

Nov 1867 - No. 90

Cockrill, Christopher

vs

Cronwell, Oliver

Cronwell, Winifred, daughter

Cockrill, Newton M,

Cockrill, Alton et al

Partition

S27-T43-R4E 80 acres; sold \$975

S5-T43-R5E 26 $\frac{3}{100}$ acres; sold \$600

S5-T43-R5E 36 $\frac{1}{100}$ acres; sold \$10

S5-T43-R3E 4 $\frac{3}{100}$ acres; sold \$2400

Survey # 908-T43-R3E 213 $\frac{2}{3}$ acres; sold \$2400

Other Defendants: John^E and Susan Brown; Mary

A Cockrill, wife of John W, deceased; Mary

Louisa Cockrill; George Julius Michaels;

husband of Mary J Michaels (Cockrill) now

deceased; Maria Michaels; Starks; Julius

Michaels; Charlotte E, Michaels; Susan

Amelia Michaels and Laura Michaels, children

and heirs of Mary J Michaels, deceased;

Almedia Cronwell formerly Almedia Cockrill,

wife of Oliver Cronwell, now deceased

Christopher Cockrill, Plaintiff
against

Oliver Cromwell, Married
Cromwell, a minor child of
Mrs. Cromwell formerly
Cockrill, Newton W.
Cockrill Alton Cockrill
John E. Brown and his
wife Susan Brown, formerly
Susan Cockrill, Mary
A. Cockrill, wife of John
W. Cockrill Deced
and Mary Louise Cockrill
minor child of the said
John W. Cockrill, George
Julius Michaels husband
of Mary J. Michaels, formerly
Mary J. Cockrill, now dec'd
Maria Michaels, Storks Julius
Michaels, Charlotte E. Michaels
Susan Almedia Michaels and
Laura Michaels children minor
heirs of the said Mary J. Michaels
Dec'd

In the Jefferson
Circuit
Court.

Nov. Term
1867.

Petition for
Partition.

Plaintiff states that he and
defendants are the owners of and tenants
in common of the following described
real estate situated in Jefferson County

Missouri To wit: The West half of the South East qr. of Section Twenty Seven, Township Forty three Range 4. East containing eighty acres; also the North West 1/4 qr. Sec. 5, Town. 43, R. 5. E. containing Twenty $21\frac{62}{100}$ acres; also the South 1/4 qr. half of Sec. 5, Town 43, R. 5. E. containing Thirty $31\frac{61}{100}$ acres; also the South West 1/4 qr. (East of River) Sec. 5 Town. 43, R. 4. E. containing four $4\frac{31}{100}$ acres; also what is known as the upper third part of United States Survey No. 908 Confirmed to Isaac Hellerboud in Township 43, Range 4. East; containing two hundred and thirteen $13\frac{1}{2}$ acres, said Survey being divided into three equal parts by parallel lines running from Big River back & this tract being the upper third.

Plaintiff further states that he is entitled to one half said land: that Newton Cockrill Alton Cockrill & Susan Brown wife of John E. Brown are each entitled to one twelfth part of said land: that Mary Ann Cockrill widow of John W. Cockrill is entitled to one third of one twelfth of said land for and during her natural life: that Mary Louise Cockrill is entitled to one twelfth of said land subject to the dower interest of said Mary Ann Cockrill as

as aforesaid: that George Julius Michaels
husband of Mary J. Michaels, formerly
Mary J. Cockrill, now deceased, is
entitled to one twelfth, as a courtesy, in said
lands for and during his natural life;
that Maria Michaels, Stark's Julius Michaels,
Charlotte E. Michaels, Susan Almedia
Michaels and Laura Michaels, one each
entitled to one sixtieth of said lands subject
to the life estate of their father George Julius
Michaels as aforesaid: that Oliver
Cromwell, husband of Almedia Cromwell
formerly Almedia Cockrill, now deceased is
entitled to one twelfth of said lands for and
during his natural life and the said Min-
fred Cromwell daughter & mine child of
the said Almedia Cromwell is entitled
to one twelfth of said lands subject to
the life estate of the said Oliver Crom-
well as aforesaid.

Plaintiff further states that he has paid
the taxes on said land for the years 1860, 1866,
and 1867, amounting to \$258.60

Plaintiff therefore prays the Court to
make an order for the partition & division
of said lands among those interested
therein as set forth in this petition and
if division in kind cannot be had, then

to a sale thereof so that the proceeds may
be divided among said parties and to
compel defendants to refund to him, said
plaintiff their proportionable part of said
tax so paid by Plaintiff as aforesaid.

John L. Thomas
Atty for Plaintiff.

John L. Thomas makes oath & says that
he believes the above petition & the matters
as therein stated are true and that
Newton M. Cockrell, Alton Cockrell,
John E. Brown, Susan Brown, Mary
Ann Cockrell, Mary Louise Cockrell
George J. Michaels, Maria Michaels,
Starks J. Michaels, Charlotte E. Michaels
Susan A. Michaels and Laura Michaels
are non residents of the State of Missouri.

Sworn to & subscribed } John L. Thomas.
before me Aug 28"

1867.

Elias J. Honey clk

Christopher Lockridge
 271
 Newton N. Lockridge
 Shel-

Station in Position

Filed Aug 28th 1867
 Elias H. H. Greenleaf
 Clerk

Amount due to be left on for =
 to be returned for the
 order paid for at the right

Provision fee	\$ 15.00	00
1000 Pauls	85	00
copy 200	41.25	-
7000	1.110	-
2000	20	00
copy 100	1.20	-
200	50	00
copy 100	15	00
copy 100	10	00
copy 100	35	00
copy 100	20	00
copy 100	35	00
copy 100	50	00
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copy 100	10	00
copy 100	35	00
copy 100	10	00
copy 100	20	00
copy 100	25	00
copy 100	35	00
copy 100	25	00
copy 100	100	00
copy 100	150	00
copy 100	160	00
copy 100	1.80	00
copy 100	112.90	00
copy 100	100.00	00
copy 100	255.60	00
copy 100	6.00	00
copy 100	15.00	00
copy 100	63.85	00
copy 100	456.35	00

THE STATE OF MISSOURI, }
COUNTY OF JEFFERSON. } SS.

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson—Greeting:

We command you, that you summon *Olieu Cromwell* and
Winifred Cromwell

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 *Sixth* Monday after the
fourth Monday of *September* next, then and there to answer unto
Christopher Cockrill

upon *his* 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 hereunto affixed, at office in Hillsboro, this
Twenty eighth day of *August* A.D. 1867

Elias F. Honey
Clerk Circuit Court.
By *C. Thos. Morine* Deft.

No 90
May 29

2646

JEFFERSON CIRCUIT COURT.

Decem^{ber} Term, 1867

Christopher Covekilie

vs } Deceased.

Oliver Cromwell and

Winifred Cromwell et al

original

John William Sheriff

fee \$9.00

Sent to Septem 13th

I Executed this Writ. in Jefferson County Mo on
The 13th Day of September 1867 By Delivering
Oliver Cromwell a true copy of this Writ and
Petition and on Winifred Cromwell By Deliver-
ing to her a true copy of the Writ as furnished
By the Clerk

John William
Sheriff

State of Missouri } In the Jefferson Circuit
County of Jefferson } Court May 22nd 1868

The following proceedings
were had to wit;

Christopher Cockrill, }
Oliver Cromwell Winefred } IN
Cromwell a minor child of Mrs. } Partition
Cromwell, formerly Cockrill }
Newton W Cockrill Alton }
Cockrill, John E Brown and } Order
his wife Susan Brown formerly } of
Susan Cockrill, Mary A Cockrill } Sub,
wife of John W Cockrill deceased }
and Mary Louisa Cockrill minors }
Child of the said John W Cockrill }
George Julius Michaels husband of }
Mary J Michaels formerly Mary }
J Cockrill now deceased Maria }
Michaels, Stark's Julius Michaels }
Charlotte Michaels, Susan Amelia }
Michaels and Laura Michaels }
Children and minor heirs of the said }
Mary J Michaels Dec^d }

Now at this day
comes the Plaintiff by his attorney and the
Defendants failing to appear and set
aside their default herein entered at the
last term of this court, and this cause

coming on to be heard upon the petition and evidence adduced by plaintiff the court doth find that said plaintiff and defendants are tenants and owners in common of the following described Real Estate situate in Jefferson County and State of Missouri To wit: The West half of the South East Quarter of Section Twenty seven, Township Township ~~only~~ three Range 4 East containing Eighty acres, Also the North west 1/4 quarter, Sec 5 Town 43, R 5 E containing Twenty six $\frac{62}{100}$ acres, Also the South 1/2 half of Sec 5 Town 43 R 5 E containing thirty six $\frac{61}{100}$ acres, Also the South west 1/4 q^r (East of River) Sec 5 Town 43 R 3 containing four $\frac{31}{100}$ acres & Also what is known as the upper third part of United States Survey No 908 confirmed to Isaac Hellerbrand in Township 43 Range 4 East containing two hundred and thirteen $\frac{2}{3}$ acres said Survey being divided into three equal parts by parallel lines running from big river back & this tract being the upper third. And the court proceeding to settle & adjust the rights and interests of said parties in and to said Real Estate doth declare the same to be as follows viz. That Christopher Lockrill is entitled to one half of said Land. That Newton

Cockrill, Allen Cockrill and Susan Brown
wife of John E Brown are each entitled
to one twelfth part of said Lands. That
Mary Ann Cockrill widow of John W
Cockrill is entitled to one third of one
twelfth of said Lands for and during
~~her~~ her natural life. That Mary Louisa
Cockrill is entitled to one twelfth of said
lands subject to the former interest of said
Mary Ann Cockrill as aforesaid. That
George Julius Michaels husband of Mary
J Michaels formerly Mary J Cockrill now
deceased, is entitled to one twelfth, as
courtesy, in said lands for and during
his natural life. That Maria Michaels, Starks
Julius Michaels, Charlotte Michaels,
Susan Almedia Michaels and Laura
Michaels are each entitled to one six-
teenth of said Lands subject to the
life estate of their Father George
Julius Michaels as aforesaid. That Oliver
Cromwell husband of Almedia Cromwell
formerly Almedia Cockrill now deceased
is entitled to one twelfth of said lands
for and during his natural life, and
the said Winifred Cromwell daughter
and minor child of the said Almedia
Cromwell is entitled to one twelfth of
said Lands subject to the life estate of the

among said parties according to their interests herein set out by the Court, And the court doth further find that said plaintiff has paid the taxes on said lands for the years 1860 1866 and 1867, amounting to Two hundred and fifty Eight dollars and sixty cents. It is therefore ordered, adjudged and decreed that plaintiff have and recover of and from said Defendants their proportionable part of said taxes so paid by plaintiff as aforesaid, and said Sheriff is ordered to pay the same over to said plaintiff as herein decreed and this cause continuing.

A true copy from the record

Witness my hand and the seal
of said Circuit court at office
in Hillsboro this June 25th 1868.

Elias D. Haney Clerk
By *[Signature]* Deft

Christopher Cockhill et
= vs =
Oliver Remond et al

Order of Sale

Report Read
Nov 27. 1868

and so approved
and confirmed by
the Court on same
day

Printers fee, \$15.00

Received by C. A. Clark

State of Missouri, COUNTY OF JEFFERSON.

Be it Remembered, That on this 27th day of September, A. D. 1867, before me, the undersigned Clerk of the Circuit 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 five times, the first insertion being on the 30th day of August, 1867, and the last on the 27th day of September, 1867, as follows, to-wit:

ORDER OF PUBLICATION.

IN Vacation of Jefferson County Circuit Court, August 28th, 1867.

Christopher Cockrill, plaintiff, against Oliver Cromwell, Winifred Cromwell, a minor child of Mrs. Cromwell, formerly Cockrill, Newton M Cockrill, Alton Cockrill, John E Brown and his wife Susan Brown, formerly Susan Cockrill, Mary A Cockrill wife of John W Cockrill, deceased, and Mary Louise Cockrill, minor child of the said John W Cockrill, George Julius Michaels, husband of Mary J Michaels formerly Mary J Cockrill, now deceased, Maria Michaels, Starks Julius Michaels, Charlotte E Michaels, Susan Amelia Michaels and Laura Michaels, children and minor heirs of the said Mary J Michaels, deceased.

Now at this day comes said plaintiff by his attorney, and files his petition verified by affidavit as required by law, stating among other things that Newton M Cockrill, Alton Cockrill, John E Brown, Susan Brown, Mary Ann Cockrill, Mary Louise Cockrill, George J Michaels, Mary Michaels, Starks J Michaels, Charlotte E Michaels, Susan A Michaels and Laura Michaels are non-residents of the State of Missouri. Whereupon it is ordered by the undersigned, clerk of said court, that said Newton M Cockrill, Alton Cockrill, John E Brown, Susan Brown, Mary Ann Cockrill, Mary Louise Cockrill, George J Michaels, Maria Michaels, Starks J Michaels, Charlotte E Michaels, Susan A Michaels and Laura Michaels, be notified of the commencement of this action, the object and general nature of which is to obtain an order or judgment of partition and division of the following described tracts or parcels of land, situate and lying in Jefferson county, Missouri, viz. The west half of the south east qr of section 27, township 43, range 4 east, containing 80 acres; also the north-west fractional quarter section 5, town 43, R 5 E, containing twenty-six 62-100th acres; also the S 1/4 of section 5, town 43, range 5 east, containing thirty-six 61-100th acres; also the S W 1/4 qr (east of river) section 5 town 43, R 4 E, containing four 31-100th acres; and also what is known as the upper third part of United States survey No 908, confirmed to Isaac Hellerbrand in township 43, range 4 east, containing two hundred and thirteen 2-3 acres, said survey being divided into three equal parts by parallel lines running from Big River back, and this tract being the upper third. And for a sale thereof if partition and division thereof cannot be made without great prejudice to the owners thereof. And that unless they be and appear before the Circuit Court of said county, on the first day of the next term thereof, to be begun and held at the court house in Hillsboro on the first Monday in November next, and on or before the sixth day of said term plead to or answer the petition of said plaintiff, the same will be taken as confessed against them. And it is further ordered that a copy hereof be published in the Jefferson County Leader, a newspaper printed and published in this State, for four weeks successively, the last insertion to be at least four weeks before the first day of the next term of said court.

A true copy of the record. Witness my hand and the seal of said court, at [SEAL] office, this 28th day of August, 1867.
35 ELIAS F. HONEY, Clerk.

In No. 35, Aug. 30, 1867.

In No. 36, Sept. 6, 1867.

In No. 37, " 13, 1867.

In No. 38, " 20, 1867.

In No. 39, " 27, 1867.

In No. , " 1867.

Chas. A. Clark.

he, this 27th day of September, 1867.

E. F. Honey Clerk

R. D. D. Honey Clerk

Cockerill
vs
Emmelle & Co

Filed Oct 12 1867
E. P. Honey & Co
By C. J. Armistead

In and for Jefferson County, Missouri.
CHRISTOPHER Cockrill, vs. Oliver
Cromwell, et als,

By virtue and authority of an order made
by the Circuit Court of the county of Jef-
ferson, State of Missouri, at its May term,
A. D. 1868, I will on the

19th DAY OF NOVEMBER, 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 af-
ternoon of that day, offer for sale at pub-
lic auction to the highest bidder, the fol-
lowing described land or real estate, to-wit:
the west hf of the southeast qr of section 27,
township 43, Range 4 east, containing 80
acres; also the north west fractional qr,
section 5, township 43, range 5 east, con-
taining 26 acres and 62-100ths of an acre;
also the south fractional one hf, section 5,
township 43, range 5 east, containing 36 and
61-100 acres; also southwest fractional qr
(east of river) section 5, township 43, range
3, containing 4 and 31-100ths of an acre;
also what is known as the upper third part
of United States survey No. 908, confirmed
to Isaac Helterbrand, in township 43, range
3 east, containing 213 and 2-3ds of an acre,
said survey being divided into three equal
parts by parallel lines running from Big
River, back, and this tract being the up-
per third, situated in Jefferson county, Mis-
souri.

For the purpose of making partition be-
tween said parties, for which the purchaser
will be required to pay ten per cent of the
purchase money in hand at the time of sale,
the balance in twelve months; the purchas-
er giving his bond, with approved security,
bearing interest at the rate of six per cent
per annum from date, this thirteenth day
of October, 1868. JOHN WILLIAMS,

Sheriff.

State of Missouri, COUNTY OF JEFFERSON.

Be it Remembered, That on this . . . 21. day of . . . *November* A. D. 186*6*, before me, the undersigned Clerk of the . . . *County*. Court of Jefferson county, came Chas. ~~A. Carter~~ *A. D. Carter*, 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 . . . 4. times, the first insertion being on the . . . 2. 3. day of . . . *October* 186*8* and the last on the . . . 1. 3. day of . . . *November* 186*8*, as follows, to-wit:

SHERIFF SALE IN PARTITION.

The Circuit Court of . . . *Jefferson Co., Mo.*

In No. 43,	<i>October 23</i>	186 <i>8</i> .
In No. 44,	"	30 186 <i>8</i> .
In No. 45,	<i>November 6</i>	186 <i>8</i> .
In No. 46,	"	13 186 <i>8</i> .
In No. ,		186 <i>8</i> ..
In No.		186 <i>8</i> ..

Sworn to and subscribed before me, this . . . 21. day of 186*8*.

Chas. A. D. Carter
Wm. M. Ward

Printer's fee . . . 1. 3. 00
440 30
 1 3 30

Received Payment.

Christopher Cockrill
against
Oliver Cromwell

} Report of Sale
In the Circuit Court
November 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 Advertisements in
the Jefferson County Leader, a newspaper published
in said County; a copy of which advertisement is
herewith filed and makes part of this report, I
did agreeable with said Advertisement at the Court
House door in Hillsboro on Thursday the Nineteenth
day of November A.D. 1868 between the hours of Nine
O'clock in the forenoon and Five O'clock in the After-
noon of said day, and during the Session of the
Circuit Court for said County, at the November
term thereof for the year Eighteen hundred and sixty
eight, expose to sale at public Auction the follow-
ing described Real Estate, situate in said County

To Wit: W¹/₂ S E¹/₄ Sec 27 = Town 43 = Range 4 east cont 80 acres and
N¹/₂ S E¹/₄ Sec 5 = Town 43 range 5 east cont 26 ⁶²/₁₀₀ acres & S¹/₂ S E¹/₄
Sec 5 = Town 43 range 5 east cont 36 ⁶¹/₁₀₀ acres & S¹/₂ S E¹/₄ (E of river)
Sec 5 = Town 43 = range 3 east cont 4 ³¹/₁₀₀ acres = also what is known
as the upper 1/3 of Survey 908 confirmed to Isaac Helterbrand in
Town 43 range 3 east cont 213 ¹/₃ acres =

And Adolf Weber was then and there the highest and
last bidder for the W¹/₂ S E¹/₄ Sec 27 = Town 43 range 4 east

cont. 80 acres, at the price and sum of Nine hundred and Seventy five Dollars, of which sum he has to me paid 10 per cent and has given his bond for the balance - And George Everett was then and there the highest and last bidder for the N W 1/4 of Sec 5 - Town 43 range 5 east Cont $26\frac{62}{100}$ acres & S W 1/4 of Sec 5 - Town 43 range 5 east cont $36\frac{61}{100}$ acres at the price and sum of Six hundred Dollars of which sum he has to me in hand paid 10 per cent and has given bond for the balance - and C. Cockrill was then and there the highest and last bidder for the S W 1/4 (East of river) Sec 5 - Town 43 - range 3 east cont $4\frac{31}{100}$ acres for the sum of ten dollars, of which sum he has to me paid 10 per cent and has given bond for the balance - And Patrick Byrne was then and there the highest and last bidder for what is known as the upper 1/3 of Survey 908 confirmed to Isaac Hetterband in Town 43 - range 3 cont $213\frac{1}{3}$ acres at and for the price and sum of Twenty four hundred Dollars of which sum he has to me paid 10 per cent and has given his bond for the balance as required by terms of sale. And this report is respectfully submitted.

John Williams Sheriff.

3985-
 456.35-
 (2) 35-28.65-
 294.05-
 18.
 312.05-

6%

C.C. Cockrell $\frac{1}{2}$
 A. Cock $\frac{1}{12}$
 A. " $\frac{1}{12}$
 Susan Brown $\frac{1}{12}$
 Mary A. Cockrell $\frac{3}{4}$ for life
 M. L. Cockrell $\frac{1}{12}$

3985-
 3985-0
 3586.50
 6
 (2) 215-1900
 18.

George Julius Michael $\frac{1}{12}$
 5 Children $\frac{1}{12}$ subject
 to life estate

19 Nov 1868.

May 17th 1872

Oliver Cron $\frac{1}{12}$
 Child

Maria Michaels
 Starks Julius "
 Charlotte E "
 Susan Amelia "
 Laura "

ack. 150

Report sale 35, ~~order 85~~ - 35 - 35
258 60 Tunes

CD Reply 6 00

Instructions 1111 00

Copy decree #1 & c, 1 50

5451

2.110

3985-

975-00
600 00
10 00
2440 00
3985-00

3985

211.00
2985-
200 Ex order ad-
51,86-
2,00 Summ
53,86-
10,00 Needs
63,86-