



Minnesota District Court (Carver County)
Civil and criminal case files

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No.

1199

1199
sold

DISTRICT COURT,
CARVER COUNTY, MINN.

D. D. Dickerson
Plaintiff.

vs.
John Johnson
Defendant.

Frank H. Warner
Plaintiff's Attorney.

Defendant's Attorney.

Date of Entry

Mar 17, 1879

Register of Actions

A Page 244

Term Tried

1

Judgment for

Plaintiff

Amount of Judgment \$

70.39

Date of Judgment

Apr 30, 1880

Judgment Book

A Page 604

Default Judgment Book

Page

Date of Docketing

1

State of Minnesota,

County of

Carver

ss.

THE STATE OF MINNESOTA,

To the Sheriff or any Constable of said County:

You are hereby commanded to summon

John Johnson

if he shall be found in your county, to be and appear before the undersigned, one of the Justices of the Peace in and for said county, on the 15th day of February 1879, at 11 o'clock, in the fore noon, at my office, in the City of Carver, to answer to

D. D. Dickerson

in a civil action; and have you then and there this writ.

Given under my hand this

3^d

day of

February

A. D. 1879

Charles Johnson

Justice.

STATE OF MINNESOTA,

County of

Carver

88.

I hereby certify and return, that at the Town of Subethum in said County and State, on the 4th day of February 1879, I served the within summons upon the within named defendant, by reading the writ to

his wife and leaving a copy thereof to his wife in his own home

And further that I

know

that the person so served as aforesaid, is the identical person named as defendant herein.

My fees:—Service 15

Costs, Copy 15

Mileage 300

\$ 3 30

Alf Torrey

Constable.

JUSTICE COURT.

D. Dickerson

vs.

Mr. Johnson

SUMMONS.

1st March 1879
Subethum
detent

and filed this 15th

February 1879

Charles Johnson
Justice.

S. Ramaley & Cunningham, Printers, St. Paul. 1000.

244.

State of Minnesota
County of Carver

In Justice Court before
Charles Johnson, Justice

D. D. Dickerson Plaintiff
vs
John Johnson Defendant

The Complaint
of the Plaintiff respectfully
states and shows to
this Court, that in the
fall of the year A.D. 1873
the Plaintiff sold and
delivered to said defendant
at his request one Farming
mill of the price and
value of thirty three dollars
also one Pump of the
price and value of
fourteen dollars. That
then and there said
defendant agreed to
pay the respective amounts
stated for said Farming

Mill and Pump. That
thereafter and before
the commencement of this
suit - this plaintiff dem-
-anded payment of said
amounts long since
due. But that defendant
has wholly neglected
and refused to pay
the same or any part
thereof - Wherefore
the plaintiff demands
judgment against said
defendant for the sum
of forty seven dollars
besides the costs and
disbursements of this
action

Dated Carver } Frank Warner
Feb 15th 1879 } Atty for Plaintiff
Carver
Min

State of Minnesota }
County of Carver }
Frank
Warner being first-duly

11
dooms deponent and says
that he is attorney for
the Plaintiff in the foregoing
Ex parte action that the
facts set forth in the foregoing
Complaint are true & his own
knowledge except as to
those matters therein stated
upon information or
belief and as to those matters
he believes it to be true

That the reason why this
verification is made by this
deponent and not the
Plaintiff is because this
Plaintiff is absent from
and not a resident of said
County. That the grounds of
deponents knowledge are that
said Plaintiff has fully stated
the facts set forth in the
Complaint to this deponent

Dooms to read
Subscribed before
me this 15th day
of February A.D. 1879
Charles Johnson

Frank Warner
Justice of the peace

In Justice Court

D. D. Dickerson

^(P)
John Johnson

Complainant

Filed Feb 15th 1879

Charles Johnson
Justice

Filed March 14th 1879.
C. Wraymuhl
Debt
recd.

Frank Warren
att. for Plaintiff
Carr
Miss

State of Minnesota }
County of Carver. } ss.

In Justice Court
Before Charles Johnson
Justice of the Peace

D. D. Dickenson
Plaintiff.

vs

John Johnson
Defendant.

The above named Defendant for
answer to the complaint of the Plaintiff
filed in the above entitled cause denies
each and every allegations statement
matter and thing in said complaint
contained. Therefore Defendant asks that his suit
be dismissed with cost.
Dated Carver Feby 10th 1879

W L Odell

Atty for Deft

State of Minnesota }
County of Carver. } ss.

John Johnson being first duly
sworn says that he is the Defendant
named in the above and foregoing
answer, and that said answer is true.

Subscribed and sworn to John Johnson Hydr
to before me this 10 day of February 1879
Charles Johnson Justice of the Peace

Justice Court
before
Charles Johnson
Justice of the Peace

D. D. Dickinson,

vs

John Johnson,

Answer

Filed Feb 15th 1879

Charles Johnson
Justice

Filed March 17th 1879.
G. W. Graybill
Clerk

- 244 -

W. C. Tull.
Atty for Duff

State of Minnesota
County of Carson

In Justice Court before
Chas Johnson Justice -

A. D. Dickerson } Plaintiff
vs }
John Johnson } Defendant

The Amended Complaint
of the Plaintiff respectfully
states and shows to this
Court that on the 24th
day of September A.D. 1872
the plaintiff sold and delivered
to the defendant at one
price one Pump for
the price and of the value
of fourteen dollars and
that by the terms of said
contract said defendant
agreed to pay the plaintiff
therefor the said sum
of fourteen dollars in
six months after the
date thereof - That the
same is due and unpaid
although payment has been

been requested previous
to the Commencement of
this suit.

And the Answer
Complains of this Plaintiff
for a second Cause
of Action against said
defendant who now
shows to this Court that
in the month of October
A.D. 1873 this Plaintiff
and delivered to said
defendant one Farming
Wagon at and for the
agreed price and value
of thirty three dollars
and that by the terms
of said Contract said
defendant agreed to
pay the Plaintiff therefor
the sum of said thirty
three dollars in six
months after the date
thereof. That the same
is now due and unpaid
though payment has
often been requested prior
to the Commencement of

the said:

Wherefore the
plaintiff demands judgment
against said defendant
for the sum of Forty three
dollars with interest
on the sum of four two
dollars at the rate of
seven per cent per
annum from the 24th
day of March 1873 and
interest at the rate of
seven per cent per annum
on thirty three dollars from
the 1st day of May 1874
besides the costs of
this action

John Carson } Frank Karm
Feb 24th 1879 } atty for
Platff Carson
vs

State of Minnesota
County of Carson & S

D. P. Dickerson
being first duly sworn
deposes and says that
he is the plaintiff in
the foregoing entitled action

that the first set
 forth in the foregoing
 Complaint is true
 is true of his own
 knowledge J D Dickerson
 Doan Dr Linn
 Dicks evidence before
 me this 21st day
 of February 1879

Charles Johnson
 Justice of the peace

The Anti Co

J D Dickerson

To
John Johnson

Amended
Complaint

Filed Feb 21st 1879

Charles Johnson
Justice

Filed March 14th 1879,
 Chas Johnson
 Clerk

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The Anti Co
 at 7th St. N.W.

State of Minnesota
County of Carver }

In Justice Court
Before Chas Johnson Esq
Justice of the peace

D. D. Dickinson
against
John Johnson }

Amended answer

The Defendant in the
above entitled action for answer to
the amended complaint herein denies
each and every allegation in said
amended complaint contained

And for a further answer to the first
cause of action, ^{contained in said amended complaint} said Defendant avers
that the cause of action alleged and
set forth as aforesaid is a cause of action
which accrued more than six years previous
to the commencement of this action.

Wherefore the said Defendant
prays that this action may be dismissed
with costs.



Defendant's Attorney

State of Minnesota
County of Carver }

ss. John Johnson being
first duly sworn says
that he is the Defendant in the foregoing
entitled action and that the foregoing
amended answer is true.

In Justice's Court
Before Charles Johnson Jcy
Justice of the Peace

D. D. Dickinson

vs.
John Johnson

Amended answer

Filed Feb 21st 1879

Charles Johnson
Justice

Filed May 21st 1879.
G. W. Gray in behalf
of John R.

— 244 —

Monter
Atty for Defendant

Subscribed and sworn to
Before me this 21st day of } John Johnson
February A.D. 1879 }
Charles Johnson
Justice of the Peace }

State of Minnesota
Dist. Court 8th Dist.
County of Carver

D. D. Dickerson

vs.

John Johnson

We the jury in the above
entitled action find
for the plaintiff and
assess his damages
at the sum of ~~Nineteen~~
dollars and Eighty cents.

Gentl. Tinkert
Foreman

\$19.80
50 59
\$79.39

State of Minnesota
District Court
County of Cass,

H. H. Wickenson
vs
John Johnson,

Verdict,

Jurat, April 10th A.D. 1880.
Chas. Grayson
Deputy Clerk

Carried over \$ 26.64
April 3rd and 5th 1880 - 1 days attendance \$1.00
100 miles trail \$6.00

Enos Bragg - witness -
April 3rd and 5th 1880 - 1 days attendance \$1.00
20 miles trail \$1.20

Johnson Bragg - witness -
April 3rd and 5th 1880 - 1 days attendance \$1.00
20 miles trail \$1.20

Clarks fees to be taxed - \$ 12.55

Total \$ 50.59

Paid by me April 30, 1880.
by consent of the parties.
Chas. W. Smith Clerk

State of Minnesota
County of Cass

Frank Warner

being first duly sworn deposes
and says that the above
costs and disbursements have
been actually made and
incurred in the above
Entitled action, that the
above named witness C. J. Johnson
was actually subpoenaed and
attended as a witness for the
plaintiffs above named on the
13th day of October A.D. 1879 at
the regular Term of this Court
held at Chaska in said County

on the day aforesaid and that
said person necessarily travelled
in going to and from said term
of Court the distance of four
miles - That said Court was
held twice at a regular term
of said District Court held at
Chaska in said County on
the 5th day of April A.D. 1880
and that said person was
duly subpoenaed to attend upon
said trial on the part of
said Plaintiff and in pursuance
thereof said witness
did attend said term of Court
as such witness on the 5th and
6th days of April A.D. 1880 and
testified on behalf of said Plaintiff
upon such trial, that said
person necessarily travelled
one hundred miles in going to
and from his place of residence
in the County of McLeod Minnesota
to the Court House at Chaska
in said County of Carver to attend
the trial aforesaid - That Enos
Briggs attended said term
of Court commenced and

held on the 5th day of April
1880 at Chaska of said on
the part of the Plaintiff and
testified as a witness on behalf
of said Plaintiff and necessarily
attended as such witness
at said term on the 5th and
6th days of April A.D. 1880 and
that said witness necessarily
traveller in going from his
place of residence at Jordan
Scott County Minnesota to
said Court House at Chaska
Carver County Minnesota and
returning thence from the distance
of twenty miles - That
Johnson Bragg attended said
term of Court commenced
and held on the 5th day
of April 1880 at Chaska of said
on the part of said Plaintiff
and testified as a witness
on behalf of said Plaintiff
and that said Johnson Bragg necessarily
remained in attendance upon
said in attendance upon said
trial during the 5th and 6th
days of April A.D. 1880 - and

incapacity to travel in going
from ^{and to} his place of residence
at Jordan in Scott & Minnesota
to the Court House at Shak-
eover County Minnesota & attend
said trial as such costs
the distance of twenty miles
that the Johnson & wife
surrender, Ends and Johnson
Bragg has necessary and
material upon the trial of
said action. That the items
of cost mentioned in the
foregoing bill & cost are
for service duly rendered
and performed and such
is are allowed by law

Given to read
Subscribed before } Frank Warner
me this 19th day of }
April A.D. 1880 }

Sp. Magistrate
Held in Dist. Court
Carroll County

Lo S. Forster, atty for deft-
Take notice that the
within bill of cost will be
presented to the Clerk of the

State of Minnesota
County of Carver
District Court
Eighth Judicial District,

D. D. Dickerson
Against
John Johnson.
Judgment.

This cause having been brought
on for trial at the General Term of said Court, on the 5th
day of April A.D. 1880. Before a Jury duly empanelled and
sworn to try the same, and the said Jury having returned
a verdict in favor of the Plaintiff and against the Defendant,
for the sum of Nineteen dollars and eighty cents,

Now therefore upon Motion of Frank Warner
Attorney for Plaintiff, it is hereby adjudged and determined
and the judgment of this Court is that Plaintiff recover
of said defendant, the sum of Nineteen dollars and eighty
cents, as per verdict, together with the sum of Fifty dollars
and fifty nine cents, costs and disbursements taxed in
said action, the whole amounting to the sum Twenty
dollars and thirty nine cents, and that said Plaintiff
have his stamp put upon the foregoing.

Dated April 30th, A.D. 1880

Judgment	\$19.80
Costs & disbursements	40.59
Total	<u>\$60.39</u>

By the Court:
J. Kraenzle
Clerk,

Page 244 Reg. A.
State of Minnesota
District Court

County of Carver,

D. D. Dickerson
vs
John Johnson,

Judgment Roll.

Judgment \$19.80
Costs 50.59,

Total \$70.39

Filed April 30th 1880.
G. Krazenbuhl
Clerk.

244

Frank Warner Attorney for Plaintiff
Heanner, Minn

State of Minnesota
County of Carver }

District Court
Eighth Judicial District

D. D. Dickinson - Appellant
- against -
John Johnson - Respondent

State of Minnesota
County of Carver }

SS. Samuel Fowler being
first duly sworn says
that he is one of the Attorneys for the
Respondent in the above entitled action.
That said Respondent is a material
and necessary witness in said action
in his own behalf and that said Respondent
cannot safely proceed to the trial of said
action without the testimony of said
Respondent.

That said respondent resides in the
Township of Naconia in said County at
a distance from the Court House in said
Carver County of more than fourteen miles.
That on the 12th day of October A.D. 1879 this
affiant was informed by one August Johnson
that said Respondent was sick and ill at
the home of said Respondent and was unable
to leave his said home on account of said
illness.

That this affiant knows the said August

Johnson and knows that he is a son
of the said Respondent and knows that
the said August Johnson resides with the
said Respondent.

That this affiant verily believes that the
said Respondent is now confined to his
said residence on account of and by reason
of illness and is unable to be present
at the trial of this action ~~at~~ before the 14th
day of October A.D. 1879.

That said Respondent has ^{and fairly} fully stated
to this affiant ^{the case and} his defence to said action
and affiant believes that the said
Respondent has a good and substantial
defence to said action on the merits
of the same. which belief is founded
upon such statement so as afore-
said made to him by said Defend-
ant and which this affiant
verily believes to be true.

That said Defendant has fully
and fairly stated to this affiant
his testimony which he will
give in said action, and from
such statement which this affiant
believes, this affiant says that
the testimony of said Defendant
is material and necessary

on the trial of said case and
that the trial cannot safely
be proceeded with at this
time without such testimony,
says that an application is not made
subscribed and sworn to for the purpose of delay
before me this 13th day of

October, A.D. 1879

Chas. Wagonmuhl

Chief District Court

San Bernardino.

L. Fowler

District Court
Carter County

D. D. Dickinson
against
John Johnson

Affidavit

Filed, October 13th 1879.
C. H. Grayson
Clerk,

244

S. L. L. & W. C. Odell
Deft's Attys

State of Minnesota
County of Carver

D. D. Dickinson

John ^{gal-} Johnson

Carver County 388
D. D. Dickinson being first
deputy prothonotary
and says that he is
the Plaintiff in the foregoing
entitled action which
is now pending in the
district court in and
for said County. That
he cannot safely proceed
to the trial of said action
at the present term of
said Court for said
County for the reason
of the absence of material
witnesses in his behalf
that the names of said
witnesses are Andrew
Pohl and August Johnson
that on the 21st day of
March A.D. 1879 this defendant
caused a subpoena to issue

from the District Court
of said County directed
to the said Andrew Went
and August Johnson
directing the said Went
and Johnson to appear
and give evidence in
said Cause on behalf
of the Plaintiff at the present
term of the District Court
for said County of Leavenworth
on the 7th day of April
A.D. 1879 at 11 o'clock in the
forenoon. That thereafter
said Subpoena duly placed
in the hands of the Sheriff
who after knowing made
due and diligent search
for said Went and Johnson
in the County of Scott
Missouri that place of
residence could not
find said persons and
so made due return
thereof. That this deponent
has not been able
after all possible inquiry
and exertion to notify

being witnesses to be present
at this term of said Court
that the testimony of said
witnesses is necessary and
material in the trial of
said action - That - this
defendant will prove by
said witness Andrew that
said defendant John
Johnson bought the Pump
claimed to have been sold
by said Plaintiff to said defendant
and that this defendant
will prove by said Johnson
that ~~with testimony~~ said
defendant admitted
he had bought the Farming
Mill mentioned in said
Complaint and that the
same was sold and placed
him and the price of
the same. That being facts
cannot be proved
by any other witness except
the Plaintiff and this
defendant further says that
if this Court is continued
until the next term
& this Court he will

That this defendant has fully stated
 all the facts of this case and that
 he is not aware of any other persons
 who have been in the same place
 as the defendant at the same time
 and place.

be able to secure the
 attendance of said witness
 and this defendant is
 informed that said
 point is now at some
 place in Dakota Territory
 and said Johnson is
 now at some place
 in the County of DeWitt
 in Minnesota which
 information he received
 on the 5th day of April
 A.D. 1879 for the first time
 but at what particular
 places therein he has not
 as yet learned.

Subscribed before
 me this 7th day
 of April A.D. 1879

Frank Warner
 Justice of the Peace

State of Minnesota
 County of DeWitt

D. D. Dickerson
 C. J.
 John Johnson
 atty-

Subscribed and sworn to
 before me on the 7th day of April
 A.D. 1879

State of Minnesota
County of Le Sueur

In Justice Court before
Charles Johnson Justice

D. D. Dickens
vs
John Johnson

Baron Edgar
John Johnson being
first duly sworn says
that he is defendant
in the above entitled
action that said action
was set and fixed for
trial on the 21st day
of February A.D. 1879 before
Charles Johnson Justice

that this defendant is
not prepared to present
to trial said action on
the ground that his
attorney W. B. Odell is absent
and unable to attend
the trial said action on
this date

Brooks Deane
Subscribed before
me this 21st day of Feb 1879
Charles Johnson Justice of the Peace

John Johnson

In Justice Court
before
Charles Johnson
Justice

L. D. Dickerson
against

John Johnson

Affid for Adjournment

Filed Feb 21st 1877

Charles Johnson
Justice

John March 1849
G. W. Weymouth
Delink

Titel

L. L. Dickerson

against

John Johnson

Testimony of Enos Bragg

Deceased at Lawrence in Scott County
of this State in September 1872. I was selling
pumps for L. L. Dickerson as his agent a portion
of the time

L. L. Dickerson Testimony I am the plaintiff
in this action. I reside in Jordan Scott Co
Missouri My Business in 1872 I was manufac-
turing and selling pumps principally I know
Enos Bragg in 1872 I employed him as my
agent in selling pumps and during the
month of Sept of that year he acted in
that capacity. in the month of Sept the agent
Bragg reported to me of having sold the
defendant John Johnson a pump. The above
question was given to the following question

Do you know of Mr Bragg selling a pump
to the defendant in that month. The Clk moves
to strike out the answer to the question be-
cause it is immaterial and not responsive to
the question asked. Motion overruled and
exception taken. I never received any pay-
ment for the pump sold to defendant.
I have demanded payment from defendant
in the year 1873 and since demanded payment

Letter it was in October 1873 I made the demand for payment of defendant he has paid no part or portion thereof to me.

Def't did not say that he would not pay, the pump have never been returned to me. Nor def't never offered to return the same to me. I have also sold the def't a

Fanning mill in the month of Oct 1873 for the price of thirty dollars this is the same fanning mill mentioned in the Complaint the fanning mill was to be paid for in Six months from the time of sale. Def't never paid me for the mill or no part thereof and it now remains due, the value of the mill was as stated the value of the pump was fourteen dollars

X Mr Bragg made his report to me in writing also verbal. I copied from his book into mine I have not his book nor mine with me I did not consider it essential to bring my book. I kept a book of accounts of the sales of the pumps this is the book I referred to that I have not with me. Did your agent Mr Bragg ever collect any money for you? I do not recollect that he did except where he sold for cash the authority of Mr Bragg was to

Let the pump be receiving a certain
Commission for the sale of each pump
I took a memorandum of the pump when
he received them. That was the limit
of his Authority as I have stated and
as I now recollect it

get To Bragg What was the conversation between
you and Mr Johnson the day the last time you
met him, in relation to this pump now in
controversy? Objected to as incompetent
and immaterial. Obj over ruled and accepted

Carver

In Justice Court

D. L. Dickerson

vs
John Johnson

Testimony of Brgy &
Dickerson

Filed Feb 21st 1877

Charles Johnson
Justice

Filed March 14th 1879.
G. Krayenbuhl
Clerk

Wm

State of Minnesota
County of Cass
Daniel D. Dickerson

— vs — Plff
John Johnson

State of Minnesota
County of Scott

Defendant
as Daniel D. Dickerson
came before me personally and
being duly sworn says: That
he is the plaintiff in the action above
entitled. That he desires to appeal
from all that certain judgment rendered
against said defendant in the above entitled
action by the said Charles Johnson Esq
Justice of the Peace on the 24th day
of February A. D. 1879. That said appeal
is made in good faith and not
for the purpose of delay, and further
affirms said fact.

Subscribed and sworn to

Before me this 3rd day of
March A. D. 1879

R. H. McClure

Notary Public for said Co
Minnesota

In Justice Court
Before Charles Johnson
J. P.

Affidavit on appeal

Daniel D. Dickerson

David D. Dickerson

In Justice Court
Canaan County
Before
Charles Johnson
J. P.

— " —
Daniel D. Dickerson
vs Plff

John Johnson
Def

Affidavit on appeal
Filed March 4th 1879
Charles Johnson
Justice of the peace

Filed March 14th A.D. 1879
G. W. Brown Clerk

sup

State of Minnesota } In Justice Court
County of Carver } Before Charles Johnson
David D. Dickerson } J. P.

— 175 — Plff }
John Johnson } notice of appeal
Def }
Take notice;

That David
D. Dickerson the plaintiff in the above
entitled action appeals to the
District Court of said county
of Carver from all that judgment
rendered against said plaintiff and
in favor of the above named
defendant in the above entitled
action by Charles Johnson Esq
Justice of the peace on the 7th
day of February, A.D. 1879, and that
said appeal is taken upon questions
of both Law and fact

Respectfully

To David D. Dickerson Plff

John Johnson Defendant
and J. D. Swalen attorney
for defendant }

In Justice Court
Canner County

Before

Charles Johnson
J. P.

— " —
David D. Dickerson

— vs —
John Johnson

notice of appeal

Due service of a copy of
the within notice is hereby
admitted this 4th day of
March A. D. 1879

L. B. Butler
Atty for
Defendant

Filed March 14th 1879

Charles Johnson

Judge of the Court

Filed March 14th A. D. 1879.

Wm. Mayhew
744
Clerk

State of Minnesota,
County of Carver

IN JUSTICE COURT,

ss. Before Charles Johnson
Justice of the Peace.

David D. Dickerson

vs

Plaintiff

John Johnson

Defendant

BOND ON APPEAL.

Know all Men by these Presents, That we David D. Dickerson
of Scott County Minnesota
as principal, and Erns Bragg of the same place
as sureties, are held and firmly bound unto John Johnson
defendant above named, in the sum of One Hundred
Dollars, to be paid to the said John Johnson
for the payment whereof, well and truly to be
made, we jointly and severally bind ourselves, our heirs, executors and administrators, firmly by these
presents.

Sealed with our seals and dated this Third day of March
A. D. 1879

The condition of this obligation is such that whereas the said David D. Dickerson
appeals to the District Court for said county from that certain judgment rendered by said Justice of
the Peace, in the above entitled action, in favor of said John Johnson
and against said David D. Dickerson on the 21st day of
February A. D. 1879

NOW THEREFORE, if the said appellant David D. Dickerson
shall prosecute his appeal with effect and abide the order of the Court therein, then this obligation
shall be null and void, otherwise of force and effect.

In Testimony Whereof, we have hereunto set our hands and seals the day and year
aforesaid.

Signed, Sealed and Delivered in Presence of

R. H. McClelland

Joseph Kerner

David D. Dickerson L.S.

Erns Bragg L.S.

L.S.

STATE OF MINNESOTA,
County of Scott

ss. Be it Known, That on this

day of March A. D. 1879, came before me personally David D. Dickerson
Erns Bragg

to me well known to be the same persons who executed the foregoing Bond, and they severally acknowl-
edged the same to be their own free act and deed.

R. H. McClelland
Notary Public Scott Co
Minnesota

State of Minnesota,
County of Scott } ss.

Elias Bragg and

came before me personally, and being by
me first duly sworn, doth say, each for himself, that he is the surety above named; that he
is a resident and freeholder of and in this State of Minnesota, and worth the amount of
One Hundred Dollars,
specified in the foregoing Bond, above his debts and liabilities, and exclusive of his property which is
exempt from execution.

Elias Bragg

Subscribed and sworn to before me, on this Third day of
March A. D. 1879

R. M. Elliott
Notary Public
Scott Co Minn

IN JUSTICE COURT,

Cannon County.

Before Charles Johnson Justice.

David Dickinson

against

John Johnson

BOND ON APPEAL.

I hereby approve the within Bond and
the sureties thereon.

Dated and filed March 4th
A. D. 1879

Charles Johnson
Justice of the Peace.

Filed March 14 1879,
Edgar J. Smith
Attorney for

Printed and for sale at the St. Paul Pioneer Office.

244

State of Minnesota { ss In Justice Court
County of Carver { Before Charles Johnson
L. L. Dickerson } Justice
against }
John Johnson } Civil action

February 3rd 1879 Summon issued and delivered to

Sum 25 Alf Torrey Constable, Summon returnable Feb 15th 1879 at 11
O'clock in the forenoon

Const fees 3 30 Feb 15th 1879 Summon returned served by Alf Torrey
Constable as appears by his return endorsed thereon, Const fees 3 30

Oath & Sub comp 30 11 A.M. Suit called parties present and answering to the suit
plaintiff appeared by Frank Warner Esq Deft appeared by
Oath & Sub answer 30 W. C. Odell Esq Plaintiff filed his complaint duly verified.

Def't filed his answer duly verified, by the request of
plaintiff and consent of defendant the court was adjourned
adjour 15 until Feb 21st 1879 at one O'clock in the afternoon

Feb 21st 1879 Suit called in accordance with adjournment
Oath & Sub off 30 the defendant filed an affidavit for adjournment whereupon
the court adjourned until 4 O'clock in the afternoon, 4 O'clock

S. M. Suit called in accordance with adjournment parties
Oath & Sub and comp 30 present, the plaintiff, filed an amended Complaint duly
Oath & Sub and ans 30 verified, defendant filed an amended answer duly verified

ans 15 Enos Brogg sworn on part of Plaintiff, the parties
demanded that the testimony be taken down in writing, the
ans 15 testimony on file. L. L. Dickerson the plaintiff sworn and testimony

on file as a part the parties agreeing to let the testimony go
without being taken in writing

2.80
3.30

Emus Brazy recalled plaintiff here rested
 Sam Fowler City for defendant moved to dismiss the suit for the
 reason that plaintiff had not established a cause of action from
 the fact, that a book account was claimed and no book produced
 in evidence, And also that the first cause of action as alleged
 in the Complaint be dismissed for the reason that it was over
 12 years since the debt accrued, and then for the collection thereof
 was barred by the Statute of limitation of the State of Minnesota
 the first motion ~~to~~ dismiss the action overruled, the motion to
 dismiss the first cause of action as alleged in complaint
 was sustained by the court, and the first cause of action
 dismissed. Plaintiff takes exception to the ruling of the
 court

Dismiss Motion 25

aath 15

aath 15

aath 15

Filing papers 35

Ent judge 25

Witness fees 300

John Johnson Defendant Sworn

Matilda Johnson "

August Johnson "

Defendant here rested his case

L. L. Deckerson recalled. The case was then sub-

mitted to me for my decision. Whereupon I took to the 24th
 day of February 1879 to render my decision

Feb 24th 1879 and from the allegations and the testimony given
 in court I on the 24th day of Feb 1879 enter judgment against
 the plaintiff L. L. Deckerson for cost of this suit Taxed at
 \$10⁴⁰

Charles Johnson

Justice of the peace

March 4th 1879 Affidavit for appeal to get ^{new} Bond for
 appeal and Notice of Appeal Filed Appeal granted
 and \$200 paid for return of papers to district Court

Charles Johnson
 Justice

State of Minnesota } ss
County of Carver }

I hereby certify and return that the
above is a true transcript of my docket in the above action
and that the accompanying papers is all the papers in my
possession appertaining to the case

Charles Johnson
Justice of the peace
C. J.

State of Minnesota
Justice Court
County of Carver,

D. D. Dickerson
vs
John Johnson,

Transcript of Docket

Filed March 17th A.D. 1879.
Gebrayentuhl
clerk

page 244
Reg A

State of Minnesota
Justice Court
County of Carver,

David D. Dickerson
vs
John Johnson,

Transcript of Docket

Filed March 17th A.D. 1879.
Gebrayentuhl
clerk

-244-

Good + Mose
sold

No. 1200

DISTRICT COURT,
CARVER COUNTY, MINN.

Northwestern Furniture
Co.
Plaintiff.

vs.
John Holstad
Defendant.

H. C. Edell
Plaintiff's Attorney.

Defendant's Attorney.

Date of Entry.....19

Register of Actions.....Page 221

Term Tried.....19

Judgment for.....

Amount of Judgment \$ 135.82

Date of Judgment *Mar 28 1899*

Judgment Book.....Page

Default Judgment Book.....Page

Date of Docketing.....19

Fol 1

State of Minnesota.
District Court
Eighth Judicial District
County of Carver
Northwestern Furniture Company
Plaintiff.

vs
John Dols and Jacob Von Muelken
Copartners as Dols and Von Muelken.
Defendants.

The above named Plaintiff for complaint
against the above named Defendants states
and shows to the Court that said Plaintiff
is and for more than one year last
past has been a Corporation organized
and created under and by virtue of
the Laws of the State of Wisconsin doing
business as such Corporation at Port
Arkinson in said State of Wisconsin.

Fol 2

that said Defendants are and for more
than one year last past have been
Copartners doing business at Chaska
in said County of Carver and State
of Minnesota under and by the firm
name and style of Dols and Von Muelken
that said Plaintiff in the months of
May and June 20 1878 sold and delivered
to said Defendants as such Copartners
at the request of said Defendants. Goods

Fol 3

Wares and Merchandise reasonably worth and of the value of One hundred Eighteen & 98/100 Dollars. that thereafter and before the commencement of this suit said Defendants as Copartners as aforesaid. promised to pay this Plaintiff said sum of One hundred Eighteen & 98/100 Dollars. whenever therunto afterwards requested. that said Defendants although often requested to pay said sum. have hitherto wholly neglected and refused to pay the same or any portion thereof. and the whole amount is and ever since the 27th day of July 1878 has been due and owing from said Defendants as Copartners aforesaid.

Wherefore said Plaintiff demands judgment against said Defendants for the sum of One hundred eighteen & 98/100 Dollars. and interest thereon since July 27th 1878. together with costs of suit.

Dated February 26th 1879.

W. C. Odell.

Atty for Plff.

Charles M. M. M.

State of Minnesota,
County of Carver

ss:

Albert B. Fitch
Agent of the Plaintiff
came before me personally, and being duly sworn, doth say that he is ~~complainant~~ complainant is true to his own knowledge, except as in the above entitled action; that the foregoing ~~complainant~~ is true to his own knowledge, except as to the matters which are therein stated on his information and belief, and as to those matters that he believes it to be true.

Subscribed and Sworn to before me

On this 26th day of February
A. D. 1879 W. C. Odell.

Albert B. Fitch.

Notary Public, Minnesota.

No. 19.

District Court,

County of _____

Judicial District _____

AGAINST _____

VERIFICATION.

*Filed March 20th 1884
G. Wray Clerk
C. W. K.*

Attorney _____

Minn. _____

For sale at Williams' Book Store, Minneapolis.

STATE OF MINNESOTA.

District Court,

COUNTY OF CARVER.

EIGHTH JUDICIAL DISTRICT.

Northwestern Furture Company
Plaintiff.

SUMMONS.

John Dols and Jacob Von Muelken
Copartners as Dols and Von Muelken
Defendants.

The State of Minnesota to the above named Defendant:

You _____ are hereby summoned and required to answer the Complaint of the Plaintiff in the above entitled action, a copy of which is herewith served upon you, and to serve a copy of your answer to said Complaint on the subscriber at his office in the Village of Chaska, in the County of Carver and State of Minnesota, within twenty days after the service of this Summons upon you, exclusive of the day of such service, and if you fail to answer the said Complaint within the time aforesaid, the Plaintiff in this action will

take judgment against you for One hundred Eighteen and 98/100 Dollars. and interest thereon from the 27th day of July 1878

together with the costs and disbursements of this action.

Dated at Chaska,

Feb 26th A. D. 1879. H. C. Odell.

Plaintiff's Attorney.

W.D. Davidson & Co
Printers
100

State of Minnesota 3
County of Carver
and return that I did at the village of
Chaska, in the County of Carver, serve the
within summons and amended complaint
on Jacob Von Melken, one of the defendants
herin named & a member of the firm
of Dols & Melken on the 26th day
of February 1899 by handing to and
leaving with him a true and correct
copy of the within summons & amended
complaint.

J. E. DuSart
Sheriff Carver Co Minn

DISTRICT COURT.

COUNTY OF CARVER.

Northon Furniture Co

Plaintiff.
vs

Dols & Von Melken
Defendants.

SUMMONS.

Filed March 20 1899
C. Grayson
Clerk

W. C. Devel.

Plaintiff's Attorney.

Chaska, Minnesota.

Davison & Henderson, Print, Minneapolis.

State of Minnesota
District Court
Eighth Judicial District
County of Carver.
Northwestern Furniture Company
Plaintiff.

^{vs.}
John Dols and Jacob Von Munkus.
Copartners as Dols and Von Munkus
Defendants.

State of Minnesota }
County of Carver. } ss.

W. C. Odell of said County
being first duly sworn says that
he is the Attorney for the Plaintiff
in the above entitled action: that the
Summons and Complaint in said
action were served on the Defendants
therein on the 26th day of February
1879. as appears by the Return of the
Sheriff indorsed thereon. that more
than twenty days have elapsed since
such service of said Summons and
Complaint upon said Defendants and
that no answer or demurrer or
copy of either has been received from
or on behalf of said Defendants by this
affiant the Attorney for said Plaintiff.

District Court
St. Louis District
County of Cass.
Mo.

Washington Fur Company
Plaintiff

vs

John Dole et al

Defendants.

App of no answer

Filed March 20 1899.
G. H. Gayenbuhl
Clerk.

W. C. Odell
att'y for deft.

and affiant prays that judgment
may be entered according to law.
Subscribed and sworn to before } W. C. Odell.
Me this 20 day of March 1899 }
G. H. Gayenbuhl
Clerk District Court
County of Cass.

State of Minnesota
District Court
Eight Judicial District
County of Carver
Northwestern Furniture Company
Plaintiff.

^{vs}
John Dols and Jacob Von Munkius
Co-partners as Dols and Von Munkius
Defendants.

Plaintiffs Costs and Disbursements

Statute Costs.	5.00
3 Affidavits	.75
Sheriffs Fees	2.00
Clerks "	3.55
	<u>\$ 11.30</u>

Claimed in Answer.

Principal	\$ 118.98
Interest	<u>5.54</u>

124.52
\$ 135.82

State of Minnesota }
County of Carver. }

W. C. Odell came personally before
me, and having been first duly sworn
he doth depose and say that he is the
attorney for the Plaintiff in the above

entitled action. that the above bill
of costs and disbursements therein are
just and correct and have been neces-
sarily incurred therein.

Subscribed and sworn to before } W. C. Odell.
me this 20 day of March 1879 }

G. H. Hagenbuhl

Notary Public

Canon & Minn

District Court
of the District
County of Canon.

Northwestern Fur Company
Plaintiff.

vs

John Dole et al
Defendants.
Bill of Costs etc

W. C. Odell
atty for Dfnd.

State of Minnesota
District Court
Eight Judicial District.
County of Carver.
The Northwestern Furniture Company
Plaintiff

^{vs}
John Dols and Jacob Von Muelkens
Co-partners as Dols and Von Muelkens
Defendants

The Summons and Complaint in this action having been personally served upon the Defendants herein on the 26th day of February A.D. 1879 by the Sheriff of said County of Carver as appears by the return of said Sheriff and ones thereon and on file in the office of the Clerk of this Court. and more than twenty days having elapsed since said service and it appearing that no answer or demurrer from or on behalf of said Defendants has been received by the Attorney for said Plaintiff.

Now therefore on motion of W. C. Odell Attorney for said Plaintiff it is ordered and determined that said Plaintiff recover of said Defendants the sum of One hundred and twenty four dollars

and fifty two cents. the amount
claimed in the summons and
Complaint herein. and the further
sum of Eleven dollars and thirty
cents as and for his costs and dis-
bursements in this action, and
that he have execution therefor.

Dated Chaska Minn }
March 20th 1879.

By the Court:

G. Krayenbuhl
Clerk.

State of Minnesota
District Court
County of Carver,

Northwestern Furniture
Company

vs
John Dols and Jacob van
Muuklen, Co-partners as
Dols and van Muuklen.

Judgment Roll.

Judgment	\$124.52
Costs	" 11.30
Total	\$135.82

Filed March 20th 1849.
G. H. Gray entered Clerk

- 221. -

Wm. C. Odell, Attorney
for Plaintiff, Charles Mann

Appeal of
Election Results
No. 1701

DISTRICT COURT,
CARVER COUNTY, MINN.

Robert T. Peterson

Plaintiff.

vs.

Jacob Finne

Defendant.

H. J. Beck

Plaintiff's Attorney.

W. P. Fitch & Eugene M. Wilson

Defendant's Attorney.

Date of Entry *March 21, 1879*

Register of Actions *A* Page *119*

Term Tried *April General 1879*

Judgment for _____

Amount of Judgment \$ _____

Date of Judgment _____ 19 _____

Judgment Book _____ Page _____

Default Judgment Book _____ Page _____

Date of Docketing _____ 19 _____

State of Minnesota
Dist. Court 8th Dist.

County of Carver

Robert Patterson

App't

vs.
Jacob Fries

Resp't.

This cause — which is an appeal from the decision of the county canvassing Board of said county, declaring respondent duly elected county Commissioner of said county, in and for the 3^d district therein — came on to be heard before me at a Special Term of said court, held in Chaska in said county, on the 31st day of April A.D. 1879. Both parties appeared in person and by counsel, and offered evidence; and the cause was by agreement, subsequently argued orally, and briefs submitted.

After considering the proofs and allegations of the parties, I have come to the conclusion

that the respondent is, under the evidence, entitled to hold and retain the office in controversy.

Upon the trial it was agreed by both parties, that the disputed votes were as follows:

	App't	Resp't	Wm. Patterson
Benton	200.		
Young America	9	145	10
Camden	<u>4</u>	<u>64</u>	<u>14</u>
	213	209	24

The scattering and disputed votes, as appear by the ballots, are as follows:

In Benton.

Wm. Patterson	1 vote
A. W. Liffamy	2 votes
Liffamy	1 vote
R. Betterton	6 votes
R. Patterson	3 votes
Patterson (no office designated)	1 vote.
Blank	2 votes.

In Young America,

Patterson	1 vote
Liffamy	1 vote
Drum	11 votes
J. Drum	1 vote

Drummond J.	1 vote
True	1 vote
J. True	1 vote
Jacob True	1 vote
J. True	1 vote
Rob. Peterson	1 vote
Jacob True (claimed erased)	1 vote.

In Camden,

J. True	1 vote
J. Truey	1 vote
Jacob True (claimed erased)	1 vote.

It is apparent from the above that the result of this case turns upon the disposition of these disputed votes, and the determination of the question: how many of them were intended to be cast for either appellant or respondent?

The question as to whether evidence, aliunde the ballots themselves, could be received to enable the court to decide, whether a ballot, ambiguous on its face, was intended for a particular individual or candidate, was disputed

Upon the argument, but
I am satisfied that the
weight of authority is,
that such evidence can
be received. See Cooley on Consti-
tutional Limitations, p. 611; Attorney General
vs. Ely, 4 Wis. 430; People vs. Ferguson, 8
Cowen 102; People vs. Cook, 14 Barb. 359;
People vs. Pease 27 N.Y. 64; American
Law of Elections 299, et seq. It is
true that in Michigan the
rule is—as was stated—otherwise,
but even there it cannot
be considered as settled, on
the authority of that court,
upon this point, entitled
to great weight; for in
the People vs. Cicott, 16 Mich. 383,
Judge Christiany questioned the
soundness of that doctrine
rule—first laid down in
People vs. Friedale, 1 Doug. 65—
and Chief Justice Cooley deliver-
ed a dissenting opinion,
and the rule laid down
in the last named case
was adhered to upon the ground
that it had been too long

the law of the state, to be overthrown, except by the legislature.

The reasoning of the Chief Justice, in that dissenting opinion, in favor of allowing evidence, abundant the ballot, to show the intention of the voter, in cases where ballots contain simply the initial letters of the christian name of the candidate, or are misspelt, or otherwise similarly imperfect, is, to my mind, conclusive.

In accordance with this view of the law the testimony of Ferdinand Lange was received showing that he wrote the name Druve, J. Druve and Druve J. upon the ballots representing ^{the} thirteen such votes above specified ^{as} cast in Young America, and showing that he wrote that name for the name of the respondent, and at the request of persons who wished to vote for ~~him~~ respondent; and these votes are therefore counted for respondent.

But no court has a right, without evidence, alimunde the ballots, to decide for whom an imperfect ballot was intended. It cannot presume to say, without proof of the voters intention, that a certain initial letter was intended for the christian or baptismal name of a particular person or candidate. All authorities agree upon this point. Therefore, as the appellant did not offer any evidence to show that the disputed ballots which he claims, were intended by the voters to be and were in fact cast for him, they cannot be counted for him. I am unable to find from the evidence ^(there being none) that the six votes cast for "R. Betterson" in Benton, or that ^{they} three votes cast therein for "R. Patterson" were

intended by the voter
for appellant. I may
believe, or think or surmise
so, but that is not sufficient
to establish a fact, or form
a basis for judicial know-
-ledge. I know that
"Betterson" and "Batterson"
are well known surnames,
distinct from Patterson,
and it appears in evidence
that one Richard Patterson
not only resides in that
district, but was a can-
-didate (for another office)
at that election. How
can I ~~say~~, without proof,
find it to be a fact, that
all or a portion of these
disputed votes were not
intended for Richard
as well as Robert Pat-
-terson. I may individ-
-ally infer that these
votes were ~~for~~ intended
for the appellant, but, as
a court, I am not allowed
to find such a fact, from
inference, and without evidence.

Facts showing the intention of the voter must be proved, as in People vs. Seaman, 5 Denio, 402; People vs. Cook, 8 N. Y. 67; Attorney General vs. Ely, 4 Wis. 430.

The ballots containing the six votes cast in Benton for "R. Betterson", were entirely written, and manifestly by the same person, as were also the ballots containing the three votes ^{cast at the same place} for "R. Patterson"; and it ought not to have been very difficult to have proved clearly ^{who wrote them, and} for whom they were intended. But this was not done, and appellant cannot be allowed them not having proved that he was entitled to them.

Had no evidence been offered, upon either side, as to the voters intention, and I was allowed to infer, I should be very apt to conclude—as did

the local canvassers—
that these ballots with
"R. Betterson", "Rob. Betterson",
and "R. Patterson" thereon,
were votes intended for
the appellant, and all
the others with "Drum",
"Crue", "J. Drum", &c, were
votes intended for the
respondent; and the
result in such a case
would be the same.

The irregularities of the
local officers of Camden
in conducting the election
and making return thereof,
are not such as will
deprive respondent of
the vote of that town.
So held in Taylor vs. Taylor,
10 Minn. 107.

Ordered, that judgment
be entered herein in favor
of respondent.

June 30th 1879.

J. S. McDonald
Judge 8th Dist.

State of Minnesota
Dist. Court 8th Dist.
County of Carver

Robt Patterson
Appt

vs.

Jacob Irvine
Respnt

Decision

Filed July 15th 1879.
G. W. Rayburn
Clerk

- 119 -

Dismissed

State of Minnesota } Districts Court
County of Carver } 8th Judicial District

Robert Patterson } Appellants
 } Against }
Jacob Truax } Respondent

In the matter of the contest of
the above named appellant Robert Patterson
for the office of County Commissioner for the
3rd Commissioner District in said County
of Carver and State of Minnesota

To Robert Patterson Esq:

H. J. Pick his Attorney

Sir: you will take
notice that Jacob Truax the respondent in
the above proceeding denies the truth of the
points and the grounds as set forth in
your notice of contest served in the pro-
ceedings as therein specified from First to
Sixth inclusive. And at the time and
place mentioned in your notice for the
hearing thereof, he will produce evidence in
rebuttal of any evidence produced in sup-
port of said specification, and that he
will contest your right to vote canvassed
and accredited for you by the Board of
Canvassers in said County and on the
following grounds and specifications
to-wit. I

That at the General Election in the County of
Carron in the said state on the 11th day of
March 1879 and in the Commissioner District
composed of the election precincts consisting of
the Township of Benton, Young America & Candor
by the pretended returns made by the pretend-
ed Judges of Election in the Town of Benton in
said District & returned to the ~~County~~ Board
of Carrarsers, that now the said Robert Patterson
had received Two Hundred & Fourteen votes.

That at the same time and place to wit, on the 11th day
of March 1879, one W. M. Patterson a qualified elector
residing in the Town of Candor in said
county in said Commissioner District was
then and there a candidate for said office of
Commissioner for said district & did then &
there receive votes for said office in said
Commissioner District to-wit, 18 votes.

That of the said number of 214 votes returned
by said pretended Judges of Election for the
County Board of Carrarsers & by said board com-
posed for and accounted to Robert Patterson,
Seven Eight votes had only written or printed
or partly written & partly printed for Commis-
sioner of 3rd District, Patterson without any
further word better character to designate
for whom said votes were cast each.

That said pretended board of Judges of

Election wrongfully unlawfully and fraudulently
by returning said 78 votes with the word
"Patterson" to the board of County Canrassers
for said County as having been cast for
Robert Patterson. Whereas in truth^{and} in
fact said votes were cast for W. M. Patterson

II.

That in the Town of Camden in said Com-
missioner district on said 11th day of
March afore said there were nine votes
cast which were written and printed or
partly written and partly printed "For Com-
missioner 3rd District Patterson" without
any other word letter or character to disig-
nate for whom said votes were cast.

That said nine votes were by the board
of Judges of Elections in said Town unlawfully
and wrongfully returned to the board of County
Canrassers as having been cast for Robert
Patterson^{and} were by said board of County
Canrassers accredited to and counted
for said Robert Patterson.

Dated April 2nd 1899

Jacob Drums

By A. P. Rich
his Attorney
Glencoe Minn

State of Minnesota
County of Cass
within

Robert Patterson
Appellant

vs.
Jacob Gruve
Respondent

Answer,

Filed, April 21st AD 1849.
G. H. H. H. H. H.
Clerk

119

To the Honorable, The District Court
in and for the County of Cass and
State of Minnesota, and J. Graymole
Judge of said District Court and
Jared Luce of the Town of Candor
in said Cass County.

Take notice that I the undersigned
Robert Patterson now and for more than
one year last past a resident elector and
legal voter of said Cass County and
the Commission District hereafter mentioned
and a candidate for the office of County Commissioner
in and for the 3^d Commission District of said
Cass County at the last general primary
election held in said County and Commission
District on the 18th day of March 1879 the
lawful appeal to the District Court of said
County from so much of the decision of
the canvassing board of said County made
on the 18th day of March 1879 as decided
and declared that said Jared Luce
received the highest number of votes cast
at said election in said Commission District
in said County for the office of County Commis-
sioner, and decided and declared that said
Jared Luce was duly elected to said
office of County Commissioner.
And you are further notified that
this appeal is taken as of record because

said Jaeth Lane did not receive
the highest number of votes cast for
said office of County Commissioner and
received only one hundred and forty
one votes (141) for that office, and
because the undersigned Robert Patterson
received two hundred and twenty
seven votes, at said election in said
Commissioners district for said office
of County Commissioner, that being the
highest number of ^{legal} votes cast for any
one person at said election in
said Commissioners dist. for said office
of County Commissioner as will more
fully appear by notice of contest of
said election herewith served upon
you

Robert Patterson
Appellant & Contestant
By ~~L. L. Patterson~~ H. J. Buck
Attys for Contestant

State of Minnesota
County of Le Sueur,

Robert Patterson
Applicant
- vs -

Jacob Leimel,
Respondent

Notice of Appeal

Filed March 21st 1879
Guthrie & Co.
Attorneys

119.

State of Minnesota.
District Court
Eighth Judicial District
County of Carver

Robert Patterson }
-75- }
Jacob Truven }

I do notice that the above
entitled action will be brought
out for trial, ^{and argued} before said
Court at Chambers on
the 24th day of May 1879
at one o'clock in the
afternoon at Hot Springs Scott
County Minnesota,

L. G. Wilson	}	H. J. Rich
& W. C. Adams		Attys for
Atty for		Contractor
Contractor		

Judicial Court
Union County }

Robert Patterson
Contestant

- vs -

Jacobs Luce
Contestee

Take notice that the above entitled
Cause will be brought on for
trial before the Court at the
Court House in Chaska on the
(21st) twenty first day of April
1879, at 11 o'clock in the forenoon
or as soon thereafter as counsel
can be heard.

L. A. P. Litch
Atty for Contestee,
H. J. Pick
Atty for Contestant

Dist. Court
Lum Lumley,

Robert Patterson

- 41 -
Jacob Lumley,

Notice of Trial

Service made by copy
Admitted this 18th
day of April 1879,
A. S. Fitch
Atty for Contestee

Filed July 8th 1879,
C. W. Maynard
Clerk,

- 119 -

H. J. Beck
Atty for Contestant

State of Minnesota
District Court Hennepin County.

Robert Patterson

- vs - Contendant

John W. Howe.

Respondent.

It is hereby stipulated by and
between the parties to this
action that the same be
stand continued for trial
to be brought to trial by either
party before the said court
within five days notice
by either party.

H. J. Rich

Atty for Contendant

A. V. Fitch

Atty for Respondent

District Court
1st Dist
County of Carver

Robert Patterson

vs

Jacob Truitt

Stipulation

Filed April 15th 1889
Chas. W. Condit
clerk

49

Patterson

ABSTRACT LEGAL
CAMERON, ANDERSON & CO.
Chicago - New York - London.

my True

Statement Costs & Disbursements.

Statute.		\$10.00
Clerks		8.00
Sheriff.	one half 4.45	8.90
Witness:		4.45

4.40	# 4.40	Chas. Trick 2 ^{da} 40 ^m	6.00	}	32.80 24.08
4.76	" 4.76	Reuben Johnson. 2 ^{da} 46 ^m	6.60		
4.40	" 4.40	Sam. True. 2 ^{da} 40 ^m	6.00		
4.04	" 4.04	Ferd Lange 2 ^{da} 34 ^m	5.40		
19.60	" 3.40	Jul F. Ackermann 1 ^{da} 40 ^m	5.00		
2.08	" 1.00	" " Interpreter	1.00		
19.68	" 2.08	Henry Harms. 1 ^{da} 18 ^m	2.80		
4.40					
20.08					

Tax per agreement as per above.
December to 1879.

\$59.70
\$46.53

Received of Robert Patterson the Sum
of Forty Six dollars and fifty three Cents in
full for the costs above taxed Dec to 1879.
Schunka Rec. 13th 1879.

Getzenbuhl

Statute Costs	\$10.00	Paid Dec 1879	Chas
Clerks	8.00	Paid December 1879	
Sheriff's fees	4.45	Paid December 1879	
Ch. Trick	4.40	Paid to J. True Dec 1879	
Reuben Johnson	4.76	ditto	
Sam. True	4.40	ditto	
Ferd Lange	4.04	ditto	
Julius Ackermann	3.40	Paid to J. H. Ackermann Jan 3 1879	
" Interpreter	1.00	ditto	
Henry Harms	2.08	Paid to J. True Dec. 23 1879.	
Total	\$46.53		

State of Minnesota
District Court
County of Carver,

Robert Patterson
vs app't
Jacob Preuve,
Resp't

Bill of Costs of Resp't

Filed, Dec 18th 1884
Geo. Wenzel
Clerk

189

Fol. 1

To Jacob Taylor, of the town
Camden, in the County of Carver
and State of Minnesota.

Take notice that I the undersigned
Robert Patterson now and for more
than one year last past a resident
elector and legal voter of said County
and the Commissioner District herein
after mentioned, and a candidate for
the Office of County Commissioner in
and for the 3rd Commissioner District
of said County of Carver at the last
general election held in said County
on the 11th day of March 1879. do contest
the validity of your election to the
said Office of County Commissioner
in and for said Commissioner District
at said election in said County, and
your right to have and hold the
said Office of County Commissioner
under and by virtue of said
election. You having been
by the County Canvassing Board
of said County declared to have
been elected to said office at said
election, and hereby give notice
of said Contest.

Fol 2

And you are further notified

Fol 3

that the undersigned Contestant will in said Contest claim and insist that you were not elected to said Office, and that the decision of said County Canvassing Board declaring you to have been elected to said Office on said election day be adjudged to be null and void and of no force or effect.

And you are further notified that the points and grounds upon which your said election to said Office of County Commissioner of said County and for said district is contested are as follows.

Fol 4

First, that at the general election held in the County of Carver in said State on said 11th day of March 1879, and in the commissioner District composed of the election precincts consisting of the townships of Benton, Young America and Camden, by the pretended returns made by the several judges acting and pretended judges of election of the said several election precincts returned to the County Board of Canvassers they the said Board of Canvassers did wrongfully and unlawfully, on the

Fol 5

17th of March 1879 decide and declare
that you said Jacob Truwer, have re-
ceived at said election the highest
number of votes cast for any one
person for the office of County
Commissioner of the ~~3rd~~ ^{3rd} Commission
District of said County, and did
then and there wrongfully declare
you elected to said office, and thus
and there wrongfully decided and
declared that you had received
at said election for said office
in said district the number of 231 votes
and that I had received only the
number of 228 votes, and thereupon
issued to you a certificate of said
election. Whereas in truth and in fact
no returns whatever were made to
or were before said Canvassing Board
by any person authorized so to do, at the
time of said canvass from the township
of Camden, in said district, and there
was no evidence before said Can-
vassing Board that you had re-
ceived any votes in said town of
Camden, and in fact there was only
returned to said Canvassing Board
by the several judges of election in

Fol 6

said Commissioner District the following vote for either you or me: From the election precinct of Young America: For Jacob Truwer 163 votes, For Robert Patterson 9 votes. From the election precinct, composed of the town of Benton: For Robert Patterson 214 votes, For Jacob Truwer 0 votes.

Fol 7

Second.— That the highest number of legal votes cast at said election in said Commissioner District for any one person for said office were cast in favor of and for this Contestant for said office of County Commissioner of and for said Commissioner District, and that this Contestant was legally and fairly elected to said office at said election, and is entitled to have and hold said office during the term provided by law, and to have the pay and emoluments thereof.

Third.— That at said election for said office this Contestant received the following legal votes for said office of Commissioner of said District: In the election

Fol 8

precinct composed of the town of Benton 214 votes. In the election precinct composed of the town of Young America 9 votes, in the election precinct composed of the town of Camdew 4 votes making a total of 227 votes cast for said contestant for said office. That at said election there were only ^{cast} for you 145 votes in the town of Young America, and no votes in the town of Benton aforesaid. That the judges of election in said election precinct of Young America at said election wrongfully and unlawfully counted for you and returned Eighteen more votes than were in fact cast and voted for you in said town at said election for said office, which said votes were canvassed and counted for you by said County Canvassing Board for said office.

Fol 9

Fourth. - That at said election you Jacob Gruwe, in violation of law, acted as one of the judges of said election, at the pretended election held in the election

Fol 10

precinct of Camden in said
Commissioner District. That no
one of the persons who acted as
judge or clerks of election at said
pretended election held in said
town of Camden were sworn as
provided by law nor in any manner
whatever. That the said polls and
place of voting in said town was
not open so as to allow any person to
vote thereat until after 12 o'clock ^{noon}
on said election day in said town,
and after a large number of per-
sons had left said polls, and
were thereby prevented from
voting for me, for said office.

That the "Ballot Box" at said
place of voting in said town of
Camden was left unprotected
out of the charge, care or custody
of any person. ~~upon~~ on said
election day, by reason of which a
large number of fraudulent and
illegal votes were put into said box
for you for said office, received
contacts and canvassed for you
for said office.

Fol 11

Fifth. That you together

Fol 12

with pretended judges of said election, did in violation of law four days after the said election, and pretended judges and clerks had adjourned "sine die" and without any authority of law or otherwise make out and return to the County Canvassing Board fraudulent and illegal returns as of votes cast for you for said office in said town to the number of 67 votes that there were not in fact put into said Ballot Box or cast for you in said town on said day for said office a greater number of votes than 60, and no legal votes were cast in said town on said day for you for said office or returned from said town to said Canvassing Board, or Canvassed, or counted for you from said election precinct for said office.

Fol 13

Sixth. - That at said election there were cast and voted, counted and canvassed for you Jacob Truwr, for said office, a large number ~~number~~ of fraudulent and illegal votes, by minors under the age of

Fol 14

twenty one years, and by persons voting who were not citizens of the United States or State of Minnesota and had not declared their intention to become such, and by persons who were not residents of the election precincts of Young America and Camden. - That in the town of Young America aforesaid ten votes were cast and counted for you at said election for said office by persons who were not citizens of the United States or of the State of Minnesota, and have not declared their intention to become such, and were not entitled to vote at said election. That ten votes were cast and counted for you at said election in said town by persons under the age of twenty one years. That at said election in said town there were cast and counted for you for said office five votes cast by persons who were not residents of said town of Young America and have not resided there for ten days prior to said election. That the names of all of said persons were

Fol 15

over to this contestant unknown

Fol 16

Seventh. - That in the election precinct comprising the town of Camden at said election in said District eleven votes were cast and counted and canvassed for you for said office by persons who were not citizens of the United States or State of Minnesota and had not declared their intention to become such and were not entitled to vote at said election. That six votes were cast and counted for you for said office in said town at said election by persons who were minors under the age of twenty one years. That at said election in said town four votes were cast and counted and canvassed for you for said office by persons who were not residents of said town of Camden for ten days prior to said election and were not entitled to vote at said election in said town. That the names of all the persons voting are

Fol 17

to this contestant unknown
Robert Patterson
By H. J. Peck His Atty.
Contestant

And you are further notified
that said matter will be brought
to trial before said Court at the
next General term of said Court
to be held in Chaska in said
County of Carver Minnesota on
the 7th day of April 1879, at the
opening of said Court or as
soon thereafter as counsel can
be heard

H. J. Peck
Atty for Robert Patterson
March 21st 1879

State of Minnesota
District Court,
County of Leaver,

Robert Patterson
Appellant
vs
Jacob Truitt
Respondent.

Notice of Contest
of Election.

Filed, April 14th 1879.
G. Wray, Clerk
advt.

119-

State of Minnesota 300
County of Leaver 2 I hereby Certify ^{and}
return that I did at the Township of
Leander, in the County of Leaver, Minn., on
the 25th day of March 1879, serve the
original notice of which the within
is a true & correct copy, on Jacob
Truitt the party to whom said notice
is directed.

Fees, Service Notice	\$1.00	J. E. District
20 Miles Travel	11.00	Sheriff Leaver Co
	5.00	Minn.
Serving notice of appeal	1.00	
7 Miles Travel	70	
Total	\$6.70	

SUBPOENA.

STATE OF MINNESOTA,

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

DISTRICT COURT.

To

George Klein Judge of Election

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and singular your business and excuses, you be and appear before the Judge of the District Court, for the Eighth Judicial District, and County of Carver, at the Court House in said County, on the Twenty first day of April 1879 at 11 o'clock, in the fore noon, then and there to give evidence in a cause to be tried between

Robert Patterson Appellant Plaintiff
and Jacob Bruce Respondent

Defendant on the part of the Respondent

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at Chaska, in said County, this Eighteenth
day of April in the year 1879.

G. Krayenbuhl

Clerk.

Original.

SUBPOENA.

**DISTRICT COURT,
CARVER COUNTY.**

IN THE MATTER OF

Robert Patterson, Appellant
vs.
Jacob Brown, Resp't

Subpoena on the part of

Respondent

STATE OF MINNESOTA, }
CARVER COUNTY }

187

I have duly served the within by reading
the same to the within named

not needed

as I am therein commanded.

Sheriff

FEES—Service	-	-	\$
Mileage	-	-	\$
Return	-	-	\$

Filed in said Court, this
day of A. D. 187

Clerk.

Attorney.

L. ED. DAVISON Print., Minneapolis.

Henry Klein

SUBPOENA.

STATE OF MINNESOTA,

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

DISTRICT COURT.

To

Jacob Bangard Judge of District

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and singular your business and excuses, you be and appear before the Judge of the District Court for the Eighth Judicial District, and County of Carver, at the Court House in said County, on the *Monday first* day of *April* *1899* at *10* o'clock, in the *fore* noon, then and there to give evidence in a cause to be tried between

Robert Patterson, Appellant Plaintiff
and *Jacob Munn, Resp*

Defendant on the part of the *Resp*

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at *Oluska*, in said County, this *Eighteenth*
day of *April* in the year *1899*.

Clerk.

Original.

SUBPOENA.

**DISTRICT COURT,
CARVER COUNTY.**

IN THE MATTER OF

Robert Patterson

vs.
Jacob Truwy

Subpoena on the part of

Respondent.

STATE OF MINNESOTA, }
CARVER COUNTY. }

187

I have duly served the within by reading
the same to the within named

Not Needed

as I am therein commanded.

Sheriff

FEES—Service	-	-	\$
Mileage	-	-	\$
Return	-	-	\$

Filed in said Court, this
day of A. D. 187

Clerk.

Attorney.

L. ED. DAVISON Print, Minneapolis.

Jacob Brungard

SUBPOENA.

STATE OF MINNESOTA,)
ss.

DISTRICT COURT.

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

To

William Schneider Judge of Election

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and singular your business and excuses, you be and appear before the Judge of the District Court, for the Eighth Judicial District, and County of Carver, at the Court House in said County, on the Twenty first day of April A.D. 1899 at 10 o'clock, in the fore noon, then and there to give evidence in a cause to be tried between

Robert Patterson, Appellant Plaintiff
and Frank Bruce, Resp't Defendant
on the part of the Respondent

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at Chaska, in said County, this Eighteenth
day of April in the year 1899.

G. Traynor Clerk.

SUBPOENA.

DISTRICT COURT,
CARVER COUNTY.

IN THE MATTER OF

Robert Patterson

vs.

Jacob Truwy

Subpoena on the part of

Respondent

STATE OF MINNESOTA, }
CARVER COUNTY. }

187

I have duly served the within by reading
the same to the within named

not needed

as I am therein commanded.

Sheriff

FEES—Service	-	-	\$
Mileage	-	-	\$
Return	-	-	\$

Filed in said Court, this
day of A. D. 187

Clerk.

Attorney.

L. ED. DAVISON Print, Minneapolis.

Mrs. Schneider

SUBPOENA.

STATE OF MINNESOTA,
DISTRICT COURT.

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

To

James Patterson

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and singular your business and excuses, you be and appear before the Judge of the District Court, for the Eighth Judicial District, and County of Carver, at the Court House in said County, on the Twenty first day of April, A.D. 1879 at 10 o'clock, in the fore noon, then and there to give evidence in a cause to be tried between

Robert Patterson, Appellant Plaintiff
and Jacob Prime, Respondent

Defendant on the part of the Appellant

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at Chaska, in said County, this Sixteenth
day of April in the year 1879.

Chas. J. Thompson
Clerk.

Original.

SUBPOENA.

DISTRICT COURT,
CARVER COUNTY.

IN THE MATTER OF

Robert Patterson, appt

v.s.

Jacob Prune, Rupt

Subpoena on the part of

Appellant

STATE OF MINNESOTA, }
CARVER COUNTY }

April 18th 1879

I have duly served the within by reading
the same to the within named

James Patterson
and leaving him
same copy of this

as I am therein commanded.

John Sellers Const
Sheriff

FEES—Service	-	-	\$	<i>25</i>
Mileage	-	-	\$	<i>1.40</i>
Return	-	-	\$	<i>13</i>

Filed in said Court, this *Twenty first*
day of *April*, A. D. 1879

Respectfully Clerk.
Attorney.

L. ED. DAVISON Print, Minneapolis.

James Patterson,

SUBPOENA.

STATE OF MINNESOTA, }
DISTRICT COURT. } ss.

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

To Julius, H. McKinnon Town Clerk and
bring with you the Ballot Box of the Town of Young America
with all And every paper and books of said Town
relating to the Election of March 11th A.D. 1879.

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and singular your business and excuses, you be and appear before the Judge of the District Court, for the Eighth Judicial District, and County of Carver, at the Court House in said County, on the Twenty first day of April A.D. 1879. at 10 o'clock, in the fore noon, then and there to give evidence in a cause to be tried between

Robert Patterson, Appellant Plaintiff,
and Jacob Drue, Respondent
Defendant on the part of the Appellant

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at Ahaska, in said County, this Twentieth
day of April in the year 1879.

G. Graymuntz
Clerk.

Original.

SUBPOENA.

DISTRICT COURT,
CARVER COUNTY.

IN THE MATTER OF

Robert Patterson, App't

Jacob Brune, Rupt

Subpoena on the part of

Appellant

STATE OF MINNESOTA, }
CARVER COUNTY }

April 18th 1879

I have duly served the within by reading
the same to the within named

Julius H. Ackermann
and leaving him a true
copy of this

as I am therein commanded.

John Keller Constable
Sherriff

FEES—Service	-	-	\$	-	25
Mileage	-	-	\$	1	00
Return	-	-	\$	15	

17.44

Filed in said Court, this *twentieth* day of *April* A. D. 1879.

Wraymable Clerk.

Attorney.

L. ED. DAVISON Print., Minneapolis.

Julius H. Ackermann
Person charged

SUBPOENA.

STATE OF MINNESOTA, }
DISTRICT COURT. } SS.

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

To Richard Patterson Town Clerk
And bring with you the Ballot Box of the Town of Camden
with all and every papers and books of said Town
relating to the election of March 11th 1879.

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and
singular your business and excuses, you be and appear before the Judge of the District Court, for the Eighth
Judicial District, and County of Carver, at the Court House in said County, on the Twenty first
day of April A.D. 1879 at 10 o'clock, in the fore noon, then and there
to give evidence in a cause to be tried between

Robert Patterson, Appellant Plaintiff,
and Jacob Prune, Respondent
Defendant on the part of the Appellant

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at Chaska, in said County, this Eighteenth
day of April in the year 1879.

J. Graymuth
Clerk.

Original
SUBPOENA.

**DISTRICT COURT,
CARVER COUNTY.**

IN THE MATTER OF

Robert Patterson, Appellant

vs.
Jacob Brune, Resp't

Subpoena on the part of

Appellant

STATE OF MINNESOTA, }
CARVER COUNTY }

April 18th 1879

I have duly served the within by reading
the same to the within named

Richard Patterson
and leaving him
a true copy of this

as I am therein commanded.

John Keller *Constable*
Sheriff

FEES—Service	-	-	\$	25
Mileage	-	-	\$	1 40
Return	-	-	\$	15

Filed in *Said* Court, this *Twenty first*
day of *April*, A. D. 1879.

W. H. Graymuhl Clerk.

Attorney.

L. ED. DAVISON Print., Minneapolis.

Richard Patterson
Journ clerk

SUBPOENA.

STATE OF MINNESOTA, }
DISTRICT COURT. } ss.

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

William Patterson

To

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and singular your business and excuses, you be and appear before the Judge of the District Court, for the Eighth Judicial District, and County of Carver, at the Court House in said County, on the Twenty First day of April, AD 1899 at 10 o'clock, in the fore noon, then and there to give evidence in a cause to be tried between

Robert Patterson, Appellant Plaintiff
and Jacob Truue, Respondent

Defendant on the part of the Appellant

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at Chaska, in said County, this Sixteenth
day of April in the year 1899.

G. Grayentuck

Clerk.

Original.

SUBPOENA.

DISTRICT COURT,
CARVER COUNTY.

IN THE MATTER OF

Robert Patterson, Appt

vs.
Jacob Irvine, Resp

Subpoena on the part of

Appellant

STATE OF MINNESOTA, }
CARVER COUNTY. }

April 18th 1879

I have duly served the within by reading
the same to the within named

William Patterson
and leaving him
true copy of this

as I am therein commanded.

John Keller

Const
Sheriff

FEES—Service	-	-	\$	25
Mileage	-	-	\$	1 30
Return	-	-	\$	15

Filed in said Court, this *Twenty first*
day of *April* A. D. 1879

W. H. Gray
Clerk.

7
Attorney.

L. ED. DAVISON Print, Minneapolis.

William Patterson
119

SUBPENA.

STATE OF MINNESOTA, }
DISTRICT COURT. } ss.

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

To

Ferdinand Thompson Young America

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and singular your business and excuses, you be and appear before the Judge of the District Court, for the Eighth Judicial District, and County of Carver, at the Court House in said County, on the Twenty first day of April 1879 at 10 o'clock, in the fore noon, then and there to give evidence in a cause to be tried between

Robert Patterson Appellant Plaintiff
and Jacob Spruce Respondent

Defendant on the part of the Respondent

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at Oshtemo, in said County, this Eighteenth
day of April in the year 1879

Clerk.

100
SUBPOENA.

**DISTRICT COURT,
CARVER COUNTY.**

IN THE MATTER OF

Robert Patterson
vs.
Jacob Truwy.

Subpoena on the part of

Respondent.

STATE OF MINNESOTA,)
CARVER COUNTY

Oct. 21st 187*9*

I have duly served the within by reading
the same to the within named *Pard.*
Lange & also by
handing this copy

as I am therein commanded.

J. C. Du Toit Sheriff

FEES—Service *Subpoena* \$ 50

Mileage *34 Mals* \$ 3.40

Return *& copy* \$ 30

\$ 4.70

Filed in said Court, this
day of _____ A. D. 187

Clerk.

Attorney.

L. ED. DAVISON Print, Minneapolis.

Frederick Langley

SUBPENA.

STATE OF MINNESOTA,
DISTRICT COURT.

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

To Richard Patterson Town Clerk and
bring with you the Ballot Box and Ballots of the Town of Camden, with
all and every paper and books of said Town, relating to the Election
of March 25th A.D. 1879.

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and
singular your business and excuses, you be and appear before the Judge of the District Court, for the Eighth
Judicial District, and County of Carver, at the Court House in said County, on the Twenty first
day of April A.D. 1879 at 11 o'clock, in the fore noon, then and there
to give evidence in a cause to be tried between

Robert Patterson, Appellant Plaintiff,
and Jacob Drewe, Respondent
Defendant on the part of the Respondent

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at Chaska, in said County, this Eighteenth
day of April in the year 1879.

Chas. W. Gray
Clerk.

Original,

SUBPOENA.

DISTRICT COURT,
CARVER COUNTY.

IN THE MATTER OF

Robert Patterson

vs.

Jacob Truog

Subpoena on the part of

Respondent,

STATE OF MINNESOTA,
CARVER COUNTY

Oct 19 187*9*

I have duly served the within by reading
the same to the within named *Richard*
Patterson

as I am therein commanded.

J. E. DuToit Sheriff

FEES—Service *Scobben* \$ 50
Mileage *4* Quils \$ 40
Return - - - \$ 90

Filed in said Court, this
day of _____ A. D. 187

Clerk.

Attorney.

L. ED. DAVIDSON Print, Minneapolis.

Richard Patterson



To

Charles Trick

2 days. 40 miles.

Richard Patterson

46 miles travel

Reuben Johnson

2 days. 46 miles.

Sam Truog

2 days. 40 miles.

SUBPENA.

STATE OF MINNESOTA,
DISTRICT COURT.

FOR THE EIGHTH DISTRICT, CARVER COUNTY.

To Henry Harris, Town Clerk And
Bring with you the Ballot Box and Ballots of the Town of Benton, with all
and every paper and book of said town, relating to the Election of
March 11th and 1879.

GREETING:

IN THE NAME OF THE STATE OF MINNESOTA, you are hereby commanded, that laying aside all and
singular your business and excuses, you be and appear before the Judge of the District Court, for the Eighth
Judicial District, and County of Carver, at the Court House in said County, on the Twenty first
day of April 1879 at 10 o'clock, in the fore noon, then and there
to give evidence in a cause to be tried between

Robert Patterson, Appellant Plaintiff
and Jacob Pierre Respondent

Defendant on the part of the Respondent

Hereof fail not, on pain of the penalty that will fall thereon.

WITNESS, The Honorable JOHN L. McDONALD, Judge of the District Court
aforesaid, at Chaska, in said County, this Eighteenth
day of April in the year 1879.

Clerk.

Original.

SUBPOENA.

DISTRICT COURT,
CARVER COUNTY.

IN THE MATTER OF

Robert Patterson

VS.

Isaac Treu

Subpoena on the part of

Respondent.

STATE OF MINNESOTA,
CARVER COUNTY.

April 19 187*9*

I have duly served the within by reading
the same to the within named *Harmus*
Harmus & also by handing
him copy & paying
him the sum of
\$2.80.

as I am therein commanded.

J. E. DuToit

Sheriff.

FEES—Service *Subpoena* \$.50

Mileage *30 miles* \$ 3.00

Return *copy* \$.30

\$ 3.80.

Filed in said Court, this

day of _____ A. D. 187

Clerk.

Attorney.

L. ED. DAVISON Print, Minneapolis.

Henry Harmus