

Jefferson County Circuit Court
Case Files - Civil
May 1875

Box

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Folder 16

Dooley, Ann
Dooley, Michael
vs

Mc Anna, John
Mc Anna, Mary
Mc Anna, Edward
Mc Anna, Alice

Partition

Heirs of Edward Ward; Lots 6, 7
Block 2 in Sulphur Springs

State of Missouri
County of Jefferson

Ann Dooley +

Michael Dooley

vs

John McAnna +

Mary McAnna

Edward McAnna +

Alice McAnna +

The unknown heirs of
Edward Ward

In The Circuit
Court.

The plaintiffs state
that one Edward Ward late of the County
of Jefferson and State aforesaid died
some years since seized and possessed
of two certain lots to wit Six (6) + Seven (7)
in Block two (2) in the town of Sulphur
Springs in said County, that the above
named ^{Ann Dooley} Co-plaintiff is the widow of
said Edward and has since the
death of her said husband intermarried
with the said Michael her Co-plaintiff.
that said Edward left no children
surviving him, but the plaintiffs are
informed and they believe he left
Mary, Alice, and Edward, McAnna
the above named defendants his sole
heirs, being children of an only sister
to the said Edward, whose father is
their Co-defendant, the said John
McAnna, whose mother is dead

Plaintiffs state that the said Ann Dooley by virtue of her marriage with the said Edward and as his widow ~~she~~ is the owner of and tenant in common, with the said defendants and other unknown heirs of said Edward, of said above described real estate, that the interest which she owns in said real estate is one half, and the other half belongs to the above named defendants and other unknown heirs of said Edward so far as these plaintiffs can state their said interest.

Plaintiffs state that all of the parties defendant are non residents of the State of Wisconsin

Plaintiffs pray the Court for a decree of partition of the said real estate among the owners thereof according to their respective interests as set forth, and for a sale thereof if it shall appear to the Court that a division thereof cannot be had without great prejudice to the owners.

J. P. Pike

Atty for Piffs

Philip Pipkin attorney for the plaintiffs
in the above entitled Case makes
oath and says that the matters and
things as stated in the above petition
he believes to be true

Sworn to & Subscribed Philip Pipkin
before me March 9 1876

L. H. Merine clerk

402.6

Jefferson Circuit

Cont

May Term 1873

Ann Dorsey &

Michael Dorsey

vs

Ann McAnna

Mary McAnna

Edward McAnna &

Heir McAnna

The clerk will file
publication.

P. P. Kew

Plff atty.

Filed March 9 1873

to the Honore

Clerk

Ann Dooley^{and}
Michael Dooley, ^{Plffs}

= vs =

John Mc Anna^{and} Mary
Mc Anna = Edward Mc
Anna^{and} Alice Mc Anna
and the unknown heirs
of Edward Ward. = Defendants

In the Jefferson County Circuit Court.

January Term 1876

REPORT OF SALE.

To the Hon. Circuit Court of Jefferson County, Missouri:

The undersigned Sheriff of Jefferson County would respectfully report that, in obedience to the annexed order of sale, issued from the office of the Clerk of said Court, that, having previously given not less than twenty days notice of the time, terms and place of sale, and what Real Estate was to be sold, and where situate, as the law directs, by advertisement in the *Jefferson Democrat*, a newspaper, published in said County, a copy of which advertisement is herewith filed and makes part of this report, I did, agreeable with said advertisement, at the Court House door, in Hillsboro, on Wednesday, the Twelfth day of January, A. D. 1876, between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of said day, and during the session of the Circuit Court of said County, at the January term thereof, for the year Eighteen Hundred and Seventy Six, expose to sale at public auction, the following described Real Estate, situate in said County, to-wit: Lots Six (6) and Seven (7) in Block two (2) in the town of Sulphur Springs, in Jefferson County, Mo. — and at said sale Mrs Ann Dooley was the highest and last bidder ^{for said property} at the price and sum of Seventy dollars of which sum she has to me paid Twenty per cent and has given bond for the balance as required by the terms of sale.

And this Report is respectfully submitted
Jan'y 12th 1876

J. B. Mop^{Sheriff}

State of Missouri } p. In the circuit court
County of Jefferson } September Term A.D. 1875

Thursday September 16th 1875.

Among other proceedings therein had
the following appears of record to wit:

Ann Dooley and Michael Dooley Plaintiffs }
vs }

John Mc Anna and Mary Mc Anna }
Edward Mc Anna and Alice Mc Anna } Partition
and the unknown heirs of Edward } Decree
Ward Defendants, } and order
of Sale

Now on this day came the plaintiffs by their
attorney and said defendants failing to
appear and show any cause for setting aside
their default herein entered, it is ordered
by the court that their default be made final,
and now all and singular the matters being
submitted to the court and by the court
seen and heard, the court doth find that
plaintiffs and defendants are owners and
tenants in common of the following des-
cribed real estate situate in Jefferson County
Missouri viz. Lots six (6) and seven (7) in
Block two (2) in the Town of Sulphur Springs,
and the court further finds that Ann Dooley
is entitled to one half of said real estate, and
that the defendants and unknown heirs of

Edward Ward are entitled to one half thereof,
It is thereupon considered and adjudged by
the court that partition and division of said
real estate be made between the parties ac-
cording to their respective rights and
interests as above declared, and it appear-
ing to the court that partition and divi-
sion thereof in kind cannot be made with-
out great prejudice to the parties interested,
it is ordered by the court that the Sheriff
proceed to advertise and sell said real estate
at public vendue to the highest bidder for
twenty per cent of the purchase money in
cash and the balance in twelve months
and for the deferred payment take from
the purchaser a bond a note with approved
security, bearing interest at the rate of ten
per cent per annum, and that said sale
take place on some day during the sitting of
the Circuit Court and be governed by the same
regulations prescribed by law for sales of real
estate under execution, notice thereof being given
in the manner provided by law for such sales
and report his proceedings herein at the next
regular term of this court, and cause continued.

A true copy from the record,

In Testimony whereof I have hereunto set
my hand and affixed the seal of said
court at office October 29th 1875,
C. H. No. 1. No. 1. Clerk,

4026

January Term 1876

Ann Dooley and
Michael Dooley

vs -
John M. Linn
Et al

Partition
order of sale

Filed January 19th 1876
C. H. Hoag
Clerk
By G. Marsden Sept.

Ann Dudley Stal

John³ McCannal

In the Jefferson
District Court
January Term 1876

Now comes P. P. P. in attorney in
the above suit in partition and
moves the Court allow him
a fee of ten (10) dollars to be
allowed and taxed as costs
in the case

Attended Louis F Dunning P. P. Kir.
Jas. G.

Sheriff's Sale in Partition.

[In the Circuit Court of Jefferson Co., Mo.]

Ann Dooley and Michael Dooley, Plaintiffs; vs. John McAnna and Mary McAnna, Edward McAnna, and Alice McAnna, and the unknown heirs of Edward Ward, Defendants.

BY virtue and authority of an order made by the Circuit Court of the county of Jefferson, State of Missouri, at its September term, A. D. 1875, I will on the 12th DAY OF JANUARY next, 1876, at the Court House door, in the town of Hillsboro, between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of that day, offer for sale at public auction to the highest bidder, the following described land or real estate, to-wit:

Lots six (6) and seven (7), in block two (2), in the town of Sulphur Springs, in Jefferson county, Missouri.

For the purpose of making partition between said parties, for which the purchaser will be required to pay twenty per cent. of the purchase money in hand at the time of sale, the balance in twelve months; the purchaser giving his bond, with approved security, bearing interest at the rate of ten per cent. per annum from date, this 17th day of December, 1875.

T. B. MOSS, Sheriff.

STATE OF MISSOURI, *County of Jefferson.*

Be it Remembered, That on this *11* day of *Jan* 187*6*, 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 *17* day of *Dec*, 187*5*, and the last insertion on the *7* day of *Jan*, 187*6*, as follows, to-wit:

E. W. Porter, of Rush Tower, wants to buy ten stock hogs of any improved variety. Persons having such for sale will please notify him, giving age, breed, terms, etc.
W. H. Thomas has a good mule, 5 years old, 15 hands high, sound, and a good worker, which he

WANTS.

In No *50*, *Dec 17*, 187*5*

In No *57*, *" 24*, 187*5*

In No *52*, *" 31*, 187*5*

In No *1*, *Jan 7*, 187*6*

Sworn to and subscribed before me, this

11 day of *Jan*, 187*6*.

W. H. Thomas

Co. Clerk.

Printer's Fee, \$ *7.50*
Order Publication, \$ *10.25*
Affidavit, \$ *0.00* } *17.75*

Received Payment,

Order of Publication.

In the Circuit Court of Jefferson County, State of Missouri, in vacation, March 9th, 1875.

Ann Dooley & Michael Dooley vs. } Order
John McAnna, Mary McAnna, Ed- } of
ward McAnna, Alice McAnna, and } Publication.
the unknown heirs of Edward Ward.

NOW on this day came the plaintiffs in 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 the above named defendants John McAnna, Mary McAnna, Edward McAnna, Alice McAnna, and the unknown heirs of Edward Ward, are non-residents of this State. It is thereupon ordered by the Clerk aforesaid, in vacation, that publication be made notifying them that an action has been commenced against them, by petition, in the Circuit Court of Jefferson county, in the State of Missouri, the object and general nature of which is to obtain a decree for the partition of the following described real estate, situate in the county of Jefferson, State of Missouri, to-wit: Lots six and seven in block two in the town of Sulphur Springs, and that unless they be and appear at the next term of said Court, to be holden at the court house in the town of Hillsboro, within the county of Jefferson, on the second Monday of May next, and on or before the sixth day thereof, judgment will be rendered in accordance with the prayer of the petitioners. 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.

{ SEAL } A true copy from the record. In witness whereof I have hereunto set my hand and affixed the seal of said Court, at office in Hillsboro, March 8th, 1875.

STATE OF MISSOURI, County of Jefferson.

Be it Remembered, That on this 18 day of May 1875, 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 13 day of March, 1875, and the last insertion on the 2 day of April, 1875, as follows, to-wit:

In No 10,	Mar 13,	1875
In No 11,	" 19,	1875
In No 12,	" 26,	1875
In No 13,	Apr 2,	1875

Sworn to and subscribed before me, this

18 day of May, 1875.

W. R. Simmell Co. Clerk.

Printer's Fee, \$ 10.25
Affidavit, \$ }

Received Payment,

house in the town of Hillsboro, within the county of Jefferson, on the second Monday of May next, and on or before the sixth day thereof, judgment will be rendered in accordance with the prayer of the petitioners. It is further ordered that a copy of this order be published in the Jefferson Democrat, a newspaper published in said county of Jefferson, for four weeks successively, the last insertion to be on or before the fourth day of May, 1875, and the first insertion on the second day of April, 1875.

A true copy from the record. In witness whereof I have hereunto set my hand and affixed the seal of said Court, at office in Hillsboro, March 8th, 1875.

C. THO. HORINE, Clerk.

[Seal]

Howley

to

McAnna

Filed May 18 78/3
Chas. H. Hine
Clerk

SLAVE OF MISSOURI, Family of Hine