Platte County Circuit Court
Circuit Court
November Term 1864 No. 1040

Box 64 File 158

Nicol, John

vs

Johnson, Simeon T.

Debt, promissory note + accounts

- Note, $ 38.40 (value received)
- Accounts: $ 24.00 for 4 months hire of slave girl
  $ 16.95 for groceries + liquors

1040

X

John Nicol

vs Petition & Attachment

Seneca S Johnston

#

Judgment

September Term 1865,

Book "K" Page 214,



In the Circuit Court of Platte
County Missouri Nov term 1864

John Nicoe, plaintiff

vs.

Simeon D. Johnson Defendant

Plaintiff States that defendant by his promissory Note, herewith filed dated July 12th 1856 promised One day after date to pay to plaintiff the Sum of Thirty Eight 40/100 Dollars for value Recevd Negotiable and payable without defalcation or discount, and with interest from Maturity at the rate of ten percent per annum, which Note, and the interest thereon, are yet due plaintiff and for which he asks judgment.

Plaintiff States that defendant owed Robert B. Mitchell Twenty four dollers for four Months hire of a Negro Sire Commencing April 1st 1857 the account for which was on the 24th day of September 1864 assigned in writing by the said Mitchell to plaintiff and is due and unpaid wherefore plaintiff asks judgment for the said Sum of Twenty four dollars and interest from the 1st day of January A.D. 1857.

Plaintiff States that defendant on the 1st day of January 1856 owed to Howel Jenkins an account, herewith filed, and made part of this petition, marked A. for Sixteen 97/100 Dollars for groceries and liquors as set forth in said account furnished and delivered to him; and that on the 24th day of September 1864 said, Jenkins for value received assigned said account to plaintiff and that the same is due and unpaid, Wherefore he asks judgment for the said sum of Sixteen 97/100 Dollars and interest from the said 1st day of January, 1856.

Merryman & Paxton for plff.

I E Merryman Agent and attorney for plaintiff makes oath and says the above petition and the matters therein as states he believes & the Same.

Jos E Merryman

Subscribed and Sworn before me this 30 day of September A.D. 1868

Geo W. Lee Clk

John Nicol plaintiffs

vs

Simeon T Johnson Defendant

This affiant states that the plaintiff in the above entitled cause has a just demand against the defendant therein now due, and that the amount which this affiant believes the plaintiff ought to recover after allowing all just credits and offsets is One hundred and three 50 Dollars and that this affiant has good reason to believe and does believe that the defendant is not a resident of the State.

Jos E Imeymon

Subscribed and Sworn to before me this 30 day of September 1864

Geo H. Belt clerk

John Nicoe plf

vs

Simeon D. Johnson defts

Be

as principal

and

as securities acknowledge ourselves indebted to the State of Missouri in the sum of Two Hundred and fifty dollars for the payment whereof we bind our heirs executors & administrators.

The condition of the above obligation is such that whereas John Nicoe as plaintiff is about to commence a suit against Simeon D Johnson, defendant, by attachment, in the Circuit Court of Platte County Missouri Returnable at the November term of said Court, being the next term

wherein the Sum Sworn to is One Hundred and twenty four dollars. Now if the said Plaintiff shall prosecute his action with out delay and with effect, Refund all Sums of Money that may be adjuged to be refunded to the defendant, or found to have been received by the Plaintiff and not justly due to him; and pay all damages that may accrue to any defendant or garnishee by reason of the attachment or any process or proceeding in the suit, or by reason of any judgment or process thereon, then the obligation is to be void, otherwise to remain in full force. Witness our hands and Seals

D. E. Twitty [Seal]

W. M. Parton [Seal]

Approved this 30 day of Sept 1864 Geo. M. Pelton

1040

John Mc Cook [Seal]

Geo. Pelton [Seal]

S. H. Lohman [Seal]

Filed September 30 1864 Geo. M. Pelton Clerk

$ 38.75

July 12th 1856

One Day after date, I promise to pay

to the order of John Wood the Sum

of Thirty Eight 75/100 Dollars

for value received, negotiable and payable, without defalcation or discount, and with

Interest from maturity at the rate of 10 per cent. per annum.

Due

Wm F Johnson

[Sold by H. I. Loring, St. Louis.]

477

Filed Sept 30 A.D. 1864

Geo. M. Bibb

Clerk

Simeon Johnson

1857 To Robert B Mitchell Dr

Apl 1 4 Months hire of Negro girl 6 @ $ 24.00

For value received I
assign the within ase
to John Nicol
Septr 24 ly 1864

Robt. B. Mitchell

Filed Sept 30 ad 1864
Robt Bell
Clk

Plum Pt Mr

1837		The Simeon Johnson	D
		To Do Justice	D 25
Jany	7th	" One Pint Oysters	25
"	9th	" 4 Drinks	20
"	"	" 4 " Cinnamon	1 15
Feby	12th	" 2 Drinks	10
April	2d	" Cash Loaned	5 00
June	13	" 2 Jams Brandy	1 00
"	26	" One Pint Oysters	1 25
		Amt of Acct for 1837	$ 9 35
1836 Oct	11th	To 5 Drinks	25
"	"	19th " 5 Drinks	25
"	"	" One Pint Sardines	50
"	20th	" One Pint Oysters	1 25
"	"	" 2 Jams Brandy	50
"	23	& Do Do Cinnamon	60
"	"	" One Can Sardines	50
"	25th	To 6 Drinks	30
"	27	" One Can Oysters	1 25
"	29	" 3 Do Do Cinnamon	75
Nov	3rd	" 3 Jams Brandy	1 50
"	"	" One Can Sardines	50
"	5th	To 3 Drinks	15
			$ 8 00
			6 9 35

For value rec'd I assign the above account to John Nicol
Sept 24th 1838

H. Jenkins

I J Merryman agent & attorney for plaintiff, John Nicol, make oath and say the above account and the matters therein set forth are just and true

Jas J Merryman

Subscribed & Sworn to before me this
30. day of Sept A.D. 1865

Geo. M. Bibb Clk

Revenue Stamps
Fifty Cents on
Original Petition

State of Missouri, } SCT.
COUNTY OF PLATTE.

The State of Missouri to the Sheriff of Platte County, Greeting.

We command you to attach Simeon L Johnson by all and singular his lands and tenements, goods, chattles, rights, moneys, credits, evidence of debt, and effects, or so much thereof as shall be sufficient to satisfy the sum of Seventy nine Dollars and 25 Cents, with interest and costs of suit, in whose possession soever the same may be found in your county; and that you summon the said Simeon L Johnson that he be and appear before our Circuit Court of the County of Platte, on the first day of the next term thereof, to be holden at the Court House in Platte City, in said County of Platte, on the 28 day of [illegible] next, then and there to answer unto the petition of John Keeb wherein he ask judgment for Seventy nine Dollors and 25 Cents; and that you also summon all other persons that you shall find in the possession of goods, moneys or effects of the defendant not actually seized by you, and all debtors of the defendant, and such other persons as the plaintiff or his attorney shall direct, as garnishee, to be and appear before our said Court at the time and place aforesaid, then and there to answer such allegations and interrogatories as may be exhibited against them, and have you then and there this writ.

In testimony whereof, the undersigned, Clerk of the said Platte Circuit Court, has hereunto signed his name and affixed the seal of said Court at office in Platte City this 30 day of September 1864

Geo W Bell Clerk.

By virtue of the within attachment I attach
the following property to wit the one Sixth undivided
part of the N W¼ of Section 17 Township 52 of Range
35, & the N W¼ of Block 37 in Platte City Missouri
& Lots Nº 2, 3, 32, 33 & 34 in Block 9 in Parkville
& One hundred and Twenty acres 120 off the North
side of the S E¼ of Sec 3 Township 53 of Range 35
described as follows commencing at the North
East corner of said last Mentioned quarter
Section and Running thence West 160 poles
Thence South 120 poles Thence East 160 poles
Thence North 120 poles to the beginning, Except
one half acre out of the N. E. corner of said
tract sold to the Baptist Church of the Lord
Jesus Christ, all in Platte County Missouri
and attached as the property of Simeon T
Johnson. done in Platte County on the 14th day
of October 1864

M. Y. Moore Sheff
By T Morris D

Sheriffs fees 1.00

1040
John Nicol
& Attachment
Simeon T Johnson

Sheriffs fee 1.00

STATE OF MISSOURI, } SS.
COUNTY OF PLATTE.

Order of Publication.

In the Circuit Court of Platte County, State of Missouri. In vacation, Friday, September 30. 1864.

John Nicol, Plaintiff, vs. Petition and Attachment, Simeon T. Johnson, Defendant, } To November Term, A. D. 1864

NOW, at this day, before the undersigned, Clerk of the Circuit Court within and for the County of Platte and State aforesaid, comes John Nicol, the plaintiff in the above entitled cause, by his attroney, in vacation, and flles his petition, and also his bond and affidavit for an attachment against the said defendant, Simeon T. Johnson, and it appearing to the satisfaction of said Clerk that the said defendant is a non-resident of this State, and that the ordinary process of law cannot be served upon him; it is hereby ordered that publication be made notifying him, the said defendant, of the commencement of this action, the object and general nature of which is to obtain judgment on one certain promissory note executed by said defendant to said plaintiff for the sum of Thirty-eight 40-100 dollars dated July 12th, A. D. 1856, and payable one day after date, with interest at the rate of ten per cent. per annum; and one account due by said defendant to one Robert B. Mitchell transferred, by endorsement for value received, to said plaintiff, for the sum of twenty-four dollars; and, also, one other account due by said defendant to one Howell Jenkins, transferred, by endorsement for value received to said plaintiff, for the sum of sixteen 96-100 dolllars; and that his property is about to be attached, and that unless he be and appear here before the Judge of said Court at the next term thereof to be begun and held at the Court-house in Platte City, Missouri, on the 28th day of November, A. D. 1864, and then and there, on or before the third day of said term plead, answer or demure unto the said plaintiffs petition the same will be taken as confessed, and Judgment rendered against him accordingly: and the property attached and sold in satisfaction of the same. It is further ordered that a copy hereof be published for foure successive weeks in some newspaper published in Platte County, State of Missouri, the last insertion of which to be at least four weeks prior to the first day of the next term of this court.

A true copy from the record.

SEAL Attest, Geo. W. Belt Clerk of said Circuit Court, with the seal thereof affixed at office in Platte City, Missouri, this 30th, day of September, A. D. 1864.

GEO. W. BELT, Clerk.

Merryman & Paxton, Att'ys for Plff.

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D. 1864

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Public.

I, Harry Howard, Publisher of the "BORDER TIMES," a weekly newspaper published in Weston, Platte County, Missouri, do make oath that the annexed Order of Publication was published for four successive weeks, in said newspaper, as follows:

First insertion, October 7, 1864

Second insertion, October 14, 1864

Third insertion, October 21, 1864

Fourth insertion, October 28, 1864

Harry Howard,

Publisher.

PRINTER'S FEE, $15.50

AFFIDAVIT, 30

$15.80

Received Payment,

Harry Howard,

Publisher.

LEAVENWORTH CITY, KANSAS.

M. D.—Dr. Hibson will visit Weston at any time the citizens may desire him so to do.
jl4—tf

JOHN BELLER,

Watchmaker and Jeweler,

No. 109, Shawnee Street,

(Between Fourth and Fifth,)

Leavenworth - - - Kansas

W A N T E D.

100 Tons of Hemp

For which I will pay the

HIGHEST MARKET PRICE

in cash on delivery.

THE. F. WARNER.

STATE OF MISSOURI, }
PLATTE COUNTY, } SS.

I, Harry Howard, Publisher of the "BORDER TIMES," a weekly newspaper published in Weston, Platte County, Missouri, do make oath that the annexed Order of Publication was published for four successive weeks, in said newspaper, as follows:

First insertion, October 7, 1864
Second insertion, October 14, 1864
Third insertion, October 21, 1864
Fourth insertion, October 28, 1864

Harry Howard,
Publisher.

PRINTER'S FEE, $15.50
AFFIDAVIT, 30
$15.80

Subscribed and sworn to before me, this 28 day of November, A. D. 1864

Witness my hand and Notorial Seal.

Saml A Gilbert
Notary Public.

Received Payment,
Harry Howard,
Publisher.

1040

Filed no. 1040
Court of Chancery
Gen'l Bill
CAH

W. C. Remington. A 160 NE 31 ½ 53 R. 33

" 160 NE 18 " 51 " 33

" E½ Lot 4 Block 30. Platted

A. Nicol

vs

Sim. T Johnson Levy upon the undivided 6th part.

Sec 17. T 52 R 35.

N. W. ¼ Block 37 in Platte City

Lots 2. 3. 32. 33. & 34 in Blk 9 in Parkville.

120 acres off the North side of the S E ¼ Sec 3. T 53 R 35. described by Commencing at the North East corner of said quarter, and running thence W. 160 pols, thence S. 120 pols; thence E. 160 pols, thence N. 120 pols, to the beginning. Except one half acre out of N. E corner of said tract sold to the Baptist Church of the Lord Jesus Christ; All in Platte County Mo.

Huntington

vs

Remington } Levy on Lots 4 & 5 Blk 13 Lots 1. 2. 3. 4. 5 & 6 Blk 23 and Lot 11 10 & E ½ of Lot 4 in Blk 30, in the town of Platte City also the N E ¼ Sec 31 T 53 R 34 also N E ¼ Sec 18 T 51 R 33 and the S E ¼ Sec 22 T 53 R 35.