

Jefferson County Circuit Court
Case Files - Civil
December 1860, No. 49

Box 12 Folder 81

Thomas, John L.
Fletcher, Thomas C.

v.

O'Fallon, John, Jr.

Debt, account

\$214.49 for laying stone and plastering
work; Dismissed Book No. 4 page 579,
plaintiffs assignees of James
Heaven

John A. Thomas & }
 Thomas C. Fletcher } In the Jefferson
 Against } Circuit Court.
 John O'Halloran Jr. } Dec. Term 1860.

Plaintiffs state that Defendant owed one James Kaneen one hundred and seventy seven $\frac{37}{100}$ dollars for work & labor done in laying stone: that Defendant owed said Kaneen Eighty seven dollars for work & labor done in plastering & that Defendant owed said Kaneen Fifty $\frac{05}{100}$ for materials furnished Defendant.

Plaintiffs further state that said Kaneen by a written assignment dated the 21st day of Nov. 1860. duly transferred all said demands to Plaintiffs. The particulars of all which & also the credits thereon will appear by an account herewith filed. Plaintiffs ask judgment for Two hundred & fourteen $\frac{42}{100}$ dollars, being the balance due them -

Fletcher & Thomas
 Atty pro se -

John A. Thomas makes oath usage

that he believes the above petition
the matters as therein stated are true
and to be subscribed } John L. Thomas
before me this 21st day }
of Nov. 1866. }

A. R. K. per A. R.

1839 John Hallou Jr.
 Nov. To James Kaneen Dr.
 To 118 1/4 days laying stone at \$1.50 \$177.37
 " 43 1/2 " Plastering " 2.00 87.00
 " Materials furnished 58.05
 \$314.42
 By Cash at several times \$100.-
 Bal. Due. \$214.42

For value received I assign the above
 account to John L. Thomas and Thomas
 C. Fitch - This 21st day of Nov. 1860.

James Kaneen

John L. Thomas makes oath & says
 that he believe the above account
 to be true -
 sworn to & subscribed } John L. Thomas
 before me this 21st day }
 of Nov. 1860. }
 A. H. Fitch

John A. Thompson
& Thomas C. H. C. H.

Organist

John C. Hallen Jr.

Victorian

The State of Missouri, } ss.
COUNTY OF JEFFERSON.

To the Sheriff of the County of Jefferson--Greeting:

We command you, that you summon John O. Fallon Jr

if he be found in your County, that he
be and appear before the Hon. Judge of our Circuit Court, on the
first day of the next term thereof, to be begun and held at the town of
Hillsboro, within and for the County of Jefferson, on the second
Monday after the fourth Monday of November
next, then and there to answer unto John L. Thomas and
Thomas C. Fletcher

upon their original petition, a copy whereof is hereunto annexed and
accompanies this writ, and have you then there this writ.

Witness, **ELIAS F. HONEY**, Clerk of our said Circuit
Court, with the seal thereof hereto affixed, at office
in Hillsboro, this Twenty first
day of November A. D. 1860

Elias F. Honey

Clerk Circuit Court.

No. 49

2013

To Jefferson Circuit Court

Decer. Term 1860

Welcher & Thomas

vs Sumners

John O Gallon Jr.

Sheriff Free \$170

Sumner at costs of

defendant. June 12/6

1863 Book No 4 page

656

cho

I Execute the within writ in the County of
Jefferson State of Missouri on the 28th day
of December 1860 by leaving a copy of
the within writ and arrest Partition
as furnished to me by the clerk
with a free white member of John
O Gallon Jr. ^{placed aboard with} ~~passing~~ over the age of
fifteen years and ascertained the
J. St. Paul's Dept

COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To

Daniel Hearn

GREETING :

You are *Hereby* Commanded, That setting aside all

manner of excuse and delay, you appear before our Circuit Court for the County aforesaid, on the

1st day of January 1863

at Hillsboro, then and there

to testify, and the truth to say in a certain matter of controversy, now pending in our said

Court, wherein

the E. Helcher to the E. Hearn

Plaintiff and

John A. Helcher

Defendant on the

part of

John A. Helcher

and herein you are in no wise to fail.

WITNESS, ELIAS F. HONEY, Clerk of our said Court,

with the Seal thereof hereto affixed, at office, this

9th day of *Decr*

A.D. 186 *2*

Elias F. Honey

Clerk.

TO JEFFERSON CIRCUIT COURT.

January Term, 1863

Welcher & Thomas
vs
Mo. O'Hallon Jr.

for Pff
Jas Kaneen ^{no found}
in county

Sheriff's Fees 25

Chk

The within named Jas Kaneen not
found in my county this January 12th
1863. J. B. Owen Sheriff

Fletcher & Thomas
 vs
 John O'Fallon Jr } In the Jefferson
 Circuit Court, Mo

The defendant, answering, denies that he owed James Kaneen one hundred and ^{seventy} seven $\frac{3}{4}$ of 100 dollars for work and labor done in laying stone as stated in the petition.

He also denies that he owed said Kaneen \$87 for work and labor done in plastering as stated in the petition.

He denies that said Kaneen furnished the defendant materials of the value of fifty dollars and five cents or materials of any value or amount and therefore defendant denies that he owed said Kaneen ~~\$50~~ ⁵⁵ as stated in petition.

Defendant states that he, said Kaneen did some work and labor in laying stone for defendant also did some work and labor in plastering but said work and labor in laying stone was not reasonably worth \$127 ⁵⁷, nor was the work and labor done in plastering worth \$87. Defendant further states that before the time of the alleged transfer of the accounts and demands sundry, by Kaneen to plaintiffs, he defendant paid to said Kaneen all his work and labor in laying stone & plastering, was reasonably worth and full satisfied ^{himself} his work and labor and therefore defendant owed nothing to said Kaneen on the accounts said on. Defendant denies all knowledge suff

incident to form a belief as to the statement
that James Kaneen transferred the the acc
units and on, to plaintiffs & therefore requires proof
for Plaintiff
for Defendant

John O'Fallon states on oath
that the foregoing answer and the mat
ters as therein stated he believes to be true
subscribed & sworn to
before me Jan 14 1863

Chas J. Hooley Clerk

John O'Fallon

Walter & Thomas

by

Geo. S. Allen Jr

Answer

Dated Jan 14th 1863

Wm. J. Hooley
Clerk