

State of Maryland
Executive Department
Annapolis March 22^d 1865

Hon. E. M. Stanton

Secretary of War

Sir:

A certain Dennis McCarty represented as being in the Military service of the United States and at present under arrest at Fort Sinker Hill D.C. is charged with having recently committed a homicide in Prince Georges County in this State.

I have the honor to herewith enclose a copy of the Inquisition found by the Coroners Jury in the case, and to call the subject to your attention, that the party charged maybe either delivered over to the Civil Authorities, or prosecuted before the proper Military Tribunal under the Act of March 3^d 1863.

I have the honor to be

Your obt. Servt.

A. W. Bradford

State of Maryland
Executive Department
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H. W. Webster Esq.

States Atty. Gen.

Sir:

I have received yours in reference to the escape of a prisoner charged with a Robbery in Frederick County and the copy of the record in the case. The statement shows that the party charged was at the time of the offence committed in the Military service of the U.S. and that he is supposed to have rejoined his company near Point of Rocks.

By an Act of Congress passed March 3^d 1863 parties in the Military service of the U.S. charged with offences of that description are made exclusively subject to trial by the Military Authorities, so that I doubt whether they would deliver him to a Civil officer for trial.

I have nevertheless brought the subject to the attention of Col. Browne Atty. Gen. Pro. Marshal Genl. for the State, with the view of having the party at least tried and punished by the proper Military tribunal if not delivered up to the Civil Authorities — I am inclined to think however, and Col. Browne appears to concur in that view of the case that his escape from prison whilst confined for such an offence is in itself another offence which would authorize his redelivery to the Sheriffs custody, and in a personal interview had with him yesterday he promised to communicate directly with the Military Commander under whom the party is supposed to be. Seeing that a proper disposition may be made of him if found, and I left with him your letter and the copy of the record for the purpose of bringing the case properly to the notice of the Comdg. Officer.

Yours Respectfully

A. W. Bradford