

Jefferson County Circuit Court
Case Files - Civil
June 1840, No. 21

Box 5 Folder 13

Skinner, Alfred

vs.

Rogers, John

Debt, bond

Debt \$2,207.03; real estate, 2
horses attached

State of Missouri. County of Jefferson,

To the ~~County~~^{Superior} Court of Jefferson County, Alfred Skinner
plaintiff states that he is the legal owner of a ~~bond~~ a-
gainst the defendant John Rogers to the following effect
\$2207⁰³/₁₀₀ Louis March 9th 1840. One day after date
I promised to pay Alfred Skinner or order Twenty Two
hundred seven⁰³/₁₀₀ dollars with Ten per cent interest after
due, without defalcation for value Rec^d as above
my hand and seal. John Rogers Rec^d. Yet the debt
remains unpaid, therefore he prays Judgment for his
debt, together with damages for the detention thereof
together with costs.

Went for plaintiff

State of Missouri
County of Jefferson. Alfred Skinner the above plaintiff
being duly sworn upon his oath, says that John Rogers
the above defendant is justly indebted to him, after
allowing all just credits and offsets in the sum
of Twenty two hundred and seven dollars on account
of the above bond and of the money received from
the plaintiff in consideration of said bond, and that
this affiant has good reason to believe and does
believe that said defendant is about fraudulently
to dispose of his property and effects so as to
defraud him and delay his creditors. It is about
sworn and subscribed before me

Clerk of the County Court

Jefferson County June 2. 1840

J. M. At Home, Clerk

Alfred Skinner

I Executed this writ on John Rogers by reading it
 in his presence & hearing on the 3rd day of June 1840 and attached
 & all his right title interest & claim in & to the S.W. 1/4 of Sec 8 E. in
 Twp of S 26. Twp 43 North of the base line range 28 E. of 5th
 P.M. and I also attached three hundred & twenty Dollars in
 the hands of Florence Spitts and I summoned him as
 garnisher to attend the circuit court on the 2nd Monday in
 August next on the first day of the term
 I also attached two Horses as the property of said
 Rogers. & have them in possession.
 John Hammond Sheriff
 By M. M. P. Dep. Sheriff

422

Alpha Manner

in 3 Petition is with
 attachment
 John Rogers

This is a Petition is with
 attachment & - \$2907.05

On the 10th of the month
 the clerk will place in
 an attachment

then filed in the court on 28th Nov
 which is of course

Matthew Black

The Sheriff must take care
 in Double the court for the
 removal of property.

Matthew Black
 filed on 28th 1840

Matthew Black
 1840

County of Jefferson, ss.

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson, GREETING:

We command you to attach John Nogue, by all and singular his lands and tenements, goods, chattels, moneys, credits and effects or so much thereof as shall be sufficient to secure the sum of two thousand two hundred and seven dollars and three cents with interest and costs of suit in whose soever hands the same may be found in your bailiwick and that you summon the said John Nogue that he be and appear

before the Judge of our Circuit Court, on the first day of the next term thereof, to be held at the Town of Hillsboro

within and for the County of Jefferson, on the second Monday

of August next, then and there to answer unto Alfred Skinner in the sum of two thousand two hundred and seven dollars and three cents which he owes to and unjustly detains from him, and also that you might summon all and every person in whose hands or possession soever any such land, tenement, goods, chattels, moneys, credits or effects may be found to the damage of said plaintiff that they be and appear before the Judge of our said Court on the first day of the term aforesaid, then and there to answer to what may be charged ~~do~~ 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 of Hillsboro - this second day of June, in the year of our Lord eighteen hundred and forty

John S. Mathews Clerk.

John Rogers

admn

Alfred Skinner

And said defendant comes & by way
of plea in the nature of a plea in
abatement ~~he~~ says that said plaintiffs
suit ought to be dismissed because he
says at the time when he ~~made his~~
plaintiff made his said affidavit he
had not good reason to believe that
said defendant was about fraudulently
to dispose of his property and assets so as
to defraud him and delay his creditors
& was about to leave the State of
Massachusetts as in said affidavit is
alleged & that he ~~is ready to verify~~
~~wherefore~~ defendant prays may be
inquired of by the hearing wherefore
defendant prays Judgment that said
suit may be dismissed.

John Rogers

John Rogers the defendant aforesaid
on his oath says that his plea aforesaid
is true

John Rogers

I went to & subscribed
in open court
before me this 10th Aug 1840
Geo J Mathew

John Rogers

John

Alfred Sherman

Oliver Chapman

Free Aug 10th 1840.

Wm. H. H. H. H.

W/H

Know all men by these presents that I Alfred Skinner
as principal and ~~and~~ Johnson H Alford
as security are held and firmly bound
unto the state of Missouri in the sum of forty four hundred
and fifty dollars for the payment whereof we bind ourselves -
our heirs, executors and administrators, jointly and severally firmly
by these presents sealed with our seals and dated at Hillsboro
this second day of June 1840.

The Condition of this obligation is such: That whereas
the said, Alfred Skinner has this day sued out an attachment
-ment from the Office of the Clerk of the Jefferson Circuit Court
against John Rogers defendant for the sum of two
thousand two hundred and seven dollars and three cents. Now if
the said plaintiff shall prosecute the said suit with effect and
without delay and shall pay all damages which may accrue to
the said defendant or to any garnishee in said suit in conse-
-quence of said attachment then this obligation to be void otherwise
to remain in full force.

Witness
J. H. Cathey

Alfred Skinner Seal
Johnson H Alford Seal

Sum claimed 2207.03

In Stephen's account
August 1840

At Green Hill
" " Bone
John Rogers in
Attachment

from June 2 1840
Wm. J. Hartney
WJH

COUNTY OF JEFFERSON, MOI.

THE STATE OF MISSOURI,

To the Sheriff of Jefferson County, Missouri:

YOU are hereby commanded to summon

Robert Richardson & Co. Executors of the Estate of

Benjamin Johnston.

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 September at the town of Helleville

then and there, to testify and the truth to say in a certain matter of controversy now pending in our said Court, wherein Alfred Skinner is plaintiff,

and John Brown 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 Helleville this 11th day of August in the year of our Lord one thousand eight hundred and forty

John S. Mathews
Clerk.

I executed this writ on Booker Richards
on Dr Philip Reppin Ben Jman Johnston &
Stephen Smith by reading it in
their presents and hearing on the 12th day
of August 1840 John Hammond Sheriff

By M M P. Dep Sheriff
fees \$2.00

Wm W. W. W.
John Rogers

for

Stephen Smith

Philip Reppin

Ben Johnston

Booker Richards

Dr. Richards

—

Filed Aug 12th 1840

Wm. W. W.

Wm.

St Louis Aug 26 1840

Mr Manning

Dear Sir

I have come to a com-
promise with Rogers. I enclosed you
how the agreement, with my receipt
for my Note which you will please
send me by first Mail, also my
receipt for \$200 which has been paid
me & you will receipt to Mr. Peter
the Germanica, who will pay over the
balance to you according to contract
or agreement & will loan my receipt
for you.

& Much Oblige

Yours,

Alfred Skinner

Alfred Skinner

^{2nd}
John B. Rogers

The Clerk of the Jefferson Circuit Court is hereby authorized to discharge the writ of attachment in this cause on the following terms - by taking the sum of three hundred dollars from the Garnisher Mr Spitz retaining two hundred dollars for the plaintiff & enough to pay the costs of suit the balance due Rogers from the Garnisher is to be retained for Rogers the defendant & the other property attached is to be restored to Rogers ~~Spitz notes when paid is to give up to him this we agree I wish the said Clerk to enter the same on Record when the sum of three hundred dollars due Rogers on the Sale of Land shall be paid to the Clerk he may as agent of Rogers give the Garnisher as receipt therefor - Thus we agree I wish the Clerk to enter our agreement on Record August 26th 1840~~

Ed Bird

Alfred Skinner
John Rogers

To the Clerk of the Circuit
Court of Jefferson County Mo

Alfred Stevens

Officer in Circuit Court

August — Term 18

~~John H. Rogers~~

Philip D. Perkins for atty

a witness

in the above cause during the following attendance to wit

1 day attendance August 11th 1840 \$. 50

40 miles travel to court and home 5¢ \$ 2.00

\$ 2.50

to return and deliver

before me this 12 day Aug 1840

Philip D. Perkins

Pro. Sec. of the Court,

A Skinner

vs.
J. Rogers
fee bill

P. Pipkin.

J. Smith, fees same

filed Aug 12th 1840

Matthew C. H.