

Jefferson County Circuit Court
Case Files - Criminal
May 1866

Box 17 Folder 33

State
vs

Brady, Michael

Grand larceny

Stole one horse from Hiram
Williams; depositions

STATE OF MISSOURI, } SS.

COUNTY OF ST. LOUIS.

County of Jefferson

This day *J. W. Tullach* personally appeared before me, *Rud M. McCormack* a Justice of the Peace, within and for the County

aforesaid, and being duly sworn, depose and say that there was stolen, taken and carried away from

John Smiersmond *Jefferson* th affiant, at the County of *St. Louis*, on or about the *14th* day of *November*

1865, the following described property, to-wit:

*One two year old
kicker of a Red and white color.*

of the value of *ten dollars* ~~dollars~~, and the affiant has

good reason to believe, and ~~do~~ believe, said property is now concealed in *the dwelling
or out houses of George Beth in the
County of Jefferson*

and the affiant ~~do~~ not know who stole said property.

Sworn to and subscribed before me, this

23rd day of *Nov* 1865.

Rud M. McCormack

Justice of the Peace.

J. W. Tullach

THE STATE OF MISSOURI,

To any Constable of ~~St. Louis Township, in St. Louis County~~—GREETING!

Platten Township Jefferson County

You are hereby commanded forthwith to go, in the day time, and dilligent search make for the

property described in the above complaint, in the *place* above described, and it having found, bring it before the said Justice; and you are also commanded to arrest all and every person in whose possession the same may be found, and bring them before said Justice, to answer said complaint. Hereof fail not.

Given under my hand, this *23rd* day of *Nov* 1865.

Rud M. McCormack, Justice.

I executed this writ in Slatton Township,
in the county of Jefferson and the State
of Missouri this 23 Day of Nov 45 1865
by searching the said place specified in
said warrant and finding 1 Barrel of
beef the Property specified in said
warrant and by having the body of
Luisa Veth Emmy Veth and Mary
Brendsee before the Justice at his
office in Slatton Township in Jefferson
County as commanded

Just 3-50

D. Washburn
Constable of

Ball Township

No. 186

THE STATE OF MISSOURI,

VS. 186

SEARCH WARRANT.

Justice

Filed Jan 6-1866
David A. A. J. J. J. J. J.

December

5th 1865

Received thirty dollars \$30⁰⁰ in full
payment of my one light shaft well made
Cott one year old that I found the said
Cott has a shaped face with two round
but white and one lower part of granite
the said Cott to be my own property
and will the said Cott to John J
Hallahan if Cott should be good and
for the amount sum of \$30⁰⁰ dollars

Daniel X Brady

John J. Hallahan
Columbia Pa

State of Missouri

Michael Brady

Bill of sale filed as evidence

May 5th 66.

C. H. Baird J. P.

The State of Missouri } Before Rees M^c
 vs. } Comack & J. Kenanick
 Louisa Veth Emma } Justice of the Peace
 Veth & Mary Dierdale } in & for Jefferson County
 Missouri
 } On Charge of Grand Larceny, for
 } Stealing a Heifer belong to John
 } Smeersmond.

Examination of witnesses on the part of the
 State, against the above Defendants, who have
 been arrested & brought before the aforesaid
 Justices for trial, for Grand Larceny, -

John Smeersmond of lawful age, produced, sworn
 and examined states, as follows:

On last Tuesday three weeks ago, ~~I lost~~ ^{my cattle} ~~my~~
~~Heifer~~ were all up, & I killed one, - and on three
 weeks from to day, I satled my cattle & my
 Heifer. ^{was missed} A few days after this, on talking with
 John Gullock, I went on the information he
 gave me to hunt the horn & tail of said heifer
 - I went to William Porter's house to see his son
 who had found the horn, & he showed me the horn
 - As soon as I saw the horn, I knew it came
 off my heifer - I then went to John Gullock's
 - who had told me he found the tail - & he showed
 me the tail - & as soon as I saw it, I was
 satisfied it came off my heifer - it was about
 two feet long, - being the lower end, - I then
 went to the Justice's Office & took out a
 Search Warrant to search the house of the
 above defendants, - I went with the

constable to search the House of George Veth
in Jefferson County Missouri - It is about three
quarters of a mile from my house - There was
about a dozen men of us together with the Con-
stable, - Mr. Veth was not at home - but his
wife, Mrs. Louisa Veth & her children & Mary
Diabala were there, - The constable, Rudolph
Washburn, asked Mrs. Veth where she kept
her meat, - He read the warrant to her &
they showed us the meat house, & a barrel
with some bacon in it, & they said that was
all the meat they had, - Mr. Washburn
searched around & could find nothing ^{more} there,
He then went in the dwelling house &
found in the corner ^{of a room which was locked} a barrel all covered
up with sea things, & he examined this &
found it nearly full with fresh beef, - John
Smith laid it all out, & found the head there
cut in two, & he laid it all together & placed
the piece of horn found in the woods, to the
piece of horn on the head & it fit & matched
exactly - There was a piece of skin on the
head, near the ^{on the head} horn, & this just fit that which
was on the horn, - the horn was broken off
the head, where it joins the skull, - The said
heifer was two years old last April, she
belonged to me, & is of the value of fifteen
dollars, - The heifer was very gentle, & was in the
habit of coming up every day with the milk
cows, - And knowing the heifer so well, I was
satisfied just as soon as I saw the horn &
tail, that they came off my heifer, & that I need

not hunt any more in the woods for her, -
The Constable on finding said beef in the barrel
asked the Defendants where they got the beef
from & they said St. Louis & we asked them
what Station they got it from & they would
not tell us, - The Constable then took
possession of the beef & arrested the three
prisoners & took them before the Esquire.
- Mrs. Beth then said to the Esquire that she
got the barrel of beef from the Station at
De Soto, - I went there, & the Agent at De-
soto said there was no such freight
had come there for Mrs. Beth, -

Cross examined,

~~The first place I saw the beef~~

The meat in the Barrel was fresh pickled

Beef,

Subscribed and John Shermann
Sworn to before me
Decr 2nd 1865
Reed McCormack Jp

John H. Fullocks being sworn states as follows,
- About two or three weeks ago, I was at Mr.
Shermans, on talking about a Beef that had
been killed in the woods, from signs there,
he said he had lost his heifer & he went ~~with~~
~~me~~ to Mr. Porter's, (where I had told him the horn
was that was found) & I went there, & he said
it was his heifer's horn & it was no use for
him to look any further, - he then went to my
house & saw the tail that Porter had brought

there - The tail he described exactly before he saw
it & on looking at it, he said it was his - that he
knew it came off his heifer, - We then got
a search warrant, & searched the house of George
Veth, - The Constables went in the house & showed
the warrant - I asked the girl, Mary Bierdlee
where their meat was, & she showed me a
barrel that had bacon in it & I told ^{her} that was
not what we were hunting - I asked her
where the beef was, & she said they had
none - We then searched & found a barrel
of beef in another house, - The barrel had
a sack of meal or flour on it & some bed clothes
on it - these things completely hid the barrel.
- when the meat was taken out we asked
where they got that meat & the girl said
Mr. Veth sent it from St. Louis, - we
asked what Station, - & Mr. Veth then talked
to the girl in German, & some of the Boys that
could speak German said that Mr. Veth
told the girl not to answer our ^{questions} ~~questions~~
We then laid out the beef, & found the head
cut into three pieces, the head had ^a piece
of the skin & hair on it - both horns knocked
off - we then compared the horn with the
head where it was broken off, and it fit
so as to satisfy me that the horn came
off of that head, - The beef was not cut
up like packed beef, - it was badly cut
and ragged, & the ~~shanks~~ ^{shanks} & shanks were
littered up in the barrel, - a very unusual thing
- Constable Washburn then took the beef

& arrested the prisoners & brought them
to the Justice's office. - I went with
Mr. Smeermund to De Soto & enquired of
the Depot Agent if any freight had
been sent to Mr. Veth's family, & he
said nothing of ~~that~~ ^{any} kind except two
kegs of nails had been sent to them
in the last two months, - he examined
his books & found nothing else on them
& gave us a Certificate to that effect, which
is here to the Court shown, - I live about
a half of mile from Mr. Veth, in Jefferson
County Mo, - The neighbors all in my neigh-
borhood get their freight from De Soto
& the examination spoken of at Veth's house
was in Jefferson County Mo, - The three
prisoners, are all George Veth's family - Laura
Veth is his wife - Emma Veth is his daughter
& Mary Dierdale is a girl he raised in his
family, - We compared the tail found in the
woods with the stump in the barrel, & found
it fit & looked as if it came off of it, - From
the horn & tail as above stated, I believe they
came off of Smeermund's heifer, & I knew
her well ^{consider} the heifer worth \$12.50, -

Subscribed and sworn
to before me this 2nd
Dec 1865,

Reid W. Fulk

John W. Fulk

William Porter - sworn - says, - I found
the tail here in Court & took it to Mr. Ful-
locks - I found it in the woods betwixt Mr.
Fullocks & Mr. Knoeff's - about a half mile from

George Beth's house, in Jefferson County Mo,
My Boys found near the same place both horns
- I saw signs like a beef had ^{been} butchered
there, -

Cross examined - It was about a half
a mile from Mr. Beth's where I found
the tail, - & the horns was taken from there
to Mr. Knapp's by my Boys, -
Subscribed and sworn
to before me this 2nd
December 1865
Reed McCormack Jp. } William Porter

John Smith - sworn - States - I went
in Company with several others to George
Beth's house, - The Constable went in
the House & read the Warrant to the pris-
oner - He then asked where they kept
their meat - Mary Dierlee - a girl Beth
raised - said it was in the Entry - we went
there & found there a barrel with some bacon
in - He then said there is no beef here
- I said Mary, have you got no beef -
and she said no, we've got no beef -
- We then went into another House - the
door was fast - but they opened it - & we
looked around some time & the Constable
said, well we find nothing here - I
then went to a pile of clothes, & pulled
them off, & there set a Barrel of beef
- There was a sack of flour on the Barrel

4
of two or three sacks sitting in front ^{of} it - The
Barrel was entirely hid by these things
- I then took out several pieces, I found
the head - split through the forehead
I cut in three pieces, - the horn had been
knocked off the head, leaving a piece of the
horn & skin on the head - they then brought
the horn found in the woods ^{by} Porter's Boy
& we placed it against the head & it
fit exactly, - we compared the tail found
in the woods, & it fit exactly the stump
of tail on the beef - The horn & tail here
in Court are those compared as above
stated, - I have butchered beef in St.
Louis for four years, & state the beef found
at Mr. George Veth's was not cut up
any thing like beef cut up by a regu-
lar butcher - it was badly haggled
- I never saw beef cut up in the
County as badly - it looked like it had
been cut up in the dark - When the
beef was found as above stated Mr.
Zulloch asked prisoners where they
got it, & they said at St. Louis - It
was Mary Dierdalee said that - we asked
her what store they got it from, &
Mrs. Veth spoke some ^{thing} in German
& some of the Boys said she told her
to answer no questions, & she then
refused to answer any more.

Subscribed & Sworn to
before me this 2nd Dec 1865 -
Redford M. M. K. J. P.

John W. Smith

The prisoners being by me ^{distinctly} informed of the
charge made against them refused to
make any statement whatever.
Given under my hand Dec 2nd 1865 -
Red McCormack J/c

Examination of witnesses for Defendants
Charles Smith - being sworn -
States - I know George Veth - he has
been absent in St. Louis for about five
weeks, ~~xxx~~, & I have not seen him
since -

Subscribed and sworn to before } Charles Smith
me this 2nd Decr. 1865. }
Red McCormack }
Justice of the Peace }

State of Missouri
County of Jefferson

Be it remembered
that on the 2nd day of Decr 1865 - at the
County aforesaid John W. Tullock John N. Smith
John S. McAdams & ~~Wm. Porter~~ of the County of
Jefferson came before me a justice of the
Peace within and for the County aforesaid and
acknowledge themselves indebted to the State of
Missouri in the Sum of Two hundred dollars
to be levied of their goods & chattles lands and
tenements upon condition that if they shall
personally appear before the Circuit Court
on the first day of the next Term thereof to
to be holden for the County of Jefferson then
and there to testify and give evidence in behalf
of the said State against Louisa Beth
Emma Beth and Mary Diederlee on a certain
charge of Grand Larceny wherewith they
are charged and shall not depart the said
Court without leave then this recognizance
to be void otherwise to remain in full force,

John N. Smith
John W. Tullock

John Schermann

Approved December 2nd 1865 Wm. Porter

Redmond Justice of the Peace

Filed April 5th 1866.
David A. H. H. H. H.

State of Missouri }
County of Jefferson }

Be it remembered that
on the 9th day December 1865 Louisa Veth
Emma Veth and Mary Diederhe of Jefferson
County and George Veth and Mary J. Knopp
of Jefferson County personally came before me Rudell McCormack
a Justice of the peace within and for Said County
and acknowledge themselves indebted to the State
of Missouri that is to say ~~to~~ Louisa Veth Emma
Veth and Mary Diederhe the sum of one
hundred dollars ~~each~~ each and the Said George
Veth and Mary J. Knopp each the sum of
one hundred dollars to be levied of their goods
and chattes lands and tenements if the Said
Louisa Veth Emma Veth and Mary Diederhe
shall fail the condition underwritten

The condition of this recognizance is such that if the
above bounden Louisa Veth Emma Veth and Mary
Diederhe shall personally appear at the circuit
Court, on the first day of the next term thereof
to be holden for the County of Jefferson, then and
there to answer an indictment to be preferred ~~against~~
to the Grand Jury against the Said Louisa Veth
Emma Veth and Mary Diederhe for Grand Larceny
for Stealing a heifer from John Smoosmonds
whereof they stand charged and shall not depart
the same without leave of the Said Court then
this recognizance to be void otherwise to remain
in full force. Louisa Veth. Mary ^{her} Diederhe

Emma ^{her} Veth. George Veth.
Mary ^{her} J. Knopp

Westbury 1866
Samuel R. Phelps

State
 Dist. Commr Beth Longbridge
 Foster Seed

Seeding Unit 35⁰⁰

Certifying & Disputations 1,745⁰⁰

Recognition for appearance before the 35⁰⁰

Administration 5 built 25⁰⁰

Recognition of rights to circuit 35⁰⁰

Defecting case 14⁰⁰
~~23.15~~

East-H. Lewis April 27 1846

My Dear

Dear Sir

For one of your horses
today I enquired of this
man if he knew of any one

Saying such horses he has
me to make the description
ever he said he purchased

a blood Colt just when he
from a man by the name
of Brach and he wanted to
sell him the mother of the
Colt and he did not want

to buy any more mares

I want one like the Colt and
it is your Colt will it not
doubt at least it will

The Bell ~~was~~ the light spot
on the left arm show plain
I think Brach lives in
town But I had this man

to permit that he would
say nothing about it - till
you come for if Brady
gets wind of it he will
be apt to leave & don't
think that he sold the
man for off but I think
it is best not to make
any enquiry till you get
wind of the man that
has the felt is aggriving
away Monday morning and
must get back till Thursday
he has had a good deal
of sickness & stole and he
is anxious to get out
of shack follows
when you get the letter
you had better ^{send} me a few
lines when you will be
sure to I will be at home
and when you come be
sure that you don't

tell Brady or any of his
friends see you I think
it would be best for
you to get a warrant
before you start - and
if he is driving team
you can catch him over
and your stock of the River
I want is living in town
and if you have any
change of mind you had
better take time to
yourself
I should like to
The felt is about
two miles from my place

State of Missouri }
County of Jefferson }

This affiant Hiram Williams states that on or about the 3rd day of November 1865, in the township of Joachim in Jefferson County Missouri one Michael Brady did unlawfully and feloniously steal from the premises of the affiant a brown Mare about 7 years old with white hind feet, and a Blaze in the face and at the same time did steal a bright sorrel colt, one year and a half old, and that said Michael Brady did feloniously steal and carry away the said Mare and colt the property of said affiant, and that said affiant has reason to believe, ^{and does believe that} said Michael Brady did steal said Mare and Colt.

Subscribed and sworn to this

Hiram Williams

4th day of May 1866

before me at Victoria Jefferson Co Mo

C. L. Bissett Justice of the peace
for Central Township.

State of Indiana
vs
Michael Brady
officer of Henry Williams

Quota fee 30¢

The State of Missouri, to the Constable of Central Township
in Jefferson County Missouri. Greeting

Whereas Hiram Williams of Joachim township in Jefferson
County, hath this day given information, upon oath, to me
C. H. Bissett, a Justice of the peace within and for the County
of Jefferson, that, on or about the 3rd day of November 1865
at the township of Joachim, in the County of Jefferson, State of
Missouri, one Michael Brady did feloniously steal and take away
a Certain Brown Mare, about 8 years old, with white hind
feet, and a blaze in the face, and also a bright sorrel Colt
one and a half years old, the property of said Hiram Williams

These are therefore, to command you forthwith to apprehend
the said Michael Brady, and bring him before me, to answer
the premises, and further to be dealt with according to Law.

Given under my hand, at Victoria in the County of
Jefferson aforesaid, this 4th day of May 1866.

C. H. Bissett

Justice of the peace, for Central Township

I executed the within writ in the County
of Jefferson on the 4th day of May A.D. 1866
By taking the Body of Michael Brady,
And Bringing him before Charles, H. Bissett
Justice of the Peace for and in said County
John Vinger
Constable of Centreville Township
in said County

The State of Missouri

vs
Michael Brady

Warrant.

Justice fee	35 ^c
Constable "	75 ^c

I C. H. Bissett one of the Justices of the peace within and for the County of Jefferson and State of Missouri. Do Certify that the said Michael Brady was brought before me, (and Sullivan Frazier a Justice of the peace within and for said County, who was associated with me in the examination of the said prisoner), and charged with stealing a Mare and a Colt from Hiram Williams in Jefferson County Missouri, and that the said Michael Brady was distinctly informed by me of the charge made against him, and that he was at liberty to refuse to answer any questions put to him; and the examination of the said Hiram Williams, Oscar Doud, John Huskey. W^m J Osborn and Charles Garlitts, witnesses, were by me taken and reduced to writing, this 5th day of May A.D 1866.

C H Bissett

Justice of the peace for Central Township

The State of Michigan to Charles C. Smith & Thornton Jarvis
You are hereby commanded to be and appear personally before
me L. H. Barrett one of the justices of the peace for Central
township in Jefferson County Michigan
at Victoria in said township at my office in said township
to testify on the trial of a cause wherein the State of Michigan
vs. Plaintiff and Michael Brady is defendant, in which
of the Plaintiff, and hereof said not at your peril
Witness my signature this 5th day of May 1866

L. H. Barrett

Justice of the Peace for Central township

Executed the within writ and
charges Garlitts and Tharnton
Jarnis by reading the same
in there present hearing this
4th day of May 1866

Authorized by the Justice Wm Dodson

State of Missouri

Michael Brady

Subpoena for

Charles Garlitts.

Justice fees, \$5.
Court fee, \$50

Justice fee 35th

State of Missouri }
County of Jefferson }

Be it remembered that on the 5th day of May 1866 at the County aforesaid, Charles Garlitts ^{Wm. T. Osborn} Oscar Dower, Hiram Williams and John Huskey, came before the undersigned Justices of the peace for Central township in the County aforesaid, and in their proper persons, each for himself acknowledged themselves indebted to the State of Missouri in the sum of one hundred dollars, each, to be levied of their goods and chattels, lands and tenements, upon condition that if they shall personally appear before the Circuit court, of Jefferson County, on the first day of the next term thereof, to be holden for the County of Jefferson, then and there to testify and give evidence in behalf of the State, against a certain Michael Brady in a certain charge of feloniously stealing and carrying away a certain Mare and Colt, wherewith the said Michael Brady is charged, and shall not depart the said Court without leave then this recognizance to be void, otherwise of full force

Approved this 5th day of May 1866 }

C. H. Bissett
Sulliman Frazier
Justices of the peace for Central township

Wm. T. Osborn
Charles Garlitts
Oscar Dower
John Huskey
Hiram Williams

State of Indiana

vs
Michael Brady

Recognition of Witnesses

Henry William

O'Brien

John H. Kelly

W. J. O'Brien

Charles Gault

Justice for

35²

1

Evidence taken before Justices C H Bissett
and Sullivan Frazer, of Central township Jefferson Co Mo
in the following named Case, at Victoria Jefferson Co Mo
May 5th 1866.

State of Missouri vs Michael Brady
Charged with Stealing a Mare and Colt. the property
of Hiram Williams, of Joachim township Jefferson County Missouri

Hiram Williams of lawful age, ~~being sworn~~ ^{being} produced ^{and sworn} on the
part of the State; states. that on the 3rd day of November
1865, he had a Brown mare and a Sorrel colt, stolen from
him in Jefferson County Missouri

I have seen the colt but not the mare, saw the colt in
St. Clair County Illinois, on the 3rd day of this month (May)
I saw the colt, it was in the possession of a man named
John Gallagher, Gallagher said that on the 5th day of November
last Daniel Brady brought a brown mare and the sorrel colt
to him and he bought the colt from Brady, and Brady wanted
to sell him the mare, ~~Gallagher did not have any thing to show~~
who Gallagher had a bill of sale from Daniel Brady for
the colt, Gallagher took me to Brady and Brady acknowledged
that he sold the colt to Gallagher. It was Michael Brady
that Gallagher took me to, and Michael Brady acknowledged
that he had sold the colt to Gallagher.

Brady said he knew they were my horses, as soon as he
traded for them. Brady said that he got the horse from
Tom Smith that he had traded for this mare and colt

He said he had traded for them. He said he did not know the
man that he traded with, he traded for them in St. Louis
close to the Corral,

Hiram Williams

Subscribed & sworn to this
5th day of May 1866
C H Bissett Justice

Oscar Doney, being sworn states, that at the request of ² Hiram Williams I went with him to Illinois in search of his horses. we went to Belleville Ill. Saw a man named Winstanley living about 2 1/2 miles east of Illinois town and got him to help find the horses. I gave him a description of the mare & colt. I received a letter from Winstanley on the 30th of April, stating he had found the colt & thought he could find the mare. I wrote and told him I would be at his house the next Thursday, I went there on Thursday last he told me in the letter where the colt was.

he took us and showed us the colt, it was in the pasture of Mr. Gallagher. Gallagher told us he bought the colt ~~and~~ ^{from a} ~~from a~~ man named Brady. that Brady had the mother of the colt and wanted to sell the mare to him.

Gallagher showed us a bill of sale from Daniel Brady for the colt, and we went to where Michael Brady was and Gallagher said he was the man he bought the colt from. Brady acknowledged that he sold the colt to Gallagher, and that he signed the bill of sale. This was Michael Brady who made his mark on the bill of sale. Michael Brady said that there was a mistake in the name on the bill of sale, that he told Gallagher Michael Brady, but Gallagher said that he told him Daniel Brady.

I found where the mare had been sold, she was sold in St. Louis at Fier's Auction Stable. on the 15th of November 1863 the register showed that Michael Brady had sold the mare she was sold to Thomas Busby.

the Clerk at the stable said that a man named T. Max indorsed for Brady. Brady told me that he got T. Max to help him sell the mare, & that he gave T. Max \$2.50 to help him sell the mare.

Brady told me that he swapped a horse that he got from Tom Smith for the mare & colt, that he swapped for the mare & colt about three months ago. He told us this ~~before~~ in Illinois town, before we came to St. Louis.

Imax said that Brady told him he swapped the Tom Smith horse for another horse, and then swapped that horse for the mare & colt. That was Imax's statement.

Subscribed & sworn to this
5th day of May 1866. before me
C. H. Bissett J. P.

Oscar Dore

John Huskey, being sworn states, that he knows that Heran Williams lost his mare & colt, on the 3rd of November 1865, that he shipped Williams to hunt the horses the day after they were stolen, went to St Louis on the hunt for them.

I went with Williams and Dore to Illinois and found the colt there, we found the colt in the possession of John Gallagher about 2 1/2 miles east of Illinois town Ill. I know it to be the colt that was stolen from Heran Williams. Gallagher said he bought the colt from Daniel Brady. The Prisoner Michael Brady acknowledged that he sold the colt to Gallagher he acknowledged this in Gallagher's presence.

Brady said he swapped a horse he got from Tom Smith for this mare and colt.

Brady said he knew that the mare & colt belonged to Williams but that he did not want to lose the money he had paid for the horse.

The mare and colt were stolen from Jefferson County Prisoner Brady said he swapped for the mare & colt about 3 months ago. This conversation took place in Illinois town day before yesterday, the 3rd day of May 1866.

Subscribed & sworn to before me
this 5th day of May 1866
C. H. Bissett J. P.

John Huskey his mark

attest C. H. Bissett

William J. Oshorn, being sworn states, that Michael Brady told him that he let Imax have the horse that he got from Tom Smith, it was about 3 months ago that Brady told me the above

Brady told me that he let Ima have the horse
we were at Hemetote when Brady told me so

Subscribed & sworn to before me
this 5th day of May 1866 } Wm T. Osborn
C. H. Bissett J.P.

Charles Garlits, being sworn, states that, he knows that
the colt is Hiram Williams colt. that he saw the horses with
Williams at Bradys sale. that he saw the mare and colt about
1/2 mile from the Merriam, on the rock road, the colt was following
the mare. a man was riding the mare, the man turned his head
away from affiant, when he met him so he could not see very
well his face, it was about 6 o'clock in the morning when he
saw the man with the mare & colt. says that Brady does not
look like the man who was riding the mare, that the man
had black ~~whiskers~~ beard, looked like the beard had not been
cut for 3 or 4 weeks. he cannot tell the exact date but thinks
it was in November last, he ^{had been} ~~was~~ hauling potatoes to town
was on his way home.

Subscribed & sworn to before me
this 5th day of May 1866 }
C. H. Bissett J.P.

Carl Görlitz

The Prisoner Michael Brady declines to make any statement.

The Justice being satisfied that an offence has been committed
and that there is probable cause to believe the prisoner is guilty
he is required to give bail for his appearance at the Circuit
Court, at the next term thereof, on the first day of the term
thereof, the amount of bail is fixed by the Justice at one thousand
dollars. in default of which he will be committed to the County
Jail.

Warrant of Commitment made out and delivered to John Vineyard
Constable of Central township.

Transcript of Docket, of C. H. Bissett Justice of the peace
for Central township Jefferson County Missouri

The State of Missouri } Charged with stealing a Mare and Colt from
as } Hiram Williams in said County.

Michael Brady

May 4th 1866. Hiram Williams upon oath

states that he has reason to believe and does believe, that

Justice's Docket .10

affidavit .35

Warrant .35

Subpoena .35

Swearing 5 witnesses 25

writing evidence 1.75

Certificate to transcript 35

Commitment warrant 35

Recognition of return 35

4.20

Constable's fee.

Warrant 75

Subpoena 70

taking to Jail 1.00

Miles, 5 miles 1.00

3.45

5 witnesses claim their

attendance \$ 5.00

Total Costs \$ 12.65

on is about the 3rd day of Nov^r 1865. Michael Brady stole his mare and Colt.

Warrant issued May 4th 1866. and delivered to John Vineyard, Const.

May 5th Warrant returned executed as the law directs and the prisoner Michael Brady, brought before me.

Justice Sullivan Frazier, being called on by me to assist in the examination, After hearing the testimony of Hiram

Williams, Oscar Dowd, John Haskiey W^m J. Osborn & Charles Partlett which was reduced to writing by me. it was adjudged that

there was probable cause to believe the prisoner was guilty, and that he enter into a bond, in the sum of one thousand dollars for his appearance before the Circuit Court, at the next term.

in default of which the prisoner is committed to jail

Warrant of Commitment made out, and placed in the hands of John Vineyard Constable.

C. H. Bissett Justice.

I hereby Certify that the foregoing is a true

Copy of my Docket, in the above named case

This 7th day of May 1866.

C. H. Bissett

Justice of the peace for Central township

State of Newbome

no

Michael Brady

Manuscript of Doctor - &c

May 2^d 1866.

2380

Filed May 2nd 1866

Saml. A. W. J. for

W. H. B.

State of Missouri }
County of Jefferson }

Jefferson Circuit Court

May Term 1866

The Grand Jurors of the State of Missouri within and for the body of the County of Jefferson now here in Court duly empannelled sworn and charged upon their oath present that Michael Brady late of the County of Jefferson aforesaid on the third day of November in the year of our Lord one thousand eight hundred and sixty ~~five~~ ^{with force and arms} at and in the County of Jefferson aforesaid unlawfully and feloniously did steal take and lead away one brown mare of the goods, chattels, and personal property of Hiram Williams then and there being found, and to the said Hiram Williams then and there belonging, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State.

And the Grand Jurors aforesaid, sworn as aforesaid, upon their oath aforesaid do further present that Michael Brady late of the County of ^{Jefferson} aforesaid on the third day of November in the year of our Lord one thousand eight hundred and sixty five with force and arms at and in the County of Jefferson aforesaid

11 unlawfully and feloniously did steal take and lead away one sorrel colt of the goods, chattels and personal property of one Hiram Williams then and there being found and to the said Hiram Williams then and there belonging contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State.

And the Grand Jurors aforesaid upon their oath aforesaid do further present that Michael Brady late of the county of Jefferson aforesaid on the third day of November in the year of our Lord one thousand eight hundred and sixty five with force and arms at and in the County of Jefferson aforesaid one brown mare and one sorrel colt of the goods chattels and personal property of Hiram Williams then and there being found, ~~and~~ unlawfully and feloniously did steal take and lead away. Contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State.

David Murphy
Circuit Attorney

State of Indiana
By
Michael Brady
Grand Juror

Wit
John Bartley
Oscar Dover
John Shockey
Thomson Jarvis
Elied May, & Co
James McPoy & Co
St Louis Bill
Geo. W. Sullivan
Chas. W. Green