Platte County Circuit Court
Justice of the Peace
No term given. August 1869 No. 646

Box 79 File 12

State of Missouri

vs

Strong, Nelson

Rape

- Accused of raping [redacted] age [redacted], daughter of [redacted]
- Case began before J.P.; transferred to Circuit Court

Redacted per 595.226 RSMo

https://revisor.mo.gov/main/OneSection.aspx?section=595.226

646

State of Missouri
vs
Rape
Nelson Strong

98

Subpœ for P. & D. apl. T. 1870.

Wm P. Mann x

[redacted]

[redacted]

Josiah Mitchell x d
C. T. Leavel x "
E. L. Johnson x "
J. P. Chesnen "
Mary Wakefield col'd

646.

State of Missouri

vs.

Rape

Nelson Strang

State of Missouri }
County of Platte } ss

The State of Missouri to the Sheriff or any Constable of said County Greeting

Whereas Complaint has been made before me one of the Justices of the Peace in and for the County aforesaid upon oath of [redacted] Thos Nelson Strang (Col) late of the county aforesaid did on or about the 26th day of August at the County of Platte did commit a Rape on a child of said [redacted] of the age of [redacted] years named [redacted]

These are therefore to command you to take the said Nelson Strang (Col) if he be found in your county and take and safely keep the said Nelson Strang (Col) so that you have his body forthwith before me or some other Justice to answer the complaint and be further dealth with according to law. Given under my hand and seal this 27th day of August A D 1869—

Leo W Field Ex Off P
Justice of the Peace

Executed this Writ by having the defendant
in custody this 30th day of august 1859

Stone Cook Warrant 75c

Filed August 30, 1859
S. M. Wyatt
Clerk

State of Missouri }
County of Platte } ss

Before me Geo W Fuller a Justice
of the Peace for the County aforesaid
on this 28th day of August 1869 came [redacted]
and upon Her Oath States
that Wilson Strong did on or about the 27th day of August commit
a Rape on the Person of My daughter [redacted] of the age of
[redacted] Years old
Sworn & and subscribed before me [redacted]

Geo W Fuller
Justice Peace

Filed August 30th 1869,

F. M. Tufts

Clerk

The State of Missouri } To Wm P Moore

[redacted]

You are hereby commanded to be and appear personally before me Geo W Field one of the Justices of the Peace within and for the Township of Green in the County of Platte on the 30th day of August A.D. 1869 at the hour of Eight o'clock A.M. of said day at his office in the Township and County aforesaid. To testify on the trial of a cause wherein the State of Missouri is plaintiff and Nelson Strang is defendant on behalf of Plaintiff and fail not at your peril Witness my signature this 28th day of August A.D. 1869

Geo W Field J.P.

Executed Thirteenth Day of
June 1869 in the Presence of
Wm. Bowers
Jno. Bowers

Filed Aug 30th 1869.
F. M. Zufelt
Clerk

The State of Missouri

To C. P. Armstrong

C. L. Leavel, J. S. Mitchell, D. S. Johnson
W. P. Moore W. A. Brack, J. P. Cheney
Mary Mitchfield You are hereby commanded to
be and appear personly before Geo W Field
one of the Justices of the Peace within and
for the Township of Green in the county of
Platte on the 30th day of August A D 1865 at the
hour of Eight O'clock in the forenoon of that
day at his office in the ~~county~~ Township and
county aforesaid to testify on the trial of a
cause wherein the State of Missouri is
Plaintiff Nelson Strang is defendant, in
behalf of defendant and hereof fail not
at your peril Witness my signature this 30th
day of August A D 1865

Geo W Field J P

Served the within summons on the
defendants Wm. Hutchinson & Co. & Samuel
Hutchinson & D. Robinson & Co. & Samuel
D. Robinson by reading the same to
each of them this 30th day of August 1869
Stevens Compton U.S. Deputy

Filed August 30th 1869.
F. M. Tufts
Clerk

The State of Missouri To the Jailer of the County of Platte Greeting Whereas Nelson Strang (Col) has been this day brought before me a Justice of the Peace for the County aforesaid upon the Complaint of [redacted] that the said Nelson Strang did commit a Rape on the child of said [redacted] named [redacted] and did do her bodily Harm and violence and it appearing to me that said Complaint is well founded and Whereas the said Nelson Strang refuses to give security to keep and preserve the Peace and especially towards the child of [redacted]

You are therefore Commanded to receive the said Nelson Strang and him safely keep in the common Jail of said County until he gives security in the sum of Four hundred dollars or he be duly discharged according to law

Witness my hand this 30th day of August 1869

Geo W Field
Justice of the Peace

Filed aug 30th 1869,
F. M. Tufts
Clerk

Mary [redacted]akefield (Col) Being duly sworn states as follows [redacted] come up to my house soon in the morning of the 27th day of August 1869— I was a washing. Her children were both with her she says to me Mary let Nels go down at the store for me [redacted] I can't I was very busy washing she insisted on me letting him go I told her I could if them must around on the other side of the house to hang up some clothes when I came back Nels was gone then she says to me Mary I sent Nels down after a Key I said [redacted] what kind of a Key did you send Nels for she said I sent him for a Key that would lock but would not turn what kind of a Key is that can lock and never turn says Mary I said after the old then makes mark and tells Nels to tell him to send it up to me will [redacted] Nels you take them clothes up over the Kettle and when I come back she had her child setting on her lap and holding her child up by its legs with its behind up here and well dawbed with Honey Nels was taking the clothes out the Kettle she brings the child up with the tail stripper and says to Nels smell of it and Nels struck at the child with a stick he was using about the clothes I struck Nels with my hand she commenced crying [redacted] put the child down then the child got off a little peece and got down on its all fours turned her clothes up and told Nels to Kiss. Nels told [redacted] that if ever the child told him to Kiss the damned if he didn't run a stick into him

Filed August 30th 1869.

F. M. Tufts

Clerk

she says Stels if you do I will Kill you
I said to [redacted] you will be the sumations of
Stels she says. Mary that is no harm I said
to her [redacted] do you not Know Germans is a guil
I said how could you say I could be the sumathus
[redacted] is so little I told her Stels would not
take on such talk Ff my Sheldon Further
Deponent Saith not. This the 30th day
of August 1869 [redacted] and her sheldon
Have stayed up to my house frequently all
nights

her
Mary X Warfield
Mark

Filed August 30th 1869,
F. M. Tufts
Clerk

[redacted] being duly sworn Stats
My child [redacted] went up to Geo Wakefields
(Col) and I called her When she came in she
was very pale and I asked her what was
the Matter she said Nothing but burgled out
crying and said Mother will it Kill me
I then examined the child I found her
bloody I made her wash herself & she still
bled she then said That Nelson Strang told
her he would Kill her if she told
it she said Nelson Strang done it
Further deponent saith not This 30th
day of August 1869—

[redacted]

Mrs P Moore On the Night of the 27th
of August 1869 I was called down
to [redacted] Made an examination
her child [redacted] about [redacted] years
old I found the vagina a little bruised
And bloody I have no idea what
caused it D- Further deponent saith
not Given under my hand this
30th day of August 1869—
W. P. Moore

Filed aug 30th 1869.

F. M. Tufts

Clerk

C D Armstrong Being duly sworn States
The Boy Nelson Strong has been about my
house some I never saw any thing very bad
about him a little saucy He assists his
Mother in washing &c I never saw him
do any thing wrong among the children
Further deponent Saith Not
C D Armstrong

Josiah Mitchell Being duly sworn States that
I have been acquainted with the Boy Nelson Strong
about 2 years I never Know any thing particular
wrong in him I never Known him to try to injure
any little girls
Josiah J Mitchell

C T Leavel being duly sworn States as follows
I never Know the Boy Nelson Strong to try
to take any undue advantage of little girls or
Women He is frequently about the Store and
I never Know him to Meddle with any thing
I have no ideas about the case Further
Deponent Saith not — C. T. Leavel

I L Johnson being duly sworn States as follows
dont Know any thing about the case
I do not Know of the Boy Nelson Strong ever
trying take undue liberties with little girls he
has been about the Store considerable Further
Deponent Saith not
Jas. L. Johnson

I P Chaney Being duly sworn States as follows
I have known the Boy Nelson Strong five or six years
I never Known him to be back about taking undue liberties
with little girls Further deponent saith not
J. P. Chaney.

Filed aug 30th 1869.
F. M. Tufts
Clerk

State of Missouri }
County of Platte } ss

Be it remembered that on this 30th day of August in the year Eighteen hundred and Sixty Nine Nelson Strang personally appeared before me G W Futtle a Justice of the Peace in and for the County aforesaid and jointly and severally acknowledged themselves to owe the State of Missouri the sum of Five hundred to be levied of their goods and chattles lands and tenements if default be made in the condition following to wit)

The condition of this recognizance is such that if the above bound Nelson Strang shall personally be and appear before the Circuit Court on the first day of the next term thereof next to be holden in and for the County aforesaid and abide the order the Court thereon and in the meantime to keep the Peace and be of good behaviour towards the Citizens of the State generally and especially towards the said [redacted] child of [redacted] then this recognizance shall be void otherwise to be and remain in full force and virtue in law

Taken and acknowledged before me on the day and year first above written

Geo W Futtle

Justice of the Peace

Filed Aug 20th. 1869,
F M Lafts
Clerk

646.

State of Missouri
vs
Nelson Strang

A true bill
J G Cunningham
Clerk
Prisoner in Jail

B. P. Shonse
Foreman

Filed August 30th 1869
F. M. Tufts
Clerk

STATE OF MISSOURI, } ss
COUNTY OF PLATTE, }

The State of Missouri to:

Mary Wakefield

You are hereby commanded to be and appear before the Grand Jury of Platte County at the Court House in the Town of Platte City, within and for the said County of Platte, on 1st Month *the* _____ *day of* _____, *then and there to give evidence before said Grand Jury*

Fail not under the penalty of the law.

WITNESS, *F. M. TUFTS, Clerk of the Circuit Court of Platte County, with the Seal thereof affixed at Platte City, this* 5 *day of* October 1869.

F. M. Tufts, *Clerk.*

By J. R. Cartwright *D. C.*

Bell Miller Deed
Sec

Executed the within by reading
& published in Rutherford Oct 5th 1869

Before me
Jas Hall J.P.

State of Missouri, }
FIFTH JUDICIAL DISTRICT }

In the Circuit Court of the County of Platte, in the State of Missouri, October Term, A. D. 1869, Platte County, to-wit:

The Grand Jurors of the State of Missouri, for the body of the County of Platte, aforesaid, upon their oath present that Nelson Shaney, late of the County of Platte, aforesaid, on the 26th day of August, in the year of our Lord one thousand eight hundred and sixty nine, with force and arms, at the County of Platte aforesaid, unlawfully and feloniously did forcibly ravish and carnally know one [redacted] a female child under the age of [redacted] years contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State of Missouri

And the Jurors aforesaid upon their oath aforesaid do further present that the said Nelson Shaney at the county aforesaid on the said 25th day of August A.D. 1869 in and upon one [redacted] a female child under the age of [redacted] years feloniously did make an assault with intent then the said [redacted] then and there to forcibly ravish and carnally know contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State of Missouri

John G Woods
Circuit Attorney

646

STATE OF MISSOURI,

vs. Rape

Nelson Sluss

A True Bill.

B. P. Shouse

.....

FOREMAN OF GRAND JURY.

STATE'S WITNESSES:

[redacted]

C P Armstrong

[redacted]

Dr W F Moore

Filed October 6th 1869

F. M. Tufts Clerk.

.....D. C.

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

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

WE command you that you take ..... Nelson Strang .....

if he be found in your county, and him safely keep, so that you have his body before the Judge of our Circuit Court, at the Court House, in Platte City, within and for the said county of Platte, on the first Monday in ..... April ..... next, then and there before our said Judge, to answer an indictment preferred against him by the Grand Jurors of the State of Missouri, empannelled, sworn and charged to inquire in and for the body of the county of Platte aforesaid, for .....

Rape

.....

.....

.....

.....

.....

.....

whereof he stands indicted, And this you shall in no wise omit. And have you then there this writ.

WITNESS:—**F. M. TUFTS,** Clerk of said Circuit Court, with the Seal thereof affixed, at office in Platte City, this ..... 29 ..... day of ..... November ..... 186 9 .

..... F. M. Tufts ....., **CLERK.**

BY ..... D. Cartwright ....., **D. C.**

646

PLATTE CIRCUIT COURT,

RETURNABLE TERM April 18[illegible]

STATE OF MISSOURI,

VS. | CAPIAS.

Nelson Strang

.....

.....

.....Clerk.

I executed the within writ by bringing the body of the within named Nelson Strang before the Circuit Court of Platte County the first day of the 4th day of April 1870.

Leo M Bear sheriff
Platte County Mo.

STATE OF MISSOURI, } ss.
COUNTY OF PLATTE,

The State of Missouri, to:

Dr William P. Moore, [redacted] Commodore Perry Armstrong, & [redacted]

YOU ARE HEREBY COMMANDED, *That, setting aside all manner of excuse and delay, you be and appear in proper person before the Judge of our Circuit Court, at the Court House, in the town of Platte City, within and for the said County of Platte, on* Tuesday *the* 5th *day of* April 1870, *then and there to testify and the truth to speak in a certain matter of controversy now pending in our said Court, wherein*

State of Missouri &c Plaintiff,

and Nelson Strang &c Defendant,

on the part of said Plaintiff *; and this you shall in no wise omit. And the person or officer serving this Writ is commanded to have the same at the time and place aforesaid, certifying his return thereon.*

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of said Circuit Court, at my Office, in Platte City, Missouri, this 24th *day of* March *A. D. 1870.*

F. M. Tufts, *Clerk.*

By ....., *D. C.*

No. 646

PLATTE CIRCUIT COURT.

April Term 1870.

State of Missouri

vs Subpœna

Nelson Strang

Plaintiffs, } Witnesses.
~~Defendants,~~ }

Day of Trial Tuesday April 5th

Dr W. P. Moore 1st

[redacted] 1st

C. P. Armstrong 1st

[redacted] 1st

Geo W Bell Sheriff

Fee $2.00

Buxton Co the within Subpoena by reading the same in the hearing of the within named W P Moore, C P Armstrong and [redacted] on the 1st day of April A.D. 1870

Geo W Bell Sheriff

Platte County Mo

By Barrard Deputy

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

The State of Missouri, to: Josiah Mitchell C. T. Seavel, James L. Johnson, J. P. Chesney and Mary Wakefield and W. T. Stone

YOU ARE HEREBY COMMANDED, *That, setting aside all manner of excuse and delay, you be and appear in proper person before the Judge of our Circuit Court, at the Court House, in the town of Platte City, within and for the said County of Platte, on* Tuesday *the* 5th *day of* April *18*70 *, then and there to testify and the truth to speak in a certain matter of controversy now pending in our said Court, wherein*

State of Missouri *c.* Plaintiff,

and Nelson Strang *c.* Defendant,

on the part of said Defendant *; and this you shall in no wise omit. And the person or officer serving this Writ is commanded to have the same at the time and place aforesaid, certifying his return thereon.*

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of said Circuit Court, at my Office, in Platte City, Missouri, this 25. *day of* March *A. D. 18*70.

F. M. Tufts, *Clerk.*

By ....., *D. C.*

No. 646.

PLATTE CIRCUIT COURT.

April Term 1870

State

vs Subpœna

Nelson Strang

~~Plaintiffs,~~ }
Defendants, } Witnesses.

Day of Trial Tuesday April 5th

Josiah Mitchell 1
C. T. Leavel 1
James L. Johnson 1
J. P. Chesney 1
Mary Wakefield 1
W. J. Stone

Geo W Bell Sheriff
Fee $2.75

Answer of the Defendant Nelson Strang in the above entitled cause to the Petition of Plaintiff filed in said cause on the 4th day of April A.D. 1870.

Comes now the Defendant Nelson Strang and for answer to the Petition of Plaintiff herein says that he denies each and every allegation therein contained.

Wherefore he prays to be hence dismissed with his reasonable costs in this behalf expended.

Nelson Strang
By Wm Bell Atty

State of Missouri, } ss.
COUNTY OF PLATTE.

THE STATE OF MISSOURI, TO:

W. P. Moore, C. T. Leavel, James L. Johnston
Joseph Mitchell

You are hereby Commanded, That, setting aside all manner of excuse and delay, you be and appear in proper person before the Judge of our Circuit Court, at the Court House, in the town of Platte City, within and for the said County of Platte, on Monday the 12th day of December a.d. 1870, then and there to testify and the truth to speak in a certain matter of controversy now pending in our said Court, wherein

State of Missouri, Plaintiff,

and Nelson Strang, Defendant,

on the part of said Defendant; and this you shall in nowise omit. And the person or officer serving this Writ is commanded to have the same at the time and place aforesaid, certifying thereon his return.

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of said Circuit Court, at my office, in Platte City, Mo., this 5th day of December A. D. 1870.

Francis M. Tufts, CLERK.

BY , D. C.

No. 646.

PLATTE CIRCUIT COURT.

Special December Term, 1870

State of Missouri

vs

Subpœna.

Nelson Strang

Pl'tffs, } Witnesses.
~~Def'ts,~~ }

Day of Trial Monday
December 12th 1870.

10 W. P. Moore

10 C. T. Leavel

10 James L. Johnston

Joseph Mitchell

G. W. Bell Sheriff

Serving 3 Subpœnas 1.50
Returning one to court 25
$1.75

I received the within subpœnas to W. P. Moore C. T. Leavel & James L. Johnston and served the same by reading to each of them the within subpœna & at the same time paid to each of them ten cents mileage & fees for one day's attendance as witness in said Court

Given under my hand this 12th day of December 1870

G. W. Bell Sheriff
By W. Parkhurst

State of Missouri, } ss.
COUNTY OF PLATTE,

THE STATE OF MISSOURI, TO:

Mary Wakefield, J. P. Clusney, C. P. Armstrong

You are hereby Commanded, That, setting aside all manner of excuse and delay, you be and appear in proper person before the Judge of our Circuit Court, at the Court House, in the town of Platte City, within and for the said County of Platte, on Monday the 12th day of December 1870, then and there to testify and the truth to speak in a certain matter of controversy now pending in our said Court, wherein State of Missouri Plaintiff, and Nelson Strang Defendant, on the part of said Defendant; and this you shall in nowise omit. And the person or officer serving this Writ is commanded to have the same at the time and place aforesaid, certifying thereon his return.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said Circuit Court, at my office, in Platte City, Mo., this 5th day of December A. D. 1870.

F. Mc. Tufts, CLERK.

BY , D. C.

No. 646.

PLATTE CIRCUIT COURT.

Special December Term, 1870

State of Missouri

vs

Subpœna.

Nelson Strang

~~Plff's~~,
Def'ts, } Witnesses.

Day of Trial Monday
December 12. 1870.

10 Mary Wakefield
10 J. P. Chesney
10 C. P. Armstrong

Clerk Circuit Court

Serve 3 Subpœnas $1.50

I received the within subpœna
requiring me to appear
Platte County Missouri
on the 12th day of December 1870
at 10 o'clock A.M. of said day
to testify