



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

## **Copyright Notice:**

This material may be protected by copyright law (U.S. Code, Title 17). Researchers are liable for any infringement. For more information, visit [www.mnhs.org/copyright](http://www.mnhs.org/copyright).

No.

4475357

# DISTRICT COURT,

Carver County, Minnesota

In the Matter of the Petition  
for the Adoption of  
Infants and Child in the  
Minority

Plaintiff

VS.

Defendant

John J. Fisher  
Petitioner's Attorney

Defendant's Attorney

Date of Entry July 1st 1913

Register of Actions, E Page 145

Term Tried 191

Judgment for Adoption

Amount of Judgment, \$

Date of Judgment July 1st 1913

Judgment Book 1 Page 45-3

Default Judgment Book Page

Date of Docketing 191



Illegible  
(Light Ink)

STATE OF MINNESOTA,  
COUNTY OF CARVER,

IN DISTRICT COURT,  
EIGHTH JUDICIAL DISTRICT.

---

IN THE MATTER OF THE PETITION FOR THE ADOPTION OF VERONICA GARVICK  
AND MADELINE GARVICK, MINORS.

Comes now Henry Leif and his wife, Anna Mary Leif, and respectfully  
represent, state and show to the Court:

That your petitioners Henry Leif and his wife Mary Leif are now  
and for more than fifteen years last past have been husband and wife  
maintaining a home in the Town of <sup>Dahlgren</sup> ~~Benton~~, in the County of Carver and  
State of Minnesota, and are well able to care for, support and educate  
said minor children and to furnish them with a good and suitable  
home.

That they are the grandparents of said minor children, and that  
said children are now living with them as members of their family on  
the farm of your petitioners in Carver County, Minnesota.

That on, to-wit, the 15th day of November, 1912, the father of said  
minor children did attack the mother of said children and with force  
and arms did grievously wound and injure said mother of said children  
and from which said wounds and injury and by reason thereof the said  
mother of said children did languish and languishing did on, to-wit,  
the 19th day of November, 1912, die.

That the father of said children is now serving a term in the  
State prison at Stillwater, Minnesota, having been committed to said  
prison and confined therein for the killing of the mother of said  
children. That the name of the father of said children is Martin Gar-  
vick, and the name of the mother of said children was Mary Katie Gar-  
vick, and at the time when the father of said children killed their  
mother said father and mother were living together as husband and wife.

That the rights of said father of said children to the custody of  
them were cancelled absolutely by reason of his committment to the  
state prison at Stillwater.

That said Veronica Garvick is 7 years of age and said Madeline Gar-  
vick is 3 years of age and that said children have no other home or



means of support except that provided for them by your petitioners.

WHEREFORE your petitioners respectfully pray that a decree of this Court be made, setting forth the necessary facts in the case and making said Veronica Garvick and Madeline Garvick the children by adoption of said Henry Leif and his wife Anna Mary Leif, and that they be given the names of Veronica Leif And Madeline Leif and that they and each of them be deemed and taken to be the children in all respects of said Henry Leif and said Anna Mary Leif the same as though they had been born to them in lawful wedlock.

Henry Leif  
Anna Mary Leif

Dated at Norwood, Minnesota, this 26th day of June, 1913.

State of Minnesota,  
ss  
County of Carver.

Henry Leif and Anna Mary Leif, being first duly sworn, depose and say that they are the two petitioners named in and who signed the foregoing petition; that they have read the same and know the contents thereof, and that said petition is in all respects true.

Henry Leif  
Anna Mary Leif

Subscribed and sworn to before me this 26th day of June, 1913.

John J. Fahren  
Notary Public, Carver Co., Minnesota.  
My Com. Expires April 21, 1920.

ORIGINAL

# State of Minnesota

County of Carver.

In District \_\_\_\_\_ Court

In the Matter of the Pe-  
tition for the Adoption of  
Veronica Garvick and Madeline  
Garvick

PETITION

Due and personal service of the within

\_\_\_\_\_ admitted

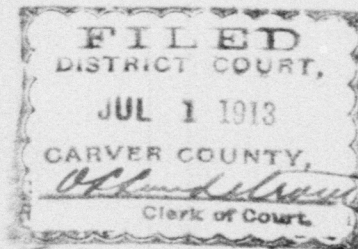
this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

Attorney for \_\_\_\_\_

John J. Fahey,

Attorney for Petitioners,

Norwood, Minnesota





Illegible  
(Light Ink)



STATE OF MINNESOTA,  
COUNTY OF CARVER,

IN DISTRICT COURT,  
EIGHTH JUDICIAL DISTRICT.

---

IN THE MATTER OF THE PETITION FOR THE ADOPTION OF VERONICA GARVICK  
AND MADELINE GARVICK, MINORS.

---

The above entitled matter came on for hearing and determination before the Honorable P. W. Morrison, Judge of the Eighth Judicial District, at his chambers in the Village of Norwood, Carver County, Minnesota, on the 26th day of June, 1913, at 11 o'clock in the forenoon of said day.

John J. Fahey, Esq., an Attorney at Law, residing at Norwood, Minnesota, appeared for and in behalf of said petitioners, and said petitioners also appeared in person.

Said matter was tried by the Court without a jury. After hearing the allegations set forth in the petition and having heard the testimony of the petitioners in said matter and being fully advised in the premises the Court finds as follows:

As Facts

That the petitioners Henry Leif and Anna Mary Leif are now and for more than fifteen years last past have been husband and wife, and that they live upon and have their home on their farm in the town of <sup>Bahlgren</sup> ~~Ben-~~ ton, Carver County, Minnesota, and that they are well able to care for support and educate said minor children and are able to furnish them with a good and suitable home.

That said petitioners are the grandparents of said minor children being respectfully <sup>only</sup> ~~fully~~ the father and mother of the deceased mother of said children, that said children are now living with said petitioners as members of their family.

That on, to-wit, the 15th day of November, 1912, the father of said minor children attacked their mother who was his wife and with force and arms he did grievously wound and injure said mother of said children from which said wounds and injury and by reason thereof the said mother of said children did languish and languishing did on, to-wit,

on, to-wit, the 19th day of November, 1912, die.

That the father of said minor children is now serving a term in the State prison at Stillwater, Minnesota, having been committed to said prison and confined therein for killing the mother of said children. That the name of father of said children is Martin Garvick, and the name of their mother was Mary Katie Garvick, and at the time when said father of said children killed their said mother said father and mother were living together as husband and wife.

That the rights of said father of said children to the custody of them were absolutely cancelled by reason of his commitment to the State prison at Stillwater.

That said Veronica Garvick is seven years of age and said Madeline Garvick is three years of age, and that said children have no other home or means of support except that provided for them by the petitioners herein.

AS CONCLUSIONS OF LAW THE COURT FINDS

That said Veronica Garvick and said Madeline Garvick and each of them be deemed and taken to be the children by adoption of said Henry Leif and his said wife Anna Mary Leif, and that they be given the names of Veronica Leif and Madeline Leif respectively, and that they and each of them be deemed and taken to be the children in all respects of said Henry Leif and Anna Mary Leif the same as though they and each of them had been born to said Henry Leif and Anna Mary Leif in lawful wedlock, and that they and each of them be made the heirs at law of said Henry Leif and said Anna Mary Leif.

Let Judgment be entered accordingly.

Dated at Norwood, Minnesota, this 26th day of June, 1913.

B. W. Morrison  
Judge of said Court.



ORIGINAL

# State of Minnesota

County of Carver

In District \_\_\_\_\_ Court

In the Matter of the Pe-  
tition for the Adoption of  
Veronica Garvick and Made-  
line Garvick, Minors.

Findings and Decision

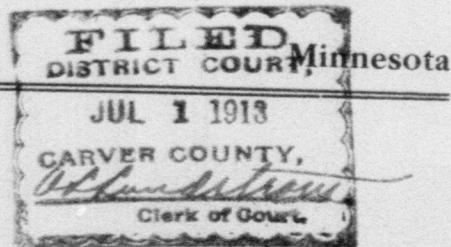
Due and personal service of the within

admitted

this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

Attorney for \_\_\_\_\_

Attorney for \_\_\_\_\_



E  
142

Illegible  
(Light Ink)



STATE OF MINNESOTA,  
COUNTY OF CARVER,

IN DISTRICT COURT,  
EIGHTH JUDICIAL DISTRICT

---

IN THE MATTER OF THE PETITION FOR THE ADOPTION OF VERONICA GARVICK AND MADELINE GARVICK, MINORS.

---

J U D G M E N T .

The above entitled matter came properly on for hearing and determination before the Honorable P. W. Morrison, Judge of said Court at his Chambers in the Village of Norwood, Carver County, Minnesota, on the 26th day of June, 1913, at 11 o'clock in the forenoon of said day.

John J. Fahey, Esq., an Attorney at Law, residing at Norwood, Minnesota, appeared for and in behalf of said petitioners, and said petitioners also appeared in person.

The Court having duly made his Findings and ~~Decision~~ Decision in said matter, now, therefore, on motion of John J. Fahey, Esq., attorney for said petitioners IT IS ORDERED ADJUDGED AND DETERMINED

That the petitioners Henry Leif and Anna Mary Leif are now and for more than fifteen years last past have been husband and wife, and that they live upon and have their home on their farm in the town of Dahlgren, Carver County, Minnesota, and that they are well able to care for, support and educate said minor children and are able to furnish them with a good and suitable home.

That said petitioners are the grandparents of said minor children being respectively <sup>solely</sup> ~~fully~~ the father and mother of the deceased mother of said children, that said children are now living with said petitioners as members of their family.

That on, to-wit, the 15th day of November, 1912, the father of said minor children attacked the mother of said children who was his wife, and with force and arms he did grievously wound and injure said mother of said minor children from which said wounds and injury said mother of said minor children did languish and languishing did



on, to-wit, the 19th day of November, 1912, did.

That the father of said minor children is now serving a term in the State prison at Stillwater, Minnesota, having been committed to said prison and confined therein for killing the said mother of said children. That the name of the father of said minors is Martin Garvick, and the name of their mother was Mary Katie Garvick, and that at the time when said father of said children killed their mother said father and mother were living together as husband and wife.

That the rights of said father of said minors to their custody were cancelled absolutely by reason of his commitment to the state prison at Stillwater.

That said Veronica Garvick is seven years of age and said Madeline Garvick is three years of age, and that said children have not other home or means of support except that provided for them by the petitioners herein.

That said Veronica Garvick and said Madeline Garvick and each of them be deemed and taken to be the children by adoption of said Henry Leif and his said wife Anna Mary Leif, and that they be given the names of Veronica Leif and Madeline Leif respectively, and that they and each of them be deemed and taken to be the children in all respects of said Henry Leif and said <sup>Anna</sup> Mary Leif the same as though they and each of them had been born to said Henry Leif and Anna Mary Leif in lawful wedlock, and that they and each of them be made the heirs at law of said Henry Leif and said Anna Mary Leif.

Witness The Honorable P. W. MORRISON, Judge of said Court.

By *O. L. Lundstram*  
Clerk of the District Court of Carver

County, Minnesota.

ORIGINAL

# State of Minnesota

County of Carver.

District \_\_\_\_\_ Court

In the Matter of the Pe-  
tition for the Adoption  
of Veronica Garvick and  
Madeline Garvick, Minors

Judgment

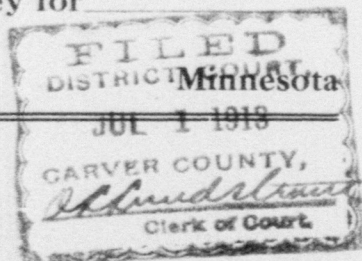
Due and personal service of the within

admitted

this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

Attorney for \_\_\_\_\_

Attorney for \_\_\_\_\_



(E 142)

D-447-8



3358

WILLIAM SCHNEEMANN

CRIME:

Date of Birth: July 19, 1914

Criminal Record: Vol. 1

Arrested: 1919

Place of Birth: 1919

1919

1919

1919

1919

1919

# Minnesota State Reformatory

St. Cloud, *Sept 13* 191*3*

Received of *J. A. Gatz* Sheriff of *Carver*

County.

Convict *Wm. Scheunemann* sentenced to

this institution.

*guard:*  
*O. L. Lindstrom*

*R. S. Reed* Gen. Supt.  
PER *S. A. Engelhardt*

Minnesota State Reformatory

This receipt is given in compliance with orders of the State Board of Control, and it is not designed that the sheriff shall obtain warrant for expenses from the State Auditor on this receipt. When a properly verified statement of costs and disbursements is received from him, receipt for prisoners shall be made thereon, and forwarded to State Auditor.

RECEIVED  
SHERIFF'S COURT,  
JUL 16 1898  
CAREY COUNTY  
Clerk of Court.  
*[Signature]*



District Court  
Eighth Judicial District

State of Minnesota )  
 )  
 against ) SENTENCE.  
 )  
 William Scheunemann, Defendant. )

William Scheunemann appeared in Court on this 11th day of September, 1913, and requested to be permitted to enter a plea of guilty to an indecent assault as charged against him in the complaint and warrant and in the information filed with the County Attorney of Carver County; he was then duly sworn, and the following proceedings were had:

By the Court:

Q How old are you? A 17.

Q. What? A. 17.

Q 17 years old, and your true name is?

A William Scheunemann.

Q Where were you born? A I can't tell you where I was born.

Q How long have you lived in Carver County? A I don't know how long I lived in here.

Q Haven't you any idea, at all; have you ever lived anywhere else except in Carver County? A Well, we lived at Chuska.

Q How long have you lived at Chaska? A I guess about six or seven years is all.

Q Is your father and mother living? A Yes.

Q Where do they live? A Right down here by the brickyard.

Q In the City of Chaska; what is your father's occupation;  
what does he work at? A By the brickyard.

Q What do you work at? A I used to drop brick in the  
brickyard.

Q How long have you been working in the brickyard?

A About two years, I guess.

Q Did you ever go to school? A Yes.

Q How long, or up to what time? A Last fall, I guess.

Q Last fall, well, did you go to school any during the winter or spring of this year? A Yes.

Q Up to the time school closed; then you have no trade or occupation other than that of a laborer, as I understand you, have you? You have no trade; do you know what that means? You are not a carpenter?

A No.

Q You have no profession; you are not a doctor or a lawyer; and your only occupation, then, is that of a laborer, as I understand you, working in the brickyard? Have you ever committed any crime before, or been convicted of any crime before; have you ever been arrested and convicted of any crime?

A Fighting, I was once.

Q Arrested; how long did you know this little girl that you saw down there? A I seen her Sunday, that was all.

Q Did you know her before that time? A Yes, I knowed her a little while.

Q Did you know how old she was? A No, I didn't know how old she was.

Q She was a small child, wasn't she, now?

A Huh?

Q Was she a small, little girl?

A Yes, pretty small.

Q Well, you have been charged with the crime of an indecent assault, to which you have entered a plea of guilty; have you anything to say now why sentence should not be pronounced upon you for the commission of such an offence; your answer is no, I suppose? A No.



By the Court: It is adjudged and determined that William Scheunemann, whatever his name is, is guilty of the crime of an indecent assault, to which he has entered a plea of guilty, and as a punishment for such offence he be committed to and confined in the Reformatory at St. Cloud, Minnesota, for a period of time to be ~~fixed~~ determined by the Board of Parole. You are now remanded to the custody of the sheriff, who will execute the sentence so imposed upon you.

FILED  
DISTRICT COURT,  
SEP 11 1913  
CARVER COUNTY,  
*W. Lundgren*  
Clerk of Court.



State of Minnesota  
County of Carver.

District Court  
8th Judicial District

State of Minnesota

vs.

William Schemmman

Your petitioner shows and states to Court;  
Whereas complaint has been made  
against me charging me with committing  
the crime of indecent assault committed  
as follows, to-wit: The said William  
Schemmman on the 15<sup>th</sup> day of June, 1913  
at the City of Chaska, did wilfully, unlawfully,  
and wrongfully and feloniously and indecently,  
assault and take indecent liberties with and  
on the person of Anna Stunke by then and  
there throwing down said Anna Stunke  
and attempting to have sexual intercourse  
with the said Anna Stunke without her, the  
said Anna Stunke consent expressly given  
the said William Schemmman and the said  
Anna Stunke being then and there a female of  
the age of eleven years and not a public  
prostitute and which acts aforesaid  
of the said William Schemmman do not in  
law amount to a rape, an attempt to  
commit rape or an assault to commit  
rape, against the form of statute in  
such case made and provided and  
against the peace and dignity of  
the State of Minnesota.  
That William Schemmman was  
committed to County Jail under commit-  
ment, dated June 16<sup>th</sup> 1913, out of justice



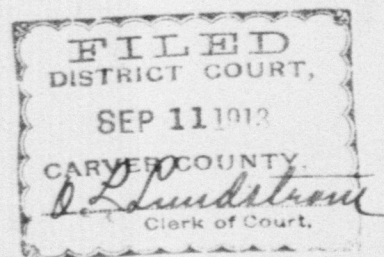
Count in and for said County, to  
await the action of the Grand jury.

Whereas your petitioner is desirous  
of pleading guilty to said charge,  
wherefore he prays the Court to  
receive his plea of guilty and  
pass sentence upon him.

Walter Sherman

---

Petitioner



E143



State of Minnesota,

SS.

County of

Carver

The STATE OF MINNESOTA. To the Sheriff or any Constable, and to the Keeper of the Common Jail of said County:

WHEREAS,

William Scheunemann

has been this day brought before

the undersigned, one of the Justices of the Peace in and for said County, charged, upon the oath of

John J. Gahy

with having on the 15<sup>th</sup> day of

June

1913, at the

City-

of

Chaska

in said County

Committed the Crime of indecent-assault- Committed as follows: The said William Scheunemann on said 15<sup>th</sup> day of June 1913 at City of Chaska, did willfully unlawfully & Wrongfully and feloniously indecently assault- and take indecent liberties with and on the person of Anna Henke by then and there throwing down said Anna Henke and attempting to have Sexual intercourse with her the said Anna Henke without- her the said Anna Henke consent- expressly given him the said William Scheunemann while the said Anna Henke being then and there a female of the age of eleven years and not a public prostitute- and which acts afore said of said William Scheunemann do in law amount to a rape and attempt to commit rape or assault with intent to commit a rape- and the said William Scheunemann having Preliminary examination not having given bail to appear and answer for the said offense; therefore, you, the said Constable, are commanded forthwith to convey and deliver into the custody of the said keeper, the body of the said William Scheunemann and you, the said keeper, are hereby commanded to receive the said William Scheunemann into your custody in the said Jail, and him there safely keep until he shall be required to be brought before the Court to be tried, or shall otherwise be discharged by due course of law.

Given under my hand this

16<sup>th</sup>

day of

June

1913

A. J. Gahy

Justice of the Peace

2

# IN JUSTICE'S COURT

County of

*Carver*

THE STATE OF MINNESOTA

—AGAINST—

*William Scheumann*

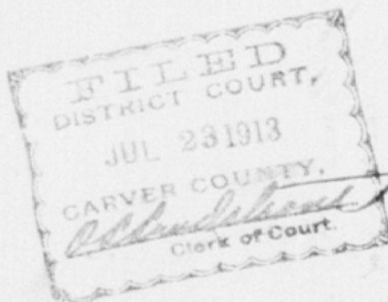
## COMMITMENT BEFORE TRIAL

Filed this  
A. D. 19

*16* day of *June*

*A. J. Jorgensen*  
Justice of the Peace

4101000



*E 143*

STATE OF MINNESOTA

County of

*Carver*

Dated this

*16<sup>th</sup>*

day of

*June*

19*13*

I hereby certify that I have received into my custody the within named and have lodged him in the common jail of the said County, as within commanded.

By

*E. J. Jorgensen*

Sheriff

STATE OF MINNESOTA

County of

*Carver*

within named  
certificate indorsed hereon.

Dated this

day of

19

I hereby certify and return, that by virtue of the within Warrant, I have delivered the

to the keeper of the common jail of the said County, as appears by his

FEEs—Mileage

Miles, \$

Committing to Prison,

*.20*

Total,

\$

Constable



(After the following return is fully made out, fasten all the papers in the case together securely, here, and fold and place them in an envelope to be filed with the Clerk of the District Court within ten days)

State of Minnesota,  
County of Carver

ss.

In Justice's Court

Before

A. H. Jorgensen

Justice of the Peace

The STATE OF MINNESOTA, Plaintiff,

AGAINST

William Scheunemann

Defendant

To the District Court of

Carver

County, Minn.:

The Defendant in the above entitled action having had a preliminary examination before me, and having been held to answer the charge therein preferred against him at the next term of the District Court, I hereby make return of the proceedings had before me therein, pursuant to the statute, as appears from my docket, viz:

(Then copy from the docket carefully all docket entries and everything pertaining to said cause, attach all the papers in the case together with testimony of witnesses, and fill out the certificate on the opposite page)

June 16<sup>th</sup> 1913

John J. Fahey, who being duly sworn on his oath, says, that on the 15<sup>th</sup> day of June 1913 at the City of Chaska in said County William Scheunemann did commit the crime of indecent assault—committed as follows.

The said William Scheunemann on said 15<sup>th</sup> day of June 1913 at said City of Chaska, willfully, wrongfully and feloniously indecently assault and take indecent liberties with and on the person of one Anna Henke by then and there throwing down said Anna Henke and attempting to have actual intercourse with her the said Anna Henke, without her the said Anna Henke's consent expressly given him the said William Scheunemann. The said Anna Henke being then and there a female of the age of eleven years, and not a public prostitute, and which acts aforesaid of said William Scheunemann, do not in law amount to rape or an attempt to commit a rape or an assault with intent to commit rape.

After hearing the Complaint of said John J. Fahey I reduced the same to writing to which the said Complainant John J. Fahey subscribed his name to Complaint.

June 16<sup>th</sup> 1913 2 o'clock P.M.

Sheriff G. A. Batz appeared with the defendant William Scheunemann in custody.

Complaint read to defendant to which he pled Guilty.

I thereupon adjudged and determined there is probable cause to believe that the defendant William Scheunemann is guilty of the crime as charged in the Complaint and I further adjudge and determine that said defendant William Scheunemann be committed in the Common Jail of Carver County without bail to await the action of the Grand Jury unless sooner discharged by due process of law.

Dated this 16<sup>th</sup> day of June A.D. 1913

A. H. Jorgensen

Justice of the Peace.

3  
IN JUSTICE'S COURT

County of

THE STATE OF MINNESOTA

—AGAINST—

*William Schumann*  
Certified Return to District Court of  
Criminal Examination

Filed in the office of Clerk of District  
Court

this day of

A. D. 19

Clerk

12101000



E 143

County of

State of Minnesota,

ss.

I hereby certify that I have compared the foregoing with the original entries in my docket, and that the same is a full and correct transcript therefrom, and of all the proceedings had before me in said action;

that the complaint, warrant, commitments, testimony and examinations of witnesses, and all recognizances taken by me, together with all process and other papers relating to the action and filed with me, or had before me therein, are herewith returned and attached, and numbered from 1 to 3 inclusive; and that, together with the foregoing transcript, they contain a full, correct and complete statement of all the proceedings had before me in said action.

Given under my hand this

23<sup>rd</sup>

day of

July

A. D. 1913

*W. J. Young* Justice of the Peace



July 23

## County of Carver, Minnesota,

To

Albert H. Young

Dr.

1913 Justice fees State of Minn. vs William Scheunemann

June 16	Dr Complaint & filing	30
	Costs to complainant	25
	Commitment & filing	30
	Docket entry 4 folio	60
	Certify & return to district Court 6 folio	90
		<hr/>
		2 35

State of Minnesota,

County of Carver,

{ ss.

I,

A. H. Young

being duly sworn,

do depose and say that the annexed bill is just and true; that the property, goods, merchandise, labor or services therein charged was actually delivered or rendered to Carver county, and of value charged, and that no part thereof has yet been paid.

A. H. Young

Subscribed and sworn to before me this 23rd day of July 1913

---

Account Against \*

# County of Carver

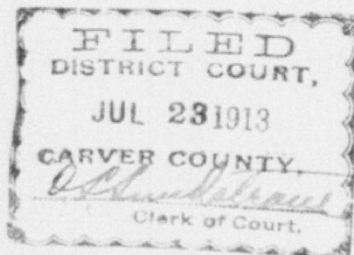
Minnesota

---

Amount of Claim, \$.....

Amount Allowed, \$.....

Allowed..... 191...



Within bill is in form

---

County Attorney

---

---

Chairman Board of County Com.

---

E 143



State of Minnesota,

} ss.

County of Carver

The complaint of John J. Fahey of said County, made before A. F. Young, Esq., one of the Justices of the Peace in and for said County, who, being duly sworn, on his oath, says, that on the 15th day of June, 1913, at the City of Chaska, in said County, William Scheunemann did commit the crime of indecent assault committed as follows: The said William Scheunemann, on said 15th day of June, 1913, at said City of Chaska, did wilfully, unlawfully, wrongfully and feloniously indecently assault and take indecent liberties with and on the person of one Anna Henke by then and there throwing down said Anna Henke and attempting to have sexual intercourse with her the said Anna Henke, without her, the said Anna Henke's, consent expressly given him the said William Scheunemann. She the said Anna Henke being then and there a female of the age of eleven years and not a public prostitute, and which said acts aforesaid William Scheunemann do not in law amount to a rape, an attempt to commit a rape or an assault with intent to commit a rape against the form of the statute in such case made and provided, and against the peace and dignity of the State of Minnesota, and prays that the said William Scheunemann

may be arrested and dealt with according to law.

Subscribed and sworn to before me this

16th

day of

June

1913

A. F. Young

Justice of the Peace

# IN JUSTICE'S COURT

County of Carver

THE STATE OF MINNESOTA

—AGAINST—

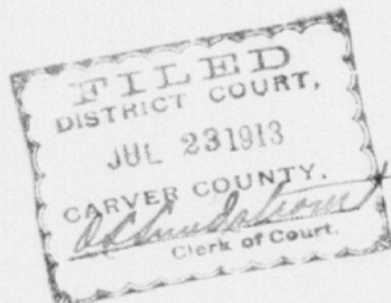
William Scheunemann

## CRIMINAL COMPLAINT

Filed this 16<sup>th</sup> day of June  
A. D. 1913

John Formig.  
Justice of the Peace

11115000



E 143



District Court  
Eighth Judicial District

State of Minnesota )  
                      )     BILL OF INFORMATION  
    against           )  
William Schweunemann, Defendant.)

I, John J. Fahey, County Attorney of Carver County, Minnesota, do hereby inform the Court that William Scheunemann has filed an application asking to plead guilty to the crime of indecent assault as set forth in a warrant issued out of the Justice Court of Carver County, Minnesota, on the 16th day of June, 1913, charging the said William Scheunemann with having on the 15th day of June, 1913, at the City of Chaska in said County committed the crime of an indecent assault committed as follows; the said William Scheunemann on said 15th day of June, 1913, at said City of Chaska did wilfully, unlawfully, wrongfully and feloniously indecently assault and take indecent liberties with and on the person of one Anna Henke by then and there throwing down said Anna Henke and attempting to have sexual intercourse with her, the said Anna Henke, without her, the said Anna Henke's consent expressly given him the said William Scheunemann; she, the said Anna Henke being then and there a female of the age of eleven years and not a public prostitute, and which said acts aforesaid of said William Scheunemann do not in law amount to a rape, nor an attempt to commit a rape, or an assault with intent to commit a rape, against the form of the Statute in such cases made and provided, and against the peace and dignity of the State of Minnesota.

Dated at Chaska, Minnesota, this 11th day of September, 1913.

John J. Fahey  
County Attorney of said County.

No.

3557

DISTRICT COURT,

Carver County, Minnesota

Herman Kell

Plaintiff

vs.

Laura Kell

Defendant

Geo. F. Sullivan

Plaintiff's Attorney

Defendant's Attorney

Date of Entry August 4 1913

Register of Actions, 154 Page 144

Term Tried 191

Judgment for

Amount of Judgment, \$

Date of Judgment Feb. 16<sup>th</sup> 1913

Judgment Book B Page 1451

Default Judgment Book B Page 451

Date of Docketing 191



1 State of Minnesota,  
2 County of Carver.

District Court,  
Eighth Judicial District.

3 \_\_\_\_\_  
4 Herman Gehl, Plaintiff.

5 vs.

6 Laura Gehl, Defendant.  
7 \_\_\_\_\_

8  
9 The State of Minnesota to the above named defendant:

10 You are hereby summoned and required to answer the complaint of the plain-  
11 tiff in the above entitled action, a copy of which complaint is hereto  
12 attached and herewith served upon you, and to serve a copy of your ans-  
13 wer to the said complaint upon the subscriber at his office in the City  
14 of Jordan, Minnesota, within thirty (30) days after the service of this  
15 summons upon you; exclusive of the day of such service, and, if you fail  
16 to appear and answer said complaint within the time aforesaid, said plain-  
17 tiff will apply to the Court for the relief demanded in said complaint.

18 Geo. F. Sullivan  
19 Attorney for Plaintiff,  
20 Jordan, Minnesota.  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

1 State of Minnesota,

2 County of Carver.

District Court,

Eighth Judicial District.

3

4 Herman Gehl, Plaintiff.

5 vs.

6 Laura Gehl, Defendant.

7

8

9 The plaintiff, for complaint in the above entitled action, alleges  
10 and states to the Court:-

11

1. 12

13

14 That he is, and for more than one (1) year, immediately preceding the  
15 commencement of this action, has been a resident of Carver County, Minn-  
16 esota, and that said defendant is now and has, for more than one year  
17 last past, been a resident of this state.

18

19 That the plaintiff is forty (40) years of age and the defendant  
20 is twenty-eight years of age.

21

2. 22

23

24 That said defendant was in due form and in accordance with the laws  
25 of this State married to one, Joseph A. Chovin, in Hennepin County, this  
26 State, on the 29th. day of February, 1912, there then and there being  
27 no legal impediment to said marriage.

28

3. 29

30

31 That thereafter and in the fall of 1912, the defendant herein commen-  
32 ced and action in the District Court, in and for the County of Hennepin,  
33 State of Minnesota, wherein this defendant, as Laura Chovin, was plaintiff,  
34 and Joseph A. Chovin was defendant, which said action was brought to  
35 dissolve the bonds of matrimony between said parties and for an absolute  
divorce, which cause of action was among other things fully alleged and  
set forth in the Complaint therein.

36

37 That a summons was duly issued in said action and was duly served upon  
38 said Joseph A. Chovin, the defendant therein, and that said Court ac-  
39 quired jurisdiction over the parties to said action.

40

41 That thereafter, such further proceedings were duly had in said action,

42



1 and that on or about the 9th. day of January, 1913 the said Court duly  
2 rendered and gave judgment, in favor of the plaintiff therein, Laura  
3 Chovin, and against the defendant, Joseph A. Chovin.

4 That judgment was duly made and entered in said action on the 9th. day  
5 of January, 1913, wherein and whereby it was adjudged and decreed that  
6 the bonds of matrimony theretofore existing between the plaintiff and  
7 defendant in said action be, and were thereby dissolved, and that the  
8 said parties be absolutely divorced from each other and it was further  
9 adjudged and decreed that the Plaintiff's name in said action be changed  
10 to that of Laura Dillon.

11 That said judgment was duly entered and docketed in the judgment book  
12 in the office of the Clerk of the District Court in and for said Hennepin  
13 County, on the 9th. day of January, 1913.

14  
15 4.

16 That the plaintiff herein, was married to this defendant, in form at  
17 the City of St. Paul, Ramsey County, Minnesota, on the 25th. day of March,  
18 1913, and that they lived together up and to June 1st. 1913.

19 That the plaintiff herein, at the time of his said marriage to said  
20 defendant, did not know that the defendant had been divorced from her  
21 former husband, Joseph A. Chovin, in January of this year, 1913, but that said  
22 defendant represented and stated to this plaintiff that she had secured  
23 a divorce from her former husband, Joseph A. Chovin, in the month of  
24 September, in the year of 1912, that the plaintiff relying upon her said  
25 statements, and believing the same to be true, as to the time and date  
26 of the decree of divorce in said cause of Laura Chovin against Joseph  
27 A. Chovin, married the defendant, herein<sup>as</sup> aforesaid.

28 That the plaintiff herein did not discover, until a short<sup>time</sup> prior to the  
29 commencement of this action, the true date of the decree of divorce and  
30 the entry of judgment in the cause of Laura Chovin, plaintiff, against  
31 Joseph A. Chovin, defendant.

32 5.

33 That at the time of the aforesaid marriage of this plaintiff and de-  
34 fendant, the defendant had been divorced from her former husband Joseph  
35 A. Chovin for less than six months, and under the laws of the State of

1 Minnesota, was incapable of contracting marriage, and that their said  
2 marriage was contrary to and against the form of the Statute in such  
3 cases made and provided, and was specifically prohibited by the Laws of  
4 this State. *That defendant's former husband, Joseph A. Chavin, is living.*

5 That the parties hereto have not, since the 1st. day of June, 1913,  
6 co-habited as man and wife or at all, and do not intend to co-habit as  
7 man and wife, and the plaintiff herein absolutely refuses to live or co-  
8 habit with said defendant.

9 Wherefore, the plaintiff demands judgment that said marriage between  
10 said plaintiff and defendant herein, be annulled and declared void and  
11 that the defendant be adjudged, not entitled to any right, title or in-  
12 terest in plaintiff's real estate or personal property and for such other  
13 and further relief as the Court may deem just and proper.

14  
15 Geo. F. Sullivan  
16 Attorney for Plaintiff,  
17 Jordan, Minnesota.  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35



1 State of Minnesota,  
2 County of Scott. ss.

3 Herman Gehl, being first duly sworn, doth say  
4 that ~~he~~ is the plaintiff in the foregoing entitled action, that he  
5 has read the foregoing complaint and that the same is true of his  
6 own knowledge except as to matters therein stated on information  
7 and belief and as to those matters he believes it to be true.

8 Herman J. Gehl

9 Subscribed and sworn to before me  
10 this 29<sup>th</sup> day of July, 1913.

11 Geo. F. Sullivan

12 Notary Public, Scott County, Minnesota.  
13 My commission expires Oct. 5, 1915.  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

1 State of Minnesota,

2 County of Scott. *Hennepin*

3 T. H. Bellin, being first duly  
4 sworn deposes and says that at the City of Minneapolis, Hennepin  
5 County, Minnesota, on the 1st day of August, 1913, he  
6 served the attached summons and complaint upon the defendant therein,  
7 Laura Gehl, by handing to and leaving with said Laura Gehl true and  
8 correct copies of said summons and complaint.

9 T. H. Bellin  
10 Subscribed and sworn to before me  
11 this 1st day of August, 1913.

12 Sherrman W. Child  
13 Notary Public, *Hennepin* Scott County, Minnesota,  
14 My commission expires ~~Oct. 5, 1915.~~  
15 Dec 15, 1915  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35



ORIGINAL.

STATE OF MINNESOTA,

DISTRICT COURT,

County of CARVER.

HERMAN GEHL,

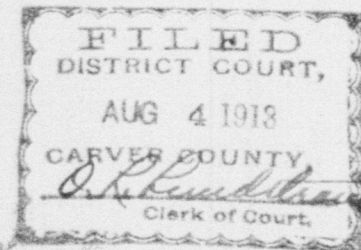
PLAINTIFF,

VS.

LAURA GEHL,

DEFENDANT.

SUMMONS & COMPLAINT.



GEO. F. SULLIVAN

Attorney for Plaintiff.

JORDAN, MINN.

State of Minnesota,  
County of Carver.

District Court.  
Eighth Judicial District.

-----  
Herman J. Gehl,                      Plaintiff,

Vs.

Affidavit of No Answer.

Laura Gehl,                      Defendant.  
-----

State of Minnesota,  
County of Carver. ss.

George F. Sullivan, being first duly sworn,  
doth say:

That he is the attorney for the plaintiff in the above  
entitled action.

That the summons herein was personally served upon the  
defendant at the City of Minneapolis, Hennepin County, Minnesota on  
the 1st day of August, 1913.

That no answer or demurrer herein has been received by the  
affiant from the defendant within the time allowed by law or at any  
time, and that said defendant has not appeared herein in any manner.

Subscribed and sworn to before  
me this 11<sup>th</sup> day of September, 1913.

George F. Sullivan

Clair M. Schaefer

Notary Public, Scott County, Minn.  
My commission expires July 21<sup>st</sup> 1915

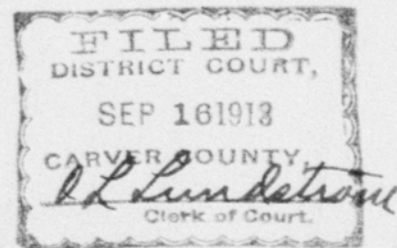


STATE OF MINNESOTA,  
District COURT,  
County of Carver.

Herman J. Schl  
Plaintiff

vs.  
Luna Schl  
Defendant.

Affidavit of No Answer



GEO. F. SULLIVAN  
Attorney for Plaintiff  
JORDAN, MINN.

E 144

Illegible  
(Light Ink)



State of Minnesota,  
County of Carver.

District Court.  
Eighth Judicial District.

---

Herman J. Gehl, Plaintiff,  
VS.  
Laura Gehl, Defendant.

---

The above entitled action came on for trial before the Court in Chambers in the village of Howwood in the County of Carver, State of Minnesota, on the 12<sup>th</sup> day of September, 1913, and due proof having been presented to the Court of the filing with the Clerk of proof of due service of the summons herein on the said defendant, Laura Gehl, and that no answer or demurrer has been received from <sup>said defendant</sup> ~~them or any of them~~ within the time allowed by law or at any time,

The Court upon the evidence finds ~~as~~ :

As Facts:

1.

That the plaintiff now is and for than one year immediately preceeding the commencement of this action has been a resident of the County of Carver, State of Minnesota. That the plaintiff is 40 years of age and that the defendant is 28 years of age.

2.

That defendant was ~~is~~ due form married to one Joseph A. Chovin on or about the 29th. day of February, 1912, that thereafter and in the fall of 1912 the defendant herein, Laura Chovin, instituted an action for divorce against her then husband Joseph A. Chovin, that a summons was duly issued in said action entitled Laura Chovin against Joseph A. Chovin, and that said District Court in and for Hennepin County, Minnesota, acquired jurisdiction over the parties to said suit and that such further necessary proceedings were had in said cause and that on the 9th. day of January, 1913, the said Court duly rendered and gave judgment, in favor of Laura Chovin, the plaintiff therein, and against Joseph Chovin, the defendant therein, that judgment was duly made, entered and docketed in said cause of Laura Chovin against Joseph A. Chovin, in the office of the Clerk of Court in and for the District Court of Hennepin County, Minnesota.

That in and by said judgment it was adjudged and decreed that the bonds of matrimony theretofore existing between said Laura Chovin and Joseph A. Chovin be dissolved and that said parties be absolutely divorced from each other

3.

That the plaintiff herein was married to the defendant herein

on the 25th. day of March, 1913 at the city of St. Paul, Minnesota and that the plaintiff and defendant resided together and co-

habited to-gether up and to June 1st, 1913.

That the plaintiff at the time of his said marriage to defendant did not know that the defendant had been divorced from her former husband for less than six months. That the defendant represented and stated to plaintiff that she had been divorced from her former husband in the month of September, that the plaintiff relied upon her said statements as to the date of the decree of divorce in the case of Laura Chovin vs. Joseph A. Chovin, and believed the same to be true and not otherwise and upon said representations married the defendant, *that said representations on part of defendant were false and untrue*

That the plaintiff did not discover the true date of the defendants divorce from her former husband until on or about the 9th. day of June, 1913 and that since said 9th. day of June, plaintiff has ~~lived~~ not lived or co-habited with defendant.

That on the date of the marriage of the plaintiff and defendant, the defendant had not been divorced from her former husband more than six months and under the laws of this state was incapable of contracting marriage and such marriage is absolutely prohibited.

#### AS CONCLUSIONS OF LAW:

That the plaintiff is entitled to judgment against the defendant as prayed for in the complaint and It is HEREBY ADJUDGED AND DECREED That said marriage between the plaintiff and the defendant herein be and the same is hereby annulled and declared void and it is further adjudged and decreed that the defendant has no right title, or interest in or to any of the personal property or real estate of said plaintiff. *before court by said parties*

Let Judgment be entered accordingly.

Dated: Sept 12, 1913.

W. M. Morrison

Judge.



State of Minnesota,  
District Court.  
County of Carver.

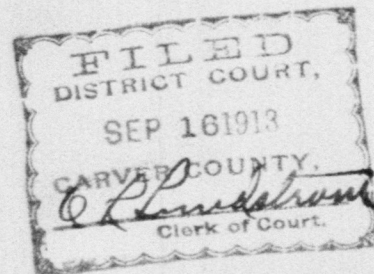
---

Herman Gehl,  
Plaintiff,  
Vs.  
Laura Gehl,  
Defendant.

---

FINDINGS.

---



E/44.

State of Minnesota,  
County of Hennepin.

District Court,  
Fourth Judicial District.

Laura Chevin,      Plaintiff,  
    against  
Joseph A. Chevin,      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 complaint is hereto annexed and herewith served upon you, and to serve a copy of your answer to said complaint on the subscriber, at his office, in the City of Minneapolis, in the County of Hennepin, State of Minnesota, within thirty days after 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 in the complaint.

J. B. Phelps  
Plaintiff's Attorney,  
815-Northwestern Building,  
Minneapolis, Minn.



State of Minnesota,  
County of Hennepin.

District Court,  
Fourth Judicial District.

Lura Chovin,  
                    Plaintiff,  
    against  
Joseph A. Chovin,  
                    Defendant.

---

For cause of divorce herein the above named Plaintiff alleges as follows:-

She, the said Plaintiff, has resided and had her home in the County of Hennepin and State of Minnesota for more than two years preceding the filing of this complaint, and she now resides in said Hennepin County; and the Defendant resided in said Hennepin County up to the time of his sentence and commitment, as hereinafter set forth, and is now confined in the State Reformatory at St. Cloud in said State of Minnesota.

The Plaintiff is twenty-six years old, and the Defendant is twenty-four years old.

The Plaintiff and Defendant were duly and legally married to each other at the City of Minneapolis in said Hennepin County, Minnesota, on the 29th day of February, 1912.

The Plaintiff has always observed and kept all her marriage obligations.

That after their said marriage, and on the 10th day of August, 1912, the Defendant was convicted of the crime of Grand Larceny in the second degree by and before the District Court in which this action is brought, and was by said Court sentenced to the State Reformatory at St. Cloud in said State of Minnesota; and, pursuant to said conviction and sentence, the Defendant was duly committed to said State Reformatory, and ever since has been and still is imprisoned and confined therein.

That there are no child or children as the fruit of said marriage

between the Plaintiff and the Defendant.

That the Plaintiff's name before her marriage to the Defendant was Laura Dillon.

Wherefore the Plaintiff prays for a judgment of Divorce from the bonds of matrimony between her and the Defendant; and that in and by the judgment of this Court the Plaintiff's name may be changed to Laura Dillon, which was her name prior to her marriage with the Defendant; and that she may have and recover such other and further judgment and relief in the premises as to the Court shall seem just and proper, together with her costs and disbursements of this action.

J. B. Phelps  
Plaintiff's Attorney,  
815-Northwestern Building,  
Minneapolis, Minn.

State of Minnesota, |  
County of Hennepin. | ss.

Laura Chovin, being first duly sworn, upon her oath says that she is the Plaintiff in the foregoing and above entitled action; that she has read and knows the contents of the foregoing complaint, and that the same is true of her own knowledge, except as to the facts and matters therein stated upon her information and belief, and as to such facts or matters she believes it to be true.

Subscribed and sworn to before me  
this 16th day of October A.D.1912.

Laura Chovin

J. B. Phelps  
Notary Public, Hennepin County, Minnesota.  
My commission expires March 4th, 1915.

(Notarial Seal)



State of Minnesota, |  
County of Stearns. | ss.

J. I. Donohue of lawful age, being first duly sworn, upon his oath says that at the State Reformatory in St. Cloud, in the County of Sherburne and State of Minnesota, on the 18 day of October A. D. 1912, he served the within and foregoing summons and complaint upon Joseph A. Chovin, the Defendant therein named, by personally handing to and leaving with said Defendant a true and correct copy of said summons and complaint.

Subscribed and sworn to before me  
this 18 day of October A.D.1912.

J. I. Donohue

Andrew A. Weber  
Notary Public, County of Stearns, State of Minnesota.  
My commission expires Aug. 22, 1919.

(Notarial Seal)

(Endorsed)

Filed Oct. 29, 1912.

P. S. Neilson, Clerk,

By C. Wunderman, Deputy.

State of Minnesota,  
County of Hennepin.

District Court,  
Fourth Judicial District.

Laura Chovin,  
                    Plaintiff,  
    against  
Joseph A. Chovin,  
                    Defendant.

State of Minnesota, |  
County of Hennepin. | ss.

J. B. Phelps, being first duly sworn, upon his oath deposes and says that he is the attorney for the Plaintiff in the foregoing and above entitled action; that the summons and complaint in said action were duly and personally served upon the Defendant therein on the 18th day of October A. D. 1912, as appears by the affidavit of service endorsed upon said summons and complaint; that more than thirty days have elapsed since the service of said summons and complaint as aforesaid, and that no answer or demurrer, or copy of either, has been received by the Plaintiff's Attorney in this action, nor has the Defendant in any manner appeared in said action, by attorney or otherwise; and Plaintiff now prays judgment according to law.

Subscribed and sworn to before me  
this 30th day of December A.D.1912.

J. B. Phelps

A. B. Bunting  
Notary Public, Hennepin County, Minnesota.  
My commission expires February 1st, 1915.

(Notarial Seal)

(Endorsed)  
Filed Jan. 4, 1913.  
P. S. Neilson, Clerk,  
By C. Wunderman, Deputy.



State of Minnesota,  
County of Hennepin.

District Court,  
Fourth Judicial District.

Laura Chovin,  
                    Plaintiff,  
    against  
Joseph A. Chovin,  
                    Defendant.

---

The above entitled action came duly and regularly on for trial before the undersigned, one of the Judges of this Court, on the 6th day of January A. D. 1913.

The Plaintiff appeared with J. B. Phelps, her attorney, and no appearance was made by or on behalf of the Defendant.

Having heard the evidence adduced on the part of the Plaintiff and duly considering the same, the Court finds the following facts:-

The Plaintiff is a resident of the County of Hennepin in the State of Minnesota, and has resided in said County and State for more than one year immediately preceding the filing of the complaint herein and the commencement of this action.

The Plaintiff is twenty-six years old, and the Defendant is twenty-four years old.

The Plaintiff and Defendant were duly married to each other at the City of Minneapolis, in said Hennepin County, Minnesota, on the 29th day of February A. D. 1912, and there is no child or children as the fruit of said marriage.

After their said marriage, and on the 10th day of August, 1912, the Defendant was duly convicted, by and before this Court, of the crime of Grand Larceny in the second degree, and was by this Court, on the same day, sentenced to imprisonment in the State Reformatory at Saint Cloud in this State; and he is now imprisoned and confined therein under and pursuant to said sentence.

Before her said marriage to the Defendant the Plaintiff's name was Laura Dillon, and the Court deems it proper that, upon her being divorced from the Defendant, her name should be changed, as she

requests, to Laura Dillon, and she should thereafter be known by that name.

And, as Conclusions of Law, the Court finds that the Plaintiff is entitled to a Judgment of absolute divorce from the bonds of matrimony between her and the Defendant, and that the Plaintiff's name be changed to Laura Dillon.

Let Judgment be entered accordingly.

Dated at Minneapolis, Minn., this 6th day of January, 1913.

By the Court:

Wilbur F. Booth  
Judge.

(Endorsed)

Filed Jan. 9, 1913.

P. S. Neilson, Clerk.

By Geo. H. Hemperley, Deputy.



**DISTRICT COURT**  
**FOURTH JUDICIAL DISTRICT**

Laura Chovin, Plaintiff  
AGAINST  
Joseph A. Chovin, Defendant

## Judgment and Decree

January 9th, 1913.

The above entitled action having been regularly placed upon the calendar of the above named Court for the **September** A. D. 1912 General Term thereof, came on for trial before the Court on the

6th day of **January** A. D. 1913 ; and the Court, after hearing the evidence adduced at said trial and being fully advised in the premises, did, on the 9th day of **January** A. D. 1913, duly make and file its findings and order for judgment herein.

Now, pursuant to said order and on motion of J. B. Phelps, Esq.,  
- - - - - attorney for plaintiff, it is hereby ad-  
judged and decreed that the bonds of matrimony heretofore existing  
between plaintiff and defendant be and the same are hereby dissolved,  
and said parties absolutely divorced from each other.

It is further adjudged and decreed that plaintiff's name be, and is hereby changed to Laura Dillon.

By the Court:

P. S. Neilson  
Clerk of District Court.

By Geo. H. Hemperley  
Deputy.

No. ....

**STATE OF MINNESOTA**  
**COUNTY OF HENNEPIN**

**DISTRICT COURT**  
**FOURTH JUDICIAL DISTRICT**

*Plaintiff*

AGAINST

*Defendant*

**JUDGMENT ROLL**

*filed* ..... *A. D. 191* .....

*Clerk.*

*By* .....

*Deputy.*



State of Minnesota, )  
County of Hennepin. } ss.

District Court,  
Fourth Judicial District.

I, P. S. NEILSON, Clerk of the above named Court, do hereby certify that I have compared the paper ~~S~~ writing to which this certificate is attached with the original **summons and complaint, affidavit of no answer, findings and order for judgment, and judgment, comprising the judgment roll and the whole thereof,**

in the action therein entitled, as the same appear.... of record and on file in the said Clerk's office, at the Court House in said Hennepin County, Minnesota, and find the same to be.... true and correct **copies** thereof, and of the whole thereof.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said District Court, at the City of Minneapolis, in said County, this... **8th**.... day of..... **September**..... A. D. 191**3**.

*P. S. Neilson*

Clerk of District Court.

By *C. W. Williamson*  
Deputy.

No. 125198

**State of Minnesota,  
COUNTY OF HENNEPIN**

**DISTRICT COURT,  
FOURTH JUDICIAL DISTRICT**

Laura Chovin,

*Plaintiff*

**AGAINST**

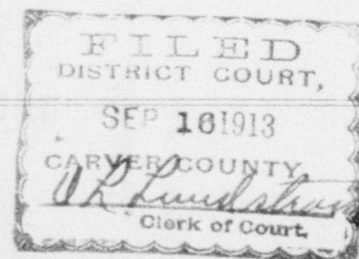
Joseph A. Chovin,

*Defendant*

*Certified Copy of*

**Judgment Roll.**

*P. 100. Ex. #1*



E144



District Court.  
Eighth Judicial District.

JUDGMENT and DECREE.

Now pursuant to said order and on motion of George F. Sullivan,  
attorney for the plaintiff, it is hereby adjudged and decreed that the  
marriage of the plaintiff and the defendant <sup>heretofore contracted by said parties</sup> be and the same is  
hereby ~~declared~~ annulled and declared void.

By the Court:

*A. L. Lindstrom*  
Clerk of District Court.

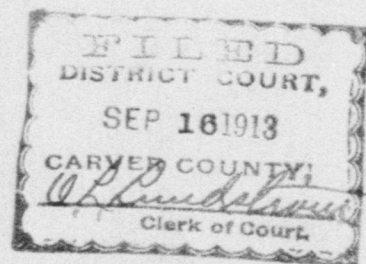
State of Minnesota  
District Court  
County of Carver.

Herman Sehl,  
Plaintiff

vs.

Laura Sehl,  
Defendant.

Judgment & decree





3360

Max Reen, Anton Kuehl +  
R.M. Currie

CRIME:

Date of Entry: 1961

Criminal Record: 1st

Indicted: 1961

Date Trial: 1961

Verdict: 1961

Recorded: 1961

Filed: 1961

Index: 1961

Summary: 1961

To the Honorable

The District Court in and for the County of  
Barrow, now in Session -

The undersigned R. M. Curran and Mark Rein  
respectfully represent and state to the Court,  
(1) That we were complained against jointly with  
one Arthur Kurik charged with the murder of one  
Smith, of which said offense said Kurik has been  
singly convicted upon his voluntary plea of Guilty  
at the present term of this Court;  
(2) That neither of us had any connection with or  
knowledge of the commission of said crime, and  
upon the preliminary hearing had upon said  
charge no evidence was adduced on the part of the  
State tending to connect either of us with the com-  
mission thereof. We were, however held by the  
Magistrate before whom such preliminary hearing  
was had to await the action of the Grand Jury at  
the term of this Court, now in Session;  
(3) That on or about the 15th day of August said  
Kurik made a voluntary confession to the Sheriff  
of said County freely acknowledging that he commit-  
ted said crime, and that he alone was guilty thereof.  
And completely exonerating us and each of us, from  
any knowledge of or participation in or connection  
with the commission of said crime,  
(4) That from the time of the making of such  
confession by said Kurik we were held in jail  
at the order of the County Attorney to be used  
as witnesses on the part of the State in the event  
that evidence became necessary to establish



the Commission of said offense by said Kinnik  
and were discharged from such compulsory at-  
tendance as such witnesses by the order of this  
Court pursuant to the action of the Grand Jury, on  
the 16th day of October, and after said Kinnik had  
been so convicted of the Commission of said crime  
(5) That we were so held as such witnesses for a  
period of 62 days, and are justly entitled to an  
allowance of witness fees for such compulsory at-  
tendance as such witnesses.

Where we respectfully pray that by its Order  
this Court make an allowance to each of us for  
witness fees during said period and directing the  
payment thereof upon the order of the Clerk of this  
Court.

Dated October 17th 1913

R M Currie

Max Rein

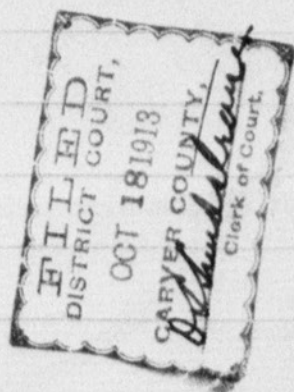
John E. Gately  
John E. Gately  
John E. Gately

After giving the foregoing petition  
due consideration, the Court finds the state-  
ments therein contained true, and is of  
the opinion that the prayer of the petitioners  
ought to be granted: It is therefore  
Ordered: That said petitioners and each

of them are entitled to witness fees  
as prayed for, to wit: For a period of 62  
days while detained as witnesses, and  
that the Clerk of this Court issue  
to each of said petitioners a Certificate to  
the amount of fifty two dollars and  
for witness fees.

Dated at Chicago this 18th day of  
Oct. 1913.

Wm Morrison  
Judge of said Court.





State of Minnesota,

County of

Leaver

ss.

The complaint of G. A. Gatz of said  
 County, made before A. F. Young, Esq. one of the  
 Justices of the Peace, in and for said County, who, being duly sworn, on his oath,  
 says, that on the third day of August 1913, at  
 the Village of Chanhassen in said County,  
Max Rein, R. M. Currie and Anton Kunitz did  
 wilfully, wrongfully and feloniously and with  
 a premeditated design to effect the death of a  
 human being, to wit, Jim Smith but without  
 justification, excuse or authority of law, kill  
 him the said Jim Smith by then and there  
 assaulting him, and striking, beating, bruising  
 and maltreating him the said Jim Smith with  
 a large and heavy hammer a further description  
 of which hammer is to this complainant un-  
 known, and then and there and thereby the  
 said Max Rein, R. M. Currie and Anton Kunitz  
 did inflict divers and many grievous and  
 mortal wounds on and upon the head of  
 said Jim Smith, because of and from which  
 the said Jim Smith died, being so then and  
 there killed as aforesaid

against the form of the statute in such case made and provided, and against  
 the peace and dignity of the State of Minnesota, and prays that the said  
Max Rein, R. M. Currie and Anton Kunitz  
 may be arrested and dealt with according to law.

Subscribed and sworn to before me this

5<sup>th</sup> day of August 1913

G. A. Gatz  
A. F. Young  
 Justice of the Peace

# IN JUSTICE'S COURT

County of *Carver*

THE STATE OF MINNESOTA

— AGAINST —

*Max Rein, R. M. Currie  
and Anton Kunitz*

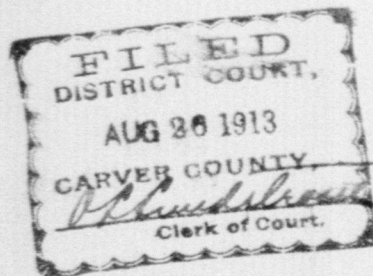
## CRIMINAL COMPLAINT

Filed this *5th* day of *August*  
A. D. 191*3*.

*A. J. Jones.*

Justice of the Peace.

2101500





(After the following return is fully made out, fasten the papers in the case together securely, here, and fold and place them in an envelope to be filed with the Clerk of the District Court within ten days)

State of Minnesota, } ss. In Justice's Court  
County of Carver } Before A. H. Jorring  
Justice of the Peace

The STATE OF MINNESOTA, Plaintiff,

AGAINST

Max Rien, R M Currie and  
Anton Kunnik

To the District Court of Carver County, Minn.:

The Defendant in the above entitled action having had a preliminary examination before me, and having been held to answer the charge therein preferred against him at the next term of the District Court, I hereby make return of the proceedings had before me therein, pursuant to the statute, as appears from my docket, viz:

(Then copy from the docket carefully all docket entries and everything pertaining to said cause, attach all the papers in the case together with testimony of witnesses, and fill out the certificate on the opposite page)

August 5<sup>th</sup> 1913

The Complaint of G A Gatz of said County made before me one of the Justices of the peace, in and for said County who being duly sworn says, that on the third day of August 1913 at the village of Chanhassen in said County, Max Rien, R M Currie and Anton Kunnik did willfully, knowingly and feloniously and with a premeditated design to effect the death of a human being to wit Jim Smith but without justification, excuse or authority of law kill him the said Jim Smith by then and there assaulting him and striking, beating, bruising and maltreating him the said Jim Smith with a large and heavy hammer a further description of which hammer is to the Complainant unknown, and then and there and thereby the said Max Rien, R M Currie and Anton Kunnik did inflict divers and many grievous and mortal wounds in and upon the head of said Jim Smith because of and from which the said Jim Smith died being so then and there killed as aforesaid against the form of the statute in such case made and provided and against the peace and dignity of the State of Minnesota and prays that the said Max Rien, R M Currie and Anton Kunnik may be arrested and dealt with according to law.

August 5<sup>th</sup> 1913

Defendants present in court, Complaint read to defendants no warrant having been issued, the State was represented by County Attorney John J. Fahey Defendants plead Not Guilty to Complaint the allegations as stated in the Complaint.

Defendants wanted to be represented by an attorney and asked to have the hearing continued which is granted.

I thereupon adjudge and determine that the case or hearing be adjourned to August 12<sup>th</sup> 1913 2 o'clock P M and the defendants be held in custody of the Sheriff of Carver County without bail until said time of hearing.

August 12<sup>th</sup> 11 o'clock A M Earl Dallen Sheriff ordered to bring prisoners, State represented by County

Attorney John J. Rahey, Defendants represented by attorney W. C. Idell at request of both attorneys. Case called at 11 o'clock A.M. instead of 2 o'clock P.M.

Attorneys John J. Rahey and W. C. Idell requested the Court to appoint some one to take the evidence, the Court appointed Chas. B. Bowditch to take down the evidence.

Dr. D. D. Sussner called and testified in behalf of the State.

Alie Sevain  
A. L. Johnson  
Henry Stober  
Lawrence Schroeder  
Edw. Nelson  
Aug. Nelson  
Ed. Katz

### State Rests

Court adjourned to 1:30 o'clock P.M.  
1:30 o'clock P.M. Case called. Defendants waived examination. No arguments by attorney for the State or attorney for defendants. Evidence as taken by Chas. Bowditch on file. After hearing the evidence the Court determines that there is probable cause to believe that Max Rien, R. M. Currie and Anton Kunitz are guilty of the crime as charged in the complaint and that the defendants Max Rien, R. M. Currie and Anton Kunitz be held in the common jail of Carver County to await the action of the grand jury of the next General Term of Court unless sooner discharged by due course of law.

State of Minnesota,

County of

Carver

ss.

I hereby certify that I have compared the foregoing with the original entries in my docket, and that the same is a full and correct transcript therefrom, and of all the proceedings had before me in said action;

that the complaint, warrant, commitments, testimony and examinations of witnesses, and all recognizances taken by me, together with all process and other papers relating to the action and filed with me, or had before me therein, are herewith returned and attached, and numbered from \_\_\_\_\_ to \_\_\_\_\_ inclusive; and that, together with the foregoing transcript, they contain a full, correct and complete statement of all the proceedings had before me in said action.

Given under my hand this 20<sup>th</sup> day of August A. D. 1913

Attest

Justice of the Peace

IN JUSTICE'S COURT

County of

Carver

THE STATE OF MINNESOTA

AGAINST

Max Rien, R. M. Currie  
and Anton Kunitz

Certified Return to District Court of  
Criminal Examination

Filed in the office of Clerk of District

Court

Carver

County, Minn.,

this

26<sup>th</sup> day of August

A. D. 1913

Clerk

W. C. Idell

12101000



State of Minnesota,

County of

Carver

ss.

The STATE OF MINNESOTA, To

Henry Kerber O. Sivain  
Lorence Schroeder, Ed. Kelson, Aug. Kelson H. Hissner

You are hereby required to appear before the undersigned, one of the Justices of the Peace in and for the said County, at my office in the City of Chaska on the 12th day of August, A. D. 1913, at 10 o'clock A. M., to give evidence in a certain cause then and there to be tried, between

The State of Minnesota  
Plaintiff, and May Rein, R. M. Currie and Anton Kurnik

Defendants, on the part of the  
State of Minnesota

Given under my hand, this

8th day of August

A. D. 1913

Justice of the Peace.

STATE OF MINNESOTA,

County of

Carver

ss.

Harby certly and return

That Henry Foster, De. H. Foster, formerly of Carver, and August Nelson, formerly of Carver, personally served the within Subpoena by reading the same to

and paid \_\_\_\_\_ in advance \_\_\_\_\_ fees for mileage and one day's attendance, and for traveling to and returning from the place where he was required to attend; also, that \_\_\_\_\_ necessarily traveled \_\_\_\_\_ miles in the service of said Subpoena.

Dated this

8th

day of

Aug. 1913

J. D. 1913

(initialed)

FEES

Attorney

Miles

\$ 3.50

St. O. Gals  
St. O. Gals

Service

# IN JUSTICE'S COURT

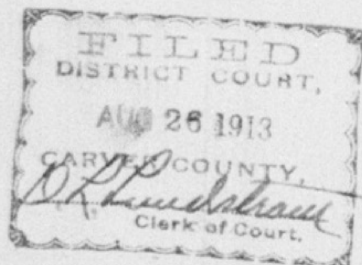
County of

Carver

State of Minnesota  
U S

May Riem. R. Currie  
and Anton Kurik

## SUBPOENA



Filed this

12

day of

August

1913

A. H. Young

Justice of the Peace



State of Minnesota  
County of Carver  
City of Chaska.

In Justice's Court,  
before  
A. L. Young, Justice of Peace.

-----O-----  
The State of Minnesota  
          against  
Max Rein, Anton Kunik, and  
          R. M. Currie, Defendants.)

PRELIMINARY HEARING .

-----O-----  
The above entitled matter came on for a preliminary hearing at the Court House, in the City of Chaska, in said County of Carver and State of Minnesota, on the 12th day of August, A. D. 1913, before the Honorable A. L. Young, a Justice of the Peace in and for said county; whereupon the following proceedings were had:

A P P E A R A N C E S :

John J. Fahey, Esquire, county attorney for said Carver county, appeared for the State;

W. C. Odell, Esquire, appeared as counsel for the defendants.

The case was duly called, and the complaint and warrant read. By Mr. Odell: I appear for these defendants, and we are ready to proceed.

D R. H. D. D I E S S N E R , a witness called on the part of the State, being first duly sworn, testified as follows:

Direct Examination.

By Mr. Fahey:

Q Your name is Dr. H. D. Diessner, is it?

A Yes, sir.

Q You are a duly licensed and qualified physician and surgeon?

A Yes, sir.

Q Where are you practicing?

A Chaska.

Q How long have you been practicing medicine in Chaska?

A About three and a half years.

Q You are a graduate of what medical institute?

A Conover Medical College of Philadelphia.

Q What official position do you hold, if any, in this county?

A Coroner.

Q How long have you held that position?

A Since January, since the last election, yes.

Q January, 1913; you were acting as coroner on the third of August, 1913, were you?

A Yes, sir.

Q That was a week ago last Sunday?

A Yes, sir.

Q Now, in your capacity as coroner, were you called to the Village of Chanhassen?

A I was.

Q You may state what you found there, if anything?

A I found a man had been killed by a machinists' hammer, about a hundred or a hundred and fifty feet east of the steam shovel.

Q So, you found a steam shovel, and found this man where he was lying about 150 feet east of the shovel?

A I should judge about that.

Q Did you make any examination as to whether there had been any struggle at the place you found him?

A Yes, we did; there was no evidence of a struggle.

Q Now, what wounds, if any, did you find on the man?

A Why, the left side of his skull and face was entirely caved in and pounded to pieces by this hammer, a number of blows, oh, I should judge anywhere from ten or more.



Q Ten or more blows, you made an examination, did you, of the wounds, to find out?

A It would take about that many blows of the hammer to do the damage, to cover the area.

Q The wounds were on the left side of the head, were they?

A Yes.

Q And face?

A Yes, the skull from the ear, the entire side.

Q Were the brains protruding?

A They were scattered about, yes.

Q So that he had been brained by the hammer or instrument, in pretty bad shape?

A Yes.

Q Now, from your observations out there, Doctor, will you state what was the cause of that man's death?

A Why, the cause, of the violence inflicted to the head there, causing laceration of the brain and concussion, and contusions and hemorrhage, causing practically instant death.

Q Did you make any further examination of the body to see if there was any other wounds on the body?

A We did; there were no other wounds.

Q Now, of course, in your opinion, then, the cause of that man's death, or that man was killed by being struck on the head as you stated?

A Yes, oh, yes.

Q Now, you say you did make some further examination, and didn't find any other wounds?

A No, there were no other wounds.

Q Did you see, you say he was killed by a hammer; how could you tell he was killed by a hammer?

A Well, the hammer was found near there, with blood on it.

Q Would you know the hammer if you saw it?

A I think so, if it was in the condition it was.

By Mr. Fahey: Have you got that?

Hammer produced by the sheriff.

Q Calling your attention to this instrument here, was that the hammer that you saw out there?

A Yes, oh, yes.

Q It had blood?

A And hair, and the handle was broken right near the handle, the material was black and had blood and hair on it.

Q Chanhassen Village is in Carver county?

A Yes, sir.

Q Carver county, Minnesota. That is all, doctor.

Cross Examination.

By Mr. Odell:

Q How far was this hammer found from the place where the body was lying?

A When we came there the hammer had been picked up, oh, probably 30 or 50 feet, where they showed me where it had been found.

Q Then this hammer had been handled by parties before you reached the scene?

A Yes, it had.

Q And all you know about the place where it was found is what was told to you by those parties?

A Yes, sir.

Q And that is all you know as to the condition of the hammer at the time it was found, is it?

A That is all.

Q You say this body was found about how far from the steam shovel?

A Well, the body was found at the orchard there, right under



an apple tree, right under the apple tree which I should judge was about 150 feet from the steam shovel.

Q And how far from the right of way of the railroad?

A Well, the new right of way the track is only a very few feet, probably 20 or 25.

Q From the new right of way?

A Yes.

Q That body was found, and you say you saw no evidences, you say, of any struggle?

A Not of any opposition made, he had no hair or blood on him; he had blood on his right hand reaching up to his head.

Q But you saw no evidences on the ground, of any struggle?

A No, the blood from the man was all in one pool where he was lying, hadn't moved.

Q Did you see any evidences of a camp there near the body, a fire?

A Railroad camp?

Q No, a fire, anything of that kind, anybody been camping there, spending the evening?

A Why, the grass was trampled down, there might have been a smudge there, I didn't see any.

Q That is all.

O L E S W A I N , a witness called on the part of the State, being first duly sworn, testified as follows:

Direct Examination.

By Mr. Fahey:

Q Your full name is Ole Swain, is it?

A Yes, sir.

Q And where is your place of residence?

A Chicago.

Q What is your business?

A Railroading, running gangs, camps.

Q Are you now engaged in railroading?

A Yes.

Q What position do you hold?

A Walking boss.

Q What? A Walking boss.

Q And for what company are you working?

A King, the King Construction company.

Q Were you so engaged in railroad work on the third of August, and prior to that time, in 1913?

A Yes.

Q You are now?

A Yes.

Q And where were you engaged in work?

A At Chanhassen.

Q At Chanhassen Village, in the vicinity of the village?

A Yes.

Q Now, where is your camp?

A It is about a mile and three quarters, from Chanhassen east.

Q About a mile and three quarters?

A In the neighborhood of that.

Q Did you have a steam shovel operating in the course of the work?



A Yes.

Q Now, on the third of August, and before that, a few days, where was that steam shovel in reference to the camp?

A About a mile and three quarters, in the neighborhood of that, might be a little less.

Q Which way, east or west?

A West.

Q The steam shovel was located right in the Village, wasn't it, or close up to the Village?

A Close up alongside the county road, I think it is.

A Alongside of the public highway?

A Yes.

Q Now, you were there on the morning of the third of August, weren't you?

A Yes, sir.

Q Sunday morning?

A Yes, sir.

Q And did you come up with a crew to go to work that morning?

A Yes, sir.

Q You came up from the camp to the steam shovel?

A Yes, sir.

Q Did you come up on the main right of way, the old right of way, or the new?

A The new.

Q On the new road, that is, you came up with the dinkey engine?

A Yes, sir.

Q Did your crew come up with you?

A Yes.

Q Did you see anything peculiar there that morning, when you came up to the shovel?

A No.

Q Well, you saw a dead man, didn't you?

A Yes.

Q You discovered a man; where was he lying with reference to the new right of way?

A He was lying on the right of way under the apple tree.

Q And which direction from the track?

A South.

Q South of the track, lying in the apple orchard. Do you know, did you recognize the man, did you?

A Yes.

Q And he had been one of the members of your crew?

A Yes.

Q How long had he been working for you?

A About two months, I think.

Q About two months?

A About two months.

Q Where was he working, with the steam shovel, or with the other gang?

A He was running a gang, the straw gang.

Q He was running a gang?

A Yes, laying track.

Q Well, was he a sort of a boss?

A Yes.

Q What did they call him, the straw boss?

A Yes, exactly.

Q Well, you saw him dead there?

A Yes, sir.

Q The first time you ever knew him or became acquainted with him was when he applied for work with your gang?

A Yes.

Q About two months ago?

A Yes.

Q Did you see him on the second of August, on Saturday, the day before?



A Yes.

Q Where did you see him last then?

A The last at Chanhasen about between seven and eight o'clock in the evening.

Q Seven and eight o'clock?

A Between 7 and 8.

Q Well, did you see him in any building, or where was it?

A Out on the street.

Q Was he close to the shovel?

A Not at the time, he was going in that direction.

Q He was going in the direction of the shovel?

A Yes.

Q Did you talk with him at that time?

A No, I did not.

Q That was the last you saw of him to recognize him?

A That was the last I saw of him.

Q And his name, what was his name?

A John Smith was the name he gave me.

Q Well, the name Smith he gave you, was n't it?

A No, John Smith.

Q And that was the only name you knew him by?

A That was the only name I knew him by.

Q And the last time you saw him alive then was between seven and eight o'clock?

A I should judge between seven and eight, my little boy and I was sitting on the ties there.

Q And the next time you saw him he was dead, was he?

A He was dead, yes, sir.

Q Do you know this man R. M. Currie, here?

A Yes, I do.

Q Was he a member of your crew out there?

A Yes, he was at the time.

Q And what was his business?

A He was craner of the steam shovel.

Q How long had he been in your employ?

A Well, I can not exactly remember the date, I would have to look into the time book; in May, sometime, I should judge I hired him.

Q Last May?

A Yes.

Q Did you also know this man Rien, Max Rein?

A Yes, from the time we started to work there, only.

Q Well, you never knew Currie before that, either?

A No, sir.

Q But you know Max Rein since he started to work; how long has he been employed, how long has he been in your employ there?

A About a month and a half, I don't remember the date without looking in the time book.

Q About a month and a half. Well, now, Mr. Swain, what was he doing?

A Watching.

Q Watching what?

A Watching the steam shovel.

Q And was he watching that steam shovel, that is, was he watching the steam shovel on the night of August second?

A He was supposed to be on duty, yes, sir.

Q That is, he was supposed to be watching the steam shovel?

A Yes.

Q That was the steam shovel that was located right north of that public road there?

A Yes, sir.

Q And right at the Village of Chanhassen?

A Yes, sir.

Q That was the steam shovel he was supposed to be watching?

A Yes, sir.



Q Now, you came up the next morning with the crew, did you?  
A Yes, sir.  
Q About seven o'clock or later, was it?  
A A few minutes past seven, I believe.  
Q Did you see Rein there at that time?  
A He was at the shovel.  
Q Was Currie there?  
A I did not see him.  
Q You didn't see him?  
A I did not see him.  
Q Now, this man Kuneck, how long had he been working for you?  
A Oh, just a few days.  
Q Now, did he, what was his duty, was he a pit man there?  
A Yes, sir, working in the pit.  
Q Pit man at where?  
A At the steam shovel.  
Q At the steam shovel; was he in camp that night, do you know?  
A That I could not say.  
Q Don't know?  
A I don't know.  
Q When was the last time you saw him Saturday evening, or did you see him?  
A I don't remember seeing him only at supper time.  
Q Did you see him at breakfast the next morning?  
A No, I don't remember that I did.

11

---

Cross Examination Waived.

A. L. JOHNSON, a witness called on the part of the State, being first duly sworn, testified as follows:

Direct Examination.

By Mr. Fahey:

Q You are the time keeper, are you, for Ole Swain?

A Yes, sir.

Q And you are working out there with his gang as time keeper, keeping books and time?

A I am.

Q Now, Mr. Johnson, did you know this man Smith?

A I knew him from seeing him since he started working there.

Q You knew him from seeing him since he was working there; you got his name, did you?

A I did.

Q And put his name on your books?

A Put his name on the books.

Q Now, how is that name entered on your books?

A J. Smith.

Q Was that the name he gave you?

A I wouldn't say whether he gave me any full name or not.

Q But that name you put down?

A I did.

Q That was the only name you knew him by?

A That was the only name I knew him by.

Q Now, how long have you been engaged in working out there?

A ,Since the last day of May.

Q Since the last day of May?

A Yes, sir.

Q And you are still working for that same company?

A I am.

Q When was the last time you saw Mr. Smith?

A Well, I didn't see him after noon of the second.



Q How is that?

A I didn't see him after noon of the second, I saw him some time during the forenoon of the second.

Q The last time you saw him was the forenoon of the second of August?

A Yes, sir.

Q I believe you left the camp?

A I left the camp about one o'clock.

Q You went over--?

A I went over to St. Paul.

Q Now, when was the next time you saw him, Mr. Johnson?

A Sometime after ten on the morning of the third.

Q Where was he at that time?

A Lying under an apple tree, less than 300 feet from the shovel.

Q What direction?

A East.

Q East of the shovel?

A Yes, sir.

Q Now, he was dead, was he, at that time?

A He was.

Q And that was the same man you had entered in your books as J. Smith?

A The same man.

Q Now, Mr. Johnson, do you know this man Rein here?

A I know him from seeing him while he was working there.

Q And what position does he hold with your gang?

A He was night watchman.

Q Do you know Currie?

A I know him the same, the time he has worked there.

Q And he was holding what position?

A He was crane man.

Q Are you also acquainted with, you also know this other

, little man here, this Kunek?

A I do.

Q And he was a laborer also in the camp?

A Yes, sir.

Q Now, the shovel is located near the public road, is it, the steam shovel?

A Just west of the public road at that time it was just east of the public road.

Q Right alongside of the public road?

A Yes, sir.

Q And what direction from the right of way, the new right of way as it was being laid, the new track?

A Which way was the shovel working, you mean?

Q Yes?

A Working west.

Q And what direction from the old track?

A Well, it was working a little toward, below the old track the new line ran east and west, there.

Q Well, it is located a little east, isn't it?

A It was south of the old track.

Cross Examination Waived.



H E N R Y   K E R B E R ,   a witness called on the part of  
the State, being first duly sworn, testified as follows:

Direct Examination.

By Mr. Fahey:

Q   Mr. Kerber, where do you live?

A   I live at Eden Prairie.

Q   Eden Prairie; how old a boy are you?

A   Going to be 24 the 30th of this month.

Q   About 24 years old?

A   Yes.

Q   Do your folks live at Eden Prairie?

A   Yes.

Q   Where are you working now, at the present time?

A   I am working for Ed Mason.

Q   What direction does Ed Mason live from the Village of  
Chanhassen?

A   He lives east.

Q   How far east?

A   A mile and a half.

Q   Are you acquainted with Max Rein?

A   Yes, I know him by sight for the last three or four years.

Q   Were you in the Village of Chanhassen on the night of  
August second?

A   Yes, sir.

Q   Did you see Max Rein in the Village?

A   Yes.

Q   Do you know this other man here, that tall man, Currie his  
name is?

A   No, I don't know him.

Q   You have seen him, have you?

A   I have seen him, that is all.

Q   Well, you knew him by sight, you didn't know his name, but  
you knew him if you saw him?

A Yes.

Q Did you see him in Chanhassen that night?

A Yes.

Q Did you see this little man here?

A No, I don't recognize him, I don't recognize him at all.

Q How?

A I don't recognize him at all.

Q You don't remember seeing him; now, where did you see Max Rein and Currie, or this other tall man?

A Well, Max, I seen him in the saloon, and Slim, I seen him outside.

Q Well, by Slim you mean this man Currie, that's the name you knew him by?

A Yes.

Q You saw him outside the saloon?

A Yes.

Q That was in the Village there, there is a saloon in the Village, and you saw Max Rein in the saloon, and saw Slim or Currie outside the saloon, is that so?

A Yes.

Q Now, what time of the evening did you see those boys there?

A Well, this here was about half past ten.

Q About 10:30 in the evening?

A Yes.

Q Did you stay there until the saloon closed up?

A No.

Q How long before the saloon closed did you leave?

A Well, must have been about twenty minutes.

Q Were you outside of the saloon when it was closed up for the night?

A No, I wasn't.

Q How?

A They was open yet when we left.



Q You left there about what time, about 11, was it?

A Well, it was about 20 minutes to 11.

Q Did--how long had you been in the saloon that evening?

A You mean me? How long?

Q Yes?

A Well, I was in there from ten till--

Q From what?

A From ten o'clock.

Q Till you went home?

A Yes.

Q You went in the saloon about ten o'clock?

A About ten o'clock.

Q And when you went in the saloon was Max Rein ~~there~~ in there

A No, not at the time I was in.

Q How?

A Not at the time I was in.

Q Well, did you see him come in the saloon?

A No, I didn't see him come in, either.

Q Did you see him in the saloon?

A Yes, I seen him in the saloon.

Q How did you happen to see him in the saloon?

A Well, I seen him there across the bar.

Q Well, how did he attract your attention; was he doing anything in there out of the ordinary?

A No, not at that time.

Q Not at that time?

A No.

Q Well, later on that evening?

A How?

Q Did you see him have any trouble with anybody?

A Well, I seen him haveng a little chewing match.

Q A little chewing match with some person in there?

A Yes.

Q Well, did they come to blows?

A No, not to blows.

Q Did they talk together very long?

A No.

Q But they had some little trouble?

A They had a little.

Q Max had trouble with some man in there?

A Yes.

Q And did you hear any talk, did you hear him call the man any names?

A No.

Q Well, did you hear him refer to him as anything?

A No, I didn't.

Q He didn't call him anything?

A No.

Q Well, I know, but did you hear him call him the name of Smith?

A No.

Q Well, did you hear him call him anything particular, anything in particular?

A No, not then.

Q Did you hear him call him straw boss, or boss?

A Not in there.

Q Not in the saloon?

A No.

Q Now, you say you left the saloon about a little before 11 o'clock?

A Yes.

Q Where did you go when you left the saloon?

A Went home.

Q Did you stand outside for a while?



A Well, yes, stood outside for about five minutes or so.

Q Who else was with you when you were standing outside?

A Well, me and Kelm, two Kelm boys, Lawrence Schroeder.

Q Lawrence Schroeder and two Kelm boys?

A Yes.

Q Well, now, when you were outside the saloon was there any trouble going on then that you saw?

A No.

Q You didn't see anything going on then?

A No.

Q Well, now, when you left the saloon where did you go?

A Went straight home.

Q You went home?

A Yes.

Q Did anybody accompany you home, go with you?

A Yes.

Q Who was with you on the way home?

A The two Kelm boys and me and a fellow by the name of Smith from down on Eden Prairie, and Max and Currie, he was right behind us.

Q Max and Slim or Currie was right behind you?

A Yes.

Q Max Reint?

A Yes.

Q Did you see this little man here?

A No, I didn't see him at all.

Q Now, did you make any stop at all on the way home; now, you say you went to Ed Mason's, that's east of town?

A Yes.

Q Now, in going home did you take the highway that runs in that direction, toward Eden Prairie?

A Yes.

Q And did you see the steam shovel that night?

A Yes.

Q Did you stop there?

A Well, yes, stopped there about five minutes.

Q Whom did you see there at that time?

A Max and Currie.

Q Was there any other strangers?

A No, I didn't see him.

Q But just Max Rein and Currie?

A Yes.

Q Did you hear any conversation they had there, any talk?

A Why, yes, they talked a little there.

Q Well, did Max say anything?

A Well, Max said something he had trouble and he said he was going to get that fellow and give him a licking.

Q He was going to get that fellow, was going to give him a licking?

A Yes.

Q Whom was he talking to when he said that?

A Currie.

Q Well, did Slim say anything?

A Yes, Slim said he ought to have it, he ain't no good anyhow.

Q And did you hear Max, you saw Max have some trouble up in the saloon with somebody?

A Yes.

Q Did you see this man after he was dead?

A Yes.

Q You saw the man after he was dead?

A Yes.

Q Was that the man that Max had trouble with?

A Well, I can't tell you that for sure.

Q Well, did he resemble him?

A I didn't recognize him so good.



Q You didn't pay any attention?

A No, I didn't pay any attention.

Q That man was lying dead, was he, out in the orchard there?

A Yes, sir.

Q Near Chanhassen Village?

A Yes, sir.

Cross Examination Waived.

---

LAWRENCE SCHROEDER, a witness called on the part of the State, being first duly sworn, testified as follows:

Direct Examination.

By Mr. Pahey:

Q Your name is Lawrence Schroeder?

A Yes, sir.

Q How old are you, Mr. Schroeder?

A 19.

Q Where do you live?

A Chamhassen Village.

Q What are you doing there now?

A I am working on a ~~farm~~ the farm.

Q Working on your father's farm?

A Yes.

Q Were you in Chamhassen Village on the night of August 2d?

A Yes.

Q Did you see Max Rein there?

A Yes.

Q Where did you see him?

A Seen him in the saloon.

Q And did you see Slim, this tall man here, there?

A Yes, I saw him there.

Q Where was he?

A He was in the saloon.

Q What time were you in the saloon?

A Oh, I was in there about from ten until half past.

Q From ten to half past ten?

A Yes, twenty minutes, to, something like that.

Q Well, you, when you left the saloon, was Max Rein in the saloon?

A No.

Q Where was he?

A



A He was outside.

Q He was outside; was Currie outside, too?

A Yes.

Q Did you see Max have any trouble with anybody there that evening?

A Yes.

Q He was having trouble with some man, was he?

A Yes, I heard him speaking to a man.

Q Where was that, inside or outside the saloon?

A That was inside.

Q Inside the saloon?

A Yes.

Q Well, you heard him speaking, what did he say to the man?

A I don't know what he said, I couldn't understand.

Q Did you hear him call him any names?

A Yes.

Q What names did ~~he~~ ~~call~~ ~~him~~ you hear him call him?

A Cursed him.

Q Well, what did he call him, if anything?

A Called him a son of a bitch.

Q And other names; you saw then Max outside the saloon, also did you?

A Yes.

Q Did you see him have any trouble outside the saloon?

A No.

Q Did you hear him make any statement or say anything?

A Yes, he said he would turn that fellow into something, I don't know what it was.

Q You say you heard him say he would turn that fellow into something?

A Yes.

Q But you didn't hear what he said?

A No, I didn't.

Q You don't remember what else he said?

A No.

Q Was he apparently angry at that time?

A He didn't seem to be much.

Q He didn't seem to be angry?

A No.

Q That is, he was angry inside the saloon but not outside?

A No, not outside.

Q Was he apparently angry inside?

A Why, it seemed that way a little bit, not much.

Cross Examination Waived.

---



E D K E L M , a witness called on the part of the State,  
being first duly sworn, testified as follows:

Direct Examination.

By Mr. Mahey:

Q Your name is Ed Kelm; how old are you, Mr. Kelm?

A 19.

Q How old? A 19.

Q 19? A Yes.

Q Where do you live?

A Chanhassen.

Q Where? A Chanhassen.

Q ~~Ym~~ Do you live in the Village or on the farm?

A On the farm, I work.

Q Where, east of Chanhassen?

A Yes.

Q Now, were you in Chanhassen Village on the night of August  
second?

A Yes.

Q Did you see Max Rein there?

A Yes.

Q Where did you see him?

A In the saloon.

Q In the saloon, did you see that tall man here, Currie?

A Yes.

Q Where was he?

A In the saloon.

Q What time did you leave the saloon?

A Oh, about 11, about 20 minutes to 11, I guess.

Q A little before 11 o'clock?

A Yes.

Q Did you see Max Rein have trouble with anybody out there?

A I saw him have ~~trouble~~ a little trouble, a little talk.

Q You saw him have a little trouble, now, just speak up so that we will all hear you, do you know the man he had trouble with, you didn't know his name, did you?

A No.

Q But you know he had some little trouble in there?

A Yes.

Q Now, did you hear him say anything?

A I heard him say he was going to beat his head off.

Q Where was that, inside or outside ~~the~~ of the saloon?

A Inside.

Q That was before you left, was it?

A Yes.

Q Now, when you left with whom did you go home?

A Max Rein and Slim there.

Q Max Rein and who else?

A Slim, Slim Guy.

Q Was your brother along with you?

A Yes.

Q And was Mr. Kerber?

A Yes.

Q How long did you stay at the steam shovel?

A Oh, only a couple of minutes.

Q And then from there you went directly to your home?

A Yes.

Cross Examination Waived.

---



AUGUST K E L M , a witness called on the part of  
the State, being first duly sworn, testified as follows:

Direct Examination.

By Mr. Fahey:

Q Your first name is August Kelm?

A Yes.

Q How old are you, Mr. Kelm?

A 19, 20.

Q 20? A Yes.

Q Where do you live? A Chanhassen.

Q In the Village or on the farm?

A On the farm.

Q East of the Village of Chanhassen?

A East, yes.

Q Did--were you in the Village of Chanhassen on the night of  
August the second?

A Yes.

Q At that time did you see this man Max Rein?

A Yes.

Q Where did you see him?

A In the saloon.

Q Did you see this other tall man there, Currie?

A Yes.

Q Where was he?

A In the saloon.

Q And did you see this little fellow there?

A Yes.

Q This little fellow here?

A Yes.

Q You don't know his name, do you, but you know Max Rein?

A Yes, by sight.

Q You have known him by sight for some time?

A Three or four years.

Q Did you see Max Rein have any trouble with anybody in the saloon?

A He had trouble with some guy there.

Q He had trouble with some fellow there, you didn't know the man with whom he had trouble?

A No.

Q Well, did you hear him say anything to the fellow?

A No, only he said he was going to beat that guy's head off.

Q Did you hear him talking to Currie about beating his head off?

A No.

Q Now, you went home with your brother and Kerber, did you?

A Yes, sir.

Q Did you leave before the saloon was closed?

A Right before the saloon was closed.

Q What time did you leave the saloon?

A About a quarter to 11.

Q Now, when you walked down to the steam shovel, who walked down with you?

A Max Rein and that slim guy.

Q Who?

A Max Rein and that slim guy.

Q Max Rein and that slim guy, and your brother was with you, also?

A Yes, sir.

Q And Kerber was with you?

A Kerber.

Cross Examination Waived.



Q. A. G A T Z , a witness called on the part of the State, being first duly sworn, testified as follows:

Direct Examination.

By Mr. Fahey:

Q You are the sheriff of this county, Mr. Gatz?

A Yes, sir.

Q Have been for some years?

A Yes.

Q Now, you have these three men here, Mr. Rein and Mr. Currie and Kunek, in your custody in the jail here?

A Yes, sir.

Q Now, when were you called ~~in~~ ~~in~~ upon to make the investigations which led to their arrest?

A On the third of August.

Q The third of August, 1913?

A Yes, sir.

Q Now, you were called out to Chanhassen Village and you found a dead man out there?

A Yes, sir.

Q Now, you arrested these men and brought them back to jail and since they came back to the jail did you have any conversation with any of these prisoners here?

A I have had.

Q Did you have any conversation or talk with them with reference to this man Smith?

A Yes, sir.

Q And with reference to seeing Smith?

A Yes, sir.

Q Did you have a talk with Mr. Currie with reference to seeing Smith?

A Yes, sir.

Q The night of August 2d, 1913?

A Yes, sir.

Q What did he say?

A Well, Mr. Currie said that he had seen Smith at the saloon on the night of August the second at, in the saloon at a little before 11, and on the outside of the saloon had stopped there and talked a little ~~while~~ well, Smith being present, and a little later Currie, Rein and this Kunek and Smith and some others walked down the road towards the steam shovel, and when they had got down there Rein and Currie himself and Kunek had fixed a smudge there they had beside the road and remained there a few minutes and that Smith apparently he had been staying behind when they left the saloon and he came up after they had been there a little while, within a very short distance of where he was, Currie; Currie spoke to, had spoken to this man Smith saying that if it wasn't time to go home or go to bed; Smith had not responded to his question at all but he remained there for some time and talked to two slaves there, this Kunek and another man, and Rein, and had been there for some ~~xxxx~~ little while and left, following down the trail, easterly, the new right of way towards the camp, about half past twelve.

Q About 12:30 in the morning?

A Yes.

Q And that was the last he saw of him, was it, until the next morning when he saw him dead?

A Yes, yes, that's what he said.

Q Now, did he say anything to you about Max Rein having trouble with Smith?

A Yes, he said there was no question but Max had trouble with Smith at the saloon.

Q At the saloon? ~~and~~

A And Rein had told Currie later, after everybody had gone

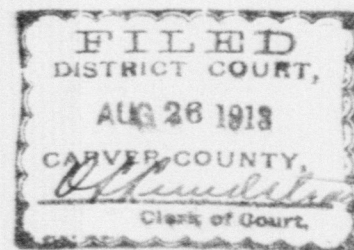


there after 12:30 sometime, they had laid down on a blanket immediately to the north of the steam shovel, Max Rein had said to Currie that "I told Smith tonight what I thought of him, right." That's practically all he said.

Cross Examination Waived.

---

THE STATE RESTS.





State of Minnesota,

DISTRICT COURT

County of Carver

ss.

Eighth

Judicial District,

The State of Minnesota,  
vs.

Anton Kunik

Anton Kunik is

accused by the Grand Jury of the County of Carver, State of Minnesota,  
by this indictment, of the crime of murder in the first degree

committed as follows:

The said Anton Kunik

on the third day of August, A. D. 1913, at the  
Village of Chanhassen in this County

did wilfully, unlawfully, wrongfully and feloniously, without the  
authority of law and without justification or excuse and with a pre-  
meditated design on the part of him, the said Anton Kunik, to then and  
there effect the death of a human being, to-wit, one J. Smith, commonly  
so called, whose true name is to this Grand Jury unknown, kill and  
murder the said J. Smith by then and there striking him, the said J.  
Smith, on the head with a hammer by reason of which said striking the  
said J. Smith then and there did die

contrary to the form of the statute in such case made and provided  
and against the peace and dignity of the State of Minnesota.

Dated at Chaska, in the County of Carver, State of Minnesota, the  
day of October 1913

Richard Kelly  
Foreman of the Grand Jury.



Original

DISTRICT COURT

*Eighth* Judicial District.  
County of Carver.

THE STATE OF MINNESOTA

AGAINST

*Anton Kurik*

INDICTMENT FOR

*Murder in the First Degree*

A TRUE BILL

*Richard Kelly*  
Foreman of the Grand Jury

Presented to the Court, in open Court,  
by the Foreman of the Grand Jury, in  
the presence of the Grand Jury, and  
filed with the Clerk of Court this

*Thirteenth* day of  
*October* A. D. 1913

*L. L. Lundstrom*  
Clerk.

*John J. Fahey*  
County Attorney.

Carver County, State of Minnesota.

*Record B, page 17.*

The following are the names of the witnesses duly sworn and examined before the Grand Jury upon the finding of the above indictment: *Dr. H. D. Deever, Ole Swain, A. L. Johnson, Henry Kieber, August Feltz and W. A. Galt.*

State of Minnesota,

County of Carver

IN DISTRICT COURT

Judicial District.

3

Clerk of the District Court, in and for  
said County, State of Minnesota, do hereby certify that I have carefully compared the foregoing with the  
original indictment presented by the Grand Jury of said County against

and find that the same is a true and correct copy of said original and the whole thereof.

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of said District Court at

this

A. D. 191

Clerk of the District Court, Carver County, Minnesota.



State of Minnesota

District Court

County of Carver

Eighth Judicial District

-----0-----

The State of Minnesota	)	
	(	
against	)	S E N T E N C E
	(	
Anton Kunik, Defendant.)	)	

-----0-----

On this 15th day of October, 1913, the above named defendant appeared in Court, with his attorneys, and W. C. Odell, Joseph J. Moriarty, to plead to an indictment returned against him by the Grand Jury of said County, charging the said defendant Anton Kunik with the crime of murder in the first degree; whereupon, the following proceedings were had:

By the Court: Is the defendant prepared, counsel, to enter a plea in the State of Minnesota against Kunik?

By Mr. Moriarty: Yes, we are ready.

By the Court: What is the plea that the defendant enters to the charge of murder in the first degree preferred against him in the indictment returned against him by the Grand Jury of this county on the 13th day of October, 1913?

By Mr. Odell: I suppose it is necessary for him to plead himself, Your Honor.

By the Court: Yes. Do you know the nature of the charge against you?

By the defendant: Yes, sir.

Q Have you been advised by your counsel who have been appointed by the Court as to the nature of the offence? You understand?

A Yes, sir.

Q Have you any realization as to what the consequences are, resulting from the act which you committed, or are charged to have committed?

A Yes.

Q You know that it is murder in the first degree that you are charged with; what is your plea to that charge; are you guilty, or not guilty?

A Yes, guilty.

Q You are guilty?

A Guilty.

Q Are you able to tell the circumstances under which you committed that crime; how did you do it; what did you kill this man with?

A I afraid I couldn't quite understand.

Q Don't quite understand; you are charged with striking him with a hammer and killing him; did you do that?

A Yes.

Q Where was this man?

A Sir?

Q Where was he?

A In under the apple tree.

Q Under an apple tree?

A Yes.

Q Was he sleeping?

A No, he wasn't sleeping, he just laid down there.

Q Was he drunk?

A Yes.

Q How long did you know him before that?

A Well, I was working for him a week.

Q Do you know where he came from?

A No.

Q Did you have any excuse--

A No.

Q Or reason for killing him?

A No.

Q Why did you kill him?

A I don't know.



Q Did you get any money?

A No, I was going thru his pockets and he told me, "Don't, Shorty."

Q You were going thru his pockets?

A Yes, and he told me, "Don't, Shorty," and I was scared about that I would get arrested, and I hit him with the hammer.

Q How many times did you hit him with the hammer?

A Well, I don't know, about five times.

Q And killed him?

A Yes.

Q Didn't you know it was wrong to kill a man?

A Why, yes.

By the Court: I suppose he is prepared to receive sentence at this time? Well, you will be sworn.

The defendant was duly sworn.

By the Court:

Q Where were you born?

A Austria-Hungaria.

Q Austria-Hungaria, and how old are you?

A Twenty two.

Q Twenty two years old; are you a married man?

A No.

Q How long have you lived in this country?

A Three years and nine months.

Q Three years and nine months--

A Eight.

Q Three years and eight months, and when did you come to Minnesota?

A On the 2d of May.

Q On the 2d of May, 1913?

A Yes.

Q Where did you come from?

A Bagley, Wisconsin.

Q Where did you first land when you came to this country?

A Erie, Pennsylvania.

Q And how long did you remain there?

A I was two years there.

Q Do you belong to any secret society of any kind?

A No.

Q You don't belong to the anarchists?

A No.

Q Are there any of those over in your country?

A No.

Q Not that you know of; have you ever been convicted of any crime before?

A No.

Q Never have; what was the reason for your leaving ~~the~~ the Old Country and coming here to America? Why did you come over to this country?

A Why, my brother sent me a ticket.

Q Where does your brother live?

A In Pennsylvania.

Q Is he older than you are?

A Yes, he is about 28.

Q Where are your father and mother?

A They are dead.

Q Where did they die?

A In the Old Country.

Q Have you any other relatives in this country besides your brother?

A No.

Q You are not a married man?

A No.

Q Never have been married?

A No.



Q Have you any trade or occupation?

A Yes.

Q What is it?

A Machinist.

Q How long have you worked at that trade?

A Well, in this country I worked and in the Old Country.

Q And you are a practical machinist, are you?

A Yes.

Q Have you any other trade or occupation?

A No.

Q Well, you have been indicted by the Grand Jury of this County for the crime of murder in the first degree, which is, under our law, the highest crime known, and it was only a few years ago that capital punishment was abolished, I don't know for what reason, probably for the childish sentimentality of some member of the legislature, and you can thank your existence for a short period of time to their conduct, because under the circumstances under which you committed this crime, in my judgment you ought to be hung, but the law won't permit me to impose that sentence. Have you anything to say now, why sentence should not be pronounced upon you--

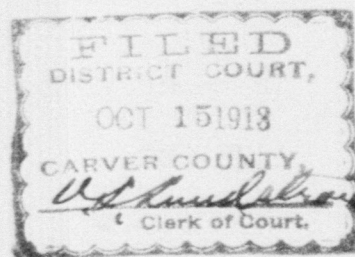
A No.

Q For the crime that you have committed?

By the Court: Well, it is adjudged and determined that you, Anton Kunik, are guilty of the crime of murder in the first degree, as charged in the indictment returned against you by the Grand Jury of Carver county, Minnesota, on the 13th day of October, 1913, to which charge the said Anton Kunik ~~XXXXXX~~ voluntarily enters a plea of guilty, stating the circumstances under which the offence was committed, and in the judgment of the Court there was no excuse or justifiable reason for the said Anton Kunik having commit-

ted such crime. It is therefore ~~adjudged~~ adjudged, determined and decreed that the said Anton Kunik is guilty of the crime of murder in the first degree, and, as a punishment for such crime he be committed to and confined in the State's prison at Stillwater, Minnesota, at hard labor, for and during the period of the remainder of his natural life. He is now remanded to the custody of the sheriff, who will execute the sentence so imposed upon him.





State of Minnesota, }  
COUNTY OF CARVER. } ss.

DISTRICT COURT,

No.

694

Eighth Judicial District.

To *August Kelm*

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 Grand Jury of the District Court for the Eighth Judicial District and County of Carver at their room at the Court House in

Chaska, in said County, ~~forthwith~~ *Monday October 13<sup>th</sup> at 11 o'clock A.M.* 1913

then and there to answer such questions as shall be put to you by said Jury.

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

Witness, the HON. *P. H. Morrison*

Judge of the District Court aforesaid, at Chaska,

this *19<sup>th</sup>* day of *September* 1913

*O. S. Lindstrom*  
Clerk of the District Court.



STATE OF MINNESOTA, } ss.  
CARVER COUNTY.

District Court, Eighth Judicial District.

I hereby certify and return that I served the within Subpoena on the within  
named *Ans. Nelson* by reading said Subpoena  
to him in his presence, and by delivering to him a true copy thereof, in County and  
State aforesaid, on this *22* day of *Sept* 19*13*

{ Service,  
Fees. { Mileage,  
{ Total,

*G. A. Gatz*  
Sheriff of Carver County.

By Deputy Sheriff.

No. *694*

STATE OF MINNESOTA, }  
COUNTY OF CARVER.

District Court, Eighth Judicial District.

GRAND JURY SUBPOENA.

Issued *September 19th* 19*13*

*O. L. Lundstrom*  
Clerk District Court

Returned and Filed.

*October 13th* 19*13*

*O. L. Lundstrom*

Clerk.

*John J. Lahey*  
County Attorney.

McGraw-Hill Co., St. Paul, Minn.

State of Minnesota, }  
COUNTY OF CARVER. } ss.

DISTRICT COURT,

No.

695

Eighth Judicial District.

To

*Henry Kerber*

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 Grand Jury of the District Court for the  
Eighth Judicial District and County of Carver at their room at the Court House in  
Chaska, in said County, ~~forthwith~~ *Monday October 13<sup>th</sup> at 11 o'clock a.m.* 1913  
then and there to answer such questions as shall be put to you by said Jury.

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

Witness, the HON.

*D. H. Morrison*

Judge of the District Court aforesaid, at Chaska,

this

*19<sup>th</sup>* day of *September* 1913

*D. L. Lindstrom*  
Clerk of the District Court.



STATE OF MINNESOTA, }  
CARVER COUNTY. } ss.

District Court, Eighth Judicial District.

I hereby certify and return that I served the within Subpoena on the within  
named Henry Krohn by reading said Subpoena  
to him in his presence, and by delivering to him a true copy thereof, in County and  
State aforesaid, on this 22 day of Sept. 1913

{ Service,  
Fees. { Mileage,  
Total, }

*[Signature]*  
Sheriff of Carver County.

By Deputy Sheriff.

No. 695

STATE OF MINNESOTA, }  
COUNTY OF CARVER. }

District Court, Eighth Judicial District.

## GRAND JURY SUBPOENA.

Issued

September 19<sup>th</sup> 1913

*[Signature]*  
Clerk District Court.

Returned and Filed.

October 13<sup>th</sup> 1913

*[Signature]*

Clerk.

*[Signature]*  
County Attorney.

McGILL-WARNER CO., ST. PAUL, MINN.

State of Minnesota, }  
COUNTY OF CARVER. } ss.

DISTRICT COURT,

No. 697

Eighth Judicial District.

To *Dr. H. D. Diessner*

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 Grand Jury of the District Court for the Eighth Judicial District and County of Carver at their room at the Court House in Chaska, in said County, forthwith *Monday October 13th at 11 o'clock A.M. 1913.* then and there to answer such questions as shall be put to you by said Jury.

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

Witness, the HON. *R. M. Morrison*

Judge of the District Court aforesaid, at Chaska,

this *19th* day of *September* 1913

*J. L. Sundstrom*  
Clerk of the District Court.



STATE OF MINNESOTA, } ss.  
CARVER COUNTY.

District Court, Eighth Judicial District.

I hereby certify and return that I served the within Subpoena on the within  
named Mr. H. W. Warner by reading said Subpoena  
to him in his presence, and by delivering to him a true copy thereof, in County and  
State aforesaid, on this 13<sup>th</sup> day of Oct 1913

{ Service,  
Fees. { Mileage,  
Total, }

A. A. Warner  
Sheriff of Carver County.

By

Deputy Sheriff.

No. 697

STATE OF MINNESOTA, }  
COUNTY OF CARVER.

District Court, Eighth Judicial District.

## GRAND JURY SUBPOENA.

Issued

September 19<sup>th</sup> 1913

O. L. Lundstrom

Clerk District Court.

Returned and Filed.

October 13<sup>th</sup> 1913

O. L. Lundstrom

Clerk.

John J. Fahy

County Attorney.

MCILL WARNER CO., ST. PAUL, MINN.

State of Minnesota, }  
COUNTY OF CARVER. } ss.

DISTRICT COURT, No. 693  
Eighth Judicial District.

To *Edward Kelms*

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 Grand Jury of the District Court for the Eighth Judicial District and County of Carver at their room at the Court House in Chaska, in said County, forthwith *Monday October 13<sup>th</sup> at 11 o'clock A.M.* 1913 then and there to answer such questions as shall be put to you by said Jury.

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

Witness, the HON. *P. H. Morrison*

Judge of the District Court aforesaid, at Chaska,

this *19<sup>th</sup>* day of *September* 1913

*O. J. Sundstrom*  
Clerk of the District Court.



STATE OF MINNESOTA, } ss.  
CARVER COUNTY.

District Court, Eighth Judicial District.

I hereby certify and return that I served the within Subpoena on the within  
named Edward Nelson by reading said Subpoena  
to him in his presence, and by delivering to him a true copy thereof, in County and  
State aforesaid, on this 22 day of Sept 1913

{ Service,  
Fees. { Mileage,  
Total, }

Sheriff of Carver County.

Deputy Sheriff.

No. 693

STATE OF MINNESOTA, }  
COUNTY OF CARVER.

District Court, Eighth Judicial District.

GRAND JURY SUBPOENA.

Issued

September 17<sup>th</sup> 1913

O. L. Lundstrom  
Clerk District Court.

Returned and Filed.

October 13<sup>th</sup> 1913

O. L. Lundstrom  
Clerk.

John J. Foley  
County Attorney.

State of Minnesota, }  
COUNTY OF CARVER. }

DISTRICT COURT,

No. 692

Eighth Judicial District.

To *A. L. Johnson*

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 Grand Jury of the District Court for the  
Eighth Judicial District and County of Carver at their room at the Court House in

Chaska, in said County, *Monday October 13<sup>th</sup> at 11 o'clock A.M. 1913.*

then and there to answer such questions as shall be put to you by said Jury.

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

Witness, the HON. *P. H. Morrison*

Judge of the District Court aforesaid, at Chaska,

this *19<sup>th</sup>* day of *September* 1913

*A. L. Sundstrom*

Clerk of the District Court.



STATE OF MINNESOTA, } ss.  
CARVER COUNTY.

District Court, Eighth Judicial District.

I hereby certify and return that I served the within Subpoena on the within  
named A. L. Johnson by reading said Subpoena  
to him in his presence, and by delivering to him a true copy thereof, in County and  
State aforesaid, on this 22 day of Sept. 1913

Service,

Fees. { Mileage,

Total, {

Sheriff of Carver County.

Deputy Sheriff.

No. 692

STATE OF MINNESOTA, }  
COUNTY OF CARVER.

District Court, Eighth Judicial District.

GRAND JURY SUBPOENA.

Issued

September 19th 1913

O. L. Lundstrom  
Clerk District Court

Returned and Filed.

October 13<sup>th</sup> 1913

O. L. Lundstrom

Clerk.

John J. Fahy  
County Attorney.

State of Minnesota, }  
COUNTY OF CARVER. } ss.

DISTRICT COURT,  
Eighth Judicial District.

No. 691

To

*Ole Swain*

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 Grand Jury of the District Court for the Eighth Judicial District and County of Carver at their room at the Court House in Chaska, in said County, ~~forthwith~~ *Monday October 13<sup>th</sup> at 11 o'clock A M 1913.* then and there to answer such questions as shall be put to you by said Jury.

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

Witness, the HON.

*P. H. Morrison*

Judge of the District Court aforesaid, at Chaska,

this

*19<sup>th</sup>* day of *September 1913*

*O. Sundstrom*

Clerk of the District Court.



STATE OF MINNESOTA, } ss.  
CARVER COUNTY.

District Court, Eighth Judicial District.

I hereby certify and return that I served the within Subpoena on the within  
named Olaf Swaine by reading said Subpoena  
to him in his presence, and by delivering to him a true copy thereof, in County and  
State aforesaid, on this 22 day of Sept 1913

{ Service,  
Fees, { Milcage,  
Total, {

Sheriff of Carver County.

Deputy Sheriff.

No. 691

STATE OF MINNESOTA, }  
COUNTY OF CARVER.

District Court, Eighth Judicial District.

## GRAND JURY SUBPOENA.

Issued

September 19<sup>th</sup> 1913

O. L. Lindstrom  
Clerk District Court.

Returned and Filed,

October 13<sup>th</sup> 1913

O. L. Lindstrom  
Clerk.

John J. Lakey  
County Attorney.

MC GILL WARNER CO., ST. PAUL, MINN.