

JEFFERSON COUNTY CIRCUIT COURT
Case Files - civil

Dec 1839

No 51

Keel, George H.

vs.

Buren, John J.

Debt, note

Debt \$242.11; note drawn in
Baltimore

Box

4

Folder 60

\$ 242. 11

BALTIMORE, 29th April 1833

Five months after date, I

promise to pay to GEORGE H. KEEBLE, or order,
Two Hundred and forty two Dollars,
and *Eleven* Cents, for value received.

John A. Buer

By A. L. Buer

August 17. 1839 Credit by
Cash paid ~~\$242.15~~ \$76.87.

Oct 3^d 1839. Credit by
draft of C. B. Inge on
C. L. Willow - \$122.81

Burns
note

~~to Burns~~
\$242.15

acct. 17. 53

filed Nov 8th 1839

W. J. Mathews
clerk

In the Jefferson Circuit Court
December Term 1839

County of Jefferson &c

George H. Keel plaintiff
states that he is the legal owner of a note
against the defendant John J. Buren to the
following effect

"\$242⁴/₁₀₀ Baltimore 29th April 1833.

"Six months after date I promise to pay to George H. Keel, or
"order, Two hundred and forty two dollars and eleven cents
"for Value received

"

John J. Buren
by A. L. Buren "

"
yet the debt remains unpaid; therefore, he
demands judgment for his debt and dama-
ges for the detention thereof, together with
costs.

Frimm & Drake
Attys for petff.

No 57

Boston Circuit Court
December Term 1839

George W. Steele

vs

John F. Wadsworth.

Petition in Debt

Where a summons

return & answer

appears for both

W

Filed Nov 8th 1839

Wm Stoddard

clerk

County of Jefferson, ss.

"In the Jefferson Circuit Court
December Term 1839."

"County of Jefferson Set.

George W. Keel, plaintiff, states,
"that he is the legal owner of a note against the defen-
"dant John V Buren to the following effect,

"\$242" Baltimore 20th April 1833.

"Six months after I promise to pay to George W Keel
"or order. Two hundred and forty two dollars, and Eleven
"cents for value received.

John J Buren
by A L Buren"

Yet the debt remains unpaid, therefore, he demands
judgment for his debt, and damages for the detention
thereof, together with costs

Primmer & Drake
Attys, for plff,

A True Copy of the Declaration
Attest,

Wm G. Weather, Clerk

I Executed the within Note and Declara-
tion on ~~John~~ John I Buren by reading the
same in his presence and hearing in Jefferson
County on the 20th day of November 1839

John Hammond Sheriff

1839
Jefferson Circuit Court

December Term 1839

George W. Reed

vs
John I Buren

Petition in Debt
and Damages

Sheweth for \$100

filed Dec 4th 1839

Geo. Matthews
Att

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson, GREETING:

We command you to summon John J. Buren
if he be found in your County, that he be
and appear before the Judge of our Circuit
Court at a Court to be held at Mercuranum

before the Judge of our Circuit Court, on the first day of the next
term thereof, to be held at Mercuranum
within and for the County of Jefferson, on the second Monday
of December - next, then and there to answer unto George
W. Keerl, on a plea of debt, amounting to the
sum of Two hundred and forty two dollars and
eleven cents, a copy of whose declaration is hereto
attached
to the damage of said plaintiff

dollars:

And have you then there this writ.

Witness, JOHN S. MATHEWS, Clerk of our said Court,
with the Seal thereof hereto affixed, at office in the Town
Mercuranum this eighth day
of November, in the year of our Lord eighteen
hundred and thirty nine

John S. Mathews Clerk.

George H Keene
vs.
John J. Buren

In Jefferson County
Circuit Court-

Dec. Term 1839.

And the said defendant by his
Attorney Comes and Defends the wrong & injury
and the whole action when and where he
ought to. And for plea says that he
the said Defendant does not owe the
said supposed debt in the said plaintiffs
petition mentioned or any part thereof in
manner and form as the said plaintiff
hath alleged. And ^{of} this he puts himself
upon the Country &c.

Jn: S. Bridgely Atty for
Defendant.

And for further plea in this be-
half the said Defendant saith that the said
plaintiff of having and maintaining his
aforesaid action thereof against him said
Defendant ought to be barred and
precluded. Because he said Defendant
says that heretofore to wit. on the sixteenth
day of October in the year one thousand eight-
hundred and thirty nine, at the County of Jefferson
aforesaid before one John Guyger Esquire a
Justice of the Peace within and for the County of
Jefferson aforesaid the said plaintiff then and
instituted a suit against the said defendant
before the said John Guyger Justice of the Peace
aforesaid against this said Defendant for the

identical same Cause of Action - And afterwards
to wit, on the same day and Year aforesaid
at the County aforesaid. before the said John
Guyger Justice of the Peace as aforesaid there
was then and there such such proceedings
had by and before the Justice of the Peace a-
foresaid between the parties aforesaid to wit.
the said Plaintiff And the said Defendant
of and concerning the same identical Cause
of action for which this present suit is
brought by the said Plaintiff against the said
Defendant. That the said John Guyger Justice
of the Peace aforesaid then and there on the
day and Year aforesaid at the County aforesaid
did render Judgment for the same identical
Cause of action in favour of the said Defens-
dant against him the said Plaintiff
which said Judgment so rendered by the
said John Guyger Justice of the Peace
as aforesaid between the parties aforesaid
now stands whole, unreversed and in full
force for the same identical Cause of ac-
tion by the said Plaintiff here now brought
against this said defendant. ~~and this~~
he the said defendant is ready to verify &
prove. Wherefore he prays Judgment
if the said Plaintiff ought to have or
maintain his aforesaid ^{action} thereof against
him the said Defendant.

Jn^o. S. Briskey Atty for
Defendant

And for further plea in this behalf
he the said defendant says, that the said
Plaintiff ought not to have or maintain
his aforesaid Action thereof against him
the said Defendant. Because he the
said Defendant saith, that he did not
make or execute the said Note in the
said Plaintiffs Petition mentioned in
manner and form as the said Plaintiff
in said Petition hath alleged - and of this
he the said Defendant puts himself upon
the Country &c.

Brickley Atty for Sift

And for further plea in this
behalf the said defendant saith, that the said
Plaintiff ought to be barred and precluded
from having or maintaining his aforesaid
Action thereof Against him. Because he the
said Defendant saith, that the said Note
in the said Petition mentioned is not the
Note of him the said Defendant
and of this he puts himself upon
the Country &c.

Brickley Atty for
Defendant

George H. Hunt

W.

John D. Brown

Alma's

1. nic defect

2. former Recovery

3. now eat garden

4. not apt. note.

Slide sent 9th 1839.

Mrs. Matthews

B.H.

Mail.

St Louis July 22^d 1839

Mr John J. Buren,
Herculanum,

Dear Sir,

We have
received from Mr George H. Keerl, of Baltimore,
for collection, a note of yours dated April
29. 1833, at 6 months for \$242.11 & an ac of
\$17.55 for goods sold to you by him. Mr
Keerl is desirous that these claims should
be settled at the earliest possible day,
& as we suppose there will be no
difficulty in their settlement we hope
to hear from you at an early day.

Respy &c

Primm & Drake,

Attys at Law.

George H Keerl

vs
John J Buren

In the Jefferson Circuit Court.

You are required & notified to produce at the
trial of this cause the original letter ^{in your possession} of which the foregoing
is a copy, to be used in evidence in behalf of the plaintiff,
otherwise the plaintiff will offer in evidence on behalf of said
plaintiff on the trial of this cause, a copy of said letter.

To the above named defendant

John J Buren

Primm & Drake attys
for plaintiff

I Executed the within Notice on John J. Buren
By giving him a Copy of this Notice in Jefferson
County on the 2 day of March 1840

~~John J. Buren~~
John Hammond Sheriff fee \$1

In Jefferson County
April Term 1840

George W. Reed }
John J. Buren } Notice

filed March 6 1840
No. 1 of March 1840
JH

Wm. J. Buren
Wm. J. Buren

George H. Keel } In the Jefferson Circuit Court
vs
John J. Buren }

And the said plaintiff as to the said pleas of the said defendant by him first, thirdly, and lastly above pleaded, and whereof the said defendant hath put himself upon the country, doth the like.

And the said plaintiff as to the said plea of the said defendant by him secondly above pleaded says that the said plaintiff by reason of any thing in that plea alleged ought not to be barred or precluded from having & maintaining his aforesaid action against the said defendant because he says that the said judgment rendered by said John Geiger justice of the peace was only a judgment of nonsuit against the said plaintiff because of his the said plaintiff's not appearing to prosecute his said suit before the said Geiger, and was not a judgment on the merits of the said cause of action in said suit before said Geiger instituted as aforesaid, and this he the said plaintiff is ready to verify, wherefore he prays judgment be

Chas. D. Drake
Atty for Pltff.

And the said Defendant for rejoinder to the replication of the said plain-
tiff to the second plea of the said Defendant above pleaded
saith, that the said plaintiff ought not to have or maintain
his aforesaid action against the said Defendant. Because
he saith, That the said Judgment rendered by the said Justice
Gyger between the parties aforesaid was not a non suit
but a judgment upon the merits for the identical cause
of action here now pending between the parties aforesaid.
And of this he the said Defendant puts himself
upon the Country &c. Brickley Atty for Defendant

Wm Henry Lewis Esq
April Term 1840

George W. Hale

vs
John J. Brown

Replication.

Free March 7th 1840

Wm. Wheaton
Clerk

COUNTY OF JEFFERSON, MO.
THE STATE OF MISSOURI,

To Mr. H. H. H. H.

County, Missouri;

YOU are hereby commanded to summon

John H. H. H.

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 fourth day of April at the town of St. Louis, then and there to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein George H. H. H. is plaintiff, and John H. H. H. is defendant, on the part of the plaintiff; and have you then there this writ.

WITNESS, JOHN S. MATHEWS, Clerk of our said Circuit Court, at the town of St. Louis this twelfth day of March in the year of our Lord one thousand eight hundred and forty.

W. J. Mathews
Clerk.

I Executed this Write on
John Geegen Esqr by Reading
the Same in his presence and
Hearing on the 26th day of March
1840

John Hammond Sheriff
Spec 50

Dr Jefferson Sci Court
Spec 1000 1840

George H. B. Paul.

at the Office of
John H. B. Paul

for the Office of

John H. B. Paul Esqr
Spec 1000 1840

Spec 1000 1840
The Weathered Bell

Worcester Mass. July 25th 1835

Messrs Drake & Kimball
Jr. Sirs

I rec^d your communication of 22^d Inst
is come to hand. And I wish to ask a favor that
I hope you will not deny, ie that you will give
me time to write Mr. Keel on the subject and to
receive an answer. My reasons are. I left an agent
to wind up my matters and close the business with
both my Debtor & creditors leaving in his hands about
2000\$ more to collect than I was owing. but it seems
from the best I can learn he has made bad use of
the means I left with him. if he has faithfully maintained
his trust. I have not been able to get any satisfactory
account of the state of my affairs since I left Tennessee
in Dec^r 1834. and did not know but what he had
paid Mr. Keel. My Brother has gone to Ten. and
will enquire into the matter and I expect to learn on
his return the true state of the case.

I will assure you gentlemen that without any
design to misrepresent I ~~will tell~~^{can say} it is my honest
intention to pay my Debts so far as I am able.

I am now on a little farm 8 miles west of Worcester
which I entered 80 acres 18 months 80 acres some 6 months
since and am farming on a small scale to support
my family. unfortunately I had my house burned last
year by which I was nearly stripped of my all.

I will honestly pay my Debts so far as ability will serve
I wish to ask Mr. Keel to indulge me a while if this
he can or will do it will be showing that mercy which
Philanthropy and the word of God recommends if not
I am in his power let him do what he will.

I would recommend you to enquire of Rev^d George
Smith and Rev^d Siles Comfort for my moral
character and also they can probably tell you

Something of my pecuniary circumstances....
If you can grant the favor I ask I hope you
will let me know soon.

Very Respectfully

Your alt. Serv^t

John S. Burrie.

Paid

General warrant No.
July 24th

James Drake

Attorney at Law

St Louis Mo.

He and was Required
William Throckmold's papers

Recd July 28.
Recd July 25/39

John Ed Duren

Principals

2442.11

But from 29th Oct 1833 to Augt 17. 1839

5 years 9 mos & 19 days

86.40

328.51

Accrues Cash to Augt 17. 1839

76.87

251.64

But from Augt 17. 1839 to Oct 3. 1839

1 month & 16 days

1.87

253.51

122.81

~~But from~~ Accrues Cash to Oct 3

130.70

But from Oct 3. 1839 to

Augt 11. 1840 - 10 mos & 8 days

6.66

\$137.36