

United States versus Belt Brashear for taking Indian property

These legal documents relate to the case of the United States vs. Belt Brashear. Brashear was accused of stealing nails worth two hundred dollars on March 1, 1860 from Miami tribal lands in the Kansas Territory. During the mid-19th century, the Miami tribal lands in the Kansas were located in Lykins (now Miami) and Linn counties. Brashear was indicted during the May term of the U. S. District Court of the Kansas Territory, Third District, in Fort Scott.

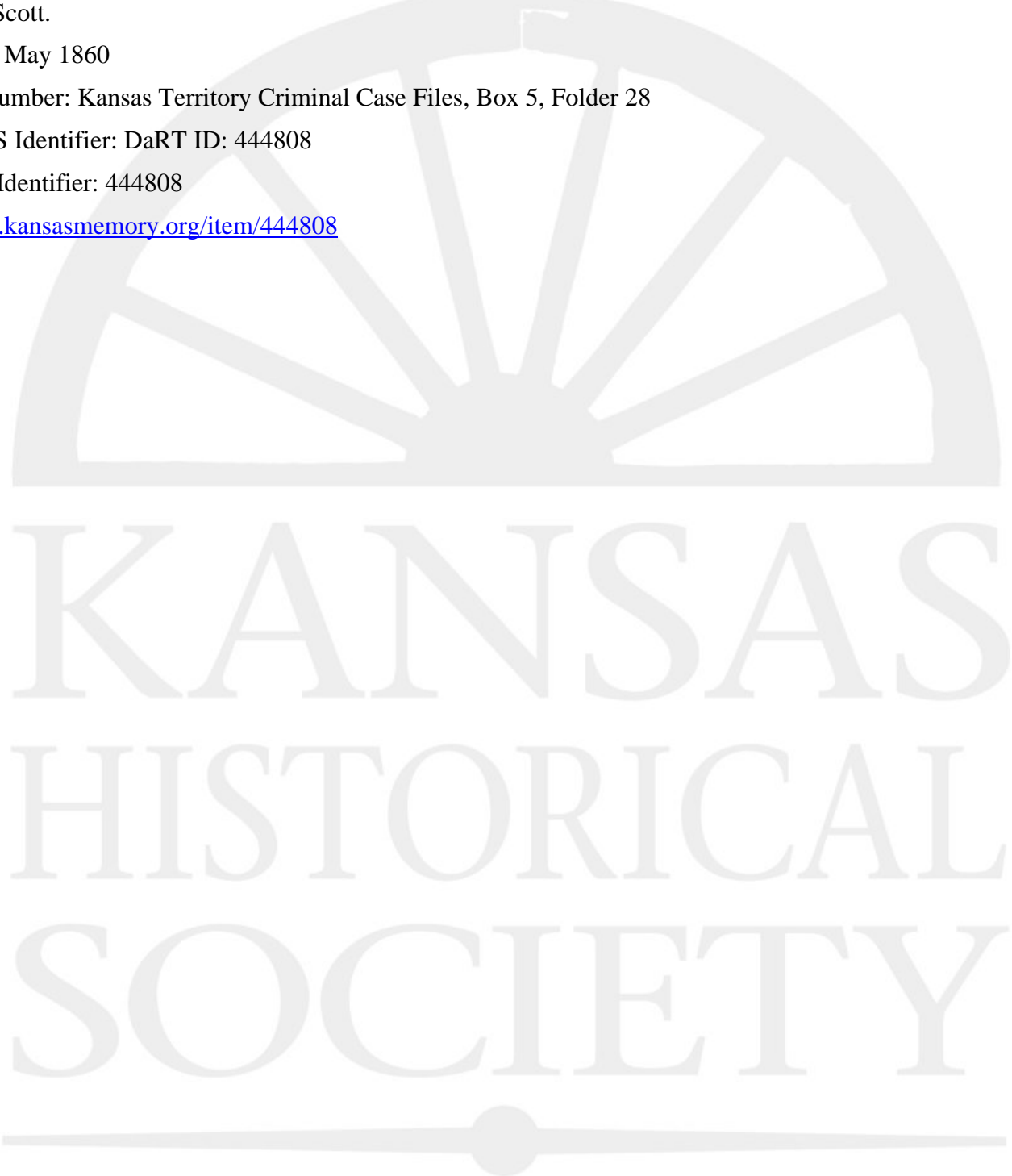
Date: May 1860

Callnumber: Kansas Territory Criminal Case Files, Box 5, Folder 28

KSHS Identifier: DaRT ID: 444808

Item Identifier: 444808

www.kansasmemory.org/item/444808



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United States of America,
Kansas Territory. Third Judicial
District

United States
vs
B. Brashear

In the United States
District Court holden
in and for the Third
Judicial District of
the Territory of Kansas
for the trial of Causes
arising under the laws
and Constitution of the
United States, May Term
A.D. 1860.

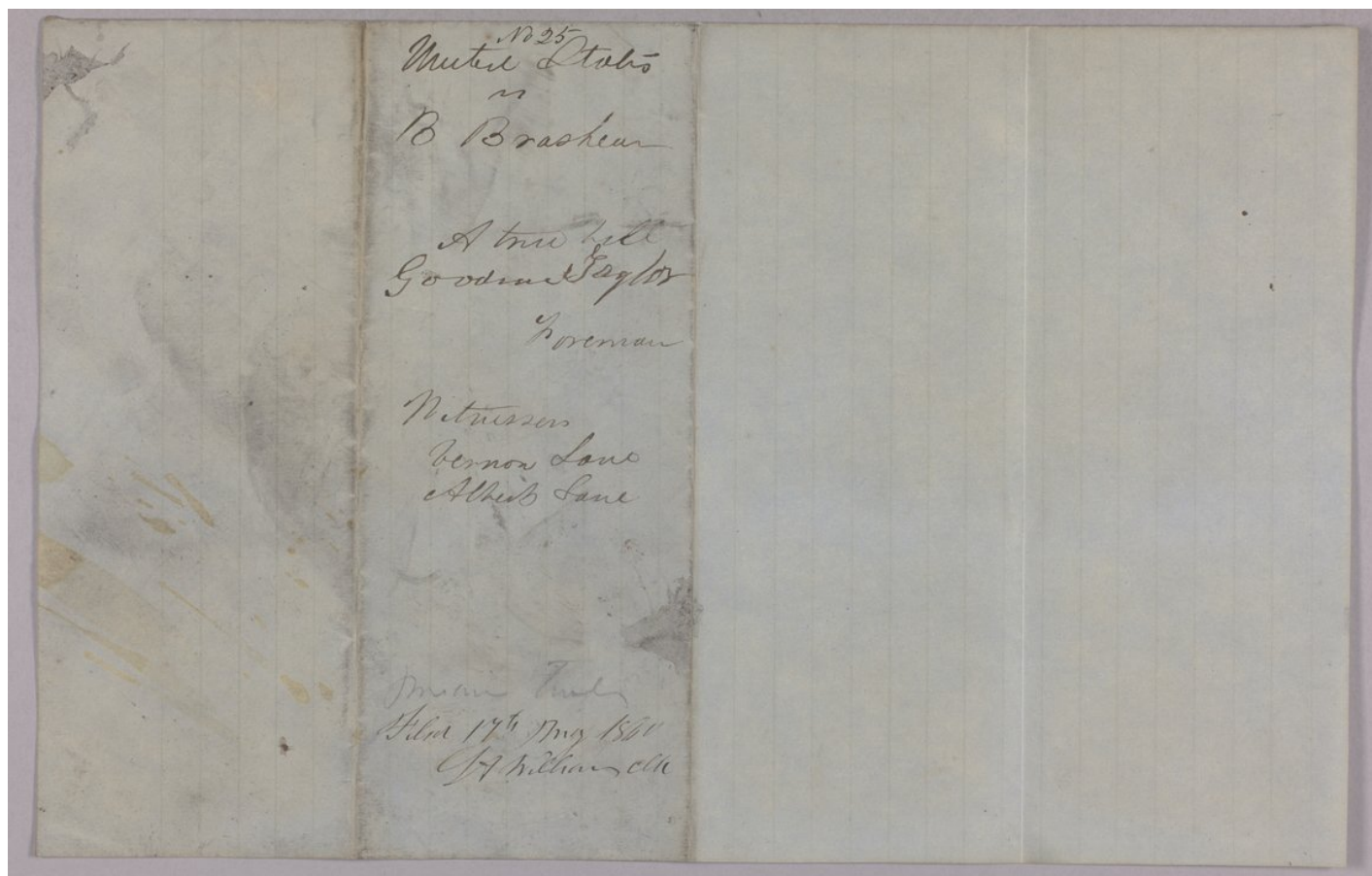
The Grand Jurors of the United States
of America, within and for the
Third Judicial District of the
Territory of Kansas duly selected
impanelled sworn and charged to inquire
in and for the body of said District
at the May term of the United States
District Court holden in the year of
Our Lord one thousand eight hun-
dred and sixty for the said District of record
upon their oath depose, That B. Brashear
late of the District aforesaid and on first
day of March in the year of our Lord one
thousand eight hundred and sixty
at to wit, within the jurisdiction of
this Court and within the Third Judicial
District of the Territory of Kansas and
at and upon the lands surveyed selected

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and set apart for the Miami tribe of
Indians by and under a treaty made by
and between said Miami tribe of Indians
and the United States of America, ~~said~~ ¹
lands being within the sole and exclusive
jurisdiction of the United States, and
then and there did with force and arms
take and carry away five thousand
rails of great value & worth of the value
of two hundred dollars said rails
being the property of one How Jon, son, & a
Miami Indian belonging to the tribe
of Miami Indians. Said Miami
Indians being friendly Indians, and
said lands aforesaid being Indian country
into which said lands the said B
Brashear had not the right of entry,
contrary to the form of the act of Congress
in such case made and provided
and against the peace and
dignity of the United States

Henri C. Linn,
United States District
Attorney for the District
of Kansas —

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UNITED STATES OF AMERICA.

Territory of Kansas, }
THIRD JUDICIAL DISTRICT.

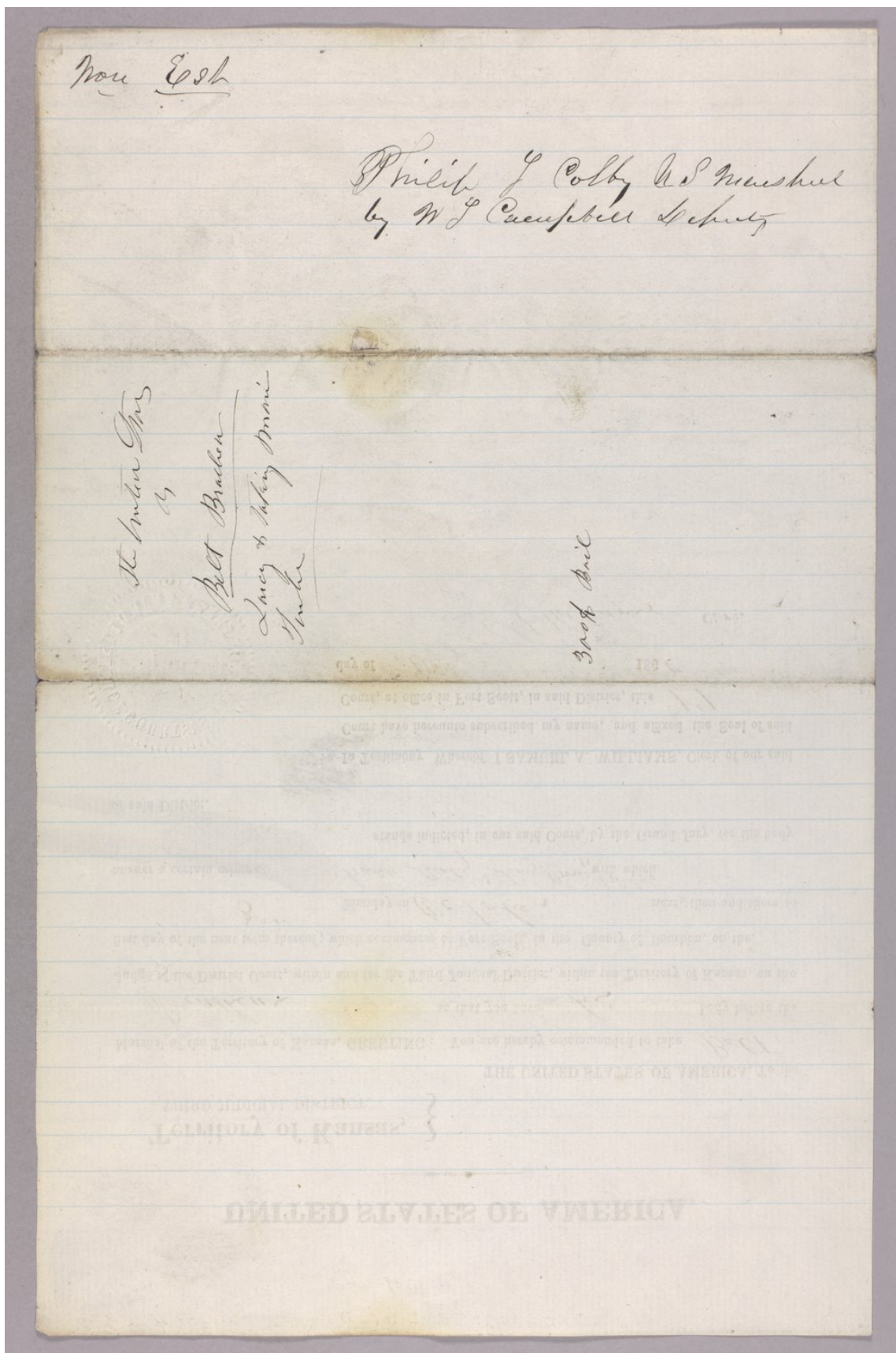
THE UNITED STATES OF AMERICA, To the

Marshal of the Territory of Kansas, GREETING: You are hereby commanded to take *Belt*
Brashear so that you have *his* body before the
Judge of the District Court, within and for the Third Judicial District, within the Territory of Kansas, on the
first day of the next term thereof; which commences at Fort Scott, in the County of Bourbon, on the
3rd Monday in *October* next, then and there to
answer a certain crime of *horse stealing & being drunk* with which
stands indicted, in our said Court, by the Grand Jury, for the body
of said District.

In Testimony Whereof, I SAMUEL A. WILLIAMS, Clerk of our said
Court have hereunto subscribed my name, and affixed the Seal of said
Court, at office in Fort Scott, in said District, this *19*
day of *May* 186*6*

S. A. Williams Clerk.

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