Platte County Circuit Court
Circuit Court
March Term 1849

Box 17 File 92

State of Missouri

vs

Brady, John

Selling Liquor to Slave

Sold whiskey, brandy, rum, gin and wine to Sanford, slave
belonging to Andrew Johnson

In the Circuit Court

March Term 1849

Platte County to wit:

The Grand Inquest for the State of Missouri for the body of the County of Platte aforesaid upon their oath present that John Brady late of said County on the first day of January A.D. 1849 at the County aforesaid was a person of evil name fame and credit and of the [illegible] then and there did sell and cause to be sold intoxicating liquor to wit, one quart of whiskey, one quart of Brandy, one quart of rum, one quart of gin and one quart of wine to a certain slave named Jefferson Thomas Thompson & one Abraham Johnson without permission in writing from the master, owner or overseer of said slaves first had and obtained for that purpose, Contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State

L. Fisher

Circuit Attorney

Also the Jurors aforesaid upon their oath aforesaid do further present that the said John Brady on the day

and in the name of the people of the State of California did sell to certain persons to the jurors aforesaid unknown certain intoxicating liquor to wit as a dram shop keeper, to wit one pint of whiskey, one pint of brandy, one pint of rum, one pint of gin and one pint of wine of the value of one dollar at the price of one dollar without the consent in writing of the aforesaid last mentioned persons first had and obtained contrary to the form of the statute in such case made and provided and against the peace and dignity of the State.

L. Archer
District Attorney.

Filed March 10. 1849
Ira Norris Clk

Writ issd March 24. 1849
Retd " July 14 —

3 Circuit Court Book D Page 172 No 3

State of Wisconsin
vs.
John Brady

Selling Liquors
to Slave

a true Bill
Smith Isaac
Foreman of the
Grand Jury

A. Iverson
Dist. Atty
Andrew Johnson
R. Elly

We the Jury find the defendant
Guilty as charged in the indictment
and assess the punishment
for Burglary at [illegible]

Wm Holmes Clk
by Thos Dorans
Deputy

25

State of Missouri, }
PLATTE COUNTY, } ss.

The State of Missouri to the Sheriff of Platte county—GREETING:

You are hereby commanded to take John Brady
if he be found in your county, and him safely keep, so that you have his body before the Judge of our Platte Circuit Court, at the Courthouse in Platte city, on the first day of our next September
term of said court, to be holden at Platte city, on Monday the 3d *day of* September
next to answer unto the State of Missouri for Selling liquor to Slave

of which he stands indicted by the Grand Jury of the county aforesaid. Fail not at your peril; and have you then and there this writ.

Witness, IRA NORRIS, *Clerk of said Circuit Court with the seal thereof affixed at Platte city, the* 24th
day of March *A. D.* 1849

Ira Norris Clerk.
By A. Stewart D.C.

State
vs
John Brady

September 1849.

Stuffy #157

State of Missouri, } ss.
PLATTE COUNTY, }

The State of Missouri to the Sheriff of Platte county—GREETING:

You are hereby commanded to take John Brady

if he be found in your county, and him safely keep, so that you have his body before the Judge of our Platte Circuit Court, at the Courthouse in Platte city, on the first day of our next September term of said court, to be holden at Platte city, on Monday the 3d day of September next to answer unto the State of Missouri for selling liquor on Sunday

of which he stands indicted by the Grand Jury of the county aforesaid. Fail not at your peril; and have you then and there this writ.

Witness, IRA NORRIS, Clerk of said Circuit Court with the seal thereof affixed at Platte city, the 24th day of March A. D. 1849

Ira Norris Clerk.

By A. F. C. Clemens D.C.

The within Execution by taking the Body of John Brady into Custody who entered into bond for his appearance at the ~~November~~ April Term of the Circuit Court to be holden on the 4th day of ~~November~~ April 1849 in Platte County &c

M'Gowan Sh'ff
By A A Mackey D.S.

State
vs
John Brady

Fees
Sheriff $1.50

Attendance, 875

Filed

Know all men by these presents,

That we John Brady as principal, and C T Rains as security, are held and firmly bound unto the State of Missouri, in the sum of Two hundred dollars; that is to say, the said John Brady in the sum of One hundred dollars; and the said C T Rains in the sum of One hundred dollars, for the true and faithful payment of which we bind ourselves, our heirs, and administrators, firmly, by these presents.

Sealed with our seals, and dated this 4th day of ~~September~~ April A. D. 1849

The condition of this obligation is such that, whereas, the said John Brady was indicted by the Grand Jury of Platte County, for Selling liquor on Sunday

Now if the said John Brady shall appear on the first day of the next Sept Term of the Platte Circuit Court, to be held in the Court house, in Platte City on the first Monday in September next, it being the Third day of said month: and shall not depart the said Court without leave, then this obligation to be null and void, else to remain in full force and effect.

John C. Brady {Seal}

attest J. Mack C C T Rains {Seal}

Know all men by these presents,

That we John Brady as principal, and L. F. Rains as security, are held and firmly bound unto the State of Missouri, in the sum of One hundred dollars; that is to say, the said John Brady in the sum of Fifty dollars; and the said L. F. Rains in the sum of Fifty dollars, for the true and faithful payment of which we bind ourselves, our heirs, and administrators, firmly, by these presents.

Sealed with our seals, and dated this 4th day of April A. D. 184

The condition of this obligation is such that, whereas, the said John Brady was indicted by the Grand Jury of Platte County, for Selling Liquor to Slave.

Now if the said John Brady shall appear on the first day of the next Sept Term of the Platte Circuit Court, to be held in the Court house, in Platte City on the first Monday in September next, it being the Third day of said month: and shall not depart the said Court without leave, then this obligation to be null and void, else to remain in full force and effect.

John C. Brady (Seal)

6 Ty Rains (Seal)

STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE, }

The State of Missouri

To George Lumby Andrew Johnson Ann R. Elley

You are hereby commanded to be and appear before the Judge of our Platte Circuit Court, at the court house in Platte city, on the 17th day of September 1849, to give evidence between The State of Missouri Plaintiff and John V Bailey defendent on the part of the Plaintiff

Fail not at your peril

Witness, IRA NORRIS, Clerk of said Circuit Court, with the Seal thereof affixed, at Platte city, the 14th day of July 1849

Ira Norris Clerk.

State
vs
3 Subpœ
John V Bradley

Summons
George Quimby
Andrew Jackson et al
R Elley

STATE OF MISSOURI, } SCT.
COUNTY OF PLATTE, }

The State of Missouri

To Wash. Williams & ~~Amos~~ George Quimby

You are hereby commanded to be and appear before the Judge of our Platte Circuit Court, at the court house in Platte city, on the 11th day of September 184 9, to give evidence between The State of Missouri Plaintiff and John V Bray defendent. on the part of the Plaintiff

Fail not at your peril

Witness, IRA NORRIS, Clerk of said Circuit Court, with the Seal thereof affixed, at Platte city, the 14th day of July 184 9

Ira Norris Clerk.

Writ of Error issued to the Circuit Court of Pulaski County, Arkansas

Dec. 26, 1844.

State
vs.
John D. Bradley

Summons
Wesley Williams +
George Pumby

Feby 10th

State
vs } Selling Liquor to Slave
John C. Brady

And now here at this
day comes the said defendant and moves
the court to set aside the verdict herein
and in arrest of judgment and to grant
him a new trial herein
1st Because the indictment is insuffi-
cient in law
2nd Because the verdict & said judgment
is contrary to law
3rd Because said verdict and judgment
is contrary to the evidence
4th Because the court erred in refusing to give the instruction
asked by defendant Pitt McCandy & Morton
for defendant

State

vs } motion in arrest
& judgment

John C Brady

Filed Dec. 12. 1849
In Com. Ct.

The defendant asks the court to instruct the jury that unless they believe from the evidence that the defendant was permitted by by law or ordinance to keep a saloon and was regularly licensed as a grocery they will find for defendant and the license is the best evidence to prove this fact.

Refused

2 That the court exclude from the consideration of the jury all evidence that the defendant sold liquor as a saloon or dram shop keeper

State

vs

Brady

Instructions

The Court instructs the Jury that if the defendant was a person or druggist keeper and he sold any of the kinds of intoxicating liquor in the indictment mentioned to any slave without the months next before the finding the indictment they will convict & assess their fine at

If they convict the punishment is a fine of not less than $2 00 nor more than $100

If the slave had a written order from the master owner or overseer & which slave in words entitle the defendant to an acquittal but then it devolves on the defendant to show in evidence such order.

If the master sends his slave to buy liquor for both master and the jury are satisfied that such slave to buy it does not render the defendant liable for it would then be a purchase by the master through the agency of the slave whereas they are satisfied the slave purchased for their own use. And if the slave buy liquor the jury must find for the defendant unless [illegible] indicted for Constancy

Plato

Euthyphro

La Plane

Wm C. Brady

Prolegomena