

Jefferson County Circuit Court
Case Files-Civil

May 1872

Box 29 Folder 55

Crawford, Samuel W.

^{vs.}
Warne, Charles G.

Crawford, S. W.

Bailey, John M.

Debt, note

Debt \$500 loaned for building Masonic
Hall and School at Hanover

\$500.00

Harvard Nov December 1st 1869

One Year after Date for value received the
treasurer promise to pay to Samuel H. Crawford or
Order Five Hundred ~~xx~~ ¹⁰⁰ Dollars negotiable and
payable without legalisation or discount with 10%
interest per annum. On 9th of Masonic Hall
building & School House
at Harvard - Me

Charles Warner

J. H. Crawford

John McBailley

Wm. H. Bailey

~~R. J. Palmer~~

~~A. V. Whitehead~~

~~J. W. Crawford~~

785

2051

2615

205

2224

205

205

2230

2024

112

136

200

Samuel W. Crawford

Plaintiff

vs
Charles G. Warne,
S. W. Crawford &
John M. Bailey
Trustees Defendants

In the Circuit
Court of
Jefferson
County
Missouri

Plaintiff states that one M. W. Warne being the owner of Lots No. one and Two of the subdivision made by said M. W. Warne of United States Survey No. 1973 in Township 40 North of Range 5 East of the 5th Principal Meridian in Jefferson County Missouri said Lots each containing Two & $\frac{92}{100}$ acres less so much of each as is taken by the Track and Lands of the Saint Louis & Iron Rail Road did by Deed duly executed by himself and wife and bearing date June 24th 1868 convey the same to Charles G. Warne, S. W. Crawford and John M. Bailey as Trustees to be held by them in fee simple and their successors in Trust for the use of the Masonic Fraternity at Hannover in said County & vicinity for the purpose and intent that a Masonic Hall should thereafter

be erected thereon to be used as a
Masonic Hall and School House, and
Plaintiff avers that in order to
accomplish the erection of such
building and to enable said Trustees
to render said Lots of Land valuable
and useful and to effectuate the purposes
and intentions of said Trust it became
and was necessary after the execution of
said Deed and the creation of said
Trust for said Trustees to raise
money for the purpose of
erecting such Hall for masonic
and school purposes upon said
Land said Trustees having no
funds for that purpose, and that
thereupon and in the prosecution of
their duties as such Trustees in the
erection of a Hall upon said Lots of
Land for Masonic & School purposes
and to enable them to accomplish the
same said Trustees borrowed for that
purpose the sum of five Hundred
Dollars of Samuel W. Crawford one
of said Trustees on the 1st day of
December 1869 for which they in
their capacity as such Trustees did
execute and deliver for value

received to said Samuel H. Crawford
their promissory note signed & joined
in by said Warner, Bailey & Crawford
as Trustees of the property hereinbefore
described which note herewith filed
is dated December 1st 1869 and payable
one year after the date thereof and is for
the principal sum of five thousand
Dollars bearing ten percent interest per
annum from its date. Plaintiff
averts that said sum of money was so
loaned by him in good faith to said
Trustees that is to say was furnished
by him he being one of said Trustees
from his own funds and was by the
other two Trustees acting in connection
with plaintiff used in the building &
construction of a Masonic Hall and
School House on the Lands aforesaid
in pursuance of the powers in them
vested and the duties upon them
imposed by the Deed and instrument
of writing investing said Trustees
with the Title of said Property and
creating in them the Trust aforesaid,
Plaintiff avers that said promissory
note together with the interest thereon
given as aforesaid for money by plaintiff
advanced as aforesaid and used in the

Collection of said Masonic Hall & School House as aforesaid is still due Plaintiff and unpaid

And in Consideration of the premises Plaintiff Prays the Court to Decree render Judgment against the Defendants in their Character and Capacity as Trustees invested and clothed with the Trust aforesaid for the amount of said promissory note with interest accrued & to accrue thereon till the rendition of Judgment ~~and that the Court will decree and adjudge the same to be a Lien upon said Trust Property to the end that it may be specially and specifically charged with the payment of said sum of money and that for the collection and enforcement of said Judgment and Decree that a special Execution may be awarded on said Judgment and Decree directing the Sheriff of said County of Levy the same of~~

Said Trust property, and that the
Court will grant such other and
further relief as may be just
and equitable in the premises

Jos. J. Williams,
Atty. for Plaintiff

W

State of Missouri }
County of Jefferson }

Subscribed before J. C. Powers
Justice of the Peace

Subscribed for Whereas R. Washburn
J. H. Fletcher, W. J. Williams & William Blank
being duly sworn upon his oath says

142.64
12
154.64

Sam. W. Crawford
W

John M. Bailey
et al

action to subject Wash
property to pay much of
promissory note &c,

original

Filed April 28th 1872,
W. J. Boyce, Clk.
In & the Name
of Jeph.

Subscribed process
to Bailey & name
Williams
for self,

the prosecution of their duties as such trustees in the erection of a Hall upon said lots of land for Masonic & School purposes and to enable them to accomplish the same said trustees borrowed for that purpose the sum of Five hundred dollars of Samuel W Crawford one of said Trustees on the 1st day of December 1869 for which they in their capacity as such Trustees did execute and deliver for value received to said Samuel W Crawford their promissory note signed & joined in by said Ware, Bailey & Crawford as Trustees of the property hereinbefore described which note herewith filed is dated December 1st 1869 and payable one year after the date thereof and is for the principal sum of Five hundred dollars bearing ten per cent interest per annum from its date. Plaintiff avers that said sum of money was so loaned by him in good faith to said Trustees that is to say was furnished by him he being one of said Trustees from his own funds and so as by the other two Trustees acting in conjunction with plaintiff used in the building & construction of a Masonic Hall and Schoolhouse on the lands aforesaid in pursuance of the powers in them vested and the duties upon them imposed by the deed and instrument of writing investing said trustees with the title of said property and creating in them the trust aforesaid. Plaintiff avers that said promissory note together with the interest thereon given as aforesaid for money by plaintiff advanced as aforesaid and used in the

erection of said Masonic Hall and School house as
aforesaid is still due plaintiff and unpaid, And in
consideration of the premises plaintiff prays the court
to render judgment against the Defendants in their
character and capacity as Trustees invested and
clothed with the Trust aforesaid for the amount
of said promissory note with interest accrued
& to ^{accrue} ~~thereon~~ thereon till the rendition of judgment
and that the court will decree and adjudge the same to
be a lien upon said Trust property to the end that it
may be specially and specifically charged with the
payment of said sum of money and that for the
collection and enforcement of said judgment and
decree that a special Execution may be awarded
on said judgment and decree directing the sheriff
of said County of levy the same of said Trust
property and that the Court will grant such other
and further relief as may be just and equitable
in the premises.

Geo J Williams atty for Plaintiff

A true copy of the original petition now on file in
my office,

Witness W. S. Boyce clerk of said Circuit
Court with the seal thereof hereunto
affixed this April 23rd 1872,

W. S. Boyce clerk
By O. H. Horine Depk

The State of Missouri, }
COUNTY OF JEFFERSON. } SS.

The State of Missouri,

TO THE SHERIFF OF THE COUNTY OF JEFFERSON---GREETING:

We command you, that you summon

Charles G. Warner

S. W. Crawford v John M. Bailey

if they be found in your County, that they be and appear before the Honorable Judge of our Circuit Court, on the first day of the next term thereof, to be begun and held at the town of Hillsboro, within and for the County of Jefferson, on the *second* ~~Monday after the fourth~~ Monday of *May* next, then and there to answer unto

Samuel W. Crawford

upon *his* original petition, a copy whereof is hereunto annexed and accompanies this writ, and have you then there this writ.

Witness, W. S. BOYCE, Clerk of our said

Circuit Court, with the seal thereof hereunto affixed, at office in Hillsboro, this *23rd*

day of *April* A. D. 18*72*.

W. S. Boyce Clerk Circuit Court.

By

O. H. Corine

Deputy.

RETURNABLE
TO
JEFFERSON CIRCUIT COURT.

May Term, 1872.

Samuel S. Crawford.

vs

Charles L. Warner
Sam Crawford &
Geo M Bailey

(original)

Attest
Sherrill Jee \$300

I executed this writ in Jefferson County Mo on the 27th day
of April 1872 on S. W. Crawford by Delivering to
him a true copy of this writ and Petition and I further
executed this writ on the same day on C. L. Warner
& John M. Bailey by Delivering to each of them
a true copy of this writ as furnished to me

John Williams Sherrill

Dolls.	Cts.	Dolls.	Cts.	Dolls.	Cts.
500					
	139.86				
<u>500</u>					
4639.86					

Dolls.	Cts.	Dolls.	Cts.	Dolls.	Cts.
1872	9	18			
1869	12	1			

2-9-17

Dolls.	Cts.	Dolls.	Cts.	Dolls.	Cts.
50					
	2 3/4				
<u>50</u>					
137.50					
	2.36				
<u>137.50</u>					
139.86					

Dolls.	Cts.	Dolls.	Cts.	Dolls.	Cts.
417					
<u>417</u>					
2.08					
	14				
	<u>14</u>				
2.36					

No.

3473

Jefferson Circuit Court.

May

Term, 1872.

Samuel W Crawford

vs.

John M Bailey, G. Harne
& S. W. Crawford

Judgment, - - -

\$622 ⁷²/₁₀₀

Date

May 24th

1872

Fee Book No.

1

Page

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Judg't Docket,

Page

188.00

11 3.25.

Waples
Crawford

Jos J Williams

Plaintiff's Atty.

ATTORNEYS: Exercise care and return promptly.

C. F. Chamberlin & Co., Printers and Stationers, St. Louis.