

May 1867, No. 30

Comstock, James F.
Blackman, James
J. F. Comstock and Co.

vs

Parker, Horace W

Account

Debt \$99 for boots and shoes,
& depositions



Jas. F. Comstock, Boston, Mass.

Jas. Blackman, St. Louis.
St. Louis, Mo., Sept. 12, 1867.

Mr. I. V. M. Parker

BOUGHT OF

Jas. F. Comstock & Co.

BOOTS & SHOES
AT WHOLESALE.

ESTABLISHED 1834.

No. 73 NORTH MAIN STREET.

No allowance will be made for Goods short or damaged, unless reported within ten days after receipt of goods.

1	12	Pers. Men's C. Boots	55
2	12	" " Buff Boots.	24
"	12	" " Wax Boots.	19 50
			50
			99

Int. after 30 days. on cash price
demand was made Octo 12/66. Collect 6% int.

STATE OF MISSOURI, } ss.
COUNTY OF ST. LOUIS.

Samuel A. Coale

personally appeared before me, JOSEPH LATHROP, a Notary Public within and for said County and State, and being duly sworn, upon his oath says, that all just credits, payments, and offsets have been given to the Account hereto attached, and that the sum of

Twenty nine dollars, exclusive of interest,

is now due James F. Comstock & Co.

of St. Louis, Missouri, from H. M. Parker

of Sulphur Springs and that this affiant is Agent

for said James F. Comstock & Co.

and has the means of knowing personally the facts sworn to.

Sworn to and subscribed before me,
this 29 day of Jan A. D. 1867 }

S. A. Coale, Jr.

In Testimony Whereof, I have hereunto set my hand and affixed my Notarial Seal.

Joseph Lathrop.

Notary Public.



J. F. Hancock & Co

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H. M. Parker

etc

James F. Comstock and James
Blackmon, doing business
under the firm name and
style of J. F. Comstock & Co
Plaintiffs

vs
Herace W. Parker, Defendant,

In the Jefferson
Circuit Court
May Term 1867.

Plaintiffs state that Defendant owes them
Ninety Nine dollars for goods sold and delivered
by Plaintiffs to Defendant, the particulars of
which will fully appear by an account
herewith filed, Plaintiffs therefore ask
Judgment for Ninety Nine dollars, and
the interest thereon.

John L. Thomas
Atty for Plaintiffs.

J. F. Leonard & Co

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H. M. Barker

Section on north

Gravel near 234607

Sp. Money etc

THE STATE OF MISSOURI, } ss.
COUNTY OF JEFFERSON.

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson—Greeting:

We command you, that you summon *Horace M. Parker*

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 *Sixth* Monday after the
fourth Monday of *march* next, then and there to answer unto
James D. Constock and *James Blockman*

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 hereunto affixed, at office in Hillsboro, this
Twenty third day of *march* A.D. 18*67*

Elias F. Honey

Clerk Circuit Court.

No 30
2336

JEFFERSON CIRCUIT COURT.

May Term, 1867

James A. Comstock and

James B. Lockman

vs J. Drummond

Morace M. Parker

(Original)

John Williams Sheriff
fee for serving writ \$1.00

Filed April 30 1867

Chas J. Henry Clerk

I Executed this Writ in the County of Jefferson and State of Missouri on Horace M. Parker on the 2nd Day of April 1867 by delivering to him a true copy of this Writ and Petition as furnished by the Clerk

John Williams Sheriff

James F. Comstock, and James }
Blockman, doing business under }
the name and style of J. F. Comstock & Co. - Plaintiffs }
Against }
Morace M. Parker, - Defendants }
In the Jefferson Circuit Court
May Term 1867.

Defendant for Answer to Plaintiffs petition,
denies that he owes Plaintiffs ninety nine dollars,
or any other sum, for goods sold and delivered by
Plaintiffs to Defendant, on the 12th day of ~~September~~
1866^{a 1867}, as stated in the Bill of particulars filed by Plain-
tiffs, - or for goods bought by Defendant of Plain-
tiffs at any other time, - Defendant therefore
denies that Plaintiffs are entitled to judgment
against Defendant for ninety nine dollars, or
for any other sum. Abner Green
Attorney for Defendant,

of Jefferson Circuit
Court May Term 1867

James H. Lowmotech, Et al,

vs
Moraceck, Defendant

Plaintiff
(Answer)

Filed May 7th 1867
Geo J. Henney, Clerk

J. F. Comstock & Co, Plaintiffs } In the Jefferson
vs } Circuit Court,
H. M. Parker, Defendant } Nov Term 1867.

To H. M. Parker the above named
Defendant. You are hereby notified
that depositions of witnesses to be read
in evidence on the trial of the above
entitled cause ~~on the part of~~ the
Plaintiffs will be taken at the office
of Lockland & Martin ~~at~~ #15 Chestnut
St. St Louis Mo. before John W. Dyde
Notary Public, on the 24th day of October
1867, between the hours of nine o'clock in
the forenoon & five o'clock in the after-
noon of that day; and if not completed
on that day the taking thereof will be
continued from day to day at the same
place and between the same until
completed.

John L. Thomas
Atty for Plaintiffs.

I accept service of the within notice Oct 15'
1867

Alma Green
Attorney for Defendant

Comstock v. Lee

or

Parker

Notice to take
depositions

Depositions of witnesses produced
sworn and examined before the under-
signed John H. Dryden a Notary
Public within and for the County of St
Louis in the State of Missouri, at the
office of Lackland & Martin No 415 Chest-
nut St. St. Louis Mo. On the 24th day
of October A.D. 1867 between the hours
of nine o'clock in the forenoon and
five o'clock in the afternoon of said
day in a cause pending in the Circuit
Court of Jefferson County in said State
wherein J. F. Comstock & Co are plaintiffs
and H. M. Parker is defendant on
the part of the Plaintiffs

Samuel A. Coal Jr of lawful age
being produced sworn and examined
on part of the Plaintiffs deposeth and
saith -

My name is Samuel A. Coal Jr.
I reside in St. Louis Missouri. I am a
bookkeeper with J. F. Comstock & Co

of St Louis. I am acquainted with the Plaintiffs. I have never seen the defendant. I have had business intercourse with him by letter for the last year or two. I know that the defendant is indebted to the plaintiffs for goods sold to him by them to the amount of \$99 and interest thereon. The defendant sent an order through the house of Weil & Bro for the said goods. The Plaintiffs in good faith packed and shipped the ^{said} goods, ~~was~~ addressed to the said defendant at Sulphur Springs Missouri. The goods sold and shipped by plaintiffs upon the order sent through Weil & Bro were boots & shoes. After the lapse of a short time from the shipment of the goods, the plaintiff sent to the defendant by mail a letter with statement of account inclosed and requested payment from him of the debt. In reply to that letter the plaintiffs received from the defendant a letter acknowledging the account and asking extension of time to pay it in. The extension of time was granted for

sixty days at the end of which time the plaintiffs, addressed another letter to defendant requesting him to pay them, which brought forth another letter from defendant requesting another extension of time for payment. The goods sent by the plaintiffs to the defendant were worth ninety nine dollars the amount charged to the defendant by the Plaintiffs. The goods sold to Parker by the plaintiffs have never been paid for up to this time. The goods were sold to Parker on or about the 11th of September 1866. Edward Constock is not a partner of the firm of J. F. Constock & Co nor in their employ, but is salesman in the house of J. Weil & Bro. ^{over} In one letter I drew a draft on H. M. Parker for \$99. the amount of our indebtedness and intrusted the same to Adams & Co's Express Company for collection. Said draft was returned by H. M. Parker as Agent of the Express Company in a letter informing us that he could not just then pay but would do so soon as possible, and that ~~check~~ draft and letter from Parker has been sent to our Attorney in the country.

Samuel A. Conner, Jr.

Jacob Zimmerman of lawful age being duly produced sworn and examined on the part of the plaintiffs deposed and saith;

My name is Jacob Zimmerman. I reside in St Louis, Missouri. I am salesman in employ of J. F. Comstock & Co in St Louis. I know both parties to this suit, am acquainted with both. On or about September 11th 1866 ~~Mr Ed Comstock salesman at~~ ~~the~~ ~~of~~ ~~Brooks~~ I sold to N. M. Parker of Sulphur Springs Missouri boots and shoes to the amount of \$99. and some odd cents, packed and shipped the goods to him at Sulphur Springs. The goods have never been paid for to my knowledge. The arrangement in the order was that Parker was to pay for the goods in thirty days sure. When I sold and shipped and packed the goods I was in the employ of J. F. Comstock & Co as salesman and acted for them in what I did.

J. F. Zimmerman

State of Missouri }
County of St Louis }

I John W. Dryden a
Notary Public within and for the County
and State aforesaid do certify that on
this the 24th day of October 1867, between
the hours of nine o'clock in the forenoon
and five o'clock in the afternoon of
said day at the office of Laskland &
Martin No 415 Chestnut Street in the City of
St Louis in said County and State, before
me came, pursuant to the annexed no-
tice, Samuel A. Coall Jr and John Zim-
merman who having been by me then and
there first sworn to testify the whole
truth of their knowledge touching the
matter in controversy in the cause first
aforesaid, were then and there severally
examined and their several examina-
tions ~~by~~ me reduced to writing and
by them then and there respectively sub-
scribed; and that their several exami-
nations by them so respectively subscribed
are contained in the foregoing writing here-
with returned. - Witness my hand and

Notarial seal at St Louis in the
said County this the 24th day
of October AD 1867

John W. Dryden
Notary Public St Louis Mo

Fees & Expenses }
800 words @ 15¢ pr }
100 words - \$1.20 }
Certified Seal - 50¢ }
Fees 1.70 }
U.S. Post Stamp 05 }
Postage - 09 }
Total \$1.84 }



In Jefferson Circuit
Court.

J. F. Conatser & Co
Plaintiffs

vs

A. M. Parker,
Defendant

Deposition of Daniel
H. Coale Jr & Jacob
Zimmerman on part
of the Plaintiffs

Notary Public Dec-26-1894
Paul H. Hoff
John H. Snyder
Notary Public

Procces, hermaid opened
and filed Dec 26 1894
Alva J. May Clerk





Wm. Condict and
James Bloetman
vs
N. M. Jansen

Judge Decr 18th 1867
for \$104.56 - 6 per cent

Money Court fees 15 ^c doct 16 ^c appn 10 ^c	85 ⁻
Writ & copy \$1.10 exp post 25 ^c ex d, 50 ^c	1.85 ⁻
Ind. 10 ^c Ind to judge 10 ^c Ans 35 ^c Judge 50 ^c	1.05 ⁻
Sub 35 ^c and 20 ^c meeting cost, 28 ^c	80 ⁻
Ass Bill 50 ^c	50 ⁻
	4.55 ⁻

John Mearns Will	Ans 24	1.00 ⁻
Costs		20 ⁻
		1.20 ⁻

Ans 33 by Offs for Juring Deps	1.84 ⁻
	7.59 ⁻