

November 1821, No.

Mackey, James assignee for
Lawless, Luke

v5

Womack, John
Womack, Jane

Foreclosure

Debt \$500; 185 acres on Sandy Creek
about 2 or 3 miles from Hartsland

State of Missouri 3
Jefferson County 3

Jefferson Circuit Court
December Term 1823

James Mackey ap^{pe} of
Luke Lankers
John Warrick and
Jane his wife

Petition to foreclose mortgage

The defendants by Mr McRoberts
their Counsel come into Court and confess the facts in
said petition mentioned - Therefore it is considered
that the said mortgage be foreclosed and said mort-
-gaged premises be sold in the Town of St. Louis
on the first day of next Term to satisfy said
debt in said mortgage specified, it being
agreed by and between said plaintiffs and
defendants by their Counsel Messrs. McJennet
and McRoberts that the sum arising from the
sale of said mortgaged premises shall
be in full satisfaction of said debt in
said mortgage specified -

I John Woodson Clerk certify
the foregoing Decree to be a
true copy from the records of
said Court Given under my
hand and seal of Office this 16th
day of February 1824

John Woodson Clerk J.C.C.
By James Lewis atty at law

Jefferson Ct. Ct
April 1824

James Mackay & Co
of Lake Superior
to 3 trees
from Mackinac
and gave him 100

137 1/2
Cedar trees — 25.75
2000 trees — 25.75

In the Middle the circuit court of the county of

Jefferson

The petition of James Mackay respectfully
sheweth that John Wernock and Jane
his wife on the first day of November in the
year one thousand eight hundred and seven
then at St Louis made their certain Mortgage
deed of that date to one Luke Carless and
then and then delivered the same to the said
Luke Carless and thereby the said John Wernock
and Jane his wife for and in considera-
tion of the sum of five hundred dollars and
to secure the payment of the same and
in consideration of the further sum of one
dollar to them so paid by the said Luke
Carless did grant bargain and sell unto said
Luke Carless his heirs and assigns forever all
that tract of land situated on the waters of Sandy
Creek about two or three miles from the towns
of Berenclanum and Hartford in the their counties
of St Louis and Missouri territory now in the County
of Jefferson Arkansas and State of Missouri It
being about one hundred and fifty five acres more
or less of the three hundred and fifty two acres

one hundred and fifty two acres of which had been
sold and conveyed to one Alburn Boggs and which
said three hundred and fifty two acres is a
part of the seven hundred and fifty ^{two} acres the
title to which has been granted and confirmed to
Michael Mull and by the said Michael Mull
and wife regularly conveyed to one William Hupel
who conveyed the said three hundred and
fifty two acres to said John Warnock
to have and to hold the said one hundred and eighty
five acres more or less to the said Luke Lawless his
heirs and assigns forever provided always and
the said mortgage was upon this condition that
if the said John Warnock and wife their heirs
or administrators should well and truly
pay or cause to be paid unto the said Luke Lawless
his heirs or assigns the said full sum of five hundred
dollars on or before the first day of April next en-
suing the date of said mortgage then the
said deed of mortgage should be utterly void otherwise
to remain in full force and virtue and your further
order further state that by deed bearing date the first
day of November one thousand eight hundred and
nineteen the said Luke Lawless did for and in
consideration of the sum of five hundred dollars

assign and make over to you petitioner his
heir and assigns forever the said land and premises
included in the aforesaid mortgage to hold the same
by virtue of said mortgage in as full and ample
a manner as he the said Luke Lawls did or
might hold the same and you petitioner further
states that although the time for the payment
of said sum of money in said mortgage deed mention-
ed has long since elapsed yet the said John
Wormock nor Jane his wife have not paid
the said sum or any part to said Luke Lawls
or to his assigns whereupon the said mortgage
has become absolute you petitioner therefore
prays that said John Wormock and Jane his
wife may be required to appear at the next term
of the court to show cause why the said mort-
gage should not be foreclosed and the prop-
erty included in it sold for the payment
of said sum of five hundred dollars with legal
interest thereon to you petitioner as assignee
of said Luke Lawls and you petitioner will
pray &c

James H. Beech
atto- for the Petitioner

Contract between Court

Meeting of the Court

21

Memorandum

for the Court

and the

State of Missouri - 23
County of Jefferson

The State of Missouri, To the Sheriff
of Jefferson County in greeting

We command you to summon John Thornock and
John his wife if they may be found in your County
so that they be and appear before the Judge of
our Circuit Court at the next term to be held in
the Town of ~~Meriden~~ ^{Meriden} within ~~10~~ ¹⁰ days for the
County of Jefferson on the fourth Monday of ~~the~~
next, then and there to answer the petition of
James Mackey Whipple of like tenor as a mortgage,
and likewise to show cause if any they have
why the said mortgage should not be foreclosed
and the profits and said ~~land~~ ^{land} be sold in it sold
for the payment of the said sum of five hundred
and some with legal interest thereon in
Shuckler Clerk

Jefferson Circuit Court
November Term 1821

James Mackey Assignee
of Luke Lawless -

Summons a Petition
to foreclose a Mortgage
\$500.00

John Warnock and
Jane his Wife

No 13

Not to be found in my
Bailbook Nov 8th 1821

C Smith Sheriff

Recd, 50

Filed 1st Augt 1821 -
J. M. Smith Clerk