

18<sup>th</sup> March 1840.

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Be it known that on this day before me Theodore Seghers, notary public, duly commissioned and sworn for the city & Parish of New Orleans, State of Louisiana, and in presence of the undersigned witnesses:

Personally came and appeared John Fitz Miller of this city: who declared that he does hereby mortgage in favor of the Citizens Bank of Louisiana, the following described slaves attached to his plantation situated in the Parish of St. Martin, to wit:

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- Dennis, a negro, aged about fourteen years;
  - Washington, a negro, aged about fourteen years;
  - John, a negro, brick layer, aged about thirty five years;
  - Henry Kohn, a negro, aged about forty years;
  - Henry Sky, negro, aged about fifteen years;
  - Mary, a negro woman, aged about eighteen years;
  - Maria, a griff woman, aged about thirty five years;
  - Caroline, a mulatto woman, aged about thirty years;
  - Ned Travis, a negro man, aged about forty years;
  - Godfrey, a negro man, aged about thirty years;
  - Ketty Daniel, a negress aged about thirty eight years.
  - Mary Daniel, aged about nineteen years;
  - Martha, a mulatto woman, aged about seventeen years;
  - Henry Rider, aged fifteen years;
  - Jesse Rider, aged seventeen years;
  - Little John Pickett, eight years old;
  - Sarah Pickett, four years old;
  - Ann Rufus, aged twenty years;
  - Little Rufus, aged two years;
  - Edmond Daniel, aged seven years;
  - Martha Daniel, aged six years;
  - Van Buren Daniel, aged five years;
  - Little Daniel, aged four years;
  - Martha Tom, aged eighteen years;
  - Fanny Travis a dark mulatress aged thirty five years;
  - Charlotte Randolphe, a negro woman aged thirty two years;
  - and Ann, aged six years.

Which said slaves belong to the said John F. Miller, as follows, viz:

He purchased the said Dennis from Austin Woolfolk, by an act passed before Carlile Pollock, on

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the first february eighteen hundred and thirty seven; He purchased Washington from Owen P. Carow, by an act before the same notary, on the twentieth April Eighteen hundred and thirty nine; He acquired the said Slaves John & Henry from Samuel Kohn, by an act before A. Chiapella notary, on the twenty sixth September Eighteen hundred and thirty nine; He acquired the said Henry by purchase from James Shy, by act before C. Pollock notary public, on the thirty first December Eighteen hundred and thirty eight; He purchased Maria & Mary from Samuel N. Hite, by act before W. Y. Lewis notary, dated twenty fourth August Eighteen hundred and thirty nine; The slave Caroline was acquired by him from Wm Carlile by act executed before Paul Briant, Parish judge of the Parish of St. Martin on the twenty third August 1837. The slave Ned Travis, was acquired by him from Samuel Hart, by act before Wm Boswell, notary public, on the twentieth April 1835; The slave Godfrey was purchased by him from Hugh Nelson agent of Wm H. Minge, by an act under private signature, bearing date Eighteenth April 1837; The slaves Ketty Daniel & Mary Daniel were acquired by him from Wm King Ish, by act before Wm Boswell notary, dated twelfth February Eighteen hundred & twenty eight. The slave Martha was acquired by him from Jean U. De Lavilleboeuve by act of the twenty fourth January 1839, before Pollock notary; The slaves Henry & Jesse were acquired by him from James Hvie, per act before Carlile Pollock notary Public, on the Eighteenth february 1840; and all the other slaves belong to him, as being in possession thereof for a number of years, as he avers.

The above described slaves are thus mortgaged to the said Citizens' Bank, by the said John F. Miller in the lieu and stead of the following named slaves now under mortgage to the said Bank, to wit: \_\_\_\_\_

Adam aged thirty four years; \_\_\_\_\_  
Gilbert aged thirty two years; \_\_\_\_\_  
Abraham aged forty years; \_\_\_\_\_  
Josephine aged twelve years; \_\_\_\_\_  
Catherine aged forty seven years; \_\_\_\_\_  
John Baptiste aged forty years \_\_\_\_\_

John Pierre aged fourteen years;  
Kit aged thirty two years;  
Cyrus aged thirty eight years;  
Judy Ann aged twenty six years;  
Jim aged twenty eight years;  
Dorcas aged fifty two years;  
John Prevost aged thirty seven years;  
Beck aged thirty five years;  
Nancy aged twenty six years;  
the child of said Nancy aged two years;  
Delphine aged thirty eight years;  
Isaac aged ten years;  
Charlotte aged sixteen years;  
Sophie aged twenty years and her two children.  
Isaac aged eleven years;  
Jack aged fourteen years;  
Abbe aged nine years;

Which slaves were mortgaged in favor of the said Bank, by Jonas Marsh & wife, by two acts in this office, the first under date of the twenty sixth day of March Eighteen hundred and thirty eight, to secure Twenty thousand dollars, amount of Two hundred shares in the capital stock of said Citizens' Bank. and the second under date of the twenty sixth June Eighteen hundred and thirty eight, to secure fifty additional shares; and the said mortgages were assumed by the said John F. Miller by an act also in this office, on the twenty fifth September Eighteen hundred and thirty eight, but to the extent of two hundred and thirty three shares only.

The said John F. Miller agrees that the slaves herein mortgaged by him, be subject to the same clauses and conditions stipulated in the aforesaid acts of the twenty sixth March and twenty sixth June Eighteen hundred and thirty eight, in the same manner as if the said slaves had been originally mortgaged by the said Jonas Marsh & wife in favor of said Bank.

And the said John F. Miller declared that there is no mortgage recorded in his name on the slaves firstly described, in the office of the Recorder

of mortgages for the said Parish of St. Martin and he promises to produce the proper certificates to that effect.

But the herewith annexed certificate of the Recorder of mortgages in this city, dated ninth March 1840 it appears that the first above mentioned slaves are clear of mortgage with the exception first of a slave named Charlotte on which there is a mortgage in favor of the Estate of W<sup>m</sup> Cecil, and secondly of two slaves named Denis & Fanny and of another by the name of Charlotte, which are comprised in three former mortgages granted by the said John F. Miller to the Citizens' Bank by three several acts in this office as mentioned in said certificate.

The said John F. Miller declares and avers that the slaves mentioned in the certificate of the recorder of mortgages are different ones from those now mortgaged by him to the Bank. that the slave Denis mentioned in said certificate is a dark mulatto aged thirty five or thirty eight years whilst the slave Denis now mortgaged is a black boy aged fourteen years, that the slave Fanny mentioned in said certificate is a negro woman fifty years old, whilst the Fanny now mortgaged is called Fanny Travis and is a dark mulatress aged thirty five years. That the slave Charlotte now mortgaged is called Charlotte Randolph and is a negro woman aged thirty two years whilst the other Charlotte mentioned in the said certificate was a griffonne bought by him from the Estate of W<sup>m</sup> Cecil and resold by him several years ago to M<sup>r</sup>. Leauumont.

Whence it results that there are no mortgages whatever on the above described slaves.

This present mortgage is accepted in behalf of the said Citizens' Bank of Louisiana, by William Charles Cole Claiborne President of said Institution. And the said President in consideration of this mortgage, grants full Release, but only on the

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Slaves herein secondly described; 1<sup>st</sup> of the mortgage granted by Jonas Marsh and wife, in favor of the Citizens' Bank, by act in this office dated twenty sixth March Eighteen hundred and thirty eight, to secure, ~~to secure~~ two hundred shares of said Institution; 2<sup>dy</sup> of the mortgage granted by the same in favor of said Bank, to secure fifty additional shares, as per act in this office under date of the twenty sixth June Eighteen hundred and thirty eight; and 3<sup>dy</sup> of the assumption of said two mortgages by the said John F. Miller, by an act in this office dated twenty fifth September Eighteen hundred and thirty eight, to the extent of two hundred and thirty three shares, so that the said two mortgages granted by Jonas Marsh and wife and assumed by said Miller shall henceforth exist on the land only mentioned in the aforesaid acts and on the slaves Peter aged thirty seven years; Sam aged forty seven years, Manuel aged twenty years and Dilly aged forty seven years. And the said President hereby authorizes the recorders of mortgages for the parishes of S<sup>t</sup>. Martin and of S<sup>t</sup>. Mary and also the recorder of mortgages in this city to cancel on their records said two mortgages by Jonas Marsh and wife and the assumption thereof by John F. Miller on all the other slaves mentioned in the aforesaid acts, being the slaves herein secondly described.

Thus done and passed at New Orleans in my office on the Eighteenth of March Eighteen hundred and forty in presence of Victor Seghers and Lewis Duemper both of this city witnesses who have signed with the parties and me the notary after due reading hereof.

(Signed) John F. Miller = W<sup>m</sup>. C. C. Claiborne President

Victor Seghers — Lewis Duemper —

Th<sup>re</sup> Seghers not. pub.

I certify the foregoing to be a true copy from the original act on record in my office. In faith whereof I have hereunto set my hand and seal of office this twentieth day of March Eighteen hundred & forty.

  
Th<sup>re</sup> Seghers  
Not. Pub.

The undersigned Recorder of mortgages, for the city and parish of New Orleans, certifies that the foregoing act of mortgage, was recorded, in his office on the 23<sup>rd</sup> Instant, in Book # 2 folio 350: and that since the date of the certificate mentioned in said act of mortgage, no other mortgage, than the one granted by the same act, was recorded, in the name of J. Fitz Miller on the slaves therein described.

New Orleans, the 23<sup>d</sup>. March 1840.

P. Laurence  
Rec.

Office of Mortgages  
Parish of St Martin

I, the undersigned, Parish Judge and ex officio Recorder of mortgages in and for the Parish of St Martin, do hereby certify that the foregoing act of Mortgage has been recorded in my office, yesterday, on the current register of conventional Mortgages, Vol. 6, N<sup>o</sup> 3471. and that there has not been any posterior Mortgage recorded in the name of John Fitz Miller on the Slaves therein named and described.

In faith whereof I have hereunto set my hands and affixed the Seal of my office, at St Martinsville this twenty ninth day of March one thousand eight hundred & forty.

P. Hank

Parish Judge & recorder of mortgages.



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18<sup>th</sup> March 1840. #

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Substitution By  
John F. Miller  
of  
Sundry Slaves in place  
of others mortgaged  
To the  
Citizens Bank &  
Release  
by the Bank.

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Annulled by a subsequent act.  
of 16 April 1840

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