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IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA,
FOR THE WESTERN DISTRICT OF MISSOURI,
WESTERN DIVISION.
April Term, 1928.

WESTERN DISTRICT OF MISSOURI,
SS INDICTMENT.

WESTERN DIVISION;

COUNT I.

The grand jurors of the United States of America, duly and legally chosen, selected, summoned and drawn from the body of the Western Division of the Western District of Missouri, and duly and legally examined, sworn and charged to inquire of and concerning crimes and offenses against the United States of America in the Western Division of the Western District of Missouri, on their oath present and charge that on the 13th day of February, 1928, at Number 617 Holmes Street, in Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, within the jurisdiction of this court and within the Sixth Internal Revenue District of Missouri, ANGELO TOYER did unlawfully, wilfully, knowingly and feloniously have in his possession and under his control a certain distilling apparatus suitable for the distillation of alcoholic spirits, towit, a whiskey still of 50 gallon capacity, set up; and the grand jurors aforesaid, upon their oath aforesaid, further present and charge that the said Angelo Toyer had not then and there nor theretofore registered the said still and distilling apparatus with the Collector for the Sixth Internal Revenue District of Missouri, as was required by law; Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the United States of America.

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COUNT II.

And the grand jurors aforesaid, upon their oath aforesaid, do further present and charge that on the 13th day of February, 1928, at Number 617 Holmes Street, in Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, within the jurisdiction of this court and within the Sixth Internal Revenue District of Missouri, ANGELO TOYER did then and there unlawfully, wilfully, knowingly and feloniously engage in and carry on the business of a distiller and did operate a distillery for the purpose of distilling alcoholic spirits, with the intent to defraud the United States of America of the tax on the spirits distilled by him, and did then and there unlawfully, wilfully and feloniously carry on the business of a distiller without having given a bond as required by law; Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the United States of America.

COUNT III.

And the grand jurors aforesaid, upon their oath aforesaid, do further present and charge that on the 12th day of February, 1928, at Number 617 Holmes Street, in Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, within the jurisdiction of this court and within the Sixth Internal Revenue District of Missouri, ANGELO TOYER did unlawfully, wilfully, knowingly and feloniously use in a dwelling house located at Humber 617 Holmes Street, in Kansas City, Jackson County, Missouri, a distilling apparatus suitable for the distillation of alcoholic spirits, towit, a 50-gallon whiskey still; and the grand jurors aforesaid, upon

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their oath aforesaid, further present and charge that the said Angelo Toyer did use the still and distilling apparatus as aforesaid for the distillation and manufacture of alcoholic spirits; Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the United States of America.

A True Bill.
J. C. Gilmer
Foreman

W. L. Vandeventer
Assistant United States Attorney.

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No. 8559

UNITED STATES DISTRICT COURT
WESTERN DISTRICT of MISSOURI,
WESTERN Division

THE UNITED STATES OF AMERICA
vs.
Angelo Toyer,

INDICTMENT
Vio: Sec. 3258, 3281, 3266, R.S. of U.S.

Asst. U. S. Attorney

A true bill,
J. C. Gilmer
Foreman.

FILED
APR 25 1928
EDWIN R. DURHAM,
CLERK

Witnesses:
C. B. Shields,
B. D. Dienst,
W. E. Payne,
A. J. Burkhardt,