

CASE NO. 4

TAZOO

4
- 9 -

Proceedings of a military Commission
convened at Camp Release opposite the mouth
of Clippewa River by virtue of the following
order viz -

Order no 55.

Head Quarters, Camp Release
September 28th, 1862

A military Commission, composed
of Colonel M Brooks of the 6th Regiment
Lt. Col Marshall of the 7th Regiment
Captains Grant and Bailly of the 6th
Regiment, and Lieutenant Allen of the
30th Regiment will convene at some
convenient point in Camp at 10 o'clock
this morning to try summarily the mul-
latos, and Indians, or mixed bloods,
who may be brought before them by direc-
tion of the Colonel Commanding, if found
guilty of murders, or other outrages upon the
whites during the present state of hostili-
ties of the Indians, the proceedings of
the Commission will be returned to these
Head Quarters, immediately after their
conclusion for the consideration of the
Col. Commanding.

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

(Signed) H. H. Sibley
Colonel Commanding
Military Expedition

Camp Release opposite the
mouth of the Olipheena River

1862

The Military Commission met pursuant to the above order -

Present,

Col. Brooks, 6th Regt. M.V.	} Members.
Lt. Col. Marshall, 7th " " "	
St. John Capt. Grant, 6th " " "	
Capt. Bailey, 6th " " "	
St. John " 3d " " "	} Judge advocate.
Adjutant Heard, McPhail, Mounted -	
Rangers -	Recorder -

The Commission was then duly sworn and Luzo, alias Ptan-doo-to, a Sioux Indian was arraigned on the following charge and specification.

Charges and specifications against Luzo, alias Ptan-doo-to, a Sioux Indian.

Charge 1st -
Murder -

Specification. In this that the said Luzo alias Ptan-doo-to, a Sioux Indian, did on or about the 28th day of August 1862, kill, or by his presence, or agency, aid abet in the killing of Francis Patoille and Mary Anderson, two white citizens of the United States - This between Fort Ridgely and New Ulm, Minnesota,

- Charge 2nd -
Rape

Specification - In this that the said
Lazo, alias Plan-dov-tu, a Sioux
Indian, did, on or about the 18th day
of August 1862, and at various other
times between the said 18th day
of August 1862, and the 28th day of
September 1862, ravish Mattie Williams
a white woman and a prisoner in
the hands of the Sioux Tribe of Indians.

By order of Col. A. A. Lively
Comdg Mil. Co.
L. H. Fowler,
A. A. A. G.

Witnesses

- Mary Green

Mattie Williams

And then in answer thereto the
prisoner made the following state-
ment -

I have had sore eyes for two
years, and am not able to shoot at any
thing - I was camped 3 miles below
the Fort this side of the River - I
am a professional juggler and a
young girl came to me -

I am not able to
hunt any and on this account have
been planting -

All the settlers around
New Nem have kept me from starving.

Some young Indians came down
there the morning of the outbreak
and told me that the Indians ^{Traders} at
the Lower Agency ^{had been rigged} and I followed
them down towards New Nem -

On the way down I saw two loads
of Indians going towards New Nem
and when I went as far as the Greeny
("Travellers Home") I met 3 wagon
loads of Indians coming back -

When they met me they told me
to get in, and I got in - I came
along with them, and when they got opposite
La Framboise's house, met these ladies
(Miss Williams and Miss Swan)

I heard the Indians say there
was a load of white men and women
coming down and I jumped off - I
ran towards the others and I heard a

shot and saw them running off - There were 3 ladies running off and others and I told them to stop firing - that if they killed white women I would kill one of them - that they should take them prisoners - Saw 2 Indians catch hold of Miss Williams and one hold of Miss Swan - If it hadnt been for me these young ladies would have been killed - Ma-zee - he took Miss Swan by the arm - He is here; one of the Indians who had hold of Miss Williams was killed at the last battle.

The name of the other is Hapan, (the son of Ea-chaan - Waan-see) This is all I know. I was blind and I didnt go anywhere - I know this woman, (Miss Williams) If this woman is living now and is about to see her relatives I am the cause of it - I ravished her - She was not willing and I desisted. I tried to sleep with her twice, but she was too young - The negro was in the middle wagon with my party -

And thereupon Mattie Williams, a witness on the part of the prosecution, being before the Commission was duly sworn and testified as follows -

The prisoner committed the crime charged against him upon me -

5
He repeated it - He was of the party who
killed Patrice - He took me and tied my
arms when we were taken - He was
engaged with the party in their designs.
He helped to plunder

Many Swan, another witness on the
part of the prosecution, being in Court
and duly sworn, says;

I was one of the
party when Patrice was killed - This
indian was one of those who attacked
us -

And thereupon the Court found
the prisoner Commifion was cleared
and proceeded to their finding and sentence.

The Military Commission after
mature deliberation on the testimony
adduced find the prisoner as follows -
Guilty of the specification of the 1st Charge
Guilty of the first Charge -
Guilty of the specification of the 2nd charge
Guilty of the 2nd charge - and do
thereupon sentence him the said La zoo
alias Pan-doo-ta - to be hanged by the
neck until he is dead

J. D. Heard

Recorder

R. C. Clin Lt. 3rd Minn Vol

Judge Advocate Mil Com

Am. Crook

Col. 1st Minn. Vols.

Pres. Mil. Com.

4 P

Charge, testimony re

Ans.

Jazvo, alias, Nam-dwale.

Sentences to be hung.