

Jefferson County Circuit Court  
Case Files - CIVIL

Box

18

FOLDER

47

February 1867, No. 61

Little, Lyman  
Goodman, James A.  
Moran, Charles A.

VS

Unknown Heirs of  
Knowles, Robert

Partition

West fractional half of the  
Northwest Quarter of  
S13-T40-R2E

Lyman Little  
James A. Godman  
Charles Moran Hambluffs

vs

Unknown heirs of Robert  
Knowles & Unknown Parties  
Defendants

In the Circuit  
Court of Jefferson  
County Missouri

The plaintiffs state that they and defendants are tenants in common of and own the following lands situate in Jefferson County Mo to wit-

The West fractional half of the North West-quarter of Section 13 Township 40 of Range 2 East

Hambluffs state that Lyman Little James A. Godman & Charles Moran each owns one third of said land subject to a mining interest of one sixth thereof owned by unknown parties, that many years ago (about 20 years ago) one Robert Knowles acquired by conveyance of Ruoid an interest of one sixth part for mining in said lands absolutely. That said Knowles then left this state & has not been heard of or known since to be alive, but is believed to be dead & his interest of one sixth in said lands for mining descended to his heirs & plaintiffs charge that

Robert Knowles is dead. That plaintiffs therefore state ~~there~~ are ~~or~~ that they verily believe there are persons interested in the subject matter of their petition whose names they cannot insert therein because they are unknown to the plaintiffs, that the interest of the unknown persons is a mining interest of one sixth part of said land and that so far as plaintiffs knowledge, the unknown persons are heirs of Robert Knowles and derive their interest by descent from Robert Knowles who died intestate leaving his heirs owners of said interest

Plaintiffs pray the court for an order of partition of said premises among the parties according to their respective rights & for a sale thereof if partition cannot be made without great prejudice to the owners and for all other proper relief

J. A. Deal Atty  
for plaintiffs

State of Missouri }  
County of Jefferson } ss

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

Subscribed & sworn  
to before me this  
13<sup>th</sup> day of November  
1864

J. A. Beal

E. F. Honey clerk  
By C. D. Stone Deft

Nov 61

2583

Lynan Little

BS

Mulhann Perry's  
Mulhann heirs of Robert  
Shawles

Partion

Decd July 9th 1867

Wm H on my eld

Proof out files  
default & work

|                  |               |
|------------------|---------------|
| the Peloton      | 5-            |
| book-ll          | 5-            |
| order book       | 410           |
| copy             | 82            |
| capital          | 50            |
| proof book       | 33-           |
| default          | 35-           |
| ord              | 20            |
| work             | 25-           |
| business -       | 25-           |
| ord sales        | 33-           |
| d. insurance     | 30-           |
| book             | 0-6           |
| 2 ords -         | 40            |
| act. decd        | 50            |
| Report of order  | 35-           |
| after -          | 10            |
| insurance -      | 25-           |
| in 1867          | 75-           |
| of business fees | 575           |
| sale             | 100           |
| dec              | 230           |
| not in file      | 650           |
| insurance in     | 190           |
|                  | <u>811.40</u> |

# State of Missouri, COUNTY OF JEFFERSON.

Be it Remembered, That on this 3d. day of March..... A. D. 1867, before me, the undersigned Clerk of the Sevier. Court of Jefferson county, came **Chas. A. Clark**, who being by me duly sworn, says that the annexed advertisement was published in the **JEFFERSON COUNTY LEADER**, a newspaper printed and published in the town of Hillsboro, in said county, of which he is printer, for two times, the first insertion being on the 1st. day of March..... 1867, and the last on the 29th day of March..... 1867, as follows, to-wit:

## ORDER OF PUBLICATION.

STATE of Missouri, county of Jefferson.  
ss. In vacation February 9th, 1867. In partition.

Lyman Little, James A. Goodman, Charles A. Moran, plaintiffs,

against

Unknown heirs of Robert Knowles and unknown parties, defendants.

Now at this day come said plaintiffs, by their attorney, and file in the office of the undersigned Clerk of the Circuit Court, their petition, verified by affidavit, as required by law, stating among other things, that the said defendants, unknown heirs of Robert Knowles, and unknown parties, are unknown to them. It is thereupon ordered by the clerk aforesaid, that publication be made, notifying said unknown defendants that an action has been commenced against them in the Circuit Court, the object and general nature of which is to obtain a judgment of partition and order of sale of the following described real estate, situate and being in said county, to-wit: The west fractional half of the north west quarter of section thirteen, township forty, of range two east. And unless they be and appear before said Court on the first day of the next term thereof, to be holden at the Court House in Hillsboro, in said county, on the first Monday in May next, and on or before the fourth day of said term, answer or demur to said petition, it will be taken as confessed against them. It is further ordered that a copy hereof be published for four weeks successively in the Jefferson County Leader, a newspaper printed and published in this State, the last insertion to be at least four weeks before the said next term. Attest,

E. F. Honey, Clerk.

A true copy from the record. Witness my hand and official seal, date aforesaid

8

ELIAS F. HONEY, Clerk.

|            |          |           |
|------------|----------|-----------|
| In No. 9,  | March 1, | 1867.     |
| In No. 10, | "        | 8, 1867.  |
| In No. 11, | "        | 15, 1867. |
| In No. 12, | "        | 22, 1867. |
| In No. 13, | "        | 29, 1867. |
| In No. ,   |          | 186...    |

*Chas. A. Clark*

*3d*. day of March..... 1867

*Chas. A. Honey, clk. Secy of*

*Printer's fee, \$10.00.  
Received Payment.  
C. A. Clark.*

Sydney Little & als

Unknown heirs of R Knowles  
& als

Proof Publication \$10.00

Filed April 3<sup>rd</sup> 1867  
Elias J. Honey Clerk

**SADDLERS,**  
Bridles, Harness, Collars, &c

WE also keep a large supply of

**LEATHER**

from our own tannery, for sale—equal to  
the best in market.

Cash paid for hides, shumach and  
black oak bark.

ENCOURAGE HOME INDUSTRY

State of Missouri  
County of Jefferson In the Jefferson Circuit Court  
For Easter, The following proceedings were had viz:

Lyman Little, James A. Goldman,  
and Charles Morau Plaintiffs } In Partition  
The Unknown heirs of Robert Krouder } Order of Sale,  
and Unknown Parties. Defendants. }

Now again at this day  
come the Plaintiffs by their attorney, and no good  
cause or reason being shown to set aside the default of  
the defendants herein made at the last term of this  
court, This cause is submitted to the court upon the  
petition and evidence adduced by the plaintiffs  
The court doth find that the Plaintiffs and Defendants  
are owners and tenants in common of the following  
described Real Estate, situated lying and being  
in the County of Jefferson and State of Missouri viz:  
The West fractional half of the North West quarter  
of section Thirteen Township Forty of Range One  
East, And the Court proceeding to adjust and  
settle the rights and interests of said Parties in and  
to said Land, doth declare the same to be as  
follows. viz: The said Lyman Little, James A. Goldman  
and Charles Morau, each own one third of said Land  
subject to a mining interest of one sixth thereof  
owned by unknown Parties or heirs of Robert Krouder  
and it appearing to the Court that Partition is kind

thereof cannot be made without great prejudice  
to the owners thereof. It is ordered by the Court  
that the Sheriff of Jefferson County, proceed  
to sell said real estate at public auction  
to the highest bidder for cash in hand and  
that said sale take place some day during  
the sitting of the Circuit Court of said County,  
and be governed by the same regulations pre-  
scribed by law for sales of Real Estate under  
execution, Notice thereof being given by the  
Sheriff in the same manner as provided by law  
for such sales, and divide the Proceeds among  
those entitled to the same, in the manner and  
proportions as aforesaid,

A true copy from the Record,

Witness my hand and the seal of said  
Court at office at Hillsboro  
this 28<sup>th</sup> Nov

Alvin Honey Clerk  
By *[Signature]* D. W. D. 11

Samuel Hill & Co  
No 1  
Western Union of  
Selling & Purchasing

Order of Sale  
"

|                     |      |
|---------------------|------|
| Printing fee \$6.00 |      |
| Copy                | 1.00 |
| Desk                | 2.50 |
| Commission          | 1.90 |

Lyman Little et als

against

Unknown heirs of Robert Knowlton

Report of Sale

In the Circuit Court

May - Term 1868

To the Hon. Circuit Court of Jefferson County Mo. The undersigned Sheriff of Jefferson County would respectfully report, that in obedience to the annexed order of Sale, issued from the Office of the Clerk of said Court, that having previously given not less than twenty days notice of the time, terms and place of sale, and what real Estate was to be sold and where situate as the law directs by Advertisement in the Jefferson County Leader, a newspaper published in said County; a copy of which Advertisement is herewith filed and makes a part of this report. I did agreeable with said Advertisement at the Court House door in Hillsboro on Wednesday the Thirtieth day of May A.D. 1868, between the hours of Nine O'clock in the forenoon and Five O'clock in the afternoon of said day, and during the session of the Circuit Court for said County, at the May term thereof for the year Eighteen hundred and sixty eight expose to sale at public Auction the following described Real Estate situate in said County To Wit

Wf L N War Sec 13-740 = R 2 =

and James A. Beale — was then and there  
the highest and last bidder for the above described  
land at the price and sum of Sixty three  
Dollars ————— which sum he has to  
me in hand paid as required by terms of sale  
and this report is respectfully submitted.

John Williams Sheriff Seal

# State of Missouri, COUNTY OF JEFFERSON.

Be it Remembered, That on this 19<sup>th</sup> day of May A. D. 1868 before me, the undersigned Clerk of the Co. Court of Jefferson county, came Chas. A. Clark, who being by me duly sworn, says that the annexed advertisement was published in the JEFFERSON COUNTY LEADER, a newspaper printed and published in the town of Hillsboro, in said county, of which he is printer, for 3 times, the first insertion being on the 14<sup>th</sup> day of April 1868 and the last on the 30<sup>th</sup> day of April 1868 as follows, to-wit:

## Sheriff's Sale in Partition.

Lyman Little, et als, vs. The unknown heirs of Robert Knowlles and unknown parties.

[In the Circuit Court of Jefferson Co., Mo.]  
BY VIRTUE and authority of an order made by the Circuit Court of the county of Jefferson, State of Missouri, at its November term, A. D. 1867, I will on the

10th DAY OF MAY

next, 1868, at the court house door in the town of Hillsboro, between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of that day, offer for sale at public auction to the highest bidder, the following described land or real estate, to wit:

The west fractional half of the northwest quarter of section thirteen, in township forty of Range two east, situated in Jefferson county, in the State of Missouri, for the purpose of making partition between said parties, for which the purchaser will be required to pay the purchase money in hand at the time of sale, this thirteenth day of April, 1868.

JOHN WILLIAMS, Sheriff

|            |          |       |
|------------|----------|-------|
| In No. 16, | April 16 | 186.8 |
| In No. 17, | " 23     | 186.8 |
| In No. 18, | " 30     | 186.8 |
| In No. ,   |          | 186.. |
| In No. ,   |          | 186.. |
| In No. ,   |          | 186.. |

this 19<sup>th</sup> day of May 1868

Chas. A. Clark

Received Payment.....

Lynnan Little

vs

Unknown Parties et al

In the ~~Supreme~~  
Circuit Court  
Partition

J. A. Beal claims an  
atty fee for legal services in this case &  
is allowed by the Court \$20

Seaman Little  
As  
Museum Director

---

Ed Beale City  
fee

Lyman ditto

May 1868,

Unknown deir Rth. Warden, de,

Unknown parties,

2 Bice

Ed. Henry, file 15<sup>c</sup> docket, 10<sup>c</sup> no pack, 40<sup>c</sup> copy 50 cts 50<sup>c</sup> 1.65

proof paid.  $\frac{35}{-}$  deft.  $\frac{35}{-}$  no cost  $\frac{25}{-}$  indexes 30<sup>c</sup> or  $\frac{25}{-}$  sub 35<sup>-</sup> sub 55<sup>-</sup> Decree  $\frac{50}{-}$  2.65

2 ords  $\frac{40}{-}$  act dec  $\frac{50}{-}$  Rpt. Sale  $\frac{35}{-}$  after  $\frac{10}{-}$  making cost  $\frac{20}{-}$  118 cts. 35<sup>-</sup> 2.40

660

Pro Williams shff. sale ~~11.00~~ Dec 250 — 1350

Notice sale \$4.00 Commission \$1.90 7.90 11.40

Albion City Dec. 20.00

Producers Office 10.00

\$48.10