

Jefferson County Circuit Court
Case Files - Civil
Jan 1874 - No. 39

Whitehead, R.M., adm
Whitehead, James N.

vs.

Crawford, S.W.

Debt, notes

Debt \$229.19, \$360

Box

32 Folder 29

Aug 15th

1868

on or before the first day of
January 1869 I promise to pay
J. A. Whithead the sum of three
hundred and ~~forty~~ sixty dollars for
value received

S. W. Crawford



Received on the within
note One Hundred dollars
This 15th day of June 1869

Received on the within
note \$80. Eighty dollars
This 20th day of July
A. G. 1869

Received on the within
Note One Hundred dollars
This 21st day of Dec: 1869

180.00
272.43
27.00

500.00
18529.43

Saml. W. Crawford

9

\$229 19/100



47

No. 218

Sold by George

M. Grover, 159 Main St., St. Louis

Hammer M^{rs} & O'Connell's 1868

Six months after date I promise to pay to
the order of James A. Whitehead
Two hundred and twenty nine 1/2 Dollars

for value received negotiable and payable without abatement or discount
with ten per cent interest per annum

One Aug 11/68 J. W. Grover for



Sam'l. W. Crawford

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2346

R. M. Whitehead Adminis-
trator of the Estate of James
A. Whitehead Decedent
with the will of said Decedent
annexed Plaintiff

S. W. Crawford, Defendant

In the Circuit Court of Jeffer-
son County Missouri, Jan Term 1874.

Plaintiff states that James A. White-
head departed this life in the year
1871 testate and that he has been
by the Probate Court of Jefferson
County Missouri, ^{appointed} administrator
of the Estate of said Decedent with
the will of said Decedent annexed and
that he has given bond and qualification
as such.

Plaintiff further states that the
Defendant by his promissory note
herewith filed dated February 5th 1868
promised for value received to pay
Plaintiff's testate in his lifetime six
months after the date thereof the sum
of two hundred and twenty nine ⁰⁰/₁₀₀ dollars
which and the interest thereon is yet
due the Plaintiff and for which he
asks judgment.

Wm. A. Shawcross & Bro
Attys for Plaintiff

And Plaintiff for further Cause
of action. That that Defendant
by his other certain promissory
note herewith filed dated August
15th 1868 promised for value received
to pay Plaintiff's tenths in his lifetime
or before the first day of January
1869 the sum of three hundred and
sixty dollars: That on the 15th day
of June 1869 Defendant paid one
hundred dollars. and on the 20th day
of July 1869 the further sum of
Eighty dollars and on the 21st day
of December 1869 the further
sum of one hundred dollars and
that the balance said note with
the interest thereon is yet due
Plaintiff and for which he asks
judgment.

John A. Shuman & Bros
Atty for Plaintiff

J. N. McIntosh & Sons

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D. W. Crawford

Relation on Note

Filed Dec 20 1883

W. L. Boyce Clerk

By C. H. Boone

deputy

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

The State of Missouri,

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

We command you, that you summon

S. H. Crawford

if he be found in your County, that he 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 *Ten* ~~Monday~~ ~~after the fourth~~ Monday of *January* next, then and there to answer unto

R. M. Whitehead administrator of the Estate of James M. Whitehead Deceased with the will of said deceased annexed

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 *22nd*

day of *December* A. D. 18*73*,

W. S. Boyce Clerk Circuit Court.

By

W. H. Hoone Deputy.

I served this writ on the 24th day of December 1873
by delivering a copy of the same, with petition attached, to the
within named Defendant S. H. Crawford

J. B. Mop Sheff

3820³⁹

RETURNABLE
TO
JEFFERSON CIRCUIT COURT.

January TERM, 1874.
R. M. Whitehead admr.
executor of the estate of
James M. Whitehead
deceased, with the
will of said deceased
annexed
vs

S. H. Crawford

\$119.50

(original)

Servia. Gen

24

Sheff for 100

N. M. Whitehead
Adm^r Est, J. C. Whitehead } In the
S. M. Crawford } against
Circuit
Court,

Now at this day comes the Defendant and for answer to the petition of plaintiff says it is true as alleged in plaintiffs petition that he Defendant by his promissory note dated February 5th 1868 filed with said petition promised to pay J. C. Whitehead as in the petition stated (\$229.¹⁹/₁₀₀) Two Hundred & twenty nine & ¹⁹/₁₀₀ dollars with interest as stated,

As he also by his other promissory note filed with said petition dated August 15th 1868 promised to pay said Whitehead J. C. Three Hundred and Sixty dollars as in the petition stated and further it is true that Defendant paid the amounts on the last mentioned note as the same are stated to his credit in said petition - But the Defendant says that the first mentioned note & no part thereof that is, the note for Two Hundred and twenty nine & ¹⁹/₁₀₀ dollars is not nor is any part thereof due and owing

by Defendant for Defendant avers
and says that at the time he
executed and delivered said note
to said J. N. Whitehead deceased
he did not owe him the sum
of money mentioned in said
note or any part thereof or
any sum whatever and
that there was no consider-
ation whatever moving
from said J. N. Whitehead to
Defendant therefore, that it
was expressly agreed and
understood between said J. N.
Whitehead and Defendant that
said note should never be
collected by said Whitehead
from Defendant but that
the same should be delivered
up to Defendant and cancelled
whenever the Defendant should
demand it but Defendant avers
that said J. N. Whitehead died without
delivering said note up to Defendant
wherefore Defendant prays judgment
upon the first Count of said
Petition of Plaintiff that he be
discharged from the payment of
said note bearing date February

5th 1868 for the principal sum
of \$229, ¹⁹/₁₀₀ dollars, together with
all accrued interest which
appears by the Terms thereof
to have accrued thereon

and for proper relief

Wm. Williams
Attorney for Defendant

H. M. Whitehead

Adm. J. C. H.
Whitehead

S. W. Crawford

Answer

Filed Jan'y 13th 1874
W. S. Boyce Cl.

Rec^d Exors Dec 29 1874 of
Chas W Crawford One hundred
and Twenty five Dollars on a
Judgment in favor of R. M. Whithead
set over against S. M. Crawford

R. M. Whithead

Rec'd of S. M. Crawford the sum
of Ninety five cents in full
of the bal^y of the above Judgm^t
Jan'y 12th 1875

R. M. Whithead

By John L. Thomas & Co
his atty

W. H. Adams, Admr. {
Cranford

File 20 Copy 100 40 30 (cost) with 110 2.20
and order 20 Sub 30 Judg 50 1.25
Sockets 40 F.B. 10 Casks 20 75
\$ 4.20

10 Map. Affl.
with 100 calls 1.20

3.40