



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

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No. 1347

DISTRICT COURT,
CARVER COUNTY, MINN.

Henry R. Tiersner
Plaintiff.

vs.
Christ E. Angelb
Defendant.

H. C. Odell
Plaintiff's Attorney.

Defendant's Attorney.

Date of Entry July 2nd 1880
Register of Actions A Page 266

Term Tried 1

Judgment for Plaintiff

Amount of Judgment \$ 26.55

Date of Judgment Feb 7th 1881

Judgment Book "B" Page 27

Default Judgment Book Page

Date of Docketing February 22nd 1881

Judgment Book "B" Page 320

Herald Publishing Co., Chaska, Minn.

Land Title

State of Minnesota.
District Court
Eighth Judicial District
County of Carver
Harry R. Dicissner
Plaintiff

vs
Christ. E. Augell.
Defendant.

The above named Plaintiff complains alleges and avers, That said Plaintiff is and for a long time past has been the owner seized in fee, of the following described Real Estate to wit Lots Two(2), and Seven(7) and Twelve(12) in Block No Two(2) and Lot No Two(2) in Block No Three(3) of the Townsite of Waconia in the County of Carver in the State of Minnesota according to the recorded plat of said Townsite on file in the office of the Register of Deeds of said County. That said premises are and for a long time have been vacant and unoccupied, That said Defendant claims an estate and interest in and to said premises, adverse to the rights and interest of the Plaintiff therein, that is said Defendant claims to own said premises and the whole thereof.

Wherefore Plaintiff demands
judgment against said Defendant
quieting the title to said premises
and the whole thereof, and that said
Defendant have no claim right title
or interest in or to said premises of
any nature or kind whatever, and
for costs of suit.

W. C. Adell

Atty for Plff

District Court
St Judicial District
County of Lawrence

Henry R. Deussen

vs

Christ E. Augell

Complet

Filed July 2, 1880

G. W. Wray
Clerk

W. C.

W. C. Adell
Atty for Plff

STATE OF MINNESOTA

COUNTY OF CARVER.

District Court,

EIGHTH JUDICIAL DISTRICT.

Henry R. Disser - Plaintiff.

vs
Christ. E. Angell - Defendant

SUMMONS.

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, which has been filed with the Clerk of said Court, in his office, in the Village of Chaska, in the County of Carver, State of Minnesota, 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 apply to the Court for the relief demanded herein

together with the costs and disbursements of this action.

Dated at Chaska,

July A. D. 1880

W. C. Paul

Plaintiff's Attorney.

State of Minnesota 3⁰⁰
County of Carver 3⁰⁰ I hereby Certify and Return
that I have made due and diligent search and
Enquiry for the within named defendant and that
said defendant cannot be found within
said County of Carver.

Dated July

\$1.00

J. E. Du Sait
Sheriff Carver Co. Minn

DISTRICT COURT,

COUNTY OF CARVER.

Henry R. Oleson

vs.

Est. C. Auged.

SUMMONS.

Filed July 17th 1880

J. E. Du Sait
Sheriff Carver Co.

W. L. Oleson

Plaintiff's Attorney.

Chaska, Minnesota.

Davison & Henderson, Print, Minneapolis.

File.

State of Minnesota.
District Court
Eighth Judicial District
County of Carver.
Henry R. Duesner.
Plaintiff.

vs
Christ. E. Angell.
Defendant.

State of Minnesota.
County of Carver. } ss.

W. C. Odell being first duly sworn says that he is Attorney for the Plaintiff in the above entitled action; that said action is brought to determine an interest which the Defendant claims in certain Real Estate situated in said County of Carver and State of Minnesota adverse to the interest of the Plaintiff therein, and the relief demanded consists in excluding the Defendant from any interest in said premises; That this affiant believes that said Defendant is not a resident of the State of Minnesota, and that the residence of said Defendant is unknown to this affiant.

Subscribed and Sworn to } W. C. Odell.
Before me this 17th day of }
July A.D. 1880.

J. Wraymull
Clerk District Court.

District Court
Sd Judicial District
County of Leavenworth.

Henry R. Duesmer

vs

Christ. E. Angell,

Plff. non-residence etc.

Filed July 17th a2 1880
G. Wraymunkle
Clerk

Dele.

W. C. Odell
Atty for Plff.

State of Minnesota.
District Court
Eight Judicial District
County of Carver.
Henry R. Dresher.
Plaintiff.

vs
Christ. E. Angell.
Defendant.

State of Minnesota, } ss.
County of Carver. }

W. C. Odell being
first duly sworn says that he
is the Attorney for the Plaintiff
in the above entitled action.
That the summons in said action
was duly served upon the Defendant
therein, by publishing the same
once in each week for six
consecutive weeks in "The Weekly
Valley Herald" a newspaper printed
and published in the Village of
Chaska in the County of Carver
and State of Minnesota. That more
than twenty days have elapsed since
the service of such summons upon
said Defendant, and that no plea
answer or demurrer or copy of
either has been received by this
affiant from or on behalf of
said Defendant, nor has there
appeared of said Defendant

have entered in said action to
the knowledge or belief of the
affiant.

Subscribed and sworn to } W. C. Odell.
Before me this 18th day of
November, A.D. 1880

G. Wraymunt

Justice of the Peace

District Court
Judicial District
County of Larimer

Henry R. Dierker

No

Edw. C. Russell

aff. No answer

Filed November 18th A.D. 1880

G. Wraymunt
Clerk

186

W. C. Odell
att. for Dep.

State of Minnesota }
County of Carver } F. E. Du Toit, of

Summons.
STATE OF MINNESOTA, } District Court, 8th
COUNTY OF CARVER. } Judicial District.

Henry R. Diessner, Plaintiff, }

vs.

Christ. E. Angell, Defendant. }

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, which has been filed with the Clerk of said Court, in his office in the village of Chaska, in the county of Carver, State of Minnesota, 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 apply to the Court for the relief demanded therein together with the costs and disbursements of this action.

Dated at Chaska, July A. D. 1880.

W. C. ODELL,
Plaintiff's Attorney.

said County, being duly sworn, deposes and says he is the Foreman, printer and publisher of the "Valley Herald" a Weekly Newspaper, printed and published in the village of Chaska in the County of Carver and State of Minnesota, and knows the facts hereinafter stated, and that the notice of "Summons," of which the annexed is a printed copy taken from the paper in which it was published, was published in said Newspaper, at least ~~two~~ once in each week, for seven successive weeks, on the day of each week in which said Newspaper was published.

viz: First publication Thursday July 15th 1880.

Last publication Thursday August 26, 1880.

F. E. Du Toit.

Subscribed and sworn to before me
this 13th day of November A.D. 1880

M. H. Muyres
Notary Public.
Carver Co Minn.

Costs fees 8.55

District Court
Superior District
County of Carver

Henry R. Deciser

vs

Christ E. Angell

app Publication

Filed November 18th 1880
Guthrie & Co
Attorneys

File

W. C. Odell
Atty for Resp

State of Minnesota.
District Court
Eighth Judicial District
County of Carver
Henry R. Diermer
Plaintiff.

^{vs}
Christ E. Angell.
Defendant.

Upon the summons and
Complaint in the above entitled
action, and proof of due service of
such summons upon the above
named Defendant, and it satisfactorily
appearing that more than twenty
days have elapsed since such service,
and that said Defendant has failed
to appear in said action, and upon
motion of W. C. Odell Attorney for
said Plaintiff, it is hereby ordered
that said cause be, and the same
is hereby referred to W. B. Griswold
who after taking the oath required by
law shall take the proof in said
action, and report the same to this
Court with all convenient speed.

Dated Shakopee Nov 29th 1880.

J. L. MacDonald
Judge of the Dist.

Dist Court
8th Dist^{ct}
County of Carver.

Henry R. Decatur

vs

Christ E. Angell.

Order of reference

Filed December 1st 1880,
Guthrie, Wash.
Adm.

W. C.

W. C. Angell
att'y for Plffs

State of Minnesota.
District Court
Eighth Judicial District
County of Carver.
Harry R. Sissner,
Plaintiff.

vs
Christ E. Augell,
Defendant.

State of Minnesota } ss.
County of Carver.

J. W. B. Griswold
do solemnly swear that I will faith-
fully and fairly hear and examine
this action, and make a just and
true report thereon, according to
the best of my understanding and
ability. So help me God.

Subscribed and sworn }
to before me this 4th day } J. W. B. Griswold
of Decumburg 20th 1880.

J. W. B. Griswold

Notary Public

Carver County

Dist " Court.
8th Jud " Dist.
County of Camber.

Henry R. Seessier.

vs

Christ E. Angell.

Sack of Referee

Filed, Dec 14th A.D. 1884
Ct. of Superior Court
Ct. of Camber.

W. B.

W. B. Adell
Atty for Ref

State of Minnesota,
District Court
Eighth Judicial District.
County of Carver.
Henry R. Diermer,
Plaintiff.

vs
Christ E. Augell,
Defendant.

Memorandum of testimony
introduced by and on behalf of
the Plaintiff in the above entitled
action.

Henry R. Diermer being first
duly sworn testified as follows.

I am the Plaintiff in this action.
I know lots No Two (2) Seven (7) and
Twelve (12) in Block No Two (2), and
Lot No Two (2) in Block No Three (3) all
of the Townsite of Waconia in the
County of Carver and State of
Minnesota. Those lots are and
for more than one year last
past have been vacant and un-
occupied.

(Deeds marked "Exhibit B" and
"Exhibit F" shown to witness). I
am the person named as Grantor
in those deeds.

Deed executed by Samuel Moy
and wife, dated on the 22nd day
of September 1879, marked "Exhibit B"

and Deed executed by Heinzen
Kreuger, dated October 28th 1847
Marked "Exhibit F." together with
certificates of acknowledgment and
recording of said deeds, offered
and received in evidence.

Frederick Greiner a witness
produced on behalf of the Plaintiff
being first duly sworn testified
as follows.

I am the Register of Deeds of the
County of Carver in the State of
Minnesota. The records in my
office show that Roswell P. Russell
was the original owner of the
Townsite of Waconia in said County
and State, that on the 13th day
of May 1857, said Roswell P. Russell
conveyed by deed dated on that
day, Lots Two (2) Four (4) and Twelve
(12) in Block No Two (2), and Lot No
Two (2) in Block No Three (3) all of
said Townsite of Waconia, to
John G. Shurburn and F. Beebe,
that thereafter and on the 7th day
of September 1858, said F. Beebe, conveyed
by deed dated on that day, his interest
in said Lots to John G. Shurburn
that thereafter and on the 3rd day
of February 1860, said John G. Shurburn

conveyed said Lots, by deed dated
on that day to Christ E. Angell
the Defendant herein. That on
the 22 day of April 1868. Lots Two
Seven and Twelve in said Block
Two, were duly conveyed by the
Auditor of said County of Canby
to George Mock, that thereafter and
on the 25th day of March 1869 said
George Mock together with his wife
conveyed said lots by deed to Michael
and Frank Zahler, that thereafter and
on the 14 day of February 1872. said
Frank Zahler conveyed his interest in
said lots, by deed, to Michael Zahler,
that thereafter and on the 21st day
of September 1878. said Michael Zahler
and his wife conveyed said lots, by
deed, to Samuel May. That on the
28th day of July 1869. Lot two in said
Block three, was duly conveyed by the
Auditor of said County of Canby
to Joseph Maertz, that on the 30th
day of April 1879 said Joseph Maertz
and his wife conveyed said lot, by deed
to Veigang Kreuzer.

I find no other records affecting the
title to said lots except record of
deeds from Samuel May and wife
and Veigang Kreuzer to the Plaintiff
in this action.

I hereby certify that the within
and foregoing is a just and true
report of the testimony introduced
in the within entitled action
before me as Referee herein.
Dated Chasra Jany 1881

W B Griswold
Referee

District Court
8th Jud^l District
County of Cass
Mo

Henry R. Deussen

vs

Christ C. Hegel
Report of Referee.

Filed January 14th 1881

Wm. H. H. H. H. H.

Wm. H. H. H. H.

W. C. C. C. C.
attys for C. H. H.

State of Minnesota.

Sistrict Court
Eight Judicial District.
County of Carver.
Henry R. Dummer,
Plaintiff.

vs
Christ. E. Augell,
Defendant.

Upon reading and filing the report of W. B. Griswold Esq the Referee in the above entitled action, and it satisfactorily appearing therefrom that the Plaintiff is the owner of the premises described in the Complaint in said action, and that said premises are vacant and unoccupied, and that said Plaintiff is entitled to the relief demanded in said Complaint. On motion of W. C. Odell Attorney for said Plaintiff ordered that judgment be entered in said action in favor of said Plaintiff, and against said Defendant, for the relief demanded in the Complaint therein.

Dated Shakopee Jan'y 14th 1881.

J. L. MacDonald
Judge 8th Dist

Dist^{ct} Court.
8th Jud^{ge} District,
County of Larimer

Henry R. Suisun

vs

Christ. E. Augell
Order for Judgment

Filed January 19th 1881,
G. W. Vandenbuhl
Clerk


W. C. Odell
Atty for Plff.

State of Minnesota.
 District Court
 Eighth Judicial District.
 County of Carver.
 Henry R. Lissner.
 Plaintiff.

vs
 Christ E. Augell.

Defendant.
 Plaintiffs costs and disbursements.

Statute.	\$5.00.
4 affidavits	1.00
Sheriffs Fee	1.00
Clerks "	1.44
Printers " publishing Summons	8.55
Referee "	5.00
Total	\$26.55

State of Minnesota } ss.
 County of Carver }

W. C. Odell being first duly sworn says that he is the attorney for the Plaintiff in the above entitled action that the above bill and items of costs and disbursements are just and correct and have been necessarily incurred herein.

Subscribed and sworn to } W. C. Odell
 Before me this 14th day of }
 February A.D. 1881. }
 J. Wraymuhl
 Notary Public

Sist⁴ Court⁴
8th Jud⁴ District
County of Canver.

Henry R. Sumner

vs

Christ. E. Russell.

Reffs Bill of Costs.

Filed February 21st 1884
E. H. Gray
Clerk

- W. C. -

W. C. Odell
Atty for Reffs.

1 State of Minnesota
2 District Court
3 Eighth Judicial District
4 County of Carver.

6 Henry R. Diessner, Plaintiff
7
8 Against
9 Christ E. Angell, Defendant.

11 The Summons and Complaint in
12 this action having been duly served upon the above named
13 Defendant, by publication in the manner prescribed by
14 law, and more than twenty days exclusive of the day
15 of service, having elapsed since such service, and no
16 answer or demurrer to said Complaint having been
17 served upon or received by the Plaintiff's Attorney herein,
18 as required by said summons, and the said Defendant
19 having in no manner appeared herein,

20 And the said action having been brought on to be
21 heard before the above entitled Court, upon the Complaint
22 therein and ^{the} report of Mr. W. B. Griswold Esq., duly appointed
23 by an order dated November 29th 1880, Reference to hear
24 and report the testimony offered and introduced by
25 said Plaintiff in support of his said Complaint.
26 And it satisfactorily appearing therefrom that the
27 Plaintiff is the owner of the premises described in said
28 Complaint; that said premises are vacant and
29 unoccupied; that the Defendant claims an estate and
30 interest in said premises adverse to the rights and
31 interests of the Plaintiff therein; and that said Plaintiff
32 is entitled to the relief demanded in said Complaint.

And the said Court having ordered judgment accordingly.
Therefore on motion of W. C. Webb attorney for
the Plaintiff, It is considered and adjudged and the
judgment of this Court is that the said Plaintiff is the
owner in fee of the premises described in said Complaint,
that is to say:

Lots Two (2), and Seven (7) and Twelve
(12) in Block Number Two (2), and Lot Number Two (2),
in Block Number Three (3) of the Townsite of Racine in
the County of Carver in the State of Minnesota and that
the Defendant had no right title interest claim or
claim in to or upon said premises or any part thereof,
and that the pretended claim of said Defendant in and
to said premises is hereby set aside and declared null
and void.

And it is further adjudged that Said
Plaintiff recover of said Defendant his costs in this
action, taxed at the sum of Twenty Six dollars and
fifty five cents, and that Said Plaintiff have execution
therefor.

Dated February 15th 1881.

By the Court:

Grayenbuhl
Clerk,

Page 266 Reg. A
State of Minnesota
District Court
County of Carver,

Henry R. Diessner
vs
Christ E. Ungell

Judgment Roll

Judgment, costs \$26.65

Filed, February 14th A.D. 1881.
G. H. Gray, Clerk.

= 266 =

W. C. Odell atty for Def
Deborah A. Winn

No. 1348

DISTRICT COURT,
CARVER COUNTY, MINN.

Henry R. Diemer
Plaintiff.

vs.
J. G. Scherburne
Defendant.

H. C. Adell
Plaintiff's Attorney.

Defendant's Attorney.

Date of Entry July 2nd 1880

Register of Actions A Page 466

Term Tried 1

Judgment for Plaintiff

Amount of Judgment \$26.55

Date of Judgment Feb. 7th 1881

Judgment Book "B" Page 28

Default Judgment Book Page

Date of Docketing February 24 1881

Judgment Book "A" Page 320

Herald Publishing Co., Chaska, Minn.

Land title.

State of Minnesota.
District Court
Eighth Judicial District
County of Carver.
Henry R. Deissner.
Plaintiff.

vs
J. G. Shurtzner.
Defendant.

The above named Plaintiff complains alleges and avers, That said Plaintiff is and for a long time past has been the owner seized in fee. of the following described Real Estate to wit: Lots No Nine (9) and Eleven (11) in Block No Four (4) of the Townsite of Wacouia in the County of Carver and State of Minnesota. That said Defendant claims an Estate and interest in and to said premises adverse to the rights and interests of the Plaintiff therein. That is said Defendant claims to own said premises, and the whole thereof. That said premises are and for a long time have been vacant and unoccupied.

Wherefore Plaintiff demands judgment against said Defendant quieting the title to said premises and the whole thereof, and that said Defendant have no claim right

title or interest in or to said
premises of any nature or
kind whatever.

W. C. Odell.

Atty for Plff.

District Court
Said District
County of Carver.

Henry R. Osier

vs

J. G. Sherburne

Defendant

Filed July 2nd 1880

W. C. Odell
Attorney at Law

966

W. C. Odell
Atty. at Law.

STATE OF MINNESOTA,

COUNTY OF CARVER.

District Court,

EIGHTH JUDICIAL DISTRICT.

Henry R. Desser - Plaintiff.

J. G. Shurburne - Defendant.

SUMMONS.

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, which has been filed with the Clerk of said Court, in his office, in the Village of Chaska, in the County of Carver, State of Minnesota, 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 apply to the Court for the relief demanded herein.

together with the costs and disbursements of this action.

Dated at Chaska,

July 1. D. 1885.

W. C. Ouel

Plaintiff's Attorney.

State of Minnesota
County of Carver

I Henry Certify and return
that I have made due and diligent search and
enquiry for the within named defendant and that said
defendant cannot be found within said
County of Carver.

Dated July

Fees \$1.00,

J. E. Du Toit
Sheriff Carver Co.
Minn.

DISTRICT COURT,
COUNTY OF CARVER.

Henry R. Diceson

vs.

J. E. Sherburne

SUMMONS.

Filed July 12th 1880
J. E. Sherburne
Clerk

W. E. Dool

Plaintiff's Attorneys.

Chaska, Minnesota.

Davison & Henderson, Print, Minneapolis.

Doc.

State of Minnesota. District Court
Eighth Judicial District
County of Carver
Henry R. Duesner,
Plaintiff.

vs
J. G. Shurtbume.
Defendant.

State of Minnesota. } ss.
County of Carver. }

W. C. Odell being first duly sworn says that he is Attorney for the Plaintiff in the above entitled action; that said action is brought to determine an interest which said Defendant claims in certain Real Estate situated in the County of Carver and State of Minnesota, adverse to the interest of the Plaintiff therein, and the relief demanded consists in excluding said Defendant from any interest in said premises; That this Affidavit alleges that said Defendant is not a resident of the State of Minnesota, and that the residence of said Defendant is unknown to this affiant.

Subscribed and sworn to } W. C. Odell.
Before me this 17th day of }
July A.D. 1880
G. Grayson
Clerk District Court.

State of Minnesota
County of Carver.
District Court

Henry R. Dussier

vs

J. G. Shurtowne.

Aff. non residue etc

Filed July 12th A.D. 1880.
G. Wray, Clerk,

W. B.

W. B. Odell
Atty for Resp.

State of Minnesota

District Court
Eighth Judicial District
County of Carver.

Henry. R. Dieimer.

Plaintiff.

vs
J. G. Shurtburne.

Defendant.

State of Minnesota } ss.
County of Carver. }

W. C. Odell being
first duly sworn says that he is
the Attorney for the Plaintiff in
the above entitled action. That the
Summons in said action was duly
served upon the Defendant therein
by publishing the same once in
each week for six consecutive
weeks in "The Weekly Valley Herald"
a newspaper printed and published
in the Village of Chaska in the
County of Carver and State of
Minnesota. That more than twenty
days have elapsed since the service
of said Summons upon said
Defendant, and that no plea, answer
or demurrer or copy of either has
been received by this Applicant from
or on behalf of said Defendant, nor
has the appearance of said Defendant
been entered in said action to the

Knowledge on behalf of this affair
 Subscribed and sworn to } W. C. Caldwell.
 Before me this 18th day of }
 November AD 1880.
 G. Wraymunt
 Clerk District Court

District Court
 of Judicial District
 County of Warren
 Henry R. Cassin

vs
 J. C. Sherburne.
 all no answer.

Filed November 18th 1880
 G. Wraymunt
 Clerk

- 266 -

W. C. Cass
 atty for Resp

State of Minnesota,

SS.

County of CarverF. E. DuFait

of said County, being

duly sworn, deposes and says he is the Formanprinter and publisher of the "Valley Herald"a Weekly newspaper, printed and published in the Village ofChaska in the County of Carver

and State of Minnesota, and knows the facts hereinafter stated, and

that the Notice of ~~Mortgage~~ Summons Sale, of which the annexed is a printed

copy taken from the paper in which it was published, was published

in said newspaper, at least once in each week, for ~~one~~ seven successive

weeks, on the day of each week in which said newspaper was published,

viz: First publication Thursday July 15, 1880. Lastpublication Thursday August 26th A. D. 1880.F. E. DuFaitSubscribed and sworn to before me this 13th day ofNovember A. D. 1880.M. H. MayresNotary PublicCarver Co. Minn.

SUMMONS.

State of Minnesota, } District Court, 8th
County of Carver. } Judicial District.

Henry R. Diessner, Plaintiff.

vs.

J. G. Shurburne, Defendant.

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, which has been filed with the Clerk of said Court, in his office, in the Village of Chaska, in the County of Carver, State of Minnesota, and to serve a copy of your answer to said Complaint on the undersigned, 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 apply to the Court for the relief demanded therein, together with the costs and disbursements of this action.

Dated at Chaska, July A. D. 1880.

W. C. ODELL, Plf's. Att'y.

Printer's Fees, \$

8.55

District Court
County of Kanon

Henry R. Deemer

vs

J. G. Shurtowne

app Publication

Filed July 12th A.D. 1886

G. Krayenbuhl
Clerk,

Vol.

W. L. Odell
att'y for Plff.

State of Minnesota,
District Court
Eighth Judicial District
County of Carver.
Henry R. Dussier.
Plaintiff.

^{vs}
J. G. Shurburne.
Defendant.

Upon the summons and Complaint
in the above entitled action, and
proof of due service of the summons
upon the above named Defendant,
and it satisfactorily appearing that
more than twenty days have elapsed
since the service of such summons,
and that said Defendant has failed
to appear in said action, and
upon motion of W. C. Odell attorney
for said Plaintiff, it is hereby ordered
that said cause be, and the same is
hereby referred to W. B. Griswold Esq.
who after taking the oath required
by law, shall take the proof in said
action, and report the same to this
Court, with all convenient speed.
Dated Shakopee Nov 29th 1880

J. L. MacDonald
Judge 8th Dist

District Court
8th Div District
County of Larar

Harry R. Quinn.

vs

J. G. Sherrine

Order of reference

Filed December 1st 1880
G. Graymuthly

W. C. Acill

W. C. Acill
att'y for Refr

State of Minnesota.

District Court
Eight Judicial District.
County of Carver.

Harry R. Sussner.

Plaintiff.

^{vs}
J. G. Shurtowne.

Defendant.

State of Minnesota }
County of Carver. } ss.

J. W. B. Griswold.

do solemnly swear, that I will
faithfully and fairly hear and
examine this action, and make
a just and true report thereon
according to the best of my under-
standing and ability. So help me God.

Subscribed and sworn to
before me this 7th day of
December A.D. 1880

J. W. B. Griswold

Geo. Wenzelbach

Notary Public

Carver County

Dirt " Court
8th Jud^t Dist^t
County of Canaan.

Henry R. Duesen

vs

J. G. Sherburne

Sack of Refuse.

Filed, Dec 14th 1880
C. H. Brown
Clerk
T. J.

W. C. Odell
att'y for Plff.

State of Minnesota.
District Court
Eighth Judicial District,
County of Carver
Henry R. Duesmer,
Plaintiff.

^{vs}
John G. Shurburne,
Defendant.

Memorandum of testimony
introduced by and on behalf of
the Plaintiff in the above entitled
action.

Henry R. Duesmer being first
duly sworn testified as follows.
I am the Plaintiff in this action.
I know Lots No Nine (9) and Eleven (11)
in Block No Four (4) of the Townsite
of Waconia in the County of
Carver and State of Minnesota.
Those Lots are and for more than
one year last past have been vacant
and unoccupied.

(Deed marked "Exhibit A" shown
to witness) I am the person
named as Grantor in their deeds.
Deed marked "Exhibit A" executed
by August Krueger, dated July
28th 1897, together with the certificate
of the acknowledgment and recording
thereof, offered and received in
evidence.

Frederick Greiner, a witness
produced on behalf of the Plaintiff
being first duly sworn testified
as follows.

I am the Register of Deeds of
the County of Carver in the State
of Minnesota. The records in my
office show that Roswell P. Russell,
was the original owner of the
Townsite of Waconia in said County
and State. That on the 13th day of
May 1857, said Roswell P. Russell together
with his wife, conveyed Lots No
Nine (9) and Eleven (11) in Block
No Four (4) of said Townsite of
Waconia, by deed dated on that
day, to John G. Shurburne and
T. Beut; that thereafter and on
the 3rd day of September 1858, said
T. Beut, conveyed his interest in
said Lots, by deed dated on that
day to John G. Shurburne the
Defendant in this action. That on
the 28th day of July 1869 said lots
were duly conveyed by the Auditor
of said County of Carver to Joseph
Maertz; that on the 30th day of April
1897 said Joseph Maertz and his wife,
conveyed said lots by deed to Theodor
Krugur. I find no other records
affecting the title to said lots except
record of deed from said Krugur to Plaintiff

1

I hereby certify that the foregoing
is a just and true report of the
testimony introduced in the within
entitled action, before me as Referee
therein.

Sated Chaska Jan'y 1881

A B Gusinold
Referee

District Court
S^d Just^s District
County of Canaan.

Henry R. Dierauer

vs

J. G. Shurburnie
Report of Referee

Filed January 14th A.D. 1889.

G. Graymuth
Clerk

[Signature]

W. C. Odell
atty for Ref.

State of Minnesota.
District Court
Eighth Judicial District.
County of Carver.
Henry R. Dummer,
Plaintiff

vs
J. G. Shurburne,
Defendant.

Upon reading and filing
the report of W. B. Griswold Esqr
the Referee in the above entitled
action, and it satisfactorily ap-
pearing therefrom that the
Plaintiff is the owner of the prem-
ises described in the Complaint
in said action and that said
premises are vacant and un-
occupied, and that said Plaintiff
is entitled to the relief demanded
in said Complaint.

On motion of W. C. Odell Attorney
for said Plaintiff ordered that
judgment be entered in said action
in favor of said Plaintiff and against
said Defendant, for the relief demanded
in the Complaint therein.
Dated Shakopee Jan'y 14 1881.

J. L. MacDonald
Judge 8th Dist.

Sistⁿ Court
8th Judth District
County of Canon

Hon. R. Sessier

J. G. Shurtanue

Order for Judgment

Filed January 19th A.D. 1881.
G. Krausmuhl Clerk
File

W. C. Odell
atty for Plff.

State of Minnesota
 District Court
 Eighth Judicial District.
 County of Kanab.
 Henry R. Lissner.
 Plaintiff.

vs
 J. G. Shurburne.
 Defendant.

Plaintiffs Costs and Disbursements

Stamps	5.00
4 Affidavits	1.00
Sheriff Fee	1.00
Clerks "	6.44
Printers " Publishing Summons	8.55
Referees "	5.00
Total	\$ 26.99

State of Minnesota } ss
 County of Kanab.

W. C. Odell being first duly sworn says that he is Attorney for the Plaintiff in the above entitled action. That the above bill and items of Costs and Disbursements therein. are just and correct and have been necessarily incurred therein.

Subscribed and sworn to } W. C. Odell
 Before me this 17th day of }
 February A.D. 1881. }
 J. H. Graymire
 Clerk Dist Court.

Sist^d Court,
Jud^l District
County of Carver,

Henry R. Seissner

vs

J. G. Shurtzess

Reff. Bill of Costs,

Filed February 14th A.D. 1881.

E. H. C. C. C.
Clerk,

W. C.

W. C. Odell
Atty for Reff.

1 State of Minnesota
2 District Court
3 Eighth Judicial District
4 County of Carver.

6 Henry R. Diessner, Plaintiff
7
8 Against
9 J. G. Scherburne, Defendant.

11 The Summons
12 Complaint in this action having been duly served upon
13 the above named Defendant, by publication in the
14 manner prescribed by law, and more than twenty
15 exclusive of the day of service, having elapsed since
16 such service and no answer or demurrer to said
17 Complaint having been served upon or received by the
18 Plaintiff's Attorney herein, as required by said Summons,
19 and the said Defendant having in no manner appeared
20 herein.

21 And the said action having been brought on to
22 be heard before the above entitled Court upon the Complaint
23 therein and upon the report of Mr. W. B. Griswold Esq.
24 duly appointed by an order dated November 29th 1884,
25 Reference to hear and report the testimony offered and
26 introduced by said Plaintiff in support of his said
27 Complaint.

28 And it satisfactorily appearing therefrom that the
29 Plaintiff is the owner of the premises described in said
30 Complaint; that said premises are vacant and unoccupied,
31 that the Defendant claims an estate and interest in said
32 premises adverse to the rights and interests of the Plaintiff

1 therein and that said Plaintiff is entitled to the relief
2 demanded in said Complaint.

3 And the said Court having ordered judgment accordingly.
4 Therefore on motion of Mr. C. Bell Attorney
5 for the Plaintiff, It is considered and adjudged and the
6 judgment of this Court is that the said Plaintiff is the
7 owner in fee of the premises described in said Complaint,
8 that is to say:

9 Lots Number Nine (9) and Eleven (11)
10 in Block Number Four (4) of the Townsite of Racine
11 in the County of Racine and State of Wisconsin and that
12 the Defendant has no right title interest claim or
13 lien in to or upon said premises or any part thereof,
14 and that the pretended claim of said Defendant in and
15 to said premises is hereby set aside and declared null
16 and void.

17 And it is further adjudged that said Plaintiff
18 recover of said Defendant his costs in this action
19 taxed at the sum of Twenty Six dollars and fifty five
20 cents, and that said Plaintiff have execution therefor.

21 Dated February 15th A.D. 1881.

22 By the Court

23 J. H. Rayburn

24 Clerk

Page 266 Reg. A.
State of Minnesota
District Court
County of Carver,

Henry R. Diessner
vs
J. G. Schurburne,

Judgment Roll.

Judgment with \$26.55.

Filed, February 7th 1881
G. Krayenbuhl
Clerk,

W. C.

W. C. Schell Attorney for Plaintiff
Charles Quinn

No. 1349

DISTRICT COURT,
CARVER COUNTY, MINN.

Henry R. Diermer ^{SSN2Y}
Plaintiff.

Amaza vs.
Amatza King
Defendant.

W.C. Odell
Plaintiff's Attorney.

Defendant's Attorney.

Date of Entry July 2nd 1880

Register of Actions A Page 267

Term Tried 1

Judgment for Plaintiff

Amount of Judgment \$ 26.55

Date of Judgment Feb. 7th 1881

Judgment Book "B" Page 29

Default Judgment Book Page

Date of Docketing February 7, 1881

Judgment Book Page 320

Herald Publishing Co., Chaska, Minn.

Land Title

State of Minnesota.

District Court.
Eighth Judicial District
County of Carver
Henry R. Diermer.
Plaintiff.

vs
Arnaga King.
Defendant.

The above named Plaintiff complains alleges and avers, That said Plaintiff is, and for a long time has been the owner seized in fee of the following described Real Estate to wit, Lot No Twelve (2) in Block No Four (4) of the Townsite of Waconia in the County of Carver in the State of Minnesota, That said real estate is and for a long time past has been vacant and unoccupied, That said Defendant claims an estate and interest in and to said premises adverse to the rights and interests of the Plaintiff herein, That so said Defendant claims to own said premises and the whole thereof.

Wherefore Plaintiff demands judgment against said Defendant quieting the title to said premises and the whole thereof, and that said Defendant have no claim right title or interest, in or to

District Court
in Judicial District
County of Lamar

Thos. R. Osceola

vs

Araya King.

Comptroller

Filed July 2^d 1880

J. G. Thompson

clerk

167.

W. C. Odell
att'y for Resp.

said premises of any nature or
kind whatever

W. C. Odell

att'y for Resp.

STATE OF MINNESOTA

COUNTY OF CARVER.

District Court,

EIGHTH JUDICIAL DISTRICT.

Henry R. Desser - Plaintiff

vs
Amasa King - Defendant

SUMMONS.

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, which has been filed with the Clerk of said Court, in his office, in the Village of Chaska, in the County of Carver, State of Minnesota, and to serve a copy of your answer to said Complaint on the subscriber, at _____ 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 apply to the Court for the relief demanded herein.

together with the costs and disbursements of this action.

Dated at Chaska,

July
A. D. 1878.

W. C. Odell.

Plaintiff's Attorney.

State of Minnesota
County of Carver

I hereby Certify and Return that

I have made due and diligent search and Enquiry
for the within named defendant and that said
defendant cannot be found within said
County of Carver.

Dated July

Fees \$1.00

J. E. Du Sait,
Sheriff Carver Co
Min.

DISTRICT COURT,

COUNTY OF CARVER.

Henry R. Deussen

VS.

Waga King

SUMMONS.

Filed July 1st 1880

J. G. Wrayenbuhl
Clerk

W. C. Odell

Plaintiff's Attorneys.

Chaska, Minnesota.

Devison & Henderson, Print. Minneapolis.

167

State of Minnesota
District Court
Eight Judicial District
County of Carver.
Henry R. Deissner.
Plaintiff.

vs
Amaga King.
Defendant.

State of Minnesota } ss.
County of Carver. }

W. C. Odell being first duly sworn says that he is Attorney for the Plaintiff in the above entitled action; that said action is brought to determine an interest which the Defendant claims in certain Real Estate situated in said County of Carver and State of Minnesota adverse to the interest of the Plaintiff therein, and the relief demanded consists in excluding the Defendant from any interest in said premises; That this affiant believes that said Defendant is not a resident of the State of Minnesota, and that the residence of said Defendant is unknown to this affiant.

Subscribed and sworn to } W. C. Odell.
Before me this 11th day of }
July A.D. 1880. }
J. Maymuth
Clerk of said Court.

District Court
Sd Judicial District
County of Carver

Henry R. Deeser

vs

Amaza Ridg.

aff non. responde etc

Filed July 17th AD 1880
G. H. Weyant
Clerk,

264

W. C. Adell
atty for Aff.

State of Minnesota }
County of Carver } J. E. DuToit of
said County being duly sworn

SUMMONS.

State of Minnesota, } District Court, 8th
County of Carver. } Judicial District.
Henry R. Diessner, Plaintiff.

vs.

Amaza King, Defendant.

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, which has been filed with the Clerk of said Court, in his office, in the Village of Chaska, in the County of Carver, State of Minnesota, 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 thirty 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 apply to the Court for the relief demanded therein, together with the costs and disbursements of this action.

Dated at Chaska, July A. D. 1880.

W. C. ODELL, Plf's Att'y.

deposes and says he is the Foreman
Printer and Publisher of the
"Valley Herald" a Weekly news-
paper printed and published in
the Village of Chaska in the
County of Carver and State of
Minnesota and knows the facts

hereinafter stated and that the notice
of "Summons" of which the annexed
is a printed copy taken from the
paper in which it was published
was published in said newspaper, at
least once in each week, for seven
successive weeks on the day of each
week in which said newspaper
was published

Viz: First publication Thursday July 15th 1880
Last publication Thursday August 26th 1880
J. E. DuToit.

Subscribed and sworn to before me
this 13th day of November A.D. 1880

M. H. Muzres
Notary Public.
Carver Co. Minn.

Printers fees \$8⁵⁵

District Court
Superior District
County of Carver,

Henry R. Duesman

vs

Anaya King
App Publication

Filed November 18th 1884
G. H. Thompson
Clerk

264

W. C. Odell
att'y for App.

State of Minnesota.

District Court
Eighth Judicial District

County of Carver.

Henry R. Decimus.

Plaintiff.

vs
Anaya King.

Defendant.

State of Minnesota.

County of Carver.

ss

W. C. Odell being
first duly sworn says that he is the
Attorney for the Plaintiff in the above
entitled action. That the Summons
in said action was duly served upon
the Defendant therein, by publishing
the same once in each week for six
consecutive weeks in "The Weekly Valley
Herald" a newspaper printed and
published in the Village of Chaska
in the County of Carver and State
of Minnesota. That more than twenty
days have elapsed since the service
of said Summons upon said Defendant
and that no plea answer or demurrer
or copy of either has been received by
this affiant from or on behalf of
said Defendant. nor has the appearance
of said Defendant been entered in
said action to the knowledge or
belief of this affiant.

Subscribed and sworn to by W. C. Odell.

Before me this 18th day of

November A.D. 1889. J. W. Wenzel, Clerk of said County.

District Court
in Judicial District
County of Kanar.

Henry R. Deasner.

vs

Amaga King.

aff no answer

Filed November 18th and 1880
G. H. H. H. H. H.
Clerk

Vol.

W. C. Odell
att'y for Def.

State of Minnesota.
District Court
Eighth Judicial District.
County of Carver.
Harry R. Dummer.
Plaintiff.

vs
Anaya King.
Defendant.

Upon the summons and
Complaint in the above entitled
action, and proof of due service
of such summons upon the above
named Defendant, and it satisfactorily
appearing that more than twenty
days have elapsed since the service
of such summons, and that said
Defendant has failed to appear in
said action, and upon motion of
W. C. Odell, Attorney for said Plaintiff,
it is hereby ordered that said cause
be, and the same is hereby referred
to W. B. Griswold who after
taking the oath required by law,
shall take the proof in said action
and report the same to this Court
with all convenient speed.

Dated Shakopee Nov 29 1880.

J. L. MacDonald
Judge of the District.

Dist Court
8th Dist^{ct} District
County of Carver

Henry R. Dession

vs

Amaga King.

Order of reference

Filed, December 14th 1889
G. W. Krieger
Clerk,
notary

W. C. Odell
Atty for R. & F.

State of Minnesota.

Subtract Court
Eight Judicial District.
County of Carver
Henry R. Sierrier.
Plaintiff.

vs
Amaza King.

Defendant.

State of Minnesota }
County of Carver } ss.

J. W. B. Griswold.
do solemnly swear that I will
faithfully and fairly hear and
examine this action, and make
a just and true report thereon accord-
ing to the best of my understanding
and ability. So help me God.

Subscribed and sworn to
before me this 4th day of
December A.D. 1880

J. W. B. Griswold

G. W. Maynard
Clerk of Court
Alvin W. Smith

Sist' Court
8th Jud^l Dist.
County of Kanawha

Henry R. Dinsman

vs.

Amaga King.

Sack of Rufus

Filed, Dec 14th 1880
G. W. Rayburn
Clerk

16th

W. B. Odell
atty for Df.

State of Minnesota.
District Court
Eighth Judicial District
County of Carver.
Henry R. Diesmer.
Plaintiff.

vs
Amaya King.
Defendant.

Memorandum of testimony
introduced by and on behalf of the
Plaintiff in the above entitled action.

Henry R. Diesmer being first
duly sworn testified as follows.
I am the Plaintiff in this action.
I know Lot No Twelve (12) in Block
No Four (4) of the Townsite of Waconia
in the County of Carver and State
of Minnesota. That lot is and for
more than one year last past has
been vacant and unoccupied.
(Deed marked "Exhibit A" shown to
witness.) I am the person named
as Grantor in that deed.

Deed executed by Vinzenz Kreuzer
dated July 28th 1877. marked "Exhibit
A" together with the certificates
of acknowledgment and recording
thereof. offered and received in
evidence.

Frederick Greiner a witness
produced on behalf of the Plaintiff
being first duly sworn testified
as follows.

I am the Register of Deeds of the
County of Carver in the State
of Minnesota. The records in my
office show that Roswell P. Russell
was the original owner of the Township
of Wacouia in said County and
State; that on the 11th day of June 1857
said Roswell P. Russell together with
his wife, conveyed by deed dated on
that day, Lot No Twelve (12) in Block
No Four (4) of said Township of Wacouia
to George W. King; that thereafter and
on the 27th day of March 1860 said
George W. King together with his
wife conveyed said lot, by deed
dated on that day to Amasa King
the defendant herein. That on the 26th
day of July 1869, said lot was duly
conveyed by the Auditor of said
County of Carver, to Joseph Maertz;
that on the 30th day of April 1877 said
Joseph Maertz conveyed said lot, by
deed, to August Krueger.

I find no other records affecting the
title to said lot, except record of deed
from August Krueger to the Plaintiff
in this action.

I hereby certify that the within
and foregoing is a just and true
report of the testimony introduced
in the within entitled action. Signed
me as Referee therein,
Dated Chaska Jan'y 1881

W B Griswold
Referee

District Court
S. J. D. District
County of Canar.

Henry R. Dressier.

70

Amaga King.
Report of Referee.

Filed January 19th A.D. 1887,
G. H. Vandenbuhl
Clerk

W. L. Ouel
Atty for R.F.P.

State of Minnesota.
District Court
Eight Judicial District.
County of Carver
Henry R. Deemer.
Plaintiff. }
vs
Amaza King.
Defendant. }

Upon reading and filing
the report of W. B. Griscolds Esqr.
the Referee in the above entitled action,
and it satisfactorily appearing
therefrom that the Plaintiff is the
owner of the premises described
in the Complaint in said action
and that said premises are vacant
and unoccupied, and that said
Plaintiff is entitled to the relief
demanded in said Complaint.

On motion of W. C. Odell Attorney
for said Plaintiff ordered that
judgment be entered in said
action in favor of said Plaintiff
and against said Defendant for
the relief demanded in the Complaint
therein.

Dated Shakopee Jan'y 14th 1881.

J. L. McDonald
Judge 8th dist.

Dist^r Court,
8th Jud^r District.
County of Lower

Henry R. Dussier.

vs

Amaza King.
Order for Judgment.

Filed January 19th 1884.
G. Graymuhl
Clerk,
N.Y.

W. C. Reed
att^y for Plff

State of Minnesota,
 District Court.
 Eighth Judicial District
 County of Carver.
 Henry R. Sumner,
 Plaintiff,
 vs
 Amasa King,
 Defendant.
 Plaintiffs Costs and Disbursements.

Statute.	5.00.
# Affidavits	1.00
Sheriffs fees.	1.00
Clerks "	6.14
Printers " publication Summons	8.55
Referees "	5.00.
	<u>26.55</u>
	Total \$ 26.55

State of Minnesota } ss
 County of Carver. }

W. C. Odell being first duly sworn says that he is attorney for the Plaintiff in the above entitled action. That the above bill and items of Costs and disbursements therein is just and correct, and has been necessarily incurred therein.

Subscribed and sworn to W. C. Odell.
 Before me this 15th day of
 February, A.D. 1881.
 J. H. Haysenbuhl
 Clerk District Court.

Sist^h Court
8th Jud^l District.
County of Carver.

Henry R. Senior.

vs

Amaga King

Reff^l Bill of Costs

Filed February 4th 1888
G. H. Grayson Clerk,

W. C. Adell

atty for Reff^l

State of Minnesota.
District Court
Eight Judicial District.
County of Kanab.
Henry R. Desinger.
Plaintiff.

^{vs}
Anaga King.
Defendant.

The Summons and Complaint in this action having been duly served upon the above named Defendant, by publication in the manner prescribed by law, and more than twenty days expiration of the day of service, having elapsed since such service, and no answer or demurrer to said Complaint having been served upon or received by the Plaintiffs Attorney herein, as required by said Summons, and the said Defendant, having in no manner appeared herein, And the said action having been brought on to be heard before the above entitled Court, upon the Complaint therein and upon the report of W. B. Griswold Esq. duly appointed by an order dated November 29th 1880. Refer to hear and report the testimony offered and introduced by said Plaintiff

in support of his said Complaint.
And it satisfactorily appearing
therefrom that the Plaintiff is the
owner of the premises described
in said Complaint; that said prem-
ises are vacant and unoccupied;
that the Defendant claims an
estate and interest in said
premises adverse to the rights
and interests of the Plaintiff therein
and that said Plaintiff is entitled
to the relief demanded in said
Complaint.

And the said Court having ordered
judgment accordingly.

Therefore, On motion of W. C. Odell
Attorney for the Plaintiff it is
considered and adjudged that
the judgment of this Court is,
that the said Plaintiff is the owner
in fee of the premises described
in said Complaint, that is to say
Lot Number Twelve in Block No
Four in the Townsite of Maconia
in the County of Carver and
State of Minnesota, and that
the Defendant has no right
title interest claim or lien
in to or upon said premises
or any part thereof, and that
the pretended claim of said
Defendant in and to said premises

is hereby set aside and declared
null and void.
And it is further adjudged that
said Plaintiff recover of said
Defendant his costs in this action,
 taxed at the sum of Twenty Six dollars and fifty five
cents, and that said Plaintiff have execution therefor.

Dated February 7th 1881.

By the Court.

J. Krayenbuhl

clerk.

Page 267 Reg. A.
State of Minnesota
District Court
County of Carver.

Henry R. Diessner
^{vs}
Amaza King,

Judgment Roll.

Judgment, costs \$ 16.55

filed, February 1st 1881,
G. H. Cragenbuhl Clerk,

W. H.

W. H. Well City for Plaintiff
Shaska, Minn.