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Mississippi Assistant Commissioner, Letters Received, Entered in Volume 5, H-O, Jan. 1868–May 1869, Part 1

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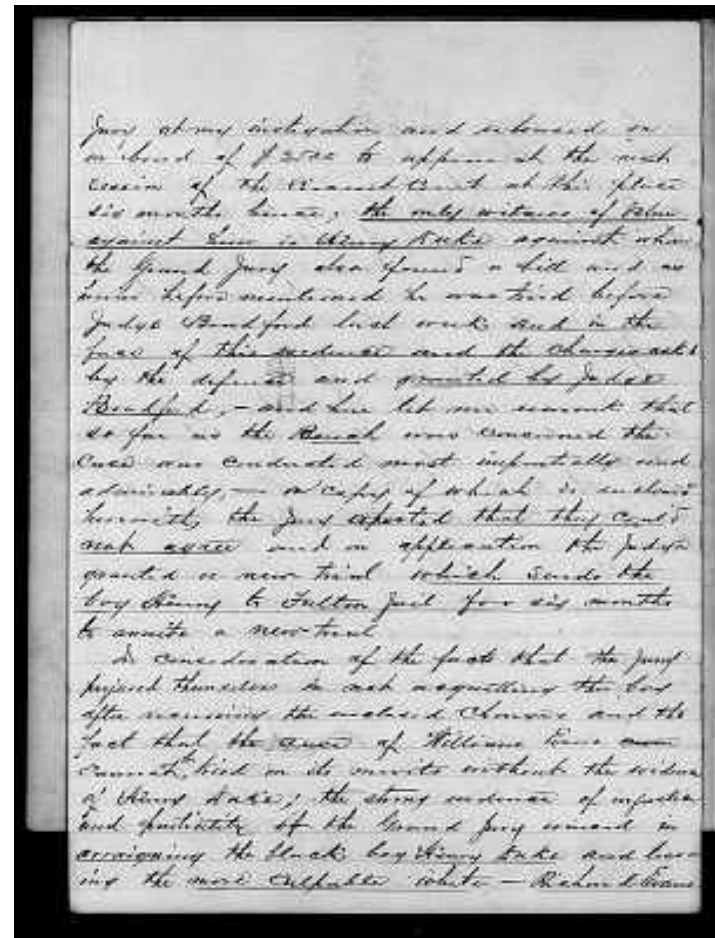
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Jury at my instigation and released on on bond of \$2500 to appear at the next session of the Circuit Court at this place six months hence; the only witness of value against him is Henry Duke against whom the Grand Jury also found a bill and as herein before mentioned he was tried before Judge Bradford last week and in the face of this evidence and the charges asked by the defense and granted by Judge Bradford - and have let me remark that so far as the Bench was concerned the case was conducted most impartially and admirably, - a copy of which is enclosed herewith, the Jury exported that they could not agree and on application the Judge granted a new trial which sends the boy Henry to Fulton Jail for six months to await a new trial

In consideration of the facts that the Jury perjured themselves in not acquitting this boy after receiving the enclosed charge and the fact that the case of William Evans ~~can~~ cannot be tried on its merits without the evidence of Henry Duke, the strong evidence of injustice and partiality of the Grand Jury winced in arraigning the black boy Henry Duke and leaving the more culpable white - Richard Evans



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