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IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA FOR THE WESTERN DISTRICT OF MISSOURI.

WESTERN DIVISION.

November Term, 1927.

WESTERN DISTRICT OF MISSOURI,

SS INDICTMENT

WESTERN DIVISION.

COUNT I.

The grand jurors of the United States of America, duly and legally chosen, selected, summoned and drawn from the body of the Western Division of the Western District of Missouri, and duly and legally examined, empaneled, sworn and charged to inquire of and concerning crimes and offenses against the United States of America in the Western Division of the Western District of Missouri, upon their oaths present and charge that on the 25th day of November, 1927, at Number 518 East 5th Street, in Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, within the jurisdiction of this court and within the Sixth Internal Revenue District of Missouri, JOE DI GIVONNI did unlawfully, wilfully, knowingly and feloniously have in his possession and under his control a certain distilling apparatus suitable for the distillation of alcoholic spirits, towit, a whiskey still of 250 gallon capacity, set up; and the grand jurors aforesaid, upon their oaths aforesaid, further present and charge that the said Joe DiGivonni had not then and there nor theretofore registered the said still and distilling

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apparatus with the Collector for the Sixth Internal Revenue District of Missouri, as was required by law; Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the United States of America.

COUNT II

And the grand jurors aforesaid, upon their oaths aforesaid, further present and charge that on the 25th day of November, 1927, at Number 518 East 5th Street, in Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, within the jurisdiction of this court and within the Sixth Internal Revenue District of Missouri, JOE DI GIVONNI did then and there unlawfully, wilfully, knowingly and feloniously engage in and carry on the business of a distiller and did operate a distillery for the purpose of distilling alcoholic spirits, with the intent to defraud the United States of America of the tax on the spirits distilled by him, and did then and there unlawfully, wilfully and feloniously carry on the business of a distiller without having given a bond as required by law; Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the United States of America.

COUNT III

And the grand jurors aforesaid, upon their oaths aforesaid, further present and charge that on the 25th day of November, 1927, at Number 518 East 5th Street, in Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri,

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within the jurisdiction of this court and within the Sixth Internal Revenue District of Missouri, JOE DI GIVONNI did unlawfully, wilfully, knowingly and feloniously, on premises other than a distillery duly authorized according to law, to wit, at a dwelling house located at Number 518 East 5th Street, in Kansas City, Jackson County, Missouri, make possess and ferment a quantity of mash fit for distillation and for the production of alcoholic spirits, to wit, 2000 gallons, more or less, the exact amount of said mash being to the grand jurors unknown; Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the United States of America.

Harry L. Thomas
Assistant United States Attorney

A TRUE BILL:
J. C. Gilmer
Foreman of the Grand Jury.

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No. 8550

UNITED STATES DISTRICT COURT
WESTERN District of MISSOURI
WESTERN Division

THE UNITED STATES OF AMERICA
vs.
JOE DI GIVONNI

INDICTMENT

Sec. 3256 ETC. R. S.

A true bill,
J. C. Gilmer
Foreman

FILED

APR 25 1928
EDWIN R. DURHAM CLERK,
BY E. O'KEEFE DEPUTY