Platte County Circuit Court
Circuit Court
May Term 1867 No. 187

Box 72 File 39

Field, George W.

vs

Williams, John W.

Mortgage Foreclosure

- Re: SE¼ - S 2, T54, R35
- References Slaves: Peter, age 30
Reuben, age 50
Kandis, age 45
George, age 10
Martha, age 12
Julia, age 35
Horace, age 12
Sawney, age 8
Jim, (unable to determine age)
Clara, age 6

George W. Field

vs

John W. Williams

Filed April 8th 1867.

Brought to Term

Term 1867.

In the Circuit Court of Platte County
Missouri

George W. Field, Plaintiff
vs
John W Williams, Defendant.

Plaintiff States that defendant on the 8th day of February 1864, executed to plaintiff a note herewith filed, whereby he promised two years after date, to pay to the order of plaintiff, Fifteen thousand, Seven hundred, twenty four, 76/100 Dollars, for value recieved, Negotiable and payable without de=falcation or discount, with ten per cent interest per annum from date, and if the interest is not paid annually, to become as principal, and bear the same rate of interest: And that on the day and year aforesaid, defendant, for the purpose of securing the payment of said note, executed and delivered to plaintiff a mortgage deed, which is herewith filed, Conveying to plaintiff certain real estate Situated in the County of Platte, and State of Missouri, described as follows:- The South East quarter of Section Number Two (2) in Township Fifty four (54) of Range Number Thirty five (35) containing 160 acres: Also all that part of land belonging to the defendant and conveyed to him by deed of Larkin & Nancy Adamson of date March

15th A.D 1851 lying on the North Side of Bee=
leresc; that is to Say to the Centre of Said Creek
and being part of the South East quarter of Sec=
tion Number Eleven (11) in Township number
Fifty four (54) of Range number Thirty five
(35) Containing Eighty acres be the Same
more or less: Also all that part of the West
half of the North West quarter of Section
Twelve (12) in Township number Fifty four
(54) of Range number Thirty five (35) which
lies North of the main Branch that runs
through Said last discribed tract of land
the Same being about Forty acres more or
less: Also all that part of the South East
Forty acres of the East half of the North West
quarter of Section number eleven in Town=
Ship number Fifty four (54) of Range number
Thirty five that lies West of the main Chan=
nel of Bee Creek Supposed to be Thirty two
acres more or less. Also all of a certain tract
of land discribed in a deed of William M. Wil=
liams and Louisa his wife to Said John M.
Williams ~~and Louisa~~ of date May 5th A.D. 1857
as follows:- All of Said Williams & Williams
land lying East of the County road leading
from New Market to St Joseph Commencing
at a Cast iron Stake in the Centre of the
Said road on the South line of Said

Williams W. Williams land running with the Center of said road to a cast iron Stake in the Center of the road at the mouth of the lane leading to said John W. Williams house, thence running directly East to the line of the said John W Williams Quarter Section of land upon which he lives supposed to be Sixty acres more or less; Also a part of the South West quarter of Section Number One (1) in Township number Fifty four of Range Number Thirty five being all that portion West of the main Channel of Bee creek and containing Nine; One 85/100 acres more or less. All the aforesaid tracts or parcels of land lying and being Situated in the County of Platte and State of Missouri. The said Conveyance was upon the following Conditions: That whereas the said John W. Williams is indebted to the said George W Field, for the note aforesaid; Now if the said note, and all interest thereon according to its tenor and effect, shall be fully paid to the said George W. Field, or his assigns, then the foregoing Conveyance shall be void; otherwise it shall remain in full force and virtue in law & equity; Plaintiff avers that the defendant has failed to perform the said Conditions on his part

and that said Sum Specified in said note, and all interest due thereon, Remain unpaid. Wherefore he prays that judgment may be rendered for the debt, and all interest and that the equity of redemption of the said defendant in and to said real estate may be foreclosed, and that the same or so much thereof as may be necessary be sold to pay off and discharge the judgment rendered and for all other proper relief

Merryman & Paddock Jr Pltf

1867

Geo. W. Field
vs.
John W. Williams
vs
Petition

N. P. Ogden 150

Issue to Platte Co.
M & P.

Filed April 8. 1867
F. M. Lufkin clerk

This Indenture made this Eighth day of Feb-ruary A.D. 1864 by and between John W. Williams and Sarah F. Williams his wife of the County of Platte and State of Missouri of the First part and George M. Field of the County and State aforesaid of the second part. Wit-nesseth: That for and in consideration of the sum of One dollar, to the party of the first part in hand paid, receipt of which is hereby acknowledged, and the further consideration of se-curing the indebtedness of said John W. Williams to the party of the second as hereinafter stated, the said party of the first part hereby grant, bargain sell, convey and confirm unto the said party of the second part and his heirs and assigns for-ever, all the following described real estate lands and tenements, Namely: The South East Quarter of Section number Two (2) in Township Number Fifty Four (54) of Range Number Thirty five (35) contain-ing One Hundred and Sixty acres; Also: All that part of land, belonging to the party of the first part and Conveyed to said John W. Williams by deed of Larkin and Nancy Adamson of date March 15. A.D 1851 lying on the North side of Bee Creek, that is to say, to the center of said Creek and being part of the North East Quarter of Section Number Eleven (11) in Township Number Fifty Four (54) of Range Number Thirty Five (35), Containing Eighty Acres be the same more or less; Also, all that part of the West half of the North West quarter of sec-tion Number Twelve (12) in Township Number Fifty

four of Range Number Thirty five (35) which lies North of the main branch that runs through said last described tract of land, the same being about Forty acres more or less; Also, all that part of the South East Forty acres of the East half of the North West quarter of Section Number Eleven (11) in Township Number Fifty four (54) of Range Number Thirty five (35) that lies west of the main Channel of Bee Creek supposed to be thirty two acres more or less; Also all of a certain tract of land described in a deed of William W Williams and Louisa M his wife, to said John W Williams, of date May 5th A D 1857, as follows: "all of said William W. Williams' land lying east of the County road leading from New Market to St Joseph Commencing at a cast iron Stake in the Center of the said road on the South line of said Williams & Williams' land, running with the Center of said road to a cast iron Stake in the Center of the road at the mouth of the lane leading to said John W. Williams' house, thence running directly East to the line of the said John W. Williams' Quarter Section of land upon which he lives, supposed to be sixty acres, more or less." Also a part of the South West quarter of Section number one (1) in Township Number fifty four, of Range number thirty five; being all that portion West of the main Channel of Bee Creek and Containing Ninety one and 85/100 acres more or less. All the aforesaid tracts parcels and pieces of land lying and being situated in the County of Platte in the State of

Missouri. Also all of the following described personal property namely; One negro man named Peter Copper Colored aged about Thirty years; One negro man named Reuben black aged about Fifty; One negro woman named Kandis black aged about Forty five, One negro boy named George Dark Colored aged about ten years; One negro girl named Martha aged about twelve years; One negro woman named Julia, Black aged about Thirty five years her sons named, Horace, Sawney and Jim aged respectively say twelve, eight and two years and her daughter Clara aged about six years all Black. Also Ten head of horses and Mares now on said Farm, One Yoke of work Oxen; Fifty head of Sheep Seventy five head of Hogs, One Wagon and five Cow and Calves. all being on the farm aforesaide.

The foregoing Conveyance of real and personal property is upon Condition Namely: That Whereas the said John W. Williams is justly indebted to the said George W. Field in the sum of Fifteen Thousand Seven hundred, twenty four and 76/100 dollars, which is evidenced by the negotiable promissory note of said John W. Williams to said George W. Field of even date for said sum due and payable two years after date with interest from date until paid at the rate of ten per cent per annum, Now if the said note and all interest thereon according to its tenor and effect shall be fully paid to said party of the first part or his assigns, Then the foregoing Conveyance shall be void, Otherwise it shall remain in full force and virtue in Law and Equity.

In testimony whereof the said John W. Williams

and Sarah F. his wife set their hands and seals on the day and year first aforesaid.

Witness.

J. W. Williams Seal

Sarah F. Williams Seal

State of Missouri

Platte County; ss: Be it remembered that on this 1st day of ~~February~~ March A.D. 1864 before me ~~[illegible]~~ Probate Judge ~~Justice~~ of the ~~Peace for~~ Platte County ~~Within Court of Common Pleas~~ aforesaid personally appeared John W. Williams and Sarah F. Williams his wife who are personally known to me to be the same persons who executed the foregoing deed of Mortgage, and acknowledged the same to be their act and deed for the purpose therein mentioned; And the said Sarah F. Williams being by me made acquainted with the nature and Contents of said deed was examined seperate and apart from her said husband and on such examination she acknowledged and declared that she executed the same and relinquishes her dower in the real estate therein mentioned freely and voluntarily and without undue influence or compulsion on the part of her said husband. Given under my hand on the day and year last aforesaid.

J. J. Wolf J. Judge

~~of the Wirtn Court of Common Pleas~~

John W. Williams et uxor
to
Mortgage —
George W. Field.

Recorded in Book R 11
on Page 266. 267 & 268
Geo H. Bell
Recorder

Filed for Record
April 4 A.D. 1864
Geo H. Bell
Recorder

STATE OF MISSOURI, } SCT.
County of Platte, }

I, Geo. H. Bell Clerk of the Circuit Court, and ex-officio Recorder within and for the County and State aforesaid, **Do Hereby Certify,** That the within and foregoing Mortgage, together with the Certificate of Acknowledgement thereto annexed, was received by the undersigned for record on the 4th day of April A. D. 1864, and that the same are duly recorded in Record Book R for recording conveyances, as the same now remains of record at Page 266. 267 & 268

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of said Circuit Court, at my office in Platte City, Mo., this 8th day of April A. D. 1864

Geo. H. Bell Clerk,
And Ex-Officio Recorder. P

STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE.

The State of Missouri to the Sheriff of Platte **County, Greeting:**

You are hereby commanded to summon John W. Williams

that he be and appear before the Judge of our Platte Circuit Court, in and for said County, on the first day of the next term thereof, to be holden at the Court House in Platte City, on Monday, the 13. day of May next, then and there to answer to the petition of George W. Fields

Wherein fail not, and have you then and there this writ.

Witness, ~~GEO. W. BELT~~ F. M. Tufts, Clerk of said Circuit Court, with the seal thereof affixed, at Platte City, this 8th day of April A. D., 1867

F. M. Tufts CLERK.

Served the within Writ and Partition on the
27th day of April 1867 in Platte County Mo
by delivering a true copy of the same to
J. H. Williams

N. P. Ogden Shff
By Ned Johnson D Shff