

May 1869

Hall, James G.

vs

Simpson, John A

Simpson, Catherine E.

Simpson, Ellen B.

Simpson, Chambers B.
et al

Partition

286 acres in U.S. Survey 887 and

325,36 T42 R3E; other defendants

Edward C., Joshua J., Mary J. and

Delbert Simpson

James C. Hall Plaintiff
against

In The Jefferson
Circuit Court

John A. Simpson, Catharine
E. Simpson, Ellen B. Simpson
Chambers B. Simpson Edward
L. Simpson, Joshua I. Simpson
Mary I. Simpson, Delbert
Simpson Defendant

May term
1869

Plaintiff states that he &
Defendants are the owners and tenants
in common of the following real Estate
situate in Jefferson County Missouri
viz: Fifty acres in the form of a parallelogram
to be taken off the East side
of United States Survey No 897
Township 42 Range 3 East, Also the
North East fractional quarter and
the South West fractional quarter of
Section thirty six and the South
East fractional quarter South of
Big River of Section twenty five
all in Township Forty Two, Range
Three East containing two hundred
and thirty six $\frac{37}{100}$ acres,

Plaintiff states that he is entitled
to one Fifth ~~part~~ of said land, and
that each of said Defendants is entitled
to one ~~tenth~~ undivided tenth

part of said land,
Plaintiff states that Edward L., John
A., Chambers B., Mary D., Joshua S.,
and Delbert Simpson are minors
under the age of twenty one years

Plaintiff therefore prays the court
to appoint a guardian ad litem
for said minor defendants and to
order that partition of said
land be made among those in-
terested therein as set out in this
petition or if partition thereof in
kind cannot be made to order
a sale of the same

John L. Thomas
Atty for Plaintiff

A true Copy of the original Petition
Now on file in my office.

In Testimony Whereof I have hereunto
set my hand and the seal of said
Circuit Court this 19 day of
April, 1869.

Wm. F. Healey clerk
By L. H. Ayres, D.C.,

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 *John A Simpson,*
Catherine E Simpson Ellen B Simpson Charles B
Simpson Edward O Simpson Joshua J Simpson
Mary J Simpson Delbert Simpson
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 ~~Seventh~~ Monday after the
fourth Monday of ~~March~~ 1869 next, then and there to answer unto

James C. Hall,

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
~~Nineteenth~~ day of April A.D. 1869

Elias F. Honey
Clerk Circuit Court.
By *L. H. Alfred D.*

As commanded & executed the within Summons
 by leaving a true copy of Summons and
 return at the residence of the within named
 Edward C. Simpson within a member
 of the said Simpson's family that is
 to say a white person over the
 age of fifteen years all done at
 and in Phelps County Missouri
 this the 23rd day of April

Ad 1st 5

Henry Adams Sheriff
 by E. J. Morris
 of Phelps Dept Sheriff
 of County No

none of the other parties found in
 Phelps County Missouri

Adams Sheriff
 per Morris Dept

Fees	1	Summons	1.00
"	7	Warrants	3.50
Total			4.50

TO
 JEFFERSON CIRCUIT COURT.

May Term, 1869

JAMES HALL.

as I deem in order
 signed
 John A. Adams

560
 560
 950
 300
 450
 250
 2500
 2500
 2500

J. C. Hall Plaintiff
against

John A Simpson & als Defs

In The Jefferson
County Cir Court

March Term 1880

Now at This day comes E. C.
Simpson, C. B. Simpson, J. J. Simpson
& Delbert Simpson by W. H. H. Thomas
their Guardian Ad litem and files
the following answer, Admit that
their interests are correctly set
out in said petition and
make no objection to the order
asked by plaintiff, Admit
that all the facts as set forth
in said petition are correct as
far as he can ascertain

E. C. Simpson

C. B. Simpson

J. J. Simpson

Delbert Simpson

By W. H. H. Thomas their
Guardian ad litem

J. C. Hall
against
J. A. Simpson & Co

Answer
of Minor Defendants

Filed March 27 1870
E. F. Honeycutt

State of Missouri,
County of Jefferson, ^{ss.}

In the Jefferson
Circuit Court, March Term 1870,
March 19th 1870, among other pro-
ceedings, in said Court of that day,
The following appears of Record & wit;

J. C. Hall, Plaintiff,

John A. Simpson,

Catharine E. Simpson,

Ellen B. Simpson,

Chambers B. Simpson,

Edward C. Simpson

Joshua J. Simpson,

Mary A. Simpson,

and Delbert Simpson, Defendants,

Order
of Sale

Now at this day
comes the Plaintiff by his attorney,
and Edward C. Simpson, John A.
Simpson, Chambers B. Simpson, Mary
A. Simpson, Joshua J. Simpson and
Delbert Simpson by W. H. W. Thomas,
their guardian Adlitem, and default
as to Ellen B. Simpson & Catharine
E. Simpson and this cause coming
on to be heard the Court doth find
that, Said Plaintiff and Defendants

are owners and tenants in common of the following described Real Estate situate in the County of Jefferson & State of Missouri, to wit: Fifty acres in the shape of a parallelogram to be taken off of the East side of United States Survey No. 897, Township 42, Range 3 East, also the North East fractional and the South west fractional quarter of Section 36, and the South East fractional quarter, South of Big River, of Section 25- all in Township No. 42, Range 3 East, containing Two Hundred and thirty six & $\frac{3}{4}$ acres, & the Court proceeding to adjust and settle the rights of the Parties in and to said Real Estate, doth find the same to be as follows, to wit: That the said James C. Hall is entitled to one fifth of said Land and that each of said defendants are entitled to an undivided Tenth of said Land, It appearing to the satisfaction of the Court that partition and division of said Real Estate in kind cannot be made without great prejudice to the parties in interest, It is therefore ordered, adjudged and decreed by the Court, that partition and division

of said Real Estate be made between said parties according to their respective rights, and interests therein set forth. It is further ordered that the Sheriff proceed to advertise and sell said lands at Public ~~action~~ ^{sale}, to the highest bidder for twenty per cent of the purchase money, in cash, at the time of the sale, and the residue in twelve months, the purchaser giving a bond or note, with approved security, and interest at the rate of ten per cent per annum; and said sale to take place some time during the sitting of said Circuit Court, and be governed by the same rules and regulations as prescribed for the sale of Real Estate under execution.

A True copy of the Record.
Witness my hand and seal of
said Court, this 3rd day of Aug. 1870.

Elias F. Honey, Clerk.
By L. H. Alford, D.C.

Order of Sale
Capt
Hall

Fee 150

Advertised

State of Missouri } In the Jefferson Circuit
County of Jefferson } Court September Term 1870
September 20th 1870

Be it Remembered that In said Circuit Court of that day among other proceedings therein had the following order appears of record to wit,

J C Hall Plaintiff

- vs -
John A Simpson

Catharine E Simpson

Edward L Simpson

Joshua J Simpson

Mary A Simpson and

Delbert Simpson Defendants } Now again at

this day come the parties aforesaid by their respective Attorneys and it appearing to the satisfaction of the Court that the order of sale herein made at the March term 1870 of this Court has not been complied with.

And now on motion of the parties aforesaid by their Attorneys, It is ordered by the Court that a renewed order of sale be made directing the Sheriff of Jefferson County to again advertise and proceed to sell the land in the petition described, Situate in Jefferson County Missouri to wit; Fifty Acres in the form of a parallelogram to be taken off the east

} Renewed order of Sale

Side of W S Survey No 897. Township 42
Range 3 East, Also the North east frac-
tional qr and SW 1/4 qr of Section 36
Also South east fractional quarter
South of Big River in Section 25. all in
Township 42 Range 3 East, Containing
 $236\frac{34}{100}$ Acres, And the Court proceeding
to adjust and settle the rights and
interest of said parties in and to the
Real estate above described, doth
declare the same to be as follows. viz:
That the said James C Hall is entitled
to one fifth of said land, and that
each of said Defendants are entitled
to one undivided tenth of said land,
It appearing to the satisfaction of the
Court, that partition and division
of said Real Estate cannot be made
without great prejudice to the owners
thereof, It is therefore ordered adjud-
ged and decreed that partition and
division of said land be made, and
that the Sheriff of Jefferson County
proceed to sell the land in said petition
described, bying and being in said
Jefferson County, at public Auction
to the highest bidder, for twenty per
cent of the purchase money in Cash

And the residue in Twelve Months,
and for the deferred payment take
a bond or note from the purchaser
or purchasers thereof, with security
and bearing six per cent interest from
date, and that said Sale take place
on some day during the Session of the
Circuit Court for the County aforesaid,
and be governed by the same regulations
prescribed by law for ~~sales~~ of Real
Estate under execution, Notice thereof
being given by said Sheriff in the same
manner as provided by law for such sales,
and bring into Court the proceeds of said
Sales to abide the further order of
the Court herein

A true Copy from the record
Witness my hand and the seal of
said Circuit Court at office
in Hillsboro this Twelfth day
of December A D 1870

W J Royce Clerk

To the Jefferson Circuit Court,
March Term 1891,

J. C. Hall,
vs } In Partition
J. A. Simpson et al

Renewed order of sale.

W. S. Boyce cap ord exd \$125

STATE OF MISSOURI, County of Jefferson.

Be Remembered, That on this 5th day of April 1871, before the undersigned Clerk of the County Court of Jefferson County, Mo., came Frank N. Stone, who being by me duly sworn, says the annexed advertisement was published in the Jefferson Democrat, a newspaper, printed and published in the County of Jefferson, State of Missouri, of which he is printer, for four weeks, the first insertion being on the 11th day of February, 1871, and the last insertion on the 30th day of March 1871, as follows, to-wit:

Sheriff's Sale in Partition.

In the Circuit Court of Jefferson county, Mo.
J. C. HALL, Plaintiff, vs. John A. Simpson,
Catherine B. Simpson, Edward C. Simpson,
John J. Simpson, Mary A. Simpson, and Delbert Simpson, Defendants.

By virtue and authority of a renewed order made by the Circuit Court of the County of Jefferson, State of Missouri, at its September term, A. D. 1870, I will on the 22^d day of March next, 1871, at the Court House door, in the town of Hindsboro, between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of that day, offer for sale at public auction to the highest bidder, the following described land or real estate, to-wit:

One 66 acres in the form of a parallelogram to be taken off the east side of United States Survey No. 687, Township 42, Range 2 east; also the north east fractional quarter and south west fractional quarter of section 35; also south east fractional quarter south of Big River, in section 26, all in township 42, Range three east, containing 226 and 34-100 acres, situated in Jefferson county, Missouri.

For the purpose of making partition between said parties, for which the purchaser will be required to pay twenty per cent of the purchase money in hand at the time of sale, the balance in twelve months; the purchaser paying the bond, with approved security, bearing interest at the rate of six per cent per annum from date, this 6th day of February, 1871.

JOHN WILLIAMS, Sheriff.

In No. 6,	February 11, 1871.
In No. 7,	" 18, 1871.
In No. 8,	" 25, 1871.
In No. 9,	March 3, 1871.
In No. ,	, 1871.

Witness my hand.

me this 3rd day of April 1871.

W. Stone

10.00. Received Payment.

25

\$10.35

Off

STATE OF MISSOURI, County of Jefferson.

We Remembered, That on this 5th day of April 1871, before the undersigned Clerk of the County Court of Jefferson County, Mo., came Frank N. Stone, who being by me duly sworn, says the annexed advertisement was published in the Jeffersonian, a weekly paper published and published in the County of Jefferson, State of Missouri, for four weeks, the first insertion being on the 17th day of March 1871, and the last insertion on the 30th day of March 1871.

person many tender his shoes ti of McGrick the Gre 17th

In No. 6, *Electrony* 11, 1871.
In No. 7, " 18, 1871.
In No. 8, " 25, 1871.
In No. 9, *March* 3, 1871.
In No. , 1871.

Frank N. Stone.

Sworn to and subscribed before me this 5th day of April 1871.

W. R. Linnell

Printer's Fee, 10.00. Received Payment.

25

off

\$10.35

J. C. Hall Plaintiff
against
John A. Simpson
Catharine E. Simpson
Edward C. Simpson
Joshua J. Simpson
Mary A. Simpson
Delbert Simpson Defts

In the Jefferson County Circuit Court.

March Term 1871

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 Wednesday, the Twenty second day of March, A. D. 1871, 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 March term thereof, for the year Eighteen Hundred and Seventy One, expose to sale at public auction, the following described Real Estate, situate in said County, to-wit: The 50 acres in the form of a parallelogram to be taken off the east side of United States Survey No 897 township 42 range 3 east; also the north east fractional quarter and south west fractional quarter of section 36; also south east fractional quarter south of Big River, in section 25, all in township 42 range three east, containing $236\frac{34}{100}$ acres and at said sale David Galvin & John Galvin were then and there the highest and last bidders for the above described real estate at the price and sum of Five Thousand Dollars and the same was stricken off and sold to them for that sum — Of which sum they have to me in hand paid 20 per cent and have given bond with approved security for the balance as required by the terms of sale And this report is respectfully submitted
March 22nd 1871
John Williams Sheriff

J.C. Hall

vs

Simpson et al

Petition

Now at this day Come the parties to the above proceeding and move the Court to make an order on the Sheriff of Jefferson County to redeem with money in his hands arising from the sale of land in the above entitled Cause, the lands described in the petition herein from Lot 24.

John H. Thomas

Atty for said parties.

