

CASE NO. 225

TOOW-KAN-KAY-YAG-E-NA-JIN

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

Order } H. H. Camp Release Sept. 28th 1862
 No 55 } A Military Commission composed of Col. Brooks
 6th Reg, Lt Col. Marshall 7th Reg, Captain Grant Bailey
 6th Reg and Lieut. Hens 3rd Reg. will convene at some
 convenient point in camp at 10 O'clock A.M. to try
 summarily the Mulatto and Indians or Mixed Bloods
 now prisoners, or who may be brought before them by
 direction of the Col. Commanding, and pass judgement upon
 them if found guilty of Murders or other outrages upon
 the Whites, during the present outrage of the Indians.
 The proceedings of the Commission to be returned to them
 H. H. immediately after their conclusion for the con-
 sideration of the Col. Commanding

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

(Adj.) H. H. Sibbey
 Order } H. H. Camp Release Oct. 15th 1862
 No 65 } II. The Military Commission whereof Col.
 Brooks 6th Reg. M. V. is President, will reconvene tomorrow
 at 10 O'clock or as soon thereafter is practicable and
 proceed with the business before it.

III. - Lt Col. Marshall 7th Reg. M. V. being absent
 on duty Major Bradley of same Reg. is hereby detached
 to fill the vacancy thus occasioned

By order of Genl H. H. Sibbey

Lt. H. H. Sibbey

H. H. Sibbey

H. H. Sibbey

Camp Lily Lower Agency
October 30th 1862

The Military Commission must have been the order
Present

Colonel Brooks	6 th Reg. M. V.	} Members
Major Bradley	4 th " " "	
Captain Grant	6 th " " "	
Bailey	4 th " " "	} Judge Advocate
Lieut. Clin	3 rd " " "	
Adjutant Harold McPhail	W. T. A.	
Rangers		} Recorder

The Commission was then duly sworn and
Tann-Kan-Ko-yug-e-na-jin a Sioux Indian was ar-
-raigned on the following Charge & Specification

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Head Quarters

Camp Sibley 29th Oct
1862

Charge & Specification against
Toon-han-ko-yag-e-na-jin

Charge Participation in the
murders robberies & outrages com-
mitted by the Sioux Tribe of Indians
on the Minnesota Frontier

Specification In this that he
the said Toon-han-ko-yag-e-na-jin a Sioux
Indian did join with & participate
in the murders robberies & outrages
committed by the Sioux Tribe of
Indians on the Minnesota Frontier
between the 18th day of August
1862 and the 28th day of September
1862 and particularly in the attacks
at the Fort. New Ulm Mouth Lake
& Wood Lake

Witness

Mark Graham

David Furibault

H. H. Sibley

Brig Genl Comd

Prisoner states ^{I fired at me after} (After Hamblum
testified) he says - I did not fire,
I could not fire my gun off -

David Hamblum sworn - says -
Prisoner was off to the big room
Halls. when a white man was killed
Prisoner - He was on horseback
running after him -

S.

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

The Military Commission
after due deliberation on the foregoing
found the prisoner the said Toon-Kan-Ko-
yag-e-na-jin a Sioux Indian as follows
guilty of the Specification
guilty of the charge
and sentence him to be hanged by
the neck until he is dead

L. J. O'Keefe
Recorder -

Am. Corrooks
Col. C. H. Minnols
Pres. of Mil. Com.

R. C. Abin Lt. 3rd Minn. Vol.
Judge Advocate Mil. Com.

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Charge Testimony &c
By

Juan-Kan-Ka-yag-e-na-jin

Seutae to be hung

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