

Jefferson County Circuit Court
Case File - Civil

May . . . 1878 No: 88

The State of Missouri, Exrel
Moss, James T,

vs.

Miller, Chris

Delinquent Taxes

\$22.04 due on 78 acres in
S11T43R4E

Box

37 Folder 11

X BILL.

State of Missouri, ss.

COUNTY OF JEFFERSON.

I, James T. Moss, Collector of the Revenue within and for the County of Jefferson, in the State of Missouri, do hereby certify that the following amounts of Back Taxes remain delinquent in favor of the several Funds for the several years, and on the Real Estate lying and being situate in said County and State, set opposite thereto, to-wit:---

NAME OF OWNER.	Acres...	100ths...	DESCRIPTION OF LAND.	Section	Township	Range...	Years for which Taxes are due.	State Taxes...	County Taxes...	Road-Tax...	Special Gravel Road Tax...	School Tax...	Tax for Town of De Soto...	Aggregate am't of Taxes...	County Clerk's fees for making Back Tax Book...
Garber David	78.28	28	pt. A 1/2 N E 1/4	11	43	4	1873	175	661	78		299		12 13	25
Miller Co.	78.20	20	E 1/2 N E 1/4	11	43	4	1872	158	588	35		290		991	25
	78.28	28	pt. A 1/2 N E 1/4	11	43	4	1875	1875	1213						
	78.20	20	E 1/2 N E 1/4	11	43	4	1872	1872	991						
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Filed Mar 16th 1878
O. P. No. 10
Clerk

TAX F

The State of Missouri.

At the relation and to the use of

JAMES T. MOSS,

Collector of Jefferson County,
VS.

STATEMENT OF TAXES AND COSTS.

	Dollars.	Cents.
Amount of Taxes,.....		
County Clerk's Costs.....		
Collector's Commission.....		
Circuit Clerk's Costs.....		
Attorney's Fee.....		
Sheriff's Costs.....		
Total,.....		

Jefferson Democrat Print, Hillsbo. O. Mo.

Petition in Suit on Delinquent Lands.

SESSION ACTS OF 1877, SECS. 5 AND 6, P. 86—OFFICIAL FORM.

THE STATE OF MISSOURI

At the relation and to the use of

JAMES T. MOSS,

Collector of the Revenue of Jefferson County in the State of Missouri,

VS.

IN THE CIRCUIT COURT OF
Jefferson County, Mo.,

TO MAY TERM, 1878.

THE STATE OF MISSOURI, who sues in this behalf, at the relation and to the use of the Collector of the Revenue within and for the County of Jefferson, in the State of Missouri, states that James T. Moss is now, and for a long time past has been the legally commissioned qualified, and acting Collector of the Revenue within and for the County and State aforesaid.

Plaintiff further states that under and by virtue of the laws of the State of Missouri, in full force and effect at the times hereinafter mentioned, the officers and agents of said State and County having legal authority so to do, there were assessed and levied the following taxes, upon the following described Real Estate, lying being and situate in the County of Jefferson and State of Missouri, to-wit:

The East half of the North East qtr.
of Section Eleven in Township Fourteen
in Range Four, East, Containing 78 Acres.)

That the taxes so assessed and levied upon said Real Estate and the years and funds for which they were assessed and levied, are shown as follows, viz.:—

WHEREFORE, The State of Missouri, at the relation and to the use of James T. Moss, Collector of the Revenue within and for said County of Jefferson, Missouri, prays judgment at the relation and to the use aforesaid, for the sum of.....
Twenty Two & 04
100 DOLLARS, aggregate amount of said taxes, with interest thereon from the first day of January, 1877, at the rate of ten per cent. per annum, together with fees, commissions and the cost of this proceeding, and that the same be declared a lien in favor of the State of Missouri, and that the said lien be enforced, and said Real Estate or so much thereof as may be necessary to satisfy such judgment, interest, fees, commissions and costs thereon, be sold, and that a special *Fieri Facias* be issued thereon.

•JOHN L. THOMAS & BRO.,

Attorneys for Plaintiff.

A true copy of the original petition. Witness my hand and the seal of the Circuit Court of Jefferson County, Mo., hereunto affixed, at office, ... 1878.

....., Clerk.

Petition in Suit on Delinquent Lands.

The State of Missouri,

vs.

Chris Miller

Defendant

Jeff Co

Filed Mar 16 - 1878

O. J. H. Horine

Clerk

8

The sum of Dollars for Fund Tax for the year 18.....

The sum of.....Dollars for.....Fund Tax for the year 18.....

The sum of.....Dollars for.....Fund Tax for the year 18.....

The sum of.....Dollars for.....Fund Tax for the year 18.....

The sum of Dollars for Fund Tax for the year 18.....

of _____ Dollars for _____ Fund Tax for the year 18 _____

The Sum of 38 Dollars for fees due County Clerk for making Back Tax Book for all said years.

attached and filed with this Petition, duly authenticated by the certificate of the Collector of the Revenue within and for said County of Jefferson.

That all of said amounts above set out, together with all interest, commissions and costs thereon accruing under and by virtue of the statutes in such cases made and provided, remain delinquent, due and unpaid. That the Defendants are the owners of said Real Estate, but as to the nature and extent of their respective interests therein, Plaintiff is not informed, and is therefore unable to specifically set out. That Defendants have been requested to pay the same, but has wholly failed, neglected and refused to pay, and still fails, neglects and refuses so to do.

Plaintiff further states that under and by virtue of the statutes in such cases made and provided, all Taxes assessed and levied on each respective tract of Real Estate, became and are a lien on each of said tracts to the amount of said taxes, interest and costs so assessed and levied thereon. Plaintiff further states that under and by virtue of Act of the General Assembly of the State of Missouri, entitled "An Act to provide for the collection of Delinquent Taxes and Taxes due on Real Estate forfeited to the State, etc.," approved April 12th, 1877, the lien of the State heretofore set out was retained in favor of the State of Missouri, and power was conferred on said State to enforce said lien by suit in a Court of competent jurisdiction, at the relation and to the use of the Collector of the Revenue of the county wherein said Real Estate is situated.

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 *Chris Miller*

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 of *May* next, then and there to answer unto

The State of Missouri at the relation
and to the use of *James P. Moss*,
Collector of the Revenue of Jefferson
County in the State of Missouri

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

Witness, C. THO' HORINE, Clerk of our said
Circuit Court, with the seal thereof hereunto affixed, at
office in Hillsboro, this *16th* day of *March*
A. D., 1878.

C. Tho' Horine, CLERK CIRCUIT COURT.

Executed the within writ - at the county of Jefferson
and State of Missouri on the 23rd day of May 1878
by delivering to Chris Miller a true copy of the within
writ and petition as furnished by Circuit Clerk

By John William Sheriff
Andrew Owens deputy

283

RETURNABLE

TO

JEFFERSON CIRCUIT COURT.

May TERM, 1878.

Note

vs

Chris Miller

Sheriff fees \$1.00

m

original

Sept 20th 1878ack deed to Christ Miller
and Byron McMullin

8-619

Sheriff's Sale.

BY virtue and authority of a special execution issued from the office of the Clerk of the Circuit Court of Jefferson county, Missouri, and to me, the undersigned sheriff, delivered, in favor of James T. Miller, Collector of the Revenue of Jefferson county, in the State of Missouri, and against Chris Miller, bearing date August 1, 1878, and returnable to the September 1878 term thereof, I have levied it upon and seized the following described real estate and property, lying and being in Jefferson county, Missouri, as the property of Chris Miller, and described as follows, to-wit:

The east half of the northeast qr of sec 11, town 43, range 4, cont 78 acres.

And I will, on **MONDAY, THE 16TH DAY OF SEPTEMBER, 1878**, at the Court House door in the town of Hillsboro, in the county of Jefferson, State of Missouri, between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of that day, and during the session of the Circuit Court, sell all the right, title, claim, estate and property of the said Chris Miller, of, in and to the above described real estate and property, for cash in hand, to the highest bidder, to satisfy said execution and costs. Dated at Hillsboro, this 8th day of August, A. D. 1878.

JOHN WILLIAMS, Sheriff.

STATE OF MISSOURI, COUNTY OF JEFFERSON.

Vol No. 88,

Be it Reminded, That on this 16 day of Sept, 1878, before the undersigned Clerk of the District 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 29 day of Aug, 1878, and the last insertion on the 13 day of Sept, 1878, as follows, to-wit:

In No. 34, Aug, 23, 187
 In No. 35, ", 30, 187
 In No. 36, Sept, 6, 187
 In No. 37, ", 13, 187

[Signature]

Sworn to and subscribed before me, this
16 day of Sept, 1878.

[Signature]
 Sec. Clerk.

Printer's Fee, \$ 1.00 }
 Affidavit, \$ 0.00 }

Received Payment,

17, 55

C. Tho' Horine, Clerk,

Files, ¹⁰/₁ Copies, ⁸⁵/₁ Cert. and Seals ⁵⁰/₁

Sam. and Copies ¹¹⁰/₁ Order Copy.

Aff'd's Default ³⁵/₁ Judg't. ⁵⁰/₁

Fee Bill ¹⁰/₁ Making Costs ⁴⁰/₁

Ent. Sat. ²⁵/₁ Execution ¹⁰⁰/₁ 5 15

Jno Williams Sheriff ¹⁰⁰/₁ Calls ¹⁵/₁ 1 15
Sheriff

Thomas & Bro., Commission 10 per cent. on ²⁴/₉₇ 2 49

James T. Moss, Collector, Commission 4 per cent. on ²⁴/₉₇ 99

W. R. Donnell, County Clerk ²/₁ Entries on "Back Tax Book" 50

R. W. McMullin, Printer

10 ²⁸/₁

SPECIAL EXECUTION FOR DELINQUENT TAXES.

STATE OF MISSOURI, } In the Circuit Court,
County of Jefferson } ss. 26th Judicial Circuit

THE STATE OF MISSOURI: TO THE SHERIFF OF Jefferson COUNTY.—GREETING:

WHEREAS, The State of Missouri, at the relation and to the use of James D. Mass
Collector of the Revenue of Jefferson County, in the State of Missouri, on the 23rd
day of May in the year of our Lord Eighteen Hundred and Seventy eight at our said
Circuit Court

in said County of Jefferson recovered against Chris (Miller)

the sum of Twenty four Dollars and 97 Cents,
for certain delinquent State, County and Special Taxes and Interest, as hereinafter set forth, assessed and found by said
Court to be due and unpaid upon the following described Real Estate, viz:

Tract No.	PARTS OF SECTIONS, LOT OR BLOCK, ADDITION OR TOWN	Sect'n	Tw'p	Rng	Lot	Block
1	<u>78 acres, (The East half of the North East qtr.</u>	<u>11</u>	<u>43</u>	<u>4</u>		

And that the taxes and interest found due upon said Real Estate and the years for which the same were assessed, are upon
each of the above described tracts as follows, viz:

Tract No.	YEARS FOR WHICH TAXES WERE FOUND DUE	TAX	INTEREST	TOTAL
1	<u>1872 & 1875</u>	<u>\$ 22.14</u>	<u>\$ 2.93</u>	<u>\$ 24.97</u>

And also certain costs, which have been taxed the sum of ten Dollars,
and 28 Cents, which said several sums of taxes, interest and costs were declared by said
Court to be a lien in favor of the State of Missouri, upon the above described tracts of Real Estate.

AND WHEREAS, it was directed by said Court that the lien of the State of Missouri, upon said Real Estate for said
taxes, interest and costs be enforced, and that the said Real Estate, or so much thereof as may be necessary to satisfy such
judgment, interest and costs be sold according to law.

THESE ARE, THEREFORE, TO COMMAND YOU, That of the said described Real Estate you cause to be made
the debt, interest and costs aforesaid, and that you have the same before the Judge of our said Court, on the Second
Monday in September next, to satisfy said judgment and costs. And have you then and there this Writ,
certifying how you have executed the same.

WITNESS, C. Tho. Norine Clerk of our said Court,

with the seal thereof. Done at office in St. Louis
in the County aforesaid, on the first day of August
A. D. 1878.

C. Tho. Norine CLERK.

By _____ D. C.

Received by me

John Williams SHERIFF.

SHERIFF'S RETURN.

Executed the within Writ in the County of *Jefferson*, State of Missouri, on the *8th* day of *August* 187*8*, by *levying it upon and seizing the following described real estate and property in said Jefferson county, Mo., as the property of* *Chris Miller* to-wit:
The E 1/2 of the NE 1/4 Sec 11 Twp 43 R. 4. Cont 78 Acres.

And having previously to the day of sale hereinafter mentioned given at least 20 days notice of the time, terms and place of sale, and of the property to be sold, and where situate, as the law directs, by advertisement in the JEFFERSON DEMOCRAT, a newspaper published in said county and State, a copy of which advertisement is herewith returned and makes a part of this return, I did, agreeably with said notice, on the *16th* day of *September*, 187*8*, between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of said day, at the Court House door in the town of Hillsboro, in said county of Jefferson, and during the session of the Circuit Court of said county, at its *September* term, 187*8*, expose to sale at public auction for ready money, all the right, title, claim, interest and estate of the said defendants, of, in, and to the above described real estate, and at said sale *Chris Miller & Thomas & Brown & McMullen* being the highest and best bidder for said real estate, at the price and sum of *Seventeen & 50/100* dollars, the same was stricken off and sold to him for that sum, and this execution is returned *unsatisfied*.

Fee, \$

Sheriff, *Jefferson* County, Mo.

By *John Williams* Deputy.

SPECIAL EXECUTION

FOR DELINQUENT TAXES.

No. *88*

Circuit COURT

Returnable *Sept.* Term, 187*8*

State at the rel. of

use & C. vs

Chris Miller

Judgment against *Sept.*

Rate of Interest *10* per cent.

Date of Judgment *May 23^d 1878*

Execution Docket, Vol. Page

Thomas & Brown, Plaintiff's Attorney.

C. H. Norine CLERK.

STATEMENT OF DEBT AND COSTS.

Debt, \$ *24 97*

Interest, *10 28*

Cash

C. H. Norine 75
R. W. McMullen 8 00
J. Williams 2 00
G. W. Williams 17 55
John Williams 52