B D Burch's
Petition
Remitted Jany 8.
1834.
B

His Excellency
Goor Breathitt
Frankfort
Ky

To his excellency John Breathitt Governor of the State of Kentucky would most respectfully represent your petitioner Benjamin D. Burch That in the year 1832. your petitioner was fined for not mustering in Capt J Robinsons company as appears from the record of the Court of assessment the sum of $3.00. that is $1. for each muster in that year. - your petitioner would represent that he was fined this amount for not mustering in ~~the~~ said Robinsons horse company. to which he did not belong. but that your petitioner mustered regularly in a foot company to which he was attached & did not fail to muster in any muster for the year 1832. nor was he returned in sd foot company for absence [illegible] any muster for that year. Your petitioner represents that it was a mistake in fining him for sd horse company to which he did not belong. & that your petitioner knew nothing of it till it was too late to have it rectified in the Court of Appeals for the County.

Your petitioner therefore asks of your excellency to remit sd fine. - the petition of several officers privy to the facts are also hereto annexed evidenced by their signatures.

Decr. 19th 1833

Benj. D. Burch

P. C. Morehead. Capt Artillery

John Cheatham

W. A. Reeves Capt

Brogan

R. W. Ragland Lt. Cavalry

M. Spurlin

Micajah [illegible] Clark Capt

B6.222

Whitington Jones.
2nd Petition —
— Remitted — 8th
Jany. 1834 —

To his Excellency John Breckt Esq Governor of Kentucky

Your petitioner W Sullington Young would represent that at the last March Term of the Nicholas Circuit Court, begun & held on the 4th monday in March 1833 a certain John Riley of this County caused a presentment to be had against Your petitioner for obstructing a private passway from Rileys barn or gate to intersect the County road said road is about ¼ of a mile long & was established by an order of the Nicholas County Court for the sole benefit of said Riley. Your petitioner further avers that said road run through his tract of land which contains but 40 acres & nearly ruined it & by agreement between Riley & Yr petitioner, he put his fence in the edge of the road, but leaving a passway along said said fence, & permitted it to remain there for 120 days, & afterwards said Riley became displeased, & presents Yr petitioner, & the Jury were of opinion that inasmuch as said road was established by an order of the County Court, they were bound to find against Yr petitioner, whereby he was fined the sum of $120 said road is of no public benefit, but only a private benefit to John Riley

Yr petitioner charges that he once before sent on a petition to your Excellency, which has been lost, which petition was signed by the Judge the Commonw atty & all the Jury

Your petitioner charges that he is a very poor man & has a family to maintain & if he has the amount of said fine to pay it will almost

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ruin him. Your petitioner says that at the last Sept Term of the Nicholas Circuit Court he was again fined $60 for obstructing the same road & petitioned Yr Excellency. & obtained a remission thereof. He therefore humbly prays that your Excellency will not forget him in a case he conceives much more vexatious & deserving executive clemency

Petitioners Names

John Riley Ass Prosecutor
Thomas Metcalfe

William Seth Jurow
J T Arnett do
John Harris do
Jesse Hughes do

B W Hall do
Isiah Fishlock do
R. P. Hughes do
James Givens do
James H Shanklin

Moses Hopkins
George Noe
James Cassada
John Stephenson
William Stephenson
Stephen Thimes
John Henry
James Alexander
Jacob E Whisner
Joseph S Whisner
Samuel M Whisner
Peter Tuttle
James Walls
[illegible]
William H Sudduth
William Parish
Joseph Campbell
David Warren

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His Excellency Jno. Breathett

Frankfort.

LOUISVILLE
JAN
1 KY.

Louisville 8 Jany. 1834 –

Sir,

Mr. Joseph Muscroft & Jno. Aulesbrook were fined a few days ago $100 Each, for a breach of the peace – & Henry Aulsbrook was also fined $50 Dolls. on the same trial – They had, as I conceive a fair trial, which continued the whole day. –

I am induced to write your Excellency in their favour, so far as to state that they are represented to be men in rather indigent circumstances, and I believe were led into the act, for which they were fined, in consequence of wrong advice – no bodily injury was sustained.

With great respect, I am
Your obed. Servant

His Excellency
Jno. Breathitt

Jno. C. Brecklin
Mayor –

P.S. Jno. Aulsbrook is an aged man & has a family – so has Muscroft – & they are industrious & have heretofore been peaceable citizens –

B6-280

To his Excellency John Breathitt Esq
Governor of Kentucky.

Your petitioner John Craig would respectfully represent to your excellency that during the last year a fine of ten dollars was imposed on him for failing to attend a Roll muster of that year, by the Court of assessment of the 69th Regiment of Kentucky militia in Lincoln County: he would further state that he had no notice of the muster and indeed did not know when it took place. he was not informed nor did he know of the meeting of the Court of assessments who imposed the fine or of the Court of appeals held thereafter: in fine he had no knowledge that the fine had been imposed until the sheriff applied to him for its payment

In consideration of these

facts he would therefore respectfully pray your Excellency that said fine of ten dollars may be remitted.

J M O Craig

Sworn to before me a Justice of the peace of Lincoln County this 30th Nov 1833

Henry Wheat J. Ch C

Mo. Craig's
To Q Petition
Governor

Remitted 9th Jany 1834

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