

Daffersan County Circuit Court
Case Files - civil
July 1836, No. 8

Box

2 Folder 64

Fletcher, Clement B

vs

McK:may, Seth
Goldsmith, Daniel F.
Loomis, Leonard L.

Assumpsit

Debt \$115.96 for Queensware
received by defendants to be sold
on commission; real estate attached

Jefferson County, Ky

In the Circuit Court July

Term 1836

Clement B Fletcher complains of ~~John~~ Daniel F Goldsmith & Leonard
 & Louis partners, in trade under the firm of
 Goldsmith & Loomis -
 of a plea of trespass on the case upon
 promises. For that whereas hereafter to wit
 on the 23^d day of June in the year
 1832 and at the County of said the said
 defendants were indebted to the plaintiff
 in the sum of one hundred and fifteen dol-
 -lars 96 cents for and on account of goods
 of goods wares and merchandise before that
 time sold and delivered to the said defendants
 by the said plaintiff, and at their special
 instance and request, and being indebted
 they the said defendants in consideration
 thereof of the words to wit - on the day and year
 last aforesaid and at the County of said under-
 took and promised to pay unto ^{the said plaintiff} the said
 sum of money whenever they the said defenda-
 -nts should be thereunto requested.

And whereas also the said defendants ^{of goods} even indeb-
 -ted to the said plaintiff to wit - on the day
 and year aforesaid and at the County of said
 in other large sum of money to wit the sum of
 one hundred and fifteen dollars and
 96 cents in several money by them before
 that time had and received to and for

the one said plaintiff and being
indicted, they the said defendants of record
to wit on the day and year aforesaid and
at the courts aforesaid in consideration thereof
undertook and promised to pay the said
last mentioned sum of money whenever after
wards they the said defendants should be
thereunto lawfully requested but the said
defendants although often thereto requested
have not paid the said several sums of
money to the said plaintiff or any part
thereof, but to pay the same have hitherto
refused and still do refuse to pay the
same to the country of the plaintiff
two hundred dollars, and therefore do
bring this suit.

J. Loh
Attor for plaintiff

Clement B Fletcher
vs

In the circuit Court
of Jefferson County
March 1836

County of Jefferson Just

This day personally

appeared before me Abraham Jarrett
Clerk of the circuit Court within and for
the county of said Clement B Fletcher
the plaintiff above named, who being duly
sworn, doth depose and say that the case is a
sith McKinnis Daniel F Goldsmith & Loomis
parties under the firm of Goldsmith & Loomis
the defendants are jointly indebted to him
the said Clement B Fletcher, and that the
said after allowing all just credits and set-offs in the
sum of one hundred & dollars

and that the said defendants
are not residents of the state of
Missouri nor residing in the state of Missouri

Sworn and subscribed C B Fletcher
this 12. day of March 1836 before

Abraham Jarrett Clk Cir Ct

1836

To B. B. Stetson

or

To W. W. Henry
Dart. of Goddard &
Dennison & Co. Boston
Appraised and
Source of action

Given this 12th of March

1836

Stamford Barlett & Co. to

State of Missouri
Jefferson County. *John E*

The state of Missouri to the sheriff of Jefferson
County greeting, You are hereby commanded to
attach both McKim, Daniel & Goldsmith
and Leonard L Loomis, partners in trade
under the firm of Goldsmith & Loomis

by all and singular their lands and tenements
goods, chattels, money, credits and effects, or so
much thereof as shall be sufficient to satisfy the
sum of one hundred ~~and fifteen~~ dollars and
~~ninety six cents~~ with interest and costs of suit
in whose hands or possession or under the same may
be found in the County of Jefferson, aforesaid, so
that they the said Goldsmith, McKim &
Loomis do not

dependants be and appear before the circuit court
of the County of Jefferson ~~at the~~ next term the
of to be held within and in the County of
Jefferson aforesaid at St. Louis on the
first Monday of July next if being the
^{to arrange a court of Session of a plea of trespass on the case on promise}
fourth day of said month, and you are
furthermore commanded to summon the said
dependants to be and appear at the time
and place last aforesaid to answer the ~~plea~~
~~Flatly~~ ^{the aforesaid citation} in an ~~action of trespass~~ ^{to his damage}
~~two hundred dollars~~ and herein fail not at
at your peril, and have you then and there
this writ.

Witness

Abraham Garrett clk
Clerk of the Circuit Court
aforesaid at office this 10th
day of March in the Year
Eighteen hundred and thirty six
A. Garrett clk

Received the within Attachment
April 26th 1836
J. M. Christian Sheriff

Wm
Letts Plaintiff
vs
Paul & T. Forester
debtors & Lewis
defendant

There is an action of
Trespass on the case
in progress, but
an attachment was
J. M. Christian
attor -

After term 1836 Lewis with
cost of inquiry will be
paid \$13.05.

Levid the within attachment on the East half of
the north west quarter of section thirteen Township
forty north Range two East containing Eight acres of
land the property of the defendants in the within action within
the county of Jefferson aforesaid and I hereby declare that I
have attached all the right title and interest of the
defendants in the same and that there are no tenants
living upon said land and that the said defendants
nor either of them can be found in Jefferson County
aforesaid the land aforesaid was attached as aforesaid
on the 14th day of April in the year 1836

J. M. Christian Sheriff
of Jefferson County Mo

COUNTY OF JEFFERSON, sec.

THE STATE OF MISSOURI,

To the Sheriff of said county—GREETING:

YOU are hereby commanded to SUMMON *Henry B. Brown*

that, setting aside all manner of excuse and delay, *he* be and appear in proper person before the Judge of our ^{*Circuit*} Probate Court, on the *13th* day of *April* next at the town of Herculanum, then and there to testify and the truth to say in a certain matter of controversy, now pending in our said Court, wherein *Clarence B. Fletcher*

and Leonard E. Lewis is plaintiff, and *John McHenry and J. C. McHenry* are defendants, on part of the *plaintiff*

and have you then there this writ.

WITNESS, *Henry B. Bates*, ^{*Clerk*} Judge of our said Probate Court, at the town of Herculanum, this *8th* day of *March* in the year of our Lord one thousand eight hundred and ~~twenty~~ *thirty seven*

JUDGE OF PROBATE:

Henry B. Bates Clerk

C 137 Ceechen

3 Spa

Chung King to Heng Heng
seth M & Henry Bottom

April Term 1837

Henry G Brown

for peff

The within Subpoena unsewed in
consequence of high water

J. S. Crustie Sheriff

COUNTY OF JEFFERSON, SCT.

THE STATE OF MISSOURI,

To the Sheriff of Jefferson County, — GREETING:

You are hereby commanded to summon

Joseph Lewis Davis —

that, setting aside all manner of excuse and delay, he be and appear in proper person before the Judge of our Circuit Court, on the *Eight* day of *August*, at the town of Her-
laneum, then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein *Oliver J. S. Fletcher* is plaintiff,
and *Esth Melvina Davis & Eldenith & Leonard Lewis* defendants,
on the part of the *Plaintiffs*; and have you then there this writ.

WITNESS, HENRY P. BATES, Clerk of our said Circuit Court, at the town of Her-
culaneum, this *24th* day of *May*
in the year of our Lord one thousand eight hundred and *thirty seven*

Henry P. Bates
CLERK, C. C.

C 13 & acc'tion

as spec

Leath McClellan's father

To August Term 1837

2nd day

Witness of any G Brown

of ~~any~~ Joseph Cook

In for perjury

I served the within Subpoena on all of
the within witnesses by reading in
there hearing and forswore eight
days before the return day

L. M. Christian Sheriff

on the part of the
said
Court where
T. J. J.

Received of C. P. Fletcher June 23. 1832
One Lot of Quicksilver & Iron -
amount to One Hundred and fifteen
Dollars and forty six cents to sell on -
commission which when sold for are
to account to said C. P. Fletcher
deducting of Ten per cent. commission
and 1.25 for halling the same by
Eastwood Mines Mo. Goldsmith & Loomis

and fifty cents

115.46
.50

\$115.96

19	Set plates @ $62\frac{1}{2}$ ¢ of set. (2)	.50	11. 87 ¹ / ₂
4	Set. Small plates. $37\frac{1}{2}$ ¢ each		1. 50
4	ditto $37\frac{1}{2}$ ¢ Each	1. 31	1. 50
4	ditto $37\frac{1}{2}$ ¢ Each		1. 50
4	ditto 50¢ Each		2. 00
4	ditto 56¢ Each		2. 25
4	ditto $62\frac{1}{2}$ ¢ Each		2. 50
4	ditto - 75. — Each	.75	3. 00
			26. 12
23 ¹ / ₂	set cups. Same as above. @ 50¢ per set		11. 75
11 ¹ / ₂	set. painted Blue. @ 100 per set	(11)	11. 50
2	Doz painted Blue Bobs. 25¢ Each		1. 00
25 ¹ / ₂	ditto. — $18\frac{3}{4}$ ¢ Each		5. 44
1	Doz Blue pitchers. $87\frac{1}{2}$ ¢ Each	(1)	10. 50
10	Doz pitchers @ 50¢ Each		5. 00
10	Doz ditto 75¢ Each	(1)	7. 50
44	Bobs. $18\frac{3}{4}$ ¢ Each		8. 81
58	Bobs. $12\frac{1}{2}$ ¢ Each		7. 25
17	ditto 8¢ Each		1. 36
10	Large white Wash Bobs. 50¢ Each		
	ans. —		\$ 5. 00
1	Set. Engraving		\$ 106. 73
97	Lbs Bar Iron. @ 9¢		8. 73
			\$ 115. 46
Eastwood's Mines June 23 1832			50
	add on Bobs.		\$ 115. 96

Henry J. Brown
Milford

Feb 9th Nov 1836
At Union City

COUNTY OF JEFFERSON, SCT.

THE STATE OF MISSOURI,

To the Sheriff of

County—GREETING:

You are hereby commanded to summon

that, setting aside all manner of excuse and delay, he be and appear in proper person before the Judge of our Circuit Court, on the *11th* day of *November*, at the town of Herculanum, then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein *Edmund B. Stedden* plaintiff, and *John McKinney, David Jackson, and Thomas* defendant, on the part of the *Plaintiffs*; and have you there this writ.

Witness, ~~CHANCERY~~ *James P. Kelly* Clerk of our said Circuit Court, at the town of Herculanum, this *16th* day of *November* in the year of our Lord one thousand eight hundred and

CLERK, C. C.

Henry B. Bate

Jefferson University
Nov. Term 1836.

Clement 13 October

1013 Sub

My dear friend

Henry G. Davis

for *Smith*

the within Surpass executed
by acknowledgment
J. M. Emiston Sheriff