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# INVENTORY OF THE COUNTY ARCHIVES JOHNSON COUNTY MISSOURI

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## NO. 51
## HISTORICAL RECORDS SURVEY
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MISSOURI W.P.A. ART PROJECT

# INVENTORY OF THE COUNTY ARCHIVES

# OF MISSOURI

## No. 51. JOHNSON COUNTY (WARRENSBURG)

Prepared by

The Missouri Historical Records Survey
Division of Community Service Programs
Work Projects Administration

* * * * *

St. Louis, Missouri
The Missouri Historical Records Survey
October 1941

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# FOREWORD

The Inventory of the County Archives of Missouri is one of a number of bibliographies of historical materials prepared throughout the United States by workers on Historical Records Survey projects of the Work Projects Administration. The publication herewith presented, an inventory of the archives of Johnson County, is number 51 of the Missouri series.

The Historical Records Survey program was undertaken in the winter of 1935-36 for the purpose of providing useful employment to needy unemployed historians, lawyers, teachers, and research and clerical workers. In carrying out this objective, the project was organized to compile inventories of historical materials, particularly the unpublished government documents and records which are basic in the administration of local government, and which provide invaluable data for students of political, economic, and social history. The archival guide herewith presented is intended to meet the requirements of day-to-day administration by the officials of the county, and also the needs of lawyers, businessmen, and other citizens who require facts from the public records for the proper conduct of their affairs. The volume is so designed that it can be used by the historian in his research in unprinted sources in the same way he uses the library card catalog for printed sources.

The inventories produced by Historical Records Survey projects attempt to do more than give merely a list of records - they attempt further to sketch the historical background of the county or other unit of government, and to describe precisely and in detail the organization and functions of the government agencies whose records they list. The county, town, and other local inventories for the entire country will, when completed, constitute an encyclopedia of local government as well as a bibliography of local archives. Up to the present time approximately 1,500 publications have been issued by the Survey in the country as a whole.

The successful conclusion of the work of Historical Records Survey projects, even in a single county, would not be possible without the support of public officials, historical and legal specialists, and many other groups in the community. Their cooperation is gratefully acknowledged.

The Survey program was organized by Luther H. Evans, who served as Director until March 1, 1940 when he was succeeded by Sargent B. Child. The Survey operates as a Nation-wide series of locally sponsored projects in the Division of Community Service Programs, of which Mrs. Florence Kerr, Assistant Commissioner, is in charge.

HOWARD O. HUNTER
Commissioner of Work Projects

# PREFACE

The Historical Records Survey program was initiated as a Nation-wide undertaking in January 1936, as part of the Federal Writers' Project of the Works Progress Administration, which was operating in the State at that time. The Survey in Missouri became a separate unit of Federal Project No. 1 on October 15, 1936, and continued to operate as part of the Nation-wide project. By act of Congress, Federal Project No. 1 was abolished August 31, 1939, and the Missouri project was converted into a State-wide locally sponsored project under the administrative authority of Colonel B. M. Casteel, State Administrator of Work Projects and the Director of the Professional and Service Division.

The President of the United States, Franklin Delano Roosevelt, has emphasized that "To bring together the records of the past and to house them in buildings where they will be preserved for the use of men living in the future, a nation must believe in three things. It must believe in the past. It must believe in the future. It must, above all, believe in the capacity of its people so to learn from the past that they can gain in judgment for the creation of the future."

The purpose of the Survey in Missouri is twofold: First, to list public records in county offices in a reference volume for the use of county officials and the general public; second, to locate, classify, and catalog all extant county records so as to make them more easily accessible to county officials, historians, and research workers.

The value of these is manifest. A county official, because of the periodic turnover in office, cannot be expected to have a comprehensive knowledge of the public records, familiarity with which is greatly increased by the use of an inventory such as this. A writer of local or regional history finds an inventory a ready guide to all public records reflecting political, social, and economic developments. A student of local political science is enabled by an inventory to trace the trends of local government as manifested in the evolution of the structure and functions of the various governing offices. Public schools find the inventories a ready means of familiarizing students with the various aspects of local government, with the types of records kept in connection with the administration of local affairs, and with the legal instruments filed and recorded to protect private and property rights.

In the official documents of Johnson County are continued the story of civilization as it pushed westward from the Mississippi River. A compilation of this valuable information is found within the pages of this Inventory of the Archives of Johnson County. Preparation of complete inventories of all other counties in the State, the larger cities, and other local government units is anticipated.

The arrangement of agencies in the inventory classifies them according to governmental function: Administration, registration of property titles, administration of justice, law enforcement, finance, elections, education, health, and miscellaneous, each of which is introduced by a brief statement regarding its creation and structural organization. Records are classified, in general, according to the

agencies which make them, unless other disposition of the records is directed by law. Records have been classified under each agency, so far as possible, according to the subjects with which they deal.

Records are described in entries whose style is formalized to give the following information: Title of record, date for which available, quantity, labeling of volumes or containers, variant titles, description of record contents, manner of arrangement, indexing, nature of recording, size of volumes or containers, and location.

The inventory of the records of Johnson County was prepared under the direction of Frances L. Howard, District Supervisor. The field personnel consisted of Helen W. Davis and Albert M. Anderson. The survey was started on April 14, 1940 and completed Nov. 29, 1940. The additional work of abstracting the County Court Record, the preparation of floor plans of the courthouse, and the writing of minor historical essays has been done since that time by Albert M. Anderson and Flossie V. Fultz. A complete recheck of the inventory was begun on December 4, 1940 and completed on January 20, 1941 by Frances L. Howard, District Supervisor. This recheck resulted in the final verification of the record entries that are found in this volume.

The inventory was prepared for publication by the editorial staff of the Survey in St. Louis under the direction of William H. Michell, Assistant Supervisor. The historical sketch was written by Joseph P. Carey, and the legal essays were written by George Schlueter. The record entries were prepared by Fred Eggersman, A. S. Wayland, and E. R. Williams; and the index was compiled by Ruth Hammontree. Credit is also given to the other workers of the staff who assisted in the fields of legal and historical research and to those who helped in the preparation of the book for mimeographing. The Missouri staff has profited in all phases of its work by the constructive advice and criticism of the Washington staff. This inventory in final manuscript form was edited in the central office by Guy P. Timboe, assistant editor, and further reviewed by Mabel S. Brodie, editor in charge of public records inventories.

The Johnson County Court has co-sponsored this book and aided in procuring certain materials necessary in mimeographing the volume. The active cooperation of all the officials in Johnson County has been an invaluable aid in the preparation of this inventory and I wish to express appreciation for the assistance rendered by each of them. For a list of county officials, see page x. I also wish to express appreciation for the cooperation rendered by officials of the Missouri Historical Society, the Missouri Work Projects Administration, the St. Louis Law Library Association, and the St. Louis Public Library.

The Survey is now engaged in preparing a comprehensive statement of the general law regulating county government, to be entitled County Government in Missouri. It is expected that this book will serve as a handbook on the organization, structure, and evolution of county government and records in Missouri, and will make it unnecessary to repeat in each inventory information applicable to all counties in the State.

Preface

The office essays in this inventory are, therefore, limited to the creation of the office and its present status, the manner in which it is filled, the term, and special legislation affecting Missouri. Pending issuance of the volume on County Government in Missouri, it is suggested that the reader consult the Inventory of the County Archives of Missouri, No. 64, Marion County for more detailed essays than those found in the present inventory.

The various units of the Inventory of the County Archives of Missouri are being issued in mimeographed form for free distribution to State and local officials and public libraries in Missouri, and to a limited number of libraries and governmental units in other States. For publications of the Missouri Historical Records Survey, see the last pages of this inventory. Inquiries concerning particular units of the inventory may be addressed to Colonel B. M. Casteel, State Administrator, Work Projects Administration, 417 Bolivar Street, Jefferson City, Missouri.

A. Loyd Collins

A. LOYD COLLINS, State Supervisor
Historical Records Survey

St. Louis, Missouri
October 1941.

## 4. ABBREVIATIONS, SYMBOLS, AND EXPLANATORY NOTES

| | |
|---|---|
| alph. | alphabetical(ly) |
| art.(s) | article(s) |
| chron. | chronological(ly) |
| f(f). | and the following page(s) |
| G.S. | General Statutes |
| Ibid. | Ibidem (in the same place) |
| L.T.L. | Louisiana Territorial Laws |
| M. L. | Missouri Laws. |
| M.T.L. | Missouri Territorial Laws |
| num. | numerical(ly) |
| op. cit., | opere citato (in the work cited) |
| p.(pp.) | page(s) |
| R. S. | Revised Statutes |
| Sec(s) | section(s) |
| U.S.C.A. | United State Code Annotated |
| U.S. Stat. | United States Statutes at Large |
| v. | versus (against) |
| x. | by |
| -- | to date and continuing |

Titles of Records. Exact titles of records are written in solid capitals without parentheses (as in entry 1, page 40). In the absence of titles, descriptive titles have been assigned, which are written in solid capitals and enclosed in parentheses (as in entry 27, page 47). If a record title is not descriptive of the contents of the record, an assigned explanatory title (or explanatory words), written with initial capitals and enclosed in parentheses, has been added (as in entry 119, page 69). The current or most recent title of a record is used as the entry title and title variation is indicated (as in entry 9, page 42).

Dates. All dates used are inclusive. Missing records are indicated by broken dates.

Quantity. When two or more types of containers are considered in a single entry, the quantity is shown in chronological order, insofar as possible.

Labeling. Figures or letters in parentheses, following the number of volumes, file boxes, or other type of container, indicate the labeling. If no labeling is indicated, it may be assumed that there is none.

Discontinuance. Where no statement is made that the record was discontinued at the last date shown in the entry, it could not be definitely established that such was the case. Where no comment is made on the absence of prior, subsequent, or intermediate records, no definite information could be obtained.

Description of Records. The description of the contents of a record applies only to the current or most recent record unless change in contents is actually shown in a record entry.

(First entry, p. 40)

Indexing. All indexes to records, unless otherwise stated, are self-contained.

Abbreviations, Symbols, and
Explanatory Notes

Condition of Records. Records are in good condition unless otherwise indicated.

Dimension. Dimensions are always given in inches, unless otherwise indicated, and, therefore, the symbol for inches (") is omitted.

Location of Records. When all or the majority of the records of an office have a common location, the location is indicated in the last sentence of the office essay instead of in each individual entry.

Cross References. Title-line cross references are used to show the continuity of a record series which has been kept seperately for a period of time and with other records for different periods of time. An example is that in entry 111. "1835-65 in Miscellaneous Deed Records, entry 109." They are also used in all artificial entries-those act up to cover records which must be shown separately under their proper office even though they are kept in files or records described elsewhere in the inventory, as in entry 30, or in those set up for a record which is never kept separately but is found in two or more records of miscellaneous content, such as entry 120. In both instances, the description of the master entry shows the title and entry number of the record from which the cross reference is made as, for example, those words in entry 126 do: "Also contains (Assessment of Blackwater Drainage District No. 1) 1910-24, entry 134. Dates shown in the description of the master entry are only for the part or parts of the record contained therein, and are shown only when they vary from those of the master entry.

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LIST OF JOHNSON COUNTY OFFICIALS
- 1941 -

HON. W. O. REDFORD
Presiding Judge, County Court

HON. E. H. GOLLADAY
Associate Judge, Western District

HON. ROSCOE J. BAGBY
Associate Judge, Eastern District

HON. W. C. MCDONALD
Presiding Judge, Probate Court

JOE TURNBOW
Clerk of Circuit Court and Recorder of Deeds

PAUL R. PHIPPS
Clerk of County Court

JAMES R. GARRISON
Prosecuting Attorney

FRANCIS BERKEY
Sheriff

EVERETT DAVIS
Collector of Revenue

GROVER C. FAIRCHILD
Assessor

O. R. JACOBY
Treasurer

DR. EDWARD ANDRUSS
Coroner

R. E. BOZARTH
Public Administrator

L. E. QUICK
County Surveyor and Highway Engineer

MRS. GLADYS MAGEE
Superintendent of Public Schools

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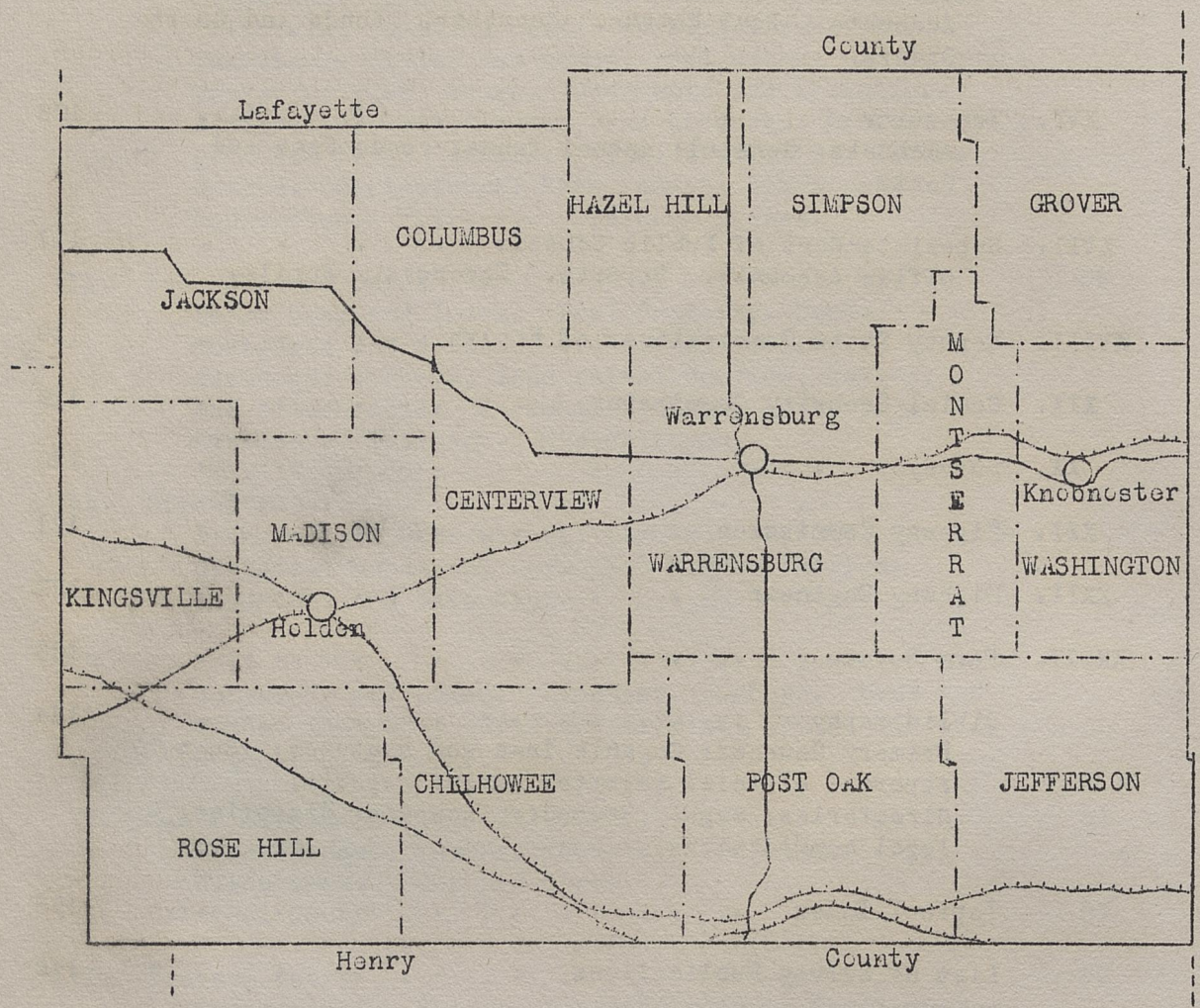
MAP OF JOHNSON COUNTY, MISSOURI










Township Lines
Highways
Railroads

Scale: 1" - 6 miles

(First entry, p. 40)

# 1. HISTORICAL SKETCH

## Physical Description

Johnson County occupies 831 square miles[1] in western Missouri, about midway between the northern and southern boundaries of the State.[2] Two counties, Cass and Jackson, lie along its western border, separating it from the State of Kansas by about 26 miles. Pettis County bounds it on the east, Lafayette County on the north, and the southern boundary is formed by Cass and Henry Counties.[3]

Only seven Missouri counties are larger than Johnson, which embraces 531,840 acres.[4] Most of this area, 33 miles long and 25 miles wide,[5] is spread along the Ozark Ridge, which geologists say is an older formation than the Rocky Mountains.[6] There are two physiographic divisions - uplands and lowlands; about nine-tenths of the area belongs in the uplands section.[7] Three-fourths of the land is fertile prairie,[8] most of it sloping towards the Missouri River.[9] Topographically, Johnson is a "plain county" with a few timbered hills along the western border.[10]

The highest point, 969 feet above sea level, is in the southeastern corner; the lowest, 777 feet, is southeast of Quick City on the southern border.[11] Indigenous streams, rising from mineral springs, drain the region; Pertle Springs, just east of Warrensburg, is the largest of these. Nine lakes surround this spring, the biggest of which covers 16 acres and supplies water for the county seat.[12] The largest stream is Blackwater Creek flowing across the county from west to east. It is fed by South Fork, North Fork, and Honey Creeks from the north, and Post Oak, Clear, and Walnut Creeks from the south.[13]

Johnson County soil was formed from layers of decomposed limestone, shale, and sandstone.[14] Three main formations, the Pleasanton, Henrietta, and Cherokee lie below the soil.[15] The top layer runs from 100 to 225 feet in depth; the second, or Henrietta formation, from

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1. Official Manual, State of Missouri, 1939-1940, p. 218.
2. Missouri Bureau of Geology and Mines, Base Map of Missouri, 1927, hereinafter cited as Base Map of Missouri.
3. Ibid.
4. Official Manual, State of Missouri, 1939-1940, p. 218.
5. Base Map of Missouri.
6. Ewing Cockrell, History of Johnson County, Missouri, p. 66.
7. Ibid., p. 365.
8. Howard L. Conard, Encyclopedia of the History of Missouri, III, p. 456.
9. Base Map of Missouri.
10. Conard, op. cit., p. 456.
11. Base Map of Missouri.
12. Cockrell, op. cit., p. 195.
13. Base Map of Missouri.
14. Cockrell, op. cit., p. 72.
15. Ibid., p. 68.

26 to 110 feet; the Cherokee layer, from 75 to 710 feet. The latter bears the richest coal veins found in Johnson County. It also supplies shale and clay for pottery, tile, and other ceramic products; sandstone and other building stones are also found.[1]

## Early History

### Indian Ownership

La Salle's explorations led France to claim all territory drained by the Mississippi River, including the area that is now Johnson County. Through treaties and other agreements these lands, partly occupied by the Osage Indians, were claimed successively by France, Spain, and the United States, but no attempts at colonization were ever made. However, with the completion of the Louisiana Purchase, title to these holdings came to the United States, and pioneers began to explore the region. Clashes between the Indians and the newcomers often resulted.[2]

In 1808, the Johnson County area was bought from the Osages by the United States Government.[3] The price "for the land relinquished by the Great and Little Osages was $1,200 in money already paid and the yearly payment at Fire Prairie of $1,500 in merchandise at the first cost thereof."[4] The Indians departed soon after the sale, but returned now and then to hunt, and no trouble between them and the settlers is recorded.

### White Settlers

During the decade following the purchase, few white folks visited Johnson County territory. About 1819, however, the first steamboat to ascend the Missouri River stopped at Franklin,[5] now in Howard County, 40 miles northeast of Johnson County's eastern boundary.[6] The opening of this new phase of river transportation further swelled the current of southwestern migration which had already begun to popularize the Santa Fe Trail. Flatboats, steamboats, and wagons soon brought travelers from every direction. Some explored the vicinity and departed; a few built cabins, remained a while, and left.[7]

Pleasant Rice, a native of Nashville, Tennessee, founded the first permanent white settlement in 1827, where the town of Columbia stands. He arrived in the spring, and that autumn he marketed the first corn crop sold in that part of Missouri. Nicholas Houx, a native of

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1. Cockrell, op. cit., p. 68.
2. Ibid., p. 73.
3. Ibid., p. 74.
4. Ibid., p. 75.
5. Ibid., p. 85.
6. Base Map of Missouri.
7. Cockrell, op. cit., p. 85.

Maryland, with his family and five brothers, joined Rice that winter. Dr. Robert Rankin, the colony's first physician, and Rev. Robert King headed the first group of families to join Rice. Others in the party were John Whitsitt, Robert Craig, Uriel Murray, Morgan Cockrell, and Noland Brewer. John L. Trapp, for years a presiding county court judge, was another early arrival.[1] More settlements soon began to take shape; to the west, communities were developing around Basin Knob, Jonathan, and Baldwin. William Norris and his family settled in the Walnut Grove area in 1829, and he built the first gristmill. In 1831, William Cheek erected the first sawmill on Clear Creek; he sold it later to James Gallaher, and for years Gallaher's mill was one of the two voting places in Johnson County.[2]

Richard Huntsman and family settled in 1833 on land near Fayetteville. Using tree-cuttings, brought from his native Tennessee, Huntsman planted his colony's first orchard. Christopher and James Mulkey, Jacob Pearman, and William Trapp were among those who joined the Huntsman group during its first year.[3] Many homes, built by the first settlers, were round-pole huts that could be put up by one man. Log cabins, however, were erected where enough men were available to aid in lifting the heavy timbers. When the home was finished, a few acres of ground were fenced and tilling the soil began; farming implements then consisted of a bull-tongue plow and a grubbing hoe.[4]

## Establishment of County

### Creation and Boundaries

Johnson County was organized by legislative action December 13, 1834.[5] The area was taken from Lafayette County which at that time embraced all of Johnson and Henry Counties, the northwest half of St. Clair County, and a narrow strip on the east side of Bates County. The Johnson County boundaries, as set out in the organization act, have never been changed. They are: "Beginning at the northeast corner of section twenty-five, of township forty-eight, range twenty-four, west; thence west with the subdivisional lines to the northwest corner of section thirty, of township forty-eight, range twenty-six; thence south with the range line between ranges twenty-six and twenty-seven, to the southwest corner of township forty-eight, range twenty-six; thence west with the township line between townships forty-seven and forty-eight to the northwest corner of section three, of township forty-seven and forty-eight, to the northwest corner of section three, of township forty-seven, range twenty-nine, thence south with the subdivisional lines to the southwest corner of section twenty-seven, of

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1. Conard, op. cit., p. 456.
2. Cockrell, op. cit., p. 88.
3. Conard, op. cit., p. 456.
4. Cockrell, op. cit., pp. 86 and 87.
5. M. L., 1834, p. 419, secs. 2-6.

township forty-four, range twenty-nine; thence east with the subdivisional lines to the southeast corner of section twenty-five, of township forty-four, range twenty-four; thence with the range line between ranges twenty-three and twenty-four, to the place of beginning."[1]

## Early Officials

Johnson County was named in honor of Richard M. Johnson, who fought with distinction through the Indian wars. He later served in the United States Senate and was Vice-President of the United States from 1837 to 1841. When this county was organized, the Governor customarily appointed three members of a county court and a sheriff. The county judges then chose their own officials to serve until an election could be held. In this case, however, Governor Daniel Dunklin ordered the holding of a preliminary election, at which the voters endorsed their own candidates for official appointments.[2] Two polling places were set up, one at Columbus, where about 60 votes were cast, and the other at Gallaher's mill, where some 30 pioneers voted. Amos Horn, Robert W. Rankin, and Uriel Murray were endorsed for county justices and Joseph Cockrell was favored for the office of sheriff. Governor Dunklin made the appointments as the voters wished.[3]

The county court held its first meeting April 13, 1835, at the home of Mrs. Rachel Houx, widow of one of the earliest settlers in Columbus, and paid a rental of one dollar for each day court was in session.[4] Amos Horn was chosen president of the court, John H. Townsend was appointed clerk pro tem, and James Carmicle (Carmichael) was named county assessor for one year.[5] On May 4, 1835, the court appointed Richard Hancock, county collector, Samuel Whitsitt, surveyor, and Prince L. Hudgins, treasurer.[6]

## Townships

During this meeting Johnson County was divided into its four original townships, which were named after American Presidents: Jackson, Washington, Jefferson, and Madison.[7] From time to time new townships were created until now there are 15: Grover, Washington, Jefferson, Simpson, Montserrat, Post Oak, Hazel Hill, Warrensburg, Columbus, Centerview, Chilhowee, Jackson, Madison, Kingsville, and Rose Hill.[8] In each of the original townships, a voting precinct was set up and a polling place designated. A constable and the necessary justices of

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1. R. S., 1835, p. 135, sec. 9; R. S., 1939, sec. 13623.
2. Conard, op. cit., p. 456.
3. Cockrell, op. cit., p. 456.
4. Ibid., p. 93.
5. County Court Record, volume 1835-39, pp. 9-11, see entry 2.
6. Ibid., pp. 8 and 11.
7. Ibid., pp. 9 and 10.
8. Base Map of Missouri.

the peace were appointed for each township. Election judges were also designated for each voting precinct.

County Seat

Considerable controversy preceded the establishment of a permanent seat of justice. In 1835, the county court appointed a commission, consisting of Henderson Young, David McDowell, and Daniel M. Boon, to find an acceptable county seat location.[1] A site in Hazel Hill Township was tentatively chosen, but opposition was so strong that this choice was rejected in favor of that part of Warrensburg now referred to as "Old Town."[2] The commissioner's report, recommending the new location, was approved by the circuit court and returned to the county court at its May term in 1836.[3] Following approval of the report, James Carmiele (Carmichael) was appointed to lay out the new county seat and to sell lots in the town.[4] The court's last session at the Houx home ended August 9, 1836, with the issuance of an order that future circuit and county court meetings must be held in Warrensburg. The county court held its first, a special, term in the new county seat September 6, 1836, at the home of Henry Colburn.[5] An unsuccessful effort was made in 1872 to move the county seat to Centerview, in Centerview Township.

Plans for Johnson County's first courthouse were presented to the court November 17, 1838, by Harvey Dyer who was commissioned to supervise construction of the building. Plans provided for a structure 44 by 36 feet, two stories high. Foundation walls were to be three feet thick and 18 inches above the ground; the walls were to be of brick, and two fireplaces with chimneys were specified. Three doors provided entrances, while glass windows supplied light and ventilation. Cost of construction was estimated at $2,500.[6] At their January term, 1839, the judges ordered some changes in the plans and the size was cut to 36 by 36 feet.[7] At its July meeting, 1839, further alterations were ordered and an additional $300 was voted to pay for the work. It was specified at this meeting that the job must be finished by December 1, 1840, and that final payment would be made May 10, 1841.[8] William N. Wade was the contractor, and the first pay he received was $933.33 on November 13, 1839. Unexplained delays hindered progress and it was not until July 28, 1842, that the structure was finished and accepted by the county court.[9]

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1. County Court Record, volume 1835-39, pp. 9-11 and 47, see entry 2.
2. Cockrell, op. cit., p. 95.
3. County Court Record, volume 1835-39, p. 47, see entry 2.
4. Ibid., p. 60.
5. Ibid., p. 69.
6. Ibid., p. 248.
7. Ibid., p. 254.
8. Ibid., p. 290.
9. Ibid., p. 162.

Historical Sketch - Transportation (First entry, p. 40)

## Transportation

### Roads

Herds of animals seeking salt licks, water, shelter, or feeding grounds in primitive times made paths which the Indians often used for trails; these, the Johnson County settlers converted into roads. Pioneers in the area found two such trails. One, running northwest, entered at the southeast corner of the county, passed through Warrensburg and continued to Lexington on the Missouri River.[1] This path, later to become the route for a state highway, extended 36 miles from the Osage River, near Warsaw, Benton County, to Lexington, in Lafayette County.[2] Shawnee Mound, in Henry County, was then an Indian camping ground. A second trail started there, skirted the William D. Carpenter homestead in Chilhowee Township, and continued through the northeastern part of Rose Hill Township to Center Knob, near Kingsville. This trail later became the route of the old Clinton-Independence road.[3]

The first roads opened by the pioneers were those connecting settlements with the nearest mills and trading posts.[4] The earliest official road action was taken by the county court at its December term, 1835, when it named Joseph Dixon to supervise the building of a road "commencing at Greenstone Ford on the Blackwater; from thence to the forks of the road leading to Grand River, near William Fletcher's." William Kincaid presented the first road petition at this term of court. It asked for the viewing and laying out of a road "commencing where the public road from Lexington intersects the Johnson county line, as the most practical route for a road to the Rives (now Henry) County line or to where the Missionary Road crosses Grand River."[5] Acting on this petition, the court appointed its first road commissioners, Robert Craig, John Kelly, James Morris, and Morgan Cockrell, to select a right-of-way and report their findings at the next term of court.[6] During the next two decades, many roads were opened. The Georgetown-Lexington road was one of the older routes. It began at Georgetown, in Pettis County, ran through the eastern and northern parts of the area, and ended at Lexington, in Lafayette County. It later became a stage route over which mails were carried in 1857. Following the Civil War, systematic road improvement was begun, and highway development was rapid. County Engineer Joseph F. McGuire reported in 1917 that Johnson County had 345 miles of graded roads and 105 miles of inter-county highways. Further, the report stated that the county had constructed 997 concrete culverts and 583 steel bridges.[7] There are now 60 miles of state concrete roads, 456 miles of state and county all-weather highways, and

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1. Cockrell, op. cit., pp. 77 and 78.
2. Base Map of Missouri.
3. Cockrell, op. cit., p. 79.
4. Ibid.
5. County Court Record, volume 1835-39, p. 33, see entry 2.
6. Ibid., p. 35.
7. Cockrell, op. cit., pp. 80-82.

approximately 1,000 miles of dirt roads.[1] United States Highway No. 50, running east and west, crosses the eastern line of Johnson County about midway between the northern and southern boundaries. Beginning at Warrensburg, it bears north, leaving the county directly east of Lone Jack. State Highway No. 13 crosses the northern boundary near Fayetteville, passes through Warrensburg, and leaves Johnson County at Post Oak on the south line.[2]

Railroads

Ox carts and horses furnished primitive transportation, but agricultural development and the influx of settlers called for greater speed in moving crops and supplies. In 1850, plans were being discussed in St. Louis to extend the Pacific Railroad from St. Louis to Kansas City. Promoters were demanding a $1,000,000 construction fund from the counties through which the railroad would run. Intense rivalry flared up when it was learned two routes were being considered. Interested persons at once aligned themselves into two groups, one representing the river counties along the Missouri and the other the inland counties lying farther to the south. Johnson County voted $50,000 in bonds for the fund, but the citizens had to subscribe another $100,000 before the inland counties reached the required $1,000,000 mark. State Senator B. W. Grover, Mayor N. B. Holden, of Warrensburg, and W. H. Anderson led the fight for the inland group.

In 1852, the State Legislature settled the dispute by routing the railroad over the inland right-of-way which crossed Johnson County.[3] Construction westward from St. Louis began that year, but it was not until 12 years later that the line reached Warrensburg, which served as the western terminus for a year. The road was extended through Centerview, Holden, and Kingsville in 1865, and before the end of the year it was completed to Kansas City. Later it became part of the Missouri Pacific System, and is now used as a main line between St. Louis and Kansas City.[4]

Agriculture

Agricultural progress was slow but steady in Johnson County. In 1895, however, the area hit its stride, and development since then has been rapid. Fine pastures, fresh water, freedom from animal pests and diseases, low feed costs, and good markets encouraged stock breeding. Herds multiplied and were improved; swine were added and, in recent years, most of the grain raised has been fed to stock. In 1909 the farmers raised 3,957,900 bushels of corn on 133,995 acres; three years later, 136,861 acres yielded 5,200,718 bushels. Wheat production

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1. Information obtained from county highway engineer, Mark A. Miller, by A. M. Anderson.
2. Cockrell, op. cit., pp. 102-105.
3. M. L., 1854-55, p. 173, sec. 2.
4. Cockrell, op. cit., p. 102.

increased proportionately. Hay crops have become important for feeding with timothy, clover, cowpeas, and alfalfa leading. Livestock, sold and slaughtered in the county, in 1909 was valued at $3,418,250.[1]

Johnson County had 3,685 farms, totaling 488,623 acres, in 1910. Farm property was valued at $32,624,413 or $8,853 for each farm. The value of domestic animals reported by 3,637 farmers was $4,726,393.[2] In 1939, there were 3,516 farms, aggregating 200,345 acres in crops. The acreage was divided as follows: Corn, 67,800; wheat, 42,400; oats, 41,100; soybeans, 2,700; sorghum, 8,070; lespedeza, 10,961; clover and timothy, 10,600; and other tame hays, 9,040.[3]

## Industry and Commerce

Splitting rails, for one cent each and board, was the only work for wages which Johnson County offered at the start; however, some men saved enough in this way to become freeholders. Gradually, milling, quarrying stone, mining coal, brewing beer and distilling whisky, manufacturing iron and woolens, and the operation of general stores offered added employment as industry and commerce began to develop.[4] Some gristmills opened in the early 1830's. Uriel Jackson built a two-horse mill in Columbus Township; Wade's mill was put up on Blackwater Creek, and Henry Colbern started a plant in Kingsville Township.[5] The first store owners were John Evans and James A. Reynolds, who went into business in a round-pole cabin in 1835, just north of Gay Street, Warrensburg.[6] The first hotel, a seven-room log house, was built by E. W. Berry north of the county seat's public square.[7]

By 1840, the county's population was 4,471 persons; 1,340 were farmers, 18 were in business, 76 worked in factories or trades, and 15 were professional men. Skins, and furs, taken in the county that year, sold for $1,077; bricks and lime, made by 11 men, brought $740; articles manufactured from hides and leather realized $2,000; 6 distilleries produced 2,900 gallons of whisky. Sixteen gristmills and six sawmills, employing 26 men, produced $6,280 worth of merchandise.[8]

Philip Gross opened the county's first brewery at Warrensburg in 1865. Temperance forces burned his plant in 1873, but he rebuilt and

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1. Cockrell, op. cit., pp. 346-348.
2. Ibid., pp. 350 ff.
3. Missouri State Department of Agriculture, Missouri Farm Census by Counties, 1939, XXXVII, bulletin No. 12, pp. 5 ff.
4. Cockrell, op. cit., p. 87.
5. Ibid., p. 268.
6. Ibid., p. 90.
7. Ibid., p. 203.
8. U. S. Bureau of the Census, Compendium of the Sixth Census, 1840, pp. 86 and 317.

operated it for several years. Land, Fiske & Company brought the "Eureka Mills," costing $40,000, to the county seat in 1867. It employed 20 men and ground 125 barrels of flour daily. A woolen mill, with a daily capacity of 200 yards of goods, was started at this time by Edward De Garmo & Company.[1]

Joseph Picket opened a sandstone quarry north of Warrensburg in 1870. The firm's first large order was for $250,000 worth of stone for the Southern Hotel, for years a St. Louis landmark. John A. Gallaher laid out the town of Montserrat, 6 miles east of Warrensburg, on August 24, 1870, and the site, later to become a government recreational center, was in the heart of Johnson County's richest coal deposit.[2]

Commercial and industrial development have not been great in this area as most of the people farm and raise stock. In 1935 the county had 10 factories, employing 96 workers and producing goods valued at $660,743 annually. There were 286 stores, 10 selling general merchandise, 15 handling wearing apparel, 31 dealing in auto oils, fuels, and accessories, 6 selling furniture, 24 dealing in lumber and hardware, and 13 dispensing drugs.[3]

## Finances

Financially, Johnson County started from scratch, its official records show. On the second day of its organizing session, the county court ordered Prince L. Hudgins, treasurer, to pay to Mrs. Rachel Houx $3 for the use of her home as a courthouse. This money was to be paid out of the first funds collected.[4] Early court records do not mention tax rates, but the county levy was usually the same as the State's tax. The State rate then was one-eighth of one percent on the $100 valuation, with a poll tax of 37½ cents on all males over 21 and under 55 years of age.[5] The State rate was cut to one-twelfth of one percent with a 25 cent poll tax in 1836.[6] The county judges on June 1, 1835, ordered the first four licenses for merchants issued and a similar number for peddlers. The first tax list was submitted and approved on July 16, 1835. At this special term the judges ordered that the county and State tax rates be the same.[7]

Richard Hancock, county collector, presented his first delinquent tax list on November 3, 1835. It showed $8.50 due the State and a like sum for the county. Hancock reported that there had been collections

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1. Cockrell, op. cit., pp. 211 and 212.
2. Ibid., pp. 196 and 299.
3. Rand McNally Commercial Atlas and Marketing Guide, seventy-first edition, 1940, pp. 228 and 229.
4. County Court Record, volume 1835-39, p. 14, see entry 2.
5. R. S., 1835, p. 530, sec. 3.
6. M. L., 1836-37, p. 136, sec. 3.
7. County Court Record, volume 1835-39, pp. 15, 19, and 20, see entry 2.

of $35 each for State and county on licenses issued between June 1 and November 1, 1835. The collector submitted his final accounting on February 1, 1836, when he turned in $376.85 collected in taxes and license fees.[1] In 1855, after all bills were paid, the county had a cash balance of $660.75.[2]

The county treasurer's salary that year was $1,500, plus one half of one percent of all school funds he handled. The county clerk received $1,500 yearly, and his deputy was paid $750. The prosecuting attorney also received $750 a year. County judges were paid $3 per day, while the court was in session. Other officials worked on a fee basis. Conservation gave way to a free-spending policy in the late 1850's. This continued until the early 1870's when Johnson County found itself $304,500 in debt. Economy replaced extravagance, with consequent expansion and growth. In 1870, the assessed valuation of Johnson County property was $7,879,599.[3] By 1873 this valuation had risen to $8,107,870. In that year the county paid $16,214.69 to the State in revenue taxes, plus $20,273.88 interest charges. The county's tax receipts for that year were $210,917.64.[4]

In 1938, with no bonded debt, Johnson County had a 93 cent tax rate. This was divided: 35 cents to general revenue, 25 cents for roads and bridges, and 33 cents for school funds. Land and lots were assessed at $19,189,530 that year and yielded $221,766.96 in taxes. Personal property, money, and bonds, assessed on a $3,471,590 valuation, paid $45,078.23 in taxes. The county's 364 merchants and manufacturers, on property valued at $335,460, paid $5,810.87.[5] The levy on railroad property, assessed at $5,044,411, was $45,606.38. Net incomes, aggregating $216,876.90 for 224 individuals, were taxed $2,764.37. Seven corporations, taxed on net incomes aggregating $10,516.20 paid $159.27 taxes.[6]

During 1938, Johnson County paid to the State these tax sums: revenue $42,130.70, income $2,953.03, conservation commission fund $1,285.85, and inheritance $4,003.30. The 1938 sales tax for the county was $49,376.27. Added benefits from the Statewide sales tax fund were $88,673.89, making the county's income from this one source $139,050.16. Out of these funds the schools got $43,397.35; old-age assistance, $65,890.25; care of insane and charity patients, $11,595.63; poor relief, $13,368.63; and care of dependent children, $4,798.30.[7]

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1. County Court Record, volume 1835-39, pp. 29-36, see entry 2.
2. Cockrell, op. cit., p. 152.
3. Ibid., pp. 151 and 152.
4. Report of the State Auditor of Missouri, 1873-74, p. 176.
5. Report of the State Auditor of Missouri, 1937-38, pp. 527, 563, and 569.
6. Ibid., pp. 575 and 583.
7. Ibid., pp. 111 and 135.

Historical Sketch - Population; Education (First entry, p. 40)

## Population

When the 1840 census was taken, the population was 4,471, of whom 1,340 lived on farms. Eighteen men were in business and 76 worked in factories or at trades. Fifteen professional men represented the learned professions. There were 286 children attending 11 primary or grade schools. Among the adult population, 338 white persons over 20 years of age were illiterate.[1] The population had increased to 24,648 by the time the 1870 enumeration was made. Included in this number were 1,165 Missouri natives; 2,195 had come from Kentucky; 2,174 were native Ohioans; 1,447 had moved from Illinois; 955 were natives of Tennessee; and 1,095 had immigrated from Virginia and West Virginia.[2]

Figures for the 1940 census place the population at 21,617, a decrease of 796 from the 1930 enumeration. There are 6,770 houses in Johnson County, 6,353 of which the last census takers found occupied.[3]

## Education

The county court first turned its attention to public education on July 16, 1835, when Prince L. Hudgins was appointed commissioner of school lands. On the same date, John B. Morrow asked the court to organize the county's first school district in township 47, range 27. The petition was granted and the township was incorporated as the Franklin School District. On February 1, 1836, the county court ordered that $50 each be paid to Robert W. Morrow and William M. Kincaid for teaching.[4]

Classes were held in homes until the log schoolhouse appeared. One of the first of these, 10 x 16 feet, was erected in Washington Township in 1836. About the same time a similar school was built on Clear Fork Creek close to the Major Neal farm. Teachers in those days, many of them college graduates, took their pay in corn, pork, oats, beans, etc., delivered to their homes.[5]

By 1840, there were 286 children attending the 11 schools in Johnson County.[6] State Superintendent of Public Schools, Edwin C. Davis, outlined the first uniform course for primary grades, September 20, 1855. The study subjects included orthography, reading, mental

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1. U. S. Bureau of the Census, Compendium of the Sixth Census, 1840, p. 86.
2. U. S. Bureau of the Census, Compendium of the Ninth Census, 1870, p. 422.
3. U. S. Bureau of the Census, Population of the State of Missouri, Final Figures, 1940, leaflet number 36, series P-1, p. 1.
4. County Court Record, volume A, pp. 17 and 37, see entry 2.
5. Cockrell, op. cit., pp. 128, 129, 159, and 167.
6. U. S. Bureau of the Census, Compendium of the Sixth Census, 1840, p. 86.

and written arithmetic, English composition, declamation, grammar, history, and algebra. Schools functioned little during the war years when many of the schoolhouses were burned. With the return of peace, new districts were opened, and plans for high school training began to take shape.[1]

Dr. A. W. Reese was appointed president of the first school board in Warrensburg in 1869, and plans were set in motion to modernize its public school system. Madison Babcock was made superintendent of Warrensburg schools, and most of the teachers he employed were normal school graduates.[2] In 1871, the State Legislature authorized the opening and operation of normal schools in Missouri as state institutions.[3]

The first normal school opened in Warrensburg in 1872, and in 1915 it had an enrollment of 1848. During 1915, fire destroyed all of its buildings except the power plant and gymnasium, but did not disrupt classes.[4] The legislature, then in session, appropriated a $305,000 rebuilding fund.[5] Growth of this training institute was rapid, and in 1919 the General Assembly changed its name to Central Missouri State Teachers College.[6] In 1939, there were 3,055 students enrolled at the college, with 633 others doing correspondence and extension work.[7]

Johnson County had 97 whole, and 9 fractional, school districts operating in 1939. Its school fund was $150,765.74. In the elementary rural schools there were 1,113 enrolled, 49 of whom were Negroes. There were 79 white and 3 colored teachers employed. These schools and the sites they occupied were valued at $107,950. The value of equipment was placed at $26,130. Ten first-class and 3 third-class high schools are maintained. There were 686 students enrolled in the high schools; in the urban communities the total school enrollment was 816 children.[8]

## Religion

Most of the leading denominations are represented in Johnson County. One of the oldest congregations worships at Mount Zion Christian Church in Grover Township, near Dunksburg. This church was organized May 31, 1840, and five years later it had 100 communicants. In 1850, the log chapel it occupied was abandoned, and for a few years the congregation shared a small place of worship with a group of Baptists. The Mount Zion members erected their own building in 1858. The early pastors

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1. Cockrell, op. cit., pp. 131 and 132.
2. Ibid., p. 143.
3. M. L., 1870, pp. 134-136.
4. Cockrell, op. cit., pp. 145 and 147.
5. M. L., 1915, p. 68, secs. 3 and 3a.
6. M. L., 1919, p. 688, sec. 1 (11064).
7. Ninetieth Report of the Public Schools of the State of Missouri, 1939, p. 189.
8. Ibid., pp. 55, 70, 91, 103, 105-116, and 145.

included the Reverends Thomas Mulkey, Thomas McBride, Duke Young, and Elder Price. Some of the other Christian churches, with the dates of organization, include: Fayetteville, 1842; Warrensburg, 1855; Holden, 1869; Knobnoster, 1866; Prairie View, 1872; Cedar Grove, 1874; Valley City, 1878; Quick City, 1877; Leeton, 1907; and Oak Hill, 1910.[1]

There are more than 20 Baptist churches in the county with a combined membership of nearly 3,000. They have 18 Sunday Schools with a total attendance exceeding 1,000. Some of the older of these congregations are: Liberty, and Vital Springs, 1836; Providence, 1846; Knobnoster, 1856; Bear Creek, 1857; and Kingsville, 1860.[2]

The Methodist Episcopal Church has 11 congregations in the county, several of which date back to the early 1860's. Among other denominations represented are: Brethren, Reorganized Church of Jesus Christ of the Latter Day Saints, Cumberland Presbyterians, Presbyterians, and Catholics. There are 12 Negro churches with an aggregate membership of 400.[3]

## Public Welfare

Social welfare problems, now handled by special agencies, were under the jurisdiction of the county court in early days. During the August term in 1835, the county appointed the first guardian for orphans, as well as the first custodian to take charge of an insane woman.[4] The county courts continued for more than a century to supervise social needs until the Social Security Commission was created on June 23, 1937, to administer plans and laws dealing with various phases of public welfare.[5]

In 1938, Johnson County realized $139,050.16 in sales tax benefits, of which amount the State fund contributed $89,673.89. The schools in Johnson County received $43,397.35 of this sales tax money. $65,890.25 went into the old-age pension fund, and $11,595.63 was set aside for care of dependent children.[6]

During September 1940, Johnson County had 890 old-age pension cases on its rolls, and 42 aid-to-dependent children cases, involving 81 individuals, were being carried. There were 74 general relief cases in which the welfare of 246 persons was concerned. During this period, the county paid out $18,213 on its public welfare work. The distribution of funds was divided as follows: Old-age pensions, $12,992; aid-to-dependent children, $876; general relief cases, $816; and for surplus

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1. Cockrell, op. cit., pp. 376-380.
2. Ibid., pp. 380-382.
3. Ibid., pp. 388-413.
4. County Court Record, volume 1835-39, p. 23, see entry 2.
5. M. L., 1937, pp. 467-478.
6. Report of the State Auditor of Missouri, 1937-38, p. 111.

commodities, $3,528.[1] Under the direction of the State Social Security Commission for the year ending December 1938, these sums were spent in Johnson County: Old-age pensions, $207,156; aid-to-dependent children, $7,197.50; general relief, $38,997.53; commodity distribution, $41,195.57; or a total of $294,546.60.[2] The 41 blind persons on the county rolls in 1937-38 received $22,260.[3]

## Newspapers

William Stephenson, known best as "Uncle Billy," was Johnson County's first editor and publisher. His paper, the Warrensburg Clipper, was handwritten and its circulation was limited to five or six copies posted in store windows. Just when "Uncle Billy's" publication began or ended is uncertain.[4]

Two papers, the Western Missourian and the Signal, were published prior to the Civil War, but during the conflict both passed out of existence.[5] After the war several publications appeared and failed. In 1940, the county had seven papers, including the Star Journal, an evening daily, which also publishes semiweekly editions on Tuesday and Friday and dates back to 1865. It is Democratic in politics and is owned by a stock company. Other Democratic weeklies are the Holden Progress and the Knobnoster Gem. The Chilhowee News and the Leeton Times are independent weeklies, the Merchants Messenger is a non-partisan weekly, and the Standard Herald, a Republican weekly.[6]

## Recreational Area

The Montserrat recreational area is near Knobnoster and offers Johnson County a playground consisting of some 3,500 acres stretching among the northwestern extension of the Ozark foothills. Two-thirds of the site is wooded and, with hunting permanently banned, wild life is abundant. Fishing is good in Clear Fork Creek which traverses the grounds from south to north. This center, administered by the National Park service in cooperation with the Missouri State Park authority, offers every facility for camping life during either short or long stays.

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1. Report of the State Auditor of Missouri, 1937-38, pp. 109 and 113.
2. State Social Security Commission, First Biennial Report, 1937-38, p. 41.
3. Report of the State Auditor of Missouri, 1937-38, p. 240.
4. Cockrell, op. cit., p. 338.
5. Ibid., p. 339.
6. Official Manual, State of Missouri, 1939-1940, p. 869.

(First entry, p. 40)

## 2. GOVERNMENTAL ORGANIZATION

### Introduction

The State of Missouri, for the purpose of providing local self-government, is divided into 114 counties and the City of St. Louis. One of these, Johnson County, was organized in 1834,[1] when the Constitution of 1820 was the organic law. To provide for local self-government, the Constitution and the Legislature delegated certain functions to various courts and officers in each county.

This essay endeavors to give the reader a brief outline of the present functions of the courts and officers in Johnson County and their interrelationship. No attempt is made to present a full discussion of the various functions.[2]

Several units of local government exist in the counties, the most important of which is the township. It is necessary to distinguish between incorporated and unincorporated townships. The county court lays out unincorporated townships for the purpose of facilitating county elections and county government, and the boundaries of these townships may be changed by the court.[3]

Provision was made by the Legislature in 1872,[4] and the Constitution of 1875 provided,[5] for the adoption of the township form of government by any county, by a majority vote. Twenty-four counties now operate under this form of government, and in these counties each township is an incorporated area and may own, buy, and sell property.[6] The boundaries of such townships cannot be changed without the consent of two-thirds of the voters.[7]

Johnson County adopted the township organization plan at a special election on June 18, 1872, by a vote of 1,772 for and 417 against.[8] The plan was in force until 1877,[9] when the State Legislature abolished township organization throughout Missouri. Johnson County did not later re-enact the plan, though permitted to do so by later acts.

### General Administration

General administrative functions conferred upon individual counties are the management of the real and personal property belonging to the county;[10] matters relating to the construction, repair, and

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1. M. L., 1834, p. 419, sec. 2.
2. For a more detailed statement of County Government, see the forthcoming volume to be entitled County Government in Missouri.
3. R. S., 1825, p. 769; R. S., 1939, sec. 13700.
4. M. L., 1871-72, Adjourned Session, p. 184, sec. 1.
5. Constitution 1875, art. IX, sec. 8.
6. M. L., 1879, p. 219, art. II, secs. 1-3; R. S., 1939, sec. 13833.
7. M. L., 1879, pp. 219 f., art. III, sec. 1; R. S., 1939, sec. 13936.
8. County Court Record, volume J, p. 57, see entry 2.
9. Ibid., volume K, p. 510.
10. R. S., 1825, pp. 272 f., sec. 14; R. S., 1939, sec. 2480.

maintenance of public buildings, roads and bridges; levying, assessing and collecting county taxes and appropriating county revenue; care of the poor, lunatics, persons of unsound mind, minors and orphans;[1] supervision and control over elections;[2] appropriation of funds for agricultural activities;[3] and cooperation with the State Board of Health in connection with county health problems.[4] Education is an important administrative function of local government and is the immediate concern of the school district. However, the school district is a subdivision of the county and the two are so closely related that education may be considered as an administrative function of the county. The distribution and accounting of district school funds is one of the chief functions performed within the bounds of each county.[5]

Recording

The purpose of recording deeds of conveyance, and other instruments of writing affecting real and personal property, is that the title thereto may be preserved and protected, that all interested parties may have knowledge of all charges and encumbrances against such property and to give them perpetuity and publicity.[6] This function is performed by the recorder of deeds.[7] He receives a fee for each recording[8] and is required to make a report thereof each year to the county court and pay into the county treasury the excess over his yearly salary.[9]

Administration of Justice

Justice is administered through our system of courts in accordance with statutory law and the common law of England.[10] The judicial power is vested in the State Supreme Court, courts of appeals, circuit courts, criminal courts, probate courts, and municipal courts.[11] The Legislature has also vested certain judicial functions in justices of the peace,[12]

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1. R. S., 1825, pp. 272 f., sec. 14; R. S., 1939, secs. 13702, 13703, 13730; 8473, 8514, 8520, 8534; 10911, 11040, 11044; 9335, 9590-93, and 9707.
2. R. S., 1825, pp. 272 f., sec. 14; pp. 346-348, secs. 3-12; R. S., 1939, secs. 11548-11701.
3. R. S., 1855, pp. 183 f., sec. 7; R. S., 1939, secs. 14167, 14280, and 14315.
4. M. L., 1883, pp. 95-97, secs. 3-12; R. S., 1939, sec. 9747.
5. R. S., 1825, pp. 716 f., sec. 19; R. S., 1939, secs. 10378, 10381, 10390, 10426, and 10431.
6. Ruling Case Law, volume 23, pp. 170 f., secs. 24 and 25; Corpus Juris, volume 53, p. 611, sec. 11.
7. R. S., 1825, p. 656, sec. 5; R. S., 1939, sec. 13161.
8. R. S., 1825, p. 388, sec. 18; R. S., 1939, sec. 13426.
9. R. S., 1855, p. 1317, sec. 29; R. S., 1939, sec. 13187.
10. R. S., 1939, secs. 645, 657, and 678.
11. Constitution 1875, art. VI, secs. 1 and 37; R. S., 1939, sec. 1990.
12. R. S., 1825, p. 473, sec. 1; R. S., 1939, sec. 2522.

and in county courts the issuance of writs of habeas corpus and injunction.[1]

Civil actions are those pertaining to the rights and relations between citizens and the State and between citizens as regulated by law. The trial of these cases is the chief function of circuit, and justice of the peace, courts.[2] This jurisdiction was also lodged in the court of common pleas when that court existed in Johnson County.[3] The amount involved determined the court or courts in which the action might be brought, and in some instances the jurisdiction was concurrent among them.[4] The circuit court also has jurisdiction in chancery or equity cases.[5]

Criminal actions are those in which the defendant is liable to punishment by fine or imprisonment and involves the prosecution of misdemeanors and felonies. Criminal jurisdiction is held by the circuit court and in misdemeanor cases also by justices of the peace within their respective townships.[6]

Probate jurisdiction covers the administration of the estates of deceased persons, minor children, and insane and incompetent persons.[7] This jurisdiction was exercised by the county court until 1866, when it was transferred to the newly-established probate court,[8] where it has remained under the uniform probate court law enacted in 1877.[9]

Juvenile jurisdiction, which relates to homeless and delinquent children under the age of 17 years,[10] and the naturalization of aliens comes within circuit court jurisdiction.[11]

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1. R. S., 1835, p. 297, sec. 2; p. 313, sec. 2; R. S., 1939, secs. 1591 and 1661.
2. R. S., 1825, p. 269, sec. 4, p. 473, sec. 1; Constitution 1875, art. VI, sec. 22; R. S., 1939, secs. 2100 and 2552.
3. M. L., 1867, p. 90, sec. 10.
4. R. S., 1825, p. 269, sec. 4; p. 473, sec. 1; M. L., 1867, p. 90, sec. 10.
5. R. S., 1825, p. 269, sec. 4; R. S., 1939, sec. 2100.
6. R. S., 1825, p. 269, sec. 4; R. S., 1879, sec. 1760; R. S., 1939, sec. 3891.
7. R. S., 1825, p. 92, sec. 1, pp. 416 f., secs. 1, 2, and 6-8, pp. 429 f., secs. 2-7; R. S., 1939, secs. 1, 7, 11, 376, 378, 385, 451, and 2437.
8. M. L., 1827, p. 124, secs. 3 and 4; M. L., 1865-66, Adjourned Session, pp. 84 f., secs. 1 and 6.
9. M. L., 1877, p. 229, sec. 1; R. S., 1939, sec. 2437.
10. M. L., 1917, p. 196, sec. 1; R. S., 1939, sec. 9699.
11. Constitution 1875, art. I, sec. 8; 1 U. S. Stat. 414, 8 U.S.C.A. 402.

Governmental Organization (First entry, p. 40)

Any person who believes he has been prejudiced by the judgment of a court may appeal to the court having appellate jurisdiction by filing an affidavit and bond with the clerk of the court.[1] Appeals from the county, probate, and justice of the peace courts are taken to the circuit court,[2] as are decisions from awards of the Workmen's Compensation Commission[3] and Missouri Commission for the Blind.[4] Appeals from the circuit court are taken either to the Kansas City court of appeals[5] or the State Supreme Court, depending on the amount or question involved.[6]

Each court of record has a clerk, who is its administrative officer.[7]

Law Enforcement

Preservation of the peace and the enforcement of the law are functions performed primarily by the sheriff and the constable.[8] The sheriff may act in person or through his deputies[9] and does not necessarily have to make arrests to preserve the peace.[10] If a crime is committed in his presence he has the right to make an arrest without a warrant.[11] The coroner assumes these functions when the office of sheriff is vacant.[12]

In connection with the enforcement of the law, the coroner is required to hold an inquest to determine the cause of death when the dead body of any person is found in the county, when it appears that the death might have been caused by violence or casualty, or that the person died without medical attention or without certification by a physician afterwards, and under circumstances indicating that death was caused by unlawful or suspicious means.[13] A jury is summoned by the

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1. R. S., 1825, pp. 123 f., sec. 77, p. 269, sec. 4, pp. 480 f., sec. 22, pp. 632 f., sec. 43; R. S., 1939, secs. 283-287, 1184-1188, 2490, and 2726-2729.
2. R. S., 1825, pp. 123 f., sec. 77, p. 269, sec. 4; Constitution 1875, art. VI, secs. 22 and 23; R. S., 1939, sec. 2100.
3. M. L., 1925, p. 397, sec. 44; R. S., 1939, sec. 3732.
4. M. L., 1921, pp. 555 f., sec. 5; R. S., 1939, sec. 9459.
5. Constitution 1875, Amendment of 1884, sec. 2; M. L., 1889, p. 65, sec. 2; R. S., 1939, sec. 2061.
6. Constitution 1875, art. VI, sec. 12; Constitution 1875, art. VI, Amendment of 1884, sec. 3; R. S., 1939, sec. 2078.
7. R. S., 1825, p. 207, sec. 1; R. S., 1939, secs. 2440 and 13283.
8. R. S., 1825, p. 740, sec. 6; R. S., 1835, pp. 372 f., sec. 3; R. S., 1939, secs. 3882, 3981, 13136, 13138, and 13378.
9. R. S., 1825, pp. 739 f., sec. 4; R. S., 1939, sec. 13136.
10. State v. Lamb, 278 S.W. 1011.
11. State v. Peters, 242 S.W. 894.
12. R. S., 1825, p. 222.
13. Boislinieri v. County Commissioners of St. Louis County, 32 Missouri Supreme Court Reports 375; M. L., 1909, p. 542, sec. 8; R. S., 1939, sec. 9767.

constable and, from the testimony of witnesses summoned by the coroner, ascertains the cause of death.[1] If it appears that the death was caused through felony, the coroner informs a justice of the peace, or judge of a court of record, who issues his process for the apprehension of the felon.[2] A justice of the peace or judge of a court of record holds the inquest when the coroner is unable to do so.[3]

Criminal offenses are prosecuted by indictment or information. Indictments are returned by the grand jury.[4] Information is filed by the prosecuting attorney with the clerk of the court having jurisdiction, either as informant, or upon the affidavit of any person who has knowledge of the commission of a crime, together with the names of all witnesses endorsed thereon.[5] A warrant is issued to the sheriff by a court of record, or to the constable by a justice of the peace, for the arrest of the offender.[6]

If the offense charged is bailable, the magistrate accepts bond for the defendant's appearance at the next term of court.[7] At the preliminary hearing he is required to give a bond for his appearance at the formal trial.[8] Persons charged with criminal offenses are placed in the custody of the sheriff or a constable until bail is furnished.[9] On arraignment day they are brought into court by the sheriff or his deputy.[10] The charge is read to the accused by the clerk of the court, and he is asked to plead.[11] The prosecuting attorney must be present properly to inform the court of the facts in the case if a plea of guilty is entered.[12] If the plea is not guilty the accused is advised when the case will be tried.[13]

When the case is called for trial the prosecuting attorney presents his case against the defendant. The accused or his counsel offers his defense. The court instructs the jury on all points of law. While it

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1. R. S., 1825, pp. 442-444, secs. 1-6; R. S., 1939, secs. 13231, 13236, 13238, and 13241.
2. R. S., 1825, p. 444, sec. 7; R. S., 1939, sec. 13242.
3. R. S., 1825, p. 444, sec. 8; R. S., 1939, sec. 13243.
4. R. S., 1825, p. 323, sec. 41; R. S., 1939, secs. 3928 and 3929.
5. R. S., 1879, secs. 1762-1769; R. S., 1939, secs. 3894-3901; State v. Kelm, 79 Missouri Supreme Court Reports 515.
6. American Jurisprudence, volume 4, pp. 7 ff.; R. S., 1835, p. 472, secs. 2 and 3; p. 484, sec. 18; R. S., 1939, secs. 3804, 3857, 3956, 3957, and 13378.
7. R. S., 1835, p. 475, sec. 8; R. S., 1939, sec. 3858.
8. R. S., 1835, pp. 476 f., secs. 15, 21, 22, and 26; R. S., 1939, secs. 3871, 3872, and 3876.
9. R. S., 1835, p. 335, sec. 2; R. S., 1939, sec. 9195.
10. R. S., 1835, p. 485, secs. 1, 3, and 4; R. S., 1939, secs. 4002 and 4003.
11. R. S., 1825, p. 319, secs. 20 and 21; R. S., 1939, sec. 4004.
12. R. S., 1879, p. 81, sec. 513; R. S., 1939, sec. 12942.
13. State v. Allen, 267 Missouri Supreme Court Reports 55; State v. Borchert, 312 Missouri Supreme Court Reports 456.

is deliberating it is in charge of the sheriff, or one of his deputies,[1] who brings the jury back into court when they have agreed on a verdict.[2] The court in the presence of the defendant, renders judgment accordingly,[3] which is entered fully upon the minutes by the clerk.[4]

A transcript of the entry of conviction and sentence is delivered by the clerk of the court to the sheriff who conveys the prisoner to the county jail, or the State penitentiary, according to the sentence.[5] If the sentence calls for punishment by death, the execution is carried out by the administration of lethal gas at the State penitentiary, under the supervision of the warden.[6]

Taxation and Revenue

For the support of State and county government, taxes are levied upon all real and personal property within the county. The first step in this function is the assessment of property. The county clerk furnishes the assessor with the books and blanks necessary for assessing all property in the county. The assessor requires each taxpayer to make a list on these blanks of all taxable property owned by him, or under his care, charge, or management, and to sign and swear to the same.[7] The assessor's book is made up from these blanks and from lists of taxable lands furnished by the clerk of the county court and the Secretary of State.[8] A copy of this book is made up by him and sent to the county court. The county clerk makes up an abstract of the assessment book, showing the different kinds of real and personal property and the valuations thereof, and forwards it to the State Auditor, to be laid before the State Board of Equalization.[9] Every person has a right to appeal to the county board of equalization from the assessment made against him,[10] and the board has power to equalize the valuation of all taxable property in the county[11] and correct and adjust the assessment accordingly. The county clerk keeps an accurate record of the proceedings of the board.[12] This board also has the power to assess and equalize the value of any property that has been omitted from the assessor's book.[13]

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1. R. S., 1879, secs. 1908-1910; R. S., 1939, secs. 4070-4072.
2. R. S., 1879, sec. 1926; R. S., 1939, sec. 4089.
3. R. S., 1879, sec. 1937; R. S., 1939, secs. 4092, 4093, and 4100.
4. R. S., 1835, p. 494, sec. 12; R. S., 1939, sec. 4104.
5. R. S., 1835, p. 494, secs. 13 and 14; R. S., 1939, secs. 4105 and 4106.
6. M. L., 1937, pp. 322 f., sec. 3722; R. S., 1939, sec. 4112.
7. M. L., 1871-72, Adjourned Session, p. 89, sec. 28; R. S., 1939, sec. 10950.
8. R. S., 1899, sec. 9166; R. S., 1939, sec. 10969.
9. M. L., 1865-66, p. 136, sec. 46; R. S., 1939, sec. 10990.
10. M. L., 1865-66, p. 137, sec. 48; R. S., 1939, sec. 10992.
11. M. L., 1865-66, pp. 127 f., sec. 14; R. S., 1939, sec. 11002.
12. M. L., 1865-66, p. 128, sec. 16; R. S., 1939, sec. 11004.
13. M. L., 1903, pp. 253 f., sec. 1; R. S., 1939, sec. 11006.

The State Board of Equalization adds to or deducts from the valuation of the property in the county such percent as will increase or reduce the same to its true value;[1] this percent is then certified to the county clerk by the State Auditor.[2] A tax of 5 cents per $100 valuation is levied on all property for State revenue.[3] The county assesses, levies, and collects the State tax, the taxes necessary to pay the funded or bonded debt of the State or county, taxes for current county expenditures, and those certified as necessary by cities, incorporated towns, villages, and for schools.[4] If any other taxes are necessary, the county court, through the prosecuting attorney, presents a petition to the circuit court, which court may make an order for the collection thereof.[5]

When the assessor's book is corrected and adjusted, the county court ascertains the sum necessary to be raised for county purposes and fixes the rate.[6] Within 90 days the clerk of the county court extends the taxes in the assessor's book and authenticates the same with the seal of the county court for the use of the county collector.[7] The book is then delivered, through the county court, to the collector who gives his receipt therefor to the clerk of the county court, and the collector is charged with the whole amount of the tax book.[8] The collector gives notice of the time and place where he will receive and collect the taxes.[9] On request, he furnishes nonresident taxpayers a statement of the amount of their taxes.[10]

At the March term of the county court, the collector returns the delinquent list and the back tax book, settles his accounts for all moneys received on account of taxes and other sources of revenue, and is given credit for the amount of the delinquent list.[11] The settlement is entered in the record of the court showing the amount due the State and county, respectively, and is certified to the State Auditor by the county clerk.[12]

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1. M. L., 1871-72, Adjourned Session, pp. 86 f., sec. 11; R. S., 1939, sec. 11036.
2. M. L., 1871-72, Adjourned Session, p. 87, sec. 12; R. S., 1939, sec. 11038.
3. R. S., 1939, sec. 11039.
4. R. S., 1899, sec. 9273; R. S., 1939, sec. 11040.
5. M. L., 1879, p. 185, sec. 2; R. S., 1939, sec. 11041.
6. R. S., 1825, p. 671, secs. 20 and 21; R. S., 1939, sec. 11044.
7. M. L., 1871-72, Adjourned Session, p. 96, sec. 65; R. S., 1939, sec. 11048.
8. R. S., 1835, p. 536, sec. 8; R. S., 1939, sec. 11052.
9. R. S., 1825, p. 673, sec. 27; M. L., 1865-66, p. 146, secs. 21 and 22; R. S., 1939, sec. 11079.
10. M. L., 1871-72, Adjourned Session, p. 106, sec. 117 (116); R. S., 1939, sec. 11083.
11. M. L., 1885, p. 227, sec. 1; R. S., 1939, sec. 11089.
12. R. S., 1845, p. 944, secs. 44 and 46; R. S., 1939, secs. 11093 and 11095.

Revenues are also derived from license taxes imposed upon merchants,[1] manufacturers,[2] and others for the privilege of conducting certain businesses or occupations. The licenses are prepared by the county clerk and delivered to the collector, to whom the license fee is paid.[3] Other sources of revenue include fines, forfeitures, and penalties.[4] These are remitted to the county treasurer by the clerk of the particular court.[5]

The collector remits to the State Treasurer all State taxes and license fees received by him[6] and to the county treasurer all county revenue, and is given a receipt by the county treasurer, a duplicate of which is filed with the county clerk.[7] The county treasurer settles his accounts with the county court semiannually and at the expiration of his term.[8] He deposits all funds in depositories selected by the county court.[9]

Real estate upon which taxes remain unpaid becomes delinquent and is subject to a lien for the amount thereof, together with interest and costs.[10] All lands and lots on which back taxes are long delinquent may be sold by the collector to discharge the lien for said unpaid taxes.[11]

Budgets

The county court prepares a budget of estimated receipts and expenditures for each calendar year.[12] Every officer claiming any payment for salary or supplies furnishes an itemized statement of the estimated amount required by him during the current year to the clerk of the county court, who presents his consolidated budget estimate to the county court. The court may alter or change any estimate as public interest may require, and to balance the budget.[13] A certified copy of the revised estimate is filed with the county treasurer and the State Auditor.[14] The budget document also contains the rate of taxation

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1. R. S., 1825, pp. 530 f., sec. 4; R. S., 1939, sec. 11304.
2. M. L., 1877, p. 294, sec. 2; R. S., 1939, sec. 11339.
3. R. S., 1825, pp. 530 ff., secs. 3-7; R. S., 1939, secs. 10084-10086 and 10111.
4. M. L., 1879, p. 205, sec. 1; Constitution 1875, art. XI, sec. 8; R. S., 1939, sec. 10376.
5. M. L., 1874, p. 167, sec. 86; R. S., 1939, sec. 10379.
6. R. S., 1825, p. 684, sec. 51; R. S., 1939, sec. 11100.
7. R. S., 1825, p. 686, sec. 54; M. L., 1874, p. 128, sec. 1; R. S., 1939, sec. 11103.
8. R. S., 1879, sec. 5378; R. S., 1939, sec. 13814.
9. R. S., 1879, secs. 3212 and 3216; R. S., 1939, secs. 13846 and 13851.
10. R. S., 1825, p. 672, sec. 25; R. S., 1939, secs. 11108 and 11109.
11. M. L., 1933, pp. 430 f., secs. 9952a-9952c; R. S., 1939, secs. 11125-11127.
12. M. L., 1933, pp. 340 f., sec. 1; R. S., 1939, sec. 10910.
13. M. L., 1933, pp. 342 f., secs. 3, 7, and 8; R. S., 1939, secs. 10912, 10916, and 10917.
14. M. L., 1933, pp. 345 f., sec. 8; R. S., 1939, sec. 10917.

per $100 assessed valuation recommended by the county clerk and estimated by the county court.[1]

Expenditures

Claims against the county must be presented to the county court which audits, adjusts, and settles each account.[2] If the claim is proper and legal, the court orders the clerk to draw a warrant on the county treasurer for the amount due.[3] The warrants are presented to the county treasurer for payment,[4] and the original canceled warrants are returned to the county court by the treasurer when making his annual settlement.[5]

Audits

It is the duty of the clerk of the county court to keep regular accounts between the treasurer and the county, and between the county and all persons chargeable with moneys payable into the county treasury, or entitled to receive moneys therefrom.[6] The county court audits all accounts to which the county is a party and has authority to call upon an accountant to audit and check the accounts of the various officers.[7]

The State Auditor is required to visit, examine, inspect, and audit, at least once in every 2 years, the accounts of all county officials who are required by law to pay money into the State treasury. He is also required to formulate a simple and complete system of accounting and reporting for each county office.[8]

Elections

Primary elections are held on the first Tuesday of August every 2 years for the nomination of all candidates to be voted for at the next general election.[9] General elections are held every 2 years on the first Tuesday after the first Monday in November.[10] All citizens of the United States over the age of 21 years, who have resided in this State 1 year and in the county, city, or town 60 days immediately preceding an election, are entitled to vote.[11]

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1. M. L., 1933, p. 343, sec. 4; R. S., 1939, sec. 10913.
2. R. S., 1825, pp. 261 f., sec. 1; R. S., 1939, secs. 13824 and 13825.
3. R. S., 1825, pp. 265 f., sec. 14; R. S., 1939, sec. 13831.
4. R. S., 1825, p. 262, sec. 2; R. S., 1939, secs. 13801 and 13802.
5. R. S., 1825, p. 262, sec. 2; R. S., 1939, sec. 13807.
6. R. S., 1825, pp. 262 f., sec. 3; R. S., 1939, sec. 13823.
7. R. S., 1825, pp. 261 f., sec. 1; M. L., 1909, p. 383, sec. 1; R. S., 1939, sec. 13824.
8. R. S., 1939, secs. 13094, 13095, and 13097.
9. M. L., 1907, p. 263, sec. 2; R. S., 1939, sec. 11547.
10. Constitution 1875, art. VIII, sec. 1; R. S., 1939, secs. 11458 and 11459.
11. R. S., 1939, sec. 11469.

Governmental Organization

(First entry, p. 40)

Ballots are prepared by the county clerk from a list of nominees certified to him by the Secretary of State, and from certificates of nomination and declarations of candidacy for county offices filed with the county clerk.[1] He also prepares the ballots containing proposals of constitutional amendments and other propositions and questions certified to him by the Secretary of State.[2] The county clerk,[3] acting through the agency of the sheriff, his deputies, or the constable, supplies polling places with printed ballots, ballot boxes, poll books, and printed instructions to voters. After the close of each election, the clerk of the county court, with the assistance of two justices of the peace or two judges of the county court, counts the votes and gives a certificate of election to each candidate having the highest number of votes.[5] In the case of a primary election he furnishes a copy of the returns to the Secretary of State and to the chairman of the county and State central committee of each party. The persons receiving the highest number of votes in the primary election are entitled to have their names placed upon the ballots in the general election.[6] The county clerk retains all ballots for the period of 1 year, after which they are publicly destroyed by burning without inspection.[7]

Education

While education is primarily a State function, each county is divided into districts classified as common, consolidated, town, and city, school districts.[8] Each district is governed by a board of directors[9] and has a clerk[10] who is required to make regular reports to the county clerk and superintendent of public schools.[11]

The county court, being responsible for the safekeeping of school funds,[12] selects the depositories in which the school district funds are deposited by the county treasurer.[13] The county superintendent of

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1. M. L., 1889, p. 106, sec. 4, pp. 107 f., secs. 11-16; R. S., 1939, secs. 11527, 11541, and 11594.
2. Constitution 1875, art. XV, sec. 2; R. S., 1939, sec. 11596.
3. M. L., 1889, p. 108, secs. 19 and 20, p. 110, sec. 30; R. S., 1939, secs. 11488, 11489, 11594, and 11601.
4. M. L., 1862-63, p. 17, sec. 2; R. S., 1889, sec. 4776; R. S., 1939, sec. 11598.
5. R. S., 1825, p. 348, sec. 11; R. S., 1939, sec. 11615.
6. M. L., 1909, p. 486, sec. 22; R. S., 1939, secs. 11568 and 11569.
7. M. L., 1862-63, p. 17, sec. 4; R. S., 1939, sec. 11608.
8. M. L., 1909, p. 772, sec. 2; R. S., 1939, sec. 10323.
9. R. S., 1855, p. 1443, sec. 5; R. S., 1939, sec. 10420.
10. M. L., 1865-66, p. 173, sec. 5; R. S., 1939, sec. 10422.
11. M. L., 1909, pp. 793 f., sec. 51; R. S., 1939, sec. 10426; M. L., 1874, Adjourned Session, p. 150, sec. 30; R. S., 1939, sec. 10432; M. L., 1911, pp. 398 f., sec. 1; R. S., 1939, sec. 10390.
12. R. S., 1889, sec. 3216; R. S., 1939, sec. 13851.
13. M. L., 1874, Adjourned Session, p. 160, sec. 59; M. L., 1879, pp. 205 f., sec. 1; R. S., 1939, secs. 10376 and 10378.

public schools exercises general authority over the public schools of his county, except in city, town, or village districts employing a superintendent.[1]

## Public Health

Safeguarding the health of the people is primarily the function of the State Board of Health, which makes a study of the causes and prevention of diseases and has power to make necessary rules and regulations to accomplish its purposes.[2] These rules are enforced in the county by the Deputy State Commissioner of Health.[3] While the State Board has general supervision over public health, it functions in cooperation with the counties through the various offices, boards, and agencies created for that purpose. Most important of these from the standpoint of health protection are the dental board,[4] the board of barber examiners,[5] food and drug commissioner,[6] the dairy commissioner,[7] and the department of labor and industrial inspection.[8] Physicians and surgeons,[9] dentists,[10] chiropodists,[11] nurses,[12] and osteopaths[13] are required to register with the county clerk. Chiropractors register with the circuit clerk.[14] Births and deaths must be reported to the State Board of Health through local registrars appointed in each county.[15] The prosecuting attorney is required to aid in the enforcement of the law relating to the registration of vital statistics.[16]

## Public Welfare

Support and maintenance of the poor, outside of direct relief and any other matters of public welfare not specifically charged to the State and county social security commissions, are functions of the county court.[17] This includes the care of the aged, infirm, lame, blind, or sick persons unable to support themselves, and who have no

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1. M. L., 1909, p. 824, sec. 9806; R. S., 1939, sec. 10612.
2. M. L., 1883, pp. 95 f., sec. 4; R. S., 1939, sec. 9735.
3. M. L., 1919, pp. 373 f., sec. 6655a; R. S., 1939, sec. 9747.
4. M. L., 1917, p. 253, sec. 5484; R. S., 1939, sec. 10062.
5. R. S., 1899, sec. 5035; R. S., 1939, sec. 10128.
6. M. L., 1909, p. 514, sec. 1; R. S., 1939, sec. 9855.
7. M. L., 1909, p. 113, secs. 1 and 2; R. S., 1939, sec. 14100.
8. M. L., 1891, pp. 161 f., sec. 16; M. L., 1927, p. 292, sec. 1; R. S., 1939, secs. 10140 and 10197.
9. M. L., 1901, p. 208, sec. 4; R. S., 1939, sec. 9987.
10. M. L., 1917, p. 257, sec. 5490; R. S., 1939, sec. 10068.
11. M. L., 1919, p. 205, sec. 12; R. S., 1939, sec. 9806.
12. M. L., 1909, p. 671, sec. 4; R. S., 1939, sec. 10037.
13. M. L., 1903, p. 249, sec. 5; R. S., 1939, sec. 10047.
14. M. L., 1927, p. 136, sec. 7; R. S., 1939, sec. 10057.
15. M. L., 1909, pp. 539 f., secs. 1 and 4; R. S., 1939, secs. 9760 and 9763.
16. M. L., 1909, p. 549, sec. 23; R. S., 1939, sec. 9783.
17. R. S., 1825, pp. 618 f., secs. 1 and 2; R. S., 1939, sec. 9590.

other persons required by law who are able to maintain them.[1] Applications for benefits under the Social Security Act are made to the county social security commission, which in turn makes an investigation of the circumstances of the applicant. The facts thus obtained are submitted to the State Administrator who decides whether or not the applicant should receive aid and the amount of benefits to which he is entitled.[2]

Public Works

The establishment of all county public roads and bridges is under the supervision of the county court.[3] It appoints a county highway commission[4] which has the power to locate, construct, and maintain, subject to the approval of the State Highway Commission, a system of county highways[5] over which it has absolute jurisdiction and control.[6] The county commission is required to make a complete detailed report to the county court annually.[7]

The county is divided into road districts by the county court, with the advice and assistance of the county highway engineer.[8] A road overseer is appointed in each district,[9] whose duty it is to keep the roads in his district in as good repair as the funds at his command will permit.[10] He is required to file monthly a detailed statement of his transactions[11] with the county highway engineer; a detailed report, under oath, with the county court at each regular term; and in February of each year to make a final report and settlement of all moneys received and expended by him.[12]

A special road district may also be organized for a territory not exceeding 8 miles square, wherein is located a city, town, or village containing less than 100,000 inhabitants.[13] These are corporate bodies[14] and are governed by a board of three commissioners,[15] who have exclusive jurisdiction over all public highways within the district, outside of the corporate limits of any city or village therein, to

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1. R. S., 1825, p. 618, sec. 1; R. S., 1939, sec. 9591.
2. M. L., 1937, pp. 474 f., secs. 14 and 15; R. S., 1939, secs. 9409 and 9410.
3. M. L., 1917, pp. 445 f., sec. 3, p. 458, sec. 38; R. S., 1939, secs. 8473 and 8534.
4. M. L., 1927, p. 421, sec. 1; R. S., 1939, secs. 8502 and 8503.
5. M. L., 1927, p. 421, sec. 2; R. S., 1939, sec. 8504.
6. M. L., 1927, p. 421, sec. 7; R. S., 1939, sec. 8508.
7. M. L., 1927, p. 421, sec. 10; R. S., 1939, sec. 8511.
8. M. L., 1917, p. 452, sec. 16; R. S., 1939, sec. 8514.
9. M. L., 1917, p. 452, sec. 18; R. S., 1939, sec. 8516.
10. M. L., 1917, p. 453, sec. 21; R. S., 1939, sec. 8520.
11. M. L., 1917, p. 452, sec. 20; R. S., 1939, sec. 8519.
12. M. L., 1917, p. 453, sec. 22; R. S., 1939, sec. 8521.
13. M. L., 1909, p. 765, sec. 1; R. S., 1939, sec. 8673.
14. M. L., 1911, p. 370, sec. 1; R. S., 1939, sec. 8674.
15. M. L., 1895, p. 253, sec. 2; R. S., 1939, sec. 8675.

construct, improve, and repair such highways, and have all the authority conferred by general statutes upon road overseers.[1] They may also build, repair, and maintain all bridges and culverts needed within the district.[2] The board is required to make annual settlements with the county court at the August term of all moneys received and expended by it.[3]

Provision is also made for other special road districts containing at least 640 acres of contiguous territory. They may be organized by the county court on petition of the owners of a majority of acres of land within the district proposed to be organized.[4] These districts are also governed by a board of three commissioners, having the same powers and duties as road overseers,[5] but who may levy taxes[6] and issue bonds for road and bridge purposes, when so authorized by an election in the district.[7]

The county highway engineer is required to make an annual report to the county court on the general condition of roads and bridges in the county, together with his recommendations.[8]

A road tax, not exceeding 20 cents on each $100 valuation of all real and personal property, is levied yearly by the county court and, when collected, is placed in the county treasury to the credit of the "county road and bridge fund."[9]

Public Buildings

The control and management of county property; the power to purchase, lease, or receive by donation the property needed for the use of the county; authority to sell or convey real estate owned by the county; and the maintenance of the courthouse are responsibilities of the county court.[10] It may, if it thinks it expedient, purchase or lease land on which to erect a poorhouse.[11] Every county is authorized to acquire land and erect a hospital in which to care for and treat its poor,[12] or to maintain a public hospital for all its inhabitants and any person falling sick or being maimed within the limits of the county,[13] and it may also issue bonds for the erection of

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1. M. L., 1895, p. 254, sec. 9; R. S., 1939, sec. 8682.
2. M. L., 1913, p. 674, sec. 1; R. S., 1939, sec. 8688.
3. R. S., 1899, sec. 9628; R. S., 1939, sec. 8699.
4. M. L., 1913, pp. 678 f., secs. 10611 and 10612; R. S., 1939, secs. 8710 and 8711.
5. M. L., 1913, pp. 679 f., sec. 10613; R. S., 1939, sec. 8714.
6. M. L., 1913, p. 682, sec. 10617; R. S., 1939, sec. 8716.
7. M. L., 1913, pp. 682 f., sec. 10618; R. S., 1939, sec. 8717.
8. M. L., 1909, pp. 758 f., sec. 11; R. S., 1939, sec. 8667.
9. M. L., 1917, p. 457, sec. 36; R. S., 1939, sec. 8526.
10. R. S., 1825, pp. 272 f., sec. 14; R. S., 1939, secs. 2480 and 13702.
11. R. S., 1845, p. 799, secs. 7 and 8; R. S., 1939, secs. 9596 and 9597.
12. M. L., 1907, p. 194, sec. 1; R. S., 1939, secs. 15157 and 15158.
13. M. L., 1917, p. 145, sec. 1; R. S., 1939, sec. 15192.

a tuberculosis hospital.[1] Adjoining counties having less than 80,000 inhabitants may contract jointly for the construction of district poorhouses, poor farms, and infirmaries, when such buildings can be built or maintained more economically and efficiently by joint operation.[2]

Agriculture

Agricultural activities are supervised by the State Department of Agriculture, in charge of a Commissioner of Agriculture,[3] who cooperates with the Missouri College of Agriculture of the State university, has supervision over the State fair, and of all the legalized departments of the State which are of a regulatory nature for the advancement of horticulture and agriculture.[4]

The county court is authorized to appropriate funds for the support of a county farm bureau, composed of bona fide farmers or tenants willing to promote the development of profitable and permanent systems of agriculture[5] and to cooperate with the Missouri College of Agriculture in carrying out the provisions of the Smith-Lever Act of Congress.[6] Each month the secretary of the organization submits a requisition for funds and a certified statement of expenditures to the county court.[7] At the end of the year a detailed report of receipts and expenditures, with a summary of work undertaken and results accomplished, is submitted to the court.[8]

The county court may also appropriate an amount, not exceeding $100 a year, to organizations which have for their purpose the development of agricultural resources by means of farmers' institutes or short study courses in agriculture.[9] It may appropriate $300 a year to any regularly organized agricultural society which has as its purpose the holding of county fairs or the advancement of agriculture or allied industries.[10] The county assessor is required to furnish yearly to the State Department of Agriculture information concerning actual crop acreage and other essential agricultural and country life statistics for dissemination among the public.[11]

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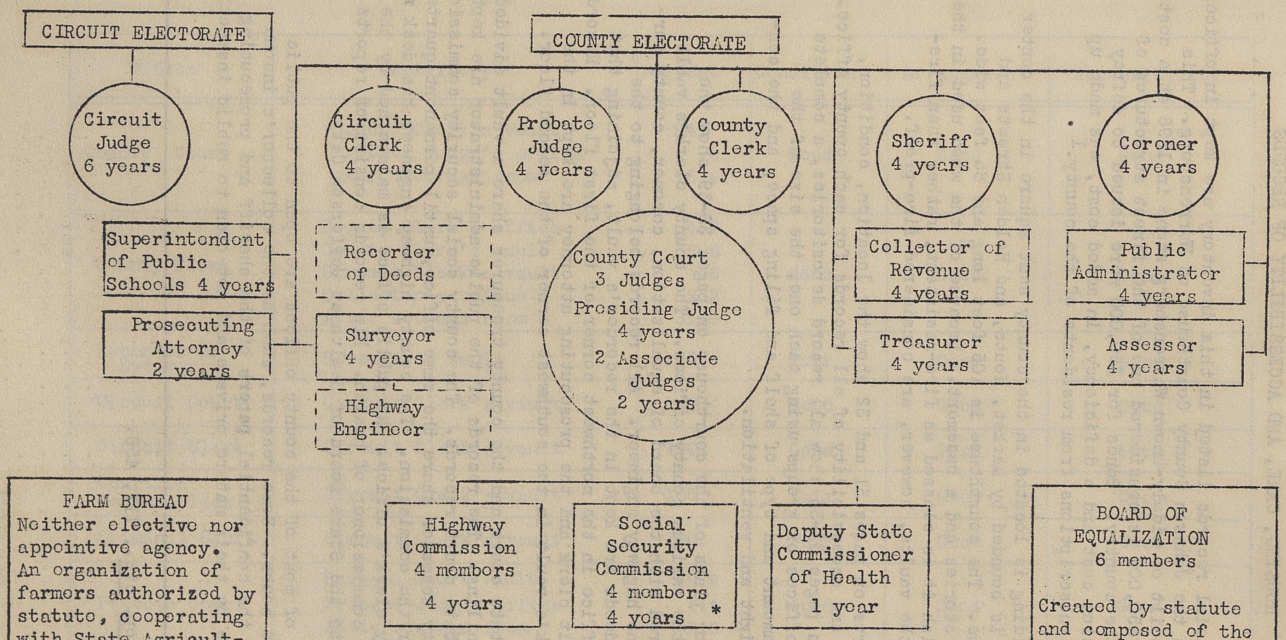
1. M. L., 1915, pp. 201 f., secs. 1 and 2; R. S., 1939, secs. 15172 and 15173.
2. M. L., 1923, pp. 317 f., sec. 1; R. S., 1939, secs. 13749 and 13751.
3. M. L., 1933, p. 167, sec. 12348; R. S., 1939, sec. 14025.
4. M. L., 1933, p. 168, sec. 12353; R. S., 1939, sec. 14027.
5. M. L., 1919, p. 112, sec. 1; R. S., 1939, sec. 14280.
6. 7 U.S.C.A., p. 166, sec. 341; M. L., 1923, p. 136, sec. 2; R. S., 1939, sec. 14281.
7. M. L., 1919, p. 113, sec. 5; R. S., 1939, sec. 14284.
8. M. L., 1919, p. 113, sec. 7; R. S., 1939, sec. 14286.
9. M. L., 1917, p. 132, sec. 1; R. S., 1939, sec. 14315.
10. M. L., 1919, p. 115, sec. 691; R. S., 1939, sec. 14167.
11. M. L., 1939, pp. 206 f., sec. 12357; R. S., 1939, sec. 14030.

CHART OF GOVERNMENT OF JOHNSON COUNTY, 1941

CHART OF GOVERNMENT OF JOHNSON COUNTY, 1941




FARM BUREAU
Neither elective nor appointive agency. An organization of farmers authorized by statute, cooperating with State Agricultural College in improving farm condition Organization elects its own officers. Allotted funds by County Court.

Legend

- Established by Constitution, made elective by Statute.
- Established and made elective by Statute.
- Appointed by the County Court.
- Appointed by the State Social Security Commission.
- --- Ex officio.

BOARD OF EQUALIZATION
6 members

Created by statute and composed of the following officers: Three County Judges, Assessor, Surveyor, and the County Clerk who is secretary of the board.

(First entry, p. 40)

## 3. HOUSING, CARE, AND ACCESSIBILITY OF RECORDS

The official records listed in this inventory are kept in offices and vaults in the Johnson County Courthouse at Warrensburg. This courthouse, built of widely-known Warrensburg stone in 1896 at a cost of more than $50,000 is considered one of the finest structures of its kind in the country. Bonds for $50,000 were issued to defray the construction cost and a deficiency, in added cost, was made up by voluntary subscriptions from residents of the county.[1]

The building is located in the county seat square in the center of town. It is bounded by Market, Houts, and Holden Streets and Maynard Avenue. The courthouse is 105 feet long and 85 feet wide. It has three stories and a basement. Because of the wood used in the interior finish it is classed as fire-resistant, rather than fire-proof. All the vaults, however, are considered fire-proof.

The charts on pages 31 and 32 show the location, condition, arrangement, and accessibility of all records for each county office. The charts on pages 33-35 show all record depositories, a complete list of all offices or groups using each one, the size of the depository, amount and type of shelf and filing space, and the conditions of light and ventilation.

The floor plans of the courthouse on pages 36-39 show the location of the various county offices. The county clerk's vault space is shared with the board of equalization, coroner, county surveyor, and the highway engineer. All records belonging to the recorder of deeds are kept in the recorder's vault, adjoining that official's office in the northwest corner of the first floor. Records of the circuit clerk and the prosecuting attorney are kept in the circuit clerk's vault in the southwest corner of the second floor.

The probate court and the county treasurer share a vault divided by an iron railing. The records of the public administrator are kept with the probate court records. The county social security commission and the county assessor share the same office, until permanent quarters are found for the commission. The county highway engineer has desk room in the county clerk's office. No public office is maintained by the deputy state commissioner of health. His records consist of reports sent direct to the State Board of Health at Jefferson City.

Records of most of the county offices are open to the public during office hours. Some records, such as the collector's income tax book and the confidential papers of the sheriff and prosecuting attorney, are by their nature private and not open to public inspection.

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1. Conard, op. cit., III, 456.

| Office | Depository | Percent | Condition | Arrangement | Accessibility |
|---|---|---|---|---|---|
| County Court | County Clerk's vault<br>Probate Judge's office<br>Attic storage room | 84.<br>.6<br>15.4 | Good | Good | Good |
| County Clerk | County Clerk's office<br>County Clerk's vault<br>Circuit Clerk's vault<br>Collector's office<br>Attic storage room | 4.7<br>56.6<br>.6<br>2.2<br>35.9 | Good | Good | Good |
| Recorder of Deeds | Recorder's vault | 100. | Fair | Good | Good |
| Circuit Court | Circuit Clerk's vault | 100. | Good | Good | Good |
| Circuit Clerk | Circuit Clerk's vault | 100. | Good | Good | Good |
| Court of Common Pleas | Circuit Clerk's vault | 100. | Fair | Good | Good |
| Criminal Court | Circuit Clerk's vault | 100. | Fair | Good | Good |
| Probate Court | Probate Court vault<br>Probate Judg's office<br>Attic storage room | 95.8<br>1.4<br>2.8 | Good | Good | Good |
| Public Administrator | No records | -- - | ---- | ---- | ---- |
| Coroner | No records | -- - | ---- | ---- | ---- |

LOCATION OF RECORDS - BY OFFICES (continued).

| Office | Depository | Percent | Condition | Arrangement | Accessibility |
|---|---|---|---|---|---|
| Sheriff | Sheriff's Office | 100. | Good | Good | Good |
| Prosecuting Attorney | Prosecuting Attorney's Office | 100. | Good | Good | Good |
| Assessor | County Clerk's Vault | 100. | Good | Good | Good |
| Board of Equalization | County Clerk's Vault | 100. | Good | Good | Good |
| Collector of Revenue | Collector's Vault<br>Attic Storage Room<br>County Clerk's Office | .2<br>45.3<br>54.5 | Good | Good | Good |
| Treasurer | Treasurer's Office<br>Treasurer's Vault<br>Attic Storage Room | 3.5<br>96.<br>.5 | Good | Good | Good |
| Superintendent of Public Schools | Office of the Superintendent of Schools | 100. | Good | Good | Good |
| Deputy State Commissioner of Health | No records | ---- | ---- | ---- | ---- |
| Social Security Commission | No records | ---- | ---- | ---- | ---- |
| Surveyor | No records | ---- | ---- | ---- | ---- |
| Highway Commission | No records | ---- | ---- | ---- | ---- |
| Highway Engineer | Highway Engineer's Office | 100. | Good | Good | Good |
| Farm Bureau | No records | ---- | ---- | ---- | ---- |

LOCATION OF RECORDS - BY DEPOSITORIES

JOHNSON COUNTY COURTHOUSE, WARRENSBURG, MISSOURI — THREE STORIES 85 x 105

| Record Depository | Location in Building | Offices Keeping Records Here | Dimensions (feet) | Amount and Type of Shelf Space | Amount and Type of File Space | Light | Ventilation |
|---|---|---|---|---|---|---|---|
| County Clerk's Office | First Floor | County Clerk<br>Collector | 22 x 15 | 33 cu. ft. wood; 10 cu. ft. steel files | 27 cu. ft. steel files | Good | Good |
| County Clerk's Vault | First Floor | County Clerk<br>County Court<br>Board of Equalization<br>Coroner<br>County Surveyor | 15 x 15 | 273 lin. ft. steel roller; 70 ft. steel | 96 cu. ft. steel files | Good | Good |
| Recorder's Vault | First Floor | Recorder of Deeds | 15 x 15 | 812 lin. ft. steel roller | 59 cu. ft. steel filing cabinets | Good | Good |
| Circuit Clerk's Vault | Second Floor | County Court<br>County Clerk<br>Circuit Court<br>Circuit Clerk<br>Court of Common Pleas<br>Criminal Court | 22 x 10 | 238 lin. ft. steel roller | 224 cu. ft. steel filing cabinets | Good | Good |
| Probate Judge's Office | First Floor | County Court<br>Probate Court | 30 x 20 | 63 lin. ft. steel | 90 cu. ft. wood and metal book cases; 16 cu. ft. wood filing cabinets | Good | Good |

LOCATION OF RECORDS - BY DEPOSITORIES

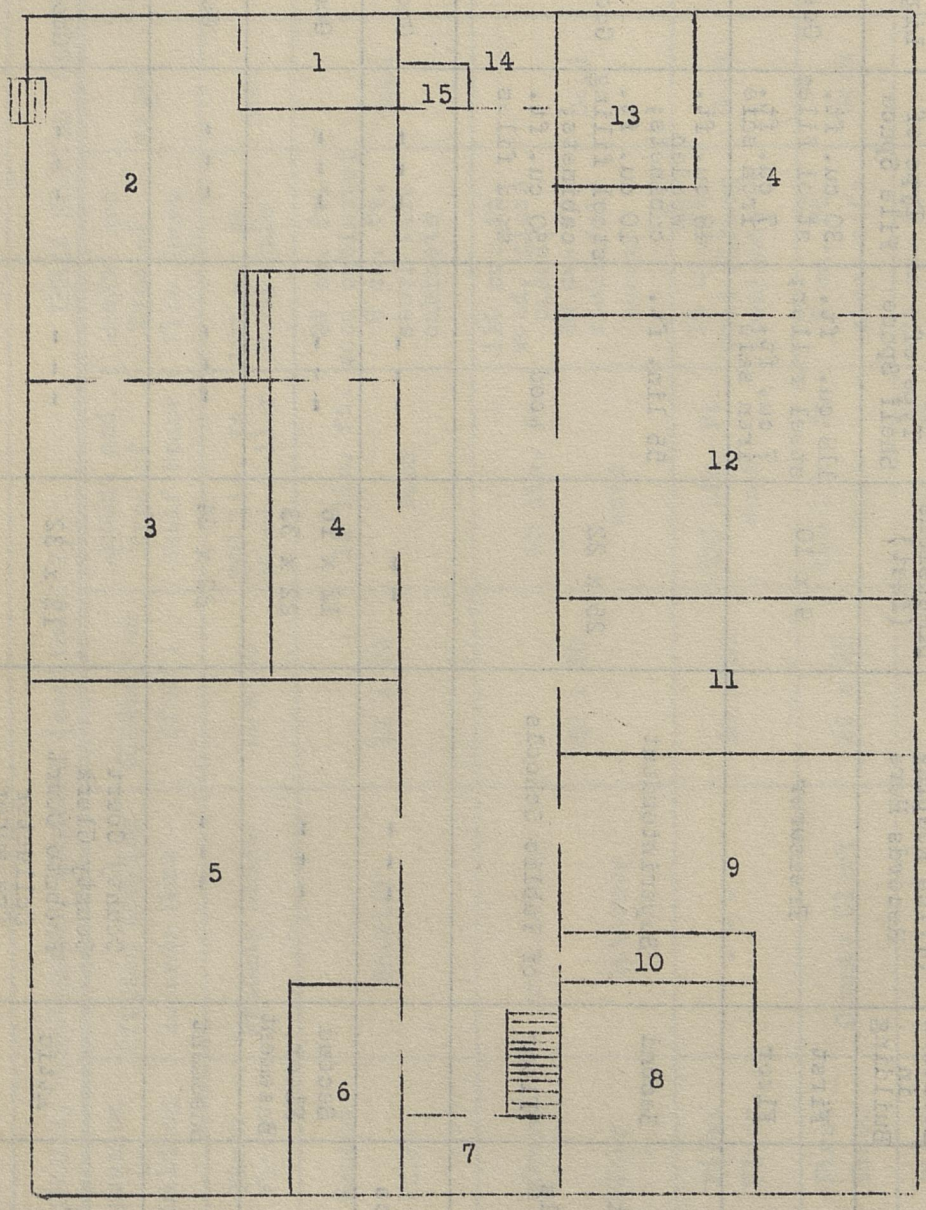
JOHNSON COUNTY COURTHOUSE, WARRENSBURG, MISSOURI (continued 2) THREE STORIES 85 x 105

| Record Depository | Location in Building | Offices Keeping Records Here | Dimensions (feet) | Amount and Type of Shelf Space | Amount and Type of File Space | Light | Ventilation |
|---|---|---|---|---|---|---|---|
| Probate Court Vault | First Floor | Probate Court | 12 x 10 | 260 lin. ft. Steel roller | 107 cu. ft. Steel File | Good | Good |
| Sheriff's Office | Second Floor | Sheriff | 16 x 13 | 12 lin. ft. Wood | 24 cu. ft. wood cabinets; 8 cu. ft. steel file cabinets | Good | Good |
| Prosecuting Attorney's Office | Second Floor | Prosecuting Attorney | 20 x 20 | 45 lin. ft. Wood | 114 cu. ft. wood, glass cases; 20 cu. ft. steel file cases | Good | Good |
| Assessor's Office | First Floor | - - - | 20 x 30 | 150 lin. ft. Wood | 15 cu. ft. wood filing cabinets | Good | Good |
| Collector's Office | First Floor | County Clerk | 25 x 25 | 165 lin. ft. Wood | 7 cu. ft. steel safe | Good | Good |
| Collector's Vault | First Floor | Collector | 16 x 15 | 306 lin. ft. steel roller | 36 cu. ft. steel filing cabinets. | Good | Good |
| Treasurer's Office | First Floor | Treasurer | 21 x 22 | - - - | - - - | Good | Good |

JOHNSON COUNTY COURTHOUSE, WARRENSBURG, MISSOURI (continued 3) THREE STORIES 85 x 105

| Record Depository | Location in Building | Office Keeping Records Here | Dimensions (feet) | Amount and Type of Shelf Space | Amount and Type of File Space | Light | Ventilation |
|---|---|---|---|---|---|---|---|
| Treasurer's Vault | First Floor | Treasurer | 9 x 10 | 118 cu. ft. steel roller; 7 cu. ft. iron safe | 30 cu. ft. steel files 7 cu. ft. iron safe | Good | Good |
| Office of Superintendent of Public Schools | Second Floor | Superintendent of Public Schools | 25 x 22 | 55 lin. ft. Wood | 48 cu. ft. wooden cabinets; 10 cu. ft. steel filing cabinets; 50 cu. ft. wood files | Good | Good |
| Highway Engineer's Office | | - - - | - - | - - - | - - - | Good | Good |
| Social Security Commission | Second Floor Basement | - - - | 12 x 16 22 x 33 | - - - | - - - | Good | Good |
| Farm Bureau | Basement | - - - | 30 x 24 | - - - | - - - | Good | Good |
| Attic Storage Room | Attic | County Court County Clerk Probate Court Collector Treasurer | 12 x 32 | - - - | - - - | Good | Good |

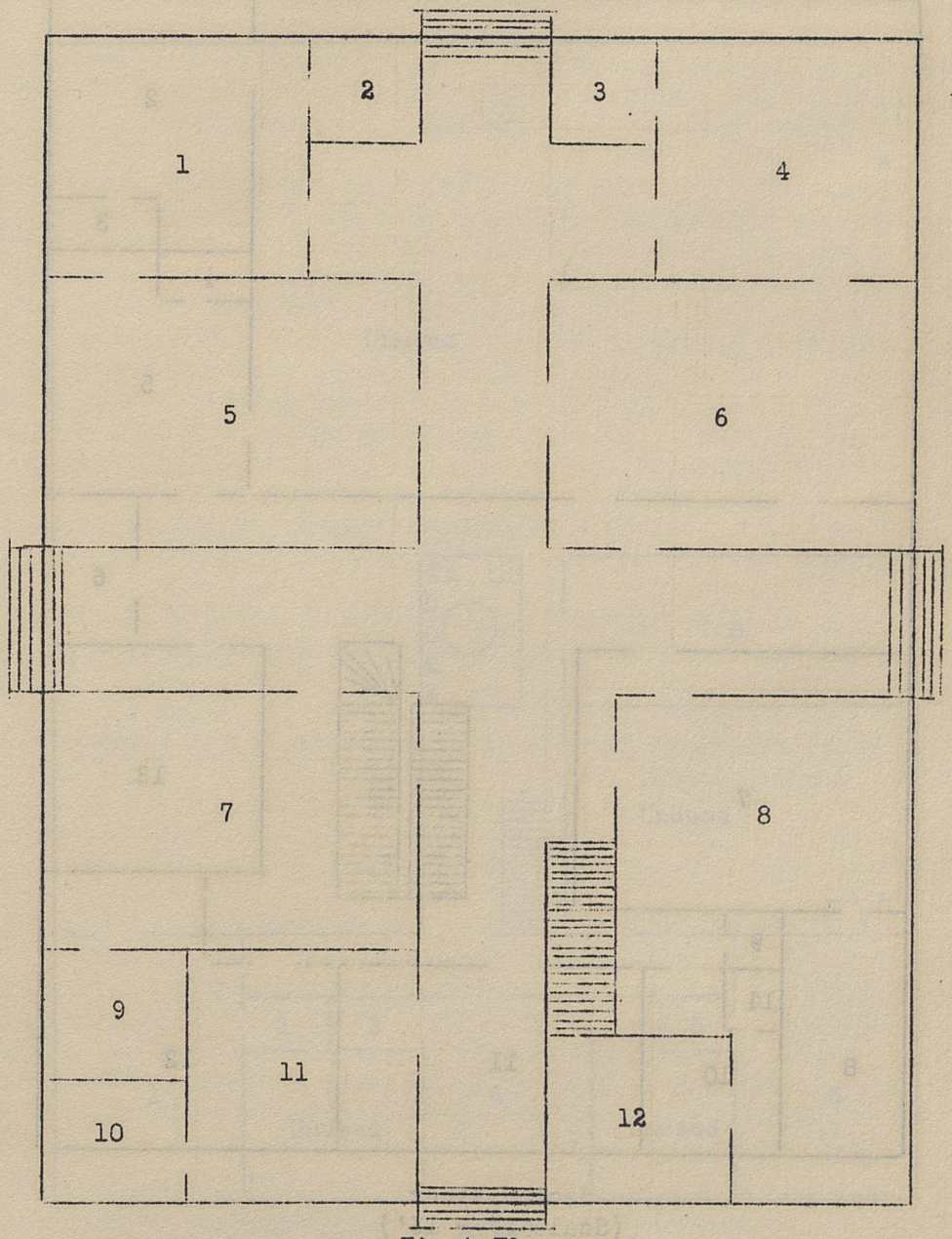
JOHNSON COUNTY COURTHOUSE




Basement
(Scale 1" - 16')

1. Storage Room
2. Boiler room
3. Coal Storage
4. Farm Bureau Offices
5. Social Security Commission
6. Toilet
7. Storage room
8. Vault
9. Abstract office
10. Toilet
11. Ladies Rest room
12. Agricultural Conservation Association Office
13. Farm Bureau Vault
14. Toilet
15. Storage room

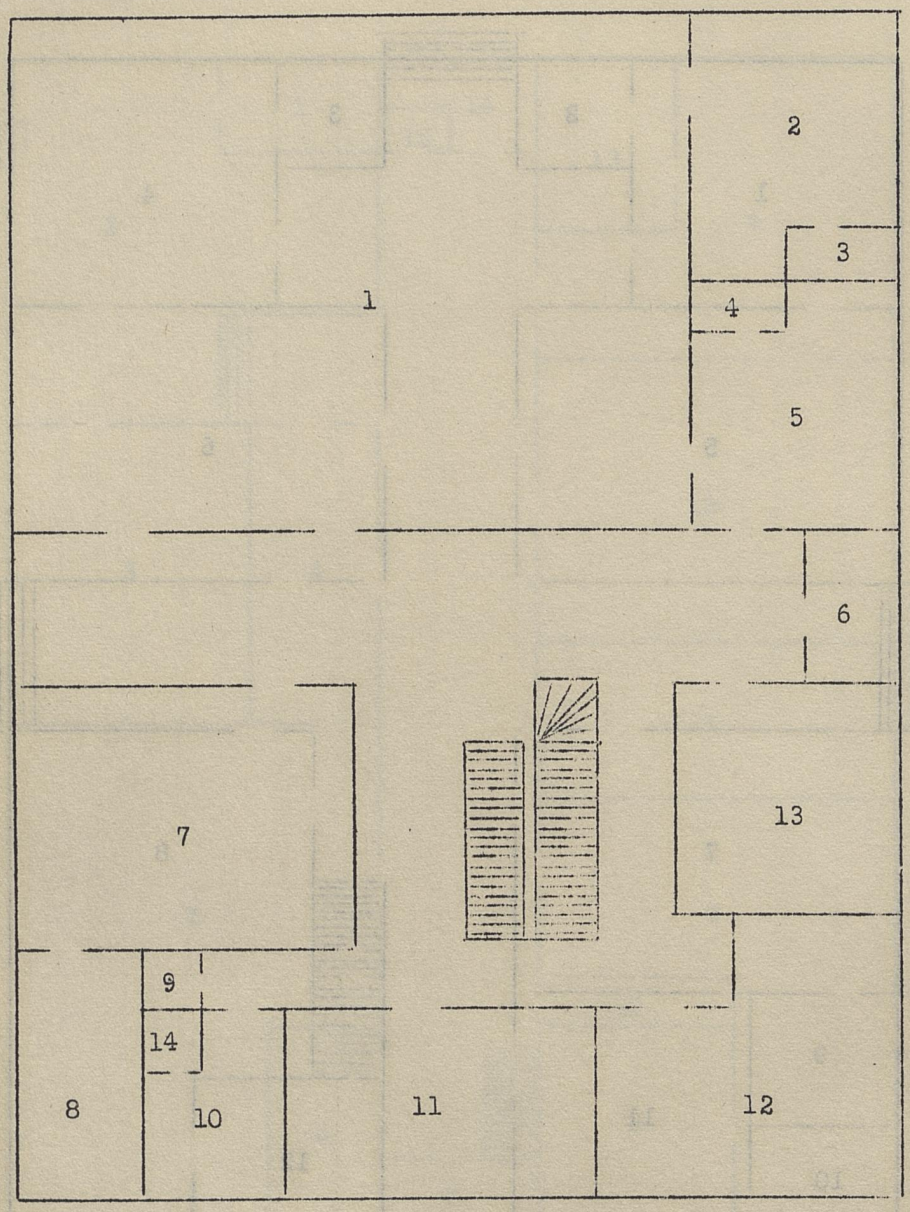
JOHNSON COUNTY COURTHOUSE




First Floor
(Scale 1" - 16')

1. Recorder of Deeds office
2. Recorder's vault
3. County Clerk's vault
4. County Clerk's office
5. Assessor's office
6. County Court
7. Probate Court
8. Collector's office
9. Probate Court vault
10. Treasurer's vault
11. Treasurer's office
12. Collector's vault

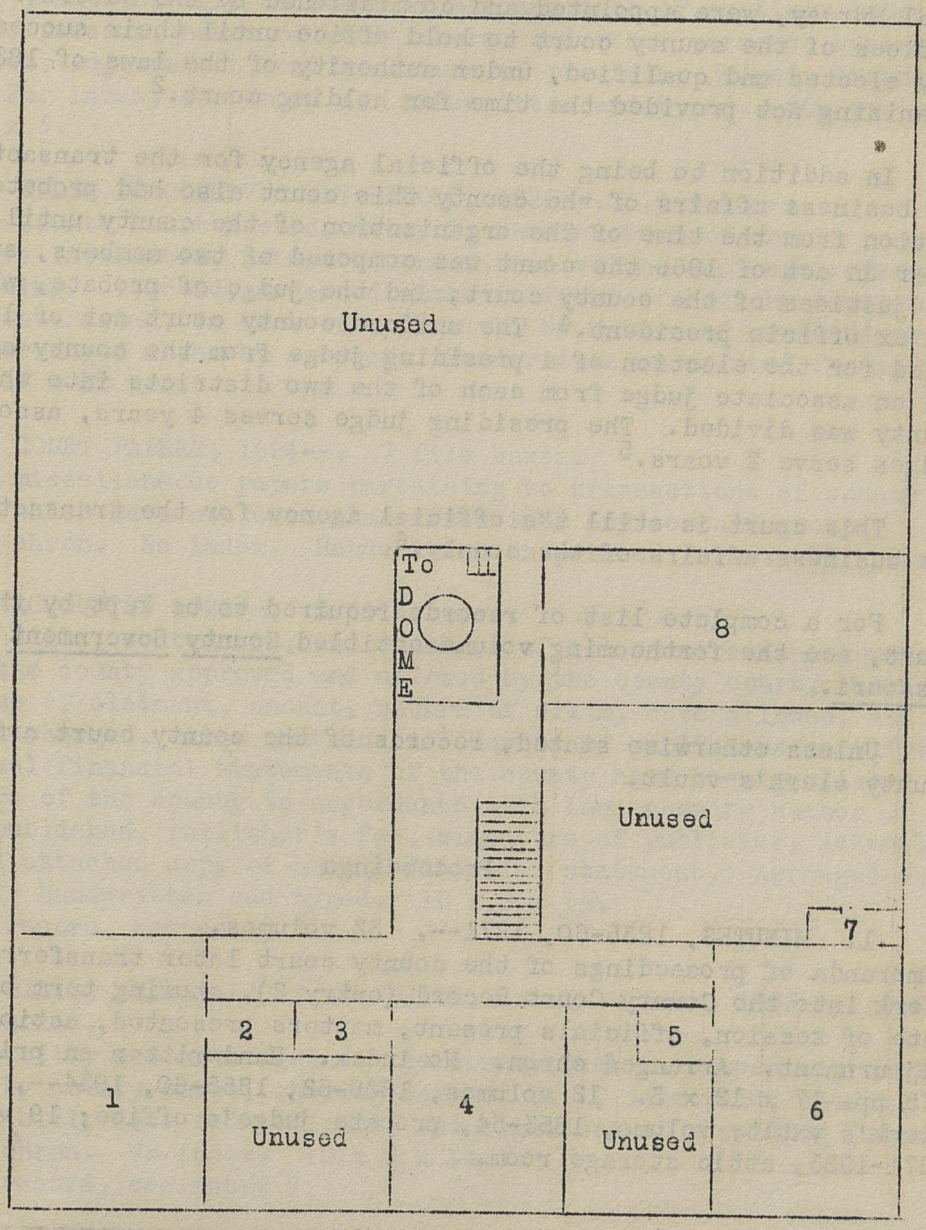
JOHNSON COUNTY COURTHOUSE




Second Floor
(Scale 1" - 16')

1. Circuit Court
2. Jury Room
3. Toilet
4. Toilet
5. County Nurse's
6. Social Security Commission
7. Circuit Clerk's Office
8. Circuit Clerk's Vault
9. Toilet
10. Ladies Rest Room
11. Sheriff
12. Prosecuting Attorney
13. Superintendent of Public Schools
14. Toilet

JOHNSON COUNTY COURTHOUSE




Attic
(Scale 1" - 16')

1. WPA Office
2. Toilet
3. Toilet
4. WPA Cutting Room
5. Toilet
6. WPA office
7. Closet
8. Storage room

## I. COUNTY COURT

The act of December 13, 1834, organizing Johnson County extended to it all the rights and privileges guaranteed to separate and distinct counties.[1] Three "suitable" persons, Amos Horn, Robert W. Rankin, and Urial Murray, were appointed and commissioned by the Governor as first justices of the county court to hold office until their successors were duly elected and qualified, under authority of the laws of 1833 and the organizing act provided the time for holding court.[2]

In addition to being the official agency for the transaction of the business affairs of the county this court also had probate jurisdiction from the time of the organization of the county until 1866.[3] Under an act of 1866 the court was composed of two members, styled the justices of the county court, and the judge of probate, who was its ex officio president.[4] The uniform county court act of 1877 provided for the election of a presiding judge from the county at large and an associate judge from each of the two districts into which the county was divided. The presiding judge serves 4 years, associate judges serve 2 years.[5]

This court is still the official agency for the transaction of the business affairs of the county.[6]

For a complete list of records required to be kept by the county court, see the forthcoming volume entitled County Government in Missouri.

Unless otherwise stated, records of the county court are in the county clerk's vault.

### Proceedings

1. MINUTES, 1835-60, 1871--. 32 volumes.
Memoranda of proceedings of the county court later transferred by the clerk into the County Court Record (entry 2), showing term of court, date of session, officials present, matters presented, action and adjournment. Arranged chron. No index. Handwritten on printed forms. 475 pp. 17 x 12 x 3. 12 volumes, 1835-52, 1855-60, 1934--, county clerk's vault; volume, 1853-54, probate judge's office; 19 volumes, 1871-1933, attic storage room.

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1. M. L., 1834, p. 419, sec. 2.
2. M. L., 1833, p. 347, sec. 1; M. L., 1834, p. 419, sec. 5; County Court Record, volume 1835-39, pp. 1-6, see entry 2.
3. R. S., 1825, pp. 272 f., sec. 14; M. L., 1827, p. 126, sec. 3; M. L., 1865-66, Adjourned Session, pp. 84 f., secs. 1 and 6.
4. Ibid., p. 82, sec. 1.
5. M. L., 1877, p. 226, sec. 2; R. S., 1939, sec. 2475.
6. Constitution 1875, art. VI, secs. 1 and 26; R. S., 1939, sec. 2480.

2. COUNTY COURT RECORD, 1835--. 23 volumes (5 volumes, 1835-46; A-R).
Record of proceedings of the county court compiled from Minutes (entry 1), showing term of court, place and date of meeting, names of officials present, names of petitioners, and other persons, business transacted, adjournment, and signature of presiding judge. Arranged chron. For index, see entry 3. Handwritten and typed. 500 pp. 17 x 12 x 3.

3. INDEX TO COUNTY COURT RECORD, 1835--. 14 volumes.
Index to County Court Record, entry 2, showing term of court, names of parties interested, nature of order, and volume and page reference to recording. 1835-94, arranged alph. in front of book by names of parties interested, in back of book alph. by nature of proceedings; 1895--, arranged alph. by subject. Handwritten on printed forms. 600 pp. 17 x 12 x 3.

4. COURT PAPERS, 1894--. 7 file boxes.
Original miscellaneous papers pertaining to transactions of county business which have not been classified into any certain group. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

5. ACCOUNTS, 1922--. 8 file boxes.
Original bills, statements, and vouchers of all commercial accounts against the county approved and allowed by the county court, showing date, name of claimant, amount, nature of claim, date allowed, and to what fund charged. Also contain: Affidavits of publishers certifying that annual financial statements of the county have been published in newspapers of the county in accordance with law, showing number of volumes published, publisher's fee, signature of publisher, acknowledgment, and attached copy of annual financial statement. Arranged chron. No index. Handwritten and typed. 10 x 5 x 14.
For record, see entry 7.

6. BILLS, FUELS, LIGHT AND WATER, AND TELEPHONE, 1933--. 2 file boxes.
General utility accounts against the county that have been approved and paid by county court, showing date of bill, date paid, amount, nature of bill, date ordered paid, and signature of presiding judge. Arranged chron. No index. 10 x 5 x 14.
For record, see entry 7.

7. ALLOWANCE RECORD, 1920--. 4 volumes (1-4).
Record of claims allowed by county court, showing term, date, payee, warrant number, nature and amount of claim, and fund on which drawn. Arranged num. by warrant numbers. No index. Typed on printed forms. 600 pp. 18 x 12 x 3.
For original bills, statements, and vouchers, see entries 5 and 6.

8. MISCELLANEOUS PETITIONS, 1928--. 1 file box.
Petitions to the county court for:
a. Abatement of taxes on real estate, personal, and State income taxes, showing date, name of petitioner, amount assessed, corrected assessment, signature of assessor, sworn

statement of petitioner, acknowledgment, date examined and approved by county court, signature of presiding judge and date filed with county clerk.

b. Appointments of constables to fill vacancies caused by resignations of justices of the peace, showing date, name of person to be appointed, name of person resigning, signatures of petitioners, court order of appointment, name of constable appointed, length of term, signature of presiding judge, and date filed.

c. Billiard and pool table applications for licenses to operate, showing to whom addressed, place of business, year for which application is made, number of billard and pool tables, signature of applicant, and date filed.

Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

Bonds, Commissions, and Appointments

9. BONDS, 1871--. 4 file boxes. Title varies: Oath of Office, Road Commissioner and Bonds, 1871-1907, file box; Road Overseers' Bonds, Auctioneers' Bonds, 1871-1938, 2 file boxes. Original bonds deposited with county clerk by county officials, auctioneers, druggists, and banks designated as depositories of county funds, showing date, names of principal and sureties, date of election or appointment, title of office and term, amount and condition of bond, signatures of principals and sureties, approval of bond, and volume and page reference to County Court Record (entry 2). Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

For record, see entry 10.

10. BONDS, OATHS AND COMMISSION, 1835--. 11 volumes. Record of commissions issued to and bonds given by public officials, merchants, and banks, showing information as in entry 9. Arranged chron. 2 volumes, 1835-63, no index; 9 volumes, 1864--, indexed alph. by names of officials, merchants, and banks. Handwritten on printed forms. 600 pp. 16 x 11 x 3.

11. APPOINTMENT OF DEPUTIES, 1938--. 2 file boxes. Certificates of appointments of deputy officials, showing date, name of appointee, office to which appointed, oath, certificate of county clerk or notary, affidavit of appointee, name of official making appointment, date approved by county clerk and circuit judge, signature of presiding judge and circuit judge, and date filed with county clerk. Arranged chron. No index. Handwritten and typed. 10 x 5 x 14.

Schools

12. APPLICATIONS FOR SCHOOL LOANS, 1900--. 1 file box. Applications to the county court for school fund loans, showing name of township where applicant resides, amount of loan, legal description of property, signature of applicant, if granted, certificates of two

citizens in township as to value of land to be mortgaged, date filed, and signature of presiding judge. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

13. OLD SCHOOL FUND MORTGAGES, SCHOOL BONDS AND DEEDS, 1849--. 3 file boxes.
Original bonds, mortgages, promissory notes, insurance policies, sheriff's deeds under foreclosure, and abstracts of title to land held by county court as security for the payment of school fund loans, showing date, instrument number, amount, name of borrower, legal description of property, name of recorder, and date and time filed. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.
For record, see entry 14.

14. SCHOOL FUND BONDS, 1873--. 5 volumes.
Record of instruments posted as security for school fund loans, showing information as in entry 13. Arranged num. by instrument numbers. Indexed alph. by name of borrower. Handwritten on printed forms. 500 pp. 14 x 9 x 3.

15. REGISTER OF SCHOOL FUNDS LOANED, 1848-68, 1909--. 4 volumes.
Record of:

a. Land acquired by the county under school fund loan foreclosures, 1933--, showing date of deed, names of grantor and county as grantee, consideration, legal description of property, date, signature of grantor, acknowledgment, date and time recorded, and valuation of property credited to county school fund.

b. School fund loans authorized by county court, showing name and address of borrower, date and amount of loan, rate of interest, names of sureties, legal description of real estate, date and amount of interest paid, and date and amount of principal paid.

Arranged chron. Indexed alph. by name of borrower. Handwritten and typed on printed forms. 400 pp. 12 x 10 x 2. 2 volumes, 1848-68, attic storage room; 2 volumes, 1909--, county clerk's vault.

16. SWAMPLAND PATENTS, 1850-69, 1883--. 2 volumes.
Record of patents to swamplands in the county, showing location of tract, description of land, number of acres, date patented to the State, date of sale by the county, price per acre, total amount, name of purchaser, number and date of patent issued by State. Arranged chron. No index. Handwritten on printed forms. 250 pp. 16 x 11 x 2.

## Roads and Bridges

17. ROAD PETITIONS, 1883--. 13 file boxes.
Original petitions to county court to locate new roads, change or vacate public or private roads, or build bridges, showing date, name of county, term petition presented, legal description of proposed road or bridge, road district number, names and addresses of petitioners, proof of notice of intention to file petition, names of all residents and persons

owning land through which proposed road shall run, amount of damages claimed by each, names of persons offering to donate land for right-of-way, findings of court on petitions presented, names of road commissioners and remonstrators against petitions, suggested amount of damages, and orders of court. Arranged num. by road district numbers. No index. Handwritten and typed. 10 x 5 x 14.

18. BRIDGES, BRIDGE PAPERS, 1889--. 2 file boxes.
Original papers pertaining to contracts covering construction and repairs of bridges and bonds posted by contractors to insure completion of work, showing date of contract, names of contracting parties, amount, terms, and conditions of contract, approval by county court, date set for completion of work, and signature of contracting parties. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

19. RIGHT-OF-WAY CONVEYANCES AND DEEDS TO COUNTY, 1876--.
1 file box.
Original deeds conveying to the county rights-of-way for public road purposes, showing names of grantor and grantee, consideration, legal description of land conveyed, date filed, signature of grantor, acknowledgment, and signature of recorder of deeds. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.
For record, see entry 20.

20. CONVEYANCE OF RIGHT-OF-WAY, 1900--. 2 volumes (1, 2).
Record of right-of-way deeds, showing information as in entry 19. Arranged chron. Indexed alph. by name of grantor. Typed on printed forms. 300 pp. 16 x 11 x 2.

21. ACCOUNT WITH ROAD DISTRICTS, 1894-1939. 6 volumes (D-I).
Discontinued by order of county court.
Record compiled from lists of receipts and disbursements of the treasurer's account with road funds, showing receipts and expenses of road districts, date, from whom received or to whom paid, source or purpose, and amount. Arranged num. by road district numbers. No index. Handwritten on printed forms. 450 pp. 17 x 12 x 3.
For treasurer's account, see entry 273.

22. LIST OF POLL TAXPAYERS, 1938. 1 file box. Discontinued.
List of all able-bodied males between the ages of 21 and 60 residing within each road district, showing road district number, date, name and address of taxpayer, and amount of poll tax. Arranged num. by road district numbers. No index. Handwritten on printed forms. 10 x 5 x 14.

23. POLL TAX BOOK, 1908-37. 3 volumes. Discontinued.
Record of all poll taxes paid in each road district, showing road district number, name of road overseer, names of poll taxpayers, amount of tax, and date and manner of payment. Arranged num. by road district numbers. No index. Handwritten and typed on printed forms. 400 pp. 14 x 9 x 2. Attic storage room.

Reports

24. QUARTERLY AND MONTHLY STATEMENTS, 1897--. 2 file boxes and 1 file drawer.

Reports of accounts, activities, fees, and production of the various officers, as reported monthly, quarterly, and annually to the county court and county clerk, including:

a. Annual reports of the county clerk, 1938--, showing name of clerk, date of report, from whom fee received, nature of service, amount, totals for each quarter, and totals for the year; disbursements show fees retained for himself and deputies and excess fees due county, treasurer's receipt, and date filed.

b. Monthly and quarterly reports of the county clerk, 1937--, showing name of clerk, date of report, from whom fees received, nature of service, amount earned, collected, and due, certification by county clerk, treasurer's receipt, and date filed.

c. Annual reports of the recorder of deeds, showing date, amount of fees collected for each month, total fees collected for the year, fees retained for compensation, excess fees paid to treasurer with receipt attached, and signature of recorder of deeds.

d. Recorder's monthly reports, 1939--, showing date, amount of fee, from whom received, for what purpose, total amount, certification of recorder, and date filed. (For recorder's records, see entry 148).

e. Circuit clerk's quarterly reports, 1931--, showing name of clerk, date of report, clerk's fees, fees due county, total fees collected, certificate of the circuit clerk, treasurer's receipt, and date filed.

f. Quarterly reports of fees collected by probation officer, 1934--, showing date of report, amount of fee, from whom collected, signature of officer, approval by county court, signature of presiding judge, and date filed with county clerk.

g. Monthly reports of fees collected by the prosecuting attorney, 1931--, showing date of report, total amount of fees collected, total amount uncollected, affidavit of attorney, receipt of treasurer for money received, and date filed with county clerk.

h. Quarterly reports, 1938--, and annual reports, 1933--, by the sheriff of all collections, showing date of report, date of collections, from whom and for what collected, sheriff's and deputies' fees, fees on executions and other payments, fees retained, and total fees.

i. Annual report of county superintendent of public schools, 1934--, showing date of report, balance on hand, amount of receipts for year, nature of receipt, itemized accounts of expenditures, total amount, balance, date examined by county court, signature of presiding judge, and date filed with county clerk.

j. Quarterly reports of all fines imposed by the justices of the peace, 1938--, showing date, style and number of case, amount of fine assessed, against whom, name of officer collecting fine, signature and certificate of justice, and date filed with county clerk. (For records certified to county clerk, see entry 57).

k. Repairs of bridges and road construction, annual reports and summaries from highway engineer to county court, 1931--, showing report of bridge work, graveling, royalty report, total receipts and disbursements, balance on hand, signature of highway engineer, and date filed.

l. WPA clerical project, supervisors annual reports to county court, 1939--, showing date of report, type of work, number on project, monthly expenses for payroll, rent, and material, total for year, amount contributed each month by co-sponsors, total for year, date examined and approved by county court, and signature of presiding judge.

m. WPA sewing project, supervisors annual reports to county court, 1939--, showing date, total amount of expenditures each month, total for year, total costs of material, rental cost, total amount of payroll for year, and miscellaneous expense, date examined and approved by county court, and date filed with county clerk.

n. WPA sewing project, monthly reports of supervisors to county court, 1939--, showing date of report, number on project, description and number of garments made, individual production, cost per garment, and signature of supervisor.

o. Deputy health commissioner, annual reports to county court, 1939--, showing date of report, number and name of contagious diseases, total for year, schools and wells inspected for sanitary conditions, number of 4-H club members examined, number of transcripts of birth certificates issued to nonresidents, signature of health commissioner, date examined and approved by county court, signature of presiding judge, and date filed.

p. Monthly reports, county nurses to county clerk, 1939--, showing date of report, number of visits made, nature of case, sanitary conditions, improvements necessary, signature of nurse, approval by county court, signature of presiding judge, and date filed.

q. Probate judge, report to county court by auditor of excess fees collected during term of office, 1931--, showing total amount of reimbursement to county of excess fees.

Arranged alph. in groups by titles. No index. Handwritten and typed on printed forms. File boxes, 10 x 5 x 14; file drawer, 13 x 17 x 27.

25. INQUESTS, 1923--. 1 file box and 1 file drawer.
Coroner's reports of proceedings and certified statements to county court of all costs and expenses of inquests including all fees of himself and others for which the county is liable, showing name and description of deceased person, dates and place of death and inquest, amount of fees and costs, date and by whom paid, and certificate of coroner. Arranged chron. No index. Handwritten on printed forms. File box, 1923-34, 10 x 5 x 14; file drawer, 1935--, 13 x 17 x 27.

For certified copies to the treasurer, see entry 280.

## Public Welfare

### Hospitalization

26. RECORD OF COUNTY WARDS, 1886--. 4 volumes.
Record of county patients committed to state institutions, showing name of institution, name of patient, color, sex, age, address, date of order, date of commitment, and purpose, date of admission, discharge, parole or death, and remarks; also cost of support and date paid. Arranged alph. by name of institution and thereunder alph. by name of patient. No index. Handwritten on printed forms. 175 pp. 10 x 13 x 2. 2 volumes, 1886-1929, attic storage room; 2 volumes, 1930--, county clerk's vault.

27. (COMMITMENTS TO INSTITUTIONS), 1893-97, 1903--. 4 file boxes.
Original papers pertaining to the commitment of county patients to insane and tubercular hospitals and commitment of indigent persons to the poorhouse, showing name of person and date of commitment, report of examining physician or investigating body, sheriff's statement of commitment, clerk's signature, court seal, and signature of superintendent of institution. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

### Relief

28. OUTDOOR RELIEF, 1914-33. 1 volume. Discontinued as a county court record.
Record of patients receiving relief other than those in institutions, showing date, name of patient, address, sex, marital status, occupation, former residence, name and address of nearest relative, necessity of relief, amount given and remarks. Arranged chron. Indexed alph. by names of patients. Handwritten on printed forms. 200 pp. 14 x 9 x 1.
For subsequent records, see Social Security Commission, p. 119.

### Management

29. COUNTY HOME PAPERS, 1926--. 1 file box.
Miscellaneous papers relating to the county home, including:

a. Appointments of superintendents of county home by the county court, showing date of court order, name of appointee, length of term and conditions of the appointment, signature of presiding judge, and date filed with county clerk.
b. Bonds given by superintendent of county home to insure his faithful performance of duty, showing date, names of principal and sureties, amount and conditions of bond, signatures of principal and sureties, approval of bond, and date filed.
c. Contract and lease for county home, showing location and description of county farm and home, conditions and terms of contract, date and signatures of presiding judge as lessor and superintendent of county farm as lessee, and date filed.

d. Inventory reports by superintendent to the county court, showing date, list of articles, signature of superintendent, and date filed with county clerk.

e. Statements by superintendent to county court for maintenance of county patients, showing name of patient, dates of admittance and discharge, amount due for maintenance of patients, signature of superintendent, date ordered paid by county court, signature of presiding judge, and date filed.

Arranged chron. No index. Handwritten and typed. 10 x 5 x 14.

30. (BILS AND APPLICATIONS), 1872-93. In Miscellaneous Receipts, entry 61.

Original bids and applications for appointment to manage and maintain county home, showing date, name of applicant, and recommendations.

31. (COUNTY PAUPERS), 1878-95. In Miscellaneous Receipts, entry 61.

Bonds and contracts for the keep of county paupers, showing date, conditions, term of contract, signature of presiding judge and contracting party; and bond covering contract, showing amount of bond, conditions, and signatures of principal and sureties.

## County Property

32. NORMAL SCHOOL, COURTHOUSE, JAIL, 1870-97. 1 file box.

Contains:

a. Erection of courthouse and jail, contracts, bonds, and specifications for, 1884-97, showing specifications of labor and materials necessary to erect, construct and complete buildings, bond of contractor, and list of articles deposited in corner stone of courthouse.

b. School, normal, in the county, papers pertaining to the location of, 1870-79, showing petitions for a special election to vote on subscriptions and order of court to issue bonds.

Arranged chron. No index. Handwritten. 10 x 5 x 14.

33. REGISTER OF EXPIRATIONS, 1935--. 1 volume.

Register of insurance policies covering county property, showing policy number, date, name of company, kind and amount of insurance, property covered, and expiration date. Arranged chron. No index. Handwritten on printed forms. 100 pp. 14 x 9 x ½.

34. PATENTS, 1853-1900. 1 file box.

Contains:

a. Land granted to the State of Missouri by the United States Government, sold and patented to individuals, lists of, 1853-58, showing name of purchaser, township and range numbers, amount paid, legal description of land, certificate of Governor of State, and date.

b. Lands in the county subject to taxation for stated years, lists of, 1866-1900, showing name of owner, date and time filed, number of acres, and legal description of land certified by Registrar of Lands.

c. Land sold in Boonville District, abstract of, 1870-72, showing name of purchaser, number of acres, legal description, amount paid, name of person making entry, and certificate of Registrar of Lands.

d. Lands, swamp and overflowed, original patents granting and conveying from the State to the county, 1899, showing State as grantor, county as grantee, legislative authorization for transfer and purpose thereof, legal description of swamp or overflowed land conveyed, signature of Governor, State seal, attestation of Secretary of State, recording by Registrar of Lands, certificate of county recorder of deeds, and volume and page reference to County Court Record, entry 2.

Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14. County clerk's vault.

## II. COUNTY CLERK

The office of county clerk was first established in the county when the county court appointed John H. Townsend clerk at its first session in 1835, to hold office during good behavior.[1] By constitutional amendment, effective in 1836, the office became elective for a term of 6 years.[2] The term was reduced to 4 years under the organic law of 1865,[3] and is so fixed by statute at the present time.[4]

The clerk is the administrative officer of the court, records its judgments, rules, orders, and other proceedings, and makes a complete alphabetical index thereto. As clerk of the county court, he issues and attests all processes originating in his court, keeps accounts of all moneys coming into his hands,[5] acts as secretary to the county board of equalization,[6] and is chief election official in his county.[7] He also distributes to the various school districts all state educational funds allotted to the county and interest on county school loans.[8]

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1. Constitution 1820, art. V, sec. 15; R. S., 1825, p. 207, sec. 1; County Court Record, volume 1835-39, p. 7.
2. Constitution 1820, art. V, sec. 15, amended 1836, sec. 3; R. S., 1835, p. 111, sec. 2.
3. Constitution 1865, art. VI, sec. 22.
4. Constitution 1875, art. VI, sec. 39; M. L., 1877, p. 192, sec. 1; R. S., 1939, sec. 13283.
5. R. S., 1825, p. 209, sec. 7; R. S., 1939, sec. 13295.
6. G. S., 1865, p. 97, sec. 16; R. S., 1939, sec. 11004.
7. M. L., 1889, pp. 106-110, secs. 4-30; R. S., 1939, chapter 76, arts. 2-7.
8. M. L., 1874, p. 166, sec. 85; M. L., 1885, p. 246, sec. 1; R. S., 1939, secs. 10390 and 10395.

County Clerk - Elections; Schools (35-39)

For a complete list of records required to be kept by the county clerk, see the forthcoming volume entitled, County Government in Missouri.

Unless otherwise stated, the records of the county clerk are in his vault.

## Elections

35. DECLARATION OF CANDIDATES, 1938--. 1 file box.
Statements of persons declaring themselves as candidates for public office, showing name and residence, title of office sought, political affiliation, election date, and signatures of candidates. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

36. CANDIDATES' AFFIDAVITS, 1932--. 1 file box.
Affidavits of candidates' expenses filed with the county clerk under the corrupt practices act, showing name of candidate, date of election, title of office, political affiliation, sworn statement as to items of expense incurred during campaign, to whom paid, amount, signature, acknowledgment, date filed, and certificate of county clerk. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.
For affidavits made by candidates for superintendent of public schools, see entry 45c.

37. CERTIFICATES OF NOMINATION, 1896-1906. 1 file box.
Certificates of nomination for elective offices, showing name of office, political party, date, name, residence and oath of nominee, date and place of taking oath, and date of filing. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

38. CERTIFICATE OF ELECTION, ABSTRACT OF ELECTION, JUDGES OF ELECTION, 1938--. 2 file boxes.
Miscellaneous papers and poll lists pertaining to elections held in the county, showing sample ballots, names of judges and clerks, abstracts of votes cast, copies of publications of election notices, various orders issued by county court, names and addresses of applicants for absentee ballots and election certificates. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

## Schools

39. SCHOOL ESTIMATES AND ENUMERATION; APPLICATIONS FOR STATE SCHOOL MONEY, 1872--. 9 file boxes.
Estimates, enumerations, and applications for state school funds, including:

a. Applications for and estimates of funds necessary for the maintenance of schools during the term as forwarded to the county clerk by district clerks through the county superintendent of public schools, showing date, name and number of district, assessed valuation of property in district, tax rate for school purposes, receipts and

expenditures, balances in various funds, probable deficit, verification by district clerk and board members, and approval by county superintendent.

b. Copies of statements prepared by county clerk from estimates and enumeration reports received from district clerks and forwarded to the State Superintendent of Public Schools, showing date, charges and credits to various school funds, total receipts and disbursements, interest, balance, and probable deficit.

Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

40. APPORTIONMENT, ENUMERATION, ETC., 1873--. 5 volumes (1-5). Record of funds apportioned to various school districts, showing date, school district, township and range numbers, amount of funds apportioned to each district from state, county and township funds, total number of children, amount per child, and certificate of county clerk. Also contain, (Township Plats), entry 41. Arranged num. by township numbers. No index. Handwritten on printed forms. Volume, 1879-86, attic storage room; 4 volumes, 1873-78, 1887--, county clerk's vault.

41. (TOWNSHIP PLATS), 1873--. In Apportionment, Enumeration, Etc., entry 40.
School district plats and maps designating the boundaries of school districts and any changes therein, showing name of township, boundaries, section, township, and range lines, and signature of surveyor.

42. SCHOOL TREASURER'S REPORT, 1906--. 1 file box.
School district treasurer's annual reports to the county clerk of the financial condition of public schools in specified school districts, showing balance on hand at end of school term, itemized revenue receipts, district taxes received from county collector, and total receipts; disbursements show amounts paid for teachers' salaries, incidental expenses, and building purposes, and total disbursements; cash on hand at beginning of school term, signature of school district treasurer, certifications as to correctness by secretary and president of school board, and the county clerk. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

43. SCHOOL FUND RECORD, 1877--. 11 volumes (A-J, L).
Record of school fund accounts for each school district compiled by the county clerk from lists of receipts and disbursements furnished by the treasurer, showing name and number of school district, amount and date received, from what source, to what fund debited; amount and date paid, purpose and to whom, fund credited, and balance on hand in each fund. Arranged num. by school district numbers. No index. Handwritten on printed forms. 450 pp. 17 x 12 x 3. 2 volumes. 1877-85, attic storage room; 9 volumes, 1886--, county clerk's vault.
For treasurer's account, see entry 271.

County Clerk - Fiscal Reports and Accounts. (44-46)

44. CONSOLIDATED SCHOOL DISTRICTS, ESTRAYS, MARKS AND BRANDS, 1900-1933. 1 file box.

Miscellaneous papers pertaining to stray stock, school district boundaries, and applications for free textbooks, including:

a. Estrays, marks and brands, reports of, 1869-1918, showing description of stray animal, name of owner, date taken up, date notice published, valuation, by whom appraised, name of justice of the peace, and disposition of stray.

b. School district boundaries, 1900-1931, petition to change, showing range and township numbers, plat of township, names of petitioners, date and time filed for record.

c. School textbooks, application for free, 1924-33, to be provided for the pupils of the first four grades in said school district, showing date of application, names of directors, acknowledgement of county clerk, and date of certificates.

Arranged chron. No index. Handwritten. 10 x 5 x 14.

45. RETURNS OF ELECTION COUNTY SCHOOL SUPERINTENDENT, 1915--. 1 file box.

Papers pertaining to the election of county school superintendent, including:

a. Statements of persons declaring themselves as candidates for county superintendents of public schools, 1923--, showing date, name and residence, election date, signatures of candidates, and date filed with county clerk.

b. Abstracts of votes cast for county superintendent of public schools at the school election, showing names of candidates, number and name of school districts, number of votes cast for each candidate by districts, total number of votes cast, certificate of county clerk and two justices of the peace as to correctness of tabulation declaring candidate elected, and date of certificate.

c. Affidavits made by candidates for superintendent of public schools, 1919--, showing information as in entry 36.

Arranged chron. No index. Handwritten and typed. 10 x 5 x 14.

Fiscal Reports and Accounts

Official

46. MONTHLY STATEMENT OF COUNTY COLLECTOR, 1931--. 1 file box.

County collectors' monthly statements to county clerk, showing date, amount of state, county, school, road, municipal, and other taxes, each separately stated, and all licenses collected by him during the preceding month, total collections, commissions deducted, net amount, delinquencies, and signature of collector. Arranged chron. No index. Typed on printed forms. 10 x 5 x 14.

For record, see entry 47.

County Clerk - Fiscal Reports and Accounts (47-52)

47. ACCOUNT WITH COLLECTOR, 1872--. 7 volumes (B-D, D-F; one volume unlabeled).
Record of county collectors' detailed monthly reports to the county clerk, showing information as in entry 46. Arranged chron. No index. Handwritten on printed forms. 600 pp. 17 x 13 x 3. 3 volumes, 1877-79, 1888-1933, attic storage room; 4 volumes, 1872-76, 1880-87, 1934--, county clerk's vault.

48. TREASURER'S ACCOUNT, 1848--. 14 volumes.
Abstracts of quarterly reports of the county treasurer to the county clerk of all county funds, showing date, amount received, fund credited, source, and date; amount disbursed, fund charged, date, check or warrant number, bank drawn on, for what purpose, and to whom paid. Arranged alph. by class of funds. No index. Handwritten on printed forms. 600 pp. 17 x 13 x 3. 9 volumes, 1848-1930, attic storage room; 5 volumes, 1930--, county clerk's vault.

49. DAILY REPORT OF COUNTY TREASURER AND COUNTY COLLECTOR, 1931--. 1 file box.
Reports to the county clerk, including:

a. Daily reports of the county treasurer, 1935--, showing date, total amount of funds received, total amount disbursed, balance, signature of treasurer, and date filed. (For record, see entry 50).

b. Daily reports of the county collector to the county clerk of taxes collected, showing date, from whom tax collected, amount, to what fund charged, and signature of collector, with treasurer's receipts attached. (For record, see entry 51).

Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

50. DAILY REPORT OF COUNTY TREASURER TO COUNTY CLERK, 1907--. 1 volume.
Abstracts of the treasurer's daily reports to county clerk, showing information as in entry 49a. Arranged chron. No index. Handwritten on printed forms. 450 pp. 16 x 12 x 2.

51. DAILY REPORT OF COUNTY COLLECTOR, 1924--. 1 volume.
Abstracts of collector's daily reports to county clerk, showing information as in entry 49b. Arranged chron. No index. Handwritten on printed forms. 400 pp. 16 x 12 x 2.

52. REPORTS TO STATE AUDITOR AND ABSTRACTS OF ASSESSOR'S BOOKS, RECEIPTS FOR TAX BOOKS, 1867--. 3 file boxes.
Reports and abstracts pertaining to taxes and bonded indebtedness, including:

a. Adjustment of county taxes prepared by the State Board of Equalization and forwarded to the county court, statements of, 1931--, showing increase, decrease, and valuation of real estate and personal property, total valuations of all property, and certification by secretary of State Board of Equalization.

County Clerk - Fiscal Reports and Accounts (53)

b. Aggregate abstracts of the back tax books, copies of, containing uncollected taxes on real estate and personal property, 1899--, showing date, amount of various state and county taxes on real and personal property, total amount of taxes, certification of county clerk, and date filed.

c. Annual reports to State Auditor, county collector's copies of, 1893--, showing date of statement, amount, item, and details of collections, commissions and credits due collector and balance due State Treasurer.

d. Assessor's books, abstracts of, showing a summary of the total valuation as set out by the assessor's books from returns filed by banks, merchants and manufacturers, railroads, telephone and telegraph companies, and owners of real estate and personal property, date filed, certificate of county clerk and certificate of State Auditor. (For taxation records, see entries 63-72).

e. Bonded indebtedness of townships in the county, statements of, 1900-1919, showing name of township, numbers of bonds, denomination, date of issue, date of maturity, rate of interest, where and when payable, amount of bonds retired, amount outstanding, by what authority and for what purpose issued, and certificate of county clerk.

f. Money expended for county obligations, statements of, 1894-1918, showing amount of money expended for roads, bridges, paupers, persons in state institutions, criminal costs paid by county, amount paid for salaries and fees of officers, and certificate of county clerk.

g. Taxation in county for all purposes, statements of rates of, 1893--, showing date, rate of tax levied for county revenue fund, road districts, average rate of school taxes levied, total rate in county, and certificate of county clerk. (For city tax levy, see entry 62).

Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

Fees and Costs

53. RECORD OF BOARD BILLS OF PRISONERS, 1900-1926, 1933--.
1 volume and 1 file box.

Record of, 1900-1926, and original bills, 1933--, for feeding prisoners confined in the county jail, statements of fees collected by the sheriff, and sheriff's monthly expense reports, including:

a. Board of prisoners, presented to the county court by the sheriff, original bills for, 1933--, showing date of bill, name of prisoner, offense, name of committing magistrate, date of commitment, date discharged, number of days confined, rate per day, and amount due the sheriff. (For certified copies to the circuit clerk, 1923--, see entry 190h.

b. Sheriff's monthly expenses filed with the county clerk and approved by the county court, reports of, 1933--, showing itemization of expenses and dates incurred, date filed with the county clerk, and signature of the county judge.

County Clerk - Fiscal Reports and Accounts (54-60)

Arranged chron. No index. Handwritten on printed forms. Volume, 1900-1926, 400 pp. 16 x 11 x 2, circuit clerk's vault; file box, 1933--, 10 x 5 x 14, county clerk's vault.

54. CRIMINAL COSTS, 1933--. 2 file boxes.
Copies of cost bills chargeable to the county in criminal cases, showing information as in entry 184. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14. File box, 1933-34, county clerk's vault; file box, 1935--, county clerk's office.

55. PERSONAL FEES, 1875--. 4 volumes. Title varies: Fees Collected, 1934--, 1 volume.
Record of all fees collected by county clerk for services rendered, showing date collected, in what case, from whom, for what services, and disposition. Arranged chron. No index. Handwritten on printed forms. 225 pp. 16 x 11 x 2.

56. CERTIFICATE OF FINES, 1931--. 1 file box.
Original statements to county clerk of all fines imposed to the use of the county by justices of the peace, showing date, style and number of case, amount of fine assessed, against whom, officer responsible for collection, certificate of justice, and date filed. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.
For record, see entry 57; for copies to the treasurer, see entry 278.

57. ABSTRACT OF FINES, 1875--. 1 volume.
Record of fines certified to the county clerk by justices of the peace or circuit clerk, showing information as in entry 56. Arranged chron. No index. Handwritten on printed forms. 320 pp. 16 x 11 x 2.
For quarterly reports to county court, see entry 24j; for abstracts to the treasurer, see entry 279.

Warrants

58. CANCELED WARRANTS, 1929--. 16 file boxes (dated).
Original warrants which have been paid, canceled and returned, showing date, warrant number, name of payee, amount, fund drawn on, purpose, date of issue, signature of presiding judge and attestation by county clerk. Arranged num. by warrant numbers. No index. Handwritten on printed forms. 10 x 5 x 14.
For record, see entry 59.

59. WARRANT REGISTER, 1900--. 6 volumes.
Record of warrants issued to meet county obligations, showing information as in entry 58. Arranged num. by warrant numbers. No index. Handwritten on printed forms. 500 pp. 17 x 15 x 3.

Receipts

60. COLLECTOR'S AND TREASURER'S RECEIPTS, 1932--. 5 file boxes.
Duplicates of receipts issued by collector and treasurer and filed with county clerk, showing date, amount, what account charged or

credited, and name of person receiving money. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

61. MISCELLANEOUS RECEIPTS, 1855-1907, 1937--. 2 file boxes. Miscellaneous papers pertaining to railroads, bonds, bids, and receipts, including:

a. Railroad papers of the St. Louis & Santa Fe, and Missouri Kansas & Texas Railroads, 1869-72, showing court orders, petitions, contracts, resolutions, affidavits, certificate of special bond election, certificates of subscription to capital stock, resolutions of railroad releasing stock, petitions to set aside election, date filed and signature of county clerk.

b. Receipts for money paid out by the county court for various county obligations and for other services rendered the county, 1855-1907, 1937--, showing date, amount, to whom and purpose for which paid, and signature of person to whom paid.

Also contain:

Bids and applications for appointment to manage and maintain county home, 1872-93, entry 30.

Bonds and contracts for keep of county paupers, 1878-95, entry 31.

Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

## Taxation

### Cities and Towns

62. CITY TAX LEVY, 1931--. 1 file box.
Certificates from the city clerk's office of various cities and towns in the county to the county court, showing name of city or town, statement of local assessments and rate levied by each city or town, for what purpose, date of certificate, signature of city clerk and date filed with county clerk. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

For statement of tax rates, see entry 52g.

### Real Estate and Personal Property

63. LAND ASSESSMENT BOOKS, 1863--. 58 volumes.
Record of assessments against real estate, showing name of owner, number of acres, legal description of property, amounts of various state and county levies, original valuation by assessor and as adjusted by boards of equalization, total amount of tax, date assessed, and affidavit by county assessor certifying that assessments are in accordance with sworn declarations of persons assessed and embrace all taxable land in the county. Arranged alph. by names of towns and townships. No index. Handwritten and typed on printed forms. 400 pp. 18 x 12 x 2. 52 volumes, 1863-1934, attic storage room; 5 volumes, 1935-39, collector's office; volume, 1940--, county clerk's vault.

64. ASSESSMENT LISTS, 1935--. 114 file boxes (Labeled by names of townships and towns).
Original unbound assessment lists of all property belonging to or under the control of taxpayers, showing name and address of taxpayer, location by range, school, and road district numbers, legal description and valuation of all real and personal property, total valuation, date of assessment and tax year, affidavit of taxpayer, and signature of assessor. Arranged alph. by names of townships and towns. No index. Handwritten on printed forms. 10 x 5 x 14.

65. PERSONAL ASSESSMENT LIST, 1939--. 23 volumes.
List of names of taxpayers that are to be assessed for personal property taxes, showing name and address of taxpayer. Arranged alph. by names of townships and towns, and thereunder alph. by names of taxpayers. Typed. 150 pp. 9 x 7 x 1. Assessor's office.

66. PERSONAL ASSESSMENT BOOK, 1868--. 60 volumes.
Record of personal property assessment, showing name and address of person assessed, initial valuation and as adjusted by boards of equalization, various state and county levies, distribution to various funds, total amount of tax, date assessed, and affidavit of county assessor certifying that assessments have been made in accordance with sworn declarations of persons assessed, and embrace all taxable personal property in the county. Arranged alph. by names of townships and towns. No index. Handwritten and typed on printed forms. 400 pp. 18 x 12 x 2. 54 volumes, 1868-1935, attic storage room; 5 volumes, 1936-39, collector's office; volume, 1940--, county clerk's office.

67. BANK STATEMENTS AND ASSESSMENTS, 1923--. 1 file box.
Original bank statements, showing name of cashier, name and location of bank, date, common stock, shares and values, preferred stock, shares and values, capital A notes, taxable assets, deductions from gross valuations, allowance for depreciation of stock in holding companies, total real estate values deducted, certification by president or cashier of bank, and date filed. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

68. MERCHANTS' AND MANUFACTURERS' STATEMENTS, 1935--. 2 file boxes.
Original sworn statements prepared by merchants and manufacturers indicating the maximum quantity of merchandise on hand at any time from the first Monday in March to the first Monday in June of the current year for purpose of assessment, showing date, name and place of business, amount of fees, county license number, signature of merchant or manufacturer, and acknowledgment. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.
For record, see entry 69.

69. MERCHANTS' ASSESSMENT BOOK, 1896--. 3 volumes.
Record of sworn statements by merchants and manufacturers for purpose of assessment, showing information as in entry 68; with affidavit of county assessor certifying that his valuations and assessments are

based on these sworn statements. Arranged alph. by names of merchants. No index. Handwritten and typed on printed forms. 318 pp. 17 x 13 x 2. 2 volumes, 1896-1926, attic storage room; volume, 1927--, county clerk's office.

70. RAILROAD TAX RETURNS, 1921--. 2 file boxes.
Original statements of all taxable property owned, used, or leased by railroads, telephone, telegraph, and other public utilities companies in Johnson County, showing name of company, description and location of all real and personal property, valuation as adjusted by State and county boards of equalization, various state and county levies, total assessments, and date assessed. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.
For record, see entry 71.

71. RAILROAD ASSESSMENT BOOK, 1884--. 6 volumes.
Record of all taxable property owned, used, or leased by railroads, telephone, telegraph, and other public utilities companies in Johnson County, showing information as in entry 70. Arranged chron. No index. Handwritten on printed forms. 400 pp. 18 x 13 x 2.
3 volumes, 1884-1908, 1927-34, county clerk's vault; 2 volumes, 1909-26, attic storage room; volume, 1935--, collector's vault.

Plat Books

72. PLAT BOOKS, 1919--. 60 volumes.
Field notes and plats, showing in accurate detail the dimensions of lots and buildings or the computations of land areas from which taxes are levied against owners, map of each section, description of land, name of township, number of section, township, and range; assessment of each section, township and range number, name of property owner, quantity, description, assessor's number, location on map, valuation, and remarks. Arranged num. by district numbers. No index. Handwritten on printed forms. 8 x 12 x 1. Volume, 1919-23, attic storage room; 59 volumes, 1924--, assessor's office.

Judgments and Executions

73. JUDGMENT RECORD, 1866-75. 4 volumes.
Record of judgments rendered against property for nonpayment of taxes, showing name of taxpayer, legal description, location and valuation of property, volume and page reference to delinquent tax record, years for which taxes are due, allocation to various state and county funds, interest to date of judgment, costs, total amount to date of judgment, interest after judgment, total amount paid, and date of redemption. Arranged chron. No index. Handwritten on printed forms. 400 pp. 17 x 15 x 2. Attic storage room.

County Clerk - Affidavits, Certificates, and Licenses (74-78)

74. SPECIAL EXECUTION RECORD, 1872-77. 4 volumes.
List of lands and town lots against which judgment was rendered by county court and ordered sold for taxes, showing name of taxpayer, description, location and valuation of property, allocation to various state and county funds, total taxes and special assessments, costs, aggregate amount and year for which due, date of sale, by whom sold, name of purchaser, amount bid, and by whom redeemed. Arranged chron. No index. Handwritten on printed forms. 400 pp. 17 x 15 x 2.
Attic storage room.

75. RECORD OF LAND SOLD FOR TAXES, 1846-70, 1934--. 5 volumes.
Record of real estate sold for taxes, showing date of sale, current number of tax bill, description and location of land, amounts of various state and county taxes, interest, costs, total amount, what part sold, name of purchaser, if redeemed, date and by whom, total amount of state and county tax, and total amount paid. Arranged chron. 4 volumes, 1846-70, no index; volume, 1934--, indexed alph. by name of purchaser. Handwritten on printed forms. 400 pp. 17 x 15 x 2.
4 volumes, 1846-70, attic storage room; volume, 1934--, county clerk's vault.

## Affidavits, Certificates, and Licenses

### Professional

76. RECORD OF STATE BOARD OF HEALTH CERTIFICATES, 1883--.
2 volumes.
Record of certificates granted by State Board of Health to persons qualifying for the practice of medicine or surgery, showing certificate number, date issued, name of person to whom issued, and whether granted on examination, diploma or by reciprocity. Arranged chron. Indexed alph. by names of physicians and surgeons. Handwritten on printed forms. 300 pp. 16 x 11 x 2.

77. ROLL OF PHYSICIANS, 1874-1906. 1 volume. Discontinued.
Register of physicians and surgeons in the county, showing number of certificate, name of physician or surgeon, whether physician or surgeon or both, sex, date of filing notice, date of diploma, name of college or university from which diploma received. Arranged num. by certificate numbers. No index. Handwritten on printed forms. 200 pp. 14 x 9 x 1.

78. REGISTERED NURSES' AND ATTENDANTS' AFFIDAVITS, 1922--.
1 file box.
Affidavits of identity filed with the county clerk by registered nurses and licensed attendants when presenting their license to practice, showing name and address of licensee, date and place of birth, name of institution from which graduated, date, number and kind of license, date filed for record, and signatures of affiant and county clerk. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.
For record, see entry 79.

County Clerk - Affidavits, Certificates, and Licenses (79-83)

79. NURSES' RECORD, 1921--. 1 volume.
Record of nurses and attendants practicing within the county, showing information as in entry 78. Arranged alph. by names of nurses and attendants. No index. Handwritten on printed forms. 200 pp. 14 x 9 x 1.

80. DENTAL EXAMINERS' CERTIFICATES, 1897--. 1 volume (1).
Record of certificates granted to dentists and dental surgeons by State Board of Dental Examiners, showing name and address, certificate number, whether dentist, dental surgeon or both, sex, date of diploma and name of school attended. Arranged chron. Indexed alph. by names of dentists. Handwritten on printed forms. 136 pp. 16 x 11 x 1.

81. RECORD OF OSTEOPATHIC CERTIFICATES, 1903--. 1 volume.
Record of certificates issued by the State Board of Osteopathic Registration and Examination authorizing the person named in the certificate to practice osteopathy, showing name and address of osteopath, number and date of certificate, name of school from which graduated, date certificate was filed, names of president and secretary of the board, and signature of the county clerk. Arranged chron. No index. Handwritten on printed forms. 150 pp. 16 x 11 x 2.

82. PHARMACISTS' RECORD, 1893-1909. 1 volume (1). Discontinued. 1910-- kept by State Board of Pharmacy, Jefferson City, Missouri.
Record of certificates issued by State Board of Pharmacy to pharmacists having taken examinations and to doctors registered as pharmacists without being required to pass examinations as such, showing name of pharmacist, evidence of qualification, date certificate was granted, names of president and secretary of the board and county clerk, and date filed for record. Arranged chron. Indexed alph. by names of pharmacists. Handwritten on printed forms. 300 pp. 16 x 11 x 2.

83. STATE VETERINARY CERTIFICATES, 1893--. 1 file box.
Miscellaneous papers, including:

a. Appointment of appraisers to assess the value of livestock condemned to be slaughtered because of contagious disease, orders of county court for, 1910-18, showing date of order, name of owner or person in charge of stock, description and number of head, where located, character and type of disease, and name of appraiser.

b. Person purchasing explosives, affidavits of, 1893-1912, showing date, name of purchaser, name of merchant making sale, kind of explosive, sworn statement signed by purchaser, signature of county clerk, and date filed. (For record, see entry 85).

c. Quarantining of livestock and setting forth the number and kind infected, report of State Veterinarian to county court, of, 1901--, showing character and type of disease, name of owner or person in charge of same, location; also permits issued by State Veterinarian for shipment to slaughter, date of notice of permit, and signature of veterinarian.

Arranged by types of records. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

84. APPLICATION FOR PERMIT TO SELL AND PRESCRIBE ALCOHOL AND WINE, 1921--. 1 file box.

Applications for permits to prescribe and compound prescriptions containing alcohol and licenses for the sale of beer and intoxicating liquors, including:

a. Licenses to sell alcohol, wine or other intoxicating liquors, in the original packages, and 3.2% and 5% beer, applications for, 1933--, showing date, kind of license (retail or wholesale), name and address of applicant, signature of applicant, acknowledgment by county clerk, and approval by presiding judge.

b. Prescriptions containing ethyl alcohol and wine, applications by licensed physicians to issue and compound, 1921-33, showing name and address of applicant, place of business, fee paid, certificate of notary, and date permit was granted.

Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

85. RECORD OF EXPLOSIVES, 1893-1912. 1 volume (1).

Record of permits issued to dealers in explosives, showing name and address of dealer, description of explosives to be carried, affidavits made by dealer not to use for unlawful purposes, date of filing, and signatures of dealer and county clerk. Arranged chron. Indexed alph. by names of dealers. Handwritten on printed forms. 300 pp. 16 x 11 x 2. Attice storage room.

For affidavits of purchasers, see entry 83b.

Game and Fish

86. HUNTING AND FISHING LICENSE, 1905--. 15 volumes.

Record of licenses issued to persons desiring to hunt and fish in county and State, showing license number, name, address, age and physical description of applicant, type of license, expiration date, and fee paid. Arranged chron. No index. Handwritten on printed forms. 75 pp. 14 x 9 x 1. 6 volumes, 1905-37, attic storage room; 9 volumes, 1938--, county clerk's office.

Jurors

87. JURORS, PETIT AND GRAND, 1902--. 1 file box.

Contains:

a. Names of persons drawn to serve as grand and petit jurors, original certificates of, showing term of court, name of juror, township, names of alternate jurors, certification by county clerk, date filed, and signature of presiding judge.

b. Orders from circuit clerk to county court to draw grand jury, certified copies of, 1907--, showing date, number of order, term of court, time and place of convening, certificate of circuit clerk, and date of service on county clerk.

Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

88. ABSTRACT OF JUROR'S CERTIFICATES, 1874-92. 2 volumes. Abstract of certificates issued to jurors, showing term of court, name of juror, title of case, travel allowance, and amount received. Arranged chron. No index. Handwritten on printed forms. 240 pp. 14 x 9 x 1.

## Vital Statistics

### Births

89. REGISTER OF BIRTHS AND STILLBIRTHS, 1883-93. 1 volume (1). 1910-- kept by Bureau of Vital Statistics, Jefferson City, Missouri, through local registrar.
Record of births and stillbirths, showing file and register numbers, name and sex of child, date and place of birth, race, nationality, residence and ages of parents, occupation and full name of father, mother's maiden name, number of children of this mother, certificate of attending physician, other attendant or parent, date filed, place of burial in case of stillbirth, and signature of registrar. Arranged num. by register numbers. No index. Handwritten on printed forms. 500 pp. 18 x 12 x 3.
For permanent record, see entry 90.

90. PERMANENT RECORD OF BIRTHS, 1883-93. 1 volume. 1910-- kept by Bureau of Vital Statistics, Jefferson City, Missouri, through local registrar.
Permanent record of births and stillbirths, showing information as in entry 89. Arranged alph. by surnames of children. No index. Handwritten on printed forms. 500 pp. 18 x 12 x 3.

### Deaths

91. REGISTER OF DEATHS, 1883-93. 1 volume (1). 1910-- kept by Bureau of Vital Statistics, Jefferson City, Missouri, through local registrar.
Record of deaths reported to county clerk, showing date of report, certificate number, name and address of deceased, sex, color, age, occupation, date of death, marital status, nationality, birthplace, length of residence in State, place and cause of death, period of confinement, date and place of burial, names and addresses of undertaker and physician returning certificate. Arranged chron. No index. Handwritten on printed forms. 480 pp. 18 x 13 x 3.
For permanent record, see entry 92.

92. PERMANENT RECORD OF DEATHS, 1883-93. 1 volume (1). 1910-- kept by Bureau of Vital Statistics, Jefferson City, Missouri, through local registrar.
Permanent record of deaths, showing information as in entry 91. Arranged alph. by names of deceased. No index. Handwritten on printed forms. 480 pp. 18 x 13 x 2.

## Agriculture

### Farm Names

93. APPLICATION FOR FARM HOME NAME AND COUNTY FARM ADVISOR, 1907--. 1 file box.

Contains:

a. Farm advisor, contracts entered into by county with, 1913-16, showing date, names of parties to contract, terms and conditions, dates effective, and signatures of contracting parties.

b. Farm home names, applications to the county clerk to register, showing name of farm, location and description, date of application, signature and address of owner, date filed, and signature of county clerk. (For record, see entry 94).

c. Services of county farm advisor, petition to the county court for, 1913-16, showing reasons essential for his employment, names and addresses of taxpayers signing petitions and date filed with county clerk.

Arranged chron. No index. Handwritten and typed. 10 x 5 x 14.

94. REGISTER OF FARM HOMES, 1907--. 1 volume (1).
Record of registered names of farms, showing information as in entry 93b. Arranged chron. Indexed alph. by names of owners. Handwritten on printed forms. 150 pp. 14 x 9 x 1.

### Livestock

95. ESTRAY RECORD, 1868-73, 1877-96. 2 volumes.
Record of stray stock taken up and notices published, showing description of animal, date and where found, name and affidavit of taker-up, appraised value, name and affidavit of appraiser, name of justice of the peace, final disposition of animal, and fees allowed. 1868-73, arranged chron; 1877-96, arranged alph. by kind of stock. No index. Handwritten on printed forms. 350 pp. 16 x 11 x 2.

96. MARKS AND BRANDS, 1861-1928. 1 volume. Discontinued.
Record of marks and brands for livestock, showing registration number and description of brand or mark, name and address of owner, filing date, and signature of county clerk. Arranged chron. No index. Handwritten. 425 pp. 16 x 11 x 2.

### Bounties

97. WOLF AND HAWK SCALPS, 1920--. 1 file box.
Affidavits filed for the purpose of collecting bounty from the county for wolves and hawks killed, showing name and address of person claiming bounty, number of wolves and hawks killed, amount of bounty claimed, date, and signature of county clerk acknowledging affidavit. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

County Clerk - Military; (98-103)
Drainage Papers

98. REGISTER OF WOLF SCALPS, 1871--. 1 volume (1).
Record of bounties paid on wolf scalps, showing date, number of scalps, amount, and to whom paid. Arranged chron. No index. Handwritten on printed forms. 240 pp. 14 x 9 x 2.

## Military

99. MILITARY SERVICE RECORD, 1919--. 1 volume.
Biography and service record of persons serving in the World War, showing name and address, dates of induction and discharge, branch of service entered, later appointments or assignments with dates, rank or grade, record of promotions, final rank when discharged, if killed or wounded, date of battle; cause of death, date and place; battles engaged in; prior military service; date and place of birth, occupation, nationality; if married, maiden name of wife, number and names of children, names of parents, educational data, other facts of interest, and date filed for record. Arranged chron. Indexed alph. by names of veterans. Handwritten on printed forms. 640 pp. 18 x 13 x 4.

## Drainage Papers

100. DRAINAGE DITCH ASSESSMENT BOOK, 1912--. 1 volume.
Record of taxes levied for Big Creek Drainage Districts No. 1 and No. 2, showing names of property owners affected, description and location of land, total amount of tax, annual installment tax, maintenance tax, total, and date paid. Arranged num. by district numbers. No index. Typed on printed forms. 500 pp. 16 x 22 x 2.

101. BIG CREEK DRAINAGE DISTRICT NO. 1, 1924--. 1 file box.
Original papers pertaining to Big Creek Drainage District No. 1 filed in separate folders, including: Proposals for bridges with attached blueprints, orders of county court authorizing sale of bonds, date of order, date, amount, and denomination of bonds, rate of interest, and date of maturity, name of newspapers in which bond sale was published, and publisher's affidavit. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.
For record, see entry 102.

102. DRAINAGE RECORD (District No. 1), 1909--. 2 volumes (1, 2).
Record of Big Creek Drainage District No. 1, showing information as in entry 101. Arranged chron. No index. Typed. 475 pp. 16 x 12 x 3.
For taxes paid, see entry 244.

103. BIG CREEK DRAINAGE DISTRICT NO. 2, 1916--. 2 file boxes.
Original papers pertaining to Big Creek Drainage District No. 2, including: Proposals for bridges with blueprints attached, orders of the county court authorizing bond sales and approving bond purchase contracts, report of the treasurer to the county court of bond sales, canceled checks for disbursements, progress reports by contractors, survey reports, tax levies, land condemned for right-of-way, receipts

for taxes paid, and list of delinquent taxpayers. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.
For record, see entry 104.

104. DRAINAGE RECORD (District No. 2), 1916--. 3 volumes (1-3). Record of Big Creek Drainage District No. 2, showing information as in entry 103. Arranged chron. No index. Handwritten on printed forms. 475 pp. 16 x 12 x 3.
For taxes paid, see entry 244.

105. BLACKWATER DRAINAGE DISTRICT NO. 1, 1907-14. 1 file box. Miscellaneous papers pertaining to business of the Blackwater Drainage District No. 1, including: Certified copy of the circuit court decree incorporating Blackwater Drainage District No. 1, petitions and contracts for construction of bridges, abstract of titles to land, annual and total assessments, and commissioners' report. Arranged chron. No index. Handwritten on plain and printed forms. 10 x 5 x 14.
For record, see entry 106.

106. DRAINAGE RECORD (Blackwater), 1907-14. 1 volume. Record of proceedings of the circuit court relating to Blackwater Drainage District No. 1, showing information as in entry 105. Arranged chron. No index. Typed. 475 pp. 16 x 12 x 3.
For taxes paid, see entry 244.

## III. RECORDER OF DEEDS

The duties of the office of recorder of deeds were performed by the circuit clerk as ex officio recorder, under the laws in effect when the county was organized.[1] The first ex officio recorder was appointed by the circuit court to serve during good behavior.[2] The office became elective in 1835 for the term of 6 years,[3] but the term was changed to 4 years in 1865.[4] The act of 1865 also gave the county court the power to separate the offices of circuit clerk and recorder of deeds in counties having a population of 10,000 inhabitants.[5] The offices were separated in counties containing 20,000 inhabitants or more, by an act approved May 1, 1933,[6] but counties having a population between 20,000 and 200,000 may combine the offices if a majority of voters so decide at a general election held, as provided by law, in November 1936 or any 4 years thereafter.[7] The offices of circuit clerk and recorder of deeds are at this time combined in Johnson County.[8]

1. R. S., 1825, p. 655, sec. 2.
2. Constitution 1820, art. V, sec. 15; R. S., 1825, p. 207, sec. 1.
3. Constitution 1820, art. V, sec. 15; amendment of 1834, sec. 3; R. S., 1835, p. 111, sec. 2.
4. Constitution 1865, art. VI, sec. 22; G. S., 1865, p. 159, sec. 3.
5. G. S., 1865, p. 161, sec. 23.
6. M. L., 1933, p. 360, sec. 11528.
7. M. L., 1933, p. 361, sec. 11538.
8. Official Manual, State of Missouri, 1939-40, p. 195.

Recorder of Deeds - Entry Book and Index. (107-108)

The principal duty of the recorder has always been the recording of all written, properly proved, or acknowledged instruments affecting the title to real estate and personal property, authorized to be recorded in his office.[1] From 1856 until 1917, he recorded all deeds appertaining to the adoption of children.[2] He also records marriage contracts, certificates of marriage, commissions and official bonds, and statements showing the sex and dates of births of children, when furnished to him for recording.[3]

For a complete list of records required to be kept by the recorder of deeds, see the forthcoming volume entitled County Government in Missouri.

Unless otherwise stated, records of the recorder of deeds are in his vault.

Entry Book and Index.

107. FILE BOOK, 1853--. 15 volumes.
Daily memoranda of all instruments filed and recorded, showing date and order in which received, nature of instrument and parties thereto, volume and page reference to recording, date, time and by whom filed, description of property, amount of recording fees, to whom and date delivered. Also contain: File Book of Chattel Mortgages, 1853-98, 1902-34, entry 140; Marriage License File Book, 1853-98, entry 144; Abstract of Fees Earned and Received, 1853-1934, entry 148; and Mailing Book, 1908, entry 151. Arranged chron. No index. Handwritten on printed forms. 400 pp. 18 x 12 x 2.

108. ABSTRACT AND INDEX TO DEEDS, 1835--. 49 volumes (A-Z, 1-23).
Direct and indirect index to and abstract of instruments conveying or affecting title to real estate, and other instruments, including: Miscellaneous Deed Record, 1835--, entry 109; Record of Patents, 1912--, entry 110; Warranty Deeds, 1866--, entry 111; Quitclaim Deeds, 1881--, entry 112; Sheriff's Deeds, 1891--, entry 113; Collectors' Tax Deeds, 1936--, entry 116; Conveyances of Right-of-Way to State of Missouri, 1924-33, entry 117; Cemetery Certificate Record, 1927--, entry 121; Mortgage Record, 1870-1924, entry 122; Trust Deeds, 1866--, entry 124; Trustee's Deeds, 1930--, entry 125; Federal Mortgage Record, 1918-27, entry 126; School Fund Mortgage Record, 1873--, entry 127; and Oil and Gas Lease Record, 1921--, entry 132; showing names of parties to and date and nature of instrument, volume and page reference to recording, legal description of property, and date and time of filing. Arranged

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1. R. S., 1825, p. 657, sec. 7; R. S., 1939, sec. 13161.
2. M. L., 1856-57, p. 59, sec. 1; M. L., 1917, p. 193, sec. 1.
3. R. S., 1825, p. 657, sec. 7; G. S., 1865, pp. 159 f., sec. 9; R. S., 1939, sec. 13161.

alph. in front of books by names of parties to instruments; in back of books by names of grantees, lessees or mortgagees. Handwritten on printed forms. 640 pp. 18 x 12 x 3.

## Real Property

### Deeds

109. MISCELLANEOUS DEED RECORD, 1835--. 99 volumes (labeling varies).

Record of deeds affecting real estate and other instruments that are at variance in form and terminology with printed forms used in standard volumes, including: Record of Patents, 1839-1911, entry 110; Warranty Deeds, 1835-65, entry 111; Quitclaim Deeds, 1839-80, entry 112; Sheriffs' Deeds, 1838-90, entry 113; (Administrators', Guardians', and Curators' Deeds), 1841--, entry 115; Conveyances of Right-of-Way to State of Missouri, 1934--, entry 117; (Corporation Deeds of Trust), 1925--, entry 120; Mortgage Record, 1925--, entry 122; Trust Deeds, 1835-65, entry 124; Trustees Deeds, 1853-1929, entry 125; Federal Mortgage Record, 1928--, entry 126; (Deeds of Release), 1836--, entry 129; (Wills), 1837--, entry 130; (Real Estate Leases), 1929--, entry 131; (Decrees), 1929--, entry 137; Chattel Mortgage Record, 1835-95, entry 143; and (Articles and Certificates of Incorporation), 1929--, entry 149. Arranged chron. For index, see entry 108. Handwritten and typed. 640 pp. 18 x 12 x 3.

110. RECORD OF PATENTS, 1912--. 4 volumes (177, 195, 210, 232). 1839-1911 in Miscellaneous Deed Record, entry 109.

Record of land patent certificates issued by United States on property in the county, showing date of instrument, names of grantor and grantee, legal description of property, consideration, acknowledgment, and date of filing. Arranged chron. For index, see entry 108. Typed on printed forms. 640 pp. 18 x 13 x 3.

111. WARRANTY DEEDS, 1866--. 89 volumes. 1835-65 in Miscellaneous Deed Record, entry 109.

Record of deeds conveying and warranting title in fee simple to real estate, showing date, names of grantor and grantee, consideration, legal description of property, date and time filed, acknowledgment, and certificate of recorder. Arranged chron. For index, see entry 108. Handwritten and typed on printed forms. 640 pp. 18 x 13 x 3.

112. QUITCLAIM DEEDS, 1881--. 16 volumes. 1839-80 in Miscellaneous Deed Record, entry 109.

Record of deeds conveying only the interest in real estate possessed by grantor without warranting title thereto, showing date, names of grantor and grantee, consideration, legal description of property, signatures of grantor and witnesses, acknowledgment, date and time filed, and recorder's certificate. Arranged chron. For index, see entry 108. Handwritten and typed on printed forms. 640 pp. 18 x 13 x 3.

113. SHERIFF'S DEEDS, 1891--. 1 volume (87). 1838-90 in Miscellaneous Deed Record, entry 109.
Record of sheriff's deeds to property sold under special execution to satisfy judgments, showing date of judgment, style and number of case, amount of judgment and interest assessed, order of sale, levy and advertisement, date of sale, legal description of real estate, name of purchaser, amount of bid, execution by sheriff and acknowledgment, recorder's certificate, and date filed. Also contains: (Deeds in Partition), entry 114, and Collectors' Tax Deeds, 1891-1935, entry 116. Arranged chron. For index, see entry 108. Handwritten on printed forms. 640 pp. 18 x 13 x 3.

114. (DEEDS IN PARTITION), 1891--. In Sheriffs' Deeds, entry 113.
Record of deeds executed by sheriff in suits to partition real estate, showing term of court, style and number of case, recital of court order of sale, names of sheriff and purchaser, legal description of property, date property was advertised, date of sale, sale price, confirmation of sale, acknowledgment, date and time filed, and name of recorder.

115. (ADMINISTRATORS', GUARDIANS' AND CURATORS' DEEDS), 1841--. In Miscellaneous Deed Record, entry 109.
Record of estate sale deeds, showing name of estate, representative of estate or ward, notice of publication, name of newspaper in which published, date and place of sale, legal description of property, names of appraisers, appraised value, name of purchaser, sale price, term of court, date of deed, acknowledgment, certificate of recorder, and date and time filed.

116. COLLECTORS' TAX DEEDS, 1936--. 1 volume (269). 1891-1935 in Sheriff's Deeds, entry 113.
Record of deeds executed by collector conveying property sold under special execution at public auction for taxes unpaid and delinquent, showing amount of delinquent taxes, interest due, number of years delinquent, name of taxpayer, legal description of real estate, date of sale, names of collector and grantee, recital of certificate of purchase, name of purchaser, amount paid, acknowledgment, recorder's certificate, date and time filed. Arranged chron. For index, see entry 108. Typed on printed forms. 640 pp. 18 x 13 x 3.

117. CONVEYANCES OF RIGHT-OF-WAY TO STATE OF MISSOURI, 1924-33. 4 volumes (228, 228a, 228b, 228c). 1934-- in Miscellaneous Deed Record, entry 109.
Transcript of instruments releasing and quitclaiming to the State of Missouri rights-of-way for State highways, showing date, name of grantor, the State of Missouri as grantee, description of land by township, section, range and road district numbers, signature of grantor, acknowledgment, date filed, and recorder's certificate. Arranged chron. For index, see entry 108. Typed on printed forms. 175 pp. 12 x 8 x 4.

118. DEEDS, 1907--. 25 file boxes.
Deeds that have not been presented for recording within 12 months from date of execution and which are, therefore, filed for one year

before being released. Arranged alph. by name of grantor. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

119. DEEDS (Unclaimed), 1867--. 42 file boxes (labeling varies). Original deeds and other instruments filed, recorded and uncalled for. Also contain, Abstracts of Attachment, 1888--. entry 138.

120. (CORPORATION DEEDS OF TRUST), 1887--. 1887-1924 in Mortgage Record, entry 122; 1925-- in Miscellaneous Deed Record, entry 109.
Record of instruments covering mortgage bonds executed by corporations, showing date of instrument, amount of indebtedness, terms, legal description of property, corporate signature, acknowledgment, and date and time filed.

121. CEMETERY CERTIFICATE RECORD, 1927--. 1 volume.
Transcript of deeds to burial lots in cemeteries, showing date, name of grantor and grantee, description and location of lot, consideration, execution and acknowledgment by grantor, date filed and certificate of recorder. Arranged chron. For index, see entry 108. Typed on printed forms. 640 pp. 18 x 13 x 3.

Mortgages and
Deeds of Trust

122. MORTGAGE RECORD, 1887-1924. 30 volumes (labeling varies). 1925-- in Miscellaneous Deed Record, entry 109.
Record of direct conveyances of real estate from debtors to creditors to secure the payment of indebtedness and giving grantee the power to sell in the event of default, showing names of grantor and grantee, date of instrument, amount of debt secured and how evidenced, date of maturity, terms and conditions of sale, disposition of proceeds, acknowledgment of grantor, date and time of filing, name of recorder; if satisfied, marginal notations, showing date of release, whether satisfied by payment or quitclaim, signature of payee and acknowledgment and certification by recorder. Also contain; (Corporation Deeds of Trust), entry 120; and (Assessment of Blackwater Drainage District No. 1), 1910-24, entry 134. Arranged chron. For index, 1868-69, see entry 123; for index, 1870-1924, see entry 108. Handwritten and typed. 640 pp. 18 x 12 x 3.

123. INDEX TO MORTGAGES, 1866-69. 1 volume.
Direct and indirect index to Mortgage Record, entry 122, showing names of mortgager and mortgagee, serial number, nature and date of instrument, dates filed and recorded, amount of debt, and date and manner of satisfaction. Arranged alph. in front of book by names of mortgagers, in back of book by names of mortgagees. Handwritten on printed forms. 600 pp. 18 x 13 x 3.

124. TRUST DEEDS, 1868--. 79 volumes (labeling varies). 1835-65 in Miscellaneous Deed Record, entry 109.
Record of conveyances of real estate to trustees as security for the repayment of indebtedness, showing date, names of grantor, trustee and beneficiary, legal description of property, terms of instrument, amount,

nature and evidence of indebtedness, date of maturity, acknowledment, date and time filed. Arranged chron. For index, see entry 108. Handwritten and typed on printed forms. 640 pp. 18 x 13 x 3.

125. TRUSTEES DEEDS, 1930--. 1 volume (254). 1853-1929 in Miscellaneous Deed Record, entry 109.
Record of deeds conveying real estate sold by trustees under deeds of trust, showing date of deed, names of parties, volume and page reference to recording, recital of default, publication of notice of sale, affidavit of publisher, legal description of property, date of sale, amount bid and payment made, name of purchaser, date and time filed, and name of recorder. Arranged chron. For index, see entry 108. Typed on printed forms. 640 pp. 18 x 13 x 3.

126. FEDERAL MORTGAGE RECORD, 1918-27. 1 volume (204). 1928-- in Miscellaneous Deed Record, entry 109.
Record of first farm loan mortgages held by the Federal Land Bank of St. Louis, showing date, names of mortgagor and mortgagee, legal description of property, amount and terms of loan, date of maturity, names of witnesses, acknowledgment, date filed and certificate of recorder. Arranged chron. For index, see entry 108. Typed on printed forms. 640 pp. 18 x 13 x 3.

127. SCHOOL FUND MORTGAGE RECORD, 1873--. 3 volumes (1-3).
Record of deeds of trust or mortgages executed to secure payment of school fund loans, showing date of instrument, names of mortgagor and mortgagee, consideration, provisions of bond, conditions of loan, fund drawn on, legal description of property, acknowledgment, date and time filed, and name of recorder. Arranged chron. For index, see entry 108. Handwritten and typed on printed forms. 640 pp. 18 x 13 x 3.

128. LIST OF UNSATISFIED MORTGAGES, 1885-1901. 1 volume. Discontinued.
Record of deeds of trust, mortgages and other obligations which have not been satisfied of record, showing date, names of mortgagor and mortgagee, consideration, legal description of property, amount of original indebtedness, terms of mortgage, date payments due, amount paid, amount unsatisfied, date, volume and page reference to recording. Arranged chron. Indexed alph. by names of grantors. Handwritten on printed forms. 640 pp. 18 x 13 x 3.

129. (DEEDS OF RELEASE), 1836--. In Miscellaneous Deed Record, entry 109.
Record of deeds executed by mortgagees or beneficiaries named in mortgages or deeds of trust, releasing and relinquishing any and all right, title or interest in and to the property conveyed, showing date, volume and page reference to recording, legal description of property, names of parties thereto, satisfaction of debt secured, quitclaim of interest, date filed, and certificate of recorder.

Wills

130. (WILLS), 1837--. In Miscellaneous Deed Record, entry 109. Certified copies of wills affecting real estate which have been filed for record, showing name of testator, provisions of will, signatures of witnesses, certification by probate judge and clerk, and date and time filed with recorder.

Leases

131. (REAL ESTATE LEASES), 1929--. In Miscellaneous Deed Record, entry 109.
Record of real estate leases, showing names of lessor and lessee, legal description of land, terms, date executed, signature and acknowledgment of lessor, date and time filed, and signature of recorder.

132. OIL AND GAS LEASE RECORD, 1921--. 1 volume (215).
Record of oil and gas leases, showing names of lessor and lessee, legal description of property, terms of lease, date executed, signature and acknowledgment of lessor, date and time filed for record, and name of recorder. Arranged chron. For index, see entry 108. Typed on printed forms. 640 pp. 18 x 13 x 3.

Drainage

133. DRAINAGE TAX RECORD, 1920, 1928. 2 volumes.
Certificates regarding taxes levied and collected for the construction and maintenance of drainage ditches in Sweet Springs Drainage District, 1928, and Big Creek Drainage District No. 2, 1920, showing names of property owners affected, legal description of land, purpose of proposed improvements, amount of tax, and date of filing. Arranged num. by drainage district numbers and alph. thereunder by names of taxpayers. No index. Typed on printed forms. 24 pp. 14 x 9 x $\frac{1}{2}$.

134. (ASSESSMENT ON BLACKWATER DRAINAGE DISTRICT NO. 1), 1910-24. In Mortgage Record, entry 122.
Record of taxes levied in Blackwater Drainage District No. 1 for the construction and maintenance of drainage ditches, showing name of district, names of property owners affected, legal description of land, annual installment tax, maintenance tax, total tax, receipt number, and date and by whom paid.

Surveys

135. SURVEYOR'S RECORD, 1835-39, 1901--. 3 volumes (volume, 1835-39, unlabeled; 1,2).
Field notes and plats made by the county surveyor, showing number and date of survey, for whom made, chainmen sworn, points established, range, township, section and principal meridian numbers, signature and seal of presiding judge, attestation by county clerk, date recorded, and signature of recorder. Arranged chron. No index. Handwritten on printed forms. 480 pp. 18 x 12 x 3.

Recorder of Deeds - Personal Property (136-141)

Land Sales

136. SWAMPLAND RECORD, 1859-98. 1 volume.
Record of sales of swamp and overflowed lands, showing legal description of land, date patented by the State to the county, date and terms of sale, name of purchaser, date and amount of payment, signature and seal of presiding judge, attestation by county clerk, date recorded, and signature of recorder. Arranged chron. No index. Handwritten on printed forms. 480 pp. 18 x 13 x 3.

Decrees, Levies and Attachments

137. (DECREES), 1929--. In Micellaneous Deed Record, entry 109.
Record of property conveyed under and by virtue of decrees of the circuit court, showing names of plaintiff and defendant, number of case, term of court, nature of decree, legal description of property, date, signatures of circuit clerk and recorder, and date and time filed.

138. ABSTRACT OF ATTACHMENT, 1867-87. 1 file box. 1888-- in Deeds (Unclaimed), entry 119.
Abstract of attachments on real estate, showing names of defendant and plaintiff, amount sued for, date levied, seized and attached, legal description of property, signature of sheriff; certificate of recorder, showing type of instrument, date of filing, volume and page reference to recording, and signature of recorder. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

139. RECORD OF LEVIES, 1885--. 1 volume (1).
Record of notices of levies on real estate under executions to satisfy judgments rendered in the circuit court, showing date of execution, names of parties thereto, date of levy, amount of debt and costs, desription of property levied on, name of sheriff, and date and time filed. Arranged chron. Indexed alph. by names of defendants. Handwritten on printed forms. 272 pp. 18 x 13 x 2.

Personal Property

140. FILE BOOK OF CHATTEL MORTGAGES, 1899-1901. 1 volume. 1853-98, 1902-34, in File Book, entry 107; 1935-- in Abstract of Fees Earned and Received, entry 148.
Recorder's file for chattel mortgages only, showing date of filing, nature of chattel, and amount of fee. Arranged chron. No index. Handwritten on printed forms. 160 pp. 18 x 12 x 1.

141. CHATTEL MORTGAGE REGISTER, 1895--. 11 volumes (1-11).
Register of chattel mortgages and liens on porsonal property, showing names of mortgagor and mortgagee, file number, date of instrument, amount secured, date due, description of property, and date satisfied. Arranged alph. by names of mortgagors. No index. Handwritten on printed forms. 640 pp. 18 x 12 x 3.

Recorder of Deeds - Marriage License; Military (142-147)

142. CHATTEL MORTGAGES, 1931--. 46 file boxes.
Original chattel mortgages covering personal property, showing date of instrument, serial number, names of mortgagor and mortgagee, amount secured, conditions, location and description of property, signature of mortgagor, acknowledgment, and certificate of recorder. Arranged num. by serial numbers. No index. Handwritten on printed forms. 10 x 5 x 14.
For record, see entry 143.

143. CHATTEL MORTGAGE RECORD, 1896--. 4 volumes (20-23). 1835-95 in Miscellaneous Deed Record, entry 109.
Record of chattel mortgages on file covering personal property, showing information as in entry 142. Arranged chron. Indexed alph. by names of mortgagors. Handwritten and typed on printed forms. 640 pp. 18 x 12 x 3.

## Marriage Licenses

144. MARRIAGE LICENSE FILE BOOK, 1899-1935. 2 volumes. 1853-98 in File Book, entry 107, 1936-- in Abstract of Fees Earned and Received, entry 148.
Record of marriage licenses issued, showing date issued, names and ages of contracting parties, and amount of fee. Arranged chron. No index. Handwritten on printed forms. 170 pp. 16 x 10 x 1.

145. MARRIAGE LICENSES, 1926--. 9 file boxes.
Original marriage licenses issued and returns thereon, showing license number, date of issue, names, ages, and addresses of contracting parties, consent of parent or guardian in case of minors, certificate of person performing marriage ceremony and statutory authority, where and when performed, date and time filed, and certificate of recorder. Arranged chron. No index. Handwritten and typed on printed forms. 5 file boxes, 13 x 5 x 16; 4 file boxes, 10 x 5 x 14.
For record, see entry 146.

146. MARRIAGE LICENSE RECORD, 1835--. 17 volumes (F-V). 5
Record of marriage certificates, 1835-81, and marriage licenses granted thereafter, showing information as in entry 145. Arranged chron. Indexed alph. in front of volume by names of bridegrooms; in back of volume by names of brides. Handwritten and typed on printed forms. 640 pp. 18 x 13 x 3.

## Military

147. MILITARY DISCHARGE RECORD, 1919--. 1 volume (151).
Record of soldiers, sailors and marines who served in the World War, and were honorably discharged from military service, showing name, rank, organization, dates of enlistment and discharge, place of birth, occupation, physical description, prior service, special ratings, battles engaged in, physical condition when discharged, whether married or single,

character, name of commandant, and date filed for record. Arranged chron. Indexed alph. by names of veterans. Typed. 640 pp. 18 x 13 x 3.

## Miscellaneous

148. ABSTRACT OF FEES EARNED AND RECEIVED, 1935--. 5 volumes (1, B-D, one volume unlabeled). 1853-1934 in File Book, entry 107.

Record of fees earned and collected by recorder for services rendered in filing and recording instruments, showing date, amount, from whom received, and nature of instrument. Also contain: File Book of Chattel Mortgages, 1935--, entry 140, and Marriage License File Book, 1936--, entry 144. Arranged chron. No index. Handwritten on printed forms. 480 pp. 18 x 12 x 3.

For reports to the county court of fees received, see entry 24d.

149. (ARTICLES AND CERTIFICATES OF INCORPORATION), 1929--. In Miscellaneous Deed Record, entry 109.

Record of certificates of incorporation issued by the Secretary of State, showing certificate number, term of years, name and type of corporation, amount of capital stock, certificate of Secretary of State, state seal, date of issue, date and time recorded, signature of recorder; copies of articles of association, showing name of corporation, location, capital set-up, names and addresses of subscribers to stock, number of shares subscribed by each, names of directors for first year, term of corporate existence, purpose of corporation, and names and addresses of incorporators.

150. TRADE MARK RECORD, 1882--. 1 volume.

Record of trade marks and brand names used as trade marks by manufacturers of flour, grits, hominy, or meal, and registration of markings on bottles or vessels used in marketing liquids, showing name and location of registrant, kind of business, facsimile of mark or brand, description of markings on bottle or vessel, proof of publication, type of product, signature and acknowledgment of registrant, and date and time filed for record. Arranged chron. No index. Handwritten. 160 pp. 18 x 13 x 2.

151. MAILING BOOK, 1871-1907. 3 volumes (1-3). 1908-- in File Book, entry 107.

Record of deeds mailed, showing names of grantee and grantor, date of mailing, and name and address of person to whom sent. Arranged chron. Indexed alph. by name of grantee. Handwritten on printed forms. 200 pp. 18 x 13 x 3.

152. SECURED DEBTS, 1919-21. 1 volume. Discontinued.

Record of secured debts registered and taxes paid thereon, showing date of registration, name of person presenting instrument, address, kind of security, value, date due and remarks. Arranged chron. No index. Handwritten on printed forms. 480 pp. 18 x 13 x 3.

## IV. CIRCUIT COURT

The circuit court was created under the authority of the State Constitution,[1] and the Legislature placed Johnson County in the fifth judicial circuit.[2] The first judge of the circuit was appointed by the Governor to serve during good behavior.[3] As new counties were established the number of circuits was increased and frequent changes made from one circuit to another. The county is now in the 17th judicial circuit.[4] Since 1851 the judge has been elected for a 6 year term. The Governor fills vacancies by appointment.[5] Court opens at Warrensburg on the second Monday in February, June, and October.[6]

The circuit court has jurisdiction over civil and criminal cases in the county. It has appellate jurisdiction from the county, probate, and justice of the peace courts.[7] Appeals from final awards of the Workmen's Compensation Commission[8] and from decisions of the Missouri Commission for the Blind[9] are also heard by the circuit court. The juvenile court is a division of the circuit court and has jurisdiction over delinquent and neglected children.[10]

For a complete list of records required to be kept by the court, see the forthcoming volume entitled County Government in Missouri.

Unless otherwise stated, the records of the court are in the circuit clerk's vault.

### Proceedings

#### Case Papers

153. INDEX TO CIRCUIT COURT PAPERS, 1840--. 3 volumes (1-3). Index to Suits Disposed Of, entry 154, and Record of Suits Filed, entry 156, showing case number, names of plaintiff and defendant, date and cause of action, final disposition, volume and page reference to the Circuit Court Record, (entry 158), and designation of box where papers are filed. Arranged alph. in front of volumes by names of plaintiffs; in back of volumes by names of defendants. Handwritten on printed forms. 600 pp 18 x 12 x 3.

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1. Constitution 1820, art. V, sec. 1.
2. M. L., 1834, p. 419, sec. 3; Circuit Court Record, volume 1, p. 9.
3. Constitution 1820, art. V, sec. 13; Circuit Court Record, volume 1, p. 2.
4. R. S., 1939, sec. 2143.
5. M. L., 1850-51, p. 214, sec. 2; R. S., 1939, sec. 2099; Constitution 1875, art. VI, sec. 32; R. S., 1939, sec. 2043.
6. R. S., 1939, sec. 2182.
7. R. S., 1939, sec. 2100.
8. M. L., 1925, p. 397, sec. 44; R. S., 1939, sec. 3732.
9. M. L., 1925, p. 317, sec. 9; R. S., 1939, sec. 9459.
10. M. L., 1917, p. 196, sec. 1; R. S., 1939, sec. 9699.

Circuit Court - Proceedings (154-159)

154. SUITS DISPOSED OF, 1840--. 494 file boxes.
Original files in all disposed of circuit court cases, all papers relating to each case assembled in a separate folder, showing style and number of case, names of attorneys, term and date filed. Arranged chron. For index, see entry 153. Handwritten and typed on printed forms. 11 x 5 x 14.
For suits pending, see entry 155.

155. SUITS PENDING, 1919--. 5 file boxes (A-I, J-Z, A-M, N-Z, and Criminal).
Original files of all civil and criminal cases pending action of the court, all papers pertaining to each case assembled and filed in a separate folder, showing information as in entry 154. Arranged alph., civil cases by names of plaintiffs; criminal cases by names of defendants. No index. Handwritten and typed. 12 x 17 x 28.

156. RECORD OF SUITS FILED, 1875-83, 1903--. 3 volumes.
Record of cases filed in circuit court, showing term of court, case number, names of parties and their attorneys, notice of action, filing fee, and date of filing. Arranged num. by case numbers. For index, see entry 153. Handwritten. 475 pp. 14 x 9 x 2.

Minutes

157. MINUTE BOOKS, 1860--. 25 volumes.
Memoranda of proceedings noted at sessions of the circuit court and later transferred into the Circuit Court Record (entry 158), showing date, names of officials in attendance, style and number of case, proceedings had, and date of adjournment. Arranged chron. No index. Handwritten. 600 pp. 18 x 12 x 3.

158. CIRCUIT COURT RECORD, 1835--. 60 volumes (1-60).
Permanent record of proceedings of circuit court in civil cases, 1835--, and criminal cases, 1835-74, 1898--, prepared from Minute Books (entry 157), showing term of court, date of session, names of officials in attendance, title and number of case, proceedings had, motions heard, orders granted, judgment or decree entered, all other action taken by court, and adjournment. Also contain: Parole of Prisoners, 1920--, entry 163; (Fines in Criminal Cases), 1933--, entry 173. Arranged chron. For index, see entry 159. Handwritten and typed. 600 pp. 18 x 12 x 3.
For criminal court records, 1875-97, see entry 202.

159. INDEX TO CIRCUIT COURT RECORD, 1835--. 4 volumes (A-D).
Index to Circuit Court Record, entry 158, showing names of plaintiff and defendant, number of case, term of court, and volume and page reference to recording. Arranged chron. by term of court, and thereunder civil cases alph. by names of plaintiffs; criminal cases alph. by names of defendants. Handwritten on printed forms. 600 pp. 18 x 12 x 3.

Circuit Court - Proceedings (160-166)

Dockets

160. JUDGE'S DOCKET, 1835--. 34 volumes.
Record of proceedings in cases in circuit court, showing division number, term of court, number and style of case, date filed, name of attorney, type of action, and orders at preceding and present terms. Also contain, Motion Docket, 1899--, entry 161. Arranged chron. No index. Handwritten on printed forms. 600 pp. 18 x 12 x 3.

161. MOTION DOCKET, 1873-98. 1 volume. 1899-- in Judge's Docket, entry 160.
Record of motions and pleas filed in cases in circuit court, showing number and title of case, nature of motion or plea filed, date of filing, name of attorney, and order or ruling of court. Arranged chron. No index. Handwritten on printed forms. 150 pp. 16 x 11 x 1.

162. BAR DOCKET, 1845-53, 1860-1923. 8 volumes. Discontinued.
Docket of civil and criminal cases in circuit court, showing term of court, case number, names of plaintiff, defendant, attorneys, action taken, and orders at previous and present terms. Arranged chron. No index. Handwritten on printed forms. 550 pp. 18 x 12 x 3.

163. PAROLE OF PRISONERS, 1897-1919. 1 volume. 1920-- in Circuit Court Record, entry 158.
Record of paroles granted by and reports of parolees to circuit court, showing number of case, name of parolee, nature of charge, name of defendant's attorney, dates of parole and report, to whom paroled, volume and page reference to recording, and subsequent orders of court. Arranged chron. Indexed alph. by names of parolees. Handwritten on printed forms. 200 pp. 16 x 12 x 2.

Juvenile Division

164. JUDGE'S DOCKET, JUVENILE COURT, 1917--. 2 volumes.
Record of all proceedings in the juvenile division of circuit court, showing date, case number, names of juvenile and complainant, offense charged, term of court, date of hearing, and disposition of case. Arranged chron. Indexed alph. by names of defendants. Handwritten on printed forms. 300 pp. 16 x 11 x 2.

Bonds and Appeals

165. BOND BOOK, 1880-1922. 1 volume (A). Discontinued.
Record of bonds given by persons to assure their appearance in court, showing names of principal, sureties, and obligee, term of court, style and number of case, amount and conditions of bond, signatures of principal and sureties, date filed, and signature of circuit clerk. Arranged chron. No index. Handwritten. 100 pp. 9 x 6 x 1.

166. RECORD OF CASES APPEALED TO SUPREME COURT, 1883--. 1 volume (1).
Record of cases appealed from the circuit court to courts of appeals, showing case number, names of parties to action and attorneys, type of case, date and amount of judgment, amount of costs, date of appeal, and

orders of courts of appeals. Arranged chron. Indexed alph. by names of plaintiffs. Handwritten on printed forms. 200 pp. 18 x 12 x 1.

## Naturalization

167. DECLARATIONS OF INTENTIONS, 1907-24. 1 volume. 1884-1906 in Naturalization Papers, entry 170; 1925-37 in Petitions for Naturalization, entry 168.

Record of declarations of intentions filed in the circuit court by persons desiring to become citizens of the United States, showing name, age, occupation, and physical description of declarant, date and place of birth, nationality, present address, point of emigration, last foreign residence, date and port of arrival, intention to renounce forever all allegiance and fidelity to any foreign country, signature of declarant, acknowledgment by circuit clerk, and seal of the court. Arranged chron. Indexed alph. by names of declarants. Handwritten on printed forms. 100 pp. 14 x 9 x 1.

168. PETITION FOR NATURALIZATION, 1907-37. 2 volumes. Subsequent records kept by United States District Court, Kansas City, Missouri.

Record of petitions of persons desiring to become citizens of the United States, showing name of petitioner, address, occupation, date and place of birth, race, point of emigration, date and port of arrival, date and place of filing original declaration, family status, name of spouse, residence, place of birth and names of children, length of residence in United States, oath of allegiance, signature of petitioner, affidavits of witnesses, and order of court. Also contain, Declarations of Intentions, 1925-37, entry 167. Arranged chron. Indexed alph. by names of petitioners. Handwritten on printed forms. 100 pp. 18 x 12 x 1.

169. CERTIFICATE OF NATURALIZATION, 1907-37. 2 volumes. Discontinued.

Stubs of certificates of naturalization, showing number of certificate, name of holder, age, place and date where declaration issued, place of residence, and date of order. Arranged num. by certificate numbers. No index. Handwritten on printed forms. 100 pp. 12 x 9 x 1.

For record, see entry 170.

170. NATURALIZATION PAPERS, 1884-1937. 1 volume. Subsequent records kept by United States District Court, Kansas City, Missouri.

Record of certificates of citizenship issued to persons becoming citizens of the United States, showing term of court, name of applicant, evidence of oath of allegiance as required by law, testimony of witnesses as to length of residence in United States and character of applicant, decision of court, date filed, and signature of circuit clerk. Also contains, Declarations of Intentions, 1884-1906, entry 167. Arranged chron. Indexed alph. by names of applicants. Handwritten on printed forms. 100 pp. 18 x 12 x 1.

For stubs of certificates issued, see entry 169.

Judgments and Executions

171. EXECUTION BOOK, 1848--. 5 volumes (A-E).
Record of executions issued under judgments rendered by circuit court, showing style and number of case, name of judgment debtor, date and amount of judgment, description of property, amount of interest and costs, return term, signature of circuit clerk, date issued, sheriff's return, and volume and page reference to Circuit Court Record (entry 158). For index, see entry 172. Handwritten on printed forms. 600 pp. 18 x 12 x 3.

172. INDEX TO EXECUTION BOOK, 1848--. 5 volumes (A-E).
Index to Execution Book, entry 171, showing names of plaintiff and defendant, and volume and pages reference to Execution Book. Arranged alph. in front of book by names of plaintiffs; in back of book by names of defendants. Handwritten on printed forms. 300 pp. 18 x 12 x 1.

173. (FINES IN CRIMINAL CASES), 1875-1912, 1923-32. 2 volumes.
1933-- in Circuit Court Record, entry 158.
Record of criminal cases in which fines were assessed against the defendant, showing number of case, name of defendant, date of fine, nature of case, amount of fine, and by whom collected. Arranged chron. 1875-1912, no index; 1923-32, indexed alph. by names of defendants. Handwritten. 275 pp. 16 x 11 x 1½.

## V. CIRCUIT CLERK

The first circuit clerk of the county, J. D. Warren, was appointed by the circuit court.[1] He was elected to the same office in August 1835, his term of 6 years as an elected official beginning on January 1, 1836.[2] By virtue of his office of circuit clerk, he was also recorder of deeds of the county.[3] Upon a vacancy occurring in the office of clerk of the county court, through resignation of the former clerk, he was also appointed to that office by the county court,[4] and served as such until his death in 1840.[5]

The tenure of office was reduced to 4 years in 1865,[6] and a legislative act of the same year gave the county court the power to separate the offices of circuit clerk and recorder of deeds in counties having a population of 10,000 or more inhabitants.[7] The offices were separated in counties containing 20,000 inhabitants or more by an act approved May 1, 1933,[8] but counties having a population between 20,000

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1. R. S., 1825, p. 207, sec. 1; Circuit Court Record, volume 1, p. 9.
2. R. S., 1835, p. 111, secs. 2 and 3.
3. Ibid., p. 525, sec. 2.
4. Ibid., p. 111, sec. 4; County Court Record, volume 1835-39, p. 25.
5. County Court Record, volume 1835-39, p. 212.
6. Constitution 1865, art. VI, sec. 22.
7. G. S., 1865, p. 161, sec. 23.
8. M. L., 1933, p. 360, sec. 11528.

and 200,000 may combine the offices if a majority of the voters so decide at a general election, held as provided by law, in November 1936 or any 4 years thereafter.[1] The offices of circuit clerk and recorder of deeds are at this time combined in Johnson County.[2]

The circuit clerk records all decrees, judgments, rules, orders, and other proceedings of the circuit court and keeps a complete alphabetical index thereto; issues and attests all writs and other processes emanating from the circuit court and from his office; keeps an account of all moneys coming into his hands; and performs all other duties enjoined upon him by law.[3]

For a complete list of records required to be kept by the circuit clerk, see the forthcoming volume entitled County Government in Missouri.

Unless otherwise stated, the records of the circuit clerk are in his vault.

### Judgments and Liens

174. TRANSCRIPT RECORD, 1844--. 7 volumes (A-G).
Record of transcripts of judgments rendered in justices of the peace courts from this and other counties, showing transcript number, name of judgment debtor, date filed, nature of action, proceedings had, date and amount of judgment rendered, itemized costs, and certification by the justice of the peace. Arranged chron. For index, see entry 175. Handwritten. 600 pp. 18 x 12 x 3.

175. INDEX JUDGMENT DOCKET, 1842--. 7 volumes (two volumes unlabeled, B-F).
Index to and abstracts of Transcript Record, entry 174, showing case number, names of judgment debtor and creditor, date and nature of judgment or decree, amount, damages and costs, volume and page reference to recording, and satisfaction or other disposition. Arranged alph. by names of judgment debtors. No index. Handwritten on printed forms. 600 pp. 18 x 12 x 3. Circuit clerk's vault.

176. MECHANICS' LIEN RECORD, 1866--. 2 volumes.
Abstract of mechanics' liens filed for the purpose of establishing lien claims against realty for labor or materials furnished for erecting, improving, or making repairs, showing lien number, names of lien claimant and debtor, description and location of property against which lien is filed, amount of lien, name of owner, date of filing, and certificate of circuit clerk. Arranged chron. Indexed

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1. M. L., 1933, p. 361, sec. 11538.
2. Official Manual, State of Missouri, 1939-40, p. 195.
3. R. S., 1825, p. 209, sec. 7; R. S., 1939, sec. 13295.

Circuit Clerk - Licenses; Jurors; Fees and Costs (177-181)

alph. in front of volume by names of lien claimants; in back of volume by names of lien debtors. Handwritten. 600 pp. 18 x 12 x 3.

## Licenses

177. CHIROPRACTIC LICENSE RECORD, 1927--. 1 volume.
Record of chripractic certificates issued by State Board of Chiropractic Examiners, showing license number, name and address of chiropractor, name and location of school, date of examination, names of officials of board, date filed for record, and signature of circuit clerk. Arranged chron. Indexed alph. by names of chiropractors. Handwritten on printed forms. 160 pp. 16 x 11 x 1.

## Jurors

178. JURORS' ATTENDANCE RECORD, 1874--. 7 volumes.
Register of jurors called for grand and petit jury services in circuit court, showing term of court, name of juror, number of days served, case served on, travel allowance, amount received, and signature of circuit clerk. Arranged chron. No index. Handwritten on printed forms. 300 pp. 18 x 14 x 2.

179. WITNESSES BEFORE GRAND JURY, 1867-72. 1 volume.
Record of witnesses called before the grand jury in circuit court, showing names of witnesses, term of court, date, number of days served, mileage, and amount received. Arranged chron. No index. Handwritten. 200 pp. 12 x 8 x 1.

## Fees and Costs

### Accounts

180. CASH BOOK, 1869, 1876-82, 1924-37. 8 volumes. 1938-- in Abstract of Fees Collected, entry 181.
Circuit clerk's daily record of money collected, showing date, style and number of case, amount received, from whom, date deposited, amount, and name of bank. Arranged chron. No index. Handwritten. 300 pp. 12 x 8 x 2.

181. ABSTRACT OF FEES COLLECTED, 1871-78, 1888--. 10 volumes.
Record of fees collected by circuit clerk, accountable and non-accountable, showing style and number of case, nature of service rendered, from whom collected, amount, date, and to whom paid. Also contain, Cash Book, 1938--, entry 180. Arranged chron. No index. Handwritten on printed forms. 300 pp. 14 x 9 x 2.

Civil and Criminal

182. FEE BOOKS, 1848--. 18 volumes (A, A, A, E, G, H, J-N, 1, 2; five volumes unlabeled).
Record of various fees in civil and criminal cases in circuit court, showing date, style, and number of case, term of court, nature of charge, names of parties to action, items of cost, and amount of fees. Arranged chron. 1861-69, indexed alph. by names of plaintiffs; for index, 1870-1933, see entry 183; 1934--, no index. Handwritten on printed forms. 600 pp. 18 x 12 x 3.

183. INDEX BOOKS TO FEE BOOKS, 1870-1933. 7 volumes (one volume unlabeled; E-J).
Index to Fee Books, entry 182, showing names of plaintiff and defendant and colume and page reference to recording. Arranged alph. by names of persons concerned. Handwritten. 300 pp. 18 x 12 x 1.

Criminal Costs

184. CRIMINAL COSTS BILLS, 1935--. 1 file box.
Original cost bills chargeable to the State or county in criminal cases, showing date, style and number of case, term of court, nature of charge, to whom bill of cost chargeable, date of indictment or information, verdict, amount of various fees, services rendered, to whom due, certification by judge and prosecuting attorney, and signature of circuit clerk. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.
For copies to the county court, see entry 54; for bills paid by treasurer, see entries 274 and 276.

Witnesses

185. WITNESS FEE BOOK, 1838-60, 1870-81, 1891-97, 1901--. 10 volumes.
Record of fees earned by witnesses in cases tried in circuit court, showing date, name of witness, term of court, title and number of case, by whom subpenaed, number of days in attendance, mileage, amount due, and date received. Arranged chron. No index. Handwritten on printed forms. 350 pp. 14 x 8 x 2.

General

186. SUBPENA ORDER BOOK AND EXECUTION ORDER BOOK, 1867--. 8 volumes and 499 file boxes.
Record of, 1867-94, and original orders, 1895--, issued by attorneys to the circuit clerk to subpena witnesses and issue executions on judgments, showing style and number of case, term of court, date witness ordered to appear, name of witness; order to clerk to issue execution, term of court to be returned, and signature of attorney issuing order. Arranged chron. No index. Handwritten. 275 pp. 12 x 8 x 1.

Circuit Clerk - General (187-190)

187. DISTRIBUTION OF REVISED STATUTES, 1879--. 3 volumes. Record of statutes received from Secretary of State and issued by circuit clerk to various county officials, showing date, number and kind of volumes received, amount collected for copies sold, signature of recipient and title of office. Arranged chron. No index. Handwritten. 100 pp. 8 x 6 x $\frac{1}{2}$.

188. REGISTER OF ATTORNEYS, 1896. 1 volume. Discontinued. Record of attorneys registered to practice in the county, showing name and address of attorney, business address, date admitted, and signature of attorney. Arranged chron. No index. Handwritten on printed forms. 75 pp. 16 x 11 x 1.

189. ATTORNEYS RECEIPTS FOR PAPERS, 1871-87, 1935--. 1 volume. Record of receipts to circuit clerk from attorneys for papers pertaining to circuit court cases, showing name of plaintiff, style of case, papers received, date, by whom, and date returned. Arranged alph. by names of plaintiffs. No index. Handwritten on printed forms. 115 pp. 16 x 11 x 1.

190. MISCELLANEOUS FILE, 1900--. 2 file boxes. Various papers pertaining to official business of the circuit court and clerk, contain:

a. Appointments of deputies by sheriff, circuit clerk and probate judge, showing name of appointee, office appointed to, date appointed, deputy's oath and signature, acknowledgment, signature of officer making appointment, approval by circuit judge, and date filed.

b. Bonds filed by the probate judges conditioned upon their faithful performance of duty, showing date, amount, conditions, date of issue, signatures of principals and sureties, approval by court, affidavit by official, and date filed.

c. Copies of election certificates granted to sheriffs elected to office in county elections, 1900-1936, showing name and address of candidate, date of election, date of certificate, and signature of county clerk.

d. Fees, bar, copies of reports of, and penalties accruing in circuit clerk's office, and an accounting of enrollment fees of attorneys practicing in the county, 1934--, as forwarded to the clerk of the State Supreme Court by the circuit clerk, showing names and addresses of attorneys, date of enrollment, date of payment, amount paid, total collected, amount of fees retained, and amount turned over to treasurer.

e. Fees collected, annual statements to circuit clerk by probate judge, 1919--, showing date of report, number and name of estate, amount and date collected, from whom, service rendered, total fees, amount expended, signature of circuit clerk, and affidavit of probate judge.

f. Firearms, permits issued upon recommendation of sheriff, 1939--, showing permit number, date of issue, date of expiration, name and residence of grantee, name and location of store or person from which weapon is to be acquired, description of firearm, signatures of grantee, circuit clerk, sheriff and store owner, date of sale, and seal of court.

g. Grand jury, final report to the circuit court, 1930--, relative to activities covering inspection of county owned buildings and recommendations for improvements, investigation of complaints and action taken, showing date summoned, period of service, date of final report, and signature of foreman.

h. Prisoners' board bills, certified copies of, for which State is liable, 1923--, showing name of prisoner, offense charged, date committed and released, number of days confined, rate of board per day, total amount due, date of certification, and date filed. (For county clerk's record, 1933--, see entry 53a).

i. Statutes, statement of, received from Secretary of State and issued by circuit clerk to various county officials, 1939--, showing date, number and kind of volumes received, date issued, for what year or volume number, signature and title of recipient, whether donation or sale, amount received, and signature of circuit clerk.

j. Subpenas issued by circuit clerk to sheriff to summon grand jury witnesses, 1930--, showing name of witness, date issued, date to appear, signature of circuit clerk and date filed; also return of sheriff, showing date subpena was served, and amount of service fee.

Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

## VI. COURT OF COMMON PLEAS

A court of common pleas was established in the county in 1867.[1] The first judge was appointed by the Governor to serve until the general election of 1868, and the elected judge was to serve 4 years.[2] The clerk of the circuit court of Johnson County was ex officio clerk of this court.[3] An act of March 25, 1872, abolished this court, and all matters pending therein were, by operation of the act, transferred to the circuit court.[4]

The court of common pleas had concurrent jurisdiction with the circuit court in all civil actions and in all criminal cases, except when the punishment was death or imprisonment in the State penitentiary

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1. M. L., 1867, p. 89, sec. 1.
2. Ibid., pp. 89-92, secs. 2 and 26.
3. Ibid., p. 92, sec. 23.
4. M. L., 1871-72, Adjourned Session, pp. 270 f., secs. 1-7.

during life; concurrent superintending control with the circuit court over justices of the peace within the county, appellate jurisdiction from their judgments; and concurrent jurisdiction with justices of the peace in all civil actions not exclusively cognizable before them. It also had concurrent appellate jurisdiction with the circuit court over proceedings in justice courts and in the probate and county court. The circuit court of Johnson County had appellate jurisdiction from final judgments and decisions of the court of common pleas.[1]

For a complete list of the records formerly kept by the court, see the forthcoming volume entitled County Government in Missouri.

All records of the court of common pleas are in the circuit clerk's vault.

## Proceedings

### Minutes

191. RECORD OF SUITS FILED, COURT OF COMMON PLEAS, 1867-72. 1 volume.
Record of all cases filed in court of common pleas, showing date filed, term of court, names of plaintiff and defendant, nature of case, names of attorneys, and filing fee. Arranged chron. No index. Handwritten. 250 pp. 12 x 8 x 1.

192. MINUTE BOOK, 1867-72. 2 volumes (A, B).
Memoranda of proceedings taken at sessions of the court and later transferred by the clerk into Court of Common Pleas (entry 193), showing date, names of officials in attendance, style and number of case, place of meeting, names of plaintiff and defendant, action taken, final disposition, and ajournment. Arranged chron. No index. Handwritten. 600 pp. 18 x 12 x 3.

193. COURT OF COMMON PLEAS, 1867-72. 5 volumes (A-E).
Record of all proceedings of court of common pleas prepared from Minute Book (entry 192), showing date, term of court, officials in attendance, style and number of case, motions heard, orders granted, judgments entered, all other action taken by court, and adjournment. Arranged chron. For index, see entry 194; for index to final judgments and decrees rendered, see entry 197. Handwritten. 600 pp. 18 x 12 x 3.

194. RECORD INDEX, COURT OF COMMON PLEAS, 1867-72. 1 volume (A).
Index to Court of Common Pleas (entry 193), showing names of plaintiff and defendant, style and number of case, and volume and page reference to recording. Arranged alph. by name of plaintiff. Handwritten on printed forms. 600 pp. 18 x 12 x 3.

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1. M. L., 1867, pp. 90-92, secs. 10, 17, 18, and 27.

Court of Common Pleas - Judgments and Executions; Fees and Costs (195-200)

Dockets

195. JUDGE'S DOCKET, COURT OF COMMON PLEAS, 1867-72. 3 volumes (A-C)
Record of proceedings of court of common pleas, showing date, term of court, style and number of case, names of attorneys, court orders of previous term, minutes of action taken, names of plaintiff and defendant, and orders at present term. Arranged chron. No index. Handwritten on printed forms. 600 pp. 18 x 12 x 3.

196. BAR DOCKET, 1867-72. 1 volume (A).
Term docket of cases tried before court of common pleas, showing term of court, date, number of case, parties to action, attorneys, and orders of last and current terms. Arranged chron. No index. Handwritten. 550 pp. 18 x 12 x 3.

Judgments and Executions

197. JUDGMENT DOCKET, COURT OF COMMON PLEAS, 1867-72. 1 volume (A).
Abstract of and index to final judgments and decrees rendered in court of common pleas, showing in whose favor and against whom judgment is rendered, date and amount, and volume and page reference to Court of Common Pleas (entry 193). Arranged alph. by names of judgment debtors. No index. Handwritten on printed forms. 600 pp. 18 x 12 x 3.

198. EXECUTION BOOK, COURT OF COMMON PLEAS, 1867-72. 1 volume (A).
Record of executions issued under judgments rendered by court of common pleas, showing date issued, style and number of case, name of judgment debtor, date and amount of judgment, volume and page reference to judgment recording, legal description of property, amount of interest and costs, to whom directed, return term, signature of clerk, and sheriff's return. Arranged chron. For index, see entry 199. Handwritten on printed forms. 600 pp. 18 x 12 x 3.

199. INDEX TO EXECUTION BOOK "A", THE JOHNSON COUNTY COURT OF COMMON PLEAS, 1867-72. 1 volume.
Index to Execution Book, Court of Common Pleas, entry 198, showing names of plaintiff and defendant, and volume and page reference to recording. Arranged alph. in front of volume by names of plaintiffs; in back of volume by names of judgment debtors. Handwritten on printed forms. 300 pp 18 x 12 x 1.

Fees and Costs

200. FEE BOOK - COURT OF COMMON PLEAS, 1867-76. 3 volumes (A-C).
Record of fees earned in cases tried in court of common pleas, showing term of court, number and type of case, date, names of plaintiff and defendant, amount and nature of fees earned, to whom due, total amount due, date and amount paid, and by whom. Arranged chron. For index, see entry 201. Handwritten. 600 pp. 18 x 12 x 3.

201. INDEX TO FEE BOOK, COURT OF COMMON PLEAS, 1870-76. 2 volumes (C, D).
Index to Fee Book - Court of Common Pleas, entry 200, showing name of parties to action, volume and page reference to recording. Arranged alph. by names of plaintiffs. Handwritten. 300 pp. 18 x 12 x 1.

## VII. CRIMINAL COURT

A special act of the Legislature, approved March 18, 1875, established a court of record known as the "criminal court of the sixth judicial circuit and the county of Johnson,"[1] which was then in the 22nd judicial circuit, the said 6th and 22nd circuits being contiguous.[2]

This court was given, exclusively, the jurisdiction in criminal cases which the circuit court had possessed and appellate jurisdiction of all breaches of the peace and violations of town and city ordinances. It also had power to issue, hear and determine writs of habeas corpus.[3] All indictments, files, papers and records of criminal cases then pending in the circuit court were transferred to the newly-established court for trial and determination.[4] Regular terms were held in Johnson County on the first Monday in May and December.[5]

The first judge, who was required to possess the same qualifications as a circuit judge, was appointed by the Governor to hold office until the next general election.[6] The elected judges served 6 year terms and were paid a yearly salary of $1500. They had power to hold adjourned and special terms and to order special grand juries.[7] The clerk of the circuit court was ex officio clerk of the criminal court.[8]

This court was abolished in Johnson County in 1897, the act restoring criminal jurisdiction to the circuit court.[9]

202. CRIMINAL COURT RECORD, 1875-97. 3 volumes (A-C).
Record of proceedings of the criminal court, showing term, number and style of case, offense charged, names of officials present, matters presented, proceedings had, motions heard, orders entered, judgment of the court, and adjournment. Arranged chron. Indexed alph. by name of defendant. Handwritten on printed forms. 600 pp. 18 x 12 x 3. Circuit clerk's vault.
For prior and subsequent records, see entry 158.

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1. M. L., 1875, p. 42, sec. 1.
2. M. L., 1871-72, Adjourned Session, pp. 31 f., secs. 7 and 23.
3. M. L., 1875, p. 42, sec. 3.
4. Ibid., p. 43, sec. 8.
5. Ibid., sec. 10.
6. Ibid., sec. 13.
7. Ibid., pp. 42 f., secs. 2, 11, and 12.
8. Ibid., p. 43, sec. 7.
9. M. L., 1897, p. 81, sec. 5.

## VIII. PROBATE COURT

The probate court of the county was established in 1866, and the act creating it provided that all probate business pending in the county court should be removed to the newly-established court for final judgment, decree, order, and adjudication.[1] The county court, which had held this jurisdiction from the inception of the county, was directed to deliver to the judge of probate all papers, books, and documents relating to probate matters.[2] A judge of probate is elected every 4 years, and he may serve as his own clerk.[3]

The probate court has jurisdiction over all matters pertaining to probate business; grants letters testamentary and of administration; appoints guardians and curators of minors and persons of unsound mind; and settled the accounts of executors, administrators, curators, and guardians.[4] The probate judge has power to solemnize marriages[5] and may receive and inquire into the merits of applications for blind pensions.[6] Appeals are taken to the circuit court.[7]

For a complete list of records required to be kept by the court, see the forthcoming volume entitled County Government in Missouri.

For annual reports of fees collected, see entry 190e.

Unless otherwise stated all records of the court are in the probate court vault.

### Proceedings

203. PROBATE INDEX, 1851--. 10 volumes (A-J).
Index to Probate Court Papers, entry 204, Probate Court Records, entry 206, Settlement Record, 1877--, entry 210, Inventory and Appraisement Records, 1855--, entry 211, and Sale Bill, 1875--, entry 212, showing name and number of estate, name of estate representative, volume and page reference to recording, and file box number. Arranged alph. by names of estates. Handwritten on printed forms. 640 pp. 18 x 13 x 3.

204. PROBATE COURT PAPERS, 1835--. 224 file boxes.
Original documents and files in the administration of estates with all papers relating to each case assembled in separate folders, showing estate number, name of decedent or ward, name of estate representative,

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1. M. L., 1865-66, Adjourned Session, pp. 84-87, secs. 1 and 14.
2. M. L., 1827, p. 124, secs. 3 and 4; M. L., 1865-66, Adjourned Session, pp. 84 f., sec. 14.
3. M. L., 1865-66, Adjourned Session, pp. 84-87, secs. 1, 5, and 18; R. S., 1939, secs. 2438 and 2440.
4. M. L., 1865-66, Adjourned Session, p. 85, sec. 6; R. S., 1939, sec. 2437.
5. M. L., 1865-66, Adjourned Session, p. 87, sec. 17; R. S., 1939, sec. 2437.
6. M. L., 1921, p. 555, sec. 3; R. S., 1939, sec. 9454.
7. M. L., 1865-66, Adjourned Session, p. 85, sec. 6; R. S., 1939, sec. 2100.

and term of court. Arranged num. by estate numbers. 1835-50, no index; for index, 1851--, see entry 203. Handwritten. 10 x 5 x 14.

205. PROBATE MINUTES, 1861--. 7 volumes.
Memoranda of proceedings of probate court noted at sessions and later transferred into Probate Court Records (entry 206), showing term, date of session, name and number of estate, name of estate representative, business transacted, and signature of probate judge. Arranged chron. No index. Handwritten on printed forms. 500 pp. 18 x 10 x 3.

206. PROBATE COURT RECORDS, 1851--. 45 volumes.
Record of proceedings in estates administered in courts having probate jurisdiction and prepared from Probate Minutes (entry 205), showing term, name and number of estate, name of estate representative, nature of proceedings had or orders made, and signature of probate judge. Also contain, Settlement Record, 1851-76, entry 210. Arranged chron. For index, see entry 203. Handwritten and typed. 600 pp. 15 x 12 x 3.

207. ABSTRACT OF CLAIMS, 1860-65. 1 volume. 1866-- in Probate Fee Book, entry 225.
Abstract of claims and demands allowed against estates of deceased persons, showing name and number of estate, name of client, date allowed, class, and amount. Arranged num. by estate numbers. Indexed alph. by names of estates. Handwritten. 600 pp. 17 x 12 x 2. Attic storage room.

208. PROBATE JUDGMENT DOCKET, 1890--. 1 volume.
Abstract of judgments rendered by the probate court, showing date of judgment, against whom rendered, to whom payable, amount, rate of interest, cost, total judgment, and date filed. Arranged alph. by names of estates. No index. Handwritten on printed forms. 615 pp. 18 x 12 x 3.

209. CLERK'S DOCKET, PROBATE COURT, 1881--. 9 volumes (A-D, 1-5).
Docket of all cases to come before the court for settlement, showing name of estate, names of attorney and estate representative, and date set for settlement. Arranged chron. No index. Handwritten on printed forms. 300 pp. 18 x 14 x 2. 4 volumes, 1881-1913, attic storage room; 5 volumes, 1914--, probate court vault.

210. SETTLEMENT RECORD, 1877--. 28 volumes (A-K, 2-18). 1851-76 in Probate Court Records, entry 206.
Records of semiannual and final settlements of estates, showing name and number of estate, name of estate representative, date of settlement, balance on hand at last settlement, detailed debits and credits, voucher number, balance on hand, investment of surplus funds or where deposited, affidavit of estate representative, date of filing, and certificate of probate clerk. Also contain, Guardians' and Curators' Settlements, 1907--, entry 220. Arranged chron. For index, see entry 203. Handwritten on printed forms. 474 pp. 18 x 12 x 1.

## Estate Representatives

### Settlements

211. INVENTORY AND APPRAISEMENT RECORDS, 1855--. 19 volumes.
Record of inventory and appraisement of all real and personal property belonging to estates of decedents, showing description and appraised value of property, date of inventory and appraisal, names and oaths of witnesses to inventory, appraisers and estate representatives, date filed for record, and signature of probate judge. Arranged chron. For index, see entry 203. Handwritten and typed on printed forms. 320 pp. 18 x 12 x 3.

212. SALE BILL, 1875--. 3 volumes (A, B, C).
Record of sale clerk's accounts of sales of personal property belonging to estates as filed by estate representatives, giving name and number of estate, date of order, date and place of sale, articles sold and to whom, sale price of each, name of sale clerk, and date report was filed. Arranged chron. For index, see entry 203. Handwritten and typed on printed forms. 640 pp. 17 x 13 x 3.

213. RECORD OF NOTICES OF LETTERS AND FINAL SETTLEMENTS, 1884--. 9 volumes.
Record of administrators' and executors' notices of letters, notices of final settlement, and publishers' affidavits, giving name and number of estate, date granted, name of administrator or executor, date final settlement to be filed, name of newspaper, date of publication, publisher's affidavit, date, and signature of probate judge. Arranged chron. Indexed alph. by names of estates. Handwritten on printed forms. 475 pp. 18 x 12 x 1.

### Administrators and Executors

214. ADMINISTRATORS' AND EXECUTORS' BONDS, 1845--. 9 file boxes.
Original bonds posted with the probate court by estate representatives, showing names of principal and sureties, date, amount and conditions of bond, approval by court, and name of probate judge. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

215. BONDS AND LETTERS TESTAMENTARY, 1868--. 4 volumes (A-D).
Record of letters testamentary, showing name of deceased testator, number of estate, name of person appointed executor, date of appointment, signature of probate judge or clerk and seal of court, oath of appointee, and bond to the State of Missouri, showing date of execution, name of estate, names of executor and sureties, amount, conditions, approval, and date recorded. Arranged chron. Indexed alph. by names of estates. Handwritten on printed forms. 474 pp. 16 x 11 x 3.

216. ADMINISTRATIONS, BONDS AND LETTERS, 1866--. 9 volumes.
Record of administrators' bonds and letters of administration, showing names of principal and sureties, amount, conditions and date of bond, name of estate, signatures of administrator, sureties and probate judge,

date filed, oath and affidavit of administrator, date of letters, and signature of probate judge. Arranged chron. Indexed alph. by names of estates. Handwritten on printed forms. 441 pp. 18 x 12 x 3.

217. BONDS-DE BONIS NON, 1898--. 1 volume.
Record of bonds posted by estate representatives appointed by the probate court in cases where the original administrator has failed, refused, or become disqualified to act as such, showing names of principal and sureties, amount and conditions of bond, signatures of principal and sureties, approval of bond by court, and signature of probate judge. Arranged chron. Indexed alph. by names of estates. Handwritten on printed forms. 600 pp. 18 x 13 x 3.

Guardians and Curators

218. GUARDIAN AND CURATORS' BONDS, 1835--. 7 file boxes.
Original bonds furnished by guardians and curators, showing names and signatures of principal and sureties, number of estate, date, amount and conditions of bond, date approved and date and time recorded. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

219. BONDS AND LETTERS OF INSANE, 1908--. 1 volume.
Record of bonds and letters furnished by guardians and curators in estates of insane persons, showing names of principal and sureties, date, amount and conditions of bond, date approved, signatures of principal and sureties, and date filed. Arranged chron. Indexed alph. by names of estates. Handwritten on printed forms. 430 pp. 15 x 13 x 2.

220. GUARDIANS' AND CURATORS' SETTLEMENTS, 1885-1906. 5 volumes (1-5). 1907-- in Settlement Record, entry 210.
Record of settlements filed in estates of decedents, showing name and number of estate, name of executor or administrator, date of settlement, balance on hand at last settlement, detailed debits and credits, number of voucher, balance on hand, description of investment of surplus funds or where deposited, affidavit of executor or administrator, date of filing, and certificate of probate clerk. Arranged chron. Indexed alph. by names of estates. Handwritten on printed forms. 588 pp. 17 x 13 x 3.

221. WILLS, 1839--. 13 file boxes.
Original wills filed for probate, showing date of will, name and address of testator, names and identity of beneficiaries, conditions and provisions, name of executor, signatures of testator and witnesses, proof of execution by affidavits of witnesses of the will, certificate of probate, date of filing, and volume and page reference to Probate Court Records (entry 206). Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.
For record, see entry 222.

222. RECORD OF WILLS, 1851--. 7 volumes (D-J).
Transcripts of wills probated, showing information as in entry 221. Arranged chron. Indexed alph. by names of deceased. Handwritten and typed. 284 pp. 18 x 12 x 2.

### Inheritance Taxes

223. INHERITANCE TAX JUDGMENT RECORD, 1919--. 3 volumes (1-3). Record of inheritance taxes due, showing number of estate, order appointing appraiser, his oath, name of decedent, last residence, date and place of death, name and address of administrator, executor, or trustee; date of letters, description of real and personal property belonging to estate, appraiser's valuation, total deductions, net value; name, relationship, and value of interest of each beneficiary, legal exemptions, amount subject to tax, amount of tax, fees allowed, date filed, amounts refunded, payments to State Treasurer, and certificate of probate judge or clerk. Arranged chron. Indexed alph. by names of estates. Handwritten on printed forms. 640 pp. 18 x 13 x 1.

For prior records, see entry 224.

224. RECORD OF DECEDENTS, 1899-1917. 1 volume. Discontinued. Record of collateral inheritance taxes in estates in which letters of administration and letters testamentary have been granted, showing name of decedent, date and place of death, date of letters, estimated value of real and personal property as shown by inventory and fixed by appraisers, names and addresses of heirs-at-law, relationship to deceased, names and addresses of legatees and devisees, total value of legacy, inheritance, life estate or annuity, amount of exemptions, clear market value, amount of inheritance tax, and receipt. Arranged alph. by names of estates. No index. Handwritten on printed forms. 600 pp. 20 x 20 x 4.

For subsequent records, see entry 223.

### Fees

225. PROBATE FEE BOOK, 1860--. 13 volumes.
Record of fees accruing in estates in the probate court, showing names of estate and estate representative, date filed, itemized account of fees allowed, amount of various fees due, dates settlements were made, and total fees. Also contains Abstract of Claims, 1866--, entry 207. Arranged chron. Indexed alph. by names of estates. Handwritten on printed forms. 400 pp. 17 x 12 x 3. 7 volumes, 1860-1900, attic storage room; 6 volumes, 1901--, probate judge's office.

## IX. PUBLIC ADMINISTRATOR

The office of public administrator was provided for in 1855 by a legislative enactment which authorized the county court to make the appointment for a term of 2 years.[1] The office became elective in 1867 for a 4 year term.[2] The principal duty of the public administrator is to take into his charge and custody, for the purpose of conserving and administering upon the same, the property of persons

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1. R. S., 1855, p. 64, sec. 1.
2. M. L., 1867, pp. 116 f., sec. 1; R. S., 1939, sec. 295.

dying intestate within the county when such property is liable to be injured, wasted, purloined, or lost by reason of there being no person qualified or competent to administer the property.[1] Since 1885 he has also, under certain circumstances, protected and conserved the persons and property of minors[2] and, since 1895, the persons and property of insane persons.[3]

## X. CORONER

The office of coroner is one of the oldest offices in the county. The Constitution of 1820 authorized the Governor to appoint a coroner in a newly created county, to hold office until the next general election and until a successor was qualified. The elected coroner served a 2 year term and was eligible to hold office only 4 years in any period of 8 years.[4] Vacancies were filled by the Governor[5] until the Constitution of 1865 gave the county court authority to fill vacancies in the office of coroner.[6] The Constitution of 1875 provided that a coroner could serve 4 years in any period of 6 years but did not change the 2 year term.[7] A constitutional amendment of 1906 made the term 4 years and provided that a coroner could not succeed himself.[8]

The principal duties of the coroner concern the holding of inquests and have not changed materially since Territorial days.[9] When the coroner is unable to preside at an inquest, a justice of the peace, or any judge of a court of record, may perform all the duties of the coroner.[10] If the sheriff is a party to a suit, is ousted from office, dies, or is disqualified in any way, the coroner performs the sheriff's duties until another is appointed or elected.[11]

For certified statements to the county court of fees and costs in conducting inquests, see entry 25; for accounts allowed by the county court and paid by the treasurer, see entry 280.

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1. R. S., 1835, p. 65, sec. 8; R. S., 1939, sec. 299.
2. M. L., 1885, p. 28, sec. 2; R. S., 1939, sec. 299.
3. M. L., 1895, pp. 35 f., sec. 1; R. S., 1939, sec. 299.
4. Constitution 1820, art. IV, sec. 23.
5. Ibid., sec. 24.
6. Constitution 1865, art. V, sec. 23.
7. Constitution 1875, art. IX, sec. 10.
8. Ibid., amended 1906.
9. L. T. L., 1807, p. 102, sec. 1; R. S., 1835, pp. 320 f., secs. 1 and 8-11; R. S., 1939, secs. 13231, 13240, 13242, and 13263.
10. R. S., 1825, p. 444, sec. 8; R. S., 1939, sec. 13243.
11. R. S., 1825, p. 222; R. S., 1939, sec. 13144.

(Next entry, p. 95)

## XI. SHERIFF

The office of sheriff dates back to Territorial days and is among the oldest of all county offices. Along with the office of coroner, it is specifically provided for by the various State Constitutions which call for the election of a sheriff and prescribe his term of office. The office cannot be abolished, nor the manner of the sheriff's selection or his term of office changed, except by an amendment to the State Constitution.[1]

Joseph Cockrell, the first sheriff of Johnson County, was appointed by the Governor, under the Constitution of 1820, to serve until a general election was held.[2] This Constitution provided that the sheriff be elected for a 2 year term, and that he could serve only 4 years in any period of 8 years.[3] The present term is 4 years, and the sheriff cannot succeed himself in office.[4]

The sheriff was ex officio collector of revenue from 1837 until 1873, when, under the provisions of a general revenue act approved March 30, 1872, the offices of sheriff and collector became separate and distinct offices, with the proviso, however, that the same person might hold both.[5]

Preserving the peace of the county, quelling and suppressing all assaults, batteries, affrays, and insurrections; apprehending and committing felons and traitors to jail; executing all processes directed to him by legal authority, including the summoning of jurors, and attending upon all courts of record at every term are among his chief duties.[6] He is also keeper and custodian of the jail within his county and of the prisoners lodged therein.[7] In the event the sheriff is unable to perform his duties, the coroner is required to act in his place.[8]

For a complete list of records required to be kept by the sheriff, see the forthcoming volume entitled County Government in Missouri.

For quarterly and annual reports to the county court of collections by the sheriff, see entry 24h; for prisoners' board bills and monthly expense reports, see entry 53.

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1. M. T. L., 1813, p. 246, sec. 1; Constitution 1820, art. IV, sec. 23; Constitution 1865, art. V, sec. 22; Constitution 1875, art. IX, secs. 10 and 11.
2. Constitution 1820, art. IV, sec. 23; County Court Record, volume 1835-39, p. 15.
3. Constitution 1820, art. IV, sec. 23.
4. Constitution 1875, art. IX, sec. 10, amended Nov. 6, 1906.
5. R. S., 1835, p. 536, sec. 1, p. 540, sec. 38; M. L., 1871-72, Adjourned Session, p. 102, sec. 93 (92).
6. R. S., 1825, p. 466, sec. 1; R. S., 1835, p. 580, secs. 10 and 11; R. S., 1939, secs. 706-711, 13136, and 13138.
7. R. S., 1825, pp. 410 f., sec. 2; R. S., 1939, sec. 9195.
8. R. S., 1825, pp. 222 f.; R. S., 1939, secs. 13144 and 13145.

226. SHERIFF'S DAY BOOK, 1831-1932, 1938--. 4 volumes.
Record of fees collected by sheriff for services of himself and others, showing style and number of case, amount, date and from whom collected, to whom due, nature of service, date and to whom paid, or other disposition. Arranged chron. Indexed alph. by names of plaintiffs. Handwritten on printed forms. 400 pp. 12 x 8 x 2. Sheriff's office.

227. JAIL RECORD, 1886--. 5 volumes.
Record of prisoners confined in the county jail, showing name of prisoner, age, physical description, place of birth, criminal history, date of commitment, charge, term of court, date of discharge, and remarks. Arranged chron. Indexed alph. by names of prisoners. Handwritten on printed forms. 400 pp. 16 x 12 x 2. Sheriff's office.

228. CATALOGUE OF CRIMINAL CASES, 1886--. 2 file boxes.
Card index of persons confined or sentenced to jail, showing name of prisoner, age, physical description, and data concerning arrests, offenses, commitments, and releases. Arranged alph. by names of prisoners. No index. Typed. 5 x 6 x 15. Sheriff's office.
For duplicates, see entry 233.

229. ABSTRACT OF FEES, 1895--. 4 volumes.
Record of all fees collected by sheriff, showing number and style of case, amount of fee, date and from whom collected, to whom due, nature of service, date and to whom paid, or other disposition. Arranged chron. Indexed alph. by names of recipients of fees. Handwritten on printed forms. 400 pp. 16 x 12 x 2. Sheriff's office.

230. (COMPLAINT OF ARREST REPORT), 1937--. 1 file drawer.
Originals of complaint and arrest reports, showing name and address of defendant, age, occupation, race, physical condition, marital status, previous record, date and place of arrest, charge, name of arresting officer, and disposition of case. Arranged alph. by names of defendants. No index. Typed on printed forms. 12 x 12 x 24. Sheriff's office.

## XII. PROSECUTING ATTORNEY

A circuit attorney, whose powers and duties were coextensive with the circuit for which he was appointed, represented the State and county in legal matters in the 5th judicial circuit, of which the county became a part upon its organization in 1834.[1] Later the circuit attorney was elected for a term of 4 years.[2] The office of circuit attorney was abolished in 1872 by an act which created in each county the office of prosecuting attorney, with the same duties, who is elected for a 2 year term.[3]

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1. R. S., 1825, pp. 156 f., sec. 2; M. L., 1834, p. 419, sec. 3.
2. M. L., 1836-37, p. 10, sec. 3.
3. M. L., 1871-72, Adjourned Session, p. 14, sec. 2; R. S., 1939, sec. 12934.

It is the duty of the prosecuting attorney to prosecute or defend, as the case may require, all civil and criminal actions in his county in which the county or State is interested; to represent the county generally in legal matters; to investigate all claims against the county; to draw all contracts relating to county business; and to give his opinion, without fee, to justices of the peace, the county court, or a county judge in matters of law in which the county is interested.[1]

For a complete list of records required to be kept by the prosecuting attorney, see the forthcoming volume entitled County Government in Missouri.

For monthly reports to the county court of fees collected, see entry 24g.

231. CASE PAPERS, 1936--. 2 file drawers.
Original papers relating to pending and disposed of criminal cases, all papers relating to each case assembled in a separate folder, showing case number, name of defendant, and term of court. Arranged alph. by names of defendants. No index. Handwritten and typed on printed forms. 11 x 13 x 26. Prosecuting attorney's office.

232. RECORD OF CRIMINAL CASES, 1938--. 1 volume.
Record of criminal cases tried by prosecuting attorney in justice of the peace court, showing names of plaintiff and defendant, date filed, date of trial, before whom, charge, disposition of case, costs, prosecuting attorney's fees, and date paid. Arranged chron. No index. Handwritten on printed forms. 100 pp. 12 x 21 x 1. Prosecuting attorney's office.

233. CRIMINAL CASES, 1886--. 2 file boxes.
Duplicate card index of prisoners confined in county jail, showing information as in entry 228. Arranged alph. by names of prisoners. Typed. 6 x 7 x 15. Prosecuting attorney's office.

## XIII. ASSESSOR

An act approved February 21, 1825 authorized the county court of each county to appoint an assessor for one year.[2] Accordingly, when Johnson County was organized, its newly-formed county court appointed James Carmichael as county assessor at its first session, held on the 13th day of April, 1835.[3] The office became elective for a 1 year term

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1. R. S., 1879, p. 80, secs. 513-517; R. S., 1939, secs. 12942, 12944, 12945, and 12947.
2. R. S., 1825, pp. 664 f., sec. 2.
3. County Court Record, volume 1835-39, pp. 1 and 7, see entry 2.

Assessor (Next entry, p. 98)

in 1835.[1] The term was increased to 2 years in 1841,[2] and to 4 years in 1895.[3]

The assessor is required to obtain a list of taxable personal property and real estate from every person in the county owning or having such property under his care, charge, or management as of the 1st day of June in each year. Returns are made under oath on blanks furnished by the assessor. Upon failure of an individual to list such taxable property with him, the assessor is authorized to make out the list on the best information he may obtain, and assess such property at double its value. For falsifying such assessment list, the taxpayer may be penalized by having his assessment trebled.[4] The lists are used by the assessor in making up the assessor's book,[5] which is ultimately turned over to the county collector for his use in collecting the taxes due, and is then known as the "Tax Book."[6]

Merchants are required to furnish the assessor a statement of the greatest amount of goods, wares, and merchandise on hand at any one time between the first Mondays in March and June; a similar statement is filed with him by manufacturers of raw materials, finished products, tools, machinery, and appliances on hand. The amount of license tax due is determined from these statements.[7]

The assessor is a member of the county board of equalization.[8]

For a complete list of records required to be kept by the assessor, see the forthcoming volume entitled County Government in Missouri.

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1. R. S., 1835, p. 531, sec. 1.
2. M. L., 1840-41, p. 121, sec. 2.
3. M. L., 1895, p. 41, sec. 1; R. S., 1939, sec. 10943.
4. R. S., 1825, pp. 664-670, secs. 2-17; R. S., 1939, secs. 10950, 10954 and 10956.
5. R. S., 1835, p. 533, sec. 22; R. S., 1939, sec. 10969.
6. R. S., 1835, p. 536, sec. 8; R. S., 1939, sec. 11048.
7. M. L., 1895, pp. 223 f., sec. 1; R. S., 1899, sec. 8486; R. S., 1939, secs. 11305, 11309, and 11339.
8. G. S., 1865, p. 97, sec. 13; R. S., 1939, sec. 11001.

Board of Equalization; Collector of Revenue (234)

## XIV. BOARD OF EQUALIZATION

When the county was organized the equalization of tax assessments was a function of the county court and it remained so until 1865.[1] The county board of equalization was created in 1865 and was composed of the presiding judge of the county court, the assessor, the surveyor, and the county clerk who was secretary of the board but had no vote.[2] The act creating the board was amended in 1872 to include all members of the county court.[3]

The county board of equalization has power to hear and act upon all appeals made from valuations of property as fixed by the assessor but it cannot reduce the valuation below that fixed by the State Board of Equalization.[4] It may also assess property that has been omitted from the assessor's books.[5]

234. RECORD OF BOARD OF EQUALIZATION, 1880--. 2 volumes. Record of proceedings of the county board of equalization, showing date of meeting, oaths of members, description of property involved, name of owner, valuation of assessor and as equalized by county board of equalization. Arranged chron. No index. Handwritten and typed. 450 pp. 16 x 11 x 3. County clerk's vault.

## XV. COLLECTOR OF REVENUE

Richard Hancock, the first collector of Johnson County, was appointed by the county court at the May term 1835, for a term of one year, in accordance with the laws in effect when the county was organized.[6] By an act approved March 14, 1835, the sheriff was ex officio collector of the revenue,[7] which status he retained until the office of collector was made a distinct and separate office by an act of 1872. The act provides, however, that the same person may hold both the offices of sheriff and collector of revenue,[8] though seemingly they

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1. R. S., 1825, pp. 670 f., secs. 18 and 19; G. S., 1865, p. 97, sec. 13.
2. G. S., 1865, p. 97, sec. 13.
3. M. L., 1871-72, Adjourned Session, p. 87, sec. 14.
4. G. S., 1865, p. 97, sec. 16; R. S., 1939, secs. 11002 and 11004.
5. M. L., 1871-72, Adjourned Session, pp. 87 f., secs. 14-20; R. S., 1939, sec. 11006.
6. R. S., 1825, pp. 664 f., sec. 2; County Court Record, volume 1835-39, p. 8.
7. R. S., 1835, p. 536, sec. 1.
8. M. L., 1871-72, Adjourned Session, p. 102, sec. 93 (92); R. S., 1939, sec. 11055.

have been separated in all counties.[1] A 2-year term was provided,[2] but the tenure was increased to 4 years in 1905.[3]

Pursuant to the provisions of an act approved March 31, 1933, the collector became ex officio county treasurer on January 1, 1937, in counties having less than 40,000 inhabitants and not under township organization.[4] This act was repealed by the Legislature in 1937, and the offices of collector and treasurer were again separated in the 74 counties (of which Johnson is one) that had been affected by these acts.[5]

After receiving the tax book, the collector gives not less than 20 days' notice of the time and place at which he will meet the taxpayers and collect their taxes, and he must remain in each place specified in the notice at least 3 days.[6] On request he must furnish to a nonresident a statement of the amount of taxes assessed against his real estate.[7] He is required to diligently endeavor and use all lawful means to collect all taxes due.[8] Personal taxes become delinquent on the first day of January after the bills are placed in the hands of the collector, and constitute a debt for which a personal judgment may be recovered. Suit may be instituted at any time within 5 years thereafter.[9] Real estate upon which taxes remain unpaid on the 1st day of January are deemed delinquent and a lien is vested in favor of the State for the taxes due.[10] The property is subject to sale by the collector to discharge the lien.[11] The collector is also charged with collection of the license tax due by merchants and manufacturers.[12]

On or before the 15th day of each month he pays over all moneys collected by him for taxes and licenses during the preceding month, less his commission, to the State and county treasurers,[13] and at the March term of the county court settles his accounts of all moneys received in taxes and from other sources of revenue.[14]

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1. Official Manual, State of Missouri, 1939-40, pp. 182-211.
2. M. L., 1871-72, Adjourned Session, p. 102, sec. 93 (92).
3. M. L., 1905, p. 272, sec. 9203; R. S., 1939, sec. 11055.
4. M. L., 1933, pp. 338 f., sec. 12132a.
5. M. L., 1937, pp. 424 f., sec. 12130.
6. M. L., 1871-72, Adjourned Session, p. 105, sec. 113; R. S., 1939, sec. 11079.
7. G. S., 1865, p. 114, sec. 24; R. S., 1939, sec. 11083.
8. R. S., 1835, p. 536, sec. 10; R. S., 1939, sec. 11086.
9. M. L., 1887, pp. 242 f., sec. 1; R. S., 1939, sec. 11112.
10. R. S., 1835, p. 541, sec. 1; R. S., 1939, secs. 10941, 11108, and 11109.
11. M. L., 1933, p. 430, sec. 9952a; R. S., 1939, sec. 11125.
12. R. S., 1835, p. 403, sec. 5; M. L., 1877, p. 293, sec. 1; R. S., 1939, secs. 11314 and 11339.
13. M. L., 1877, pp. 389 f., sec. 1; R. S., 1939, sec. 11098.
14. M. L., 1877, pp. 381 f., sec. 12; R. S., 1939, sec. 11089.

Collector of Revenue - Accounts; (235-239)
Real Estate

For a complete list of records required to be kept by the collector of revenue, see the forthcoming volume entitled County Government in Missouri.

## Accounts

235. DAILY STATEMENT RECORD, 1927--. 5 volumes.
Daily record of all taxes collected, showing name of taxpayer, receipt number, amount collected, whether current, delinquent, or back tax, and disposition of money collected. Arranged chron. No index. Handwritten on printed forms. 350 pp. 14 x 10 x 2. County collector's vault.

236. COLLECTORS' ACCOUNTS, 1878--. 6 volumes.
Record of all taxes collected, showing date and term of report, sources of taxes separately stated, licenses collected during preceding month, total collections, commissions deducted, net amount, delinquencies, and signature of county collector. Arranged chron. No index. Handwritten on printed forms. 340 pp. 17 x 15 x 2. 3 volumes, 1878-1932, attic storage room; 3 volumes, 1933--, county collector's vault.

237. ABSTRACT OF TAX COLLECTED, 1874-1905, 1922-24, 1934--. 35 volumes.
Record of state and county taxes collected on real and personal property, showing date collected, period for which paid, receipt number, distribution to various funds, penalties, fees, and commissions and total collections. Arranged num. by receipt numbers. No index. Handwritten on printed forms. 600 pp. 12 x 15 x 3. 27 volumes, 1874-1905, attic storage room; 8 volumes, 1922-24, 1934--, county collector's vault.

## Real Estate

238. LAND TAX BOOKS, 1869, 1870, 1872, 1873, 1879--. 65 volumes (dated). 1860-67 in Personal Tax Book, entry 248.
Record of assessments and taxes collected on real estate, showing current number, name of taxpayer, legal description of property, valuation by assessor and as adjusted by county and State boards of equalization, various state and county taxes, total of all taxes, and remarks. Arranged alph. by names of towns and townships and chron. thereunder. No index. Handwritten and typed on printed forms. 640 pp. 17 x 15 x 3. 46 volumes, 1869, 1870, 1872, 1873, 1879-1920, attic storage room; 19 volumes, 1921--, county collector's vault.

239. COLLECTORS' DELINQUENT LAND, BACK TAX AND SALE RECORD, 1936--. 1 volume.
Record of delinquent land taxes and sale of land for taxes, showing current number, name of taxpayer, legal description of property, years for which taxes are past due, valuation by assessor and as adjusted by county and State boards of equalization, various state and county taxes, road district number, amount allotted for road tax, school district number, amount allotted for school tax, total tax, interest, collector's and county clerk's fee, collector's additional commission, total tax and costs prior to sale, date when and by whom paid if prior to sale,

advertising, city initials and taxes, collector's fees for certificate of sale, county clerk's sale fee, total tax and costs for all years, date of sale, name and address of purchaser, purchase price, surplus above tax and costs, to whom surplus was paid, nonresident file, name and address of assignee, date assigned, subsequent taxes paid, and date and by whom redeemed. Arranged chron. No index. Handwritten on printed forms. 200 pp. 18 x 29 x 1. County collector's vault.

240. BACK REAL ESTATE TAX BOOKS, 1866, 1868-70, 1872, 1873, 1875, 1876, 1878, 1881-83, 1885, 1886, 1891, 1893, 1894, 1896-1909, 1911, 1913, 1929--. 48 volumes.

Record of back taxes on real estate, being a certified copy of the list of lands and town lots upon which taxes are due and unpaid as shown by the land delinquent list returned by township collectors to the county court, showing name of taxpayer, legal description of property, rate of state and county taxes per $100 valuation, various state and county taxes, total tax, clerk's costs, name of township, numbers of school and road districts, and remarks. Also contain, Consolidated Real Estate Delinquent Tax Book, 1913, 1929--, entry 241. Arranged alph. by names of townships and chron. thereunder. No index. Handwritten on printed forms. 300 pp. 17 x 14 x 2. 43 volumes, 1866, 1868-70, 1872, 1873, 1875, 1876, 1878, 1881-83, 1885, 1886, 1891, 1893, 1894, 1896-1909, 1911, 1913, attic storage room; 5 volumes, 1929--, county collector's vault.

241. CONSOLIDATED REAL ESTATE DELINQUENT TAX BOOK, 1902, 1904, 1906, 1908, 1910. 6 volumes. 1913, 1929-- in Back Real Estate Tax Books, entry 240.

Record of all back taxes consolidated in one book, showing name of person assessed, description of real and personal property, years for which taxes are due, valuation, school district number, various state and county funds to which taxes are allocated, total tax, interest due at time of compiling book, clerk's fees, total tax, interest, costs, and if paid, when and by whom. Arranged num. by current numbers. No index. Handwritten on printed forms. 300 pp. 17 x 14 x 2. Attic storage room.

242. RAILROAD AND UTILITY COMPANIES ASSESSMENT AND TAX BOOK, 1876--. 7 volumes.

Record of taxes levied on the property of railroads, bridge, telephone, and other public utilities companies operating in the county, showing name of utility, valuation of operating equipment as equalized and apportioned to the county by the State Board of Equalization, name of town or township for which taxes are to be extended, apportioned valuation therein by State Board, legal description of real estate and other fixed assets with valuation by county assessor and as adjusted by county and State boards of equalization, various state and county taxes, total of all taxes, and certificate of county clerk. Arranged chron. No index. Handwritten on printed forms. 400 pp. 18 x 14 x 2. Volume, 1876-98, attic storage room; 6 volumes, 1899--, county collector's vault.

243. DRAINAGE TAX RECORD OF THE SWEET SPRINGS DRAINAGE DISTRICT, 1928--. 12 volumes.
Record of taxes collected for the construction and maintenance of drainage ditches in Sweet Springs Drainage District, showing name of taxpayer, legal description of land, annual installment tax, maintenance tax, total tax, receipt number, date and by whom paid, and certificate of president and secretary of drainage district. Arranged alph. by names of taxpayers. No index. Handwritten on printed forms. 12 pp. 7 x 10 x ½. County collector's vault.

244. DITCH TAX BOOK FOR BIG CREEK DRAINAGE DISTRICTS 1 AND 2, 1912--. 3 volumes.
Record of taxes paid in Big Creek Drainage Districts 1 and 2, showing legal description of land, name of taxpayer, annual installment tax, maintenance tax, amount of unpaid assessments, interest on unpaid installments not past due, dates of payments, certificate of county clerk and seal of the county court. Arranged chron. and thereunder alph. by names of taxpayers. No index. Handwritten and typed on printed forms. 480 pp. 18 x 13 x 2. County collector's vault.
For county clerk's records, see entries 101-104.

245. CONSOLIDATED BACK TAX DITCH BOOK FOR BLACKWATER DRAINAGE DISTRICT NO. 1, 1912-27. 1 volume. Discontinued.
Consolidated records of back taxes for Blackwater Drainage District No. 1, showing legal description of property upon which taxes are due, names of original and present owners, amount of taxes, assessments and fees and years for which due, certificates of county clerk and secretary of drainage district, and seal of the county court. Arranged chron. No index. Handwritten on printed forms. 200 pp. 17 x 14 x 1. County collector's vault.
For county clerk's records, see entries 105 and 106.

246. CERTIFICATE OF PURCHASE, 1934--. 2 file boxes.
Original certificates of purchase of land sold for taxes, showing serial number; name of collector, name and address of purchaser, date of sale, name of former owner, description and location of property, amount of taxes due, penalties, interests, costs, total, amount bid, and signature and seal of county collector. Arranged chron. by dates certificates returned. No index. Handwritten on printed forms. 10 x 5 x 14. Collector's vault.
For record, see entry 247.

247. LANDS CONVEYED, 1936--. 1 volume (1).
Record of land conveyed by the collector for taxes, showing information as in entry 246. Arranged chron. Indexed alph. by name of purchaser. Handwritten on printed forms. 480 pp. 17 x 16 x 2. Collector's vault.

Collector of Revenue - (248-251)
Personal Property

248. PERSONAL TAX BOOK, 1860-67, 1872, 1880--. 68 volumes (dated).

Record of assessments and taxes collected on personal property, showing name of taxpayer, description of livestock, money, notes, bonds and other credits, and all other personal property subject to tax, valuation by assessor and as adjusted by county and State boards of equalization, various state and county taxes, total collections, and remarks. Also contain, Land Tax Books, 1860-67, entry 238. 60 volumes, 1860-67, arranged alph. by names of property owners; 8 volumes, 1872, 1880--, arranged alph. by names of townships and chron. thereunder. No index. Handwritten and typed on printed forms. 640 pp. 15 x 13 x 3. 50 volumes, 1860-67, 1872, 1880-1921, attic storage room; 18 volumes, 1922--, county collector's vault.

249. PERSONAL DELINQUENT TAX BOOK, 1871, 1873, 1874, 1878, 1891-93, 1897-1907, 1911, 1912, 1929--. 24 volumes.

Record of delinquent personal taxes, being a list of persons owing taxes on personal property returned delinquent by township collectors to the county court, showing name of taxpayer, value of property, year for which taxes are delinquent, rate of state and county taxes per $100 valuation, amounts of various state and county taxes, total tax, by whom paid, name of township and number of school district. Also contain, Consolidated Personal Delinquent Tax Book, 1904, 1908, 1910, 1912, entry 250. Arranged alph. by names of taxpayers. No index. Handwritten on printed forms. 300 pp. 17 x 14 x 2. 19 volumes, 1871, 1873, 1874, 1878, 1891-93, 1897-1907, 1911, 1912, attic storage room; 5 volumes, 1929--, county collector's vault.

250. CONSOLIDATED PERSONAL DELINQUENT TAX BOOK, 1904, 1908, 1910, 1912. 4 volumes. 1929-- in Personal Delinquent Tax Book, entry 249.

Record of delinquent taxes on personal property throughout the State owned by residents of the county, showing name of taxpayer, value of all property in State, amount and date paid, name of town, and school district number. Arranged alph. by names of townships and alph. thereunder by names of taxpayers. No index. Handwritten and typed on printed forms. 300 pp. 17 x 14 x 2. Attic storage room.

251. INCOME ASSESSMENT BOOK, 1920--. 3 volumes.

Record of assessments for state income tax on individuals, corporations, and joint stock companies and associations, showing date of assessment, year for which return was filed, name of taxpayer, residence or principal place of business, gross income, allowable deductions, net taxable income, computation of tax, total of taxes due, and certificates of assessor and county clerk. Arranged chron. No index. Handwritten and typed on printed forms. 250 pp. 15 x 14 x 2. Volume, 1920-34, county clerk's office; 2 volumes, 1935--, county collector's vault.

Collector of Revenue - Receipts (252-256)

252. MERCHANTS TAX BOOK, 1895--. 4 volumes.
Record of taxes paid by merchants and manufacturers, showing name of taxpayer, length of time in business, valuation of stock as adjusted by county and State boards of equalization, allocation of tax to various state and county funds, total tax, date paid, remarks, and certificate of the county clerk. Arranged chron. and alph. thereunder by names of taxpayers. No index. Handwritten and typed on printed forms. 640 pp. 17 x 15 x 3. 2 volumes, 1895-1914, attic storage room; 2 volumes, 1915--, county collector's vault.

Receipts

253. TAX RECEIPT BOOKS, 1923--. 287 volumes (dated and name of township).
Duplicates of receipts issued for the payment of current and delinquent real and personal property taxes, showing date of payment, name of taxpayer, tax bill and receipt numbers, legal description of property, valuation by assessor and as adjusted by county and State boards of equalization, various state and county taxes, years for which paid, penalties, commissions, total payments, and signature of the county collector. Arranged alph. by names of townships and chron. thereunder. No index. Handwritten on printed forms. 400 pp. 14 x 17 x 2. 150 volumes, 1925-31, attic storage room; 137 volumes, 1923-24, 1932--, county collector's vault.

254. TAX RECEIPT BOOKS FOR BIG CREEK DRAINAGE DISTRICTS 1 AND 2, 1929--. 2 volumes.
Duplicates of receipts for taxes collected for the construction and maintenance of drainage ditches in Big Creek Drainage Districts 1 and 2, showing name of taxpayer, legal description of land, receipt number, distribution of taxes, total tax and penalties collected, for what period, and signature of the county collector. Arranged chron. Indexed alph. by names of taxpayers. Handwritten on printed forms. 100 pp. 12 x 15 x 1. County collector's vault.

255. TAX RECEIPT BOOK, FOR BLACKWATER DRAINAGE DISTRICT NO. 1, 1924-32. 1 volume. Discontinued.
Duplicates of receipts for taxes paid in Blackwater Drainage District No. 1, showing date paid, receipt number, name of taxpayer, legal description of property upon which taxes were paid, valuation by assessor and as adjusted by county and State boards of equalization, distribution of taxes, total tax, and collector's signature. Arranged chron. Indexed alph. by names of taxpayers. Handwritten on printed forms. 100 pp. 12 x 15 x 1. County collector's vault.

256. MERCHANTS TAX RECEIPT BOOK, 1929--. 9 volumes (dated).
Duplicates of receipts for merchants' tax, showing receipt number, name and address of merchant or manufacturer, valuation of stock as adjusted by county and State boards of equalization, amounts of various taxes levied, date due, date paid, and signature of the county collector. Arranged chron. Indexed alph. by names of taxpayers. Handwritten on printed forms. 100 pp. 12 x 15 x 1. County collector's vault.

257. RECEIPTS OF CERTIFICATES OF PURCHASE, 1934--. 3 volumes. Record of certificates of purchase issued to the purchasers of property sold for taxes, showing serial number, name of purchaser, amount, legal description of property, and signature of collector. Arranged chron. by date issued. No index. Handwritten on printed forms. 200 pp. 14 x 11 x 1. Collector's vault.

258. TURNOVER RECEIPTS, 1926--. 3 file boxes. Original receipts for funds disbursed by the county collector to county officials, showing date of receipt, amount disbursed, account charged to, when and from whom collected, and signature of recipient. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14. County collector's vault.

259. RECEIPT STUBS, 1929--. 39 file boxes (dated). Stubs of receipts issued for taxes received on both real and personal property, showing date of payment, tax bill and receipt numbers, name of taxpayer, various state and county taxes, years for which paid, interest, commissions and fees, and grand total. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14. County collector's vault.

### Bonds and Court Orders

260. BONDS, 1933--. 3 file boxes. Original bonds posted by merchants to guarantee payment of ad valorem tax, showing name of merchant, style and location of business, amount of bond, date of execution, date of expiration, names of sureties, and signature of county collector. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14. County collector's vault.

261. COURT ORDERS, 1924--. 2 file boxes. Orders from the county court to the county collector making changes in various records previously certified as correct. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14. County collector's vault.

## XVI. TREASURER

The first treasurer of Johnson County, Prince L. Hudgins, was appointed by the county court on May 5, 1835, under the provisions of a legislative act approved in 1833, one year before the organization of the county.[1] By an act approved February 24, 1853, the office became elective in this county and the term fixed at 2 years, but no person could serve more than 2 successive terms as treasurer.[2] A general act of 1855 provided for the election of a treasurer in all counties, which act embodied the same tenure of office and nonsuccession

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1. M. L., 1833, p. 339, secs. 1-5; County Court Record, volume 1835-39, p. 12.
2. M. L., 1852-53, p. 102, secs. 1 and 2.

(Next entry, p. 107)

provision,[1] the restriction as to succession being removed, however, by an amendatory act of 1870.[2] The present 4-year term was first provided in 1907.[3]

By an act of the 57th General Assembly approved March 31, 1933, the collector of revenue became ex officio treasurer effective January 1, 1937,[4] in counties having a population of less than 40,000 inhabitants and not under township organization. This act was repealed by the Legislature in 1937 and a separate office of treasurer was again established, the treasurer to be elected every 4 years beginning with the November 1938 election and was to take office the 1st day of January after his election. Under this act the Governor was authorized to appoint a treasurer in the counties affected for a term ending January 1, 1939.[5] Johnson was one of these counties.

All moneys received for taxes and licenses and from other county revenue sources are paid over to the county treasurer.[6] He collects all penalties, fines, forfeitures, and the proceeds from the sale of estrays (belonging to the county school fund) and all other funds for school purposes.[7] The principal and interest paid on loans of township school funds and the proceeds, rents and profits from the 16th section, or lands selected in lieu thereof, are also turned over to the treasurer.[8] If bonds are issued by the county for grading, constructing, or improving roads and bridges, they are sold by the treasurer and the proceeds placed in the county treasury.[9] Additional taxes assessed for erecting public buildings are placed in a fund designated as the "county building fund."[10] All funds are placed in depositories selected by the county court.[11]

In counties maintaining a county hospital the county treasurer is treasurer of the board of trustees of such hospital, and receives and pays out all moneys under the control of said board,[12] and where road districts have been created by the county court, he is treasurer of the board of commissioners of such districts.[13]

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1. R. S., 1855, p. 520, sec. 1.
2. M. L., 1870, p. 35, secs. 1-3.
3. M. L., 1907, pp. 449 f., sec. 6764; R. S., 1939, sec. 13789.
4. M. L., 1933, pp. 338 f., sec. 12132a.
5. M. L., 1937, p. 425, sec. 1.
6. R. S., 1835, p. 538, sec. 25, p. 540, sec. 4; R. S., 1939, secs. 11098 and 11103.
7. R. S., 1835, p. 565, sec. 19; M. L., 1874, p. 166, sec. 2; R. S., 1939, secs. 10376 and 10379.
8. R. S., 1835, pp. 564 f., secs. 10 and 13; R. S., 1845, p. 514, sec. 22; R. S., 1939, secs. 10388 and 12739.
9. M. L., 1917, pp. 471 f., sec. 85; R. S., 1939, sec. 8608.
10. M. L., 1907, pp. 193 f., sec. 9; R. S., 1939, sec. 13760.
11. R. S., 1889, secs. 3212 and 3216; R. S., 1939, secs. 13846 and 13851.
12. M. L., 1917, pp. 146 f., sec. 4; R. S., 1939, sec. 15195.
13. M. L., 1905, p. 284, sec. 4; R. S., 1939, sec. 8713.

The treasurer keeps an account of all moneys received and disbursed and a regular abstract of all warrants and scrip drawn on him.[1] He must file semiannual settlements with the court and canceled warrants are presented to the court with his annual settlement.[2] At the end of his term, or if he resign or be removed from office, he, or if he die, his executor or administrator, must settle and deliver to his successor all things pertaining to the office, together with all money belonging to the county.[3]

For a complete list of records required to be kept by the treasurer see the forthcoming volume entitled County Government in Missouri.

Unless otherwise stated, records of the treasurer are in his vault.

## Accounts

### General

262. CASH BOOK, 1859--. 46 volumes.
Daily record of all money received and disbursed by the county treasurer, showing date, amount, from whom received, and funds debited; disbursements, showing date, amount, to whom paid, to what fund credited, check number, bank drawn on, balance in each fund, and daily total balance of all funds. Arranged chron. No index. Handwritten. 600 pp. 17 x 12 x 3.

263. TREASURERS LEDGER, 1846--. 19 volumes.
Consolidated record of all county funds, showing class of fund, from whom received, date, amount, and remarks; date, to whom paid, amount, purpose, check or warrant number, bank drawn on, and balance in fund. Also contain: Abstract of Fines, 1914--, entry 279; Record of Fees Belonging to other Persons, 1934--, entry 281. Arranged alph. by types of funds. No index. Handwritten on printed forms. 300 pp. 18 x 14 x 2.

264. ACCOUNT WITH BANKS, 1901-37. 7 volumes. Discontinued.
Record of deposits and withdrawals from county depositories by treasurer, showing date, previous balance, amount deposited, amount drawn, date, check or warrant number, and balance on hand. Arranged chron. No index. Handwritten on printed forms. 400 pp. 13 x 9 x 2.

265. RETURNED CHECKS, 1930--. 8 file boxes.
Statements from county depositories, showing monthly balance due county with all canceled checks listed and reconciliation sheets for each fund; checks show date, number, amount, payee, fund on which drawn, treasurer's signature, and cancelation by bank. Arranged chron. No index. Handwritten. 10 x 5 x 14.

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1. R. S., 1835, p. 150, sec. 4; R. S., 1939, sec. 13805.
2. M. L., 1879, p. 59, sec. 2; R. S., 1939, sec. 13807.
3. R. S., 1835, p. 150, sec. 7; R. S., 1879, sec. 5378; R. S., 1939, sec. 13814.

266. BOND RECORD, 1855-1909. 4 volumes. Discontinued.
Register of county bonds, showing date of issue, purpose, bond number, amount, date of sale, name of purchaser, sale price, interest rate, due dates of interest and principal, number and amount of interest coupons, date interest was paid, and date bond was redeemed. Arranged chron. No index. Handwritten on printed forms. 450 pp. 18 x 13 x 2.

267. OVERPLUS FROM TAX SALES BY COUNTY COLLECTOR, 1938--.
1 file box.
Statements of surplus above taxes and costs collected through sales of property for taxes as filed by the collector with the treasurer, showing name of taxpayer, legal description of property, years for which taxes are delinquent, valuation, amount of state and county taxes, amounts allotted for various funds, total tax, interest, collector's and county clerk's fees and other expenses, date of sale, name and address of purchaser, purchase price, surplus above tax and cost, to whom surplus was paid, volume and page reference to recording, name and address of assignee, date assigned, subsequent taxes paid, date and by whom redeemed. Arranged chron. No index. Typed on printed forms. 10 x 5 x 14.

268. MONTHLY STATEMENT OF COLLECTOR OF REVENUE, 1925--.
1 file box.
Copies of collector's detailed monthly reports to treasurer, showing date and term of report, all collections of state, county, school, road, municipal, and other taxes each separately stated, and all license taxes collected by him during the preceding month, total collections, commissions deducted, net amount, delinquencies, and signature of collector. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

School Funds

269. TOWNSHIP SCHOOL FUND, 1835--. 13 volumes. Title varies:
Journal, 1866-72. 5 volumes.
Record of loans made by the treasurer from the various township school funds, showing township fund from which loan is made, name and address of borrower, amount of loan, maturity, rate of interest, and date paid. Arranged alph. by name of township. Indexed alph. by names of borrowers. Handwritten on printed forms. 300 pp. 18 x 12 x 2. 5 volumes, 1835-55, 1866-72, attic storage vault; 8 volumes, 1856-65, 1873--, treasurer's vault.

270. SCHOOL BOND RECORD, 1856-66, 1882--. 2 volumes.
Record of bonds and mortgages posted as security for school fund loans, showing names of borrower and sureties, date and amount of loan, name of fund from which made, amount of principal and interest payments, legal description of mortgaged property, volume and page reference to recording, and whether outstanding, paid or foreclosed. Arranged chron. Indexed alph. by names of borrowers. Handwritten on printed forms. 480 pp. 18 x 12 x 3. Volume, 1856-66, attice storage room; volume, 1882--, treasurer's office.

271. TREASURER'S ACCOUNT WITH SCHOOL FUNDS, 1880--. 13 volumes. Treasurer's account with school district funds, showing school district number, name of district clerk, township and range numbers, date and from whom received, fund credited, to whom paid, date and nature of payment, warrant number, amount, and fund charged. Arranged chron. No index. Handwritten on printed forms. 880 pp. 18 x 13 x 3.

For county clerk's account, see entry 43.

272. TREASURER'S APPORTIONMENT RECORD, 1892--. 1 volume. Record of the treasurer in account with the county clerk relating to the apportionment of public school funds to the various school districts, showing date, amounts apportioned, number of district, name of township, valuation of property, rate of levy, amounts allotted to school fund from various other county and state funds, and total amount apportioned. Arranged chron. No index. Handwritten on printed forms. 550 pp. 18 x 12 x 3.

Road

273. TREASURER'S ROAD FUND RECORDS, 1837-45, 1886-1923, 1927--. 17 volumes. Record of treasurer's account with road funds, showing road district number, name of treasurer, date, amount and from whom received, debits, date, amount and to whom paid, and credits. Arranged chron. No index. Handwritten on printed forms. 325 pp. 16 x 8 x 3.

For records of the county court, see entry 21.

Fees and Costs

274. STATE CRIMINAL COSTS, 1911--. 4 file boxes. Copies of cost bills in criminal cases tried in the circuit court and chargeable to state funds, showing date, style and number of case, term of court, nature of charge, date of indictment, or information, verdict, amount of various fees, services rendered, to whom due, certification by judge and prosecuting attorney, and signature of circuit clerk. Arranged chron. No index. Typed on printed forms. 10 x 5 x 14.

For record, see entry 275; for originals, see entry 184.

275. STATE CRIMINAL COST RECORDS, 1899-1917, 1938--. 3 volumes. Record of various fees and costs in criminal cases tried in circuit court and chargeable to state funds, showing information as in entry 274. Arranged alph. by title of case. No index. Handwritten on printed forms. 200 pp. 18 x 12 x 2.

276. COUNTY CRIMINAL COSTS, 1910--. 2 file boxes. Copies of original cost bills in criminal cases tried in circuit court and chargeable to county funds, showing date, style and number of case, term of court, nature of charge, to whom bill of cost chargeable, date of indictment or information, verdict, amount of various fees, service rendered, to whom due, certification by judge and prosecuting attorney,

and signature of circuit clerk. Arranged chron. No index. Typed on printed forms. 10 x 5 x 14.

For record, see entry 277; for originals, 1935--, see entry 184; for bills approved by the county court, 1933--, see entry 54.

277. COUNTY CRIMINAL COST RECORDS, 1899-1924, 1938--. 4 volumes. Record of various fees and costs in criminal cases, chargeable to county funds, showing information as in entry 276. Arranged chron. Indexed alph. by title of case. Handwritten on printed forms. 200 pp. 18 x 12 x 2.

278. CERTIFICATE OF FINES, 1899--. 3 file boxes. Copies of statements from justices of the peace to county treasurer of all fines assessed in their courts, showing information as in entry 56. Arranged chron. No index. Typed on printed forms. 10 x 5 x 14.

279. ABSTRACT OF FINES, 1883-1913. 1 volume (1). 1914-- in Treasurers Ledger, entry 263.
Abstract of fines imposed in county, by justices of the peace and circuit court, showing names of plaintiff and defendant, nature of case, amount of fine, date and by whom certified, and date of payment. Arranged chron. No index. Handwritten on printed forms. 200 pp. 18 x 12 x 1.

For certified copies to the county clerk, see entry 57.

280. CERTIFICATE OF FEES, INQUESTS, 1899--. 2 file boxes. Certified copies of all fees and expenses allowed by the county court in the matter of inquests held by the coroner, showing date of copy, date filed with treasurer, to whom paid, service rendered, amount and date of payment. Arranged chron. No index. Handwritten and typed on printed forms. 10 x 5 x 14.

For statements to the county court, see entry 25.

281. RECORD OF FEES BELONGING TO OTHER PERSONS, 1893-1933. 1 volume. 1934-- in Treasurers Ledger, entry 263.
Record of fees received and disbursed by treasurer, showing date received, amount, how earned, to whom payable, date disbursed and remarks. Arranged chron. Indexed alph. by names of persons to whom payable. Handwritten on printed forms. 400 pp. 18 x 13 x 3.

282. JURY SCRIP, 1875--. 4 volumes.
Record of scrip issued to grand and petit jurors for services in circuit court, showing date of scrip, term of court, name of juror, number of days served, mileage, travel allowance, and date of payment. Arranged chron. No index. Handwritten on printed forms. 320 pp. 12 x 11 x 1.

283. RECEIPTS FOR WITNESS FEES, 1900--. 1 file box.
Receipts for fees paid to witnesses, showing date, number, to whom issued, name of case, amount, and signature of witness receiving fee. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.

284. COUNTY WARRANTS, 1939--. 6 file boxes.
Warrants drawn on the treasurer by the county court to cover county expenses such as fees, salaries, and expenses in general, showing warrant number, to whom issued, date, amount, fund drawn on, purpose, and signatures of presiding judge and clerk of county court. Arranged chron. No index. Handwritten on printed forms. 10 x 5 x 14.
For record, see entry 285.

285. REGISTER OF WARRANTS, 1866--. 7 volumes (A-G).
Register of warrants issued in payment of various county debts, showing information as in entry 284. Arranged chron. No index. Handwritten on printed forms. 480 pp. 16 x 12 x 3.

## XVII. SUPERINTENDENT OF PUBLIC SCHOOLS

The Legislature in 1839 provided for a State Superintendent of Common Schools, and a commissioner and not less than two nor more than four inspectors of common schools in each township organized for school purposes on petition to the county court. The commissioners and inspectors constituted the school directors of the township.[1] An act approved December 12, 1855, provided for the appointment by the county court of a county commissioner of common schools whose term in office was fixed at 2 years.[2] The office of county superintendent of public schools was first established in 1865. He was elected for a 2 year term, was required to be a qualified voter in the county, possess the qualifications of a competent teacher of public schools, and be of good moral character.[3] He had, under the direction of the State Superintendent, immediate supervision of all matters pertaining to public school education in the county.[4]

In 1874, the office of county commissioner of public schools was created and the term fixed at 2 years.[5] An act of 1889 provided that counties desiring to establish county school supervision could elect a county school superintendent, whose duties were similar but broader than those of a county commissioner, who had general supervision over all the public schools of the county.[6] By an act approved March 15, 1909, the office of county superintendent of public schools as it exists today was created. He is elected for a 4 year term, must be 24 years old, a citizen of the county, shall have taught or supervised schools as his chief work at least 2 of the 4 years next preceding his election or appointment, or have spent the 2 years next preceding his election as a regular student in a normal school, college, or university and hold a diploma from a State normal school or teachers' college of the

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1. M. L., 1838-39, p. 114, sec. 8, p. 124, secs. 3 and 4.
2. R. S., 1855, p. 1429, sec. 1.
3. G. S., 1865, p. 267, secs. 48 and 49.
4. Ibid., pp. 267 f., sec. 51.
5. M. L., 1874, Adjourned Session, p. 155, sec. 37.
6. M. L., 1889, pp. 235 f., secs. 7086 and 7086b.

State university, or a life certificate from the State Superintendent of Public Schools authorizing him to teach in the public schools of Missouri.[1]

The county superintendent exercises general supervision over the public schools of the county, except in city, town, or village school districts employing a superintendent who devotes at least half of his time directly to the work of supervision. He visits each school under his jurisdiction at least once a year, examines the classification of pupils, methods of instruction and discipline, and condition of school buildings and grounds, and makes such suggestions to school boards and teachers as he considers advisable. He passes on estimates and enumeration lists, assists district clerks in making their reports, and sees that all warrants have been issued by order of the board.[2] The county superintendent also has authority to examine teachers and grant certificates of qualifications to teach.[3] He is a member and ex officio president of the county textbook commission.[4]

For a complete list of records required to be kept by the county superintendent of public schools, see the forthcoming volume entitled County Government in Missouri.

For school fund loans approved by the county court, see entries 12-15; for apportionment of school funds, school district plats, and appointments of school superintendents, see entries 39-45; for treasurer's accounts, see entries 269-272.

All records of the superintendent of public schools are in his office.

Office Accounts

286. SCHOOL DIRECTORY, 1924--. 1 file box.
Directories of public schools, showing date, name of county school superintendent, name and number of school and school district, names of teachers and monthly salaries of each, names and addresses of members of school board, valuation of district property, school levy, total teachers in county, number of rural teachers and average monthly salary of each, and total assessed valuation of city and rural school districts. Arranged chron. No index. Mimeographed. 10 x 5 x 12.

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1. M. L., 1909, pp. 822 f., sec. 1; R. S., 1939, sec. 10609.
2. M. L., 1909, p. 824, sec. 9806; R. S., 1939, sec. 10612.
3. M. L., 1911, pp. 407 f., sec. 1; R. S., 1939, sec. 10625.
4. M. L., 1907, pp. 434 f., secs. 1 and 2; R. S., 1939, sec. 10636.

Superintendent of Public Schools - Office Accounts (287-290)

287. ORGANIZATION OF CONSOLIDATED DISTRICTS, 1905--. 2 file boxes. Title varies: Proposed Changes in District Boundaries, 1905--, 1 file box.

Papers pertaining to proposed changes in the boundaries of certain school districts, contain:

a. Annual school meetings, notices of, showing time, place and purpose of meeting, date of notice, and signature of district clerk.

b. Changes in school district boundaries, petitions from voters for, showing description of old and proposed new boundaries, reasons changes are desired, result of vote taken in the district or decision of board of appeals, and signatures of members of school board.

c. School districts, plats of, showing district and township numbers and boundaries, date, and certification by district clerk.

d. Special school elections on the question of voting bonds in connection with proposed changes in school district boundaries, notices of, showing time, place, and purpose of election, acknowledgment of clerk of school district, certification that notices were legally posted, and statement containing result of election signed by president and secretary of school board.

Arranged chron. No index. Handwritten and typed. 5 x 5 x 10.

288. FAMILY CENSUS RECORD, TEACHERS PERMANENT RECORD, 1920--. 1 file box.

Census records of families of pupils in public schools of the county, showing name of school, number of district, names and addresses of pupils, parents, or guardians, race, birth place and nationality of parents, language spoken in the home, and name, sex, date of birth and age at last birthday of children under 19 years of age living at home. Also contains: Teachers' card records prepared from annual reports, showing education and experience of teacher, kind of certificate held, and dates of issue and expiration. Census data arranged alph. by names of parents; teachers' data arranged alph. by names of teachers. No index. Handwritten and typed on printed forms. 6 x 8 x 16.

289. (ELM HIGH SCHOOL CENSUS), 1919-36. 1 loose leaf volume. Discontinued.

Permanent record of pupils of Elm High School (now closed), showing name and address of pupil, place and date of birth, physical description, race and sex, names of parents or guardian, date and source of entrance, age at time of entrance, reasons for nonpromotion, absence or late enrollment, scholastic record, state of health, and curricular activities and special interests. No obvious arrangement. No index. Handwritten on printed forms. 600 pp. 10 x 6 x 3.

290. RECORDS OF SCHOOL BUSINESS, 1918--. 2 file boxes. Title varies: Miscellaneous File, 1918--, 1 file box.

Miscellaneous files containing correspondence, form letters, reports, records and other papers pertaining to public schools of the county,

each group assembled in folders and classified according to subject, including:

a. Activities of pupils: Reading circles, alumni association, spelling, declamation and oratorical contests, and activities sponsored by Warrensburg Chamber of Commerce.

b. Administration affairs: Schedules of school board meetings, classification of schools, daily programs submitted by teachers, and roster of teachers in the county.

c. Annual budget submitted by county superintendent to county court, showing estimated financial requirements for current year; data concerning bonds and bonded indebtedness of schools; and State aid extended to county schools.

d. County nurses in rural schools, record of the activities of, and correspondence with Missouri Society for Crippled Children.

e. Official school business, incoming and outgoing correspondence of the county superintendent relating to various matters of, showing achievements, agricultural material, and rating of schools.

f. Transportation of children to and from school, annual reports from the State Superintendent of Public Schools to county superintendent with reference to, showing data regarding number of pupils and distance transported, cost, and length of school term, names and ages of pupils, and names of drivers of school busses.

Also contain:
Missouri Rural Score Card, 1939--, entry 300.
State Teachers' Association Members, 1936--, entry 306.
Arranged alph. by subjects. No index. Handwritten, typed, and mimeographed. 12 x 12 x 24.

291. EXPENSE ACCOUNT, 1928--. 1 file box.
Duplicates of monthly expense reports of the county superintendent of public schools to the county clerk, showing date and itemization of expenses incurred by the superintendent, including salary, traveling and other expenses, and salary of deputy or clerk. Arranged chron. No index. Typed. 4 x 5 x 11.

292. STATEMENT OF TREASURER TO CLERK OF DISTRICT, 1936--. 7 file boxes.
Duplicates of statements made by the county treasurer three times each year to the clerk of each school district, showing source, distribution and balance on hand of various school funds, and assessed valuation and amount of tax levy from each school district. Arranged num. by school district numbers, and chron. thereunder. No index. Handwritten on printed forms. 10 x 5 x 16.

Superintendent of Public Schools - (293-297)
Reports

293. BIDS AND CONTRACTS FOR SCHOOL TEXT BOOKS, 1907-39. 2 file boxes. Discontinued.
Papers pertaining to bids and contracts to supply textbooks for use in public schools of the county, including:

a. Original bids submitted to county textbook commission to furnish textbooks to schools of the county, showing name and address of bidder, titles and authors of books and grades for which intended, list and contract prices, and signature of an official of publishing company.
b. Original contracts between county textbook commission and publishers for the purchase of books for county schools and distribution to merchants and individuals, showing date and period of contract, titles and authors of books, list, selling, contract and exchange price, and signatures of publisher's agent and officers of county textbook commission.

Arranged chron. No index. Handwritten on printed forms. 4 x 5 x 11.

294. RECORD OF CLERK'S SUPPLIES, 1912--. 1 file box.
Duplicates of annual requisitions from the county superintendent of schools to the State Superintendent for supplies required by public schools of the county, showing date of requisition, quantity and description of various items needed, quantity on hand, and shipping instructions. Arranged chron. No index. Handwritten on printed forms. 5 x 5 x 10.

295. INVOICES, 1927-33. 1 file box. Discontinued.
Original invoices for merchandise sold to county schools, showing description of merchandise, by whom and from whom bought, date and number of order, date and method of shipment, name and address of consignee, price, terms and amount of invoice, and name of salesman. No obvious arrangement. No index. Typed on printed forms. 4 x 5 x 11.

Reports

296. REPORT OF COUNTY SUPERINTENDENT TO STATE SUPERINTENDENT, 1902--. 1 file box.
Annual reports made by county school commissioner, 1902-8, and county superintendent of public schools, 1909--, to State Superintendent of Public Schools, compiled from district term reports, showing names, numbers and location of schools and school districts, enumeration and enrollment, attendance and scholastic records, records of teachers, reports on buildings and equipment, financial data, and, 1928-35, acknowledgment of these reports by State Superintendent. Arranged chron. No index. Handwritten on printed forms. 5 x 5 x 10.

297. SUPERVISION OF STATE DEPARTMENT, 1924--. 1 file box.
Incoming and outgoing correspondence between State Superintendent of Public Schools and the county superintendent pertaining to official business. Arranged chron. No index. Typed. 5 x 5 x 10.

Superintendent of Public Schools -
Teachers

298. STATE DEPARTMENT HIGH SCHOOL REPORTS, 1927--. 1 file box.
Copies of county superintendent's annual reports to local boards of education after inspection of their schools, showing school year, name and number of district school, pupil and teacher data, date school was inspected and by whom, report on condition of buildings and equipment, sanitation, library, recreation facilities and conditions in general, classification of school, suggested improvements, and signature of State Superintendent of Public Schools. Arranged chron. No index. Typed. 5 x 5 x 10.

299. RURAL AND HIGH SCHOOL DISTRICT REPORTS TO COUNTY AND STATE SUPERINTENDENTS, 1918--. 31 file boxes.
Annual reports from rural and high school districts to State and county superintendents of public schools, including:

a. Reports from teachers of rural schools, certified by clerk of school districts, showing name and number of school and school district, enumeration and enrollment, names, addresses and classification of pupils, length of school term, attendance and scholastic records, list of graduates, names of parents or guardian, name of teacher, kind of certificate held, number of teachers employed, monthly and annual salaries, report on condition of buildings and equipment, financial data, and names and addresses of school board members.
b. Reports from the secretary of county school board, showing information as in (a), but regarding high schools of the county.

Arranged chron. No index. Handwritten and typed on printed forms.
22 file boxes, 6 x 5 x 12; 9 file boxes, 10 x 5 x 16.

300. MISSOURI RURAL SCORE CARD, 1931-38. 1 file drawer.
1939-- in Record of School Business, entry 290.
Card record of county superintendent's visits to public schools of the county, showing scores allowed for grounds, building equipment, library, school board, teacher, pupils, parent-teacher organizations, and health and sanitation, classification of school, and names of teacher and rural supervisor. Arranged num. by school district numbers, and chron. thereunder. No index. Handwritten and typed on printed forms.
11 x 12 x 24.

Teachers

301. TEACHERS' COUNTY TENURE, 1916-28. 1 file box. Discontinued.
Annual directory of school teachers, showing name and address of teacher, grades and subjects taught, monthly and annual salary, name of school, and number of school district. Arranged num. by school districts. No index. Typed on printed forms. 5 x 5 x 10.

Superintendent of Public Schools - Teachers (302-306)

302. REGISTRATION CARDS, 1910--. 2 file boxes.
Teachers' registration cards, showing name and address of teacher, name of school, number of school district, record of experience, time in present position, type of certificate held, and date of registration. Arranged chron. No index. Handwritten on printed forms. 5 x 5 x 10.

303. TEACHERS' EXAMINATION GRADES, 1903--. 7 file boxes.
Original examination papers of teachers in public schools of the county, graded and certified by the State Superintendent of Public Schools, and record of certificates issued to teachers by the county superintendent, showing name, address, sex, age, and nationality of teacher, educational achievements, teaching experience, date of examination, grades attained, kind of certificate grated, and certificate number. Arranged chron. No index. Handwritten on printed forms. 5 x 5 x 10.
For record, see entry 304.

304. EXAMINATION AND CERTIFICATE RECORD, 1919--. 1 loose leaf volume.
Record of certificates issued to teachers by the county superintendent of public schools, showing information as in entry 303. Arranged chron. Indexed alph. by names of teachers. Handwritten on printed forms. 640 pp. 12 x 12 x 4.

305. TRANSCRIPTS, HEALTH CERTIFICATES, 1937--. 1 file box.
Contains:

a. Transcripts of grades of teachers, showing teacher's name and address, names of schools and dates attended, list of subjects taken and number of credits attained in each, grades made, date of graduation, and degrees and certificates held.
b. Teachers' health certificates, showing name, address, age, sex and marital status of teacher, dates of tests and immunizations, and height, weight, and physical condition as determined by physician's examination and certified by his affidavit.

Arranged num. by school district numbers. No index. Handwritten on printed forms. 5 x 5 x 10.

306. STATE TEACHERS' ASSOCIATION MEMBERS, 1927-35. 1 file box.
1936-- in Records of School Business, entry 290.
List of teachers in public schools of the county who are members of Missouri State Teachers Association, showing name and address of teacher, name and location of school where teaching, and names and addresses of president and clerk of district board; also shows names and addresses of delegates elected to attend state meetings of the association. Arranged chron. No index. Typed on printed forms. 5 x 5 x 10.

Superintendent of Public Schools - (307-311)
Pupils

## Pupils

307. PERMANENT RECORD CARD, 1929--. 2 file boxes.
Permanent records of pupils attending public schools in rural districts of the county, showing school district number, name of pupil, date and place of birth, physical description, name of parents or guardian, date and source of entrance, age at time of entrance, scholarship and attendance records, reason for nonpromotion, absence or late enrollment, and distance of home from school. Arranged alph. by names of pupils. No index. Handwritten on printed forms. 10 x 14 x 16.

308. DELINQUENT RECORD CARD, 1933--. 3 file boxes.
Teachers' reports to county superintendent relating to delinquent pupils, showing age, grade, name and address of pupil; period covered by report, dates and cause of absence, name and address of parents or guardian, total enrollment of school, date of report, and name of teacher. Arranged num. by school district numbers. No index. Handwritten on printed forms. 10 x 14 x 16.

309. TRANSFER CARDS, 1934-35. 1 file box. 1936-- in Enrollment (and Transfer) Cards, entry 310.
Notices of transfer or withdrawal of pupils from school, showing name and address of pupil, grade in school, names and district numbers of schools involved, reason for transfer, date, and name of teacher. Arranged alph. by names of pupils. No index. Handwritten and typed on printed forms. 5 x 7 x 16.

310. ENROLLMENT (AND TRANSFER) CARDS, 1920--. 10 file boxes.
Original and duplicate enrollment cards of rural schools sent by teachers to county superintendent of public schools, showing name and number of school and district, name, address, sex and age of pupil; place and date of birth, names and location of prior schools attended, grade in school, distance of school from pupil's home, names of parents or guardian. Also contain, Transfer Cards, 1936--, entry 309. Arranged alph. by names of pupils. No index. Typed on printed forms. 5 x 7 x 16.

311. GRADUATES, 1921--. 14 file boxes.
Record of eighth grade graduates, showing name of graduate, age, grades attained, year in which graduated, date examined, and names of teacher and superintendent of schools. Arranged alph. by names of pupils. No index. Handwritten and typed on printed forms. 5 x 7 x 16.

Deputy State Commissioner of Health; Social Security Commission (Next entry, p. 122)

## XVIII. DEPUTY STATE COMMISSIONER OF HEALTH

The first agency in Johnson County charged with the protection of the public health was the county court which had the responsibility of relieving, supporting, and maintaining residents of the county, who, because of age or infirmity were unable to support themselves. It had discretionary power to grant relief when the need was brought to its attention.[1] This function remained exclusively in the county court until the State Board of Health was established in 1883.[2] While the State board has general supervision over public health in Missouri it cooperates with the counties through the various offices, boards, and agencies created for that purpose. County boards of health were created in 1901. They were composed of the judges of the county court and a reputable physician appointed by them.[3] The act of 1901 was repealed by an act approved May 21, 1919, which provided that each county court appoint a reputable physician to the office of deputy state commissioner of health.[4] The act of 1919 was amended in 1933 and each county now has the authority to decide whether or not it will appoint a deputy state commissioner of health.[5] The first deputy state commissioner in Johnson County was appointed in 1923.[6] His term of office is 1 year.[7] It is the duty of the deputy state commissioner to enforce locally the rules and regulations of the State Board of Health.[8]

## XIX. SOCIAL SECURITY COMMISSION

A constitutional amendment adopted in 1932 authorized the General Assembly to grant or permit the granting of pensions to indigent persons over 70 years of age.[9] An old-age assistance board was established in Johnson County in 1935 as authorized by a State law which provided for such boards in all counties.[10] The old-age assistance boards were abolished in 1937 by the act that created the Social Security Commission.[11] A reduction in the age of eligibility for such pensions from 70 years to 65 years was authorized by a constitutional amendment

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1. M. L., 1820, p. 684, sec. 10; R. S., 1835, p. 448, secs. 1-4; R. S., 1939, secs. 9590-9594.
2. M. L., 1883, p. 95, sec. 1.
3. M. L., 1901, p. 180, sec. 1.
4. M. L., 1919, p. 373, sec. 6655.
5. M. L., 1933, pp. 271 f., sec. 1 (9025); R. S., 1939, sec. 9745.
6. County Court Record, volume F, p. 591, see entry 2.
7. M. L., 1933, pp. 271 f., sec. 1 (9025); R. S., 1939, sec. 9745.
8. M. L., 1919, pp. 373 f., sec. 6655a; R. S., 1939, sec. 9747.
9. Constitution 1875, art. IV, sec. 47, amended 1932; M. L., 1933, p. 478, sec. 1.
10. M. L., 1935, p. 309, sec. 3.
11. M. L., 1937, p. 468, secs. a and 1.

adopted in 1938,[1] and became effective January 1, 1940.[2] The county social security commission is composed of 4 members, not more than 2 of whom may belong to the same political party. They are selected by the State Social Security Commission from a list of names furnished by the county court. They serve 4 years and no elective county officer is eligible for appointment. The duties of the county commission are advisory in nature.[3]

For a complete list of records required to be kept by the social security commission, see the forthcoming volume entitled County Government in Missouri.

For public welfare records handled by the county court, see entries 26-31.

## XX. SURVEYOR

The laws of 1825 provided for the appointment of a surveyor to serve until the election of a successor,[4] and Samuel Whitsett was appointed to that office by the county court at its May term 1835.[5] An act of 1865 made the surveyor a member of the county board of equalization,[6] and in 1877 he became ex officio commissioner of roads and bridges,[7] these latter duties were taken over by the highway engineer in 1907.[8] In the same year the county court was given authority to appoint the surveyor to the post of highway engineer if he possessed the necessary qualifications.[9] The surveyor holds both offices in Johnson County by virtue of an act approved July 5, 1939, which provides that after January 1, 1941, in counties containing not less than 20,000 or more than 50,000 inhabitants, the county surveyor shall be ex officio county highway engineer.[10] The office is elective for a 4 year term.[11]

The county surveyor must execute all orders directed to him by courts of record for surveying and resurveying any tract of land the title to which is in dispute before the court, and all orders of survey for the partition of real estate. When called upon by any person to

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1. Constitution 1875, art. IV, sec. 47, amended 1938; M. L., 1939, p. 933, Amendment No. 4.
2. M. L., 1939, p. 735, sec. 1; R. S., 1939, sec. 9407.
3. M. L., 1937, pp. 472 f., sec. 9; R. S., 1939, sec. 9404.
4. R. S., 1825, p. 758, sec. 1; R. S., 1835, p. 597, sec. 1.
5. County Court Record, volume 1835-39, p. 11, see entry 2.
6. G. S., 1865, p. 97, sec. 13; R. S., 1939, sec. 11001.
7. M. L., 1877, pp. 394 f., sec. 4.
8. M. L., 1907, p. 402, sec. 8.
9. Ibid., sec. 6; R. S., 1939, sec. 8660.
10. Brown, Dwight H., op. cit., p. 55; M. L., 1939, pp. 675 f., sec. 8011;; R. S., 1939, sec. 8660.
11. R. S., 1835, p. 597, sec. 1; R. S., 1939, sec. 13190.

make a survey, the surveyor is required to do so, providing he is not executing previous orders of survey.[1]

For a complete list of records to be kept by the surveyor, see the forthcoming volume entitled County Government in Missouri.

## XXI. HIGHWAY COMMISSION

A county highway board consisting of three members was authorized by the Legislature in 1913, for the purpose of providing a system of dragged roads linking the various county seats in the State.[2] This board was abolished in 1927 by an act which created the county highway commission, composed of 4 members, not more than 2 of whom may be from the same county court district or affiliated with the same political party. The first county highway commissioners were appointed by the county court for terms of 1, 2, 3, and 4 years respectively, and, upon expiration of these terms, members were appointed for 4 years.[3]

The commission is charged with the duty of locating, constructing, and maintaining, subject to the approval of the State Highway Commission, a system of county highways not exceeding 100 miles in the aggregate, connecting the several centers of population in the county and those not located on any State highway with a State highway, and, as nearly as may be done, with county highways connecting the centers of population of adjoining counties. The purpose of the act was to provide a system of improved farm-to-market roads and connect all parts of the county with the State highway system.[4]

The county highway commission has absolute jurisdiction and control over all highways constituting a part of the county highway system.[5] It is required annually to make a detailed report to the county court and the State Highway Commission.[6]

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1. R. S., 1835, pp. 597 f., secs. 2, 5, and 6; R. S., 1939, secs. 13198, 13199, and 13202-13204.
2. M. L., 1913, pp. 665 f., secs. 1 and 4.
3. M. L., 1927, p. 422, secs. 1 and 2; R. S., 1939, secs. 8502 and 8503.
4. M. L., 1927, pp. 422 f., secs. 3 and 4; R. S., 1939, sec. 8504.
5. M. L., 1927, p. 424, sec. 7; R. S., 1939, sec. 8508.
6. M. L., 1927, p. 424, sec. 10; R. S., 1939, sec. 8511.

## XXII. HIGHWAY ENGINEER

The office of county highway engineer was created by the Legislature in 1907. The act directed the county court to appoint a highway engineer, for a 2 year term, skilled in the laying of drains, bridges, culverts, road building, and general road work, and with a practical knowledge of civil engineering.[1] The county court may appoint the county surveyor to the office of county highway engineer, if he is competent.[2] In Johnson County the surveyor holds both offices.[3] Since 1919 it is within the discretion of the court to appoint a highway engineer only for such length of time as is deemed advisable in the judgment of the court.[4]

The highway engineer is custodian of all tools and machinery belonging to the road districts and the county. He supervises the construction and maintenance of all roads, bridges, and culverts and must personally inspect them as often as is practicable.[5] At each term of the county court he files a detailed statement on road conditions and funds available in each road district. He also makes an annual report to the State Highway Engineer.[6]

For a complete list of records required to be kept by the highway engineer, see the forthcoming volume entitled County Government in Missouri.

For highway engineer's annual reports to the county court, see entry 24k.

312. ROAD RECORD, 1878--. 4 volumes (A-D).
Record and description of all roads in the county, showing date, location, width, length, and type. Also contain, Bridge Record, 1931--, entry 313. Arranged chron. Indexed num. by township numbers. Handwritten and typed. 625 pp. 19 x 14 x 3. County clerk's vault.

313. BRIDGE RECORD, 1899-1930. 1 volume. 1931-- in Road Record, entry 312.
Record of bridges constructed in the county, showing name of stream or river over which bridge is constructed, road, section, township, and range numbers, description and number of bridge, name of contractor, completion date, contract price, date of inspection, and name of bridge commissioner. Arranged num. by bridge numbers. No index. Handwritten on printed forms. 288 pp. 14 x 18 x 2. County clerk's vault.

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1. M. L., 1907, p. 401, secs. 1 and 4.
2. M. L., 1907, p. 402, sec. 6; R. S., 1939, sec. 8660.
3. Brown, Dwight H., op. cit., p. 55.
4. M. L., 1919, p. 636, sec. 1; R. S., 1939, sec. 8655.
5. M. L., 1907, p. 402, secs. 7-9; R. S., 1939, secs. 8661-8663.
6. M. L., 1919, pp. 758 f., secs. 11-14; R. S., 1939, secs. 8664-8667.

## XXIII. FARM BUREAU

The General Assembly in 1919 empowered the county court to appropriate funds for the support of a county farm bureau.[1] These are organizations formed for the purpose of cooperating with the Missouri College of Agriculture, a unit of the University of Missouri, in carrying out the provisions of the Smith-Lever Act of Congress. They must consist of not less than 250 bona fide farmers, farm women or tenants, with an annual membership fee of not less than 50 cents per member fully paid up, have a constitution and bylaws formally adopted, and officers duly elected and installed.[2]

The object of the bureau is to promote the development of profitable systems of agriculture, assist in securing satisfactory living conditions in the county, encourage rural social and educational institutions, safeguard the public health, develop better business methods and practices in farm and home life, and cooperate with individuals and organizations in accomplishing these purposes.[3] Its agents conduct such educational activities as are specifically authorized by State and Federal Legislation.[4] At the end of each month the secretary submits to the county court a requisition for the total amount of the month's expenditures with a certified itemized statement thereof.[5] He makes an annual detailed report to the county court summarizing the work undertaken and the results accomplished.[6]

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1. M. L., 1919, p. 112, sec. 1.
2. 7 U.S.C.A. 128 f.; M. L., 1919, p. 112, sec. 2, amended; M. L., 1923, p. 136, sec. 12136; R. S., 1939, sec. 14280 and 14281.
3. M. L., 1919, pp. 112 f., sec. 3; R. S., 1939, sec. 14282.
4. M. L., 1919, p. 113, sec. 4; R. S., 1939, sec. 14283; 38 U. S. Stat. 372.
5. M. L., 1919, p. 113, sec. 5; R. S., 1939, sec. 14284.
6. M. L., 1919, p. 113, sec. 7; R. S., 1939, sec. 14286.

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