Andrew County Circuit Court
Circuit- Case File- Civil
March 1846 Case # 347

Box 3 File 105

Box 4 File 102

Louis E. Ray
V
James Woosley } Woosley + Evans
A. Evans

Debt $484.06 note dated
1845-09-10 assigned by
Henry Mckee to plaintiff

Def's state they are willing to pay debt
d had agreed to pay note by delivering
"negro boy, girl, man or woman" on 1845-08-01
to the house of Caleb Bailey in Platte Co.
- The def's delivered a negro woman on
  1845-11-01 but plaint.ff d.d not show up
  to settle debt
- Def's still willing to pay debt with a negro
  slave
- Execution against def's land to satisfy debt
  T57 R35 S6

484.06 Savannah 10 Sept 1845

Thirty days after date we promise to pay Henry McKee or order Four Hundred & Eighty four dollars & six cents negotiable & payable without depalcation or discount for value rec'd, said amt or part of it may be discharged by a negro boy girl man or woman at cash price

Moseley & Evans

A Copy Test
Edwin Poole Clk

For value rec'd I assign
the within to ~~A. Burnett~~
Lewis E. Ray
Henry McKee

Witness
~~Benjamin Estes~~

Filed 27th March
1846
Edwin Toole Clk

State of Missouri } In the Andrew Circuit Court
County of Andrew } March Term, 1846.

To the Andrew Circuit Court

Louis E Bray, plaintiff, states that he is the legal owner of a note, against the defendants, James Woosley and Abel Evans, to the following effect

"$184.06 Savanah 10 Septr. 1845-

Sixty days after date, we promise to pay Henry McKee or order four hundred and eighty four dollars & six cents, negotiable and payable without defalcation or discount, for value rec'd. Said amt. or part of it, may be discharged by a negro boy, girl, man, or woman, at cash price

Woosley & Evans"

On which is the following assignment

"For value rec'd I assign the within to Louis E Bray

Henry McKee"

By virtue of which the plaintiff has become the owner thereof. Yet the debt remains unpaid; therefore he demands Judgment for his debt, and damages for the detention thereof, together with costs.

Hall & Gardenhire
for the plaintiff

I Served the within Petition and Summons by reading the same to James Woosley in Andrew County Missouri on the 23rd day of January 1846
Abel Evans not found in Andrew County

E W Smith Sheriff
of Andrew County
Mo

Louis C. Shay
vs Petition in Debt
Woosley & Evans

The clerk will issue
a summons upon
Plaint. to Gentlemen

Sheriffs fee $1.50

Filed 14th January 1846
Edwin Jaole Clk

Witness for Plff
Louis B. Shay
Louis Braun &
Henry McKee

State of Missouri } ss
County of Andrew }

The State of Missouri to the Sheriff of Andrew County — Greeting:

We command you to summon James Woosley and Abel Evans that they be and appear before the Judge of our Andrew Circuit Court at the Court House in the town of Savannah in said County of Andrew, on the first day of the next March Term of said Circuit Court it being on the third Monday in March next, then and there to answer unto Louis B. Shay Assignee of Henry McKee in an action by Petition in debt hereof fail not at your peril, and have you then there this writ.

Witness Edwin Jaole, Clerk of said Circuit Court with the seal thereof hereunto affixed at office this 14th day of January A.D. 1846

Edwin Jaole Clerk

The State of Missouri to James B. O'Toole, Lugan Brown and Henry McKee, of Buchanan County — Greeting:

You and each of you are hereby required to be and appear before the Judge of our Andrew Circuit Court at the Court House in the Town of Savannah in said County of Andrew on the 3rd day of the next March Term of said Court A.D. 1846, then and there to testify the truth of your knowledge touching a certain Controversy in said Court depending between Lewis E. Ray plaintiff and James Wasley and Abel Evans defendants on the part of the plaintiff, and this you shall in no wise omit at your peril.

Witness Edwin Toole Clerk of said Court with the Seal thereof affixed at office this 14th day of January A.D. 1846

Edwin Toole Clk

There will be personal service as to Wasley. Evans is in the Cherokee and will not return (I think) in time to be served personally.

E. Toole

I Executed the Within Subpoena by reading the Same to Henry M Pherson on the 6th day of February 1846 and by reading the Same to Lyan Bradley and Jane B. Cloole on the 10th day of February 1846

William W. Reynolds Sheriff of Buchanan County, Mo.

Sheriffs Fee $1.50

Myers Hall & Vandeventer Attys at Law St Joseph Mo

P.M. Jan 16 Mo.

P.O. Dec 23 1845 Wansley & Evans

James Wansley

P. O. Dec 23 1845 St Jos Mo

Saml Wansley Atty at Law

Mo Supt	8.25
" Exc	4.50
	1.50
	3.50
	2.15
	7.00
	2.60
	29.50

STATE OF MISSOURI, } ss.
COUNTY OF ANDREW, }

The State of Missouri,

TO Salaman Yates

You are hereby required to be and appear before the Andrew Circuit Court, at the Court House in the town of Savannah, in said county on the 3d day of the next March term of said court, to give evidence in a certain matter of controversy in said court depending, between Lewis E. Ray —— plaintiff, and James Wasley & A. Evans defendants on the part of the defendants

Hereof fail not at your peril.

Witness, EDWIN TOOLE, Clerk of said Court, with the seal thereof affixed, at office, this 14th day of March A. D. 1846

Edwin Toole Clk

I Served the within Subpoena by reading the Same to Solemon Yates in Andrew County on the 14th day of March 1846

E W Smith Sheriff of Andrew County Mo

Davis D. Ray
vs
Woosley & Evans

For Depo
3 Days

Sheriffs fee 50

Solomon Yates

Louis Ray } In the Anderson Court
vs } Court March Term 1846
Wooley & Evins }

And the said Defendant James Wooley by his attorney comes and defends the wrong and injury when &c and says that he does not owe the said sum of money above demanded or any part thereof in manner and form as the said plaintiff hath above thereof complained against him and of this the said defendant puts himself upon the country &c

Jno A Hudgens
Att for defendant

And the plaintiff doth the like
Hall & Gardenhire
for plff

Louis E Roy

vs

Wooley & Evans

Filed 17 March 1846

Edwin Tadd clk

In the Andrew Circuit Court
March Term 1846

Lewis E Hoy
vs
James Moody
} Petition in debt

And the said Lewis E Hoy, as to the said plea of the said James Moody, by him above pleaded, as to the delivery, and tender of the said negro woman slave, boy, girl and man as in the said plea mentioned, saith that he the said Lewis E Hoy ought not, by reason of any thing by the said James Moody in that plea alledged, to be barred from having and maintaining his aforesaid action against the said James Moody to recover damages by reason of the non payment of the said sum of money, in the said petition mentioned, because he the said Lewis E Hoy, before or after making the agreement in said petition mentioned saith, that the said James Moody, did not, tender or offer to pay to him the said Lewis E Hoy the said negro woman slave, boy, girl or man, or any or either of them, in manner and form as the said James Moody hath above in his said last mentioned plea in that behalf alledged, and this he the said Lewis E Hoy prays may be inquired of by the country.

Hall & Gardenhire
for the plaintiffs

Clerks fees
Writ $1 filing 5
7 papers
5 Subs
2 items in fact 1 in law
and leave to file special plea
non est
withdrawal summons & leave
Jany 30
4 witnesses
1 Pan suit
and leave to withdraw note
Casey 10, and 5 fga
2 affs
Sub to plaintiff
Total $1.25

Shipp & Andrew

Louis Colony
vs
James Woodby

Petition in Debt

Replication

Filed 20 March 1840
Edwin Jacobs Clerk

STATE OF MISSOURI, } ss.
COUNTY OF ANDREW, }

The State of Missouri,

TO Peter A. Bruffett

You are hereby required to be and appear before the Andrew Circuit Court, at the Court House, in the town of Savannah, in said county, ~~on the~~ fourteenth ~~day of the next term of said Court~~, to give evidence in a certain matter of controversy in said court depending, between L. D. Ray ——— plaintiff, and James Woolley defendant, on the part of the

Hereof fail not at your peril.

Witness, EDWIN TOOLE, Clerk of said Court, with the seal thereof affixed, at office, this 20th day of March A. D. 184 6

Edwin Toole Clk

I Served the within Subpana by reading the Same to Peter A Griffeth in Greene County on the 20th day of March 1846

E W Smith Sheriff

Pay
W Esqr
Wardley

Fee 62½

Peter A Griffeth

Subpa 50

In the Andrew Circuit Court
March Term 1846

Lewis E Gray
vs
Moseley ~~& Co~~.

And the said plaintiff by his attorney says that the said plea of the said defendants by them secondly above pleaded is not sufficient in law.

Hall & Gardenhire

Louis C. Ray

vs

Woodley & Evans

Demurrer.

Filed 18 March 1846

E. Dade Clk

Wooley
ats 3
~~Nelson~~
Roy

~~The defendant~~ George Doughty for the defendant makes oath and says that they cannot go safely into the trial of this cause at this term of the Court because he says that Caleb Bailey is a material Witness for ~~him~~ and that he said Witness is not present at this Court so that ~~they~~ can have the benefit of his testimony, that said Witness lives in Platte County within Sixty Miles of this Court, that Defendant caused a Subpoena to be issued by the Clerk of this Court and had the same placed in the post office directed to the Sheriff of Platte County with the postage paid, some Time in February last before the Commencement of this Court, that said Subpoena has not been returned, that there is no other person in attendance on this Court or in this County by whom the same facts can be proved as this affiant knows of a verily believes, that defendant Wooley who is the principal in said suit is absent in the South, that this application is not made for vexation or delay but in good faith for the Reasons aforesaid, that this affiant believes that said Witness may be procured by the next term of this Court George Doughty

Sworn ~~to~~ subscribed to in open Court this 21st. March 1846

Edwin Poole Clerk

Worley

& 3 Affidavits -
for Continuance -

Ray

~~Ft. Lau~~

Filed 21st March 1846
Edwin Leake Clk

STATE OF MISSOURI, } ss.
COUNTY OF ANDREW,

The State of Missouri,

TO L. A. Pash

You are hereby required to be and appear before the Andrew Circuit Court, at the Court House, in the town of Savannah, in said county, on the ~~~~ fourth ~~day of the next term of said Court~~, to give evidence in a certain matter of controversy in said court depending, between L. A. Roy ——— plaintiff, and James Wasley defendant, on the part of the defendant

Hereof fail not at your peril.

Witness, EDWIN TOOLE, Clerk of said Court, with the seal thereof affixed, at office, this 21st day of March A. D. 184 6

Edwin Toole Clk

I Served The within S/pa by reading the
Same To L D Nash on the 21st day of
March 1876 in Andrew County Mo
E W Smith Sheriff By
Elias Hughes D/S

Fee $1.00

Ray
in Circuit
Clerk

L. D. Nash
Sheriff Fees $1.00

COUNTY OF Andrew — SCT.

THE STATE OF MISSOURI,

To the Sheriff of the County of Buchanan Greeting:

WHEREAS,

James Worsley and Abel Evans

on the 21st day of March Eighteen hundred and forty-six, at our Andrew Circuit Court, recovered against Louis D. Roy [illegible] dollars and cents for debt, and also dollars and cents for damages assessed, by reason of the [illegible] thereof, together with their costs and charges in that behalf expended, which to the said plaintiff were adjudged as appears to us of record.

These command you, that, of the goods, chattels, and real estate of said defendant you cause to be made the aforesaid debt, damages, and costs; and that you have the same before the Judge of our said Court, on the Third Monday of September next, to render the same to the plaintiff. And that you certify to our said Judge how you execute this writ; and have you then there this writ.

WITNESS, EDWIN TOOLE Clerk of our said Court, at Savannah, the 21st day of July in the year of our Lord one thousand eight hundred and forty-six

Edwin Toole, Clerk, C. C.

The within Execution come to hand August 14th 1846

William W. Reynolds Sheriff
of Buchanan County, Mo,

Return the within Execution not collected there being no prop
erty found of the within named defendant whereon to
levy to make the same this September the 17th 1846

William W. Reynolds Sheriff of
Buchanan County, Mo,

James Woodley &
Alex Edmiston
vs
Levi Fox
Louis B. Ray

Sheriffs Fee 50 cts

Clerks fees $8.25
Sheff (Andrews) .. 4.55
Sheff (Buchanan) .. 1.50
William Burrows 3.50
Solomon Yates 2.15
Cyrus Brown 7.00
P.A. Griffith 2.60
His Writ .. 1.00

Attest,
Edwin Hyde, Clerk

Alias fifa to Buchanan & Platte Co.
E. Hyde C

Jesse Wesley & ~~Isaac~~

vs.

Louis C Ray

And for another plea in this behalf the defendants Louis Wesley say that the said defendants, at the time when the said money became due and owing as alleged in said petition, were and from thence hitherto have been and still are ready to pay the said Plaintiff as a negro boy, girl, man or woman - And that after the time at which said money became due and payable by a subsequent agreement between said plaintiff and defendants the said defendants in the place of the payment and delivery of property in said note contained, was to deliver said negro boy, girl, man or woman on a day agreed on until the 1st Sunt day of November 1845 at the house of Caleb Baily in Platte County, and defendants aver that on the said 1st day of November 1845 they did deliver a negro woman slave at the house of Caleb Baily in Platte County and had her there valued and set apart and then and there offered to pay said note with said negro woman who was valued to the amount of said note and was worth that amount And that said plaintiff was not then and there present at said Caleb Bailey either by himself or agent to receive said negro, and did not receive her, And so they the said defendants at the said time and place so agreed on by subsequent contract was ready and willing and offered to pay a negro woman worth the said sum of money in said note mentioned And then and there tendered her to plaintiff

to receive which the said Plaintiff then
and there wholly Refused, but at the
County of Aberdeen aforesaid - And
the said defendant now brings here
into Court a Negro boy, girl, man and
woman each worth the said Sum of
Money, Ready to be paid to said Plaintiff
if he will accept the same, and thus he is
Ready to verify

Burgess for Defts.

Louis E. Roy

vs Ejectment

James Worsley

Filed 18th March 1846

Edwin Dodd Clk

COUNTY OF Andrew SCT.

THE STATE OF MISSOURI,

To the Sheriff of the County of ~~Andrew~~ Buchanan, Greeting:

WHEREAS, James Woosley and Abel Evans

on the 21st day of March Eighteen hundred and forty six at our Andrew Circuit Court, recovered against Louis E. Roy

~~dollars and cents for debt, and also dollars and cents for damages sustained by reason of the detention thereof, together with~~ their costs and charges in that behalf expended, which to the said plaintiff were adjudged as appears to us of record.

as you have before him commanded

These command you, that, of the goods, chattels, and real estate of said defendant you cause to be made the aforesaid ~~debt, damages, and~~ costs; and that you have the same before the Judge of our said Court, on the Third Monday of March next, to render the same to the plaintiff. And that you certify to our said Judge how you execute this writ; and have you then there this writ.

WITNESS, EDWIN TOOLE Clerk of our said Court, at Savannah, the 2nd day of February in the year of our Lord one thousand eight hundred and forty seven

Edwin Toole Clerk, C. C.

Filed 22 April 1847
E. Toole Clk

March the 2d 1847 levied S. Ex[illegible]ection 6. in T 57 R 35

advertised same day Sale 5th day of court

I Executed the within Execution by levying on the South East quarter of section 6, in Township 57, of Range 35, on the 2d day of March 1847 and advertisin the Same on the Same day by puting up hand bills Signed by myself in Six different places in Buchanan County to Sell to the highest bidder at public out cry at the Court house door in Saint Joseph on the 24th day of March 1847 between the hours of nine in the forenoon and five in the afternoon and proceed on the day set for Sale to offer the South East quarter of the tract of land advertised according Said advertisments and James A. Anthony being the highest and last bidder the Same was Struck off and Sold to him for the Sum of one hundred & forty five dollars & fifty cents this March the 24th day 1847

the Said purchaser by his attorney moved the ~~William L. Reynolds Sheriff of Buchanan County~~ Court to Set the Said Sale aside and the Court ordered the matter to Stand until the next term of this court without further proceedings

William L. Reynolds. Sheriff of Buchanan County

James Wadley & Adlt Evans
no 3 Fee
Louis E. Pay.

Sheriffs Fee $1.00

Clerks fees ---- $9.25
Sheriff (duties) ... 14.55
Sheriff Buchanan 2.00
William Burrows -- 3.50
Solomon Yates -- 2.15
Elijah Deane -- 7.00
R. A. Riddle -- 2.00
Fees Dec'r -- 1.00
$32.05

A Test
Edwin Wade, Clk

Office of the Board of County Commissioners
Buchanan County, Mo.
I hereby certify that the within is a true and correct copy of the original on file in this office.
Witness my hand and official seal this 5th day of March A.D. 1917.
[illegible]

The within Execution came to hand March 24th 1847
Wm. L. Reynolds Sheriff

COUNTY OF Andrew SCT.

THE STATE OF MISSOURI,

To the Sheriff of the County of ~~Andrew~~ Buchanan, Greeting:

WHEREAS, James McCrosley and Abel Evans

on the 21st day of March Eighteen hundred and forty Six at our Andrew Circuit Court, recovered against Louis E. Roy [redacted] their costs and charges in that behalf expended, which to the said plaintiff were adjudged as appears to us of record.

These command you, that, as you have heretofore been commanded of the goods, chattels, and real estate of said defendant you cause to be made the aforesaid debt, damages, and costs; and that you have the same before the Judge of our said Court, on the 1st Thursday after the third Monday of October next, to render the same to the plaintiff. And that you certify to our said Judge how you execute this writ; and have you then there this writ.

WITNESS, EDWIN TOOLE Clerk of our said Court, at Savannah, the 13th day of August in the year of our Lord one thousand eight hundred and forty Seven

Edwin Toole Clerk, C. C.

By. P. S. Roberts Dept. Clk. C. C.

The within Execution come to hand August the 16th day 1847

William D. Reynolds Sheriff
of Buchanan County

August 30th 1847.

Levied on lots no. 1. 2. 5. 6. & 7. in Block 2 and lots no. 1. 2. 11. & 12. in Block no 3 in Wells addition to Saint Joseph advertised 31st August

Sale to 1st day of court

6.00
11.25
2.15
19.40

James Bolley & 19.40
Wm Evans 12.35
7.05
3.85
3.20
385-
320
65-

Louis D. Box

Now this 7th day of September 1847 the within Execution Sale from William D. Reynolds Sheriff of Buchanan County

Sheriff Buchanan Co Mo

Sheriff Buchanan Co Mo

Louis D. Box

Now this 7th day of September 1847 the within Execution Sale from William D. Reynolds Sheriff of Buchanan County

Louis E. Ray
vs
Woodley + Evans

CASE No. 347

Note

FILE No. 102

BOX No. 4

Filed Jan - 10 - 1846