]

Criminal Case File  
Case No. 766

33  
No. 100

Union Common Pleas.

STATE OF OHIO,

against

John Richter

Defendant.

Journal No. Page

Record No. Page

Ex. Doc. Page



No. 744

Union County Common Pleas.

**THE STATE OF OHIO**

vs.

John Richer.

On this \_\_\_\_\_ day of \_\_\_\_\_

187

Defendant arraigned, and pleads  
guilty to this Indictment.

Indictment for Permitting  
Minors to play Pool.

Clerk.

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 At-  
torney.

A True Bill.

F. S. Sprague

Foreman of Grand Jury.

Filed, \_\_\_\_\_ 187

Clerk.

Edward W. Porter.

Prosecuting Attorney.

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

In the Court of Common Pleas, *Union* County, Ohio, of the Term of *February*  
 in the Year of our Lord One Thousand Eight Hundred and ~~Seventy-Eighty-eight~~.

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 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 Richter*

late of said County, on the *First* day of *September*, in the  
 year of our Lord one thousand eight hundred and ~~seventy-eighty-eight~~ <sup>1877</sup> with force  
 and arms, in said County of *Union*, and State of Ohio,

was the owner and keeper of a billiard and drinking  
 saloon, and was then and there the owner and keeper  
 of a billiard table, at, and in said saloon, the said  
 saloon being then and there a public place, and a  
 place of public resort; and the said John Richter  
 did then and there unlawfully and knowingly permit  
 and suffer Walter P. Gregg to play at the game of  
 pool in said saloon, and upon said billiard table;  
 the said Walter P. Gregg being then and there a  
 minor, under the age of Eighteen years, to-wit: of the  
 age of sixteen years, and he, the said John Richter,  
 then and there well knowing that the said Walter  
 P. Gregg, was then and there, a minor, under the  
 age of Eighteen 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.

Edward W. Porter

Prosecuting Attorney. of

Union County Ohio.

Sec. 6948.

Vol 83. 202.



# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ .50  
 Mileage, - - .80  
 Conveyance, - -  
 Assistance, - -  
 Sustenance, - -  
 Bail Bond, 35.  
 Total, - - \$ 1.45.

THE STATE OF OHIO,

*Monroe* County, } ss.

By virtue of the commands of this Writ, I have  
 arrested the said *John Richter*  
 and have taken his  
 bond with *J. A. Kennington*  
 for his appearance in Court.

*M. Hopkins,*  
*Sheriff.*

No. *766*

Doc. \_\_\_\_\_

Page *386*

The State of Ohio

AGAINST

*John Richter*

WARRANT ON INDICTMENT.

Issued *March 2<sup>d</sup>*, 18 *88*

*Edward W. Porter*

Prosecuting Attorney.

Returned and filed

18

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the *February* Term, A. D. 18*92*  
of the Court of Common Pleas of said County of  
*Union*, an indictment was found by the  
Grand Jury thereof, against *John Richter*  
for a certain offence to-wit: for  
*permitting Union to play pool*

You are therefore commanded to arrest and safely keep  
the said *John Richter* so that you have *him*  
*booked* before the said Court to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this *22* day of *March* A. D. 18*92*  
*Wm. C. Perry* Clerk.

Criminal Case File  
Case No. 767



138  
No. 65

Union Common Pleas.

STATE OF OHIO.

against

Paul Schlegel

Defendant.

Journal No. Page

Record No. Page

Ex. Doc. Page

No. 767

Union County Common Pleas.

**THE STATE OF OHIO,**

AGAINST

Paul Schlegel

**INDICTMENT**

FOR

*Unlawfully Selling and Furnishing Intoxicating Liquor to Minors.*

Two Counts.

*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.**

F. B. Sprague

Foreman of Grand Jury.

Filed 18

Clerk.

Edward W. Porter

Prosecuting Attorney.

Troup, Kinnard & Co., Blank Book Makers, Stationers,  
Printers and Legal Blank Publishers, Dayton, O.

On this \_\_\_\_\_ day of \_\_\_\_\_

18\_\_\_\_\_, Defendant \_\_\_\_\_

arraigned, and pleads \_\_\_\_\_ guilty to  
this indictment.

Clerk.

On this \_\_\_\_\_ day of \_\_\_\_\_

18\_\_\_\_\_, Defendant \_\_\_\_\_

arraigned withdraws former plea and now  
pleads \_\_\_\_\_ guilty to \_\_\_\_\_

this indictment.

Clerk.

State of Ohio  
County of Ohio  
Prosecuting Attorney  
County, Ohio



## INDICTMENT.

THE STATE OF OHIO.

In the Court of Common Pleas

Of Union County, Ohio,Union

County, ss:

For the Term of February A. D. 1888.

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

Paul Schlegel  
late of said County, on the Twenty-Fourth day of December in the year of our Lord one thousand eight hundred and Eighty-eight with force and arms, in said County of Union and State of Ohio, did unlawfully sell intoxicating liquors to one George Coder he, the said George Coder being then and there a minor, and said selling being without the written order of either the parents, guardian, or family physician of him the said George Coder he, the said Paul Schlegel then and there well knowing that the said George Coder was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

~~Count. And the Jurors aforesaid upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord one thousand eight hundred and \_\_\_\_\_ at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one \_\_\_\_\_ he, the said \_\_\_\_\_ being then and there a minor, and said selling being without the written order of either the parents, guardian or family physician of him the said \_\_\_\_\_ he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_ was a minor; contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.~~



~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
at the County of \_\_\_\_\_ aforesaid, did unlawfully sell intoxicating liquors to one  
\_\_\_\_\_ he, the said \_\_\_\_\_ being then and there  
a minor, and said selling being without the written order of either the parents, guardian or family physician  
of him the said \_\_\_\_\_ he, the said \_\_\_\_\_  
then and there well knowing that the said \_\_\_\_\_ was a minor;  
contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the  
State of Ohio.

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
with force and arms, in said County of \_\_\_\_\_ and State of Ohio, did unlawfully furnish intox-  
icating liquors to one \_\_\_\_\_ to be drank by him the said \_\_\_\_\_  
\_\_\_\_\_ he, the said \_\_\_\_\_ being then and there  
a minor; and he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_  
\_\_\_\_\_ was a minor and said furnishing of said intoxicating  
liquor to said \_\_\_\_\_ not being then and there 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.

~~Count. And the Jurors aforesaid, upon their oaths aforesaid, do further find and present that~~  
the said \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_  
in the year of our Lord one thousand eight hundred and \_\_\_\_\_  
with force and arms, in said County of \_\_\_\_\_ and State of Ohio, did unlawfully furnish intox-  
icating liquors to one \_\_\_\_\_ to be drank by him the said \_\_\_\_\_  
\_\_\_\_\_ he, the said \_\_\_\_\_ being then and there  
a minor; and he, the said \_\_\_\_\_ then and there well knowing that the said \_\_\_\_\_  
\_\_\_\_\_ was a minor, and said furnishing of said intoxicating liquors  
to said \_\_\_\_\_ not being then and there 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.

*Second* Count. And the Jurors aforesaid upon their oaths aforesaid, do further find and present that  
the said Paul Schlegel on the Twenty-fourth day of December  
in the year of our Lord one thousand eight hundred and Eighty-seven  
with force and arms in said County of Union and State of Ohio, did unlawfully furnish intox-  
icating liquors to one George Coder to be drank by him, the said the said  
George Coder he, the said George Coder being then and there  
a minor, and he, the said Paul Schlegel then and there well knowing  
that the said George Coder was a minor, and said furnishing of said intoxicating  
liquor to said George Coder not being then and there 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.

*Edward W. Porter, Prosecuting Attorney,  
Union County Ohio.*

Criminal Case File

Case No. 768

No. 768

Union Common Pleas.

STATE OF OHIO.

against

Frank Standish

Defendant.

June 12<sup>th</sup> 1888

Sentenced to Penitentiary

One year

General Index

NOV TERM 1888

Journal No. 14 Page 482-

Record No 3 Page 134

Crim. Ex. Doc. 16 Page 195-



No. 768

Union County Common Pleas.

THE STATE OF OHIO

vs.

Frank Standish

Indictment for Forgery

On this 29<sup>th</sup> day of  
May 1888

Defendant arraigned, and pleads  
not guilty to this Indictment.

J. M. Crony  
Clerk.

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 At-  
torney.

A True Bill

S. G. Gilcrest

Foreman of Grand Jury.

Filed, 187

Clerk.

Edward H. Porter

Prosecuting Attorney.

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

In the Court of Common Pleas, Union County, Ohio, of the Term of May  
 in the Year of our Lord One Thousand Eight Hundred and ~~Seventy~~ Eighty-eight

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 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 Ständisch

late of said County, on the Ninth day of March, in the  
 year of our Lord one thousand eight hundred and ~~seventy~~ Eighty-eight with force  
 and arms, in said County of Union, and State of Ohio,

unlawfully and feloniously did falsely make, forge,  
 and counterfeit, a certain order for the delivery of  
 goods and chattels, which said false, forged and  
 counterfeited order is of the purport, value and  
 effect following, to wit:

March 9<sup>th</sup> / 888-

Mr. Bomer, please let Frank Ständisch have  
 five dollars worth, and charge the same to me.  
 Philemon Kirby.

The said Frank Ständisch then and there in-  
 tended said false, forged and counterfeit order to  
 be an order for the delivery of goods and chattels,  
 and he the said Frank Ständisch then and thereby  
 meant and intended by said false, forged and  
 counterfeit order to unlawfully and feloniously  
 obtain and procure from Mary S. Bomer, who was  
 then and there and at that time in the business  
 commonly known as the dry-goods business, certain  
 goods and chattels of said Mary S. Bomer to wit:  
 one pair of rubber-boots of the value of three dollars;



one pair jeans pants of the value of one dollar; one pair of socks of the value of ten cents, and tobacco of the value of twenty-five cents. And the said false, forged, and counterfeited order was understood by said Mary S. Comer to be, and was accepted by her as an order drawn on her. The said Mary S. Comer by the said Philemon Kirby for the delivery of goods and chattels to the said Frank Standish with intent then and there and thereby to unlawfully defraud,

Second Count. And the Grand Jurors aforesaid, in the name and by the authority of the state of Ohio aforesaid, on their oaths aforesaid, do further present and find that the said Frank Standish on the ninth day of March, Eighteen hundred and eighty-eight aforesaid, unlawfully and feloniously did utter and publish as true and genuine a certain false, forged and counterfeited order for the delivery of goods and chattels, which said false, forged and counterfeited order for the delivery of goods and chattels is of the purport, value, and effect following, to-wit:

March 9" / 888-

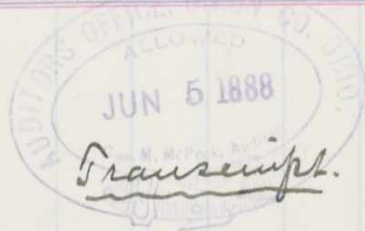
Mr. Comer, please let Frank Standish have five dollars worth, and charge the same to me.  
Philemon Kirby-

The said Frank Standish then and there intended said false, forged and counterfeited order to be an order for the delivery of goods and chattels, - And he the said Frank Standish then and thereby meant and intended by said false, forged, and counterfeited order to unlawfully and feloniously obtain and procure from Mary S. Comer, who was then and there and at that time in the business commonly known as the dry-goods business, certain goods and chattels of said Mary S. Comer, to-wit: one pair of rubber boots of the value of three dollars; one pair of jeans pants of the value of one dollar; one pair of socks of the value of ten cents, and tobacco of the value of twenty-five cents. And the said false, forged, and counterfeited order was understood by said Mary S. Comer to be, and was accepted by her as an order drawn on her. The said Mary S. Comer by the said Philemon Kirby for the delivery of goods and chattels to the said Frank Standish with intent thereby unlawfully to defraud, he the said Frank Standish then and there, at the time he so uttered and published said false, forged and counterfeited order, well knowing the same to be false, forged and counterfeited,



State of Ohio  
vs.

Frank Standish.



To the Commissioners:

In this case the witness  
are entitled to their fees.

The officers can have  
only an allowance under  
Sec. 1309 Rev. Stat., as the  
defendant, ~~at~~ this date, has  
not been convicted.

E. W. Porter.

approved Pros. Atty.  
John F. Lodge  
D. W. Henderson

The State of Ohio Union County  
The village of Richmond, O.S.,  
do hereby certify that the above  
is a full and true copy from  
my docket of the ~~proceedings~~ of the  
proceedings had by and before me  
at one of my in said village  
in the above action  
March 13<sup>th</sup> 1888  
W. J. Buckner  
Mayor  
of the Village of Richmond

The State of Ohio  
Village of Richmond Union County } R. &

The State of Ohio  
Frank Standish

Before H. J. Rucker Mayor of said  
Village, Complaint No 133 made this  
10<sup>th</sup> day of March A.D. 1888 by C. R.  
Lomer who being duly sworn ac-  
cording to law depose and says that  
Frank Standish late of Union  
County Ohio on or about the 9<sup>th</sup> day  
of March A.D. 1888 at the Village of  
Richmond aforesaid. Unlawfully did  
falsely make forge and counterfeit a  
certain order which said false forged  
and counterfited order is of the pur-  
port and value following (March 9<sup>th</sup>  
1888 Mr Lomer please let Frank Stan-  
dish have Five Dollars worth and charge  
the same to me (signed) Philemon Kirby)

With intent thereby to unlawfully de-  
fraud and did falsely pretend to one  
Jos. Lomer that said order was genuine  
by which said false pretences the said  
Frank Standish then and there unlaw-  
fully did obtain from the said Jos.  
Lomer goods to the value of (\$3.50) Four  
Dollars and Thirty Five Cents of the per-  
sonal property of M. J. Lomer & Co. with  
intent then and there, and thereby to Cheat



and defraud the said M S Leonard & Co  
of the same when as in truth and in  
fact the said Kirby did not give or  
sign said order and the said Frank  
Standish at the time he so falsely pre-  
tended as aforesaid well knew the said  
false pretenses to be false contrary to the  
Statutes of the State of Ohio, and this de-  
ponent does verily believe that the said  
Frank Standish is guilty of the fact  
charged and further this deponent saith  
not

(Signed) C. R. Coover  
Sworn and subscribed before me this  
10<sup>th</sup> day of March 1888.

W. J. Rucker Mayor  
March 10<sup>th</sup> 1888 issued Warrant for the arrest of  
the said Frank Standish and delivered  
the same forthwith to John Cunningham  
Marshal who made return thereon as  
follows, to wit: I have arrested the  
within named Frank Standish and  
now have him in court this 12<sup>th</sup>  
day of March 1888.

Rec'd 8/15 (Signed) John Cunningham  
Marshal

March 12<sup>th</sup> 1888 I arraigned the accused  
Frank Standish who plead guilty



to the charge. I therefore this 12<sup>th</sup> day of March ordered that the said Frank Standish enter into a recognizance of \$250<sup>00</sup> with good and sufficient security for his appearance before the Court of Common Pleas of said County on the first day of the next term thereof which requisition he failed to comply with. March 13<sup>th</sup> 1888 issued mittimus for the commitment of the said Frank Standish in the Jail of the said County aforesaid there to remain until he be discharged by due course of law. March 12<sup>th</sup> 1888

The following witnesses were recognized to appear before the court of Common Pleas on the first day of the next term thereof in said County. Phlemow Kirby Joseph Leamer and H. J. Rucker

Mayors Desk or Fees Mayor

Complaint and Warrant	\$ 80 <sup>00</sup>	Marshals Fees	
Locket Entry and Judgment	1.15	Fees of Warrant & Mileage	\$ 3.15
Recog 30 witnesses & Papers filed	65	Mittimus & Mileage	2.10
Satisfaction Transcript & Certificate	20	Jurat, Assistant, Draw & Sup of Pris	7.00
Mittimus	40	Conveyance and assistant	4.00
Pd 6-6-88	\$ 4 20	Pd 6-6-88	\$ 16.25

No. of Case

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

*Frank Standish*

Subpœna for Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>Martin Calaway</i>	36

*M. Hopkins* Sheriff.

SHERIFF'S FEES.

Service and Return.....	10
Mileage.....	2 88
Copies .....	10
Total .....	3 08

**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7287. ]

THE STATE OF OHIO,

*Union* County. }

TO THE SHERIFF OF SAID COUNTY :

You are hereby commanded to subpoena

*Martin Calaway*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *12* day of *June* A. D. 18*88*, 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

*Frank Standish*

on behalf of the *State*; and thereof to 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, the *//*

day of *June* A. D. 18*88*

*R. M. Curry*

Clerk of Court of Common Pleas.



No. of Case

COMMON PLEAS COURT.

THE STATE OF OHIO,

*vs.*  
*Frank Standish*

Subpœna for *Defendant* Witness.

Returnable *June 11* 18 *88*

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>George Clark</i>	<i>36</i>
<i>Clint Standish</i>	<i>36</i>
<i>James C. Lowrey</i>	<i>58</i>

*M. Hopkins* Sheriff.

SHERIFF'S FEES.

Service and Return.....	<i>30</i>
Mileage.....	<i>8 00</i>
Copies .....	<i>30</i>
Total .....	<i>8 60</i>

**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7287. ]

THE STATE OF OHIO,

*Union*

County.)

TO THE SHERIFF OF SAID COUNTY :

You are hereby commanded to subpoena *George Clark*  
*Clint Standish* *James C Lowrey*  
*(lives near Powell Delaware, Co, with Cynthia*  
*Thomas*

to be and appear before the Court of Common Pleas, at the Court House in said  
County, on the *11* day of *June* A. D. 18 *88*, 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

*Frank Standish*  
on behalf of the *Defendant*; and thereof to 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, the *9<sup>th</sup>*  
day of *June* A. D. 18 *88*

*R. L. Berry*

Clerk of Court of Common Pleas.

No. of Case

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

*Frank Standish*

Subpœna for *fees* Witness.

Returnable *June 11<sup>th</sup>* 18 *88*

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>Joseph Comer</i>	<i>32</i>
<i>E. P. Comer</i>	<i>32</i>
<i>Philemon Kerby</i>	<i>36</i>

*M. Hopkins* Sheriff.

SHERIFF'S FEES.

Service and Return.....	<i>30</i>
Mileage.....	<i>320</i>
Copies.....	<i>30</i>
Total.....	<i>\$ 3.80</i>



SUBPENA IN CRIMINAL CASE.

(Section 7287.)

THE STATE OF OHIO,

*Mun*

County.

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena

*Joseph Corner*  
*C R Corner* *Philemon Kerby*

*Sheriff see C R Corner as to name of*

*Witness at whose house Standish stopped to get*  
*papers on which to write the forged order*  
to be and appear before the Court of Common Pleas, at the Court House in said

County, on the *11<sup>th</sup>* day of *June* A. D. 1888, 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

*Frank Standish*

on behalf of the *State*; and thereof to fail not, under the penalty  
the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *9<sup>th</sup>*  
day of *June* A. D. 1888

*J M Cherry*

Clerk of Court of Common Pleas.

THE STATE OF OHIO,

vs.

*Frank Standish*

~~465-474~~ 480-482-483

No. *768*

*May* Term, 1888

**VERDICT.**

Filed ..... 187



*J-14-P-482*

THE STATE OF OHIO

vs.

COMMON PLEAS,

Cinn County, Ohio.

Frank Standish

No. 248

May Term, A. D. 1888

Indictment for

Forgery

We, the Jury in this case, find the Defendant

Frank

Standish

, Guilty, in manner and form as he stands

charged in the Indictment.

~~Counts of the Indictment.~~

Recommended to the mercy of the Court

Geo Harris

Foreman.



State-  
vs  
F. Standish }

Jury Sworn June 13<sup>th</sup>/88  
2 P M

- 1 W. P. Hisey ✓
- 2 Henry Morse ✓
- 3 Joseph Stiner ✓
- 4 J. L. McIlroy ✓
- 5 Reuben Freshwater ✓
- 6 O. W. McAdoro ✓
- 7 Henry Highbarger ✓
- 8 Asa Langstaff ✓
- 9 J. B. Cranston ✓
- 10 Jas H. Thompson ✓
- 11 Philip Vanderan ✓
- 12 George Harris

State of Ohio  
vs  
Frank Standart

Molitor



State of Ohio } Court of  
vs } Common Pleas  
Frank Standish } Moore & Ohio

Defendant moves for  
a New Trial for the following  
reasons "to-wit":

- 1 Irregularity <sup>in</sup> the proceedings  
of the Jury
- 2 Misconduct of the Jury
- 3 That the verdict is not  
sustained by sufficient  
evidence & is contrary  
to law

W T Hooper  
Att'y for Standish



Criminal Case File  
Case No. 769

No. 769

Union Common Pleas.

STATE OF OHIO,

against

Ellis Miller

Defendant.

OCT TERM 1888

Dec 4<sup>th</sup> 1888

Plea Guilty -

Sentence 30 days

in jail & Pay com.

Journal No. 14

Page 564

Record No. 3

Page 142

Ex. Doc.

Page

No. 769-

Union County Common Pleas.

THE STATE OF OHIO

vs.  
Ellis Miller

Indictment for Shooting  
with Intent to Kill.

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 At-  
torney.

A True Bill.

John Gray  
Foreman of Grand Jury.

Filed, 187



Edward W. Porter  
Prosecuting Attorney.

On this 19<sup>th</sup> day of  
Nov 1878

Defendant arraigned, and pleads  
not guilty to this Indictment.

R. McGroarty Clerk

By W. M. W. -  
Clerk.



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

In the Court of Common Pleas, *Union* County, Ohio, of the Term of *October*  
 in the Year of our Lord One Thousand Eight Hundred and ~~Seventy~~ *Eighty-eight*.

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 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

*Ellis Miller*

late of said County, on the *Sixth* day of *September*, in the  
 year of our Lord one thousand eight hundred and ~~seventy~~ *Eighty-eight* with force  
 and arms, in said County of *Union*, and State of Ohio,

did unlawfully, violently, maliciously, feloniously and  
 in a menacing manner, assault and threaten  
 one *Matilda Stewart*, then and there being, and with  
 a certain shot gun, to-wit: a single-barreled shot-gun,  
 which he, the said *Ellis Miller*, then and there in his  
 right hand had and held, and which said shot-gun  
 then and there was loaded with gun-powder and leaden  
 shot, at and toward the said *Matilda Stewart*, then  
 and there, did, maliciously and feloniously shoot, with  
 intent thereby, then and there, to, the said *Matilda*  
*Stewart*, to kill.

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

Edward W. Porter,

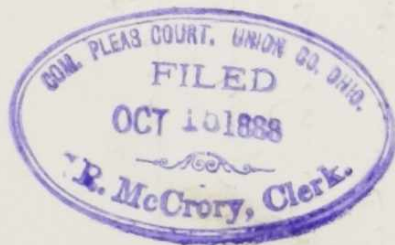
Prosecuting Attorney.

778

Affidavit for State  
Warrant

The State of Ohio  
against

Elio Miller



Filed Sept 8 1888  
McCallin S.P.

38 men  
9 1/2

44  
38

12 9  
9  
10 3 1/2  
2 1/2  
2 7/8  
5 20

1037

70 caper

60

70 co

70

2.70 caper



The State of Ohio } Before me  
Union County SS } W C Malin  
one of the justices of the peace for said  
County personally came Matilda  
Stewart who being duly sworn  
according to law deposeth and saith,  
that on or about the 6<sup>th</sup> day of September

A.D. 1888 at the County of Union one  
Elio Miller in and upon the body  
of Matilda Stewart - then and there  
being an unlawful assault - did make  
and her the said Matilda Stewart

did intentionally, but without malice  
point - and aim a certain gun at and  
toward one Matilda Stewart, said  
gun being then and there loaded  
with powder and ball; and the said  
gun so pointed and aimed at and  
toward the said Matilda <sup>Stewart</sup> as aforesaid,  
did discharge and shoot off contrary  
to the form of the Statute in such  
case made and provided

And further this deponent saith not  
Matilda <sup>her</sup> Stewart  
Sworn to and subscribed before me  
at the County aforesaid this 8<sup>th</sup> day  
of September A.D. 1888

W C Malin J.P.

778

No. \_\_\_\_\_ Docket, Page \_\_\_\_\_

State of Ohio

18.

Els Miller

's Subpena.

Returned & filed Sept 10 1888

McCauley

J.P.

WITNESSES.	SEEN	HOW	DAYS OF SERVICE.	Miles Distant.
<del>Ellen Heston</del>				
<del>Ellen Miller</del>				
<del>Jenny Williams</del>				
<del>Bessie Johnson</del>				
<del>Ettie Kennedy</del>				
Malinda Stewart				3
Ellen Barnes				3
Laura Parthemer				8
Elizabeth Stewart				8
Ada Barnes R.P.				10

September 10<sup>th</sup> A. D. 1888, I received this writ; and afterward I served the same in the manner and at the time shown in the annexed list and table; that is, I read this writ to the witnesses whose names are marked R. I stated its contents to ~~those whose names are marked S~~, and I left a copy hereof at the usual place of residence of those whose names are marked C. ~~The others are not found.~~

MY FEES:

Mileage, 12 Miles, \$ 1 20  
 Service on ~~one~~ Witnesses, \$ 25-  
 4 Copies, \$ 1 00  
 Amount, \$ 2 40

B. M. Kelly Constable.





## SUBPOENA---(In Criminal Case.)

THE STATE OF OHIO,

*Union*

County, ss. }

Before Justice of the Peace.

To any Constable of said County---Greeting:

YOU ARE HEREBY COMMANDED to summon *Malinley Stuart*  
*Alen Leams* *Laurey Parthenas* and *Elizabeth*  
*Stuart* *Ada Leams*

to be and appear before me *W. Malin* one of the Justices  
of the Peace within and for said county at *My Office* forthwith,  
and there to give testimony and the truth to say, touching a certain complaint, made  
on behalf of the State against *Eliza Miller*  
~~*Harriette*~~ *Dalans* and hereof fail not, under the penalty of One Hundred  
Dollars, and have you then and there this writ.

GIVEN under my hand and seal this *10<sup>th</sup>* day of  
*September* A. D. 188 *8*

*W. Malin*

Justice of the Peace.

*Planned*



October 10<sup>th</sup> A. D. 1888, I received this writ; and afterward I served the same in the manner and at the time shown in the annexed list and table; ~~that is, I read this writ to the witnesses whose names are marked R. I stated its contents to those whose names are marked S, and I left a copy hereof at the usual place of residence of those whose names are marked C. The others are not found.~~

## SUBPOENA---(In Criminal Case.)

THE STATE OF OHIO,

*Union*

County, ss. }

Before Justice of the Peace.

To any Constable of said County---Greeting:

**YOU ARE HEREBY COMMANDED** to summon *Ellen Miller Mary Williams*  
*Emily Johnson Etta Keneday and Laura Paterson*

to be and appear before me *W. Malin* one of the Justices  
of the Peace within and for said county at *Mayville* forthwith,  
and there to give testimony and the truth to say, touching a certain complaint, made  
on behalf of the State against *Eli Miller*  
*Dollars* and hereof fail not, under the penalty of One Hundred  
Dollars, and have you then and there this writ.

**GIVEN** under my hand and seal this *10* day of  
*September* A. D. 188*8*

*W. Malin*

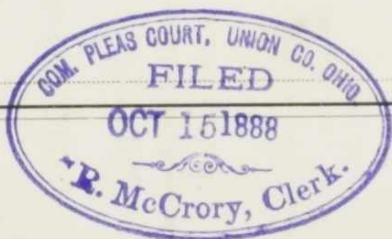
Justice of the Peace.

*Defendant*

THE STATE OF OHIO

vs.

Colis Miller



WARRANT.

Filed Sept 8<sup>th</sup> 1888  
W. C. Malin JP

Mileage \$ 40  
Service \$ 40  
Time 15-0  
Expense 15-0  
350

FEEES.

before the Justice

W. C. Malin Sept 8 A. D. 1888

Constable.

I took the body of ~~the~~ <sup>within</sup> ~~written~~ named **RETURN.**  
Colis Miller and



**STATE WARRANT.**

THE STATE OF OHIO,

*Union*

County, ss.

{ To any Constable of said County, Greeting:

WHEREAS, complaint has been made before me, one of the Justices of the Peace in and for the County aforesaid, upon the oath of *Matilda Stewart*, that *Eli's Miller* late of the County aforesaid, did on or about the sixth day of September 1888.

at the County of *Union*, in the State of Ohio, in and upon the body of *Matilda Stewart*, then and there being, an unlawful assault did make and her the said *Matilda Stewart*, did intentionally, but without malice point and aim a certain gun at and toward one *Matilda Stewart*, said gun being then and there loaded with powder and ball, and the said gun so pointed and aimed at and toward the said *Matilda Stewart*, as aforesaid did discharge and shoot off. Contrary to the form of the Statute in such case made and provided.

These are therefore to command you to take the said *Eli's Miller*

if he be found in your County; or if he shall have fled, that you pursue after the said *Eli's Miller*

*Eli's Miller* into any other County within this State, and take and safely keep the said

so that you have his body forthwith before me or some other Justice of the Peace, to answer the said complaint, and be further dealt with according to law.

Given under my hand and seal, this 8<sup>th</sup> day of September A. D. 1888.

*W. C. Mearns*

[SEAL.]

Justice of the Peace in and for said County.

[Let the Justice have a grooving in the pen against the seal.]

No. of Case 769

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

Ellis Miller

Subpœna for State's Witness.

Returnable Dec 4 1888

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Matilda Stewart	8
Elizabeth Stewart	8
Laura Partumore	8
Adda Carns	8
Alvin Carns	8
Jas B Stewart	8

M. Hopkins

Sheriff.

SHERIFF'S FEES.

Service and Return.....	60
Mileage.....	99
Copies.....	60
Total.....	1 99

SUBPÆNA IN CRIMINAL CASE.

[ Section 7287. ]

THE STATE OF OHIO,

*Union* County.

TO THE SHERIFF OF SAID COUNTY:

You, are hereby commanded to subpoena

*Matilda Stewart  
Elizabeth Stewart. Laura M Parthamow  
Adda Barnes, Alviro Barnes James B  
Stewart.*

to be and appear before the Court of Common Pleas, at the Court House in said  
County, on the *4<sup>th</sup>* day of *December* A. D. 18*88*, at  
*one* 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

*Ellis Miller,*

on behalf of the *State*; and thereof to 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, the

day of *Nov* A. D. 18 *88*

*R M Gury*

Clerk of Court of Common Pleas.



(P 340)

No. of Case 769

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

Ellis Miller

Subpœna for Deft - Witness.

Returnable Dec 4 1888

Ret'd and Filed

Clerk.

J. B. Cole

Att'y for Deft -

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Caroline Kennedy	8
Fanny Williams	14
Fred Kuntz	8
Emily Johnson	8
Michael Ell	8
Alexander Davis	8
Amos Miller	32

492

396

396

12.84

M. Hopkins

Sheriff.

SHERIFF'S FEES.

Service and Return.....	70
Mileage.....	352
Copies.....	40
Total.....	462

**SUBPÆNA IN CRIMINAL CASE.**

[Section 7287.]

THE STATE OF OHIO,

*Union* County.

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpæna *Caroline Kennedy*  
*Fanny Williams. Fred Kountz*  
*Emily Johnson Michael Ell*  
*Alexander Davis &c Amos Miller*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *4<sup>th</sup>* day of *Dec* A. D. 1888, 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

*Ellis Miller*  
 on behalf of the *Def*; and thereof to 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, the *28<sup>th</sup>*  
 day of *Nov* A. D. 1888

*B. McBurney*  
*W.* Clerk of Court of Common Pleas.

DP 8

No. \_\_\_\_\_ Crim. Doc. \_\_\_\_\_ Page \_\_\_\_\_

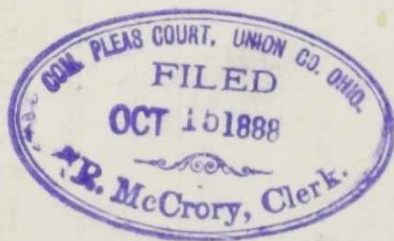
# RECOGNIZANCE OF DEFENDANT

To Appear Before Justice.

THE STATE OF OHIO,  
AGAINST

*Elis Miller*

Filed, *Sept 8* 18*88*.  
*McMullen JP*





# Recognizance of Defendant to Appear before Justice.

THE STATE OF OHIO,

Be it Remembered, That on the <sup>8<sup>th</sup></sup> day of September

Union County, ss. } day of September in the year one thousand  
eight hundred and Eighty Eight, Ellis Miller

personally appeared before me, W. L. Malin, one of the Justices of the  
Peace in and for the Township of Paris himself 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 <sup>his</sup> 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 Ellis Miller

shall personally be and appear before me, at my office in said Township, at three o'clock, P. M.  
on the tenth day of September, A. D. 1888, then and there to  
answer to a charge of assault and pointing a gun and shooting  
at a certain gun at and against one Matilda Stewart, at  
the county aforesaid 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  
Matilda Stewart especially, then this Recognizance shall  
be void: otherwise it shall be and remain in full force and virtue in law.

Ellis Miller  
mark

[SEAL.]

[SEAL.]

[SEAL.]

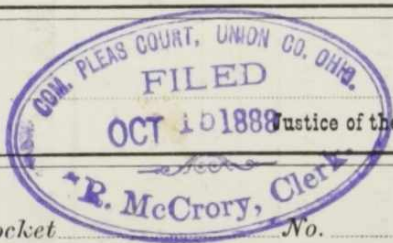
TAKEN AND ACKNOWLEDGED BEFORE ME, this 8<sup>th</sup> day of September  
one thousand eight hundred and Eighty Eight, W. L. Malin Justice of the Peace.

778  
**RECOGNIZANCE.**

*State of Ohio*

vs.

*Ellis Miller*



Docket

No.

Returnable

18

*Filed Sept 10 1888*

*Wm Miller JP*

Constable.

**RECOGNIZANCE AFTER TRIAL.**

THE STATE OF OHIO, }

Be it Remembered, That on the

10<sup>th</sup>

County, ss. }

day of

September

one thousand eight

hundred and

Eighty Eight Ellis Miller

personally appeared before me,

J. L. Miller

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 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

Ellis Miller

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

Pointing fire arms at one Matilda Stewart alias about the 10<sup>th</sup> day of September 1888 Contrary to the Statute and such cases made and provided

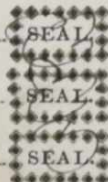
and abide the judgment of the Court, and not depart without leave, and in the meantime to be of good behavior and to keep the Peace toward the citizens of the State generally; and the said

Matilda Stewart

specially, then this recognizance shall be void; otherwise

it shall be and remain in full force and virtue in law.

Attest A. M. Halcyon

Ellis & Miller  
Mark

Ellen Miller's

Taken and acknowledged before me, this

day of

September

one thousand

eight hundred and

Eighty Eight

Justice of the Peace.



# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ 30  
 Mileage, 1.00 80  
 Conveyance, - - 2.00  
 Assistance, - - 1.50  
 Sustenance, - -

Total, - - \$ 4.60

THE STATE OF OHIO,  
 Union County, } ss.

By virtue of the commands of this Writ, I have  
 arrested the said Ellis Miller  
 and now have him in  
 jail

Not appearing  
 Sheriff

No. 769

Doc. Page

The State of Ohio

AGAINST

Ellis Miller

WARRANT ON INDICTMENT.

Issued, 18

Prosecuting Attorney.

Returned and filed

18

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the *October* Term, A. D. 1888  
of the Court of Common Pleas of said County of  
*Union* an indictment was found by the  
Grand Jury thereof, against *Ellis Miller*  
for a certain Offence to-wit: for  
*Shooting with intent to kill*

You are therefore commanded to arrest and safely keep  
the said *Ellis Miller* so that you have his  
body before the said Court of Common Pleas to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this 30<sup>th</sup> day of Oct- A. D. 1888

*R. McCrory* Clerk.  
By *W. W. Winget - Deputy*

No. 769  
State of Ohio  
vs.  
Ellis Miller.

Entry.  
Nov 19-1888  
J-141-P-543

E. H. Porter,  
Proc. Atty.



No. 769.

State of Ohio.  
against  
Ellis Miller. } Indictments for shooting with  
Intent to kill.

Now comes 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. And it appearing that said defendant is in indigent circumstances and unable to employ counsel, the court, at his request, assign James B. Cook as counsel to defend him.

E. H. Porter.

Pros. Atty.

Nov. 19<sup>th</sup> / 886.

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THE STATE OF OHIO

vs.

*Ellis Miller*

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JOURNAL ENTRY

AND

*Recognizance.*

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*Filed Nov 5<sup>th</sup> 1888*

*B. M. Gray Clerk*

*J-14-R 540-*



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

THE STATE OF OHIO,  
 vs.  
*Ellis Miller* } Application to Admit to Bail.

BE IT REMEMBERED, that at a Court of Probate within and for said County, held on the 5<sup>th</sup> day of November 1888 before Leonidas DePue Judge of said Court came Ellis Miller and made application to be admitted to Bail, whereupon it was ordered by the Court that a special warrant issue to the Sheriff of said County, commanding him to bring the body of the said Ellis Miller before the said Probate Court on the 5<sup>th</sup> day of November 1888 to the end that the said Ellis Miller may be admitted to bail according to Law. And that thereupon on the 5<sup>th</sup> day of November 1888 a special warrant was issued to said Sheriff, and by the said Sheriff returned according to the command thereof, with the body of the said Ellis Miller and it appearing to the Court by the return of the said Sheriff that the said Ellis Miller was committed to the Jail of said County by William C. Mahin Justice of the Peace within & for said County on the 10<sup>th</sup> day of September 1888 on charge of Shooting with intent to kill.

in default of bail in the sum of one hundred Dollars ordered by the said Justice of the Peace to be by the said Ellis Miller given.

and that thereupon the said Court being fully advised in the premises, ordered that the said Ellis Miller enter into a recognizance in the sum of one thousand Dollars, with approved sureties, conditioned according to law, that the said Ellis Miller be and appear before the Court of Common Pleas in and for said County on the 12<sup>th</sup> November 1888 the present ~~the first~~ day of ~~the next~~ term thereof, to answer unto said charge and that thereupon the said Ellis Miller entered into recognizance accordingly, with W. S. Davis S. M. McCord & W. H. Cody sureties, which said recognizance is approved, and the said Ellis Miller is discharged from the custody of the said Sheriff.

Leonidas DePue J.



# RECOGNIZANCE.

In the Probate Court of

*Union*

County, Ohio.

THE STATE OF OHIO

*vs.*  
*Ellis Miller*

*Charge*

*Shooting with intent to kill*

Personally appeared before me

*Leander Piper*

Probate Judge in and

for said County

*Ellis Miller*

the defendant named above, who with

*W S Davis S. N. McCloud*

and

*R H Cody*

entered into the following recognizance to-wit :

THE STATE OF OHIO,

*Union*

COUNTY, ss.

**BE IT REMEMBERED,**

that on the *5<sup>th</sup>*

day of *November* A. D. 1888

personally appeared before me

*Leander Piper*

Probate Judge in and

for said County

*Ellis Miller*

*W S Davis*

*S N McCloud*

and *R H Cody*

who jointly and

severally acknowledge themselves to owe to the State of Ohio the sum of

*one*

*Thousand*

Dollars to be levied of their goods and chattels, lands and tene-

ments, if default be made in the conditions following:

The above obligation is such, that whereas the above bound

*Ellis Miller*

was on the *5<sup>th</sup>*

day of *September* A. D. 1888

committed to the

Jail of said County of

*Union*

on a charge of

*Shooting with*

*intent to kill*

Now if the said *Ellis*

*Miller*

shall be and appear before the Court of Common

Pleas in and for said County on the

*12<sup>th</sup>*

day of *November* A. D. 1888

answer unto said charge of

*Shooting with intent to kill*

and abide the decision of said Court, and not depart without leave of the

same, then this obligation to be void, otherwise to be and remain in full force and virtue

in law.

(Signed.)

*Ellis Miller*

*W S Davis*

*S N McCloud*

*R H Cody*

*Leander Piper*

Probate Judge, within and for said

County, do hereby certify that the foregoing recognizance was duly taken, signed and

acknowledged before me, and by me approved this

*5<sup>th</sup>*

day of *November*

A. D. 1888

*Leander Piper*

Probate Judge.

THE STATE OF OHIO, Lucas COUNTY, ss.

I Leonidas Piper, Judge of the Probate Court, within and for said County, do hereby certify that the foregoing is a correct transcript of the proceedings had before and of the orders made by the said Probate Court, and that the foregoing recognizance was duly entered into before said Court by said Ellis Miller.

**IN TESTIMONY WHEREOF,** I have hereunto set my hand and affixed the seal of said Court at Marysville Ohio,

this 5<sup>th</sup> day of October A. D. 1888

Leonidas Piper  
Probate Judge.



No. of Case 769

## COMMON PLEAS COURT.

THE STATE OF OHIO,

vs,

Ellis Miller

Subpœna for Deft - Witness.

Returnable Dec 4 1888

Ret'd and Filed

Clerk.

J. B. Cole

Att'y for Deft -

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

## RETURN OF SERVICE.

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.
J B Keato	
Ed Osborn	8
Ed Conely	8
Dora Matthews	8
Leinton Lee	
Wm Blake	10
Dora Staley	

M. Hapkins

Sheriff.

## SHERIFF'S FEES.

Service and Return.....	70
Mileage.....	256
Copies .....	70
Total .....	396



**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7287. ]

THE STATE OF OHIO,

*Union* County. }

TO THE SHERIFF OF SAID COUNTY :

You are hereby commanded to subpæna

*J. B. Coats*  
*Ed Osborn* *Ed Conley*  
*Dow Mathews* *Clinton Coe*  
*William Blake* *Virna Staley*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *4<sup>th</sup>* day of *Dec* A. D. 1888, 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

*Ellis Miller*

on behalf of the *Def*; and thereof to 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, the *28* day of *Nov* A. D. 1888

*R. McCorry*

Clerk of Court of Common Pleas.

*B. W.*

(P390)

No. of Case 769

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

Ellis Miller

Subpœna for Defl - Witness.

Returnable Dec 4 1888

Ret'd and Filed

Clerk.

J. B. Cole

Att'y for Defl -

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Eliza Findley	8
Eliya Poling	
Sarah Poling	
James Grow	10
Rache Grow	10
Jno Leonty	8
Elias Gibson	8

M Hopkins

Sheriff.

SHERIFF'S FEES.

Service and Return	70
Mileage	256
Copies	70
Total	396

SUBPÆNA IN CRIMINAL CASE.

(Section 7287.)

THE STATE OF OHIO,

*Ohio* County.

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena *Olara Findlay*  
*Eliza Poling, Sarah Poling, James Grow*  
*Rache Grow John Bouley*  
*and Thomas Gibson*

to be and appear before the Court of Common Pleas, at the Court House in said  
County, on the *4<sup>th</sup>* day of *Dec* A. D. 1888, 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

*Ellis Miller*  
on behalf of the *Def<sup>t</sup>*; and thereof to fail not, under the penalty  
the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *28<sup>th</sup>*  
day of *Nov* A. D. 1888

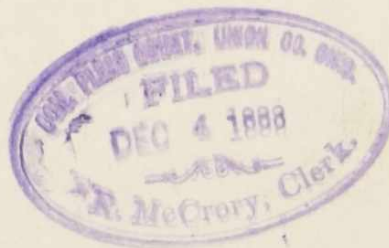
*B. McCorry*  
Clerk of Court of Common Pleas.  
*per W.*



No. 769.

State of Ohio.  
against  
Ellis Miller.

Entry -



J-141-P-564-

E. H. Paine.  
Pers. Atty -

State of Ohio. }  
 Against }  
 Ellis Miller. } Indictment for shooting with  
 Intent to kill.

No. 769.

Now comes the Prosecuting Attorney on behalf of the State of Ohio, and the defendant, Ellis Miller, appeared in open court in person, and by counsel, and thereupon the Prosecuting Attorney entered a notice prosequere upon the indictment as to the malice, and then the defendant withdrew his plea of "not guilty", and thereupon he pleaded to intentionally and without malice but unlawfully pointing said shot gun at and towards the said Matilda Stewart. Thereupon it is considered by the court that the said Ellis Miller be imprisoned in the jail of said county of Union, for the period of thirty days, and he is further adjudged to pay the costs of prosecution and execution is awarded.

Dec 4"/1866.

E. W. Porter.

Pros. Atty.

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

# **COST BILL**

..... COMMON PLEAS.

THE STATE OF OHIO,  
*against*

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

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

..... Clerk.



No. 769 Crim. Cost Bill over Term.

Crim. App. Doc. Page

## THE STATE OF OHIO,

against  
Ellen Miller

County,

## COURT OF COMMON PLEAS.

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

CLERK'S FEES.		Piff.	Deft.	WITNESS FEES.		Piffs.	Defts.
Doc. and App. Piff. and one Deft.,	12	12		Matilda Stewart	1	40	
additional, each,	4	8		Elizabeth Stewart	1	40	
Entering Finding Indictment,	8	8		Lewis M. Parhamon	1	40	
Entering Pleas, each,	8	4		Ada Carnes	1	40	
Indexing Docket, "	4	13		Alvin Carnes	1	40	
Indexing Judgments & Final Ord., each case,	15	13		James B. Stewart	1	40	
Indexing Pending Suits and Liv. Judg. " "	15	13		Caroline Kennedy			1 30
Entering Motion on Docket and Index,	8	8		Fanny Williams			1 80
Filing // Papers & Post, in App. Doc. each,	12	1 32		Fred Knitz			1 50
Taking Affidavits, "	8			Emily Johnson			1 40
Certifying " without Seal,	15			Michael Ell			1 30
" " with "	35			Alex Davis			1 30
Filing Proc., Iss. Capias, Return and Filing,	37	37		Clara Friedley			1 40
" " Att., <u>for 5 a.</u>	37	37		Rachel Grove			1 50
Taking Justification of Bail,	35			John Conley			1 50
Entering Allowance of Bail,	4			Thomas Gibson			1 50
Spec. War. to bring before Judge, Ret. & Fil.,	33			J B Lewis			1 40
Warrant to Discharge Prisoner,	25			Edward Osborn			1 50
Recog. of Def't and Filing, each,	29			Edward Conley			1 50
" Wit. " "	29			Wm Blatte			1 50
Poling Jury when required,	25			Hattie Kennedy			1 30
Impaneling Jury and Administering Oaths,	12			Ellen Miller			1 50
Call and Ent. Tales Jur. and Cert., each,	8	16	64	Doc 7 P 390891	8	40	22 80
Fil. Proc., Iss. Sub. for 1 Wit. & Fil.,	16	20	80	Justice costs			
additional names, each,	4			W B Malen	6	95	
Swearing Witnesses, "	4	24	96	W M Holycrossman	7	05	
Ent. Att. of " days, "	4	24	64				16.00.
Certif. " "	4			Witnesses			
Qualifying Jurors, each,	8	8		Matilda Stewart			65-
Ent. Bar. & Court Cal. & In., each Term,	8	96		Ellen Carnes			65-
Entering—Orders on Journal, per 100 words,	8	12		Lucy Partner			65-
" Verdict on Journal and Filing,	12	8		Ada Carnes			80
" Rule on Journal,	8	8		Ellen Miller			65-
" Judgment on Journal,	8	8		Fanny Williams			65-
Surplus Record on Journal, per 100 words,	8			Emily Johnson			65-
Indexing Entries on Journal, each,	4	12		Ellen Conley			505-
Transcribing—Orders on Docket, "	8	24					
" Verdict on " "	8	8					
" Rule on " each,	8	8					
" Judgment on " "	8	8					
Copy of Indictment and Certificate,		76					
Continuance, each,	8						
Nolle Pros., Quashed or laid away,	8						
Ent. on Cash Book and Index,	12	12					
" " Ex. Docket, "	12						
Notice of Motion for new trial,	8						
Cost Bill and Filing,	29	29					
Certificate of Sentence,	35	35					
Recording <u>29</u> words at 8c each 100,		2 24					
Lists for Grand Jur. and Pros. Atty.,							
General Index,	8	9 48	3 14				
		3 14					
		12 34					
Total Clerk's Fees,	\$						

## SHERIFF'S FEES.

On Attachment,			
On Capias,			
Calling, Witnesses,	5	4 60	
Calling Jury,	10	1 10	
Summoning Jury,	40	10	
Calling Action,	12	12	
Serving Subpoena on <u>27</u> Witnesses,	10	2 70	
Miles Travel, <u>129</u> each,	8	10 32	
<u>27</u> Copies for each 100 words, "	8	2 70	
Bringing Prisoner to Court, times,	60	60	
Com. Prisoner to Jail, "	60	60	
Discharging Prisoner,	60	60	
Miles Travel, each,	8		
On Fl. Fa. Serv., 30c. Miles trav., "	8	38	
Forfeiting Recognizance,	10		
Serving Indictment,		30	
Transportation,			

Total Sheriff's Fees, \$ 24 52

Criminal Case File  
Case No. 770

No. 770

Union Common Pleas.

STATE OF OHIO.

against

David M. Graw et al

Defendant.

OCI TERM 1888

Dec 8<sup>th</sup> / 1888

Sentence One Year  
in Prison

Journal No. 14

Page 576

Crim Record No 3

Page 139

Ex. Doc.

Page 203



Stat. Quai

1888

Reed & Dwyer

# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ 30  
 Mileage, - - 1 00  
 Conveyance, - -  
 Assistance, - -  
 Sustenance, - -

Total, - - \$ 1 30

THE STATE OF OHIO,  
 Union County, ss.

By virtue of the commands of this Writ, I have  
 arrested the said Charles Bury  
 and now have him in

Jail  
 W. H. H. H. H.  
 Sheriff

No. 775  
 Doc. Page  
 The State of Ohio  
 AGAINST  
 Chas Bury  
 WARRANT ON INDICTMENT.  
 Issued Oct 30<sup>th</sup>, 1888  
 Edward W. Porter,  
 Prosecuting Attorney.  
 Returned and filed  
 18  
 Clerk.

3 20  
 1 00  
 4, 6 2

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }

Union County, }

To the Sheriff of said County, Greeting:

Whereas, At the October Term, A. D. 1888,  
of the Court of Common Pleas of said County of  
Union, an indictment was found by the  
Grand Jury thereof against Charles Butts,  
for a certain offence to-wit: for  
Pocket Picking

You are therefore commanded to arrest and safely keep  
the said Charles Butts so that you have his  
body before the said Court of Common Pleas to  
answer the charge of said indictment, and that you have  
with you then and there this writ.

Given under my hand and the Seal of said Court  
this 30<sup>th</sup> day of October A. D. 1888,  
J. M. Ferry Clerk.



No. 770

Union Common Pleas.

THE STATE OF OHIO

vs.

David M. Kraw, Henry  
Mitchell, and Charles Butz.

Indictment for

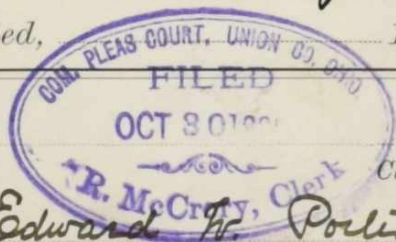
Pocket Picking.

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 At-  
torney.

A True Bill

John Gray  
Foreman of Grand Jury.

Filed, 187



Clerk.

Edward H. Porter.

Prosecuting Attorney.

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

Transcript made Dec 13 1877

2000 words

On this 19 day of

Nov 1877  
Mitchell & McGraw  
Defendant arraigned, and pleads

Not guilty to this Indictment.

R. McCrory Clerk

By W. M. Winkler  
Clerk.

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

In the Court of Common Pleas, *Union* County, Ohio, of the Term of *October*  
 in the Year of our Lord One Thousand Eight Hundred and ~~Seventy~~ *Eighty-eight*.

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 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

*David M. Grant, Henry Mitchell and Charles Bulz*

late of said County, on the *17<sup>th</sup>* day of *September*, in the  
 year of our Lord one thousand eight hundred and ~~seventy~~ *Eighty-eight* with force  
 and arms, in said County of *Union*, and State of Ohio,

unlawfully and feloniously did steal, take, and  
 carry away certain money of the amount of *Eighty*  
 dollars, and of the value of *Eighty* dollars, the  
 property of *John Henderson*.

Second Count: And the Grand Jurors afore-  
 said, within and for the body of said county of *Union*,  
 impaneled, sworn and charged as aforesaid, 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, do further find and present

That the said *David M. Grant, Henry Mitchell*  
*and Charles Bulz*, late of said county, on the said  
~~Seventeenth~~ day of *September* in the year *Eighteen*  
*Hundred and Eighty-eight* in said county of *Union*,  
 unlawfully and feloniously, and otherwise, than by  
 force and violence, or by putting in fear, did steal,  
 take, and carry away from the person and pocket  
 of the said *John Henderson*, certain money of the amount  
 of *Eighty* dollars, and of the value of *Eighty* dollars,  
 the property and money of the said *John Henderson*.

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

Edward W. Porter.

Prosecuting Attorney.



770

State -

vs

Mitchel

Dec 6<sup>th</sup> 11 Below  
Am Jury sworn

H. S. Gillispie

Saml Carson

~~Alb McAmpher~~

C. M. Graham

Chas Comstock

Seymour Wilkins

Geo Norris

Philip L. Coe

Frank M. Gardner

Saml Culbertson

Wm Kimball

Wm Bennett

Nicholas Burnham

David McHaw

- 1 Albert-Adams
- 2 Frank Sant-
- 3 W. R. Henderson
- 4 Jas W. Smith
- 5 Peter Johnson
- 6 Sideon Liggitt
- 7 Henry Montgomery
- 8 Wm Acton
- 9 Lehas Martin
- 10 J. E. McEune
- 11 W. H. Willis ✓
- 12 W. W. Blue

# SHERIFF'S RETURN.

## FEES.

Service & Return, \$ 30  
 Mileage, 32 - 256  
 Conveyance, - - 200  
 Assistance - - 300  
 Sustenance, - - -

Total, - - \$ 836

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

By virtue of the commands of this Writ, I have  
 arrested the said <sup>Said McLean</sup> on Oct 31<sup>st</sup> / 888  
 and now have him in  
 the Union County Jail

M. Hopkins, Sheriff

No. 770

Doc. Page

The State of Ohio

AGAINST

D. McLean

WARRANT ON INDICTMENT.

Issued Oct 30<sup>th</sup>, 1898

Edward W. Porter  
 Prosecuting Attorney.

Returned and filed

18

Clerk.



# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }  
*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the October Term, A. D. 1888  
 of the Court of Common Pleas of said County of  
*Union*, an indictment was found by the  
 Grand Jury thereof, against *David McGraw*  
 for a certain offence to-wit: for  
*Pocket Picking*

You are therefore commanded to arrest and safely keep  
 the said *David McGraw* that you have *his*  
*body* before the said Court of Common Pleas to  
 answer the charge of said indictment, and that you have  
 with you then and there this writ.

Given under my hand and the Seal of said Court  
 this 30<sup>th</sup> day of October, A. D. 1888  
*Wm. Fry* Clerk.

SHERIFF'S RETURN.

FEEES.

Service & Return, \$	30
Mileage, - -	1 00
Conveyance, - -	50
Assistance, - -	1 50
Sustenance, - -	-
Total, - -	\$ 3 30

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

By virtue of the commands of this Writ, I have  
 arrested the said *Henry Mitchel* and  
*now have him in jail*  
*Madison*  
*Shurtz*

No. *270*

Doc.

Page

The State of Ohio

AGAINST

*Henry Mitchel*

WARRANT ON INDICTMENT.

Issued *Oct 30<sup>th</sup>*, 18*88*

*Edward W. Porter*

Prosecuting Attorney.

Returned and filed

18

Clerk.

# WARRANT ON INDICTMENT.

(Secs. 4959, 7229, 7230.)

THE STATE OF OHIO, }  
*Union* County, }

To the Sheriff of said County, Greeting:

Whereas, At the October Term, A. D. 1888  
 of the Court of Common Pleas of said County of  
*Union* an indictment was found by the  
 Grand Jury thereof against *Harry Mitchell*.  
 for a certain offence to-wit: for  
*Pocket Picking*

You are therefore commanded to arrest and safely keep  
 the said *Harry Mitchell* so that you have his  
 body before the said Court of Common Pleas to  
 answer the charge of said indictment, and that you have  
 with you then and there this writ.

Given under my hand and the Seal of said Court  
 this 30<sup>th</sup> day of October A. D. 1888  
*R. M. Curry*, Clerk.



The State of Ohio

(M)

David Mc Graw  
& others

---

Entry

Nov 15<sup>th</sup> 1888

M-14-P-542

The State of Ohio

(M)

No. 990

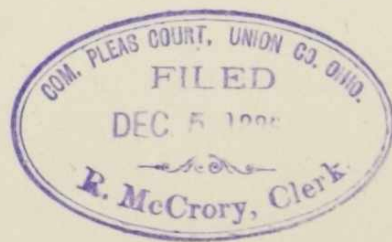
David McGraw  
Henry Mitchell &  
Charles Butts

John L. Porter is appointed by the  
Court to assist the prosecution in this  
case, and thereupon said John L. Porter  
accepted said appointment

E. H. Porter

Pros. Atty-

State-  
vs  
McGraw



J-H-P 366-



No 770

State of Ohio }  
vs } Indictments - for Pocket-picking  
David McGraw }

Now came the Prosecuting Atty on behalf  
of the State of Ohio, and the defendant - being brought into  
Court in custody of the Sheriff his atty also being present,  
and the defendant <sup>being permitted by the Court</sup> withdrew his plea of Not Guilty  
heretofore entered in this action, And this cause came  
on to be heard on the Motion of the defendant - to require  
the Pros atty to Elect on which Court - he was to be tried  
which was argued by Counsel and submitted to the  
Court; on consideration whereof the Court overruled  
said Motion, to which ruling & decision the defendant  
then & there excepted, Thereupon the defendant - was  
rearraigned upon said indictment - and for plea  
thereto saith he is "Not Guilty -" Thereupon came  
the following named persons as jurors to-wit;  
(names of jurors)

And were duly sworn and affirmed according to law

Conceal

Porter

Pros. atty.

No. 770.

State of Ohio,  
vs,  
David M. Graw et al.

Entry.

Nov-19-1888

J-14-P 542

E. M. Porter.  
Proc. Atty -

State of Ohio.

Against

David M<sup>r</sup>. Graw,  
Henry Mitchell and  
Charles Butz -Indictment for  
Pocket Picking -

Now comes the Prosecuting Attorney on behalf of the State of Ohio, and the defendants, David M<sup>r</sup>. Graw and Henry Mitchell, being brought into court in custody of the sheriff, and arraigned upon said indictment, for plea thereto each saith he is "not guilty;" and put themselves upon the country, and the prosecuting attorney doth the like -

And it appearing that said defendants, David M<sup>r</sup>. Graw and Henry Mitchell, are in indigent circumstances and unable to employ counsel, the court, at their request, assign Jesse L. Cameron as counsel to defend <sup>the defendant</sup> David M<sup>r</sup>. Graw, and Edward E. Cook as counsel to defend the defendant David M<sup>r</sup>. Graw.

E. H. Porter.

Proc. Atty.

November 19<sup>th</sup> / 884.



No. of Case

770

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

David McLean

Subpœna for *Def* Witness.

Returnable *forthwith* 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Joseph Turner	
Ab Liggitt	

M. Hapkin

Sheriff.

SHERIFF'S FEES.

Service and Return	20
Mileage	19
Copies	20
Total	59

**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*Union*

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpæna

*Joseph Turner*  
*Qua*

*Ab Ligggett*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the \_\_\_\_\_ day of *Fourth* A. D. 18\_\_\_\_, at

\_\_\_\_\_ 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

*David McLean*

on behalf of the *Sept* \_\_\_\_\_; and thereof to fail not, under the penalty the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *6* day of *Dec* A. D. 1888

*R. M. Brown*

Clerk of Court of Common Pleas.

*W*

No. of Case 770

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

David M. Green,

Subpœna for State Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Chas. Buey	
Samuel Bennett	
Jno. Hudson	22

Sheriff.

SHERIFF'S FEES.

Service and Return.....	30
Mileage.....	256
Copies.....	30
Total.....	316



SUBPÆNA IN CRIMINAL CASE.

(Section 7287.)

THE STATE OF OHIO,

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena

*Samuel Bonnet,*

*Charles Buttz,*

*John Hudson*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *5<sup>th</sup>* day of *December* A. D. 18*88*, 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

*David M. Graw et al*  
on behalf of the *State*; and thereof to fail not, under the penalty the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this  
day of *Nov* A. D. 18*88*

*Wm. C. Berry*

Clerk of Court of Common Pleas.

36

**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*Union*

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpœna

*James B. Cole*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the

day of *February*

A. D. 18

at

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

*David McGraw*

on behalf of the

*State*

; and thereof to fail not, under the penalty

the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this

*5*

day of

*Dec*

A. D. 1888

*B. McGraw*

Clerk of Court of Common Pleas.



36

**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7287. ]

THE STATE OF OHIO,

County. }

TO THE SHERIFF OF SAID COUNTY :

You are hereby commanded to subpæna

*Gibson*

*Oliver*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *fourteenth* day of *Dec* A. D. 18 *88*, at

*5* 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

*Daniel McGraw*

on behalf of the *Defendant*; and thereof to 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, the

day of

*Dec*

A. D. 18

*88*

*J. M. Brown*

Clerk of Court of Common Pleas.

No. of Case

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

*David McGraw*

Subpœna for Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.

*Dennis McGraw*

*M. Hopkins*

Sheriff.

SHERIFF'S FEES.

Service and Return.....	10
Mileage.....	16
Copies .....	10
Total .....	36



## SUBPÆNA IN CRIMINAL CASE.

[ Section 7287. ]

THE STATE OF OHIO,

*Union* County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpæna

*James McLean*to be and appear before the Court of Common Pleas, at the Court House in said County, on the \_\_\_\_\_ day of *Fortieth* A. D. 18 \_\_\_\_\_, at

\_\_\_\_\_ 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

*David McLean*on behalf of the *Def -*; and thereof to 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, the *5-*

day of

*Dec*A. D. 18 *88**A. M. Leary*

Clerk of Court of Common Pleas.

No. of Case

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

David McGowan

Subpœna for Defendant - Witness.

Returnable Forthwith 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

Garrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Wm Orr	
Wm McLeary	
M Leouage	
Phodon Mulun	

Sheriff.

SHERIFF'S FEES.

Service and Return	4	40
Mileage	12 1/2	100
Copies	4	40
Total		180

**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7287. ]

THE STATE OF OHIO,

*Union*

County. }

TO THE SHERIFF OF SAID COUNTY :

You are hereby commanded to subpoena

*William Orr William McEasty  
M. Coolidge & Theodore Muller*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the \_\_\_\_\_ day of *February* A. D. 18\_\_\_\_, at

\_\_\_\_\_ 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

*David McGraw*

on behalf of the *Def-*; and thereof to 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, the *5<sup>th</sup>*

day of *Dec* A. D. 1888

*R. McGraw*

Clerk of Court of Common Pleas.



THE STATE OF OHIO,

vs.

No.

Term, 18

Filed

18

VERDICT.



Q-141-P-568

VERDICT IN CRIMINAL CASE.

(SEVERAL COUNTS.)

THE STATE OF OHIO,

vs.

*Henry Mitchel*

Common Pleas,

*Union*

COUNTY, OHIO.

No. *770* *October* Term, A. D. *1888*

Indictment for

*Pocket-Picking & Larceny*

We, the Jury in this case, find the Defendant

*Henry Mitchel*

*Not-* Guilty, in manner and form as *he*

stands charged in the

*Indictment.*

*Counts of Indictment.*

And not Guilty as

*stands charged in the*

*Counts of said Indictment.*

*A. H. Williams*

Foreman.

THE STATE OF OHIO,

vs.

No. 770,

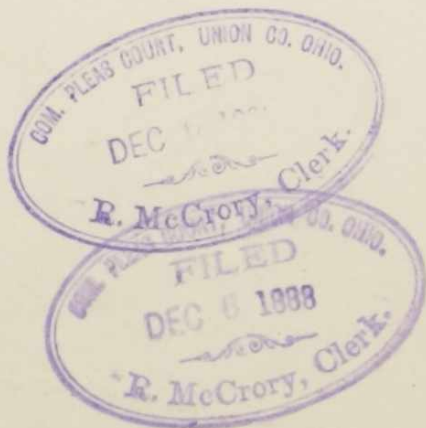
Oct-

Term, 18

Filed Dec 6<sup>th</sup>

1888

VERDICT.



The Barrett Publishing Company, Springfield, O.

Q-14-R-568-



VERDICT IN CRIMINAL CASE.

(SEVERAL COUNTS.)

THE STATE OF OHIO,

vs.

David McGraw

Common Pleas,

Union COUNTY, OHIO.

No. 770. October Term, A. D. 1888

Indictment for Pocket-Picking & Larceny

We, the Jury in this case, find the Defendant David McGraw

Guilty, in manner and form as - he -  
stands charged in the first - Count<sup>the</sup> of Indictment.

And not Guilty as - he - stands charged in the - second -  
Counts of said Indictment.

and we assess the value  
of the property stolen at \$80<sup>00</sup>

J. Smith

Foreman.

36

**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*Union* County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpæna

*J. B. Cole*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *6<sup>th</sup>* day of *Dec* A. D. 18*88*, 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

*Henry Mitchell*

on behalf of the *Def<sup>t</sup>*; and thereof to fail not, under the penalty the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *6<sup>th</sup>* day of *Dec* A. D. 18*88*

*R. McGarry*  
Clerk of Court of Common Pleas.



No. of Case 770

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

Henry Mitchell

Subpœna for Defendant Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
E. J. Mullen	
Geo. Mitchell	

M. Hopkins Sheriff.

SHERIFF'S FEES.

Service and Return.....	20
Mileage..... 2	16
Copies .....	20
Total .....	56

**SUBPÆNA IN CRIMINAL CASE.**

[Section 7287.]

THE STATE OF OHIO,

*Union* County.

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpœna

*J. J. Miller*  
*James Mitchell,*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *5<sup>th</sup>* day of *Dec* A. D. 18*88*, at

*8 1/2* 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

*Henry Mitchell*

on behalf of the *Defendant*; and thereof to 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, the *4* day of *Dec* A. D. 18*88*

*R. M. Brown*

Clerk of Court of Common Pleas.

Service and Return.....	20
Mileage.....	16
Copies.....	20
Total.....	56



**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*Union* County.

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena

*Rev Perkins  
Alston and C D Morey*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *5<sup>th</sup>* day of *Dec* A. D. 18*88*, at

*8<sup>42</sup>* 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

*Harry Mitchell*  
on behalf of the *Defendant*, and thereof to fail not, under the penalty the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *4<sup>th</sup>* day of *Dec* A. D. 18*88*

*Wm Brown*  
Clerk of Court of Common Pleas.

No. of Case 770

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

Henry Mutch

Subpœna for Left - Witness.

Returnable Fashmott 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
Jno Singer	

M. Hopkins

Sheriff.

SHERIFF'S FEES.

Service and Return.....	10
Mileage..... 2	10
Copies.....	10
Total.....	30

**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7287. ]

THE STATE OF OHIO,

*Union* County.

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena

*John Singer*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the \_\_\_\_\_ day of *Fortworth* A. D. 1888, at

\_\_\_\_\_ 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

on behalf of the \_\_\_\_\_; and thereof to 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, the \_\_\_\_\_

day of *Dec*

A. D. 1888

*B. McBray*

Clerk of Court of Common Pleas.

*[Signature]*



No. of Case .....

COMMON PLEAS COURT.

THE STATE OF OHIO,

vs.

*Henry Mt.*  
*David McGraw*

Subpœna for Dep. - Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>Jno Mayo</i>	<i>90</i>
<i>Julius Roth</i>	
<i>A Liggitt</i>	
<i>A Beers</i>	
<i>L C Mearns</i>	
<i>A Drummond</i>	
<i>Joseph Cooper</i>	
<i>Thos Bartholomew</i>	
<i>G A Fox</i>	<i>6</i>
<i>H J King</i>	
<i>W S Smith</i>	
<i>Jno Cross</i>	

*M. Hapkin* Sheriff.

SHERIFF'S FEES.

Service and Return.....	<i>1 20</i>
Mileage..... <i>1.00</i>	<i>8 00</i>
Copies.....	<i>1 20</i>
Total.....	<i>10.40</i>

**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*Union*

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena *John Mayo, (Columbus O)*  
*Julius Roth, A Leggett A Bell, L C Huntz*  
*at Fremont, Wm Cooper, Thomas Bartholomew*  
*G A Fox H J King W. S. Smith John Cross*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the *5<sup>th</sup>* day of *December* A. D. 18*88*, at

*7 1/2* 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

*Henry Mitchell*  
 on behalf of the *Defendant*; and thereof to fail not, under the penalty  
 the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this  
 day of *Nov* A. D. 18*88*

*R M Berry*

Clerk of Court of Common Pleas.

No. of Case 770

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

Henry Mitchell

Subpœna for State Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<u>Solomon Bueg</u>	
<u>Chas Bueg</u>	
<u>Samuel Bonnett</u>	
<u>Jno. Hudson</u>	<u>22</u>
<u>David McGraw</u>	

M. Hopkins Sheriff.

SHERIFF'S FEES.

Service and Return.....	<u>50</u>
Mileage.....	<u>2 54</u>
Copies.....	<u>50</u>
Total.....	<u>3 54</u>



**SUBPÆNA IN CRIMINAL CASE.**

(Section 7287.)

THE STATE OF OHIO,

*Union*

County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpæna *Solomon Butz*  
*Charles Butz* *Samuel Bonnett*  
*John Hudson* and *David McEraw*

to be and appear before the Court of Common Pleas, at the Court House in said  
 County, on the \_\_\_\_\_ day of *Fourth* A. D. 18\_\_\_\_, at

\_\_\_\_\_ 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

*Henry Mitchel*

on behalf of the *Def<sup>t</sup>-State*; and thereof to fail not, under the penalty  
 the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *6<sup>th</sup>*  
 day of *Dec* A. D. 1888

*R. M. Cronk*

Clerk of Court of Common Pleas.

*(W)*

36

## SUBPÆNA IN CRIMINAL CASE.

[ Section 7287. ]

THE STATE OF OHIO,

*Union* County. }

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpœna

*James B. Cole*to be and appear before the Court of Common Pleas, at the Court House in said County, on the *fourth* day of *February* A. D. 18*88*, at*6* 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 prosecuteson behalf of the *State* *Henry Mitchell*; and thereof to 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, the *6th*day of *Dec* A. D. 1888*R. McGraw*

Clerk of Court of Common Pleas.

*[Signature]*



*Motion to Elect -*



X

No 770

Union County Court of Common Pleas  
The State of Ohio

vs  
David McEwan  
et al

David McEwan.  
The defendant <sup>in</sup> Having obtained leave  
to withdraw his plea of not-guilty  
for the purpose of making this  
motion

Moves the Court for an order  
requiring the prosecuting Attorney  
to elect upon which of the charges  
in the indictment he will put  
the defendant upon trial.

J. L. Cameron Atty  
for David McEwan

State 776

203

McLean

542 Nov 19<sup>th</sup>

566 sec 5<sup>th</sup>

568 " 6<sup>th</sup>

576 " 8<sup>th</sup>

577 " 8<sup>th</sup>



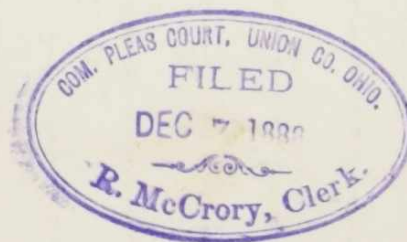
1 21.5-

The State of Ohio

vs

David McMan

Motion for  
New Trial



State of Ohio	{	In Common Pleas
vs		Court of Common
David McGraw		Plas.
and others		Indictment for Larceny &c

Motion for New Trial

And now comes the said David McGraw and moves the Court for a new trial in this cause for the following reasons to wit.

1<sup>st</sup> There was irregularity in the proceedings of the Court in this that the Court should have required the said Prosecuting Attorney to elect whether he would put the defendant upon Trial for Larceny or upon the first and second Count in the said indictment.

2<sup>d</sup> The Court erred in overruling the motion of said David McGraw to require the said Prosecuting Atty to elect upon which Count in the said indictment he would go to Trial.

3<sup>d</sup> The Court erred in <sup>and requiring</sup> permitting the said defendant David McGraw to go to trial upon said indictment upon both Counts.

4<sup>th</sup> The indictment in this case is fatally defective because it contains Counts thereon not authorized by law to be joined in the same indictment.

5<sup>th</sup> The Court erred in permitting any testimony to be given by Samuel Bonnett after he had shown himself to be unworthy as a witness.



6<sup>th</sup>

there was error of law occurring at the trial in this

The Court erred in permitting the testimony of Samuel Bonnett to go to the jury as to the alleged statements of the defendants. David McGraw is agreed to where the money was - and the Court erred in permitting any evidence to be given by said Samuel Bonnett as to the statements of this defendant. The Court having <sup>already</sup> found that by reason of the inducements held out by said Bonnett to this defendant said Bonnett would not be permitted to detail his alleged confession.

7<sup>th</sup>

The Court erred in admitting evidence the giving by the State of Ohio against this defendant, which testimony was objected to by this defendant, and excepted to at the time.

8<sup>th</sup>

Recently discovered evidence material for the defendant, which he could not with reasonable diligence have discovered and produced at the trial.

9<sup>th</sup>

The Court erred in charging the jury  
J. L. Cameron Attorney for  
Defendant David McGraw



The State of Ohio

144

David McGraw  
& others

---

Entry  
Dec 8<sup>th</sup> 1888

J- 14 - P. 576.

The State of Ohio

David McGraw  
Henry Mitchell &  
Charles Butts

vs  
Indictment for  
Larceny, and Pocket picking

This day the Court allowed and ordered paid to  
John L. Porter, forty dollars for aiding the  
Prosecuting Atty on the trials of David McGraw  
and Henry Mitchell, it being two separate  
trials. — ~~Each of said defendants having~~

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

SHERIFF'S RETURN.

SHERIFF'S FEES.	
Service.....	\$
Levy.....	
Summoning Appraisers.....	
Swearing Appraisers.....	
Conveying Appraisers.....	
Mileage.....	
Poundage.....	
Return.....	
Total.....	
Appraiser's Fees.....	
Printer's Fees.....	

Received this writ *Dec 22<sup>d</sup>* A. D. 188*8*  
at *1* o'clock *P.M.*, and pursuant to its command,  
*No goods, chattels, lands or*  
*tenements found return to*  
*bring this writ returne Dec 22<sup>nd</sup> 88*  
*W. M. Perkins*  
*Shirley*

No. *770*  
Crim. Doc *6*, Page

COM. PLEAS.

THE STATE OF OHIO,

vs.

*David M. Gray*

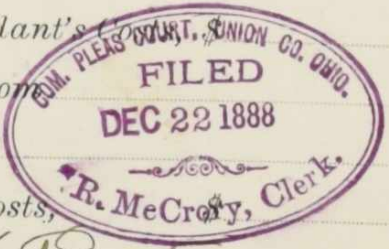
FI. FA. ET. CA. SA.

This Writ dated *22 Dec 88*

Fine, - - - \$ *45*  
Costs, - - - \$ *45-96*

\$

Defendant's Int. from



Inc. Costs,  
*E. W. Porter*  
Prosecuting Attorney.

Ret'd & Filed *188*

Clerk.



## 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 *David McGraw*

in your bailiwick, you cause to be made *Forty five and 9/100* 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 *29<sup>th</sup>* day of *Oct*, A. D. 188*8* by the judgment of said Court, recovered against the said *David McGraw*

whereof *he* 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 body of the said

*David McGraw*

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 *22<sup>d</sup>*  
day of *December* A. D. 188*8*

*R. M. Berry* Clerk.

By

Dep. Clerk.

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

# **COST BILL**

..... *COMMON PLEAS.* .....

THE STATE OF OHIO,  
*against*

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

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

.....  
Clerk.

No. 770 Crim. Cost Bill. Oct- Term.

Crim. App. Doc. Page

THE STATE OF OHIO,  
againstHenry Mitchell &  
Chas ButzUnion County,  
COURT OF COMMON PLEAS.

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

CLERK'S FEES.		Piff.	Deft.	WITNESS FEES.		Piffs.	Defts.
Doc. and App. Piff. and one Deft.,	12	12		<u>High wa 70000</u> <u>392 &amp; 393.</u> <u>6 00 33 30</u>			
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	80					
Indexing Pending Suits and Liv. Judg. " "	15	15					
Entering Motion on Docket and Index,	8	8					
Filing <u>6</u> Papers. & Post, in App. Doc. each,	12	72					
Taking Affidavits, "	8						
Certifying " without Seal,	15	30					
" " with "	35						
Filing Prec., Iss. Capias, Return and Filing,	37	37					
" " Att., " "	37						
Taking Justification of Bail,	35						
Entering Allowance of Bail,	4	4					
Spec. War. to bring before Judge, Ret. & Fil.,	33						
Warrant to Discharge Prisoner, <u>2</u>	25	50					
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. <u>7</u> Sub. for 1 Wit. & Fil.,	16	80	32				
additional names, <u>18</u> each,	4	16	56				
Swearing <u>24</u> Witnesses, "	4	24	72				
Ent. Att. of <u>24</u> " 1 days, "	4	24	72				
Certif. " "	4	24	72				
Qualifying <u>12</u> Jurors, each,	8	96					
Ent. Bar. & Court Cal. & In., each Term,	8	8					
Entering—Orders on Journal, per 100 words,	8	16					
" Verdict on Journal and Filing,	12	12					
" Rule on Journal,	8	8					
" Judgment on Journal,	8	8					
Surplus Record on Journal, per 100 words,	8	24					
Indexing Entries on Journal, <u>4</u> each,	4	16					
Transcribing—Orders on Docket, <u>2</u> "	8	16					
" Verdict on " "	8	8					
" Rule on " each,	8						
" Judgment on " "	8	8					
Copy of Indictment and Certificate,		135					
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 <u>1000</u> words at 8c each 100,		80					
Lists for Grand Jur. and Pros. Atty.,		8	1304				
General Index,	8	8					
		967					
Total Clerk's Fees,	\$	1271					

## SHERIFF'S FEES.

On Attachment,			
On Capias,			
Calling, <u>24</u> Witnesses,	5	30	40
Calling Jury,	10	10	
Summoning Jury,	40	40	
Calling Action,	12	12	
Serving Subpoena on <u>24</u> Witnesses,	10	20	18 80
<u>1402</u> Miles Travel, each,	8	72	18 64
<u>24</u> Copies for each 100 words,	8	60	1 80
Bringing Prisoner to Court, <u>2</u> times,	60	120	
Com. <u>1</u> Prisoner to Jail, "	60	60	
Discharging Prisoner,	60	60	
Miles Travel, each,	8	8	
On Fl. Fa. Serv., 30c. Miles trav., "	8		
Forfeiting Recognizance,	10		
Serving Indictment, -		30	13.14
Transportation,		762	
Total Sheriff's Fees,	\$	20.76	



PENITENTIARY NO. \_\_\_\_\_

CERTIFICATE OF SENTENCE

—AND—

COST BILL IN PENITENTIARY CASES

Union County.

THE STATE OF OHIO

vs.

David M. Gray

Sentence one Year.

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

J. B. Berry

Clerk Union County.

JOHNSON & WATSON, Blank Book Manufacturers and  
Legal Blank Publishers, Dayton, Ohio.

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. 18\_\_\_\_  
Given under my hand and seal of said Court, this day of \_\_\_\_\_ A. D. 18\_\_\_\_

Clerk.

By \_\_\_\_\_ Deputy Clerk.

CERTIFICATE OF ISSUING EXECUTION.

The State of Ohio, } ss. J. B. Berry  
County, }

Clerk of the Court of Common Pleas, in and for said County, hereby certifies, that upon the judgment and sentence in the case of the State of Ohio vs. David M. Gray

an execution called a FIERI FACIAS, issued on the 22<sup>d</sup> day of Dec 1888 against the said David M. Gray

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 Marietta in the County and State aforesaid, this 22<sup>d</sup> day of December 1888

J. M. Berry Clerk.

By \_\_\_\_\_ Deputy Clerk.

# 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 *Twenty-ninth* day of *October* A. D. 18*88*

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.

*David McGraw*

Indictment for *Pocket-picking*

The said *David McGraw*

having been found *guilty as charged*

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 *one* year and that *he* pay the costs of this prosecution,  
 taxed at *Forty five Dollars and seventy Six cents,*

In Witness Whereof, I hereunto set my hand and affix the  
 Seal of said Court, at *Marysville* this *22<sup>d</sup>* day  
 of *December* A. D. 18*88*

*McBry*

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 at 8c. per mile		\$
" " _____ guard _____ miles each way _____ miles at 6c. per mile		
Transporting _____ convict _____ miles one way _____ miles at 5c. per mile		
Total Charges		\$

Received, Columbus, O., \_\_\_\_\_ 18\_\_\_\_, of the Warden of Ohio  
 Penitentiary, a certificate of allowance on the State Auditor for the above amount.

Sheriff.



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

IN THE COURT OF COMMON PLEAS,

*October*Term, A. D. 188*8*

THE STATE OF OHIO,  
 VS.

*David McGraw*Indictment for *Pocket Picking*Crim. Docket, No. *6* Page *770*

## COST BILL.

NOTE--Clerks should be careful to fill ALL blanks and insert no "jump" charges.

CLERK,  
 Doc. and Appear. Pl'ff and 1 Def't, 12, each add'l, 4  
 Ent. finding Indictment, 8  
 " Pleas, each 8  
 Indexing Docket, 4  
 Indexing Judgments and Final Orders for each case, 15  
 Index. Pending Suits and Living Judg'ts, each case, 15  
 Rule for Motion and filing, 8  
 Entering Motion on Docket and Index, 8  
 Filing *10* papers, each 4  
 Taking Affidavits, " 8  
 Certifying Affidavits without Seal, " 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  
 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 *6* Prec., issuing *6* Sub. for 1 wit. and filing, 16  
 Additional names, each 4  
 Swearing *12* witnesses and making entry of same, " 4  
 Ent. att. of *12* witnesses, " 4  
 Issuing Certificate for witness fee, " 4  
 Qualifying *12* Jurors, " 8  
 Ent. on Bar and Court Cal., and Ind. each term, 8  
 Entering *6* Orders on Journal per 100 words, *1200* 8  
 " verdict on Journal and filing, 12  
 " rule " 8  
 " judgment " 8  
 Indexing *6* ents. on Journal, each 4  
 Trans. *10* orders on docket, " 8  
 " verdict on docket, 8  
 " rule " 8  
 " judgment " 8  
 Copy of Indictment each 100 words, *500* 8  
 Continuance, *1* each 8  
 Nolle Pros. or laid away 8  
 Entering on ex. docket and Index, 12  
 Notice of Motion for New Trial, 8  
 Cost Bill and filing, 29  
 Recording *2600* words, at 8c. each 100 2  
 Indexing Record--Direct and Reverse, 8  
 Certificate of Sentence, 35  
 " allowance of guard, 35  
 " to Auditor of Assignment of Counsel, 35  
 Prec. for Fi. Fa. issue, docketing, index, return, filing, 53  
 Certificate of Issuing Fi. Fa. 35  
 Copies *2000* of additional record, words at 8c. each 100 *1*  
*2 copies by cost bill of filing*

SHERIFF,  
 On Attachment, 8  
 On Capias, *36*  
 Calling Action, 12  
 Calling *12* witnesses, 5  
 " Jury, 10  
 Summoning Jury, 40  
 Serving Subpoena on *12* witnesses, 10  
*54* miles travel, 8  
*12* copies per 100 words, 8  
 Committing / prisoner to jail, 60  
 Attending prisoner before Court *1* times, 60  
 Discharging / prisoner, 60  
 Serving and returning Order of Court, 30  
 Miles traveled each 8  
 On Fi. Fa. Serv., 30c., miles travel, " 8  
 Forfeiting Recognizance, 30  
 Serving Indictment, *30*  
 Transportation, *19.00*

MAYOR,  
 JUSTICE,  
 Affidavit, each 40  
 Warrant, each defendant named therein, 40  
 Continuance, 20  
 First Mittimus, 40  
 2d " 40  
 Subpoena for witnesses, 25c. for one, and 5c. for each additional,  
 Recognizance--1 witness 40c., each add'l. 10c.,  
 Swearing witnesses, each 5  
 Judgment, 40  
 Transferring Judgment, 15  
 Recognizance defendants, each 40  
 Transcript--15c. per 100 words, 25  
 Certifying Transcript, 40  
 Final Mittimus, 40  
 Filing Papers, each 5  
 Recording words, 15c. per 100, 40  
 Order on Jailor for prisoner, 40  
 Appointment of Special Constable, 40

SUP'T OF POLICE,  
 MARSHAL,  
 CONSTABLE,  
 Serving warrant on each def't., 40  
 Travel miles--20c. for 1st, 5c. for each additional,  
 Serv. Sub. on wit., 25x10, each 25  
 Copies " " 25  
 Travel miles--25c. for 1st, 5c. for each additional,  
 Serving Mittimus on each, 40  
 Copy " for 1st, 25  
 Travel miles--20c. for 1st, 5c. for each additional,  
 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 prisoner for ex., 20  
 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.

Assistant day, 1 50  
 " " 1 50  
 " " 1 50

## RECAPITULATION.

Clerk,  
 Sheriff,  
 Mayor or Justice,  
 Marshal, Constable or Supt. of Police,  
 Witnesses,  
 Official Stenographer days,  
 " " Transcript 100 words,

Total Costs,

*13 96*  
*19 00*  
*13 00*  
*45.96*

ATTEST: *R. M. Levy* Clerk.

This Cost Bill is correct and allowed.

*Dec. 22d* 188*8*

Judge.



# Witnesses in Attendance Under Recognizance or Subpoena.

NOTE.—The Mileage of Witnesses is to be allowed **both ways**, at 5 cts. 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 \$1.00.	Miles at 5c.	Dolls.	Cts.	
1 John Kutsen			1	20	2	00	
2 James B Cole			1		1	00	
3 Samuel Bonnett			1		1	00	
4 Charles Butz			1		1	00	
5 Wm Orr			1		1	00	
6 Wm McCarty			1		1	00	
7 Moses Cooledge			1		1	00	
8 Theodore Muller			1		1	00	
9 Oliver Libson			1		1	00	
10 Joseph Turner			1		1	00	
11 Abner Leggett			1		1	00	
12 Dennis McGraw			1		1	00	
13							
14							
15							
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46							

TO THE AUDITOR OF STATE—Sir: You will please issue your warrant on the Treasurer of State to Marion Hopkins  
 Sheriff of Lawrence County, Ohio, for the sum of forty five Dollars,  
 being the amount of the costs in the foregoing case.  
 Clerk of Lawrence County, O.

Criminal Case File  
Case No. 771

No. 770

Union Common Pleas.

STATE of OHIO.

against

Defendant.

1888  
Journal No.

Page

Record No.

Page

Ex. Doc.

Page



No. 770

*Minor* Common Pleas.

THE STATE OF OHIO

vs.

*David McGraw, Henry  
Mitchel & Charles Buz -*

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.

*John Gray*

Foreman of Grand Jury.

Filed, Oct-30<sup>th</sup> 1888

*R. McGraw*

Clerk.

*Edward W. Porter*

Prosecuting Attorney.

On this \_\_\_\_\_ day of

187

Defendant arraigned, and pleads

*guilty* to this Indictment.

Clerk.

*I hereby certify this -  
be a true copy of the  
original indictment -  
now on file in my  
Office -*

*R. McGraw Clerk*

*By W. M. Winget - Deputy*



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

In the Court of Common Pleas, *Union* County, Ohio, of the Term of *October*  
 in the Year of our Lord One Thousand Eight Hundred and ~~seventy-eight~~ *Eighty-Eight*

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 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

*David McGraw, Henry Mitchell and Charles Butz*

late of said County, on the *17<sup>th</sup>* day of *September*, in the  
 year of our Lord one thousand eight hundred and ~~seventy-eight~~ *Eighty-Eight* with force  
 and arms, in said County of *Union*, and State of Ohio,

unlawfully and feloniously did steal, take and  
 carry away certain money of the amount of *Eighty*  
*dollars*, and of the value of *Eighty* dollars, the  
 property of *John Hudson*.

Second Count: And the Grand jurors aforesaid  
 within and for the body of said County of *Union*  
 impaneled, sworn and charged as aforesaid  
 to enquire of crimes and offenses committed  
 within the said County of *Union*, in the name  
 and by the authority of the State of Ohio, do further  
 find and present, That the said *David McGraw*  
*Henry Mitchell* and *Charles Butz* late of said  
 County on the said ~~seventeenth~~ *seventeenth* day of *September*  
 in the year *Eighteen* hundred and *Eighty-Eight*  
 in said County of *Union*, unlawfully and feloniously  
 and otherwise, than by force and violence, or  
 by putting in fear, did steal, take and carry  
 away from the person and pocket of the said  
*John Hudson* certain money of the amount  
 of *Eighty* dollars and of the value of *Eighty*

dollars, the property and money of the said John  
Hudson



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

*Edward W. Portee*

Prosecuting Attorney.

Criminal Case File  
Case No. 771

No 571

Union Common Pleas.

STATE of OHIO.

against

John Shiller

Defendant.

OCT TERM 1888

Nov-19<sup>th</sup> 1888.

Plea of Guilty -

Sentence 1 Year to Peni

General Index.

Journal No. 14 Page 542

Record No. 3 Page 216

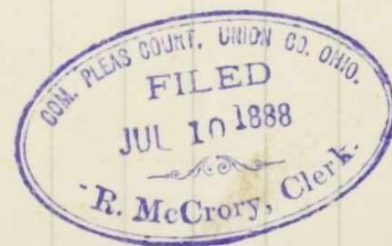
Ex. Doc. C Page 199



The State of Ohio  
vs

John Sheller

Transcript



The State of Ohio: Paris Township

William Deakin

Union County ss

The State of Ohio

vs

John Sheller

Before me Wb Malin one of the Justices of the Peace  
For said county personally came David Rittenhouse  
who being duly sworn according to Law Deposeth and  
saith that John Sheller Late of said county, on or about the 6<sup>th</sup> day of  
July in the year of our Lord one thousand Eight hundred and Eighty Eight  
at the county of Union aforesaid did unlawfully make forge and  
publish as true and genuine a certain order; which reads as follows July 6<sup>th</sup> 1888  
Mister Rittenhouse Let John have one dollar and a half oblige W Peters  
Which said order was false fraudulent and counterfeit and uttered with intent  
to defraud David Rittenhouse; and this deponent doth verily believe that the  
said John Sheller is guilty of the fact charged; and further this Deponent  
saith not

David Rittenhouse

Sworn to and Subscribed before me at the County

aforesaid this 6<sup>th</sup> day of July AD 1888 Wb Malin Justice of the Peace

On the 6<sup>th</sup> day of July AD 1888 I issued a warrant for the defendant and delivered  
the same to A M Holycross Constable

On the 9<sup>th</sup> day of July AD 1888 Warrant Returned with the following Indorsement

I took the body of the within named John Sheller and have him before the  
Justice Wb Malin July 9<sup>th</sup> 1888 Fees Milage 75 Series 40 Conscience 2.00 assistance  
3.00 attendance 1.00 Total 7.75 A M Holycross Constable

July 9<sup>th</sup> AD 1888 the Defendant being in Court; and Trial had the Defendant being  
in Court and Trial had the Defendant waived Examination of Witnesses and pled  
guilty to the charge whereupon, I find said offence has been committed and  
there is cause to believe the Defendant Guilty, I therefore ordered him to enter into  
Recognance in the sum of one hundred dollars for his appearance at the next  
Court of Common Pleas in said County which he failed to comply with

Therefore I issue a Writtemus for his confinement to the Jail of said County and  
and delivered the same to A M Holycross Constable Wb Malin JP

The state 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 me, at my office in said Township in the above action

July 10<sup>th</sup> 1888

Wb Malin JP of the aforesaid Township

Justice Deakin's Paper & Affidavit 40 Verdict 40 Minutes 40 Judgments 40 Defect 20 Recor 60 Thru eight 60 Certificate 25

7426 3.30

THE STATE OF OHIO,

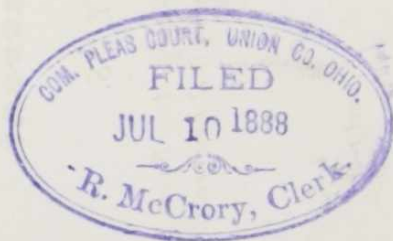
vs.

*John Scholler*

Affidavit for State Warrant.

415  
300  
715

120  
50





**Affidavit for State Warrant.**THE STATE OF OHIO, Union COUNTY, SS.

Before me, W. C. Malin one of the Justices of the Peace for said County, personally came David Rittenhouse who being duly sworn according to law, deposeth and saith that John Schoeller

late of said County, on or about the 6<sup>th</sup> day of July in the year of our Lord one thousand eight hundred and seventy eight, at the County of Union aforesaid, did unlawfully, and falsely, utter and publish a false and genuine certain order, which reads as follows, "July 6<sup>th</sup> 1888. Mister Rittenhouse let John have one dollar and a half,

oblige W. Peters, which said order was false, fraudulent and counterfeit, and uttered with intent to defraud the said David Rittenhouse, and this deponent doth verily believe that the said John Schoeller

is guilty of the fact charged; and further this deponent saith not. David Rittenhouse

Signed,

Sworn to and subscribed before me, at the County aforesaid, this 6<sup>th</sup> day ofJuly, A. D. 1888W. C. Malin

Justice of the Peace.

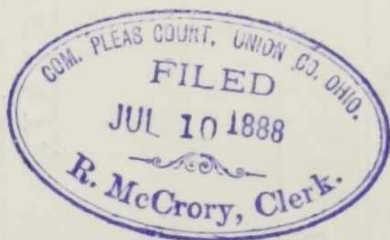
216  
4  
2  
4  
5

THE STATE OF OHIO,

vs.

John Sheller

MITTIMUS.



RETURN.

July 9<sup>th</sup> 1888 I committed the within-named John Sheller

named Jailer, with whom I left a certified copy of this writ.

to the custody of the within

FEE'S: { Mileage, \$ 20  
Service, \$ 40

25  
5

A. M. Hickey

Constable.

## MITTIMUS AFTER TRIAL.

THE STATE OF OHIO, }

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

*Union* County, ss. }

Whereas,

*John Scheller*late of the *County* of *Union* has been arrested onthe oath of *Daniel Pittenhouse*for that he the said *John Scheller* on the *6<sup>th</sup>* day of *July* A. D. 188*8* at*the County of Union in the State of Ohio, did unlawfully, feloniously, and maliciously*  
*and publish was true and appears a certificate of*  
*one Daniel Pittenhouse with the name of J. Scheller, for*  
*there to, with intent to deprive the said Daniel Pittenhouse*and has been examined by me, *H. L. Malin*, one of the Justices of the Peacefor said County, and required to give bail in the sum of *One 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 thename of the State of Ohio, I command you to receive the said *John Scheller*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 *9<sup>th</sup>* day of *July* A. D. 188*8**H. L. Malin*

Justice of the Peace.

[SEAL]



# RETURN.

I took the body of the within named

*John Scheller*

and have *him* before the Justice *W. C. Malin July 9<sup>th</sup>* A. D. 1888.

## FEES.

Mileage,	\$	75 <sup>c</sup>
Service,	\$	40
Conveyance		2.00
assistance		3.00
attendance		1.00
		<u>\$7.15</u>
		85 <sup>c</sup>
		<u>\$100</u>

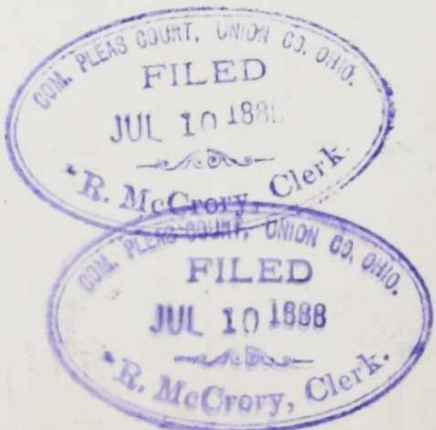
*J. M. Halyard* Constable.

THE STATE OF OHIO

vs.

*John Scheller*

WARRANT.



## STATE WARRANT.

THE STATE OF OHIO,

*Union*

County, ss.

To any Constable of said County, Greeting:

WHEREAS, complaint has been made before me, one of the Justices of the Peace in and for the County aforesaid, upon the oath of *David Ritterhouse*that *John Schaeffer*at the County of *Union*in the State of Ohio, on the *6<sup>th</sup>* day of*July A.D. 1888, at the County of Union in the State of Ohio did personally make, for George Ritter and myself as true and genuine, a certain order, which reads as follows, "July 6<sup>th</sup> 1888. Wistenthute and I do hereby order one Dollar and a half, Oblige H. Peters, which said order is false, made and countersigned and uttered with intent to defraud one David Ritterhouse"*These are therefore to command you to take the said *John Schaeffer*

if he be found in your County; or if he shall have fled, that you pursue after the said

*John Schaeffer*

into any other County within this State, and take and safely keep the said

*John Schaeffer*

so that you have his body forthwith before me or some other Justice of the Peace, to answer the said complaint, and be further dealt with according to law.

Given under my hand and seal, this *6<sup>th</sup>* day of *July* A. D. 1888*W. C. Schaeffer*

Justice of the Peace in and for said County.



[ Let the Justice make a record of this in the return book and seal. ]

No. 771

Union County Common Pleas.

THE STATE OF OHIO

vs.

John Shellen

Indictment for Forgery.

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 Gray

Foreman of Grand Jury.

Filed.



Edward W. Porter.

Prosecuting Attorney.

On this 19<sup>th</sup> day of Nov 1888

Defendant arraigned, and pleads guilty to this Indictment.

R. McCrory Clerk

W. M. Winget -  
sep Clerk.



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

In the Court of Common Pleas, *Union* County, Ohio, of the Term of *October*  
 in the Year of our Lord One Thousand Eight Hundred and ~~seventy-eight~~ *eighty-eight*.

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 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 Sheller*

late of said County, on the *Sixth* day of *July*, in the  
 year of our Lord one thousand eight hundred and ~~seventy-eight~~ *eighty-eight* with force  
 and arms, in said County of *Union*, and State of Ohio,

unlawfully and feloniously did falsely make, forge and  
 counterfeit, a certain order for the payment of money,  
 which said false, forged and counterfeited order  
 is of the purport, value and effect following, to wit:  
*July 6" / 88.*

Miscr Rittenhouse Lt John Ran one dollar and a  
 half. oblige  
 W. Peatros.

The said John Sheller then and there  
 intended said false, forged, and counterfeit order,  
 to be an order for the payment of money to wit:  
 One dollar and fifty cents in money, and to be  
 payable to himself, the said John Sheller, and he  
 the said John Sheller then and thereby meant and  
 intended by said false, forged, and counterfeit  
 order, to unlawfully and feloniously obtain and  
 procure from one David Rittenhouse one dollar and  
 fifty cents in money and the said false, forged,  
 and counterfeit order was understood by the said  
 David Rittenhouse to be, and was accepted by him  
 as an order drawn on him, the said David



Rittenhouse, by the said W. Peeters (whose full and correct name is William Peters) for the payment of money, to-wit: one dollar and fifty cents, to the said John Shellen, with intent on the part of said John Shellen then and thereby unlawfully and feloniously to defraud.

Second Count. And the Grand Jurors aforesaid, in the name and by the authority of the State of Ohio aforesaid, on their oaths aforesaid, do further present and find that the said John Shellen, <sup>last of said County of Marion</sup> on the sixth day of July, Eighteen hundred and eighty-eight aforesaid, <sup>in said County of Marion</sup> unlawfully and feloniously did utter and publish as true and genuine a certain false, forged, and counterfeit order for the payment of money, which said false, forged and counterfeit order for the payment of money, is of the purport, value, and effect following, to-wit:

July 6" / 88.

Wm. Rittenhouse, let John have one dollar and a half. Oblige  
W. Peeters.

The said John Shellen then and there intended said false, forged and counterfeit order to be an order for the payment of money. And the said John Shellen, then and thereby meant and intended by said false, forged, and counterfeit order, to unlawfully and feloniously obtain and procure from one David Rittenhouse, one dollar and fifty cents in money, and the said false, forged and counterfeit order was understood by the said David Rittenhouse to be, and was accepted by him as an order drawn on him the said David Rittenhouse by the said W. Peeters (whose full and correct name is William Peters) for the payment and delivery of money, to-wit: one ~~dollar~~ and fifty cents, to said John Shellen, with intent then and thereby, unlawfully and feloniously to defraud. And the said John Shellen then and there, and at the time he so uttered and published said false, forged, and counterfeit order, well knew the same to be false, forged, and counterfeit.



No. 771

*Minor* Common Pleas.

THE STATE OF OHIO

*John Sheller*

Indictment for

*Forgery*

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 Barry*

Foreman of Grand Jury.

Filed, Oct-31<sup>st</sup> 1888

*R. M. Cherry*

Clerk.

*Edward Porter*

Prosecuting Attorney.

On this \_\_\_\_\_ day of

187

Defendant arraigned, and pleads  
guilty to this Indictment.

Clerk.

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

*R. M. Cherry Clerk*

By *W. M. Winget* Deputy



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

In the Court of Common Pleas, *Union* County, Ohio, of the Term of *October*  
 in the Year of our Lord One Thousand Eight Hundred and ~~Seventy-Eighty-Eight~~ -

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 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 Sheller*

late of said County, on the *Sixth* day of *July*, in the  
 year of our Lord one thousand eight hundred and ~~seventy-Eighty-Eight~~, with force  
 and arms, in said County of *Union*, and State of Ohio,

unlawfully and feloniously did falsely make, forge and  
 counterfeit a certain order for the payment of money  
 which said false, forged and counterfeited order is  
 of the purport: value and effect following, to-wit;  
*July 6, 1888*

Mister Rittenhouse let John have one dollar and a  
 half, Oblige  
*W. Peaters-*

The said John Sheller then and there intended said  
 false, forged, and counterfeited order, to be an order for  
 the payment of money, to-wit: One Dollar and fifty  
 Cents in money, and to be payable to himself, the  
 said John Sheller - and he the said John Sheller  
 then and thereby meant and intended by said false  
 forged, and counterfeit order, to unlawfully and  
 feloniously obtain and procure from said David  
 Rittenhouse one dollar and fifty Cents in money, and  
 the said false, forged and counterfeited order was understood  
 by the said David Rittenhouse to be, and was accepted by him  
 as an order drawn on him the said David Rittenhouse by  
 the said W. Peaters (whose full and correct name is William



Peters) for the payment of Money, to-wit; one dollar and fifty cents to the Said John Sheller, with intent-on the part of Said John Sheller then and thereby unlawfully and feloniously to defraud.

Second Count:- And the <sup>Grand</sup> jurors aforesaid, in the name and by the authority of the State of Ohio aforesaid, on their oaths aforesaid, do further present-and find that the Said John Sheller late of Said County of Union on the 6<sup>th</sup> day of July 1888 aforesaid in Said County of Union unlawfully and feloniously did utter and publish as true and genuine a certain false, forged and counterfeit-order for the payment of Money, which said false, forged and counterfeit-order for the payment of Money is of the purport:- Value and effect-following to-wit;

July 6<sup>th</sup> 1888.

Master Rittenhouse, let John have one dollar and a half- Obedient

W Peaters

The Said John Sheller then and there intended, said false, forged and counterfeit order to be an order for the payment of Money, and he the Said John Sheller, then and thereby meant and intended by said false, forged and counterfeit order to unlawfully and feloniously obtain and procure from one David Rittenhouse, one dollar and fifty cents in Money, and the said false, forged and counterfeit order was understood by the Said David Rittenhouse to be, and was accepted by him as an order drawn on him the Said David Rittenhouse by the Said W. Peaters (whose full and correct name is William Peters) for the payment and delivery of Money to-wit; one dollar and fifty cents, to said John Sheller, with intent then and thereby unlawfully and feloniously to defraud. He the Said John Sheller then and there and at the time he did utter and published said false, forged, and counterfeit order, well knew the same to be false forged and counterfeit.

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

*Edward W. Porter*

Prosecuting Attorney.



No. 771.

State of Ohio

vs.

John Sullivan

Entry,

Nov-19<sup>th</sup> 1888

J-H - P. 542

E. W. Porter.  
Proc. Att.,

State of Ohio

Against

John Sheller.

Defendants.

} Indictment for Forgery.  
No. 771.

The defendants herein having on this day entered a plea of guilty to the charge of the indictment in this case, was this day brought into court in 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 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, John Sheller, 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.

November 19<sup>th</sup> / 1866.

E. H. Porter,

Proc. Atty -

COMMON PLEAS.

The State of Ohio

vs.

*John Sheller*

FI. FA. ET CA. SA.

This Writ dated *187*

Fine, . . . . . \$

Costs, . . . . . \$ *19 13*

\$

Defendant's Costs, \$

Int. from

Inc. Costs, . . . . . \$

Prosecuting Attorney.

Received *FILED* *187*

NOV 20 1888

Sheriff.

Ret. and filed *McCarty, Clerk* *1888*

State of Ohio }  
County of }  
John Sheller }  
Received this writ

*Nov 19<sup>th</sup> 1888, at 2 o'clock P.M.,*  
*and pursuant to its command*  
*on the 19<sup>th</sup> day of Nov 1888*  
*I go to or shall be located in the county*  
*named, to return to my*  
*and that no money has been made*  
*of the defendant to satisfy any*  
*part of said costs,*  
*On Replevin Sheriff*



**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

*John Sheller*

in your bailiwick, you cause to be made *thirteen 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  
*29<sup>th</sup>* day of *Oct*, A. D. 18*78*, by the judgment of said  
 Court, recovered against the said *John Sheller*

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, we  
 command you to take the body of the said *John Sheller*

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 afore-  
 said, 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 *19<sup>th</sup>*  
 day of *Nov* A. D. 18*78*

*R. M. Berry* Clerk.

By \_\_\_\_\_ Deputy Clerk.

PENITENTIARY NO. \_\_\_\_\_

CERTIFICATE OF SENTENCE

—AND—

COST BILL IN PENITENTIARY CASES

Union County.

THE STATE OF OHIO

*vs.*  
John Skiller

Sentence One Years

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

R. M. Conry

Clerk Union County.

JOHNSON & WATSON, Blank Book Manufacturers and  
Legal Blank Publishers, Dayton, Ohio.

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. 18\_\_\_\_  
Given under my hand and seal of said Court, this day of \_\_\_\_\_ A. D. 18\_\_\_\_

Clerk.

By \_\_\_\_\_ Deputy Clerk.

CERTIFICATE OF ISSUING EXECUTION.

The State of Ohio, } *ss.* J. A. McConry  
Union County,

Clerk of the Court of Common Pleas, in and for said County, hereby certifies, that upon the judgment and sentence in the case of the State of Ohio *vs.* John Skiller

an execution called a FIERI FACIAS, issued on the 19 day of November 1898, against the said

John Skiller

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 Marietta in the County and State aforesaid, this 20<sup>th</sup> day of November 1898

By \_\_\_\_\_ Clerk.

Deputy Clerk.





# 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 Unicoi and State of Ohio, on the 19<sup>th</sup> day of November A. D. 1888

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.*  
John Sheller

Indictment for Forgery

The said John Sheller

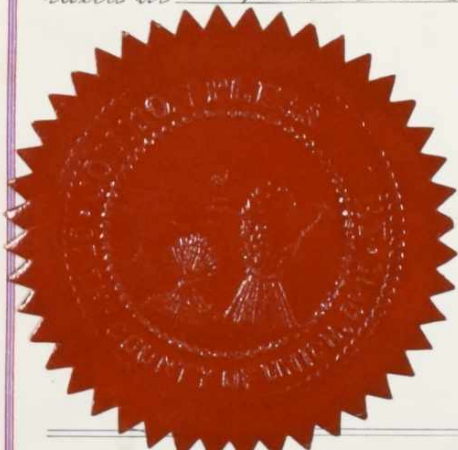
having entered a plea of guilty to the Charge of Forgery  
It is therefore the sentence of the Court that he be imprisoned in the Penitentiary of this State and kept at hard labor (NO PART OF SAID TIME TO BE KEPT IN SOLITARY CONFINEMENT)

for the term of one years and that he pay the costs of this prosecution, taxed at Twenty dollars and eighteen cents,

In Witness Whereof, I hereunto set my hand and affix the Seal of said Court, at Marysville this 20<sup>th</sup> day of November A. D. 1888

Wm. Perry Clerk.

Deputy Clerk.



**The State of Ohio,**

To Sheriff of \_\_\_\_\_ County, Or.

For Prosecuting Charges as per within account \_\_\_\_\_ \$

For Transportation Charges, as follows:

Travel for self \_\_\_\_\_ miles each way, \_\_\_\_\_ miles at 8c. per mile \_\_\_\_\_ \$

" " \_\_\_\_\_ guard \_\_\_\_\_ miles each way \_\_\_\_\_ miles at 6c. per mile \_\_\_\_\_ \$

Transporting \_\_\_\_\_ convict \_\_\_\_\_ miles one way \_\_\_\_\_ miles at 5c. per mile \_\_\_\_\_ \$

Total Charges \_\_\_\_\_ \$

Received, Columbus, O., \_\_\_\_\_ 18\_\_\_\_, of the Warden of Ohio Penitentiary, a certificate of allowance on the State Auditor for the above amount.

Sheriff.



THE STATE OF OHIO, }

IN THE COURT OF COMMON PLEAS,

Cairo County, ss. }

October

Term, A. D. 1888

THE STATE OF OHIO,

VS.

John Shiller

Indictment for Burglary

Crim. Docket, No. 6 Page 199.

## COST BILL.

NOTE--Clerks should be careful to fill ALL blanks and insert no "jump" charges.

CLERK,  
Doc. and Appear. Pl'ff and 1 Def't, 12, each add'l, 4  
Ent. finding Indictment, 8  
" Pleas, each 8  
Indexing Docket, 4  
Indexing Judgments and Final Orders for each case, 15  
Index. Pending Suits and Living Judg'ts, each case, 15  
Rule for Motion and filing, 8  
Entering Motion on Docket and Index, 8  
Filing papers each 4  
Taking Affidavits, " 8  
Certifying Affidavits without Seal, " 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  
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  
Additional names, each 4  
Swearing witnesses and making entry of same, " 4  
Ent. att. of witnesses, " 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  
Indexing ents. on Journal, each 4  
Trans. orders on docket, " 8  
" verdict on docket, 8  
" rule " 8  
" judgment " 8  
Copy of Indictment each 100 words, 8  
Continuance, each 8  
Nolle Pros. or laid away 8  
Entering on ex. docket and Index, 12  
Notice of Motion for New Trial, 8  
Cost Bill and filing, 29  
Recording 1700 words, at 8c. each 100  
Indexing Record--Direct and Reverse, 8  
Certificate of Sentence, 35  
" allowance of guard, 35  
" to Auditor of Assignment of Counsel, 35  
Prec. for Fi. Fa. issue, docketing, index, return, filing, 53  
Certificate of Issuing Fi. Fa., 35  
Copies 2 words at 8c. each 100

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MAYOR,  
JUSTICE,  
Affidavit, each 40  
Warrant, each defendant named therein, 40  
Continuance, 20  
First Mittimus, 40  
2d " 40  
Subpoena for witnesses, 25c. for one, and 5c.  
for each additional,  
Recognizance--1 witness 40c., each add'l. 10c..  
Swearing witnesses, each 5  
Judgment, 40  
Transferring Judgment, 15  
Recognizance defendants, each 40  
Transcript--15c. per 100 words, 25  
Certifying Transcript, 40  
Final Mittimus, 40  
Filing Papers, each 5  
Recording words, 15c. per 100, 40  
Order on Jailor for prisoner, 40  
Appointment of Special Constable, 40

SUPT OF POLICE,  
MARSHAL,  
CONSTABLE,  
Serving warrant on each def't., 40  
Travel miles--20c. for 1st, 5c. for  
each additional,  
Serv. Sub. on wit., 25x10, 25  
Copies " each 25  
Travel miles--25c. for 1st, 5c. for  
each additional,  
Serving Mittimus on each, 40  
Copy " for 1st, 25  
Travel miles--20c. for 1st, 5c. for  
each additional,  
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 prisoner for ex., 20  
Marshal " " " 20  
Travel miles--20c. for 1st, 5c.  
for each additional,  
Transporting and sustaining prisoner,  
which is allowance made by Mag-  
istrate and certified by him.

Assistant 2 days 1 50  
" " 1 50  
" " 1 50

## RECAPITULATION.

Clerk,  
Sheriff,  
Mayor or Justice,  
Marshal, Constable or Supt. of Police,  
Witnesses,  
Official Stenographer days,  
" " Transcript 100 words,

Total Costs,

\$19.18

ATTEST:

R. M. Berry

Clerk.

This Cost Bill is correct and allowed.

November 20th 1888

John A. Price

Judge.

Witnesses in Attendance Under Recognizance or Subpoena.

NOTE.—The Mileage of Witnesses is to be allowed both ways, at 5 cts. 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 \$1.00.	Miles at 5c.	Dolls.	Cts.	
1							
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TO THE AUDITOR OF STATE—Sir: You will please issue your warrant on the Treasurer of State to  
Sheriff of Carroll County, Ohio, for the sum of one hundred Dollars,  
being the amount of the costs in the foregoing case.  
Clerk of Carroll County, O.



Criminal Case File  
Case No. 772



No. 771

Union Common Pleas.

STATE of OHIO.

against

*Martin Connor.*

Defendant.

Journal No.

Page

Record No.

Page

Ex. Doc.

Page

No 63-  
The State of Ohio  
Martin Connor  
Affidavit for warrant

Filed May 4<sup>th</sup> 1888.  
W. M. Wisigel, J.P.

I issue a warrant & describe  
the offence in the warrant as  
"for obtaining from Dr. H. Fennel his  
note for \$100 by false pretences, to wit,  
to said Fennel a home for said  
note which was encumbered by  
Chattel mortgage previously  
given by him to Oliver M. Blaud  
& which he represents to said  
Fennel to be unencumbered  
& not mortgaged ~~about the 1<sup>st</sup> of July~~  
1868 at New Canaan Ohio."

Also sold said Fennel a gelding  
horse previously mortgaged by  
said Connor.

W. M. Wisigel  
Atty for mortgagee

I acknowledge my self good for Cash in this  
Case. May 4<sup>th</sup> 1888 H. L. Connor



Subscribed before me by said Dr. Fennel & signed by him as  
my witness at New Canaan Ohio May 4<sup>th</sup> 1888.  
W. M. Wisigel - J.P.

Which said Fennel's conveyance of said Chattel mortgage  
as furnished Fennel and said Chattel mortgage was  
also in full force & in a legal  
conformity to the Statutes of Ohio & in accordance with the  
requirements of the State  
to all of which I have taken oath this 4<sup>th</sup> day of  
May 1888  
J. A. H. Connor



The state of Ohio Union County ss

Ira H Fenner of said County of Union being first duly sworn as hereinafter certified deposes & says that at said County of Union in the state of Ohio the defendant Martin Connor of the same county of Union did unlawfully, maliciously and purposely obtained from said Ira H Fenner his negotiable promissory note for the sum of one hundred and thirty five dollars dated on or about the first day of February ~~April~~ 1888 but the exact date thereof this affiant is unable to state which note was made payable nine months after its date to said Martin Connor or bears and which note said Connor sold and delivered to Joseph Moore who holds the same at the present, & said Ira H Fenner deposes & says said Martin then & there wrongfully, unlawfully feloniously maliciously & purposely obtained said note as aforesaid by false pretenses in this that he then & there had in his possession a gelding horse of the value of one hundred & thirty five dollars and represented that & there to said Ira H Fenner that he was the owner of said gelding and that said gelding was unencumbered, and that no chattel mortgage was on said gelding & that he had good right to sell said gelding



and made said representations to said Fenner  
to induce said Fenner to buy said horse and  
give his said note for said gelding as the said  
Canner well knew then & there, and the  
said Fenner then & there relying on said repre-  
sentations & pretences so made bought of said  
Canner said Gelding for said sum & gave said  
note to said Canner <sup>for said gelding</sup> believing said representa-  
tions to be true and rec'd possession of said Gelding  
from said Canner then & there in consideration  
of said note. but this affiant deposes & says  
that said representations & pretences were untrue  
as said Canner well knew & they were false  
& by him known to be false and that in fact said  
Canner did not own said Gelding & have good  
right to sell him to said affiant & said Gelding  
then & there was not even encumbered but  
in fact was encumbered as said Canner  
then & there well knew by a chattle mortgage  
given, executed & delivered by him the said  
Canner to Mercy M. Bland previous to said  
time when said note was given as aforesaid  
about & to the 15 day of Oct 1886 which  
chattle mortgage so executed & in full force was  
<sup>as affiant is informed & avers</sup>



thence there filed with the Clerk of the Township of  
Minn in said County of Minn Ohio & which was the  
Township in which said Connor resided at  
the time said Mortgage was given, & was  
required to secure said Plaintiff in large sums  
of money on claim she had against said Connor  
& which were then & still are unpaid as this  
affiant is informed & believes & avers as  
said Connor then & there well knew. And this affiant  
further makes oath & says that said Connor before  
this affiant knew of said Mortgage traded said  
note to said Morse & then refused to return  
said note or pay said Mortgage and thereupon  
said Gelding was repleined from this affiant  
& taken from him by Henry W. Plante by  
an action in replein in the Court of Common  
Pleas of said County of Minn, <sup>by virtue of said Chattle Mortgage</sup> and thereby in  
said manner then & there said Connor obtained  
from affiant by said false & fraudulent threats  
the said note of the value of the said sum of one  
hundred & thirty five dollars & thereby cheated  
& defrauded affiant in the manner aforesaid  
out of said note & then & there unlawfully, felonious-  
ly did commit said offence & then & there did  
unlawfully and feloniously & knowingly sell &  
deliver to this affiant a gelding horse as aforesaid

Criminal Case File  
Case No. 772



No. 772

Union Common Pleas.

STATE OF OHIO.

against

James Moffit  
Defendant.

Dec 4 1888

Jury vs Defend -  
for fine of \$5<sup>00</sup> and  
costs,

OCT TERM 1888

Journal No. 14

Page 563

Record No 3

Page 153

Ex. Doc. C

Page 200

No 772

Union Common Pleas.

STATE of OHIO.

against

Andrew Schmeltzer & Wife -  
Defendant.

Journal No.

Page

Record No.

Page

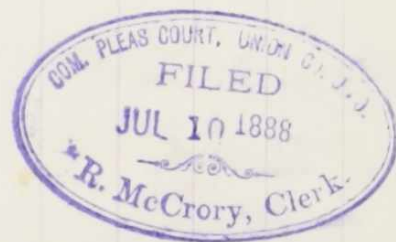
Ex. Doc.

Page

State of Ohio  
vs  
Andrew  
Schmeltzer  
and  
Lucy Schmeltzer  

---

Transcript.





State of Ohio	} #16	} Before Joseph Comer JP
ms		
Andrew Schmeltzer	}	} Union County Ohio
and Lucy Schmeltzer		

July 5th 1888 - John A. Walters filed an affidavit the following of which is a copy.

The State of Ohio, Union County ss.  
 Before me, Joseph Comer, one of the Justices of the Peace for said County, personally named John A. Walters, who being duly sworn according to law, deposed and said, that on or about the 4th day of July A.D. 1888, at the County of Union, aforesaid, Andrew Schmeltzer and Lucy Schmeltzer, then and there being, did maliciously, willfully and unlawfully strike, beat and wound the said John A. Walters, then and there being, contrary to the statutes in such cases made and provided and against the peace and dignity of the State of Ohio And further this Defendant said not

(Defendant) John A. Walters  
 Sworn to and subscribed before me, at the County aforesaid this 5th day of July A.D. 1888

Joseph Comer J of P.  
 I consider the complainant wholly irresponsible for costs, and required him to procure



some responsible security therefor. Thereupon  
John Walters was accepted as satisfactory  
security therefor and entered into the  
following acknowledgement

I acknowledge myself security and respon-  
sible for the Costs in case the above  
complaint shall be dismissed.

John Walters

Taken and acknowledged before me this  
5th day of July 1888

Joseph Connor J.P.

Issued warrant for said Andrew Schuelter  
and Lucy Schuelter and delivered to  
P. G. Hynegar, Constable, who made the  
following return thereon.

July 5th 1888 - I have the bodies of  
the within named Andrew Schuelter  
and Lucy Schuelter

P. G. Hynegar, Constable

Fees Serv. Ret 90¢ Mileage 20¢ Total 1.10  
Defendants arraigned and pleaded "not  
guilty" and trial was set for July 6th  
1888 at 2 o'clock P.M.

July 6th 1888 - Issued subpoenas for the  
following witnesses on behalf of State -  
Thomas Spratt, Will Scott, Albert  
Sutton, John Orr, H. H. Chavous &  
James Moss and delivered to P. G. Hy-



sworn and examined for defense; John  
Fenley, Joseph Ross, Lucy Schmelzer  
Andrew Schmelzer and Ed Randall  
The following witnesses were recalled on  
behalf of State; John A. Walter,  
John Orr, Thomas Spratt, Will Scott  
Albert Sutton and James Moss  
Case argued by S. S. Gardiner on  
behalf of State and P. R. Kern  
for defendants.

There being cause to believe the de-  
fendants guilty thereof - I therefore  
ordered them to enter into a  
recognizance in the sum of One Hun-  
dred Dollars each to appear before  
the Court of Common Pleas on the  
first day of the next term to be holden  
in and for the County of Union,  
which was done accordingly with  
A. A. Allen & H. C. Hamilton as sureties

The following witnesses were recognized  
to appear at court; John A. Walter  
Thomas Spratt, Will Scott, Albert  
Sutton and John Orr  
Joseph Connor Jr.

State of Ohio, Union County  
Clairbourne Township ss

I do hereby certify that the



above as 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.

Joseph Comer J.P.  
of the aforesaid township.  
July 9th 1885

### Bill of Costs

<u>J.P. Fees</u>		<u>Constables Fees.</u>	
App. & filing	45	On Warrant	1.00
Warrant & u	85	" Subpoenas	4.65
Subpoena Witnesses	1.60	Attending trial	1-
Record	1.30		<u>6.65</u>
Swoearing Witnesses	.55	<u>Witness Fees</u>	
Judgment	.40	John A. Walter	50.
Recognition	.40	Thomas Spratt	50
u of 5 Witnesses	80	Will Scott	50
Transcript	1.30	Alburt Sutton	50
Certificate	25	John Orr	50
	<u>7.90</u>	James Moss	50
		John Finley	50
		Joseph Root	50
		Ed Randall	50
		Total	<u>4.50</u>

Total J.P. Fees	7.90
u Constables u	6.65
u Witnesses u	4.50
Grand Total	<u>19.05</u>



negar constable,

Issued subpoena for Joseph Ross, John Finley & Tom Hannegan, on order of Andrew Schuelter one of the defendants and delivered to P. G. Hynegar, Constable. On order of Andrew Schuelter one of the defendants issued subpoenas for Ida Walters and delivered to A. Schuelter defendant.

Return of Subpoena:- July 6 - 1888

I have served the within writ on Thomas <sup>Smith</sup> Will Scott, Albert Sutton, John Orr, and James Moss by copy personally and on H. H. Chavous the copy left at residence. Fees Service and Ret. for 6 Persons 75¢ 6 Copies 25 cts each 150 Mileage 20¢ Total 245

P. G. Hynegar, Constable

Return on Subpoena July 6<sup>th</sup> 1888

I have served the within writ on John Finley by copy personally and on Joseph Ross by copy left at residence. Tom Hannegan not being found in my County. Fees - Service Ret. for 2 persons 35¢ 2 Copies 25¢ each 50¢ Mileage 1 mile 20¢ Total 105

P. G. Hynegar Constable

Issued subpoena for Joseph Ross, on order of Andrew Schuelter one of



defendants and delivered to P. G. Hynegar Constable who made the following return thereon, July 6-1888-  
I have served the within writ on the within named Joseph Ross personally  
Fees Service Ret. for 1 person 25¢  
Mileage 6 miles 45¢ Total 70¢.

P. G. Hynegar, Constable

An order of Andrew Schuelter me of the defendants issued subpoena for Ed. Randall and delivered to P. G. Hynegar Constable who the following return thereon; July 6-1888-I have served the within writ on Ed. Randall personally  
Fees - Serv. Ret. for 1 person 25¢  
Mileage 20¢ Total 45¢

P. G. Hynegar, Constable.

Return of Subpoena July 6th 1888 -  
Ida Hatter the within named witness not found.

A. Schuelter, Defendant

Trial had

The following witnesses were then sworn and examined on behalf of State;  
John A. Hatter, Thomas Spratt,  
Will Scott, Albert Sutton, John Orr  
and James Moss

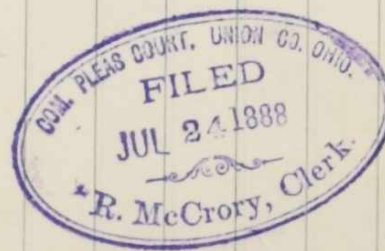
The following witnesses were then





No. 774,  
Crim Docket-

State of Ohio  
vs.  
James C. Moffitt  
Transcript-



J. P. fees - State of Ohio } Before Wm M. Haines J. P.  
v.s. } Union Co. Ohio

Complaint - 40 - 2 James C. Moffitt } July 3<sup>rd</sup> 1888

Warrant - 40 - 3 complaint in writing upon

Oath and signed by Fred Sharp. filed with me charging that J. C. Moffitt did on or

about the 3<sup>rd</sup> day of July 1888. at the County

of Union threaten and throw a stone at

Said C. L. Sharp with intent to wound

all this done while said C. L. Sharp was

Passing along the publick highway and

In no way molesting said deft.

And this deponent. Sais that one James

C. Moffitt. is guilty of the facts charged

And further this deponent. Sais not

Signed. C. L. Sharp.

Sworn and Subscribed to before me at

The County aforesaid this 3<sup>rd</sup> day of July

1888. William M. Haines J. P.

July 3. 1888.

Warrant Issued for

James C. Moffitt and handed to

Edward Cronly Constable

July 3<sup>rd</sup> 1888

Warrant returned. enclosed

I have the Body of James C. Moffitt

now in Court - fees - 40<sup>cts</sup>

E. Cronly Const-

460

135

95

6.90

5.00



The Prisoner was arraigned, and plead  
not guilty, and asked for time to procure  
counsel. The case was adjourned by me  
to July 5<sup>th</sup> 1888. 10. A. M.

The Pris is allowed time and  
is under the Case of the Court who is  
Responsible for his appearance

July. 5<sup>th</sup> 1888.

Supd. issued for Plaintiffs witnesses  
D. Logan Charles Ferguson Geo Shirk  
James Tangen. Mel Lingel <sup>John H. Jennings</sup> and hand-  
delivered to Edward Lerouly Const-

Ret. Returned

fee. 95-

Rec This writ - on the 5<sup>th</sup> day of July 1888  
and served the same on the same day by  
Reading to each witness fee - 25 -  
Mileage 20 - total 95- C. Lerouly Const-

July 5<sup>th</sup> 1888. 10. A. M.

The case was called James B. Moffitt  
appeared, and by his Counsel D. W. Ayers  
waived an examination the Pris was  
therein held by me for his appearance at  
the Term of Common Pleas Court and  
gave his Bond for One hundred Dollars  
Signed by William Moffitt Bondsman  
Wm M Harris J. P.

I certify the above to be a true copy of the proceedings  
had before me as it appears on my docket -

In the Case of State of Ohio vs James B. Moffitt  
William M. Harris J. P.

Washington J. P. }  
Ann. Co. }  
Ohio }



RECOGNIZANCE  
TO COMMON PLEAS COURT.

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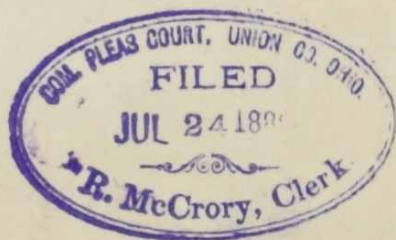
THE STATE OF OHIO.

*vs.*

*Justice of the Peace.*

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

---



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ROBERT CLARKE & CO.

Law Publishers, Booksellers, Stationers, and Printers, Cincinnati.

THE STATE OF OHIO, Mon COUNTY, SS.

Be it Remembered, That on the 5 day of July, in the year one thousand eight hundred and Eighty eight, <sup>(1)</sup>

personally appeared before me, Wm M Hames, 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 on their goods and chattels, lands and tenements, if default be made in the following condition, to-wit:

The condition of this recognizance is such that if the above bound <sup>(2)</sup> James C Moffitt

shall personally be and appear <sup>(3)</sup> 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

for Charles L Sharp that one James C Moffitt did  
on or about the 3 day of July 1888 assault one Charles  
L Sharp with intent to wound ~~and~~ and 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.

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

Wm M Hames  
Justice of the Peace.

James C Moffitt SEAL.  
William Moffitt SEAL.  
SEAL.

1. Here write the name of the accused and of the bondsmen. 2. Here write the name of the accused.  
3. If this recognizance is entered into in term time of said court, write the word "forthwith" in this blank space, and erase the words "on the first day of the term thereof next to be." If this recognizance be not entered into in term time of said court, leave this space blank, and erase no words.

No. 772

Union <sup>County</sup> Common Pleas.

THE STATE OF OHIO

vs.

James C. Moffitt

INDICTMENT  
FOR

Assault & 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.

John Gray

Foreman of Grand Jury.

Filed Oct-31<sup>st</sup> 1888

R. McCrory Clerk

Edward W. Porter

Prosecuting Attorney.

On this \_\_\_\_\_ day of \_\_\_\_\_

188\_\_\_\_, Defendant arraigned, and

pleads \_\_\_\_\_ guilty

to this indictment.

Clerk.

I hereby certify this within  
to be a true copy of the  
original indictment-  
now on file in my Office

R. McCrory Clerk

By W. M. Winger-  
Deputy



THE STATE OF OHIO,

In the Court of Common Pleas.

*Union*

County, ss.

of the term of

*October**Union*

County, Ohio,

in the year of our Lord one thousand eight hundred and *Eighty-Eight*

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 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

*James C. Moffitt*

late of said County, on the *Third* day of *July* in the year of our Lord one thousand eight hundred and *Eighty-Eight* with force and arms, in said County of *Union* and State of Ohio,

Unlawfully, Violently, and in a Menacing Manner did assault and threaten one Charles L. Sharp then and there being, and him the said Charles L. Sharp then and there did Strike, beat, wound, and ill treat, and other wrongs to him the said Charles L. Sharp then and there did.

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

*Edward W. Porter*  
*Union County, Ohio.*

Pros. Att'y.

No. 772

Union County Common Pleas.

THE STATE OF OHIO  
vs.

James E. Moffit

INDICTMENT  
FOR

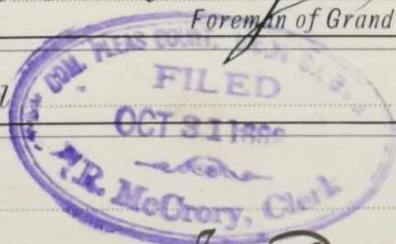
Assault and Battery.

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.**

John Gray  
Foreman of Grand Jury.

Filed 188



Clerk

Edward W. Porter  
Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this..... day of.....  
188....., Defendant arraigned, and  
pleads..... guilty  
to this indictment.

Clerk.



THE STATE OF OHIO,

In the Court of Common Pleas.

Union

County, ss.

Union

County, Ohio,

of the term of

October

in the year of our Lord one thousand eight hundred and Eighty-eight.

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 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

James C. Moffit

late of said County, on the Third day of July in the year of our Lord one thousand eight hundred and Eighty-eight with force and arms, in said County of Union and State of Ohio,

unlawfully, violently, and in a menacing manner did assault and threaten one Charles L. Sharp, then and there being, and then the said Charles L. Sharp, then and there did strike, beat, wound, and ill-treat, and other wrongs to him the said Charles L. Sharp then and there did,

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

Edward W. Porter Pros. Att'y.  
Union County Ohio.



No.  
State of Ohio.

vs.  
James C. Moffitt

680  
193  
873

10.00  
8.73  
1.27

5.00  
1.20  
2.73

Entry.



8.75  
5.00  
13.75  
10.00  
3.75

J-14-P-563-

E. H. Porter.  
Pres. Atty -

State of Ohio.	}	No.
Against James C. Moffit		Indictment for Assault and Battery.

Now comes the Prosecuting Attorney on behalf of the State of Ohio, and the defendant, James C. Moffit, appeared in open court in person, and by counsel, and thereupon the Prosecuting Attorney entered a note prosigni upon the indictment as to battery, and the defendant pleaded guilty to an assault; which plea is accepted by the Prosecuting Attorney.

Thereupon after being fully advised in the premises, it is ordered and adjudged by the court that the said James C. Moffit pay a fine of \$10<sup>00</sup>, and the costs of this prosecution; and execution is awarded -

E. H. Porter.  
Pros. Atty -

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

# **COST BILL**

..... *COMMON PLEAS.*

THE STATE OF OHIO,  
*against*

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

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

.....  
Clerk.



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.		Piff.	Deft.	WITNESS FEES.		Piffs.	Defts.
Doc. and App. Piff. and one Deft.,	12	12		<i>McHarris 10</i>	4	60	
additional, each,	4	8		<i>E Crasley con</i>	1	35	
Entering Finding Indictment,	8	4		<i>" " "</i>		95	
Entering Pleas, each,	8	4					
Indexing Docket, "	4	18					
Indexing Judgments & Final Ord., each case,	15						
Indexing Pending Suits and Liv. Judg. " "	15						
Entering Motion on Docket and Index,	8	12					
Filing 3 Papers. & Post, in App. Doc. each,	12						
Taking Affidavits, "	8						
Certifying " without Seal,	15						
" " with " "	35						
Filing Proc., 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 Deft 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. Proc., 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	25					
" Verdict on Journal and Filing,	12	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	8					
" Judgment on " "	8	8					
Copy of Indictment and Certificate,							
Continuance, each,	8	8					
Nolle Pros., Quashed or laid away,	8	8					
Ent. on Cash Book and Index,	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					
		151					
Total Clerk's Fees,	\$						
<b>SHERIFF'S FEES.</b>							
On Attachment,							
On Capias,							
Calling, Witnesses,	5						
Calling Jury,	10						
Summoning Jury,	40						
Calling Action,	12	12					
Serving Subpoena 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,	\$						

Criminal Case File  
Case No. 773

No. 773

Union Common Pleas.

STATE of OHIO.

against

*Delmore Poling*

Defendant.

OCT TERM 1888  
*Dec 8th 1888*

*Fine \$6.00 commuted  
to jail 2 days*

General Index

Journal No. 14

Page 575

Record No. 3

Page 219

Ex. Doc.

Page



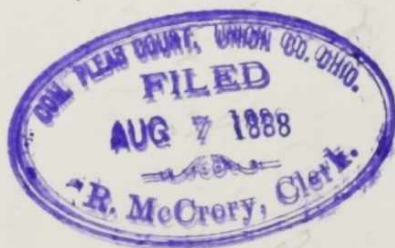
RECOGNIZANCE OF WITNESSES.

State of Ohio  
Village of Marysville  
vs.  
Delmore Poling

J. W. Tilton  
Mayor.

Doc. No. 342

Returnable, 18



Marshal.

Incorporated Village of Marysville  
County of Union State of Ohio } ss.

Be it Remembered, That on the 4 day of August A. D. 18 88,  
B. H. Thompson and Madison M. Mullen

personally appeared before me Mr Tilton  
Mayor of the Incorporated Village of Marysville in the County afore  
said, and have 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 B. H. Thompson  
and Madison M. Mullen

shall personally be and appear before the next 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.

B. H. Thompson

M. M. Mullen

B. B. Thompson

SEAL.

SEAL.

SEAL.

Mayor.

No. 773

Union County Common Pleas.

THE STATE OF OHIO  
vs.

Delmore Poling

INDICTMENT  
FOR

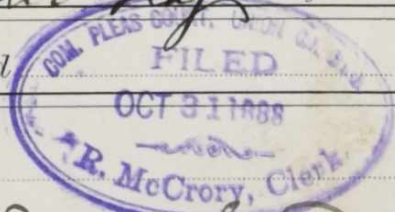
Petit Larceny.

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 W. Gray Foreman of Grand Jury.

Filed 188



Clerk

Edward W. Porter  
Prosecuting Attorney.

Troup, Kinnard & Co., Printers, Blank Book Makers, Stationers  
and Legal Blank Publishers, Dayton, Ohio.

On this 6<sup>th</sup> day of Dec  
1888, Defendant arraigned, and  
pleads Not guilty  
to this indictment.

B. McCrory

Clerk.



THE STATE OF OHIO,

In the Court of Common Pleas.

*Union*

County, ss.

*Union*

County, Ohio,

of the term of

*October*in the year of our Lord one thousand eight hundred and *Eighty-eight*.

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 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

*Delmore Poling*

late of said County, on the *Fourth* day of *August* in the year of our Lord one thousand eight hundred and *Eighty-eight* with force and arms, in said County of *Union* and State of Ohio,

unlawfully, and feloniously did steal, take, and carry away one coat of the value of Five dollars the goods, chattels and property of Berry H. 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.

*Edward W. Porter* Pros. Att'y.  
*Union County Ohio.*

No. 773

*Mun* Common Pleas.

THE STATE OF OHIO  
vs.

*Belmore Poling*

INDICTMENT  
FOR

*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 Gray*  
Foreman of Grand Jury.

Filed Oct 31<sup>st</sup> 1888

*H. McGrooy* Clerk

*Edward W. Porter*  
Prosecuting Attorney.

On this \_\_\_\_\_ day of \_\_\_\_\_  
188\_\_\_\_, Defendant arraigned, and  
pleads \_\_\_\_\_ guilty  
to this indictment.

Clerk.

*I hereby certify that the  
within is a true copy of  
the original indictment  
now on file in my office*

*H. McGrooy Clerk*

*By W. M. Wright Secy.*

THE STATE OF OHIO,

In the Court of Common Pleas.

*Union*

County, ss.

*Union* County, Ohio,

of the term of *October*

in the year of our Lord one thousand eight hundred and *Eighty-Eight*

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 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 *Delemore Poling*

late of said County, on the *Fourth* day of *August* in the year of our Lord one thousand eight hundred and *Eighty Eight* with force and arms, in said County of *Union* and State of Ohio,

*Unlawfully, and feloniously did Steal, take, and carry One coat of the Value of Five dollars the goods, chattles and property of Berry H. 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.

*Edward W. Porter*

Pros. Att'y.

*Union County Ohio*



No. of Case 773

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

*Deborah Poling*

Subpœna for State - Witness.

Returnable *Fourth* 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>Berry &amp; Thompson</i>	<i>18</i>
<i>Joseph Cartmell</i>	
<i>Samuel Bonnett</i>	
<i>Madison Mullen</i>	

*M. Hopkins* Sheriff.

SHERIFF'S FEES.

Service and Return.....	<i>40</i>
Mileage.....	<i>192</i>
Copies.....	<i>45</i>
Total.....	<i>272</i>

SUBPÆNA IN CRIMINAL CASE.

(Section 7287.)

THE STATE OF OHIO,

*Union* County.)

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpoena

*Berry H. Thompson Joseph W. Cartmell*  
*Samuel Bonnett and ~~Samuel Bonnett~~*  
*Madison Muller*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *Fourth* day of *Fortwith* A. D. 18 *88*, at

*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

*Delmore Poling*  
on behalf of the *State*; and thereof to fail not, under the penalty the law. And have you then and there this writ.

Witness my hand and the Seal of said Court, this *7th* day of *Dec* A. D. 18 *88*

*R. McGraw*  
Clerk of Court of Common Pleas.

No. of Case

COMMON PLEAS COURT.

THE STATE OF OHIO,  
vs.

*Selma Poling*

Subpœna for Witness.

Returnable 18

Ret'd and Filed

Clerk.

Att'y for

Rec'd this Writ 18

at o'clock M.

Sheriff.

I hereby certify this to be a true  
copy of the original subpœna.

Sheriff.

The Barrett Publishing Company, Springfield, Ohio.

RETURN OF SERVICE.

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.
<i>Sheldon Poling</i>	8

*M. Hapkin* Sheriff.

SHERIFF'S FEES.

Service and Return.....	10
Mileage.....	80
Copies .....	10
Total .....	100



**SUBPÆNA IN CRIMINAL CASE.**

[ Section 7287. ]

THE STATE OF OHIO,

*Union* County. }

TO THE SHERIFF OF SAID COUNTY:

You are hereby commanded to subpæna

*Theodore Poling,*

to be and appear before the Court of Common Pleas, at the Court House in said County, on the *7* day of *Dec* A. D. 18 *88* at

*7* 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

on behalf of the *Poling* *Defendant*; and thereof to 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, the *7* day of *Dec* A. D. 18 *88*

*R. M. Berry*  
Clerk of Court of Common Pleas.

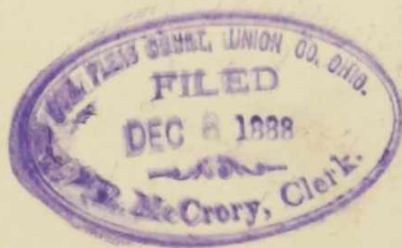
THE STATE OF OHIO,  
vs.

No. ....

Term, 18

VERDICT.

Filed ..... 18



VERDICT IN CRIMINAL CASE.

THE STATE OF OHIO,

THE STATE OF OHIO,

*Union* County.

vs.

Plaintiff,

*Delmore Poling*

*October*

Term, A. D. 1888

Defendant.

To-wit:

*Dec*

1888

We, the Jury in this Case, being duly impaneled, sworn and affirmed to well and truly try and true deliverance make between the State of Ohio and the Prisoner at the Bar *Delmore Poling*

do find that the Prisoner at the Bar *Delmore Poling* *Guilty*, and we assess the value of the property stolen at \$5.00

*J. H. Curry* Foreman.



No 773,

State  
VS  
Selmore Poling

Dec 8<sup>th</sup> 1888 9 A.M.

Sworn-

Dec 8 Verdict-

- 1 Jas W. Smith
- 2 Peter Johnson
- 3 Frank Sant-
- 4 Geo Weaver
- 5 Thos Curry
- 6 Lewis Brown
- 7 Saml Oakwood
- 8 Henry Montgomery
- 9 William Acton
- 10 Chas Martin
- 11 W. R. Henderson
- 12 Albert Adams

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

# **COST BILL**

..... *COMMON PLEAS.*

THE STATE OF OHIO,  
*against*

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

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

.....  
Clerk.

No. 773 Crim. Cost Bill Oct-1 - 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.		Piff.	Deft.	WITNESS FEES.		Piffs.	Defts.
Doc. and App. Plff. and one Deft.,	12	12		B Wit-5007 P. 400	8 50	2 50	
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 3 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., 5 <sup>th</sup> "	37	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						
Filing Jury when required,	25						
Impaneling Jury and Administering Oaths,	12	12					
Call and Ent. Tales Jur. and Cert., each,	8		16				
Fil. 2 Prec., Iss. 2 Sub. for 1 Wit. & Fil.,	16	16					
additional names, 2 each,	4	8					
Swearing 5 <sup>th</sup> Witnesses,	" 4	16	4				
Ent. Att. of 5 <sup>th</sup> " 10 days, "	4	32	8				
Certif. 5 <sup>th</sup> " "	4	16	4				
Qualifying 12 Jurors,	each, 8	96					
Ent. Bar. & Court Cal. & In., each Term,	8	8					
Entering—Orders on Journal, per 100 words,	8	8					
" Verdict on Journal and Filing,	12	12					
" Rule on Journal,	8	8					
" Judgment on Journal,	8	8					
Surplus Record on Journal, per 100 words,	8	24					
Indexing Entries on Journal, 21 each,	4	16					
Transcribing—Orders on Docket,	" 8	8					
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" Rule on " each,	8	8					
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Recording 1500 words at 8c each 100,		120					
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Calling, 5 <sup>th</sup> Witnesses,	5	25					
Calling Jury,	10	10					
Summoning Jury,	40	40					
Calling Action,	12						
Serving Subpoena on 5 <sup>th</sup> Witnesses,	10	40	10				
Miles Travel, 34 each,	8	192	80				
Copies for each 100 words, 4	8	40	10				
Bringing Prisoner to Court, times,	60	60					
Com. Prisoner to Jail. " "	60	60					
Discharging Prisoner,	60	60					
Miles Travel, each,	8	8					
On Fl. Fa. Serv., 30c. Miles trav., " "	8						
Forfeiting Recognizance,	10						
Serving Indictment,		30					
Transportation,							
Total Sheriff's Fees,	\$	6 65					



Criminal Case File  
Case No. 774

No. 774

Union Common Pleas.

STATE OF OHIO,

against

Jacob Fay McIlroy  
Defendant.

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

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

Ex. Doc. .... Page .....

The state of Ohio

vs  
Jacob F. Ells

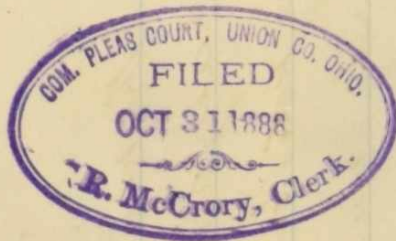
Indictment for  
obtaining promissory notes  
by false pretenses

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 Gray

Foreman of Grand Jury



Edward W. Porter  
Prosecuting Atty

of said notes of the property and banking company  
of the value of the same contained in  
the ~~note~~ in such cases made and  
produced and against the peace &  
the dignity of the State of Ohio.

Edward W. Porter,

Prosecuting Attorney



The State of Ohio Union County ss

In the Court of Common Pleas of said County of Union in the State of Ohio of the October Term in the year of our Lord one thousand Eight hundred and Eighty Eight

The Jurors of the Grand Jury of the State of Ohio within and for the body of the County of Union in the State of Ohio duly impannelled, sworn and Charged to inquire of Crimes and offenses committed within the said County of Union in the State of Ohio in the name and by the authority of the State of Ohio on their oaths aforesaid depose and present that Jacob F. McElroy late of the said County of Union on the fourth day of August 1888 with force and arms and contrary to law in said County of Union & State of Ohio did purposely with the intent then & there to defraud the "Peoples Bank" then an unincorporated Company doing business as a Banking Company at Marysville, in the said County of Union, obtain from said Bank the following notes of the value of six hundred and fifty nine dollars of the property of said Banking Company to wit

One note given by Spencer Hoffman to said McElroy for twenty two &  $\frac{2}{3}$  dollars

One note given by Samuel Burgander to said McElroy for twenty two &  $\frac{2}{3}$  dollars

One note given by Upton Sharp to said McElroy for thirty one dollars with \$6 of a credit

One note given by John W. Bryant to said McElroy for twenty five &  $\frac{4}{10}$  dollars

One note given by Lape McElroy to said McElroy for seventy three &  $\frac{4}{10}$  dollars

One note given by Upton Sharp to said McElroy for thirty five &  $\frac{2}{10}$  dollars

One note given by Huffman (first name not known) to said McElroy for five &  $\frac{6}{10}$  dollars

One note by Lewis Poling given to said McElroy for thirty five dollars

One note given by J. F. Long to said McElroy for twenty five dollars

One note given by W. H. Palin to said McElroy for thirty three &  $\frac{6}{100}$  dollars

One note given by Carter & Sparks to said McElroy for three hundred and fifty dollars all of which notes were of the values for which

each are now given as above set forth & were all negotiable promissory notes but whether payable to order or bearer



is to the jury unknown and the date of each one of said notes is to the jury unknown & the time when either of the said notes became due is to the jury unknown.

The said false pretense by which said Jacob F. McElroy obtained said notes of said value from said Banking Company was as follows to wit said Jacob F. McElroy at said County on said 4<sup>th</sup> of August 1888 for the purpose of defrauding said Bank ~~the~~ presented to said Banking Company that if said Banking Company would deliver up to him said notes, which said Banking Company held as collateral security for his overdrawn account in said bank to the amount of Eleven hundred and forty one & <sup>26</sup>/<sub>100</sub> dollars, he the said Jacob F. McElroy had arranged with Levi Snuffin to be could turn said notes to said Snuffin in payment of a mortgage which said Snuffin held against him on his farm in Union County Ohio, and that he had arranged with the Metropolitan Mutual Life Insurance Company to borrow from it three thousand dollars to be secured by mortgage on said farm & which by said arrangement was to be the first mortgage on said land & the said Levi Snuffin's said mortgage of one thousand had to be cancelled, and if said Bank would let him have said notes, held by it as collateral and as said Collateral he could by said arrangement with said Snuffin lift said mortgage of said Snuffin by the said notes as money & he could thereby have that much more money out of said three thousand loan & could thereby pay off said overdrawn account and he would deliver to said Snuffin said notes under said arrangement and with the money which he would receive of said loan of three thousand pay said overdrawn account of said Bank



to the said Banking Company, but the said  
Jacob F. McElroy had not made any arrange-  
ment with said Sniffin to take said notes on said  
Mortgage and had never spoken to him on  
that subject & said representatives that he  
had done so & could turn them to him on said  
Mortgage were false by said McElroy at the  
time he made them ~~known~~ to be false  
they were made to deceive & defraud said  
Banking Company & he never turned  
said notes to said Sniffin but let other  
parties have them & never returned  
them to said Banking Company  
The said Banking Company relying on the truth  
of said representatives delivered said notes to  
said McElroy to turn with said Sniffin on said  
Mortgage & for no other purpose & took the  
individual note of said Jacob F.  
McElroy due at date for said overdrawn  
account of Eleven hundred & forty one &  $\frac{26}{100}$   
dollars but said Jacob F. McElroy never  
came back to said Banking house & never paid  
said account but fled from his home in  
said County of Union to the State of Kansas  
having first used said notes for his own  
benefit by delivering them to other  
parties to said Jurors unknown &  
said Jacob F. McElroy never consummated  
said three thousand loan & never paid any  
part of said Sniffin mortgage & never paid  
any part of said overdrawn account &  
by said false representations made as  
aforesaid defrauded said Banking Company



No 774

The State of Ohio

vs

Jacob F. McGrooy

Indictment - for obtaining  
Promissory Notes by  
False Pretenses

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 Grant  
Foreman of Grand Jury

Filed Oct-31<sup>st</sup> 1888

B. McGrooy, Clerk

Edward W. Porter

Prosecuting Attorney -

The State of Ohio Union Bonds.

I hereby certify that the foregoing is a true copy of the  
original indictment - now on file in my office in  
said County.

B. McGrooy, Clerk

By W. M. Mungel - Deputly -

Any bond - of said overdraft account - and by said false  
representations made aforesaid defendant said Banking  
Company of said Bonds of the property of said Banking Company  
of the value aforesaid contrary to the Statute in such case made  
and provided and against the peace and dignity of the  
State of Ohio.

Edward W. Porter, Prosecuting Attorney



The State of Ohio Union County S.S.

In the Court of Common Pleas of Said County of Union in the State of Ohio of the October Term in the year of our Lord one thousand eight-hundred and eighty eight.

The jurors of the Grand Jury of the State of Ohio within and for the body of the County of Union in the State of Ohio duly impaneled, sworn and charged to inquire of crimes and offenses committed within the Said County of Union in the State of Ohio on their oaths aforesaid do find and present that Jacob F. McElroy late of the Said County of Union on the fourth day of August 1888 with force and arms and contrary to law in Said County of Union & State of Ohio did purposely with intent then & there to defraud the "Peoples Bank" then an unincorporated company doing business as a Banking Company at Marysville in Said County of Union obtain from Said Bank the following notes of the value of Six hundred and fifty nine dollars of the property of Said Banking Company. to-wit:

One note given by Spencer Hoffman to Said McElroy for Twenty two &  $\frac{3}{100}$  dollars

one note given by Samuel Burgandine to Said McElroy for Twenty Two &  $\frac{9}{100}$  dollars

One note given by Uplius Sharp to Said McElroy for thirty one dollars with a credit of \$5.00

One note given by John W. Bryant to Said McElroy for Twenty five &  $\frac{4}{100}$  dollars

One note given by Lafe McElroy to Said McElroy for Seventy three &  $\frac{4}{100}$  dollars

One note given by Upton Sharp to Said McElroy for thirty five &  $\frac{5}{100}$  dollars

One note given by Huffman (first name not known) to Said McElroy for Five &  $\frac{6}{100}$  dollars.



One note by Lewis Poling given to said McHoy for thirty five dollars

One note by J. F. Long to said McHoy for twenty five dollars

One note given by W. H. Patin to said McHoy for thirty three &  $\frac{2}{100}$  dollars

One note given by Carter & Sparks to said McHoy for three hundred and fifty dollars, all of which notes were of the value for which each one was given as above set forth & were negotiable promissory notes but whether payable to order or bearer is to the jury unknown and the date of each one of said notes is to the jury unknown and the time when either of the said notes became due is to the jury unknown. The said false pretense by which said Jacob F. McHoy obtained said notes of said value from said Banking Company was as follows, to-wit;

Said Jacob F. McHoy at said County of Union on said 4<sup>th</sup> of August 1888 for the purpose of defrauding said Bank, represented to said Banking Company that if said Banking Company would deliver up to him said notes, which said Banking Company held as collateral security for his overdrawn account in said Bank to the amount of eleven hundred and forty one &  $\frac{2}{100}$  dollars ~~the~~ the said Jacob F. McHoy had arranged with Levi Snuffin in payment of a mortgage which said Snuffin held against him on his farm in Union County Ohio, and that he had arranged with the Michigan Mutual Life Insurance Company to borrow from it three thousand dollars to be secured by mortgage on said farm and which by arrangement was to be the first mortgage on said land & the said Levi Snuffin's said mortgage of one thousand had to be canceled and if said Bank would let him have said notes held by it as aforesaid as said



collateral he could by said arrangement - with said Snuffin lift said mortgage of said Snuffin by the said notes as money & he could thereby have that much more money out of said three thousand loan and could thereby pay off said overdrawn account - and he would deliver to said Snuffin said notes under said arrangement - and with the money which he would receive of said loan of three thousand pay said over drawn account of said Bank to the said Banking company, but the said Jacob F. McElroy had not made any arrangements - with said Snuffin to take said notes on said mortgage and had never spoken to him on that subject - and said representations that he had done so and could turn them to him on said mortgage were false & by said McElroy at the time he made them known to be false and they were made to deceive and defraud said Banking company and he overtook said notes to said Snuffin but let other parties have them and never returned them to said Banking company. The said Banking company relying on the truth of said representations delivered said notes to said McElroy to turn with said Snuffin on said mortgage and for no other purpose and took the individual note of said Jacob F. McElroy due at date for said overdrawn account of eleven hundred & forty one & 2/100 dollars but said Jacob F. McElroy never came back to said Banking house and never paid said account but fled from his home in said county of Union to the State of Kansas having first used said notes for his own benefit by delivering them to other parties to said Snuffin unknown, and said Jacob F. McElroy never consummated said three thousand loan and never paid any part of said Snuffin mortgage and never paid

## THE PEOPLES' BANK.

Marysville, O. 188

Dear Sir:

Notes of J. F. McElroy

Spencer Hoffmann	22,93	
Saml Burgaudine	2290	
Upton Sharp	31 -	cash
John W Bryan	25,41	
Lafe McElroy	7304	
Upton Sharp	35,52	
Hoffmann	5,86	
Lewis Poling	3500	
J. F. Lamy	2500	
Wm W Palmer	3362	
Leath & Sparks	350	
	<u>659.08</u>	
Griffin (since by note)	30.	
Hunter got		
By McElroy	8432	
J. M. McElroy	7755	
	<u>851.25</u>	



200.

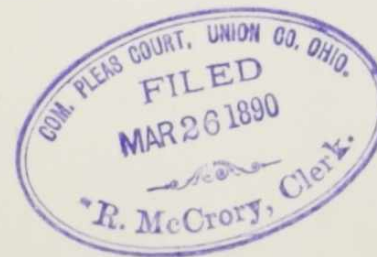
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21

.62 -



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Criminal Case File  
Case No. 775



No. *475*

**Union Common Pleas.**

**STATE of OHIO.**

against

*Robert Pleasant,*  
Defendant.

Journal No. \_\_\_\_\_

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Record No. \_\_\_\_\_

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Ex. Doc. \_\_\_\_\_

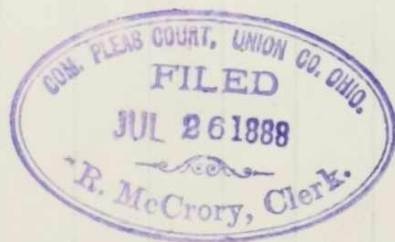
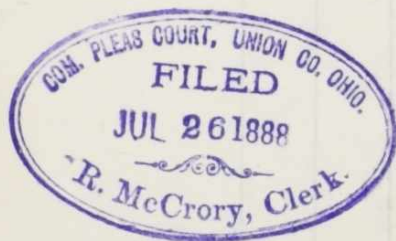
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No 1 - Second Docket Page 554.

State of Ohio  
vs  
Albert Pleasant.

Transcript  
And copy of  
Affidavit

Costs paid by Prosecuting  
Witness.



The State of Ohio } No 1. Docket No 2. Page 554.  
 vs } July 21<sup>st</sup> A.D. 1888.  
 Albert Pheasant. }

Complaint in writing  
 upon Oath and signed by  
 E. J. Fox, filed with me charging  
 that Albert Pheasant on or about

Justice fee  
 Affidavit 40  
 warrant 40  
 Order to Court 40  
 adjourn 10  
 Sub. for 5. 45  
 Sub. for 4. 40  
 trial 100  
 Mitimus 40  
 filing 7 Papers 35  
 Recording  
 400 words 60  
 Transcript  
 and Rept 1.00  
 5.50

The 16<sup>th</sup> day of July A.D. 1888, at the  
 County of Union did unlawfully and  
 feloniously steal take and carry away One  
 Silver Watch and Vest to the amount of  
 about Twenty Dollars the goods & chattels and  
 Property of E. J. Fox.

Same Day Warrant issued and delivered to  
 Constable W. P. Heisey.

July 21<sup>st</sup> A.D. 1888. Warrant Returned in due  
 order as follows - I Received this writ July 21<sup>st</sup> 1888  
 and now have the Body of within named Albert  
 Pheasant in court.

My fee

Service and Mileage \$105. W. P. Heisey Const.  
 July 21<sup>st</sup> 1888.

The case of the State of Ohio against Albert  
 Pheasant was called when the Prosecutor did  
 plead not guilty whereupon by Motion and  
 Consent of the Complainant and Prosecutor an  
 account of the absence of a material witness  
 an adjournment was asked until Monday the  
 23<sup>rd</sup> day of July 1888, at 2 o'clock, P. M.  
 thereupon issued written Order and Delivered the



Same to Constable Heisey who is to keep the  
Prisoner in Custody to detain him in custody at  
his dwelling house in Taylor Township to the time of  
trial, which was set July 23<sup>rd</sup> 1888 at 2 o'clock P.M.  
July 23. AD 1888.

Constable  
Heisey's fee  
Serv of warrant  
and mileage 10 5  
Subsistence

and care 4,50  
5,55

Constable  
McClamey's

Same Subp  
an 5, and  
Mileage  
Service 65

Subpoena issued and delivered to Constable  
H. F. McClamey on the <sup>part</sup> of the State, as follows,

Joseph Greas, Cyrus Jaungett, Isaac Gates,  
Frank Winters, Joseph Embry, Peter Pheasant,  
Daniel Gaswell, James Deaver, And J. L. Prettyman,  
Returnable forthwith.

July 23<sup>rd</sup> 1888, at 2 o'clock P.M. Subpoena  
Returned indorsed as follows. E. J. Fox served  
Subpoena on the following witnesses by Reading,

Peter Pheasant, Daniel Gaswell, James Deaver,  
And J. L. Prettyman, and Returned without any

trial 1,00 fee. The others were served by Constable McClamey  
conveying on same day to Joseph Greas, by Reading, Cyrus  
Jaungett, Isaac Gates, Frank Winters, and Joseph Embry.

Return Made this day as follows, Served on all the  
above named witnesses by Reading.

My fees. Mileage 25 Miles 1,40.

Served on 5 witnesses 65. H. F. McClamey  
total 2,05 Constable

July 23<sup>rd</sup> 1888 at 2 o'clock P.M.

Constable Heisey Returned his Order with the body  
of the Prisoner Turned him <sup>over</sup> to the care of  
Constable McClamey.

My fees for care and sustenance for Two  
and one half Day, \$4,50

W. P. Heisey, Constable

Witness fee July 23<sup>rd</sup> AD 1888, 2. o'clock P. M.  
 Joseph Greas. the time set for trial, all Parties being Present  
 12, Miles 1.10 trial called, the defendant threw R. L. Woodburn  
 Cyrus Tammitt his attorney waived the Examination of witnesses  
 12, Miles 1.10 thereupon he was Requested to give Bond and  
 Isaac Gates Security for his appearance at the court of Common  
 12, Miles 1.10 Pleas of the first day thereof, of the next term  
 Frank Winters to be holden in the said county of Union and State of  
 12, Miles 1.10 Ohio for the sum of Two Hundred Dollars, which  
 Joseph Embury he failed to comply with, there upon Writ was  
 12, Miles 1.10 issued and delivered to Constable McLeamy who  
 Peter Pleasant called to his assistance J. L. Prettyman, who delivered  
 4, Miles 70<sup>th</sup> the said Prisoner over to the Keeper of  
 Daniel Gamble the jail of the aforesaid county of Union until  
 4, Miles 70<sup>th</sup> Discharged by due course of law,  
 James Deaver Constable fee  
 4, Miles 70<sup>th</sup> for delivering Prisoner to Jailor 1.00  
 J. L. Prettyman assistance 1.00  
 4 Miles 70<sup>th</sup> total 2.00

total writ fee \$8.90

grand total

Cost Bill

\$26.85.

}

J. Sheuerman J. R.

No 1. Second Docket Page 554.

The State of Ohio Union county Taylor 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,

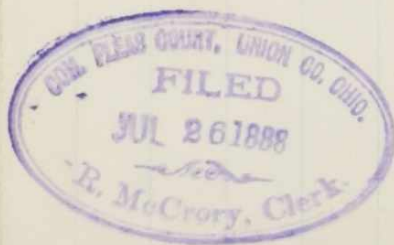
July 24<sup>th</sup> AD 1888.

D. Sheuerman  
Justice of the Peace



State of Ohio  
vs  
Albert Pheasant

Affidavit  
Copy





The State of Ohio Union county ss.

Before me D. Sherman one  
of the justices of the Peace. in and for said county  
Personally came E. J. Fox, who being duly sworn  
according to law, deposes and Says:

That Albert Pleasant late of the said county  
of + <sup>Union</sup> on or about the 16<sup>th</sup> day of July AD 1888, <sup>did</sup> unlaw-  
fully and feloniously, <sup>did</sup> Steal take and carry away  
one Silver Watch, and one vest. The goods Chatters  
and Property of the said E. J. Fox from his Premi-  
ses in the afore said county and State to the  
Amount of about Twenty Dollars, and Further  
this Depoant Swith nat,

E. J. Fox,

Sworn to by E. J. Fox, before me and  
Signed by him in My Presence this 16<sup>th</sup> Day of  
July AD 1888.

D. Sherman J.P.

Criminal Case File  
Case No. 776

No 776

Union Common Pleas.

STATE of OHIO.

against

Eliza Thompson *et al.*  
Defendant.

Journal No.

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Record No.

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Ex. Doc.

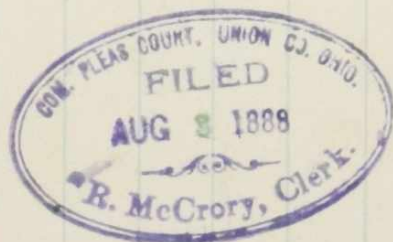
Page



The State of Ohio  
vs  
Mrs Underwood et al

affidavit - filed  
June 18<sup>th</sup> 1888

W. M. Whigel - J.P.



before me, and signed by her in my presence this  
18<sup>th</sup> day of June A. D. 1888.  
W. M. Whigel - J.P.

The State of Ohio }  
Union County. ss. }

Before me, William M. Wright,  
one of the Justices of the Peace of said County,  
personally came Susan J. Gladden who, being  
duly sworn according to law, deposes and saith,  
that on or about the 18<sup>th</sup> day of June A. D. 1888, at  
the county of Union, Mrs. Underwood, Mrs. Jack  
Thompson, Josie Underwood, Hattie O'Leary, Nora  
Evans, ~~Tom~~ <sup>Raney</sup> Mayo, Thomas Underwood Jr., and ~~Whit~~  
Mayo, in and upon the body of Susan J. Gladden  
then and there being, an unlawful assault did  
make, and they, the said Mrs. Underwood, Mrs.  
Jack Thompson, Josie Underwood, Hattie O'Leary,  
Nora Evans, Thomas Underwood Jr., <sup>Raney</sup> Mayo and Whit Mayo  
then and there unlawfully did strike, beat, wound  
and ill-treat, and other wrongs to the said Susan  
J. Gladden then and there did.

And affiant further says that the  
accused above named, on the day and year above-  
said, did maliciously injure and destroy her property,  
to-wit: they broke in her windows; broke her dishes  
and household furniture; trampled down her cabbage,  
pulled her onions from the ground, and otherwise  
did maliciously destroy and injure her property.

Affiant makes oath that she has  
just cause to fear, and does fear that the ac-  
cused above named will commit further great  
violence to her person, and that they will further  
injure and destroy her property, and further af-  
fiant saith not.

S. J. Gladden  
Sworn to by Susan J. Gladden



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# RECOGNIZANCE.

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*The State of Ohio*  
vs.

*Elija Thompson*  
*Et al*

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*Fried June 18<sup>th</sup> 1888*

*W. M. Winget-*

Justice of the Peace.

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Docket No.

Returnable 18

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Constable.

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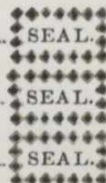


**RECOGNIZANCE AFTER TRIAL.**

THE STATE OF OHIO, }

Be it Remembered, That on the EighteenthUnion County, ss. } day of June one thousand eight  
hundred and Eighty Eight Eliza Thompson, Josie Moss, Bettie Chavone  
and Nora Evanspersonally appeared before me, W. M. Winget 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 Twenty Five dollars Each 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 Eliza Thompson, Josie Moss  
Bettie Chavone and Nora Evansshall 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  
and Mordacious destruction of propertyand 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 Susan JGladden specially, then this recognizance shall be void; otherwise  
it shall be and remain in full force and virtue in law.Eliza ThompsonJosie MossBettie ChavoneTaken and acknowledged before me, this 18<sup>th</sup> day of June one thousand  
eight hundred and Eighty EightW. M. Winget

Justice of the Peace.

upon the body of Susan J. Gladden

Criminal Case File  
Case No. 777

Criminal Case File  
Case No. 778



No.

778

Union Common Pleas.

STATE of OHIO.

against

Frank Tanner,  
Defendant.

Journal No.

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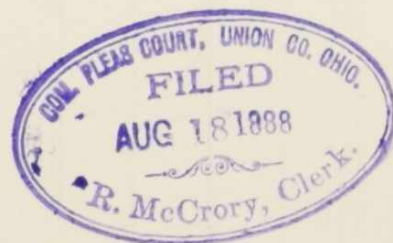
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State of Ohio  
vs  
Frank James



# Transcript

State of Ohio

23

Frank Tanner

Mayors fees

Officer's

40

Warrant

40

Geo entry

40

Recd

40

Judgment

40

Satisfaction

20

Transcript

65

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10

Band

40

Recd Postage

80

Marshall's fees

Sum of Warrant

40

Mileage

20

Attending Trial

100

Assistance

160

150

\$310

State of Ohio Union County

Claborn Township

58

Before Jason Case Mayor of Said Village of  
Richwood Complaint No 172 made this 13<sup>th</sup> day

of August 1888 by John Cunningham who being

Duly Sworn according to Law Deposes and Says

That Frank Tanner late of Union Co Ohio on

or about the 13<sup>th</sup> day of August 1888 at the Village

of Richwood afore said did unlawfully Gambol

With Cards for money with one Martin and Boy

Parker within the Corporate limits of the Village

of Richwood in violation of the Statutes of the State

in such Cases made and provided And This Depoant

does truly believe that the said Frank Tanner

is guilty of the fact charged and further that

Depoant saith not John Cunningham

Sworn to before me this 13<sup>th</sup> day of August

1888 Jason Case Mayor

Aug 13<sup>th</sup> 1888 Issued Warrant for the arrest of

the above named Frank Tanner and delivered

the same to John Cunningham Marshal who

made return there on as follows received

this writ Aug 13<sup>th</sup> and served the same further

th by arresting the above named Tanner and

now have him in Court for trial this

13<sup>th</sup> day of Aug 1888 John Cunningham Marshal

Aug 13<sup>th</sup> 1888 I arraigned the accused Frank

Tanner who waived examination and submits

to be bound over to the Court of Common Pleas



I Thereupon Order and Adjudge that The Said  
Tanner enter into a Recognizance of One hundred  
Dollars with Good and Sufficient Security for his  
Appearance at The Court of Common Pleas at  
There next Term Thereof which bond is taken  
and Approved by me this 14<sup>th</sup> day of Aug. 1888  
Security W. K. Murphy and A. Spratt  
Witnesses recognized John Cunningham and  
Leta Parker  
Jason Case  
Mayor

State of Ohio Winnebago County Claborn Township 89  
I do hereby Certify that The Above is a full and  
true Copy from my record of The proceedings had  
by and before me at my Office in Said  
Township in the above action  
Jason Case Mayor

Doc. \_\_\_\_\_ P. \_\_\_\_\_ No. \_\_\_\_\_

RECOGNIZANCE OF WITNESSES.

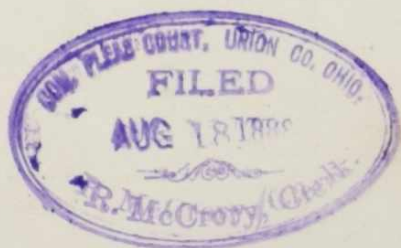
State of Ohio  
vs.

Frank Tanner

James Case

Mayor.

Returnable \_\_\_\_\_ 188 \_\_\_\_\_



Marshal.

The Village of Richwood  
County of Union State of Ohio. } ss.

Be it Remembered, That on the 14<sup>th</sup> day of Aug A. D. 1886

Pest Parker personally appeared before me Jason Case  
Mayor of the said Village of Richwood in the County afore-  
said, and acknowledged Jason Case  
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

John Cunningham and Pest Parker  
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 mat-  
ters 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.

John Cunningham (SEAL)  
Pest Parker (SEAL)  
his effort (SEAL)  
Jason Case Mayor.



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# RECOGNIZANCE.

State of Ohio

vs.

Frank James

John Carr

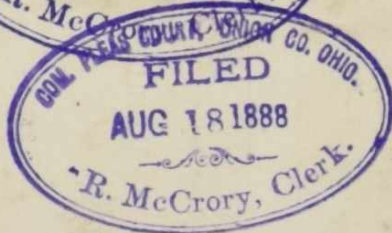
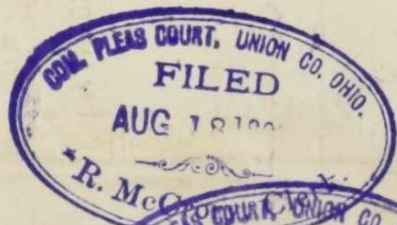
Mayor.

Doc.

No.

Returnable

188



THE STATE OF OHIO,

*Union*

COUNTY,

SS.

The Village of *Richwood*

TO THE MARSHAL OF THE SAID

*Village*

GREETING:

Be it Remembered, That on the *13<sup>th</sup>* day of *Aug* in the year of our Lord one thousand eight hundred and eighty *eight*

And *A Spratt*

personally appeared before me

*Jason Case*

, Mayor

of said *Village* in the County aforesaid, and jointly and severally acknowledge 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

*Frank Tanner*

personally be and appear

before the

Court of Common Pleas, on the

first day of the next term thereof, to be holden in and for the County aforesaid

they and there to answer a charge of *Unlawfully Gambling with Cards for money with One Huston and. Boy Parker*

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.

*H. K. Murphy*  
*A. Spratt*

Seal

Seal

Seal

Taken and acknowledged before me and by me approved, this *14<sup>th</sup>*

*August*

A. D. 1888.

day of

*Jason Case*

Mayor.