

Jefferson County  
Case Files - Civil

Grant Court

Box

27 Folder 12

September 1870

Carver, Tolbert C.

vs

Carver, William H.

Debt

Debt \$65 for note, money paid to  
Abner Green, and taxes paid; real  
estate attached

Robert C. Carver  
 Plaintiff  
 against  
 William H. Carver  
 Defendant

In the  
 Circuit  
 Court of  
 Jefferson  
 County  
 Missouri

Plaintiff states that the defendant  
 by his promissory note herewith  
 filed and dated September 15<sup>th</sup> 1856  
 promised for value received to pay  
 Plaintiff on demand the sum of  
 Twenty Dollars which said sum of  
 money was by the Plaintiff demanded  
 of Defendant on the day of the date  
 of said note but which was not paid  
 and which with the interest  
 thereon at the rate of six per cent  
 from the date thereof is still due  
 Plaintiff and unpaid and for which  
 Plaintiff asks judgment.

Plaintiff further states that  
 he paid to Abner Green for Plaintiff  
 and at ~~Plaintiff's~~ <sup>Defendant's</sup> request a debt  
 which Defendant owed said  
 Green amounting to five dollars  
 on the 17<sup>th</sup> day of March 1856 as  
 appears by the receipt for said sum

Signed by said Abner Green  
herewith filed, which sum of  
money was demanded by  
plaintiff of defendant on the 17<sup>th</sup>  
day of March 1856 which defendant  
failed to pay to plaintiff and for  
which with interest thereon at the  
rate of six per cent from the date  
of the payment thereof plaintiff  
asks judgment.

Plaintiff further states  
that he paid for Defendant at  
his request the Taxes due and  
owing by defendant on a Tract of  
Land which defendant now owns  
and has owned for many years  
prior to the year 1857 that is  
to say plaintiff paid for said  
Defendant at his request on said  
Tract of Land which is situated  
in Jefferson County Missouri

The Taxes due and owing by  
Defendant thereon for the year  
1857 amounting to one &  $\frac{20}{100}$  dollars  
and for the year 1863 amounting to two  
and  $\frac{21}{100}$  dollars, and for the year 1862  
amounting to two &  $\frac{45}{100}$  dollars and  
for 1864 amounting four &  $\frac{14}{100}$  dollars

and for 1858 amounting to Two &  $\frac{30}{100}$   
Dollars and for 1859 amounting to  
five &  $\frac{55}{100}$  dollars, and for 1861 amounting  
to Two &  $\frac{45}{100}$  dollars and for 1865  
amounting to Ten &  $\frac{2}{100}$  Dollars and  
for 1866 amounting to Ten &  $\frac{92}{100}$   
Dollars, <sup>as appears by the tax receipts for said years</sup> Plaintiff also states that  
Herewith <sup>filed</sup> ~~he demanded~~ paid said Tax for  
1857 on the 1<sup>st</sup> of September of that year  
and for 1863 on September 1<sup>st</sup> of that year  
and for 1862 on September 1<sup>st</sup> of that year  
and for 1864 on September 1<sup>st</sup> of that year,  
and for 1858 on Sept. 1<sup>st</sup> of that year  
and for 1859 on September 1<sup>st</sup> of that year  
and for 1861 on Dec<sup>r</sup> 16<sup>th</sup> of that year  
and for 1865 on November 28<sup>th</sup> of that year  
and for 1866 on October 8<sup>th</sup> of that year

Plaintiff avers that he demanded  
said several sums of money of Defendant  
on the several days on which he paid  
~~said~~ the same but that Defendant  
has not paid Plaintiff any part of  
either of said sums, wherefore  
Plaintiff prays judgment against  
Defendant for <sup>the amount of</sup> said several sums  
so paid by him for Defendant  
with six per cent interest thereon  
from the respective dates of said

Several Payments for other  
Proper relief

For J. J. Wallace  
Atty. for Plain City

J. C. Carver

Wm<sup>ny</sup> H. Carver

---

original petition  
on note &c &c

---

Filed July 30<sup>th</sup> 1870  
Elias P. Henry CR  
By L. H. Ayford D.C.

---

Clark issue attachment  
Williams  
for plff.

Tolbert C. Carver  
 Plaintiff  
 against  
 William H. Carver  
 Defendant

In the Circuit  
 Court of  
 Jefferson  
 County  
 Missouri

This affiant states that the Plaintiff  
 in the above entitled cause  
 has a just demand against the  
 Defendant therein now due  
 and that the amount which  
 this affiant believes the Plaintiff  
 ought to recover after allowing  
 all just credits and set-offs is  
 one hundred and three & <sup>27</sup>/<sub>100</sub> dollars and  
 that this affiant has good  
 reason to believe and does  
 believe that the Defendant is  
 not a resident of the State of  
 Missouri, that the Defendant  
 is not a resident of this State,  
 (Missouri)

Sworn to and  
 Subscribed before  
 me this 30<sup>th</sup> day  
 of July 1870  
 Elias H. Conner  
 By Lewis H. Alfred D.

T. C. Carver

Tolbert C. Carver, Plaintiff  
 Against  
 William H. Carver Defendant

In the Circuit  
 Court of  
 Jefferson  
 County  
 Missouri

We Tolbert C. Carver as principal  
 and Peter Jentle as security—  
 acknowledge ourselves to be indebted  
 unto the State of Missouri in the  
 sum of ~~the~~ Two hundred and Ten Dollars  
 Dollars for the payment whereof we  
 bind our selves, our heirs, Executors  
 and Administrators. — The Condition  
 of the above obligation is that

Whereas Tolbert C. Carver is about  
 as Plaintiff to commence a suit by  
 Attachment in the Circuit Court of  
 Jefferson County Missouri against  
 William H. Carver Defendant  
 Returnable to the next Term thereof  
 wherein the sum sworn to is one  
 hundred and three and 27/100 Dollars, now  
 if said Plaintiff shall prosecute his  
 action without delay, and with  
 effect; Refund all sums of money  
 that may be adjudged to be  
 refunded to the Defendant or  
 found to have been received by  
 the Plaintiff and not justly  
 due to him; and pay all damages  
 that may accrue to any Defendant  
 or Garnishee by reason of the  
 attachment or any process on

proceeding in the full or by reason  
of any judgment or proceeding thereon  
then this obligation is to be void  
otherwise to remain in full  
force  
Witness our hands and seals  
this July 30<sup>th</sup> 1870

J. C. Barker  
Peter Janni

Approved this  
30<sup>th</sup> day of  
July 1870  
Edw. D. Conway & T.  
Adams Notary Public.

J. C. Carver

W. H. Carver

Attachment

Filed August 11<sup>th</sup> 1886  
Elis B. Honeycutt

Clerk issue Attachment  
Wm. Williams  
for Plaintiff

Attachment - or any proceeds on

STATE OF MISSOURI,  
COUNTY OF JEFFERSON.

The State of Missouri to the Sheriff of Jefferson County, Greeting :

WE COMMAND YOU to attach

*William H. Carver*

by all and singular *his* lands and tenements, goods, chattels, rights, moneys, credits, evidences of debt, and effects, or so much thereof as shall be sufficient to satisfy the sum of *One Hundred and three* dollars and *Ninety Seven* cents, with interest and costs of suit, in whose possession soever the same may be found in your county, and that you summon the said

*William H. Carver*

that *he* . . . . be and appear before our Circuit Court of the county of Jefferson, on the first day of the next term thereof, to be holden at the Court House in Hillsboro, in said county of Jefferson, on the . . . . day of *5* . . . . next, then and there to answer the petition of

wherein *he* . . . . ask judgment for

*One Hundred and three* dollars and *97* cents, and that you also summon

and all other persons that you shall find in the possession of goods, money or effects of the defendant , not actually seized by you, and all debtors of the defendant , and such other persons as the plaintiff or his attorney shall direct, as garnishees, to be and appear before our said court, at the time and place aforesaid, then and there to answer such allegations and interrogatories as may be exhibited against them ; and have you then and there this writ.

IN TESTIMONY WHEREOF, the undersigned, Clerk of the said Jefferson Circuit Court, has hereto signed his name and affixed the seal of said Court, at office, this *10th* day of

*August* . . . . 18*77*.

*Chas. M. Moxey* Clerk.

*By Samuel H. Ceford* S. C.

2923

TO

Jefferson Circuit Court.

*Septuagesima Term, 1867*

*vs*

*W. H. Carver*

By *Fred Luchtemayer* Sheriff  
*Fred Hollenback* Deputy

(original)

The clerk will  
 do this with  
 all the cost of  
 Plaintiff this  
 22<sup>nd</sup> Oct. 1870

*W. H. Carver*  
 Attorney at Law

This writ is returned by order of  
 the Plaintiff having paid thereon  
 Dec. 23<sup>rd</sup> 1870  
*E. J. Henry* Clerk

this writ of attachment came to hand this  
 August 15<sup>th</sup> 1870 and I did on the same day Levy  
 the same upon and seize there under the following  
 described Real Estate Situate in Jefferson County  
 Missouri viz, the South East quarter of the North  
 East quarter and the West half of the North East  
 quarter of section Twenty five Township forty  
 Range Three East Containing one hundred  
 and Twenty acres which Real Estate I did on  
 said 15<sup>th</sup> day of August 1870 attach as the  
 property of the Debtor *William H. Carver*  
 this August 15<sup>th</sup> 1870

§ 20. Covered with of 26 leaves  
Twenty leaves payable on demand  
Sept 18<sup>th</sup> 1886  
W. H. C. & Co. Secy

Witness of John B. Cannon  
attest in full for my fee as Counsel  
for Defendant, in the case of Smith  
vs. Smith, County of Elgin, Ill. Green against  
them, done in the Circuit Court of De-  
fense County, Mo., March 19<sup>th</sup> 1836,

At Green Green  
Att'y for Defendant

\$126 Dollars, in full of State and County Taxes in

Jefferson County, for the year 1857 on personal and real estate, to wit:

[illegible]

William

2000

Call

42

Paid  
Deacons from West. Church, for D. & Saverio, Dec 3rd  
infuse for Bonds in Kent & Saverio State in Jefferson County  
for the year 1838.  
160 acres Wm. E. & C. of M. & C. E. H. & Co. also 250 acres W. R. B.

Mr. Geo. 25<sup>th</sup> Nov. 44. R. B.  
Offn Street. Wall.

Dr. Stephen Phelps.

—  
1  
Tax Receipt  
for 1848

$82 \frac{15}{100}$  Dollars,

William Hill

Edw

Received from Wm H. Laver, by hand of J. Laver, Two  $\frac{50}{100}$   
Dollars, in full for State, County, Bond & Paymen Tax, on Real  
Estate in Jeff. Co. Mo, for the year 1859.

160 Acres, W  $\frac{1}{2}$  N E  $\frac{1}{4}$ , S E. NW, & S E. N E, of Sec. 25, Town 40, R. 3.  
Wm Reed dooll.

By At. J. H. Cooper Deft.

11  
68  
25  
103

1  
5  
7  
5  
5

Received from Wm H. Sawyer, Jr. J. L. Sawyer. Two  $4\frac{9}{100}$  Dollars, in  
full for State and County Taxes, on Real Estate, in Jefferson  
County, Mo. for the year 1861, to wit:

160 Acres,  $2\frac{1}{2}$  N E, S E, N W, & S E, N E, Sec. 25, Town 40, Range 3.

James L. Sawyer Recd.

By James J. Hooper Atty.

Dec. 16<sup>th</sup> 1861.

Received of Mrs H. Lumsden £45/7<sup>10</sup>  
in full of rate and licence dues  
for the year 1862 in 9<sup>9</sup>/<sub>10</sub> lb. 10<sup>3</sup>/<sub>4</sub> oz  
160 grains demand £22 25 340033

J. H. Fowler

Received of

Wm H. Lawrence by the hand of J. C. Lawrence

Two

$\frac{21}{100}$  Dollars,

in full of State, County and Poll Taxes, in Jefferson county, Missouri,  
for the year 1863, viz:

166 m 92 cts 5/12 and 5/12 gr dec 25 1863

J. C. Lawrence, State

Received of *Amos L. Conner* *ten* *(10)* *100* Dollars,  
 in full of State, County & Military ~~and~~ *Left* Taxes, in Jefferson County, Missouri,  
 for the year 1864, viz:

| Sec. | Town. | Range. |
|------|-------|--------|
|      |       |        |

Recd *Mr. Conner* *to* *Mar 8* *to* *1864*

*25* *10* *3*

*Amos L. Conner*  
*By* *Wm. H. Conner* *Agent*

Lucy Phelps  
1864  
M. H. Loomis

Received of *Thos. L. Lauer*

the sum of

*Ten*

<sup>100</sup>*22* Dollars, in full of State, County, Military and ~~all~~ Tax

in Jefferson County, Missouri, on Real and Personal, for the year 1863. — Real Estate as follows:

| Acres. | 100 lbs. | PARTS OF SECTION OR SURVEY. | Sec.      | Town.     | Range.   |
|--------|----------|-----------------------------|-----------|-----------|----------|
| 160    |          | <i>1/2 Sec 32 T4 R2</i>     | <i>25</i> | <i>40</i> | <i>3</i> |

This *28th*

day of

*Nov*

*1863*

*Wm. H. Lauer*

COLLECTOR OF JEFFERSON COUNTY, MO.

Received of

Wm. H. Hester

the sum

ten

<sup>100</sup>/<sub>100</sub>

Dollars, in full of State, County, Military and ~~State~~ Tax

in Jefferson County, Missouri, on Bond and ~~Security~~, for the year 1866. Bond Estate as follows:

ACRES. 100ths.

PARTS OF SECTION OR SURVEY.

Sec. Town. Range.

460

1/2 Sec. 28 T. 36 S. R. 2 E

25-46 3

This

2

day of

Oct

1866

Wm. H. Hester

COLLECTOR OF JEFFERSON COUNTY, MO.

W. A. Carter

Tax for 1866

~~\$~~10.92