

Jefferson County Circuit Court
Case Files - Civil
June 1863

Box 14 Folder 34

Zulich, Henry

vs.

Harmon, Anton

Laber, Xafter

Title bond

\$400 bond; 37 acres on Little
Rock, Creek

State of Missouri, County of Jeffe
rson, December 17th 1860,

We Anton Hermow as principal
and Hafer, Seaber, as security are held and
bound to Henry Gulik in the sum of four
hundred dollars, for the payment of which
we bind ~~ours~~ our selves our heirs executors
and administrators,

Now the conditions of the above bond are
that if the said Anton Hermow shall make
and deliver to Henry Gulik a good and
warranty deed within eighteen months from
the date of this bond; to thirty seven acres of
land which the said Anton Hermow has sold
to the said Henry Gulik and conveyed by deed
bearing date, December 1st 1860 which
land is situated in the above named county
and state, this bond shall be void, other
wise it is to remain in full force,

In witness whereof, we have hereto subscri
bed our names and affixed our seals this 17th
day of December 1860.

Anton Hermow

Hafer Seaber

{ Seal }

{ Seal }

A. Harmon
To
H. Julich

Filed July 12th 1861
Elias J. Honey
Recorder

75-9 paid

State of Missouri
County of Jefferson I the undersigned Recorder
in and for said county do hereby certify that
the foregoing bond was filed for Record
at my office July 12th 1861 and is duly
Recorded in Book 10 Page 162

Witness my hand and official
seal date last aforesaid

Elias J. Honey
Recorder

Do not for a Debt from
Anton Harmon and others
to Heinrich Guenther

Henry Folic Plaintiff	}	Circuit Court of Jefferson County Missouri
vs		
Anton Harmon Lafayette Barber Defendants		

The plaintiff states that defendants on the 17th day of December 1860 executed and delivered to plaintiff their bond (herewith filed by which bond defendants acknowledged themselves bound to plaintiff in the sum of four hundred dollars for the payment whereof they thereby bound themselves, heirs executors and administrators. This bond was subject to conditions underwritten substantially as follows viz

"Now the conditions of the above bond are if Anton Harmon shall make and deliver to Henry Folic a good and warranty deed within eighteen months from the date of this bond, to thirty seven acres of land which the said Anton Harmon has sold to the said Henry Folic and conveyed by deed bearing date December 1st 1860 which land is situated in the above named County and State, this bond shall be void, otherwise it is to remain in full force."

The plaintiff states that the said Anton Harmon sold to plaintiff in Decr 1860, a tract of land on Little Rock Creek in said County for the sum of fourteen hundred dollars, that after the purchase of said land, plaintiff was not willing to pay the purchase money without a complete title or security for a good & perfect title

As an inducement to have plaintiff to advance the purchase money, said Anton Harmon executed and delivered to plaintiff two bonds, one for the sum of one thousand dollars with John Ogden and said Labe as securities and the bond above mentioned for four hundred dollars with said Labe as security. Upon the execution and delivery to plaintiff of said bonds, plaintiff advanced to said Harmon fourteen hundred dollars for the purchase money of said land in the said bond of four hundred dollars mentioned.

For breach of said bond of four hundred dollars and of the condition thereof, plaintiff states that Anton Harmon has not performed the conditions on his part but has failed to do so in this. He said Harmon, has not, within eighteen months from the 17th day of December 1860 or at any time since, made and delivered to plaintiff a good and warranty deed to thirty seven acres of Land ~~mentioned~~ in the condition of said bond aforesaid but he has wholly failed to execute and deliver ~~to make~~ to plaintiff the conveyance mentioned in the condition of said bond.

Plaintiff further charges that said Harmon did not nor has he now a good fee simple title to the land which he sold to plaintiff and for which he paid fourteen hundred dollars to said Harmon but that the fee simple title is in other persons, in consequence of which said Harmon is unable to convey the fee simple title to plaintiff.

By reason of which breach and failure of said Harmon to make a good and warranty

did within 18 months from December 19th 1860
as set forth aforesaid, plaintiff sustained ~~on~~
four hundred dollars damages and thereby defend
ants became liable to pay plaintiff said
sum of \$400. Plaintiff asks judgment
for four hundred dollars and for interest
thereon at six per cent from date until
judgment and for all other further orders
& relief as may be proper

J A Beal Atty for Plff

J A Beal attorney for plaintiff
states on oath that the foregoing petition and
the matters therein as stated he believes
to be true

Subscribed & sworn to
before me this 19th
day of Dec 1862

Elias T Honey Clerk

J A Beal
Atty for Plaintiff

Henry Julius
as a Petitioner
Carlson Hermann
Hansen & Larsen

Dated Dec 19th 1862
Elias J. McCreary
Clerk

1679 per
6.00
add - 10
Ward work 120
each - 10
Total per 5

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

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

We command you, that you summon *Antoni Harrison*
and *Barier Syber*

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
Henry Zulich

upon *his* 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 *Twenty Sixth*
day of *December* A. D. 1862

Elias F. Honey

Clerk Circuit Court.

TO JEFFERSON CIRCUIT COURT

Term, 1863

Henry Fuchs
vs 4 Defendants
Anton Harmon
Harper Labeled

Expd 307.00

Open Cash

Sheriff Fees \$2.00

Filed July 23 1863

Chas J. Hooley
Clerk

I served the within summons on Anton Harmon
by leaving a copy of the within petition and writ
at his usual place of abode with a white person of
his family over the age of 16 also on Harper Labeled
by delivering to him a copy of the writ this 11th
Day of February 1863

Benjamin B. Dwyer Sheriff