

Jefferson County Circuit Court
Case Files - Civil

January 1877

No. 13

Casey, Ann

vs

Casey, Patrick

Partition

226 acres in S 7 T 42 R 3 E,
S 12 T 42 R 2 E

Box

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Ann Casey, Plaintiff } In the
 against } Circuit
 Patrick Casey } Court of
 Defendant } Jefferson
 County

Missouri
 Plaintiff States that she and
 the the defendant are owners
 of and Tenants in common
 in the following described Real
 Estate Situate lying and being
 in Jefferson and Franklin
 Counties in the State of
 Missouri the same being in a body
 but divided by the line dividing said
 Counties the greater portion of said
 Lands being in said Jefferson
 County, To wit, The South half
 of Lot Number one and the
 North half of Lot Number Two
 of the North West Quarter of
 Section Seven in Township
 Forty Two of Range Three East
 containing sixty two & $\frac{20}{100}$ acres,
 also the North East quarter of
 the South East quarter of Section
 Twelve in Township Forty Two
 Range ~~Three East~~ Two East

containing ~~containing~~ Forty one
 $8\frac{54}{100}$ acres also The East half of
the North East Quarter of section
Twelve in Township Forty Two
of Range Two East containing
Eighty three $8\frac{18}{100}$ acres - also the
north half of Lot Number one
of the North West Quarter of
Section seven in Township
Forty Two of Range Three East
containing Forty acres

And Plaintiff avers that
she is entitled in fee simple to
the undivided one half of said
Real Estate and the defendant
is entitled in fee simple to
the undivided one half thereof
the defendant's said half being
however subject to payments
of certain legacies specified in
the will of Owen Casey, deceased
by virtue of which will defendant
acquired said interest.

Wherefore in consideration
of the premises Plaintiff prays the
Court to adjudge and Decree
that Partition and division of
said Real Estate be made

between Plaintiff and Defendant
in accordance with the rights therein
of Plaintiff and Defendant as aforesaid
and that in case the said Real Estate
can not be divided in kind
without prejudice to the rights
and interest of the owners the
same may be sold by order
and judgment of the Court and
the proceeds of such sale
divided between Plaintiff
and Defendant in accordance
with their rights therein and
that the Court will grant such
other and further relief as
may be just & proper

For Plaintiff
J. Williams
Attorney for Plaintiff

Ann Casey Plaintiff on
Oath says the foregoing Petition
and the matters stated therein
are true to the best of her
knowledge and belief

Sworn to and
Subscribed before
me Nov. 24 1876
Justice of the Peace

, signed, her
Ann Casey
Mark

Am. Casey

vs
Patrick Casey

Original Petition
for Partition

Filed Nov. 27 1876,
C. D. Hooffman
Clerk

The State of Missouri, } ss.
COUNTY OF JEFFERSON.

The State of Missouri,

TO THE SHERIFF OF THE COUNTY OF JEFFERSON---GREETING:

We command you, that you summon, *Patrick Casey*

if he be found in your County, that he be and appear before the Honorable Judge of our Circuit Court, on the first day of the next term thereof, to be begun and held at the town of Hillsboro, within and for the County of Jefferson, on the *Second* ~~Monday after the fourth~~ Monday of *January* next, then and there to answer unto

Ann Casey

upon *her* original petition, a copy whereof is hereunto annexed and accompanies this writ, and have you then there this writ.

Witness, C. THO. HORINE, Clerk of our said Circuit Court, with the seal thereof hereunto affixed at office in Hillsboro, this *29* day of *November*, A. D., 187*6*.

C. Tho. Horine Clerk Circuit Court.

State of Missouri } In the Circuit Court
Jefferson County }

Ann Casey Plaintiff } In Partition
Patrick Casey Defendant }

Now at this day comes the
defendant Patrick Casey. by his attorneys and
for answer to the petition of the Plaintiff says
that the allegations and statements in the said
petition of the plaintiff, are true

By ~~ms~~ McMullin

Atty for Patrick Casey

Ann Casey Plaintiff
Patrick Casey Defendant

Answer

Filed Mar 20th 1897
C. Thos. Horine
Clerk