

Jefferson County Circuit Court
Case File - Civil

Box

16 Folder 38

May 1865

Jefferson County, exrel
School Township #2

vs

Hesser, Joseph P.

Appoint trustee

Appoint sheriff to execute deed of
trust on 2 lots in Hillsboro securing
\$300 note

Jefferson County to { In the Circuit
the use of School { Court of
Township No 2' { Jefferson County
vs { Mo

Joseph P. Hesser } May Term 1865

plaintiff states that on
the 2nd day of July 1859 the defendant
executed and delivered to the
plaintiff his promissory note for
the sum of Three hundred Dollars
with Thos. C. Fletcher as security.

due 12 months from date with
interest from date at Ten per cent.

That Defendant on said
2nd of July 1859 for the purpose
of further securing the payment
of said note due as aforesaid to
plaintiff, executed & delivered to
one Alfred P. Hesser as Trustee for the
use of said plaintiff a Deed of Trust
on the following Real Estate situ-
ate in said County of Jefferson
to wit, Lot No. ten in Merry &
O'Neal's addition to Hillsboro contain-
ing three & ninety five one hundredths
of an acre also Lot No Eleven in
Merry & O'Neal's addition to Hillsboro
containing four acres & five hun-
dredths of an acre

that said Deed of Trust was on
the 29th day of July 1861 duly
admitted to record in the
Recorder's office of the aforesaid
County of Jefferson.

That said note still
remains due & unpaid by
Defendant to plaintiff together
with a large amount of interest
thereon, — That said Alfred
J. Hesser left this Country for
parts unknown some time in
the year 1861 & has since departed
this life without having
completed the performance of the
duties imposed on him by the
Deed of Trust aforesaid (a
copy of which Deed is hereto
attached ^{marked a} and prayed to be taken
as a part of this petition)

Plaintiff prays the Court
in consideration of the premises
aforesaid to make an order
appointing the Sheriff of Jefferson
County Trustee to execute said
Deed of Trust in place of the
original Trustee

and to make such

other & further orders as may
be necessary in the premises.

Joseph Williams
Attorney for plaintiff

Joseph Williams Attorney for Plaintiff
and oath says the matters &
things as stated in the foregoing
petition he believes to be true
as therein stated

Joseph Williams
Sworn to &
Subscribed before
me this 7th of April
1865

Elias J. Honey Clerk

Of Jefferson County
for use of school
house No 2.

ⁱⁿ
for J. D. Hecker

Petition to appoint a
trustee

Maced April 9th 1865
Elias J. Hooley
clerk

Clerk let process
issue to defendant

William
att'y for J. D. H.

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

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

We command you, that you summon *Joseph P Hooper*

if he 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
Jefferson County to the use of School
Lease No 2

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 *Seventh*
day of *April* A. D. 18*65*

Elias F. Honey

Clerk Circuit Court.

Executed this writ in the County of Jefferson State
of Missouri on the 10th day April 1865 By delivering to the
within named Joseph P. Hesser a true copy of the writ and
annexed petition as furnished by the clerk.

C. C. Fletcher
Sheriff

TO JEFFERSON CIRCUIT COURT

May Term, 1865

Jefferson County to
we of School Term 1865
as {

Joseph P. Hesser

C. C. Fletcher Sheriff 150