



[Minnesota.](#)
[District Court \(Carver County\).](#)
[Civil and Criminal Case Files and Index.](#)

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Obstruction of Justice

No.

867

DISTRICT COURT,
CARVER COUNTY, MINN.

The State of Minnesota

Plaintiff.

vs.

John Geo. Lay

Defendant.

Plaintiff's Attorney,

Defendant's Attorney.

Date of Entry

Sept. 3rd, 1874

Register of Actions

A

Page

45

Term Tried

1

Judgment for

Amount of Judgment \$

Date of Judgment

1

Judgment Book

Page

Default Judgment Book

Page

Date of Docketing

1

JUSTICE COURT,
THE STATE OF MINNESOTA

vs.

John G. Lacy

WARRANT.

STATE OF MINNESOTA, }

COUNTY OF

Carver }

I certify that by virtue
of the within warrant, I have arrested the
within named *John G. Lacy*

and have *him* now in my custody.

Dated *May 14 A D 1874*

Frederick F. Folsom

Constable.

Service, 25c.

Travel, _____

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

John G. Lacy
Arrested
May 14 1874

*filed in my office this
14th day of May
A.D. 1874
Peter Michels Justice
of the Peace.*

STATE OF MINNESOTA,

County of

Carver

ss.

THE STATE OF MINNESOTA.

To the Sheriff or any Constable of said County:

Whereas

Berthold Kertz has this day

complained in writing to me, on oath, that

John G. Loy

did on the ^{or about the} 8th day of

May

1874, at the

Towon

of Dahlgren

in said County

willfull and maliciously obstruct a certain Road or Highway known as the "Carver and Waconia" Road where the same intersects the Charles and Waconia Road in the Town of Dahlgren in said County by digging and leaving open a wide deep trench across said point of intersection of said "Carver and Waconia" Road so as to prevent the free use thereof by the public against the force of the Statute in such cases made and provided and against the reward and duty of the State

and prayed that the said

John G. Loy

might be arrested

and dealt with according to law; now, therefore, you are commanded forthwith to apprehend the

said

John G. Loy

and bring him before me to be dealt

with according to law.

Given under my hand this

14th day of

May

1874

Peter Michels

Justice of the Peace.

State of Minnesota

State of Wisconsin
County of Carver \$\$\$

Personally
appeared before the undersigned
a Justice of the Peace in and
for said County Berthold
Hertz who being duly sworn
upon oath complains in
writing and says that
on or about the 8th day
of May A.D. 1874 in the
County of Carver State
of Wisconsin one John G.
Long did willfully and
maliciously obstruct or
certain Road or Highway
known as the "Carver
and Waconda Road", where
the same intersects the
Chaska and Waconda
Road in the Town of
Dahlgren in said County
by digging and leaving
open a wide deep trench
across said point of
intersection of said Carver
and Waconda Road so
as to prevent the free

are thrown by the public
against the form of the
Statute in such cases
made and provided and
against the peace and
dignity of the State of Minnesota
and against the peace
John G. Fox might be
arrested and dealt with
according to law

Wm. French
Subscribed before me this 14th day
of May A.D. 1874
Peter Michels
Justices of the Peace.

State of Minnesota
ss

John G. Fox

Complainant-

filed this
14th day of May
A.D. 1874
Peter Michels
Justices of the
Peace.

John G. Fox
Notary Public
State of Minnesota

Justice Court
Carver County

State of Minnesota
in

John G. Lamy

National Bank

Filed May 18th

1873 Peter Michels

Justice Peace

Filed Sept 30th 1874

Edw. H. H. H. H.

Edw. H. H. H.

State of Minnesota
Cassia Court Before Peter Michels Justice
County of Carver

The State of Minnesota }
vs

Jahm G Long }

The defendant in the
above entitled action by Bapt &
Pick his Attorneys moves to dismiss
said action for the following reasons
to wit

1st Because the complaint therein
does not state facts constituting
an offence

2^d It does not appear from said
complaint that the obstruction com-
plained of was made with the intent
to prevent the free use of the highway
by the public

3^d The said complaint does not
charge the defendant with obstructing
a public Highway with fences, logs,
brushwood ^{or any other material} timber or other material,
or with any other offence

Dated May 15th 1894

Bapt & Pick

Attys for Deft

State of Minnesota
County of Leasow } ss I hereby certify that
I have served the within Subpoena
on the within named Michael Lema
personally this 14th day of May A.D. 1874
Service 25^{cts}
Jos. Lommersheim.
Deputy Constable

Milinger sub 50,
bore him 1.00
\$1.75

Filed, Sept. 30 A.D. 1874.
Gottfrayenbach
clerk

Filed in my office
this 14th day of May
A.D. 1874
Peter A. Richels
Justice of the Peace
Subpoena

State of Minnesota
County of Carver

To Michael Huser
You are hereby required
to appear before the under-
signed one of the Justices of the
Peace in and for said County
forthwith to give evidence
in a certain Cause wherein
State of Minnesota is Plaintiff
John G. Loy is Defendant
on the part of the Plaintiff

Given under my
hand this 14th day of May
A.D. 1874 Peter Michels Justice
of the Peace

filed Sept 3, 1894
G. H. Grayson
clerk

across this Little Point

A. R. Anderson sworn

I know the Carver and Waconia Road
I was employed to grade and open
this Road, and I was Road Overseer and
work out the Taxes, it is eight years since
I fixed this Road, The Town Supervisors
of the Town of Carver Employed me to fix
this Road, I worked on it, clear out to
the Ent, at the Chaska and Waconia Road
it has been used, and traveled by the pub-
lic, ever since that Time, I know the
Point of intersection of this Road, is on
the Chaska side of the Bridge, I know
where the point was about one ^{rod} ~~road~~ from
the Creek

J. P. Torg sworn

There was a ditch deep, only on one side
of the Chaska and Waconia Road, where
over Main Road comes in, where the ditch
was the deepest, The depth of the ditch,
where the Carver and Waconia Road inter-
sects, the Chaska and Waconia Road, was
from 18 inches to two feet, I have known
this to be a public Road six years. I have
worked my taxes upon this Road
(End)

No 3. I know where the Carver Wacania is located, and situated as mentioned in the Warrant, I have known that Road for eight years, and it was well traveled, I have traveled every 14 days since, I have worked upon this Road as a public Road ever since I know where this ditch is dug it is not possible to get over it, it is impossible to get from the Carver and Wacania Road in to the Chaska Wacania Road.

This ditch is dug across the Regular traveled road, from the Carver and Wacania Road in to the Chaska and Wacania Road, I have traveled the same and it been traveled eight or 9 years where the ditch is now dug, Persons going to Chaska would pass on this side of the Bridge, and persons going to Wacania would cross the Bridge. I have worked my Poll Tax out upon this Carver Wacania Road for 8 or 9 years it is known and used and traveled as a public Road or Highway and has been for 8 or 9 years, The Carver and Wacania Road intersects the Chaska and Wacania Road, on the Chaska side of the Bridge and this ditch is

Testimonia in the case State of
vs John G. Loy, the same Testimonia as
accepted in the case State of Minnesota vs.
David Ulmer.

State of Minnesota

P. Michels Justice
of the Peace

as
John G. Loy
1874

May the 15. Michael Guenser Sworn as Witness

Frd Foster being sworn, as Interpreter

I know the Deft John G. Loy. it is admitted
that whatever was done there at that place
was done by John G. Loy Deft, I told them
they should not do this, because it belonged
to Dahlgren to do it, when they came there
they took the dirt out a Tatch, and put it
in the Chaska Waconia Road, this ditch is
6 or 8 rods long this ditch is two feet
deep in some places and other places more and
from 2½ to 3 feet wide, this Tatch runs
from my fence to the creek, on the Chaska
and Waconia Road. I know the Chaska
and Waconia Road for a Road or Highway
for 17 or 18 year, and have known it to
be work every year, when necessary, and
has been constantly traveled by the Public
I have known the Carver and Waconia
Road for 6 or 8 year, I have traveled
this Road ever since, it has been establi-
shed, I know that it has been worked
upon, and used as a public Road or
Highway

The ditch is along the Chaska and Waconia Road, and the Carver Road crosses over the ditch, I have traveled over this Road for the last 8 years, this point where the trench or ditch is deep is 100 rods. I told them not to dig this ditch, I wanted to have the Carver and Waconia Road free, as I wanted travel the same Road himself, I told them the where in the Town of Dahlgren, the told me I wanted a good Name in Carver, the Rep. we right on to Work. it is now dangerous to cross this ditch. We cannot cross this ditch freely, My Horse crossing last night, and came pretty near falling, the Road is now dangerous, and not free to Travel upon. There is no other way to cross out of the Carver Waconia Road intersects, the Chaska and Waconia Road except across this ditch. This Bridge below the Chaska and Waconia Road has been gone since last Summer or July, it is admitted this ditch, was made in the Town of Dahlgren Carver County Minnesota. Berthold Hertz being sworn
see page No 3.

State of Minnesota
County of Carver }

State of Minnesota
vs
John G. Fay }

State of Minnesota
vs
David Palmer }

We under Subscribed as
John G. Fay and David
Palmer Each acknowledge
ourselves to owe and be
in debt unto the State of
Minnesota for the use
of the County of Carver
in the penal sum of
one hundred dollars
in default of our
appearance to attend
our trial in the above
entitled actions before
Peter Nichols Justice of
the Peace for the County
of Carver on the 15th
day of May A.D. 1874 at
10 o'clock in the forenoon

Witness my hand this 14th day of May 1874
Peter Michels
Lucien Penne

State of Minnesota,

County of _____

and

the sureties to the within recognizance, being first duly sworn, each for himself says that he is a resident and freeholder of _____

_____ dollars over and above his just debts and liabilities and exclusive of

property exempt from execution.

Subscribed and Sworn to before me,

On this _____

day of _____

187 _____

THE STATE OF MINNESOTA

vs.

John G. Lory

State of Minnesota

vs.

John G. Lory

RECOGNIZANCE ON

~~ABANDONMENT~~

filed May 15th
A.D. 1874
Peter Michels Justice
of the Peace

I hereby approve of the within recognizance
and the sureties thereto.

Dated May 15th 1874
Peter Michels
Justice of the Peace.

RAMAL, CHANEY & CO. PRINTERS (St. Paul).
Filed, *John G. Lory*
Wraymull, Clerk

1474
No. 1474
Purn

State of Minnesota } gg.
County of Carver }
State of Minnesota
vs.

John G. Levy

1874

May 14th Complaint filed and Warrant issued and placed in the hands of Fred Foster Constable, Warrant returned, with the Deft in Court, Deft ask that cause be continued until to the said 15th day of May A.D. 1874 at 10 O'Clock in the fore noon, whereupon, the Court granted the Continuance of said cause, as ask for upon the Defts entering in to Recognizance in the Sum of one hundred Dollars, Recognizance made and filed, Deft discharge to whate his Trial.

1874 May 15th We hereby agree to become security for the cost in this action

A. Jassoy

Deft. appear at the above mentioned day; by Baxter and Peck Esqrs his Attorneys, and moved to dismiss the Action, motion in Writing on filed, Motion overuled Deft except Deft waive reading the Warrant and plead not guilty, Deft ready for Trial.

Whereupon Michael Guensere Berthold
Hertz, A R Anderson J. P. Torg were
sworn, and testified as Witnesses on
behalf of the State, Mr Fred Foster
was sworn as interpendor

The Deft overed no Testimonia
whereupon the Court after hearing
the Testimonia, orders and adjudges
that the said John G. Lewy pay a
fine of teen Dollars and the cost of
this Suit Constable fees

Justices cost	Warant	25
one Warant	25	Millage
Complaint and	35	Attending Court
filing 7. papers	35	Interpendor
Fexing cost	15	Total
Enteing Judgment	25	Witness fees.
Satisfaction of Judy	25	M. Guensere 1 1/2 day
Supraena	30	A. R. Anderson 1 day
6 folios.	90	J. P. Torg
5 Oats	75	Berthold Hertz 1 day
one adjournment	15	Total
3 Recognianre	75	
Total	\$4.45	

Jos. Lonnenschein Special
Constable serving Sup. 25
Millage 50
horse hire for W. Tngs. 1.00
Total \$2.75

Transcript
State of Minnesota
vs
John G. Log

Filed Sept 30 1894
C. H. Gray
Clerk

45

1

Recapitulation	
Justices cost	\$ 4.45
Judgment	10.00
Constable fees	2.65
Witness	4.00
Special Constable	1.75
Total	<u>\$22.85</u>

Peter Michels

Justices of the Peace

State of Minnesota County } gg
of Larver }

I hereby certify and re-
turn, that the foregoing, is a true
and correct copie of the proceedings, before me, and
as Entered in my Docket, and the pa-
pers herewith, transmitted are the
same as filed in my Office
Given under my hand this 3th day
of Sept A.D. 1874

Recapitulation	Peter Michels
as above specified	\$22.85
Transcript	2.00
8 folia in Witness	1.20
3 folia for copie of	
the my Docket	45
Total	<u>\$26.50</u>

Peter Michels Justice
of the Peace

Land Title

No. 868

DISTRICT COURT,
CARVER COUNTY, MINN.

Gottlieb Frinkel
Plaintiff.

vs.
The Milwaukee & St Paul
Railway Co
Defendant.

J. A. Sargent
Plaintiff's Attorney.

Baxter & Peck
Defendant's Attorney.

Date of Entry September 3rd 1874

Register of Actions "A" Page 47

Term Tried April General 1875

Judgment for Defendant

Amount of Judgment \$ 37.51

Date of Judgment Apr. 17th 1875

Minute Record "A" Page 428

Default Judgment Book Page

Date of Docketing April 17th, 1875

Judgment Record "A" page 212

State of Minnesota
County of Cass / Superior Court
Before J. S. Leland Esq
Justice of the Peace

Gottlieb Tunkle
against
The Hastings & Dakota Road
Way Company

State of Minnesota of
County of Cass / Came personally
before me I Smith and being duly
sworn says that he is the attorney
for the above named defendants in
the above entitled action that the
defendants had agreed by the
judgment rendered by said justice
on the 22nd day of November 1872
and have taken the appeal
from the same to the District Court
next to hold as is used for
said Cass County and that
said appeal is taken in good
faith & not for the purpose of
delay.

Subscribed & sworn to J. Smith
this 22nd day of Nov
1872 Before me
J. S. Leland Justice of the Peace

District Court
Corn County

Garrett Hunkeler }

vs

Milwaukee & St Paul
Railway Company }

Plaintiff } Received of the above
vs Defendant } to Affly on judgment
in the above entitled action twenty dollars

Dated June 3^d 1875

Bapt & Peck
Supts. Ct. Clk.

Print no R R Co

Receipt

John June 3, 1875
Gibbs & Co
Caldwell

44

State of Minnesota
County of Carver } S.S.

The State of Minnesota
to the Sheriff or any Con-
-stable of said County-

You are hereby
Commanded to summon
the "Milwaukee and St
Paul Railway Company"
if it 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
6th day of July A.D. 1874
at 10 o'clock in the forenoon
of said day at my Office
at Carver in said County
to answer to Gattlos
Finkler in a Civil Action
and hear you then and there
this writ - Given under
my hand this 24th day of
June A.D. 1874. Peter Nichols
~~Justice of the Peace~~
Justice of the Peace

State of Minnesota
County of Carver

I hereby certify
and return that I served
the within summons on the
within named Milwaukee and
Paul Railway Company defendant
by reading the same to Theodore
Mears Ticket Agent for said
defendant and by delivering
to him a true copy thereof at the
Depot of said defendant at Carver
in said County on the 24th day
of June A.D. 1874

Justices of the Peace
Carver Co
Minnesota

Summons

Attorney, Ticket

vs

Milwaukee and
Paul Railway Co

Filed in my Office
this 13th day of
July A.D. 1874

Peter Michael
Justices of the Peace

Filed Sept 20th 1874
W. H. Hagenbush

Carver Co
Minnesota

State of Minnesota
County of Carver } SS

In Justice Court before
Peter Michels Justice -

Gottlob Finkler }
agent }
The Milwaukee and }
St. Paul Railway Company }

The Complaint of the
Plaintiff respectfully states
and shows to this Court
that the plaintiff is now
and for more than five
years last past has been
the owner and seized
of the Little in fee of the
North West quarter (1/4) of the
South West quarter (1/4) of
Section thirteen (13) in Town
-ship one hundred and
fifteen (115) of Range twenty
four (24) in the County
of Carver State of Minnesota
excepting a strip of land
one hundred feet in
width passing through

Said North West quarter
of said South East quarter
which said strip of land
belongs to the defendant

And the Complaint
of the Plaintiff further states
and shows to this Court
that previous to the Com-
-mencement of this action
and at the time the action
was so commenced said
said defendant did wrong-
-fully erect Establish and
maintain a Bank of Earth
or dam on the premises
before described in and
and across a Ravine
thereon by reason of which
~~the reason of which~~ the
free passage of the water
passing into and through
said Ravine as accustom-
-ed so to do has been
and is now obstructed
and by reason thereof
the land of this Plaintiff
is overflowed with

water and the fences
grass and herbage of the
plaintiff standing and
growing thereon has
been injured and
destroyed to the damage
of the said plaintiff in the
sum of one hundred
dollars.

Wherefore the
plaintiff demands judgment
against said defendant
for the sum of one hundred
dollars as his damages
besides the costs of this action.

Dated at Carver
July 6th 1874

} Frank Warner
att'y for Plaintiff

State of Minnesota
County of Carver, S.S.

Littleos Linker

being first duly sworn
deposes and says, that
he is plaintiff in the foregoing
entitled action, that the
facts set forth in the
foregoing Complaint are
true of his own knowledge.

except as to those matters
wherein Justice upon information
or belief and as to those
matters he believes it to
be true

Given under
Subscribed before
me this 6th day of
July A.D. 1874

In Justice Court
before Peter Nicholas
Justice
Gottlob Finkler
as

The Plaintiff
and Mr. James K. May
Co. in
Complaint
in

filed this 6th of
July A.D. 1874

Peter Nicholas
Justice of the

this case is adjourned
till Monday the 13th day
of July 1874 to meet in
the Court room of Nicholas
Justice of the Peace

Thos. K. Warren
Attorney for Plaintiff
filed this 13th day of July 1874
Gottlob Finkler
Justice

Getting Hooker

- 75 -

Whelan & W. Paul

Reim ^{from} ~~money~~ ^{Cherry}.

Wm

Exemption.

filed this 13th
day of July A.D.

1874 Peter Michels

Justices of the Peace

filed Sept 30th 1874
Exemption
Clint

Aug. 1st Rich

Attys. for Sept.

Yellow Birch 3 July 1874.

- 24 - 6 St Paul
Melwaukee 7 ~~St Paul~~

- circuit road Company.

Now comes the defendant
and moves to dismiss the
action on the ground that
complaint fails to state facts
sufficient to constitute a
cause of action. Motion
overruled - doft expts.

Peter Michels
Justice of the Peace

Justice Court
Carmichael County

Gatlin Finkbe

vs

The Milwaukee and
St Paul Rail Road
Company

Filed in my Office
this 6th day of July
A.D. 1874

Peter Michels
Justice of the Peace

This case is adjourned
till Monday the 13
th day of July at
10 O'clock in the
forenoon

Pete Michels
Justice of the
Peace
Wraymull, Ind

State of Minnesota
Justice Court Before Peter Melchiusson
County of Carver

Geethen Finkel
agust.

The Midway Inn
and St Paul Railway
Company

The defendant
in the above referred action
^{to the complaint}
for omission from same each
and every allegation therein
contained in said Complaint
wherefore deft demands judg-
ment against plff for costs
Bonds & Costs

Baptist Pick

Sept 5th 1895

State of Minnesota
County of Carver

Gottlob Finkel

vs.

the Milwaukee and St Paul Railway Comp.
1874 June the 14th Summons issued and
made returnable July the 6th 1874
July 6th Summons returned duly served
at 10, O'Clock in the fore noon, par-
ties appeared, the Plaintiff filed
his Complaint, and Defendant filed
his Answer, upon the application
and by the Consent of the parties this
case is adjourned, untill the 13th
day of July A.D. 1874 at 10, O'Clock A.M.
July 13th at, 10, O'Clock in the forenoon the parties
appeared, Plaintiff by Frank Warner
Esqr and Deft by L. Baxter Esqr,
Deft filed objection, to the Complaint,
which where overruled, and Deft ex-
cepted, thence the case was called, Gottlob
Finkel was then sworn as witness, on
behalf of the Plaintiff, and Testified,
as to his title of the land upon
which damages are claimed, Deft objected
The Court finding from the pleadings
and the Evidence that the Title of the
land was in dispute, between the parties
determined, that it has no jurisdic-
tion to try this action, and hereby
adjudges that the same be removed

and certified, up, to the District
Court for said County of Larver eight
Judicial District

Justices fees.	Constable fees.
Summons 25 Cent	Serving Summons 25
2 Subpoena 30	one Mile travel 10
one adjournment 15	Subpoena 2. person 30
filing 4 papers. 20	one Mile travel 10
one Oath 15	Copy 15
Taxing Cost 15	Attending Court 50
Witness fees. \$1.20	total \$1.40

Frank Schirmer two days \$2.00

10 Miles travel 00.60
total \$2.60

Jos Sonnenschein 2 days. 2.00

two ^{miles} days travel 12
\$2.12

Recapitulation

Justices fees	\$1.20
Constable fees	1.40
Witness.	4.72
Transcript	2.00.
3 folio	45
total	9.77

See Certificate below.

Transcript
Gottlieb Finkel
vs.

Millwaukee and
St Paul Rail-
way Company

Filed, Sept 3rd 1874
G. F. Finkel
Attorney

144.2

State of Minnesota } G.G.
County of Carver }

I hereby certify and
return, that the foregoing is a true
and correct copie of the proceedings
before me, and as entered in my Docket
and the Papers herewith transmitted,
are the same as filed in my Office
Given under my hand this 3th day
of Sept A.D. 1874

Peter Michels

Justice of the Peace

State of Minnesota } J. J.
County of Carver }

In the case Gotthob
Finkel against the Milwaukee and
St Paul Railway Company

Persuant to the Order hereto annex-
ed, I hereby certify that it was un-
derstood, and agreed by the parties
in the case of Gotthob Finkel against
the Milwaukee and St Paul Rail-
way Company, that it should
not be necessary to swear to the
pleadings in that case and both the
plaintiffs and Defendants Attorney
Frank Warner Esq for Plaintiff
and L. L. Baxter for the Defendant
consented to all the things and
proceedings which took place before
me and that the Complaint and Ans-
wer were received and filed by me
upon the return day of the Summons
in said action

Given under my hand this 7th day of
October A.D. 1894 Peter Michels
Justice of the Peace

Certificate
in the case
Gottlieb Finkel
vs
Milwaukee and
St Paul Rail
way Company

Additional
Return

John Volante Qs 25874
Gottlieb Finkel
deputy

State of Minnesota
District Court
County of Carver,

Geotat Pinskiel

^{by}
The Milwaukee & St Paul
Rail Road Company,

Attestation bearing
Verification of pleadings

Filed, October 15th 1874
G. H. Krause
Clerk

- 144 -

State of Minnesota } In Dist Court
County of Hennepin } & Justices of the Peace
Term 1874.

Butcher & Co
against
Milwaukee & St Paul Railway Co,

It is hereby stipulated and agreed by
and between the attorneys in the above
entitled action, ^{in open court} that the modifications
to the complaints and answer in
said action filed before Justice Peter
Michals filed July 6th 1874 were expressly
waived by the respective attorneys in
said action in the presence of said
Justice. and it is further stipulated
that any and all ^{in the proceedings} irregularities in said
action before said Justice and entitling
the same to this Court are expressly waived.

Baptist & Co
vs St Paul & N
W Ry Co

J A Sangster
Pepper & Co

State of Minnesota
District Court Eighth Judicial District
County of Carver

Loetia Finkel

vs

The Milwaukee and
Saint Paul Railway Company

Bills of Costs and disbursements
Statute cost

\$ 10.00

Disbursements Sheriff

7 3.11

Witness for

Robert August

Attendance 2 days

2.00

Fame 46 Miles

2.76

Bradbury

Attendance 2 days

2.00

Fame 80 Miles

4.80

Clerks fees to be added

7.80

Defendants cost in justice court

5.05

Total \$ 37.51

State of Minnesota
County of Carver ss - L L Baister being duly sworn on
and says that he is one of the debtors for the
defendant in the above entitled action that
the disbursements charged in the foregoing
bill of cost of the defendant in this action
have been actually and necessarily made and
incurred therein and are just and correct
Subscribed and sworn
to before me this 12th day
of April A.D. 1875
L L Baister
Notary Public

State of Minnesota
County of Carver
Dist Court 8th Dist
Gottlieb Finkbe

against

The Milwaukee and
St Paul Railway Company

Sir - You will please to take notice
that the costs of the defendant
in this action, of the items of which
the foregoing is a copy will be
taken and adjusted and the amount
thereof inserted in the judgment
herein by the Clerk of said Court at
his office in the Court House in the Village
of Christen Carver County Minnesota on
the 12th day of April A.D. 1875 at ten
o'clock in the forenoon of that day
I dated April 12th 1875

Wm. H. Sargent
Plaintiff's Attorney

Baptist & Piche
Def's Atty

State of Minnesota
County of Carver
Dist Court

Gottlieb Finkbe

The Milwaukee & St Paul
Railway Company

Notice of taxation of costs

Due service of the within
bill of costs and notice
of taxation is hereby
admitted at Christen Carver
this 12 day of April 1875

Wm. H. Sargent
Plaintiff's Atty

Filed April 16th 1875
Gottlieb Finkbe, Clerk

Baptist & Piche
Dist Atty

State of Minnesota } In High Court
County of Carver } 8th The first

Isotlieb Finkle
against
The Milwaukee & St Paul
Rail Way Co.

And now comes
the above named Pelf- by his Atty
J. S. Sargent. and objects to the
bill of costs + disbursements to
be taxed as set forth in "Notice
of taxation of costs" now on file
in this action. with the Clerk of
said Court. The Plaintiff objects
that any other in question more than \$5-
Statute Costs be taxed or allowed on the
ground that the Plaintiff withdrew
+ discontinued said action.

The Plaintiff further objects to
the taxation of any costs for witnesses
on the ground it does not appear
by proper evidence
any witnesses were subpoenaed.
attached Court on given evidence

on the said action -

J. H. Sargent
Pepper Attys

(Filed, April 16, 1888)
Wm. H. Sargent
J. H. Sargent

State of Minnesota
District Court Eighth Judicial District
County of Carver

Guthrie Linkle }
Against
The St Paul & Milwaukee
Railway Company }

Le Le Bender
being duly sworn says that he is
one of the attorneys for said defendant
in the above entitled action, that

Bradbury and Robert Augst each
attended at the trial of said action
at the April term of said court for
1875; as a witness for said defendant
in said action, two days, to-wit:
the 7th and 8th days of April 1875. That
each of said witnesses were actually
and necessarily in attendance the said
two days, as witnesses for said defendant
in this action, and did necessarily
travel the number of miles specified
in defendant's bill of costs and disburse-
ments, as appears in and by the bill of costs
presented in this action, that being the
nearest traveled route from their respective
residences to said place of trial, and
that each of said witnesses was a

District Court
Barner County

Chinle

St Paul & Mill. R.R. Co

Officer of Attendance

(John, April 17th 1875)
Officer of Attendance
John

Barter & Peck
Deputy Atty

material and necessary witness on
the part of the Defendant in this action
Subscribed and sworn
to before me this 17th day
of April 1875
L L Baxter
Notary Public

State of Minnesota
District Court 8th District
County of Hennepin.

Gustaf Finkel

against
The Milwaukee & St Paul
Railway Company.

This case having come on for trial
at the April Term, A.D. 1895, a jury duly ^{empaneled} sworn and the case opened by
the plaintiffs counsel, and one witness sworn and examined,
on motion of Plaintiffs Attorney the action was dismissed
by the Court.

Therefore, on motion of Baxter & Beck defendants attorneys
it is hereby adjudged and determined that the said defendant The
Milwaukee & St Paul Railway Company recover of said Plaintiff
his costs and disbursements in said action, taxed at the sum of —
Thirty seven ~~60~~ 100 dollars, and that said defendant have
lawful process therefor.

Statute Costs	\$ 10.00
Witness fees	" 11.56
Depts. Costs in District Court	" 5.45
Sheriff fees in Dist Court	" 2.10
Clerks fees	" 7.80

Total \$ 34.91

Dated April 14th A.D. 1895.

By the Court,

Geo. W. Wenzel, clerk

State of Minnesota
District Court
County of Carver,

Gottlieb Finkel

vs

The Milwaukee & St Paul
Railway Company,

Judgment Roll,

Judgment for Costs
for debt \$ 37.50.

Filed, April 14th 1875.
G. H. Grayson, Clerk.

Baxter & Peck, attorneys
for Defendant, Charles Munn

Hand Title

No. *869*

DISTRICT COURT,
CARVER COUNTY, MINN.

George Hovum
Plaintiff.

vs.
*The Milwaukee and
St. Paul Railway Company*
Defendant.

Plaintiff's Attorney.

Baxter & Peck
Defendant's Attorney.

Date of Entry *September 3rd 1874*

Register of Actions *"A"* Page *201*

Term Tried.....19.....

Judgment for.....

Amount of Judgment \$.....

Date of Judgment.....19.....

Judgment Book.....Page.....

Default Judgment Book.....Page.....

Date of Docketing.....19.....

State of Minnesota
County of Carver } \$ \$

The State of Minnesota -
To the Sheriff or any Constable
of said County - You are
hereby Com-manded to
Surrender the "Mile-drunken
and St. Paul Railway Com-
pany" if it 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
6th day of August A.D. 1874
at 10 o'clock in the forenoon
~~at 10 o'clock in the forenoon at~~
my Office at Carver
in said County to Answer
to George Hocum in a
Civil Action and have
you then and there this
Writ - Given under my
hand this 27th day of July
A.D. 1874 Frank Warner
Justice of the Peace

State of Minnesota
County of Carver

Phillip Reynolds

Being first duly sworn
deponent and says that on
the 27th day of July A.D. 1874
at Carver in said County he
personally served the within
summons on the within named
defendant by reading the same
to Thaddeus Lewis Lick and
Station Agent for said defendant
and by delivering to him a true
copy thereof

Phillip Reynolds

Subscribed and sworn to
before me this 5th day
of August A.D. 1874

Frank Warner
Justice of the Peace

Summons

Geo. Groen

CS

Wisconsin

H. L. K. K. K.

John J. J. J. J.

See the request and
risk of the Plaintiff
I hereby authorize
Phillip Reynolds to
execute and return
this summons
Dated Carver
July 27th 1874

Frank Warner
Justice of the Peace

filed Aug 5th 1874
Frank Warner
Justice of the Peace

filed Aug 6th
1874

Frank Warner

Justice of the Peace

State of Minnesota
County of Carver

George's Deceit
vs.

The Milwaukee &
St. Paul Railway Company

The Complaint
of the plaintiff respectfully
states and shows to the
Court, that on or about
the 21st day of March A.D.
1873 he sold and delivered
to the defendant above
named at his request
twenty four Oak Rail
Road Lvs at and for
the price of forty five
cents per Lvs. also twenty
six Elm Rail Road Lvs
at and for the price of
thirty five cents per Lvs
amounting in all to the
sum and value of thirty
seven dollars and forty
cents - That this plaintiff
has requested said defendant

to pay the said amount
but that said defendant
has neglected to pay the
same or any part
thereof though long since
due. Wherefore the
plaintiff demands judgment
against said defendant
for the sum of thirty
seven dollars and forty
cents with interest thereon
at seven per cent per
annum from the 21st day
of March A.D. 1873 besides
the costs of this action

Dated & Entered
Aug 6th 1874 }

State of Minnesota
County of Goodhue }
George Johnson
being first duly sworn
deponent says that
he is the plaintiff in
the foregoing entitled
action, that the facts

In Justice Court

Geo. Brown
(vs)

The Milwaukee
St Paul Railway
Company
" "

Complaint

filed Aug 6th

A.D. 1874

Frank Warren
Justice of the Peace

filed Sept 3rd 1874
Extrajudicial
claim

set forth in the foregoing
complaints are true
of his own knowledge
Except as to those matters
therein stated upon inform-
ation or belief and as
to those matters he believes
it to be true

Given under
subscribe before } George Locum
me this 6th day of }
August A.D. 1874 }

Geo. H. Warner
Justice of the Peace

State of Minnesota } In Justice Court
County of Carver } Before Frank Warren Esq

George. H. ~~W~~ ~~W~~ ~~W~~
Against
The Milwaukee & St Paul
Railway Company

The answer of the defendants to the Complaint of the plaintiff in the above entitled action denies each and every allegation in the plaintiffs said Complaint contained and every part and portion thereof which is not hereinafter expressly admitted specifically denied or qualified.

The defendants admit that it is a corporation doing business in the State of Minnesota and has been for more than three years last past.

The defendants denies that it purchased any Ties of any description as set forth in plaintiffs said Complaint and further denies that it purchased or received at the time specified in said Complaint (to wit in the Month of March 1873) any Ties of any description whatever, and denies that the defendants is indebted to the plaintiff or that the plaintiff has been damaged in any amount whatever. Wherefore the defendants demand judgment against the plaintiff for the costs and

disbursement in this action

Sworn to and
Subscribed before
me this 6th day
of August A.D. 1874

Frank Warner
Justice of the Peace

Milwaukee & St Paul
Railway Company By

C. G. Mc Duffie
agent

Geo Warner
vs

The Milwaukee
St-Paul R.R.
Co

Answer

Filed August
6th 1874

Frank Warner
Justice of the Peace

Filed, Sept 30th 1874.
Gibbs & Co. Clerk

In Justice Court,

Carm County.

Geo. H. H. H.

against

*The St Paul & Northern
Pacific Ry Co*

AFFIDAVIT ON APPEAL.

Filed on the *22nd* day of
August A. D. 18 *74*

Frank Warner

Justice of the Peace.

B. Ramaley, Printer.

*Spec. Sept 20 1874
Guthrie in book
clerk*

MINNESOTA,

County of *Carr*

Before

IN JUSTICE OF THE PEACE

Justice of the Peace.

George H. Carr

Agent

*The St Paul and Milwaukee
Railway Company*

STATE OF MINNESOTA.

County of *Carr* ss

C. G. McDuffie

came personally before me, and being duly sworn, he

doth depose and say, that he is

Agent of

said *Defendant*

in the above entitled cause; that said

Defendant

appeals to the *District* Court

8th Dist

in and for said county, from the judgment

rendered by said Justice of the Peace, in this cause, on the

21st

day of

August

A. D. 18*94* in favor of said *Plaintiff* therein; and that the said appeal is made in good faith, and not for the purpose of delay, and further saith not.

Subscribed and Sworn to before me,

On this

24th day of

August A. D. 18*94*

C. G. McDuffie

L. H. Baxter

Notary Public

Carr Co Minn

Justice Court
Carmel County Before Frank Murnan
Justice

George H. Cochrane
Against
The St Paul and Milwaukee
Railway Company }

Whereas the above named
defendant has appealed to
the District Court in and for
the County of Carmel Minnesota
from the judgment of the above
named justice of the peace
rendered on the 21st day of
August A.D. 1894, Now therefore
I L L Dwyer of said Carmel County
Undertaken in the sum of one
hundred dollars that the above
named defendant will pro-
ceed to said appeal with effect
and abide the order of said court
therein

Dated Aug 29th 1894 L L Dwyer

State of Minnesota

County of Carmel ss. L L Dwyer
being duly sworn on oath
says that he is ~~one of~~ the
jurors above named

Witnessed and sworn
before me this 24th day
of August 1876

Wherefore we this 29th day
of August 1874

Santer County
Carmen County

George Hascen

St Paul & Melrose

Reading Co

Sept 26 1884

Abrahamson

Y sincerely appreciate
of the red cloth in

Understanding and
of the security things
I am - I also a ch-
nowledge #2, from one
official

Aug 28 to 1874

Frank Moore

Swedish Peace

John May 29 - 1874

Frank Moore
Lester & John

State of Minnesota
County of Carver

George Doocum

agent -
The Milwaukee and
St. Paul Railway Company

1874

July 27th Summons issued and
made returnable Aug
6th 1874 at 10 o'clock in
the forenoon

Aug 6th at 10 o'clock in the forenoon
summons returned duly
served. Parties appeared
the Plaintiff filed his Com-
plaint, and the defendant
filed his Answer, on
motion then, the cause
was then adjourned
until the 13th of August
A.D. 1874 at 1 o'clock in
the afternoon

Aug 13th at 1 o'clock in the
afternoon parties appeared
and by the consent

& the parties, this Court
is hereby adjourned
until the 21st day of
August next at 10 o'clock
in the forenoon

Aug 21st at 10 o'clock in the
forenoon the plaintiff
appeared, the defendant
failed to make any
appearance - whereupon
the Court upon hearing
the evidence on the
part of the plaintiff hereby
renders judgment in
favor of the Plaintiff
and against the Defendant
for the sum of thirty five
dollars and Eighty-five
Cents and interest amounting
to three dollars and fifty
four cents, amounting
in all to thirty nine
dollars and thirty nine
cents besides the costs
of this action

Justice Costs - \$1.60 } Constable's Costs - 40⁰⁰

John Borden Witness
for Plaintiff 2 days 44 miles travel - \$4.64

Barney Scouney Witness
for Plaintiff 2 days 40 miles travel - \$4.40

Harrison McCann Witness
for Plaintiff 2 days 40 miles travel - \$4.40

Recompensation
Jury meat with cart \$ 39.39
Justice Costs 1.60
Constable Costs .48
Witness fees \$ 13.44
Total - \$ 54.83

Frank Warner
Justice of the Peace

May 29th Off and Under Entry filed
" " p2. Costs of return paid

State of Minnesota
County of Garrettsville
I hereby
Certify and return that
the foregoing is a true
and correct transcript.

of my Docket in the
above Entitled action
that I have compared
the same with the original
and that the same
is a true copy

Given under my hand
this 31st day of August
A.D. 1894

Frank Warner
Justice of the Peace

Transcript

Geo. H. Brown

vs

The Milwaukee
and St. Paul
Railway Co

John, Sept 30, 1894
W. H. Brown
Clerk

Goods & Mchse
No. 870

DISTRICT COURT,
CARVER COUNTY, MINN.

Frederick Theobald
Plaintiff.

vs.

Joseph Storke
Defendant.

Baxter & Beck
Plaintiff's Attorney.

Defendant's Attorney.

Date of Entry *Sept 15, 1874*

Register of Actions *A* Page *132*

Term Tried *1*

Judgment for *Plaintiff*

Amount of Judgment \$ *57.78*

Date of Judgment *Dec 22, 1874*

Minute Record A Page *412*

Default Judgment Book Page

Date of Docketing *Dec 22, 1874*

Judgment Record Appx 206

State of Minnesota
 County of Carver. I & E De Witt Sheriff of Carver
 County Minnesota do hereby certify and return that on
 the 28th day of October A.D. 1894 I served the within Sum-
 mons on the within named defendant by delivering to
 him in said Carver County personally a true and
 correct copy of the same.
 Executed 11/4/94

F. E. Lee Post
 Sheriff Carver Co.
 Minn.

DISTRICT COURT,

Eighth Judicial District.

County of Carver

Fred Thorsen

vs

Joseph Stock

SUMMONS.

Filed, Dec. 28/94
 J. H. Maguire
 Clerk

Raymond P. Rich
 Plaintiff's Attorney.

Pioneer Print.

STATE OF MINNESOTA.

DISTRICT COURT.

Eighth Judicial District.
County of *Carm*

And *Thobald*
Joseph *Stock*
agent

SUMMONS.

The State of Minnesota, TO THE ABOVE NAMED DEFENDANT:

You are hereby summoned and required to answer the Complaint in this action which has been filed with the Clerk of said Court at Chaska Carver County Minnesota and to serve a copy of your answer to the said Complaint on the subscribers, at this office in *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 take judgment against you for the sum of forty eight and ³/₄ dollars with interest thereon from *Jan 1st* *1878* and the costs of this action

Dated *Sept 16th*

A D. 1874 *Bayard Rich*

Plaintiff's Attorney, *Chaska* Minn.

District Court
Carmar County

Free Theobald

vs
for Stock
Complaint

Filed, ^{clerk} September 15 1898
Guthrie, Clerk
132

Parson & Peck
Plaintiffs Attorneys

State of Minnesota,
County of Carm

Dist Court 8th Dist

Fred Thibault

AGAINST

Joseph Stock

Affidavit of No Answer.

State of Minnesota,
County of Carm

L L Bayler came personally before me, and having been first duly sworn, he doth depose and say, that he is one of the Attorney for the Plaintiff in the above entitled action: That the summons therein was served prior to the 1st day of November 1874

and that no answer or demurrer, or copy of either has been received by the Plaintiff's Attorney in this cause, and prays judgment according to law.

Subscribed and Sworn to before me, on
this 18th day of December A. D. 1874

L L Bayler

Wm. H. Bayler
Notary Public

Dist Court 8th Dist
Carm County.

Against

Joseph Stock

Affidavit of No Answer, &c.

John H. Bayler
Attorney for Plaintiff
Bayler & Co

State of Minnesota,
County of Carn

District Court 8th Dist

Find Throbad

AGAINST

Joseph Stock

Affidavit of Disbursements.

Plaintiff's Costs and Disbursements.

~~Statute Costs,~~ _____ \$

Disbursements.

Affidavits, - - - - -
Sheriff's Fees, - - - - - 1.70
Clerk's Fees to be added, - - - - - 4.25
Total costs \$ 5.95

Amount claimed in Summons.

Principal, - - - - - \$ 48.34
Interest, - - - - - 3.53
Total \$ 51.87

State of Minnesota,
County of Carn } ss.

L L Baxter came personally before me, and having been first duly sworn, he doth depose and say, that he is one of the Attorney of said Plaintiff in the above entitled cause; that the above bill and items of Costs and Disbursements therein, are just and correct, and have been necessarily incurred therein.

Subscribed and Sworn to before me, on
this 18th day of December A. D. 1874

L L Baxter

G. H. Maymühl
Notary Public
Marion, Minn.

St. 78.

[illegible]

My friend: Admiringly
Yours Truly
Henry

John December 22nd 1874
Guthrie, Ark
Chas R

132-

Baxter Road, Camp for
Maitopis, Chudalla

Promising Note

No. 871

DISTRICT COURT,
CARVER COUNTY, MINN.

John Ley

Plaintiff.

vs.

John Frank

Defendant.

Baxter & Beck

Plaintiff's Attorney.

Defendant's Attorney.

Date of Entry. Sept. 17th 1874

Register of Actions. "A" Page 150

Term Tried. 19

Judgment for.

Amount of Judgment \$.

Date of Judgment. 19

Judgment Book. Page.

Default Judgment Book. Page.

Date of Docketing. 19

First State of Minnesota
Leann County
First Court & Case
John Ley

- vs. -
John Grant } Complainant

The Plaintiff: for Complainant
in the above entitled action states
and shws to the Court.

That herebefore on the 1st day of
September 1873. for value received the
said defendant made execution
and delivered to said Plaintiff his
certain promissory note which said
note was in the words and figures
following to wit:

"#250. \$1000000 Sept 1 - 1873.

" One year after date I promise to pay
" to the order of John Ley Two hundred
" and fifty dollars. at the first
" National Bank of Shoshone value
" received with interest at ten per cent
" per annum. That though after the said
" no sum that has been paid, that
" this Plaintiff is now the owner and holder
" of said note.

Plaintiff further says that thereupon
on the 17th day of September 1874 for

John named said defendant
made execution and demand to
this Plaintiff his due bill in
writing in the words and figures
following: Check No 17-1894.

" for John by the sum of five
hundred and sixteen dollars \$516.00
for goods sold and delivered.

John Gravel.

" 3 " That said Plaintiff is now the owner
and holder of said due bill in
writing that this is due this Plaintiff
the sum of five hundred and
sixteen dollars. That no part thereof
has been paid.

Wherefore Plaintiff demands judgment
against said defendant for the
sum of seven hundred and sixteen
dollars (\$796.) dollars and interest
thereon from date hereof with costs
of suit.

Attest
Plaintiff's City
Clerk

Lesse Count
Lesse Count

John Lee

175-

John Lee.

Complaint.

John, Sept 19th and 18th of
Gibbsburg
Chick.

150.

John Lee
Chick. 18th.

District Court.

County of Carver

John Lee

against

John Grant

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 Sept 14th 187 4

J. A. Sargent

Court Commissioner
of Carver County Minn

Filed

Sept 14th

A. D. 187 4

John Grant
Clerk of said Court.

Baxter Peck

Plaintiff Attorney.

Ramaley & Cunningham, Printers and Stationers.

Chas.

State of Minnesota,
County of Leann }

Eastern Court.
8th Judicial District

John Ley
against

John Frank

Affidavit for Attachment.

State of Minnesota,
County of Leann }

John Ley came
before me personally, and being first duly sworn, doth say, that he is John Ley
the 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 Seven hundred

and ninety six Dollars, and the ground thereof
is as follows, that is to say \$2500. Upon a promissory note
dated Sept 1st 1873. due in one year from
date with interest at 10 per cent per annum
the face of said note being \$2500. and
876 when a due bill dated Sept
17th 1874.

Deponent further says that the said Defendant that said Defendant
is about to dispose of his property
with intent to defraud and defraud his
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.

Subscribed and sworn to before me this
17th day of September 1874 }

John Ley

L & Barger
Notary Public
Cannon Co Minn

DISTRICT COURT.

County of Carmen

John Ley Plaintiff

John Leander

Defendant

Undertaking in Attachment.

I approve the within undertaking and the
sureties thereto.

Dated Sept 17th 1874

Wm Sargent
Court Commissioner
Carmen Co Minn

Barth Peck
Plaintiff's Attorney.

15th Charles
Minn.

Hansley & Cunningham, Publishers, St. Paul.

Filed, September 17th 1874
Wm Sargent, Clerk

DISTRICT COURT,
County of Carr }

John Sey Plaintiff

John Frank Defendant

WHEREAS John Sey Plaintiff, has commenced an action by summons for the recovery of money against John Frank the above named Defendant and has made application for a Writ of Attachment against the property of said Defendant in pursuance of the Statute:

NOW THEREFORE, we Geo A Du Toit and Joseph Franken 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 17th day of September 1874

Geo. A. Du Toit
Joseph Franken

State of Minnesota,

County of Carr } ss. Geo A Du Toit
and Joseph Franken

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 17th day of September 1874

L L Baster
Notary Public
Carrico Minn

Geo. A. Du Toit
Joseph Franken