

CASE NO.10

MWZ-ZA-BOM-A-DU

Proceedings of a Military Commission
convened at Camp Release opposite the mouth of
Shippen River by virtue of the following order

Order No 55-

Head Quarters Camp Release
Sept 28 1862-

A Military Commission composed of Colonel
W^m Crooks of the 6th Regiment, Lieut Colonel Marshall
of the 7th Regiment, Captains Avant & Bailey of
the 6th Regiment and Lieutenant Blair of the
3rd Regiment will convene at some convenient
point in camp at 10 o'clock this morning
to try summarily the Mullatto and Indians
a mixed blood or who may be brought before them
by direction of the Col. Commanding and pass
judgment upon them if found guilty of murders
or other outrages upon the whites during the
present state of hostilities of the Indians the
proceedings of the Commission to be returned
to their Head Quarters immediately after their
conclusion for the consideration of the Col. Commanding

The Military Commission will be governed in
their proceedings by Military law and usage.

(Signed)

H. H. Litley

Col. Comdg

Mt. Expedition

Camp Release opposite the mouth
of Chippewa River
Oct. 6th 1862

The Military Commission met pursuant to the
above order

Present

Colonel Brooks 6 th Regt Mich	} Members
Lieut Colonel Marshall 7 th " " "	
Captain Grant 6 th " " "	
Captain Bailey " " " "	
Lieutenant Oliver 2 nd " " "	
Adjutant Henry McPhail Minnesota Rangers	Judge Advocate Recorder

The Commission was there daily from and
Muz-zu-bom-a-du a Sioux Indian was
arraigned on the following charges & specifications

Charge - Murder

Specification 1st In this that the said
Muz-zu-bom-a-du - a Sioux Indian did on
or about the 30th day of August 1862 kill an
elderly woman and child in a garden near
New Ulm Minnesota

Specification 2nd In this that the said
Muz-zu-bom-a-du a Sioux Indian did at various
times and places on the Minnesota Frontier between
the 1st day of August 1862 and the 28th day of September
1862 with and participate in the Murders & Robberies com-
mitted by his tribe on the white citizens of the United States

Witness
Godfrey (Reynolds)

By order of Col H. H. Sibley

Conrad Will Execution
H. Fowler
H. Col J. M.

The foregoing charge being read to the prisoner
and he asked what he had to say to the answer

I am not guilty - Ever since I
remember I have been a friend to the white

An old Indian had a medal which he gave
me with good advice which I have always followed

Since the treaty of 1851 I have always lived
with my family near Kinnick. I was coming up
to get my annuities at the time of the outbreak

I wanted to go to Winona again but I
was afraid the Indians would take me and
kill me I call God to witness that I have
not killed or shot at a white man -

My father and all the family were all killed
by the Chippewas but I have heard my
father say that he never killed or abused a
white man - I am short sighted & never even
hunted ducks I was compelled to go to several
battle fields I was near Riv. when cutting
Kinnick when I heard of the outbreak

I went to the Indian agency after the outbreak
but got nothing for my share I was going
along with a load of Kinnick I saw the
Indians with Mary Swan & Miss Melleans &
I saved their lives I have a niece a

member of the Church at the Indian Agency

I took Miss Swan to her & she has kept her

When Patwell was killed I was not with
the party but heard the firing then the
Kinnick from my back & ran up

I stopped them from killing the women

I left the women at Wacoutas house - the
next morning I got her I know where the Broadens House is

Gotfry being duly sworn says - I know the prisoner. This Indian killed an old woman and two children. They were going into a garden when she fired on them - It was near the Travellers Home near New Albin - I saw the Indians fire at the old woman & saw her fall. He then jumped into the garden & kicked the children down. I didnt see him kill the children. I was in the wagon at the time. This took place on the first day they commenced killing the whites. I said him again ^{but} he didnt say he had killed any whites. If a man enters the house of enemies the Indians give him the name of killing many if men are killed there.

The prisoner further states that what Gotfry states is not true. I met Gotfry at the Travellers Home. I heard Gotfry had not killed any. I met Gotfry and his party near the Travellers Home. I didnt stop with them but went up near where they killed Patvill. I saw no whiskey. I had a face gun when we met soldiers on the bridge & Indians go off.

I was in the front wagon. I crossed the bridge when the soldiers were shot on foot. I was not there when the soldier was killed.

The Court find the prisoner guilty and sentence him to be hung by the neck until he is dead.

And thereupon the case being closed
the Commission was cleared and proceeded
with their finding and sentence,

The Military Commission after
due deliberation find the prisoner
the said Muz-zu-bon, a - du
a Sioux Indian, as follows -

Guilty of the Specification -
Guilty of the charges, and
sentence him to be hung by the
neck untill he is dead -

Wm Crooks

R. C. Chittell; 3rd Minn Vol's }
Judge Advocate Mil. Com. } Pres. Mil. Com.

J. D. O'Rand

Recorder -

Charges testimony &c

Q

Muz-ga-bom-a-di,

Sentence & to be hung.