

Jefferson County Circuit Court
Case Files - Civil
August 1840

Box

5 Folder 20

Rankin, Charles

vs

Rates, Henry, Adm.

Woodson, Stephen A.

Woodson, Frances

Woodson, Adaline, et al

Partition

Y³ of 80 acres in S18 T41 R5 E; other
defendants Mary B., Henry B., Ella, Ann M.,
Woodson, Alfred Skinner, Charles W. Williams,
Horace A., Mary Clarissa, Augustus, Eliza,
Elias F., John W., Mary S. Honey

Jefferson County, Mo.

To the Honorable the
circuit Court of the County of Jefferson
Your petitioners Charles S. Rankin would
respectfully represent, that your
petition is seized in fee of one
third part of Eighty acres of Land
lying and being in the County of Jefferson
originally entered with the United States
by John Boly, being the north west part
of fractional quarter of section No 18 Town-
ship No 41 in north Range 5. East of
the 5th principal Meridian (on Sandy
Creek) - That Samuel Woodson now de-
ceased was seized in fee in his lifetime of three
eighths of said tract of Land, and has
left the following heirs to his estate, Stephen
A. Frances, Adeline, ^{Marion} Mary B. Ellen
and Ann M. Woodson, and also Ann
M. Woodson his wife who is administratrix
of his estate, and entitled to dower there-
in. That Henry P. Bates is Guardian
of the heirs of said Samuel Woodson
who are all minors. Your petitioners
would further shew Your Honor that
Alfred Skinner of St. Louis is seized

in fee of one sixth ($\frac{1}{6}$) part of said
Land, and that John W Honey
in his lifetime was seized in fee of
one Eighth ($\frac{1}{8}$) part of said tract of Land
and has left the following heirs to his
estate to wit Elias F Honey who is of
age and resides in Alabama, John
W. Honey a minor and who has no
Guardian, Hannah F. Honey, Mary
Clarissa Honey, Augustus Honey and
Eliza Honey, who have a Slave named
Charles W. Williams, who married Mary
J. the widow of John W. Honey deceased
who is entitled to dower in her deceased
Husband's portion of said Land, and
Charles J. Perkins a devisee of the estate
of the said John W Honey deceased, The
 foregoing contains all the persons known
to your petitioners that have title to the
said tract of Land, neither the dower
of the widow of Samuel Woodson nor
the dower of the widow of John W Honey
have been acknowledged therein, Your
petitioners therefore pray for a division

and partition of the land and prem-
ises aforesaid, according to the respective
rights of the parties interested therein, and
for a sale thereof if it shall appear
that partition thereof cannot be made
without great prejudice to the owners
and your petition shall ever pray

Charles S Rankin

by
J. P. Cook
att^y c

Jefferson County, Ky. personally appeared before
the undersigned clerk of the circuit court
within and for the county aforesaid Charles
S Rankin the within petitioner, and made
oath that the said petition is true in
substance and in fact, as far as he knows & believes.

C. S. Rankin

Subscribed & sworn to
before me June 16th 1840

Wm. Weather Clerk

Jefferson County, Ky.

To Henry P Bates Guardian
of the ^{infant} heirs of Samuel Woodson deceased
Stellen A. Francis, a daughter, Mary D. Henry B. Ellen & Ann M. Woodson
& Ann M. Woodson widow and a devisee of
of said Samuel; Alfred Skinner, Charles

M. Williams guardian of the minor heirs
 Mary ^{clara} ^{angustus} & ^{Ella} ^{Henry}
 of John W. Honey deceased, Elias F. Honey,
 John W. Honey, Mary S. widow of John W.
 Honey deceased and Charles W. Williams
 and all persons unknown having an interest in said premises
 as husband, You and each of You,
 will take notice that on the first day
 of the next August term of the circuit
 court to be holden within and for the
 County of Jefferson aforesaid, or so soon
 thereafter as a hearing can be had, the
 above and foregoing petition will be pre-
 sented to said court for its action thereon
 according to the prayer thereof.

June 3. 1840. —

Charles S. Rankin

Charles S. Rankin
 Esq. Petitioner
 Henry P. Bates Esq.
 Stephen A. Francis, Adversary
 Mary B. Henry B. Ellen
 & Ann M. Woodson heirs,
 & A. M. Woodson adverse
 & others.

Served copy on all
 the parties herein with
 upon the Term of Circuit
 Court. P. both
 also

P. Feb 25,
 1840
 Wm. M. Mather
 Clerk

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Jefferson County, Tex.

To The Honorable The Circuit Court
of the County aforesaid, Your petitioner Charles S Rankin would respectfully represent that your petitioner is seized in fee of One Third part of Eighty Acres of Land, lying and being in the County aforesaid originally entered with the United States by John Patey, being the North West part of the fractional quarter of Section No 18, Township No 41 in North Range 5 East of the 5th principal Meridian (on Sandy Creek) that Samuel Woodson now deceased was seized ^{in fee} in his lifetime of Three Eighths of said tract of land, and has left the following heirs to his estate, Stephen A. Frances, Adeline, Mary D. Henry, D. Ellen and Ann M Woodson and also Ann M Woodson his Wife who is administratrix of his estate, and entitled to dower therein, that Henry P. Bates is Guardian of the heirs of said Samuel Woodson who are all minors, Your petitioner would further shew your Honor that Alfred Skinner of St. Louis is seized in fee of One Sixth (1/6) part of said land, and that John W. Money in his lifetime was seized in fee of one Eighth (1/8) part of said tract of land, and has left the following heirs to his estate, (to wit) Elias W. Money who is of age, and resides in Alabama, John W. Money, a minor and who has no Guardian, Maria A. Money, Mary Clarissa Money, Augustus Money, and Eliza Money, who have a Guardian, Charles W. Williams who married Mary E. the widow of John W. Money deceased, who is entitled to dower in her deceased husband's portion of said land, and Charles S Rankin Administrator of the Estate of

The said John W. Money deceased, The foregoing contains all the persons known to your petitioner that have title to the said tract of land, neither the dower of the Widow of Samuel Woodson nor the dower of the Widow of John W. Money have been admeasured therein. Your petitioner therefore prays for a division and partition of the lands and premises aforesaid, according to the respective rights of the parties interested therein, and for a sale thereof, if it shall appear that partition thereof cannot be made without great prejudice to the owners and your petitioner shall ever pray

Charles S Rankin

by
P. Cole, Atto.

Jefferson County Ist.

Personally appeared before the undersigned Clerk of the Circuit Court within and for the County aforesaid, Charles S Rankin the within petitioner and made oath that the said petition is true in substance and in fact, as far as known and believes.

Subscribed and sworn to

before me June 16th 1840

J. J. Mathews, Clerk

C. S. Rankin

Jefferson County Ist.

Ed Henry P Bates Guardian of the infant heirs of Samuel Woodson deceased Stephen A. Frances, Adeline, Mary B. Henry B. Ellen, and Ann M. Woodson and Ann M. Woodson Widow and administratrix of said Samuel. Alfred

Skinner, Charles W. Williams Guardian of the
minor heirs of John W. Money deceased. Horace
A. Mary Clarissa, Augustus, and Eliza Money.
Elias S. Money. John W. Money. Mary S. widow
of John W. Money deceased, and Charles W.
Williams her husband, and all persons unknown
having an interest in said premises. You and
each of you will take Notice that on the first day
of the next August term of the Circuit Court to be
held in and for the County of Jefferson
aforesaid, or so soon thereafter as a hearing can
be had, the above and foregoing petition will be
presented to said Court for its action thereon accor-
-ding to the prayer thereof.

Charles S. Rankin

June 3rd 1840

by
P. W. Otto

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Served the within petition in the County of Jefferson on the
the 8th day of July 1840 by delivering a true copy
thereof to each of the following named persons to wit
Ann M. Woodson. Charles W. Williams and Mary his
Wife and Henry P. Bates C. H. Ellis ~~and~~
Fees paid by C. S. Rankin

\$ 2.00

Sworn to & subscribed
before me Aug 10th 1840

John A. Theobald
Clerk

John A. Theobald
Clerk

Aug 10th 1840

attest

Woodson & Ann M.

Woodson & Ann M.

Woodson & Ann M.

Woodson & Ann M.

Woodson & Ann M.

Woodson & Ann M.

Woodson & Ann M.

Woodson & Ann M.

Woodson & Ann M.

Jefferson County, Tex

To the Honorable The Circuit Court of the County aforesaid. Your petitioners, Charles S Rankin would respectfully represent. That your petitioner is seized in fee of ^{one} third part of Eighty Acres of Land, lying and being in the County aforesaid originally entered with the United States by John Hony being the North West part of Fractional ~~Section~~ quarter of Section No 18. Township No 41. in North Range 5 east of the 3rd principal Meridian (on Sandy Creek). That Samuel Woodson now deceased was seized in fee. in his lifetime of Three Eighths of said tract of Land, and has left the following heirs to his estate Stephen A. Frances. Adeline. Mary B. Henry B. Ellen and Ann M. Woodson and also Ann Mc Woodson his Wife who is Administratrix of his Estate and entitled to dower thereon. That Henry P. Bates is Guardian of the heirs of said Samuel Woodson who are all minors Your petitioner would further shew. That your Honor. That Alfred Skinner of St Louis is seized in fee of One Sixth ($\frac{1}{6}$) part of said Land, and that John W. Hony in his lifetime was seized in fee of One Eighth ($\frac{1}{8}$) part of said tract of Land, and has left the following heirs to his estate, to wit, Elias F. Hony who is of Age and resides in Alabama. John W. Hony a minor and who has no Guardian. Morace A. Hony. Mary Clarissa Hony. Augustus Hony and Eliza Hony who have a Guardian Charles W. Williams who married Mary S. The widow of John W. Hony deceased who is entitled to dower on her deceased husbands portion of said Land and Charles S Rankin Administrator of the estate of the said John W. Hony deceased. The foregoing contains all the persons known to your petitioner that have title to the said tract of Land.

Neither the dower of the widow of Samuel Woodson
nor the dower of the Widow of John W. Wines have
been administered therein. Your petitioner therefore prays
for a division and partition of the land and premises
aforesaid according to the respective rights of the parties
interested therein, and ~~your~~ ^{thereof} for a sale thereof if it
shall appear that partition cannot be made without
great prejudice to the owners. and your petitioner shall
ever pray

Charles S Rankin

by
P. Cole Atty

Jefferson County Jct

Personally appeared before
the undersigned Clerk of the Circuit Court within &
for the County aforesaid, Charles S Rankin the within
petitioner and made oath that the said petition is
true in substance and in fact. as far as he knows
and believes.

Subscribed and sworn to

before me June 16th 1840

Jno. Matthews Clerk

C. S. Rankin

Jefferson County Jct

To Henry P Bates Guardian
of the infant heirs of Samuel Woodson deceased
Stephen A. Francis. Adeline, Mary B. Henry B.
Ellen, and Ann M Woodson and Ann M Woodson
widow and Administratrix of said Samuel. Alfred
Minners, Charles W. Williams Guardian of the minor
heirs of John W. Wines deceased. Morice A. May.

Larissa, Augustus, and Eliza Honey, Elias F. Honey
John W. Honey, Mary S. widow of John W. Honey de-
-ceased, and Charles W. Williams her husband, and
all persons unknown having an interest in said
premises. You and each of you will take Notice that
on the first day of the next August term of the
Circuit Court to be holden within and for the County
of Jefferson aforesaid, or so soon thereafter as a
hearing can be had, the above and foregoing peti-
-tion will be presented to said Court for its action
thereon according to the prayer thereof
June 3rd 1840

Charles S. Martin
by
J. Cole Atty

petition.

Served the within ~~notice~~ in the county of St. Louis
on the 26th day of June 1840 by delivering a true copy
thereof to each of the following named persons to wit
Alfred Skinner and John W. Honey
for \$1.00 paid
by C. Rankin
Marshall Brotherton Sheriff
by Benjamin Lay Dpt

Charles J. Rankin
As. J. Patton for Partitions
John J. Partis for Partitions
Stephen A. Mansel.
Catherine, Mary J.
Henry J. Allen and
Ann M. Weston and
to the

filed Aug 10 1840
Wm. J. Weston
C. R.

State of Missouri }
County of Jefferson } St.

Be it remembered that at a term
of the Circuit Court within and for the County of
Jefferson begun and held at the Town of Hillsboro
on Monday the 15th day of March in the year 1841
were present the Honorable David Stergers Judge
Mark Mays Esq Sheriff and John L. Mattheus Clerk.
Among others were the following proceedings, to wit,

Saturday March 20th 1841

Charles H Rankin }
vs } Petition for partition of Real Estate
Henry P Bates et al).

Now at this day comes the said petitioner
by his attorney aforesaid, and the said defendants although
solemnly called come not but make default, neither
have they or any of them answered the petition of the said
petitioner, and the order of publication in this behalf
having been complied with, and the parties interested
so far as are known who are residents of this State having
been individually served with process according to law.

Whereupon the Court proceed to ascertain the rights, titles,
and interests of the several parties petitioners & defendants
and do find and declare that the heirs of Samuel Woodson
late of Jefferson County deceased to wit. Stephen A.
Francis Adeline, Mary B. Henry B. Ellen and Ann M.
Woodson, are entitled jointly to three eighths of the tract of
land in said petition described, subject however to the
life estate of Ann M. Woodson the widow of said Samuel
of one third of three eighths of said tract, - That Alfred
O'Rimmer is entitled to one sixth part of the tract of land
in said petition described. That the heirs of John M. Money
late of said County deceased, to wit. Elias F. John M.

— Menace A. Mary C. Augustus and Eliza Money are jointly entitled to one eighth part of the tract of land in said petition described subject however to the life estate of Mary Williams, the widow of said John W Money of one third of one eighth of said tract. And Charles G Rankin the petitioner aforesaid is entitled to one third of the tract of land and premises in said petition of partition described, which is as follows to wit, The North west part of fractional quarter of section number Eighteen (18) in Township number forty one (41) in north Range No 5 East, of the fifth principal Meridian (or Sandy Creek) containing eighty acres. Therefore it is considered by the Court that partition of the land and premises in the said petition mentioned be made between the parties aforesaid according to the said several rights of said parties above set forth and declared and the Court constitute and appoint Josiah Craft Thorton Harris, and Thomas W Floya freeholders and residents of Jefferson County Commissioners to make partition as aforesaid, and order that they make partition of the land and premises aforesaid according to the respective rights and interests of the parties aforesaid as above found and declared, and that they make report of their proceedings to the next term of this Court.

A true Copy of the order of said Court in that behalf

Attest. Jno. Matthews Clerk

I served the Decree of partition on the
Commissioners by reading it in their
hearing on the 31st day of May 1841

M M of Sheriff

fee \$1.50

Jefferson Circuit Court
July Term 1841

Charles H. Hankin

vs
Henry P. Bates et al

Decree of Partition

Commissioners

Isiah Craft

Wentworth Jarvis

Thomas W. Floyer

Jefferson County Just
Charles S. Rankin

to
Henry A. Bates & al
Elias H. Money et al

for partition
of Land in the
Jefferson Circuit
Court - 1841

Personally appeared before the undersigned
Thornton Jarvis, Thomas H. Floyd & Josiah Craft

commissioners appointed for the partition of
Land in the above case who being sworn
all sworn in the low court, state that
they will honestly and impartially ex-
ecute the trial referred to them and will
make partition as directed by the court

Sworn and subscribed
to before me this 19th day

of July 1841
L. L. Hollenbeck a Justice
of the peace for and within
the County of Jefferson Mo -

W. Floyd his
Thornton & Jarvis
Mark
Josiah Craft

The above commissioners in the above
case in obedience to the order of the
court in this behalf, say here to report
that the lands and encumbrances of which
partition has been directed by the ordered
order, are so situated, that partition thereof
cannot be made without great prejudice
to the owners of the same all which is
respectfully submitted.

Sworn and subscribed
to before me this 19th day

of July, 1841 -
L. L. Hollenbeck a Justice of the peace
for and within the County of Jefferson, Mo

W. Floyd his
Thornton & Jarvis
Mark
Josiah Craft

Pauline

as
Bates & Co

Contributions reports

Price July 19 18/84

Wm. W. Heath
C. H. C.

State of Missouri } In Jefferson Circuit Court
Jefferson County } Duly Term 1841

Charles V. Rankin } Petition for partition
Henry P. Bates et al } Now at this day comes the
said petitioner by his attorney, and the commissioners
heretofore appointed at the last term of this court
to wit, Thomas W. Fleyer, Thornton Jarvis, and Josiah
Craft, to make partition of the lands and premises
in said petition mentioned, come into court and file
their report, saying that partition of the lands and
premises aforesaid cannot be made without great
prejudice to the owners thereof or parties interested
therein, which report being seen, and the court being
satisfied the said report is correct, It is therefore
ordered by the court that the Sheriff of Jefferson
County proceed to sell the lands and premises in said
petition mentioned on some day during the next term
of this court, on a credit of twelve months the
purchaser to give bond with approved security
for the amount of the purchase money, and it is
further ordered by the court that the said Sheriff
give public notice of said sale by at least six
public hand bills, put up at the most public places
in the County of Jefferson, at least twenty days before
the next term of this court.

Attest

J. W. D. Matheys, Clerk

The petition describes the said land to be
"The north west part of fractional quarter of section
No 18. Township No 41. in North Range 5 East of
the 5th principal Meridian." containing 80 acres.

Attest

J. W. D. Matheys, Clerk

~~Nov 11th 1841~~

Sept 10th 1841

In obedience to the within writ, I did cause public notice to be given, by at least six public handbills put up at the most public places of my County at least twenty days prior to the 15th day of Nov^r 1841, that I would on said day sell, at the place, in the manner and upon the terms specified in said writ, the lands and premises in the petition of the said Charles S. Rankin described, a copy of which handbills is hereto annexed for the inspection of the Court; and having so given notice, I did on the day & year aforesaid at the Court house door of said County in the town of Hillsborough during the sitting of the Circuit Court of said County at the November Term of said Court 1841 between the hours of nine in the forenoon and five in the afternoon of said day, expose to sale, publicly by auction the lands and premises aforesaid upon the terms specified in said writ; and having then and there offered the same for sale as aforesaid for a long time & as long as any person would bid therefor, Horace H. Holton^{4th co} became and was the highest bidder therefor at the price and sum of eight dollars per acre making an aggregate sum of six hundred and forty dollars, and the said lands and premises were struck off and adjudged to them as the purchasers. And I herewith return to the Court the bond taken by me from said Holton^{4th co} for the amount of said purchase money.

November 15. 1841.

Mark Moss Sheriff

The above premises in the foregoing mentioned
 tract to be sold. See Decree Book 2 pages 330
 Dated 19th 1841
 Test
 Jas. A. Hathorn Clerk

Wm. Wadsworth & Sons