

# Kansas Memory



**United States versus Oliver P. Moody for selling liquor to Indians.**

2nd District. Funds for digitization provided by Mr. Steve Peckel in memory of William Chalfant.

Date: date of crime May 20, 1860; indictment May 1860

Callnumber: Kansas Territory Criminal Case Files, Box 11, Folder 37

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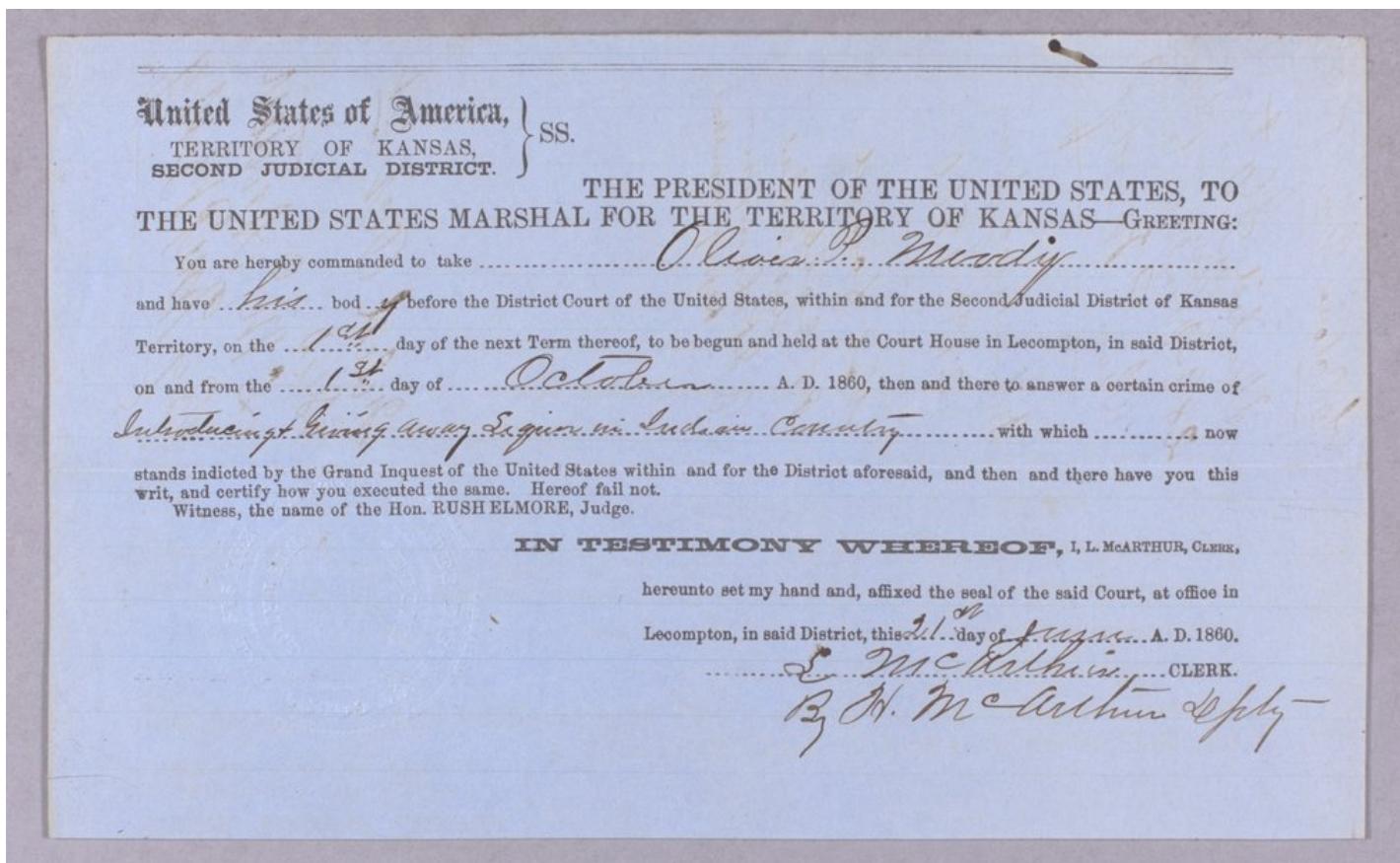
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# Kansas Memory



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## United States versus Oliver P. Moody for selling liquor to Indians.

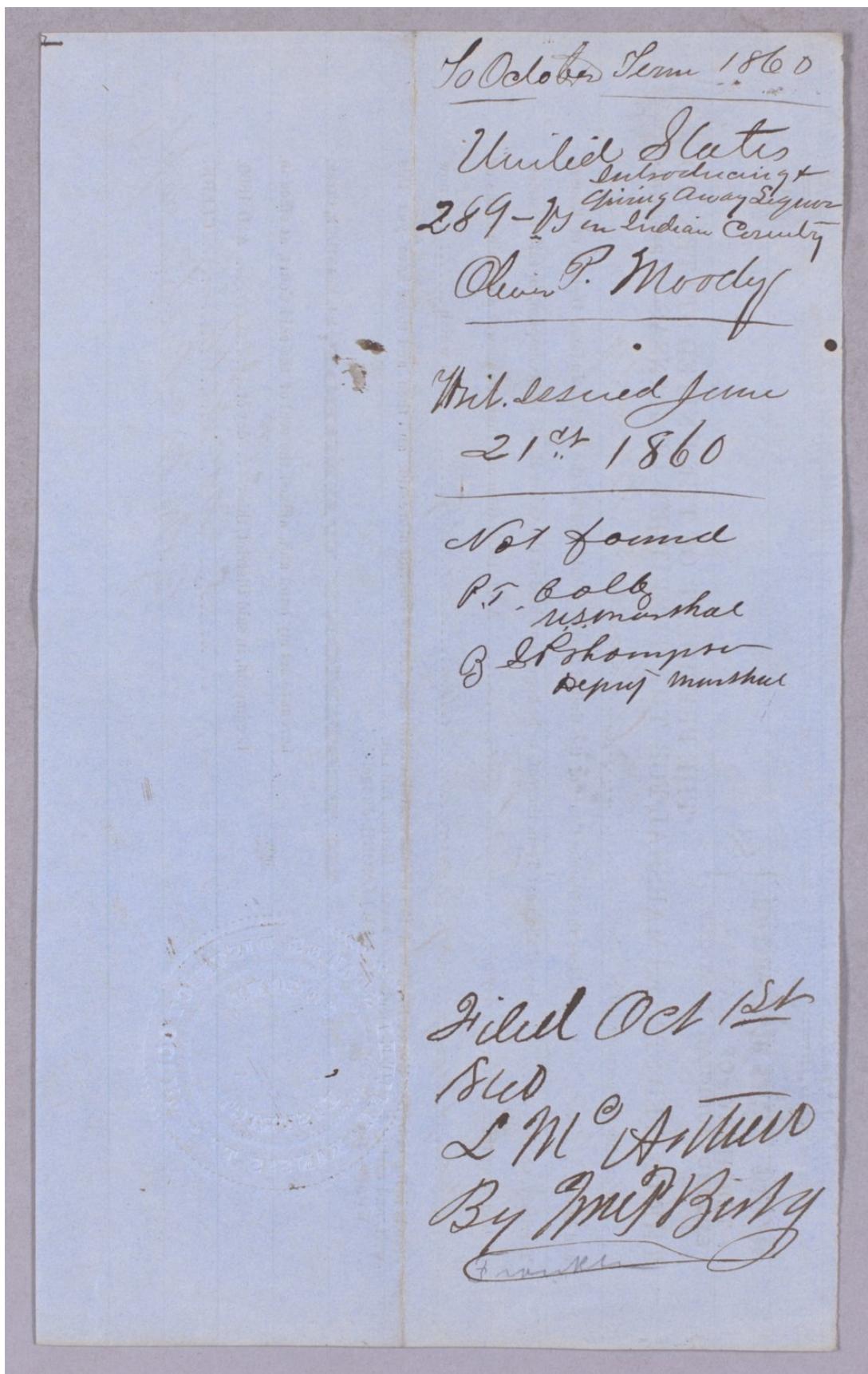


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## United States versus Oliver P. Moody for selling liquor to Indians.

United States of America, Territory of Kansas,  
SECOND JUDICIAL DISTRICT.

COUNTY OF

The President of the United States  
To J. L. Leonard

You are hereby commanded to be and appear before the District Court of the United States and Territory of Kansas in and for the County of Leavenworth and Second Judicial District, at the Court House in the City of Leavenworth, on the 21<sup>st</sup> day of the October Term, and the 2nd day of October A. D. 1860 then and there to testify in a case therein pending, wherein The United States is Plaintiff, and Oliver P. Moody Defendant on the part of Plaintiff. And hereof fail not under penalty of the law.

In Testimony Whereof, I have hereunto subscribed my hand, and caused

to be affixed the Seal of the said Court. Done at the city of

Leavenworth this 23<sup>rd</sup> day of

June in the year of our Lord, 1860

J. S. McArthur CLERK.  
N. McArthur DEPUTY.

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Oct Term 1860

United States

289-U<sup>2</sup> Subrogating  
Signature in Indian  
country

Oliver P. Moody

Subpoena

J. S. F. Leonard

Issued June 22, 1860

Filed Oct 1st 1860

L. M. Arthur

By [Signature]

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## United States versus Oliver P. Moody for selling liquor to Indians.

The ..... *United States* .....  
To ..... *J. S. Leonard* .....

You are hereby commanded to be and appear before the District Court of the United States, in and for the *2nd Judicial District* in Kansas Territory, at the Court House in the *City of Leavenworth* on the *first* day of the *next* Term, and the *11* day of *March* A.D. 1860, then and there to testify in a case therein pending, wherein *The United States* is Plaintiff, and *Oliver P. Moody* Defendant, on the part of *Plaintiff*. And hereof fail not, under penalty of the law.

Witness the name of the Hon. RUSH ELMORE, Judge.

In Testimony Whereof, I have hereunto subscribed my hand and caused to be affixed the Seal of the said Court. Done at the City of *Leavenworth* this *21* day of *February*, A.D. 1860 /

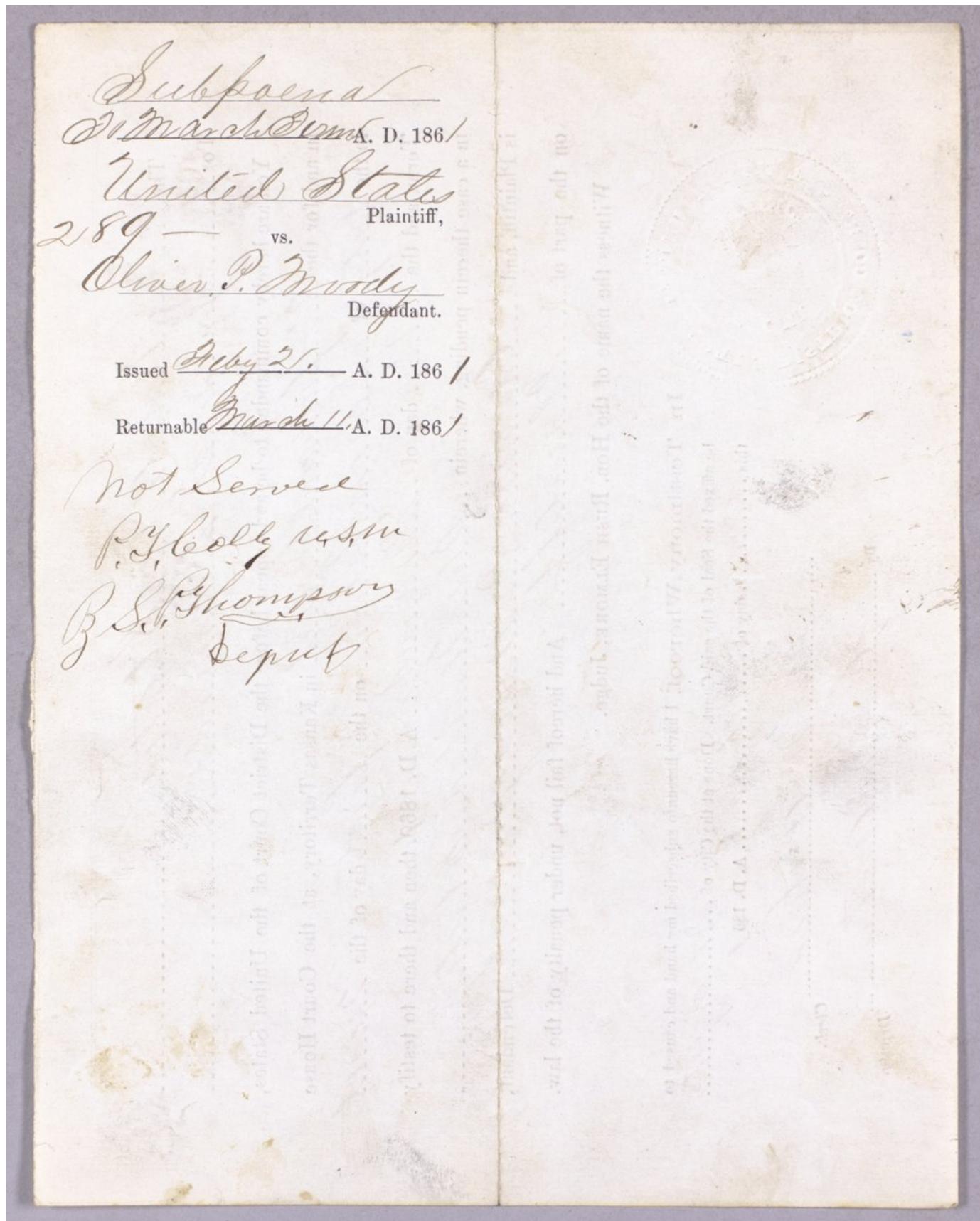
*S. McArthur* ..... *Clerk.*  
By ..... *H. McArthur* ..... *Deputy.*

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## United States versus Oliver P. Moody for selling liquor to Indians.

The President of the United States  
To the United States Marshal for Kansas Territory  
GREETING.

You are hereby commanded to take Oliver P. Moody.....  
and have his body before the District Court of the United States, within and for the  
2nd Judicial District of Kansas Territory, on the first day of  
the next term thereof, to be begun and held at the Court House in Lecompton, in said District,  
on and from the 11 day of March A.D. 1861, then and there to answer a  
certain crime of Introducing & Living among Indians with which he now  
stands indicted by the Grand Inquest of the United States within and for the District  
aforesaid, and then and there have you this writ, and certify how you executed the same.—

Hereof fail not.

Witness the name of the Hon. RUSH ELMORE, Judge.

In Testimony Whereof, I, L. McARTHUR, Clerk, hereunto set my hand  
and affixed the seal of the said Court, at office in Lecompton, in said District, this  
21 day of February A.D. 1861

L. McArthur  
Clerk.  
By H. McArthur Deputy.

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United States versus Oliver P. Moody for selling liquor to Indians.

Alias Capias  
21 March A. D. 1861  
United States  
vs.  
Oliver P. Moody  
Defendant.

also Capias issued July 21 A. D. 1861

Not Served  
Prohly usw  
B. L. Thompson  
Hand

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## United States versus Oliver P. Moody for selling liquor to Indians.

District Court of the United States of America, {ss.  
DISTRICT OF KANSAS.

THE UNITED STATES OF AMERICA,

To the Marshal of the District of Kansas, Greeting:

We command you to take the body of Oliver P. Moody

if he be found in your District, so that you have him before the Judge of our District Court of the United States for the District of Kansas, ~~at the next term~~  
~~and to be held~~ at Topeka, in said District, on the ~~fourteenth~~ Monday of  
next, then and there to answer to a certain Indictment for  
~~Introducing liquor into Indian Country~~  
which has been returned against him, into our said Court, by the Grand Inquest of the United States, in  
and for said District. And hereof fail not, and have you then and there this writ, with the return of your  
doings thereon.

Witness the HON. ARCHIBALD WILLIAMS, Judge of our said Court,  
at Topeka, in the District aforesaid, this Twenty first  
day of May, in the year of our Lord, one thousand  
eight hundred and sixty One, and of our Independence  
the eighty-fifth year.

*John T. Merton* Clerk.

The Marshal will take bail of the defendant in the sum of  
Dollars.

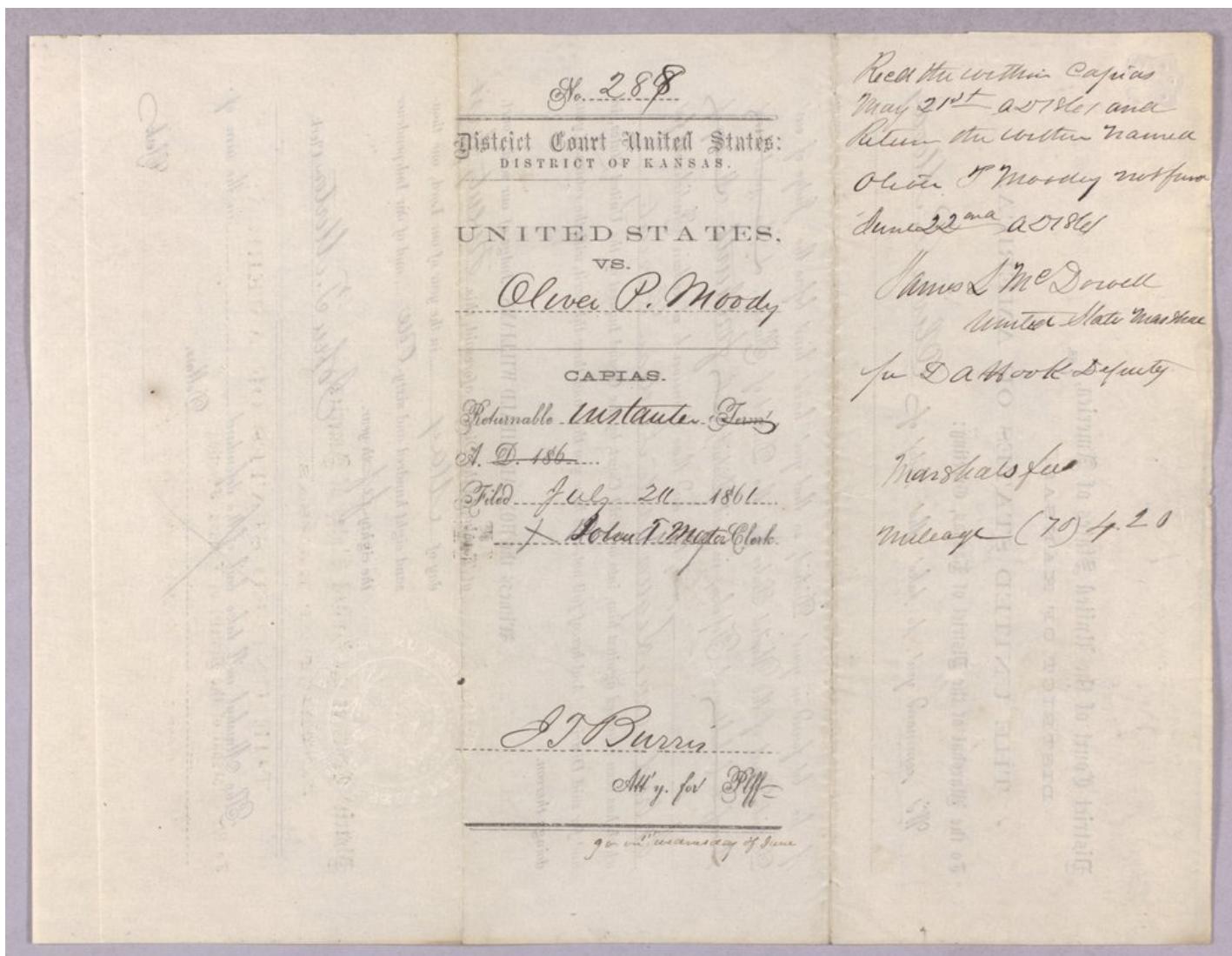
*Clerk*

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## United States versus Oliver P. Moody for selling liquor to Indians.



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## United States versus Oliver P. Moody for selling liquor to Indians.

The United States of America, in the District Court,  
The Territory of Kansas } of the United States,  
Second Judicial District, within and for the  
The United States } the Second judicial  
as } district of the Territory  
Oliver P. Moody } of Kansas.  
May Term A.D. 1860,

The Grand Jury of the United States, composed  
of Digest - eed sworn and charged to inquire  
Page 29 within and for the body of the Second  
See. 70.) judicial <sup>District</sup> of Sac and Fox Reservation, upon their oaths  
(Page 31.) of Sac and Fox Reservation, do find and present, that,  
(See 81.) Oliver P. Moody late of the said Second  
judicial District, on the 20th day  
of May A.D. 1860, at and within the  
Sac and Fox Reservation, a Reserva-  
tion before that time made and  
established by the Government of the  
United States, for the sole and ex-  
clusive use and benefit of the  
Sac and Fox Nations of Indians,  
situated in the said Second ju-  
dicial District of the Territory  
of Sac and Fox Reservation, and under  
the sole and exclusive jurisdiction  
of the said United States, the said  
Oliver P. Moody then and there being

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as aforesaid, did feloniously, wilfully and unlawfully introduce and bring into and upon said Indian Reservation as of aforesaid, for the purpose of trade and traffic, one barrel of Spirituous Liquors, to wit, 40 Gallons of Whisky, of the value of Twenty five Dollars,

I<sup>r</sup>d Count And the Grand Jury, aforesaid, empaneled, Seaven and Charged as aforesaid, repair their oaths as aforesaid do further find and present, That Oliver P. Moody late of said Second judicial District as aforesaid on the 20th day of May A.D. 1860, at and within the Sac and Fox Reservation, a Reservation by the Government of the United States before that time, made and established, for the sole and exclusive use and benefit, of the said Sac and Fox Nations of Indians, situated in the said Second judicial District, of the Territory of Kansas as aforesaid within the jurisdiction of the said

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District Court, and under the laws  
and exlusive jurisdiction of  
said United States, the said Oliver  
P Moody, then and there being as  
aforesaid, did feloniously, wil-  
fully and unlawfully, ~~sell~~ give away  
a certain quantity of Spirituous  
Liquors, commonly called Whiskey to  
wit, one pint of Whiskey, of the  
value of Twenty Five Cents, to an  
Indian, whose name is to the  
Ignorance of the Lawyer, then and  
there being, contrary to the form of  
the Statute of the United States, in  
such form as aforesaid provided  
and against the peace and quiet-  
ness of the said United States,

A. L. Davis testifies  
as Attorney for Kansas,  
By his Master Deputy,

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