

Jefferson County Circuit Court
Case files - Civil
May 1876

Box

35

Folder 37

State of Missouri, ex rel

Jefferson County

vs

Whiting, John William

Wales, Orin

Wales, Oliver

Delinquent taxes

\$322.42 due on 320 acres
in 59, 107401245

Mr. ~~Arin~~ Wales In. W. Whiting Arin Wales Sec. & Trust
\$2500.00 May 17 1860

To Taxes for the following named years, on the following described
Real Estate, to-wit:

	Description	Sec	Town	Range	valuation	State Tax	County Tax	School Tax	Total Taxes	
Acres										
1/2 80	E 1/2 SW	9	40	4	\$100	\$1.40	" "	\$1.40		\$312.41
									27% penalty	38
									Cost	78
									Total Taxes penalties + Cost for 1865	2.56
40	SW SW	10	40	4	\$50	.10 Military		.10		
									Cost	78
									Total military taxes penalties + Cost for Year 1863	.88
40	SW SW	10	40	4	\$160	\$1.15	" "	\$1.15		
									27% Penalty	31
									Cost	78
									Total taxes penalties + Cost for 1862	\$2.24
160	SE 1/4	9	40	4	\$190	\$1.18	" "	\$1.18		
40	SW SW	9	40	4	50	.31	" "	.31		
40	SW SW	10	40	4	50	.31	" "	.31		
									inf	
									31	
									27% Penalty	49
									Cost	2.14
									Total taxes penalties + Cost for the Year 1861	4.33
									Making in the aggregate Three hundred twenty two	43 dollars / 100 = \$322.42

The State of Missouri and Jefferson County, Plaintiffs:

AGAINST
John W Whiting and
Orin Wales

Defendant

In the Circuit Court of Jefferson County, Missouri. *January* Term 1876.

Whiting

The State of Missouri and Jefferson County (in said State), Plaintiffs, by their Attorney, state that the Defendant is the owner of the following described several tracts of land, situate in Jefferson County, in the State of Missouri, to-wit:

160 acres S.E. qr. Southeast qr. Section 9. Township 40 Range 4 East
80 acres East half Southwest qr. Sec. 9. Township 40 Range 4 East,
40 acres Southwest qr of Southwest qr. Sec. 9 Township 40 Range 4 East,
40 acres South west qr of South west qr. Sec 10 Township 40 Range 4 East,
and on which said lands the said Orin Wales holds
a deed of Trust to secure the payment of
Twenty five hundred dollars dated May 17th 1860,
in which said deed Orin Wales is trustee

And the Plaintiffs state that the said lands were subject to assessment and taxation by the Statute Laws of the State of Missouri, for the years 1874, 1873, 1872, 1871, 1870, 1869, 1868, 1867, 1866, 1865, 1864, 1863, 1862, 1861, —

And the Plaintiffs further state, that in accordance with the provisions of the Revenue Statutes of the State of Missouri, the lands aforesaid were duly assessed by the Assessors of said County, and such assessments afterwards duly adjusted by the County and State Boards of Equalization, for each of the years aforesaid; and that in accordance with the requirements of such Statute Laws, and the orders of the County Court of said County, duly entered of record, a Tax for State and County Revenue and School Taxes in said County was levied upon the lands aforesaid, according to their respective values, as shown by the assessments on the same, as hereinafter stated, for each of the years aforesaid, to-wit: For the year 1874 on 160 acres

S. E. 1/4 Sec 9, valued at \$507. State and County tax \$12.93 School tax \$3.85 Total \$16.78 80 acres E. 1/2 S. W. qr. Sec 9, valued at \$3.16, State and County tax \$8.06 School tax \$2.69, total \$10.75, 40 acres S. W. S. W. Sec. 9, valued at \$190.00 State and County tax \$4.85, School tax \$1.62 total \$6.47 40 acres S. W. S. W. Sec 10, valued at \$507.00 State and County tax \$12.93 School tax \$3.85 total \$16.78 making a total of taxes, penalties and costs amounting to the sum of \$50.78, on all of said pieces or tracts of land land of \$50.78, to which add penalty at 36% of \$18.28 and costs \$2.67, making the total taxes, penalties and costs \$71.73 for said year 1874,

For the year 1873 on 160 acres S.E. qr Sec. 9, valued at \$507.⁰⁰ State and county tax \$11.15, School tax \$7.25, total \$18.40 on 80 acres E²S.W. qr Sec. 9, valued at \$316.⁰⁰ State and county tax \$6.95, School tax \$4.52 total \$11.47, 40 acres S.W. qr S.W. qr Sec. 9, valued at \$190.⁰⁰ State and county tax \$4.18 School tax \$2.72 total \$6.90 on 40 acres ~~S.W. qr S.W. qr~~ S.W. qr Sec 10, valued at \$507 State and County tax \$11.15 School tax \$5.93, Total \$17.08, making a total of taxes \$53.85, to which add 40 pr. ct. penalty \$21.54 and cost \$2.67, making the total taxes, penalties and costs \$78.06 for said year 1873,

For the year 1872, on 160 acres S.E. qr. Sec 9, valued at \$457.⁰⁰ State and county tax \$9.14 School tax \$6.86 Total \$16.00 on 80 acres E²S.W. qr. Sec. 9, valued at \$285.⁰⁰ State and county tax \$5.70 School tax \$3.80 total \$9.50, on 40 acres S.W. S.W. Sec 9, valued at \$171.⁰⁰ State and county tax \$3.42 School tax \$2.28 total \$5.70, on 40 acres S.W. S.W. Sec 10, valued at \$457.⁰⁰ State and County tax \$9.14 School tax \$6.86 total \$16.00, making total taxes \$47.20, to which add 35 1/2 pr. ct. penalty \$16.76 and cost \$2.67 making the total of taxes penalties and costs \$66.63 for said year 1872,

For the year 1871, on 160 acres S.E. qr Sec 9, valued at \$457.⁰⁰ State and county tax \$7.77 School tax \$4.57, total \$12.34, on 80 acres E²S.W. qr. Sec 9, valued at \$285.⁰⁰ State and county tax \$4.85, School tax \$2.85, total tax \$7.70, on 40 acres S.W. S.W. gr Sec 9, valued at \$171.⁰⁰ State and County tax \$2.91, School tax \$1.71, total tax \$4.62, on 40 acres S.W. S.W. gr Sec 10 valued at \$114.⁰⁰ State and county tax \$1.94, School tax \$1.14 total tax \$3.08 making a total taxes \$27.74, to which add 38 pr. ct. penalty \$7.67 and cost \$2.67 making the total taxes, penalties and costs \$38.08 for said year 1871,

For the year 1870, on 160 acres S.E. qr Sec 9, valued at \$457.⁰⁰ State and county tax \$8.23, School tax \$3.20, total \$11.43, on 40 acres S.W. qr of S.W. qr Sec 9, valued at \$171.⁰⁰ State and county tax \$3.08, School tax \$1.20 total \$4.28, on 40 acres S.W. S.W. Sec. 10 valued at \$114.⁰⁰ State and County tax \$2.05, School tax \$1.14 total \$3.19, Total taxes \$18.90, to which add 27 pr. ct. penalty \$5.10 and cost \$2.04 making the total taxes penalties and costs \$26.04 for said year 1870,

For the year 1869 on 160 acres Sec 9, valued at \$466.⁰⁰ State and county tax \$7.92 on 80 acres Sec 9, valued at \$292.⁰⁰ State and County tax \$4.96, on 40 acres Sec 9 valued at \$175.⁰⁰ State and County tax \$2.98, on 40 acres Sec 10 valued at \$117.⁰⁰ State and County tax \$1.99 making total taxes \$17.85 to which add 27 pr. ct. penalty \$4.82 and cost \$2.62, making total taxes, penalties and costs \$25.29 for said year 1869,

For the year 1868, on 40 acres Sec. 10 valued at \$150.⁰⁰ State and County tax \$2.25 to which add 27 pr. ct. penalty .61^c and cost .78^c making total taxes, penalties and costs amount to \$3.⁶⁴ for said year 1868,

For the year 1866, on 1/2 of 80 E 1/2 S 11. Sec. 9 valued at \$100.⁰⁰ State and County tax \$1.70 to which add penalty at 27 pr. ct. .46^c and cost .78^c making the total taxes, penalties and costs \$2.94 for said year 1866,

For the year 1865, on 1/4 of 80 E 1/2 S 11 Sec. 9 valued at \$100.⁰⁰ State and County tax \$1.40, to which add 27 pr. ct. penalty .38^c and cost .78^c making the total taxes penalties and costs \$2.56 for said year 1865,

For the year 1863 on 40 acres Sec 10, valued at \$50.⁰⁰ military tax 10^c Cost. 78^c making the total taxes and costs ~~for~~ .88^c for said year 1863,

For the year 1862, on 40 acres Sec. 10 valued at \$160.⁰⁰ State and County tax \$1.15, to which add penalty at 27 pr. ct. .31^c and cost .78^c making the taxes, penalties and costs ~~for~~ \$2.24 for said year 1862,

For the year 1861, on 160 acres Sec. 9, valued at \$190.⁰⁰ State and County tax \$1.18, on 40 acres Sec. 9, ~~State~~ valued at \$50.⁰⁰ State and County tax .31^c, on 40 acres Sec. 10, valued at \$50.⁰⁰ State and County tax .31^c making the total tax on all said tracts \$1.80 to which add penalty at 27 pr. ct. .49^c and cost .78^c making the total taxes, penalties and costs \$4.33 for said year 1861,

Making the total sum, for the Taxes, Penalties and Costs for all the years aforesaid, on the lands assessed as aforesaid (being the same lands more particularly described in the first part of this petition,) of *Three hundred and twenty two* DOLLARS and *forty two* Cents, as more fully appears by the Bill of particulars hereunto annexed as a part of this petition.

The Plaintiffs further state that the Defendant being the owner of the lands aforesaid, has become and is liable, by law, to pay to the Collector of Revenue for the County of Jefferson aforesaid, the taxes levied as aforesaid, for the State and County Revenues, and School Taxes, with the Penalties, Interest and Costs thereon as fixed by law, for the several years aforesaid. But the Plaintiffs state, that the said Defendant, though often requested so to do, has ever since the levy of said Taxes, failed and refused to pay the same, or any part thereof to the Plaintiffs, or the Collector of Revenue for said County; and that the said Taxes, Interest, Penalties and Costs, as aforesaid, yet remain due and unpaid to the Plaintiffs, amounting to the sum of *Three hundred and twenty two* DOLLARS and *forty two* Cents. And the Plaintiffs further state that each and all of the tracts of land herein first above described having been duly returned delinquent, in each of the said years, for the non-payment of said taxes, and afterwards having been, on the first Monday in October in each of said years (after being duly advertised), offered for sale, and not sold for want of bidders, have become forfeited to the State of Missouri, for the non-payment of the Taxes, Interest, Penalties and Costs due thereon, for each of the years aforesaid. And that by reason thereof, the plaintiffs have, by law, acquired a lien on said lands, for the payment of said Taxes, Interest, Penalties and Costs. And that by reason of such forfeiture a right of action has accrued to the Plaintiffs to have and recover of the Defendant the amount of said Taxes, Interest, Penalties and Costs. The Plaintiffs, therefore, by their Attorney, ask judgment against the Defendant for the amount of said Taxes, Interest, Penalties and Costs, amounting to *Three hundred and twenty two* DOLLARS and *forty two* Cents; and that the Court will make a decree to enforce their lien against the lands aforesaid, for the payment of such judgment and costs, and for such further judgment as may be warranted by the facts of the case.

Almer Green
Prosecuting Attorney for Plaintiffs.

46-

4369

The State of Wisconsin and
Jefferson County

John W. Whiting and

Avin Wales.

Allen H. Wales

Suit for Taxes

Emma O. Haney Dr E C Stamp

Marcelline & Mary two large

Sam Brown & Lewis also wife

Charles R. Haney

Eliza Haney

Filed Dec. 2nd 1875.

C. H. H. H. H.

Clerk

The State of Missouri ~~and Jefferson County~~, Plaintiffs

AGAINST

John W. Whiting, Orin Wales,
and Oliver H. Wales, Defendants

In the Circuit Court of Jefferson County, Missouri. May Term 1876.

Plaintiffs, by Abner Green her
John W. Whiting The State of Missouri ~~and Jefferson County~~ in said State. ~~Plaintiffs by their~~ Attorney, state that the Defendant is the owner of the following described several tracts of land, situate in Jefferson County, in the State of Missouri, to-wit: The South East quarter of Section Nine, in Township Forty, of Range Four East, containing one hundred and sixty acres; also, the East half of the South West quarter of Section Nine, in Township Forty, of Range Four East, containing Eighty acres; also, the South West quarter of the South West quarter of Section Nine in Township Forty, of Range Four East, containing Forty acres; also the South West quarter of the South West quarter of Section Ten, in Township Forty, of Range Four East, containing Forty acres. - On which said Lands the said Orin Wales holds a Deed of Trust, dated the 16th day of May 1860, to secure the payment of Twenty five hundred dollars, and in which deed of ^{Trust} the said Oliver H. Wales is Trustee.

And the Plaintiff state that the said lands were subject to assessment and taxation by the Statute Laws of the State of Missouri, for the years 1861, 1862, 1863, 1864, 1865, 1866, 1868, 1869, 1870, 1871, 1872, 1873, 1874. And the Plaintiff further states that in accordance with the provisions of the Revenue Statutes of the State of Missouri, the lands aforesaid were duly assessed by the Assessors of said County, and such assessments afterwards duly adjusted by the County and State Boards of Equalization, for each of the years aforesaid; and that in accordance with the requirements of such Statute Laws, and the orders of the County Court of said County, duly entered of record, a Tax for State and County Revenue and School Taxes in said County was levied upon the lands aforesaid, according to their respective values, as shown by the assessments on the same, as hereinafter stated, for each of the years aforesaid, to-wit: For the year 1874 on 160 acres, S. E. $\frac{1}{4}$ Sec. 9, valued at \$507.⁰⁰ State and County Tax \$12.73, School Tax \$3.86 -

Total \$16.18, - On 80 acres, E. $\frac{1}{2}$ S. W. $\frac{1}{4}$ Sec. 9, valued at \$316.⁰⁰ State and County Tax \$8.06, School Tax \$2.69, Total \$10.75; - On 40 acres, S. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ Sec. 9, - valued at \$170.⁰⁰ State & County Tax \$4.83, School Tax \$1.62, Total \$6.47; - On 40 acres, S. W. $\frac{1}{4}$ S. W. $\frac{1}{4}$ Sec. 10, - valued at \$307.⁰⁰ State and County Tax, \$12.73, School Tax \$3.85, total \$16.78, making a total of taxes on all of said tracts of \$50.78, to which add a penalty of 36 per cent, \$18.28, and costs \$2.67, making the total taxes, penalties and costs on all of said Tracts of Land, for said year 1874, of \$71.73.

For the year 1873, on 160 acres, S. E. $\frac{1}{4}$ Sec. 9, valued at \$507.⁰⁰ State and County Tax \$11.15, School Tax \$7.23, Total \$18.40; - On 80 acres

E. $\frac{1}{2}$ S. W. $\frac{1}{4}$ Sec. 9, valued at \$316.⁰⁰ State and County Tax \$6.95, School Tax \$4.52, total \$11.47; - On 40 acres S. W. $\frac{1}{4}$ S. W. $\frac{1}{4}$ Sec. 9, valued at \$120.⁰⁰ State and County Tax \$4.18, School Tax \$2.70, total \$6.90; - On 40 acres S. W. $\frac{1}{4}$ S. W. $\frac{1}{4}$ Sec. 10, valued at \$307.⁰⁰ State and County Tax \$11.13, School Tax \$5.93, total \$17.08, - making a total of taxes, on said Lands of \$53.85, to which add a penalty of 40 per Cent, \$21.54, and Costs \$2.67, making the total taxes, penalties, and costs, of \$78.06 on said Lands for said year 1873.

For the year 1872, On 160 acres S. E. $\frac{1}{4}$ Sec. 9, valued at \$457.⁰⁰ State and County Tax \$9.14, School Tax \$6.86, total \$16.00; - On 80 acres E. $\frac{1}{2}$ S. W. $\frac{1}{4}$ Sec. 9, valued at \$285.⁰⁰ State and County Tax \$5.70, School Tax \$3.80, total \$9.50; - On 40 acres S. W. $\frac{1}{4}$ S. W. $\frac{1}{4}$ Sec. 9, valued at \$171.⁰⁰ State and County Tax \$3.42, School Tax \$2.28, total \$5.70; - On 40 acres S. W. $\frac{1}{4}$ S. W. $\frac{1}{4}$ Sec. 10, valued at \$457.⁰⁰ State and County Tax \$9.14, School Tax \$6.86, total \$16.00, making the total taxes, on said Lands of \$47.20 to which add 35 $\frac{1}{2}$ per Cent, Penalty, \$16.76, and Costs \$2.67, making the total of Taxes penalties and Costs on said Tracts of Land of \$66.63, for the year 1872.

For the year 1871, on 160 acres S. E. $\frac{1}{4}$ Sec. 9, valued at \$457.⁰⁰ State and County Tax \$7.77, School Tax \$4.37, total \$12.34; - On 80 acres E. $\frac{1}{2}$ S. W. $\frac{1}{4}$ Sec. 9, valued at \$283.⁰⁰ State and County Tax \$4.33, School Tax \$2.83, total \$7.70; - On 40 acres S. W. $\frac{1}{4}$ S. W. $\frac{1}{4}$ Sec. 9, valued at \$171.⁰⁰ State and County Tax \$2.91, School Tax \$1.71, total tax \$4.62; - On 40 acres S. W. $\frac{1}{4}$ S. W. $\frac{1}{4}$ Sec. 10, valued at \$114.⁰⁰ State and County Tax \$1.74, School Tax \$1.14, total Tax \$3.08, - making the total taxes, on said Lands of \$27.74, to which add 38 per Cent penalty \$7.67, and Costs, \$2.67, making the total taxes, penalties, and Costs, on said Lands of \$38.08, for said year 1871.

For the year 1870, on 160 acres S. E. $\frac{1}{4}$ Sec. 9, valued at \$457.⁰⁰ State and County Tax \$6.23, School Tax \$3.20, total \$11.43; - On 40 acres S. W. $\frac{1}{4}$ S. W. $\frac{1}{4}$ Sec. 9, valued at \$171.⁰⁰ State and County Tax \$3.08, School Tax \$1.20, total tax \$4.28; - On 40 acres S. W. $\frac{1}{4}$ S. W. $\frac{1}{4}$ Sec. 10, valued at \$114.⁰⁰ State and County Tax \$2.05, School Tax \$1.14, total tax \$3.19, making the total taxes, on said Lands of \$18.90, to which add 27 per Cent penalty \$5.10, and Costs \$2.04, total of Taxes, penalties, and Costs on said Lands for said year 1870, of \$26.04.

For the year 1867, - On 160 acres, Sec 9, valued at \$466.⁰⁰, State and County tax \$7.92; - On 80 acres, Sec 9, valued at \$292.⁰⁰, State and County tax \$4.96; - On 40 acres Sec 9, valued at \$175.⁰⁰, State and County tax \$2.98; - On 40 acres, Sec 10, valued at \$117.⁰⁰, State and County tax \$1.99, making the total Taxes of \$17.85, to which add 27 per cent penalty, \$4.82, and Costs \$2.62, making the total for the Taxes, penalties, and Costs, on said Lands of \$25.29, for said year 1867. ~

For the year 1868, On 40 acres, Sec 10, valued at \$158.⁰⁰, State and County Tax \$2.95, to which add 27 pr. Ct. penalty .61 cents, and Costs .78^{cts} making the total of taxes, penalties and costs, on said lands of \$3.64, for said year 1868.

For the year 1866, on $\frac{1}{2}$ of 80 acres, E $\frac{1}{2}$ of S. W. $\frac{1}{4}$ Sec 9, valued at \$108.⁰⁰, State and County tax \$1.70, to which add 27 pr. Ct. penalty \$.46^c and Costs .78^{cts} making the total of taxes, penalties, and costs, of \$2.94, on said Land for said year 1866. ~

For the year 1865, on $\frac{1}{2}$ of 80 acres E $\frac{1}{2}$ S. W. $\frac{1}{4}$ Sec 9, valued at \$108.⁰⁰, State and County Tax, \$1.40, to which add 27 pr. cent penalty \$0.38^c and Costs .78^{cts}, making the total taxes, penalties, and costs, on said land of \$2.56, for said year 1865.

For the year 1863, On 40 acres, Sec 10, valued at \$51.⁰⁰, military tax 10 cents, Costs .78 cents, making the total taxes and costs of 88 cts, for said year 1863. ~

For the year 1862, On 40 acres, Sec, 10, valued at \$160⁰⁰, State and County Tax \$1.13, to which add 27 pr. ct. penalty, 31 ct, and Costs, 78^c making the total Taxes, penalties, and Costs, on said Land of \$2.24, for said year 1862,

For the year 1861, On 160 acres, Sec, 9, valued at \$190⁰⁰, State and County Tax \$1.18, - On 40 acres, Sec, 9, valued at \$50⁰⁰, State and County tax .31^c; On 40 acres Sec, 10, valued at \$50⁰⁰, State and County Tax, 31 cents, making the total tax on all said tracts of land of \$1.80, to which add 27 per cent. penalty, 49 cents, and Costs \$2.04, making the total Taxes, penalties and Costs on said Lands for said year 1861, of \$4.33, -

Making the total sum, for the Taxes, Penalties and Costs for all the years aforesaid, on the lands assessed as aforesaid (being the same lands more particularly described in the first part of this petition,) of *Three hundred and twenty two* DOLLARS and *forty two* Cents, as more fully appears by the Bill of particulars hereunto annexed as a part of this petition.

The Plaintiff further states that the Defendant being the owner of the lands aforesaid, has become and is liable, by law, to pay to the Collector of Revenue for the County of Jefferson aforesaid, the taxes levied as aforesaid, for the State and County Revenues, and School Taxes, with the Penalties, Interest and Costs thereon as fixed by law, for the several years aforesaid. But the Plaintiff states that the said Defendant, though often requested so to do, has ever since the levy of said Taxes, failed and refused to pay the same, or any part thereof to the Plaintiff, or the Collector of Revenue for said County; and that the said Taxes, Interest, Penalties and Costs, as aforesaid, yet remain due and unpaid to the Plaintiff, amounting to the sum of *Three hundred twenty two*

DOLLARS and *forty two* Cents. And the Plaintiff further states that each and all of the tracts of land herein first above described having been duly returned delinquent, in each of the said years, for the non-payment of said taxes, and afterwards having been, on the first Monday in October in each of said years (after being duly advertised), offered for sale, and not sold for want of bidders, have become forfeited to the State of Missouri, for the non-payment of the Taxes, Interest, Penalties and Costs due thereon, for each of the years aforesaid. And that by reason thereof, the plaintiff ^{has} by law, acquired a lien on said lands, for the payment of said Taxes, Interest, Penalties and Costs. And that by reason of such forfeiture a right of action has accrued to the Plaintiff to have and recover of the Defendant the amount of said Taxes, Interest, Penalties and Costs. The Plaintiff, therefore, by ^{for} Attorney, asks judgment against the Defendant for the amount of said Taxes, Interest, Penalties and Costs, amounting to *Three hundred and twenty two* DOLLARS and *forty two* Cents; and that the Court will make a decree to enforce ~~the~~ ^{the} said judgment against the lands aforesaid, for the payment of such judgment and costs, and for such further judgment as may be warranted by the facts of the case.

Abner Green

Prosecuting Attorney for

Jefferson
County, Attorney for Plaintiff

Abner Green, Prosecuting Attorney for Jefferson County Missouri, and Attorney for the Plaintiff, makes oath and states that the above Defendants, John W. Whiting, Orrin Wales, and Oliver H. Wales, are non-residents of the State of Missouri,

sworn to and Subscribed *Abner Green*
before me March 7 1876 *Atty. for Plff.*

C. H. Horine

Clerk Circuit.

No 21

In Circuit Court
Jefferson County

The State of Missouri

vs.
John W. Whiting
Orin Wiles, &
Oliver Wiles,

Make order of pub-
lication, Alneer
for Deff.

Filed Mar. 7-1876

C. Thos. Marine
Clerk

512, 563, 622

ORDER OF PUBLICATION.

State of Missouri,

SS.

County of

Jefferson

In the

Circuit

Court of

said County,

May

Term, 1876.

The State of Missouri

Plaintiff.

vs.

John W Whiting, Arin Wales and
Oliver H Wales

Defendant.

At this day come the Plaintiff herein by her Attorney,* before the undersigned clerk of said court, in vacation and files her petition and affidavit stating among other things, that the above named defendants ~~are~~ John W Whiting, Arin Wales and Oliver H Wales are non-residents of the State of Missouri.

Whereupon it is ordered by the Clerk that said Defendant be notified by publication, that Plaintiff has commenced a suit against them in this Court, the object and general nature of which, is to obtain a judgment against said John W Whiting for the sum of three hundred and twenty two dollars and forty two cents, taxes penalties and costs due and unpaid on the South East quarter & East half of South west quarter, and South west qr of South west qr of Section nine Township forty range four East Containing 280 acres, and on the South west qr of S W qr of Sec 25, Township 40 Range 4 East Containing 40 acres, situate in Jefferson County Missouri, which said taxes and penalties and costs are due and unpaid on said land for the years, 1861, 1862, 1863, 1865, 1866, 1868, 1869, 1870, 1871, 1872, 1873 and 1874. Plaintiff further states that Arin Wales holds a deed of trust, dated

* IF IN TERM TIME, proceed as follows: "And it appearing to the satisfaction of this Court that the defendant.....cannot be summoned in this action":

IF IN VACATION, proceed thus: "Before the undersigned Clerk of said Court, in vacation, and files his petition and affidavit, stating, among other things, that the above named defendant.....is," giving the facts which authorize a publication.)

† "COURT," if in term time; "CLERK," if in vacation.)

on said land dated the 16th day of May 1860,
to secure the payment of twenty five hundred
dollars, and in which deed of trust the said
Oliver H Wales is trustee,

and that unless the said John W Whiting, Arin Wales
and Oliver H Wales

be and appear at this Court at the next term thereof, to be begun and holden
at the Court House in the town of Hillsboro, in said County, on the
second monday of May next, and, on or before the sixth day of said
term, answer or plead to the petition in said cause, the same will be taken as confessed, and judg-
ment will be rendered accordingly.

And it is further Ordered that a copy hereof be published according to law in the
Jefferson Democrat, a newspaper published in
the County of Jefferson in the State of Missouri.

STATE OF MISSOURI,

County of Jefferson } ss.

I, L. J. Horine Clerk of the Circuit
Court of Jefferson County aforesaid, hereby certify that the above is a true copy of the original
Order of Publication, in the cause therein named, as the same appears in my office.

WITNESS my hand as Clerk, and the seal of said Court. Done at office
in Hillsboro, this seventh
day of March, 1876.

L. J. Horine
Clerk.

Order of Publication.

(Wag. Stat., Page 1008, Sec. 13-15.)

State
John W Whiting
vs.
Arin Wales &
Oliver H Wales

To the Publisher of the

Please publish the within for four successive
weeks, the last insertion to be, at least, four
weeks before the day of

187

Clerk.

Order of Publication.

STATE OF MISSOURI, } SS.
COUNTY OF JEFFERSON.

In the Circuit Court of said county, May term, 1878.
The State of Missouri, Plaintiff,

vs.
John W. Whiting, Orin Wales and Oliver H. Wales, Defendants.

AT this day came the Plaintiff herein by her attorney, before the undersigned clerk of said court, in vacation, and files her petition and affidavit, stating, among other things, that the above named Defendants, John W. Whiting, Orin Wales and Oliver H. Wales, are non-residents of the State of Missouri. Whereupon it is ordered by the clerk that said defendants be notified by publication, that plaintiff has commenced a suit against them in this court, the object and general nature of which, is to obtain a judgment against said John W. Whiting, for the sum of three hundred and twenty-two dollars and forty-two cents, taxes, penalties and costs due and unpaid on the south-east qr and east half of south-west quarter, and south-west qr of south-west qr of section nine, township forty, range four east, containing 280 acres; and on the south-west qr of south-west qr, of section ten, township forty, range 4 east, containing 40 acres, situate in Jefferson county, Missouri, which said taxes, penalties and cost are due and unpaid on said land for the years 1861, 1862, 1863, 1865, 1866, 1868, 1869, 1870, 1871, 1872, 1873 and 1874. Plaintiff further states that Orin Wales holds a deed of trust on said land dated the 16th day of May, 1869, to secure the payment of twenty-five hundred dollars, and in which deed of trust the said Oliver H. Wales is trustee, and that unless the said John W. Whiting, Orin Wales and Oliver H. Wales, be and appear at this Court at the next term thereof, to be begun and holden at the Court House in the town of Hillsboro, in said county, on the second Monday of May next, and, on or before the sixth day of said term, answer or plead to the petition in said cause, the same will be taken as confessed, and judgment will be rendered accordingly. And it is further ordered that a copy hereof be published according to law in the JEFFERSON DEMOCRAT, a newspaper published in the county of Jefferson, in the State of Missouri.

STATE OF MISSOURI, } SS.
COUNTY OF JEFFERSON.

I, C. Tho' Horine, Clerk of the Circuit Court of Jefferson county aforesaid, hereby certify that the above is a true copy of the original order of publication, in the cause therein named, as the same appears in my office.

Witness my hand as Clerk, and the seal of said Court. Done at office in Hillsboro, this seventh day of March, 1878.

STATE OF MISSOURI, *County of Jefferson.*

Be it Remembered, That on this *12* day of *May* 1876, 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 *10th* day of *March*, 1876, and the last insertion on the *31* day of *March*, 1876, as follows, to-wit:

In No <i>10</i> ,	<i>March</i>	<i>10</i>	, 1876
In No <i>11</i> ,		<i>17</i>	, 1876
In No <i>12</i> ,		<i>24</i>	, 1876
In No <i>13</i> ,		<i>31</i>	, 1876

Sworn to and subscribed before me, this

12 day of *May*, 1876.

R. W. McMullin

Co. Clerk.

Printer's Fee, \$ *15.* }
Affidavit, \$ }

Received Payment, _____

State ~~Geo~~
to
Whiting chal

Filed May 17 1876
C. Ho. W. W. W.
Clerk