- Platte County Circuit Court
Justice of the Peace
No term given. June 1863 No. 967

Box 62 File 34

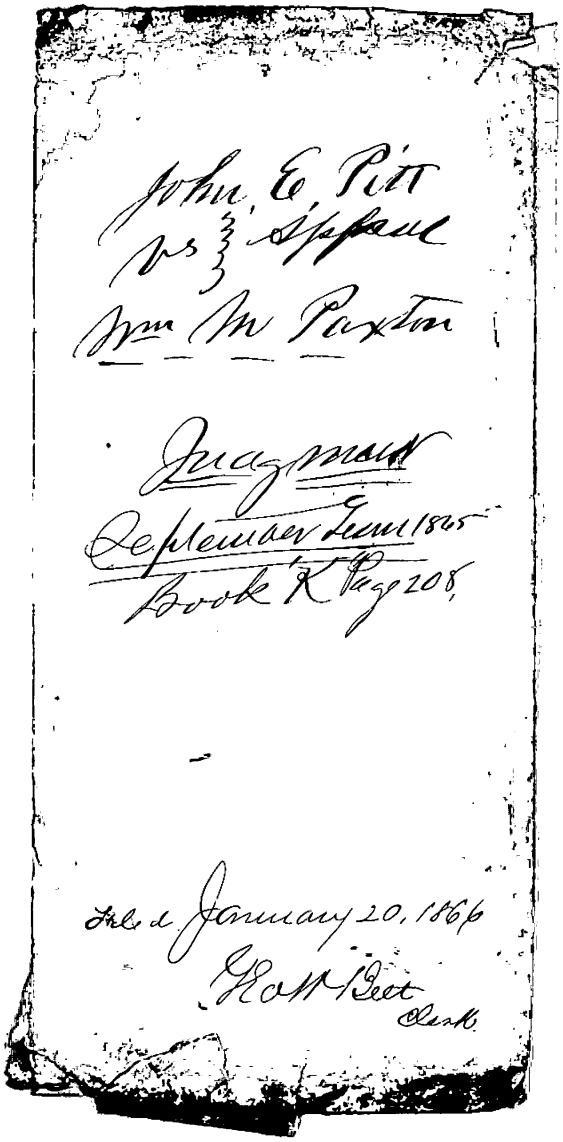
Pitt, John E.

vs

Paxton, William M.

Appeal

-Debt, account $80.00 for labor of slave named Isaac at mill (this amount reduced from $125 for money def paid to John Wilkenson to bring Isaac back from KS when he ran away)
- Depos in file regard if Mrs Pitt had authority to make deals for her husband while he was away
- She agreed to let Paxton to have Isaac for 1 year if he paid Wilkenson for bringing him back from KS; later decided she needed Isaac


John. E. Pitt
vs
Wm M Paxton

Judgment
September Term 1865
Book K Page 208

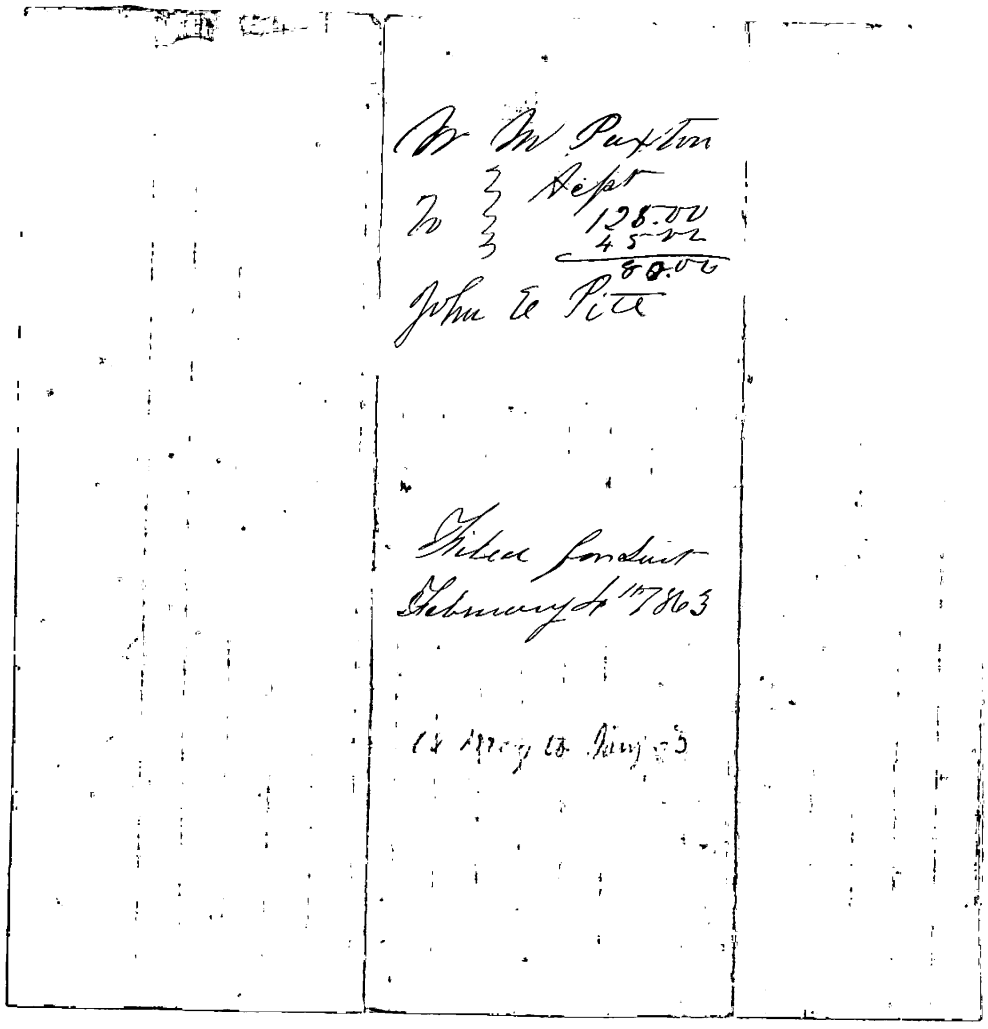
Feb 2 January 20, 1866
H. M. Peet
Clerk

William M. Paxton
To Gotten, E. Pitt Dr

To 5 Months work and labor in
and about Publicity Mills, done for
you. by My negroe Man Dave
Commencing 20th April 1862 &
ending 20th Sept. 1862. at
25 dollars per Month — 125.00

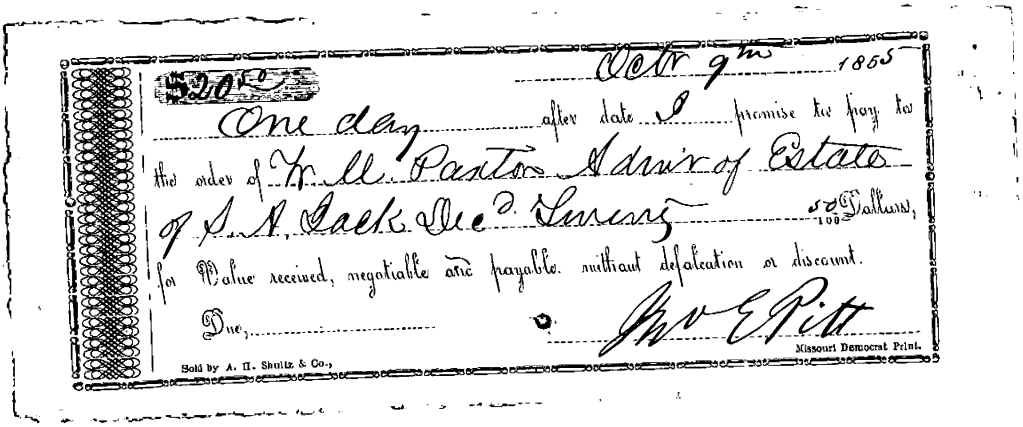
April 1862. Cr By Amt paid
Gotten S. Wilkinson for
bringing negroe Man from
Kentucky — 40.00
For use of said 40.00 dollars 5.00 45.00

$ 80.00



Wm Paxton
To 3 Negroes
3 125.00
45.00
80.00
John le Pitt

Gibbes Sandwich
February 1st 1763



Oct 9th 1855

$20.00

One day after date I promise to pay to the order of W. M. Paston Admr of Estate of S. A. Gaeke Dec'd Seventy 70/100 Dollars, for Value received, negotiable and payable without defalcation or discount.

Due,

Jno E Pitt

Sold by A. H. Shultz & Co.,

Missouri Democrat Print.

Ler within Sy Abbott
as per Bill Rendered
August 20 1962

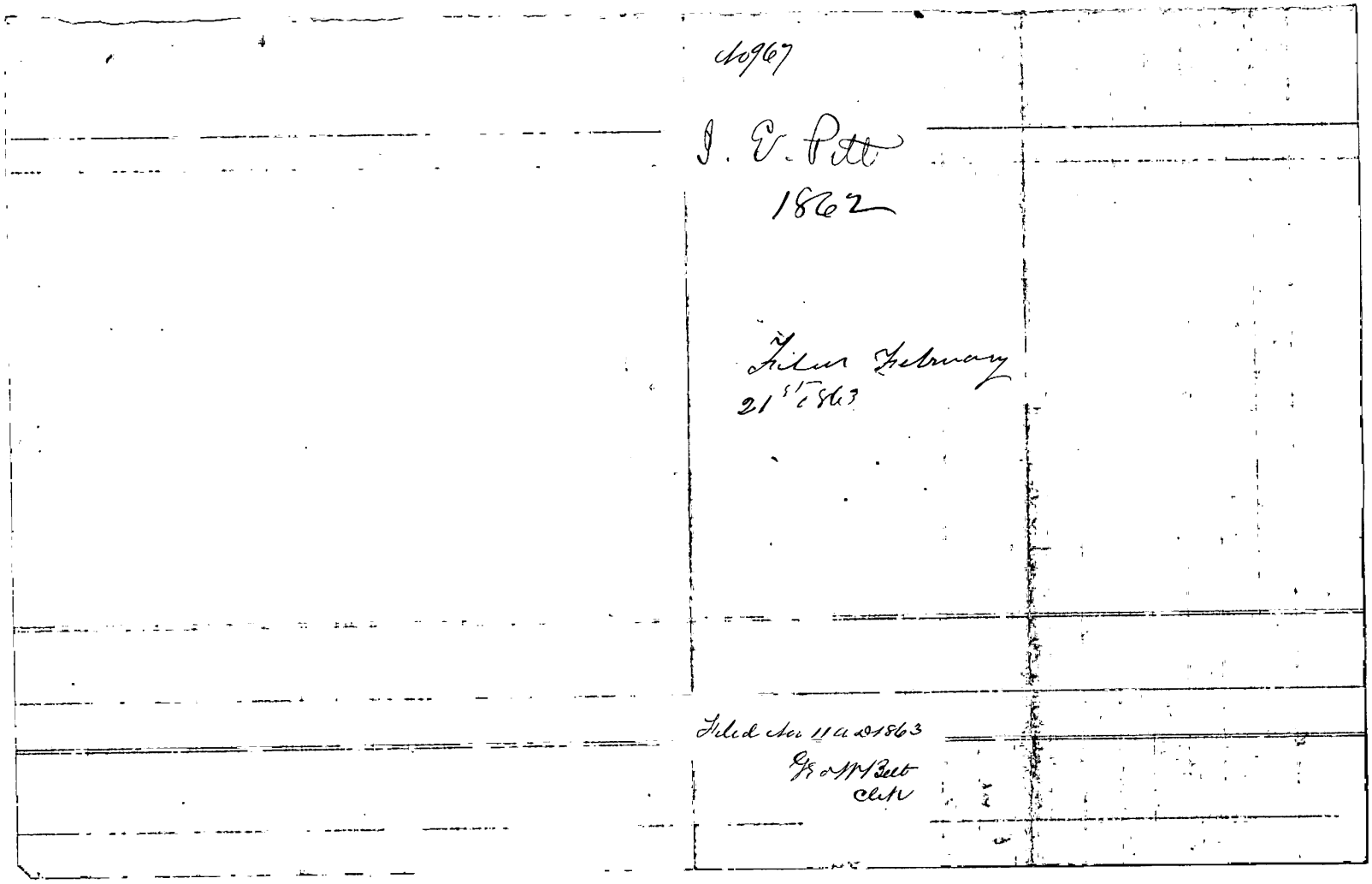
Dictated Feb 20, 59
Typed mrs Bourke $8.20
Rev 28 70
4.62
24.08

1 Mrs mrs Bourke 20 S
1 " " 9/61 20 S
1 " " 9/62 20 S
Return Bonds & Fee 9/63 6.8
Balance due $ 30.9.1

Adrian Hedrick
Esq

John E. Pitt in acct with William McPaxton

1862				Dr.
Jan'y	27	½ Bu. Meal[20] 30 lbs S.W. flour[75]		95
Mch	6	1 " Meal		40
Apl	10	50 lbs flour		150
May	3	1½ Bus. Meal		60
	19	50 lbs flour[150] 1 Bu Meal[40]		190
	31	25 lbs flour		75
June	2	1 Bu Meal		40
June	19	50 lbs flour		150
		Bal. 19 lbs flour as per Statement filed		57
		Steam Mill acct		
Mch	18	1 Bu Meal	40	
	22	55 lbs flour	165	
	29	1 Bus. Meal	45	
Apl	5	1 " do.	40	
	19	85 lbs flour	255	
		1½ Bus Meal	60	
		30 lbs flour	90	695
July	1	as rendered		1552
	31	50 lbs flour[125] 2 Bus Bran[15]		140
Augt	26	50 lbs flour		125
	27	50 flour		125
Sept	20	50 do		125
Oct	10	50 do.		125
	30	50 do.		125
	31	½ Bus Meal		20
Nov	19	50 lbs flour		150
Dec	11	50 do		150
				2637
July	12	at Steam Mill 65 lbs flour		195
				2832
		Cr Error Augt 27		125
				2707


No 967
I. C. Pitt
1862
Filed February
21st 1863
Filed Nov 11th 1863
Geo W Bell
Clerk

John E. Pitt in ofe with
William M. Paxton

1861				Dr
Jany 7	1964 lbs flour			256
Feb	955 do			220
Mch	28 1 Bus Meal	3 strong bt for Seed		50
Apl	578 lbs flour			312
May	3 50 lbs flour			200
June	2230 do			120
	25 1 Bus Meal			50
July	9 1 Bus Meal			50
	18 1 . do			50
				1308

Steam Mill ofe

Feb	18 Saw[g] 262 ft Sqr edg'd Walnut	@	262	
Mch	2 88 lbs flour	@	352	
Apl	2 2 1 Bus Meal	@	80	
Sep	3 ½ . Meal	@	20	
			714	

Contra

June 12	291 ft Wal. fencing		291	
	6 Acounting 2.4.10 = 40 ft		40	
Octo	23 90 ft 1 in Walnut		157	
	1 Log		200	688 216
				1334

Flour account Cr

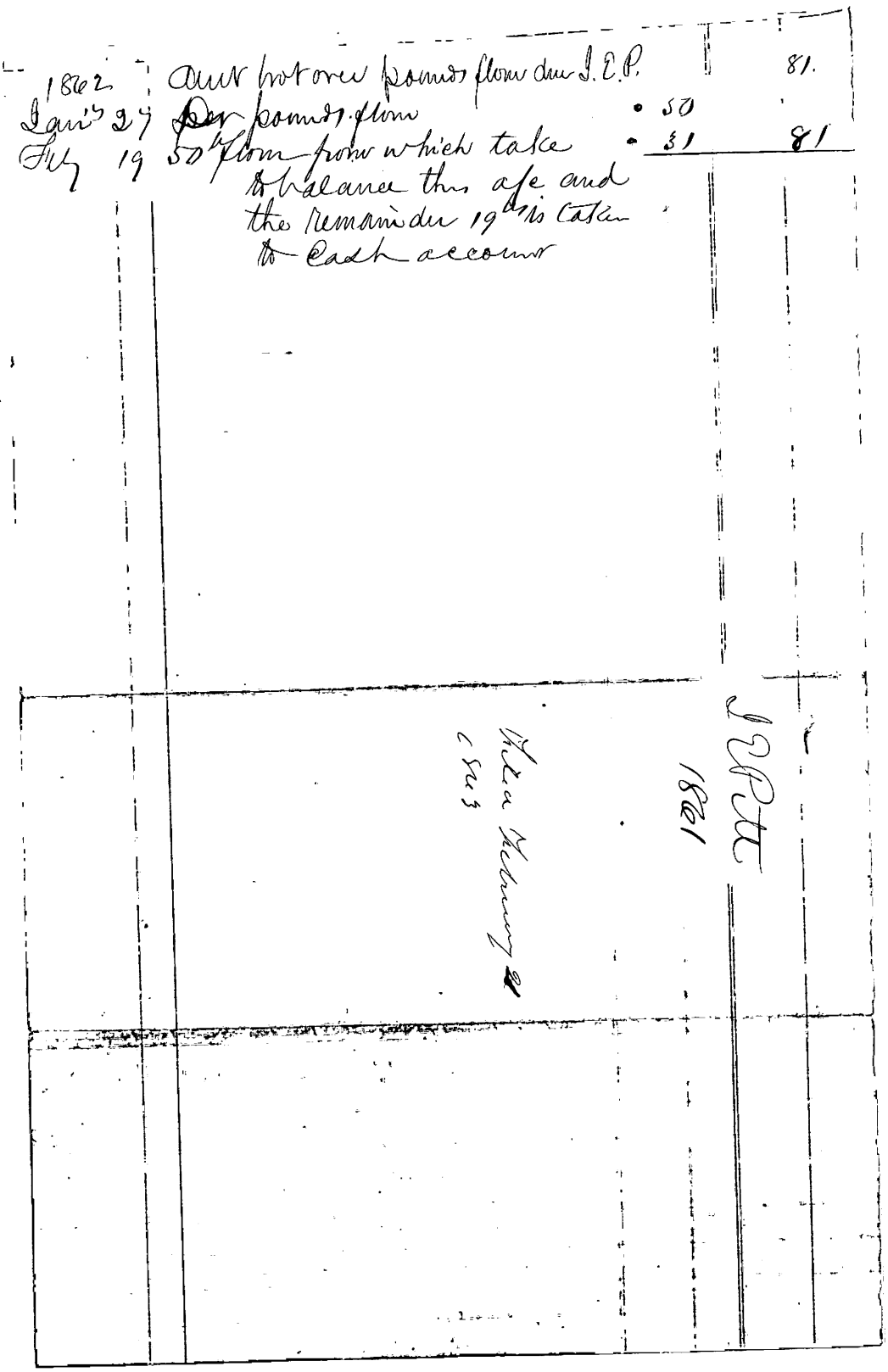
Augt 26	2456 lbs Spring wheat = 40. 50/60 Bus.		
	To pay above ofe	24 40/60	1334
	Bal Spring wheat 16.41 Bu =	401 lbs flour	

Dr

July 19	pounds flour Sf		50 flour	
31	1 Bus Meal =		20 flour	
Augt 16	pounds flour		50	
26	do		100	
Nov 16	do		100	320
	Jan[y] 1st/62 a pr undered over	due J.E.P.		81

1862	Amt for over pounds flour due J.E.P.		81.
Jan'y 24	Do pounds flour	50	
July 19	50 flour from which take	31	81

Balance this a/c and the remainder 19 lbs is Cash to Cash account



John C. Pitt, Plaintiff
agst } Depositions for Defd.
Wm. M. Paxton, Defendant.

Depositions sealed up, addressed,
and transmitted by me.
John M. Price
Notary Public

Judge

Clerk of the Circuit Court of Platte Co.

Platte city,
Missouri.

John E. Pitt Plaintiff

against

William M Paxton Defendant

Before Isaiah M Mulkey a Justice of the Peace for Platte County Mo.

To John E. Pitt the above named Plaintiff: You are hereby notified that depositions of witnesses to be read in evidence in the above cause on the part of the defendant will be taken at the office of the County Clerk in the city of Fayette, Howard County, Missouri, on Friday the 24th day of July 1863 between the hours of eight o'clock of the forenoon, and six o'clock in the afternoon: and that the taking of said depositions, if not completed on that day will be continued from day to day at the same place and between the same hours until completed.

William M Paxton

Defendant

Platte City Mo June 29th 1863.

Platte City Mo June 30th 1863

I Jeremiah Beeny Constable of Carroll Township Platte County Mo. do hereby certify that I delivered to the with in name Plaintiff John. C. Pitts a true copy of the with in writ this the 30th day of June - 1863 in said township.

Jeremiah Beeny C,C,T,S

John C. Pitts
By Notice
W. M. Baker

Constables fees - 2.5

Depositions of Witnesses produced Sworn and examined on the 24th day of July 1863 between the hours of eight o'clock of the fore noon and six o'clock in the afternoon of that day at the office of the County Clerk in the City of Fayette, Howard County, Missouri before me Thomas J. Payne a Notary Public, within and for the County of Howard ~~State of Missouri~~ in a certain cause now depending before James M. Multon a Justice of the Peace for Platte County, Missouri between John E. Pitt plaintiff and William M. Paxton defendant on the part of defendant;

W. Sublette Almond, of Lawful age being produced Sworn and examined on the part of the defendant deposeth and Saith

Question by defendant. Were you present in Platte City, Missouri in May 1862 and did you hear a contract made between defendant and Mrs John E. Pitt in behalf of her husband in relation to a certain Slave named Isaac? If so state all that transpired.

Answer—

W. S. Almond of lawful age being produced sworn and examined on the part of the defendant deposeth and saith Sometime in May 1862 as well as I recollect as I was going from my mothers to town I overtook Mrs Pitt

Mr Paxton and Mr Wilkerson met the residence of Mr Brady, they were going to Mr Gaylordy to see a Negro man Isaac belonging to John C. Pitt who had been brought back from Kansas. I cannot remember the exact words of the parties, Mr Pitt seemed very anxious for Mr Paxton to pay Mr Wilkerson some money for bringing Isaac home, he remarked that he could not come on the place and if Mr Paxton would pay the money he could have him for one year. Mr Paxton did not seem to want to take him at all I thought at the time, that Mr Paxton was running a risk by paying it, for I did not consider the negro worth the fifty Dollars, which I understood from them was to be paid. Mr Pitt was troubled a great deal about the negroe, fearing he had returned from Kansas for the purpose of stealing from her. and she seemed very anxious for Mr Paxton to take him.

Wm S Almond

Sworn and subscribed to before me, and in my presence on the day, at the place, and within the hours in that behalf aforesaid.

Thos J Rayne
Notary Public

I Thomas J. Payne a Notary Public within and for the County of Howard in the State of Missouri, do hereby Certify that William S. Almond the deponent residing at Fayette in the County of Howard, in the State of Missouri was by me sworn to testify the whole truth of his knowledge, touching the matter in Controversy aforesaid, that he was examined and his examination reduced to writing, and by him subscribed in my presence, in the day, between the hours and at the place in that behalf aforesaid

In testimony whereof I hereunto set my hand, and affix my official Seal, at office in Fayette the day & year aforesaid mentioned

Thos. J. Payne
Notary Public

John L. Pitt Plaintiff

U.S. 2 Def. for
3 Defts.

Wm. M. Parton Defts.

fees

Notary fees	$ 0.50
Postage	6
Stamp	5
	$ 0.61

We the undersigned John E. Pitt and William C. Bennett acknowledge ourselves indebted to William W. Paxton in the sum of Ninety dollars to be void upon this condition Whereas the said John E. Pitt has appealed from the judgment of James W. Scully a justice of the Peace in an action between John E. Pitt Plaintiff and William W. Paxton defendant now if on such appeal the judgement of the justice be affirmed or if on the trial anew in the appellate Court judgment be given against the Appellant and he satisfy such judgment or if his appeal shall be dismissed, and he shall pay the judgment of the justice, together with the costs of the appeal the Recognizance shall be void

John E. Pitt
W. C. Bennett

Acknowledged on this
6th day of August 1863.

No 967

John A. Pitt

vs

Bond

Wm M Paxton

A Johnson

Filed August 22nd 1863

Filed Jan 11 A D 1864

Geo W Bell

Clerk

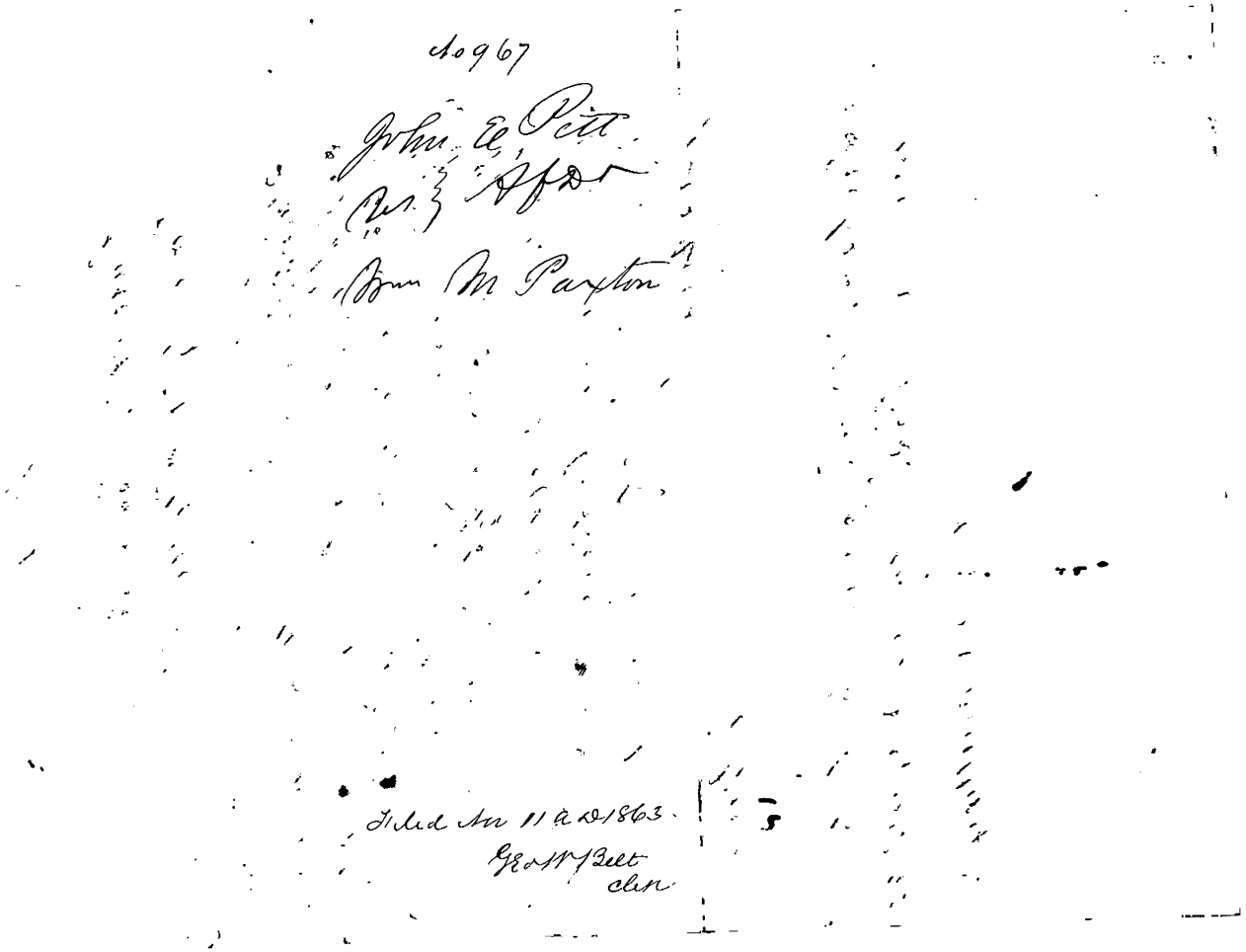
State of Missouri }
County of Platte } ss

In the matter of John E. Pitt
Plaintiff against William M Paxton
Defendant. John E. Pitt plaintiff on
application for an appeal in
said cause on oath comes and
says that said application is not
made for vexation or delay but
because he believes the Appellant
is injured by the judgment of the
justice

John E. Pitt

Subscribed and sworn to before
me on this 22d day of August 1843

James M Mullen Esq JP

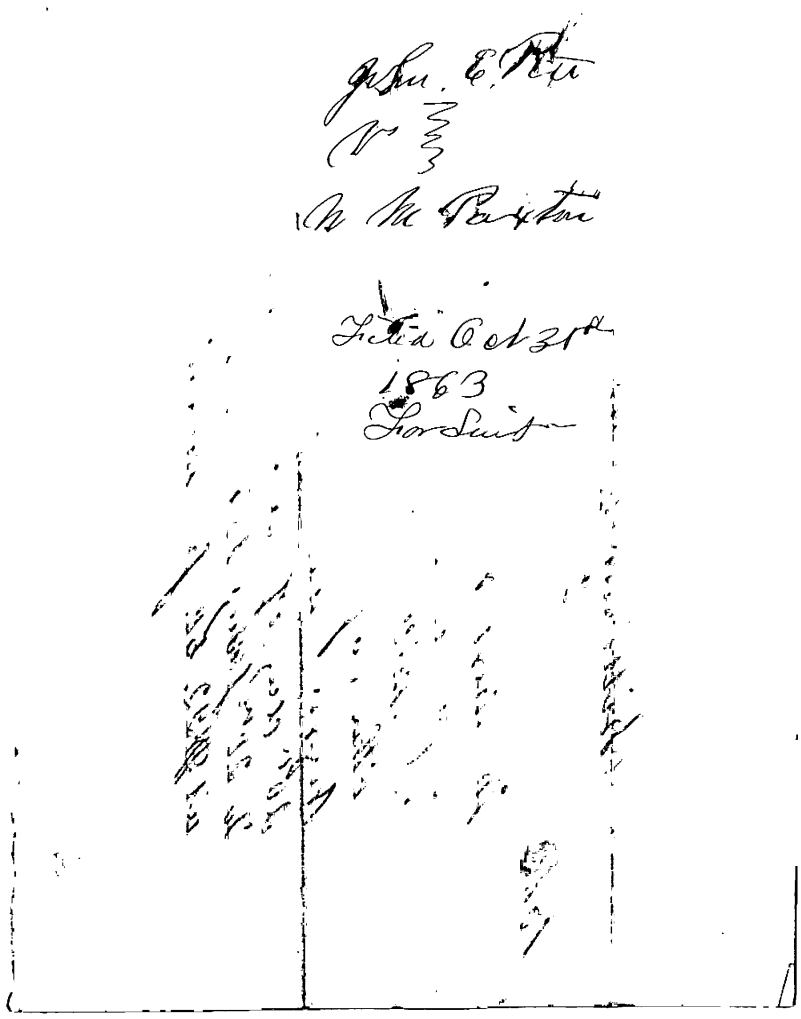

No 967
John E. Pitt
Plt's Attor
Wm M Paxton
Filed Nov 11 A.D. 1863
Geo W Gillett
Clerk

Williams, W. Paxton

To John E. Pitt Dr

1863

To work & labor done for
you in and about "Platte
Lift Mills" as Miller & in
other capacities by Negro
Man Jim Otter
20th day of September 1862.
to 20th day 1863. 2 Months
at $22.50 per Month $90 00



The State of Missouri,

To the Constable of Carroll *Township, in Platte County, Greeting:*

We command you to summon W. Bn. Paxton

to appear before the undersigned, one of the Justices of the Peace of Carroll

Township, in Platte County, on the 16th day of November A. D. 1863

at ten o'clock in the forenoon, at my office in Platte City in the same Township, to

answer the complaint of John G. White

Given under my hand, this 31st day of October A. D. 1863

Henry M. Jackson J. P.

John E. Smith
U.S. Commissioner
Wm. Parker

Court cost $2.

I, E. Everett the within by Reading
the Same to Mary Parker and
Samuel Townsend Wife Counties Male
this the 31st day of October 1863
Leonard Mary, E.P.J.

The State of Missouri,

TO J. L. Wilkerson Mrs Elizabeth Pitt
L. F. Hollingsworth H. Clay Park A. B. Hartman
Jeff Campbell mrs. Armond

You are hereby commanded to be and appear personally before me H. M. Cochran one of the Justices of the Peace within and for Carroll Township, in the County of Platte, on the 16 day of November, A. D. 1863, at the hour of ten o'clock in the forenoon of that day, at My Office in the township and county aforesaid, to testify in the trial of a certain cause, wherein John E. Pitt Plaintiff, and W. M. Paxton Defendant, on behalf of the Defendant

and hereof fail not at your peril. Given under my hand, this 6 day of November A. D. 1863.

H. M. Cochran J. P.

I Executed the within by delivering the same to Mrs Pitts Hollingworth Hartman Campbell & Mrs Almond in Platte County Mo. Nov 16th 1864

W. B. Berry C C J

John E. Pitt
vs
Wm Paxton

witnesses
× Jas. Wilkerson
Mrs Elizabeth Pitt
L. J. Hollingsworth
H. Clayton
A. B. Hartman +
Jeff Campbell
Mrs. Almond ×
Court Costs $1.25

John E Pitt Pltf

vs

Wm M Stanton Defdt

Plaintiff cited for Suit Febry 1st 1863 on account against Defendant for $125.00 the Same being for the Hire &c a Negro Man named Isaac from the 20th of April 1862 the 26th of Sept 1862 at $25.00 per Month with a credit of $50.00 Paid by Mistress for keeping Negro man from Kansas and $5.00 for the use of Same leaving a balance of $80.00 & Demanded a Summons to issue which is done and Placed in the hands of J. Berry Constable Returnable on the 21st day of February 1863 Febry 21st 1863 the Summons issued in the above Cause is Returned duly Served according to Law & Cause Continued until August 13th 1863

Aug. 13th 1863 the above Cause coming up for trial and Parties appeared Ready for the Same whereupon Defdt files in Offset an Act Against Pltff for $27.17 and a note for twenty Dollars fifty Cents with a credit of 4 Dollars whereupon a Venire is issued & Returned with the following named persons summoned as Jurors who were Sworne to try the Cause J. J. Smith Richard Samuel Sr Brightwell Henry J Gladman Aquin Sparmon & John Garrison who after hearing the Evidence in the Cause Returned

The following Verdict for the Jury finds for the Defts the Sum of Forty Seven & 20/100 Dollars Henry J Freeland Foreman Whereupon Judgment is Rendered against the Plaintiff and in favor of Defts for Forty Seven and 20/100 Dollars for their Debt & Damages as well as Fifteen and 30/100 Dollars for his Costs

Debt in favor of Defts	47.20
D. Fees —	5.40
Const Fees	8.25
Jurors Fees	1.60
Deposition	.61
	$62.96

State of Mississippi
County of Platte

I James McMurtry a Justice of the Peace in and for Platte County do certify that the above is a true & correct Statement of the case on my Docket of Pitt vs Carstarphen for the hire of a negro man named Isaac

Given under my hand this 11th day of March 1858 James McMurtry J.P.

John E Pitt - Plff

vs

Wm R. Paxton Defft

Plaintiff filed for suit February 4th 1863 an account against Defft for $80.00 the same being for the hire of a Negro man named Isaac from the 20th of April 1862 until the the 20th Sept 1862 & Summons a Summons to issue which is issued and placed in the hands of J. Berry Constable Richmond on the 21st day of February 1863

February 21st 1863 the Summons issued in the above cause is Returned duly Served According to Law whereupon Defendant filed in offset an account for $27.07 and one note for twenty & 50/100 Dollars $20.00 with a credit on the same of $4.62 — whereupon the Justice being Satisfied that he has and can shortly & hold Said Court it is ordered that no further proceedings be had until the 1st day of August 1863 and this cause is set for hearing on that day

J M Muckley J.P.

August 1st 1863 Cause called and adjourned until August 13th 1863

August 13, 1863 the Parties appeared Ready for Trial Whereupon a Venire

is Issued to the Constable to Summon
Six Men as Jurors & Try the cause
and Returned with the following named
Persons who were Sworn to try the cause
to Wit- N.J. Miller Richard Darnell Coats Bij
Atwell Henry J. Freeland A. Garner & John
Ferrier who after hearing the Evidence
Returned in to Court the following Ver
dict- to Wit- We the Jury find for
the Defendant Forty Seven & 20/100 Dollars Henry J.
Freeland Foreman ~~[illegible]~~ and
that is Considered against Plaintiff and
in favor of Defendant for Forty Seven
& 20/100 Dollars for his Debt and Damage
as well as Fifteen and 35/100 Dollars for
his Cost- Thereupon Plaintiff Entered
his Affidavit and Appeal Bond Thirty
Dollars & Mitchell and C.L. Pennington as
Security and Prayed an appeal to the
Circuit Court from our said Judgment
which is being Deemed Sufficient it
is ordered that an appeal as prayed
for be allowed. Plaintiff

Judgment- 47.20 – 47.20 Jas M Mulkey J.P.

J.P. fees	.25	6.35	
9 Subs	2.25	8.25	Court fees
Writing Notice	.25	8.20	Summons .25
2 Venires	.50		Notice .25
26 Oaths	1.30		2 Subs 1.50
Judgment	.35		25 Miles .6.25
Swearing 2 Jurors	.50		8.25
Jurors Fees	2.40		
Taking Bond	.25		
	6.35		

Fees of Sepoenas in Above cause

	,61
James Hammond & J Mullen	25
A Garner	25
R. Journall	25
John Ferrin	25
Jr Brightwell	25
W J Fosselman	25
	3,11
Post Fees	62,00
	$6.41

State of Missouri }
County of Platte } ss

John E Pitt Plff

vs

William M Purston Defdt

I James M Mulkey a Justice of the Peace within and for the Township of Barnard in the County of Platte aforesaid hereby certify that the above and foregoing is a full true and complete transcript of all the Entries made in my docket relating to said cause of John E Pitt Plaintiff against William M Purston Defendant and that said transcript is accompanied by all the process and other papers filed with the Justice relating to said suit

Given under my hand this 18th day of Septr 1863

Jas M Mulkey J.P.

No 967

John D. Rice

vs

Wm M Dayton

Appeal

Judgment - $47.20
J.P. fees 6.55
Const fees 8.25
Costs 62.00
Jurors fees 2.11
64.11

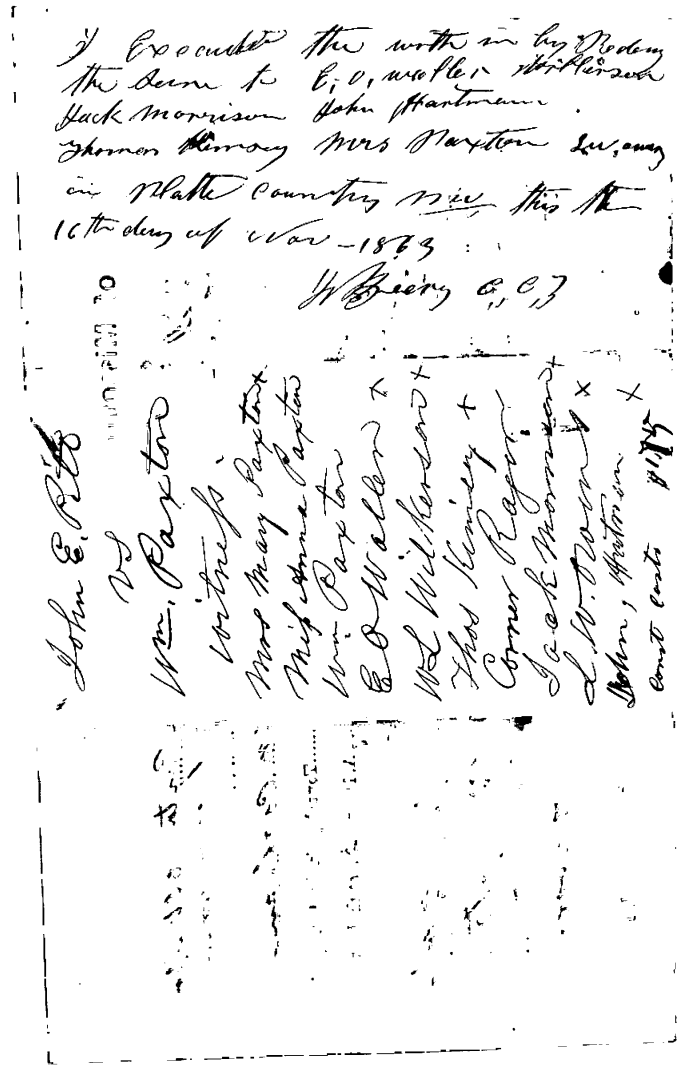
Filed dec 11 A.D. 1863
Grant Fitch
clerk

The State of Missouri,

TO Mrs Mary Paxton, Anna A Paxton, Wm Paxton, E O Walker, W L Wilson, Thos Kinney, Corey Ryan, Lackamorrison, L W Owens, John Hartman

You are hereby commanded to be and appear personally before me H M Cochran one of the Justices of the Peace within and for Carroll Township, in the County of Platte, on the 16th day of November, A. D. 1863., at the hour of ten o'clock in the forenoon of that day, at My Office in the township and county aforesaid, to testify in the trial of a certain cause, wherein John E Pitt ..... Plaintiff, and Wm Paxton ..... Defendant, on behalf of the Plaintiff and hereof fail not at your peril. Given under my hand, this 14th day of November A. D. 1863.

H M Cochran J. P.


I Executed the within in by Redemption the Deeds to C. O. within described Jack Morrison John Hartmann Thomas Kenney Mrs Paxton Surveyed in Platte County Mo. this the 16th day of Nov. 1843

H Bierig C. C.

John E. Ries

Wm. Paxton

Nathaniel Paxton

Mrs Mary Paxton

Miss Emma Paxton

Wm Paxton

E. O. Walker

Wm Williamson

Thos Kinney

Conner Rogers

Jacob Morrison

L. W. Powell

Stokes, Platte Co.

In Executed the within writ by Reading the Return to E. O. Walker, Wilkerson, Jack Morrison, Thomas Kenney, Boss Payton & Wm Parker Parkes this the day of Dec 1873

Sheriff

John E. Pitts

vs

Wm. Paxton

witness.

Mrs Mary Paxton x

Miss Anna Paxton

Wm Paxton

E O Walker x

W L Wilkerson x

Thos Kenney x

Corner Raper

Jack Morrison x

L. W. Towns x

Johns, Martin

Const costs $1.75 x

State of Wisconsin
County of Platte } ss

William McPaxton on oath states that the attached account and the assignment thereof to affiant by John S. Wilkinson is a copy and duplicate or as nearly such as he can make of an account of said Wilkinson on John E. Pitt assigned to him, the affiant, on or about the 20th day of May A.D. 1862 and which he has lost or unintentionally destroyed. Affiant states that such loss or destruction was unintentional and that he now knows not what has become of said account.

William McPaxton

Sworn and subscribed to
before me this 26th day November 1863

H.M. Ackram J.P.

John E Pitt

1862 To John S Wilkinson Dr.

May 10th For arresting out of this State a runaway Slave named Isaac belonging to said Pitt and returning him to Platte County Mo. as per Statute $100.00

Recd. John S. Wilkinson

For value recieved I assign the above account to William McPaxton this 20th day of May A.D. 1862.

John S. Wilkinson

John E. Pitt
vs.
W. M. Paxton

Before Esqr Cochran

John E. Pitt

To William M. Paxton Dr.

For breach of contract of hire of Negro Man Isaac for one year commencing January 1st 1862 in this that he took said Negro from said Paxton's possession and service the 20th day of January 1863 & hired defendant out by the month for Twenty dollars per month. $240.00

Account of I. D. Wilkerson assigned to defendant and herewith filed $100.00

Credited for amo allowed in former suit 5000 5000

Due Paxton as per $90.00

I E Pitt
W
W
W McPaxton

Offer

James M Moores Testimony
in the case of John E. Pitt Vs Wm Paxton

Mrs. Pitt came to my house about
September 1862 and told me she understood
that I was owing Mr Pitt some money
~~and~~ was for the hire of a negro that
belonged to Smith and Pitt formerly and
~~at that time~~ to Pitt and my self and
she wated to get money to pay to Mr Paxton
that ~~she~~ Mr Paxton had a negro named
Isaac in his possession that the negro
had been brought from Kansas by some
mun and she agreed with Mr Paxton
that if he would pay the amount charged
for bringing him home he might have
his services 12 months. but now she
was in want of his services at home
and wanted to get enough money
to pay the ballance of the time and get
the negro out of Paxtons hands that
Mr Paxton was willing to allow her
out of the amount he paid for her for
bringing ~~the~~ negro home in proportion
to time he had been in his service

James M Moore

Subscribed and Sworn to
before me this 16th November 1865

Wm A Brandt J.P.

John E Pitts
vs.
Wm Paxton
et al

Depositions
J M Moore

The State of Missouri,

TO Jacob Baker John Berryman John Spencer Noah Berry Levi Likens Coner Rager James G Pratt Jon Fencher

You are hereby commanded to be and appear personally before me H M Cochran one of the Justices of the Peace within and for Carroll Township, in the County of Platte, on the 21st day of November, A. D. 1863, at the hour of ten o'clock in the forenoon of that day, at My Office in the township and county aforesaid, to testify in the trial of a certain cause, wherein John E Pitt Plaintiff, and Wm Peyton Defendant, on behalf of the Plaintiff and hereof fail not at your peril. Given under my hand, this 19 day of November 1863 A. D. 1863

H M Cochran J P

I executed the within writ on the 4th day of June 1863 by taking the body of Baker, Noah Berry, Levi Likens & Dyllon Wyatt & committed them to the Jail of said county this 5th day of June 1863

Jeremiah Berry C.C.S.

John E. Pitt
DS witness
Wm Paxton
witness
Jacob Baker +
John Berryman
John Sidener x
Noah Berry x
Levi Likens
Coner Rager
James G. Spratt +
Wm Fischer +

Const cost $1.25

Executed this writ on the within named Defendant Isaac Adams by delivering to said Defendant Adams a true & attested copy of the within writ & at the same time shewed him the original & informed him of the contents thereof. This 20th day of November 1825

Jeremiah Mercy D.C.S.

John E. Pitts
Wm. Paxton
witness

Isaac Baker
John Berryman
John Sidener
Noah Berry
Levi Lefevre
Cyrus Peterson
James P. Pratt
Wm. Spencer

Court cost $1.25

The State of Missouri,

TO George W Belt

You are hereby commanded to be and appear personally before me Wm Coolson one of the Justices of the Peace within and for Carroll Township, in the County of Platte, on the 21st day of November, A. D. 1863, at the hour of ~~ten o'clock in the fore~~noon ~~of that~~ day, at My office in the township and county aforesaid, to testify in the trial of a certain cause, wherein John E Pitt is Plaintiff, and Cumpston Defendant, on behalf of the R Carter & L

and hereof fail not at your peril. Given under my hand, this 21st day of November A. D. 1863 Also bring with you to give in evidence the papers in the matter of appeals from justice Wm Coolson J. P.

Witness my hand and official seal.

My commission expires: [illegible]

Notary Public

Recorded at [illegible] o'clock [illegible] M., this [illegible] day of [illegible], A.D. [illegible], in Book [illegible] of the records of Platte County, Nebraska.

County Clerk

State of Missouri }
County of Platte }

To the Constables of Carroll
Township Platte Co Mo
Greeting —

You are hereby Commanded to attach the bodies of John Williams & Milford Minerva so that they be and appear before me forthwith to give Evidence in a certain Cause now pending before me wherein Jno E Kelly & Co Plff and W M Paxton Defendant and the said Defendant and that you return this writ without delay Given under my hand this 21st 1865

Wm Cochran Justice
of the Peace

I Executed the writ in by Bringing the
Body of Solomon Jefferson in to Court before
Henry M Cahron E.S.Q. this the 21st day
of Nov-1863

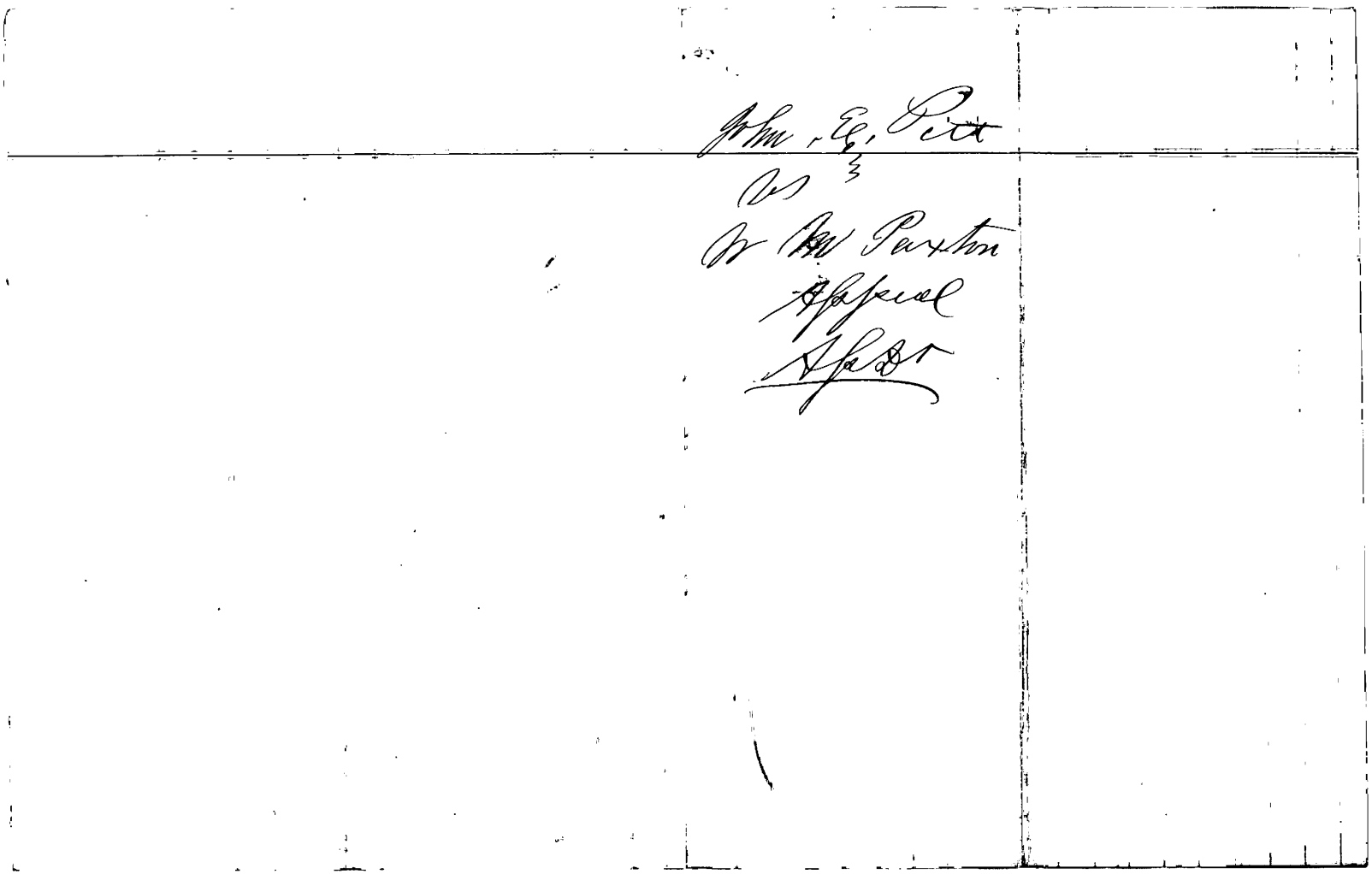
[illegible] Cost 0,7
[illegible] Cost 0,7

John, E. Pitt
vs
William M Paxton

Before Henry Mc
Cochrum justice of the Peace
Application for an Appeal.
to the Platte circuit Court

John. E. Pitt Plaintiff on oath
states that he does not make
this Application for vexation
or delay. but because he be
lieves that he is injured by the
verdict of the jury and the
judgment of said Justice
October 27 1863

John E. Pitt


John. Eq. Pitt
vs
Wm Parham
Appeal
Dismissed

We the undersigned John E. Pitt and James G. Sprott acknowledge ourselves indebted to William M. Paxton in the sum of Sixty dollars to be void upon this condition. Whereas John E. Pitt has appealed from the judgment given in Cochran a justice of the peace in an action between John E. Pitt plaintiff and William M. Paxton defendant now if on the trial anew in the appellate court, judgment be given against the appellant and he shall satisfy such judgment or if his appeal shall be dismissed and he shall pay the judgment of the justice together with the costs of the appeal the Recognizance shall be void

November 27th 1863.

John E. Pitt
Jas G. Sprott

Appeal
Henry M. Cochran

7

John, E, Pitt

vs

Wm, M, Paxton

Appeal

Bond

Depositions of witnesses produced sworn and examined on the 14th day of May A.D. 1864 between the hours of 8 o'clock in the forenoon and six o'clock in the afternoon of that day at the law office of Charles M Boyd in Platte City, Platte County, Missouri before me Charles M. Boyd a Notary Public in and for the County of Platte and State of Missouri in a certain cause or rather two several causes now depending in the Circuit Court of said County of Platte between John E. Pitt plaintiff and William M Paxton defendant, on the part of the ~~plaintiff~~ defendant. And defendant here appears and waives all notice of taking these depositions.

L. F. Hollingsworth of lawful age being produced sworn & examined deposes & says on the part of the ~~plaintiff~~ defendant. Direct by def. State where Mr John E. Pitt was in the Spring 1862 and who acted as his agent as far as you know in his absence? A I cannot State where Mr Pitt was in 1862 but was reputed to be away from home. So far as concerns any business with me Mrs Pitt, the wife of plaintiff, transacted it. I cultivated some ground on

Plaintiffs place, which I rented from Mrs. Pitt, wife of plaintiff. This is the only business I transacted with Mrs. Pitt. In the spring of 1862 sometime in May, the middle of the month, I returned from a visit from Kentucky, I found my negroes about on the ~~Colonels~~ Mr. Pitts place, plowing as they said by direction of Colonel Pitt. I immediately went out to see Mrs. Pitt; she presented me a contract for the rent of the land drawn up by Mr. Pitt, which I refused to sign. I told her then I declined to have any thing to do with the cultivation of the place that year. She then told me and I then made an entirely different Contract concerning the Cultivation of the farm. We talked over the matter and on next day I drew up a contract, signed it and delivered it to her. Which she was satisfied with & I proceeded to cultivate a portion of the farm.

I was frequently at the house, Mrs. Pitt, Her children and some negro women and children constituted the family so far as I then I met Mr. Pitt once that season, during the summer, we were together but a few minutes. Mr Pitt was at

home at that time. When our conference was suddenly broken up. And I left. I delivered the Rent of the ~~Com~~ farm in the fall ~~according to his~~ ~~direction~~ ~~Rail pen~~. Colonel Pitt at that time was at home, and built a Rail pen in which part of the Corn was delivered. (Plaintiffs objects to all the Questions Answers ~~extract~~ and to their Relevancy.)

Cross-Examined.

Previous to my going to Kentucky I conversed with Mr. Pitt in regard to the renting of this place, ~~I~~ ~~did not with Mr Pitt in Texas.~~ I returned from Ky. the 16th day of May 1862. This was part of the same land which Mr. Pitt had drawn up a contract in regard to & which I agreed to signe. The contract I made with Mrs. Pitt varied the conditions, except as to the amount of Rent. She said she did not know of any opportunity to Rent the place unless I cultivated it. And for that Reason she was anxious I should Rent it, on my terms.

R.E. - Examined.

Ques. State as near as you can recollect the whole of the conversation you had with Mr. Pitt?

Answer. I met Mr Pitt sometime in the Spring of 1866. I spoke to him in regard to the Renting of the place, asked him if it would be for Rent. Told him that Mr Poston had said it was for Rent and had requested me to go out & look at it. Mr. Pitt said he could not say then whether it was for Rent or not that there was plenty of time yet. That he had so many agents that he could not keep up with them.

Question. In your conversation as spoken of in your Cross-Examination with Mr Pitt did she profess to act as Mr. Pitt's agent, or did she talk in that way? (Objected to as irrelevant).

Answer. I objected to Renting the place at all, from the fact that Mr Pitt was away, and had specified conditions in the contract he had drawn up

~~and which I refused to sign~~.
which I would not comply with.
Mrs Pitt assured me then that
it would all be right and that
she would stand between me and
all danger. And that she would
Guarantee it would all be right.

L. F. Wallingsworth

Subscribed & Sworn to before me
this 14th day of May, A. D. 1864

O. M. Boyd, Notary.

James M. Moore of lawful age
being produced sworn & examined
deposes & says:- On the part of the
defendant.

Question. Do you know of Mrs Pitt
acting as agent for John G. Pitt in
the Spring of 1862? (Objected to).

Answer. I don't know of her
tending to any business that would
have been Colonel Pitts had he
been at home. She came to my
home to get some money to pay
Mr. Paxton. She stated Mr Paxton had ad-
vanced some money (that is the charge
for returning a negro man from Kansas)
and Mr Paxton had agreed to ~~take~~
advance the money & retain the ser

said Negro man for one year. She needed the negro man at home and said Mr Easton had agreed if she would pay the proportionate part for the rest of the year that she might have the negro man for the time that had not expired. I did not furnish any money to her. It is my design to leave the State in a few days for Idaho or California.

James M Ivor

Subscribed & Sworn to Before me this 14th day of May. 1864.

C. M. Boyd. Notary.

The above continued over for further testimony until such time as the parties take up by consent.

Pursuant to the above adjournment parties appeared on the 18th day of may 1864 and all parties waiving all notice, S. F. Hollingsworth is introduced and identifies the contract herewith filed & marked exhibit (A) as the contract spoken of in his foregoing deposition, delivered by him to Mrs Pitt. And he further states that it is his intention to leave the State in a

few days.

L. F. Hollingsworth

I, C. M. Boyd, a Notary Public within & for Platte Co. Mo. do certify, that in pursuance of the ~~within~~ above agreement of parties, naving notice, came before me at Platte City, Mo. James M. Moore & L. F. Hollingsworth, who were by me severally sworn to testify the whole truth of their knowledge touching the matter in controversy aforesaid; that they were examined & their examination reduced to writing, and subscribed by them respectively in my presence & the day, between the hours, and at the place in that behalf first aforesaid, and their said depositions ~~and~~ now herewith returned. And I further certify that said L. F. Hollingsworth according to his own statement is about to leave the State.

In testimony whereof I have hereunto set my hand & affixed my seal this 18th day of May 1864.

C. M. Boyd, Notary Public, Platte Co., Mo.

Notaries Fees

~~$~~ 2.00

This agreement witnesseth
that I have this day rented of John E. Dill
of Platte Co and State of Missouri a certain
quantity of ground supposed to be 25 acres
it being the land contained in two certain fields
on his farm about one mile south of Platte city
the one lying immediately west of his house supposed
to contain 15 acres more or less, the other situate
immediately on the road south of his house supposed
to contain 10 acres more or less, The said land I
bind myself to plant in corn and cultivate well
and deliver to the said Dill or his agent the one
third part of the corn produced and gathered
from said land

Witness my hand This 10th of
June AD 1862 Leander F. Hollingsworth

Exhibit A.

Filed may 18th 1864.

In the Platte Circuit court

John E. Pitt plf

vs.

W. M. Paxton deft

Defendant moves the court for an order requiring plaintiff to give new appeal bond for ~~costs of~~ this suit for the reason that the security on the bond on file is insolvent and is a non-resident of this State, having become so since the appeal was taken.

Merryman

for Deft.

No 967

Jno E. Pitt

vs

Wm Paxton

Motion to require
new appeal bond

Filed in open Court
Dec 29 A.D. 1869
[illegible]

In the Circuit Court of Platte County
in the State of Missouri.

John E. Pitt plaintiff } Affidavit
vs
William M Paxton Defendant }

To John E. Pitt the above named plaintiff: You are hereby notified that depositions of witnesses to be read in evidence in the above cause on the part of the defendant will be taken at the dwelling house of D. L. Gaylord, in the City of Atchison, in the County of Atchison, and State of Kansas on the 3rd day of December A D 1864 between the hours of eight o'clock in the forenoon and six o'clock in the afternoon of that day.

W. M. Paxton
Defendant.

I accept service of the within notice
waive the necessity of taking out a Com-
mission, and agree that the depositions
may be used by either party in both
cases, of the within title. November 26th 1864.

I accept service of the within & waive the necessity of taking out a commission — and agree that the depositions may be used by either party in both cases, of the within title. November 26th 1864

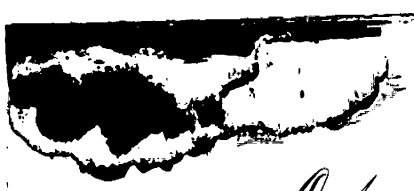
State of Missouri, } SCT.
COUNTY OF PLATTE. }

To any Judge, Justice of the Peace, Notary Public or other Judicial Officer of Kansas Greeting:

Know Ye That we, in confidence of your prudence and fidelity, do by these presents authorize you to cause to come before you, to be examined as witness in a cause now depending in our Circuit Court of Platte County, in the State of Missouri, wherein John E. Pett plaintiff and Wellcome & Porter defendant all and every such person, and at such time and place as shall be named to you for that purpose by the Defendants agent or attorney. And we command you to examine all and every such person upon oath or solemn affirmation, first made or taken before you, to testify the whole truth touching knowledge of anything relative to the said matter in controversy between the said parties, and that you do take such, examination, and reduce the same into writing. When you shall have taken his examination you are to cause the witness to sign the same; and to that and each examination, at the foot thereof, you are to append your certificate, setting forth the facts that the examination was subscribed and sworn to or affirmed by the witness, and the day as well as between what hours of the day on which it was done, and also the place of residence of the witness if known to you. Should any paper or exhibit be produced, or be referred to by the witness, you are to describe the same in his examination, or cause it to be marked by him so as to establish its identity, and attach the same to his examination. The examination thus taken you will cause to be accompanied by a certificate of your official character, attested by the seal of State; or should it be more convenient, such authentication and proof of your official character may be made by the certificate and seal of the Clerk of any Court of record, of any County of the State in which you reside. Stating also, in addition to the facts of his being Clerk, and that the Court is one of record, that at the time the depositions were taken you were an acting Judge, or other such officer to whom this commission is addressed, and duly commissioned as such. And you will return the same and all exhibits produced to you, annexed hereto, carefully closed up and under your seal, directed to the Clerk of the Circuit Court of Platte County, Missouri, with the names of the parties litigant endorsed thereon, with all convenient speed.

Witness, GEORGE W. BELT, Clerk of said Circuit Court, with the seal thereof affixed at Platte City, this 25 day of December A. D., 1864

Geo. W. Belt Clerk.



Depositions of witnesses produced, sworn and examined on the third day of December A.D. 1864 between the hours of Eight o'clock in the forenoon and Six o'clock in the afternoon of that day, at the dwelling house of A. G. Gaylord in the city of Atchison, in the County of Atchison, and State of Kansas, before me, John M. Price, a Notary Public in and for the county and state aforesaid, in a certain cause now pending in the Circuit Court of Platte county in the State of Missouri, between John E. Pitt, Plaintiff and William M. Paxton, Defendant, on the part of the defendant.

Mary Gaylord of lawful age, being produced, sworn, and examined on the part of the defendant, deposeth and saith:

Question by Defendant:-

Do you know of a negro man named Isaac, the property of plaintiff, being brought home to Platte county, Missouri, in the summer of 1863, and did you hear a contract between defendant, and plaintiff through his wife in relation to said negro? If so, you will state all you know of the matter.

Answer: I know of a negro man named Isaac

the property of the plaintiff, John E. Pitt, being brought home to Platte county, Missouri, in the summer of 1862, I think between the 10th and 20th of May in that year. I was present and heard a contract between the defendant and Mrs. Pitt the wife of the plaintiff in relation to said negro. The contract or conversation occurred at my house in Platte city Mo. Mrs. Pitt agreed with Mr. Paxton the defendant, that if he (Paxton) would pay the reward ~~for~~ for bringing said negro Isaac home he might have the negro for one year. I do not recollect how much Paxton agreed to pay but he was to satisfy the party claiming the reward, in consideration of which Mrs. Pitt agreed that Paxton should take Isaac and keep him and have his services for one year.

Question by Defendant
Where was plaintiff in the winter, Spring, and summer of 1862?

Answer. The plaintiff was not at home during the summer of 1862, but I do not know of my own knowledge where he was.

Question by defendant.
Did defendant pay or agree to pay the reward for bringing back said negro, Isaac,

from Kansas?

Answer: I know that the defendant paid the reward for bringing said negro Isaac from Kansas, but as before stated, I do not now recollect how much it was.

Question by defendant
Who acted as Plaintiffs agent in his ~~business~~ absence, and attended to his farm and business?

Answer:— I know that Mrs. Pitt, the plaintiffs wife, attended to plaintiffs farm, and business in relation to this negro Isaac as before stated. I never know of any one acting for plaintiff or attending to his business in his absence, except his wife, Mrs. Pitt. And further saith not.

Mary Gaylord.

Subscribed and sworn to before me on the day, at the place, and within the hours first aforesaid



John M. Price
Notary Public

H. Eloy Park of lawful age, being produced, sworn and examined on the part of the defendant deposeth and saith:—

Question by the Defendant.
Do you know of a negro man named

Answer:— I do not know of my own knowledge where plaintiff was in the winter, Spring, and Summer of 1862. I know, however, that he was absent from home during said period.

Question by defendant.

Did defendant pay or agree to pay the reward for bringing back said negro from Kansas?

Answer:— I know the defendant agreed to pay the reward for said negro according to his contract with Mrs. Pitt, and I think he paid it at the time at Mrs. Taylors house.

Question by defendant

Who acted as Plaintiffs agent in his absence, and attended to his farm and business?

Answer:— Mrs. Pitt, wife of the plaintiff, acted as plaintiffs agent in relation to this business about the negro. She lived on the farm and I never knew of any one else but her attending to his farm and business during his absence. And further the deponent saith not. H. Clay Park

Subscribed and sworn to before me, on the day, at the place, and between the hours first aforesaid.

John McPrice
Notary Public

The State of Kansas, Atchison County, ss.

I, John M. Price, Notary Public in and for the County and State aforesaid, do certify that in pursuance of the annexed Commission and Notice, came before me at the dwelling house of F. J. Gaylord in the city of Atchison, in the county of Atchison, and State of Kansas, last aforesaid, Mary Gaylord and N. Clay Park, who were by me severally sworn to testify the whole truth of their knowledge touching the matter in controversy aforesaid; that they were examined, and their examination reduced to writing, and subscribed to by them respectively, in my presence, on the day, between the hours, and at the place in that behalf first aforesaid, and their said depositions are now herewith returned. And I further certify that Mary Gaylord and N. Clay Park are residents of Atchison county in the State of Kansas.

Given at the city of Atchison, in the county of Atchison, and State of Kansas, this 3rd day of December A.D. 1864.

John M. Price
Notary Public

Notary's fee	$ 3.50
Revenue Stamps	" 15
Postage	" 10
Paid by depts.	$ 3.75
Sheriff for notice	" 50
	$ 4.25

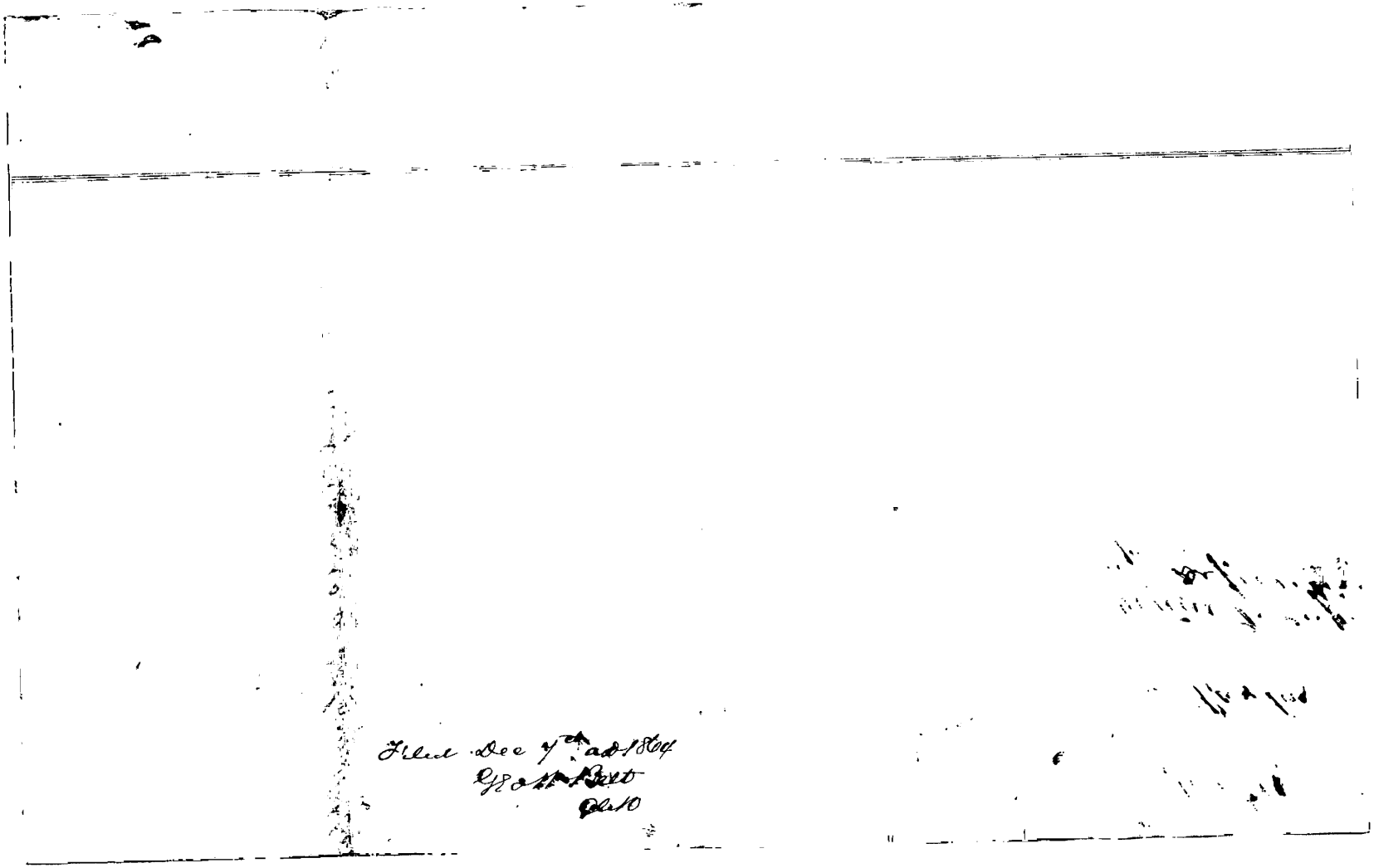
The State of Kansas, Atchison County, ss.

It is hereby certified, that John M. Price on the third day of December one thousand eight hundred and sixty four was, and now is a Notary Public within and for the county of Atchison State of Kansas, duly commissioned and acting as such, and that full faith and credit are due to his acts as such.

In testimony whereof I, Abram Weaver Clerk of the district Court of said county (being a Court of Record) have hereunto subscribed my name, and affixed the seal of office this 5th day of December A.D. 1864.

Abram Weaver Clerk

Clerks fees 55/100 Dols



We the undersigned John. E. Pitt as principal and F. J. Oliver as surety acknowledge ourselves indebted to William M. Paxton in the sum of Ninety dollars to be void upon this condition Whereas the said John. E. Pitt has appealed from the judgment of James M. Busby a justice of the peace in an action between John. E. Pitt Plaintiff and William M. Paxton defendant. Now if on such appeal the judgment of the justice be affirmed or if on the trial anew in the appellate court judgment be given against the Appellant and he satisfy such judgment or if his appeal shall be dismissed and he shall pay the judgment of the justice together with the costs of the appeal this bond shall be void otherwise to be in full force.

John E. Pitt [seal]
F. J. Oliver [seal]

Approved by me this 18th day of March 1863

Geo. W. Belt Clerk

By J. C. Greenawalt
Deputy Clerk

John C. Pitt
vs
William M. Paxton

Appeal

Bond

Filed March
18th 1865
Geo. N. Bell
Clerk
per J. C. Drummond
Dep

State of Missouri, } Sct.
County of Platte, }

The State of Missouri, To John E Pitt Ass as herein bring all letters in his possession in relation to the matter in controversy

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 11 day of Sept 1865 to give evidence between John E Pitt

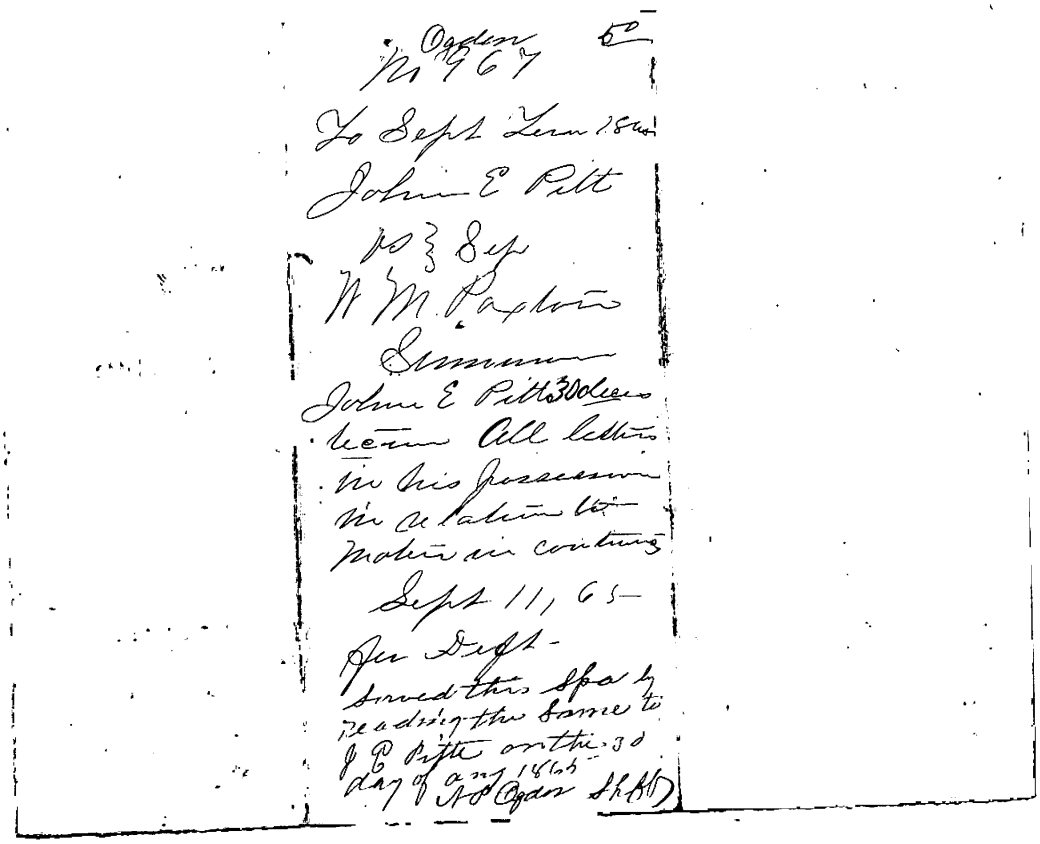
Plaintiff and Wm M Perkins

Defendant, on the part of the Defendant

Fail not at your peril.

WITNESS, **GEO. W. BELT**, *Clerk of said Circuit Court, with the* SEAL *thereof affixed at Platte City, this* 12 *day of* August *A. D.* 1865

Geo W Belt Clerk


No 967
Ogden
To Sept Term 1865
John E Pitt
vs } Sy
W M Paxton
Summons
John E Pitt 30 days
to come & take all letters
in his possession
in relation to
matters in controversy
Sept 11, 65—
Per Dep't—
Served this Sp'a by
reading the same to
J E Pitt on the 30
day of Aug 1865
A A Ogden Sh'ff

John C Pitt

vs

William M Payton



I G. L. Oliver Successor to Hon. W. Cochran former justice of the Peace do certify that the above is all the manuscript that I can find in the above entitled cause. & the papers herewith returned are all that I can find among the papers of Lucia Cochran & that the same were found among the papers of said Cochran

Given under my hand
on this 28th June 1866

G L Oliver JP

John E. Pitts

v

John M. Paxton

Injunction

John E Pitts
vs
W M Paxton

Before Esqr Cochran

Defendant moves the Court to dismiss said cause for the following reasons.

1st This Court has no jurisdiction of the cause

2nd The same subject matter was tried in the suit of same parties before Esqr Mulky and defendant got a judgt for $47.50 which judgment is a bar to this suit.

3rd The plaintiff has split up his cause of action, contrary to law and having sued on one part the judgt therein is a bar to this suit.

Thos Herndon for Defr.

John E Pew

To William McPadden Dr

4 Months Services of Space from
Sept 20th 1863 to Oct 20th 1863.
at $10. $ 40.00

Account of L S Wilkinson
assigned to defendant and
herewith filed $100.00

Credited for amt
allowed in former suit 50.00 50.00
$ 90.00

Rejected.

Robert E Pitts

vs

William M Dalton

Defendant moves the Court to rule the Plaintiff to security for Cost in the above cause Because Plaintiff is unable to pay Cost in the above cause or is insolvent

J. L. Blanton

Atty for Defendant

V. & D. Ry. Co.
vs
Wm. Barlow
motion
for Ct.

W. M. Boylan
vs
Jno C. Pitts

Plaintiff moves the Court to Strike from the account of Pltff filed as Exhibit "A" the first item in amt $40 - the same being a claim for unliquidated damages & cannot be brought in as set off.

Jno C. Pitts

John V. Pitt Plff
vs
William M Paxton Defr } In the Platte Circuit Court

Plaintiff moves the court to suppress the deposition of Mary Bayton and Ste. Clair Bartis filed herein on part of Defendant—

Because the commission under which said depositions are taken is not directed to any judge justice of the Peace or other judicial officer of any State of the United States in this State

Because said commissioner does not command that said deponents or either person as witness shall be by the officer before whom it is directed shall be examined touching his or their knowledge of any thing relating to the matter in controversy

Because the questions asked by said deponent are incompetent illegal and the answer thereto are improper and inadmissible as testimony

Because said ... commissioner does not state who is Plaintiff or defendant in the case in controversy

John C. Pitt
vs
W. W. Paxton

Motion to suppress deposition