

Jefferson County Circuit Court
Case File - Civil

Box

21 Folder 27

May 1868, No. 134

Knorrp, James C.
Sharp, George
Sharp, Mary T.
Knorrp, John C.

VS

Knorrp, Mary Magalene
Knorrp, Elizabeth C.

Partition

Heirs of Christian G. Knorrp, 400
acres in T39 R5E

James C. Knorpp,
George Sharp, and
Mary J. Sharp, his wife, - Plaintiffs
and John C. Knorpp
Against

~~John C. Knorpp,~~

~~John C. Knorpp,~~

Mary Magdalene Knorpp,
and Elizabeth C. Knorpp, - Defendants,

In the Circuit Court of
Jefferson County Missouri
May Term 1868.

The Plaintiffs state that Christian S. Knorpp died some time in the year 1853, seized in fee simple at the time of his death, of the following described several Tracts of land, situate in the County of Jefferson in the State of Missouri, To wit, The South West quarter of the North East quarter of Section fourteen in Township thirty nine of Range Five East, Containing Forty acres; also, the North East quarter of the North East quarter of Section Twenty in Township thirty nine of Range Five East, Containing Forty acres; also the East half of the North West quarter of Section Fourteen, in Township thirty nine of Range Five East, Containing Eighty acres; also, the South West quarter of the South East quarter of Section Seventeen in Township thirty nine, of Range Five East, Containing Forty acres; also, the South West quarter of the North West quarter, of Section Fourteen in Township thirty nine, North of Range Five East, Containing Forty acres; also, the East half of the North West quarter of Section Twenty one in Township thirty nine North of Range Five East, Containing Eighty acres;

also the West half of the North West quarter of Section Twenty one, in Township Thirty nine, North, of Range Five East, containing eighty acres, more or less, - The Plaintiffs state that said Christian G. Knorpp deceased, left six children surviving him, to wit, John C. Knorpp, Jacob Henry Knorpp, James Conrad Knorpp, Ann Maria Knorpp, (since married to John Tanna) Mary Magdalene Knorpp, and Elizabeth C. Knorpp, - and to whom the Lands above described descended as the children and heirs of the said Christian G. Knorpp, deceased, - subject to the dower interest of Mary G. Knorpp, the widow of said deceased. And the Plaintiffs state that the Estate of said Christian G. Knorpp has long since been fully and finally settled ^{up} and all the Claims against the same, fully discharged. - The Plaintiffs state ^{that} the widow of said deceased, now Mary G. Sharp, (she having since married George Sharp, one of the plaintiffs) is entitled to dower in the whole of the lands above described, of one third of the same, to hold during her natural life, - That George Sharp, (having bought and obtained a Deed for the interest of Ann Maria Tanna and her husband in said Lands) is entitled in fee simple to the undivided one sixth part of said Lands, subject to the dower, - That John C. Knorpp, (who has obtained a Deed for the interest of Jacob Henry Knorpp in said Lands,) is entitled in fee simple to the undivided one third part of said Lands, subject to the widows dower, and That James Conrad Knorpp, Mary Magdalene Knorpp, and Elizabeth C. Knorpp, are each

entitled in fee simple, (subject to the widows dower)
to the undivided one sixth part of said Lands,
That the said Mary Magdalene Knorpp, and
Elizabeth C. Knorpp are both minors, and for
whom Plaintiffs ask the Court to appoint Guar-
dians ad litem.

Plaintiffs state that they and the said
Defendants hold the Lands above described
as Tenants in Common. Plaintiffs therefore
ask the Court to make an order ^{and decree} for the admeas-
urement and setting off of the dower of the
said Mary J. Sharp in and to said premises,
and for a partition and division of the re-
mainder, if the same can be done without
great prejudice to the Parties interested there-
in, and if not, then for an order for the sale
of said Lands, and for a division of the pro-
ceeds thereof among all of the Parties, ac-
cording to their respective rights and in-
terests in said premises.

Abner Green
} Attorney for Plaintiffs

George Sharp, one of the Plaintiffs, makes oath
and says the above petition and the matters therein
as stated he believes to be true, - and that Mary
Magdalene Knorpp, one of the above Defendants,
is a non-resident of the State of Missouri,

George Sharp
Sworn to and Subscribed
before me Jan'y 9th 1868
Elias H. Hoarey clerk }

In the Circuit Court
Jefferson County
May Term 1867

James C. Knorpp
and Others
vs.

Mary M. Knorpp
& Elizabeth C. Knorpp

Petition for partition,
Let summons issue
for Elizabeth C. Knorpp,
& Order of publication, as
to Mary Magdalene Knorpp
If Green
For plffs.

Filed Jan'y 9th 1868
Elias J. Morley

3rd paid by Jeff Sharp

Henry	
copy fee	\$1.25
doc.	.50
print	1.00
copy	.10
copy fee	.35
copy for s.	1.50
doct.	.10
files	.15

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

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson—Greeting:

We command you, that you summon *Elizabeth C Knorpp*

if she be found in your County, that
she 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 ~~first~~ ^{Sixth} Monday after the
fourth Monday of *March* next, then and there to answer unto
James C Knorpp George Sharp Mary
J Sharp & John C Knorpp

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
seventh day of *January* A.D. 1868.

Elias F Honey
Clerk Circuit Court.
J. C. F. Honey

I presented this writ in Jefferson County Missouri
on the 8 Day of March 1868 by delivering to
Squire L. Knapp a true copy of this writ
and Petition

John W. Williams Sheriff
Jeff. Co. Mo. Witnessed & signed
the 8th

No 134
No 134.

2669
TO
JEFFERSON CIRCUIT COURT.

May Term, 1868
James C Knorrff
and others
vs. Summons.

Mary M Knorrff
Et al,

original
John Williams
Sheriff per \$1.04
April 8

James C. Knorpp	} In the Jefferson Co. Cir. Court Nov. Term A.D. 1868
George Sharp &	
Mary T. Sharp his wife Plaintiffs	
& John C. Knorpp	
against	
Mary M. Knorpp Defendants	}
& Elizabeth C. Knorpp	

The defendants
 Mary M. Knorpp & Elizabeth C. Knorpp
 by their guardian ad litem come
 and for answer to plaintiffs petition
 say that they are the owners and tenants
 in common with the plaintiff as
 stated in said petition and admit
 that their rights as set forth in said
 petition is correct. They further
 say that they have nothing to say
 why partition and division of the
 Real Estate as set forth in said
 petition may not be made according
 to the rights and interests as set
 forth in plaintiffs petition

W H H Thomas
 Guardian Ad Litem
 for M. M. Knorpp &
 Elizabeth Knorpp

(134)

James Knapp Esq
of

D.S.

W. M. Knapp &
Elizabeth Knapp

Shewn of the Deeds
Minor

Filed Nov 17th 1868,
C. F. Honey, Clk.

The State of Missouri, COUNTY OF JEFFERSON.

BE IT REMEMBERED, That on this 4th day of May A. D. 1869, before me, the undersigned Clerk of the San. Court Court of Jefferson county, came **Frank N. Stone**, who being by me duly sworn, says that the annexed advertisement was published in the **JEFFERSON DEMOCRAT**, a newspaper printed and published in the town of Hillsboro, in said county, of which he is printer, for 4 times, the first insertion being on the 1st day of April....., 1869, and the last on the 4th day of May....., 1869, as follows, to-wit:

In No. 13,	April 15- 186 <u>9</u> .
In No. 14,	" 22 186 <u>9</u> .
In No. 15,	" 29 186 <u>9</u> .
In No. 16,	May 6, 186 <u>9</u> .
In No. 17,	May 13, 186 <u>9</u> .

Frank N. Stone

Sworn to and subscribed before me this 4th day of May....., 1869.

Printer's Fee \$2.50
Affidavit..... 25 }

Received Payment.....
Wm. A. Gentry Clerk

\$12.75

SHERIFF SALE IN PARTITION.

[In the Circuit Court of Jefferson County, Mo.]

James C. Knorpp, George Sharp, Mary T. Sharp, his wife, and Jas. C. Knorpp, vs. Mary Magdalena Knorpp, and Elizabeth C. Knorpp.

By virtue and authority of an order made by the Circuit Court of the county of Jefferson, State of Missouri, at its November term, A. D. 1868, I will on the fourteenth (14) day of May next, 1869, at the court house door, in the town of Hillsboro, between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of that day, and during the session of the said Circuit Court, offer for sale at public auction to the highest bidder, the following described land or real estate, to-wit: The south west quarter of the north east qr of section fourteen, in township thirty-nine, of range five east, containing forty acres; also the north east quarter of the north east quarter of section twenty, in township thirty-nine, of range five east, containing forty acres; also the east half of the north west quarter of section fourteen, in township thirty-nine, of range five east, containing eighty acres; also the south west quarter of the south east quarter of section seventeen, in township thirty-nine, of range five east, containing forty acres; also the south west quarter of the north west quarter of section fourteen, in township thirty nine, north of range five east, containing forty acres; also the east half of the north west quarter of section twenty-one, in township thirty-nine, north of range five east, containing eighty acres; also the west half of the north west quarter of section twenty-one, in township thirty-nine, north of range five east, containing eighty acres, more or less, all of which real estate is situated in the county of Jefferson and State of Missouri, for the purpose of making partition between said parties, for which the purchaser will be required to pay ten per cent of the purchase money in hand at the time of sale, the balance in twelve months; the purchaser giving his bond with approved security, bearing interest at the rate of ten per cent. per annum from date, this 12th day of April, A. D. 1869.

State of Missouri }
County of Jefferson } Be it Remembered that
on the 23rd day of November and 1868 in the
Circuit Court for said County, among
other proceedings of that day, the following
appears of record to wit;

James C Knorpp, George Sharp,
Mary T. Sharp his wife and
Jno. C Knorpp,

In Partition
Order of Sale,

- vs -

Mary Magdalene Knorpp, and
Elizabeth C Knorpp

Now at this day

comes the plaintiffs by their attorney and the
Defendants Mary C Knorpp and Elizabeth
C Knorpp by their guardian-ad-litem, Wm. H. Thomas
and this cause coming on to be heard upon the
petition and answer in said cause, the court
doth find that said Plaintiffs and Defendants
are tenants and owners in common of the
following described real estate set forth
in Plaintiffs' petition, and situate lying and
being in the County of Jefferson and State of
Missouri to wit: The south west quarter of
the North East qr. of Sec. 14. in Township 39
of Range 5 East containing 40 acres. Also the
North East qr of the North East qr. of Sec 20 in
Township 39 Range 5 East containing 40 acres
Also the East half of the North west qr. of

Section fourteen in Township 39 Range 5 East containing 80 acres, also the fourth west qr of the fourth East quarter of Section 17, in Township 39 of Range 5 East containing 40 acres also the fourth west qr of the north west qr of Section 14 in Township thirty nine north of Range 5 East containing 40 acres, also the East half of the north west quarter of Section twenty one in Township 39 north of Range 5 East containing 80 acres, also the west half of the north west qr of Section 21 in Township thirty nine north of Range 5 East, containing 80 acres, more or less. And the court proceeding to adjust and settle the rights and interests of said parties in and to said lands doth declare the same as follows to wit, That Mary T. Sharp is entitled to dower in the whole of said lands of one third for and during her natural life, that George Sharp having bought and obtained a deed for the interest of Ann M. Tamm and her husband in said lands is entitled in fee simple to the undivided one sixth part of said lands, subject said dower, that John C. Knorpp who has obtained a deed for the interest of Jacob H. Knorpp in said lands is entitled in fee simple to the undivided one third part of said lands subject to the widow's dower, that James C. Knorpp

Mary M Knopp and Elizabeth C Knopp are each entitled in fee simple to the undivided one sixth part of said Lands subject to said dower, And it appearing to the satisfaction of the court that said lands are so situated that that partition and division thereof in kind cannot be made without great prejudice to the owners thereof, It is therefore ordered adjudged and decreed by the court, that partition and division of said Lands be made according to the respective rights and interests herein set out, and that the Sheriff of Jefferson County proceed to advertise and sell said Lands at public auction to the highest bidder for ten per cent of the purchase money in cash and for the deferred take a bond or note from the purchaser or purchasers thereof with approved security bearing interest at the rate of ten per cent per annum, and that said sale take place on some day during the session of the circuit Court for said Jefferson County and be governed by the same regulations as prescribed by law for sales of Real Estate under execution, notice thereof being given in the same manner as provided by law for such sales, and bring

into court the proceeds thereof to abide
the further order herein,

and have copy of the record,
attained my hands and the seal
of said court & several officers
at office this nineteenth day
of January A.D. 1869,

Oliver H. Morrey Clerk

By *Oliver H. Morrey* Deput

To the Jefferson Circuit Court,
May Term 1869,

James C Knorpp et al
= vs =

Mary Magdalene Knorpp et al

Order of Sale

Dec \$1.50

Filed May 187869
E F Honey et al
By L H upm 26

all per
1869
May 15 1869

James C. Knorrph
George Sharp. Mary
Sharp his wife and
John C. Knorrph
against
Mary M. Knorrph &
Elizabeth C. Knorrph

In the Jefferson County Circuit Court.

May Term A.D. 1869

REPORT OF SALE.

To the Hon. Circuit Court of Jefferson County, Missouri:

The undersigned Sheriff of Jefferson County would respectfully report that, in obedience to the annexed order of sale, issued from the office of the Clerk of said Court, that, having previously given not less than twenty days notice of the time, terms and place of sale, and what Real Estate was to be sold, and where situate, as the law directs, by advertisement in the *Jefferson Democrat*, a newspaper, published in said County, a copy of which advertisement is herewith filed and makes part of this report, I did, agreeable with said advertisement, at the Court House door, in Hillsboro, on Friday, the Fourteenth day of May, A. D. 1869, between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of said day, and during the session of the Circuit Court of said County, at the May term thereof, for the year Eighteen Hundred and Sixty Nine, expose to sale at public auction, the following described Real Estate, situate in said County, to-wit: The North East qr of the NE qr of Section 20, Township 39 of Range 5 east containing 40 acres. - also the East half of the North west quarter of Section fourteen - Township Thirty Nine of Range five east, containing Eighty Acres - also the South West quarter of the North West quarter of Section Fourteen Township Thirty Nine Range five east containing forty acres. - also the South West quarter of South East quarter of Section Seventeen Township Thirty Nine of Range 5 east containing forty acres. Also the East half of North West quarter Section Twenty One, Township Thirty Nine of Range five east containing Eighty Acres. - also the West half of North West qr of Section Twenty One of Township Thirty Nine of Range five east, containing Eighty acres. - and at said sale James Mabree became the purchaser of the NE qr NE qr Sec 20 - Town 39 - Range 5 east cont 40 acres - and the SE qr SE qr Sec 17 " 39 " 5 " " 40 " and the E 1/2 NW qr Sec 21 - " 39 " 5 " " 80 " and the NW 1/4 NW qr " 21 " 39 " 5 " " 80 " at the price and sum of Twenty three hundred Dollars of which sum he has to me in hand paid Ten per cent and has given bond for the balance as required by terms of sale. And John C. Knorrph became the purchaser of the E 1/2 NW qr Sec 14 - Town 39 of Range 5 east cont 80 acres at the price and sum of Three hundred and fifty Dollars of which sum he has to me in hand paid Ten per cent and has given bond with ^{approved} security for the balance as required by terms of sale. - Also at said sale Christian Fink became the purchaser of the SE qr NW qr Sec 14 Town 39 R 5 east cont 40 acres at the price and sum of Four Hundred Dollars of which sum he has to me in hand paid Ten per cent and has given bond with approved security for the balance as required by terms of sale. And this report is respectfully submitted

Fred Luchtmeier
Sheriff