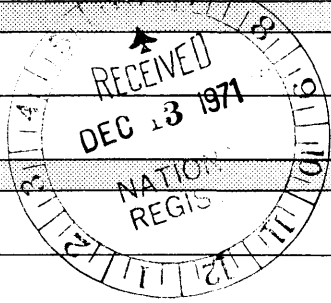


1130772

NATIONAL REGISTER OF HISTORIC PLACES
INVENTORY - NOMINATION FORM

(Type all entries - complete applicable sections)

STATE:	Kansas	
COUNTY:	Leavenworth	
FOR NPS USE ONLY		
ENTRY NUMBER:	FEB 23 1972	DATE



1. NAME

COMMON: (David J.) Brewer House

AND/OR HISTORIC:

2. LOCATION

STREET AND NUMBER: 403 Fifth Avenue

CITY OR TOWN: Leavenworth

STATE: Kansas CODE: 20 COUNTY: Leavenworth CODE: 103

3. CLASSIFICATION

CATEGORY (Check One)	OWNERSHIP	STATUS	ACCESSIBLE TO THE PUBLIC
<input type="checkbox"/> District <input checked="" type="checkbox"/> Building <input type="checkbox"/> Site <input type="checkbox"/> Structure <input type="checkbox"/> Object	<input type="checkbox"/> Public <input checked="" type="checkbox"/> Private <input type="checkbox"/> Both	Public Acquisition: <input type="checkbox"/> In Process <input type="checkbox"/> Being Considered	<input checked="" type="checkbox"/> Occupied <input type="checkbox"/> Unoccupied <input type="checkbox"/> Preservation work in progress
PRESENT USE (Check One or More as Appropriate)			
<input type="checkbox"/> Agricultural <input type="checkbox"/> Commercial <input type="checkbox"/> Educational <input type="checkbox"/> Entertainment	<input type="checkbox"/> Government <input type="checkbox"/> Industrial <input type="checkbox"/> Military <input type="checkbox"/> Museum	<input type="checkbox"/> Park <input checked="" type="checkbox"/> Private Residence <input type="checkbox"/> Religious <input type="checkbox"/> Scientific	<input type="checkbox"/> Transportation <input type="checkbox"/> Other (Specify) _____ <input type="checkbox"/> Comments _____

4. OWNER OF PROPERTY

OWNER'S NAME: Ed Reilly

STREET AND NUMBER: 1412 South Broadway

CITY OR TOWN: Leavenworth STATE: Kansas CODE: 20

5. LOCATION OF LEGAL DESCRIPTION

COURTHOUSE, REGISTRY OF DEEDS, ETC.: Register of Deeds

STREET AND NUMBER: Leavenworth County Courthouse

CITY OR TOWN: Leavenworth STATE: Kansas CODE: 20

6. REPRESENTATION IN EXISTING SURVEYS

TITLE OF SURVEY: A Survey of Historic Sites and Structures in Kansas

DATE OF SURVEY: 1957 Federal State County Local

DEPOSITORY FOR SURVEY RECORDS: Kansas State Historical Society

STREET AND NUMBER: 120 West Tenth Street

CITY OR TOWN: Topeka STATE: Kansas CODE: 20

SEE INSTRUCTIONS

STATE: Kansas

COUNTY: Leavenworth

ENTRY NUMBER: 1130772

DATE: FEB 23 1972

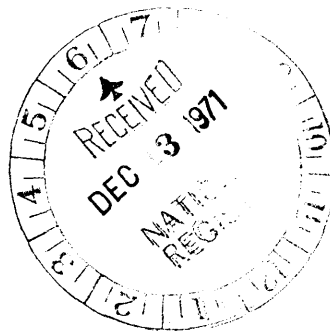
FOR NPS USE ONLY

7. DESCRIPTION

CONDITION	(Check One)					
	<input type="checkbox"/> Excellent	<input checked="" type="checkbox"/> Good	<input type="checkbox"/> Fair	<input type="checkbox"/> Deteriorated	<input type="checkbox"/> Ruins	<input type="checkbox"/> Unexposed
	(Check One)			(Check One)		
	<input checked="" type="checkbox"/> Altered	<input type="checkbox"/> Unaltered	<input type="checkbox"/> Moved	<input checked="" type="checkbox"/> Original Site		

DESCRIBE THE PRESENT AND ORIGINAL (if known) PHYSICAL APPEARANCE

The Justice David J. Brewer House is a two-story frame structure with an irregular floor plan. The exterior walls are of horizontal wood siding. All doors and windows are enclosed with wood sills, jambs, and lintels. All the windows are rather tall, extending almost from floor to ceiling. A rubble stone foundation supports the structure and defines the perimeter of the original structure. Inspection of the west main entry with its double doors and the ornate porch trim suggests that the builder intended it to make a strong statement. The detailing of the second story roof eaves repeats that of the porch and the first story eave. This repetition serves to unite effectively all roof lines and gives the viewer the impression of a well thought out, well controlled design. Short gable windows and a small cupola serve to light the attic space so that some use would be possible. A minor second story addition to the structure appears quite stark in comparison to the subtle yet rich feeling projected by the original structure.



SEE INSTRUCTIONS

3. SIGNIFICANCE

PERIOD (Check One or More as Appropriate)

<input type="checkbox"/> Pre-Columbian	<input type="checkbox"/> 16th Century	<input type="checkbox"/> 18th Century	<input type="checkbox"/> 20th Century
<input type="checkbox"/> 15th Century	<input type="checkbox"/> 17th Century	<input checked="" type="checkbox"/> 19th Century	

SPECIFIC DATE(S) (If Applicable and Known) 1880-1889

AREAS OF SIGNIFICANCE (Check One or More as Appropriate)

<input type="checkbox"/> Aboriginal	<input type="checkbox"/> Education	<input checked="" type="checkbox"/> Political	<input type="checkbox"/> Urban Planning
<input type="checkbox"/> Prehistoric	<input type="checkbox"/> Engineering	<input type="checkbox"/> Religion/Philosophy	<input checked="" type="checkbox"/> Other (Specify) <u>Law</u>
<input type="checkbox"/> Historic	<input type="checkbox"/> Industry	<input type="checkbox"/> Science	_____
<input type="checkbox"/> Agriculture	<input type="checkbox"/> Invention	<input type="checkbox"/> Sculpture	_____
<input type="checkbox"/> Architecture	<input type="checkbox"/> Landscape Architecture	<input type="checkbox"/> Social/Humanitarian	_____
<input type="checkbox"/> Art	<input type="checkbox"/> Literature	<input type="checkbox"/> Theater	_____
<input type="checkbox"/> Commerce	<input type="checkbox"/> Military	<input type="checkbox"/> Transportation	_____
<input type="checkbox"/> Communications	<input type="checkbox"/> Music		
<input type="checkbox"/> Conservation			

STATEMENT OF SIGNIFICANCE

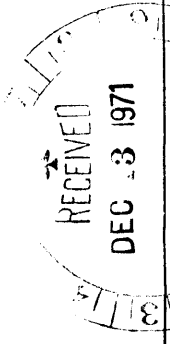
The David J. Brewer House in Leavenworth was from about 1880 to 1889 the home of Kansas' most noted jurist. David Josiah Brewer, who was born June 20, 1837, in Smyrna, Asia Minor, where his parents were missionaries, was educated at Wesleyan University in Middletown, Connecticut, and graduated with honors from Yale University in 1856. He then studied law in the office of his uncle, David Dudley Field, and completed his studies at the Albany Law School in 1858. Brewer turned down an offer to remain with his uncle's New York law firm and went west, eventually located at Leavenworth on September 13, 1859.

Throughout his life David Brewer served his state and his country in many capacities. He held various city and county offices, such as president of the Leavenworth Board of Education, superintendent of schools, county attorney, and judge of the probate and criminal courts. An active promoter of public education, he became well known throughout the state and in 1869 was elected president of the Kansas State Teachers Association. Brewer served as judge of the Kansas First Judicial District from 1865 to 1869 and as associate justice of the Supreme Court of Kansas from 1870 to 1884. In 1884 Pres. Chester Arthur appointed him judge of the United States Eighth Circuit Court, and in 1889 Pres. Benjamin Harrison elevated him to the United States Supreme Court. Brewer was the first Kansan to serve on the nation's highest court and the second justice west of the Mississippi. (At the time Brewer was appointed to the court, his uncle, Stephen J. Field, was also an associate justice. It was the first uncle-nephew combination in the court's history.)

Brewer remained a Supreme Court justice until his death on March 28, 1910. During his tenure on the bench, he also served in other capacities. He was president of the Venezuelan Boundary Commission appointed by President Cleveland in 1896 and a professor of law at George Washington University for several years. He was a gifted orator and in constant demand as a public speaker. Brewer was an advocate of disarmament, an opponent of colonial expansion and a firm believer in the use of arbitration to settle international disputes.

The David Brewer house is important because of the accomplishments and significance of the man who lived there. Justice Brewer served for more than 40 years in the courts of Kansas and the nation. His contributions and influence in the field of law have not been surpassed by any other Kansan.

SEE INSTRUCTIONS



9. MAJOR BIBLIOGRAPHICAL REFERENCES

Austin, Edwin A., "The Supreme Court of Kansas," Kansas Historical Collections, v. 13 (1913-1914), pp. 95-125.
 Blackmar, Frank W., editor, Kansas, A Cyclopedia of State History (Chicago, Standard Publishing Co., 1912), pp. 48-50.
 Bright, John D., editor, Kansas--The First Century (New York, Lewis Historical Publishing Co., 1956), v. 3, pp. 98-101.
 Clark, Gilbert J., Life-Sketches of Eminent Lawyers (Kansas City, Missouri, Lawyers International Publishing Co., 1895), v. 1, pp. 60-62.
 Eitzen, D. Stanley, "David J. Brewer, 1837-1910: A Kansan on the United States Supreme Court," The Emporia State Research Studies, v. 12, no. 3

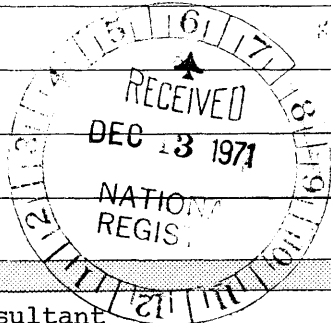
10. GEOGRAPHICAL DATA

LATITUDE AND LONGITUDE COORDINATES DEFINING A RECTANGLE LOCATING THE PROPERTY			O R	LATITUDE AND LONGITUDE COORDINATES DEFINING THE CENTER POINT OF A PROPERTY OF LESS THAN TEN ACRES		
CORNER	LATITUDE	LONGITUDE		LATITUDE	LONGITUDE	
	Degrees Minutes Seconds	Degrees Minutes Seconds		Degrees	Minutes	Seconds
NW	0 . "	0 . "		0		
NE	0 . "	0 . "		39	18	22
SE	0 . "	0 . "			94	55
SW	0 . "	0 . "				02

APPROXIMATE ACREAGE OF NOMINATED PROPERTY: **One acre**

LIST ALL STATES AND COUNTIES FOR PROPERTIES OVERLAPPING STATE OR COUNTY BOUNDARIES

STATE:	CODE	COUNTY	CODE



15/22-70
2000
4h

SEE INSTRUCTIONS

11. FORM PREPARED BY

NAME AND TITLE: Charles Hall, Architectural Consultant
 Richard D. Pankratz, Planner

ORGANIZATION: Kansas State Historical Society DATE: November 2, 1971

STREET AND NUMBER: 120 West Tenth Street

CITY OR TOWN: Topeka STATE: Kansas 66612 CODE: 20

12. STATE LIAISON OFFICER CERTIFICATION NATIONAL REGISTER VERIFICATION

As the designated State Liaison Officer for the National Historic Preservation Act of 1966 (Public Law 89-665), I hereby nominate this property for inclusion in the National Register and certify that it has been evaluated according to the criteria and procedures set forth by the National Park Service. The recommended level of significance of this nomination is:

National State Local

Name Nyle H. Miller
 Nyle H. Miller

Title Executive Secretary, Kansas State Historical Society

Date November 30, 1971

I hereby certify that this property is included in the National Register.

Ernest A. Connors
 Chief, Office of Archeology and Historic Preservation

FEB 23 1972

Date _____

ATTEST: William Muntz
 Keeper of The National Register

Date **FEB 11 1972**

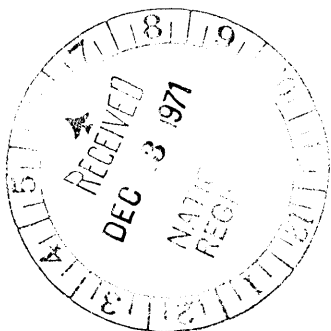
NATIONAL REGISTER OF HISTORIC PLACES
INVENTORY - NOMINATION FORM

(Continuation Sheet)

STATE	
Kansas	
COUNTY	
Leavenworth	
FOR NPS USE ONLY	
ENTRY NUMBER	DATE
100-0-0076	

(Number all entries)

9. (March, 1964), publication of the Graduate Division of Kansas State Teachers College, Emporia, Kansas.
History of the State of Kansas (Chicago, A. T. Andreas, 1883), p. 439.
Johnson, Allen, editor, Dictionary of American Biography (New York, Charles Scribner's Sons, 1929), v. 3, pp. 22-24.
Kellogg, Lyman B., "The Founding of the State Normal School," Kansas Historical Collections, v. 12 (1911-1912), pp. 89, 90.
Leavenworth City Directories from 1863-1890, assorted publishers.
Leavenworth Times, March 6, 1932.
Scott, Henry W., Distinguished American Lawyers (New York, Charles L. Webster and Co., 1891), pp. 75-88.



United States Department of the Interior
National Park Service

National Register of Historic Places
Inventory—Nomination Form

For NPS use only
received 2/20/86
date entered

Continuation sheet

Item number

Page

Multiple Resource Area
Thematic Group

Name Brewer, David J., House
State Kansas

Nomination/Type of Review

Date/Signature

Additional information
received 2-26-86

Administrative Review

Keeper Beth Crovina 4/3/86

Attest _____

Keeper _____

Attest _____

Keeper _____

Attest _____

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