

Jefferson County Circuit Court

Case File Civil

June 1861

Box

13 Folder 44

Reed, Samuel G.

Markham, William H.

VS

Kuhue, August

Kuhue, Mary

Petition for title

80 acres in S17T42R5E

Saml G. Reed, & W^m
H. Markham

Against
Augustus ~~Ruhne~~ ^{Ruhne} & Mary
Ruhne, his Wife

In the Jefferson
Circuit Court
Same Term, 1861.

Plaintiff states
that heretofore, to wit in the month of
May, A.D. 1859, Augustus Ruhne, one of the
said Defendants, was seized in his own
right, in fee simple, of the following described
real Estate, situate in Jefferson County
Missouri - viz - The N E Qr of the S E Qr, & the
N W Qr of the S E Qr of Section 17, in Township
42, Range 5 West containing Eighty Acres.
:- that the said Augustus Ruhne, being in
debt to Squire, & Reed of St Louis, Mo, in the
sum of Ninety Five dollars & $8\frac{7}{10}$, conceived the
design of cheating, & defrauding, the said Squire
& Reed, & for the purpose of carrying out, & in
pursuance of such design, his fraudulent
contrivances against his Creditors, he did
on the 14th day of May, 1859 convey the above
described land to one Christian Bruns
without any good, or valuable consideration
as these Plaintiffs are informed, & believe:
that on the 13th day of June 1859, the said
Squire, & Reed, recovered judgment in the

Jefferson Circuit Court, against the said Augustus Kuhne, for the aforesaid sum of Ninety Five, & $87\frac{1}{2}$ dollars; that an Execution was issued from the Clerk's Office of said Court, upon said judgment, against the said Augustus Kuhne, made returnable to the December Term of said Court, but on account of a lapse in said December Term, said Execution was continued in force till the same Term of said Court 1860, the Sheriff having previously levied upon the aforesaid land as the property of the said Augustus Kuhne, & having given due Notice thereof, sold the same to satisfy said ~~Execution~~ judgment, at which sale, Phillip Pipkin, & Francis Hogan, became the purchasers of all the right, title, & interest of the said Augustus Kuhne in said Real Estate, & that the said Phillip Pipkin, & Francis Hogan, have since conveyed the same to Plaintiffs -

Plaintiffs further aver, that on the 4th day of July 1839, the said Christian Bruns conveyed the said land to Mary Keune, the Wife of the said Augustus Kuhne without any consideration.

Plaintiffs therefore charge that the conveyances by Defendants to the said Christian Bruns & by the said Christian Bruns to the said

Mary Keune were mere tricks & contrivances to cheat, & defraud the creditors of the

said Augustus ~~Kutner~~ ^{Kutner}, of whom, I quire
& Reed were one, and that these Plaintiffs
are in Equity, & good conscience entitled to
said land. Plaintiffs, therefore in considera-
-ation of the premises pray the Court, its
order, & decree that the title in both Law, & Equity
be vested in Plaintiffs, & that the Defendants title
thereto be divested, & for other relief -

Thomas, & Heagan -

Attys for Plaintiffs

Samuel G Reed. Makes oath & says that
the above petition and its matters
as therein stated he believes to be
be true

Samuel G Reed

Sworn to & subscribed
before me this 20 day
of April 1861

John W. Loring, Jr.

Notary for the State

Cont page 537. Cont & default page 618

Reed, Wm and Jane

vs.

Aug Reine, & Wife

Petition for Dite to Land

Filed April 25th 1861

Oliver S. Honey Creek

1 copy pub 50

cont bond 50

cont copy 120

cc cc 120

cc " 120

acchals — 25

cont — 120

defauld a fair 28

cont — 100

cc dia 10

order 25

appearance 50

cont —

paid by P. H. ally

blank 509

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

Go the Sheriff of the County of Jefferson--Greeting:

We command you, that you summon *Augustus Kemme*
& *Mary Kemme his wife*

if they be found in your County, that they
be and appear before the Hon. 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 *May*
next, then and there to answer unto *Saml. G. Rice and*
Wm H. Markham

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

Witness, **ELIAS F. HONEY**, Clerk of our said Circuit
Court, with the seal thereof hereto affixed, at office
in *Hillsboro,* this *Twenty fifth*
day of *April* A. D. 18 *61*

Elias F. Honey

Clerk Circuit Court.

No

23 Jefferson Circuit Court

June Term 1861

Ward & Mackham

vs. J. Sumner

Augusta Term
Mary Jones

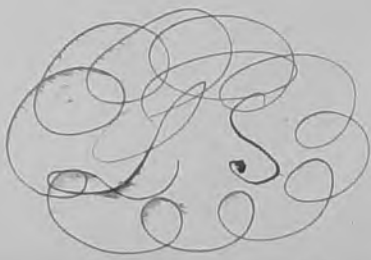
The State of Missouri, } SS.
COUNTY OF JEFFERSON.

To the Sheriff of the County of Jefferson--Greeting:

We command you, that you summon *Augustus Kemare*
& *Mary Kemare his wife*

if they be found in your County, that they
be and appear before the Hon. 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 *May*
next, then and there to answer unto *Sam'l Reed and*
Wm H Markham

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



Witness, **ELIAS F. HONEY**, Clerk of our said Circuit
Court, with the seal thereof hereto affixed, at office
in *Hillsboro*, this *Twenty Fifth*
day of *April* A. D. 1861

Elias F. Honey

Clerk Circuit Court.

~~Book 1~~
2211

Book 1 Markham

m

On question of name of

Copy put small for Sept

Three copy of the unit
C. J. Honey Clerk

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

To the Sheriff of the County of Jefferson---Greeting:

We command you, that you summon *Augustus Kernre*
and *Mary Kernre his wife*

if they be found in your County, that they
be and appear before the Hon. 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 *November* — next, then and there to answer unto
Saml G Reed and Wm H Markham

upon *their* original petition, a copy whereof is hereunto annexed and ac-
companies this writ, and have you then there this writ.

Witness, ELIAS F. HONEY, Clerk of our said Circuit
Court, with the seal thereof hereunto affixed, at office
in Hillsboro, this *Tenth*
day of *July* A. D. 1861

Elias F Honey

Clerk Circuit Court.

TO JEFFERSON CIRCUIT COURT

December Term, 1861

Rock & Westham
vs. Summons
Augustus Stone
Henry Renne

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

To the Sheriff of the County of Jefferson---Greeting:

We command you, that you summon *Augustus Kerne &
Mary Kerne*

if they be found in your County, that he
be and appear before the Hon. 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 *May* next, then and there to answer unto
Saml G Reed and Wm H Markham

upon *their* original petition, a copy whereof is herunto annexed and ac-
companies this writ, and have you then there this writ.

Witness, ELIAS F. HONEY, Clerk of our said Circuit
Court, with the seal thereof herunto affixed, at office
in Hillsboro, this *Seventh*
day of *March* A. D. 1862

Elias F Honey

Clerk Circuit Court.

TO JEFFERSON CIRCUIT COURT

David Term, 1862

Heck & Mackhams

vs { Defendants

vs Henry Kearney

Sherriff Geo B 2nd

I Executed The Within Writ in the County
of Jefferson State of Missouri on the 19th day
of May 1862 by Reading the same in
the presents and hearing of Eugene ^{of the court} ~~the court~~
Rune and Delivering ~~in~~ ⁱⁿ Copy and
and next partition as furnished to
me by the Clerk

J. D. Sheriff
by Jas C. Lowndes

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

To the Sheriff of the County of Jefferson---Greeting:

We command you, that you summon *Mary Kure*

if she be found in your County, that she
do and appear before the Hon. 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 *May* next, then and there to answer unto
Saml G Reed & Wm H. Markham

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

Witness, ELIAS F. HONEY, Clerk of our said Circuit
Court, with the seal thereof hereunto affixed, at office
in Hillsboro, this *Second*
day of *May* A. D. 1863



Elias F. Honey
Clerk Circuit Court.

2211

TO JEFFERSON CIRCUIT COURT

June Term, 1863

Reed & Blankenshaw

v. Elias Summers

Mary Stearns

et al.

Sheriff Fees \$1.00

I, Executed this writ at the County of Jefferson
State of Missouri on the 13th Day of May 1863 by
Delivering to Mary, Kune the with named
Defendant, A true copy of this writ as furnished
me by the clerk James B. Dyer Sheriff
By James T. Moss Deputy Sheriff

State of Missouri }
County of Jefferson }

The State of Missouri
To the Sheriff of the County of Saint
Louis. - Greeting:

Whereas, Samuel
G. Reed, and William H. Markham
did on the 25th day of April A D 1861
file in the office of the undersigned clerk
of the Circuit Court, in and for the County
of Jefferson, their petition in ejectment
against Augustus Kuhne and Mary
Kuhne, his wife, And whereas, afterwards
to wit: on the 12th day of December A.
D. 1863, the death of the said Samuel G.
Reed was suggested in said Court. It
was thereupon ordered by the Court, that
a Scire Facias issue to the heirs of
said deceased to bring them into Court
as plaintiffs:

You are therefore commanded
that you notify George Paige Reed and
Lizzie Leslie Reed, minor heirs of Samuel
G. Reed, deceased, that they be and appear
before said Court, on the first day of the
next term thereof to be begun and held
at the Court house in Hillsboro in said
County on the Second Monday after

the fourth Monday of May next to show
cause if any they have why they should or
should not be made parties Plaintiff
in said Cause in the stead and place
of the said Samuel G Reed deceased,
And have you there this mit.

Witness Elias J Honey, Clerk
of our said Circuit Court
with the Seal thereof here to
affixed at Office in Hillsboro
this Eleventh day of March
A. D. 1864

Elias J Honey Clerk

State of Missouri,
County of Jefferson,
To the Sheriff of Said County, Greeting;

Whereas, George P. Reed
and Lizzie Reed, by their Guardians,
C. B. Barnham, and William H. Markham,
Plaintiffs, on the thirteenth day of May 1865,
at the May Term of the Circuit Court for
Said Jefferson County, obtained a Decree for
title to, and a writ of possession for the follow-
ing described tract piece or parcel of land
lying and being in the County aforesaid viz:
The North East quarter of the South West
quarter, and the North West quarter of
the South East quarter of Section Seventeen,
Township Forty Two of Range Five East
containing Eighty acres, which said prem-
ises are now claimed, occupied, and wrong-
fully withheld from the possession of the
aforesaid parties, by one August Kuhne.
These are therefore to command you, that
you notify him the Said August Kuhne,
of Said Decree, by executing this the Said
Writ on the Said August Kuhne; and
further, that you forthwith put the Said
George P. Reed Lizzie Reed, C. B. Barnham
and William H. Markham, ^{or their Agent} in possession
of the land and premises aforesaid

and that you certify how you execute this
writ.

Attest.

Witness my hand and
the Seal of said Court
this 26th day of July 1865
Samuel W. Coffey clk



754
Jefferson Co. Court
June 27th 1864

Reed & Workman

vs

Aug. & Henry Workman

Dec. etc. to bring in as

Plaintiffs

George Paige Reed

Lizzie Leslie Reed

Minor heirs of Samuel

G. Reed, deceased

22nd of Apr 21st 1864

or writ

Executed this Notice, in the County of St. Louis
on the 30th day of March 1864. by leaving
a Copy of the same at the usual place
of abode of George Paige Reed, and
Lizzie Leslie Reed, with a white
person of their family over the age
of fifteen years.

For \$2.00

John C. Boyd, Sheriff
By J. S. Williams
Deputy

St. Louis Mo.

I consent to have the within named George Paige Reed and Lizzie Leslie
Reed minor heirs of Saml. G. Reed, deceased, made parties plaintiff in the within entitled cause.

Witness Mev. J. Chiles

L. A. Burdick
Guardian of George P. Reed & Lizzie L. Reed.

Wm. H. Markham, Lizzie L. } In the Jefferson
 Red et al } Circuit.
 } November 2. 1866.
 Mary Kuhne et al }

Now at this day Come the Defendants in
 the above entitled cause & move the Court to
 set aside the judgment in this case rendered on
 the 13th day of ^{May} November 1865 by the
 Jefferson Circuit Court in favor of Plaintiffs
 and against the Defendants for the following
 reasons:

1. Because the original writ in this case is void because it did not run in the name of the State of Missouri & Defts made default.
 2. Because one of the Plaintiffs died during the pendency of this suit & no scire facias was served on Defts to show cause why the heirs of the deceased Plaintiff should not be made Plaintiffs.
- J. Pipkin atty for
 Defendant

Prothon and Seal

3

Richard Seal

Prothon to act
and Prothon

Filed Nov 15 1865

Daniel A. D. P. P.
D. P. P.

By order of the plaintiff this writ is
returned
Dec 19th 1865

C. C. Fletcher
Sheriff

August 1865