

INDICTMENT RECORD.

5706

The District Court for the County of St. Louis and State of Minnesota.
THE STATE OF MINNESOTA,
vs.
Lawrence Brotherton

ELEVENTH JUDICIAL DISTRICT

Lawrence Brotherton is

ACCUSED by the Grand Jury of the County of St. Louis, Minnesota, by this indictment of the crime of Instigating a Riot, committed as follows, to-wit: the said Lawrence Brotherton, John Doe, Richard Committed as follows: -The said

----- on the ----- day of -----
A. D. 1920 at -----

in the County of St. Louis and State of Minnesota. Roe, and divers other persons to the number of three and more, whose true names are to this Grand Jury unknown, having assembled on the fifteenth day of June, A. D. 1920, at the City of Duluth, County of St. Louis and State of Minnesota, for the purpose of obstructing one Oscar Olson, a public police officer of the said City of Duluth and State of Minnesota, and divers other public police officers of said city and state, whose true names are to this Grand Jury unknown, in the performance of certain of their duties, to-wit: the duty of safeguarding and retaining in their custody certain persons, to-wit: one Isaac McGhie, one Elmer Jackson and one Eli Clayton, which said persons were then and there in the custody of the said police officers, and then and there confined in certain property of the City of Duluth, to-wit: in that certain building situated on East Superior Street, in the said city, county and state, and commonly known as the Police Headquarters of the City of Duluth, a more particular description of which said property and building is to this Grand Jury unknown, and the duty of protecting from damage and destruction the said property and building, and the said persons being then and there assembled for the further purpose of damaging and destroying said property and of breaking into said building, and of taking therefrom and from said custody, and of assaulting and killing the said Isaac McGhie, Elmer Jackson and Eli Clayton, the said Lawrence Brotherton did then and there wrongfully, unlawfully, wilfully, feloniously and riotously instigate, promote and aid the said John Doe, Richard Roe, and said divers other persons to the number of three and more, then and there present and participating in said assembly, to a disturbance of the public peace by the use of force and violence to certain other persons and property, to-wit: to the said Oscar Olson and said divers other police officers, to the said Isaac McGhie, Elmer Jackson and Eli Clayton, and to the said property of the City of Duluth; and the said John Doe, Richard Roe, and said divers other persons to the number of three and more so assembled, and so instigated, promoted and aided, did then and there disturb the public peace by use of force and violence to certain other persons and property by then and there striking and hitting the said Oscar Olson and the said other public police officers with bricks, stones, sticks, streams of water and divers other weapons, a more particular description of which said weapons is to this Grand Jury unknown, and by directing and throwing against and striking with bricks, stones, sticks, poles, rails and streams of water the said Isaac McGhie, Elmer Jackson and Eli Clayton, and shooting the doors of said building with rails, timbers, poles, hammers and divers other instruments to the Grand Jury unknown, and by taking from the said building and by assaulting and killing the said Isaac McGhie, Elmer Jackson and Eli Clayton,

ENDORSEMENTS.

THE DISTRICT COURT,

For the County of St. Louis and State of Minnesota.

ELEVENTH JUDICIAL DISTRICT.

THE STATE OF MINNESOTA
vs.

Lawrence Brotherton

INDICTMENT

"A TRUE BILL"

W. J. McCabe
Foreman of the Grand Jury.

Presented to the Court in open Court by the Foreman of the Grand Jury, in the presence of the Grand Jury and filed with the Clerk this 13th day of July 1920

J. P. JOHNSON,
Clerk.

By W. E. Wasson,
Deputy.

Warren E. Greene
Counsel Attorney.

Contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the State of Minnesota.

Dated at Duluth, in the said County of St. Louis and State of Minnesota, on the this 1st day of July A. D. 1920

Witnesses Examined before the Grand Jury:

John Hammerberg

Lester Smith

John C. Brown

Earl J. Benoit

W. J. McCabe

Foreman of Grand Jury.

STATE OF MINNESOTA.
COUNTY OF ST. LOUIS.

DISTRICT COURT ELEVENTH JUDICIAL DISTRICT.

I HEREBY CERTIFY That I have compared the foregoing with the original indictment, and also the endorsements, thereon found by the Grand Jury of said County on the 1st day of July 1920, against Lawrence Brotherton and presented to the Court in open Court by the Foreman of the Grand Jury, and filed on said 13th day of July 1920, and that the same is a true and correct copy thereof.

J. P. JOHNSON, Clerk

By M. M. Fennell, Deputy