

Jefferson County Circuit Court
Case Files - Civil

Box

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September 1873, No. 12

Thomas, John L.

Johnson, Amanda A.

Johnson, William A.

VS

Gunn, S. S. ; deceased, unknown heirs

Establish lost deed for title

80 acres in S2T40R2E

John L. Howard, Amanda
H. Johnson and William
H. Johnson her husband
vs

The unknown heirs of
S. S. Gunn deceased

In the Jefferson
Circuit Court
Sept Term 1893

Plaintiffs state that on the
10th day of February 1849 James McCalloch
and S. S. Gunn were seized
of the following described real estate
situate in Jefferson County Miss-
souri in equal moieties, viz: The
East half of the South West qr.
of Section Two, Township Forty N.
of Range ~~Two~~ ^{Two} East containing
^{80 acres} and that on that day and year the
said James McCalloch bought
the half of said land owned by
said Gunn from said Gunn
and paid him fifty dollars there-
for whereupon said Gunn executed
and delivered to said McCalloch
a deed conveying to him his undivided half
of said land which deed has been
lost or destroyed without its ever having
been recorded.

He state that said McCalloch died
this life in 1865 seized of said land leav-
ing three children and his wife Amanda
as his only heirs that said Amanda

electd to take a child's part in the
Real Estate which her husband
did seized by which she obtained
an interest of one fourth in
and to said land and the
other three fourths sold three fourths
of said land to Jesse Buel
by intermediate conveyance
John Thomas has acquired
title to the said three fourths.

They state that the said Amanda
has since intermarried with Wm
A. Johnson both of whom are
now Plaintiffs herein.

~~Wherefore Plaintiffs pray the Court
to order and decree that said
land be sold and delivered to
said Wm.~~

They state that said Wm. has de-
parted this life and that his heirs
are unknown to these Plaintiffs.

Wherefore Plaintiffs ask judgment
that said land be sold by said
Wm. to said W. Colloch dated
Feb'y 10th 1849 be established and
that the unknown heirs of said Wm.
be divested of any title they may
have to said land that the same
be vested in the Plaintiffs accord-
ing to their respective rights
as herein set out and for other

proper relief.

John P. Moody
Atty for Plaintiffs

John P. Moody, Master oath and
says that he believes the antenodal
lines of S. S. Green are non resi-
dents of Missouri.
Sworn to & subscribed } John P. Moody
before me July 15 1885

W. S. Bryce Clerk

By Charles D. H. Horne Dep. Clk.

no 12

3798

John A. Monahan et al

v

The unknown heirs

J. S. Green

Partition & establish
lost deed of title

Filed July 15th 1873

W. D. Boyce, Clerk
By C. H. M. M. M. M. M.

Order of Publication.

In the Circuit Court of Jefferson county, Missouri
w, in vacation, July 15th, 1873.

John L. Thomas, Amanda A. Johnson and William A. Johnson, her husband; vs. the Unknown Heirs of S. S. Gunn, dec'd.

NOW at this day comes the Plaintiffs to the above entitled cause, before the undersigned Clerk of the Circuit Court of Jefferson county, in vacation, and file their petition and affidavit, stating among other things, that two above named Defendants, the Unknown Heirs of S. S. Gunn, deceased, are non-residents of the State of Missouri. It is thereupon ordered by the Clerk aforesaid, in vacation, that publication be made notifying them that an action has been commenced against them as petition in the Circuit Court of Jefferson county, in the State of Missouri, the object and general nature of which is to establish a lot and conveyed by S. S. Gunn to James McEllock, on the 10th day of February, 1849, for the following real estate, and also that vest said unknown heirs of any title they may have to the east half of the south west cor. of section two, township forty, range two east, containing 80 acres; and to vest the same in plaintiffs according to their respective rights and interests. And that unless they 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 second Monday of September, 1873, and over before the sixth day thereof, judgment will be rendered against them according to the prayer of the petitioners. It is further ordered that a copy hereof be published in the Jefferson Democrat, a newspaper printed and 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 court, with
the seal thereof hereunto affixed, at Hillsboro, Mo., this 15th day of July, 1873.

By C. LEO HODGINS, Dep't.

Thomas et al
vs
SS Linn

Filed Sept. 16 1873
W. S. Boyce cl