

Jefferson County Circuit Court
Case File - Civil

Box 19 Folder 34

June 1867 #14

Moody, Mathew

Michael, Joshua C.

Andrews, Moroly T.

VS

Christians, H.S.

Debt, account

Debt \$124.52 for merchandise

Matthew Moody	}	In the Circuit Court of Jefferson County Mo
Joshua C Michel		
Morey T Andrews Plaintiffs		
vs		
H S Christian Defendant		

The plaintiffs doing business under the firm & style of Moody Michel & Co, state that defendant owes them a balance of \$124.52 for goods & merchandise sold and delivered by plaintiffs to defendant & interest thereon, the bills of which have heretofore been delivered to said defendant of which the following are the true amounts of the accounts to wit-

H S Christian		Dr
To Moody, Michel & Co		
1862 Jan 27	To merchandise bill delivered	\$108 50
" Feb 6	" do do do	26 10
" 13	" do do do	18 94
" 3	do do do do	7 43
" 19	do do do do	53 95
1867 " 18	To Interest	41 50
	by	<u>\$256 42</u>
1862 Feb 4	By Cash	\$42 50
" " 44	" do	15 00
" 28	" Sale	34 40
" May 29 (1862)	" Cash	<u>40 00</u>
		131 90
		<u>\$124 52</u>

Plaintiffs state that the total amount of Goods & Merchandise sold & delivered by plaintiffs to defendant is the sum of \$256.42 & that the total amount of credits is \$131.90... that the last payment made by defendant on said account is the sum of \$40. was on the 24 of May 1862 that interest being added, there is a balance due plaintiffs against defendant of \$124.52 for which sum plaintiffs demand judgment

J. A. Beal

Atty for Plaintiffs

Matthew Mowbray

as
H & E Huntington

Check March 24 1867

Edw. J. Mowbray clerk.

J. A. Deane atty

\$2.00 paid by M. M. M.

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 *W. S. Christian*

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
Mathew Moody, Joshua C. Michel, Morely T.
Andrews

upon *her* 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
Ninth day of *March*. A.D. 1867

Elias F. Honey
Clerk Circuit Court.



No 14

257

JEFFERSON CIRCUIT COURT.

March Term, 1867

Mathew Moody et als

v { Defendants

H. S. Christians

John Williams Sheriff \$100

I Executed this Writ in the County of Jefferson State of Missouri on the 23rd day of March 1867 by Delivering to H. S. Christians a true copy of the Writ and Petition as furnished by the Clerk

John Williams Sheriff

Mathew Moody, Joshua
C. Michel, and Morely
T. Andrews, Plaintiffs

v.
H. S. Christian Defendant

In the Jefferson Cir-
cuit Court.

Defendant for answer to the petition of
the Plaintiff states that the items of the account
sued on did not accrue within five years next
before the commencement of this suit
he therefore says the demand if the Plaintiff
if any ever existed is barred by the Statute
of limitation.

John L. Thomas
Atty for Deft.

Henry Mitchell Esq

W

R. J. Wharton

Answer.

Filed Oct 21 1867
O. J. Wherry Clerk
by O. J. Dominick

COUNTY OF JEFFERSON.

The State of Missouri,
To W. J. Christian

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 December 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

Plaintiff, and W. J. Christian is
Matthew Moody et al is

Defendant, on the part of

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 day
of October A. D. 1867.

Wm J Honey
Clerk.
By Adm'd Seal

SUBPŒNA.

TO

Jefferson Circuit Court

Nov. . . . TERM, 1867.

Moody et al
vs
Christian

For Dftt.

H. S. Christian

John Williams
Sheriff fee 50

Presented the within Subpoena in open Court
on 11th & 12th of November on the 30th day of October
1867 by Reading the same in his presence
John Williams Sheriff
By J. W. Harrison

Matthew Moody as plff,
vs
J. S. Christian def. } In the Superior
Circuit Court

The plaintiff for reply to def's
answer setting up the Statute of limitations, denies
that this action did not accrue within five
years next before the commencement of this lawsuit
denies that it is barred by the Statute of limitations.
And state that defendant has made
a payment on the account due on within
five years before the commencement of this
suit thereby revived the indebtedness

J. A. Beal atty
for plaintiff

These mystical

as
Old Christian

Reply & answer

2100 Nov 18th 1865
& Answer Old

Moody et al
vs
H S Christman }

The plaintiffs move the
Court to strike out & reject the
answer of the defendant & to render
judgment for the plaintiffs for
these reasons viz

1 Because the defendant has
been duly subpoenaed & summoned as
witness for plaintiff & has failed
to attend as witness and give
evidence for plaintiff

J A Beal
atly for Plaintiffs

Madison & Shick
Cub

Wilkes 15-1886
C. C. Young

Mr. Moody & Co (Michael)
 M J Anderson
 W L Peterson

\$124 32,
 Judgt. Dec 15-78

Rs. 4 27,

Many etc. tiles 20° and 20° cph bet. 30°
 1000, 50° with copy \$110. Shant 30°, 1000 35°, and 35°
 medium 20° rule 20°, Judgt 30° default, 35°
 and 20° and 10 Judgt, 10° make each, 25°
 1400 20° 30° 30°, Dec 10° after 10

95
 6, 25

John Williams Sheriff Dec 100

" the 50

Cells, 10

1,60

St Louis Sept 1 1873

Moody, Michel & Co
St Louis

When H. S. Christian of Jeff
erison Co settled the judgment in your
favor against him in the Jefferson
Circuit Court Mo & I settled the same
with Mr Andrews of your firm & he was
satisfied.

Yours Respectfully
J. A. Beal

To the Clerk Circuit Court
Jefferson Co Mo

Judgment held by us against
H. S. Christian of Jefferson Co. \$138.³⁷ has
been satisfied. Please enter fact of
satisfaction on record

Moody, Michel & Co

St Louis Sept 1st 1873.



Chico Sept 27 1873
red Bay Co
By Geo. H. H. H.
Albion