Platte County Circuit Court
Circuit Court
May Term 1864 No. 995

Box 63 File 61

Miller, Jesse

vs

Irwin, Joseph W.
Forbis, John W.

Debt; promissory note

- Note, $ 500.00 (value received)
- Note not in file
- Answer refers to claims that note was in consideration for male slave named Armstead

995

Jesse Miller

vs

Petition

Joseph J. Irvin et al

Judgment

September Term 1865,

Book "K" Page 220.

995

Judgment vs Defendants
for costs this term Dec 15
1864. Book 12 folio 86

Debt 3 7 0
Mrs 8 5
£4 0 5

In the Circuit Court of Platte County
Missouri, May term 1864
Jesse Miller Plaintiff

vs

Joseph N. Irwin
John N. Ferris Defendants

Plaintiff states that defendants,
by their promissory note, herewith filed,
dated January 1st 1854, promised, for value
received, to pay to plaintiff Five Hundred
Dollars, On or before the 1st day of January
1856, with Six percent interest from date.
Defendants made the following payments
on said note, which are indorsed thereon;
On the 31st day of June 1856 they paid One
Hundred Dollars: On the 27th day of March
1857 they paid Seventy five Dollars, and
On the 1st day of March 1860, they paid
One Hundred Dollars; The remainder of
said note and interest is yet due to
plaintiff, and for the same they ask
judgment. Merryman & Paxton p.q.

William M. Paxton agent for plaintiff makes
oath and says the above petition and the
matters therein as States he believes to be
true.
William M. Paxton

Sworn to and Subscribed before me this
19. day of March A D 1864

Robt Gelt Clerk

995

Jesse Miller

vs Petition

Joseph W. Irwin et al

Filed

Clerk will please issue
to Platte Co for Irwin
and Comstock for Buch-
anan Co. for Forbis
M & H.

Sheriff's fee 1.00

Filed for Record
March 19 a D 1864
GROVER Beck
Clerk

State of Missouri, } SCT.
COUNTY OF PLATTE.

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

You are hereby commanded to summon Joseph H Irwin

that he be and appear before the Judge of our Platte Circuit Court, in and for said County, on the first day of the next term thereof, to be holden at the Court House in Platte City, on Monday, the 23 day of May next, then and there to answer to the petition of Jesse McMillen

Wherein fail not, and have you then and there this writ.

Witness, GEO. W. BELT, Clerk of said Circuit Court, with the seal thereof affixed, at Platte City, this 19 day of March A. D., 1864 Geo W Belt Clerk.

Executed this writ by delivering to the within named
defendants Joseph Irwin a true copy of the
within writ of petition in Platte County
Missouri on the 21st day of April A.D. 1864
W. G. Moore Sheriff
Platte County Mo
By J. Macumber D.S.

In the Circuit Court of Platte
County Missouri
May Term 1864

Jesse Muller } Plaintiff
vs
Joseph H. Irwin }
John H. Dorris } Defendants

Plaintiff States that defendants by their promissory Note herewith filed dated January 1st 1854 promised for Value received to pay to Plaintiff Nine Hundred Dollars On or before the 1st day of January 1856 with Six Percent interest from date Defendants Made the following payments on said Note which are indorsed thereon On the 31st day of June 1856 they paid One Hundred Dollars On the 27th day of March 1857 they paid Seventy Five Dollars And on the 1st day of March 1860 They paid One Hundred Dollars, The remainder of said Note and interest is yet due to plaintiff and for the same he asks Judgment

Mcenyman & Paxton for Pl

William M Paxton agent for Plaintiff Makes Oath and Says the above petition and the Matters therein as Stated he believes to be true

William M Paxton

Sworn to and Subscribed before me this 19th day of March A.D. 1864

Geo. H. Belt Clerk

The Note referred to in the above Return is in the
Words and Figures Following:
$500.00 On or before the first day of January
1856 for Value Recd we or either of us
promise to pay the Order of Jesse Miller
Five Hundred Dollars Given under our hands
this first day of January 1854 This Note to draw
Six per Cent interest from date

Joseph H Smith
Laban S. Withers
H H Forbis

On the reverse of said Note is the following indorsement
Cash paid on the within Note One Hundred
Dollars June 31st 1856; Cash Paid on the within
Note Seventy Five Dollars March 24th 1857
Cash paid on the within Note $100.00 1st March
1860

State of Missouri }
County of Platte } Set

I Geo H Dent clerk of the
Circuit-Court within and for the County of
Platte in the State of Missouri do hereby certify
that the within and foregoing is a true full and
Complete Counterpart Copy of the Original Petition
and Note filed in my Office on the 19 day of
March A D 1864 in the case of Jesse Miller
Plaintiff and against Joseph H Irvin et al defen-
dant

In Testimony whereof I have hereunto
set my hand and affixed the Seal of
Said Circuit Court at my Office
in Platte City this 19 day of
March A D 1864

Geo H. Dent Clerk

Jesse Miller

vs

Petetion

Joseph H Irvine
et al

Sheriff Craig fee 1.00
Postage .06

Counterpart Copy of
the Original Petition
to Buchanan County
Mo

Holt Bell Clerk

Petition for Partition and writ of
Delivery & Order
by the Court
Buchanan County Mo

Filed Oct 2. 1866

Geo Craig Sheriff
Pemo & Bartley
Deputy

Counterpart Copy

Revenue Stamps
50 cents

State of Missouri, } SCT.
COUNTY OF PLATTE.

The State of Missouri to the Sheriff of Buchanan **County, Greeting:**

You are hereby commanded to summon John W. Forbus

that he be and appear before the Judge of our Platte Circuit Court, in and for said County, on the first day of the next term thereof, to be holden at the Court House in Platte City, on Monday, the 23 day of May next, then and there to answer to the petition of Jesse McMellen

Wherein fail not, and have you then and there this writ.

Witness, GEO. W. BELT, Clerk of said Circuit Court, with the seal thereof affixed, at Platte City, this 19 day of March A. D., 1864

Geo. W. Belt Clerk.

Jesse Miller Plaintiff
vs
Risner
Defendants Petition

Defendants state that on the 6th
day of January 1864 they executed
the note sued upon which by
agreement was dated Jan 1, 1863
Was another note of five hundred
dollars due in one year on which
was only paid $ one half of
the present note as alleged
Defendants state that the consid-
eration of the said note was a
negro man named Tinsaltee and
by Plaintiff to defendants at
one thousand dollars and received
a bill of sale of said negro slave
signed by Plaintiff in which he
warranted the said negro
sound in body & mind &
a slave for life.
There was an encasement
of one of the testicles of said
negro which the Plaintiff
stated was natural & separated
the boy as sound in all

respects upon which,
representations the said
defendants founded
but they allege that they
was not sane & competent
at the time, & that
by reason of which
was so ill & infirm and
almost entirely unconscious to the
defendants says that
by reason of the unsound
ness of said they became
not able on the day of the
date & the last time entered,
He states he is damaged
by the said injury and
unsoundness of mind
caused as defendants alleges
by being thrown from a
horse unless was well
known to plaintiff in the
sum of four hundred
dollars and to that amount
they claim the consideration
of the note sued upon and
and they further claim to
recover that amount

against the said note &
May Judgment Lien Costs
Interest & Cancel
Atty's Fees

Joseph M. Lewis defendant makes
oath for himself & co defendants
says he believes the foregoing
answer & the matters therein
stated are true Joseph M Lewis

Subscribed & Sworn to before me this 8th day
of Dec A.D. 1869

Fred W Betts Clerk

995 —

Lessee Miller
vs. [illegible] Andrews

Dds. W. Smedley dal.

Filed in open Court
Dec 2nd 1845
Geo W Read
Clk

In the Circuit Court Platte County Mo

Jesse Miller Plaintiff

vs

Joseph William Morris Defendant

And now comes the said Defendant and says that he cannot safely proceed to trial in the above entitled Cause at this term of the Court on account of the absence of a material witness whose name is Samuel R. Wood and whose testimony is material in said Cause. That said application is not asked for vexation or delay but under the fair belief that said matter may be true that said witness is not absent by the connivance consent of this Defendant and that affiant does not know of any other witness by whom he can prove the same facts he expects to prove by said S. R. Wood - that said Wood left the County of Platte and jurisdiction of this Court prior to the Commencement of this and that of the Commencement action of this affiant made diligent by letter and otherwise of person,

in Security of his former Residence
as this Court and has been
unable until further a few days
prior to the Commencement of Present
term to ascertain ~~his whereabouts~~
That said Woods was in the State of
Arkansas but recently has been
travelling from point to point so
that a Notice to take his deposition
would be unavailing and Sufficient
time for Service thereof to take said
deposition than at here at this term
can not exist. Affiant further
says that he expects and believes
he will be able to have the testimony
of said Woods in time for trial
at the Next Term of this Court
of the Cause is Continued

Joseph M Bruner

Subscribed & Sworn to before
me this 13th Day of December
1864

Geo H Pfeiffer Clerk

Isaac Miller

vs

William Brown

Application For

Continuance

Leave to open cause

Dec 12 1864

Geo M Reed

Clk