

Tofferson County Circuit Court
Administrative Records
September 1871

Box

28

Folder 53

Arnold, Lewis

Petition to Supply evidence of lost deed

10 acres in Survey 877 T43 R26 E
purchased from Leopold Strelsky

In the circuit Court
of Jefferson County Mo.

The petition of Louis Arnold states, that on the 13th day of May 1869 one Peter Friedritze and his wife Louisa Friedritze sold and conveyed to one Leopold Strelsky the following described tract of land in Jefferson County Missouri to wit.

Beginning at the North East Corner of Lot No Two (2) of a subdivision of Lot No Eighteen (18) of Survey 877 in Township forty three Range six (6) east, thence South $52\frac{1}{2}^{\circ}$ West ten Chains, from which a Post Oak 18 inches in diameter bears South $79\frac{1}{4}^{\circ}$ West 25 links distant, and a Post Oak 14 inches in diameter bears South $22\frac{1}{4}^{\circ}$ East 61 links distant, thence South 38° East 10 Chains, from which a Hickory 14 inches in diameter bears $N 17\frac{3}{4}^{\circ}$ East 23 links distant and a Black Oak 18 inches in diameter bears South 66° West 17 links distant, thence $N 52\frac{1}{2}^{\circ}$ East 10 Chains to the South East Corner of said Lot No 2, thence North 38° West 10 Chains to the place of beginning containing ten (10) acres. All of which will appear by reference to a deed made by said Peter and Louisa Friedritze, bearing date the day and year

aforsaid and recorded in Deed Book No 1
pages 191 & 192 of the Land records of Jefferson
County aforsaid, that afterwards to wit.
on or about the day of February 1870
the said Leopold Stulsky and

Stulsky his wife sold and conveyed
the said above described land to this
plaintiff, and then and then executed
a deed therefor before one Frederick
Lichtenmeyer a Notary Public in and
for said County and delivered the
same to this plaintiff, that the estate conveyed
by said deed to this ptff. was a fee simple
absolute to the whole of said land, and
the conveyance by said parties so made
as aforsaid a general warranty deed.

That after said deed was so made as
aforsaid and delivered as aforsaid
this plaintiff delivered the same to said
Lichtenmeyer, together with the necessary
fess to pay for the recording of said
and, who undertook to and did promise to have
the same recorded in the proper office, that
said Lichtenmeyer failed to have said deed
recorded and has lost or destroyed the
same so that it cannot be found.

Petitioner states that said Stulsky and his said
wife have removed from the state of Wisconsin

into the state of Texas, that his place
of residence is unknown and this p[er]f.
is unable to learn the same.

Plaintiff therefore prays the Court to
hear and make a record of such evidence
as said partitioner may produce touching
or concerning said plaintiff estate
in said land & for such other and further
relief as he may be entitled to.

P. Piphin
p[er]f. atty.

Philip Piphin said atty makes oath
and says that the matters and things as
stated in the above petition he believes
to be true

P. Piphin

Sworn to & Subscribed

before me Sep 26th

1871.

W. S. Boyce clk

By Tho' Harrine Deft

Jefferson Circuit
Camb. —

Petition of Louis
Arnold to supply
evidence of Lost and.

Ex Parte

3463

P. P. Pike
for Petitioner

Filed Sept 26 1871
m & Boyce Cl

files 10 ^c	order pub 35	40
order to print 35	order 20	55
copy order 175		85
Verd 35	Judge 50	85
copy 175		25
Dr B 10	marketing cost	20
doctrals		30
Submifs		35
		4.90

Re M^a printing 15, 25

Boyce 4.60
m^a 15.25

6 p 378-554

Order of Publication.

IN THE CIRCUIT COURT, for the County of Jefferson, State of Missouri.

September Term, A. D., 1871, Tuesday, September 26th, 1872.

In said Circuit Court, on the day aforesaid, among other proceedings therein had, the following appears of record to-wit:

To all whom it may concern. Whereas, in open Court, this day appeared Louis Arnold, by his attorney, and filed his petition and affidavit as required by law, stating among other things, that on the 13th day of May, 1869, one Peter Frederitzie, sold and conveyed to one Leopold Stalsky, the following described tract of land in Jefferson county, Missouri, to-wit:

Beginning at the north east corner of lot No. two (2), of a subdivision of lot No. eighteen (18), of survey 877, in township 43, range 6 east; thence south $52\frac{1}{2}$ degrees, west ten chains from which a post oak 18 inches in diameter bears south $79\frac{1}{2}$ degrees, west 25 links distant, and a post oak 14 inches in diameter bears south $22\frac{1}{2}$ degrees, east 61 links distant; thence south 38 degrees, east 10 chains, from which a hickory 14 inches in diameter bears north $17\frac{1}{2}$ degrees, east 23 links distant, and a black oak 18 inches in diameter bears south 66 degrees, west 17 links distant; thence north $52\frac{1}{2}$ degrees, east 10 chains to the south east corner of said lot No. 2; thence north 38 degrees, west 10 chains to the place of beginning, containing ten (10) acres. All of which will appear by reference to a deed made by said Peter and Louisa Frederitzie, bearing date the day and year aforesaid, and recorded in Deed Book No. 1, pages 191 and 192 of the land records of said county, and that on or about the of February, 1870, the said Leopold Stalsky and wife, conveyed said real estate to said Louis Arnold, and that now said Louis Arnold is the owner absolutely, and in fee simple of the whole of said land. It is thereupon ordered by the Court, that notice be published notifying all persons whom it may concern, that a decree will be entered in said cause at the next term of said Court, to be begun and held at Hillsboro, within the county of Jefferson, State aforesaid, on the third Monday of March next, and the title or interest to or in said land adjudged to said petitioner according to the prayer thereof. It is further ordered by the Court that a copy hereof be published in the Jefferson Democrat, a newspaper published in the county of Jefferson, for four weeks successively, the last insertion to be at least four weeks before the commencement of the next term of this Court.

 A true copy from the record. Witness
W. S. Boyce, Clerk of said Circuit
Court, with the seal there of hereunto
affixed, at office, this November 15th, 1871.

W. S. BOYCE, Clerk.

By C. Tho' Horne, Dep'y.

STATE OF MISSOURI, County of Jefferson.

Be it Remembered, That on this 8 day of June 1872 before the undersigned Clerk of the County Court of Jefferson County, Mo., came R. W. McMULLIN, 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 4 weeks, the first insertion being on the 1st day of Jan, 1872, and the last insertion on the 20 day of Decr 1872, as follows, to-wit:

In No. 1,	Jan 12,	1872
In No. 2,	" 19,	1872
In No. 3,	" 26,	1872
In No. 4,	Feb 2,	1872
In No.	March 2,	1872

Sworn to and subscribed before me this 8 day of June 1872

thence north 63 1/2 degrees, east 10 chains to the south east corner of said lot No. 2; thence north 38 degrees, west 10 chains to the line of said lot No. 2; A true copy from the record of said Court, with the seal thereof hereunto affixed, at office, this November 15th, 1871.
By C. LEO HORNE, Clerk.

indicates that the theory of defense requires much elaboration of detail.

Printer's Fee, 15.00 Received Payment.

15.25

Louis Arnold

Filed May 20 1872
W. S. Boyce Cl

Sept 16, 1872

Louis Arnold } In the Circuit Court
Ex Parte } of Jefferson County
} Wisconsin Sep. Term
1872

Now comes Louis Arnold by his attorney Philip Piptis and this cause coming on to be heard and it appearing to the satisfaction of the Court that the said petitioner had on the 26th day of September 1871 filed his petition verified by affidavit as the law directs, in which said petition it is stated and set forth that on the 13th day of May 1869 one Peter Fredritze & Louisa Fredritze his wife had conveyed to one Leopold Stulsky the following described tract of land (here copy the same) that afterwards to wit on the day of February 1870 said Stulsky & wife conveyed the same by warranty deed to said Louis Arnold the petition which was duly acknowledged and returned and was afterwards placed in the hands of one Frederick Liehteneyer to be placed on record in the recorder's office of Jefferson County Wisconsin, but that the

same was lost or destroyed and never was recorded. and it further appearing that the Clerk of the Circuit Court of said Jefferson County upon the filing of said petition into the Clerk of said Court caused a notice ^{adapted to all whom it may concern} to be published in a news paper published in said County for four consecutive weeks the last insertion being at least four weeks before the last term of this Court, setting forth the filing of said petition a description of the lands in said petition described and the estate or interest claimed therein by said petitioners, and it further appearing now true upon the hearing of the evidence adduced in the cause that the facts stated in petition are true, that said deed was made executed and delivered by said Shulsky & wife to said Louis Arnold conveying said land by a general warranty and to him his heirs and assigns, & that the same was never recorded but was lost or destroyed. It is therefore ordered and adjudged that the title or interest of said Shulsky

and wife. Thelky up in and to-
since above described land be adjudged
Asias put them and that this same
be vested in him former

Louis Arnold
n
Ex Parte.

Deer