

No. 24. HA-PAN.—Confessed that he was in all the battles and at the murder of Mr. Patville, and that he aided in taking a white woman (Miss Williams) prisoner.<sup>1</sup>

## Trial Record October 1862

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

Head Quarters Camp Release

A Military Commission composed of Colonel Wm Crooks of the 6<sup>th</sup> Reg., Lieut. Col. Marshall of the 7<sup>th</sup> Regiment, Captains Grant & Bailey of the 6<sup>th</sup> Reg. And Lieut. Olin of the 3<sup>rd</sup> Reg. Will convene at some convenient point in camp at 10 o'clock this morning 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 judgment upon them, if found guilty of murder 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 Col. Commanding.

(Signed) H. H. Sibley  
Colonel Commanding  
Camp Release opposite the  
Mouth of Chippewa River, Minn.

The Military Commission met pursuant to the above order-

Col. Crooks – 6<sup>th</sup> Reg. M. V.  
Lt. Col. Marshall, 7<sup>th</sup> Regt. M.V.    Members  
Capt. Grant, 6<sup>th</sup> Regt. M.V.  
Capt. Bailey, 6<sup>th</sup> Regt. M. V.  
Lt. Olin – 3<sup>rd</sup> Regt. M. V., Judge Advocate  
Adjutant Heard – McPhail's Mounted Rangers – Recorder

The Military Commission was then duly sworn and (Hapan) son of E-a-chan-mo-ni, a Sioux Indian was arraigned on the following charge and specifications

Charge and Specification against Ha-pan, son of E a chan mo ni, a Sioux Indian –

Charge

Murder

Specification – In this that the said Ha-pan, a Sioux Indian, did on or about the 18<sup>th</sup> day of August 1862 participate in the murder of Francis Patville, a white

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citizen of the United States between Fort Ridgely and New Ulm, Minnesota.

Charge 2 – Participation in the murders and robberies committed by the Sioux tribe of Indians on the Minnesota frontier.

Specification – In this that the said Ha-pan, a Sioux Indian, did between the 18<sup>th</sup> day of August 1862 and the 28<sup>th</sup> day of September 1862 join with and participate in the various murders and robberies committed on the white citizens of the United States residing on the Minnesota Frontier.

[By order of, etc.]

Witness

Ta-zoo

Indian

The charge and specifications being read to the prisoner & he asked what he had to say –

Answered

I have been in all the fights. I don't remember of killing a white man and that is the reason I am here. I was at the Patville murder and caught hold of the woman, Tazoo had hold of - to save her life. I saw the woman in camp – she was the same one Tazoo had hold of (Miss Williams). I got this ring of Hun-re-re-ne.

Ta-zoo states (not on oath) I know Ha-pan. He was out hunting &

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joined the party at the time of the Patville murder. I & prisoner were in the hind wagon – when we saw the white people coming we all jumped out & ran towards them. When we go up the firing had commenced. The prisoner didn't go to where Patville was killed, but ran after a girl & caught her by the arm. Another Indian (my brother-in-law) had her by the other arm.

And thereupon the Court ~~found the prisoner guilty & sentence him to be hung by the neck until he is dead~~ was cleared and proceeded with their finding and sentence.

The Military Commission, after due deliberation, find the said prisoner as follows –

Guilty of the specification.

Guilty of the charge, and sentence him to be hung by the neck until he is dead.

[Signatures of Mil. Com]<sup>2</sup>

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## Riggs Synopsis December 1862

12. Hapan. —*Second Child if a son*—says he was not in the massacres of New Ulm nor the Agency. He was with the company who killed Patwell and his companions. He took one of the women. O ya tay wa killed Patwell.<sup>3</sup>

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<sup>1</sup>Whiting-Ruggles Report to Abraham Lincoln December 5, 1862.

<sup>2</sup>Dakota Trials Records. Microfilm and holograph records in Center for Legislative Archives, U.S. Senate Records, National Archives. Transcription by Walt Bachman. See corresponding digitations of microfilm by John Isch.

<sup>3</sup>*Mankato Independent* December 26, 1862, “Confessions of the Condemned” p. 2. Editorial introduction reads: “Rev. S. R. Riggs has kindly prepared for us the following synopsis of conversations held with each one of the condemned prisoners, wherein is contained much interesting information.”