

May 1867

Gamble, J. W.
Gamble, Ruth A.
Gamble, Andrew J.
by Rogers, Elisha, J. G. d. v.

vs.
Cantrell, D. M.
Cantrell, Eliza

Dower and partition

Heirs of George F. Gamble; 40
acres in S15T40R3E

J. M. Gamble, Ruth A. Gamble and
Andrew J. Gamble, minors
By Elisha Rogers, their Guardian
vs

D. M. Cantrell and Eliza Cantrell

In the Circuit Court of
Jefferson County Missouri

May Term 1867

plaintiffs by their Guardian say that
they are the legal owners of the following
described Real Estate Situate in Jefferson County
Missouri, to wit, the north west quarter of
the South East-quarter of Section fifteen Town-
ship forty Range three East containing forty
acres Subject to the Dower interest of Eliza
Cantrell which is one third interest during
her natural life that said Eliza is entitled to
such interest as the widow of George J. Gamble
who died seized of said Land some time in
the year 1862 leaving said Eliza his widow
and the plaintiffs his Children and heirs at
Law, and that Elisha Rogers has since been
duely appointed and qualified as the Guardian
of said plaintiffs. That since the death of
said George J. Gamble said Eliza has inter-
married with D. M. Cantrell, who is made a
party Defendant herein. Plaintiffs aver
that they as Tenants in common are each
entitled to one undivided third of said Land
Subject to the Dower interest as aforesaid
of said Eliza and pray the Court that
the Dower of said Eliza as aforesaid be
set-off and assigned her and also

that Judgment of partition of said premises
be rendered according to the rights of the
parties herein if the same can be done
without prejudice to the parties interested
and if not then for a sale thereof and
division of the proceeds thereof among all
the parties according to their respective
rights and interests

Jos. J. Williams
Atty. for Plaintiffs

Jos. J. Williams Atty. for Plaintiffs on his oath
says that the foregoing petition is true
to the best of his knowledge and belief

Sworn to and Subscribed
before me April 3rd 1867

Elias J. Hiney

Jos. J. Williams
Clerk

J. W. Gamble, Ruth A. Gamble and
Andrew J. Gamble, minors,
By Elisha Rogers, their Guardian
vs

D. M. Cantrell and Eliza Cantrell

In the Circuit Court of
Jefferson County Missouri
May Term 1864

D. M. Cantrell and Eliza Cantrell the
above named Defendants, you and each
of you will take notice that the above
named plaintiffs by Elisha Rogers their
Guardian will present a petition to the
Circuit Court of Jefferson County Missouri
on the first-day of the next Term thereof
to be holden at the Court House in the
Town of Hillsboro in said County on the
Sixth day of May 1864 or as soon there-
-after as a hearing can be had a
true and perfect copy of which is hereto
attached, Signed, J. W. & Ruth A. & A. J. Rogers by
E. Rogers Guardian by Jos. Williams
Atty. for Plaintiffs

(for copies see McFarlane, Hunt, Simpson & Henry Wells.)

I Executed this notice in the County of Jefferson
and State of Missouri on D. W. Cantrell and
on Eliza Cantrell on the 15th day of
March 1867 by Delivering to Each of them
a true copy of this Notice and Petition.
John Williams Sheriff

2590

J. W. Cantrell, et al.
by Guardian

vs
D. W. & Eliza Cantrell

action to assign Dower
for partition &c

original
Sherriff fee \$1.00

Filed April 15th 1867

Eliza & Henry Wells
Plaintiffs

William
for Plaintiffs
50 pmt

State of Missouri } In the Circuit Court,
County of Jefferson } May 13th 1867.

Be it remembered that among the proceedings
in said Court, had this day the following remains of
record, viz,

J. W. Gamble & Ruth A. Gamble
(and) Gamble minors by Elisha
Rogers their Guardian,

vs
Eliza Cantrell & D. M. Cantrell
Husband of said Eliza Cantrell

In Partition
order to
appoint
Commissioners

Now at this day the Plaintiffs
Elisha Rogers their Guardian, appear and the
Defendants having been three times solemnly called come
not though duly served with notice neither have they an-
swered Plaintiffs petition, ordered that their default
herein be entered, and the court proceeding to hear
the cause upon the petition and evidence produced,
doth find that the said Plaintiffs are the legal owners
of the following described Real Estate situated in
Jefferson County Missouri To wit: The North west quarter
of the South East quarter of section Fifteen Township
Forty Range Three East, containing Forty acres subject
to the dower interest of Eliza Cantrell, which is one
third interest during her natural life, and the said
Plaintiffs J. W. Gamble Ruth A. Gamble and

Andrew J. Gamble are the owners in fee simple of
one third each of said land. The Court doth ap-
point Samuel ~~Jefferson~~^{Simpson} George W. Farland and
Henry Neville commissioners to set off and assign
the Dower of said Eliza Cantrell in and to said
Real Estate and to make partition and division
of the same between the said Plaintiffs according
to the rights of the respective parties if the same
cannot be divided without great prejudice to the owners
thereof and report their proceedings herein
as required by law, and this cause is continued.

State of Missouri }
County of Jefferson } I the undersigned clerk of
the circuit court within and for said County
do hereby certify that the above and foregoing
is a ^{true} correct copy of the judgment of partition
and the order appointing commissioners in the
above entitled cause as full and complete
as the same appears and remains of record
in my office.

Witness my hand and official seal
at office this 27th day of May AD 1867,
Elias H. Conner Clerk,
By C. O. Conner Deputy Cl.

In the Circuit Court.
November Term 1867.

J. W. Lamb, et al. vs. Partition
vs. To appoint
Chancery - Commissioners

(original)

Saml. Simpson
vs. Co. McCasland } Commissioners
vs. Henry Neville

John Williams
Sheriff per \$1.00

I served the Within notice on George McFarland
by delivering to him a copy of this notice ~~and~~
on Henry Neville by reaching the same to
him on the 4th day of September 1867
John Williams
Sheriff

J. W. Gamble
A. J. Rogers &
Ruth A. Gamble by
Elisha Rogers their
Guardian

In the Circuit-
Court of Jefferson
County Missouri

Eliza Cantrell &
D. M. Cantrell

Samuel Simpson, Henry
Arnolds & Geo. McFarland having
been appointed by the Circuit-
Court of Jefferson County Missouri
at the May Term thereof for the
year 1867 to assign dower of
Eliza Cantrell and make
partition between the plaintiffs
of the following real estate in
Jefferson County Missouri to wit
the North West-q^r of the South
East-q^r of Section 15 in Township
40 Range 3 East-Containing 40
acres on our oath say that we
will honestly & impartially perform
the Trust reposed in us

George A. Spalding
Samuel Simpson
Henry Arnolds
Comms^{rs}

Shorne to and Subscribed
before me this 6th of November 1867

P. J. Hunt, Justice of the Peace

J. M. Hamble
Bral,

Elizabeth
Bral,

affidavit of
Commissioners

Filed Nov 12 1889
C. H. Brown, Clerk

J. W. Gamble
J. J. Gamble &
Ruth A. Gamble by
Elisha Rogers their
Guardian

Eliza Cantrell &
D. M. Cantrell

In the Circuit
Court of
Jefferson County
Missouri

We the undersigned Commis-
sioners appointed at the May Term
of the Circuit Court of the aforesaid
County of Jefferson to make partition
and division of the North west qr
of the South East qr of Section 15
in Township (40) North Range
Three East containing forty acres
and also to assign and set off the
Dower of Eliza Cantrell in and to
the one third of the same during
her natural life did on the 6th day
of November 1867 take and subscribe
an affidavit faithfully and impar-
tially to recite the Trust reposed in
us as such Commissioners and did
after having first duly notified
all persons interested that we
would on the 7th day of November
1867 proceed to examine said
Land and make partition of the same
between said Plaintiffs and assign

and set-off to the widow her dower
in and to said Land did on said 7th
day of November 1867 proceed to
said Land & did examine the same
and we did find and do report -
that the dower of said Defendants
can not be assigned and set-off to them
and partition and division of the
same can not ~~not~~ be made in kind
between said parties plaintiffs
and Defendants without great
prejudice to the owners but that the
same can not be divided and dower
assigned therein but that the same ~~ought~~
ought to be sold, and we
appraised at Three hundred \$ 300 00

George McFarland
Samuel Simpson
Henry Revell

Commissioners

Be it remembered that on the 7th day of
November 1867 at my office in Jefferson
County Missouri personally came Saml.
Simpson Henry Revell, & Geo. McFarland
who are personally known to me to be the
same persons whose names are subscribed
to the foregoing report - as parties thereto &
~~severally~~ acknowledged the same to be
their act and deed for the purposes
therein mentioned

P. J. Hunt

Justice of the Peace in and for
Jefferson County Missouri

J. M. Gamble
in
Holland
Olivia Cantrell
& others

Report of Commrs

Giles David Wiley
& Henry G. R.

SHERIFF'S SALE IN PARTITION.

J. W. Gamble et al. vs. Eliza Cantrell et al.

[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 15th 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 northwest quarter of the southeast quarter of section fifteen, township forty, range three east, containing forty acres, situated in the county of Jefferson and 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.

State of Missouri, COUNTY OF JEFFERSON.

Be it Remembered, That on this 19th day of May A. D. 1868, before me, the undersigned Clerk of the 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 16th day of April 1868, and the last on the 30th day of April 1868. As follows, to-wit:

ALL IN DEEDS, vs. and

In No. 16,	April 16	1868
In No. 17,	"	23 1868
In No. 18,	"	30 1868
In No. ,		1868
In No. ,		1868
In No. ,		1868

Sworn to and subscribed before me, this 19th day of May 1868.

Chas. A. Clark
 May 1868
 Wm. M. M. Clerk

Printer's fee \$6.00
 Received Payment 6.30

J. W. Gamble et als } Report of Sale.
 against } In the Circuit Court
 Eliza Cantrell et als } 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 Friday the Fifteenth 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: -

N W 1/4 Sec 15 - T 40 - R 3 - cont 40 acres

and E. J. Frost — was then and there
the highest and last bidder for the above
described Real Estate at the price and sum of
Two hundred and Seventeen 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. —

State of Missouri }
County of Jefferson } In the Jefferson Circuit
Court November the 13th 1867. the following proceedings
were had to wit:

J. W. Gamble, A. J. Gamble & Ruth } Report of Commissioners
A. Gamble, by Olisha Rogers their Guardian, } and Order of sale,
Olga Cantrell ^{vs} and W. M. Cantrell }

Now at this day
come George W. Harland Samuel Simpson, and Henry Skell
the Commissioners herefore appointed at the May Term
of the Circuit Court 1867, to make partition and division
between the Plaintiffs, and to assign the dower of
Olga Cantrell in the lands and tenements in
Plaintiffs petition described to wit; The North West
Quarter of the South East Quarter of section fifteen
Township Forty Range Three East containing forty acres
report that said Land is so situate that they can-
not assign the dower aforesaid, nor make partition
thereof in kind without great prejudice to the owners
thereof, and the court being fully satisfied that said
report is just and correct, doth declare the interests
of the parties Plaintiffs and Defendants herein to be
as follows, To wit; That J. W. Gamble, Ruth A. Gamble
and Andrew J. Gamble are each entitled to one third
of said Land subject to the dower interest of the said
Olga Cantrell, It is therefore ordered by the Court that
the Sheriff of Jefferson County proceed to sell said Land
at public auction to the highest bidder for cash in hand.

that said sale take place on some day during the
 Session of the Circuit Court for said County and
 be governed by the same regulations prescribed by law
 for the sale of Real Estate under execution, notice
 thereof being given by the Sheriff in the same manner
 as provided by law for such sales and report
 his proceedings herein to the Court at its next term,

A true Copy from the Record,

Witness my hand and the seal of said Court at
 Official Station this December 2^d 1867,

Wm. J. Doney Clerk C.

By C. J. Morris Left

J. W. Gamble et al

vs
 Wm. C. Cawthell et al,

Report of Commissioner

and Order of Sale

Sale 1.
 Comm - 8-0-0
 Advan - 6, 5-0
 12, 5-0

J. Dr. Gamble & Co } Land sold for
us \$217.50

J. M. & Eliza Cowhite }
wants for buying in of land
\$20.00

XC

J. N. Gamble et al

vs

Wm. & Eliza Cantrell

Hon'y clerk ord appt. com, 35 ^c	Copy C & S, \$1.50-	\$1.85-		
files 20 ^c	report com, 35 ^c ord 20 ^c	Ord sale 35 ^c	Decees 50 ^c ord 20 ^c	1.80
rule 20 ^c ord 20 ^c	att ack, 50 ^c ord 20 ^c	Rept. sale 35 ^c ord 20 ^c	1.65-	
making cost, 30 ^c	A/B C & S, \$1.	Indices 25 ^c	1.55-	
appr 10 ^c dock 10 ^c	aff 15 ^c			
copy ord sale C & S				
			35	
			7.20	
			1.00	
			8.20	

John Williams Sheriff, Serv Depts, notice, \$1.00

Serv appt on com,

1.50

com \$5.00 sale \$1. advertising \$6.50

12.50

\$15.10

J. Williams atty Geo

30.00

\$52.30