Platte County Circuit Court
Circuit Court
November Term 1867 No. 30

Box 72 File 108

State of Missouri

vs

Martin, Benj.

Grand Larceny

- Accused of stealing clothing, property of R. H. Jenkins

30.

State of Missouri

vs. Grand Larceny

Ben Martin

State of Missouri,
FIFTH JUDICIAL CIRCUIT.

In the Circuit Court of the County of Platte in the State of Missouri, of November Term, A. D., 1867, Platte County, to-wit:

The Grand Jurors of the State of Missouri, for the body of the county of Platte, aforesaid, upon their oath present that Benj Martin late of the county of Platte, aforesaid, on the tenth day of March in the year of our Lord one thousand eight hundred and sixty seven, with force and arms, at the county of Platte, aforesaid, feloneously one watch of the value of forty dollars and one pair of pants of the value of seven dollars all of the goods and chattles of one B. H. Jenkins then, and there being found feloneously did then and there steal take and carry away with the intent to appropriate the same to his defendants own use Contrary to the forms of the Statute in such case made and provided and against the peace and dignity of the State

E F Estes
Circuit Atty

30

State vs Benj Martin

Grand Larceny

A true bill
Wm Gabbert
Foreman of the
Grand Jury
Witnesses
R. H. Jenkins
John Miller

Filed in open Court the 15th
day of November a.d. 1867
F. M. Zufall
Clerk

State of Missouri

Constable County of Platt } ss

To any, or the Sheriff of Platte County Greeting

Whereas Complaint has been Made before me one of the Justices of the Peace for weston Township of the aforesaid State & County upon the Oath R. H. Jenkins that one Ben Martin late of Platt County did on the 12th day April 1867 In Platt County feloniously steal take and carry away one Silver watch to the value of $30 00 also one pair pantaloons to value of $6 00 these are therefore to Command you to take the said Ben martin if he be found in your County and safely keep the said Ben martin So that you have his Body forth with before me or some other Justice of the Peace to Answer said Complaint and be further dealt with according to Law Given under my hand this the 19 day of April 1867

Charles Carpenter J. P

I Executed This Writ by taking the body of
the within Named Ben Martin and delivering
him in open Court before Charles Carpenter
in Benton city Benton township on this
the 19th day of April 1867

C L Barnett constable Ben

Constables fee 75 cts

Writ of Arrest
Benjamin Martin

State of Mo Ds

Benjamin Martin Plff

Ben

State of Mo Platt Co } ss

R H Jenkins
This Day personally appeared before me one of the Justices of the Peace for Preston Township in the above State and County R H Jenkins that on the 12th day of April 1867 he has good Reason to believe and does believe that one Beat Martin did feloniously Steal and carry away one Silver watch and one pair of Pantaloons to the value of $36 00 the property of the said R H Jenkins and upon his Oath Says that the foregoing Statements are True to the Best of his Knowledge Sworne to & Subscribed before me this the 19th day of April 1867

R H Jenkins

State of Mo Plff
vs.
Ben Martin Deft
R H Jenkins
Affadavit

Affadavit of
R. H Jenkins in
the Case of the State
of Mo. Plff vs Ben
Martin Deft

I Saw Martin in my Stemp field but did not arrest him until he came to the House I then arrested the said Martin and Brought him up to B H Jenkins house ~~the said~~ He had the watch on when I arrested him the same watch is here In Court the said Martin said the watch belonged to B H Jenkins the Complainant herein he the said Martin ~~Claims it~~ had on a pair of pantaloons deserted by Mr Jenkins as long his Complainants

Sworn to & Subscribed. be me Charles Carpenter a Justice of the Peace in & for weston Township Platt County Mo- this the 19th day of April 1867

John D Miller

B. H. Jenkins Recalled

Says that the watch Benjamin Martin did Steal from me is worth $30.00

And the pants is worth $6.00

Sworn to & Subscribed to Before me a Justice of the Peace within and for weston Township Platt County Mo this the 19th day of April 1867

B H, Jenkins

P. Charles Carpenter a Justice of the peace in and for weston Township Platt County Missouri do Certify that the said Benjamin Martin was Brought before me and charged

before me ~~th~~ upon the oath of N. H. Jenkins of Stealing one Boat worth $30 and one pair of Pantaloons worth $6,00 And that the Said Benjamin Martin was distinctly Informed by me of the Charge made against him and that he was at Liberty to Refuse to answer any Questions put to him and the Examination of the Said N. H. Jenkins as also the Information of the Said John Miller witnesses were by me taken and reduced to writing this the 19th day of April 1867 Given under My hand the day and year above given Charles Carpenter, J. P.

State of Mo

The Justice being Satisfied from all the Testimony in the Case that the aforesaid Martin was Guilty of the Charges made against him in Said Complaint therefore Orders that the Said Martin be Committed to further Trial and that the Bail Fixed at $300. Five Hundred dollars Given under My hand This the 19th day of April 1867.

Charles Carpenter J. P.

State of Mo County of Platt } ss
Dem vs Ben Martin Def

Je Testimony of R H. Jenkins
Platt County Mo Sworn Written
before me Charles Carpenter Justice
of the Peace in this and Sd western
Township Platt County Mo on
the 19 th day of April 1867 the
Said R. H. Jenkins upon his Oath
Says that Said Martin came to my House
on the 9 th of April Said ~~al~~ et a ver
worked 1 week then left
~~then went off~~ and when I got up
on the next Morning I found that My week
& Pantaloons & pocket Book was gone
I Suspected that the Said Martin had
Stolen them I at once went to the
Ferry & Described Martin as well as I
could I then went to the Lower Ferry
and Crossed over to Leavenworth
and there I Obtained a writ of the
Mayor of Leavenworth On the 18 th
day of April 1867 Said Martin was brought
to my House in the Night

R H Jenkins

Testimony of Jno Miller a man Sworth
Says that on Last Saturday ~~a~~ I
I was Informed By R H Jenkins that
he Suspected Martin of Stealing of
R H. Jenkins one week & 1 pair pants
And desired of me to keep a Look
out for him And on the 18 th day of
April I found Said Martin

Testimony in the
Case
State of Missouri
vs
Benjamine Martin
Plff

1966
Oct 14