

Jefferson County Circuit Court
Case Files - Civil
July 1841

Box

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Folder 12

Brady, William

v.

Cadwallader, Amos;
Cadwallader, Miller

Debt, note

Debt \$175.99 value received;
real estate, livestock, wagon
attached; Denis Armstrong
garnishee

Two years after date we or either of us promise to pay to
William Brady the sum of one hundred and seventy ^{dollars} and
twenty nine cents for value received this twenty second day of September
eighteen hundred and thirty eight with our first pay annum from date

James Buchanan

Master Commandant

filed in his book

June 28th 1861

Mr J. Matthews
Colt

Debt of 175.99

Same - 29.72

Indt

State of Missouri }
County of Jefferson } In the Circuit Court
July Term 1841

To the Circuit Court of Jefferson County Mo^o
William Brady states that he is the legal
owner of a note against the defendants Amos
Cadwallader and Miller Cadwallader to the
following effect to wit " Two years after date
we or either of us promise to pay to William Brady
the sum of one hundred and seventy five dollars
and ninety nine cents for value received this twenty
second day of September eighteen hundred and
thirty eight with six per cent per annum from
date.

Amos Cadwallader

Miller Cadwallader

yet the debt remains unpaid therefore he prays
judgt for his debt together with damages for the
detention thereof together with costs.

Sent for plaintiff

State of Missouri }
Jefferson County } William Brady the above plaintiff
being duly sworn upon his oath says that Amos
Cadwallader and Miller Cadwallader the above
named defendants are justly indebted to him
after allowing all credits and offsets in the sum
of one hundred and seventy five dollars on account
of the above bond and of the money received from the
plaintiff in consideration of said note, and that
this affiant has good reason to believe and does
believe that said defendants are about fraudu-
lently to dispose of their property and effects so as
to defraud and hinder and delay their creditors

Sworn to & subscribed before me } William Brady
the clerk of the Circuit Court }
of Jefferson County Mo. June
28th 1841 } Geo W. Weather

Deben Sirs
Duly Dem 1841

William Denny

to

Shus Paauataa &
Whited Paauataa

Settling in debt

Shin puen to \$175.00
Settled out issue

Debt paid

W. Denny 28th 1841

Wm Denny
Wm

0 62
5 25
2 25
5 25
2 25
1 25

State of Missouri 2^d In the Circuit Court
County of Jefferson. July Term 1841

To the Circuit Court of Jefferson County Mo^o
William Brady states that he is the legal owner of a note against
the defendants Amos Cadwallader and Miller Cadwallader
to the following effect to wit " Two years after day we or
either of us promise to pay to William Brady the sum of one
hundred and seventy five dollars and ninety nine cents for
value received this twenty second day of September eighteen
hundred and thirty eight, with six per cent per annum
from date.

Amos Cadwallader

Miller Cadwallader,

yet the debt remains unpaid therefore he prays judgment
for his debt together with damages for the detention thereof
together with costs

Dent for plaintiff

State of Missouri 3
Jefferson County 3^d William Brady the above plaintiff
being duly sworn upon his oath says that Amos Cad-
wallader and Miller Cadwallader the above named
defendants are justly indebted to him after allowing
all credits and offsets in the sum of one hundred and
seventy five dollars, on account of the above bond, and of the
money received from the plaintiff in consideration of the said
note, and that this affiant has good reason to believe
and does believe that said defendants are about fraudu-
lently to dispose of their property and effects so as to defraud
him, and delay their creditors
sworn to & subscribed before me

the clerk of the Circuit Court of } William Brady.
Jefferson County Mo^o June 28th 1841 }
Jno^o Matherly clerk

By virtue of the within attachment I have
 Levied on the following Described real estate to
 wit 147 acres in section 5 Township 41 North
 Range 6 East as the property of Miller Cadwalader
 on the 28th day of June 1841 also the following Described
 Personal Property to wit one Stallion 2 White Colts
 3 Mares 2 Colts one Mare & 3 Bay Colts 1 Wagon & ten
 head of cattle as the property of Miller Cadwalader
 June 28th 1841

M. Moss Sheriff

Deffen in Wisconsin County
 July 1st 1841

William Tracy

Shew to account as a
 cattle & personal property

Attachment

Section in debt
 amount shown to \$175.00

Shew filed on the sum of \$350.00
 which is captured

Shew the attached bill

The Sheriff must take notice
 in order to the value of the
 personal property attached

Shew the attached bill

filed July 20th 1841

Shew the attached bill

Declarations the within writ of attachment
 on Miller Cadwalader by seeing it in his
 possession the 28th day of June 1841 also in
 possession by summoning him as
 Garnish on the 28th day of June 1841
 Mark Moss Sheriff
 See \$3.00

Know all men by these presents, ^{that} we William
Brady as principal and Michael W Horine
and John Taggart as securities are held and
firmly bound unto the State of Missouri in the
sum of three 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 Willbros this twenty eighth day of
June AD 1841.

The condition of this obligation is such that
whereas the said William Brady has this day
sued out an attachment from the Office of the
Clerk of the Jefferson County Circuit Court against
Anus Cadwallader and Miller Cadwallader
defendants for the sum of one hundred and
seventy five dollars, with interest. Now if the said
plaintiff shall prosecute the said suit with effect
and without delay, and shall pay all charges
which may accrue to the said defendants or to any
garnishee in said suit, in consequence of said
Attachment, then this obligation to be void otherwise
to remain in full force

William Brady Seal

Taken by and approved by
the June 28th 1841
J. W. Weather Clerk

M. W. Horine Seal

John Taggart Seal

Mr. Brady

Asst. Sec. at War

Dund \$350.⁰⁰/₁₀₀

Filed June 28th 1841

Wm. M. Patton

Atty

County of Jefferson, ss.

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson, GREETING:

We command you to attach Miller Cadwallader and Amos Cadwallader by all and singular their lands, & tenements, goods, chattels, moneys credits and effects or so much thereof as shall be sufficient to secure the sum of one hundred and seventy five dollars, with interest and costs of suit in whose soever hands the same may be found in your County, and that you summon the said Miller Cadwallader & Amos Cadwallader that they 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~~ ^{third} Monday of July — next, then and there to answer unto William Brady of a plea of debt for the sum of one hundred & seventy five dollars which they owe and unjustly detain from him, and also that you summon all and every person in whose hands or possession soever any such lands, tenements, goods, chattels, moneys, credits or effects may be found, that they be and appear before the Judge of our said Court to the damage of said plaintiff on the first day of the term aforesaid then and there to answer to what may be charged or against them hereof fail not ~~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 of Hillsboro — this twenty eighth day of ~~June~~ ^{July}, in the year of our Lord eighteen hundred and forty one

John S. Mathews Clerk.

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I Executed the within ^{Petition} ~~Writ~~ on Mrs. Cornwallbaker
on the 30th Day of July 1841 by Reading it in his
hearing for \$9⁰⁰

M. M. M. Sheriff
By J. B. Richardson Deputy

Dea't received for Plaintiff for the sum of \$175.00
Dett for a new paper 2922 July 21st 1841. Dr H 2
page 377.

attest

Prof. W. H. A. H. H. H.