

Jefferson County Circuit Court
Case Files - Civil

Box 19 Folder 24

May, 1867 No. 55

Smith, E. H.

VS

Fuller, R. F.

Fuller, Mrs. R. F.

Debt, note

Debt \$125

Victoria Oct 23. 1866

Please pay after date of Service
to pay to A Smith or order
One hundred & thirty five ⁰⁰/₁₀₀
dollars for Value received

\$125 ⁰⁰/₁₀₀

Wm F Smith
Wm F Smith
Wm F Smith



E. H. Smith, Plaintiff
 against
 R. F. Fuller and Mrs.
 R. F. Fuller, Defendants.

In the Jefferson
 Circuit Court,
 May Term 1867.

Plaintiff states that Defendants by their
 promissory note herewith filed dated Oct.
 23, 1866, promised for value received to
 pay Plaintiff or order one hundred and
 twenty five dollars, which and the interest
 thereon are yet due Plaintiff and for which
 he asks judgment.

John L. Thomas,
 Atty for Plaintiff.

75⁰⁰ paid

copy Cert. — 40

at 98 — 50

wait — 100

2 copies note — 20

stamp — 50

2.70

2.00

2.90

8.00

4.90

1.00

6.90

7.35

8.15

E. M. Smith

Dr

R. Stuckelberg

Paid on note.

Filed April 1907
of May 1907

75¢ paid by all

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 *R. F. Fuller and*
Mrs. R. F. Fuller,

if they be found in your County, that
they 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 1867 ~~next~~, then and there to answer unto
E. M. Smith

upon his 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
Sixteenth day of *April* A.D. 1867

Elias F. Honey
Clerk Circuit Court.

No 8-3-

TO

JEFFERSON CIRCUIT COURT.

2636

Willy Tenn, 1867

E M Smith

so 4 drum more.

A J Fuller cash

(original)

John Williams Sheriff

fee : \$2.00

I Executed the Within Writ in the County of Jefferson State of Missouri on R F Fuller on the 19th Day of April 1867 By Delivering to him a true copy of the Within Written Petition and I further Executed this Writ on R F Fuller on the 19th Day of April 1867 By Delivering to her a true copy of the Within Writ

John Williams
Sheriff By

R. G. Whitehead Deft

E. H. Smith - Plaintiff	} In the Circuit Court of Jefferson County Missouri, May Term 1867.
Against	
R. F. Fuller, and Mrs. R. F. Fuller - Defendants	

Defendants for Answer to Plaintiff's petition admit they executed the Note described in said petition, for the sum of one hundred and twenty five dollars, - But they state that the Consideration of said Note was a Tract of Land, containing seven $\frac{1}{100}$ acres, bought by Defendants of Plaintiff, and Defendants state that by the terms of said Contract Plaintiff was bound to make him a good and sufficient Deed conveying the fee simple title to said Land, to Defendants, - and Defendants state that they have been ready and willing since said Note became due, and have offered to pay the same to Plaintiff upon his making a good and sufficient Deed, conveying the title to said Land to Defendants, But this, the Plaintiff has failed, and still fails and refuses to do, And Defendants deny that they are legally bound to pay said Note, unless Plaintiff will make and tender them at the same time, a good & sufficient Deed to the Land aforesaid.

Abner Green
Atty. for Defendants,

R. H. Fuller, one of the Defendants, makes oath and
says the above Answer and the matters therein
as stated he believes to be true,

In Circuit Court
Jefferson County

E. W. Smith
vs.

R. H. Fuller &

R. H. Fuller

Defts,

Answered.

Filed May 7th 1867
Elias A. Hensley, Clerk