

Jefferson County Circuit Court
Case file - civil

Box

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Folder

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June 1860

Newman, David
vs

Albis, Margaret
Albig, Peter

Debt, note

Plaintiff assignee of Mrs. Bastold;
debt \$100; real estate attached

\$ 100. ^{or}/₁₀₀ At St September 28th

One. year after date.
we or either of us
promise to pay to
Mrs. Bantals or order
the sum of one
hundred dollars. for
value received payable
and payable without
duplication or discount.

Margaretha & Albig
Peter Albig

int \$2.50

For value received I assign
the within note over to
L. Newman this the
2nd day of March 1860

Wm. J. G. L. L. L.

State of Missouri
Jefferson County

In the Jefferson Circuit Court.
June Term for 1860.

David Newman

vs.

Margaret Albright & Peter
Albright,

Civil Action.

Plaintiff states that Defendants, by their promissory note herewith filed, promised on the 28th day of September 1858 for value received to pay Plaintiff Mrs. Bartalbo or order one year after the date thereof, the sum of one hundred dollars; that the said Bartalbo on the 2nd day of March 1860, for value received by a written endorsement assigned, sold & delivered said note to Plaintiff which with the interest due thereon is due Plaintiff of for which he asks judgment.

John V. Thomas

Atty for Plaintiff.

David Newman Plaintiff, makes oath & says that he believes the foregoing petition & the matters as therein stated are true.

D. Newman
Sworn to & subscribed
before me this 3rd day
of March 1860.

Alfred P. Hepler,
Clerk.

Stell March 30 1860
C. D. Hoare

David Newman

vs-

Margaret Albig & Peter
Albig,

} Attachment in
} Civil action.

We David Newman as Principal &
as security
acknowledge ourselves to owe & stand in
debted to the State of Michigan in the sum of
Two hundred dollars to which payment
well & truly to be made we bind ourselves
our heirs, executors & administrators by
these presents.

The condition of the above bond is such
that whereas David Newman as Plaintiff
is about to commence suit by attachment
in the Jefferson Circuit Court against Mar-
garet Albig & Peter Albig Defendants, re-
turnable to the next Term thereof, wherein
the sum is One hundred dollars, Now
if the said Newman shall prosecute his
action with effect & without delay: refund
all sums of money that may be adjudged
to be refunded to Defendants, or found to have
been received by Plaintiff & not just due to
him: And pay all damages that accrue to
any defendant or garnisher by reason of
the attachment or any process or proceeding
in the suit or by reason of the attachment
any judgment or process thereon, then
this obligation is to be void otherwise it
shall remain in full force & effect.

Witness our hands & seals this 3rd day of March
1866.

D. Newman
Alfred P. Phelps

Seal
Seal
Seal
Seal

Dr H. W. Co. Count.

David Newman
vs

W. & J. Abbig.

Attached in Case
is a check.

Check returned by me
March 30 1860

E. J. Hooley etc

State of Missouri }
Jefferson County } p.

This affiant states that he has a just demand against Margaret Albright & Peter Albright against whom he has this day instituted a suit by attachment, now due & that the amount which this affiant believes he ought to receive after allowing all just credits & offsets is one hundred dollars together with six per cent interest on that amount from the 28 of September 1839 to this date; and that he has good reason to believe & does believe that said Margaret & Peter Albright have moved out of the State of Missouri with intent to change their domicile & that they are at this time now residents of the State of Missouri.

Sworn to & subscribed } J. Newman
before me this 3rd day }
of March 1840 }

Alfred Neff

State of Missouri }
County of Jefferson }

The State of Missouri
To the Sheriff of the County of Jefferson, Greeting
We command you, to attach Margaret Albig
and Peter Albig, by all and singular their lands
and tenements, goods, Chattels, rights, moneys, credits,
evidences of debt, and effects, or so much thereof as
shall be sufficient to satisfy the sum of One hun-
dred dollars, with six per cent interest thereon
from the 28th of September 1859, and costs of suit
in whose possession soever the same may be found
in your County, And that you Summon the said
Margaret Albig and Peter Albig, that they be, and
appear, before our Circuit Court of the County of
Jefferson on the first day of the next term thereof
to be holden at the Court House in Hillsboro, on
the second Monday after the fourth Monday of
May next, then and there to answer the petition of
David Newman, wherein he asks Judgment for
One hundred dollars and interest, And that you
Summon all other persons you shall find in the
possession of goods moneys, or effects of the defend-
ants, not actually seized by you, and all debtors
of the defendants, and such other persons, as the
plaintiff or his attorney shall direct as garnishees
to be, and appear, before our said Court, at the time
and place aforesaid, then and there to answer

such allegations and interrogatories as may be
exhibited against them, and have you then and
there this writ

In Testimony whereof I have hereto
set my hand and affixed the seal
of said Court, the third day of
March A D 1860

Elias J. Hovey clerk

I executed the within writ, at the County of Jefferson
on the 3^d day of March A D 1860, by levying upon
and attaching as the property of Margaret Albig
& Peter Albig, the following described tracts of land
lying in the County of Jefferson, State of Missouri
to wit, the North East q^r of North West q^r of Section
22. Township 41. Range 4 East, containing 40 acres
Also the N. W. q^r of N E q^r of Section 22. Township
43. Range 4 East containing 40 acres. And I do
declare, I do attach all the right, title interest and
property of Margaret Albig & Peter Albig the within
named defendants, of in and to the above des-
cribed tracts of land or, so much thereof as will
be sufficient to satisfy and pay off said debt
interest and cost,

2407
Jefferson Circuit Court
June Term 1860

David Newmans

vs { Attachment

Margaret Albis
Peter Albis

Shriffs fee paid \$1.00

Stamped by order of
the Clerk April
30 a 1860

D. Newman

cost	\$1.00
book	20
band	50
copy	25
press	.50
key	25
oil	50
sum	25
deci	30
	<u>3.75</u>