

Standard Form For Members of the Legislature

Name of Representative _____

Senator Karner

John Wesley - Represented Appomattox, Wayne and Sebastian Counties, Iowa

1. Birthday and place 6 June 1827

Clarke County, Ohio

2. Marriage (s) date place

Mary Thayer Martin

11 Dec 1851

Piqua, Ohio

3. Significant events for example:

A. Business He practiced law for 47 years; he was admitted to the bar in 1851

B. Civic responsibilities _____

C. Profession Attorney

4. Church membership _____

5. Sessions served 6th and 7th General Assemblies 1856 and 1858

6. Public Offices

A. Local He was Prosecuting Attorney of the 13th Judicial District of Iowa for 8 years

B. State Member of the Constitutional Convention that framed the Constitution for Iowa

C. National _____

7. Death 2 Apr 1906 Piqua, Utah; buried Piqua City Cemetery, Piqua, Utah

8. Children William P., Bronville Sylvester, Madelon Martin, John H., Edwin B., Eva J., William S.

9. Names of parents John H. and Elizabeth (Nickell) Karner

10. Education He received a common school education

11. Degrees

12. Other applicable information

Democrat

- He moved to Colorado in 1873 where he practiced law at Aspetta, Center County, Colorado
- He moved to Salida, Colorado in 1890 where he became the county judge of Chaffee County, but had to resign because of the high altitude
- He moved to Park, Utah in 1894 and began practicing law with his son.
- Military service - Civil War - 3rd Cavalry, Company M, attained rank of Captain resigned 6 Feb 1862
- He taught school in his young manhood.
- He read law for 4 years

J. W. WARNER DEAD.

Veteran of the Civil War Passes Away
Aged 76 Years.

(Special to the "News.")

Provo, April 2.—John W. Warner, a veteran of the Civil war, died here this morning of an affection of the heart, from which he had been suffering for several weeks. Mr. Warner was a native of Ohio. During the Civil war he was captain of company M, Third Ohio Cavalry. In '74 he moved to Colorado. He came to Provo about six years ago, and was well known and respected here. He is survived by a wife and several children. Among the latter is Judge M. M. Warner of Salt Lake.

BIOGRAPHICAL RECORD.

Creek. He went through all the trouble during the invasion by Johnston's army and stood as a guard at Loss Creek. He had some exciting experiences with drunken soldiers, but escaped without serious injury. Later he engaged in the Indian wars, and is a member of the Black Hawk Veterans' Association.

Mr. Vincent has held a number of offices in the Church, being a member of the Elders' Quorum of the Second Ward, and assisted in building the Stake Tabernacle, and Ward meeting houses. As a private citizen he has always stood high in the estimation of those who know him, and has led a most honorable and exemplary life.

In 1881, Mr. Vincent was called on a mission to Arizona, laboring in St. Johns, but was there taken sick, and not being able to remain in that country, he went to the Salt River Valley and completed his labors.



M. WARNER has only been a resident of Utah for a little more than ten years, but during that time has built up a most promising and lucrative practice as an attorney.

Mr. Warner is a native of Iowa, born in Leon, Decatur County, June 12, 1856, and the son of John W. and Mary W. (Martin) Warner. John W. Warner was also a lawyer, and in his younger days one of the most prominent and influential attorneys in the State of Iowa. He was a member of the Constitutional Convention that framed the Constitution for that State, and in 1873 moved to Colorado, where he entered upon the practice of his profession at Rosetta, Custer County, moving from there to Salida in 1890, where he became County Judge of Chaffee County, and held the office until obliged to resign on account of the high altitude. He came to Provo in 1891 and again took up active practice, associating himself with his son. The elder Mr. Warner was at one time for a period of eight years Prosecuting Attorney of the Thirteenth Judicial District of Iowa, and has been in active practice of the law for forty-seven years.

Our subject was the third in a family of six children, and obtained his early education from

the public and high schools of Leon, Iowa, reading law in the office of his father, and later took a course of eighteen months in the law department of the University of Wisconsin, at Madison. He then went to the Northwest country, following the line of the railroad and located at Aberdeen, Brown County, and for two years remained in the office of Judge M. J. Gordon, practicing in the courts of Dakota, and in 1882 was elected City Attorney of Frederick, in the same county, holding that office continuously until 1888. In that year he moved to Aspen, Colorado, and there received the appointment of Deputy District Attorney for the Ninth Judicial District of Colorado, filling that position for two years, when he resigned and came to Provo, since which time he has enjoyed a growing and lucrative practice. He has devoted himself principally to criminal practice, and cases involving litigation over water rights. In 1892 he made quite a reputation as a criminal lawyer in the case of Enoch Davis, tried in Uintah County for murder. Mr. Warner carried the case to the Supreme Court of the State twice, and finally went to the United States Supreme Court. His method of handling the case elicited warm praise from his fellow practitioners. He has always had a good practice in the Fourth, Fifth, Sixth and Seventh Judicial districts.

In July, 1902, Mr. Warner entered into partnership with his father, J. W. Warner, D. D. Hautz and Owen Prentiss, of Colorado, under the firm name of Warner, Hautz, Prentiss & Warner, with offices in the Provo Commercial & Savings Bank building.

In 1895 Mr. Warner was elected to the State Senate on the Democratic ticket as a member of the first State Legislature, and became the author of the bill providing for prosecution in criminal cases by information in lieu of indictments, which still stands on the statutes of the State. He also served on the Judiciary Committee, and was Chairman of the Committee on Public Health.

He was married in 1892 to Miss Ellenor C. Nuttall, daughter of L. John Nuttall, of Salt Lake City. Two children have been born to them—Edith and Lela.

In addition to his law practice Mr. Warner has devoted some little time to mining, being interested in the Tintic, State Line and Lasalle districts. He also has an interest in the Grand River, Toll Road Company, running from Cisco to Moab in Grand County, a distance of forty-five miles.

In fraternal circles he is a member of the Provo Lodge, Knights of Pythias. He is a most agreeable and pleasant gentleman, and has during the time he has lived in Provo made a large circle of warm friends, not alone among the legal fraternity, where he stands high, but in social circles, where he and his estimable wife are welcome members.

G O. HAWS has the distinction of being one of the first white children to be born in Provo, his birth occurring October 8, 1849, and is the son of Gilbert and Hannah (Whitcomb) Haws, who were among the pioneers of 1848. Gilbert Haws was a native of Kentucky, born in Green County, March 10, 1801. He went to Wayne County, Illinois, as a young man, and there became a member of the Mormon Church, going to Winter Quarters in 1847, and in the fall of 1848 came across the plains in company with Lorenzo Snow. He owned his own team, and on the way he and some others furnished meat and game for the company. He remained in Salt Lake City until the spring of 1849, when he came to Provo with the first train to come into the valley. He later participated in all the Indian wars, assisted in building the fort, and was closely associated with the life of the place. After the cessation of Indian hostilities, he took a farm near Carterville, on the river bottom, which he had to abandon later when the Walker War broke out. He later sold this farm and bought the place where our subject now lives, following general farming and becoming largely identified with the life of the place, owning a large interest in the Provo Co-operative Mercantile Institution, and the Provo Woolen Mills. He also served as Councilman and Selectman for some years. In the

Church he held a number of offices, and time of his death was a member of the Priests' Quorum. He died March 3, 1877, ripe old age of seventy-six, mourned by a circle of friends. His wife survived him died in 1880, at the age of seventy-four. had raised a family of fourteen children reaching maturity, eight of whom are living—Lucinda, wife of Shadrack Hold whose history appears in the biography; son; Amos D., deceased; Marion, in Sarnardino, California; Albert, living in I County; George, Emma, wife of Asa Mary, widow of James York; John M., living Elwood, Box Elder County, and Gilbert C subject. Like all sons of pioneers, our subject grew up amid wild surroundings, and early came inured to hardships such as made the of stout men quail.

Our subject, while hunting deer once Wasatch Mountains, became lost, and with Earnest Ekins, went two days and one without anything to eat, and in his shirt-sleeves and no fire. A cloud had lowered over the mountains and made it so dark he could not see. In order to try to start a fire he loaded his rags, but on account of the darkness too much powder in the charge, which blew the rags out of existence. When they returned to camp, they were scarcely able to stand from fatigue and hunger.

He worked on his father's farm, in the winters, herding cattle, and doing various kinds of work during the summer months, and in winter attended such schools as existed in the community. In 1870 he began life for himself farming on the place which he now owns, which at that time belonged to his father. He has since bought other property, and is one of the prosperous men of Utah County. In 1870 he started a nursery and now supplies a local demand. With the exception of two years spent in freighting to Pioche and Eureka, Mr. Haws has spent his entire life in the valley, and has been closely associated with the life. He is a believer in good roads and has built many miles of road in Provo


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Biography ~ Judge John W. Warner

Posted by: Deborah Brownfield - Stanley (ID
 *****1616)

Date: February 18, 2003
 15:06:3

408 of 618

Leon Reporter, Leon, Iowa
 Thursday, July 29, 1901

The following biography of Judge JOHN W. WARNER will be read with great interest by many friends in Decatur County.

JOHN W. WARNER was born on the banks of Stillwater in Dark County, Ohio, on the 6th day of June, 1827. Up to fourteen years of age, he did small work on the farm of his father and his neighbors and in no wise differed from the ordinary boy of Pennsylvania Dutch descent in that neighborhood at that time. He like the rest was without even the rudiments of an education. It was thought among the fathers and mother of Pa. Dutch that learning was only an excuse for laziness -- that erudition led to rascality -- so at fourteen young WARNER, who was filled with an ambition and an aspiration to better his surroundings, found himself buying his liberty of his honest but misguided old father and the world was before him.

For a time he worked in the summer for eight dollars per month and used the money thus earned in going to school during the months of winter. Hearing that there was a superior school at Bloomfield, Illinois, in the spring of 1884 he took his younger sister, SUSAN, now MRS. G.W. BAKER, SR., and they went west to Bloomington. During the sessions young WARNER attended academy and in vacation he husked corn to make further expenses. At the end of his

time here, he and his sister started home to Ohio, with little money and afoot. When his sister became tired and footsore he would carry her on his back. If he got tired he would stop and rest and then repeat the experiment. They got back home in Ohio in due time and young WARNER began to teach and to read law. He was admitted to the bar in 1851. C.L. Vallandigham, of Ohio, having been one of the committee that examined him as to his qualifications. He married MAR WRIGHT MARTIN who is with him as his wife today, on the 11th day of December, 1851 and the marriage

ceremony was preached at Piqua, Ohio, by the Rev. Maxwell P. Gaddis of national fame and reputation.

In 1853 he came to this county and began the practice of law and in a modest way to invest and speculate in land. The panic of '57 absorbed the land and though MR. WARNER enjoyed an extensive law practice it was only a fairly lucrative one. During all his career he was never a public prosecutor nor a corporation attorney. At the breaking out of the Civil War, in spite of all his opportunities he was a poor man. Notwithstanding this, and the further fact that he was a Douglas Democrat, when Sumpter was fired on he used the influence his busy life had given him to raise a company (Co. M, 3rd Ia. Cav.) to fight for the Union.

The Company was organized in Leon, Iowa, in September, 1862, WARNER was appointed upon recommendation of the Company as Captain. While at Barracks his horse fell with him and seriously injured his left hip and he was finally compelled on account of the injury to resign.

Captain WARNER was never aspiring for political honors. The only official positions he ever held was State Senator from this district in 1856 to 1858 and one term as County Judge of Chaffee County, Colorado, which he was compelled to resign on account of ill health. MR. WARNER went to Colorado in 1873 and engaged in mining, stock raising and the practice of law, but having lived for over 25 years at an average altitude of over 7,000 feet above the sea level, in June of this year he was compelled on account of heart failure to resign his office as before stated and seek a lower altitude. He is at present a resident of the beautiful Utah Valley at the city of Provo a city of 7,000 inhabitants which has for its principal boundaries the magnificent Utah Lake on the west and the majestic Wasatch range of mountains on the east. MR. WARNER is proud of and loyal to the young states of Colorado and Utah but always means Decatur County when he speaks of "back home."

Copied by Nancee(McMurtrey)Seifert
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 February 18, 2003

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intention to make it an al-
lar summer resort. The
erected by Simon Bamber-
signed by Smith & Hodg-
Ogden.

BETTER ROADS.

Sign Petition for Bet-
n Ogden Valley.

County Commissioner Jo-
unable to attend the regu-
of the board today on ac-
and the session was con-
missioners Wilson and Madl-

the Claim.

ceived from the State off-
the expenses attending the
ah of Joseph McLaughlin,
the Utah State Mental hos-
tling to \$111.20. The claim
it will not be paid.

Better Roads.

being passed over the roads in many
stances.

AGED LAWYER DIES

Was Father of Attorney M. M. War-
ner and a War Veteran.

Special to The Tribune.

PROVO, April 2.—After a two weeks' ill-
ness, Judge J. W. Warner, aged 78 years,
died this morning at 4 o'clock, at the family
residence in the Sixth ward of general debility.

Mr. Warner was born in Ohio in 1823. He
moved to Iowa in 1852 and to Custer county,
Colo., in 1873. He was County Judge of Shef-
fer county, Colo., which position he resigned
when he came to Utah in 1902.

He was Captain of the Third Iowa Cavalry,
Company M., during the Civil war.

A wife and five grown sons survive. At-
torney M. M. Warner of Salt Lake is the only
son residing in Utah. The other four are
residents of Colorado. Funeral services will
be held in Provo on Wednesday at 2 o'clock.

Small Suit Is Begun.

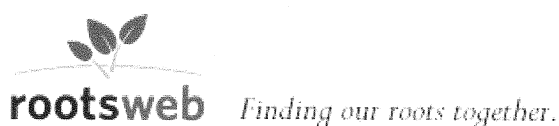
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Circulation Stat

WASHINGTON, April 2
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- ID: I433
- Name: John Wesley Warner
- Sex: M
- Birth: 6 JUN 1827 in Ohio ¹ ²
- Death: 2 APR 1906 in Provo, Utah Co., UT ²
- Burial: Provo City Cemetery, Utah Co., UT Block 9 Lot 72 ²
- Reference Number: 27660
- Note:

Decatur County Journal

April 4, 1907

From a Colorado paper we reproduce a sketch of HON.

JOHN W. WARNER, a

former prominent resident of Leon, and a brother, of MRS.

ELIZABETH

GIVENS, of this city, who died about one year ago.

JOHN W. WARNER was born in Ohio, 1827; received a common school

education; he taught school in his young manhood; read law for four

years and was admitted to the bar in 1851; he moved to Leon, Iowa, in

1853; practiced law in that state for twenty-two years; during this time

he served two terms in the Iowa State Senate; was State's Attorney for

six years; he raised a company of cavalry and entered the service of the

United States in the Third Iowa Cavalry Volunteers in 1862; was wounded

in his left hip, which disabled him for service; resigned his commission

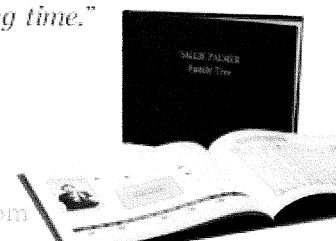
in February, 1863, and returned to his home at Leon, Iowa, and again

entered the practice of law; he helped to make and

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—George Poe
Bella Vista, AK

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administer the laws
of Iowa, and in a great measure assisted to establish the
practice in
that State. In 1873, his health in a measure failed him, and
his
physicians advised him to go to Colorado, and in that year
settled on a
farm in Hardscrabble Park, in Fremont County, Colorado.
In 1876 he again entered the practice of law in the then
lively town of
Rosita, Custer County. In 1879 he was stricken with facial
paralysis,
and was forced to quit the practice of law. He then turned
his
attention to mining and followed that business with varied
success until
1881, when he moved near Salida, since which time he was
actively
engaged in developing his mining properties in that
county. In November,
1899, he was elected County Judge of Chaffee County,
which position he
was filling at the time of his death.

see also p. 198 of the History of Decatur County Iowa and
It's People by Professor J.M. Howell and Heman C. Smith
1915

Father: John W. Warner b: in Ohio

Mother: Elizabeth Mikesell

Marriage 1 Mary Wright Martin b: 22 OCT 1830 in Salem Township,
Warren Co., Ohio

- *Married:* 16 DEC 1851 in Miami Co., OH ^{3 4}
- *Married:* 16 DEC 1851 ^{5 6 7}

Children

1.  Franklin P. Warner b: 13 OCT 1852 in Darke Co. Ohio
2.  Granville Sylvester Warner b: 10 FEB 1854 in Leon, Decatur,
Iowa
3.  Mahlon Martin Warner b: 12 JUN 1856 in Leon, Decatur Co.,
Iowa
4. John W. Warner b: ABT 1859 in Iowa
5. Edwin B. Warner b: ABT 1864 in Iowa
6. Eva J. Warner b: ABT 1867 in Iowa
7. William S. Warner b: ABT 1869 in Iowa

Sources:

1. Title: 1900 Census Colorado, Chaffee Co. Buena Vista
2. Title: Utah Cemetery Inventory

Repository:

Note: www.ancestry.com

Media: Electronic

3. Title: LDS Website

Author: Church of Jesus Christ of the Latter Day Saints

Note: submitter: Nancy White, Greenwood Nebraska

Repository:

Note: www.familysearch.org

Media: Electronic

Text: Marriage date December 11, 1851, Miami OH

4. Title: 1900 Census Colorado, Chaffee Co. Buena Vista

Text: married 48 years. 7 children, 5 living

5. Title: Mary Ann Savignano, 849 Ruth Drive, Pleasant Hill, CA 94523

Repository:

Media: Book

6. Title: Edward Thomas Desc..FTW

Repository:

Media: Other

Text: Date of Import: May 1, 2002

7. Title: Thomas 2.FTW

Repository:

Media: Other

Text: Date of Import: Nov 20, 2004

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State Board of Health File No. 105

STATE OF UTAH-DEATH CERTIFICATE.

THIS CERTIFICATE MUST BE FORWARDED BY LOCAL REGISTRAR TO THE STATE BOARD OF HEALTH, SALT LAKE CITY, ON OR THE 5TH OF THE FOLLOWING MONTH, AFTER FIRST HAVING BEEN PROMPTLY REGISTERED.

PLACE OF DEATH Utah
 County of Utah
 Precinct of Provo
 City, Town or Village of Provo
 Street and No. 0-6-0-2-9-5-4
 If in Hospital or Institution, give its name and how long deceased was an inmate

Full Name of Deceased (Initials only will not be accepted)

John W. Warner
John W. Warner

Special Information for Hospitals, Institutions, Transients or Recent Resident

Former or Usual Residence

Provo
 How long resident at place of death 4 years

PERSONAL AND STATISTICAL PARTICULARS

SEX male COLOR white
 DATE OF BIRTH June 6 1887
 (Month) (Day) (Year)
 AGE 18 years, 9 months, 27 days

SINGLE, MARRIED, WIDOWED, OR DIVORCED MarriedBIRTHPLACE (State or country) OhioNAME OF FATHER John W.BIRTHPLACE OF FATHER (State or country) Penn.MAIDEN NAME OF MOTHER Elizabeth MikesellBIRTHPLACE OF MOTHER (State or country) Penn.OCCUPATION Lawyer

Return remunerative employment for all persons 10 years of age and over.

THE ABOVE STATED PERSONAL PARTICULARS ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF

(Informant) M. M. Warner(Address) StetkaePlace of Burial Provo, UtahDate of Burial Apr. 5-06Undertaker Graham JonesAddress Provo, Utah

MEDICAL CERTIFICATE OF DEATH

DATE OF DEATH Apr. 7
 (Month) (Day)

I HEREBY CERTIFY That I attended deceased March 19 1906 to April 1that I last saw him alive on April 1

and that death occurred, on the date stated above

A. M. The CAUSE OF DEATH was as follows

Chief Cause Mysocarditis (?)Where Contracted Provo Duration 3Contributory (if any) PneumoniaWhere Contracted Provo Duration 2(Signed) Geo. E. RobisonDate 4/3 1906 (Address) ProvoFiled 4/3 1906 J. H. SlaterREGISTERED NUMBER 90 NO. OF SERIAL

(OVER)



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Utah Cemetery Inventory

Name: **John W. Warner**Gender: **M (Male)**Birth Date: **6 Jun 1827**Birth Place: **Ohio**Death Date: **2 Apr 1906**Death Place: **Provo, Utah**Burial Date: **April 1906**Cemetery: **Provo City Cemetery**Source: **Sexton**Grave Location: **Block 9 Lot 72**

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Utah State Historical Society, comp., *Utah Cemetery Inventory* [database on-line]. Provo, UT, USA: The Generations Network, Inc., 2000. Original data: Utah State Historical Society. *Utah Cemetery Inventory*. Salt Lake City, UT, USA: 2000.

Description:

This database is an inventory of many of the cemeteries in the state of Utah (U.S.A.). There are currently 250 cemeteries included in the work, encompassing more than 350,000 burial records. Researchers may find information about birth and death dates for their ancestors who were buried in Utah. [Learn more...](#)

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Utah Valley Regional Family History Center. *Utah County, Utah Cemetery Index* [database online]. Provo, UT, USA: The Generations Network, Inc., 1998. Original data: Utah Valley Regional Family History Center. *Utah County (UT) Cemetery Index*. Provo, UT, USA: Utah Valley Regional Family History Center, 1997.

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