Platte County Circuit Court
Circuit Court
July Term 1842

Box 5 File 123

Wills, George

vs

Speed, Joseph R

Trespass on the case on promises/ Assumpsit

Court documents refer to the hiring out of a "negro man named George"

State of Missouri } In the Platte circuit court
County of Platte } of July Term A.D. 1842
Platte County to wit.

George Wells complains of Joseph R Spencil being in custody &c of a plea of trespass on the case on promises. For that whereas the said defendant heretofore to wit, on the fourth day of January in the year of our Lord eighteen hundred and forty two, was indebted to said plaintiff in the sum of four hundred and sixty dollars lawful money for the wages of a negro man named George servant and slave of the said plaintiff, before that time and then and there due and payable from the said defendant to the said plaintiff for the service of the said negro man George servant and slave of the said plaintiff by him the said slave George before then done and performed, at the special instance and request of the said defendant, and on his hire and retainer and being so indebted he the said defendant in consideration thereof, afterwards to wit, on the day and year last aforesaid, at the county of Platte aforesaid undertook and then and there faithfully promised the said plaintiff to pay him the said last mentioned sum of money when he the said defendant should be thereunto afterwards requested

And whereas also heretofore to wit on the first day of January A.D. 1842 at the county of Platte aforesaid, in consideration that the said plaintiff at the special instance and request of the said defendant would hire to said defendant for the space of 12 months a certain negro man named George slave of the said plaintiff as an hired servant to serve the said defendant in that capacity he the said defendant undertook and then and there promised the said plaintiff to pay him the said plaintiff for such service the sum of one hundred

and fifty dollars and cloth the said negro man George with common clothing, ~~during said term of twelve months~~ And the said plaintiff avers that he complying in the said promise and undertaking of the said defendant did afterwards to wit on the 4th day of January A.D. 1841 cause said ~~said~~ negro man George to enter into the service of the said defendant and serve the said defendant in the capacity as aforesaid for the space of twelve months then next following. whereof the said defendant afterwards to wit on the first day of February A.D. 1842 at the county of Platte aforesaid had notice

And whereas also afterwards to wit on the 4th day of January A.D. 1842. the said defendant was indebted to the said plaintiff in the further sum of 150 dollars for the work and labor care and diligence of the said plaintiff and his servants before that time done performed and bestowed in and about the business of the said defendant and for the said defendant and at his special instance and request and being so indebted he the said defendant he the ~~said~~ in consideration thereof afterwards to wit on the day and year last aforesaid at the county of Platte aforesaid undertook and then and there faithfully promised the said plaintiff to pay him the said sum of money in this count mentioned when he the said defendant should be thereunto afterwards requested

Nevertheless the said defendant not regarding his said several promises and undertakings but contriving and intending to deceive &c the said plaintiff in this behalf hath not as yet paid the said several sums of money or any or either of them or any part thereof to the said plaintiff although often requested

it to do, but the said defendant to pay him the same
hath hitherto wholly neglected and refused and
still doth neglect and refuse. To the damage of the
said Plaintiff of Two dollars and therefore he sues
&c

Lot S. Thomas & Bro for pltff

George Wells
No 3 Declaration
Joseph R Speck

Disposed of

Filed the 6th of
April 1842
Jesse Moore
Clk

Know all Men by these presents that we George Wills as principal and Jacob Motz as securety acknowledge ourselves to our and stand indebted to the State of Missouri in the sum of two hundred and fifty dollars to the payment of which sum well and truly to be made we bind ourselves our heirs Executors and administrators firmly by these presents sealed with our seals and dated this 6th day of April A.D. 1842

The condition of the above obligation is such that whereas George Wills is about to commence this suit against Joseph R. Speed in the Platte circuit court by attachment. now if the said George Wills shall prosecute his said suit with effect and without delay and shall pay all damages and costs that shall accrue to any defendant or any garnishee in the said suit by reason of the attachment or any process or proceeding in the suit then this obligation shall be void otherwise to remain in full force and virtue

George Wills [Seal]
Jacob Motz [Seal]

Taken and acknowledged Before me this 6th of April 1842

Lisse Morin Clk

As Clerk of the Circuit Court of Platte County, Missouri I do approve the within Bond Apl 6th 1842

Jesse Morin Clk

Surety Bond
$30 Bond
Sept Process

Filed the 6th of April 1842
Allen Clk

Platte County
ss
Platte

State of Missouri }
County of Platte } Set

The State of Missouri to the Sheriff of Platte County Greeting You are hereby commanded to attach Joseph R. Speed ~~that~~ by all and singular his goods and Chattels Lands and tenements Monies Credits and effects or so much thereof as shall be sufficient to satisfy the sum of One hundred and twenty five Dollars with interest and Cost of Suit in whose hands or possession soever the same may be found in your County so that he be and appear before the Judge of our Platte Circuit Court at the Court house in Platte City on the first day of our next July term of said Court to be holden at Platte City on Monday the 11th day of July next to answer unto George Mills in an action of assumpsit. And that you summon the said Joseph R. Speed that he be and appear before our said Judge of our said Court at the time and place aforesaid to answer the said action of the said Plaintiff. And that you summon as garnishees all and every person in whose hand or possession any money goods Chattels or effects or indebtedness of debt of the said ~~Plaintiff~~ defendant may be found in your County that they appear at the time and place aforesaid to answer what may be then and there objected against them Witness Jesse Morin Clerk of said Circuit Court with the seal thereof affixed at Platte City the 6th of April 1842

Jesse Morin Clerk

Returned by order of the Plaintiffs Satisfied
this 20 day of April 1842

J. M. Owen Sheriff
by Deputy

State of Mississippi }ss.
County of Platte }

George Wills
vs
Joseph R Speed

This affiant George Wills the plaintiff in the above cause makes oath and states that Joseph R Speed the above named defendant is justly indebted to said plaintiff after allowing all just credits and set-offs in the sum of one hundred and twenty five dollars, and that this affiant has good reasons to believe and does believe that said defendant Joseph R Speed has so absented himself from his usual place of abode in this State that the ordinary process of law cannot be served upon him

Sworn & Subscribed to this 6th
of April 1842 Jesse Mounder George Wills

Geo Wills
vs
J R Speed
Affidavit

Filed this 6th
of April 1842
L Morris Clk

George Mills
vs
Joseph K Speed

In the Platte circuit court of July term A.D. 1849

Platte County ss. George Mills complains of Joseph K Speed of a plea of trespass on the case on promises. For that whereas the said defendant heretofore to wit on the fourth day of January A.D. 1842 was indebted to said plaintiff in the sum of one hundred and fifty dollars for the wages or hire of a negro man named George servant and slave of the said plaintiff before that time and then and there due and payable from the said defendant to the said plaintiff for the service of the said negro man George servant and slave of the said plaintiff by him the said slave George before then done and performed as the hired servant and slave of and for the said defendant at his special instance and request. and on his hire and retainer and being so indebted he the said defendant in consideration thereof afterwards to wit. on the day and year last aforesaid. at the county of Platte aforesaid undertook and then and there faithfully promised the said plaintiff to pay him the said last mentioned sum of money when he the said defendant should be thereunto afterwards requested.

2nd count. And whereas also heretofore to wit on the 4th day of January A.D. 1842 at the county of Platte aforesaid in consideration that the said plaintiff at the special instance and request of the said plaintiff defendant would hire to said defendant for the space of 12 months a certain negro man named George slave of the said plaintiff as an hired servant to serve the said defendant in that capacity he the said defendant undertook and there and there promised the said plaintiff to pay him the said plaintiff for such service the sum of one hundred and fifty dollars and cloth him the said George with common clothing. and the said plaintiff avers that he

confiding in the said promise and undertaking of the said defendant did afterwards to wit on the 4th day of January A.D. 1841 cause said negro man George to enter into the service of the said defendant and serve the said defendant in the capacity aforesaid for the space of twelve months then next following where of the said defendant had notice to wit on the first day of January A.D. 1842 at the County of Platte aforesaid

3rd Count. And whereas also afterwards to wit on the 4th day of January A.D. 1842 the said defendant was indebted to the said plaintiff in the further sum of 150 dollars for the work and labor care and diligence of the said plaintiff and his servants before that time done performed and bestowed in and about the business of the said defendant and at his special instance and request. And being so indebted he the said defendant in consideration thereof afterwards to wit. on the day and year last aforesaid at the county of Platte aforesaid undertook and then and there faithfully promised the said plaintiff to pay him the said sum of money in this count mentioned when he the said defendant should be thereunto afterwards requested Nevertheless the said defendant not regarding his said several promises and undertakings. but contriving and intending to deceive and defraud the said plaintiff in this behalf hath not as yet paid the said several sums of money or any or either of them or any part thereof to the said plaintiff although often requested so to do. but the said defendant to pay him the same hath hitherto wholly neglected and refused and still doth neglect and refuse. To the damage of the said plaintiff of one hundred and fifty dollars. and therefore he brings his suit &c.

James A. Thomas
Attorney for plaintiff

(Circuit Court)

George Miller
vs
Declaration
& Ca Speed
Defendants

Assumpsit

Filed the 28th of
April 1842

Jesse Morin Clerk

State of Missouri }
County of Platte } Set

The State of Missouri to the Sheriff of Platte County Greeting You are hereby Commanded to attach Joseph R Spencer by all and singular his goods and Chattels lands and tenements Monies Credits and effects or so much thereof as shall be sufficient to satisfy the sum of One hundred and ~~twenty~~ ~~five~~ fifteen dollars, with interest and Cost of Suit in whosesoever hands or possession soever the same may be found in your County & that he the said Joseph R Spencer and appear before the Judge of our Platte Circuit Court at the Court house in Platte City on the first day of our next July term of said Court to be holden at the Court house in Platte City on Monday the 11th day of July next to answer unto George Mitts of a plea of Trespass on the Case on promises and that you summon the said Joseph R Spencer that he be and appear before our said Judge at the time and place aforesaid to answer the said action of the said Plaintiff and that you Summon & Garnishee all and every person or persons whose goods Chattels effects or credits of the said defendant may be found in your County that they be and appear at the time and place aforesaid to answer what may be then and there objected against them Fail not at your Peril and have you then and there this writ witness Jesse Morin Clerk of said Circuit Court with the Seal thereof affixed at Platte City this 28th of April AD 1842

Jesse Morin Clerk

I Jones H Owen Sheriff of Platte County
do Certify that I Levied the within attach
ment on a Bant Seine Thousand Dawnas of
Hemp Brake cut on the 26 day of April
1842 as the property of Joseph R Shead
in favor of George Wells Jones H Owen
Dep Sh

Know all men by these presents that We Geo. Wills as principle and Geo. Hoose as Security are held and firmly bound into the State of Missouri in the just and full sum of two hundred and Sixty dollars for the payment of which well and truly to be made we bind ourselves our heirs Executors and Administrators firmly by these presents. Signed with our names and Sealed with our Seals and dated this 28th day of April 1842.

The Condition of the above obligation is such that whereas the above bound Geo. Wills is about to Commence his Suit against Joseph H Speed in the Platte Circuit Court by assumpsit and a attachment Now if the said Geo. Wills shall prosecute his action without delay and with effect and shall pay all damages which may accrue to any defendant or garnishee by Reason of the attachment or any process or proceedings in the Said Suit then this obligation Shall be void Otherwise to remain in full force.

Geo. Wills Seal

Geo. Hoose Seal

I Jesse Morin Clerk of Platte Circuit Court do approve the above bond & sureties

28th 1842

Jesse Morin CC

George Mills
U.S. Bond
& R. Smith

Filed this 28th of
April 1842
Solomon Coleman

State of Missouri } George Mills
County of Platte } vs affidavit
Joseph R Reed

His affiant George Mills the plaintiff in the above cause makes oath and ~~says~~ states that Joseph R. Reed the above named defendant is justly indebted to the said Plaintiff after allowing all just Credits and Set offs in the sum of One hundred and ~~Twenty~~ Fifteen dollars and ~~Fifty~~ cents for the hire of a negro man Caswell that this affiant has good reason to believe and does believe that the said defendant Joseph R Reed has so absented himself from his usual place of abode in this State so that the ordinary process of law cannot be served upon him

Sworn and subscribed
to before me this 28th day
of April AD 1842

George Mills

Wade Morrow Clerk
of Platte Circuit Court

George Mills
vs
Affidavit
J. R. Shaw

Filed this 28th
of April 1842
Felton

PRINTED AT THE FAR WEST AND PLATTE ADVERTISER OFFICE, LIBERTY.

STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE,

The State of Missouri:

To Perry Wood & David Rupe

You are hereby commanded that you make your appearance at the court-house in Platte City, on the 14th day of July Inst ~~next~~, to give evidence between George Mills ——— plaintiff and I R Spica ——— defendant on the part of the Plff And this you are in no wise to omit.

Witness, JESSE MORIN, Clerk, with the seal of Saint Clair Circuit Court said Court affixed, at Platte City, the 5th day of July A. D. 1842

Jesse Morin
CLERK.

Mills
of Flax
Seed

Penny wood
& Rape

per 100

Educated by W. Rice
Chemist

In the State Circuit Court

July Term

George Wills
vs
L R Speed
Attachment

The said Defendant by his attorney comes and defends the wrong and injury when &c and says that the Court hire ought not to take cognizance of the plaintiffs suit because the defendant did not or absent himself from his usual place of abode in this State that the ordinary process of law could not be served upon him as is set forth in said plaintiffs affidavit and this the said defendant prays may be inquired of by the Country

Wm A Pitt
atty for Deft

George Wilde
&c.
vs
I. R. Speed
&c.

Pike Circuit Court
July 1842

Injunction

STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE, }

The State of Missouri:

To Moore Lusty —

You are hereby commanded that you make your appearance at the court-house in Platte City, on the 16th day of July inst ~~next,~~ to give evidence between Gwin Wills plaintiff and Joseph R. Thud defendant on the part of the Plaintiff And this you are in no wise to omit.

Witness, JESSE MORIN, Clerk, with the seal of said Court affixed, at Platte City, the 14th day of July A. D. 184 2

Jesse Morin Clerk

By Lewis D. Clerk.

PRINTED AT THE FAR WEST AND PLATTE ADVERTISER OFFICE, LIBERTY.

George Mills
N.W. Dak.
South R. Ind.

Summons
Moore County

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STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE, }

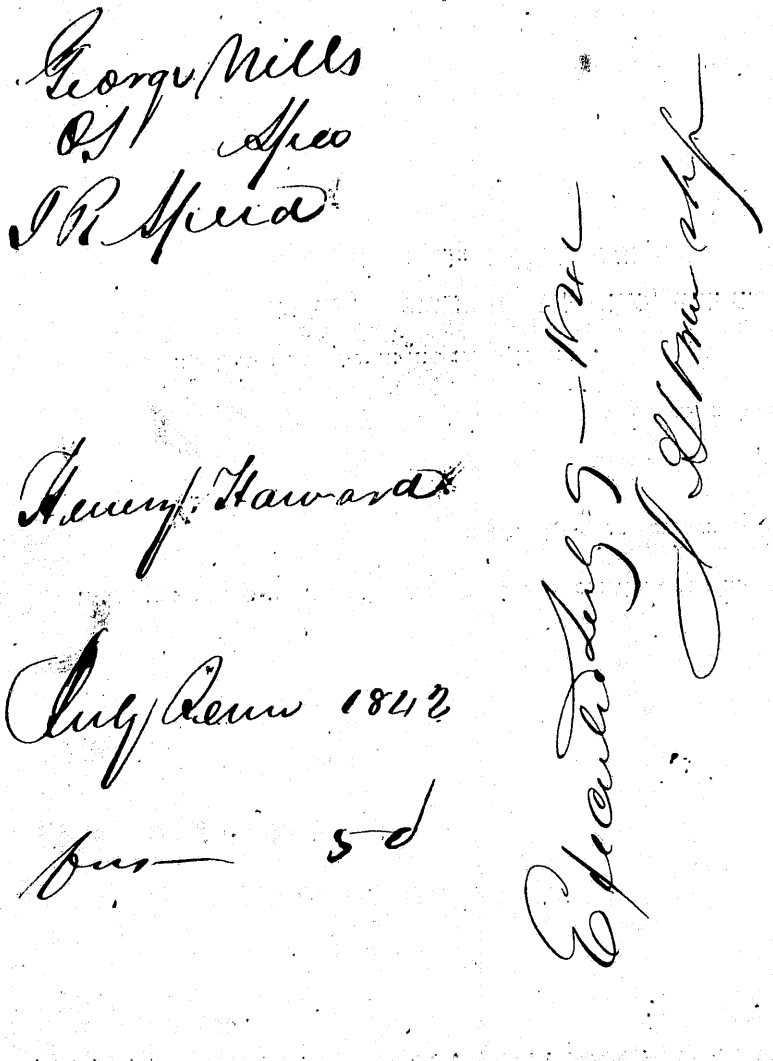
The State of Missouri:

To Henry Harvard

You are hereby commanded that you make your appearance at the court-house in Platte City, ~~on the 4th Monday of~~ next, to give evidence between James Mills plaintiff and Joseph R Sprea defendant on the part of the Plaintiff And this you are in no wise to omit.

Witness, JESSE MORIN, Clerk, of Platte circuit Court with the seal of said Court affixed, at Platte City, the 16 day of July A. D. 1842

Jesse Morin CLERK.


George Mills
OS Asco
IR Mead

Henry Howard

Aug Term 1842

Bus — 5d

Edward Ashley 5 — War

Jas Mills Asst

STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE. }

The State of Missouri:

To Preston Whitaker

You are hereby commanded that you make your appearance at the court-house in Platte City, on the 27th day of Oct Inst next, to give evidence between George Mills plaintiff and Joseph Respess defendant on the part of the Plff And this you are in no wise to omit.

Witness, JESSE MORIN, Clerk, with the seal of said Court affixed, at Platte City, the day of Oct A. D. 184 2

Jesse Morin CLERK.

PRINTED AT THE FAR WEST AND PLATTE ADVERTISER OFFICE, LIBERTY.

Executed this within Subpoena on
Preston Wetteck on the 24th day
of October 1842. by reading the same
to him in Platte County — and
tendered and paid him One Dollar and
Fifty cents for his attendance and
mileage as a Witness — J. G. Williams
Sworn to and subscribed before me this
27th day of October 1842

Orrin A. Smith
vs
Preston Wetteck

Atchison Clerk
By Jas Adams D.C.
Fee 50 cents

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STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE, }

The State of Missouri:

To Henry Hainard & Isaiah G. Williams

You are hereby commanded that you make your appearance at the court-house in Platte City, on the 27th day of October inst. ~~next~~, to give evidence between George Williams plaintiff and Joseph R. Smith defendant on the part of the Plaintiff. And this you are in no wise to omit.

Witness, JESSE MORIN, Clerk, with the seal of said Court affixed, at Platte City, the 24th day of October A. D. 1842.

Jesse Morin Clerk

By Ira Adams D. Clerk.

We acknowledge the Receipt of the within
this 27th October 1842

Henry J. Howard

G. G. Williams

STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE. }

The State of Missouri:

To Abram Burton and Hamilton Brown and William Duff

Hamilton

You are hereby commanded that you make your appearance at the court-house in Platte City, ~~on the day of~~ ~~term~~, to give evidence between George Wells plaintiff and Joseph Shed defendant on the part of the defendant. And this you are in no wise to omit.

Witness, JESSE MORIN, Clerk, with the seal of said Court affixed, at Platte City, the 26th day of October A. D. 184 2

Jesse Morin Clerk

By Jno Morris D, CLERK.

George Mills
M, B & Sub 9
Hoosick Street

Summons

Abram Burtus &
~~Hamilton Brown~~

William Lush
Affirs — 1.50

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STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE.

The State of Missouri:

To Thomas Bradfield

Attachment

You are hereby commanded that you make your appearance at the court-house in Platte ~~City, on the~~ ~~day of~~ ~~next,~~ to give evidence between George Wells plaintiff and ~~George~~ Joseph R Smith — defendant on the part of the Defendant And this you are in no wise to omit.

Witness, JESSE MORIN, Clerk, with the seal of said Court affixed, at Platte City, the 29th day of October A. D. 184 2

Jesse Morin Clerk

By Isaac Morris D. Clerk.

Executed the within Subpoena by
Reading the Same in the hearing of
the within named Nathaniel Ellis
County October 24th 1842

B. Wm. Bromwell
D.C.

Supr. Ct. Ills.
vs.
Lawrence P. Ellis

for

Chas. Ramsey Esqr.

Ref. for — 5 —

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STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE. }

The State of Missouri:

To Samuel Pinnuty

Jesse Morin

You are hereby commanded that you make your appearance at the court-house in Platte City, ~~on the day of~~ next, to give evidence between George Mills ——— plaintiff and Josiah Snead ——— defendant on the part of the Plaintiff. And this you are in no wise to omit.

Witness, JESSE MORIN, Clerk, with the seal of said Court affixed, at Platte City, the 25th day of October A. D. 1842

Jesse Morin Clerk

By Jesse Morin D. Clerk.

Executed this writing Tabberaby Bruff for the
Main to the within named Lewis Platte County
day of October 1842 as Platte County

Fee 50 —

Sworn to and subscribed before me this day and year
aforesaid — — — — —

By Wm Brown Clerk

Lewis Platte

vs

Jacob P. Head

vs

Leonard Pomeroy

Writ for 50

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STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE. }

The State of Missouri:

To ~~William Clarke~~ Giles C. Clardy

First Monday

You are hereby commanded that you make your appearance at the court-house in Platte City, ~~on the~~ ~~day of~~ ~~next~~, to give evidence between Giles C. Clardy _____ plaintiff and Joseph R. Thud _____ defendant on the part of the plaintiff. And this you are in no wise to omit.

Witness, JESSE MORIN, Clerk, with the seal of said Court affixed, at Platte City, the 28 day of October A. D. 1842

Jesse Morin Clerk

By Barton D. CLERK.

I executed the within Subpoena by reading the same to the within named Giles C. Clarke on this 28th day of October 1842

J G Williams

Subscribed and sworn to before me this 29th October 1842 - Jno. Mc Morris Clerk
By Jno Morris D.C.

Jno. Mc Morris

Giles C. Clarke

for Giles C. Clarke

Williams fee 50

STATE OF MISSOURI, } sct
COUNTY OF PLATTE. }

The State of Missouri to James G. Williams

you are hereby commanded to be and appear before the Judge of our Platte Circuit court at the Court house in Platte City ~~on the~~ ~~day of~~ September ~~184~~ to give evidence between Grazy Wills Plaintiff and Isaac R. Sheen defendant on the part of the Plaintiffs fail not at your peril. Witness Jesse Morin Clerk of said Circuit court, with the Seal thereof affixed at Platte City, the 16th day of October 1843

Jesse Morin Clerk.

By Ira Adams D.C.

George Wells

Joseph R. Sloan

Witness

James G. Williams

We the Jury find for the Defendant