

Civil Case: State of Indiana vs Wm. H. Summers

Name in Record	Reason for Being in Record	Date of Record
State of Indiana	Plaintiff; files complaint of assault & battery	Sept. 27, 1863
William H. Summers	Defendant	
Anne Elizabeth Tieman	Complains of def. striking her wih a pole while shaking nuts from a tree	
John Adam Tieman	Defendant went on his land without consent	
Levi Griffith	Was with defendant at time of assault	Sept. 28, 1863
John Archbold	Justice of Peace	
Frederick Gallmeyer	Constable; received warrant for defendant and summons for witnesses	
John Archbold	Ordered Def. fined plus costs & held in custody until paid	
William H. Summers	Claims he has witness who is unavailable at this time	Sept. 28, 1863
John Archbold	Justice of Peace	
Peter Mahnensmith	Bound to State of Indiana on condition that defendant will appear	Sept. 28, 1863
Abraham Summers	Posted bail for William Summers	Sept. 29, 1863
William Henry Summers	Bound to state for 200.00 on condition he appeal his case	Oct. 23, 1863
Abraham Summers	Bound to state for 200.00 on condition Def. appeals his case	
John Archbold	Justice of Peace	Oct. 23, 1863
William H. Summers	Filed an appeal bond on the case	
Nelson McClain	Attorney for William Summers	
J. Archbold	Justice of Peace; Accepted appeal bond	Nov. 10, 1863
John Archbold	Oath of complete transcript from his docket	

Roll no 20

State of Indiana ⁽³⁹⁾
vs

Wm H Summers

By 14,

State of Indiana)
) Complaint for an
) Assault and Battery
) ^{vis}
William H Summers)

Plaintiff her Complaint in the words and figures
following to wit State of Indiana Adams
County Anna Elizabeth Terman Swears that
on or about the 27 day of September 1863
at said County William H Summers as
affiant verily believes Entered the Lands of John
Adam Terman contrary to his will and did
then and there commit an Assault and battery
upon the Person of the witness by striking
witness with a Pole the said Summers and Levi
Griffith was shaking off Hickory nuts with and
knocked witness down Anna Elizabeth Terman

Subscribed and Sworn before me John Archbold
Justice of the Peace

Sept 28th 1863 warrant Issued and was delivered
to Frederick Gallmeyer Special Constable who
being by me appointed and sworn according to
Law to serve in the above cause of action

Sept 28th 1863 at the Request of defendant
subpoena Issued for witnesses and was delivered to
F Gallmeyer Sept 28th 1863 all the Writs Issued
in this behalf Returned Endorsed Served by reading
after hearing the Evidence and due deliberations
thereon

It is adjudged that the Plaintiff Recover of the
Defendant the sum of Five dollars Fine with
Interest from date Together with his costs and
opening costs and that he be held in custody until
such fine be Paid or Replevied

John Archbold Justice

I Abraham Summerson acknowledge myself
Replevin Bail for the Stay of Execution on the
above Judgment for Thirty days from the rendition
Thereof Witness my hand this 29th day of
Sept 1863 Abraham Summerson
Attest John Archbold JP

Justices fees
Affidavit 25
Warrant 25
Swearing five Persons 25
Trial - - 50
Affidavit for an appearance
Bond 25
appearance Bond 25
Transcript 1.25
Constables fees 1.36

Witness fees 1.00
Prosecuting Witness 50

Comes now William
H Summerson by Nelson
McClain his attorney and
Asked an appeal of the
above cause
October the 23rd 1863
Comes now the said
William H Summerson
and filed an appeal
Bond asking for an
appeal to the Court
of Common Pleas at the
Term which Bond was
Accepted by me J Archbold
JP

State of Indiana Adams County &c
I John Archbold a Justice of the Peace in
and for Noble Township and County and State
above said hereby certify the above to be a
~~Transcript~~ Transcript from my docket
the 24th of Sept 1863 John A. Archbold Justice
is a true and complete Transcript
of the proceedings had before me
in the above cause Whereof my
hand and seal this 10 day of November
A.D. 1863 John Archbold Justice
fee for Stamp 10 cents





State of Indiana Adams County

William H Summers swears that he has
a material witness which he cannot obtain
before nine o'clock this evening which is
Sept the 28th 1863 without which such
evidence would injure him materially
Sworn and Subscribed before William H Summers
me this 28th day of Sept 1863 John Archbold Justice

Know all Men by These presents
that I Peter Mahnersmith ^{William H. Summers} is held and
firmly bound to the State of Indiana
in the Sum of fifty
the conditions are as follows where as
William H Summers has been arrested
with a States Warrant charged with
Assault and battery now if the ^{say} William
H Summers shall appear at my office
on the Evening of the 28 day of September
1863 ^{at 9 o'clock} then this Obligation shall be void
Else in force Peter Mahnersmith

We William Henry Sumners and
Abraham Sumners severally acknowledge
ourselves to one and bound to the State
of Indiana in the sum of two hundred
Dollars each if the said William Henry
Sumners shall not be and appear before
the ~~first~~ in the Court of Common Pleas
of Adams County in the State of Indiana
at the first day of the next Term of
said Court to answer the State of Indiana
in a Charge of Assault and battery
at the said County of Adams and
State of Indiana and abide the
Judgment of such Court
Witness our hands and Seals this 23rd
day of October A.D. 1863.

William H Sumners *WHS*

Abraham Sumners *AS*

Seen and Approved by
me this 23 day of October
A.D. 1863,

John Strobel J.P.