



[Minnesota.](#)  
[District Court \(Carver County\).](#)  
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No.

CARVER COUNTY, MINN.

Plaintiff

US.

Defendant.

*Plaintiff's Attorney.*

Defendant's Attorney.

Date of Entry.

### Register of Actions

Term Tried

*Judgment for*

Amount of Judgment \$

*Date of Judgment*

Judgment Book

*Default Judgment Book*

Date of Docketing

Dist Court  
Linn County,

In matter of appeal  
from determination of  
Board of Commrs  
by John H. Roy.

Notice of Dismissal

Filed, July 29<sup>th</sup> AD 1893,  
Gethragsen  
J. H. Roy

194

State of Minnesota  
Sect. Court 8<sup>th</sup> dist.  
Levee County.

In the matter of the appeal  
from the determination of the Board  
of Commissioners and the Board of John  
G. Long in laying out a road  
known as the Reuben Road in  
said Levee County.

Notice is hereby given that  
the appeal in the above entitled  
action is in all things hereby  
dismissed.

Baxter, Act.

Given July 29 / 74.

Atty's for Appellants.



State of Minnesota  
District Court  
County of Carver,

---

In the Matter of the Appeal  
of John George Hoy,  
as Damages Awarded by  
the Granting of the Petition  
of Ans. Wiederkehrers,

---

Filed July 1st 1894.  
Mary C. C. C.  
Clerk.

—194—

In the matter of the appeal  
of John G. Loy from the determina-  
tion of the Board of County Com-  
missioners in laying out and  
establishing a certain road running  
from the village of Chuska through  
a portion of Laketown and Osgood  
in said Green County Minnesota  
to Peter Marshall Esq.

Chairman Board of C. Commissioners  
You will take notice that said  
appeal is taken only upon the  
ground of damages and not  
to reverse the proceedings of  
said Board in laying out said  
road, that all other matters  
referred to in said application  
for appeal and in said appeal  
is hereby dismissed, and  
that a copy hereof has this day  
been filed with the Co. Auditor  
of said Green Co.

Dated July 7 - 1874

Respectfully

City of

Appellants,

In the matter of the Appeal of John  
G. Lay from the order of the Board of County  
Commissioners of Carbon County Min-  
nesota laying out and establishing a  
public road and highway commencing  
at a point on the north side of the  
Village of Chaska in said County of  
Carbon a distance of seventy five links west  
from the Alley of Black Earth in said  
Village as per plat on file in the Office  
of the Register of Deeds of said Carbon  
County and running from thence in  
a westerly direction to a point in  
the Chaska Waconia and Scandia road  
in the Town of Laketown in said  
County, which said road crosses the  
land of said Appellant, and is  
more particularly described in the  
Application for Appeal on file in the  
Office of the Clerk of the District Court  
in and for said County. The said order  
appealed from bears date the 4<sup>th</sup> day  
of June 1887.

To the Board of County  
Commissioners of the County of Carbon  
Minnesota.

You will please to take notice  
that the above named Appellant John G.  
Lay has appealed to the District Court



in and for the said county of Carver  
 from the order and determination of  
 the said Board of County Commissioners  
 laying out and establishing the road  
 and highway referred to above, which  
 said order bears date the 4 day of June  
 AD 1874. And that such appeal  
 is taken in relation to the assessment  
 of damages, and to reverse entirely the  
 determination action and proceedings of  
 said Commissioners in relation to said  
 matter -

Dated July 1<sup>st</sup> 1874

Baxter Peck

Attys for Appellant

John G. Looney

Pa Co Comm Carver Co

Notice of Appeal

Filed July 8<sup>th</sup> 1874

John G. Looney

Highway Comdr

Blund

194-

State of Minnesota of Shoenborn being duly sworn  
 County of Carver ss.  
 an oath says that on the 3<sup>rd</sup> day of July AD 1874  
 he served to within notice of Appeal on the  
 within Peter Barthel Chairman of the Board  
 of County Commissioners of the County  
 of Carver in the State of Minnesota, in said  
 County, by delivering the same Barthel or true  
 and correct copy of said notice of Appeal  
 Dated July 3<sup>rd</sup> 1874  
 Subscribed and sworn to before me  
 this 3<sup>rd</sup> day of July 1874  
 N. Shoenborn  
 Notary Public  
 Carver Co Minn

Know all men by these presents that  
we John G. Loy as principal and  
Jacob Ehrmannant and Wm. Dunkhaus as  
sureties, all of the County of Carver  
in the State of Minnesota are held and  
firmly bound unto the Board of County Com=  
missions of the said County of Carver in  
the sum of fifty dollars lawful money  
to be paid to the said Board of County  
Commissions or their assigns, for the  
payment of which well and truly to be  
made we bind ourselves our heirs ex=  
ecutors and administrators jointly,  
and severally firmly by these presents  
Sealed with our Seals and dated  
this 30<sup>th</sup> day of June A.D. 1894.

Whereas the above named John G. Loy  
has appeared to the District Court  
of the said County of Carver from that certain  
Order and determination of the said Board  
of County Commissions made and dated  
on the ~~30~~<sup>th</sup> day of June A.D. 1894 laying out  
a certain highway and public road in  
said Carver County, which said public road  
and highway was petitioned for by Peter  
Jelts and others - Now therefore the conditions  
of the above obligation are such that if  
the said John G. Loy shall and does  
pay all costs arising from said Appeal  
provided the determination of said Commission  
shall be sustained then this





Andrew Fions D Saier, Peter Mary Bremer  
& Maria Jacob Simonson, P Jasper  
John Schmitt C Raib, & Melf Philip  
Kirchner Andrew Manuel, F. Brander  
Amy f Sentuba Knuts, John Fats, Phil  
Arthur W Kitch, M Simonson and  
John G Lay.

The said John G Lay above named  
one of the said parties one whose  
learned said highway runs as aforesaid  
hereby makes application for an appeal  
and does appeal hereby to the District  
Court of said county of Curran from  
a certain order and determination  
of said Board of County Commis-  
sioners of said Curran county bearing  
out and establishing said highway  
dated from <sup>the</sup> 28th of 1844. The amount  
of damages claimed by the said  
John G Lay being one one hundred  
dollars. Said Appeal is taken and  
said Application made for the fol-  
lowing causes and upon the full and good  
belief

1<sup>st</sup> To reverse entirely the proceedings of  
said County Commissioners in bearing  
out and establishing said highway  
2<sup>d</sup> To reverse the proceedings of said Com-  
missioners in relation to the amount of damages  
~~allowed~~ this Appealant by said Board of Commissioners

John G Day

Att

Board of Commissioners

John July 15<sup>th</sup> 1894

County Auditor

John G Day July 15<sup>th</sup> 1894

By day and night

John G Day

1921

1<sup>st</sup> Because said Board never had any jurisdiction of the subject matter in laying out and establishing said highway

2<sup>nd</sup> Because the said commissioners never allowed any damages sufficient to indemnify the Appellant for the loss sustained by him on account of the laying out of said road

3<sup>rd</sup> Because the damages to the land of this appellant is greater than the public utility of any such highway

Dated June 30<sup>th</sup> 1894

Robert R. Beck

Attorneys for John G Day Appellant



North  $67^{\circ}$  West 1 chain and 10 links to a point  
in old road. Section 36 Township 116 Range  
24. South  $86^{\circ}$  West 18 chains and 50 links to  
a point. South  $78^{\circ}$  West 28 chains and 75  
links to a point. North  $66^{\circ}$  West 8 chains and 50  
links to a point. North  $70^{\circ}$  West 10 chains  
and 50 links to the line between Sections  
35 and 36 of course. North  $70^{\circ}$  West 19  
chains and 50 links to a point in the  
old road 50 links south from a sugar  
tree 14 inches in diameter. South  $87^{\circ}$  West  
19 chains and 50 links to a Bur oak  
4 inches about 7 rods NW from Ardennes  
House. South  $79^{\circ}$  West 10 chains to a line tree  
14 inches in diameter near the north and  
south center line of said Section 35. South  
 $78^{\circ}$  West 19 chains to a Bur oak 15 inches  
in diameter. North  $84^{\circ}$  West 9 chains  
to a Bur oak 6 inches in diameter.  
North  $82^{\circ}$  West 11 chains and 50 links to  
a stone 2 chains east from the line between  
Sec 34 and 35. North  $65^{\circ}$  West 18 chains and  
50 links to a post in the new road. North  
 $22^{\circ}$  West 5 chains and 75 links to a point  
on the north side of a swamp. North  
 $48^{\circ}$  West 2 chains and 50 links to a point.  
North  $68^{\circ}$  West 1 chain and 35 links to an  
aspine 29 inches in diameter. South  $78^{\circ}$   
West 1 chain and 25 links to an aspine  
29 inches in diameter. North  $43^{\circ}$  West 4 chains  
and 45 links to a Hickory tree 6 inches in diameter.

North 81° West 3 chains and 70 links to a  
Hickory 4 inches in diameter (Crossing old road)  
North 62° West 1 chain and 90 links  
to a timber 12 inches in diameter, North  
80° West 3 chains and 25 links to an Elm  
10 inches in <sup>near old road</sup> diameter, North 84° West  
3 chains and 40 links to a point  
in the old road, North 58° West 4 chains  
and 70 links to a point on the north line  
of said section 34 in the old road 2  
chains west from the 4th sec post, West  
29 chains and 50 links, North 58° West  
2 chains and 25 links to an oak tree  
4 inches in diameter, North 48° West 2  
chains to a Hickory 4 inches in diameter  
South 94° West 1 chain and 10 links to a  
Hickory 4 inches in diameter, South 46°  
West 3 chains to a point on the north line  
of said section 34 which point being  
90 links east from the corner post to  
sections 27, 28, 29 and 34 in said town  
ship 16 Range 24 - West along the section  
line between sections 28 and 29 in said  
town 16 Range 24 ten chains and  
25 links to a point in the Cherokee  
Wagon road and Scandia road the  
place of the termination of the aforesaid  
~~proposed~~ highway, the whole distance  
being about 434 chains, the said  
highway running over the lands  
of Hans M. Rasmussen - J. O. Smith, Andrew R. Rasmussen



In the matter of the laying out and  
establishing of a public highway in  
the County of Carver and State of Min-  
nesota Petitioners for by Peter Iltis and others  
described as follows to wit. Commencing at a  
point on the north side of the Village of Chaska  
Carver County Minnesota at a point a distance  
of seventy five links west from the Alley of  
Block Eight in said Village as per plat on  
file with the Register of Deeds of said  
Co from thence running as follows, In Sec  
Eight Town one hundred and fifteen Range 23  
in said County North West 8 Chains and 80  
links to a point on the line between Section  
5 and 8 Town 115 Range 23 which point  
being eighty links east of the South East  
corner of the South West  $\frac{1}{4}$  of the South East  $\frac{1}{4}$   
of said Section 5, from thence North  $40^{\circ}$  West  
4 Chains - South  $84^{\circ}$  West 4 Chains and forty  
links, North  $67^{\circ}$  West 4 Chains and 30 links to  
a bridge in the old road, North  $87^{\circ}$  West 16  
Chains to a point in old road, North  $87^{\circ}$  West  
2 Chains to a point in old road, North  $26^{\circ}$  West  
1 Chain and 50 links to a point bearing West  
1 Chain from Stone building near a mill. From  
thence in Sec 5 Township 115 Range 23, North  
 $20^{\circ}$  West 4 Chains and fifty links to a point  
North  $20^{\circ}$  West 6 Chains and 40 links to a point  
North  $6^{\circ}$  West 9 Chains and 75 links, North  $42^{\circ}$   
West 4 Chains and 45 links, North  $70$  degrees West

8 Chains to a point, North  $58^{\circ}$  West 4 Chains to a point, North  $54^{\circ}$  West 2 Chains and twenty five links to a point on section between Sec 5 and 6 in Town and Range aforesaid, from there a North  $70^{\circ}$  West 14 Chains and 50 links to a point, South  $62^{\circ}$  West 5 Chains and 25 links to a point, South  $88^{\circ}$  West 8 Chains and 50 links to a point, Section 6 - South  $89^{\circ}$  West 3 Chains to a point, South  $85^{\circ}$  West 2 Chains to a point, South  $19^{\circ}$  West 8 Chains and 75 links to South East corner of Jacobs land in Section 6, North  $86^{\circ}$  West 3 Chains and 50 links to a point, South  $36^{\circ}$  West 4 Chains South  $20^{\circ}$  West 3 Chains, South,  $66^{\circ}$  West 1 Chain and 75 links, West 4 Chains and 50 links to oak tree 5 inches in diameter East from Irrigation canal, North  $88^{\circ}$  West 8 Chains and 50 links to a point, South  $88^{\circ}$  West 2 Chains and 50 links to a point, ~~South~~ line tree 8 inches in diameter, South  $70^{\circ}$  West 4 Chains to Bur oak 12 inches in diameter South  $68^{\circ}$  West 2 Chains and 80 links to Bur oak 14 inches in diameter Near North and South center line of said Section 6, North  $67^{\circ}$  West 21 Chains to a point 2 Chains and 50 links West from Sugar tree 20 inches in diameter, North  $48^{\circ}$  West 10 Chains to the North line of Section one (1) Townsecup 175- Range 24, North  $41^{\circ}$  West 11 Chains and 50 links to a point in all road in Section 9 & 10 Townsecup 175 Range 24



No. 844

DISTRICT COURT,  
CARVER COUNTY, MINN.

*Linenfeller & Faber*  
Plaintiff.

vs.

*Charles A. Schrempfer*  
Defendant.

*Baxter & Peck*  
Plaintiff's Attorney.

Defendant's Attorney.

Date of Entry *July 10th 1874*

Register of Actions *Vol. A* Page *199*

Term Tried *19*

Judgment for

Amount of Judgment \$

Date of Judgment *19*

Judgment Book Page

Default Judgment Book Page

Date of Docketing *19*

John, State of Minnesota  
County of Hennepin  
1st Court, 8<sup>th</sup> Dist  
Florian Linsefelter  
and George John Peters  
doing business as Linsefelter & John.

- 175 -

Charles A. Schromph  
Andrew Schromph and  
George A. DuSart Administrators  
of the estate of Henry Young deceased.

The Plaintiffs for Complaint in the above  
entitled action state and shew to the Court.

That for five years last past said  
Plaintiffs have been and still are char-  
-ters doing business in Chaska in said  
Co, under the firm name of Linsefelter  
& John.

That on the 18<sup>th</sup> day of December 1872.  
for value received the said Charles A.  
Schromph and Andrew Schromph and  
said Henry Young made certain and  
delivered to these Plaintiffs their certain  
promissory notes which said note was  
in the words and figures following

No 152, #700. Chaska Minnesota Dec 18 1872.

- 1, Six months after date for value received
- 1, we the undersigned of County of Chaska County
- 1, County of Minnesota must pay to

" Lencipian & Hobbs or over the sum  
" of seven hundred dollars with interest  
" from this date till paid at the rate of  
" ten per cent per annum.

" Ours A. Schuch

" Andrew Schuch

" Henry Young."

That Amos and on the 25<sup>th</sup> day  
of April 1874 the said Henry Young  
died. That on the 3<sup>rd</sup> day of July  
1874 the said George A. De Witt was  
by the Probate Court of said County  
and qualified as Administrator of  
the estate of said Henry Young, deceased  
ever since has been and now is such

" 3 Administrator and acting as such.

That said Amos, ever since  
then has and still on the  
books and books of said probate  
court, that no part thereof has been  
paid except the sum of \$475.54.  
paid as follows, July 3, 1873, \$250  
Sept 20<sup>th</sup> 1873, \$160. March 6<sup>th</sup> 1874, \$65.54

That there is now due & owing these  
debtors, then the sum of three  
hundred dollars.

Wherefore Amos, Amos judgment  
against said Amos for the  
sum of three hundred dollars and



Dist Court  
Comm Court  
Superior & Jud

25.  
Chas A Schuch &  
Arthur Schuch &  
Geo. A. Du Bois  
Administrators.

Crossman

Asst & Rec  
City of N.Y.

Filed July 14 1894  
Barnes & Co  
Clerks

199

11/11

interest thereon from the date  
hereof with interest at the rate  
of ten per centum annum  
with costs of suit.

Baxter & Pres  
Attys for Plaintiffs  
Chastan.

DISTRICT COURT.

County of Carm

Lincoln E. Fisher  
Plaintiff

vs.  
Chas A Schrupp & al

Defendant

Undertaking in Attachment.

I approve the within undertaking and the  
sureties thereto. July 10<sup>th</sup> 1894

Dated W. S. Sargent

Board of Commissioners  
San Diego

Robert A. Peck  
Plaintiff's Attorney

Chas. H. H.

Minn.

Ramaley & Cunningham, Publishers, St. Paul.

Filed July 10<sup>th</sup> 1894  
W. S. Sargent  
-199-

**DISTRICT COURT,**

County of Cannon }

Henry Sienkewicz and Guy Haber  
 copartners as Sienkewicz and Haber Plaintiff  
Charles A. Schimpf, Andrew  
Schimpf and Geo. A. Du Fort Administrators  
of the Estate of Henry Young deceased Defendant

WHEREAS Henry Sienkewicz and Guy Haber copartners  
Sienkewicz and Haber Plaintiff, have commenced an action  
 by summons for the recovery of money against Charles A. Schimpf Andrew Schimpf  
and Geo. A. Du Fort Administrators of the Estate of Henry Young deceased Defendant  
 and has made application for a Writ of Attachment against the property of said Defendant in  
 pursuance of the Statute:

NOW THEREFORE, we Philip Hunk and  
John Hunk do Undertake, Promise and agree  
 to and with the said Defendant that the said Plaintiff shall and will pay all costs that may be  
 awarded to said Defendant, and all damages he may sustain by reason of the said attachment  
 not exceeding two hundred and fifty Dollars.

Dated this 9<sup>th</sup> day of July 1874  
B. Hunk  
John Hunk

**State of Minnesota,**

County of Cannon ss. Philip Hunk  
and John Hunk

being duly sworn, each for himself says that he is a resident and freeholder of the State of  
 Minnesota and is worth the sum of two hundred and fifty Dollars, over  
 and above his just debts and liabilities and exclusive of property exempt from execution.

Subscribed and sworn to before me,  
 this 9<sup>th</sup> day of July 1874  
L. D. Dwyer  
Notary Public  
Cannon Co Minn



*District* Court.

County of *Cass*

*Sennefelder & Fahn*  
against

*Chas O Schrupp et al*

**Affidavit for Attachment.**

To the Clerk of Said Court:

On filing the within affidavit and a bond approved  
by me in the within entitled cause, let a Writ of  
Attachment issue as within prayed.

Dated *July 10<sup>th</sup>* 187 *4*

*J U Sargent* Clerk  
~~Commissioner~~ *James C. ...*  
~~Judge of said Court.~~

Filed *July 10<sup>th</sup>* A. D. 187 *4*  
*Wm Mayenbuhl*  
Clerk of said Court.

*Ben & Rick*  
Plaintiff Attorney.

Ramaley & Cunningham, Printers and Stationers.



State of Minnesota,

County of *Carm*

*Flora Linenfeld* and *Geo. Fahn*  
co partners as *Linenfeld & Fahn*

*District*

Court.

*9th District*

Affidavit for Attachment.

against  
*Chas & Schmitt Anders*  
*Schmitt and Geo & Du Fort*  
*Admstrators of the Estate of Henry*  
*Fanny deceased*  
State of Minnesota,

County of *Carm*

*Flora Linenfeld* came

before me personally, and being first duly sworn, doth say, that he is *one of*  
said Plaintiff in the above entitled action, which  
is brought for the recovery of money, and a summons has been issued therein.

That a cause of action exists against the Defendant, and in favor of said Plaintiff therein,  
and the amount of said Plaintiff's claim therein is *three hundred*  
Dollars, and the ground thereof

is as follows, that is to say, Upon a promissory note made and  
executed by the said *Chas & Schmitt Anders* and *Schmitt*  
and *Henry Fanny deceased* in his life time to the  
said Plaintiff for the sum of \$700.00, payable  
six months after date and date *December*  
*18th 1874* upon which is now due and unpaid \$300.00  
Deponent further says that the said Defendants *Chas & Schmitt Anders* and *Schmitt*  
are about to assign  
their and dispose of their property and  
effects with intent to delay and defraud  
the creditors

Therefore deponent asks that a Writ of Attachment may be allowed and issued against the  
property of said Defendant, according to the statute in such case provided.

*Flora Linenfeld*

Subscribed and sworn to before me this

*9th* day of *July* 1874

*L. L. Dayton*

*Notary Public*  
*Carmco Minn.*

No.

845

DISTRICT COURT,  
CARVER COUNTY, MINN.

Margaret Linn  
Plaintiff.

vs.

Ferdinand Linn  
Defendant.

Ernest Hainline  
Plaintiff's Attorney.

Defendant's Attorney.

Date of Entry July 11th. 1874

Register of Actions "A" Page 50

Term Tried 19

Judgment for Plaintiff

Amount of Judgment \$

Date of Judgment Jul 7th 1874

Judgment Book "A" Page 414

Default Judgment Book Page

Date of Docketing

State of Minnesota  
District Court  
County of Carver,  

---

Margaret Lange  
vs

Ferdinand Lange,  

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Affidavit for Publication.

Filed July 11<sup>th</sup> A.D. 1874  
Gehring & Co.  
(Clerks.)

— 50 —



State of Minnesota District Court. 8th Dist.  
 County of Carver  
 Margaret Singer }  
                               vs. } Affidavit for Publication of summons  
 Ferdinand Singer }

State of Minnesota }  
 County of Carver } ss.

Ernest Hanchin being  
 duly sworn, says that he is attorney  
 for the plaintiff in the above entitled  
 action, that a cause of action exists  
 against said defendant for divorce  
 in the case prescribed by law, and  
 affiant further says that he believes  
 said defendant cannot be found in  
 the state of Minnesota, and is not a  
 resident thereof, and the place of  
 residence of said defendant is  
 unknown to this affiant, and  
 further affiant saith not.

Subscribed and sworn to before me } Ernest Hanchin  
 this 11th day of July AD 1874 }

G. W. Weyenbuhl

Notary Public

Carver County Minnesota

State of Minnesota District Court  
County of Leaver 8th Judicial District  
Margaret Lange Plff

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Ferdinand Lange Dft

} Decr.

} the summons and

complaint in this action having  
been duly served on the defendant  
therein as required by law, and  
that said defendant not having  
in any manner appeared therein  
within the time prescribed by law,  
but having made default  
therein, and said cause having  
been by order of this Court referred  
to R. H. McClure Esq of  
Watertown Minnesota to take the  
evidence on the part of the  
plaintiff therein, and report  
the same to this Court with  
his opinion thereon, and said  
Referee having taken said  
evidence and made due  
report thereof as required by law  
and the order of said Court.

This cause came on to be  
heard at an adjourned term of  
said Court held at the Court

House in Chaska in said  
County on the 7th day of January  
ADK 75 before the Hon. Andrew S.  
Chatfield Judge of said Court,  
and it appearing from the evidence  
returned by said referee and  
his findings thereon, that all of  
the allegations contained in the  
Complaint of the plaintiff in  
said action are true, and fully  
sustained by the evidence therein,  
On motion of Ernest Heinicke  
Esq. Attorney for said Plaintiff  
(no one appearing to oppose) it is  
ordered, adjudged and decreed  
that the marriage Contract existing  
between the Plaintiff and Defendant  
be and the same is hereby dissolved;  
and said plaintiff is hereby wholly  
and in all respects absolved and  
released therefrom, and all the  
conditions thereof -

And it is further ordered,  
Adjudged and decreed, that  
said Plaintiff have, and she  
is hereby granted the care and  
custody of <sup>the person</sup> of her minor child  
Victoria Inger during the



remaining years of minority of  
the said Victoria Longe.

Witness the Hon. Richard C. Caty,  
Judge of said Court, at Charleston said County, this  
seventh day of January A.D. 1875.

G. W. Grayson  
Clerk

State of Minnesota, In said Court  
Carver County 1<sup>st</sup> 8<sup>th</sup> Jud Dist

Margaret Lange Plff }  
- against } Order.  
Ferdinand Lange Def.

On reading and filing the  
report of R. H. Clelland Esq.  
Sole referee in the above entitled  
action and it appearing therefrom  
that all of the allegations contained  
in the Complaint of the Plaintiff  
therein are true, on motion of  
Ernest Hämäläinen Esq Attorney for  
Plaintiff, ordered,

That the Plaintiff  
in said action have and take  
the relief demanded in said  
Complaint, let the proper judgment  
and decree be entered.

Dated January 7<sup>th</sup> A.D. 1875

By the Court.

A. G. Chasfield.  
Judge cc

State of Minnesota } In Dist Court  
County of Carver } 8<sup>th</sup> Jud Dist

Margaret Lange Plff } Report and  
against } Finding of  
Ferdinand Lange def. } Referee

To the Hon A. J. Chatfield  
Judge Dist Court.

J R McH.

Clelland sole referee in the above  
entitled action do hereby certify  
and report that pursuant to the  
order of said Court heretofore made  
and granted, and after taking the  
oath required by law, I did on the  
10<sup>th</sup> day of December A D 1894 at  
Hasterton in the County of Carver and  
State aforesaid proceed to take the  
testimony on the part of the plaintiff  
in said action, and after each  
of the witnesses who appeared and  
testified on the part of said plaintiff  
were duly sworn, I reduced the  
testimony given by them to writing  
and caused the same to be subscribed  
by each of said witnesses in my



presence. All of which testimony  
so taken by and before me, is here-  
with returned and made a part  
of this report.

And I further certify <sup>my</sup>  
report that after hearing <sup>me</sup> considering  
the evidence so taken by and before  
me as aforesaid I find as conclu-  
sions of fact,

That all of the allegations  
and statements contained in the  
Complaint of the Plaintiff in this action  
are true and fully sustained by  
the evidence therein.

Therefore I find as a  
conclusion of law that the Plaintiff in  
this Action is entitled to all the  
relief demanded in her Complaint  
in said action.

Dated at Watertown  
this 11<sup>th</sup> day of Decem<sup>r</sup>. 1874.

R. H. McCallum  
Sole Referee



State of Minnesota } District Court  
 County of Carver } ss & "Judicial Dist  
 Margaret Songer Plff }  
 against } Evidence taken by  
 Ferdinand Songer Def } and before Referee

Watertown Minnesota Decr 10<sup>th</sup> A.D. 1874  
 Margaret Songer being duly sworn  
 testified as follows: I am plaintiff  
 in this action. I was married to the  
 defendant Ferdinand Songer at Watertown  
 Carver County Minnesota on the 3<sup>rd</sup> day  
 of July A.D. 1871. The marriage took  
 place at my mothers house. We were  
 married by the Rev. J. John a  
 Lutheran minister. I am nineteen  
 years of age. The def. is about  
 twenty nine years of age. I now  
 live in Watertown Carver County  
 Minnesota. We have lived there  
 for more than ten years last  
 past. Immediately after my  
 marriage with defendant I  
 went to live, reside and cohabit  
 with him as his wife and continued  
 so to do all the time thereafter  
 up to and until the 1<sup>st</sup> day of May  
 A.D. 1871



I conformed in all respects to my marriage vows during all of the time that I lived with defendant and always treated him with kindness and respect. At the time of my marriage with defendant I owned (as I still do) an interest in 80 Eighty acres of land that was left to me by my father when he died (in 1864). A few days after our marriage my husband (the defendant) was arrested by the Sheriff of Ramsey County Minnesota upon some charge. The particular nature of which, I do not know. But the Warrant was issued as I am informed; and followed upon the Complaint of A. S. Harwood of Saint Paul Minnesota. We had been driving a peddlers wagon for Harwood for some time previous and up to the time of our marriage. After his arrest he was taken to Saint Paul Minnesota and there released from custody. I do not know how he came to be released. But on his return home which was about two weeks after our marriage, he requested me to transfer to him or to some person

for him my interest in the land I mentioned before. This I refused to do, whereupon he became angry and used the most violent, angry, abusive and profane language towards me, and said that "I was a damned whore and, that my mother was a whore" and threatened to strike and kill me, and did at that time seize me by the throat and choke and pinch me, and threatened to take my life. He did all this in a most violent and angry manner.

All the time that I lived with defendant after this he continued to treat me in a cruel and inhuman manner by using the most violent angry abusive and profane language towards me, and calling me by vulgar and indecent names, often and repeatedly calling me a "whore, and damned bitch" and threatening to strike me and to take my life. He also refused and my betel to furnish me with the necessaries of life, and all the time that I lived with him I had to procure all necessary food and clothing for myself as well as food

No 4

for him and my mother,  
On the 1<sup>st</sup> day of May A.D. 1871 the  
defendant without any just cause  
or provocation on my part  
wilfully deserted and abandoned  
me. Defendant has not since the  
1<sup>st</sup> day of May A.D. 1871 returned to  
or lived, co-habited or resided  
with me, or in any manner contrib-  
uted to my support or that of my  
child, that ~~he~~ <sup>she</sup> ~~has~~ <sup>has</sup> since my wife  
deserted and abandoned me even  
since that time, I have given birth  
to one child which is the issue of  
my marriage with defendant. my  
child's name is Victoria Lange  
she was born on the 23<sup>rd</sup> day of Decr  
A.D. 1871 and is still living and in  
my care and custody, and has been  
in my care and custody ever since  
its birth. Am now living with my  
child at my mother's in Maltotown  
Carver County Minnesota  
Maynet Lange



1  
Elizabeth Klok being duly sworn  
says: I reside in Watertown Carver  
County Minnesota. Have lived there  
for more than ten years last  
past. I know the Plaintiff <sup>and</sup> Defendant  
in this action. The plaintiff is my  
daughter. She is sixteen years of age  
I believe the defendant is about  
twenty-two years of age. The plaintiff  
and defendant were married to each  
other at my house on the 8<sup>th</sup> day of Feb-  
AD 1871. Immediately after their  
marriage they commenced to live and  
co-habit together as husband and  
wife. <sup>and</sup> so continued to live and co-  
habit together as husband and wife  
up to and until the 1<sup>st</sup> day of May  
AD 1871. At the time of her marriage  
with defendant the ~~defendant~~ Plaintiff  
owned an interest in Eighty acres  
of land in Carver County Minnesota.

For some time immediately pre-  
ceding his marriage with plaintiff  
the defendant had been engaged  
in driving a peddlers wagon for  
N. B. Harwood of Saint Paul  
Minnesota. About ten or twelve days  
after his marriage with plaintiff  
defendant was arrested by the Sheriff

of Ramsey County and taken to  
Saint Paul Minnesota. When he  
returned home which was a few  
days after his arrest, he wanted  
the plaintiff to make an assignment  
after land which she refused to do.

Defendant then commenced to treat  
plaintiff in a cruel and inhuman  
manner and after in my presence  
called plaintiff a "damned whore"  
and "a damned bitch" and other vulgar  
and indecent names. I have heard  
the testimony of the plaintiff in  
this action concerning the manner  
in which the defendant treated  
her while they lived together as  
husband and wife and know the same  
to be true. The plaintiff and defendant  
lived in my house in Watertown  
all the time after their marriage  
up to and until the 1st day of May A.D.  
1871 at which time the defendant  
wilfully deserted the plaintiff  
and has continued to wilfully desert  
and abandon her ever since that  
time. The plaintiff has one child  
Victoria Longa, her statements con-  
cerning that child are true.  
The plaintiff and her child now live



with me in Watertown Minnesota,  
Elizabeth <sup>his</sup> ~~her~~ <sup>mark</sup> ~~Cloak~~

Fritz Lyders being duly sworn  
says: I am forty one years of age &  
I live in Watertown Minnesota  
have resided in Watertown for  
the past six years. I know the  
plaintiff and defendant in this  
action, have known plaintiff  
and defendant for more than eight  
years last past. The plaintiff  
and defendant were married to  
each other on the 8<sup>th</sup> day of February  
1871 at Watertown Minnesota. I  
was present at and witnessed the  
marriage ceremony, defendant  
was arrested shortly after his  
marriage with plaintiff and taken  
to Saint Paul Minnesota by the  
Sheriff of Ramsey County Minnesota.  
Defendant deserted plaintiff  
about the 1<sup>st</sup> of May A.D. 1871. Since  
which time defendant has not  
lived, resided or cohabited with  
the plaintiff. I now and have  
been ever since plaintiffs marriage  
with defendant a near neighbor



of and intimately acquainted  
with plaintiff. She has lived  
with her mother during all of that  
time

Fritz Linders

Ludwig Kloak being duly sworn  
says: I reside in Watertown  
Minnesota. Am a brother of  
plaintiff in this action. Know  
plaintiff and defendant. Have  
heard the testimony of plaintiff  
Elizabeth Kloak and Fritz Linders  
and know the same to be true  
and 16 years of age.  
Ludwig Kloak

State of Minnesota In District Court  
County of Cass 8th Judicial District  
Margaret Lutz Plff }  
vs - } Order  
Jordan and Lutz Dft }

On reading and filing the  
summons and complaint in the above  
entitled action, to-wit: with due  
and lawful proof of the service of  
the same on the defendant therein  
as required by law, and it appearing  
from the affidavit of Ernest Mancini  
Esq. Attorney for plaintiff in said  
above entitled action, that more  
than thirty days have elapsed  
since the service of said summons  
and complaint on said defendant  
as aforesaid, and that said  
defendant has not in any  
manner appeared therein, either  
by answer, demurrer or otherwise  
but has made default therein.  
On motion of Ernest Mancini  
Esq. Attorney for said plaintiff  
It is Ordered, that said case  
be, and the same is hereby  
referred to R. H. McClelland Esq.  
Jt. Attorney Cass County, Minnesota.

who is hereby directed to take the  
evidence on the part of the  
plaintiff in said action and  
report the same, with his  
opinion and findings thereon  
to this court without unnecessary  
delay - Dated Nov. 14<sup>th</sup> 1874

By the Court  
A. G. Chatfield  
Judge &c.



State of Minnesota  
 In District Court 8<sup>th</sup> Judicial District  
 County of Leaver,  
 Margaret Lange Plff }  
 -03- } Affidavit of default.  
 Ferdinand Lange Deft } Motion for Judgment

State of Minnesota }  
 County of Leaver } ss Ernst Heinke being  
 duly sworn deposes and says; that  
 he is Attorney for the plaintiff in  
 the above entitled action, that the  
 summons and complaint in said  
 action were duly served on said  
 defendant on the 3<sup>d</sup> day of  
 September AD 1874 as required  
 by <sup>law</sup> that more than thirty days have  
 elapsed since the service of  
 said summons and complaint  
 as aforesaid, and that said  
 defendant has not in any  
 manner appeared in said  
 action, either by answer, demurrer  
 or otherwise, but has made default  
 therein. Wherefore defendant moves  
 the order of the Court that  
 said cause be referred to  
 R. H. M. C. Clelland Esq of Watertown

Subscribed & sworn to before me this 12<sup>th</sup> day of Nov 1874 } Ernest Beaman  
L. H. L.

Justice of the Peace.

Margaret Long

as-  
Ferdinand Longe

affidavit of  
deputy and  
Notary for  
appointment of  
Referee

Guests  
Cathy  
Catherine

State of Minnesota }  
County of Carver }

Subscribed and sworn

that he is one of the pub-  
lishers and foreman of  
the "Valley Herald" a weekly  
news paper printed and  
published in Chaska Carver  
County Minnesota that  
the ~~foreman~~ foreman of

**SUMMONS.**  
State of Minnesota, }  
County of Carver. }  
District Court, 8th Judicial Dist.  
Margaret Longe Plaintiff against Ferdi-  
nand Longe Defendant.  
The State of Minnesota to the above named  
Defendant:  
You Ferdinand Longe are hereby summoned  
and required to answer the complaint in this  
action a copy of which is herewith served upon  
you and to serve a copy of your answer to the  
said complaint on the subscriber, at his office  
in Watertown, Carver County Minnesota within  
thirty days after the service of this summons  
upon you, exclusive of the day of such service,  
and if you fail to answer the said complaint  
within the time aforesaid the Plaintiff in this  
action will apply to the Court for the relief de-  
manded therein.  
Dated Watertown July 7th 1874.  
ERNEST HANLIN,  
Plaintiff's Attorney, Watertown Minn.

which the annexed is a  
printed copy does printed and  
published in said newspaper  
for six successive weeks  
once in each week, that  
the first publication thereof  
was on the 16<sup>th</sup> day of July  
A D 1874 and the last  
publication thereof was on  
the 9<sup>th</sup> day of September A D 1874  
and further this Applicant deposes that

that 885- Subscribed and sworn  
to before me this 10<sup>th</sup> day A D District  
of November A D 1874  
L L Baxter  
Notary Public  
Carver Co Minn



In Dist Court  
8<sup>th</sup> Jud Dist  
Carroll County

Margaret Hays  
vs

Ferdinand Hays

Affidavit of  
Publication of  
Summons

Ernest H. Hamilton  
attys for Plffs  
Hamilton

Folio 1

State of Minnesota District Court  
County of Cass 8<sup>th</sup> Jud. Dist.  
Margaret Lange }  
                                  against } Complaint  
Ferdinand Lange }

The plaintiff in  
this action complaining of the  
defendant therein respectfully  
states and shows to the Court and  
you.

II.

That on the 5<sup>th</sup> day of February  
A.D. 1871 at the town of Watertown  
in the County and State aforesaid  
said plaintiff and defendant were  
duly and legally married to each  
other and ever since have been  
and still are husband and wife.

That the age of this plaintiff  
is nineteen years and the age  
of said defendant is twenty nine  
years.

That plaintiff now is  
and all the time for more than  
ten years last past has been  
a resident of the County of Cass  
and State of Minnesota.

That immediately after  
her marriage with defendant as

Folio 2

aforesaid said plaintiff commenced to live, reside and cohabit with said defendant as his wife, and so continued to live, reside and cohabit with said defendant all the time thereafter up to and until the 1<sup>st</sup> day of May A.D. 1871.

Folio 3

That all of the time of her residence with said defendant as aforesaid plaintiff conformed in all respects to her marriage vows and treated said defendant with kindness and respect.

That notwithstanding this, and in violation of his marriage vows, and regardless of the rights and feelings of this plaintiff, said defendant, <sup>did</sup> within two weeks after his marriage with this plaintiff as aforesaid commence a course of cruel and inhuman treatment towards this plaintiff, by using the most the most violent, angry, abusive, profane and indecent language towards this plaintiff, often and repeatedly calling this plaintiff by the most vulgar abusive and indecent names,

Folio 4



and threatening to strike, and do great bodily harm to this plaintiff, and by choking, pinching and otherwise maltreating this plaintiff all of which was done in a violent and angry manner, and by neglecting and refusing to furnish or provide this plaintiff with the necessities of life, and that defendant so continued to treat this plaintiff in a cruel and inhuman manner all the time thereafter during the time of her residence with said defendant as his wife.

III

Folio 5

And plaintiff further says, and avers, that on the 1<sup>st</sup> day of May A.D. 1871, said defendant did without any just cause or provocation on the part of this plaintiff, wilfully desert this plaintiff, and has all the time since said 1<sup>st</sup> day of May A.D. 1871, wilfully deserted and abandoned, and still continues to wilfully (and without cause or provocation) desert and abandon this plaintiff.

And plaintiff further

Folio 6

says, that she has given birth to one child which is the issue of her said marriage with said defendant, that the name of said child is Victoria Longe, & that said child was born on the 23<sup>d</sup> day of December A.D. 1876 and is still living, and ever since its birth has been and still is in the care and custody of, and has been and still is supported and maintained by this plaintiff.

Wherefore plaintiff asks that by the proper judgment and decree of this Court, the marriage contract now existing between the plaintiff and defendant in this action be dissolved, and that a decree of absolute divorce from the bonds of said marriage be granted this plaintiff, and that she have the care and custody of her said child Victoria Longe during the remaining years of its minority and for such other and further relief as to the Court shall seem just and equitable in the premises.

Folio 7

Emilia Mainelli  
Atty for Plaintiff  
Hartford Conn

State of Minnesota }  
County of Cass } ss

Margaret Longe being  
duly sworn says that she is the  
plaintiff in the above entitled  
action, that the foregoing complaint  
is true of her own knowledge  
except as to those matters therein  
stated on information and belief  
and as to those matters she believes  
it to be true

Subscribed & sworn to before me } Margaret Longe  
this 7th day of July A.D. 1874 }

R. H. McCall and  
Notary Public  
for Minnesota



DISTRICT COURT,  
County of Carver  
Judicial District.

Margaret Long  
against  
Frederick Long

S U M M O N S.  
return  
Complainant

Ernest H. H. H.  
Plaintiff's Attorney.

St. Paul Press Co.  
Printed by  
H. H. H.

State of Minnesota ss. I hereby Certify and  
County of Carver return that I have made due & diligent  
search for the within named defendant  
in said County of Carver, and return that  
he cannot be found.  
Dated July 11<sup>th</sup> 1874  
Fees - Service & return \$1.00.  
J. E. Du Sable  
Sheriff Carver Co. Minn.

State of Minnesota.

DISTRICT COURT.

8<sup>th</sup>

Judicial District.

County of Carver

Plaintiff

Def.

SUMMONS.

Margaret Longe  
against  
Ferdinand Longe

The State of Minnesota, TO THE ABOVE NAMED DEFENDANT:

You Ferdinand Longe are hereby summoned and required to answer the Complaint in this action a copy of which is herewith served upon you.

and to serve a copy of your Answer to the said Complaint on the subscriber, at his office in Watertown Carver County Minnesota within thirty days after the service of this Summons upon you, exclusive of the day of such service, and if you fail to answer the said Complaint within the time aforesaid, the Plaintiff in this action will apply to the Court for the relief deemed and therein

Dated Watertown July 7<sup>th</sup>

A. D. 1874

Ernest H. AndersonPlaintiff's Attorney, Watertown Minn.

State of Minnesota  
District Court,  
County of Carver,

---

Margaret Lange  
vs  
Ferdinand Lange.

---

Judgment Roll.

---

Judgment for Plaintiff.  
Divorce.

---

Filed, January 7<sup>th</sup> A.D. 1895.  
G. H. Hagenbuhl, Clerk

---

Ernest Hainlin, atty for Pff  
Watertown, Minn.



No. 846

DISTRICT COURT,  
CARVER COUNTY, MINN.

*Samuel May*  
Plaintiff.

vs.

*Joseph Weschuber*  
Defendant.

Plaintiff's Attorney.

*John S. McDonald*  
Defendant's Attorney.

Date of Entry *July 14th 1874*

*Clerk*  
Register of Actions *A* Page *109*

Term Tried *Oct General* 1874  
19

Judgment for

Amount of Judgment \$

Date of Judgment 19

Judgment Book Page

Default Judgment Book Page

Date of Docketing 19

State of Minnesota  
District Court  
Carver County,

---

Samuel May  
per  
Joseph Messbecher,

---

Order of Court  
for Dissipation of the Estate

Given October 1st 1894  
Gibbsburg  
Calif.

-189-

State of Minnesota

Dist. Court

County of Carver.

Samuel Moy

vs.

Joseph Weischecker

October 1874

General Term

This cause having been called in its regular order upon the calendar <sup>of this term</sup> and the plaintiff having failed to appear and prosecute his action, now therefore on motion of J. L. Macdonald attorney for said defendant it is hereby ordered that said action be and the same is hereby dismissed for the want of prosecution, and that the defendant have judgment for his costs.

Dated October 7<sup>th</sup> 1874

A. H. Chatfield

Judge District Court



No. 1.

Complaint  
of  
Samuel May  
agt  
Jos. A. Weissbicker

filed in my office  
this 31. day of March  
A. D. 1874.  
John C. Abel  
Justice of  
the Peace.

Filed July 14<sup>th</sup> A. D. 1874  
W. H. H. H. H. H.  
C. H. H. H.

-109-

State of Minnesota  
County of Carver  
Samuel May

vs  
Joseph Weissbecker

In Justice Court before John G. Apfel  
Justice of the Peace.

## Complaint.

The Plaintiff for Complaint in the above entitled action respectfully states and shows to this Court, that he the said Plaintiff holds and is in possession of a certain promissory note in the sum of Twenty Dollars & 20. said note was given by the defendant J. Weissbecker, payable to R. N. McMillen or ~~Bearer~~, and was transferred to the Plaintiff Sam. May. The Plaintiff further states and shows that said Note was dated, Maconia Minn. Oct. 20. 1873 payable in Fourteen days from date, which note has been demanded by the Plaintiff from the defendant, and the demand was refused by the defendant and the note remains unpaid.

Now therefore the Plaintiff asks Judgment for the sum of 20 Dollars and cost of suit.

State of Minnesota  
County of Carver

Subscribed & sworn to before me  
this 31. day of March A.D. 1874.

John G. Apfel, Justice of the Peace.

Samuel May being duly sworn says that he is the Plaintiff in this action that the said Complaint was read to him and is true to his best knowledge information and belief.

Samuel May.

No. 2.

In Justice's Court.

County of Carrver.

Before John G. Opel Esq.  
Justice of the Peace.

Samuel May

AGAINST

Joseph Meissbecher

**SUMMONS.**

~~Subscribed~~ <sup>in my</sup> office this 8. day of April  
A. D. 1874.

~~Joseph Meissbecher~~  
John G. Opel  
Justice of the Peace.

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

Filed July 14th 1874  
W. H. Wagner  
Mag.

State of Minnesota  
County of Carver

Personally served the  
within writ, by reading  
the same to the within  
named defendant,  
the 8th day of April  
A. D. 1874. and delivered  
a copy thereof at his  
request.

fees	Mileage 8 miles	80
	Service	15
	Copy	15
	Return	15
		<u>\$ 125</u>

John Hook  
Special Const.



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

THE STATE OF MINNESOTA.

To the Sheriff or any Constable of said County:

You are hereby commanded to summon Joseph Meisner

if he shall be found in your County, to be and appear before the undersigned, one of  
the Justices of the Peace in and for said County, on the 15.  
day of April 1874, at 1. o'clock in the afternoon  
at my office in the Village of Maconia  
in the said County, to answer to Samuel May

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

Given under my hand this 8. day of April A. D. 1874

John G. Orpel.

Justice of the Peace.

"At the request and risk of the plaintiff, I authorize John Mook to execute  
and return this writ. John G. Orpel, Justice of the Peace."

Affidavit for  
Hypnotic.  
Samuel May  
against  
Joseph W. Barker

Filed in my office  
this 20. day of April  
A. D. 1874.  
John G. Opel  
Justice of the  
Peace.

No. 3.

Filed July 14<sup>th</sup> 1874  
G. W. Barker  
Att. Gen.

Samuel Moy

vs

Joseph Wyszbecker

Joseph Wyszbecker

In Justice Court Carver  
County before John Apel  
Justice of the Peace

The Defendant in this action  
being duly sworn, says he appeals from the judgment  
rendered against him in the above entitled cause  
before John Apel Esq. one of the Justices of the  
Peace in and for said County on the 15<sup>th</sup> day of  
April a.d. 1874. and that this appeal is made in  
good faith, and not for the purpose of delay.

Joseph Wyszbecker

Subscribed and sworn to

before me this 20<sup>th</sup> April 1874.

A.D. 1874.

John G. Apel

Justice of the Peace.



Dated Waconia April  
20<sup>th</sup> 1874

Joseph W. Becker  
Defendant

Notice  
of appeal  
Samuel May  
against  
Joseph Weiss Becker

Filed in my office  
this 20 day of April  
A. D. 1874.  
John G. Apple  
Justice of the  
Peace.  
No: 5.

Filed, July 14<sup>th</sup> 1874  
Wm. Wright  
Clerk

Samuel May } Justice  
                  } Court Cases  
                  } vis  
Joseph Weiss Becker } County before  
                              } John Apple  
                              } Justice of the Peace

To Samuel May Plaintiff  
You are hereby notified that the  
undersigned the Defendant  
in the above entitled suit  
appeals from the judgment  
rendered therein before  
John Apple Esq. the Justice  
of the Peace named above  
on the 15<sup>th</sup> day of April A. D. 1874  
and from the whole of said  
judgment.  
This appeal is taken upon  
a verbal question of law  
and fact

State of Minnesota, ss.  
 County of Carver, ss. and Ludwig Suchheimer  
 Gerhard H. Richards, being duly sworn, says  
 that their indebtedness in the within recognizance  
 (or bond) that their ~~was~~ freeholders of said County,  
 and that their ~~debt~~ worth double the amount  
 named therein, over and above their debts and  
 liabilities, exclusive of property exempt  
 from execution.

Subscribed and sworn <sup>Ludwig Suchheimer</sup> before me, this  
 20. day of April A.D. 1874.

John G. Opel  
 Justice of the Peace.

No. 4. Bond  
 for Appeal  
 Gerhard H. Richards and  
 Ludwig Suchheimer  
 to  
 Samuel Meyer

Filed in my office  
 this 20. day of April  
 A.D. 1874  
 John G. Opel  
 Justice of the Peace.

(Filed) July 1st 1874  
 Wm. H. Merrill  
 Clerk  
 119



State of Minnesota }  
County of Carver } S.S.

We Joseph Wepsbecher as principal Gerhart  
J. Mehaus and Ludwig Suttermeister as sureties of said County acknowledge  
ourselves to one and be indebted unto Samuel  
Moy in the sum of one hundred Dollars, to be secured  
of our several goods and Chattels, Lands and Ten-  
ements, for the use of the said Samuel Moy or his  
assigns, if default be made to the condition following  
to wit:

Whereas, the said Joseph Wepsbecher has appealed  
from the judgment of John Apel Esq; a Justice  
of the Peace of the County of Carver aforesaid,  
rendered on the 15<sup>th</sup> Day of April A.D. 1874. in  
an action between said Samuel Moy plaintiff and  
Joseph Wepsbecher defendant; now if the said  
Joseph Wepsbecher shall prosecute his said appeal  
with all due diligence, to a judgment in the  
District Court, and abide the order the  
Court shall make therein, then this Bond to  
be void otherwise of force

Joseph Wepsbecher

J. H. Mehaus

Ludwig Suttermeister

I approve the above Bond, with the condi-  
tions named therein.

Waconia, April 20. A.D. 1874.

John G. Apel, Justice of the  
Peace.

Copies  
from the  
Docket.

Civil Actions.

State of Minnesota ss.  
County of Carver)

Samuel May

against

Joseph Weissbecker

In Justice Court before  
John G. Elphed Justice of the  
Peace.

1874.

April 8. Summons issued and made return-  
able April 15. W.D. 1874, at 1 o'clock in  
the afternoon. Summons returned and  
 duly served by John Mbock, Special  
Constable, April 8. W.D. 1874.

Joseph Weissbecker is duly notified by  
reading the summons to him and one  
Copy on his request. Fee: Constable \$ 1.25.

Return day April 15. 1874. 1. P. M.

Parties appeared and joined issue; plain-  
tiff complained orally upon a promise  
to pay note and delivered the same to  
the Court and stated there was due  
\$1.20, thereon, which he claimed to  
recover of Defendant, and verified  
the same. The Defendant, refused to pay  
and said that he never received anything  
for said Note; Therefore the Court re-  
solved Judgment against the Defendant  
Joseph Weissbecker, for the sum

of \$: 20. Twenty Dollar and Cost  
of Suit.

John G. Apel,  
Justice of the Peace.

Justice Fees:

Constable Fees:

Summons, 25 cent.	Serving Summons	15. cent
Complaint, 25 " "	8 Mileage	80. "
Testifying, Conf 25. " "	1 Copie	15. "
Oath, 15 " "	Return	15. "
Examination 15 " "	attending trial	50. "
Pilary paper 10 " "	Total	\$: 1.75.
Entering Judgment 25 " "		
Saving Cost. 15. " "		
Taken Security 25 " "		
Copie of Judgment 25. " "		
Total	\$: 2.05.	

205  
1.75  
\$1.850. Cost not paid.

Appeal. The Defendant Joseph Weissbecker  
asks for an appeal to the District Court  
which was granted by the Justice, this  
20 day of April, A. D. 1874, and verbal  
notice of said appeal was given  
to the Plaintiff the same day (April  
20. 1874)

John G. Apel  
Justice of the Peace.

Appeal costs \$2.00 paid  
by Appellant. J. Weissbecker.



No. 6.

Copy of the Docket.

State of Minnesota  
County of Levee

Samuel May  
by Joseph M. Eschbacher

Plaintiff of Docket of  
J. C. Apple. J. C. Apple.

Filed July 14<sup>th</sup> 1874  
G. H. Grayson  
Clerk

No.

847

DISTRICT COURT,  
CARVER COUNTY, MINN.

Joseph Richter  
Plaintiff.

vs.

C. & H. Cooper & Co.  
Defendant.

Baxter & Peck  
Plaintiff's Attorney.

Harvey Officer  
Defendant's Attorney.

Date of Entry July 15, 1874

Register of Actions A Page 104

Term Tried At General 1874

Judgment for

Amount of Judgment \$

Date of Judgment 19

Judgment Book Page

Default Judgment Book Page

Date of Docketing 19

Joseph Richter

C. G. Cooper des. &  
J. L. Sheldon.

Clark now please make out copies of the  
following papers in this case, viz:

- ✓ Summons, ~~with~~
- ✓ Complaint,
- Notice of appearance,
- ✓ Affidavit of C. G. Cooper,
- ✓ " " J. L. Sheldon
- ✓ Security for Removal,
- ✓ Notice of Motion, (not including the affs & security amount,)
- ✓ Order staying proceedings
- ✓ Order for Removal.

Certify them as being  
true copies of the original papers on file,  
and send them, with your fees. A

Yours or  
Stavvy Affrces  
St Paul



State of Minnesota  
District Court Eighth Judicial District  
County of Carver

Joseph Richter  
agent  
C. and S. Cooper  
and S. L. Sheldon

The plaintiff in the above  
entitled action for complaint therein respectfully states  
and shows to the court that on the 9<sup>th</sup> day of September A.D.  
1893 in said County of Carver and State of Minnesota the said  
defendants in consideration that said plaintiff would buy of said  
defendants a certain steam thrashing machine and grain  
separator for a certain price to wit for the sum of Sixteen  
hundred and forty five and <sup>50</sup>/<sub>100</sub> dollars to be paid  
for said by said plaintiff they the said defendants man-  
aged and agreed to procure, furnish and sell to said  
plaintiff a good new and substantial steam thrashing  
machine and grain separator but the said defendants well  
knowing that said thrashing machine and grain separator  
were worthless did then and there with the intent to cheat  
wrong and defraud the said plaintiff, falsely represent  
to him said plaintiff that the said steam thrashing machine  
and grain separator, so as aforesaid offered to said plaintiff  
were new and in good and perfect order and condition  
that the said thrashing machine and grain separator  
were then and there old and worn out and worthless and  
was then and there as the said defendants well knew

so defective that it could not be used, that the said  
machine had been badly repaired and the defects so con-  
cealed that they could not be discovered until an  
attempt was made to use and operate the same.  
That the said plaintiff relying upon the said facts and  
fraudulent representations so as aforesaid made  
by the said defendants, and not otherwise did on the 12<sup>th</sup>  
day of September A.D. 1873 receive into his possession the  
said Machine and Separator, and did then and after  
to wit on or about the 15<sup>th</sup> day of September  
A.D. 1873 set up the same and attempt to run and  
operate it, but that the same was so defective that it  
could not be used, and was an account of each de-  
fect written to said plaintiff, that the said  
plaintiff immediately upon the discovery of the defects  
and worthless condition of said Machine and Sep-  
erator, did return the same to the said defendants  
at Chester aforesaid to wit on the 18<sup>th</sup> day of  
September A.D. 1873, and the said defendant by Philip  
Hanks, then and there defendants agent did receive  
the said Steam Thrashing Machine and grain Separator  
and ever since have and still do hold and possess  
the same, that ~~before~~ the said plaintiff received  
the said machine and separator as aforesaid to wit on  
the 9<sup>th</sup> day of September A.D. 1873 to secure <sup>payment of</sup> the said  
sum of eight hundred and forty five and <sup>and separator</sup> 100 dol-  
lars, the m<sup>ch</sup> fixed for said machine as aforesaid  
in case he should keep the same, the said plaintiff  
made and executed his six certain promissory notes

in writing, amounting in all to the sum of fifteen hundred and forty five and 50/100 dollars, payable to said ~~defendants~~, and all bearing date on the said ninth day of September 1848; and to secure the payment of the said promissory notes, the said plaintiff and Melchior Richer his wife did execute to said defendants and acknowledge in due form of law, a mortgage, whereby the said plaintiff and the said Melchior by the terms of said mortgage did mortgage to said defendants, the following described piece or parcel of land lying and being in said County of Carson Territory, The North East (1/4) Quarter of the South West (1/4) and the South West (1/4) and the North West (1/4) Quarter of the South East (1/4) Quarter of Section (31) thirty one in Township (114) One hundred and sixteen Range (24) twenty four, that the said plaintiff never delivered the said promissory notes or the said mortgage to the said defendants but left them in the hands of said Drunk to be delivered to the defendants only in case the said plaintiff should keep the said machine and separator, after a fair trial of the same, that at the time the said plaintiff returned the said machine and separator to said defendants as aforesaid he demanded a return of the said notes and mortgage by the said Drunk to him said plaintiff, and the said Drunk then and there still had <sup>them</sup> in his hands and possession



9.  
but refused to give them up, he however then  
and then promised that he would cut them  
them and sent them to the said de-  
fendants; But the said debtors then and then  
containing and confederating with the said defendants  
to cheat wrong and defraud the said plaintiff did  
thereafter to wit on the 30<sup>th</sup> day of September AD 1848 de-  
liver the said notes and mortgage to the said  
defendants, and the said defendants thereafter to wit  
on the 1<sup>st</sup> day of June last aforesaid caused the  
said mortgage to be recorded in the Office of the  
Register of Deeds of the said County of Cern in Book  
10  
+ H of Mortgages on page one hundred and eleven; and the  
said mortgage still remains of record in said Register  
of Deeds Office and the said defendants still have and  
refuse to deliver up to said plaintiff the said notes  
or mortgage

Wherefore the Plaintiff demands justice against  
the said defendants

I That the contract made and entered into between  
the said parties to this action for the purchase and sale  
of said Threshing Machine and Grain Separator particularly  
referred to in this complaint be declared ~~st-~~  
~~ended~~ and adjudged recorded by said court,

11  
II That the said mortgage above described, be  
set aside cancelled and declared null and void  
and that the same together with said promissory notes  
be by the proper order of said court surrendered  
said delivered up by said plaintiff defendants  
to said plaintiff and that said plaintiff have and  
action and further relief as the said court shall see  
just and proper  
III That said plaintiff have his costs  
Baptist Rock  
Esq. Atty.

District Court,

County of Cass

Joseph Richter

against

J. L. Sheldon et al

VERIFICATION.

Witnessed, July 10th A.D. 1894,  
Wm. H. Raymunt Clerk

Joseph Richter

Deputy Attorney,

Chicago Minn.

RAMALEY, CHANEY & Co., Printers, St. Paul.

104

State of Minnesota,

County of

Cornwall

ss.

Joseph Richter came

before me personally, and being duly sworn, doth say that he is

plaintiff

in the above entitled action: that the foregoing Complaint is true of his own knowledge,

except as to the matters which are therein stated on his information and belief, and as to those

matters that he believes it to be true.

Subscribed and Sworn to before me,

On this

15<sup>th</sup>

day of

July

1874

Joseph Richter

L L Bayler

Notary Public, Minn.

Cornwall Cornwall



DISTRICT COURT.

Justice Judicial District.

County of Cass

Joseph Hackett  
against

C & G Confabest et

SUMMONS.

Filed July 23<sup>d</sup> 1894  
Hobbs & Co. v. Hackett  
Hobbs & Co. v. Hackett

104

Thompson & Co.  
Printers & Stationers

Remedy & Cunningham, Printers and Stationers.

State of Minnesota  
County of Cass ss. I F. E. Du Toit Sheriff of  
Cass County Minnesota do hereby certify and  
attest that I have made diligent search  
for the within named defendant. And  
none of the writs in or can be found  
in Cass County of Cass  
Dated this 20<sup>th</sup> day of July 1894  
Sheriff F. E. Du Toit

F. E. Du Toit  
Sheriff Cass  
County

(44.)

STATE OF MINNESOTA,

DISTRICT COURT,

County of

Carnar

Joseph Richter  
vs  
C. and G. Cooper & Co and S. L. Sheldon

Eighth

Judicial District.

SUMMONS.

THE STATE OF MINNESOTA to the above named Defendant s

You And Each of you are hereby summoned and required to answer the complaint in this action which has been filed with the Clerk of said Court, in his Office in the Village of Chaska, Carnar County Minnesota and to serve a copy of your answer to the said complaint on the subscriber, at their office in the Village of Chaska aforesaid within twenty days after the service of this summons upon you, exclusive of the day of such service, and if you fail to answer the said complaint within the time aforesaid, the Plaintiff in this action will apply to the Court for the relief demanded in the said Complaint

Dated July 15<sup>th</sup>

1874.

Raytor & Beck  
Plaintiff's Attorneys, Chaska Minn.

District Court of Minn.

Carver County

Joseph Richter

against

Can. G. Cooper & Co and  
A. L. Sheldon

## NOTICE OF APPEARANCE.

Due service of the within Notice is here

by admitted, at Chaska Minn.,

on this 4<sup>th</sup> day of

August A. D. 1874

Baxter & Pick  
Attorney for PlaintiffHarry Officer  
Attorney for Defendant &Filed September 10<sup>th</sup> 1874.  
Baxter & Pick  
-104-

We hereby stipulate that the defendants  
in the within entitled action have until  
Sept 15<sup>th</sup> 1874 to answer in said action  
I attest July 4<sup>th</sup> 1874

Baxter &amp; Pick

Repps Atty



State of Minnesota,  
County of Carver

} District Court, Eighth  
Judicial District.

Joseph Richter  
against  
Cam J. Cooper & Co and S. L. Sheldon

Please to take Notice, That I have been retained and appear as Attorney for  
the defendant, Cam J. Cooper & Co and S. L. Sheldon.

in the above entitled action, and demand that a copy of the complaint therein be served on Me

Dated August- 5<sup>th</sup>

A. D. 1874

Yours Respectfully,

Harvey Offner

Attorney for Defendant & St. Paul, Minn.

To Messrs Bayler & Beck

Esq.

Attorney for Plaintiff

187

Pay to the

DOLLARS

order of

Value received and charge the same to account of

To

187

after date promise to pay to the

order of

Dollars

without defalcation, Value received

Due

Notes and Drafts "EQUAL TO STEEL PLATE WORK" Bank Note paper.  
Bound in Books of 100 Each, 1 on a Page, Stiff Covers, Cut Flush, \$1.00 per Book.  
Not Bound without Stubs, Cut up Single, \$6.50 per 1000. 70<sup>cts</sup> per 100.  
Can be sent by Mail at small Cost.

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To enable us to fully convince you of the above facts WE ASK A TRIAL.

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indexed or not in front or back or both.

ORDER BOOKS THREE MONTHS BEFORE THEY ARE WANTED, THAT THEY MAY BE WELL SEASONED.  
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2.60  
 37<sup>1</sup>/<sub>2</sub> pal. 5.55  
 Centif. " 25  
\$ 8.40

37<sup>1</sup>/<sub>2</sub> pal. \$ 3.40  
 15 1.85  
5.55

\$ 25  
5.80  
 2.35

65 hrs. \$ 8.15  
 20 cal. 25  
 50 pay  
 1.00 filing  
2.35  
8.40

let into the action  
 20 calendar  
 1.00 filing papers  
 25 out to attorney  
 50 paying costs  
2.60



State of Minnesota  
Carver County

District Court  
Eighth Judicial District.

Joseph Richter  
against  
C. & G. Cooper & Co. and  
S. L. Sheldon.

State of Wisconsin }  
County of Dane }

S. L. Sheldon came personally before me and being first duly sworn depose and say, that the above entitled action is now pending in the said District Court for Carver County; that the said Plaintiff is a citizen of the said County of Carver, State of Minnesota; that the said Defendants C. & G. Cooper & Co. are citizens of the State of Ohio — and that the Defendant, is one of said Defendants, and is a citizen of Madison, State of Wisconsin. That the matter in dispute in said suit exceeds the sum of five hundred dollars exclusive of costs, and this Defendant has good reason to believe and does believe that, from prejudice or local influence, he will not be able to obtain justice in said District Court of Carver County; and he makes this affidavit for the purpose of having the said cause removed into the next Circuit Court of the United States to be held in the District of Minnesota, according to law, and asks that the said suit may

be so removed to said Circuit Court.

Subscribed & sworn to before me

this 22 day of August 1874.

John D. Dean

Notary Public;

Dane Co. Wisconsin.

S. L. Sheldon

District Court  
Dane County

Joseph Richter  
against

W. S. Cooper et al  
and  
S. L. Sheldon.

aff. for removal of  
cause to W. S. Cir. Ct.

Filed Sept 11 1874  
W. S. Cooper et al  
Attys

Henry Offner  
Atty for S. L. S.

State of Minnesota  
Carver County

District Court  
Eighth Judicial District.

Joseph Richter  
against  
C. & G. Cooper Dec. and  
J. L. Sheldon.

State of Ohio }  
County of Knox }

Charles Cooper came

personally before me and being first duly sworn deposes and says, that the above entitled action is now pending in the said District Court for Carver County, that the said Plaintiff therein is a citizen of the said County of Carver, State of Minnesota; that this Defendant is one of the said firm of C. & G. Cooper Dec, and that he, as well as all the members of said firm are citizens of the State of Ohio except F. L. Fruehling who is a citizen of Minnesota, that the said Defendant J. L. Sheldon is a citizen of the State of Wisconsin. That the matter in dispute in said suit exceeds the sum of five hundred dollars, exclusive of costs: And the Defendant has good reason to believe and does believe that from prejudice or local influence, ~~because~~ the said Defendants C. & G. Cooper Dec will not be able to obtain justice in said District Court of Carver County: And Defendant says that he makes this affidavit for the purpose of having the said Cause removed into the next Circuit Court of



Subscribed before me  
the 25<sup>th</sup> day of August D. 1874.  
Samuel J. Frost Clerk  
of the Court of Common  
Pleas of Lucas County Ohio

Cooper

District Court  
Cass County

Joseph Richter

agarnet

L. G. Cooper Sec

and

S. L. Sheldon.

app. for removal of  
cause to W. J. Civi. Ct.

Yours truly,  
Wm. Lloyd Garrison

Henry Affries  
Amy for Sept-  
10th

State of Minnesota  
Cass County

District Court  
Eighth Judicial District.

Joseph Richter

against

L. & G. Cooper & Co. and  
S. L. Sheldon

} Security for removal of  
cause to U. S. Circuit  
Court.

Whereas, the Defendants in the above  
entitled Cause are about to apply to the Judge  
of the Court aforesaid, for the removal of said  
Cause to the next Circuit Court of the United States  
to be held in the District of Minnesota where the  
said Suit is now pending,

Now therefore, we Henry W. Fessler and  
Henry D. Mathews of the City of Saint  
Paul, County of Ramsey and State of Minnesota,  
Solicitors in behalf of the said above named  
Defendants in said Action, do hereby jointly  
and severally undertake and agree in the  
sum of Five Hundred Dollars, lawful Money  
of the United States, that in case the said removal  
of said Cause shall be authorized and allowed,  
the said Defendants shall and will well and  
truly enter in said Circuit Court of the United  
States for the District of Minnesota, on the first  
day of the next General Term thereof, copies of  
the process issued in said Cause against them,  
and of all pleadings, depositions, testimony  
and other proceedings in said Cause affecting

or Concerning them, and will then and there only  
appear in said cause in said Circuit Court.

Witness our hands and seals at Saint Paul. this  
28<sup>th</sup> day of August AD. 1874.

In presence of  
J. J. Huffell  
Notary Public

Henry W. Foster  
Henry D. Mathews

State of Minnesota

Ramsey County

On this 28<sup>th</sup> day of August AD. 1874

Henry W. Foster and Henry D. Mathews

the parties named in the foregoing undertaking came  
personally before me and acknowledged that they  
executed the same as their free act and deed.

J. J. Huffell  
Notary Public  
Ramsey County, Minn.

State of Minnesota

Ramsey County

Henry W. Foster and Henry D. Mathews

the parties named in the foregoing undertaking ~~came~~  
personally before me and being severally duly sworn, each  
for himself, depose and say, that he is a resident and  
freeholder of said County of Ramsey, and is worth the sum of  
Five Hundred Dollars over and above all his debts  
and liabilities which he owes or has incurred, in property not  
exempt by law from levy & sale in execution.

Severally subscribed before me  
this 28<sup>th</sup> day of August AD. 1874.

J. J. Huffell  
Notary Public

Henry W. Foster  
Henry D. Mathews



District Court  
Carter County

Joseph Richter  
against

C. & G. Cooper & Co  
and  
S. L. Sheldon.

Security for removal  
to U. S. Cir. Court.

I hereby approve the within  
undertaking and security, and  
the parties named.  
Done Sept. 7<sup>th</sup> 1874

A. G. Chatfield  
Judge of Dist. Court.

Stanley Affre  
Atty for U.S. Ct  
- 107 -

Filed Sept 10<sup>th</sup> 1874  
Wm. H. Hays  
Clerk.

District Court  
Carver County

Joseph Richter  
against  
W. G. Cooper and  
S. L. Sheldon.

Notice of Motion.

Harvey Affair  
Deft. Atty.

State of Minnesota  
Carver County

District Court  
8<sup>th</sup> District

Joseph Richter  
against  
C. H. Cooper & Co. and  
S. L. Sheldon.

Notice of Motion.

Gentlemen. Please take notice, that upon the  
affidavits of Charles Cooper and S. L. Sheldon,  
hus of the Defendants in the above entitled action,  
and the undertaking approved by his Honor, the Judge  
of said Court, which affidavits and undertaking  
have been duly filed in the office of the Clerk of  
said District Court, and of which affidavits and  
undertaking copies are herewith served upon you,  
the said Defendants and each and all of them  
in said action will move at the next General  
Term of said District Court for said County of  
Carver, appointed to be held at Chaska in said  
County of Carver, on the 1<sup>st</sup> Monday (5<sup>th</sup> day) of  
October, 1874, at the opening of said Court on  
that day, or as soon thereafter as counsel can  
be heard, for the removal of the above entitled  
Cause into the next Circuit Court of the United  
States for the District of Minnesota, to be held  
in said District, for the causes and reasons stated in  
said affidavits.

2  
To Messrs. Cooper & Peck  
Plffs attys. Chaska Minn.

Yours Respectfully  
Henry Affreri  
Atty for Defendants  
Chaska Minn



State of Minnesota  
Carver County

District Court  
Eighth Judicial District

Joseph Richler  
against  
Ex G. Cooper & Co and  
S. L. Sheldon

State of Wisconsin  
County of Dane

S. L. Sheldon came personally

before me and being first duly sworn deposes and says, that  
the above entitled action is now pending in the said  
District Court for Carver County, that the said Plaintiff  
is a citizen of the said County of Carver, State of  
Minnesota: that the said Defendants Ex G. Cooper & Co  
are citizens of the State of Ohio. and that this  
Deponent, is one of said Defendants, and is a  
Citizen of Madison, State of Wisconsin. That the  
matter in dispute in said suit exceeds the sum  
of Five Hundred Dollars, exclusive of costs, and this  
Deponent has good reason to believe and does believe  
that from prejudice or local influence, he will not  
be able to obtain justice in said District Court of  
Carver County; and he makes this affidavit for  
the purpose of having the said cause removed in-  
to the next Circuit Court of the United States to be  
held in the District of Minnesota, according to  
law, and asks that the said suit may be removed

State of Minnesota  
Carver County

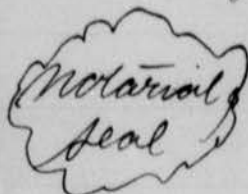
District Court  
Eighth Judicial District

Joseph Richler  
against  
Ex G Cooper & Co and  
S L Sheldon

State of Wisconsin  
County of Dane

S L Sheldon came personally

before me and being first duly sworn deposes and says, that  
the above entitled action is now pending in the said  
District Court for Carver County, that the said Plaintiff  
is a citizen of the said County of Carver, State of  
Minnesota: that the said Defendants Ex G Cooper & Co  
are citizens of the State of Ohio. and that this  
Deponent is one of said Defendants, and is a  
Citizen of Madison, State of Wisconsin. That the  
matter in dispute in said suit exceeds the sum  
of Five Hundred Dollars, exclusive of costs, and this  
Deponent has good reason to believe and does believe  
that from prejudice or local influence, he will not  
be able to obtain justice in said District Court of  
Carver County; and he makes this affidavit for  
the purpose of having the said cause removed in-  
to the next Circuit Court of the United States to be  
held in the District of Minnesota, according to  
law, and asks that the said suit may be removed

2 to said Circuit Court.  
Subscribed & sworn to before me (Signed) S. L. Sheldon  
this 2<sup>nd</sup> day of August A.D. 1874.  
John S. Dean  
Notary Public  
Lane Co. Wisconsin  


District Court  
Lane County

Joseph Richter  
against  
C. & G. Cooper & Co and  
S. L. Sheldon.

Att. for removal of  
cause to U. S. Circ. Court.

(Copy)

Harvey Affair  
Att. for Relief



State of Minnesota  
Carver County

District Court  
Eighth Judicial District.

Joseph Richter  
against  
C. & G. Cooper & Co and  
S. L. Sheldon

State of Ohio }  
County of Knox }

Charles Cooper came personally before me and being first duly sworn deposes and says, that the above entitled action is now pending in the said District Court for Carver County. That the said Plaintiff therein is a citizen of the said County of Carver, State of Minnesota. That this Deponent is one of the firm of C. & G. Cooper & Co, and that he, as well as all the members of said firm are citizens of the State of Ohio, except J. L. Fairchild who is a citizen of Illinois. That the said Defendant S. L. Sheldon is a citizen of the State of Wisconsin. That the matter in dispute in said suit exceeds the sum of Two Hundred Dollars exclusive of costs. And this Deponent has good reason to believe and does believe that, from prejudice or local influence, the said Defendants C. & G. Cooper & Co will not be able to obtain justice in said District Court of Carver County. And Deponent says that he makes this affidavit for the purpose of having the said cause removed

into the next Circuit Court of the United States for the  
District of Minnesota, to hold in said District, and  
asks that the same may be so removed to said Circuit  
Court.

Subscribed & sworn to before me

(Signed)

C. Cooper

this 25<sup>th</sup> day of August A.D. 1874.

Seal of the  
Court of Common  
Pleas, Knox  
County Ohio

Samuel J. Brent, Clerk  
of the Court of Common  
Pleas of Knox County Ohio

District Court  
Knox County

Joseph Richter

against

C. G. Cooper & Co and  
C. L. Sheldon

App. for removal of  
cause to U. S. Circ. Court.  
(Copy)

Notary Officer  
Atty for C. G. & Co

State of Minnesota

Carver County

District Court  
Eight Judicial District.

Joseph Richler

against

C. & G. Copper & Co. and  
S. L. Sheldon

Security for removal of  
cause to U.S. District Court.

Whereas the defendants in the above  
entitled cause are about to apply to the Judge of the  
Court aforesaid, for the removal of said cause to the next  
Circuit Court of the United States to be held in the  
District of Minnesota where the said suit is now pending.  
Now therefore, we Henry W. Foster and George H. Mackinnon  
of the City of Saint Paul, County of Ramsey and State  
of Minnesota, Sureties on behalf of the said above  
named defendants in said action, do hereby jointly  
and severally undertake and agree in the sum of Five  
Hundred Dollars, lawful money of the United States,  
that in case the said removal of said cause shall  
be authorized and allowed, the said defendants  
shall and will well and truly enter in said Circuit  
Court of the United States for the District of Minnesota,  
on the first day of the next General Term thereof,  
copies of the process issued in said cause against them,  
and of all pleadings, depositions, testimony and other  
proceedings in said cause affecting or concerning  
them, and will then and there duly appear in said  
cause in said Circuit Court.

Witness our hands and seals



at Saint Paul, this 28<sup>th</sup> day of August A.D. 1874.

In presence of  
Geo Sheffield  
Notary Officer

(Signed)

Henry W. Fusler Seal  
Henry W. Mathews Seal

State of Minnesota

Ramsey County

On this 28<sup>th</sup> day of August A.D. 1874 Henry W. Fusler and Henry W. Mathews the Sureties named in the foregoing undertaking came personally before me and acknowledged that they executed the same as their free act and deed.

Notary Seal

Geo Sheffield  
Notary Public  
Ramsey Co. Minn.

State of Minnesota

Ramsey County

Henry W. Fusler and Henry W. Mathews the Sureties named in the foregoing undertaking came personally before me and being severally duly sworn, each for himself, deposes and says, that he is a resident and freeholder of said County of Ramsey and is worth the sum of Five Hundred Dollars over and above all his debts and liabilities which he owes or has incurred, in property not exempt by law from levy, sale or execution.

Severally subscribed & sworn to before me

this 28<sup>th</sup> day of August A.D. 1874.

L.B.

Geo Sheffield

Notary Public  
Ramsey Co. Minn.

Henry W. Fusler

(Signed) Henry W. Mathews

District Court  
Carver County

Joseph Richter  
against  
C. & G. Cooper & Co. and  
S. L. Sheldon.

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Security for removal to  
U. S. Circ. Court.

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(Copy)

I hereby approve the within  
undertaking and security and  
the sureties therein.

Dated Sept 7<sup>th</sup> 1874.

A. G. Chatfield  
Judge of Dist Court.

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Harvey Officir  
Atty for Def<sup>ts</sup>

State of Minnesota  
Carver County

District Court  
Eighth Judicial District.

Joseph Richter  
against  
C. G. Cooper and  
S. L. Sheldon

Order

At Chambers Sept 7<sup>th</sup> 1874.

File 1 On reading the affidavits of Charles Cooper and  
S. L. Sheldon, two of the defendants in the above action  
and it appearing therefrom that the Plaintiff is a  
Citizen of Carver County, in said State, and that all  
of the Defendants in said action are not residents  
of the State of Minnesota, but are citizens of the  
States of Ohio, Illinois Wisconsin, and that all  
said Defendants have good reason to believe and  
do believe that from prejudice or local influence, they  
will not be able to obtain justice in said District  
Court of Carver County, and that the matter in dis-  
-pute in said action exceeds the sum of Five Hun-  
-dred Dollars exclusive of costs, and the said defend-  
-ants having presented to me an undertaking condition-  
-ed according to law, and duly approved by me, for the  
removal of said cause to the next Circuit Court of the  
United States for the District of Minnesota, to be held in  
said District.

It is now ordered, that on filing the said  
affidavits above referred to, and the said under-  
-taking approved by me, with the Clerk of said



District Court  
Carver County.

Joseph Richter

against

Wm G. Cooper & Co and  
S. L. Sheldon.

Order staying proceedings  
& Notice of Motion.

~~(Copy)~~

Herewith served of copies  
of said writs. Notice of motion,  
affidavits, undertaking,  
& now staying proceedings  
at Chicago. Sept 12th 1874.  
Respectfully,  
J. H. S. S. S. S.

Many affirms  
Sept 16th 1874

Spind, August 18th 1874  
W. H. S. S. S. S.

District Court of Carver County, all further pro-  
ceedings on the part of said Plaintiff in said  
District Court shall be stayed, until after the  
hearing and determination of a motion to remove  
the said cause as asked for in said affidavits.  
(Signed) J. G. Chatfield  
Judge of Dist. Court.

State of Minnesota  
Cass County

District Court  
Eighth Judicial District.

Joseph Richter

against

C. & G. Cooper des. and } Order.  
J. L. Sheldon }

At Chambers Sept. 7<sup>th</sup> 1874.

On reading the affidavits of Charles Cooper and J. L. Sheldon, two of the Defendants in the above action, and it appearing therefrom that the Plaintiff is a Citizen of Cass County in said State, and that all of the Defendants in said action are not residents of the State of Minnesota, but are citizens of the States of Ohio, Illinois & Wisconsin, and that all of said ~~Citizens~~ Defendants have good reason to believe and do believe that from prejudice or local influence, they will not be able to obtain justice in said District Court of Cass County, and that the matter in dispute in said action exceeds the sum of Five Hundred Dollars exclusive of costs, and the said Defendants having presented to me an unimpeachable and true account of the facts, and duly approved by me, for the removal of said cause to the next Circuit Court of the United States for the District of Minnesota, to be held in said District.

It is now ordered, that on filing the said affidavits above referred to, and the said unimpeachable account approved by me, with the Clerk of

said District Court of Cameron County, all further proceedings on the part of said Plaintiff in said District Court shall be stayed, until after the hearing and determination of a motion to remove the said cause as asked for in said affidavits.

A. G. Chatfield  
Judge of Dist. Court.

District Court  
Cameron County.

Joseph Richter

against

L. O. G. Cooper & Co.

and

A. L. Shelton.

Order staying proceedings.

Filed, Sept 10 1884  
W. H. Haysen  
Clerk

Shawyer  
Shawyer

Sept 10 - atty. - 104-



State of Minnesota

Cannon County

District Court

Eighth Judicial District,

Joseph Richter

against

C. H. Cooper & Co., and

J. L. Sheldon

October Term Term of said Court.

Charles, October 5, 1894.

This cause came on for hearing this day, upon the Motion of said Defendants for the removal of said cause into the next Circuit Court of the United States for the District of Minnesota.

And now, upon reading the affidavits of Charles Cooper and J. L. Sheldon, two of said Defendants, on file in the office of the Clerk of this Court, from which it appears that all of the Defendants in said cause are non residents of this State, that the matter in dispute in said suit exceeds the sum of five hundred dollars exclusive of costs, and that said Defendants have good reason to believe and do believe that from prejudice or local influence, they will not be able to obtain justice in said District Court of Cannon County, and the said Defendants having heretofore filed satisfactory security in this Court, approved by this Court, and conditioned according to the Act in such case made and provided, and due notice of the said

Motion and application having been given to the  
Attorney for said Plaintiff -

And Henry Affair, the Attorney for said  
Defendants, and Messrs. Baxter & Peck, the Attorney  
for said Plaintiff having been duly heard,  
and the Court having duly considered the said  
motion and application,

It is now ordered and adjudged that the  
said cause be removed ~~to~~ into the next Circuit  
Court of the United States for the District of Minnesota  
to be held in said District; and that the said  
Defendants cause be filed and entered in  
said Circuit Court on the first day of the next  
General Term thereof, copies of the process issued  
in said cause, and of all pleading and  
other proceedings in said cause, and that  
the said Defendants then and there appear and  
defend said cause in said Circuit Court;  
And that further proceedings in this cause  
be stayed, <sup>in this Court</sup> except when the same removed  
as aforesaid.

By the Court.

A. G. Chatfield  
Judge &c.

District Court  
Carver County.

Joseph Richter

against

C. L. Cooper & Co

J. L. Thelander.

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Order for removal of cause  
to U. S. Circuit Court for  
Dist. of Minnesota.

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For return service of a  
copy of within order,  
Chas. W. Act 5/14.

By Carl Gustaf Richter  
Richter Atty

-104-

Harry Affraces  
left to any

Filed, October 5th 1874  
Chas. W. Act  
Chas. W. Act



State of Minnesota  
District Court Eighth Judicial District  
County of Carver

Joseph Richter

against  
C & C Cooper and S L Sheldon

<sup>State of Minnesota</sup>  
County of Carver ss I R Richter being  
duly sworn on oath says that he is one of  
the Attorneys for the plaintiff in the above entitled  
action, that none of said above named  
defendants can be found in the State of  
Minnesota, And this Affiant further says  
that he believes that none of said defendants  
are residents of the said State of Minnesota;  
that this Affiant as one of the Attorneys  
in this action for said plaintiff has on  
the 23<sup>rd</sup> day of July A.D. 1874 deposited a copy  
of the summons in said action in the  
Post Office at Chaska in ~~said~~ Carver County  
in the State of Minnesota directed to the said  
defendants at their place of residence where  
one copy of said summons was directed  
to C & C Cooper at Chicago Illinois and  
one to S L Sheldon at Madison Wisconsin  
And this Affiant further says that the  
subject of said action is real property  
in the County of Carver and State of Minnesota  
owned. And the said defendants  
claim ~~claim~~ an actual lien thereon to wit in

the North East (1/4) Quarter of the South West (1/4)  
 Quarter and the South West (1/4) Quarter of  
 the South West (1/4) Quarter of the North West (1/4)  
 Quarter of the South East (1/4) Quarter of Section  
 (31) thirty one in Town ship (116) One hundred  
 and Sixty Range (24) Twenty four  
 And the relief demanded in the Com-  
 plaint in said action consists partly  
 in excluding the said defendants  
 from any interest or claim in or to  
 said premises, and further this Applicant  
 prays that

L L Dwyer

Subscribed and sworn  
 before me this 23<sup>rd</sup> day of  
 July A.D. 1874

J. H. Wrayenbuhl, Clerk Circuit Court  
 Cass Co., Minn.

District Court  
 Cass County

Joseph Richman.

by

C. G. Cooper

Applicant for Release

Filed, July 23<sup>rd</sup>, A.D. 1874.

J. H. Wrayenbuhl

Clerk

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Replevin  
 Replevin