

Jefferson County Circuit Court
Case Files - Civil
May 1869, NO. 254

Box

24 Folder 7

Schaare, Henry

vs

Burgan, Dennis
Burgan, William

Debt, note

Debt \$50.20; real estate attached

On the Jefferson
County Circuit
Court, Mo.,
May Term 1869.

Henry F. Ahlrens
Atty for plaintiff

Wm. Schaefer,
pett
vs.

William Burgon,
and Dennis Burgon,
defds.

Petitioner
affds. & bond of
Plaintiff.

Attachment

Filed July 18th 1869,
C. J. Honey Cl
By Chas. H. Moore & Co

Henry Schaar, plaintiff,
 against
 Dennis Burgar, and
 William Burgar, defend-
 ants, } In the Circuit
 Court of Jeffer-
 son Co., Mo.
 May Term 1869,

Henry Schaar, plaintiff, being duly sworn upon his oath, states, that he has a just demand against the above nam-
 ed defendants, Dennis and William Bur-
 gar, and that the amount which he
 believes, he ought to recover, after allow-
 ing all just credits and set-offs, is
 fifty dollars and 70 cents, with interest
 thereon at 10 percent from July 29th 1868,
 and that he has good reason to believe,
 and does believe, that the defendants are
 not residents of the State of Missouri,
 and that the defendants have absconded or
 absented themselves from their usual place
 of abode, in this state, so that the or-
 dinary process of law cannot be served
 upon them.

Henry Schaar

Sworn to and sub-
 scribed before me
 this 18th day of January
 1869.

Elias Honey Clerk,
 By Chas. H. Honey Secy

Henry Schaare, plaintiff, }
against } On the Circuit
Dennis Burgen and } Court of Jeffers-
(William Burgen, defendants, } son County, Mo.
May Term 1869.

We, Henry Schaare, plaintiff, as principal
and Henry Langehenning, as secu-
rity, acknowledge ~~themselves~~ indebted to
the State of Missouri, in the sum of
One hundred and ten dollars, for the
payment of which we bind ourselves,
our heirs, executors and administra-
tors.

Upon the following condition how-
ever: Whereas said Henry Schaare has
instituted this day against Dennis and
William Burgen, a suit by attachment
for the sum of fifty dollars and twenty
cents and interests thereon, in the Cir-
cuit Court of Jefferson County, Missouri,
St. Louis, if said plaintiff shall prosecute his
said action without delay and with effect,
refund all sums of money, that may be ad-
judged to be refunded to said defendants
or ~~have~~ found to have been received by the
plaintiff, and not justly due to him, and
pay all damages and costs, that may ac-
cure to any defendant or garnishee, by rea-
son of the attachment, or any process or

as proceeding in the suit, as by reason
of any judgment or process thereon,
then this land to be void otherwise
to remain in free force,
And thus our hands and seals this
4th day of January 1869.

Frederick Moore Seal

W. J. Burroughs family seal

Approved Jan'y 18th 1869

Geo. A. May Jr. Clerk

By Chas. H. Stone Secy.

Filed Jan'y 18th 1869,
E. P. Harey Cl.
By Chas. H. Hime Sept.

\$3.40 by pluff

STATE OF MISSOURI,
COUNTY OF JEFFERSON.

The State of Missouri to the Sheriff of Jefferson County, Greeting :

WE COMMAND YOU to attach

Jimmie Burgan & William Burgan

by all and singular *their* lands and tenements, goods, chattels, rights, moneys, credits, evidences of debt, and effects, or so much thereof as shall be sufficient to satisfy the sum of *Fifty Dollars* dollars and *Twenty* cents, with interest and costs of suit, in whose possession soever the same may be found in your county, and that you summon the said

Jimmie Burgan & William Burgan

that *they*... be and appear before our Circuit Court of the county of Jefferson, on the first day of the next term thereof, to be holden at the Court House in Hillsboro, in said county of Jefferson, on the *Tenth* day of *May*... next, then and there to answer the petition of

Henry Schaure
Fifty

wherein *he* asks judgment for

dollars and *Twenty* cents, and that you also summon

~~and~~ all other persons that you shall find in the possession of goods, money or effects of the defendant, not actually seized by you, and all debtors of the defendant, and such other persons as the plaintiff or his attorney shall direct, as garnishees, to be and appear before our said court, at the time and place aforesaid, then and there to answer such allegations and interrogatories as may be exhibited against them; and have you then and there this writ.

IN TESTIMONY WHEREOF, the undersigned, Clerk of the said Jefferson Circuit Court, has hereto signed his name and affixed the seal of said Court, at office, this *18th* day of

January... 186*9*.

Elias H. Honey Clerk.

By Chas. Horine Deft,

3044

No 254

TO

Jefferson Circuit Court.

May

Term, 1867.

Henry Schaaw

vs

Dennis Burgan

vs

Wm Burgan

This Attachment came to hand on the 19th Day of January 1869 and
I did ^{on the same day at the County of Jefferson,} ~~execute~~ the same by levying thereon seize and attach, all the
right Title and interest of William Burgan in the real
Estate follows to wit. The south $\frac{1}{2}$ of Lots 1 and 2 of the North West
 $\frac{1}{4}$ of Section 18 Township 42 Range 5 East. Also ~~The South~~
the South East $\frac{1}{4}$ of the North East $\frac{1}{4}$ of Section 13 Township 42
Range 4 East Also The south East $\frac{1}{4}$ of the South East $\frac{1}{4}$
and North East $\frac{1}{4}$ of North East $\frac{1}{4}$ of Section 13 Township 42
Range 4 East. All of which containing 194 ⁵⁵ acres.

The within named Defendants William Burgan and Dennis
Burgan can not be found in my county

fee 375

Fred Luchtmeyer

Sheriff Jeff County Mo

fees finally collected and Case settled between Parties and Papers returned
by order of The Schaefer Plaintiff

Fred Luchtmeyer

Henry Schaefer
against
William Burgan
and
Dennis Burgan

In the Circuit Court of Jefferson
County Missouri. An Attachment
issued by the Clerk of Circuit
Court in the County aforesaid
on the 18th day of January 1869 and returnable
to the May Term a D 1869 in favor of the above
named Plaintiff for the sum of: Fifty Dollars and Twenty
Cents with interest thereon, and which said writ, came
into my hands on the 19th day of January 1869, and
by virtue of the same I did on the 19th day of January
levy upon and seize and attach all the right, Title
and interest of William Burgan, or so much thereof
as may be sufficient to satisfy the above Debt and
interest, in the following Real Est viz: —

The south $\frac{1}{2}$ of Lots 1 and 2 of the North West $\frac{1}{4}$ of section 18
Township 42 Range 5 East Also The South East $\frac{1}{4}$ of
the North East $\frac{1}{4}$ of section 13 Township 42 Range 4 East.
Also The South East $\frac{1}{4}$ of South East $\frac{1}{4}$ and North East $\frac{1}{4}$
of North East $\frac{1}{4}$ of section 13 Township 42 Range 4 East. All
of which containing 194⁵⁵ acres.

Given this 19th day of January a D 1869.

Fred Lubbeneger
Sheriff Jeff Co Mo

Schaane
vs
Burgan et al

Filed Jan 19 4869,
E. F. Honey, Rec^r.

due

75-5

STATE OF MISSOURI, }
COUNTY OF JEFFERSON. } SS.

I, the undersigned, Clerk of
the Circuit Court and Ex-officio Recorder
in and for said County, hereby certify that
the foregoing instrument of writing was
filed for Record in my office the 19th
day of January 1869, and is
truly recorded in Book No. 3
Page 692.

Witness my hand and Official Seal,
date last aforesaid.

Elas F. Honey Recorder