

CASE NO. 12

WA-HO-HUD

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

Order No 55

Head Quarters Camp Release
September 14th 1862

A Military Commission composed of
Colonel Wm Crooks of the 1st Regiment Lieut Col
Marshall of the 7th Regiment Captains Grant
and Bailey of the 1st Regiment and Lieutenant
Olson of the 3^d Regiment, will convene at
some convenient point in camp at 10
O'clock this morning to try summarily
the Maultto and Indians or mixed bloods
who may be brought before them by direction
of the Colonel Commanding 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 these Head Quarters
immediately after their conclusion for the
consideration of the Colonel Commanding

The Commission will be governed
in their proceedings by military Law and
usage

H. H. Libbey

By order of the Colonel Commanding
Military Expedition
Signed

Wm Crooks

Camp Release opposite the
mouth of the Chippewa River

October 3rd 1862

The military commission met
pursuant to the above order

Present

Colonel Crooks	1 st Regiment	M V
Lieut Col Marshall	7 th	" "
Captain Grant	1 st	" "
" Bailey	1 st	" "
Lieut Oles	{ 3	

Judge Advocate	
Adjutant General	McPhails Mounted
Rangers	Recorder

The military commission was then
duly sworn and Ma - ha - ha
a Sioux Indian was
arraigned on the following charges and
specifications by

2

Charge & Specification against Wa-ho-lma a Sioux
Indian

Charge
Murder

Specification In this that the said Wa-ho-lma a
Sioux Indian did at New Ulm or at, or near Fort
Ridgely Minn: on or about the 25th day of August 1862
kill a Soldier of the United States Army named
Richardson,

Charge 2nd

Spec Making War upon the Citizens of the United
States,

Specification, In this that the said Wa-ho-lma
a Sioux Indian as above did between the 18th day of Aug^t
1862 and the 28th day of Sept 1862 participate in the
various onslaughts and murders of the white Citizens
of the United States committed by the war parties of
his tribe on the Minnesota Frontier,

Witness
David Haribault

By order of Col A. A. Sibley
Comd^g Mil Expedition
Sgt Howle
Sgt J. R.
A. A. S.

The prisoner being asked whether he was guilty or not guilty

Says

I am not guilty

I have been in 3 battles - have shot at white people, but I mean to take good aim

I was threatened by the Indians if I did not go - I don't remember of having killed a white man - If I had I would be with Little Crow - at the battle of Bird Creek, I was below the Fort with a party to take horses - the Indians killed me and ~~two~~ ^{one} alias, I have stolen horses, and I tell you I fired at white men in battle. the Indians gave me powder and ball & the soldiers made me go.

David Humboldt says being ^{dead} ~~prisoner~~ says - I heard him say to another Indian that Richardson was coming on horse back and they shot him off his horse & wounded him and then tried to get some news of him & after they got it - they shot him dead - It was near the Fort or near him - The man said ~~now~~ ^{now} you have got the news. let me go, and he shot him - the prisoner shot him - I heard him say so soon after the battle at Humboldt I don't recollect the time.

The prisoner further says that he joined the rebellion only after the outbreak.

The case being closed, the commission was then cleared and proceeded with their finding.

The military commission after due
deliberation on the foregoing, finds the prisoner
the said Ma-hu-hu a sane Indian as follows

Guilty on the specification

Guilty on the charge

and sentenced ^{him} to be hung by the neck
until he is dead

L. B. O'Keefe.

Recorder.

Wm Crooks

Col. 6th Min. Vols.

R. C. Olin Lt. 3rd Min. Vol.
Judge Advocate Mil. Com.

Pres. Mil. Com.

No 12

Charge, testimony &c.

Dr.

Ma-hu-hu

Sentenced to be hung.

No.

Charges and Specifications
against ^{hwa} Ma-ho ~~ind.~~

Charge 1st

Murder

Charge 2nd

Making war upon Citizens
of the United States