MINNESOTA
HISTORICAL
SOCIETY

Delano (Minn.). Justice of the Peace Docket Books

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Version 3
August 20, 2018

R. M. Bohn

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John Hoaglund
Pltf
Against
Nils Anderson Deft.

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A. R. Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

June 24th 1882.

One oclock P. M. case called. Complaint filed.

The defendant for answer to the plaintiff's complaint denies each and every allegation matter or thing in said complaint contained.

Said defendant further answering specially denies that the hog mentioned in said plaintiff's complaint was worth the sum of ten dollars at the time mentioned in said plaintiff's complaint or at any other time and alleges that it was worth no further or greater sum than two dollars, wherefore said defendant demands judgement for his costs and disbursements in this action.

State of Minnesota }
County Wright }

J. H. Wendell being first duly sworn says that he is attorney for defendant in this action that the foregoing answer is true to the best of his knowledge, information and belief, and the reason said answer is not sworn to by defendant is because he is not present in court.

J. H. Wendell

By stipulation of parties in open court the case is hereby adjourned until 1 P. M. 7-8-1882.

A. R. Holston J. P.

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

June 24-1882.

By agreement of parties case was settled and action dismissed, the defend and paying his costs and the costs of Justice and constable and five dollars for the hog. the plaintiffs paid his own witnesses.

A. B. Holston
J. P.

The Town of Franklin
vs.
James Perry

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before A. R. Holston

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Costs	
Summons	.25
fil 2 Papers	.10
7 motions	1.05
3 oaths	.45
Tax costs	.15
20 folios	3.00
adjourn.	.15
Ent. Judg.	.25
Total	5.40
Const. Costs	
On Sum.	$1.90
1 day in Court	1.00
Total	$2.90
O. L. Billings	
Wit. fee	1.06
J. H. Goffit	
Wit. fee	1.06
Total Costs	$10.42

Judge 28th 1882.

Summons issued and delivered to O. L. Billings constable, returnable July 13th 1882, 10 A.M. at my office in the village of Delano.

A. R. Holston J. P.

June 30th 1882.

Summons returned, having been served by personal service and copy June 29th 1882.

A. R. Holston J. P.

July 13th 1882.

10 A. M. case called.

Town of Franklin appeared by its supervisor James P. Doyle Chairman Supervisor, said town, Complaint reduced to writing and filed.

The defendant appeared specially by his attorney Ernest Hamlaith for the purpose of moving the court as follows 1st That this action be dismissed for the reason that the complaint made and filed herein does not state ~~cause~~ of facts sufficient to constitute a cause of action against the defendant herein.

2ond. That this court has no jurisdiction to hear try or determine this action as the plaintiff, had no legal right

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

to cause this action to be brought before this court for the reason that the Justice of the peace before whom this action is pending is and at the time of the commencement thereof was a resident of the said town of Franklin, residing and holding his office therein,

Motion overruled and defendant excepts.

The Defendant by his counsel answered orally and for answer to the plaintiffs complaint herein respectfully denied each and every allegation, statement matter or thing in said complaint contained or stated,

Answer was duly verifyed by the oath of defendants counsel.

On motion of Defendant the case was continued until Wednesday July 19th 1882 at 10 A.M. at my office in said town of Franklin. A. R. Holston
J. P.

July 19th 1882.

10 A.M. case called defendant appeared in person and by counsel E. Hawkins Plaintiff appeared by J. P. Lyle Chairman Supervisors said Town

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Defendant asked that all evidence in the case be reduced to writing.

O. L. Billings sworn for plaintiff Evidence reduced to writing and filed.

Defendant objects to the introduction of any testimony on the part of the plaintiff herein, on the ground that the complaint made and filed herein does not state facts sufficient to constitute a cause of action against the defendant herein, and that this court has no jurisdiction to hear try or determine this action for the reason that the plaintiff had no legal right to cause said action to be brought before this court as the Justice of the Peace before whom this action was brought and is now pending is and at the time of the commencement thereof was a resident of the said town of Franklin the plaintiff above named and held his office in said town.

Objection overruled. And the defendant excepts.

Question, State if any list of the dogs licensed for the year 1882 in the town of Franklin Wright County Minnesota
record cont. - Page 14.

The Town Franklin
vs.
Mathias Gritka

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A. R. Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Costs	
Summons	.25
fil. Sum.	.05
2 oaths	.30
5 folios	.75
Tax costs	.15
Ent. Judg.	.25
	$1.75
Constable Costs	
On Summons	$1.50
O. L. Billings Wit. fees	1.06
Total Costs	$4.31

June 28th 1882.

Summons issued and delivered to O. L. Billings constable returnable July 12th 1882 - 10 A.M. at my office in the village of Delano,
June 30th 1882. A. R. Holston J.P.

Summons returned served June 29th 1882 filed.
A. R. Holston J.P.

July 12th 1882
Case Called, at 10 A.M. continued until 1 P.M. to allow pleadings to be filed, A. R. Holston J. P.

July 12th 1882
One P.M. Case called, The ~~Town~~ Plaintiff appeared by J. P. Lyle Chairman of Supervisors of said Town. Defendant did not appear. Plaintiffs complaint filed. No answer. ~~Case~~ O. L. Billings Sworn for Plaintiff. Evidence reduced to writing and filed - Plaintiff rests. No Defence. The Court thereupon rendered Judgment for the Plaintiff against Defendant for $10.00 and costs of suit. Costs of suit taxed at $4.31
A. R. Holston J.P.

Aug. 10th 1882. Execution issued and delivered to O. L. Billings constable
A R Holston
J. P.

Aug. 22-1882 - Execution renewed for thirty days. A R Holston J.P.
September 25th 1882 judgment returned satisfied. A. R. Holston J.P.

The Town of Franklin
vs.
W. Schwitz

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A. R. Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Costs	
Summons	.20
fil 2 Papers	.10
2 oaths	.30
5 folios	.75
Tax costs	.15
Ent. Judg.	.25
	$1.80
Constables Costs	
On Summons	$1.50
O. L. Billings Wit. fees	1.06
Total Costs	4.36

June 28th 1882.

Summons issued and delivered to O. L. Billings constable, returnable July 12th 1882 - at 1 P.M. at my office in the Village of Delano. A. R. Holston J.P.
June 30th 1882.

Summons returned served June 29th filed
A. R. Holston J.P.

July 12th 1882 -
Case called. The ~~Town~~ Plaintiff appeared by J. P. Lyle Chairman of Supervisors of said town. Defendant did not appear. Complaint filed. No answer. O. L. Billings sworn for Plaintiff, Evidence reduced to writing and filed. Plaintiff rests. No Defence. The Court thereupon rendered judgment in favor of Plaintiff and against Defendant for $10.00 and costs of suit.
Costs of suit taxed at $4.36
A. R. Holston J.P.

August 2nd 1882.
Costs paid and judgment satisfied. $4.36 paid.
A R Holston J.P.

The Town of Franklin
vs
L. Ruka

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before A. R. Holston Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Costs	
Summons	.25
2 oaths	.30
fil 2 papers	.10
5 folios	.75
Ent. Judg.	.25
Tax costs	.15
	$1.80
Constable's costs	
On Summons	$1.90
C. L. Billings	
Wit. fees	1.06
Total Costs	4.76

June 29th 1882.

Summons issued, delivered to C. L. Billings constable returnable at my office in the Village of Delano July 13th 1882 at One P.M.

A. R. Holston J. P.

June 30th 1882,

Summons returned served June 29 filed.

A. R. Holston J. P.

July 13th 1 P.M.

Case called.

Plaintiff appeared by J. P. Lyle Chairman of board of Supervisors of said town of Franklin. Defendant did not appear and after waiting 1 hour, Plaintiffs complaint was filed, no answer, C. L. Billings was sworn for plaintiff evidence was reduced to writing and filed. Plaintiff rests No defence. Whereupon the Court rendered Judgment for the Plaintiff for $10.00 and costs of suit. Costs of suit taxed at $4.76.

A. R. Holston J. P.

August 22-1882. Execution issued and delivered to C. L. Billings constable.

A R Holston J. P.

The Town of Franklin
vs.
Mathias Fanick

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before A. R. Holston Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Costs	
Summons	.25
2 Oaths	.30
fil 2 papers	.10
5 folios	.75
Ent. Judg.	.25
Tax costs	.15
	$1.80
Constable Costs	
On Summons	1.10
C. L. Billings	
Wit. fees.	1.06
Total Costs	3.96

June 28th 1882.

Summons issued and delivered to C. L. Billings constable, returnable at my office in the Village of Delano July 14th 1882 at 11-30 A.M.

A. R. Holston J. P.

July 1st 1882.

Summons returned served July 1st 1882. filed.

A. R. Holston J. P.

July 14th 1882.

11-30 oclock case called

Plaintiff appeared by J. P. Lyle chairman of board of Supervisors said town of Franklin. Defendant did not appear. After waiting one hour. Complainants complaint was filed. No answer. C. L. Billings was sworn for Plaintiff, his evidence reduced to writing and filed, plaintiff rests. No defence. Whereupon the Court rendered Judgment for Plaintiff against defendant for ten dollars and costs of suit.
Costs of suit taxed at $3.96

A. R. Holston J. P.

August 22-1882. Execution issued and delivered to C. L. Billings constable.

A R Holston

The Town of Franklin
vs.
Simon Frok

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A. R. Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

June 28th 1882.

Summons issued and delivered to C. S. Billings constable, returnable at my office in the village of Delano, July 14th 1882 at ~~1~~ 2. P.M.

A. R. Holston J. P.

June 30th 1882.

Summons returned served June 29th 1882. filed.

A. R. Holston J. P.

July 14th 1882.

One P.M. case called, Plaintiff appeared by J. P. Lyle chairman of Supervisors of said town of Franklin, Defendant did not appear. After waiting one hour complaint was filed. No answer. C. S. Billings was sworn for Plaintiff his evidence was reduced to writing and filed. Plaintiff rests. No defence. Whereupon the Court rendered judgment for the Plaintiff against defendant for ten dollars and costs of suit.

The Town of Franklin
vs.
Albert Cirrie

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A. R. Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Costs	
Summons	.25
2 oaths	.30
Fil 2 papers	.10
6 folios	.75
Ent: Judg.	.25
Tax costs	.15
	1.80
Constables costs	
On Summons	1.50
C. S. Billings	
Wit: fees	1.06
Total Costs	$4.36

June 28th 1882.

Summons issued and delivered to C. S. Billings constable, returnable ~~forthwith~~ a July 15th 1882 at 3-30 P.M. at my office in the village of Delano

A. R. Holston J. P.

June 30th 1882.

Summons returned served filed.

A. R. Holston J. P.

July 15th 1882.

3-30 ~~One~~ P. M. case called. Plaintiff appeared by J. P. Lyle, chairman of Supervisors of said Town of Franklin. Defendant did not appear. After waiting one hour complaint was filed. No answer. C. S. Billings was sworn for Plaintiff his evidence reduced to writing and filed. Plaintiff rests. no defence. Whereupon court rendered judgment for Plaintiff against defendant for ten dollars and costs of suit.

Costs of suit taxed at $4.36.

A. R. Holston J. P.

Aug. 4th 1882.

Received $4.00 costs

A. R. Holston J. P.

The Town of Franklin
vs
J. Strolka

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A R Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Costs	
Summons	.25
2 oaths	.30
fil 2 papers	.10
5 folios	.75
Ent. Judg.	.25
Tax. costs	.15
	$1.80
Constable Costs	
On Summons	$1.10
C. L. Billings Wit. fees	$1.06
Total Costs	$3.96

June 28th 1882.
Summons issued and delivered to C. L. Billings constable returnable at my office in the Village of Delano on the 15th day of July 1882, at 2 P.M. A R Holston J. P.

June 30th 1882.
Summons returned served. filed. A. R. Holston J. P.

July 15th 1882.
2 P.M. case called. Plaintiff appeared by J. P. Layle Chairman of Supervisors of said town of Franklin Defendant did not appear, After waiting one hour complaint was filed no answer, C. L. Billings was sworn for Plaintiff his evidence reduced to writing and filed. Plaintiff rests. No defence Whereupon the Court rendered Judgment for plaintiff against defendant for ten dollars and costs of suit.
Costs of suit taxed at $3.96.
A. R. Holston J. P.

August 10 1882. Execution issued and delivered to C. L. Billings constable.
A R Holston J. P.

Aug. 22-1882. Execution renewed for thirty days. A R Holston J. P.

The State of Minnesota
Against

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A R Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

July 24-1882.
a person over fourteen years of age was arraigned for having on the 24th day of July 1882, at the Village of Delano in said County, and in presence of the above named Justice of the peace and divers other persons, indecently exposed his person in the public Street in day light contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State of Minnesota.

The Town of Franklin
Vs.
James Perry.

STATE OF MINNESOTA,
County of .... ss.
IN JUSTICE'S COURT.
Before ....
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

STATE OF MINNESOTA,
County of .... ss.
IN JUSTICE'S COURT.
Before ....
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

had been furnished you at the time complaint was made against James Perry, by the Town Clerk of said Town. Objected to by Defendant as incompetent, irrelavent and immaterial, and that no proper foundation had been laid for the introduction of such testimony. Objection overruled and defendant excepts, Answered, see minutes of testimony.

Question, State how many if any dogs James Perry had licensed at that time for the year 1882? Objected to as Incompetent and immaterial. Objection overruled, and defendant excepts. Answered see minutes of testimony.

Witness showed the list of dogs, licensed for the year 1882 in said town as furnished him by the town clerk of said town.

Defendant objects to the introduction of said list in evidence on the ground that it was incompetent and immaterial. Objection overruled and defendant excepts. List received and marked "Exhibit A."

I. H. Graff sworn evidance reduced to writing, Question, State whether you have furnished any list of dogs licensed by you to any one. Objected to as incompetent and immaterial and not tending to prove any allegation in the complaint in this action. Objection sustained.

Question State whether you have issued any dog licensed to James Perry at any time for the year 1882. Objected to as incompetent and immaterial. Objection overruled and defendant excepts. Answered see minutes of Testimony.

Plaintiff rested.

I. H. Graff sworn by defendant, his evidence taken and reduced to writing.

Defendant rested.

Defendant moved to dismiss this action on the ground that the plaintiff has failed to prove facts sufficient to constitute a cause of action herein. Motion overruled and defendant excepts.

Whereupon the court rendered Judgment in favor of the Plaintiff and against the defendant for the sum of ten dollars and costs of this action

Costs taxed at $10.42

A. R. Holston J. P.

Execution issued Aug. 12th 1882. Delivered to E. L. Billings Constable. A R Holston J. P.

Rec. Cont. P. 19.

The State of Minnesota Plaintiff Against William Eldred Defendant	STATE OF MINNESOTA, County of Wright ss. IN JUSTICE'S COURT. Before A R Holston Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Costs	
Complaint	.25
Warrant	.25
One oath	.15
Tax Costs	.15
Fil. 8 papers	.15
13 folios	1.95
Ent. Judg.	.25
One order	.15
Commitment	.25
Cert. of Com.	.25
Total	$ 3.80

Constable Costs	
On Warrant	.60
One Day in Court	1.00
" " Ch. of Pri.	1.50
" " in Court	1.00
Mileage to St. P.	8.00
1 Day Ch. Pr.	1.50
Pri. Tic.	1.50
Com. prisoner	.50
Total	$ 15.60

July 28th 1882

Nic Bezon of said county being first duly sworn and examined on oath by the undersigned A.R. Holston one of the Justices of the peace in and for said county, on his oath complains and says, that on the 20th day of July 1882, at the town of Delano in said County William Eldred being under the age of sixteen years to-wit: twelve years, did commit the following crime to wit: said William Eldred did then and there wrongfully, unlawfully, wilfully and maliciously and with intent then and there to commit a larceny did take steal and carry away the following goods and chattels, the same being then and there the property of Nic Bezon, to wit: one hand saw worth and of the value of one dollar and fifty cents, one hammer worth and of the value of seventy five cents, one smoothing plain worth and of the value of ninety cents, and one chisel worth and of the value of twenty five cents all of said goods and chattels being then and there the property of said Nic Bezon and worth and of the value of three dollars and forty cents, contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State of Minnesota and prayed that said William Eldred might be arrested and dealt with according to law. Complaint was reduced to writing, subscribed

	STATE OF MINNESOTA, County of ss. IN JUSTICE'S COURT. Before Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

sworn to and filed. Whereupon warrant was issued returnable forthwith at my office in the village of Delano in said county. Warrant was delivered to Constable C. L. Billings.

A R Holston J. P.

July 28th 1882.

Warrant returned by C. L. Billings served, and prisoner in court as will appear from his return thereon now on file in my office.

Prisoner arraigned and plead guilty. Whereupon the court adjudged that the the said William Eldred be committed to the Guardianship of the Board of Managers of the Minnesota State Reform School.

A R Holston J. P.

July 28th 1882.

Prisoner placed in the care of William Eldred father of said William Eldred. to abide the decision of the District judge herein.

A R Holston J. P.

July 28th 1882.

I have this day forwarded, a complete copy of the docket entries and all the papers herein, to the Chairman of the County Commissioners of Wright County Minnesota to be by him forwarded to one of the District Judges of the 4th Judicial District of Minnesota for his approval.

A R Holston J. P.

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

August 17th 1882.

Order of approval of conviction by District Court received and filed. Whereupon committment was issued and delivered to C. L. Billings constable.

A K Holston J.P.

The Town of Franklin
vs.
James Perry.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before A K Holston

Justice of the Peace.

August 1st.

All costs paid and Judgment satisfied in full.

A K Holston J. P.

The State of Minnesota
vs.
Thomas Shaw

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A K Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Aug. 18th 1882.

Whereas Thomas Shaw has this day and in presence of the undersigned Justice of the Peace committed, in the village of Delano said county, the crime of disturbing the peace, ~~Wherefore warrant~~ by cursing and swearing, and using profane obscene and abusive language in a loud tone of voice, against the common law of the land and contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of Minnesota wherefore warrant was issued for the arrest of said Thomas Shaw returnable forthwith at my office in the village of Delano and delivered to S. S. Ball constable.

A K Holston J. P.

August 18-1882.

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Warner & Foot
against
Jacob Dick and
Charlotte Dick

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A.K.Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Costs	
Summons	.25
Fil. 1 Paper	.05
2 folios	.30
Tax costs	.15
Enter Judg.	.25
	1.00

August 10th 1882.

Summons issued and delivered to O. L. Billings constable returnable at my office in the village of Delano August 21st 1882 at One P.M.

A.K.Holston

August 19th 1882.

Summons returned served on Jacob Dick August 12th 1882, as will appear from constables return thereon on file in my office.

A.K.Holston J.P.

August 21st 1882.

One P.M. case called. Defendants appeared by their attorney Ernest Hanlain, Plaintiff did not appear, and after waiting one hour and the plaintiff not appearing the case was dismissed ~~of the~~ and I do hereby enter judgment against the plaintiff for costs of this action, taxed at one dollar

A.K.Holston J.P.

John Mathias Shook, Pltf
against
Frank Fausch
Defendant

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A.K.Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable Costs	
On summ.	2.10
On Subpoena.	2.60
Total	$4.70
Justice Costs	
Summons	.25
3 Subpoenas	.75
Fil. 5 papers	.25
3 motions	.45
4 folios	.60
Tax costs	.15
Enter Judg.	.25
Satisf. "	.25
~~Settlement~~	.25
3 oaths	.45
Total	3.65

September 12th 1882.

Summons issued returnable at my office in the village of Delano, on the 20th day of September A.D. 1882, ~~Dels~~ at 10 O clock A.M., summons delivered to O. L. Billings constable, Subpoenas were issued for the following witnesses on the part of the plaintiff viz. L. Probst, Frank Motzko, no. 2, and Bartic Janick, subpoenas were delivered to O. L. Billings constable.

A.K.Holston
Justice of the Peace.

September 20th 1882. case called at 10 o clock A.M. Summons returned served by O. L. Billings constable as his appears by his return endorsed thereon Subpoenas returned served. Plaintiff appears by his counsel R. L. Wilkins and in person, Defendant appears in person and by his agent O. L. Billings, Plaintiff by his counsel filed an affidavit objecting to O. L. Billings as duly elected constable of the township of Franklin appearing as agent or attorney in this case. Motion overruled; Plaintiff excepts.
Plaintiff filed his complaint and asked judgment against the defendant for thirty dollars and costs of this suit.

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Defendant by his agent moves that this action be dismissed on the ground that the complaint of the plaintiff does not allege facts sufficient to constitute a cause of action.

motion allowed and Plaintiff asks leave to amend his complaint leave to amend granted and case proceeded.

Defendant by his agent objects to the amended complaint. motion overruled, and defendant excepts.

Defendant filed his answer.

By agreement this day in open court this case is settled on the following conditions, that the plaintiff accepts $9.50 in goods and money for the use of the horse. and the defendant pays all costs of suit and the plaintiffs attorney.

Whereupon I rendered judgement against the defendant for costs of suit taxed at $8.10.

A R Holston J. P.

Judgement satisfied in full this 20th day of September A. D. 1882.

Arnold R. Holston
Justice of the Peace.

The State of Minnesota
Plaintiff
against
Bruno Schramm.
Defendant

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before A K Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

Justice Costs	
Complaint	.25
Warrant	.25
14 Subpoenas	1.00
Filing 3 papers	.15
2 oaths	.30
Entering Judg.	.25
Tax costs	.15
10 folios	1.50
Commitment	.25
Total.	$4.00
Constable Costs	
On Warrant	.85
On Subpoenas	1.20
1 Day in Court	1.00
3 Day Ch. Pris.	4.50
2 nights " "	4.00
8 meals	2.00
	$13.55
Witness fees	
Wm Bentz 1. Day	1.00
Ernest Otto one day	1.00
William Otto for one Day.	1.00
Emma Otto one day	$1.00
John Otto	1.00

October 17th 1882.

Ernest Otto entered complaint against Bruno Schramm for breaking and entering the dwelling house of one John Otto, of the town of Franklin said county, with intent to commit a larceny and said Bruno Schramm then and there being did feloniously take steal and carry away goods and chattels to the value of forty nine dollars and fifty cents said goods and chattels being then and there the property of said John Otto, Ernest Otto, William Otto, and Emma Otto, contrary to the form of the statute in such case made and provided and against the peace and dignity of the state of Minnesota, and prayed that said Bruno Schramm might be arrested and dealt with according to law. Complaint was reduced to writing subscribed sworn to and filed, Whereupon I issued a warrant for the arrest of said Bruno Schramm, and delivered it to O.C. Billings constable to be served, returnable forthwith at my office in the village of Delano, Subpoenas were issued for the following witnesses on the part of the State, John Otto, Ernest Otto, William Otto and Emma Otto, and delivered to O.C. Billings constable.

A K Holston
Justice of the Peace

The State of Minnesota
Plaintiff
against
Bruno Schramm
Defendant

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A K Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Special Constables costs.

H. Vilder	
1 Night Ch. Pr.	2.50
John Steffin	
Mileage to St. Paul 40 miles	# 8.00
1 Day Ch. Pr.	1.50
Committment	.50
1 meal	.25
Transporting pr. from Depot to Jail	1.00
Total	# 11.25

October 17th 1882.

Warrant returned served by O. L. Billings constable and prisoner in court as will appear from the return of the constable endorsed on the warrant endorsed thereon and on file in my office Defendant Bruno Schramm arraigned. William Bentz was sworn as interpreter. Warrant was read to defendant and explained by the Interpreter. Defendant plead guilty. It appearing to the Justice that he had not jurisdiction to enter judgment or sentence for inflicting the penalty provided by law for this offence.
The court thereupon required the defendant to enter into a recognizance in the penal sum of three hundred dollars conditioned for his appearance at the next term of the District court to be holden in and for the County of Wright 4th Judicial District. Constable filed list of resources and property. Defendant failing to recognize as above required the court thereupon committed him to the ~~Hennepin~~ Ramsey County Jail, there being no jail in Wright County, to await the action of the District Court.

A K Holston J. P.

Commitment and prisoner to John Steffin who was appointed special constable to execute this writ.

A K Holston J. P.

Harlow W. Orton
Plaintiff
against
John Elliott
Defendant

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before A. R. Holston
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable fees on Summ	.40

October 19th 1882.

Summons issued and delivered to O. L. Billings constable for service returnable, October 28-1882-at 10 A. M. A. R. Holston J. P.

October 19-1882.

Summons returned served by O. L. Billings constable as will appear by his return thereon now on file in my office

A. R. Holston J. P.

October 28-1882.

10 A.M. case called, plaintiff appeared by his attorney C. M. Johnson defendant appeared in person. Complaint filed. Defendant moved to adjourn the case until Saturday ~~Octo~~ November 4th 1882, at 10 o'clock A. M. Case adjourned.

A K Holston J. P.

Nov. 4th 1882.

Case called at 10 A. M. On motion of Plaintiff case dismissed, defendant agreeing to all costs and the amount claimed in complaint. All costs paid

A K Holston J. P.

The State of Minnesota
Plaintiff
against
Anthony Metz
Defendant

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W H Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees	
Complaint	25
Warrant	25
Summons for	
witnesses for 6,	1,50
5 Oaths,	,75
3 fol,	,45
Taxing cost	,15
Entering judg	,25
	$3,60
Constable fees	
on warrant	,35
4 Summons mileage	,75
1 Days in court	1,00
	$2,10
total	$5,70
Joe Creamer	1,00
W Eppel	1,00
H. Kuntz	1,00
W Finkner	1,00
J Boll	1,00

April 6th 1883. Personally appeared before me. W. H. Frazee one of the justices of the Peace ~~in~~ and for Wright Co, Minnesota, Joseph Meyer and delivered to me a complaint in writing. duly sworn to, ~~on~~ Joseph Meyer. who was by me examined on oath as to the facts contained in said complaint, complaint on file upon said complaint. I issued a warrant and delivered the ~~as~~ same to O G Swedback constable, to serve, April 6th 1883. 1 30 P M. Warrant returned by Constable O. G. Swedback with proper service endorsed thereon, prisoner in court prisoner arraigned and pleads not guilty, and expressly waives a jury trial, Summons for Witnesses issued for, William Finkner. Joseph Creamer, Luther Eldred, William Eppel, and John Boll, and delivered to Constable, O. G. Swedback to serve, said summon made returnable forthwith,

J Meyer sworn for State (see testimony in the minutes)

Wm Finkner sworn for State (see testimony in minutes)

Joe Creamer sworn for the State (see testimony in the minutes)

John Boll sworn for the State (see testimony in the minutes)

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

William Eppel sworn for the State see testimony in the minutes,) Henry Kuntz sworn for State (see testimony in the minutes) upon reviewing testimony I hereby fine said Tony Metz the sum of ten dollars and costs taxed at $5,70 total fine $15,70, fine and costs paid and prisoner discharged,

W H Frazee
Justice of the Peace

The State of Minnesota
Plaintiff
against
Andrew Ratt
Defendant

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W H Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Cost

Justice fees,	
Warrent,	.25
complaint	.25
4 oaths	.60
Filing 2 p.	.10
6 fol.	.90
Tot cost	15
entry	25
	$2.50

constable fees	
Warrant	.60
one day in C	1.00
	1.60

April 16th 1883, personally appeared before me, this day, Joseph Metz and made complaint in writing duly verified or sworn to said complaint on file, after examining said Metz, upon said complaint, I found that he complained of one Andrew Belt did assault him the said Joseph Metz with intent to do great bodily harm, (see complaint on file), upon said complaint I issued a warrant and delivered the same to O. G. Swedback constable to serve,

Apr. 16 1883. warrant returned by constable O. G. Swedback with proof of service endorsed thereon, prisoner in court, complaint read to prisoner, and he plead not guilty,

Joseph Metz sworn for state (see testimony in the minutes), Jacob Metz sworn for state (see testimony in minutes) (state rests) Andrew Belt sworn in his own behalf (see testimony in the minutes) (Defence rests)

O G Swedback sworn for state (see testimony in the minutes)

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

it appearing to the justice ~~to enter final judgment~~, that he had not jurisdiction to enter judgment or sentence for inflicting the penalty provided by law for this offence" the statutes allow the court to call in another justice of the Peace to council with me, and I have called in Joseph VanEman Esq one of the justices of the Peace of Wright Co, Minnesota, and we and each of us have, upon reviewing the testimony decided to discharge the Prisoner, and tax the costs to the state, the Prisoner is hereby discharged

W H Frazee
Joseph VanEman
Justices of the Peace

Dec 1st 1883
Recieved cost in the above action from county.

A. Y. Eaton, plaintiff
against
F. A. Flood, defendant

STATE OF MINNESOTA,
County of Wright ss
IN JUSTICE'S COURT.
Before W. H. Frazee Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees

Summons	25
3 oaths	45
1 adjurnment	15
filing 5 papers	25
order for pus Sum	25
copy of proceedings and papers on file 18 folios #	2 70
ent judgment	25
tax cost	25
	$ 4 55
constablers fee	50
printers fee	3,50
total	$ 8 55

April 16th AD 1883

A Y Eaton appeared befor me and filed a written complaint marked Exhibit "A" in witch F A Flood is defendent and claimed in this writen complaint that the Defendant therein was and is Justley indetted to the plaintiff therin in the Sum of Seventy five dollars good and lawful money of the United States with interest thereon from the 20th day of December AD 1882 that at the said defendant request he the Said plaintiff loaned to the Said defendant the Said Sum of money, to be repaid on demand that demand had ~~had~~ bin made but that no part thereof had bin paid. Said complaint is duley verified according to law. the Said plaintiff also made and filed his affidavit marked Exhibit "C" in which he States that the defendant F A Flood cannot be found in this State but has departed therefrom to evade the Service of Summons, that the defendent herein is a Single man and the place of his residence is to this affiant unknown and askes that Service of Summons be made on Said defendent herein pursuant to the Statute in Such case made and provided I accordingly made an order for Service of Summons in this action by publication order on file marked Exhibit "B" and directed that Said Summons be Served on Said defendent by publishing the Same in the Delano Eagle a weekley newspaper published in Delano in Said county not lese than once a week for three Successive weeks and that a copy of the Sommons and complaint in Said action be forthwith deposited in the post office at Delano minnesota with the postage prepaid and duly directed to the Defendent at his last known place of residence Said Sommons is made returnable at my office in the Village of Delano in Said county on the 12th day of may AD 1883 at ten oclock in the fornoon W H Frazee Justice of the Peace

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

May 12th A D 1883

In the above entitled action in which A Y Eaton is plaintiff and F A Flood is defendent — case called and plaintiff appears in person and having waitd one full hour to wit from ten oclock in the fore noon till eleven Oclock in the fornoon and the Defendant failing to appear either in person or by agent or attorney I proceded to hear and determing Said cause, plaintiff filed Summons ~~and~~ and affidavit of printer to the publication. on file marked Exhibit "E" and in Said affidavit Stated that Said Summons herein was published in Said Delano Eagle for three conceecrusive weeks that the first publication of Said Summons was on the 19th day of April A D 1883 and the ~~las~~ last publication was on the 10th day of May A D 1883 fees $\$3\frac{50}{00}$ O G Swedeback constable. also made and filed his affidavit of Service of copy of the Summons and complaint herein on the defendent herein by depositing the Same in the post office at Delano minnesota directed to F A Flood at Delano minsota —

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

with the postage prepaid thereon fees $\$0\frac{50}{00}$ on file marked Exhibit "F" the plaintiff A Y Eaton was Sworn and gave his evidence See minnetes on file and asked judgement for the Sum of Seventy five dollars with ~~interes~~ interest thereon from Dec 20th A D 1882 to May 12th 1883 at the rate of Seven per cent per annum together with his cost and disbursements herin, no evidence on the part of the defence I accordingly after considering the evidence in the case adjude the plaintiff entitled to recover. and the judgement of this court is that the plaintiff do recover against the defendant the Sume of Seventy five dollars with interest at the rate of Seven per cent per anunm from Dec 20th 1882 to May 12th 1883 amounting to one and $\frac{88}{100}$ dollars in all Seventy Six and $\frac{88}{100}$ dollars as debt and for his cost and disbursments taxed as follows

Printers fee	\$3,50
Costable ..	50
Justice ..	4 55
	8 55

Total \$85 $\frac{53}{100}$

W H Frazee
Justice of the Peace

The State of Minnesota
Plaintiff
against
A H Aggler
Defendent

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W H Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

June 20th 1883
Personley
Cade Setteled

Fol 1
The State of Minnesota
Plaintiff
John & Willie Streetter
Defendents

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W H Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

On the 25th of June 1883 Anton Schmidt came before me and compained that the above named defendents John & Willie Streeter did on the 16th day of June 1883 at the town of Woodland in this county did assault and beat one Edmond Smith wharenpon I proseded to examine said complainant on oath and the witnesses produced by him and caused the sead complaint to be reduced to writing and subcribed by said complainent and it appearing there from that such offence has bin committed I isule a warrant for sead defendents and caused the same to be delivert O J Swedaback a constible of this county to serve

Fol 2

June 26 1883
the warrant returne by the officer with his return indorsed there on as follows State of Minnesota County of Wright } ss
I hereby certify that by virtue of the within Warrent. I have arrested the within named defendants and have them now before the court in custody
Dated this 26th day of June AD 1883
Fol 3
Fees- mileage 14. miles 1.65. service

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees	
com,	25
Warrent	25
2 Sub	50
Issuin V,	25
Swearing Jury	50
Swearing Intr,	15
Swearing 8 wit,	120
11 "	1,50
30 fol.	450
Taking cost	15
Entering jud	25
	$9,45

25 — 1 65, Summon two witness
50 Taking charge of Prisoners 30, team to bryn in prisoner 25 total 765

O. G. Swedback

Whereupon I call this court, the complainant appeared in person E Hamlin Esq appeared as counsel for the State, A G. Sexton Esq appeared for the defence, The defendants being in Court, were duly arraigned, and by theirs counsel expressly waived a reading of the Warrent, and plead not guilty to the charge therein contained, a trial by jury not being waived, I did direct the constable in attendance O. G Swedback to make a list in writing of the names of twenty four inhabitants of the County qualified to served as jurors in the district court, list of twenty four names written by constable Swedback and delivered to court, whereupon the counsel for the Plaintiff & Defendants each proceeded to strike therefrom six names, whereupon I did issued a Venire for the following named persons, E Kurtz, W Eppel W Bentz John Lohmiller Thomas Shaw S Erickson W Johns Joseph Creamer O Johnson A, Hannsman C H Peters C J Hitz. and

Fol. 4

Fol 5

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

constable fees	
on Warrent	$7,65
draw jury list	15
Summon jury	1,00
Mileage	1,50
waiting on jury	50
charge of jury	1.00
1 Day in Court	1.00
	$11,80

delivered the same to Constable O. G, Swedback to serve said ~~state~~ Venire made returnable at my office in Delano in said County and State, at 11 o'clock a.m, June 26, 1883. the court then took a recess till 11 o'clock a.m,

11 o'clock a.m. Venire returned by O. G. Swedback constable, with the following return endorsed there on, As follows

State of Minnesota } ss. ~~The State of Minnesota~~
County of Wright }

I hereby certify that by said virtue of ~~the~~ within Writ I have personally summoned, as jurors the several persons named therein by reading the same to each of them ~~as follows~~ vis, E Kurtz, W Eppel, W Bentz Thomas Shaw, S Erickson W Johns Joseph Creamer, O Johnson C. H Peters J. C. Hitz, A Hannsman and that the following named persons could not be found John Lohmiller.

Dated this 26. day of June A.D. 1883

Fee's mileage 5 miles 50
Service 1.00
1.50

O G Swedback
Constable

A Hannsmann, one of the jurors appeared and asked that he be excused, and with the consent of the attorneys of both State & Defence I hereby

Fol 6

Fol. 7

excuse said Hannsmann from serving on the jury in the above entitled action,

The following jurors were then sworn, C. Lutz, Wm Eppel, Wm Bentz Thomas Shaw, S Erickson challenged on the grounds of General disqualification by defendant. challenge denied said Erickson sworn as to his qualification challenge withdrawn said Erickson sworn as Juror, C H. Peters J C. Hitz Joseph Oreamer W Johns. O Johnson were then each sworn as Jurors, the panel being
Fol. 8 exhausted the constable was instructed to call in two talismen John Hoffen called as ~~such~~ one and duly sworn, Otis Washburn sworn, panel full, Jury excused till 1 o'clock P. M, case adjourned till 1 o'clock P. M ~~sharp~~ sharp.

June 26th 1883, I called this cause at one o'clock P. M, the complaining witness and counsel for the state appeared in person. The defendants appeared in person and by their Counsel, the jurors above named were all present. ~~Gottlieb Frautsch sworn german interpreter.~~ Anton Schmitt, Edmund Smith, Laurenz Salmick and Valentine Salmick were then each duly sworn and testified

---

as witnesses on the part of the State.

The prosecution then rested. L. M. Streeter, John Streeter and Willie Streeter were then each duly
Fol 9 sworn and testified as witnesses on the part of the defendants, After hearing arguments of Counsel, O. G. Swedeback Constable was duly sworn as an officer to take charge of the jury and the jury was given in charge of said officer.

At 8 o'clock P.M, the jury announced that they had agreed upon a verdict and delivered the same to me publicly in court as follows

"We the jury find the defendants
" guilty of the charge in the
" complaint
Fol. 10 J. C. Hitz, Foreman"

At the request of the counsel for the defendants the jurors were then polled and the foregoing verdict being read to each of them separately in public in open court, each and every member of said jury upon interrogation did give his assent to said verdict. The jury were then discharged.

I do therefore and thereupon adjudge and determine that

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

the said defendants John Streuler, and Willie Streuler are each guilty of the offense charged in the complaint and warrant in this action, and do order adjuge and determine that each of said defendants pay a fine of Five dollars and costs of prosecution of this action said costs to be paid in equal proportions by each of said defendants, and in default of the payment of the payment of said ~~said~~ fine and costs on the part of either of said defendants he be committed to the common jail of this county for the term of Twenty days or until such fine and costs or paid. The cost of this case were then taxed as follows, justice fees $9,45; constable fees $11,80 jury fees $6.00 witness fees as follow, Edmond Smith $1,84 Loraz Solonek $1,84 Anton Smith $1,84 Valentine Solonek $1,84 Gottlieb Tautsch Interpretor $1.00 total cost, taxed at $35,61, fine $10.00 total fine $45,61.

W H Frazee
Justice of the Peace

Pd 11

Up on complying with the requirements of the Statute in relation to appeals, my fee for return (7.00) being paid I hereby allow the appeal as demanded
Dated July 7 1883.
W H Frazee
Justice of the peace

Appeal affidavit oath	15
Taking & approving recognizance	25
Filing Recog. Aff. & Notice of appeal	15

July 5. 1883 Recognizance for appeal approved & filed. also Affidavit for appeal filed. July 7 Notice of appeal with proof of service on County Atty on 6 day of July 1883 was filed—
(Carried to margin on left)

John Swedback
against
Peter Borke

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W H Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

Justice,	
Sum	,25
3 oath on P,	,45
6 oath to W,	,90
Oath jur	,25
Oath to jur,	15
1 E,	,15
1 adj	15
8 fol,	1,20
Lo+co	15
E J,	25
	~~4,20~~
7 papers filed	35
4 Sup	4,25
	1,00
Constable fees	5,25
O G Swedback,	
ret Sum	,90
R Ball	
Writing jury list	15
Sum jr	1,20
Warning on	50
1 Day cil,	1,00
whole atty fee	1,00
	$ 3,85
Total	10,00
Jury	6,00
	16,00

June 29th 1883

Summons Issued and deliverd to O G Swedback constable returnable at my office in village of Delano July 9th 1883 at 9 a m

W H Frazee J P

July 9 1883

Summons returned Served on Peter Borke as will appear from constable return thereon on file in my office as follows.

Wright county/ss, I hereby certify that I personally served the within Summons by reading the same to the within named defendant, in his hearing and at his request delivered to him a true copy thereof in said county on the 29th June 1883.

O G Swedback
Constable

Fees	
Mileage 6	.60
Servin	15
Copy	15
	90
Ren	1 60
	2,40

July 9, 1883 9 a.m. case called O L Billings appeared for Plaintiff and T. F. Otton appeared for the Defendant. By consent of Both

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Wm	16 00
E J Swe	1 06
S Erm	1 06
J Crea	1 06
E Kurk	1 06
$	20.24

parties and by agreement I hereby adjourn this case till monday July 16th 1883 at 9 a m it is furthered agreed by the parties hereto that the pleading in ~~said~~ action may be filed on that day

W H Frazee
Justice of the Peace

July 16, 1883. 10 a m. case called plaintiff appeared in person and by counsel O. L. Billings Defendant appeared by his Atty T. F. O'Hair Plaintiff filed a written complaint duly verified, Defendant filed a written answer duly verified, subpoenas were issued for the following witnesses on the part of the plaintiff E. J. Swedbock and Swan Erickson, Joseph Creamer, and on the part of the Defendant, Ernst Kurtz ~~and~~, plaintiff filed a reply to Deft answer duly verified, ~~Plaintiff~~ Defendant asked that whereas, the constable who has thus far served the papers was a brother of the plaintiff, that some other constable to execute the papers in this action —

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Plaintiff demand a jury trial and constable S. S. Ball was ordered to ~~draw a~~ write a list of twenty four person qualified to served as jurors in the District Court, the list having bin made and each party having struck out six names therefrom I issued a venire returnable forthwith for the following persons W I Lewis Henry Parslow F T K Danforth W J Coffin A Sieloff E J Zubarth O O Haasley L Dedrick John C Arup Ed Ruffe H Johns R M Bohn, jury sworn,

The following witnesses were sworn on the part of the Plaintiff John Swedbock Swan Erickson and E. J. Swedbock and Joseph Creamer, and for the defendt the following witnesses were sworn. Peter Burke & Ernst Kurtz, Before any witness were examined the defendant by his Atty Moved to dismiss this action on the grounds that the complaint did not allege facts sufficient to constitute a cause of action, motion overruled defendant excepts, after the Evidence was in the case was given to the jury. constable S. S. Ball was sworn to take charge of the jury.

6,30 p.m. ~~the rendered~~ the jury rendered a verdict in favor of the Plaintiff

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

for the relief asked for in the complaint, and in accordan with the verdict of the jury I hereby render judgment against the Defendant Peter Borke for the sum of $15.00 Principal and 79cts in and costs of this suit taxed at $20.24 total judgment $36.03

W H Frazee
Justice of the Peace

Justice Fees on appeal	
certifying to oath of affidavit	15
Filing Same	5
Taking approving bons and filing same	30
filing notice of appeal	5
	,55

July 24 appeal affidavit duly filed also appeal bons duly approved and filed and notice of appeal with proper proof of Service upon Otis L Billings agent for plaintiff on 24 day of July 1883 endorsed thereon filed on July 24 1883 defendent also paid me my fee ($2.00) for making return appeal allowed

W H Frazee
Justice of the Peace

Henry Irvie Plff
agnst
M. Kalk.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W. H. Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

Justice Fees	
Summons	25
1 Subpoena	25
Filing 5 papers	25
3 Oaths	45
3 adjournments	45
2 exceptions	30
taxing cost	15
entering jugment	25
4 Folio	60
$	2.95
Constable Fees	
Service	15
Copy	15
miliage	10
	40
total $	3.35
one Folio	

June 30 1883. Summons issued and delivered to Constable O. G. Swedback to serve: said Summons made returnable at my office in Delano, said County and State on July 8th 1883 at 9. O'clock A.M.

July 9. 9 A.M. case called summons returned by Constable O. G. Swedback with his return endorsed thereon, (Fee. 40cts.) as follows— Wright County ss I hereby certify that I personally served the within summons by reading the same to ~~him~~ the within named defendant in his hearing and at his request delivered to him a true copy thereof in said County on the 30th day of June 1883

Fees—Mileage 1 mile	10	O G Swedeback Constable
service	15	
copy	15	
	.40	

Both parties appear in person and by Attorneys— T. F. O'Hair appearing for plaintiff and O L Billings appearing for Defendant.

By agreement of both parties hereto and their respective attorneys— and by consent of the parties hereto I hereby adjourn this case to Tuesday July 17th 1883 at 9 oclock A.M. And it further agreed that the parties hereto may file their pleadings on that day & time

W H Frazee
Justice of the Peace

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

July 17th 1883 9 oclock a m

2 Folio Case called plaintiff appard in person and by his counsil T H Ohair defendent appeard in person and by his consil O L Billings, Plaintiff filed a writen complaint duly verified. Deft. filed an answer duly verified, ~~Defendant~~ Counsel asked for and adjournment for one week, ~~Plaintiff~~ objects to the adjournment, objection overruled ~~Plaintiff~~ excepts, this case is hereby adjournd till Next Tuesday July 24th 1883 at One oclock P.M.

W H Frazee
Justice of the Peace

July 24. 1883. 1. P.M. case called parties appear by their counsel T.F. O'Hair for Plaintiff and O.L. Billings for Deft. Plaintiff filed and application for an adjournment duly sworn and subscribed to, and asked that an adjournment

3 Folio be granted, objected to by Deft counsel, objection overruled and defendant excepts, I hereby adjourn this case until the 7 2nd day of August 1883 at 1. oclock

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

in the after noon

W H Frazee
Justice of the Peace

August 7 1883 1 P M
Case called parties appeard by ther counsel T F O Hair for plaintiff O. L. Billings for defendent. Defts Counsel moves that the action be dismissed on the grounds of the insufficiency of application for adjournment that the court has thereby lost jurisdiction. Plaintiffs counsel joins hands with Defts counsel & seconds his motion for dismissal. I did then dismiss this action & rendered judgment against the plaintiff for

4 Folio costs of this action - taxed at $3.35

W H Frazee Justice of the Peace

Judgement Satisfide in full the 13 day of August A D 1883

W H Frazee

Justice of the Peace

Rowell & Sons
against
Samuel Logde
Defendant

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W H Frazel
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees

Summons	25
one oath	15
two filings	10
taxing costs	15
three folios	45
entering judgment	25
	1,35

Constables fees

Mileage	10
Service	15
	25
Total	1,60

August 14th 1883

Summons issued returnable Aug 22 1883 at nine oclock in the forenoon at my office. Handed to Constable O. G. Swedeback

Aug. 22nd 1883 nine oClk a.m. Summons returned with proof of service endorsed thereon as follows. "Wright County ss I hereby certify that I personally served the within summons by reading the same to the within named defendant in his hearing in said County on the 14th day of August 1883

O G Swedeback
Constable

Fees; Mileage 1 Mile 10¢
Service .15¢
25

Summons filed & Case called. S F O'Hair appears as attorney for plaintiff & files a written complaint duly verified claiming of the Defendant upon an account stated the sum of Sixteen & 82/100 & as atty fee the sum of three dollars together with the costs & disbursements of this action, After waiting the required time to wit one hour & defendant not appearing The claim appearing to me just and equitable I hereby enter judgment against the Defendant for the sum of $19,82 the sum claimed in Complaint and for costs taxed at $1,60, Total judgment $21 42

Entered Aug 22nd 1883

W H Frazel
Justice of the Peace

Transcript of Judgment issued July 11th 1884 fee 25

Execution 25
Court return on Execution .10

Execution issued July 11th 1884 fee 25cts
& returned same day fee ten cts

W H Frazel Justice of the peace

Singer Manufacturing Company,
against
A T Shaw

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W H Frazel
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees

Summons	25
Filing summ. & note	10
Taxing costs	15
3 folios	45
Entering Judgment	25
	$1,20

Constables fees

Mileage	1,50
Service	15
Copy	15
	1,80
Total	$3,00

August 8th 1883
Execution Issued

August 9th 1883 Summons issued returnable at my office in the village of Waverly August 23rd 1883 at 9 oclock in the forenoon. August 23 1883 at nine oclock A.M. Summons returned with proof of personal service upon defendant within this County by Constable M M Woolley endorsed thereon as follows "Wright County ss I hereby Certify that I personally served the within summons by reading the same to the within named Defendant in his hearing and at his request delivered to him a true copy thereof in said County on the 17th day of August 1883

Fees; Mileage 15 miles $1,50
Service .15
Copy 15
$1,80

M M Woolley
Constable.

Summons filed. Case called, S F O'Hair appeared as atty for Plaintiff & presents to the Court a promissory note in writing by which the Defendant on the 17th day of Sept 1881 promises to pay the plaintiff six months after date the sum of $25.00 together with ten per cent fees of the same is collected by attorney (see note on file) and claims that there is due thereon the sum of $30.25 and asks judgment therefor together with costs & disbursements herein. The Defendant not appearing within one hour after the time mentioned in the summons I hereby enter judgment against the Dft & in favor of plaintiff for $30,25 being the debt claimed & for the costs taxed at $3.00 Total Judgment $33.25

Dated Aug 23d 1883

W H Frazel Justice of the Peace

Peter V. Fraser and
Nathan T. Shephard of the
firm of Fraser & Shephard
a gainst Pff
Henry J Kenny Deft.

STATE OF MINNESOTA,
County of Wright ss
IN JUSTICE'S COURT.
Before W. H. Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable fee	40
Justice fees	
on Sum	25
Fily 3,	15
Oath	15
loe c	15
ad	$.5
jud,	25
Oath	15
	75
Testing,	$2.00
Total	$2.40

Sept 5th 1883. Summons in the above entitled action issued and delivered to Constable O. G. Swedback to serve, said Summons made returnable at my office in the Village of Delano, in Said County at State, on the 14th day of Sept 1883. at 10. A.M. W H Frazee
J P

Sept. 14th 1883 10, A.M. case called summons returned by Constable O. G. Swedback with proof of service endorsed thereon, as follows Wright County, ss. I hereby certify that I personally served the within summons by reading the same to the within named defendant in his hearing and at his request delivered to him a true copy thereof, in Said County on the 7th day of September 1883

Fees: Miles 1 mi	10
Service	15
Copy	15
	40

O G Swedback
Constable

Plaintiff appeared by their agent. O. L. Billings, and defendant appeared in person Plaintiff files a written complaint duly verified, Defendant appeared specially and moved to dismiss this action on the ground that there is a defect of parties plaintiff. The capacity in which plaintiff sue, as appears for summons and capacity as shown by complaint, not being the same, Motion objected to ~~by~~ Plaintiff agent, objection sustained Excepted to by deft, Plaintiff's agent, ask for an adjournment for one week, to wit till, the 21st day of Sept, 1883. this case is hereby adjourned until the 21st day of September A.D. 1883. at 9, A.M.

W H Frazee
Justice of the Peace.

September 21, 1883. nine A.M. case called Plaintiffs appeared by counsel, and by Nathan T Shephard one of the firm of and doing business under firm name of Fraser Shephard, defendant failing to appear within a proper time till 10, A.M., I proceeded to take the testimony of the parties present ~~After~~ saw N. T. Shephard for Plaintiff, (See testimony in Minutes,) after viewing the testimony I hereby render judgment against said defendant & in favor of Said plaintiff for the Sum of twenty nine dollars and forty cents, and costs of

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

STATE OF MINNESOTA,

County of ______ ss.

IN JUSTICE'S COURT.

Before ______
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

suit Costs 2,40 total
judgment 31,80
W H Frazee
Justice of the Peace

State of Minnesota
County of Wright

In Justice Court
before Wm Ziebarth
successor to W. H.
Frazee J. P.

Frazer & Shephard
vs
M. J. Kenning

The judgment in the above entitled action has been satisfied in full and you are hereby authorized to satisfy the same on your docket.

Dated Decbr 17th 1887

O. L. Billings
Atty for Plff.

Judgment therefore satisfied.
Wm Ziebarth
Justice of Peace.

Decbr 17th
1887.

STATE OF MINNESOTA,

County of ______ ss.

IN JUSTICE'S COURT.

Before ______
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Michail Kalk Plff

against

Henry Iuvoie, Dft,

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W. H. Frazee

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees	
Summons	.25
filing 3 papers	.15
2 verifications	.30
4 folios	.60
One adjournment	.15
2 Exceptions	.30
taxing cost	.15
rendering judgment	25
	$2,15

Constable fees	
Milage	10
Service	15
copy	15
	.40
	$2,55

Sept 5th 1883, summons issued in the above entitled action on the day, and made returnable at My office in the Village of Delano, in said county and State, on the 15th day of September AD, 1883 at 10 A.M. And delivered to Constable O. G. Swedback to serve

W H Frazee
Justice of the Peace

Sept 15th 1883 10 A.M. case called Summons returned by Constable O G Swedback with proof of service endorsed thereon, as follows.

Wright County ss. I hereby certify that I personally served the within summons by reading the same to the within named defendant in his hearing and delivered to him a true copy thereof in said County on the seventh day of September AD 1883

O G Swedback
Constable

Fee. Mileage 1 Mile, $ .10
service 15
copy 15
$ 40

Plaintiff appeared in person and by his agent O. L. Billings Defendant appeared in person & by his Attorney T. F. O Hair. Plaintiff filed a written complaint duly

STATE OF MINNESOTA,

County of ______________ *ss.*

IN JUSTICE'S COURT.

Before ______________ *Justice of the Peace.*

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Verified,

Deft's atty moves that this action be dismissed on the ground that the complaint of plaintiff herein does not state facts sufficient to constitute a cause of action. objected to by plaintiffs attorney motion denied. Defendant excepts defendant filed an answer duly verified, Plaintiff asked for an adjournment for one week towit until saturday September 22nd defendant object to the adjournment, objection over ruled defendant excepts, this case is hereby adjourned until next saturday September 22nd 1883, at 9 o'clock in the fore noon of said day,

W H Frazer
Justice of the Peace

Sept 22th 1883 9 oclock a m
case called, all parties in Court, personally and by Counsell,

Defendant by his Attorney admits plaintiffs demand and moved for judgment for the Defendant for the sum of forty dollars (the difference between plaintiffs demand (10^{00}) and Defendants offset (50^{00})) and costs. plaintiff having failed to reply to Defendants counterclaim

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

I rule that the same is thereby admitted, Whereupon I render judgment in favor of the Defendant and against the plaintiff for the sum of Forty (40) Dollars and Costs, taxed at Two and 55/100 on this 22nd day of September A.D. 1883

W H Frazee
Justice of the peace

Justice fees on appeal

2 oaths	30
filing three papers	15
4 folios	60
approving Bond	25
	$ 1 30

September 25th 1883 Appeal affidavit duly filed also appeal bond duly approved and filed and notice of appeal with proper proof of Service upon T A O Hair attorney for Defendant On 2d day of October 1883 endorsed thereon filed the 5th day of October 1883 complainant also paid me my fees ($2.00) for making return Appeal allowed

W H Frazee
Justice of the Peace

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The White Sewing Machine Company
(a corporation duly organized &
incorporated and doing business under
& by virtue of the laws of the state of Ohio) Plaintiff

against

Christian Kraus & John Honsen
partners as Kraus & Honsen Deft

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W H Frazee

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees	
summons	25
filing sum & acct	10
taxing costs	15
2 folios	30
entry judgmt	25
	1.05
Constable	
mileage	10
service	25
	,35
Total	1.40

Sept 5th 1883 Summons issued – returnable Sept 19 1883.

September 19, summons returned with proof of personal service within this county endorsed thereon as follows,

"Wright County = ss I hereby certify that I personally served the within summons by reading the same to the within named Christian Kraus, one of the Defendants in his hearing in said County on the fifth day of September 1883

Fees: Mileage 1 Mile ,10
Service 25
35

Daniel Haller Constable"

Summons filed, 9 oclk a.m. case called. F F Hoan attorney appeared for plaintiff – delivered to the court a verified account in writing whereby he claims of the Defendants for goods wares & merchandise sold & delivered the sum of $97,96 due June 23, 1881 account filed marked Exhibit "A", on which the plaintiff expressly remits the interest, I waited one hour after the return hour and the Defendants failed to Appear, whereupon on plaintiff demanding judgment for said sum and costs of this action. I hereby enter judgment against the Defendants and in favor of plaintiff for the sum of Ninety Seven and 96/100 Dollars & costs of this suit taxed at $1.40

Dated Sept 19, 1883 }

W H Frazee
Justice of the Peace

January 25th 1884 Execution issued fees 25 Cts

W H Frazee
Justice of the Peace

Returned not satisfied.

Aug. 6, 1884 Execution again issued, fee 25 cts W H Frazee J.P

Andrew Lindbay,
against,

Silvester Huddle
Replevin Suit.

STATE OF MINNESOTA,

County of Wright. ss.

IN JUSTICE'S COURT.

Before W. H. Frazee.

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Nov. 16th 1883, affidavit and Bond in replevin duly executed and approved by me and filed in my office, writ of replevin issued and delivered to O. G. Swedback constable to serve, said writ made returnable at my office in the Village of Delano in said County and State on the 28th day of November 1883 at 9 a.m.,

W H Frazee
Justice of the Peace

Nov. 28, 1883, 9. a.m., case called writ returned with proof of service endorsed there on as follows,

State of Minnesota }
County of Wright } I hereby certify that I served the within summons, on the within named Silvester Huddle by reading the same to him in his hearing, on the 21st day of Nov 1883, at Howard Lake Minnesota in said county,

mileage 80, 8 00
Summons, 15
$8,15

O. G. Swedback
Constable

plaintiff appeard in person and by his counsel O. L. Billings plaintiff filed filed a written complaint duly verified after waiting one ~~hour~~ to to-wit, until ~~proceeded~~ ~~ten~~ 11

STATE OF MINNESOTA,

County of ____________ ss.

IN JUSTICE'S COURT.

Before ____________ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

official	25
filing	5
Bond	25
app B	15
filing B.	5
wit	25
filing wit	5
oath W. Co.	15
filing C	5
1 oath	15
tax C	15
e j	25
4 fol.	60
	$2,60
Constable on Sum.	$8,15
	$10,75

O'clock A.M. I proceeded to take the testimony of the plaintiff which substantiated the complaint. A Lemberg sworn, see testimony in minutes, after reviewing the testimony I hereby render judgment against the defendant for the sum of seventy five dollars value of one Iron gray Horse, 10 dollars damages and costs of suit taxed at, $10,75, total judgment, $95,75

W H Frazee
Justice of the Peace

Justice fee paid in full W H Frazee Justice of the Peace

Patrick Falliher Plff
against
John Moroney Dft

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W H Frazee Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Summons	25
filing note	5
" Summons	5
taxing cost	15
4 folios	60
Entering judgment	25
	135
Sheriff	
Mileage	1,80
Service	25
Copy	15
	2,20
Total	$3,55

Jan 14th 1884 cost Paid on the above case by Plaintiff attorney T. A. O'Hair

December 13th 1883 summons issued returnable at my office December 27th 1883 at Nine o'clock in the forenoon

Dec 27 1883 Summons returned with proof of personal service upon the Defendant within said County endorsed thereon as follows,

Wright County ss I hereby certify that I personally served the within summons by reading the same to the within named defendant in his hearing and at his request delivered to him a true copy thereof in said County on the 20th day of December 1883, J C Nugent Sheriff Wright Co.
By H Anderson Deputy Sheriff

Fees; Mileage, 18 Miles	180	
Service	25	
Copy	15	
Summons on file	$2,20	

Nine o'clock A.M. case called. T. A. O'Hair appearing for Plaintiff - files with this court a promissory note in writing, dated at Waverly Wright County Minnesota the 6 day of Jan 1882 whereby the Defendant promises to pay P & J W Falliher or order three months after date the sum of $56.05 with interest thereon at the rate of ten per cent per annum, that said note was duly endorsed by P & J W Falliher & duly transferred & assigned for value to the plaintiff herein, (See note on file marked "B") That no part of said note has been paid except the sum of $49.50 which has this day been applied on the payment of said note, though the same is long past due & payment of same has often been demanded. That there is now due upon said note as principal and interest:

STATE OF MINNESOTA,

County of ______________ ss.

IN JUSTICE'S COURT.

Before ______________ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

the sum of Seventeen and 66/100 Dollars no part of which has been paid. for which sum the plaintiff demands judgment and for the cost & disbursement herein after waiting one hour as required by law & deft not appearing hereby enter judgment against the Deft and in favor of plaintiff for the sum of $17.66 being defts indebtedness to plaintiff and for the costs of this action taxed at Three & 55/100 Dollars, Total judgment $21.21 Dated Dec 27 1883

W H Frazer
Justice of the Peace

Satisfied in full by Defendant

L W Elliott & Charles O'Mera
Partners as Elliott and
O'Mera Plaintiffs
against
Henry Dixon Deft

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W H Frazer Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

Jan 12th 1884 Summons in the above entitled action was issued by me this day, Said Summons was made returnable at my office in the village of Delano in said County and State on the 21st day of January A.D. 1884 at nine o'clock in the forenoon of said day. It appearing to me that there was no officer present to serve said summons and at plaintiffs request and risk I did authorize T. F. O'Hair to serve and return said summons. January 21st 1884, 10 o'clk A.M. Case called. Summons returned by T. F. O'Hair with proper service endorsed thereon as follows:

State of Minnesota
County of Wright } ss

T F O'Hair being first duly sworn deposes and says that he personally served the within summons by reading the same to the Defendant in his hearing in said County on the 12th day of January A.D. 1884

T. F. O'Hair Special Constable

Subscribed and sworn to before me this 12th day of January 1884

Fees- Mileage 1 M 10
Service 15
.25

W H Frazer
Justice of the Peace

Summons filed, plaintiffs appeared by his agent T. R. Billings and made a written complaint duly verified. said Complaint

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

April 23, 1884
Paid by J.C. Nugent Sheriff
on the execution herein $85,93
W. H. Frazer
Justice of the Peace

This Judgement was satisfied in full on the 15th of Nov. 1890.
Reynold M. Bohn
Justice of the Peace.

filed by me after waiting one hour from the return time of said summons, to wit until ten oclock A.M. and defendant failing to appear. I proceeded to take the testimony of the plaintiff in the above entitled action. J L Billings sworn for plaintiff says that on the 15 day of July 1883 Elliott and Omera sold to the Defendant one Minneapolis Farm Binder reaping machine for the sum of Two Hundred and Sixty Dollars, Said Defendant did not take said machine. After reviewing the testimony I hereby render judgment against the Defendant and in favor of the plaintiff for the sum of Eighty Seven Dollars Damages, And Costs of this action taxed at One Dollar and Ninety Cents Total judgment Eighty Eight and 90/100 Dollars
Entered January 21st AD. 1884.

W. H. Frazer
Justice of the Peace

Execution issued Feb 5. 1884

Execution returned March 11th 1884 with the Sum of Ninety Three Dollars and forty two cents the property of Said Henry Dixon levied upon the 8th day of February 1884 endorsed there on by J C Nugent Sheriff for Wright Co Minn. Sheriffs fees $7,49

W. H. Frazer Justice of the Peace

John O'Mera Plff
against
John Elliott Deft

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W H Frazer Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees	
Summons	25
filing same	5
" note	5
taxing costs	15
3 folios	45
Entering Judgment	25
	1,20

Constable fees	
Milage	10
service	15
	25

Total	1.45

February sixth 1884 summons in the above entitled cause issued returnable Feb 14, 1884 at nine oclock in the fore noon. Feb 14, 1884 summons returned with proof of personal service upon defent within said Wright Co. By Constable S.S. Ball endorsed thereon as follows: Wright County ss I hereby certify that I personally served the within summons by reading the same to the within named defendant in his hearing in said County on the sixth day of February 1884

S S Ball
Constable

Fees – Milage 1 Mile .10
Service .15
$ .25

Summons filed Feb 14. 1884 nine oclock in the fore noon case called. F F O'Hair appeared as agent and attorney of the plaintiff & delivered to this court a certain promissory note in writing dated at Greenwood December 20, 1877 in which the Deft John Elliott promised to pay to the order of the plaintiff herein one day after date the sum of Thirty two and 7/100 Dollars with interest at one per cent a month, there being an endorsement on said note dated Oct 25 1881 showing a payment on the same of $24.00. Plaintiffs atty claimed that there is due the plaintiff on said note at the date the sum of $25.70 for which sum he demands judgment (See note on file marked "B) & for the costs & disbursements herein. After waiting one hour to wit until ten oclock A.M. for Deft to appear, & plaintiffs claim seeming just & equitable I hereby enter judgment against the Deft

STATE OF MINNESOTA,

County of .... *ss.*

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

and in favor of the plaintiff for the sum of $25.70 being Defts indebtedness to plaintiff and for the costs of ~~this~~ action taxed. at $1,45

Total Judgment $27.15

Dated Feb 14, 1884

W H Frazee
Justice of the Peace

Feb 14, '84
Credit on Judgment 7.84

April 12 1884
Satisfied in full

Bal. Judgmt	19,31
int	.20
Satisfaction	.25
	$19,76

W H Frazee
Justice of the peace

STATE OF MINNESOTA,

County of .... *ss.*

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

O L Billings Plff
—vs—
J L Bryant Deft

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W. H. Frazee, Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Fee's
Justice,

Summon	25
Filing Summ	5
Oath to com	15
Filing sam	5
	50
	105
	155

Cost Paid by Plff,
W H Frazee

Constable fees

on Summ	40
oath to ans	15
filing same	5
Taxing Costs	15
Entering judgment	25
3 folios	45

Feb 5 1884 Summons in the above entitled action issued this day and the same made returnable at my office in the village of Delano in said county on the 16th day of February 1884 at 10 o'clock a.m. and delivered the same S. S. Ball, ~~Consta~~ble to serve"

Feb. 16th 1884, 10 a.m. case called Summons returned with writ proper service endorsed thereon, summon filed. Plaintiff appeared in person and Defendant appeared in person and by his atty T F O'Hair, plaintiff filed a written complaint duly verified, defendant demanded that the court require the Plaintiff to give security for costs Plaintiff asked a continuance for one week, and during that time agreed to furnish the necessary security, Plaintiff given until the adjourned day to furnish the necessary security for costs, defendant filed an answer to the ~~com~~plaint duly verified, filed. I hereby adjourn this case until Feb. 23 1884 at 9 a.m. at my office in the village of Delano in said County, & State.

W H Frazee, J P

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Feb. 23rd 1884. 9 o'clock a.m. case called. Deft appears in person & by his attorney. After waiting one hour court until ten o'clock a.m., & plaintiff failing to appear I dismissed the action & tax the costs against the plaintiff herein, Costs taxed at $1,95 whereupon I render judgment against the plaintiff and in favor of Defendant for the sum of one and 95/100 dollars this 23rd day of Feb. 1884.

W H Frazee
Justice of the Peace

C. F. Peters Pl'ff
-vs-
Jacob Dick Deft

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W. H. Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

February 16th 1884 Summons in the above entitled action issued this day, said Summons made returnable at my office in the village of Delano, in said County and State, on the 23rd day of February 1884 at 2 o'clock in the after noon No constable being present, and at the risk and request of the Plaintiff I authorized O. L. Billings a suitable person to serve and return the within writ.

February 23rd 1884. 2 o'clock P. M. Case called. Summons returned with proper service endorsed there on, as follows,

Wright County. ss O L Billings being duly sworn hereby certifies that he personally served the within Summons by reading the same to the within named defendant in his hearing, in said County on the 16th day of February 1884

Fees miles	10
servi	15
	25

O L Billings

Subscribed and sworn to before me this 23rd day of February 1884

W. H. Frazee Justice of the Peace

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees	
Sumons	25
Filing 2 Papers	10
3 oths	45
taxin cost	15
enter jugment	25
5 Folios	75
	$1 95
Constable Fees	
1 mile	10
Servie	15
	25
Total	$2 20

Summons filed. Plaintiff appeared, by his agent O L Billings and filed a writen complaint duly verified complaint filed, defendant faild to appear, Plaintiffs asked for an adjournment of one week, I hereby adjourn this case until next Saturday, March 1, 1884 at One o'clock in the after noon, at my Office in the village of Delano, Wright Co. Minnesota,

W H Frazee
Justice of the Peace

March 1st 1884 One P M Plaintiff C F Peters present in person and by his atty A Y Eaton Defendant failed to appear Plaintiff Sworn and Gave evidence in the case after hearing the evidence in the case and the defendant having wholly failed to appear or to make eney defence in the said case and it appearing to me that the defendant is indetted to the plaintiff in the Sum in his complaint claimed the Judgement of this court is that the plaintiff herein has Judgement against the defendant herein

STATE OF MINNESOTA,

County of .... *ss.*

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

for the Sum of $\frac{75}{100}$ Dollars with interest thereon at 7 per cent from the 18th day of May 1883 total debt $\frac{77}{100}$ and the cost taxed at $220 total Jugement $297

W H Frazee Justice of the Peace

P O Hair plaintiff
against
Thomas Flynn Defendent &c
The St Paul Minneapolis +
Manitoba Rail way Company Garnishee

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W H Frayne Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

On the 4th day of march 1884 J F O'Hair duley made and filed an affidavit in Garnisheement as requird by law in such cases where upon on the 4th day of march 1884 I issued Garnishee Summons returnable march 14th 1884 at nine Oclock in the forenoon and handed the same to S S Ball constable to serve march 14th 1884 Summons returned with proof of proper Service on Garnishee within the County on the 4th day of march 1884 endorsed theron Fees an disburssments of constable $1.81 Summons on file ten Oclock a m march 14th 1884 plaintiff appeard by his attorny J F O'Hair Garnishee by its agent George Bolton who disclous as follows (See disclouer on file) that Garnishee is indetted to defendant in the (sum) of $38.75 plaintiff request that this proceeding be adjournd to the 7th day of april AD 1884 at 9½ Oclock in the forenoon whereas the origanal action upon witch the result of this proceedings is contingant is returnable on said 7th day of april 1884 I adjourn this proceeding to the 7th day of April 1884

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

at 9½ Oclock in the forenoon
Dated March 14th 1884

W H Frazee
Justice of the Peace

April 7th 1884 case called plff appeared by his attorney T F O'Hair and demanded judgment against the Garnishee (the St Paul Minneapolis and Manitoba Railway Company) for $38.75. Whereas I have this day entered judgment in the original action herein against the Deft for a larger sum. I hereby enter judgment against the said Garnishee (the St Paul Minneapolis & Manitoba Railway Co) and in favor of P O'Hair for $38.75

W H Frazee
Justice of the Peace

Dated April 7/1884

April 18th 1884
the above Judgment Satisfide in full
W H Frazee J. P

P O'Hair plff
agnst
Thomas Flynn Deft

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W H Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

March 4th 1884 summons issued, (an order of publication on file) ordered published in Delano Eagle - & made returnable at my office Apr 7th 1884 at nine o'clock in the forenoon,

Apr 7 1884 summons filed also affidavit of publication - also filed aff. of attorney that he did enclose in and envelope duly address to Deft at the place deponent believed he resided, a copy of the complaint and summons therein & deposited the same in postoffice with postage duly paid, Nine o'clock a.m. case called plff appeared in person & by his attorney T F O'Hair who filed a written complaint duly verified (see complaint) Marking Deft claiming of Deft upon an account stated the sum of 57 dollars with interest thereon from & since the 23rd day of Jan 1883. plff offered in evidence his original books of account to corroborate his demand. It appearing to me that plffs demand was just and true, after waiting one hour to wit till ten o'clock I hereby enter judgment against the Deft in favor of Plff for the sum of Sixty one & 70/100 dollars (prin & int) together with costs of this action taxed at $6.95,
Total judgment $68.65

Entered April 7th 1884

W H Frazee
Justice of the Peace

Apr 18th 1884 Paid on above judgment the sum of $38.75

T O Hair Plff
against
Thomas Flynn Deft
and the St Paul Minneapolis
and Manitoba Rail way
Company Garnishee

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W H Brazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Summons	25
filing	5
affidavit	15
filing	5
serving writ	15
3 2 folios	45
taxing costs	15
Entering judgment	25
	$1,50

On the 21st day of Apri A,D, 1884 T, F O Hair as agent and attorney of the plaintiff herein made and filed a garnishee affidavit as required by law in such cases made and provided. Claiming that a judgment exists in favor of plaintiff and against Defendant in the sum of $29,90 that he believes that the said Garnishee has money & effects in its hands belonging to Deft & that the amount of the same is greater than ten Dollars, and that the affidavit was made for the purpose of having said Company summoned before this Court to testify concerning its indebtedness to said Deft. & plaintiff demands judgment against said Garnishee for the sum of $29.90 & costs of this action or so much thereof as may be found to be due said Deft from said Garnishee. Affidavit and summons on file showing proper service & return – summons filed Apr 29, 1884, one oclock PM case called. T, F, O Hair appeared for plaintiff George Bolton appeared for Garnishee & being duly sworn discloses as follows that the said Garnishee is indebted to the defendant in the sum of $26.25 – further said Bolton knows not. Plaintiff Demands judgment for said amount. I then proceeded to enter judgment accordingly Wherefore I render judgment against the said Garnishee & in favor of the said plaintiff for the sum of Twenty six & 25/100 Dollars this 29th day of April 1884

W H Brazell Justice of the peace

May 10th 1884
The within Judgment
Satisfide in full
W H Brazele J P

Clarence McLain
against Pltff.
Wyatt Johns
Deft.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W. H. Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Summon	25
filing	10
filing Bill	10
Oath to Bill	15
Taxing Fees	30
copy cost	15
Rendering J.	25
	130
Con. fees	25
	$155

Nov. 11. 1884. summons issued in the above entitled action this day, and delivered to Constable John Steffes to serve and return said summons made returnable before me at my office in the town of Franklin in said County and State on the 21st day of November A.D. 1884 at 9 o'clock in the fore noon of said day.

W. H. Frazee
Justice of the Peace

November 21, 1884, 9. a.m. summons returned by Constable John Steffes with the following return endorsed thereon as follows. Wright County = ss. I hereby certify that I personally served the within summons by reading the same to the within named defendant in his hearing in said County on the 13th day of November 1884

Fees, - 1 - mil 10
serv 15
25

John Steffes
Constable

Case called. Plaintiff appeared ~~by their~~ Attorneys O'Hair & O'Hair, and present an account duly verified claiming to be due them on the sum of of

STATE OF MINNESOTA,

County of ________________ ss.

IN JUSTICE'S COURT.

Before ________________ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Twenty four dollars with interest from Nov, 15 1883, total amount asked for Twenty five & 15/100 dollars, after waiting one hour and Defendant failing to appear I proceeded to enter judgment against the defendant for the sum of Twenty five & 15/100 dollars and costs of this suit taxed at $1,55 total judgment Twenty six & 70/100 dollars, judgment rendered this 21st day of November 1884

W H Frazee
Justice of the Peace

The above judgment is satisfied in full- as per instruction of exhibit "a" on file Dated Feb 10, 1886

Wm [illegible]
Justice of the Peace

civil case,	1,30
Garnishee "	1,50
Justice	$2,80

Civil case,	25
Garn,	75
Const fee,	100
garnishee fee,	1,04

Clarence McLain Pltff.
vs
Wyatt John Deft.
O L Billings
Garnishee

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before W H Frazee
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

Affidavit	15
filing	05
G. Sum	25
filing	05
Oath Arg.	15
Cos cont	15
Entry J.	25
3 fol	45
	1,50
con	75
Garnishee	1,05

Nov, 11th 1884, Affidavit filed, garnishee summons issued and delivered to constable John Steffes to serve and return said summons made returnable before me at my office in the Town of Franklin said County and State on the 21 day of Nov, 1884, at 10 a m.

Justice of the Peace

Nov, 21 1884 Garnishee summons returned ~~by~~ by constable John Steffes with proper proof of service endorsed thereon," case called, Plaintiff appears by his Attorney O Hare & O Hare, Garnishee appeared in person, Garnishee sworn, and testified that he was indebted to the defendant in the sum of $12,50 I hereby render judgment against O L Billings the above named garnishee for the sum of $12,50 this 21 day of Nov. 1884

W H Frazee
Justice of the Peace

The above judgment is released as per instruction on file marked exhibit "A" dated Feb 1d 1886

Wm Grebarth
Justice of the Peace

State of Minnesota
vs.
James G. Young

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before William Giebarth Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Cost:	
Constable:	
1 mile	10
serving warr.	25
1 day in Court	1.00
Total	1.35
Justice fees:	
To complaint	25
oath to same	15
filing	5
warrant	25
filing	5
judgment	25
Discharge of pr.	15
Total	1.15
Constabl	1.35
	$ 2.50

March 27th 1885, Reynold M. Bohn came before me and upon oath complained that Def. did on the 26th day of March 1885 ~~in~~ the Town Franklin commit the crime of assault & battery by striking said R. M. Bohn with his (Def.) clinched fist and otherwise ill treat the said R. M. Bohn.

Warrant issued March 27th 1885 delivered to Const. Munding.

Warrant returned with prisoner in court same day.

Def. plead guilty.

Sentenced to pay a fine of $5.00 and cost or in default 6 days Jail.

Fine and cost amounting in all $7.50 paid and prisoner Discharged.

Reported to Co. Att.

Wm Giebarth
Justice of the Peace.

State of Minnesota
vs
James G. Young.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Giebarth
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

The complaint of Reynold M. Bohn of the Village of Delano of said County of Wright and State of Minnesota to the effect that at the Village of Delano in said County and State on the 26th day of March AD 1885 – James G. Young threatened to kill said Reynold M. Bohn and said Reynold M. Bohn fears that said James G. Young will commit said offence so threatened as aforesaid, unless he be restrained therefrom.

Warrant issued March 28th 1885.

Delivered to Const. Sheffer

Warrant returned with prisoner in Court same day.

Warrant read to Defendant.

T. M. Lindsley appearing for State

Mike O Slade for Defendant.

Def. plead not guilty.

On Motion by Def. Attorney and sufficient cause shown by Def. and on the Def. waiving his right of trial within 24 hours ~~the~~ case was continued until the 4th day of April AD 1885 at 10 oclock A. M.

Def. giving bonds in the sum of $100.00 for his appearance on the 4th day of April AD 1885. 10 oclock A. M. Case is adjourned until April 4th 1885 at 10 oclock A. M.

Wm Giebarth
Justice of the Peace

April 4th 1885.

Both parties appearing in person and by attorney for Plaintiff ~~Mike O Slade~~ T. M. Lindsley

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

for Def. Mike O Harr.

Def. by his attorney waived an examination and enters into recognizance to keep the peace and by order of this court bail was fixed at the sum of $ 200 00 and it further ordered that defendant pay the cost of these proceedings and he stand committed until paid or otherwise legally discharged.

Total cost paid and prisoner discharged.

April 4th 1885.

Wm Frebarth
Justice of the Peace.

Cost.

Constable 3 Subpoenas	75 Cents
Warrant & 1 Mile	35
	$1.10

Witness.

Albert Widman	$1 00
E. Munding	1 00
	2 00

Justice fees

Warrant	0.25
Filing same	5
oath to complaint	15
Filing same	5
bond for appearance & docket 5 folios	75
3 oaths	45
filing	5
adjournment	15
bond & docket 5 folios	75
3 oath	45
approving	15
filing	5
judgment	25
issuing cost	15
subpoena	40
Total Justice $	3.85
Constable	1.10
Witness	2.00
	$6.95

Reported to Co. Att

State of Minnesota
vs.
Michael Kalk

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Grebarth
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Complaint 2 fols	30
filings	5
oath —	15
Warrant	25
filing	5
bond for cost 3 fol.	45
3 verifis. & oath	45
approving & filing	30
one exception	15
1 adjournment	15
docket 4 fol	60
2 subpoenas	50
filing	10
	3.50

The complaint of Gottlieb F. Herrman to the effect that at the Village of Delano ~~on the 6th day of April~~ in the County of Wright and State of Minnesota on the 6th day of April AD 1885, Michael Kalk did commit the crime of assault and battery in the following manner to wit; The said Michael Kalk did then and there unlawfully and maliciously strike the said Gottlieb F. Herrman upon the forehead with a heavy club, the said Michael Kalk did then and there strike the said Gottlieb F. Herrman upon the back with the aforementioned club and the ~~above~~ said Michael Kalk did then and there other ~~injuries~~ wrongs and injuries unto the said Gottlieb F. Herrman.

Complaint filed and Warrant issued, (April 6th AD 1885,) and delivered to John Sheffer Constable.

Wm Grebarth
Justice of Peace.

April 7th AD 1885; at half past eight o'clock.

Warrant returned by Constable Sheffer with ~~the following return and~~ prisoner in court and the following return:

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

to wit:

State of Minnesota } ss.
County of Wright }

I hereby certify that by virtue of the within warrant, I have arrested the within named defendant and have him now before the Court in custody.

Constable

Dated this 7th day of April AD 1885.

Fees Mileage. 10 Cents
service — 25 "
$0.35

John Steffes
Constable.

For State F. H. Lindsley
For Def. O. L. Billings.

Bond for cost:
3 folio 45
3 verif. & oath 45
approving & fil. 30
$1.20

Security for cost required & given. Def. by his attorney moved to dismiss on the ground that the complaint does not allege facts sufficient to constitute a public offence, crime or misdemeanor under the laws of this State.

1 Ruling 0.15 Motion overruled Def. except.

Def. waived the reading of the complaint and warrant and plead not guilty, also ask for a continuance until 2 o'clock P.M. to prepare for trial.

Continuance granted until 2 o'clock P.M.

1 adjourn. 15 court ordered Def. to remain in custody of Constable.

2 Subpoena 50
" filing 10.

Wm Gebhartt
Justice of the Peace.

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

2 o'clock P.M. April 7th 1885.

Both parties appearing
for State F. H. Lindsley
for Def. O. L. Billings.

order 15 Cents: Constable ordered to make a list in writing of ~~the~~ names of 24 inhabitants of the County, qualified to serve as jurors in the Dist. Court. ~~to serve~~ to draw a jury therefrom.

filing 5 Cents: Jury List made ~~& filed~~ by Constable Steffes:
Venire 25 " ~~Venire issued and left with~~ ~~delivered to~~ ~~John Steffes~~
filing 5 " ~~Const. to serve~~. and filed by court.

Whereupon the counsel for Plaintiff & Defendant each proceeded to strike out therefrom six names, whereupon I did issue a venire for the following named persons: John Peters, A. Sieloff J. C. Hitz, H. Dominik J. C. Munroe H. Wilder, Jos. Nietzel, F. Kraemer, C. J. Crandall, C. H. Peters, Geo. Goetzman Wm Bentz, and delivered the same to Const. Steffes to serve said venire, made returnable at my office in Delano in said County and State at Ed. F. Gebhartt's store forthwith.

The Venire returned with the following return endorsed thereon:

State of Minnesota } ss.
County of Wright }

I hereby certify that by virtue of the within writ I have personally summoned as jurors the several persons named therein

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

by reading the same to each of them, viz: John Peters, A. Sieloff, J. C. Uitz, C. Dominik, J. C. Munroe, C. Wilders, Jos. Wiegel, F. Craemer, C. J. Crandall, C. H. Peters, Geo. Goetzman, Wm Bentz.

Dated April 7th 1885

Constable: 1.50 Fees Mileage 5 Miles 0.50
Service 1.00
$ 1.50

John Steffes
Constable.

A. Sieloff, Wm Bentz then asked to be excused from serving as Jurors on account of sickness also C. Wilders and C. J. Crandall asked to be excused on account of being fireman, all four were excused and the following ~~more~~ persons were drawn as talesmen by ~~the~~ constable Steffes:
John Schmitter in place of A. Sieloff
E. M. Davis in place of Wm Bentz
Jos. Baumann in place of J. C. Crandall
John Louisianna in place of C. Wilders.
swearing 25 cent The Jurors were than all sworn.
The parties than proceeded to trial.
Def. Attorney again moved to dismiss, as complaint insufficient.
1 Except. 15. Overruled and exception taken.
The following witnesses were than sworn and testified: Gottlieb F. Herrman, Albert

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STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

7 oaths — 1.05 Hitsman, Spence Brothers, ~~M. Kalk, M. Brenner,~~ ~~Wm Irvie~~, Tom Shaw on the part of the State, M. Kalk, M. Brenner & Wm Irvie were duly sworn and
testimony 7 folios $1.05 testified on the part of the Def.
7 exceptions 1.05 After hearing arguments of Counsel
1 oath 15 John Steffes was duly sworn as an officer to take charge of the jury and the jury was given in charge of said officer.

The jury announced that they had agreed upon a verdict and delivered the same to me publicly in court as follows:

State of Minnesota } ss State of Minnesota vs. Michael Kalk.
County of Wright }

We the jury in the above entitled case find the defendant not guilty

J. C. Uitz
Foreman of Jury.

1 filing 05.

1 order 15 The jury was then discharged, also the defendant on motion of his Attorney.
docket folios 6 — $0.90

The cost in this case were than taxed against the ~~plaintiff~~ complainant Gottlieb F. Herrman & Fred. Adickes Jr his bondsmen as follows:

Constable fees —		$4.80
Jury fees —		6.00
Witnesses	Mike Brenner 1 day & 3 miles $1.18 Wm Irvie 1 " 1 " 1.06 Albert Hitsman 1 " " 1 " 1.06 Spence Brother 1 " 1 " 1.06 Tom Shaw 1 " 1 " 1.06	5.42
Justices fees —		11.00
	Total	$27.22

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

and I hereby certify that in my judgment the complaint was wilful and malicious and without probable cause and judgment is therefore given against Gottlieb F. Herrman and Fred. Adricks jr his security, for the amount of $27 22 cost in this action.

Wm Ziebarth.
Justice of the Peace.

Reported to C. Att.

Cost in this action were all paid April 24th 1885.
Wm Ziebarth
Justice of the Peace.

State of Minnesota
vs
O. L. Billings

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Ziebarth

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The complaint of Truman Lencer to the effect, that on 11th day of April AD 1885 in this County, O. L. Billings did commit the crime of assault & battery by striking the said Truman Lencer with his the said O. L. Billings clenched fist upon his the said Truman Lencers body.

25. Complaint filed and warrant issued April 11th 1885 and delivered to Const. Wunding.

Wm Ziebarth
J. P.

25 Warrant returned with prisoner in Court April 11th 1885.
Complaint withdrawn on motion of complaining witness.
Cost 50 Cents paid by defendant.

Wm Ziebarth
Justice of the Peace.

Reported to Att.

State of Minnesota
vs
Peter Johnson

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Jrebartts
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The Complaint of Peter Soderland to the effect that Peter Johnson did on the 25th day of April AD 1885 at the Village of Delano in the County of Wright did commit the crime of assault and Battery in the manner following: he the said Peter Johnson did then and there wrongfully maliciously and unlawfully strike, beat, bruise and illtreat him the said Peter Soderland then and there being, the said Peter Johnson did then and there strike beat and bruise the said Peter Soderland with his closed hand thereby causing the said Peter Soderland great pain and injury.

Complaint filed April 26th 1885 by O. L. Billings Justice of Peace. Warrant issued April 26th 1885 and delivered to Const. Munding made returnable before Wm Jrebartts Esq. Justice of the Peace.

Warrant never returned.

Fred. Adicker jr
vs
Christian Kraas

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Jrebartts
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

May 25th 1885. one oclock P. M.

The above entitled action was brought before me on a change of venue from O. L. Billings Esq. Justice of the Peace in and for said Wright Co said day of trial and the hour was set by said O. L. Billings by consent of both parties.

Both parties appearing Plaintiff by his Attorney O'Hair & O'Hair, Def. by his Attorney W. E. Culkin.

Plaintiff by his Attorney asked for a Jury trial.

15 Cents Constable ordered to make a list ~~of~~ in writing of the names of 24 inhabitants of the County qualified to serve as jurors in the District Court to draw a Jury therefrom.

List made by Const. Munding and filed by Court.

Whereupon the Counsel for the Plaintiff and for the Defendant each proceeded to strike out therefrom six names, whereupon I did issue a venire for the following named persons: Mike Kleves, C. F. Peters, Frank Hann, William Eppel, Matth. Tompes, Ernest Kurtz, John Peters, Emil Krone, August Bernick, Jaqu. Welderly, Harry Dominik, E. M. Davies, and delivered same

25 Cents venire to Court. Munding to serve the same, made returnable at my office in Delano in the County of Wright and State of Minnesota forthwith.

The venire returned, with the following return endorsed thereon,

State of Minnesota }
County of Wright }

I hereby certify that by virtue of the within writ I have personally summoned as jurors the several persons named therein by reading the same to each of them viz; Mike Kliever, C. F. Peters, Frank Mann, William Eppel, Mat. Tompers, Ernst Kurtz, John Peters, Emil Krone, August Bernck, Wm. Weldele, Henry Dondrick, E. M. Davis

Dated May 25th 1885.

Fees Constable:
mileage 12 miles 1.20
services 1.00
$2.20

Chas Munding
Constable.

The jurors were then all sworn and parties proceeded
25 Cents to trial.

The following witnesses were then sworn and testified.

45 cts Booth Fred. Adickes jr, Albert Boerner, John Wolff,

Def. by his Attorney asked a continuance to next Friday, objected to Plaintiffs
15 Cents 1 ord Attorney. Objection sustained.
15 Cents 1 adj. adjourned to 7 o'clock P. M. May 26th 1885.

May 26th 1885, 7 o'clock P. M.

All parties and their attorneys appearing, jurors present except Mr Kliever, who after 1½ hour appeared too and was fined $1.00 for contempt of Court, Fine Remitted.

Mr Kraus sworn and testified
45 Cents also John Herrman and John Peters sworn and testifying on part of the Defendant.

After hearing arguments of Counsel on both side, Const. Munding was sworn to take
15 Cents charge of the Jury and the Jury was given in charge of said officer.

The Jury announced that they had agreed upon a verdict ~~and~~ delivered the same to me publicly in court as follows:

~~We the Jury in the above entitled case find for Plaintiff~~

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

~~and against Defendant as follows:~~

In Justice Court before Wm Grebarts

Fred. Adickes jr.

vs

Christ. Kraus

We the Jury find for the Plaintiff Adickes, and assess his damage at Thirty Three Dollars.

C. F. Peters
Foreman.

The cost were than taxed against Defendant as follows.

Justice fees — —	8.95.
Constable fees	9.25
Jury fees —	6.00
Witness fees —	15.82
Total.	$40.02

And I hereby give judgment against Defendant for the amount of $ 33.00 and cost of this action to the amount of Forty 02/100 Dollars Total ($73.02) Seventy Three Dollars and 2 Cents; This 26th day of May AD 1885. Wm Grebarts
Justice of the Peace.

Appeal taken by Def. and all the papers and ~~entries~~ a transcript of entries of docket certified to clerk of District Court Bond of appeal allowed also $2.00 as fees paid.

Wm Grebarts J. P.

Johannes Becker
Plaintiff
vs
Jacob Dirk
Def.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Giebartz
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

Fees:
Justice:
Summons 25 Cents
filing sam. 5
30
a complaint 5
& adjournm. 15
2 subpoena 50
1.00
fil. subpoena 20
1.20

Constable fees:
summons service & copy 40 Cents
subpoena 1 95
2.35

1 filing 1 oath

September 7th 1885.

Summons issued this day made returnable at my office in the Town of Franklin, said County, on September 15th 1885, 10 oclock A.M. and delivered to Constable Munding to serve.

September 15th 1885. 10 oclock A.M.

Case called

Summons returned with the proper endorsement of service thereon.

Summons filed.

Plaintiff appeared in person and by his counsel O. L. Billings.

Def. appeared in person.

Plaintiff by his attorney filed a written complaint duly verified.

For the convenience of the parties ~~and~~ & the Justice & by ~~their~~ consent of the parties the case was ~~the~~ adjourned for one week, that is till September 22nd 1885, 10 oclock A.M.

Wm Giebartz
Justice of the Peace

September 22nd 1885, 10 oclock A.M.

Case called.

Both parties appearing.

Plaintiff by his Attorney M. O'Nair and in person.

Def. in person and by D. R. Farnham Esq. as his Agent.

Def. by his Agent files his answer

Plaintiff by his Attorney objects to the answer of Def. and moves to be stricken from the files for the reason that it was not filed on the return day of the summons as by statute required. Justice asks for security for cost from Plaintiff.

1 rule 15 Motion overruled.

1 except 15 Plaintiff excepts.

Plaintiff excepts to the answer for the reason that the facts therein stated do not constitute a defence to the action.

1 rule 15 motion overruled.

1 exception 15 Plaintiff excepts.

Plaintiff objects to the answer for the reason that it not properly verified.

1 rule 15 Objection sustained

Def. ask to amend the Verification

1 rule 15 ruled to have verification amended.

Plaintiff by his Attorney asked for a jury trial.

1 rule 15 Constable Munding ordered to make a list and said list placed on

5. file.

Whereupon the Attorney for Plaintiff and Def. each proceeded to strike out therefrom six names, whereupon

I did issue a venire for the following named persons, viz: Mike Klever, Mat. Tompers, John Peters, William Lewis, John Burrill, Chas Plath, Aug. Bernick, E. M. Davis, Jos. Mason, Emil Krone, Christ. Peters, John Arup, and delivered the same to Constable Munding to serve said venire, made returnable forthwith at my office in E. T. Grebarths store building in the village of Delano this County. The venire returned with the following return endorsed thereon,

State of Minnesota }
County of Wright } ss

I hereby certify that by virtue of the within writ I have personally summoned as jurors the several persons named therein, by reading the same to each of them viz: Mike Kliever, Mat. Tompers, John Peters, William Lewis, Chas. Plath, Aug. Bernick, E. M. Davis, Jos. Mason, Emil Krone, Christ. Peters, John Arup, and that the following named persons could not be found:

John Burrill

Dated Septbr 22nd 1885.

Chas. Munding
Constable

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Christ. Peters then asked to be ~~ex~~ excused on account of not being well. Mr Peters was excused and Constable Munding ~~ordered~~ drew two talesman, viz: Frank Mann, & Jos. Rohrenbach. Plaintiff here filed his reply. Court then took a recess until one o'clock P. M.

Wm Gebhardt
Justice of Peace.

1 o'clock P. M.

25 Cents The Jurors where then all sworn and parties proceeded to trial.

The following witnesses were then sworn and testified: John Becker (Lucas Lahmuller sworn
14–15. 2.10 as Interpreter) Henry Dominik, Francis Dixon, August Bernek, Jacob Dick, Charlotte Dick, Otto Harkebeil, Georg Harkebeil, Jos. Metz, John Steffes Gustav Hildebrandt, Carl Hildebrandt, Chas Munding.

After hearing arguments by counsel on both sides, Constable Munding
1 oath was sworn to take charge of the Jury and the Jury was given in charge of said officer.

The Jury announced that they had — agreed upon a verdict and delivered the same to one publicly

STATE OF MINNESOTA,

County of ________________ ss.

IN JUSTICE'S COURT.

Before ________________ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

in court as follows;

In Justice Court before Wm Ziebarth
Justice of Peace.

State of Minn
County of Wright }

Johannes Becker Pltf
vs
Jacob Dirk Def.

We the Jury in the above entitled action find for the plaintiff in the sum of $\$63^{00}$ damages and cost of suit.

Dated Septbr 22^{nd} 1885.

John Peters Jr
Foreman

I hereby give Judgment against the Defendant in favor of plaintiff for the sum of $\$63^{00}$ and cost taxed as follows;

Justice fees	9 25
Constable fees	$5.20
Jury fees —	6.00
Witness fees:	11 44
Total cost	$31.89

Total amount of Judgment $\$94^{89}$
Ninety four Dollars & Eighty Nine Cents.

Wm Ziebarth
Justice of the Peace

Execution issued October 5^{th} 1885.

Wm Ziebarth
Justice of the Peace

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

November 4th 1885.

Execution returned with No property found in the County endorsed thereon

Dated Novbr 4th 1885. Chas Munding
Constable

November 17th 1885.

Transcript of Jugdment made and sent to Clerk of Dist. Court of Wright Co,

additional cost:

Execution	25 Cents
Transcript	25 "
Filing execut.	5 "
Certificate	15 "
docket	15
	85 Cents

January 2nd 1886.

The above Jugdment was paid today and satisfied in full.

Wm Grebarth
Justice of the Peace.

Wm K. Landis
vs
Jacob Dock

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Grebarth Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable fees	
1 Mile	10
serving	15
copy	15
	40 Cents
Justice fees:	

September 22nd 1885.

The above entitled action was brought before me today on a change of venue from O. L. Billings Esq. Justice of the Peace in and for said Wright Co.

Both parties appearing Plaintiff by his attorney McClair Def. in person.

Plaintiff on motion ask to have the case dismissed.

Case dismissed and cost taxed to Plaintiff

Wm Grebarth
Justice of the Peace

Sarah A. Powers
vs
O. L. Billings

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Gebertt
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

September 22nd 1885.

25 Summons issued this day made returnable at my office in the Town of Franklin, Wright Co. on the 30th day of September AD 1885 at 10 o'clock A. M. and delivered to Constable Steffes for service.

Plaintiff by his Attorney F. H. Lindsley filed a written complaint.

September 30th 1885. 10 o'clock A. M.

Summons returned with the following return endorsed thereon.

State of Minnesota }
County of Wright } ss

I hereby certify and return that on the 26th day of Septbr AD 1885 at the Town of Franklin in said County and State I personally served the within summons upon the within named Defendant by then and there handing and delivering to and leaving with said Def. a full, true, complete and certified copy thereof.

John Steffes
Constable

Both parties appearing.
The Plaintiff by his Attorney F. H. Lindsley.
Def. in person.

Conts 15	
Cont. 15	25
	15
	15
3 oaths	45
4 filing	20
5 folio	75
taxing	15
entering	25
entr.	1.00
	3.35
constable	50
Total	$3 85

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Def. asked to dismiss this action on the ground that the contract as alleged in the complaint is made on a Sunday.
objection overruled.
Def. filed his answer duly verified and asked for a continuance.
Plaintiff filed his answer duly verified.
Def. again asked for a continuance for 6 days on the ground that a material witness was absent whom he could not get to day.
Continuance granted until October 6th 1885. 10 o'clock. A. M.

October 6th 1885. 10 o'clock A. M.
Case called
Plaintiff appeared in person and by his Attorney, Defendant not appearing.
J. F. Powers sworn on part of Plaintiff.
And it appearing from the evidence offered in this case to the satisfaction of the Court that the Defendant is guilty of the allegations made in the complaint and that the complainant ought to have restitution of the premises described therein therefore it is ordered and adjudged that said complainant

STATE OF MINNESOTA,

County of ______________ ss.

IN JUSTICE'S COURT.

Before ______________ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

have restitution of the said described premises and that the complainant have Judgment against the Defendant for the sum of Three Dollars 85 cent his cost and disbursements herein.

Dated this 6th day of October AD 1885.

Wm Giebarth
Justice of the Peace.

Phillip Martin
vs
Jas F. Lyle

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Giebarth Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Summons 25 cts

2 subpoena 50 -

October 22nd 1885. Summons issued this day made returnable at my office in E. F. Giebarths Store Building in the Village of Delano on the 30th day of October AD 1885 10 o'clock A. M. and delivered to Constable John Steffes for service.

Plaintiff by his Attorney F. H. Lindsley filed a written complaint

October 30th 1885 10 o'clock A. M.

~~Case called~~

Summons returned with the following return endorsed thereon

State of Minnesota } ss.
County of Wright }

I hereby certify that I personally served the within summons by reading the same to the within named defendant in his hearing and at his request delivered to him a true copy thereof, in said County on the 22nd day of October AD 1885.

John Steffes
Constable

Fees:

Mileage 1 Mile	10 Cents
Service	15 -
copy	15 -
	40 Cents.

Case called.

Both parties appearing

Plaintiff by his attorney F. H. Lindsley

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

2 oath	30
1 adj.	15
filing 6 pp	30.
	75
	75
	150
	25
	5
filing	10
Taxing cost	15
entering case	25
4 folios	60
Justice costs	2.90
Constable	7.25.
Witness	6.42.
	$16.57

Def. by his Attorney O'Hair & O'Hair

Def. by his Attorney filed a written Answer duly verified.

Plaintiff by his Attorney filed a written Reply duly verified.

Case continued to November 5th 1885, 10 o'clock A. M. same place.

Wm Griebarth
Justice of the Peace.

2 subpoena issued.

November 5th 1885. 10 o'clock A. M.

Case called.

Both parties appearing.

Case settled by both parties paying one half of the expense ~~of~~ the suit and the Defendant Jas P. Lyle paid in presence of the Court to ~~Defendant~~ Plaintiff Philip Martin ($15.00) Fifteen Dollars in settlement for of all claims in this case.

Wm Griebarth
Justice of the Peace.

Cost paid

Jos. W. Lindsley
vs
Mathias Guitke

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Griebarth Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Decbr 28th 1885. Summons issued returnable at my office in the Town of Franklin at E. F. Griebarth's store in the Village of Delano January 11th 1886, 10 o'clock A.M. Summons returned with proper proof of service upon Def. within this County by Const. Steffes endorsed thereon as follows:

State of Minnesota }
County of Wright } ss

I hereby certify that I personally served the within summons by reading the same to the within named Def. in his hearing, and at his request delivered to him a true copy thereof, in this County on the 29th day of Decbr 1885.

John Steffes
Constable.

Fees

Mileage 1 Mile	10 Cents
service	15 "
one copy	15 "
	40 Cents

Jan. 11th 1886. 10 o'clock A. M.

Case called

Plaintiff appeared in person and by his attorney T. H. Lindsley & filed a written complaint duly verified.

Def. failed to appear.

After waiting one hour, Plaintiff proceeded to put in his evidence:

Jos. W. Lindsley sworn and gave evidence in the case, after hearing the evidence

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Summons	25
filing	5
a complaint	5
oath	10
Judgment	25
2 folio	20
taxing cost	15
	25
	1,30
Constabl	40
	1,70.

in the case and it appearing to me that the Def. is indebted to the plaintiff in the sum in his complaint claimed the Judgment of the court is that the Plaintiff in this case has Judgment ~~herein~~ against the Def. herein for the sum of $22 28 Twenty Two Dollars and Twenty Eight Cents and cost of action, amounting to $ One Dollars 70 Cents.

Jos. Kubon
vs.
Frank Mazer

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Gilbarte

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees:

Summons	25 Cents
oath to Complaint	15 "
Docket 2 fol.	30
filing 2 paper	10.
Judgment	25
Taxing cost	15
	$1,20.

March 31st 1886. Summons issued. returnable at my office in the Town of Franklin at my residence therein on the 6th day of April AD 1886 at 10 oclock A. M. and delivered to Constable E. Otto for service.

Summons returned with proper service thereon as follows:

State of Minnesota } ss
County of Wright }

I hereby certify and return that at the Town of Franklin in said County and State on the 31st day of March AD 1886, I served the within summons upon the within named Defendant, by reading it to him

My fees; service 15 Cents
Mileage 2 M. 20 "
35 Cents.

Ernst Otto
Constable.

April 6th 1886. 10 oclock A. M.

Case called.

Plaintiff appeared in person and filed a written complaint.

Defendant appeared in person, ~~and~~ and appeared ~~no objections~~, but offered to allow Judgment for ~~I~~ Plaintiff ~~to be taken~~ against him, — Whereof Judgment was given against Defendant for the ~~sum of~~ road 60 Cents and cost of action, as follows:

Constable: 35 Cents
1 day attendance 1.00
1.35

Justice fees
$1.20

Henry J. Kenning
vs.
Anthony Matter

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Ziebarth Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

May 7th 1886 Summons issued returnable at my office in the Village of Delano in E. F. Ziebarths building May 15th 1886 at 10 o'clock in the forenoon and delivered to Const. W. F. Mann for service.

Wm Ziebarth
Justice of the Peace.

May 15th 1886 10 o'clock A. M.
Case called.
Summons returned with proper endorsement thereon.
Plaintiff appeared by his Attorney F. H. Lindsley.
Def. appeared specially by his Counsel C. L. Billings, and moved that this action be dismissed, on the ground that the Justice has no Jurisdiction to try this case.
objections sustained.
Action dismissed. ~~by~~
Cost taxed to plaintiff to the amount of

Justice fees:	Summons	25 c
	motion filing	35
	2 folios	30
	dismissal	25
	taxing cost	15
		1.15
Constable —		40
	Total cost	$1.55

Wm Ziebarth J. of Peace.

Henry J. Kenning
vs
Anthony Matter

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Ziebarth Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

May 15th 1886. Summons issued returnable at E. F. Ziebarths store in the Village of Delano (which place I appoint for the convenience of the parties) on the 24th day of May AD 1886 at 10 o'clock A. M. and delivered to Constable W. F. Mann for service.

Wm Ziebarth
Justice of the Peace

May 24th 1886. 10 o'clock A. M.
Case called.
Summons returned with proper endorsement thereon as follows:

State of Minnesota } ss.
County of Wright }

I hereby certify that I personally served the within summons by reading the same to the within named defendant in his hearing and at his request delivered to him a true copy thereof in said County on the 15th day of May AD 1886

W. F. Mann
Constable.

Mileage	10
Service	15
copy	15
	40

Summons filed.
Plaintiff appeared in person and by his Attorney F. H. Lindsley.

Def. appeared especially by his
Counsel O. L. Billings and
moved that this action be dismissed
on the grounds that this Court
has not jurisdiction to try
and determine this case for
the following reasons
first that said Court is a
Justice of the Peace duly elected
by the Town of Franklin County
of Wright and State of Minnesota
that the summons in said action
was made returnable in the
Village of Delano, County of Wright
and State of Minnesota a separate
and distinct election District
from the Town of Franklin
that it does not appear on
the records or from any papers
on file in this case that said
summons was made returnable
in the Village of Delano
at the request of either plaintiff
or Defendant in this action.
Motion overruled and Defendant
excepts.
Plaintiff offered security for costs.
Plaintiff filed his complaint.
duly verified.
Defendant appeared in person
and by his Counsel O. L. Billings

generally and moved that this
action be dismissed on
the grounds that the complaint
herein does not allege facts
sufficient to constitute a cause
of action.
first, that the complaint does not
allege the number of boards taken
or the value thereof.
Overruled.
Def. excepts.
Def. moves to dismiss the action
on the grounds that the charges are
not specific enough to show
for Def. to answer for that the allegation
at diverse other times that the Def.
trod down the grass and herbage
on said land, that Def. is unable
to know from the wording of
the complaint the time and
place of said alleged trespass.
Overruled.
~~Def. excepts.~~
Court ordered plaintiff to amend
complaint.
Def. filed his answer duly verified.
By consent of both parties hereby
stipulated in open Court case was
continued until June 1st 1886.
9 o'clock A.M. Wm Grebarths
Justice of the Peace.

State of Minnesota
vs.
Frank Adams

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Gebhartt
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The complaint of Conrad Stein to the effect that he is Road overseer of Highways in Dist. No 12 Town of Franklin, County of Wright and State of Minnesota, that Frank Adams an inhabitant of said Dist. was duly assessed two days labor on the highways therein that on the 15th day of May AD 1886. he duly notified the said Frank Adams to appear on the 20th day of May 1886 with a spade or shovel and work on the highways of the said Dist. and that the said Frank Adams then and there unlawfully neglected and refused to appear and work upon said highway for the space of three days and has not paid the commutation money for said work nor has rendered any satisfactory excuse therefore

Complaint filed and Warrant issued May 24th 1886 and delivered to Constable E. Otto.

Wm Gebhartt
Justice of the Peace.

May 24th 1886. 6 o'clock P. M.
Warrant returned by Const. E. Otto with prisoner in Court and the following return thereon:

State of Minnesota

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

County of Wright } ss.

I hereby certify that by virtue of the within warrant I have arrested the within named defendant and have him now before the Court in custody.

Dated this 24th day of May AD 1886.

Fees Mileage 18 Miles \$ 1^{80}
Service prisoner & 2 Witnesses 1^{15}
2.95

E. Otto Const.

Complaint & Warrant were then read to the Def. and he pleaded not guilty.
Def. waived a Jury trial.
Conrad Stein sworn and testified as follows:

I am Overseer of highways in Dist. No 12 this town, Def. is an inhabitant in the Dist. I notified Def. on the 15th day of May 1886 to come and work on the highways ~~for~~ 2 days to bring a shovel along. I told him to come to work on Thursday Friday or Saturday of next week, this being the 20, 21st and 22 of May AD 1886. Def. did not come and work on either of the days set for to work. Def. never offered me any commutation money for the labor.

Cross Examined I did not tell Def. to work his tax afterwards, I did tell him to bring a shovel along.

STATE OF MINNESOTA,

County of ____________ ss.

IN JUSTICE'S COURT.

Before ____________ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

John Rumpza sworn and testifies
I saw Def. there out the road on friday, he did not work on the road.

Andrew Noonan sworn I did hear Def. says after Stein had told him to come out and work ~~his~~ your ~~tax~~ that he Stein should kiss his Def. a--.

Frank Adams sworn Mr Stein told me I could work my tax some other time, Stein never told me what day to come to work.

After weighing the evidence the court finds Def. guilty of the offence charged in the complaint and fines Def. $4.00 being $2.00 for each day assessed to work a poll tax on the highway and cost of this action.

Cost: Constable fees: 1 day attending court $1.00
subpoena of witness, arrest & mileage 2.35
3.35

Witness: Conrad Stein $ 1.36
Andrew Noonan 1.54
John Rumpza 1.54
4.44

Justice fees: Complaint 2 folio & oath 45
Warrant 25
4 oaths 60
Judgment 25
6 folios 90
filing 2 papers 10
taxing cost 15
270
2.70

Total Cost: 10.49

June 3rd 1886. Bond for appearance filed and appeal taken.

Cost for appeal 2 filing 10
8 folios 1.20
1 Certificate 25
$1.55

Wm Giebarth
Justice of the Peace.

State of Minnesota
vs
Charles Adams

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Giebarth Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The complaint of Conrad Stein to the effect that he is Road Overseer of highways for Dist. No 12 Town of Franklin, County of Wright and State of Minnesota that Chas Adams an inhabitant of said District was duly assessed two days labor on the highways therein that on the 15th day of May AD 1886 he duly notified the said Charles Adams to appear on the 20th day of May 1886 with a spade or shovel and work on the highways of the said District and that the said Charles Adams then and there unlawfully neglected and refused to appear and work upon the said highway for the space of three days and has not paid the commutation money for said work nor has rendered any satisfactory excuse therefore

Complaint filed and Warrant issued May 24th 1886 and Delivered to Cons. Mann

Wm Giebarth
Justice of the Peace.

May 24th 1886. 6 o'clock P. M.

Warrant returned by Constable Mann with prisoner in court and the following return thereon

State of Minnesota } ss
County of Wright }

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

I hereby certify that by virtue of the within warrant I have arrested the within named Defendant and have him now before the Court in custody.

Dated this 24th day of May AD 1886

Fees Mileage 18 Miles	1.80
service	25
	2.05

W. F. Mann Constb.

Complaint and Warrant were then read to the Def. and he plead not guilty. Def. waived a Jury trial. Conrad Stein sworn & testifies: I am Road Overseer in Dist. No 12 Town of Franklin Wright Co. Minn. I notified Def. who is an inhabitant of the District to work a two days' poll tax to bring a shovel with him and to work on the 20, 21 or 22nd days of May AD 1886. I gave Def. that notice on the 15th day of May. Def. never appeared to work on the road but was there on the 21st and abused me with vile language. Def. never offered me any commutation money.

After reviewing the evidence the Court finds Def. guilty of

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

the offence charged in the complaint and imposes a fine of $4.00 against Def. being $2.00 for each day ordered out to work and also cost of this suit.

The cost were then taxed as follows:

Witness: Conrad Stein		$ 1.36
Constable 1 day of Court & Mileage & service		3.05
Justice fees: Complaint 2 f. & 1 oath	45	
Warrant	25	
1 oath	15	
5 folios	75	
Judgment	25	
filing 2 papers	10	
taxing cost	15	
		2.10
Total		6.51

June 3rd 1886.

Bond for appearance filed and appeal taken.

Wm Grebarth
Justice of the Peace.

Cost of appeal	
filing 2 papers	$.10
6 folios	90
1 certificate	25
	$1.25

State of Minnesota
vs
Thomas Torrison

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Ziebarth
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The complaint of Robert Dixon to the effect that on the 24th day of May AD 1886 at the Town of Rockford in this County Thomas Torrison did commit the following crime to wit, for that he the said Thomas Torrison did then and there unlawfully and wrongfully take hold of this the said Robert Dixon then and there being in a violent and angry manner and without any cause or provocation on the part of the said complainant threw this complainant to the ground with violent force and injury to this complainant and causing him great bodily pain & injury and after he the said Thomas Torrison threw this complainant to the ground he jumped upon him the said complainant and also pounced him (complainant) up and down on the ground for some time and causing this complainant great bodily pain and injury.

Complaint filed and Warrant issued May 25th 1886 and delivered to Const. Mann

Wm Ziebarth
J. P.

STATE OF MINNESOTA,

County of ______ ss.

IN JUSTICE'S COURT.

Before ______ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

May 25th 1886. 1 o'clock P.M.

Warrant returned by Constable Mann with prisoner in Court and the following return thereon:

State of Minnesota }
County of Wright } SS.

I hereby certify that by virtue of the within warrant, I have arrested the within named defendant and have him now before the Court in custody.

Dated this 25th day of May AD 1886.

Fees Mileage	28 Miles	$2.80
Warrant		25
Witness		15
		$3.20

W. T. Mann.

Warrant was then read to Def. and plead guilty.

Court than imposed a fine of $1.00 and cost of action on Def. and in default of the payment of said 5 days imprisonment.

Costs: Justice	oath to complaint	15	
	filing "	5	
	warrant & filing	30	
	4 folios, Judgment	85	
	taxing cost	15	
		1.50	1.50
Constable fees: 1 days ~~in~~ court & Warrant			4.20
Witness. Dixon 1 day & 16 Mls. travel		1.96	
Sproul 1 " " 20 " "		2.20	
		4.16	4.16
Fine			1.00
Total Fine & Cost			$10.86

Fine & Cost paid May 25th 1886 and prisoner discharged.

Fine remitted.

Continued from page 115"

Henry J. Henning
vs
Anthony Walter

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Ziebarth
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

June 1st 1886. 9 oclock A. M.
Case called.

Plaintiff & Def. asked for a subpoena each, issued.

Def. by his Counsel asked for a Jury trial.

Constable Mann ordered to make a list of 24 names and said list placed on file.

Whereupon the Attorney for the plaintiff and Counsel for Def. each proceeded to strike off therefrom six names; whereupon I did issue a venire for the following named persons: viz: Jacob Kurtz, John Steffes, J. C. Arup, Frank Craemer, P. H. Grafft, John Borsch, Andrew Rieder, Hiram Dyer, H. Frazee, A. P. Woodard, S. Welderly and Len Dedrick, and delivered the same to Const. Mann to serve said venire made returnable at E. F. Ziebarths store building in the Village of Delano at [illegible] oclock A. M. at my office therein in this County.

The venire was returned with the following return thereon

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

State of Minnesota } SS.
County of Wright }

I hereby certify that by virtue of the within writ, I have personally summoned as jurors the several persons named therein, by reading the same to each of them viz: Jacob Kurtz, John Steffes, J. C. Arey, Frank Cramer, J. H. Graff, Andrew Roeder, W. Dyer, H. Frazee, A. P. Woodard, S. Welderly, Len. Dedrick and that the following named persons could not be found:

John Borsch

Dated this 1st day of June 1886.

Fees:
Mileage
2 Miles 20
Service 1
$1.20

W. T. Mann
Constable

A. Davis was then called as Talesman in place of John Borsch

The following persons were then excused on the ground that they are firemen: Andrew Roeder, S. Welderly, Hyram Dyer, A. P. Woodard, John Arey, Frank Cramer, Len. Dedrick,

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

23 after 11

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

and Jacob Kurtz was excused on the ground of being over sixty years of age.

The following persons were then called as Talesman ~~F. F. O Hairs Mr~~ Calvin Steward Jr, Henry Irvine, Henry Kurtz, Jos. Bauman, Gustav Krueger, A. Plath, E. M. Davis. Ernst Kurtz.

Mr Steward sworn as to his qualifications as juror.

Counsel for Plaintiff ask that ~~he~~ Mr Steward be excused on the ground of affinity to Def. Mr Steward certifying or saying that his sister married the Def. brothers.

Court hold the Jury man qualified.

Plaintiff takes an exception.

Juror then challenged ~~by~~ for actual bias, the juror testified that ~~he~~ it would take evidence to change ~~remove~~ the his opinion formed.

The juror is excused by the Court.

Jerome Teichner was called as Talesman in place of Calvin Steward Jr.

The Jury was then sworn.

STATE OF MINNESOTA,

County of ______________ ss.

IN JUSTICE'S COURT.

Before ______________

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Recess taken until one oclock P. M.

One oclock P. M.

Case called.

Defendants counsel moves to dismiss this action for the reasons that the prosecution or plaintiff has failed to appear at the time set by this court to try this case as prescribed by law.

Motion overruled.

Jurors called and answered to their names.

Henry J. Kenning sworn and testifies ~~that~~ Def. admits that Werner Ball has full and straight Warranty Deed.

Plaintiff produces an outline or drawing of the premises described in the complaint and offers it on file.

Objected to by Def. on the ground that the Original Records themselves are the best evidence and ought to be produced, that the pretended outline offered by Plaintiff has no certificate attached to it to show that it is even a copy of the original and further that they have not shown why the original could not be produced.

Motion overruled.

Defendant takes an exception.

Defendant objects to Plaintiff introducing any evidence on the pretended outline introduced in Court

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Overruled.

Def. excepts.

This is a general outline of the premis and adjoining public road. A fence stood there 4 years ago along the road when I took possession of the land. I rent from year to year from Mrs Ball. The fence stood also there on the 1st day of May AD1866. The fence was there to turn cattle running in the road. (I made arrangements to have the fence repaired this spring the whole distance along the road.) This is bracket.

Objected to as immaterial.

Overruled.

~~Obj~~ Exception taken

The fence was taken away and posts broken down it was worth about $18.00 to me to put that fence in the same condition.

Cross Examined.

Mr Balls clerk made this outline he stated to me it was a correct one.

I received no damage from cattle since 1st day of May 1886.

Joseph Libor sworn.

I was to work on the 1st day of May 86 at Plaintiffs, I saw Def. take 2 loads of boards away from fencing

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

land. I was plowing for Kenning.
I am certain it was Def.

Frank Lobos sworn.

Peter Klich sworn as Interpreter.

I plowed for Kenning on the 1st day of May 86, I saw Def. takes away two loads of boards from the fence along the road.

Kenning recalled.

Did Mr Matter write you a letter since that fence was taken? Objected as immaterial.

Overruled.

exceptions taken.

He did.

Phillip Martin sworn.

I heard the testimony in the case. In my judgment the fence is worth at this time of the year about $18 or $20.00

J. E. Brothers sworn.

I know stock is running on the other side of the River. I think the damage to take a fence away at this time of year is about 50 cents a rod, the whole damage about $15.00. The fence stood there before Kenning came there.

Plaintiff rests here.

Def. moves to dismiss action on the ground that Plaintiff has not proven what he alleges in his complaint, that he has not proven facts to constitute an action.

STATE OF MINNESOTA,

County of

IN JUSTICE'S COURT.

Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Overruled.

Def. Anthony Matter sworn.

Plaintiff objects to any testimony being introduced to prove that Def. owned or pretended to own the said fence alleged to have been taken away by Def. for the reasons that the answer does not allege that said Def. claimed said fence or had any title thereto.

Overruled.

Exceptions taken by Plaintiff.

A man with the name of Buergemeier buildt that fence on J. B. Whites land about 7 years ago, that fence was in the road, I consider it was my fence what I took away, there were Iron, ash, oak hackberry posts, mostly all round ones, 2 or 3 links of the fence were down since last fall. I paid Plaintiff for what damage my cattle done him. I took away 28 pine boards and about 8 or 10 elm boards.

Cross Examined.

Christ. Eppler bought the land from Burgemeier, 5 or 6 years ago. I traded the fence from Eppler about 4 or 5 years ago I gave him other lumber for it. I used to pasture the lands 3 years ago and fixed up the fence also to protect my wheat field, I done nothing on the fence since last year. I never talked to Miner Ball about that fence, until about a week ago, he said he gave Kenning the privledge to see to it.

Gottlieb Eppler sworn.

Some 4 or 5 years ago I lived with my brother Christ. across the river. I carried about 3 or 4 loads of boards there to that fence about 25 boards. I dont know that my brother carried any.

Calvin Steward Sr sworn ~~Jr~~. I know the fence in dispute it was all thorn up to pieces.

Calvin Steward Jr sworn.

I know the fence in dispute some boards were nailed to trees, some to switches, there was a gab in the middle some post were rotten off and fell over. Some boards were fair fence boards. I was in Minneapolis 2 weeks ago, Ball said he had no interest in the fence, it was not worth anything, he did not care about it.

Question was that knowledge that Anton Mather claimed that fence brought to the ~~knowledge~~ notice of Ball. Answer. I dont know.

Mike Bremmer sworn. I know the fence it was a poor one; in some

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

places it was down, in some it was down. Question: if you owned that fence do you consider you were damaged by its removal Yes.

After hearing arguments by counsel on both sides, the Constable F. M. Mann was sworn to take charge of the jury and they were given in charge of the said officer.

The Jury announced that they had agreed upon a verdict and delivered the same to me publicly in Court as follows:

State of Minnesota — In Justice Court
County of Wright — before
Wm Ziebarth
Justice of the Peace.

Henry J Kenning Plaintiff
vs
Anthony Muller Def.
Verdict

We the Jury in the above entitled action hereby find for the Defendant.

W. W. Frazee
Foreman

The Jury were than discharged.

The Costs were than taxed against Plaintiff and J. W. Lindsley his security as follows:

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justices fees: Summons	25	
2 oaths to complaint & answer	30	
3 subpoenas to witnesses	75	
venire	25	
filing 12 papers	60	
16 folios	2.40	
noting 10 exceptions	1.50	
13 oaths to witnesses, Const. Interpret.	1.95	
2 adjournments	30	
entering Judgment	25	
taxing cost	15	
F. M. Mann		
Constable fees: Summons, subpoenas, mileage	4.65	8.70
attending Court 2 Days	2.	
making Jury list & waiting on Jury	65	
Adam Horsch ½ day in Court Constable	50	
Witness fees: Calvin Steward Sr	$1.24	7.80
Calvin Steward Jr	1.06	
Mike Brunner	1.06	
Gottlieb Eppler	1.96	5.32
Jury fees		6.00
Total cost:		$27.82

June 11th 1886.

Appeal taken by Plaintiff and allowed.

Cost of Constable & Witness, & Jury and 1^{50} of ~~Wm~~ Ziebarth paid by Plaintiff
Justice of the Peace.

State of Minnesota
versus
John Kohnke

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Grebarth
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The Complaint of Frank Kohnke
to the effect that John Kohnke did on
the 8th day of February AD 1888 at the
Township of Franklin in said County
of Wright then and there commit the
crime of assault in the third degree upon
the body of Frank Kohnke then and there
being in the following manner to wit:
said John Kohnke did then and there
willfully, wrongfully and unlawfully
commit the crime of assault in the
3rd degree by striking and beating the
head, shoulders and body of said Frank
Kohnke then and there being unlawfully
& maliciously point a loaded revolver
at the body of said Frank Kohnke
then and there being.

Complaint filed and Warrant
issued April 4th 1888 and delivered to
Constable Wm Eppel

Wm Grebarth
Justice of the Peace.

Warrant returned April 5th 1888
with prisoner in Court.
~~Att~~ For State appeared F. ~~Th.~~ Lindsley.
Warrant read to Defendant ~~&~~ by his attorney Mr. A. O'Hair
~~and~~, he plead = Not Guilty.
Motion by ~~Plaintiffs~~ Defendants Attorney
M. A. O'Hair, to dismiss the action
on the ground that the ~~Plaintiff~~ Defendant
is charged with two ~~different~~ distinct crimes.
Motion overruled.

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Defendants Attorney moves that
case be dismissed on the ground that
record does not disclose that the
Complaining witness or any other
Witness were examined under
oath prior to putting the complaint
in writing.
Motion overruled.
~~Plaintiffs~~ Defendants Attorney made a motion
to ask complaining witness to give
security for cost.
Motion allowed.
~~Plaintiff~~ Complaining Witness was then
Ordered to procure a memorandum
for security of cost.
Also Constable Eppel ordered to write out
a Jury list of 24 names of inhabitants
of the County qualified to serve as Jurors.
Said list being made & filed by court
Whereupon both Counsels for State & Defendant
each proceeded to strike out 6 names.
Venire issued for the following named
persons: Wm Grebarth Jr, Theodor Strauch,
Georg Brandes, Anton Matter, Ernest Kurtz,
August Bernick, Math. Tompers, Jos. Bauman,
Charles Marshal, Andrew Dugan, O. Swedback,
John Muckenhirn Jr.
By consent of both parties case
adjourned to April 6th 1888 at 10 o'clock
A. M.

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

April 6th 1888.

Court opened with prisoner in Court.

Venire returned with the following return thereon

State of Minnesota }
County of Wright }

I hereby certify that by virtue of the within Writ I have personally summoned as jurors the several persons named therein by reading the same to each of them viz: Wm Zibarth Jr, Theo. Strauch, Geo Brandes, Anthony Matter, E. Kurtz, Aug. Bernck, Math. Tompers, Joe Bauman, O. Swedback, A. Dugan, and that the following named persons could not be found: John Muckenhirn Jr, Charles Marshall.

Dated April 6th 1888

Fees: 10 Miles — 1.00 Wm C. Eppel
Service 1.00 Constable
$ 2.00

Mr O. G. Swedback was challenged for cause by Defendant and excused by Court.

The following persons were selected as talesmen: Gottlieb Herrman, Louis Strauch & Herrman Otto

The jurors were then sworn and the parties proceeded to trial

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STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Frank Kohnke sworn

Def. Attorney objects to the introduction of any testimony in this case for the reason that the complaint states two causes of action.

Overruled exception taken by Def.

Def. objects to the introduction of any testimony with reference to the Def. pointing a loaded revolver at the complaining witness.

Overruled. exception taken by Def.

Def. asks that the testimony of Witness in reference to the breaking in of the house be stricken out.

Motion allowed.

John Kohnke sworn

Miss Hirsch sworn

Anton Koehl sworn Quest: What did John Kohnke say in regard to Aug. Kohnkes family on the evening of Febr 7th 1888 in Wiess Saloon in Delano. Answer Def. said he would go out there in the morning to the Kohnke farm & kill every son of a bitch that was there.

Def. asks that this be stricken from the record.

Overruled exception taken by Def.

Def. John Kohnke sworn for Defence

Mrs Rose Kohnke sworn for Def.

Jos. Craemer sworn for Def.

Frank Mann sworn for Def.

After hearing counsels for both sides Court. Wilse Eppel was duly sworn as an officer to take charge of the jury, and the jury were given in charge of said officer.

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The jury announced that they had agreed upon a verdict and delivered the same to me publicly in court as follows:

We the Jury in the case of State of Minnesota versus John Pohnke find Def. Guilty.

Joseph Baumann
Foreman of Jury.

The Jury were than discharged and Defendant setenced to pay a fine of $\$15^{00}$ and cost of this action or in default to be imprisonment in Jail for 15 days.

Def. being unable to pay Fine & cost a commitment was made ~~out~~ and delivered to Const. F. M. Mann to convey the prisoner to the Hennepin Co. Jail there being no Jail in this county, and the costs in this action were taxed against the County of Wright, as Follows:

Justice fees	$\$5^{95}$
Constable "	$31.^{15}$
Jurors	6.00
Witnesses "	9 88

Wm Becker Pltf
vs
Henry Immie
Def.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Ziebarth

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

April 11th 1888

Summons issued this day returnable at my office April 19th 1888 at 10 o'clock A.M. and delivered to Const. Otto to serve.

April 19th 1888.

Case called.

Summons returned with proper return endorsed thereon, & said summons filed.

Plaintiff appeared in Person & by his Attorney O. L. Billings

Def. appeared in person.

Complaint filed being duly verified.

An amicable settlement was made

Def. to pay Plaintiff $\$15^{00}$ in cash this day and Plaintiff to pay Constable fees & Def. to pay Justice cost, and if said $\$15^{00}$ cash is not paid today a continuance of one week is taken by Plaintiffs counsel.

Thomas Nalewaja
Plaintiff
vs
C. N. Bliss Def.

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Wm Ziebarth
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

May 29th 1888.
Summons issued this day returnable at my office June 16th 1888 and delivered to Const. Eppel to serve

June 16th 1888.
Case called
Summons returned with proper endorsement thereon & said summons filed.
Plaintiff appeared in person & by his counsel O. L. Billings
Def. appeared in person & by his counsel J. J. Whalley.
Complaint filed duly verified.
Def. ask to dismiss upon the ground that the complaint does state facts sufficient to constitute a cause of action.
Motion overruled.
~~Objection~~ Exception taken by Def.
By consent of both parties pleadings were to be filed on the day to be adjourned to.
Stipulated by both parties to adjourn till June 22nd 9 oclock A. M. in the Village of Delano at O. L. Billings office.

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Delano June 22nd 1888.
Case called at 9 oclock
Both parties appeared by their attorneys and in person.
Def. files his answer duly verified
Plaintiff offers a reply to Def. answer. Objected by Def.
Objections sustained.
Plaintiff asks to have this reply marked as exhibit A. which is granted.
Def. ~~objs~~ objects to the ~~d~~introduction of any evidence upon the ground that the complaint does not state~~d~~ sufficient facts to constitute a cause of action.
Motion overruled and excepted to by defendant. Chas Wiese sworn as interpreter.
Plaintiff Thos Nalewaja sworn
Math. Tomperi sworn.
W. C. Webster sworn.
C. N. Bliss Defendant sworn
Judgment given for Plaintiff for the sum of $ 2.50 and cost of action.

Justice fees:

Oath to complaint & filing	20 cents
" " answer & "	20 "
Summons & filing	30
subpoena " "	30
taking testimony 4 folio	60 "
Judgment	25 "
taxing cost	15
filing & swearing to reply	20 "
5 oaths	75
	2.95
1 adjournment	15
	3.10

Constable fees

summons & mileage	90 cts
subpoena " "	65 "
1 day in court	1 00
	2.55

Witnesses & Interpreter

Chas Wiese	$1.06
Math. Tomperi	1.06
W. C. Webster	1.06
Ign ~~Kowalski~~	~~1.06~~
	3.18

3.10
2.55
3.18
8.83

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Total amount of Jugdement to be Eleven Dolar and thirty three Cents which was rendered this 22nd day of June AD1888.

Wm Ziebarth
Justice of the Peace.

Jugdement Satisfied.
Decbr 7th 1888

Thos Reichel
vs
Lou Conklin ~~&~~
~~Albert Soshnik~~
~~Garnishee~~

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Ziebarth Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

June 26th 1888.
Summons issued this day returnable at my office July 6th 1888 at 10 oclock A.M. and delivered to Const. Eppel to serve.

July 6th 1888.
Case called.
Summons returned, the endorsement thereon not being in proper shape.
Both parties appear.
Plaintiff in person ~~and by O.P. Billings~~ Files a complaint
M. A. O'Hair appears specially for Def.
Def. Attorney moves that this action be dismissed for the reason that the return of the officer is false as shown by affidavit (which is put on file) of M. A. O'Hair, and said affidavit is hereby referred to and for the further reason that Def. was ~~requested~~ served ~~to appear~~ with summons as shown by the return of the officer on the 26th June AD188.
Plaintiff objects to the motion for the following reasons that it is not shown that Mr O'Hair is a competent person to make such an affidavit.
Action dismissed

Summons	25
Filing	5
" Complaint	5
Dismi	25
Taxing cost	15
	75

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Thos Reichel
vs
Lou Conklin &
Albert Soshnik
Garnishee

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

June 26th 1888.

Garnishee affidavit filed. Summons issued same day to Albert Soshnik and delivered to Constable William Eppel to serve, Summons made returnable at my office July 6th AD1888 at 10 oclock A. M.

Garnishee appeared in person as the case was called and on motion of Def. Attorney and the filing of an affidavit that this was exempt property the Garnishment was dismissed and the garnishee discharged and relieved of all liabilities to the plaintiff of this action.

Wm Grebarth
Justice of the Peace.

Thomas Reichel Plaintiff
versus
Paul Langner Def.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Ziebarth
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

July 3rd 1888.

Summons issued and delivered to Const. W. F. Mann made returnable July 14th 1888 at 11 o'clock A. M.

Summons returned with proper endorsement thereon.

July 14th 1888. 11 o'clock A. M.
Case called.
Plaintiff appears in person & by his counsel O. L. Billings
Def. by his Attorney M. A. O'Hair.
Complaint Filed
Answer Filed
Reply Filed.

By consent of both parties continued to July 28th 1888 at 10 o'clock A. M. at O. L. Billings office in the Village of Delano.

July 28th 1888. 10 o'clock A. M.
Case called both parties present by their Attorney.
M. A. O'Hair appears specially for Def. and moves to dismiss for the reasons that the court has lost jurisdiction, the case being set for 10 o'clock on this day and it now being 10 minutes after ten when the case is called.
motion overruled
~~ob~~ exceptions taken by Def. Att.

see page 147

Thos Reichel Plaintiff
vs.
Paul Langner Def. &
St. P. M. M. R. R. Co.
Garnishee

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

July 3rd 1888.

Garnishee affidavit filed. Summons issued same day and delivered to Constable Mann made returnable at my office July 14th 1888. at 10 oclock A. M.

July 14th 10 oclock A. M.

On Motion of Plaintiff Counsel O. L. Bollings who appeared and asked that this action be dismissed.

Cost taxed to Plaintiff as follows:

Constable fees:		1.25
Garnishee	"	1.06
Justices	" Summons 25c. affidavit 25 Cents. 1 oath 15 Cents 3 filing 30 Cents. taxing cost 15 Cents	1.10
		3.41

STATE OF MINNESOTA,

County of ______ ss.

IN JUSTICE'S COURT.

Before ______ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice having deposited his docket in the bank and at the time he called for the docket the clerk of the bank being busy; it was just 2 minutes after ten when he called the case after the time piece in the bank.

Plaintiff attorney asks Mr Reichel be sworn.

Def. Attorney objects to offering any testimony because court has lost jurisdiction.

Motion overruled.

exception taken.

Mr Reichel sworn.

M. d. O'Hair objects to having Judgment entered for the same reasons that he objected to before.

Plaintiff asks Judgment for the sum of $\$10^{\underline{25}}$ according to the evidence obtained by the plaintiff together with cost of this action.

Judgment given for $\$10^{\underline{25}}$ and cost amounting to $2^{\underline{10}}$ total $\$12^{\underline{35}}$

Justice fees ~~Constable fees.~~ Constable fees

Complaint ^{20} Answer ^{20} reply ^{20} ~~oath~~ 60 Summons & Milage 40

summons 1^{25} folio ^{10} Remdy ad statum ^{10} 45

t adj. 15 1 oath ^{10}. Judgment 25, tiring cost ^{15} 65

1.70

Judgment rendered July 28th 1888.

Wm Giebarth

Justice of the Peace.

State of Minnesota

vs

Holtman Purdy

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Giebarth Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The complaint of Sam. Anderson to the effect that on the 31st day of August AD 1888 at the Town of Rockford in said County Holtman Purdy did commit the crime of assault in the 3rd degree for that at said time and place said Holtman Purdy did with his clinched fist or closed hand strike this complainant in the face he then and there being said blow knocking him down to the ground and otherwise ill treating the complainant.

Complaint filed and Warrant issued Septbr 24th 1888 and delivered to Constable Otto for services.

Wm Giebarth

Justice of the Peace.

Septbr 24th 1888 6 o'clock P. M.

Warrant returned by Constable Otto with prisoner in Court and the following return thereon

State of Minnesota

County of Wright

I hereby certify that by virtue of the within warrant, I have arrested the within named defendant and have him now before the Court in custody.

STATE OF MINNESOTA,

County of ...... *ss.*

IN JUSTICE'S COURT.

Before ......

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Dated this 24th day of Septbr
AD 1888

Fees Mileage 22 Miles — $2.20
Service 25
$2.45

Ernst Otto
Constable

Warrant was then read to the Def. and he plead "guilty".

Court imposed a fine of $5.00 and cost of action as in default 10 days common jail.

Cost: Constable $2.45
1 day in court 1.00
$3.45
1 25
$4.70

Justice fees:
Complaint 25
Warrant 25
filing 2 paper 10
~~4 folios 60~~
taxing cost 15
entering judgm 25
discharging pris 25
1.25

Wm Ziebarth
Justice of the Peace

Fine & cost paid.

D. D. Haller
vs.
W. H. Michels

STATE OF MINNESOTA,

County of Wright *ss.*

IN JUSTICE'S COURT.

Before Wm Ziebarth

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Decbr 21st 1888. 2 o'clock P.M.

This case was brought before me on a change of venue from W. H. Maser a Justice of the Peace at Montrose.

The complaint, attachment affidavit, attachment bond, The Answer, (the later was not filed by W. H. Maser) the affidavit for change of venue and the transcript of docket were all transferred to me and are on file here.

Plaintiff appeared in person.

Def. appeared in person, but as his Attorney did not appear he asked to have the case laid over for one week.

~~Plaintiff then asks to have the case dismissed.~~

~~The case was then dismissed by the Court and cost assessed against the Plaintiff. The cost are:~~
~~To W. H. Maser for justice fees and travel $2.90~~
~~Constable cost 1.40~~
~~Justice fees 50~~
~~Total cost 4.80~~

Case was then continued until Decbr 28th AD 1888 at 11 o'clock A.M.

Wm Ziebarth
Justice of the Peace.

D. D. Holler
vs
W. H. Michels

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Decbr 28th 1888
11 oclock A.M.
Case called and Plaintiff not appearing by 12 oclock noon the case was then dismissed and cost taxed against Plaintiff and his bondsman Emil Schroeder and Fred. Volkenant

To W. H. Mapes for Justice fees & travel	2.90
Constable fees	2.75
W. H. Mapes Witness 1 day & 12 Miles	1.72
Justice fees – entering docket 25, judgment 25c, Taxing cost 15c. subpoena 25. 2 filings 10. adjournment 15c.	1.15
	$ 8.52

Execution issued Jan. 16th 1889 for $ 8.52 and 25 Cents for execution against D. D. Holler, Emil Schroeder & Fred. Volkenant.

Judgment satisfied.
Wm Ziebarth
Justice of the Peace

State of Minnesota
vs
Mathras Gangsor

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Wm Ziebarth
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Febr. 15th 1889.

The complaint of Chas Stein, one of the Supervisors of the Town of Franklin, Wright Co, Minn to the effect that Mathras Gangsor did on the 12th day of February AD 1889 at the Town of Franklin in the County of Wright and State of Minn obstruct the public highway with intent to prevent the free use thereof by the public, at that place where the public highway passes along and over the SW Corner of NE 1/4 of NW 1/4 of Sect. 23 T. 118 R. 25 in said County, by then and there placing fence rails in and upon said highway.

Complaint filed and Warrant issued and Delivered to Constable Otto this 15th day of Febr. 1889.

Wm Ziebarth
Justice of the Peace.

Warrant returned same day with Prisoner in Court.
Warrant read to Def. and he pleads Not Guilty and waves a Jury trial.
Charles Stein sworn ~~also~~ for State
John Cunningham sworn for State.
After hearing the evidence Def. was found Guilty
Judgment of Court is that Def. pay a fine of $5.00 and Cost of action and in Default be committed to the Jail

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

for 15 days.
The cost are:

Justice: complaint 2 folios 2 oath	$0.45
warrant & one subpoena	50
2 oaths 30c. 3 folios 15c.	45
Judgment 25c. taxing cost 15	40
commitment	25
Report to Co. Auditor	2.05
	25 2.30
Constable	2.55
Witnesses; Stein $1.66 John Cunningham 1.54	
Harriet Cunningham 1.54	4.74
Total cost	9.34

Wm Ziebarth
Justice of the Peace.

Def. being unable to pay fine & cost a commitment was made out and Delivered to Const. Otto to convey prisoner to Hennepin Co. Jail there being no common jail in this County, and the cost in this action are charged against Wright Co.

State of Minnesota
vs
Louis Schimmel

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W. M. Kispohl

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

~~June 6th A.D. 1888~~
~~The Complaint of Wm Ziebarth Jr. as of the Road Overseer of Dis. no. 2 of Town of Franklin County of Wright State of Minn. to the effect that Louis Schimmel~~

State of Minnesota

Vs

Louis Schimmel

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before W.M. Kespohl

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

June 6th A.D. 1889

the Complaint of Wm Ziebarth Jr to the effect that he is Road Overseer of highways for road Dist. No 2 in said Town of Franklin That Louis Schimmel an inhabitant of said district was duly assessed one day labor on highways therein; that on the twenty seventh day of May A.D 1889 he duly notified the said Louis Schimmel to appear on the 31st day of May A.D. 1889 with a Shovel or spade and work on the highway of said District and that the said Louis Schimmel then and there unlawfully neglected and refused to appear and work upon said highway for the space of six days and has not paid the Communitation money for said work nor rendered any sadisfactory excuse there for Contrary tho the Statue in such Case made and provided and aginst the peace and dignity of the State of Minnesota and prays that Warrant may issue aginst said Louis Schimmel as prescribed by law. Warrant issued June 6th 1889 and delivered to Constable John Marth who I audnised to execute such warrant, at request risk of the plaintiff

W.M. Kespohl

Justice of Peace

Complaint Filed

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Def. Gave security for the Cost for this action and fine to be payed June 8th 1889 Conrad Marth Surety

fine and Cost Paid Defendand Discharged June 8th 1889

[illegible]

June 7th A.D. 1889. 9 Oclock am

Warrant returned by Constable John Marth with prisoner in Court and the following return thereon } State of Minnesota County of Wright

I hearby certify that by veatue of this within Warrant I have arrested the within defendant and have him now before the Court in Custody dated this 7th day of June A.D 1889

Fees Mileage 6 Miles	60
Service prisoner & 2 Witness	55
	$115

John Marth Const

Warrant was then read to Def. and plead guilty.

Court then imposed a fine of 2.00 for one day & amount work and Poll Tax and Cost of action on Def. [illegible] $5.76

Cost Constable fees 1 day attending court	$100	
Suppoena of witness, Arrest of mileage	$115	
	$2.15	
Witness Jo Muckenhorn	$1.18	
" Wm Ziebarth	$1.18	2.36
Justice fees Complaint 2 folio	20	
Warrant	25	
2 Oaths	30	
filing 2 papers	10	
Tasing Cost	15	
Jugdment	25	125
	$125	total $7.76

W.M. Kespohl Justice of Peace

Mrs Mary Chapin Pltf
vs
J. A. Brasie Deft
civil Action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justices fees: 1.05

May 10th 1890. summons issued in the above entitled action and delivered to Constable J W Ball to serve and return said Summons was made returnable before me at my Office in the Town of Franklin in said County and State on the 17th day of May 1890 at 10 o'clock in the forenoon of said day.

Reynold M Bohn
Justice of the Peace

May 17. 1890 10. a.m. summons returned by Constable J W Ball with his return endorsed there=on as follows.
Wright Co ss. I hereby certify that I personally served the within writ by reading the same to within named defendants in said county the 10th day of May 1890
J. W. Ball.

The defendant paid the amount and cost before the time of operation of the suit and the case was dismissed.

Reynold M Bohn
Justice of the Peace.

P. R. L. Hardenbergh & Co pltff
vs
John Ecklund and Peter Hendrickson, copartners as: Ecklund & Hendrickson defts
civil Action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice cost	
Summons	0.25
Filing	0.05
Oath to comp.	0.15
Filing of comp.	0.05
Oath to Witt.	0.15
Entering Judgm.	0.25
Satisf of do	0.25
3 Folios	0.45
	$1.60

Received payment in full R M Bohn

constable cost	
Mileage 42 Miles	$4.20
2 Services	0.30
2 Copies	0.30
1 day in court	1.00
	$6.80

Witness fees:
J. W. Ball.
1 day $1.00

Rec'd my fee in full
J. W. Ball
Constable

May 19th 1890 a Summons was issued in the above entitled action and delivered to constable John. W. Ball, who returned the same with the following indorsement thereon. „I hereby certify, that I personally served the within writ by reading the same and delivered a copy thereoff to the named Def's. in said – Wright – county, on the 20th day of may 1890
John W. Ball. constable.

Fees, Mileage. 42 Miles.	$4.20
Two Services	30
Two copies	30
Tot.	$4.80

June 2nd 1890, 9 oclock a. m.
Case called; Plaintiff appeared by attorney M. A. OHair, and filed written complaint. After awaiting one hour, there being no appearance of defts I proceeded to take testimony from the Plaintiff. After hearing the testimony from the Plaintiff, I hereby render Judgement in favor of the Plaintiff, and against the Defts for. $45,35 and 9.50
cost. Tot. $54.85
This 2nd day of May 1890.

Reynold M Bohn
Justice of the Peace

June 12th 1890
The above Judgement has this day been Satisfied in full by payment to me of all Costs & judgement
M. A. OHair
atty for Pltf

L. H. Rawson pltf
vs O. L. Billings &
Lucy Billings, defs
civil Action.

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Reynold M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

constable cost:
For Summons $1.20

Justice cost:
$1.20.
paid
R. M. Bohn
Justice of the Peace

The Summons was returned in due form at 10 o'clock a.m. June 20th, the case was called, and by consent of both parties was continued till 1 o'clock afternoon. — At 1 o'clock case called, and by mutual consent postponed, to take place on June 27th 10 o'clock a.m.

Reynold M. Bohn
Justice of the Peace

The parties by consent settled the case on the 27th before the time of commencement. The cost was paid and the case dismissed.

Reynold M. Bohn
Justice of the Peace

State of Minnesota
vs
Charles Johnson

Criminal case

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Reynold M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable cost:

24/6. To serving war:	0.25
to Mileage 22 Miles	2.20
24/6 To serving subp Mileage 14 Miles }	1.55
Summ, 3 Subp	0.45
To Mileage on above 22 Miles	2.20
Subp on 1 Witn	0.25
Subp. on 2 witn	0.30
Mileage 10 Miles	1.00
Care of Prisoner 2 days 1 night	4.50
Two days in court	2.00
Board for def 6 Meals	1.50
	$16.20

24/6 Justice cost:

To compl. 25, files 5,	0.30
6 Subp @ 25 files 5,	1.80
To issuing warrant	0.30
25/6 Aff. Ch. of venue	.20
20 folios transcr to another Justice	1.80
Certificate on change of venue	0.25
	$ 4.15

Paid as only allowed $2.15
R. M. Bohn
Justice of the Peace

On the 23rd day of June 1890 personally appeared before me, one of the justices of the peace for the county of Wright, State of Minnesota, Peter Church, who being by me duly sworn complained that on the 22nd day of June 1890, in the town of Franklin, said county and state, Charles Johnson did commit the following crime to wit: That the said Charles Johnson did then and there threaten to this complainant great bodily harm and then and there (and having with him two other men) say "I have come here to give you hell and I have got men here to help me" meaning him (the said Johnson) and he the said Johnson further said he did not care for my life or his either and "I will fix you". Said complaint reduced to writing and properly sworn to and filed by me on said complaint I issued a warrant for the apprehension of said Chas Johnson, said warrant made returnable before me forthwith at my office in the town of Franklin in said County and state and delivered the same to John Ball, constable to serve and return.

R M Bohn
Justice of the Peace

~~Ludwig Bock pltf~~
~~Martin Ferlick &~~
~~Frank Huckemeister } Defs~~

~~Garnishee~~
~~Civil Action~~

STATE OF MINNESOTA,

County of ~~Wright~~ ss.

IN JUSTICE'S COURT.

Before ~~Reynold M. Bohn~~
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

June 24/1890 Subpoenas were issued by me for the following parties for the State; Peter Church and Mrs Peter Church, and on the part of the defence Chas Johnson, Gustaf Goode, Chas Millfratt, John Samuelson, August Marke and Fred Munson

The warrant was returned by John W Ball, constable with his return endorsed thereon as follows:

State of Minnesota }
County of Wright } SS

I hereby certify that by virtue of the within warrant I have arrested the within named defendant and have him now before the court in custody

Dated this 24 th day of June A D 1890

Fees	Mileage 22 miles	$2.20
	Service	25
	Total	$2.45

J W Ball
Constable

Defendant arraigned and plead not-guilty and asked for time to secure legal council and absent witnesses

Billings for State
O'Hair for defendant

By consent of both parties case continued to June 25th at 12 o'clock M 1890

R M Bohn
Justice of Peace

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

June 25th 12 M, 1890 – Both parties appeared by council, Recess taken to 1.30 p.m.

June 25th 1.30 p m 1890 – Case called and moved by Atty O'Hair that case be dismissed because complaint does not show cause of action. Resisted by state and motion denied O'Hair called witness and wished to swear on preliminary motion

Privilege denied and exception taken by defendant.

Defendant filed affidavit for change of venue.

On said affidavit I hereby transfer said action to I H Graffit, a justice of the peace in the village of Delano being in the same election district.

~~R M Bohn~~ Reynold M. Bohn
Justice of the Peace

~~State of Minnesota } In justice court before R M Bohn~~
~~County of Wright } Justice of the Peace~~
~~State of Minnesota }~~
~~vs~~
~~Charles Johnson }~~
~~State of Minnesota }~~
~~County of Wright } SS~~

~~I, R M Bohn, justice of the peace in and for said county do hereby certify that I have compared the annexed copy of docket entries made in the above entitled action with~~

Ludwig Bock plaintiff vs
Martin Perleck def &
Frank Kuckenmister Garnishee

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Reynold M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Summon.	0.25
1 oath	0.15
1 Folio	0.15
Taxing cost	0.15
1 Filing	0.05
	0.75

1890 July 1st at 10 clock a.m. the Garnishee, Frank Kuckenmister appeared in this. cort and swore that he do not owe defendant any more than $16.00 payable about the 1st of Nov. this year. case adjourned.

Reynold M. Bohn
Justice of the Peace

Martin Biske plff vs
William Mc Kinley def.
civil action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Reynold M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees:

Filing the answer	0.05
Oath.	0.15
Summons	0.25
Filing	0.05
oath of compl.	0.15
Filing	0.05
Oath to af. ch. g. ve.	0.15
Filing the same	0.05
3 Subp.	0.75
Filing each 5	0.15
1 adjournment	0.15
2 Folios of the Docket	0.30
2 Do in Transkripts	0.30
Certificate to Trans	0.25
	$2,80

Paid
Reynold M. Bohn

Constable Fees:

J.W.B. Serving Summ on McK.	40
W.C.E. 4 Subpoenas a 15,	60
Mileage 10 Miles	1.00
	$2,00

Paid Justice Fees $2.80
R. M. Bohn
Justice of the Peace

Summons issued June 20th. 1890

The Summons was returned in due form by constable J. W. Ball at proper time on July 2nd at 10 a.m. Attorney for plaintiff M. A. O'Hair, The plaintiff Martin Biske sen. and Def. William Mc Kinley was present. The def. demanded that security for cost should be guaranteed from pltf, which the court did not find nesessary. The def. made petition for a postponement of the case for one week, which was granted. Court adjourned. Complaint and answer both filed.

Reynold M. Bohn

Case called at 10 oclock July 9, both parties present. M. A. O'Hair appeared for pltf and O. L. Billings for deft. The defendant's Attorney filed an affidavit ~~plaint~~ of change of venue. Open said Affidavit this court hereby transfers this case and send the same to I. H. Grafft, Justice of the Peace in County of Wright, Village of Delano to be heard 1 oclock p.m. being in the same Election district. and all the papers appertaining thereto, No. from 1 to 6 inclusive

Reynold M. Bohn
Justice of the Peace

Martin Bisko Sr

vs

William McKinley

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Reynold M Bohn

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Fees Justice	
Summons	.25
Two oath	30
1 adjournment	0.15
8 Filings	0.40
4 Folios	0.60
Certificate	0,25
3 Subpoenas	.75
	$ 2,70

Paid

Reynold M Bohn
Justice of the Peace

July 9th 1890 Summons Issued in the above entitled action and delivered to John W Ball Constable for Service and made returnable at My office in the village of Delano on the 17th day of July 1890 at 10 oclock A.M.

July 17th 1890 at 10 oclock the Summons in the above entitled action was returned to me at my office in the village of Delano by Constable John W Ball with the following Endorsement thereon

Wright County ss

I hereby certify that I personally Served the within Summons by reading the same to the within named defendant William McKinley in his hearing and at his request delivered to him a true copy thereof in said County on the 9th day of July 1890

J. W. Ball Constable

Fees	
Mileage 1 Mile	10
Service	15
Copy	15
	40

July 17 1890 The above case was called at 10 oclock A.M the Plaintiff appeared in person and by his Attorney M.A. O'Hair and filed his written Complaint duly verified In which he claimed fifty dollars damages by reason of his ox and steer being Gored by the bull of Defendant and for the loss of the use of said ox while injured See complaint on file The Defendant appeared in person and by his Attorney A.L. Billings and filed his answer duly verified

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

and in which he made a counter claim of $927 this being a judgment in the court of J.H. Graff J.P. rendered as alleged June 9th 1890 ~~Defendant~~ Plaintiff filed a reply in which he denied the Counter claim of Defendant Defendant filed an affidavit demanding a more specific Statement of the injury to Pltff damaged ox and description thereof Defendants Attorney requested that the case ~~to the 24 of July 1890 at 10 oclock~~ be adjourned for one week which request was granted and the case is continued one week to the 24th day of July 1890 at 10 oclock A.M at my office in the village of Delano said County which request was granted. Reynold M. Bohn

Justice of the Peace.

July 24th 1890 The above case was called at 10 oclock a.m. Plaintiff appeared in person by his Atty M.A. O'Hair. Deft appeared in person and by his attorney A L. Billings Def. moved that the action be dismissed on the Ground, that plaintiff has failed to furnish a more specific account of the alleged damage said to have been done to plaintiffs ox & steer asked for by Defendants affidavit and requested by the Court after court adjourned on return day of this action. Motion overruled and defs excepts. Def moved the action be dismissed on the ground, that on the 17 day of July 1890 def. filed an affidav

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

requesting a more specific description of the alleged damage to said Ox & Steer, and that said court failed, neglected and refused to order said plaintiff to furnish said more specific Statement as required by defendant. The court after reading § 105, in the code of civil action, found no ground to sustain the defendant's motion. Motion overruled, and defs accept. Defendant then presented an Affidavit, in which he ask the change of venue, which Affidavit is filed, and it is ordered, and I send the case to C. W. Ingerson, a Justice of the Peace, in and for said county, he being in the same Election district to be heard at 1 o'clock p.m. at his Office in the Town of Franklin in said County. My Fees were paid to me be the Deft, amounting to $2.70.

Reynold M. Bohn
Justice of the Peace

V. N. Kraft vs.
Thomas Nalewaija.
civil Action

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before R. M. Bohn Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice cost:	
Summons	$0,25
Filing	0,05
oath of Compl.	0,15
Filing of Compl.	0,05
Ent. Judgmt	0,25
Oath of Witness	0,15
2 Folios	0,30
Taxing cost	0,15
[illegible]	$1,35
Filing of Note	0,05
	$1,40
Const. Fees:	
Mileage, 1 Mile,	0,10
Service	0,15
Copy	0,15
1 day in court	1,00
	$1,40

1890 Aug. 12th Summons issued in the above case, and returned duly verified on Aug. 19th - 90, by Constable John W. Ball. Aug. 21st at 2 p.m. the case was called. Plaintiff appeared by his Attorney O. L. Bilkinge and demanded Judgement for $100,00 and the Cost. The Def. did not appeared and could not be found of reason, alleged from his wife, for whom the Summons was made servicible, that he (def) have left the State. Complaint files. Plaintiff sworn. After receiving the Evidences of Plaintiff, I hereby render Judgement in Favor of Plaintiff and Cost amounting to:

Judgement	$100,00
Justice Fees:	1,50
constable Fees:	1,40
	$102,80

Judgement rendered the 21st day of Aug. 1890. $102,80

R. M. Bohn
Justice of the Peace

E. J. Swedeback
vs.
Thomas Nalewaja
civil Action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

Justice Fees:	
Summons	$ 0,25
Filing	0,05
Oath of Compl.	0,15
Filing	0,05
Enter. Judgmt.	0,25
Oath of Witness	0,15
2 Folios	.30
Taxing cost	.15
	$1,35
unpaid	
Constable Fees:	
Mileage 1 Mile	.10
Service	.15
copy	.15
1 day in court	1,00
	$1,40

1890 Aug. 12th Summons issued in above civil case and delivered to John W. Ball, constable, for Service and made returnable at my Office in the Village of Delano on the 22nd day of Aug. 1890 at 10 oclock a. m. Aug 22nd 1890 the Summons was returned to me in proper Order by the above named constable after being read, and left a copy of the Summons to his wife.

Aug 22nd 1890 at 10 oclock a.m. case called. The Plaintiff appeared by his attorney O. L. Billings, who demanded Judgement for $4.50. and costs for suit.

Def. did not appear, ~~and was said by his wife~~ Complaint filed. Plaintiffs Att. sworn. After receiving the Evidences of Plaintiff, I herby render Judgement in Favor of Plaintiff and cost amounting to:

Judgement.	$ 4.50
Justice Fees	1,35
Constable "	1,40
	$ 7,25

Judgement rendered the 22nd day of Aug 1890
R. M. Bohn. Justice of the Peace

O. B. Danforth &
L. E. Torbet plffs vse
against
Frances M. Cooper
deft.
Civil Action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Reynold M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester Minn.

Constable Fees:	
Service & Copy	$1,40
1 day in court	1,00
	$2,40
Justice Billings Fees:	
Summons	0,25
Filing of	0,05
Complaint of oath	0.25
~~oath~~ Filing	0.05
Oath of Compl.	0,15
Oath answer	0,15
Oath reply	0.15
Oath of Affidavit	0.15
1 Motion	0.15
Filing affdvt	0,05
do answer	0,05
do reply	.005
12 Folios	1.80
1 Certificate	0,25
	$3,55
Justice Bohn: costs Fees:	
Filing Transcript	
~~6 Papers~~	
6 Papers	$0.30
1 Motion	0,15
Taxing cost	0,15
Entering Judgm.	0.25
	$85

Paid Justice.
R. M. Bohn
Justice of the Peace

The above intitled action came into this court upon a change of venue from the justice court of O. L. Billings Esq. on this 18th day of July 1890. Transcript and all papers in the case duly filed in this court. Case called at 1.30 oclock p.m. Plaintiffs appeared by their Attorney F. H. Lindley. Defendant appeared by Attorney M. A. Ollier and in Person. Defendant moved that this action be dismissed for the reason that this court have no jurisdiction to hear and determine the same. Motion sustained, and action dismissed, and cost taxed to the plaintiffs at: $6,80cts for which amount I herby render Judgement against the defendents O. B. Danforth and L. E. Torbet and each of them.

Reynold M. Bohn
Justice of the Peace.

Lorentz Stoks pltf
vs.
Mathias Ginsior
def.
civil action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees:	
Summons	0. 25
Filing	0, 05
Oath of Compl	0, 15
Filing - do	0, 05
1 Adjournm.	0, 15
Taxing cost	0, 15
5 Folios	0. 75
Enter. Judg.	0, 25
Oath of Witn	0, 15
Satisfaction	0, 25
	$2,20
Constable Fees:	
2 days in Court	$2.00
Sum. fil. & Mileage	0,40
	$2,40

September 6th 1890 Summons issued in above named Action and delivered to constable John W. Ball for service, and returned in due form on the 15th of Sept. at 10 oclock for which time the court was set to determine and have the hearing. Plaintiff appeared by his Attorney O. L. Billings, who presented complaint, which was filed. Def. appeared in person and asked for a continuance of one week - til Sept. 22nd at 10 oclock - which was granted. Def. did not file any answer to Plaintiffs charges. Court adjourned

R. M. Bohn
Justice of the Peace.

1890 Sept. 22nd both parties appeared in person. Plaintiffs Attorney O. L. Billings was also present. The Plaintiff Lorentz Stokks was sworn and testified, that he was hired of Def. to plow and seed a piece of land for $18,00, and that Def. refuses to pay him the Ballance of $8,00, and asked that judgement be rendered

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

for the amount and cost of suit. Def. offered no testimony. Judgement was therefor rendered:

I hereby render Judgement in Favor of plaintiff for $8,00 and cost, amounting to:

Judgement	$ 8,00
Justice fees	" 2, 20
constable "	" 2, 40
	$12, 60

Judgement rendered the 22nd day of Sept. 1890.

R. M. Bohn
Justice of the Peace.

O. Sicord plff vs.
J. Chadderdon.
civil action (Eviction)

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees $2,10 paid –

1890 October 9th complaint issued by Plaintiff (in dupplo) and filed. One Exemplar delevered for service by any constable in Wright Co. and retournable at this office on the 15th of this Month (Oct. 15) at 10 oclock a.m. – Before court convened Plaintiffs Attorney, M. A. O'Hair and Deft. J. Chadderdon met at my office and by mutual consent asked to desmis the case. Plaintiff paid the cost to the Justice and constable. The case desmissed.

R. M. Bohn
Justice of the Peace

Thomas Reichel plf
vs
J. Nalatsky. def
civil Action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees

Summon	0,25
Filing	0,05
1 Folio	0,15
1 adj.	0,25
Taxing cost	0,15
	$0 85

unpaid.

1890 Oct. 21st Summons issued and served, and retourned in due time, when duly filed. The Summon called for a trial on Oct. 28th at 9 oclock in the forenoon, at which time Plaintiffs Attorney M. A. O'Hair appiered. Def. did not made any appiarance, and the case was finally submitted to be adjourned for one week – until Tuesday Nov. 4th at 9 oclock a.m.

R. M. Bohn
Justice of the Peace

State of Minn.
~~Christ Hehl plff~~
vs.
Thomas Pogzreba deft.
criminal compl

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees:	
compl.	0.25
Filing	0.05
Warrant	0.25
Filing	0.05
2 Folios	0.30
Taxing cost	0.15
2 Motion	0.30
Ent. Judg.	0.25
Satf.	0.25
Disch Prisoner	0.25
certif.	0.25
	$ 2,35
Paid, recd.	2,00

1890. Oct. 11th a complaint was issued and delivered to constable Vov. Wilkers for service. The Defendant was arrested and brought before this court immediately and by his Attorney M. A. Hair demanded the case dismissed on the ground that the complaint was not satisfactory to hold the Def. for criminal Proceeding. The complaining Witness Christ Hehl ~~Plaintiff~~ did not appear, but his Attorney O. L. Billings was present and submitted to Def's demand. As the court believes the case to be malicious and without cause The case was accordingly dismissed, and the Plaintiff to pay the flooding Expenses allready involved in this suit, was notified to that effect. Court Adjourned.

R. M. Bohn
Justice of the Peace

Const. Fees:	
Mileage 2 Miles	0,20
Service.	0,15
Copy	0,10
	$ 0,45
1 day in Court	1,00
1 do care of Pris.	1,00
	$ 2,45
Paid	2,00 —

Thomas Pogzreba plff.
vs.
Christ Hehl
civil action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice cost:	
Summons	0.25
Filing	0.05
Oath to Compl	0,15
one Oath	0,15
Filing 2 Pap.	0,10
Taxing cost	0,15
2 Folios	0,30
Entering Judg	0,25
Satisf.	0.25
1 Motion	0.15
	$ 1.80

1890 Oct. 11th Summons issued in above action and delivered to Constable Vov. Wilkers for service. Original copy of the Summons was duly filed by the court. The Summons demanded the Def. to appear before this court on the 20th day of Oct. ad-90 at 10 oclock a m. Oct. 20th Constable Vov. Wilkers returned the Summons after being attested as served for Deft. At 10 oclock Oct 20th case was called. The Deft did not appear. Plaintiffs Attorney O. L. Billings did appear, filing a written complaint duly verified, After awaiting one hour and Deft failed to appear, I proceeded to take the Evidences produced by Plaintiffs ~~attorney~~. After reviewing Evidences produced by Plaintiff, I hereby render Judgement in Favor of Plaintiff and against said Deft for the Sum of $ 100,00 - one hundred Dollars - and cost taxed at two Dollars and thirty cents, Total Judgement One hundred and two Dollars and thirty cents. Judgement rendered Oct. 20th at 12 oclock.

Const. Fees:	
Mileage 2 M	0,20
Service	0,15
copy	0,15
	$ 0.50

No Jurisdiction

R. M. Bohn
Justice of the Peace

Arthur Sackett
vs.
Enoch Miller
civil action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable fees:
$0.40

Justice fees:

Summons	0.25
Filing	0.05
Oath of Comp	0.15
Filing	0.05
1 Oath	0.15
Tax cost	0.15
Ent. Judg	0.25
2 Folio's	0.30
	$1,25

1891. Jan. 17 Summons issued and by plaintiff delivered till Constable E. E. Darrow of Rockford Township for service, and returned to me the following day, certified. Dupplicat was left for defendant. Jan, 26 at 10 oclock in the forenoon the case was called. Constable E. E. Darrow made the following retourn: Wright Co. - ss. I hereby certify, that I personally served the within Summons by reading the same to the within named defendant, in his hearing, and at his request delivered to him a true copy thereof, in said Co, on the 17th day of January 1891.

Rockford, Minn. E. E. Darrow. Const.

Fees: Mileage	1. miles	$0,10	
service		.15	
copy		.15	0.40.

Plaintiff appeared in person and by his Attrn O. L. Billings, filed a written compl. duly verified. After awaiting one hour, and def. did not appear, I proceeded to hear the Evidences produced by the plff. Arthur Sacket sworn. (Se Testimony in the Minutes). After reviewing the Evidences of the plaintiff, I hereby render Judgment for plaintiff for $44.00 and Cost amounting to $45,05. Judgement rendered Jan 26th 1891.

R. M. Bohn. Justice of the Peace

Ed. F. Ziebarth
vs
J. T. Abbott
(civil Action)

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Const. Fees:
Summons $1.20

Justice Fees:

Summons	0,25
Filing	0.05
Oath of Comp	0.15
Filing	0.05
~~1 Oath~~	0.15
2 Folio's	0,30
Tax. cost	0,10
	$1,05

Paid R. B.

Jan. 19th 1891 Summons issued in the above entitled action and by plaintiff delivered to constable Wm C. Eppel for service, and made retournable at my office in the village of Delano on the 27th day of Jan. 91 at 2 oclock p.m. Jan. 24th the Summons was retourned to my by plaintiffs Attn O. L. Billings, bearing the certificate of service on the same date as issued, as follows: Wright County ss.
I hereby certify, that I personally served the within Summons, by reading the same to the within named defendant, in his hearing, in said County on the 19th day of July 1891.

Wm Eppel. constable.

Fees. Mileage	9 Miles	0.90	
service		.15	
copy		.15	$1,20.

Plaintiff reported the case setled before the time of appearance in the cort, and the case accordingly dismissed.

R. M. Bohn
Justice of the Peace.

E. F. Ziebarth
plf
vs.
Harry Jenson, def
civil action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable Fees	
On Summons	2,30
Justice Fees	
Summons	0,25
Filing	0,05
Oath to Comp	0,15
1 Oath	0,15
Taxing cost	0,15
Ent. Judg.	0,25
2 Folios	0,30
	$1,30

Paid R.B.

1891 Jan. 19 Summons in the above action was issued by me and delivered to plaintiff, retournable at my office in the village of Delano on Jan. 27th at 9 oclock in the forenoon, and retourned in certified condition on the 24th as being served by constable Wm C. Eppel on Jan. 19th 1891, with his retaurn endorsed as follows: Wright Co. ss.

I hereby certify that I personally served the within Summons by reading the same to the within named defendant, in his hearing, in said County, on the 19th day of January 1891.
Wm C. Eppel, Constable.

Fees - Mileage:	20 Miles	a 10ct	$2,00	
Service			.15	
copy			.15	$2,15

Jan. 27th 1891 at 10 oclock a.m, case called. Plaintiff appeared in person and by his Attr O. L. Billings, filed a written complaint duly verified. After awaiting one hour, and def. failing to appear, I proceeded to take the Evidences produsced by the plaintiff. E. F. Ziebarth sworn. On Evidence of plaintiff, I hereby render Judgement in favor of said plaintiff for $24,63 and cost taxed at $3,60, tot. Judg $28,23
Judg. rendered Jan. 27th 1891 R. M. Bohn
Justice of the Peace

Ed. F. Ziebarth
plff
vs
Trueman Snears

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Const. Fees:	
Summons	1,90
Justice Fees:	
Summons	0,25
Filing	0,05
Oath of Comp	0,15
Filing	0,05
1 Oath	0,15
2 Folios	0,30
Tax. cost	0,15
	1,10

Paid R. B.

Jan. 19th 1891. Summons issued and delivered to Constable Wm C. Eppel for service, retournable at my Office in the Village of Delano Jan 27th 91 at 11 oclock in the forenoon; and the same bearing the certificate of service was retourned to my Office on Jan. 24th 1891. Jan. 27th at 11 oclock both parties appeared in this court, and agreed upon terms, setled the matter, def. giving plaint. a note & chattel mortgage for $15,65.

The court adjourned.

R. M. Bohn
Justice of the Peace.

State of Minn
vss.
Ign. Gutzwiller (jung)
(criminal libel)

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Reynold M. Bohn.
Justice of the Peace.

*complaint entered on Page 184

Constable Fees:

Fred. Boerner.	
Subp & Mileage	$2.75
Henry Erwin	
Subp. & Mileage	$2,55
A.C. Heath	
Subp. & Mileage	$2.75
George Ruppelius.	
Subp & Mileage	$2,15
John Miguent	
Subp & Mileage	$2,75
2 days in Court	2,00
	$14,95
A.W. Hoar	
Subp & Mileage	4.15
	$19.10

Justice Fees:

Complaint oath	0,15
Filing	0,05
Warrant	0,25
Filing	0,05
Recogn.	0,25
Filing	0,05
1 Adjourn.	0,25
Oath to Af	0,15
Filing	0,05
1 Motion	0,15
1 Subf.	0,25
6 Subp	1,50
46 Folios a 15	6,90
Filing 6 Subp.	30
	$10 35

February 24th 1891 William Ziebarth made and subscribed complaint in writing before me upon oath, charging Ign. Gutzwiller with criminal libel * It appearing from the said complaint and from the Statements produced by him and made on oath, that such Offense had been committed. I issued a warrant for the Apprehension of the said Ign. Gutzwiller, retournable forthwith and delivered it to Constable J. W. Ball constable to serve. and return Warrant retourned on the same hour by constable J. W. Ball with the said Ign. Gutzwiller in custody before me. The constables retourn reads as follows:

State of Minnesota }
County of Wright } ss

I hereby certify. that by virtue of the within warrant, I have arrested the within named defendant, and have him now before the court in custody.

Dated this 24th of February 1891
J.W. Ball. Constable.

Fees: Serving warrant $0.25
One Mile .10 $0.35.

The charge as contained in warrant of Arrest (Se Complaint) was red to defendant to which he pleaded not guilty, and prayed for a continuance of one week to obtain counsel, making

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Subpoenas issued for the following persons:
Fred Boerner,
Henry Irwin,
A.C. Heath,
George Ruppelius
John Miguent
A. W. Hoar. —

a sworn Affedavit to that Effect as follows:

State of Minnesota }
County of Wright }

State of Minnesota vs I. Gutzwiller Jr. } In Justice Court before R.M. Bohn Justice of the Peace

I Gutzwiller Jr. defendant in above entitled Action, being duly sworn, says, that to enable him to obtain counsel a continuance of the case for one week will be nessessory, and this Affedavit is made for that purpose.

I. Gutzwiller. Jr.

Subscribed and sworn to before me this 24th day of February 1891.

Reynold M. Bohn
Justice of the Peace.

Upon this Affidavit I granted a continuance of one week, til Tuesday March 3rd at 10 oclock a m. The prosecuting Attorney M. A. O'Flair demanded that a resonable and sufficient Bail be given for the Appearance of the defendant, which was granted. Defendant to be in custody of the constable til such time. At 1 oclock in the afternoon at my Office, the said Ign. Gutzwiller entering into a recognizance of $100,00 — One hundred Dollar as surety to appear at the time set, which was approved. Court adjourned til Tuesday March 3rd 10 a.m. 1891. Reynold M. Bohn. Justice of the Peace

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

State of Minnesota }
County of Wright } ss.

Complaint

The complaint of William Ziebarth of said county and state made before R. M. Bohn Esq one of the Justice of the peace of Wright County who being duly sworn on his oath says that on the 16th day of October 1890 at the village of Delano, said county and State J. Gutzwiller did unlawfully, willfully, wickedly and maliciously intending to injure villify and prejudice one William Ziebarth and to deprive him of his good name, fame, credit and reputation and to bring him into great contempt, scandal, infamy and disgrace, unlawfully wickedly and maliciously write and publish and cause to be published a false malicious, scandalous and defamatory libel (he well knowing it to be false) in the form of a publication in a newspaper known as the Delano Eagle owned edited and published by the said J. Gutzwiller in the village of Delano county and State aforesaid, and which Newspaper has a large circulation within the said county and State, diverse false scandalous, malicious and defamatory matters and things of and concerning the said William Ziebarth and of and concerning the said William Ziebarth as county Commissioner of said County and of and concerning said William Ziebarth as candidate for county Auditor of said county

to wit: Those delinquent tax cases the resurection of a Rockford Correspondence of an Item or case in Ex Sheriff Nugents notorious delinquent tax collection Business, recalls to Mind the ("Investigation") held in that matter soon after the Election of 1883 by a special committee of the county Board the publication in the Eagle of quote a list of cases showing the great Ex Sheriffs criminal Delinquency and his bold defiance and challenge for the same brought on this Investigation, William Ziebarth the present candidate for county Auditor, meaning (William Ziebarth, deponent, who is liable by said publication) was the head, and besides Nugent himself the controlling spirit of that famous committee (meaning that the complainant was a Member of the committee of the Board of County Commissioners, appointed by the County commissioners of said county to investigate the accounts of the then county Sherriff of said county J. C. Nugent the committee as near as can be learned work two or more days investigating

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

the Matter and when they had got along far enough to find it exceedingly unpleasant for Mr Nugent they quit and made a report (meaning that this complainant as a Member of said committee and as member of said Board of county Commissioners when he and they (said Committee) found by said Investigation, that said John Nugent, then Sheriff had appropriated Money to his own use the property of said Wright County. (as alleged in said libellous publication) Stopped the Investigation for the purpose of covering up the wrongfull official acts of said Nugent.) this report, which confirmed every charge and more than more than the Eagle had made against the illustrious Ex Sheriff, was in the hand writing of Mr Ziebart (Meaning the complainant herein) and some precaution was taken not to have it made public (meaning that this complainant as a Member of said committee & was in collusion with said Nugent Sheriff to cover up his wrongfull acts as such Sheriff in appropriating the funds of said county to his own use as alleged in said libellous publication (and then

in Spite of this the Eagle got hold of it and published the report in full, Mr Zieborth (meaning complainant herein and the person libelled by said publication) was as mad as wet hen and couldnt hardly contain himself (meaning that, when the report, of the wrongfull acts of said Nugent Sheriff was made public by the "Delano Eagle" a Newspaper. this complainant as a Member of said committee and as a Member of said Board of county Commissioners, became very angry and that complainant, said William Ziebarth desired to keep hidden the wrongfull acts of said Nugent Sheriff as such Sheriff) the report appeared in the Issue of the Eagle on March 24th 1884 following the details of this reports, one of the closing paragrafs reads as follows: We find 56 cases brought into Districts court during the last five years for delinquent personal taxes of which 37 appear to have been paid in court or in Judgement and it appears that the cost in this cases have none been paid into the county treasury. It is in the Opinion of your committee that a portion of the cost should have been paid into the county treasury and your Committee further find that but very few citations issued have been properly retourned by the Sheriff or filed by the clerk of the District court. We also find that in some Instances the Money have been kept and not turned over to the county treasury untill some time afterwords, that "this Sometimes afterwords" was when Nugent was called to accounts by J. N. Stacy, then Auditor and exposed by the Eagle, then honest John (meaning said John Nugent Sheriff) had to shell out and fork over some of the taxes collected and which had he not been exposed, he would no doubt have kept untill this day. The fact that said John Nugent is trying hard and leaving no Stone unturned to again get possession of the Office, that he so shamefully misused, that Ziebarth, the defender of Nugents fee and delinquent tax collection rascality (meaning that William Ziebarth, complainant herein, while a Member of the Board of county Commissioners, whose duty it was to se that county Officers turned into the county treasury all moneys in their possession belonging to the county

assisted, colluded with and defended said J. C. Nugent Sheriff in the defrauding said county of Money due it from said Nugent as such Sheriff as alleged in said libellous publication) is making a from house to house campaign for Auditors Office (meaning that said William Ziebarth, this complainant, is a candidate for county Auditor of said county and seeking the votes of the voters of said county) and John O'Leary is running all over the county for the clerks of courts Office is enough to make honest men pause and se that they vote wright and vote against this men at the coming Election (meaning that the voters of said county should vote against said William Ziebarth because of his dishonesty as a Member of the Board of County Commissioners of said county, while a Member of said Board (Nugent and Ziebarth have proven themselves dishonest in Office and unworthy of public Trust and confidence (meaning that William Ziebarth the complainant herein has been dishonest as a Member of the Board of county commissioners of said Wright County and consequently unworthy of public trust and confidence and unworthy of the

STATE OF MINNESOTA,

County of .... *ss.*

IN JUSTICE'S COURT.

Before .... *Justice of the Peace.*

Walter S. Booth, Law Blank Printer, Rochester, Minn.

votes of the citizens of said Wright county (and the possibilities are that P. Leary, a chum of theirs will prove a Bird of like feather, should he be elected to Office (meaning that P. Leary would probably prove dishonest in Office if elected clerk of court of said county on Office, which he was seeking as did William Ziebarth, the complainant herein as Member of the county commissioners of said County as alleged in said libellous publication.

Against the form of the Statutes in such case as made and provided and against the peace and dignity of the State of Minnesota and prayer that the said J. Gutzwiller be arrested and dealt with according to Law.

William Ziebarth.

Subscribed and sworn to before me this 24th day of February 1891

Reynold M. Bohn
Justice of the peace

STATE OF MINNESOTA,

County of .... *ss.*

IN JUSTICE'S COURT.

Before .... *Justice of the Peace.*

Walter S. Booth, Law Blank Printer, Rochester, Minn.

March 3rd 1891 at 10 a.m. case called. M. A. O'Hair appeared for the State. Defendant appeared in person and by his Attorney Daniel Fish. Plaintiffs Attorney filed an Affidavit for a change of venue, stating that from prejudice and Bias he believes that said Justice for whom said ~~Justice~~ action is pending will not decide impartially in the matter, and deponent further says not except this Affidavit is made for the purpose of having said action, and he ask that the said may be transferred to another Justice in other case made and provided

On said Affidavit plaintiff moved for a change of venue as asked for in said Affidavit. Motion allowed. On said Affidavit and said Motion

Whereupon it is ordered that said Action to be transferred to P. L. Billings, Esq. a Justice of the peace of the village of Delano, in the same election district, before whom the parties are to appear for trial March 3rd at 1 oclock p.m.

Reynold M. Bohn.
Justice of the peace

State of Minnesota }
County of Wright }

I hereby certify, that

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

the above is a true and correct transcript of all the entries made in my docket, and all the proceedings had therein, and that all the papers hereto attached are all the papers there on filed in said action, Numbered from 1 to 5 inclusive and that they together with the transcript of docket, contain a full, true and correct Statement of all the proceedings had before me in said case.

Dated this 3rd day of March 1891

Reynold M. Bohn
Justice of the Peace

O L Billings
vs
Wm McKinley

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Reynold M. Bohn

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice cost: paid 0.50

Summons issued in above entitled action on March 20th and delievered to Constable Wm C. Eppel who served the Summon for the def. to appear on the 27th day of March at 2 p.m. The constable returned the Summon before time of Appearing in cort and def also apperred and made Satisfaction. Case dismissed. cost paid by defendent.

Const. paid 0.40.

Reynold M. Bohn
Justice of the Peace

J. W. Lindsley vs
Nicholas Borsch
civil action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before Reynold M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable fees:
$0.40

Justice fees:

Summons.	25
filing	05
1 Oath	15
Oath to Compl	15
Ent. Judg.	25
Tax cost	15
2 Folios	30
Paid.	$ 1,30

1891. March 20th Summons issued in above entitled action and delievered to constable Con. O'Leary for service, retournable at my Office in the Village of Delano County of Wright on March 27th at 10 o'clock in the forenoon. The constables retourn is as follow.

Wright County. SS.
I hereby certify that I personally served the within Summon by reading the same to the within named defendant, in his hearing and at his request delievered him a true copy thereof, in said county on the 21st day of March 1891.
Con. O'Leary. Const.

Fees: Miliage 1 miles . 10 ct
Service . . . 15.
Copy . . . . 15 .40.

The Summons was retourned in due time. March 27th at 10 o'clock a.m. case called. Plaintiff appeared in person and filed a written complaint duly verified. After awaiting one hour and def. failing to appear, I proceeded to take Evidences produced by plaintiff. J. W. Lindsley sworn. On Evidence of plaintiff I hereby render Judgement for said plaintiff for original debt with Interest ~~at~~ 5½ year

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

for $ 20,06 and twenty Doll. and six cents and cost – total $ 21,76.
Judgement rendered this 27th day of March 1891.
Reynold M. Bohn
Justice of the Peace.

J. W. Lindsley
vs.
William Lyle

civil Action

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before Reynold M Bohn Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable fees: $0,40

Justice fees.

Summons	0,25
~~filing~~	~~0,05~~
Oath of Compl	0,15
filing	0,05
1 oath	0,15
2 folios	0,30
Rendered Judg.	0,25
Taxing cost	0,15
	$1,30.

paid

1891 March 28th Summons issued in above entitled Action and delivered to Constable Con. O'Leary for service, and returnable at my Office in the Village of Delano on April 3rd at two oclock in the Afternoon. On April 3rd at my Office Summons returned by Con O'Leary with the following Endorsement thereon:

Wright County ss.

I hereby certify that I personally served the within Summons by reading the same to the within named def. in his hearing, and at his request delivered to him a true copy thereof, in said county on the 28th day of March ad. 1891.

Con O'Leary. const.

Fees: Mileage	1 Mile	-	10ct
service		- -	15 "
copy		- - - -	15 = 0,40.

1891 April 3rd before proceeding of the case Summons was returned. Case called at 2 p.m. Plaintiff appeared in person and filed a written complaint duly verified. After awaiting one hour, and def failing to appear I proceeded to take Evidences produced by plaintiff. J. W. Lindsley sworn. On Evidences of plaintiff

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STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

I hereby render Judgement for plaintiff and against Defendant for the original Indebtedness of $4,80 with Interest of $1,00 and cost amounting to $7,50. Judgement rendered this 3rd day of April 1891 at 4 oclock p. m.

Reynold M Bohn
Justice of the peace

State of Minnesota
vs against
Phillip Goughan

criminal case

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before K. M. Bohn Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Constable fees:

Serv. Warr.	0,25
" 3 Subp	0,45
Mileage	0,30
1 Day in court	1,00
Keep & Board for 1 Day and 1 Night	3,50
Mileage to Buffalo 28 Miles "	2,80
Witness in case	1,00
	$9,30

Justice Fees:

1 Compl. ~~oath~~	0,15
Warrant	0,25
Oath to Compl	0,15
3 Subpaenas	75
Swearing 5 Witn.	,75
1 Adj.	15
16 Folios @15	2,40
Filing 6 Papers	30
Taxing cost	15
commitment	25
	$5,30

paid by the county

Witness fees:

Len. Dedrick	1,00
Mileage	0,06
	1,06
William Gerty	1,00
Mileage	0,06
	1,06
Nils Johnson	1,00
Mileage	0,06
	1,06
Albert Johnson	1,00
Mileage	0,06
	1,06

1891 April 15th Len. Dedrick made and subscribed complaint in writing before me upon Oath charging Phillip Gaughan with Assault in the second Degree. It appearing from the said complaint, and from the Statement produced by Len. Dedrick and made on oath, that such Offence had been committed. I issued a warrant for the Apprehention of the said Phillip Gaughan retournable forthwith, and delivered it to constable William Eppel to serve. Warrant retourned forthwith by said constable ~~William Eppel~~ with said Phillip Goughan in custody. An Adjournment was taken till 6,30 in the Afternoon. The constables retourn reads as follows:

State of Minnesota }
County of Wright } ss.

I hereby certify that by virtue of the within warrant, I have arrested the within named Defendant, and have him now before the court in custody.

Dated this 15th day of April 1891.

Wm C. Eppel Const.

Fees: Mileage 1 Mile - 0,10
Service - - 0,25 $0,35.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before Justice of the Peace.

1891 April 15th at 6,30 the Defendant in charge of the Constable Wm Eppel appeared in court. Attorney M. A. O'Hair appeared for the State. The complaining witness was present. The following Witnesses was subpoened: Nils Johnson, Albert Johnson and William Gerty. The Defendant was offered time to obtain ~~get~~ counsel, but stated, that he did not desire to have any. The complaint was read to defendant, who was non committal concerning the charge. Complaining Witness, Len Dedrick sworn. Testified that defendant was frequently in his Saloon during the day and received som drinks and treated everybody around him. When asked to pay for it (the drinks) he refused, and used abusive language, and when the ~~plaintiff~~ complainant turned away from him, defendant took a Revolver from his Coat-pocket, (where he had lately removed it to from his hip pocket) aimed it at Mr ~~Dedrick~~ Complainant and said: I will kill you, damn you. ~~Himself~~ Complainant Len Dedrick, then run behind a chimney in the center of the Saloon to avoid the expected shot, and was chased around by Defendant. Complainant then got to a Arm fighting with the Defendant, (who by, ~~his~~ or under this time put his Revolver back to his Coat pocket), and struck Defendant several blows with his fleast, and nacked him down. Under this combat Complainant broke his left Hand. A constable was then called and took Defendant to the village prison. This occured in the afternoon about 4 oclock. The Revolver now in court was identified as the same one used by Defendant and was loaded with 6 Catredges. The ~~name~~ words on top of this Revolver is „American, Doble Action". William Gertz was then sworn as witness: Testified that he was standing near Len Dedricks Saloon at about 4 oclock in the Afternoon, and after hearing some noise and qwarteling went into the Saloon, and was informed that Def. then and there present had taken out of his heap pocket a Revolver and stuck it into his Coat pocket, and was asked to remain in the Saloon as the complainant was afraid to be alone with Defendant. The Revolver was identified as the same pointed towards the complaining witness

and he heard Def. at the same time said: „Damn you, I will kill you anyhow" The distance between the complaining witness and defendant under this time was about 10 or 11 feet. In the scuffle between the complainant and defendant witness took from defendant the Revolver and gave it to the constable who immidiately was called and arrested defendant.

Nils Johnson was then called and sworn. He testified that he saa defendant pointed the Revolver at Len Dedrick and in a rough tone said. „Damn you I will kill you!" Defendant looked as if he would shoot Dedrick.

Albert Johnson called and sworn. Testified that he was present at the time when Defendant pointed the Revolver at Len. Dedrick and heard defendant say; „Damn you, I will kill you". Len Dedrick went behind the Chimney to avoiding being hit.

Constable William Eppel, sworn. He identified the Revolver as that one given to him by William Gertz and belonging to the Defendant. Examination closed.

After weaving the Evidences the Court find that the penalty for such

STATE OF MINNESOTA,

County of ________ ss.

IN JUSTICE'S COURT.

Before ________

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Offense can not be determined in this court and bind the Defendant in the Sum of $ 300.00 – to appear at the next Session of the District court. Defendant failing to obtain such Bail was committed to Jail, and ordered transported to Buffalo, to be (in the meantime) in custody of the Jailer ~~untill~~ and await the action of the Grand Jury. Commitment delivered to Constable William Eppel who has charge of the prisoner.

R. M. Bohn.
Justice of the Peace.

Transcript sent on Apr. 27th 1891

State of Minn.
vs.
Richard Schwartz

Criminal case

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before R. M. Bohn

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees:

Complaint	0.15
Warrant	0.25
Oath to Compl.	0.15
Subp 6 Persons	1.50
1 Affidavit	0.25
10 Folios	1.50
3 Adj.	0.75
6 Oaths	0.30
Taxing costs	0.15
2 Mittions	0.30
	$ 5 30

partly county

The following where subpaened:
Charles Mahling,
Bertha Mahling
Emma Mahling
Otto Middelstaedt
Fred Pool and
Will. Dedrick.
Fred. Wegan 1 day.

Constable cost:

Serving Warr.	0.25
Mileage	10
6 Subpaenas	0.90
Serving Mileage 38.10	3.80
1 days in Court	1.00
Keeping and Board ing the Prisoner in 1 days at $2.50	2.50
~~Transp with Prisoner to Buffalo 28 Miles at 10~~	~~2.80~~
	$ 8.55

1891 April 28th complaint in the above entitled Action was issued by F. Wegan against Richard Schwartz for Robbery in the second degree and a warrant for his arrest delivered to constable J. W. Boll for service, retournable forthwith. On the same day the constable retourned with Richard Schwartz in custody before me. ~~the retourn~~ ~~Hand with~~ Endorsement on ~~on~~ the warrant ~~read~~ as follows:

State of Minnesota }
County of Wright } ss

I hereby certify that by virtue of the within warrant, I have arrested the within named defendant and have him now before the court in custody. Dated this 28th day of April 1891. John W. Boll. constable

Fees: Mileage 1 Mile .10
Service -- 25 = 0.35.

Defendant asked for a reasonable time to obtain counsel, which was allowed. An Adjournment was taken till 3 oclock in the Afternoon, and Def. was left in charge of the constable J. W. Boll. At 3 oclock the Def was again brought before me. Counsel was at this time not obtainable. The following witnesses was subpaened: Mr Charles Mahling, Mrs Bertha Mahling and Emma Mahling for the complainant, and Otto Middelstaedt, Fred Pool and William Dedrick

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

An Adjournment taken until the constables retourn with the witnesses Constable J. W. Ball ordered to bring the witnesses forthwith. April 29th at 10 oclock the constable retourned with the witnesses: Mr Charles Mahling, Mrs Bertha Mahling, Emma Mahling, Fred. Pool and William Dearick; Otto Middelstaedt was reported sick. Case was again called. The Defendant present. The complaining witness F. Wegan presented an Affidavit praying that the case be adjourned til the following day April 30th at 4 oclock in the Afternoon for the purpose to secure the Assistance of the County Attorney. The Court granted this and adjourned until 4 oclock in ~~the following day.~~ the Afternoon The County Attorney was notified. At 4.20" the case was again called. A Telegram was received from the County Attorney, stating the he will leave Buffalo at 3 oclock and prayes that the court will hold the case until he arrives. Mr. O'Hair for the Def now in court

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

and moved that the case be dismissed on the Ground that the court have lost Jurisdiction. Motion overruled. Def excepts. Defendants Attorney Mr O'Hair now asked for proceeding of Examination. The court decided to hold the case until the arrival of the county Attorney. At 5 oclock the County Attorney Mr Cutting arrived, and the case was resumed. On Motion of the County Attorney the case was orderd dismissed and a new Complaint from Mrs Bertha Mahling and a warrant issued against Def, and the witnesses resubpoenad and ordered to remain in court for Examination.

R. M. Bohn
Justice of the Peace.

State of Minnesota
vs.
Richard Schwartz.
criminal case

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn.
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees:

Compl.	0.75
Warrant	0.25
3 Subp.	0.75
3 Fillings	0.75
1 Adj.	0.25
4 Oaths	0.60.
30 Folios	4.50
Taxing cost	.15
	$6.90

paid by county
Charles Mahling, Bertha Mahling, Emma Mahling each 2 days in Court and Millage 26 M. in all. $10.68.

Fr Wegan.
Milage - 28 Miles and Witness = 2.56.

William Zeibarth as Interpreter $1.00

Constable Cost:

Serving warr.	0.25
3 Subp. Milage 10	0.45
2 days in Court	2.00
Transp of Prison 28 Miles	2.80
Care of Prisoner for 2 days a 2.50	5.00
	$10.60

1891 April 29th complaint was issued by Bertha Mahling and sworn to before me charging Richard Schwartz with Robbery of two dollar. Warrant also issued and delivered to Constable J. W. Ball, then ~~in~~ having def in charge of ~~of Defendant~~ on a complaint ~~from~~ by Fr Wegan which case was just dismissed. The Defendant remaining in court. The constables endorsement on the warrant is as follows:

State of Minnesota
County of Wright } ss

I hereby certify that by virtue of the within warrant I have arrested the within named Defendant and have him now before the court in custody.

Dated this 29th day of April 1891.

John W. Ball constable

Fees: Mileage 1 Mile 0.10
service - - 0.25 ~~0.35~~
3 Subpoenas a 15. 45 0.80 do

The case was called. Complaint read for Defendant. The Defendants Attorney M. A. O'Hair objected to the complaint on the Ground that it contained two different crimes. Plaintiffs Attorney (the county Attorney) stated that Robbery can not be committed without force or with committing on

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Assault. The court decided in favor of Plaintiff. An Adjournment was taken til the following Morning (April 30th) at 9 o'clock ~~in~~ a. m. — 1891 April 30th at 9 o'clock the case called. Both parts and 4 witnesses present. Charles Mahling sworn. Testifies, that he lives near Buffalo, Wright County, that he was at his home on April 24th, that he was aroused in the night and called to the door, and when opening found that it was Defendant, who desired to enter, and ~~told~~ demanded Witness to make it dark and give him his Money, and struck Witness with his fist and nocked him down, which disturbed his wife and frightened her and Witness run for the Deputy Sheriff, who lives in the Naborhood. Witness hired Defendant some time before to do some work for him, and had put down about 200 Fence post for Witness, which work was paid for allready. The Defendant demanded Witness money and said: "Bring me your money or I will kill you". ~~His~~ Witness's wife and daughter was sleeping in the same Room. Witness had settled with Defendant before. After Witness was struck by Defendant, he went after Deputy Sheriff Anderson for Assistance

STATE OF MINNESOTA,

County of ______ ss.

IN JUSTICE'S COURT.

Before ______ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

a distance af about 500 Steps. He met Anderson in his field. Defendant tread to strike Witness" wife with a flat Iron, and Witness took on Ax and strouck Defendant. Witness do not know how much money he had, and did not found out how much money was taken, before he came back from Buffalo, when Witness wife told him that Defendant only got the money that was hidden in the ragg. Witness went to Policeman Wegan after talking to deputy Sherriff Anderson. Mr Wegan called and sworn. Testified that he is the Village Marshal of the Village of Buffalo, and that Mr. Charles Mahling when seeking him in Buffalo for Assistance was bloody on his face and had a lump on his nose and told him what had happened. (Contr Qw.) Mr Wegan, the Witness, says that he is a Jeweler, ~~and~~ Constable and Village Marshall, and that he was not sent anywhere to search for Defendant. He (Witness went out on some Business and came over this way, where he found Defendant and swore out a warrant for his arrest.

STATE OF MINNESOTA,

County of ______ ss.

IN JUSTICE'S COURT.

Before ______ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Mrs Bertha Mahling sworn. As she do not properly understand the English language, William Ziebarth was sworn as Interpreter. Witness testified, that she know Defendant as one who worked for them, and pointed him out in the court. She saw Defendant on Saturday night. She awakened from her sleep, when hearing him in the Room, and heard Defendant say to her Husband: „Make out the light and give me your money or I will shoot you." She then went up from the Bed and inquired what def. wanted of her Husband and said: „We do not own you anything, and you must not hurt my Husband. She sent her little Girl for the Deputy Sheriff. She then went back to the Room and Defendant following her up saying: „Will you give me the money, I have the Revolver her," and then Defendant took a flat Iron and held in his uplifted hand over her Head. She said, „You must not kill me, I have no money". Defendant then said You got money", ~~and it takes six men to stop him~~. By that time her Husband who was laying on the Floor got concious and

STATE OF MINNESOTA,

County of ________ ss.

IN JUSTICE'S COURT.

Before ________ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

jumped through the windue. She then went after her money, and on her retourn Defendant grabbed the money away from her, scratching one of her finger with his finger nails. Defendant looked at the money and said it was not enough and further said: "You damned dog, you have more money and you fetch them out or I will kill you yet. She was very much afraid of him and went back after 5 Dollars whom she had hidden, but before her retourn her Boy told that the Deputy Sheriff was approaching and Defendant started to depart saying, that he will kill her Husbond some times yet if it takes 6 year longer and that it takes 6 Men to stop him, and took the flat Iron along with him. (Contr. Qu.) It was about 1 oclock when he went away. She did not know anything of his approach before she heard Def order her Husband to make out the light. Defendant and her Housbond were in the Kitchen when she got awake; the door was open to the Bed Room The Bed Curtains open, so she could se them both. They were speaking aloud.

STATE OF MINNESOTA,

County of ________ ss.

IN JUSTICE'S COURT.

Before ________ Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

She heard her Husbond say, "what shall I make the light out for. She was afraid and got out of Bed, and screamed: Dont kill my Husbond, he have not done anything to you. Def demanded money, and they was not owing him anything. After her Husband was struck he was unconscious for quite awhile, may be 1 minute or more. She thought her Husbond was dead. When her Husbond got concious he jumped up and trough the windue. She told her Husband that Def wanted money, and that they did not have any and was so freightned, that she could not apprehend what all was going on. She did not give Def. the ragg containing money before after her Husband was going after the Deputy Sheriff, and was alone with Def. exept her small children. She did not se her Husband with any Ax, and did not se that Def. was struck. The distance ~~from~~ between her and Def when he treatened to kill her was about 3 or 4 feet. He raised his hand with the flat Iron several times. She was afraid to been killed if she did not give him the money (as he really took away from her.) which was 2 Dollar. It was 1 Silver Dollar and some small change

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

She had one five Dollar Bill hidden in the Bed, wrapped up in some papers. Def. had before been worked for them 2 a 3 weeks. She did not counted the money taken away from her, but know that it was 2 Dollar. When Def. worked for them he called himself Richard Dick. Emma Mahling then called and sworn. Testified that she saw Def. in their House on last Saturday night, and that she heard Def say, that he would kill her Father. She was aroused in the night, and was told to go after Herman Anderson (consto Gw.) She was not told from anybody what Evidences to give. She heard Def. demanded money. Def. had been working for her Father. When her Mother went after money (she, Emma) was gone after the Dep. Sheriff. She do not know, how many times Def. struck her Father. She saw Def hit her Father and heard Def. say: Give me your money or I will kill you. Examination closed as the witnesses subpœned by Def. had departed. The county Attorney pleaded on behalf of the State and

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

demanded that the Defendant Richard Schwartz be held to await the action of the grand Jury in the Sum of $500,00 — five hundred Dollars. The court find that satisfactory proof of ~~gilt~~ guilt have been established and bind Defendant Richard Schwartz in the Sum of 500 Dollars to appear at the next Session of the District court. Defendant failing to obtain such Bail was committed to Jail and ordered transported to Buffalo to be in custody of the Jailer and await the action of the grand Jury. Commitment delivered to Constable John W. Ball, who has charge of the Prisoner.

P. M. Bohn
Justice of the Peace.

Charles Wandersee pltf
vs.
Henry Liederbouch
Civil action

STATE OF MINNESOTA,
County of Weight ss.
IN JUSTICE'S COURT.
Before R. M. Bohn.
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees:

Summons	0.25
filing	. 05
Oath to compl	15
filing	05
Oath to answ.	15
filing	05
1 Continuance	15
Oath to aff.	15
filing	05
1 Subpoenas	25
filing	05
15 Folios @ 15	2.25
1 Certificate	0.25
	$ 3. 85

paid

1891 May 4 Summons issued in above entitled action and delievered to Constable John W. Ball for service, retournable at this Office in the Town of Franklin on the 14th day of May at 10 oclock in the forenoon. The summons being served to the party was retourned by the constable on the 14th of May at 10 oclock with the Endorsement as follows:

Wright County } ss. I hereby certify that I personally served the within summons by reading the same to the within named Defendant, in his hearing, and at his request delievered to him a true copy thereof, in said county on the 5th day of May 1891

John W. Ball, const.

Fees: Milleage 18 Miles @ 10, $1.80
Service 15
Copy . . . 15 2,10.

May 14th 1891 at 10 oclock a.m. case called. Plaintiff appeared in Person and by his Attorney O. L. Billings. Defendant appeared in person and by his Attorney M. A. O'Hair. Plaintiff filed a written complaint duly verified. The Substance of the Complaint reads as follows:

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

State of Minnesota } ss
County of Wright } In Justice court before R. M. Bohn Justice of the peace.

Charles Wandersee pltf.
vs.
Henry Liederbauch deft } Complaint.

Plaintiff for his cause of action against the above named Defendant alleges and shows to the court that heretofore within the six years last past, to wit. that during the Month of December a.d. 1890 this plaintiff sold and delivered to this defendant at defendants special instance and request certain Goods wares and Merchandise, as follows to wit. Twenty cords of dry Oak wood on the cars at what is known as Dickinson spur in the town of Rockford in said county and State as he was instructed to do by defendant, after he had sold said wood to said Defendant, that plaintiff delievered said wood to said Defendant and fullfilled his (Plaintiff) contract in Every way, that Defendant refused and still refuses to pay the same that the same is long past due, that plaintiff has demanded the same, and Defendant still refusies to pay the same, that there is now due and owing to this Plaintiff from this Defendant the Sum

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

af forty Dollars and Interest of same pr cent on said for the 31st day of December 1890. Wherefore Plaintiff demands judgement for the Sum of forty Dollars and Interest of the rate of 7 pr cent pr Annum from the 31st day of December 1890 and for this costs and Disbursement in this action. Dated May 14th 1891.

O. L. Billings. plff. attor.

State of Minnesota }
County of Wright } ss Charles Wandersee being duly sworn, deposes and says that he is the plaintiff in the above entitled Action, that he knows the containts of the foregoing complaint that the same is true to his own Knowledge excepts as to those matter stated on Information and belief and as to those Matters he believe it to be true. Carl Wandersee.

Subscribed and sworn to before me this 14th day of May 1891.

R. M. Bohn.
Justice of the Peace

Defendant filed an Answer duly verified as follow:

State of Minnesota }
County of Wright } ss In Justice court before R. M. Bohn Justice of the Peace

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Charles Wandersee plff
vs
Henry Liederbouch def } Answer.

Defendant for Answer to Plaintiffs Complaint in the above entitled Action denies that in the Month December 1890 or at any other time the Plaintiff sold and delivered to the Defendant twenty cords af oak wood or any kind af quantity of wood. Denies that he ever purchased any wood of any kind of Plaintiff at the agreed price of two dollar pr cord or at any other price; denies that there is now due from Defendant the Sum af forty Dollars and Interest from the 31st day af December 1890; and denies that there is anything due plaintiff from Defendant. Therefore Defendant prays that Plaintiff take Nothing by this action and that Defendant have Judgement for his cost and disbursements herein

M. A. O'Hair
Attorney for Defendant.

State of Minnesota }
County of Wright } ss Henry Liederbouch being first duly sworn, says that he is the Defendant in the above entitled action, that he knows the contents of the foregoing answer, that the same is true to his own

STATE OF MINNESOTA,

County of ______________________ *ss.*

IN JUSTICE'S COURT.

Before ______________________

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

knowledge, excepts as to those Matters therein Stated on Information and belief and as to those Matters he believes to be true.

Henry Liederbach

Subscribed and sworn to before me this 14th day of May 1891.

R. M. Bohn

Justice of the Peace.

Plaintiff asked for continuance for one week for obtaining witnesses, which the court granted. William Haggerty subpoena. 1891 May 21th at 10 oclock ~~at~~ a.m. both parties appeared and the case was called. The def. Attorney M. A. O'Hair demanded to proceed with the case. The prosecuting Attorney O. L. Billings then asked for the Summon of a Jury, and the court sent for a constable. Defendants Attorney asked that the Plaintiff give security for cost; the court did not find it necessary as the Plaintiff is known to be in satisfactory circumstances.

An Affidavit of a change of venue was presented by Defendants Attorney and after the cost being paid by the Defendant justice fees only the case with its documents was sent to Justice I. H. Grafft, he being a Justice

STATE OF MINNESOTA,

County of ______________________ *ss.*

IN JUSTICE'S COURT.

Before ______________________

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

in the same or adjoining Election districts.

R. M. Bohn

Justice of the Peace

A. Anderson plff
vs
William Sturman def
(senr)
Civil Action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees.
1,05
Paid.

1891 May 26th Summons issued in the above entitled Action and delivered to constable William Eppel for service. Summons retourned on same date after being read for Defendant, with Endorsement as follows: (Summons calling for Defendant to appear before me in the Town of Franklin on the 2nd day of June at 10 oclock in the forenoon.).

Wright County } ss. I hereby certify that I personally served the within Summons by reading the same to the within named Defendant, in his hearing, and at his request delivered to him a true copy thereof, in said county, on the 26th day of May 1891

William Eppel
constable.

Fees:
Mileag . . . 0,10
service 0,15
copy 0,15 $0,40

1891 June 2nd at 10 oclock in the forenoon case called. Plaintiff appeared in Person and presented a Bill for $22,05 and demanded Judgement or payment of the same with Interest and cost of present proceeding. After awaiting one hour, and Defendant not appearing, I proceeded to take Evidence and according thereto render Judgement for Plaintiff and against Defendant for $22,05 and Kost $1.70 = $23,75. and Interest at 8% from June 3rd 1890. (Int. 1,76)

R. M. Bohn
Justice of the peace.

STATE OF MINNESOTA,
County of ss.
IN JUSTICE'S COURT.
Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Mrs H. A. Smith pltf
vs.
J. D. Brandon def.

Garnishee

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees $2.20
paid
R.M. Bohn

1891 June 12th a Garnishee Summon was issued in the above entitled Action and in dupplo to the following: G. P. Shaffer Val. Eppel A. W. Witman, Enos Brandon and J. C. Stitz, trustees of the Village of Delano, a corporation in said County and State, Garnishee, delivered to Constable Con Ogdeary retournable at my Office in the town of Franklin said County on the 22nd of June. The Summons retourned in due time Endorsed by the constable to wit:

Wright County } ss I hereby certify that I personally served the within Summons by reading the same to the within named Defendants in their hearing, and at their request delevered to them a true copy thereof in said county on the 13th day of June 1891. Con O'Leary. Const.

Fees: Service of Summons 0.50
2 copy 0.30
Milage . . . 0.10
Notice 0.25 $1.15

O.L. Billings, Attorney for the Plaintiff above named motioned the Action to be dismissed ~~and~~ which the court sustained and taxed the cost $3,35 to the Plaintiff.

R.M. Bohn
Justice of the Peace.

Mrs H. A. Smith pltf
vs.
J. D. Brandon def

civil Action

STATE OF MINNESOTA,
County of Wright ss.
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice cost:

Summons	0.25
filing	0.05
1 Aff.	0.15
Oath to comp.	0.15
filing	0.05
Oath to answ.	0.15
filing	0.05
Oath to Reply	0.15
filing	0.05
Oath to Aff	0.15
filing	0.05
App. see for cost	0.15
filing	0.05
1 certificate	0.25
12 Folios	1.80
	$3,50

paid

1891 June 11th Summons issued in the above Action and delivered to Constable Con. O'Leary for Service retournable at my Office in the Town of Franklin on June 22nd at 10 o'clock in the forenoon. After serving the Summons the Constable retourned the same to me endorsed to wit: Wright County } ss. I hereby certify that I personally served the within Summons, by reading the same to the within named defendant, in his hearing and at his request delivered him a true copy thereof on the 13th day of June 1891. Con. O'Leary, Const.

Fees. Miliage 1 Mile 0.10
Service . . . 0.15
Copy 0.15 $0,40

The parties appeared in time. Plaintiff ~~with~~ by its Agt J. L. Grene and his Attorney O.L. Billings. Def. was present in person and by his Attorney M. A. O'Flair, who demanded Security for cost as the complaining party resides outside of the County. Plaintiff on behalf of the Motion, pleaded for a reasonable time to obtain such Security. Def. Attorney moved that Security be given of a responsible

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Partys from this County, and further moved that the case be dismissed if such Security be not obtained on retourn day, if an Adjournment be granted. He further ask that the case be dismissed for the reason that the Summons is not the original Summon in the Action and has been changed since signed by the Justice of the Peace. Objected to by the Plaintiff on the Ground that the correction made in the Summon was made in the presence of the Justice before he signed the same. Objection sustained. Complaint and Answer is presented by Plaintiff and Defendant and also reply thereto by plaintiff and filed. The court hold that a continuance be granted def. for 1 week and the parties to appear on the 29th of June at 10 oclock in the forenoon, ~~Defendant~~ Plaintiff then to give the nessesary Security for cost.

1 adj.

P. M. Bohm

Justice of the Peace

-2

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

1891 June 29th at 10 a.m. Case called. Both parties appeared. Plaintiff in Person and by her Attorney O. L. Billings. Def. in Person and by his Attorney M. A. Blair. Plaintiff filed a Memorandum for Security for cost as required by the court, with J. W. Bolton as surety with Insurety of proof. The following is the Substance of the complaint:

State of Minnesota } ss In Justice court
County of Wright } before P. M. Bohm
Justice of the Peace

Complaint.

Plaintiff for her cause of Action against the above named Defendant alleged that she is the Executrix of the Estate of G. W. Smith, deceased, that heretofore on the 12th of March 1881 at Maple Plain, Hennepin Co. Minn. this Def. made and executed and delivered to G. W. Smith his certain promissory Note in writing in words and figures as follows to wit:

$60,00 Maple Plain, March 12th 1881

Ten days after date I promise to pay to the order of G. W. Smith
at
value received with Interest 10 % pr Annum until paid. J. D. Brandon

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

That the plaintiff as Executrix of the Estate of G. W. Smith, deceased is now the owner and holder of said Note, that there was paid on said Note $ 40,00 on the 22nd day of October 1885, which is endorsed as follows:

Received under within Note. Forty (40) Dollars, October 22nd 1885.

Mrs. H. A. Smith.
Executrix.

That there is now due and owing on said Note the sum of 71 Doll and 50 cents, that the same is long past due, that defendant refused and still refuses to pay the same, wherefor Plaintiff demand Judgement against the Defendant for the sum of $71,50 and for his costs and Disbursements in this action. This complaint duly verified.

Answer.

Defendant in the above entitled Action alleges that he has no Information sufficient to form a belief as to which Mrs H. A Smith is the Administratrix of the Estate of G. W. Smith deceased, and denies the same. Defendant admits that he made the Note described in

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Plaintiffs complaint. Defendant denies that Mrs. H. A Smith is the Administratrix of the Estate of G. W. Smith, deceased is now the owner of said Note. Def. denies that $40,00 was paid on said Note on the 22nd day of October 1885, but alleges that said $40,00 was paid in the fall of 1884. Def. further alleges that in the Spring of 1881 a short time after said Note was ~~paid~~ made he paid G. W. Smith the payee of said Note $10,00 on said Note. Defendant further answering alleges and shows to the court, that said Note is barred by the Statute of Limitation and avoidable, that there is due anything from Def. wherefor Def. ask, that the Plaintiff take nothing by this Action, and that he have Judgement for his cost. Answer duly verified.

Reply.

Plaintiff for reply to Def.s Answer denies each and every Allegation, matter and things alleged in said answer. Reply duly verified. Defendant filed an Affidavit for a change of venue, stating that he believe from prejudice and bias that the Justice before whome this case is pending, will not decide im-

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

partially in the Matter. The case with its documents was sent to Justice J. H. Groff, being a Justice in the same or adjoining Election district.

R. M. Bohn
Justice of the Peace.

Mrs H. A. Smith
~~Admin~~ Executrix pltf
J. D. Brandon def.
Civil Action

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before R. M. Bohn Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees:

Summons	0,25
Filing	0,05
Oath to Compl.	0,15
Filing	0,05
Oath to Answer	0,15
Filing	0,05
Oath to Reply	0,15
Filing	0,05
1 Adjournment	0,15
Oath to two Witness	0,30
Filing Security for cost	0,05
Filing the Note	0,05
8 Motions a 15	1,20
14 Folios a 15 =	2,10
Taxing cost	0,15
Entering Judg.	0,25
	$ 5,15

Paid 5.00
R. Bohn

Constable cost:

On Summons	0,40
1 day in Court	1,00
	$ 1,40

Paid R. M. Bohn
and paid to W. Eppell.

1891 June 29th Summons issued in the above entitled Action and delievered to Constable Wm. O. Eppell for Servise, retournable at my Office in Town of Franklin on July 13th at 10 oclock in the forenoon. The constable, Wm. O. Eppell, after serving the Summon for the Defendant, J. D. Brandon, retourned the same with Endorsement as follows:

Wright County.. ss. I hereby certify that I personally served the within Summons by reading the same to the within named Defendant, in his hearing, and at this request delievered to him a true copy thereof, in said County, on the 29th day of June 1891.

Wm O. Eppel, constable.

Fees: Milage — 1 Mile a 10 — $0.10
Copy and Service ..... 0.30 $0.40.

1891 July 13th at 10 oclock a.m. both parties appeared. Plaintiff in Person and by her Attorney O. L. Billings. Defendant also in Person and by this Attorney M. A. Tolair. Defendants Attorney then moved that the Plaintiff give Security for cost. Plaintiff Stated that on Adjournment day the nessessary Security will be fortcoming in case it should be demanded. Plaintiff presented a complaint duly verified. Defendant presented an Answer, and Plaintiff thereafter a Reply.

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The Pleadings all filed. Defendant moved
that the Action be dismissed on the
Ground, that the Complaint does
not state the cause of action.
1 motion Motion resisted by Plaintiff. Defendants
motion to dismiss the case was overruled.
Defendant then asked for
satisfactory Security for cost, and a
written Guarantee from Geo. W. Bolton
promised by Plaintiff and accepted.
Defendant askes for a continuance
of one week, which was granted,
and the parties ordered to appear
1 adj. in this court on July 20th at 10 a. m.
1891 Court adjourned.

R. M. Bohn
Justice of the Peace.

1891 July 20th at 10. a. m, case called.
Plaintiff appeared in Person, and by
her Attorney O. L. Billings. Defendant
appeared in Person and by his Attorney
M. A. O'Hair. Security for cost
signed by Geo. W. Bolton was presented
and accepted, and then filed.
Defendant expressed his desire to
have all Evidences brought forth
in this case taken down. The court
made Submission thereto. Mrs H. A. Smith
called and sworn. She stated that she
is the Plaintiff in this Action, that
she is the widow of G. W. Smith deceased,

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

who died in January 1884. Qu:
Are you the administratrix of the deceased
G. W. Smith? – Withdrawn. Qu: Ar you the
Executrix of the last Will of G. W. Smith
deceased? – Objected to as incompetent.
The Question withdrawn. The Note of $60,00
was offered in Evidence, but was objected
to by Defendant as incompetent
irravalent and immaterial untill the
Plaintiff shows that she is competant
to sue. Plaintiff asked that this objection
be overruled for the reason, that
the Endorsement on the back of the
Note shows that she is the holder of the
1 Motion same. Defendants objection overruled.
Defendant accepts. Qu: Are you the
owner and holder of the Note received
in Evidence and marked Ex A.? –
Defendant object as incompetent, irravalent
and immaterial. Resisted by Plaintiff.
1 Motion Defendant objection overruled. Defendant
accepts. Was there any Money paid on the
Note to your late Husband during his
lifetime? Objected to by Defendant as
incompetent, irravalent and immaterial.
1 Motion Objection overruled. Defendant accepts.
(Answer:) No. When did you receive this
$40,00 endorsed on the Note? Objected
to by Defendant as incompetent, irravalent
and immaterial. The Question
was withdrawn. Did you ever receive

1 Motion

~~did you ever re~~ this $40,00 endorsed on this Note? Objected to by Def. as incompetent, irravalent and immaterial. Objection overruled, defendant accepts.-(Answer): Yes, I received this Money less the collection fees the following day after the Endorsement. State wether or not you received any other money exept the $40,00 to be applied on said Note? I did not. ~~Plaintiff rests on Examination of the witness.~~

Contr. Qw.- How do you know that Jesse Brandon did not pay your Husband $10,00 on that Note? Because I found no record of it. Could not Mr Brandon have paid $10,00 to your Husband without your Knoledge? No, I think not. Do you swear it was not paid? Yes to the best of my Knoledge. Do you know, that $10,00 was not paid? Yes, to the best of my Ability. About that time, when this Money was paid, did your Husband receive any Money, that you did not know of? No, not so far as Notes or written account concerns. Did you receive this $40,00 of Mr Brandon? No, I did not receive it from Mr Brandon.

When the $40,00 was paid on this Note, you did not have the Note in your Possession, did you, and you was not present when the Endorsement of the Payment was made on the Note? No, it was in my Attorneys, Fish, Evans & Holmes hands. How do you know that you received this $40,00 after the Endorsement was made? I know it from the record. What record do you refer to? Mr. Fishs, Evans & Holmes. How long after this $40,00 was paid did they retourn this Note? I received it from my Attorneys March 26th 1888. Did you have it in your Possession any time between October 22nd 1885 and March 26th 1888? No, I did not. Is this your writing: "Mrs H.A. Smith, Executrix" on the Note? Yes. When did you write that? A Year ago as near as I can recollect. Did you write it on there since this case begun? No, I did not. —

Attorney Chas. B. Holmes sworn.

Was you in 1885 a Member of the Firm Fish, Evans & Holmes? I was. Was your Firm employed by Mrs Smith to make collections? Yes we where employed to collect several Notes for Mrs Smith, among which was this Note in suit given by J. D. Brandon

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

to G. W. Smith. Did you receive any Money from Mr Brandon to apply on this Note and when? Objected to by Defendant as incompetant irravlent and immaterial. Objection

1 Motion

overruled. Defendant accepts. – I did receive $40.00 from Mr Brandon on the 22nd day of October 1885. Do you know who made the Endorsement on the Note? I do, it was endorsed by myself, my own handwriting, the Money was paid to me by Mr Brandon. – Was you at that time the Bookkeeper of the Firm? Not alltogether, but I did most of the Bookkeeping; each one of the Firm did some. In this transaction did you make the record? Yes. – The account Books of the Firm of Fish, Evans & Holmes was then offered in Evidence for the purpose of showing the Entries therein made. Defendant objects for the reason that they are incompetent, irravalent and immaterial,

1 Motion

Objection overruled. Defendant accepts, and the Books admitted in Evidence and Examined by the Court. Witness testified that $40.00 was all he received from J. D. Brandon. ~~Plaintiff rest.~~ –

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Contr. Qu: Have you a distinct recollection of the transaction of paying the Money? My recollection from the Books and the Endorsement on the Note have brought back to me quite clearly. Did you not say to Mr Brandon at the time when $40.00 was paid to you on this Note, that you could not find the Note, that Mr Fish had laid it away, and that you would make the Endorsement when the Note was found? No, I did not, because the Note was allways in my Possession, as I did the collecting of the Firm. The Plaintiff rests. The Defendant moves that the Action be dismissed of the reason, that the Plaintiff has failed to make a case.

1 Motion

Motion overruled. Defendant accepts. Plaintiff asked for Judgment on the Evidences. Defendant offered no Evidences. After reviewing the Evidences adduced by the Plaintiff I hereby render Judgment in Favor of Plaintiff and against Defendant for the Sum of ($75.00) seventy five Dollars – and cost of suit, taxed at $6,55 Total Judgment $ 81,55. Judgment rendered July 20th 1891.

R. M. Bohn
Justice of the Peace

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

1891 July 28th appeal Bond in the above entitled cause approved and filed. Affidavit of Appeal filed. Notice of Appeal with due acceptance of Service thereon ackn., and admitted, by Plaintiffs Attorney A. L. Billings. Filed. ~~Defendant having~~ paid the Sum of 2 doll and the Appeal is hereby allowed this 28th day of July 1891.

R. M. Bohn
Justice of the Peace

Transcript and Documents in all 10 sent to the Clerk of the court October 15-1891.

State of Minnesota
Albert Cirys plff.
vs.
Joseph Trunt
and Agnes Trunt
(Criminal case) defs.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before R. M. Bohn. Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees:

Complaint & oath	.15
Warrant (2)	0.50
Subpaenas 9 @	.25
8 Filings	0,40
1 Adjournm	0.15
1 Recognizance	0,25
Oath to Jury	0,25
26 Folios @ 15	3,90
Oath to 2 chall. juror	0,30
Do - 2 Interpr.	0,30
Do - 9 Witnesses	1,35
Do to const. in charge of j.	0,15
Disch. Prisoners 2	0,30
Jury venire	0,25
Taxing cost	0,15
	$ 10,65

Rec. 1/2 92.

Constable Fees.

6/10 Serving Warr. (2)	0,50
Mileage 14 M. @ 10	1,40
Serving 5 Subp.	0,75
Mileage 13 M.	1.30
1 day in Court	1,00
7/10 1 day in Court	1,00
14 ~~Mileage for ser. Subp.~~	~~1,40~~
~~Serv. 2 Subp.~~	~~0,30~~
Jury Venire	1,00
~~Mileage 5 M. @ 10~~	~~0,50~~
Attending the Jury	0,50
~~2 Subp. for def.~~	~~0,30~~
~~Mileage 4 Miles~~	~~0,40~~
	$ 7,35

1891 October 5th Albert Cirys made and subscribed complaint in writing before me, upon oath, charging Joseph Trunt and Agnes Trunt with Assault in the third degree. It appearing from the said complaint, and from the Statements produced by him, that such Offence had been committed. I issued a Warrant, for the Apprehension of the said Joseph Trunt and Agnes Trunt, retournable forthwith and delivered it to Constable Joe Bremner for Service. After a deliberate search the defending parties were found and the warrant was served and also Subpaena for witnesses. The constables retourns is as follows:

State of Minnesota }
County of Wright } ss (Criminal warrant)
I hereby certify that by virtue of the within warrant, I have arrested the within named defendants and have them now before the court in custody. Dated this 6th day of October A.D. 1891.
Joe. Bremner. constable.

Fees: Mileage. 14 Miles @ 10 $1,40
Service for 2. @ 25 = 0,50 = $1,90.

The constables retourn on Subpanas is as follows:
State of Minnesota County of Wright } ss
I hereby certify that I personally served the within Subpaenas, by reading

Jury Fees & Mileage

+ H. Dyer	1 Mile	$1,06
+ Mat. Tampers	1	1,06
+ John Bremer	2	1,12
+ Chas Wiese	1	1,06
Riley Stuhrman	4	1,24
+ John Steffes	1	1,06
+ John Platner	1	1.06
O. Lindgren	2	1,12
+ H. Albeeten	1	1,06
+ A.L. Mealey	1	1,06
+ Fred Knoll	1	1,06
+ T. M. Shaw	1	1,06
		$13,04

Interpretors Fees:

Peter Cryasky	$1,00
~~P. Jaibikota~~	~~1,00~~
paid	$2,00

Witness Fees:

Albert Cirys: 2 days & 14 Miles	$2,84
Frank Cirys 2 days & 14 Miles	2,84
Balbeno Cirys: 2 days & 14 Miles	2,84
Mary Cirys 2 days 14 Miles	2,84
paid	$11,36
Peter Cryasky: 1 day and 12 miles	1,36
paid	$12,72
	14,08

1 Recognizance

the same to the witnesses herein named (Albert Cirys, Mary Cirys, Frank Cirys, Mat. Cirys and Balbeno Cirys).

Dated this 6th day of October 1891.

Joe. Bremer. Constable.

Fees: Mileage 13 Miles a 10 = $1,30
Service for 5 Subpaenas 1,25 $2,55.

1891 October 6th at 3 oclock p.m. the defendants Joseph Trunk and Agnes Trunk was brought before this court, by the constable, Joe. Bremer. Attorney M. A. Blair appeared for the State. Attorney F. H. Lindsley appeared for the defendants. The complaining witness was also present. The court informed the parties of its readiness to proceed wit the case. Reading of the warrant waived and the Def. pleaded, Not guilty. The Def. Attorney moved that the case be dismissed on the Ground that the complaint and warrant containing two distinct crimes on two different persons. The plaintiff resisted. Defs. Motion overruled. Def. asked for a continuance long enought to enable him to subpoena witnesses, and the court granted a continuance til Oct. 7th at 9. a.m. Defs. entering a Recognizance for $200,00. which was approved.

1891 October 7th at 9 oclock the case was called. Defs. appeared and more subpaenas ordered and served. The constable was ordered to prepare a Jury venire and delivered a list of 24 Names to be selected from. Def. Att. demanded security for cost. Found unnessescary as the Plaintiff is known to be in good Circumstances. The list of Jurors were strück by both parties leaving 12 Names, which the court impanelled, and the venire delivered to Constable Joe. Bremer. A Recess was then taken to 1 oclock p. m. — At 1 oclock p.m. the constable retourned the venire with his Attestation. The Jury composed of: H. Dyer, Mat. Torppets, John Bremer, Chas Wiese, Riley Stuhrman, John Steffes, John Plattner, O. Lindgren, H. Albeeten A. L. Mealey, Fred. Knoll and T. M. Shaw where sworn. Two Jurors where challenged and sworn.

1 oath

2 oaths Peter Cryasky was sworn as Interpretor.

1 Do. Albert Cirys, the complaining withness was

1 Do. called and sworn. Testified, that he is 52 years, and resides in Town of Franklin, Wright County, that he knows Joseph and Agnes Trunk and saw them on October 2nd at 8½ in the Morning on his Farm, bought from

the Defs and first sent his Boy to plow on this Farm, when the Boy was told from the Def. not to plow down his Beans, which was still left standing in the field. The Boys reported this to the Complaining witness who told his Boy to go on with the plowing. The Def. repeatedly interrupted the Boy and trown the plow away from where the Beans where left standing. Plaintiff appeared and insisted on his right to plow, but Def. took hold of him in the Breast and the face and nocked him down and was kept there for 2 a 3 Minutes. Plaintiffs Son took Def. off of his Father. Agnes Trunt (wife of Def. and Def. herself) and her Doughter then kept Plaintiff down by taking hold of his Testicles, polling and sqweesing this part, which was very painfull. The Plaintiff was so badly hurt that he could not speak or cry for help. This was kept up for about 5 Minutes. Plaintiffs Boy Frank was keeping Def. away and in the meantime the wife of Trunt illtreated the Plaintiff. When Plaintiff was let loose he went home. There was not much said under the scuffle.

Plaintiffs wife, and Children Frank and Rabens was present under the fight. The fight took place 2 or 3 rods from Defs House. The Farm was bought from Def. by Plaintiff on Sept 24th and Plaintiff conceded him self the priviliges to take Passession of the Farm immidiately. Plaintiff was doing his Fall plowing. — Contr. Qu.

Def had right to occupy the Farm House untill the 1st of May 1892 and allso his Products etc. A contract to this Effect was shown to Plaintiff and admitted in Evidence; allso read to the Jury. Def. did not notify the Witness not to plow up his Beans before the Boy commenced plowing. The Beans was green and would not ripen this fall. Def. told that the Beans should be kept unmolested untill frost sets in. Def. was the first aggressor and trow the Witness down, holding him down with both hands. Def was allways on top of witness and was pulled off of witness, Son Frank, who at last succeeding in doing so, and then Defs wife Agnes (allso Def in this Case) came and kept Witness down and unmercifully pounding and sqweesing his Testicles, which pained him for more than two days. State Qu.

Plaintiff told Def. when he bought the Farm, that he would take possession of the same immediately. Qu. by a Juror. Was the Bean in a Garden or in a open field? They was not fenced in. Def. qu. Why was it that Plaintiff plawed somewhere else after the fight and not resumed the plawing where the Beans were growing? Gutzwiller told him that he better do so.

1 oath Frank Cirys called and sworn. Testified that he is a son of the complaining Witness. He testified in the main thing what his Fathers testimony concerns and said that his Father was bleeding when he was let up from the Ground, Def. was holding his Father down, when ~~A~~ he himself pulled him off, when Agnes Trunt began holding him (Plaintiff) down and pounding and squeesing his Testicles, which lasted about 5 Minutes. The Potatoes on this Farm was dugg long ago. He was plowing in strait lines. At the time the fight took place a younger Brother and Sister Balbena was present. Contr qu. It is the first time he or his Father have been plowing on that land. His Mother saw from the

House that some unusual things was in progress an was on the Scene when the fight commenced. His Father took hold of Trunts Whiskers to hold him away. Def. was the agressor. When the quarrell commenced there were only present himself his Father and the Def. A Rock was produced as brought in the Pocket of the witnes and who says that he used it to trow at the Horses when plowing. He did not use it in the fight, all he did was to pull Def off of his Father. Qu. At the time when this fight was going on did not you strike Mat. Trunt with your fist? Objected to by Plaintiff as immaterial irravelent and incompetent. Objection sustained.

1 oath Balbena Cirys, was then called and sworn. Testified that she is the daughter of the Plaintiff and that she was at home on Oct. 2nd and present on the field when the fighting went on. She heard her Father say that the Beans was not worth 5 cents and that it was not nessescary to stop plowing on that account. She saw Def trew out the plow several times, when her Brother where plowing. Def (Joseph Trunt) trew down her Father and when her Brother

pulled Front off, Agnes Triunt stradled
her Father and worked on him
unmercifully betwen his legs. Her
Mother allthough sickly was to
the Scene and saw all so it happened.
1 oath Mary Corys was called and sworn
Testified, that she is the wife of the
Complaining witness. She has been
sick and was present on the occaton
in the field fearing that
something unpleasant would happen.
Def. have been telling sometimes
that he will make her Husband
a cripple. She testified in
all what corroborated of the foregoing
Witnesses. C. Qu. She tried
to go betwen and hold them
away from each other. She was
there when the fighting commenced.
Witnesses for the State rests. The
1 Motion Def. Attorney moved that the
case be dismissed on the Ground
that the Plaintiff have failed to
make a case. Motion overruled as
the Jury will have the Benefit without
further Expences to decide
the case. Def. accepts. Def. then
introduced Witnesses and Paul
1 oath Janikula was sworn as Interpretor.
1 oath Joseph Triunt one of the
Def. was then called and sworn.

Testified that he on Oct. 2nd was occupying the Farm sold by him to the
Complaining Witness. He had planted
Beans, sawing from ½ to 1 Bushel
the value of which is about 1 Doll.
The Beans was still growing on the
2nd of Oct. but they were still green.
He had no conversation with the
Plaintiff about plowing before that
time, but then told him to not
plow them down. He did never
give Cirys Passession of the Bean
Patch. The Plaintiffs Son commencing
on the Bean patch, and I told him
not to do so. The Boy then went
home after his Father who with his
wife and Daughter Babens arrived
on the Spot. I asked what was their
Errand and told them that they
could plow anywhere else, then
where the Beans was growing, but
the Boy continued to plow the
Beans down every time he
came around to it and the Def.
trown out the plow, and every
time he done so the Boy pushed
him from the plow, and on this
last Occation Plaintiff and Def. took
hold of each other, then Plaintiffs
Son, Wife and Daughter joined issue
with Plaintiff who with the Def. then

STATE OF MINNESOTA,

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IN JUSTICE'S COURT.

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Walter S. Booth, Law Blank Printer, Rochester, Minn.

was on the Ground laying and holding
each other, Plaintiff holding him by the
Beard. Defs wife (allso Def in the case)
was standing bey the House occupied
bey Defs. went by this time
to the Scene. The combatants were
laying sideways on the Ground and the
Defs wife and Children separated
them, where the Cergs Family went to
their own home. The Def. thought he
had right to let his Beans stand
in the fild untill ripe. He do
not know wheter he have made
any threat to Plaintiff or not. It
takes about 5 Months for Beans to
get ripe. The Beans was planted
in June. The patch of Beans was
about 4 rods square. He had
about 1 Acre planted of Potatoes.
The Beans were green yet. Def.
says they were quarreling when his wife
arrived on the Scene and pulled
him away from Plaintiff. Some
whiskers pulled out from his Beard
where exhibited. He was laying
down when his whiskers was pulled
out. His Daughter helped him up
from the Ground and guided
him back to the House. One hour
after he went over the filld and
found the whiskers. The reason

STATE OF MINNESOTA,

County of ....ss.

IN JUSTICE'S COURT.

Before .... Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

that he picked up the Bunch of whiskers
and took them back was that he
know them to be his and besides
expected trouble from Plaintiff —
1 oath Robert Malishok was next called and
sworn. Testified that he was on
Defs old Farm on Oct. 2nd. He
heard that Def. told to Plaintiffs
Son not to plow down the
1 oath Beans. Agnes Trunt called and
sworn. Testefied, that she is one of
the Defs in this case, and that she
heard that Frank Cergs was told
from her Husband to quit plowing
down the Beans on the 2nd of October,
and that when so told slapped his
back end at her Husband, whereafter
Frank called on his Father and all
of the witnesses allready examined appeared.
She told her Husband to go
to Delano and find out. The Complaining
witness told his Boy to
proceed and plow the Beans down,
and every time her Husband trow
the plow out. The parties then commenced
Quarreling, and complaining
witness pushed her Husband,
who resisted. The complaining witness
then got hold of her Husbands whiskers
and they had hold of each
other and went down on the Ground.

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IN JUSTICE'S COURT.

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Walter S. Booth, Law Blank Printer, Rochester, Minn.

Frank Cirys took hold af her Husband
by the Shoulders and she tried to pull
her Husband away and tried to
hold the complaining witne down
for to relieve hef Husband. She
denying pulling compl. witness Testic
les, but held him down with her
Knee. – Contr Qw. The combatants
where laying aside af each othe
when down. When Frank Cirys
commenced to plow down the
Beans she was standing by her
House. The Boy was told in good
nature to quit ploving, and she
did not expect any trouble would
follow. Frank Cirys caller for his
Father and his Brother Mat. went
after him. She remained at all
time by the House and did not
go to the Bean patch before they
commenced to push each other.
Cirys was the first one who pushed.
Her Husband had hold af Cirys by
the face after Cirys grabbed her
Husbands beard, and Cirys had hold
af her Husbands whiskers when they
where laying down. She told Cirys
that she would let him go after
she had her Knees on him, and
did se the whiskers pulled out af
her Husband fase, when found

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of her Husband afterwards, when she
went out and digg som Potetos. She
expected there would be trouble, so
they took the wiskers for to use as
Evidences against the complainants.
1 oath Mary Trunt called and sworn, Testified
the she is the Daughter af the Deft, that
she was present when the trouble occured.
Frank Ciry. came to plow,
and her Father throw it out, which
occured several times, and the
last time her Father was pushed
and told to go back to the House.
She saw them got hold of each other.
She have been going to English
School. She was standing in front
of the House. def. rest.

Rebott.

1 oath Peter Kriasky sworn. He was talking
to Mrs Trunt on Sunday last and
she then told that Albert Cirys said
when she held him down: Let me
go or you will murder me. Examination
completed. The Jury was then
given the case under charge of the
1 oath constable who was sworn. After 1½
hours deliberation the Jury brought
in a verdict af "Not guilty." The
Defs was dischafged and also the Jury.
The cost was recommended to be
taxed on Wright county by the

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Defs Attorney and confirmed by the court, as the case hav shown that it had no origin from malice.

R. M. Bohn
Justice of the Peace.

Reported to County Attorney Oct. 13th 1891.
R.B.

State of Minnesota
vs.
Ben. Albitz def.
criminal act.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before R. M. Bohn

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees:

ompl. Oath	0,15
Warrant	0,25
5 Filings @5	0,25
2 Recogniz.	0,50
1 Adjournm.	0,25
1 Motion	0,15
ath to affdiv.	0,15
1 Certificate	0,25
1 Subpœnas	0,25
13 Folios @15	1,95
	$ 4,15

Constable Fees:

Milege. serv. the warrant. 8 M. @10 =	0 80
Warrant	0,25
1 Subpœna	0,25
2 days in Court	2,00
Bringing the case to Maple, Montrose 12 Miles @10	1,20
	$ 4,50
1 day at Court in Montrose	1,00
	$ 5,50

1892 February 12th Miss Lizzie Britka issued ~~an~~ sworn Complaint before me, in writing charging Ben Albitz with attempt to take indesent Liberty for her person. Warrant issued simultaneously by me and delivered tot Constable Wm Eppel for service, retournable forthwith. The Constable retourned on the above date, having the Defendant in charge before me. The constables retourn reads as follows:

State of Minnesota } ss
County of Wright }

I hereby certify that by virtue of the within warrant, I have arrested the within named Defendant, and have him now before the court in custody.

Dated this 12th day of February 1892

Wm Eppel
Constable.

Fees:	Mileage. 8 Miles @10 cts	$0,80
	Service	0,25
	1 Subpœnas . . .	0,25
		$1,30

1892 February 12th case called. Both parties was present and by their Attorneys M. A. OHair for the State and O. L. Billings for the Defendant. Defendants Attorney O. L. Billings moved that this Action be dismissed on the Ground that the Complaint does not state facts sufficient to constitute a /

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

public Offense under the penal Cod of the State for the reason, tha they do not charge, that the allege facts are unlawfull, malicious or wrongfull. Defs motion overruled. Defendant excepts. He Def further asked that ~~Defend~~ the Complainant gi Security for cost, which the court under the circumstances found not to be available. Attorney for the State, M. A. O'Flair, asked the court to proceed with the case, as the facts in the Complaint not yet have been denied. Def. waived the reading of the Complaint as stated in the warrant, and asked for a reasonable time to prepar for the Defence and to call witnesses. The case was continued til Monday the 15th day of February 1892 at 10 oclock in the forenoon, an after Bond of $200^{00}/_{00}$ was ordered furnished, until which time Def. will remain in the hands of the Constable. Bonds was furnished wi C. Farnham and A. B. Buckley as Sureties, and the Defendant was given his Freedom and ordered to appear before this cour on the following Monday Febr. 15 at 10 oclock in the forenoon The Complaining witness ~~infor-~~ asked

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

~~med~~ the court to notify the County Attorney of the Case, and to ask for his Assistance, which was done. Court adjourned.

R. M. Bohn

Justice of the Peace.

1892 February 15th at 10 oclock a. m. both parties with their Attorneys, M. A. O'Flair for the State and O. L. Billings for the Defendant, appeared in Court. The Defendant produced an Affidavit for a change of venue ~~and the~~ which was granted, and the case ordered sent to W. H. Mapes, Esq. a Justice of the Peace in the Village of Montrose, Wright County. The parties agreeing to appear before him on Thursday, February 18th 1892 at 10,30 oclock in the forenoon ~~a.m.~~ and the said Justice was duly notified of the same. The Bond furnished on the 12th of Febr. was considered insufficient, and a new Bond required of Defendant which was given, to appear before Justice Mapes of Montrose on the 18th day of February 1892 at 10,30 oclock a. m. ~~Transcript and the Documents of this relating to this case was sent to Justice Mapes of Montrose.~~

R. M. Bohn. Justice of the Peace

State of Minnesota
vs.
Ben Albitz def.

Criminal action.

STATE OF MINNESOTA,

County of Wright ss.

IN JUSTICE'S COURT.

Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice Fees:	
Oath to Compl	0.15
Warrant	0.25
Oath to Affidavit	0.25
1 Adjournment	0.15
1 Certificate	0.25
4 Filings a 5.	0.20
	$1,25
	$105
19/2	
Constable Fees:	
Serv. Warrant	0,25
Mileage 8 Miles a 10	0,80
	$1,05
1 day in Court	1.00
	$2,05
23/ Serv. Subp for Aug. Honke and 12 Miles a 10 -	1.35
Subp for Albert & Lizzie Gnitka	0.30
Subp for Louis & Annie Gnitka 6 m.	0.90
Subp for Interpr. Tom. Reichel 1 m.	0.25
For Making a Jury list	0.15
Subp. Jurors	1,00
Mileage 4 Miles a 10	0.40
Attending the Jury	0.50
1 day in Court	1.00
	$7,80
$	2.55
	$10 45

1892 February 19th Albert Gnitka made and subscribed Complaint in writing before me upon oath, charging Ben Albitz with unlawfully carry concealed Weapon known as a Revolver and threatening to use the same on the Complainant on February 11th 1892.
Warrant also issued and delivered to Wm C. Eppel for Service, retourna forthwith. On above date the Constable retourned with the Prisoner before me in Custody. The Constables retourn on warrant reads as follows:

State of Minnesota
County of Wright } ss I hereby certify that by ~~virtue~~ of the within warrant, I have arrested the within named Defendant, and have him now before the court in custody.
Dated this 19th day of February 1892.
Wm C. Eppel, Constable

Fees: Mileage	8 Miles a 10 - -	$0.80
Service	- -	0.25
		$1.05.

The Case called. The State was represented by Attorney M. A. O'Flair, the Defendant by Attorney O. L. Billings. The Complaining Witness was present. After the Case was called the Defendant waived the Reading of the Complaint and pleaded not guilty.

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees cont.	
Jury Venire	0.25
Filing	0.05
Oath to Jury	0.25
Oath to 8 Witn.	1.20
Oath to 2 Interpr.	0.30
Oath to Const.	0.15
Suppr for 12 Jurors a 25	3.00
Subp for Witn. 25	0.75
Subp. Interpr.	0.25
Filings a 5	0.20
Filing Jury list	0.05
Adj.	0.15
Taxing cost	0.15
30 Folios of Mot. a 15c	4.50
	$ 11.75
	1.05
	12.80
Witness fees:	
Albert Gnitka: 2 days and 12 m.	2,72
Lizzie Gnitka: 2 days and 12 m.	2,72
Louis Gnitka: 2 days and 12	2,72
Annie Gnitka: 2 days a 12 m.	2,72
Aug. Honke: 2 days and 24 Miles a 6	3,44
	14,32
Interpreter: Tom Reichel	1,00
J. P. Shaffer	1.00
	$ 2.00

Affidavit for continuance til Tuesday February 23rd 1892 at 10 oclock a. m. was filed by Defendant. Upon said and on Motion by O. L. Billings the continuance was granted after first a Bond for Appearance and which was furnished with Lou Dedrick as Surety for the amount of $ 25 00/00
On the Furnishing of said Bond the Defendant was dismissed and ordered to again appear before me on February 23rd 1892 at 10 oclock a. m.

R. M. Bohn.
Justice of the Peace

1892 February 23rd at 10 oclock a. m. both parties appeared in Court with their respective Attorney M. A. O'Flair for State and O. L. Billings for the defence. O. L. Billings for the Def. demanded Security for cost. As the complaining Witness is known to be in poor circumstances and probable unable, as almost a Stranger, to obtain any Security, Defendants demand was denied. Defendant also moves that this action be dismissed and the Ground that the Complaint does not alledge facts sufficient to constitute a public Offence under the Laws of this State.

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

Justice fees:	13,80
Const. "	7,80
Witn "	14 32
Interpr. "	2,00
$	37,92
Juror	12,00
	49,92

Juror fees.

A. Davis	1,00
G. P. Shaffer	1,00
Geo. Goodrick	1,00
J. Ludasker	1,00
F. Brantes jun.	1,00
H. Kurtz	1,00
John Ball	1,00
A. Mealey	1,00
Mat. Tompers	1,00
O. Backman	1,00
Mike Bremner	
John Steffes	1,00
	$ 12,00

that said Complaint is to indiffin and uncertain, that it is so bemot that he are unable to defend himself against some unknown Teson. Def. Motion overruled. Def. excep Defendant also moves that this ation be dismissed on the Ground that the Complaint alleges two distinct crimes, one of charging a dangerous Weapon, another ~~with~~ ~~Intent~~ to use it upon another person. Overruled. Def. except. A Rece was then taken to 1 oclock p.m. and a Jury venire issued after being called for. At 1 oclock p.m. on the above date the Jury list was returned in due Form by constable Wm Eppel. Two Jurors; Sam. Cutter and John Klatner could not be found, and John Steffes and Mike Bremner was summoned as Substitutes. Andrew Hauseman, one of the Jurors named on the venire, refused to appear as a Juror, and the court decided to take further Action against him for contempt of court. J. C. Klitz was called to take his place, but as he declared allready to have an Opinion on this case was discharged by partys consent.

STATE OF MINNESOTA,

County of .... ss.

IN JUSTICE'S COURT.

Before ....

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

The jurors is:
A. Davis,
G. P. Shafer
Geo. Goodrick
J. Ludasker,
F. Brantes jun.
H. Kurtz.
J. Ball.
A. Mealey
Mat. Tompers
O. Backman
John Steffis.
Mike Bremner

Adam Horse was called in his place, was challenged and dismissed. Ole Backman was then called and accepted. The Jury was then complete and sworn. Defendant objects to the Jury as it now stands, for the reason that it is not a Jury of the twelve man contained in the original venire and not that part of the original ~~Jury~~ that was duly and properly summoned to try this case, and that no valid excuse has been given to this court for absent ones of those who is properly summoned. Objection overruled and Def. excepts. M. A. O'Hair, Attorney introduced and explained the case before the Jury. Def. demanded that all Evidences be taken down by the Court. Albert Gnitka, the complaining Witness was sworn. Thomas Reichelt was summoned and sworn as Interpretor. Def. object to any Interduction of any Evidences of the State to this Jury for the reason, that it is not the original Jury that was summoned to try this case. Objection overruled, and Def. excepts.—

Albert Gnitka states, that he lives in a rented House belonging to Def. Ben Albitz and has lived there more than four years, and lives there now. He occupied the said House on the 11th of February last, and did se Ben Albitz on the premises, chapping wood in the fore near by, and when the Witness was moving Def.s Stove and Effects out previously against the Will of the complaining Witness put into the House by Defendant, Def. appeared in the Door with a cocked Revolver, previously taken from his heap Pocket and treatch to shoot anybody who attempted to move any of his Effects. The complaining Witness was standing in the House and the Revolver was directed towards him. Def. put his things into the House occupied by the Witness beforehand. Qu. When Albitz (Def.) put his Effects into the House, where was the complaining Witness? Objected to by the Def. Overruled. Def. excepts. - Ans On the 5th of February, when the Def. put his Effect in the House the complaining Witness was absent from his Home, only his two children, Lizzie and Louis was present, and Def. moved his Effects into the House, into the sleeping Room, and as there where not Room for all, some of it was left outdoors When the Revolver was drawn Aug. Konke, Lizzie and Louis was present. He do not know if Def. is an Officer or not. Contr. Qu. The Witness was moving Def.s Goods outdoors when

Def. appeared. On Febr. 11th Def. put his Goods into the House and on the same day it was moved out. On Febr. 5th the Girl was assaulted. It was not on the 5th that Def. put the Goods in the House. Konke, Lizzie, Louis and Andrew where outside of the House, all close to the Door in front of it. He have never permitted Def. to put any of his (Def.s) Effects into his House previously. The Revolver was loaded because the trigger was pulled. There is only one Room upstairs. All the Evidence is just as true as that there is only one Room upstairs. He states that Def. assaulted the Girl on ~~the~~ Febr. 5th, the same day as Def. put his Effects into the House.

Witn 1 Oath 15

Lizzie Gnitka, sworn. She lives 3 Miles from Delano with her Father She lives on Albitz Farm, rented by her Father. She knows Ben Albitz and identified him in the Court Room. She was at home on Febr 5th last.

Interpr. Oath 15

(G. P. Shaffer, a Juror, was sworn as Interpretor). The 11th of Febr. when Albitz, (Def) appeared, she was in the Kitchen, and heard her Father and Def. talking outdoors. Her Father was moving Def.s Goods out at that time,

STATE OF MINNESOTA,

County of ______________________ ss.

IN JUSTICE'S COURT.

Before ______________________

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

She did se Def. polling a Revolver and ho
ing it in his hand, and say he wou
shoot them all. She did se him reac
to his heap Pocket after it. She wa
at home when Def. moved his Effect
into the House. Def. trow everything
out of the Room, (Bedroom as he move
into) the Bed and everything after
she had forbidden him to do so,
and he took all the Keys to the
House away in her presense. Down
stairs is two Rooms one for Bed and
Sitting Room and one for Kitchen. Contr.
When her Father went away from hom
on that day he told her that she
should forbid Def. to put anything of
his Effects into the House. They have
expected that he probably would do
so. She knows that he wonted a
Room in the Building, the front Roo
because her Father told her about it.
She overheard a conversation between Def
and her Father, and that her Father tol
Def. that he could have the Front Roo
if he wos willing to pay for it. She wa
outdoors when Def. polled the Revolver
which happened a few Minutes after he
appeared. There is two Rooms upstairs
All of them ^was^ afraid that Def would
Witn 1 Oath 15 shoot them. Louis Gnitka sworn
He is a Son of Albert Gnitka and was

STATE OF MINNESOTA,

County of ______________________ ss.

IN JUSTICE'S COURT.

Before ______________________

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

at his Fathers place on the 11th of February
with Father, Sister and Konke. He saw
Def. standing in the Door to the House, hold-
ing a Revolver after having taken the same
from his heap Pocket. He did not se the
Revolver before Def. took it out of his Poc-
ket, Def. held the Revolver out strait.
Witn 1 Oath. 15 Andrew Gnitka. sworn. He testefies, that
he was on his Fathers place on Febr. 11th
when Def. came to the House and polled the
Revolver, which was held out strait and
pointed towards his Father. He was
standing outdoors and told his Father
to go out of the way. He was in the
House when Def. first came.
Witn 1 Oath 15 August Konke. sworn. He lives in
Wright County south of Delano about 6
Miles. He was on Gnitkas Place on Febr.
11th and saw Def. talking to Gnitka, and
Def. said that he would kill all of them,
and him too. He did se Def. holding a
Revolver in his right hand. This occured
on the Farm occupied by Gnitka, north
of Delano. Contr. Qu. The complaint was
made on the same day, February 11th.
Def. held the Revolver in his hand pointted
Witn 1 oath 15 at him. Urban Woolsee. sworn. Testified,
that he knows where the Farm lays oc-
cupied by Gnitka. It is in Wright County.
Def 1 oath 15 State rest on Ex. Ben Albetz. sworn.
Testifies that two days previous to the 1st of

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

February he asked Albert Gnitka for
chance to occupy a Room in the
House, which he consented to, bu
on the 5th of February he went to ha
his things in there and removed
a few things out of the ~~House~~ Room
where he put some of his Effects. O
the 11th he was chopping wood on th
Farm and observed that his things
where trown out of the House and
proceeded to the place and found
his Effects hurled out. He told them
to stop and took a Revolver down
from a Shelf and told them to stay
back. He did not say, that he woul
shoot them. He simply told them
to stay back. Contr qu. He spoke to
them in the german language! He hav
kept a Revolver in his Room, since
he moved into his House. The dis-
tance from where he was chopping wo
to the House is short, so he could
hear, what was going on. He speaks
german to them. He is no Officer.
Def Witn 1 oath 15 Arthur Sacket. sworn. Testified that he wa
working for Albitz the day, when Al
bert Gnitka put Def. things out of
the House. He went to the House
with the Def. and did se that Albitz
took a Revolver down from a shelf
He have never told anybody what

STATE OF MINNESOTA,

County of ss.

IN JUSTICE'S COURT.

Before

Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

to testify. The distance from where he
was chopping wood to the House is short.
The Affair occoured at about 11 oclock
in the forenoon. Albert Gnitka was
inside of the House, when they en-
terad. The Revolver was laying on
a corner shelf, when Def. took it down
The door was not locked. The Defendant
rest. Ben Albitz: There is only two
Rooms upstairs and two downstairs.
Andrew Gnitka testified, that he heard his Fa-
ther say, that Def. could not move into the
House before he had paid him for some Im-
provements. Contr qu. Def. had asked his Fa-
ther previous if he would allow him to move
into the House. Examination rests.
Attorney O. L. Billings then adressed the Jury, and
then M. A. O'Flair finished for the State. The
Const. Oath 15 Constable was then sworn to take charge of
Supper for 12 Jurors the Jury. Supper was served for the Jurors
$3.00 at Danforths Hotel. On February 24th-92 at
9 oclock a.m. a verdict was submitted
to the Justice and reads as follows.
We the Jurors in the case: State of Minn vs.
Ben Albitz do hereby agree to disagree
G. T. Shaffer, Foreman. On this agreement
there where 6 for and 6 against Conviction
1 cont. 25 Both parties agreed to continue the case
until 26th of Febr 1892 at 10 oclock in the forenoon.
A. Hauseman for failing to appear as a Juror
was subpoenad and fined $1.00 for nonappearance

R. M. Bohm Justice of the Peace

State of Minnesota
vs.
A. Hauseman.
contempt.

STATE OF MINNESOTA,
County of Wright ss
IN JUSTICE'S COURT.
Before R. M. Bohn
Justice of the Peace.

Walter S. Booth, Law Blank Printer, Rochester, Minn.

1892 February 23rd a Jury in case: State of Minnesota vs Ben Albitz was ordered subpoenad by this court. Wm Eppel acted as constable in the case and subpoenad the Jurors on a venire of 12. Andrew Hauseman was one of the Jurors named in the venire, but did refuse to appear and act as such. The court therefor on February 24 issued a Warrant for said Andrew Hauseman to appear in this court and give Statement, why he did not obey the order of the court. and as such cause for nonappearance was found insufficient to excuse him, he was fined in the sum of $1,00. and discharged. The amount was sent to the clerk of court for Wright County.

R. M. Bohn
Justice of the Peace.

Fine was sent to Clerk of Court March 5th 92.

State of Minnesota
vs
Ben Albitz. def.
criminal Action

State of Minnesota
County of Wright
In Justice court
Before R. M. Bohn,
Justice of the Peace.

Justice Fees:

4 Subp. .25	1,00
1 Venire	0.25
6 Filings .05	0.30
4 chal. Jurors ...	.60
Oath to Jury	0.25
Oath to 7 Witn.	1,05
Oath to 2 Interpr.	0.30
Oath to Const.	0.15
Ent. Judgm.	0.25
1 Cert. ...	0.25
25 Folio's .15	3,75
Taxing cost	0.15
	$ 8,30

Consts. Fees:

Joe Bremer:	
Serv.	5,35
Wm Eppel	2,55
	7,90

Juror fees:

Mat Tersin	1.00
John Susa	1.00
John Bremer	1.00
Coffin	1.00
S. S. Ball	1.00
Wm Enwiller	1,00
Smith	1,00
Wm Murphy	1.00
Rob. Morris	1,00
Alarac Kurtz	1.00
Fred Knoll	1,00
Ar. Enwiller	1,00
	$ 12,00

Interpretors fees

Theod Wentzel	1.00
L. P. Shaffer	1.00
	$ 2,00

1892 February 26th at 10 oclock a.m. the above entitled case between the State of Minnesota plff and Ben Albitz. def. was again opened. Both parties appeared with their resp. attorneys (M. A. O'Hair for State and O. L. Billings for Deft.) Subpoenas for Witnesses was retourned by Constable Wm Eppel. Constable Joe Bremer was called to perform duty as constable in this case, as the former Constable Wm Eppel got sick. The constable was ordered to furnish 24 Names of Residents to select Jurors from and a venire of 12 Jurors was drawn. An Adjournment was taken til 1 oclock p. m. At 1,45 oclock p. m. the Constable retourned the Jury venire with his Endorsement thereon. One Juror, H. C. Parslow was found to be sick and C. G. Roosen and W. C. Eppel could not be found at home. Arnold Enwiller was called and accepted. L. Sedrick A. Anderson and A. Backman was called and excused; the last one for not properly understanding the English language. Bob (Robert) Morris was called and accepted. Lew. Sedrick was challenged on the ground, that he is the Bondsman

Witness fees.

Albert Gnitka		
1 day 6 Miles	1,36	
Lizzie Gnitka		
1 day 6 Miles	1,36	
Andrew Gnitka		
1 day 6 Miles	1,36	
Louis Gnitka		
1 day 6 Miles	1,36	
Aug. Monke		
1 day 12 Miles	1,72	
Georg Kitbeck		
1 day 6 Miles	1,36	
	$ 8,52	

for the Defendant. Defs. Attorney objects to the court excusing Ken. Dedrick on the account. Overruled. Def. excepts. Nils Johnsen was called and excused, as he declared to have allready formed on Opinion of the case. Def. asked the court, to state in the Minutes that Nils Johnsen was not sworn and did not give such Statement under oath. O. Ewoig was called and excused, by reason that he is a discharged Fireman. A. Anderson also descharged by the same reason. A. Sandberg was called and excused, as he is a Fireman of good Standing. Fred. Knoll was called and exepted. Ernest Otto was called and descharged. Frank Strouch was called and challenged, S. Cooper, called and descharged. Geo. Deyer and John Lohmiller was called and discharged. Frank Craemer was called, challenged, sworn and descharged. John Bremner was called, challenged and sworn. Def. Qu. Did you not have any talk with your father, who was on a former trial of this case, after he was descharged about the facts in this case? Obj. by Plaintiff. Objection sustained. Def excepts. Chall. withdrawn Fred. Brandes was challenged and excused, E. F. Ziebarth and Gust. Anderson challenged and excused. John Duza, Mike Smith and Mat. Teisen was called and excepted. C. M. Coffin called and accepted. Frank Strouch was called

challenged and sworn. He asserted to have formed on Opinion, and that there will be needed strong contradiction of Evidences to change it. Def. objects to his dismissal. Overruled by the court, and Def. excepts. Strouch was discharged. Alarac Kurtz was called, challenged and sworn, and after Examination accepted. The Jury was then Complete. The following names was called and answered to: Alarac Kurtz, Robert Morris, Arnold Ennwiller, Fred. Knoll, John Bremner, C. M. Coffin, William Ennwiller, William Murphy, Mike Smith, John Duza, Mat. Teisen and S. S. Ball. Def objects to the Introduction of any Evidences being given to the Jury on the ~~right~~ ground that they have no rights to try and determine this case. Objection overruled, Def. excepts. The Jury then took the Oath. The Attorney for the State, M. A. Oklair, then addressed the Jury. Theodor Wentzell was sworn as Interpretor. The complaining witness Albert Gnitka was then sworn. He testified, that he is 55 years of age and lives on Albitz Farm in Wright County. He has lived there 4 year and more and have lived there all the time. There is two Rooms downstairs and two upstairs, only one of which is in use. The House faces East and there is a ~~porch~~ porch on the House

For the Defendant. Def. Attorney objects to

and two Windows on the front. He was at home on the 11th of February and saw Albitz, who appeared when he was moving his Goods out of the House. He was not at home, when the Goods was moved into the House on the 5th of February. He have never allowed Def. to move anything into the House. Def. asked once to move into the House, but was told that Def. first will have to pay him for the work he have done. Albitz came to the House on the 11th Febr and took his Revolver from his hind Pocket, standing in the Door and Plaintiff then went outside. Contr. Qur. He moved into Albitz House in 1888 in the Month of May. He now lives on the same place. His wife, small children and himself lives there. He was there on the 11th of February when Albitz appeared and the Goods was moved out and his wife was also present at the same time. He keeps his Catle 7 in Numbers on a Farm of his own. Qur. Where did he spent much of his time this Winter? Objected to as immaterial. Objection sustained. Def. excepts. Qur. Have your wife and children not most of the time been living in the Naborhood of Honke on a Farm this Winter.

Objected to as immaterial. Objection sustained. Def. excepts. Def. moved his goods on Febr. 5th and he (Plaintiff) proceeded to move it out on the 11th. He did swear on the previous trial, that Albitz never had spoken to him about the House He was in front of Albitz when the Revolver was pointed at him. Def. was standing two Steps away from him inside of the Door, when the Revolver was pointed at him. Lizzie Gnitka was sworn. G. P. Shaffer sworn as Interpretor. She testified that she is Albert Gnitkas Daughter and that she knows Ben Albitz. She was at home on the Farm, when Def. arrived with his Goods on the 5th of February and moved his Goods into her Room and took all the Keys to the House, and then removed her things out of her Bed Room. Stove and Chairs and Boxes where removed into the Kitchen and out doors, among other things her Bed. She told him not to move anything into the House, and told him that her Father said he could have the Room, if he paid for it. Her father was absent on his Farm and come back from there about 5 days later. In the meantime only herself and her little Brother was present. Defendant objects to any Evidence being offered in this case pertaining

for the Defendant. Defs. Attorney objects to

to anything that transpired between this parties except on the 11th day of February. Defs objection sustained. Qu. Did you tel your father what had happened between you and Ben Albitz in your fathers absence. She did, she was at home on the 11th day of February in the Kitchen, when Albitz came to the House. She saw Albitz had a Revolver, and did se him take it out of his Pocket, standing in the Door, facing outwards, holding the Revolver in his hand. Contr Qu. She was outside, when Albitz took the Revolver, and was in front of Albitz at the time. She was in the Kitchen when Albitz came. Louis Guitka, sworn. Testified that he is 17 years of age. Qu. Was witness at home on Albitz Farm, when Ben Albitz put his things into your House on the 5th of Febr. Objected to by Deft as immaterial, irrelevant and incompetent for the reason, that Deft is not charged with committing any Offence on the 5th of Febr. or any other day except the 11th of Febr. ~~Object~~ Question withdrawn. He was at home on the 11th of Febr. when his Father was putting Albitz things out and did se Albitz standing in the Door. Albitz came from the forest near by, where he has been chopping wood. This was in the forenoon between

11 and 12 oclock. His Father, Mother, and Brother Andrew and Lizzie and Konke where in the House, when Albitz aproched and came in to the Door and drawing a Pistol from his hind pants Pocket. He did not se the Pistol before it was drawn and did not say anything. Contr Qu. He stood with the rest of the Family in front of Albitz. He was strait ahead. Andrew Guitka sworn. Testified, that he is 25 years old and was at home on the 11th of Febuary and did se Ben Albitz, who came from the wood near by. He saw him come up to the House and in to the Door and then drawing a Pistol. His Father was moving Defs things out. The Revolver was drawn from Defs. hind pants Pocket and was pointed at him and the rest of his Folks. Contr Qu. He was out of the House at the time in front and litle to the Side of the Door, where Albitz was standing. His father was also outside in front of Albitz. Lizzie was there when the Pistol was drawn. Aug. Konke sworn. Testified, that he was at Guitka place trading wheat on the 11th of Febr., and did se that Albitz held a Revolver and that the whole Family was outdoors. The Revolver was pointed at his face. One hour

for the Defendant. Defs. Attorney objects to

Recess was no taken for Supper. At 7 oclock the Examination continued. Attorney O.L. Billings then adressed the Jury on behalf of the Deft. Ben Albitz, the Deft. was then called and sworn. Testified, that he is the Deft in this Action, and that he had some of his Effects in the House lately occupied by ~~Plaintiff~~ the Complaining Witness. On the 11th of Febr. he was with his man chopping wood close by the House and observed that his goods was removed from the House, and went over to the House, taking a Revolver down from a Shelf in a Room and told them to stopp. He have had the Revolver there since he moved into the Room. The compl. witness and his Family were outdoors and close by him. He did not aim the Revolver at anyone. Contr. Qu. He have been occupying the Room since the 5th of February. Qu. Did you went in there under the protest of the young lady? Objected to by Deft as immaterial incompetent and irravalent, and is no proper cross Examination. Objection sustained. - It was about 4 a 5 Persons standing in front of him on the porch. The complaining witness was about the House shattering around his things when he appeared at the House. He went in and

moved his things into the House against the protest from the girl in the first place. Qu. What did you do when you first entered the House? Objected to by Deft. on the Ground, that it is to indefinate and not proper cross Examination. Objection sustained. - He saw that something was going on and took his hired man along, when he went to the House. His hired man may have been a few feet away from him at that time. He took the Revolver along from his Fathers place under probable Expectation to have some use for it. He would not have used the Revolver; he draw the Revolver for to scare them simply. He saw Tom and George Kittock on Saturday night, and did not loaded the Revolver. The Doors was not locked on the 11th of Febr. and the Revolver was laying on the Shelf in the Room. His place is laying about 1½ Mile from his Fathers. He had Stove and Pots moved to the House. He did not had the Revolver in his hands on the 6th of Febr. He admits that he is not any public Officer. Arthur Sacket sworn. Testefied that he was working for Deft on Febr. 11th, and went from the wood to the House in company with the Deft., where they found Kot

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For the Defendant. Defs. Attorney objects to

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things were moved out. Deft went to his Room and took a Revolver and told them to quit. Deft. then went to his Father, who then went to Klaus, and when retourned ordered the things to be brought into the House. Contr Qu. Deft. did not say anything to the witness. The Revolver was kept in the Room on a Shelf 1½ long and 1 foot deep. He helped him to move his things out. Deft re-called. States that he moved out of that Room on Saturday after Advices from Eaton and Billings. His Brother brought the Revolver over to him the day after he moved into Gnitkas House.

George Kittock, sworn. Testifies that he is 18 years old and lives near by Albert Gnitka. He was in Defts Room on the 6th of Febr. and did se that Deft loaded the Revolver in his presence and put it in his pocket. Contr Qu. He knows that it was the 6th of Febr. as it was Saturday and Fairday. He was there til 12 oclock at night. He did se Deft put the Revolver in his Pocket, but laid it on a Shelf after he had loaded it.

Lizzie Gnitka recalled says,

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that the Deft. took the Revolver out of his Pocket just as she appeared on the Scene. She came from the Kitchen. Andrew Gnitka recalled says that Deft took to his Pocket after the Revol-ver and did not go to the Shelf after it. He was standing in front of him. Louis Gnitka was recalled and says, that the Deft. took the Revolver from his Pocket and not from the Shelf. Examination of Witnesses was then finished. O.L. Billings. Esq then addressed the Jury in Behalf of the Defence, followed by M. A. O'Aldir. Esq for the State. The Constable was then sworn to take charge of the Jury. At 9 oclock p.m. the Jury retired and at 11.30 p.m. they brought a verdict to wit.

State of Minnesota }
County of Wright } ss

We, the Jury in the above entitled Action do hereby find the Defendant guilty. G. W. Coffin Foreman

The Jury was then polled and discharged.

The court then proceeded to enter Judgement against the Deft. Ben Albert and fined him $15,00 and cost in both trials amounting to resp. $ 48,92 and $ 38,77 cost in all $ 87.69 – total (fine and cost) $102.69.
one hundred and two dollars and sixty nine cents

The Deft. gave Notice of Appeal.

266 For the Defendant. Defs. Attorney objects to

after being ~~notified~~ of the Judgement, and new Bond issued.

R. M. Bohn.
Justice of the Peace.

Febuary 29th 1892 Bond on Appeal approved and filed. March 2nd 1892 Notice of Appeal with the due service admitted by the County Attorney, W. H. Cutting and Appeal allowed, this 2nd day of March 1892.

R. M. Bohn
Justice of the Peace

transcript and 15 Doc. sent to Dist. Court March 18th 1892. R.B.

State of Minnesota
County of Wright

Geo. A. Mason, Assignee pltf
vs
Robert Stoltzenberg def

In Justice court before
R. M. Bohn
Justice of the Peace.

Justice fees:
Summons 0,25
filing 0,05
Oath to Comp 0,15
Filing 0,05
3 Folios 0,45
Judgm. 0,25
Taxing cost 0.15
$1.35

Const. Cost:
Mileage 2 Miles @ 10 } 0,20
Service 0,15
Copy 0,15
$0,50

1892 February 16th a Summon in the above entitled Action was issued by me and sent to constable J. N. Backlun for service, stating the time to appear before me on March 3rd 1892 at 10 oclock in the forenoon, and retournable on or before said day and hour. Summons retourned today with the constables Endorsement to wit:

Wright County. ss. I hereby certify that I personally served the within Summons by reading the same to the within named Defendant in his hearing and at his request delivered to him a true copy thereof in said County on the 23rd day of February 1892. J. N. Backlun. constable.

Fees: Mileage 2 Miles @ 10 ct . $0, 20
~~Service~~ copy 0, 15
. . . . . 0, 15 $0.50

1892 March 3rd at 10 oclock the case was called. Plaintiff appeared by his Attorney M. A. St Clair, who produced a complaint in writing, which was duly verified and filed, and demanded Judgement for $7,11 and Interest thereon from September 30th 1891

266 for the Defendant. Defs. Attorney objects to

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This Judgement Paid and Satisfied in full this 23rd day of March 1892. M. A. O'Hair, Atty for plaintiff

and for costs and disbursements. Defendant did not appear and the court after awaiting one hour decided, upon Evidences introduced, to render judgement. I hereby render Judgement in favor of Plaintiff and against the Defendant for the Sum of $7,11 - seven Dollars and eleven cts and Interest thereon from September 30th 1891 at 7 pr. cts = $7,36, and cost amounting to $1,85, total $ 9,21 - Nine ~~Eight~~ Dollars and twenty one cents.
Judgement rendered this 3rd day of March 1892.

R. M. Bohn.
Justice of the Peace

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State of Minnesota }
County of Wright }

Geo. A Mason, Assignee, plff
vs
James Ludgate. Def.

In Justice court before R. M. Bohn Justice of the Peace

Justice fees:	
Summon	0,25
Filing	0,05
Oath to Compl	0,15
Filing	0,05
3 Folios @ 15	0,45
Judgmt	0,25
Taxing cost	0,15
	$1,35

1892 February 16th Summons issued in the above entitled Action and sent to Constable J. N. Backlun for service, retournable at my Office in the Village of Delano on March 3rd 1892 at 11 oclock in the forenoon.

Const. fees:	
Summons serv.	0,15
Mileage 8 m.	0,80
	$0,95

Summons retourned to me in due form today with the constables Endorsements thereon to wit:
Wright County. ss. I hereby certify, that I personally served the within Summon ~~by reading the same to the within named Defendant in by leaving~~ at his last place of abode with his wife, then resident therein in said County on the 23rd day of February 1892.
J. N. Backlun. constable.

Fees: Mileage: 8 Miles @ 10 cts $0,80
copy 0,15
$0,95

1892 March 3rd at 11 oclock in the forenoon the case was called. Plaintiff appeared by his Attorney M. A. O'Hair who produced a

for the Defendant. Defs. Attorney objects to

written complaint, which was duly filed and verified and demanded Judgement for $2.76 as stated in the complaint with Interest af 7% thereon from September 30th 1891 with costs and Disbursements. Defendant did not appear, and the court after waiting one hour upon Evidence introduced proceeded to enter Judgement. I hereby render Judgement in favor af Plaintiff and against the Defendant for the Sum af $2.76 two Dollars and seventy six cents and Interest thereof from September 30th 1891 at 7% and cost af this case, in all $5.21 five Dollars and twenty one cents. Judgement rendered this 3rd day af March 1892.

R. M. Bohn
Justice of the Peace.