

United States versus Seth Bray for larceny

These legal documents relate to the case of the United States vs. Seth Bray for larceny. Bray was accused of cutting down and stealing trees worth a total of five hundred dollars between March 1, 1859 and May 1859 from Miami tribal land 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. Bray was indicted by the U. S. District Court, Kansas Territory, Third District in Fort Scott during the May court term of 1859.

Date: May 1859 - May 19, 1860

Callnumber: Kansas Territory Criminal Case Files, Box 5, Folder 31

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KANSAS
HISTORICAL
SOCIETY

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UNITED STATES OF AMERICA.

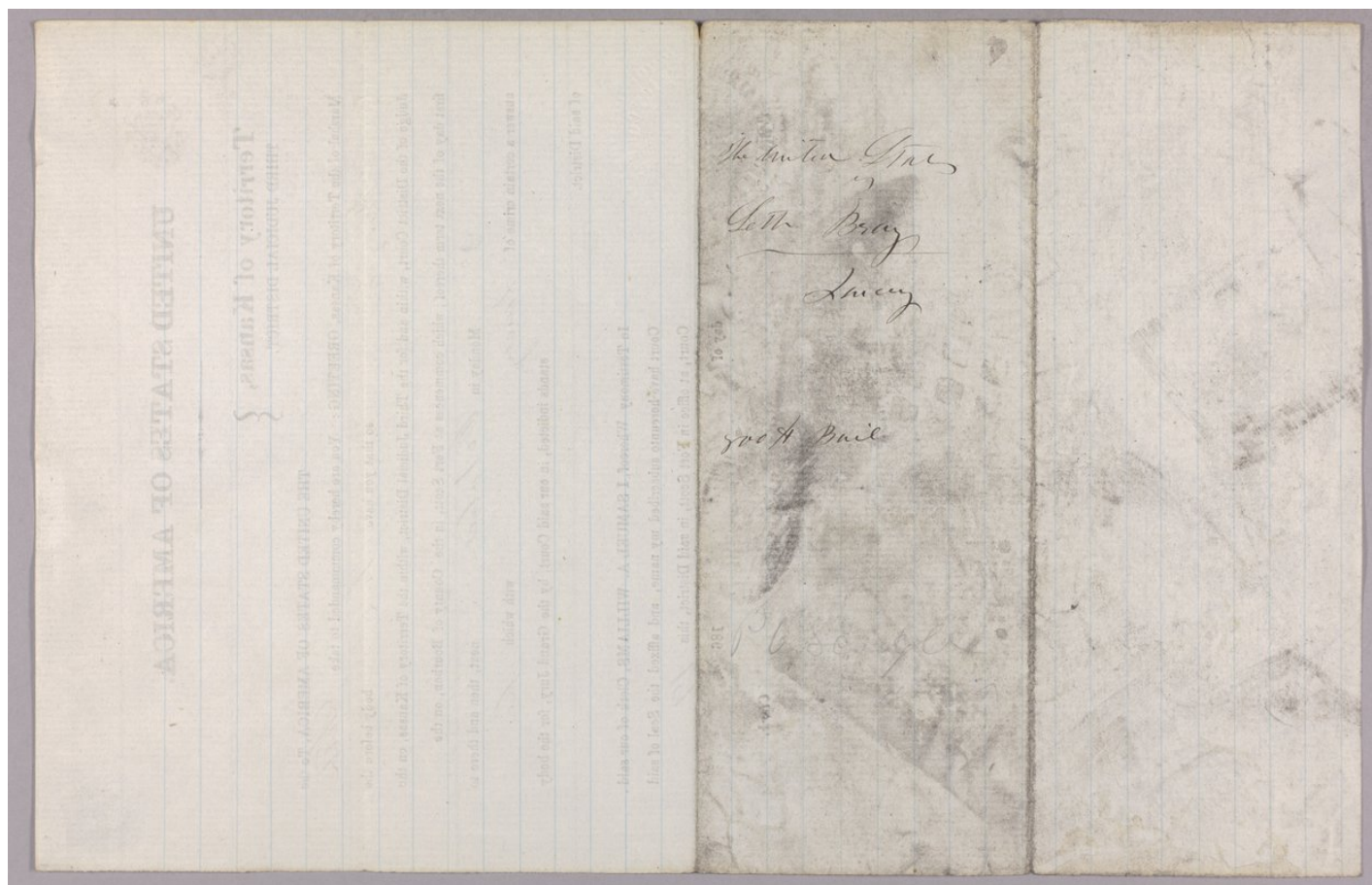
Territory of Kansas, }
THIRD JUDICIAL DISTRICT.

THE UNITED STATES OF AMERICA, To the
Marshal of the Territory of Kansas, GREETING: You are hereby commanded to take *Seth*
Bray 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 *Larceny* with which *he*
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*0*

S. A. Williams Clerk.

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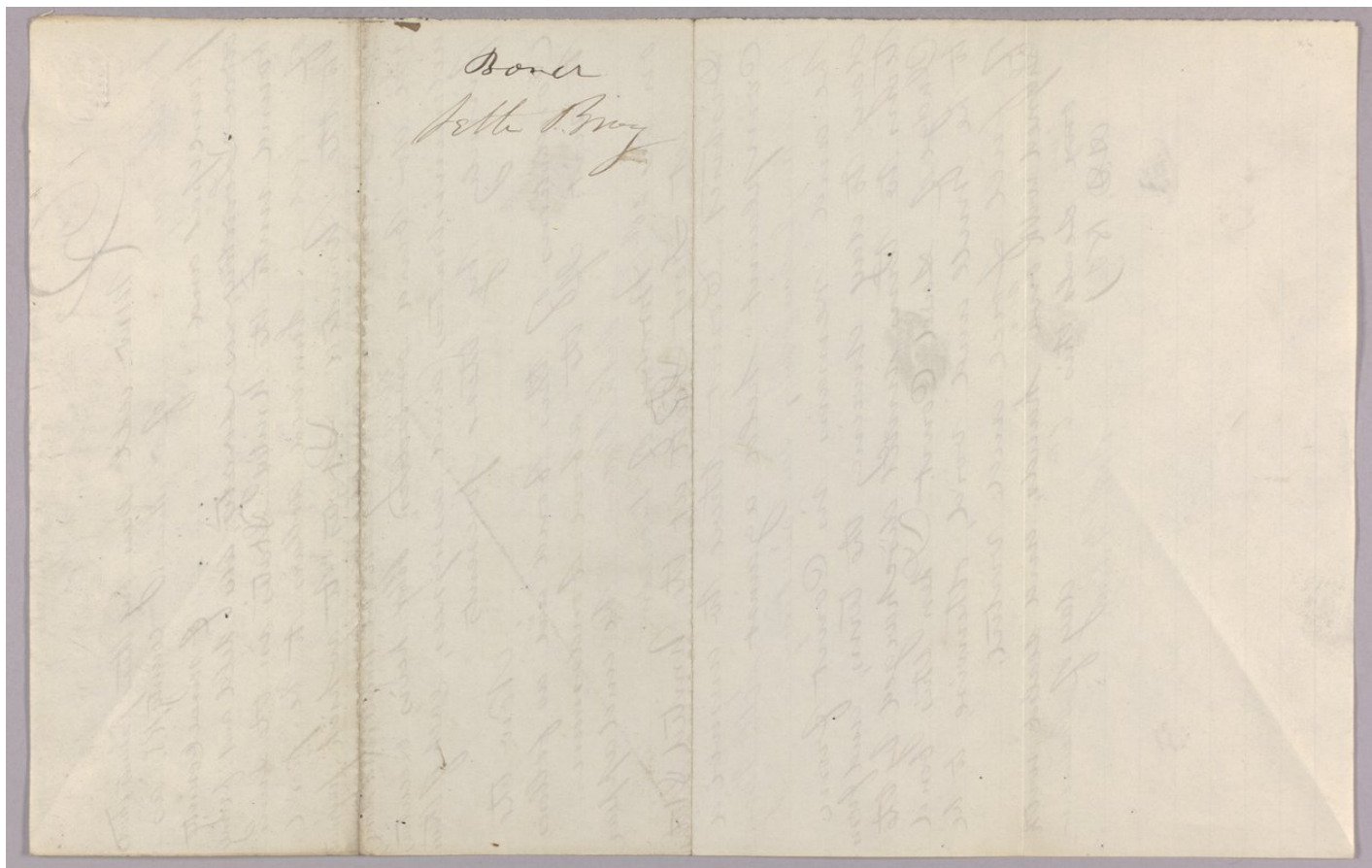
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I now all men by these presents that
I Seth Bray of Lykins county, K.T. as
principal and ^{of same County}
~~and Security~~ ^{held and firmly}
bound unto the United States in the Sum
of One hundred dollars to be paid
to the United States to which payment
will and truly to be made and done.
We do bind ^{ourselves} ~~ourselves~~ that heirs, executors
administrators and assignees, each of them
firmly by these presents

Now the
Conditions of this bond are as follows,
to wit: If the above Bondsman
on the 20th ^{Seth Bray} ~~Monday~~ of December
at Fort Scott, at the United States
District Court, there to answer a
complaint held against Seth Bray
for taking public property, and said Bray
he and remains in Court from
day to day during the term, and from
term to term until discharged by the
Judge of said Court. Then this bond
to be null and void, otherwise, to be
of full force and virtue.

Signed with ^{my} ~~own~~ hands, and sealed with
^{my} ~~own~~ seals this 6th day of December
A.D. 1859 Seth W. Bray

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United States of America
 Territory of Kansas Third Judicial
 District } In the United States district
 United State Court holden in and for the
 Seth Bray } third Judicial District of the
 } Territory of Kansas
 } adjourned May Term 1859
 The Grand Jurors of the United States of America
 Within and for the third Judicial District in the
 Territory of Kansas duly and legally selected
 Summoned Empaneled Sworn and Charged to enquire
 in and for the body of the said District aforesaid
 at the adjourned May Term of the United States
 District Court in the year of our Lord one thousand
 Eight hundred and fifty nine holden in and for the
 said District aforesaid upon their oaths do present
 that Seth Bray late of the District aforesaid did
 on the ~~first~~ day of March in the year of
 our Lord one thousand eight hundred and fifty
 nine and on divers other days and
 times between the said ~~first~~ day of March
 aforesaid and the day on which this bill of indictment
 is found and presented by the grand Jurors
 aforesaid at ~~the City of Topeka~~ within the Jurisdiction of
 this Court in the Territory of Kansas aforesaid did
 enter in and upon the lands surveyed selected and
 set apart for the Miami tribe of Indians by
 and under a treaty by and between said Miami
 tribe of Indians and the United States of
 America in to which said lands the said Seth
 Bray had not the right of Entry said
 Miami Indians being friendly Indians
 and said lands aforesaid being Indian Country
 and then and there did cut and take and
 Carry away divers trees then and there

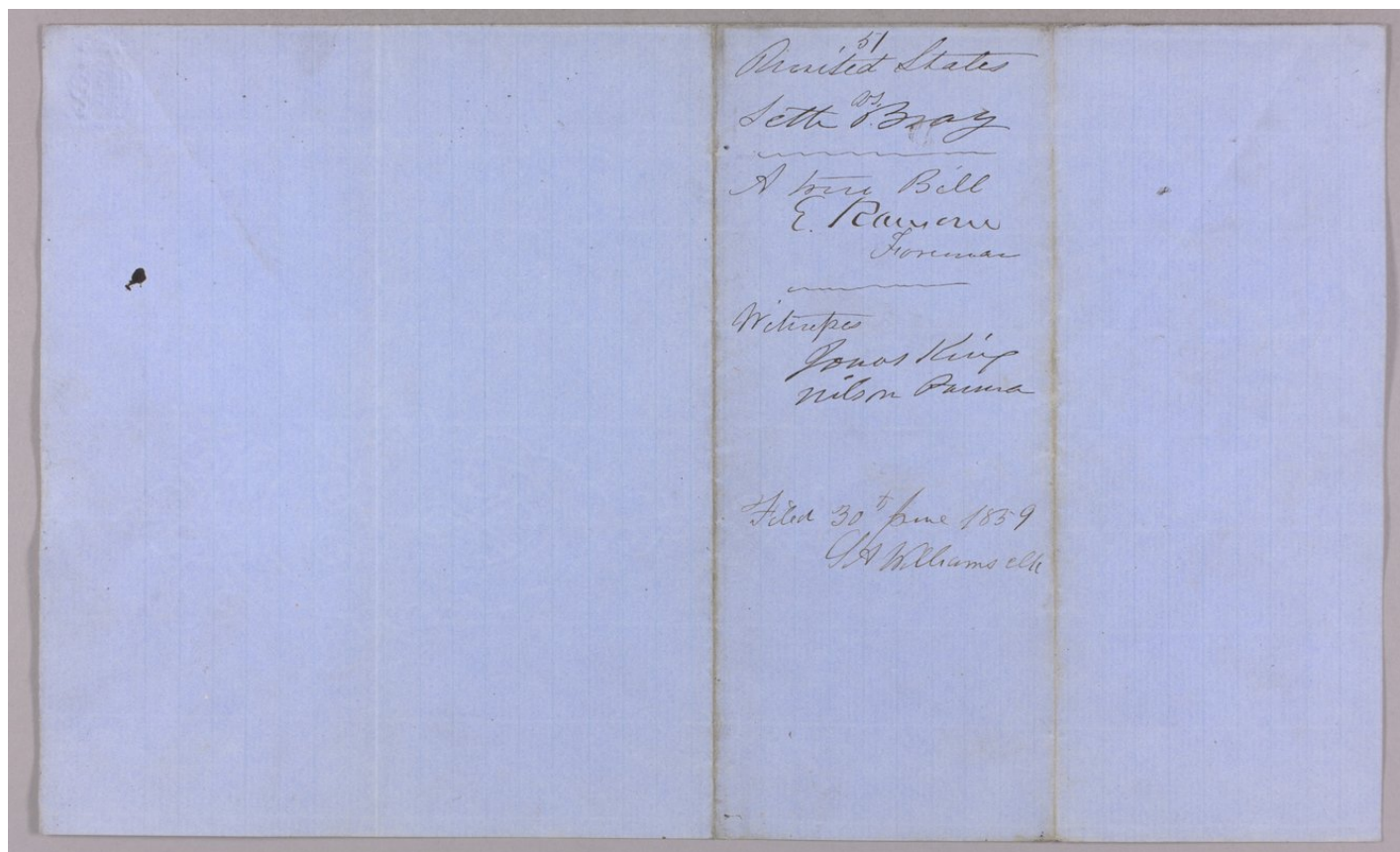
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Growing and Standing upon the said lands
afore said to wit, ten oak trees ten Walnut trees
ten Hackberry trees ten Elm trees ten Hickory trees
of great Value wit of the Value of five
hundred Dollars said trees being the property
of the said Miami Indian Tribes

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

Alon C Harris
United States District Attorney
for the Territory of Kansas by
J Massey Williams
United States Deputy District
Attorney for the 3d Judicial
District of the Territory of
Kansas—

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3rd Monday in December next, then and there to answer a
certain crime of taking Indian property with which he
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 25th
day of June 18 59

Sam Williams Clerk.

Vertical handwritten notes:
11/11/1859
12
Seth Bray
Indicted

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