

Jefferson County Circuit Court
Case Files - Civil

Box

31

FOLDER

42

Sept 1873 - No. 71

Brown, Zeno

VS

Skaggs, James H.

Foreclosure

\$850 note; 10% per annum;
T39-R6E-S13 38 ⁷/₁₀₀ acres;
T39-R6E-S14 40 acres;
T39-R6E-S13 30 ⁷⁵/₁₀₀ acres;
T39-R6E-S13 40 acres;
T39-R6E-S14 19 acres;
T39-R6E-S22 > 160 acres
T39-R6E-S15



West Essex County Mo 18 Jan 1870
Twelve months after date we or
either of us promise to pay to
Mrs William Wright Hemby
and Fifty dollar \$50.00 for
Value received with interest from
date at Ten Per cent

Attest, Geo. B. Shaw

Wm. H. Shays

Meredith Chap 1895625-

Wm. H. Shays
Off. Mo. Not. Public Land

Genl Brown
of
Edwin Strickland

Notice waived in the Court.

April 18th to 18th 1874.

Allowed on written demand the sum
of Nine Hundred Eighty Six & 25^{cts}
by Jefferson Colman May 19th 1874
bank placed in 5th class

W R Donnell & Co

Recd April 19th 1874
W R Donnell & Co



Know all men by these presents that I
J. H. Skaggs of the County of Jefferson in
the State of Missouri have this day - for and
in consideration of the sum of Eight hundred
and fifty dollars (\$850.00) to the said J. H.
Skaggs in hand paid by Gens Brown of the
County and State aforesaid - granted, bargained
and sold - and by these presents do grant bar-
gain and sell unto the said Gens Brown, the
following described tract or parcels of land
situate in the County of Jefferson in the State
of Missouri that is to say the undivided two
sevenths of the North west fractional quarter
of the South East Quarter of Section thirteen
Township thirty nine North of Range Six East
Containing thirty eight and seventy one one hun-
dredths ^{acres} - also the North East quarter of the
North East quarter of Section fourteen Township
thirty nine of Range Six East containing forty
acres - also the North East fractional quarter of
section thirteen in Township thirty nine of range
Six East containing fifty and ⁷⁵/₁₀₀ acres also
the South East quarter of the North West quarter
of Section thirteen in Township thirty nine of
Range Six East containing forty acres also nine-
teen acres more or less in section fourteen ~~in~~
Township thirty nine Range Six East - also the
North West quarter of the South East quarter
of Section fourteen in Township thirty nine Range
Six East containing forty acres

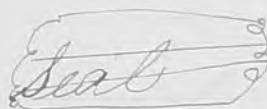
also the North East quarter of the North East
quarter of Section twenty two and East half
of the South East quarter and the North West
quarter of the South East quarter of Section fif-
teen in Township thirty nine Range Six East
containing one hundred and sixty acres. The
whole being three hundred and eighty eight and
~~40~~ acres To have and to hold the premises here-
by conveyed with all the rights, privileges and
appurtenances thereto belonging or in anywise
appertaining unto the said Gens Brown, his
heirs and assigns for ever, upon this ex-
press condition. Whereas the said J. H. Skaggs
on the 18th day of January 1870 made executed
and delivered to the said Gens Brown, his certain
promissory note in words and figures following
to wit, Jefferson County Mo 18th Jan 1870
Twelve Months after date we or either of us
promise to pay to Gens Brown Eight hundred
and fifty dollars \$850.00 for value received
with interest from date at Ten per cent -

Signed

J. H. Skaggs
J. W. Strickland

Now if the said J. H. Skaggs, his executor
or administrator shall pay the sum of money
specified in said note and all the interest
that may be due thereon according to the
tenor and effect of said note, then this
conveyance shall be void, otherwise it shall

remain in full force and virtue in law.
I the said J. H. Skaggs hereby covenanting to
and with the said Gen Brown his heirs
and assigns for him self his heirs executors
and administrators to warrant and defend
the title to the premises hereby conveyed against
the claim of every person whatsoever.

In witness where of I have here to subscribed
my name and affixed my Seal this nine-
teenth day of January A.D. 1870
J. H. Skaggs 

State of Missouri }
County of Jefferson } ss.

Be it remembered that
J. H. Skaggs who is personally known to the
undersigned a Justice of the peace within and
for said County to be the person whose name
is subscribed to the foregoing deed as a
party thereto this day appeared before me
and acknowledged that he executed and
delivered the same as his voluntary act
and deed for the uses and purposes therein
contained

Given under my hand this 19th day
of January 1870

W B Weaver
Justice of the peace

Mortgage Deed
from

J. H. Dagg

Geo. Brown

Filed for Record

January 27th 1870

E. F. Honey

Clerk & Recorder

Recording fee Paid
& Stamp

State of Missouri, }
County of Jefferson, }
I, Elias F. Honey, Clerk of the
Circuit Court and, Ex. Office Recorder in and for said
County and State, hereby Certify that the within Deed
was filed for Record Jan'y 27th 1870 in this Office and
that the same is truly recorded therein in Book No. Three
(3.) Trust Deeds at pages 3 & 4.

In Testimony whereof I have hereunto
set my hand and affixed the seal of said
Court at Office in Hillsboro Mo this the
9th day of Feb'y A.D. 1870.

Elias F. Honey
Clerk & Recorder

2
Geno Brown Plaintiff } In the Circuit Court
Against } of Jefferson County Mo.
James H. Skaggs Defendant } on vacation June 5th 1873

Plaintiff States that the Defendant on the 18th day of January 1870, executed and delivered to Plaintiff, a note (herewith filed) whereby he promised to pay Plaintiff the sum of Eight Hundred and fifty dollars. Twelve months after the date thereof, and that on the 19th day of January 1870, the Defendant, for the purpose of securing the payment of said note, executed and delivered to Plaintiff a mortgage deed (which is herewith filed as testimony) conveying to Plaintiff, the Defendants interest in certain tracts of land, situated in said Jefferson County in the State of Missouri, known and described in said mortgage deed, to wit

The north west fractional quarter of the south east quarter of section thirteen (13) in Township thirty nine (39) of Range Six (6) East, containing $38\frac{1}{2}$ acres

Also the north east quarter of the north east quarter of section fourteen (14) in Township thirty nine (39) of Range Six (6) east, containing 40 acres

✓ Also the north east fractional quarter of section thirteen (13) in Township thirty nine (39) of Range Six (6) east containing $50\frac{1}{2}$ acres

✓ Also the south east quarter of the north west quarter of section thirteen (13) in Township thirty nine (39) of Range Six (6) East, containing 40 acres

Also 19 acres more or less in Section fourteen (14) in Township thirty nine (39) of Range Six (6) East

note, then this conveyance shall be void, otherwise it shall remain in full force and virtue in law "

Plaintiff avers that Defendant, has failed to perform the said conditions on his part, and that said sum of Eight Hundred and fifty dollars, and all the interest thereon, remain due and unpaid. Therefore Plaintiff prays that judgment may be rendered in his favor, against the Defendant, for the said debt and sum of Eight Hundred and fifty dollars, and the interest accrued thereon, and that the equity of redemption of the defendant in and to said real estate, may be foreclosed, and that the said real estate or so much thereof as may be necessary, be sold, to pay off and discharge the judgment so rendered.

Plaintiff further avers and alleges that the Defendant is a non-resident of the State of Missouri and therefore he prays, that an order be made by the Clerk of said Court, in vacation, and published according to law, notifying the Defendant of the commencement of this action, and summoning him to appear at the next regular term of the ^{said} court, to make answer and defense, if any he have, to plaintiffs petition herein.

Plaintiff further states that J^m Strickland whose name is signed to said note also, has since the execution thereof, departed this life.

Thomas H. McMullen

& Abner Green

Attys for Plaintiff

71 34474
Genl Brown
Against
James A. Dragg

1198th 1098

10
Filed June 3rd 1873
W. W. H. C. C.
J. C. H. H. H. H.

State of Missouri
Jefferson County

Be it remembered that on this
5th day of June 1873, personally appeared before
me the undersigned Clerk of the Circuit Court
in and for said County, came Thomas H. McMullen
who makes oath and says, that to the best of
his knowledge and belief, James H. Skaggs,
the defendant in an action for foreclosure of
mortgage, this day filed in the office of the clerk
of said Court - wherein Geo. Brown is the
plaintiff, is a non resident of the State of
Missouri, and this affiant hath good reason for
believing, and doth verily believe that the said
defendant James H. Skaggs, is residing at the
present time, within the State of Arkansas
Sworn & subscribed by me } Thomas H. McMullen
June 5th 1873 } Atty. Genl. of Geo. Brown

H. S. Boyce Clk
By Chas. Morine
Deput.

Brown

vs

S Ka 990

affd.

Filed June 5 1883
w/ Royce & Co
By C. H. Kline Depy

Order of Publication.

In the Circuit Court of Jefferson county, State of Missouri, in vacation, June 5th 1873.

ZENO BROWN, Plaintiff. against JAMES H. SKAGGS, Defendant.	} } }	Order of Publication.
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NOW at this day come Zeno Brown, the Plaintiff in the above entitled cause, by his attorney, in vacation, and files his petition and affidavit, stating among other things, that the above named defendant, James H. Skaggs, is a non-resident of this State. It is thereupon ordered by the undersigned Clerk of the Circuit Court, within and for said county and State, that publication be made notifying him that an action has been commenced against him by petition, in the Circuit Court of Jefferson county, in the State of Missouri, to foreclose a mortgage given by defendant to plaintiff, to secure a note of eight hundred and fifty dollars, dated January 18, 1870, bearing interest from date at ten per cent. per annum, and on (2-7) two-sevenths of the following described real estate situate in said county and State, viz:

The north west fractional quarter of the south east quarter of section 13, in township 39, of range 6 east, containing 38 and 71-100 acres; also, the north east quarter of the north east quarter of section 14, in township 39, range 6 east, containing 40 acres; also, the north east fractional quarter of section 13, in township 39, range 6 east, containing 30 and 75-100 acres; also, the south east quarter of the north west quarter section 13, township 39, range 6 east, containing 40 acres; also 19 acres more or less, in section 14, in township 39, range 6 east; also the north west quarter of the south east quarter of section 14, in township 39, range 6 east, containing 40 acres; also the north east quarter of the north east quarter section 22, and the east half of the south east quarter, and the north west quarter of south east quarter of section 15, township 39, range 6 east, containing 160 acres.

And that unless he be and appear at the next term of said court, to be holden at the court house in Hillsboro, within the county of Jefferson, on the second Monday of September next, and on or before the sixth day thereof, judgment will be rendered against him and said property sold to satisfy the same. It is further ordered that a copy hereof be published in the *Jefferson Democrat*, a newspaper published in said county of Jefferson, for four weeks successively, the last insertion to be at least four weeks before the commencement of the next term of said court.

{  } A true copy from the record. Witness,
 { SEAL } W. S. Boyce, Clerk of said Circuit Court,
 with the seal thereof hereto affixed, this
 5th day of June, A. D., 1873.

STATE OF MISSOURI, County of Jefferson.

Be it Remembered, That on this 8 day of August 1873, 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 20 day of June, 1873, and the last insertion on the 11 day of July 1873, as follows, to-wit:

In No. 24	June	20	, 1873
In No. 25	"	27	, 1873
In No. 26	July	4	, 1873
In No. 27	"	11	, 1873
In No. 28			, 1873

R. W. McMullin

Sworn to and Subscribed before me this

8 day of Aug. 1873.

Printer's Fee, \$15.00.
Affidavit, \$.....

W. R. Samuels
Received Payment.

Brown

no

Skaggo

Filed Sept 13 1883
W. L. R. D. C. C.

Zeno Brown }
 James H. Kaggis } See Bill.

Bayce clerk

Filer ²⁵ order pub. ³⁵ order to print ³⁵	95-
Copy of order of pub ^{1.00} Cert & seal ⁵⁰	1.50
Dockets ³⁰ proof pub. ³⁵ default ³⁵	1.00
Continuance ²⁵	.25-
Judgment ⁵⁰ Issue joined ²⁵	.75-
Special Verdict ²⁵ order J.B. ¹⁰	.35-
Making costs ³⁰	.30
Lock Judgh ¹⁰ affidavit ²⁵	.35-
Sub ³⁵	.35-
Execution ^{1.00} Lock ex ⁰⁵	1.05-
ack deed	.50
	<u>7.35-</u>

R. W. McMullin printer 15.00

" " " Adv Sale 10.00

32.35

Brown
vs
Skaggs
Free file