

Civil Case: Marx Graff vs Treager & Treager - attachment

Name in Record	Reason for Being in Record	Date of Record
Marx Graf	Present book account purchased by Treagers	July 1854-May 1855
Frederick G. Treager	Summoned to answer to Marx Graff for complaint of 150.00	Feb. 11, 1856
William Treager	Summoned to answer to Marx Graff for complaint of 150.00	
Marx Graf	Filed complaint against Treager's for 150.00	
Samuel B. Simcoke	Clerk	
Marx Graff	Plaintiff	Feb. 11, 1856
Frederick W. Treager	Defendant	
Frederick G. Treager	Defendant	
Samuel B. Simcoke	Clerk; ordered sheriff to seize property & land of defendants	
James B. Simcoke	Files notice in newspaper of attachment of lien to property of Tragers	Feb. 14, 1856
Marx Graff	Plaintiff	
Frederick W. Trager	Defendant	
Frederick G. Treager	Defendant	
Jacob King	Sheriff; received order of clerk to seize property of defendants	Feb. 19, 1856
Marx Groft	Plaintiff	March 8, 1856
Frederic W. Treager	Defendant	
Frederic G. Treager	Defendant	
William G. Spencer	Attorney; Takes affidavit of plaintiff	
William G. Spencer	Oath: Case is about non-payment of book account due to plaintiff	
William G. Spencer	Oath: Treagers are non-residents of Indiana	
James B. Simcoke	Clerk	
Jacob King	Sheriff; Appraised & attached property of Frederick W. Trager	April 28, 1856
David Studabaker	Appraiser; assisted sheriff in putting lien of Frederick Trager's property	
Jacob King	Oath of appraising property of defendants	April 28, 1856
David Studabaker	Oath of appraising property of defendants	
Marx Graff	Plaintiff	
Frederic W. Trager	One of defendants	
Frederick G. Trager	One of defendants	
James B. Simcoke	Clerk	
James B. Simcoke	Oath of filing "Notice of Attachment" in newspaper	April 29, 1856
W. G. Spencer	Master Commissioner	
Marx Graf	Plaintiff	May Term 1856
Frederic W. Treager	Defendant	
Frederic G. Treager	Defendant	
Marx Graf	Complaint that Treagers owe him 128.00 for property sold by Graf	
W. G. Spencer	Attorney for Plaintiff	

Roll No 14

Mary Todd ⁽³⁹⁾
by receipt

William B. Greager
Frederick B. Greager

1856

Rec 13.

State of Indiana,
Adams County, In Court of Court of Common Pleas.

Mary Graft

vs

Frederick H. Seager

Frederick H. Seager

} affiant

Personally appeared before the Clerk
of the Court of Common Pleas of Adams County William
Spencer who being duly sworn says that this action
is brought upon a book account ^{in favor of the plaintiff} upon which is
due and unpaid the sum of one hundred and
two dollars and fifty six Cents at this time, that
said account is just, and that said plaintiff ought
to recover the sum of one hundred and two
dollars and fifty six cents and that Frederick
Seager and Frederick H. Seager are non residents of
the State of Indiana, all of which is true as this
affiant is informed and believes.

W. Spencer

Subscribed & sworn to this 8th day of March A.D. 1836
James B. Simcoe Clerk

I William H. Spencer undertake under the penalty
of one hundred dollars payable to Frederick H. Seager
and Frederick H. Seager Conditioned, that whereas the
said Mary Graft has filed their Complaint in the Court
of Common Pleas of Adams County Indiana and
affidavit for an attachment to issue, now if
the said Mary Graft will well and truly prosecute
the said attachment to effect, and will pay all
damages which may be sustained by said defendants
then this shall be null and void otherwise to remain
in full force and virtue in law this 8th day of March
1836.

W. Spencer

State of Indiana

Adams County ss

In the Court of Common Pleas May Term 1836

Mary Graf

vs

Fredens W Heager

Fredens G Heager

Complaint for \$150.00

Mary Graf complains of Fredens W Heager and Fredens G Heager defendants and says the defendants under the name, style and firm of W and F G Heager is indebted to him in the sum of one hundred and twenty eight dollars, for personal property sold and delivered by the plaintiff to the defendants the particulars of which are set forth in an account filed herewith, leaving due and unpaid the sum of one hundred and two $\frac{50}{100}$ dollars for which he demands judgment.

W G Spencer
Atty for Plff

State of Indiana
Adams County ss.

In the Court of Common
Pleas of Adams County, May Term 1856

Navy Gnoff

vs

Attachment

Frederick M. Treagen

Frederick G. Treagen

The State of Indiana to the
Sheriff of Adams County

You are commanded to
seize and take into your possession the
personal property, and attach the land
of said defendants in your County, not
exempt from execution, on so much
thereof as will satisfy the claim of the
plaintiff in this action for one hundred
and fifty dollars, together with the
costs of this action, and return this order
with your proceeds thereof, when
fully executed or discharged.

Witness the Clerk of said Court
and the Seal thereof hereunto
affixed at Greeter this 11th
day of February 1856

James B. Lincoln

Clerk

come to hand the 12th day February 4th 1856.

April 28th 1856. I have this day served the within
order of attachment with the assistance of David
Stuabaker appraiser by attaching the following
described Real Estate belonging Frederick Wth
Trager one of said defendants to wit: the South
West quarter of Section twenty four (24) in
Township twenty eight north of Range thirteen
East in Adams County Indiana and
with the assistance of said Appraiser
have inventoried and appraised the same
at the sum of eight hundred dollars
subject to a mortgage of twelve hundred
dollars Sheriff's fee \$5.00 return \$5.75

Jacob King Sheriff

75
46
121

We Jacob King Sheriff of Adams County
in the State of Indiana and ~~John B. Spencer~~
David Shuckabaker a house holder
of said County of Adams being called
upon to assist said Sheriff in making and
appraisment and inventory of personal
and Real Estate of Francis W. Trager and
Frederick B. Trager, defendants in an
action of attachment wherein Mary Tragg
is plaintiff and the said Frederick W. Trager
and Frederick B. Trager are defendants
do appraise the south west quarter of
Section twenty four (24) in Township Twenty
eight North of Range Thirteen East in
Adams County in the State of Indiana subject
to a mortgage on said Real Estate to the
amount twelve hundred dollars as appears
from the Record in the the Records Office, at
the of eight hundred dollars

appraisers fees
Jacob King 50
D. Shuckabaker 50

Jacob King
David Shuckabaker

State of Indiana,
Adams County } We Jacob King and David
Shuckabaker do swear that the foregoing
Inventory and appraisment is a true
and correct appraisment of said Real
Estate as we verily believe

Jacob King
David Shuckabaker

Subscribed and sworn to before me, this
24th day of April A.D. 1834,

James B. Vincote Clerk

Thos W. & P. J. Trager

Bought of Marx Graf

1854				
July	15	5 Gall. Rys Whisky	75	375
		1 bottle wine		50
		15 Gall. Whisky	23	345
		1 Key		63
"	17	2 bottle wine		75
	19	1 pint best brandy		50
Aug	14	1 bottle wine		50
	23	1/2 Gall. Rys Whisky / for Day /		50
	28	1 " vinegar 1 do 1		50
Sept	1	1/2 Gall. Rys Whisky do		20
"		1 bottle Rys. wh. for self		50
	14	1 quart Sherry		25
	15	1/2 Gall. Rys. for Day /		31
Oct	12	1/2 " do for Day		50
	21	15 G. Whisky for self	35	50
Nov	2	4 Boxes Raisins	250	525
	6	7 Gall. brandy	150	1050
		7 " Gin	100	700
		2 Kegs	100	200
		41 ¹ G. Whisky	30	1245
	14	1 G. Rys		75
		1 " do		62
		2 Jugs		25
Dec	13	15 Gall. Rys	75	1125
	30	42 " Whisky	35	1470
1855		7 " Gin	150	1050
January	23	7 " Brandy	150	1050
		2 Reams Paper 1/5 1/100		175
		1 Gall. Rum		175
		1 bottle 100 to wagner's and fahnestock's medicine 90		190
March	29	to bal. on 1 Bbl. Whisky		790
April	28	1 G. Rys for Day		100
May	10	1 " Gin for do		200
"		2 Reams Paper	75	150
		1 " do		100

\$ 12741

1855
May 10

Account brot fover.
1 Gnd Vinegar Pr Day

127 41

15

\$ 127.56

br 1854 Novbr 22 by uncurrent note -75

1855 January 10 by acc 10 25

feby 12 lach 6 00

28 8 00

25 00

\$ 102.56

THE STATE OF INDIANA

TO THE SHERIFF OF *Adams* COUNTY.

Nowe hereby commanded to summon *William Treager*
and *Frederick G. Treager*

to appear in the Court of Common Pleas, of
Adams County, Ind. on the second day of the next term thereof to be
holden at the Court House, in the Town of Decatur, on the fifth day of
May 1856 to answer the complaint of *Mary Groff*
for one hundred and fifty dollars
and of this summons make due return

WITNESS, The Clerk and seal of the Court:

this *21st* day of *February* 1856

James B. Simcoe
Clerk.

NOTICE.

State of Indiana
Adams County ss
In the Court of
Common Pleas of
Adams County
May term 1856

Mary Groff
Frederick G. Treager
Attachment,

Came the plaintiff by *M. J. J. J.*
and the defendant by *F. G. T.*
and the sheriff's return to the attachment is as follows:
In this behalf said defendant is a
non-resident of the state of Indiana he
is therefore hereby notified to show cause
and pendency of said complaint and
that said property has been attached
as his. As it appears by the sheriff's
return to an order of attachment duly
issued and served for the benefit. And
he is hereby further notified that said
complaint and proceedings upon attach-
ment will be heard at the next term
of said court to be held on the first
Monday in May next and that unless
he appear in said court and defend
said proceeding the same will be taken
as confessed against him.

February 17th 1856
JAMES B. SIMCOE
Clerk.

State of Indiana ss
Adams Count

Be it remembered that on this the *29* day of *April* 1856
personally appeared before the undersigned *James B. Simcoe*
of lawful age who being sworn according to law, says
that the advertisement hereto annexed was published in the
Adams County Democrat, a weekly newspaper published in
said County, for three weeks in succession and that said no-
tice was taken from said paper of *Feb 28th* 1856
and further saith not. *James B. Simcoe*

sworn to and subscribed *April 29th 1856*

W. Spencer
Attorney

25 00 to
25 00 paid
#325