

Jefferson County Circuit Court
Case Files - Civil
November 1841

Folder 6 Box 29

Greer, John G.

v.

Evans, Abraham
Evans, James

Debt, notes

Debt for \$901.84; Defendants' livestock
and 300 acres in various locations
attached; Defendants also spelled Evins;
two notes

~~\$450.92~~ - on or before the fourth day of July next we or
either of us promise to pay to John Greer or his
order the Just and full Sum of Four hundred and fifty
dollars and ninety two cents with Ten per cent in trust from
date till paid with out defalcation and for value recd of him
this 4th day of March 1841

Abraham Evans
James Evans

~~\$450.92~~ - on or before the first day of September next
we or either of us promise to pay to John G. Greer
or his order the Just Sum of Four hundred and fifty
dollars and ninety two cents with Ten per cent in trust from
date till paid with out defalcation and for value recd of him
this 4th day of March 1841

Abraham Evans
James Evans

Free Sept 2 1841
Wm. M. M. M.
Wm. M. M.

State of Missouri }
County of Jefferson }

In the Circuit Court November
Term 1841

To the Circuit Court of The County of Jefferson County

John G Greer plaintiff states that he is the legal
owner of two notes against the defendant Abraham
Evans & James Erving to the following effect to wit. first
"\$450.92 1/2" on or before the first day of July
next we or either of us promise to pay to John
G Greer or his order the Just and full sum of
Four hundred and fifty dollars and ninety two
cents with ten per cent interest from Date till paid
without defalcation and for value rec^d of him
this 4th day of March 1841. Abraham Erving
James Erving."

The second note as follows to wit,

"\$450.92 1/2" on or before the first day of September 1841.
"we or either of us promise to pay to John G Greer or his order
the Just sum of Four hundred and fifty dollars and
ninety two cents with Ten per cent interest from date
till paid without defalcation and for value rec^d
of him this 4th day of March 1841. Abraham Erving
James Erving."

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

John G Greer
McFipett attorney for plaintiff

by virtue of the within writ of attachment
 I have levied on and seized the following real
 Estate on the 3rd day of Sept 1841 as the prop-
 erty of Abraham Evans to wit Lot No
 2 north East fractional qr Section No 5
 Township 40 N 3 E containing 99 $\frac{95}{100}$ acres
 also the south fractional half SE 1/4 of the
 ne 1/4 of Section No 24 T 41 N 3 E 43 $\frac{3}{100}$
 acres also N.W. qr of NW qr Section 32 T
 41 N 3 E 34 $\frac{5}{100}$ acres also as the property
 of James Evans the following described real
 Estate to wit 120 acres S W 1/4 Section 32 T
 40 Range 2 East also a tract of land en-
 tered by Pascal. H. Buren adjoining the
 above tract and conveyed by P H Buren
 to James Evans the quantity is not
 ascertained
 M M H Sheriff

John B Green
 as Receiver
 Abraham Boring
 James Boring
 Filed Sept 2 1841
 M M H

Jefferson County, Sept 3

Personally appeared before
the undersigned clerk of the Circuit Court
within and for the County of Jefferson, John G. Green,
who being duly sworn upon his oath states that
Abraham Evans and James Evans, are justly
indebted to him in the sum of nine hundred
and one dollars and eighty four cents, on two
notes of hand, and that this affiant has good
reason to believe and does believe that said
defendants have, or are about fraudulently to
dispose of their property and effects, so as to
hinder and delay their creditors.

Sworn to and subscribed
before me the 3^d day of
September 1841
Jno. M. Mathews Clerk

John G. Green

John Green
as } Assistant
Stam Lewis
James Brown

Recd Letter 2 1841
Wm Mather
to Mr

Jefferson County, Mo

Know all men by these presents that we John G. Green as principal and Samuel Green as security are held and firmly bound unto the State of Missouri in the sum Eighteen hundred and five dollars to the payment of which well and truly to be made we bind ourselves our heirs, executors and administrators jointly and severally firmly by these presents, sealed with our seals and dated at Hillsboro this 2 day of September 1841.

The condition of the above obligation is such that whereas the said John G. Green has this day sued out an attachment from the Office of the Clerk of the Jefferson County Circuit Court against Abraham Evans and James Evans for the sum of nine hundred and one dollars and eighty four cents with interest. And if the said John G. Green shall prosecute the said suit with effect and without delay, and shall pay all costs and damages 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 and taken & approved by me
September 2^d 1841
Thos. Matthew Clerk

John G. Green
Samuel J. Green

25
1.00
1.50
2.50
3.50
3.75
337.2

John B. Green }
as } Bond
Abraham Brown }
James Brown }

filed Sept 21 1841

Wm. M. H. H. H.
H. H. H.

County of Jefferson

The State of Missouri

To the Sheriff of the County of Jefferson Greeting

We command you to attach Abraham Davis and James Davis by all and singular their lands and tenements goods, chattels, moneys, credits and effects in so much thereof as shall be sufficient to secure the sum of nine hundred and one dollars and eighty four cents with interest and costs of suit, in whose hands or where the same may be found in your county, and that you summon in the said Abraham Davis and James Davis 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 Mill, Mo within and for the County of Jefferson on the third Monday of ~~May~~ next, then and there to answer unto John E. Green of a plea of debt for the sum of ^{nine} hundred and one dollars and eighty four cents which they owe and unjustly detain from him, and also that you summon in all and every person in whose hands or possession or where 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, on the first day of the term aforesaid, then and there to answer to what may be objected against them hereof fail not, and have you then and there this writ

Witness John Mathews Clerk of
our said Court with the seal thereof
hereunto affixed at office in the Town
of Mill, Mo this 2^d day of Sept 1841
Jno. P. Mathews Clerk

by virtue of the within writ of attachment I have
levied on and seized the following goods and chattles
to wit nine cows and seven calves one year of oxen fifteen
head of two year olds and yearling horned cattle twenty
head of hogs two Sorrel horses and one clock as the
property of James & Abraham Evans on the 9th day of Sept
1841 and have taken their bond with Security for
the Delivery of the same and executed the within by
reading it in the hearing of Abraham and James
Evans and Summoning John Baldin John Slone and
James Williams as garnishee on the ninth day of Sept
AD 1841

M Mogg Sheriff
fee \$5:00

John M. Green
vs
James Evans

John M. Green

vs Attachment

Abraham Evans &
James Evans

James Evans to receive
sum of \$1000 & one dollar 84th
100

James Evans vs the same
of which ten hundred and
eighty dollars. which was
seized by me
the Sheriff of the

The Sheriff must take
care in securing the value
of all personal property
attached
John M. Green vs
James Evans