

CASE NO. 264

PA-ZA-KOO-TAY-MA-NE

Proceedings of a Military Commission convened
at Camp Release opposite the mouth of Chippewa Riv-
er in accordance of the following order

Order No 33

Head Qrs Camp Release Sept 28th 1862

A military commission composed of
Col W. Crocker of the 1st Regt Lt Col Marshall of the 7th
Regt Captains Grant & Bailey of the 1st Regt and
Lt Allen of the 3rd Regt will convene at some
convenient point in camp at 11 A.M. to
that morning to try summarily the Menette
and Indians or mixed bloods who may be
brought before them by direction of the Colonel
Commanding, and pass judgement 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 these Head Qrs
immediately after their conclusion for the
consideration of the Col Commanding

The commission will be governed
in these proceedings by Military Laws and usage
H. H. Sibley

Col George Miller Esq

Order {
No 15

Head Qrs Camp Release Oct 15th 1862

I The Military Commission which Col
W. Crocker 1st Regt Minn Vols is President will ^{some} ~~begin~~
commence at 11 A.M. or as soon thereafter as
as practicable and proceed with the business
before it

II Lt Col W. R. Marshall 7th Regt Min Vols
being absent on duty Maj. Geo Bradley of the same
Regt is hereby detailed to fill the vacancy thus
occasioned

By order of Gen H. H. Sibley
S. H. Furler
Lt Col
A. A. A. G.

Camp Sibley Sioux Agency
October 1862

The Military Commission met
pursuant to the above order

Present

Coland Crooks 1st Regt M V

Maj Bradley 7th " " "

Capt Grant 1st " " "

Bailey 1st " " "

Lt Olsen } 3rd " " "

Judge Advocate

Acgt Heard McPhails }
Mounted Rangers Records }

The Military Commission was then
duly sworn and Pa-ba-Koo-tay-ma-me
a Sioux Indian was arraigned on the following
charge and specification viz

264-11
Head Quarters Camp Sibley
29th October

Charge & Specification against
Pa-ga' Koo-tay-ma-ne

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

Specification In this that he the
said Pa-ga' Koo-tay-ma-ne 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 &
particularly in the Battles at the Fort
New Ulm Birch Creek & Wood Lake

Witnesses
John Moor
Thomas Robertson
Alfred Laporte

W. H. Sibley
Brig Genl Commanding

1864.

Primer states - I was
not at the battle of the Fort - I was
not at either battle of the Fort - I
was not at New Year - I was con-
tained me not to go anywhere and I
didn't go - I have a gun -
I never went on a war party -

Thos Robertson says -
I haven't seen this Indian
any where -

Alexis La Fumbarie - says -
I have ~~was at~~ heard him,
(Primer) say he was at the Big
Moose, when the Indians broke out
and that on his way back ^{where} he
got to Rice Creek he heard about
it - That he then turned back
with others and followed a
train with 8 men in it and
shot into them and killed them.
He told me this back of Mrs Riggs -
He said "we overtook them and killed them."

Primer says -
I don't recollect of ^{telling} ~~hearing~~ anything
what witness say -

John Moore, sworn, says —
I heard the prisoner
was out at the Big Woods when
the troubles commenced —

Prisoner states —
I never said I was alone,
I said the party told me there
were ten who fired into the
party and killed them —

And thereupon the case being closed
the Commission was cleared and pro-
ceeded with their finding and sentence,

The Military Commission after
due deliberation on the foregoing, find
the prisoner the said Pa-ga-Roo-tay-ma
ne, a Sioux Indian, as follows.

Guilt of the Specification
Guilt of the Charge
and sentence him to be hanged by the
neck until he is dead.

Am. Crooks

Cvt. Col. Alvin. Tols. —

Pres. Abie. Carr, —

R. C. Alvin Lt. 3rd Minn. Vol's

Judge Advocate Mil. Com.

I also heard —
Reender —

+ 214

Charge Sestring De
Vs

Pa-ge-Hor-tay-ma-ne

Sentence to be hung

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