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IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA FOR THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION
Term, 1928.

WESTERN DISTRICT OF MISSOURI,
SS INDICTMENT.
WESTERN DIVISION.

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, 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, on their oath present and charge that on the 10th day of December 1928, at 1847 East 7th 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 DiGovanna 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 gallons capacity, set up; and the grand jurors aforesaid, upon their oath aforesaid, further present and charge that the said Joe DiGovanna had not then and there nor theretofore registered the said still and distilling 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.

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COUNT II

And the grand jurors aforesaid, upon their oath aforesaid, do further present and charge that on the 10th day of December 192 at 1847 East 7th 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 DiGovanna 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, 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.

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COUNT III

And the grand jurors aforesaid, upon their oath aforesaid, do further present and charge that on the 10th day of December 1928 at 1847 East 7th 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 DiGovanna 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, 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.

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COUNT IV

And the grand jurors aforesaid, upon their oath aforesaid, do further present and charge that on the 10th day of December 1928, at 1847 East 7th 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 DiGovanna did unlawfully, wilfully, knowingly and feloniously, on premises other than a distillery duly authorized according to law, towit, at a dwelling house located at 1847 East 7th 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, towit, 300 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.

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COUNT V

And the grand jurors aforesaid, upon their oath aforesaid, do further present and charge that on the 10th day of December 1928 at 1847 East 7th 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 DiGovanna did unlawfully, wilfully, knowingly and feloniously use in a dwelling house located at 1847 East 7th Street in Kansas City, Jackson County, Missouri, a distilling apparatus suitable for the distillation of alcoholic spirits, towit, a 75 gallon whiskey still; and the grand jurors aforesaid, upon their oath aforesaid, further present and charge that the said Joe DiGovanna did use the still and distilling apparatus as aforesaid for the distillation and manufacture of alcoholic spirits; 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.

A True Bill

Charles Herndon

Foreman Grand Jury

B. L. Rinchart

Assistant U. S. Attorney

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No. 9129

UNITED STATES DISTRICT COURT
WESTERN District of MISSOURI
WESTERN Division

THE UNITED STATES OF AMERICA
vs.
Joe DiGovanna

INDICTMENT
Violation of Sec. 3258,
3281, 3282 and 3266, B. S. of
U. S.

B. L. Rinchart
Asst. U. S. Atty.

A true bill,
Charles Herndon
Foreman.

FILED
FEB 15 1929
EDWIN R. DURHAM, CLERK
BY E. O'Keefe
DEPUTY

WITNESSES:
R. M. Shamwell
Dorus Roderick
R. R. Lashbrook