

March 1871,

Jones, Alice A.,
Jones, Mary E.

Leppo, Malissa E.,
their guardian

vs.

Kaudele Meyer, Frederick
Thomas, John L.

Amor, E.

Kohl, Martin

et al

Sheiff's bond

Defendant failed to pay \$200 to
plaintiffs as proceeds of sale of
land in partition of Jones Jones

Alice A. Jones &
Mary E. Jones By
Malissa C. Leppo, their
Guardian

Frederick Leuchtemeyer
John L. Thomas
E. Amos, Martin Hohl &
Elias Hilpertshausen

In the
Circuit
Court of
Jefferson
County
Missouri

Plaintiffs by their Guardian
say that Defendant was Sheriff
of said County of Jefferson from
November 1868 to November
1870 & that the other Defendants
were his securities on his official
Bond that while acting as such
Sheriff viz at the March Term
of said Circuit Court, ¹⁸⁷⁰ he sold in
partition a Tract of Land in
which Plaintiffs were interested
as part owners in a case
in which ~~they~~ as William T. Osborne
was Plaintiff & the unknown Heirs
of James Jones were Defendants
that these Plaintiffs derived title
through James Jones their ancestor
as his heirs & were & are entitled
to a portion of the money realized

from such sale, that said Leuchtemeyer
received at the time of sale the sum of
~~Two~~ Two Hundred Dollars
of which after pay the proportional
part of costs & commissions for which
Plaintiffs were liable they were
entitled to receive the sum of Two
^{hundred} Dollars but
that said Leuchtemeyer though often
requested so to do has wholly
failed & refused to pay to the
Plaintiffs any portion thereof
and that said sum is yet due them
from him & unpaid that said
Malissa E. Leppo is their Legally
Constituted Guardian of their
persons & property and they by
their Guardian move the Court
to render judgment against the
Defendants on said Leuchtemeyer's
said official Bond for said sum
of Two hundred

Dollars with Ten per cent
interest Per annum from the
14th day of March 1870

Alice & Mary E. Jones
By Malissa E. Leppo
Guardian; signed
By Jos. J. Williams atty.

To Frederick Leuchtemyer John L.
Thomas, E. Amor, Martin Hoehl &
Elias Hilpertshanser You and
each of you are hereby notified that
the undersigned Plaintiffs by their
Guardian will present a ~~petition~~
Motion asking Judgment
against you to the Circuit Court
of Jefferson County at the Court
House in Hillsboro Jefferson County
Missouri of which the foregoing
is a copy on the ~~27~~^{thirty first} day of
March 1871 or as soon there-
after as a hearing can be had

Alice A. Mary E. Jones
By Malissa E. Lepho their
Guardian, signed by
Jos. J. Williams Attorney,

I hereby acknowledge service of the above
notice this 28th day of March 1871.

John. Thomas.

I hereby acknowledge service
of the above notice this 28th
day of March 1871 E. Amos

2870

Allice A. Jones
what

J. Luchtemeyer
what

motion
original

Cost motion Vol 6 p 310.
Shirley Luchtemeyer Vol 6 p 328

John Williams Sheriff
fee \$1.50

Filed Mar 31 1871
J. B. Moxley

I Served the within in Jefferson county Mo. on the
25th day of March 1871 on Fred. Luchtemeyer by
Delivering a true copy of this notice at his usual
place of abode with a white Person of his family
over the age of fifteen years and I further executed
this notice in Jefferson county Mo on the 28. day of
March 1871 on Elias Hulpertschanner and Martin
Hokli by Delivering to each of them a true copy
of this notice and on John. L. Thomas and E. Amos
they both acknowledged service

John. Williams Sheriff
By J. B. Moxley Deputy

Alice A. Jones & Mary E. Jones
By Malissa E. Leppo their
Guardian

vs

Frederick Leuchteueyer

John L. Thomas

Eduard Martin Kohl &
Elias Heilpertshausen

In the Circuit
Court of Jefferson
County Missouri

Plaintiffs by their Guardian say that Defendant was Sheriff of said County of Jefferson from November 1868 to November 1870 & that the other Defendants were his securities on his official Bond, that while acting as such Sheriff viz at the march term of said Circuit Court 1870 he sold in partition a tract of land in which Plaintiffs were interested as part owners in a case in which William T. Osborne was plaintiff & the unknown heirs of James Jones were defendants, that these Plaintiffs derived title through James Jones their ancestor as his heirs & were & are entitled to a portion of the money realized from such sale, that said Leuchteueyer received at the time of sale the sum of **Two hundred** Dollars of which after pay the proportional part of costs & commissions for which Plaintiffs were liable they were entitled to receive

the sum of Two hundred
Dollars but that said Leuchtemeyer though
often requested so to do has wholly failed &
refused to pay to the Plaintiffs any portion
thereof and that said sum is yet due them
from him & unpaid that said Malissa E
Leppo is their legally constituted Guardian
of their persons & property and they by
their Guardian move the Court to render
Judgment against the Defendants on said
Leuchtemeyer's said official Bond for said
sum of Two hundred Dollars
with ten per cent interest per annum
from the ^{14th} day of March 1870

Alice & Mary E Jones
By Malissa E Leppo Guardian
signed by Jos J. Williams Atty

To Frederick Leuchtemeyer John L. Thomas
E Amor, Martin Kohl & Elias Heilperthouser
you and each of you are hereby notified
that the undersigned Plaintiffs by their
Guardian will present a motion asking
Judgment against you to the Circuit
Court of Jefferson County at the Court House
in Hillsboro Jefferson County Missouri of
~~thirty first~~ which the foregoing is a copy on the ~~29th~~
thirty first day of March 1871 or as soon thereafter

as a hearing can be had

Alice & Mary E Jones
By Malissa E Leppo their
Guardian, signed by

Jos J. Williams Attorney

Alice A Jones
et al

^{vs}
J. Luchteneyer
et al

Motion

Copy

Allice Jones & Mary E
Jones by Thos Gordon
vs
J. Lucktemeyer et al

In the Jefferson
Circuit Court.
Sept Decm 1871.

Now at this day Come the Plain-
tiffs and move the Court to make an order
on the Sheriff of Jefferson Co. to proceed
to ~~the~~ sell the property of J. Lucktemeyer
levied on and advertised by said
Sheriff for sale by virtue of an
execution issued in the above
entitled Cause for the following
reasons,

1st Because the claim of J. Lucktemeyer
of the property levied on ~~is not~~
as a homestead is not a valid
claim in this, that said Lucktemeyer
does not reside on said property
but resides with his family in
St Louis.

J. J. Williams
Atty for Plaintiffs.



2-870

pen. et. of

3

such language of

motion for order

on the right will
be made.

Filed Sept 20 1871

W. B. D. B. D.

To John Williams, Sheriff of Jefferson County,
Missouri.

Sir,

Whereas under an execution, issued by the clerk of the Circuit Court of Jefferson County, Mo., in favor of Alice Jones and Mary E. Jones, by their Guardian, Malissa Leppe, and against myself, John L. Thomas, E. Amos, Martin Kehl and Eliza Kehlports-hauser, bearing date August 1st 1871, and returnable to the September Term 1871, thereof, you have levied upon and seized my following described Real Property, situated in Jefferson Co. Mo., to wit: Lots eight, nine and ten of Block 3, in the town of Eminsmick, and whereas you have advertised the same for sale on the 22^d day of Sept^r, 1871,

Now take notice, that I am the head of a family, that said property consists of a dwelling house, appurtenances and and the lots described above; ~~that~~ containing no more and being of no greater value, than the law allows as a Homestead, that I use the property aforesaid, as such head of a family as ~~said~~ ^a homestead, and that I claim said property as such homestead ^{together with the rent, issues and products} as exempt from said execution.

This 20th day of September A.D. 1871.

J
Fred Luchtemeyer