

DISTRICT COURT · THIRD JUDICIAL DISTRICT · COUNTY OF LINCOLN, NEW MEXICO

State of New Mexico
v. John St. John

and Mirko Hamacek · Larceny of an automobile · March 1941

Case Nos. 5235 and 5236

A readable edition of the 13-page file sent by the Research Department of the Twelfth Judicial District Court of New Mexico on 7 October 2026, in reply to a records request by Rex St. John. In 1941 Lincoln County lay in the Third Judicial District; its old files are now kept by the Twelfth. Each original page is shown beside a full transcription. Typed text is set in grey boxes; handwriting is set in italics with a red rule. Words in square brackets are the editor's; [?] marks an uncertain reading.

What the file says

On Tuesday, 18 March 1941, in Lincoln County, New Mexico, John St. John and Mirko Hamacek took an automobile belonging to Guy Richardson, “for the purpose of temporarily using and driving the same,” without his permission. The first charge describes the car as “one 1938 model two door sedan.”

On 20 March the Assistant District Attorney, Allan D. Walker, charged John St. John alone (Case No. 5235). The next day the District Attorney, M. A. Threet of Las Cruces, refiled the charge against both men (Case No. 5236), and the first case was dismissed as “covered by new case 5236.”

Everything else happened on Friday, 21 March 1941. Both men were served with the charge, gave up the 24 hours the law allowed them before arraignment, were arraigned, and pleaded guilty. Judge Numa C. Frenger sentenced each of them to the New Mexico State Penitentiary at Santa Fe for not less than seven months nor more than nine months, and to pay the costs of the prosecution, and signed the orders committing them. No lawyer for the defence appears anywhere in the file. The penitentiary received John St. John on 24 March 1941 (prison No. 10468).

18 Mar 1941	The car is taken, Lincoln County.
20 Mar	Case 5235 filed: State v. John St John (Assistant DA Allan D. Walker).
21 Mar	Case 5236 filed against John St. John and Mirko Hamacek (DA M. A. Threet). Case 5235 dismissed. Both served, arraigned, plead guilty; each sentenced to 7–9 months and costs; commitments issued.
24 Mar	Received at the New Mexico State Penitentiary, Santa Fe (card No. 10468, a separate record).

People named. John St. John and Mirko Hamacek, defendants. Guy Richardson, owner of the car and witness. Al F. (A. F.) Stover and Nick Vega, witnesses. M. A. Threet, District Attorney, Las Cruces. Allan D. Walker, Assistant District Attorney. Hon. Numa C. Frenger, District Judge. Felix Ramey [?], Clerk, Lincoln County.

The law. Section 35-1618 of the New Mexico Statutes, 1929 Code: larceny of an automobile.

Contents of the file. Pages 1–5: Case 5235 (docket; the charge in three identical copies; its cover). Pages 6–13: Case 5236 (court ledger; docket; the two commitments with their covers; the joint charge and its cover).

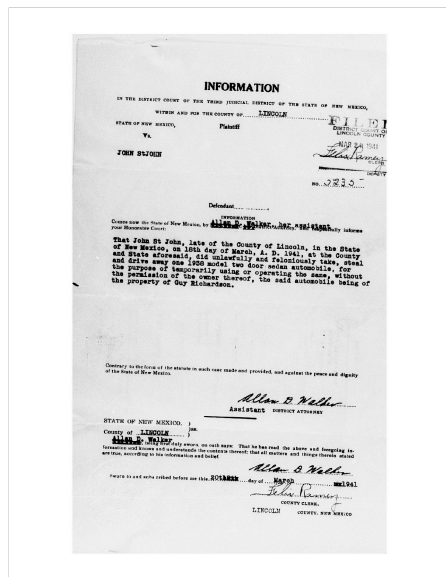
ORIGINAL PAGE 1
Case 5235: Judge's Criminal Docket

JUDGE'S CRIMINAL DOCKET, March TERM, 1941	
STATE OF NEW MEXICO, COUNTY OF LINCOLN.	
No. 5235	NATURE OF CRIME: Larceny of an automobile
STATE OF NEW MEXICO, Plaintiff,	M. A. Threet, District Attorney
vs. John St John,	Alan D. Walker, Assistant District Atty.
Defendant.	
3/21/41 Case dismissed on motion of Dist[ri]ct atty (Matter covered by new case 5236)	

JUDGE'S CRIMINAL DOCKET, March TERM, 1941
STATE OF NEW MEXICO, COUNTY OF LINCOLN.
No. 5235
STATE OF NEW MEXICO, Plaintiff, vs. John St John,
Defendant.
NATURE OF CRIME: Larceny of an automobile
M. A. Threet, District Attorney
Alan D. Walker, Assistant District Atty.
— Attorneys for Plaintiff
3/21/41 Information Filed

Remarks: 3/21/41 Case dismissed on motion of Dist[ri]ct atty (Matter covered by new case 5236)

Case 5235: The Information (the charge), three identical copies



INFORMATION

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF NEW MEXICO, WITHIN AND FOR THE
COUNTY OF LINCOLN

STATE OF NEW MEXICO, Plaintiff, Vs. JOHN StJOHN,
Defendant.

[Stamp:] FILED, DISTRICT COURT OF LINCOLN COUNTY,
MAR 2[0] 1941, [signed] Felix Ramey [?], CLERK. No.
5235

Comes now the State of New Mexico, by Allan D.
Walker, her assistant District Attorney, and
respectfully informs your Honorable Court:

That John St John, late of the County of Lincoln, in
the State of New Mexico, on 18th day of March, A. D.
1941, at the County and State aforesaid, did
unlawfully and feloniously take, steal and drive
away one 1938 model two door sedan automobile, for
the purpose of temporarily using or operating the
same, without the permission of the owner thereof,
the said automobile being of the property of Guy
Richardson.

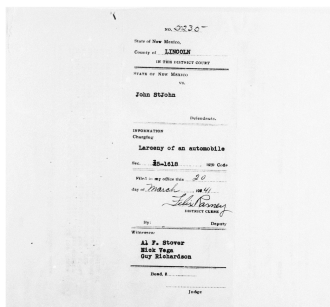
Contrary to the form of the statute in such case
made and provided, and against the peace and dignity
of the State of New Mexico.

[signed] Allan D. Walker, Assistant DISTRICT
ATTORNEY

STATE OF NEW MEXICO, County of LINCOLN, ss. Allan D.
Walker, being first duly sworn, on oath says: That
he has read the above and foregoing information and
knows and understands the contents thereof; that all
matters and things therein stated are true,
according to his information and belief. [signed]
Allan D. Walker

Sworn to and subscribed before me this 20th [typed
over "18th"] day of March 1941. [signed] Felix Ramey
[?], COUNTY CLERK, LINCOLN COUNTY, NEW MEXICO

ORIGINAL PAGE 5
Case 5235: Cover of the Information



No. 5235
State of New Mexico, County of LINCOLN. IN THE
DISTRICT COURT
STATE OF NEW MEXICO vs. John StJohn, Defendants.
INFORMATION Charging Larceny of an automobile
Sec. 35-1618, 1929 Code
Filed in my office this 20 day of March 1941.
[signed] Felix Ramey [?], DISTRICT CLERK
Witnesses: Al F. Stover, Nick Vega, Guy Richardson
Bond \$ —
Judge —

ORIGINAL PAGE 6
Case 5236: Court ledger

Third Judicial District Court, County of Lincoln,
N.M. Case No. 5236
STATE OF NEW MEXICO vs. DEFENDANTS: John St. John
and Mirko Hamacek
ATTORNEY: M. A. Threet, District Attorney, Las
Cruces, New Mexico

Larceny of an Automobile

1941

March 21. Information. [C.B. folio 1/147]

"21. Both Defendants served with copies of Information and both defendants waive 24 hr. period of time before arraignment and consent to arraignment at this time.

"21. Defendants and both of them duly arraigned & each and both of them plead Guilty.

"21. Dft. John St. John sentenced to penitentiary for not less than 7 months nor more than 9 months & pay costs of prosecution.

"21. Dft. Mirko Hamacek sentenced to penitentiary for not less than 7 months nor more than 9 months & pay costs of prosecution.

"21. Penitentiary Commitments issued for each of Defendants. [T/515]

ORIGINAL PAGE 7
Case 5236: Judge's Criminal Docket

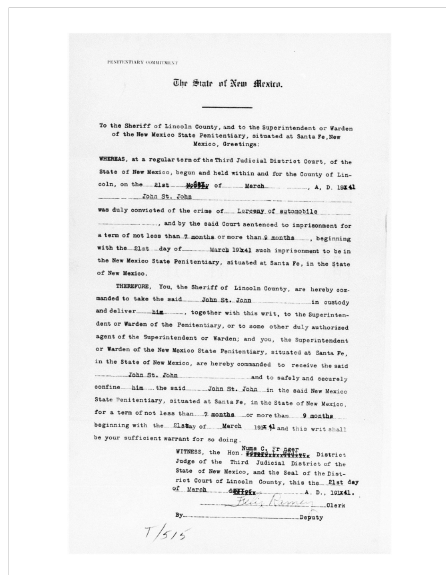
JUDGE'S CRIMINAL DOCKET.		TERM, 1941
STATE OF NEW MEXICO, COUNTY OF LINCOLN.		
No. 5236	Plaintiff	Defendant
John St. John and	State of New Mexico	
Mirko Hamacek,		
	Nature of Crime	
	Larceny of	
	automobile	
	Attorney for Plaintiff	
	Attorney for Defendant	
3-21-41	Information Filed	

Remarks: Both Dfts served with copies of Inf[ormation].
Both Dfts waive 24 hr. period of time after service of Inf. before arraignment & consent to arraignment at this time.
Dfts & both of them duly arraigned & each and both of them plead guilty.
Dft John St John sentenced to pen[itentiary] for not less than 7 months nor more than 9 months & pay costs of pros[ecution].
Mirko Hamacek sentenced to pen. for not less than 7 months nor more than 9 months & pay costs of pros.

JUDGE'S CRIMINAL DOCKET, MARCH TERM, 1941
STATE OF NEW MEXICO, COUNTY OF LINCOLN. No. 5236
STATE OF NEW MEXICO, Plaintiff, vs. John St. John
and Mirko Hamacek, Defendants.
NATURE OF CRIME: Larceny of automobile
M. A. Threet, District Attorney, - Attorneys for
Plaintiff
3-21-41 Information Filed

Remarks: 3/21/41 Both Dfts served with copies of Inf[ormation].
" Both Dfts waive 24 hr. period of time after service of Inf. before arraignment & consent to arraignment at this time.
" Dfts & both of them duly arraigned & each and both of them plead guilty.
" Dft John St John sentenced to pen[itentiary] for not less than 7 months nor more than 9 months & pay costs of pros[ecution].
" Mirko Hamacek sentenced to pen. for not less than 7 months nor more than 9 months & pay costs of pros.

ORIGINAL PAGE 8
Case 5236: Penitentiary Commitment, John St. John



PENITENTIARY COMMITMENT
The State of New Mexico.

To the Sheriff of Lincoln County, and to the Superintendent or Warden of the New Mexico State Penitentiary, situated at Santa Fe, New Mexico, Greetings:

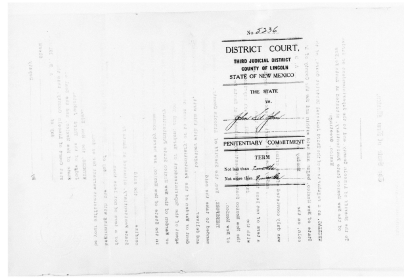
WHEREAS, at a regular term of the Third Judicial District Court, of the State of New Mexico, begun and held within and for the County of Lincoln, on the 21st day of March, A. D. 1941, John St. John was duly convicted of the crime of Larceny of automobile, and by the said Court sentenced to imprisonment for a term of not less than 7 months or more than 9 months, beginning with the 21st day of March 1941, such imprisonment to be in the New Mexico State Penitentiary, situated at Santa Fe, in the State of New Mexico.

THEREFORE, You, the Sheriff of Lincoln County, are hereby commanded to take the said John St. John in custody and deliver him, together with this writ, to the Superintendent or Warden of the Penitentiary, or to some other duly authorized agent of the Superintendent or Warden; and you, the Superintendent or Warden of the New Mexico State Penitentiary, situated at Santa Fe, in the State of New Mexico, are hereby commanded to receive the said John St. John and to safely and securely confine him the said John St. John in the said New Mexico State Penitentiary, situated at Santa Fe, in the State of New Mexico, for a term of not less than 7 months or more than 9 months beginning with the 21st day of March 1941, and this writ shall be your sufficient warrant for so doing.

WITNESS, the Hon. Numa C. Frenger [typed over a struck-out name], District Judge of the Third Judicial District of the State of New Mexico, and the Seal of the District Court of Lincoln County, this the 21st day of March, A. D. 1941. [signed] Felix Ramey [?], Clerk. By _____, Deputy.

T/515

Case 5236: Back of John St. John's commitment



No. 5236
DISTRICT COURT, THIRD JUDICIAL DISTRICT, COUNTY OF
LINCOLN, STATE OF NEW MEXICO
THE STATE vs.

| *John St. John*

PENITENTIARY COMMITMENT
TERM: Not less than

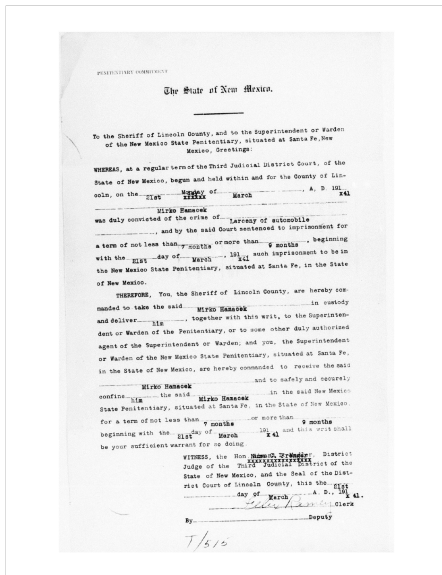
| *7 months*

Not more than

| *9 months*

The reverse of page 8 shows through the paper.

Case 5236: Penitentiary Commitment, Mirko Hamacek



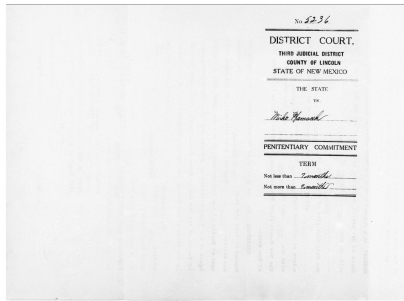
The same printed form as page 8, completed for the second defendant:

... on the 21st day of March, A. D. 1941, Mirko Hamacek was duly convicted of the crime of Larceny of automobile, and by the said Court sentenced to imprisonment for a term of not less than 7 months or more than 9 months, beginning with the 21st day of March 1941, such imprisonment to be in the New Mexico State Penitentiary, situated at Santa Fe ... THEREFORE, You, the Sheriff of Lincoln County, are hereby commanded to take the said Mirko Hamacek in custody and deliver him ... to the Superintendent or Warden ... commanded to receive the said Mirko Hamacek and to safely and securely confine him ... for a term of not less than 7 months or more than 9 months beginning with the 21st day of March 1941 ...

WITNESS, the Hon. Numa C. Frenger, District Judge of the Third Judicial District ... this the 21st day of March, A. D. 1941. [signed] Felix Ramey [?], Clerk.

| T/515

Case 5236: Back of Mirko Hamacek's commitment



No. 5236

DISTRICT COURT, THIRD JUDICIAL DISTRICT, COUNTY OF
LINCOLN, STATE OF NEW MEXICO
THE STATE vs.

| *Mirko Hamacek*

PENITENTIARY COMMITMENT
TERM: Not less than

| *7 months*

Not more than

| *9 months*

Case 5236: The Information (the joint charge)

INFORMATION

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF NEW MEXICO,
 WITHIN AND FOR THE COUNTY OF Lincoln

STATE OF NEW MEXICO, Plaintiff, vs. John St. John and Mirko Hamacek, Defendant.

FILED
 MAR 21 1941
 FELIX RAMEY, CLERK

Comes now the State of New Mexico, by M. A. Threet, District Attorney, and respectfully informs your Honorable Court:

That John St. John and Mirko Hamacek, both late of the County of Lincoln, in the State of New Mexico, on the 18th., day of March, A. D. 1941, at the County and State aforesaid, unlawfully and feloniously, without the permission of the owner thereof, did take an automobile, of the property of Guy Richardson, then and there being, for the purpose of temporarily using and driving the same;

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of New Mexico.

[signed] M. A. Threet, DISTRICT ATTORNEY

STATE OF NEW MEXICO, County of Lincoln, ss. M. A. Threet [typed over a struck-out name], being first duly sworn, on oath says: That he has read the above and foregoing information and knows and understands the contents thereof; that all matters and things therein stated are true, according to his information and belief.

[signed] M. A. Threet

Sworn to and subscribed before me this 21st day of March 1941. [signed] Felix Ramey [?], COUNTY CLERK, Lincoln COUNTY, NEW MEXICO

INFORMATION

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
 OF THE STATE OF NEW MEXICO, WITHIN AND FOR THE
 COUNTY OF Lincoln

STATE OF NEW MEXICO, Plaintiff, Vs. John St. John
 and Mirko Hamacek, Defendant.

[Stamp:] FILED, DISTRICT COURT OF LINCOLN COUNTY,
 MAR 21 1941, [signed] Felix Ramey [?], CLERK. No.
 5236

Comes now the State of New Mexico, by M. A. Threet,
 her District Attorney, and respectfully informs your
 Honorable Court;

That John St. John and Mirko Hamacek, both late of
 the County of Lincoln, in the State of New Mexico,
 on the 18th., day of March, A. D. 1941, at the
 County and State aforesaid, unlawfully and
 feloniously, without the permission of the owner
 thereof, did take an automobile, of the property of
 Guy Richardson, then and there being, for the
 purpose of temporarily using and driving the same;

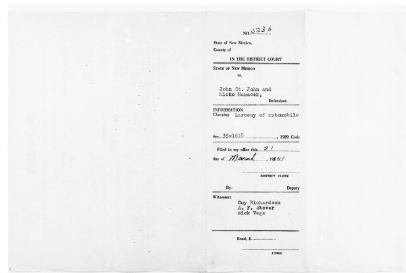
contrary to the form of the statute in such case
 made and provided, and against the peace and dignity
 of the State of New Mexico.

[signed] M. A. Threet, DISTRICT ATTORNEY

STATE OF NEW MEXICO, County of Lincoln, ss. M. A.
 Threet [typed over a struck-out name], being first
 duly sworn, on oath says: That he has read the above
 and foregoing information and knows and understands
 the contents thereof; that all matters and things
 therein stated are true, according to his
 information and belief. [signed] M. A. Threet

Sworn to and subscribed before me this 21st day of
 March 1941. [signed] Felix Ramey [?], COUNTY CLERK,
 Lincoln COUNTY, NEW MEXICO

Case 5236: Cover of the Information



No. 5236

State of New Mexico, County of —. IN THE DISTRICT COURT

STATE OF NEW MEXICO vs. John St. John and Mirko Hamacek, Defendant.

INFORMATION Charging Larceny of automobile
Sec. 35-1618, 1929 CodeFiled in my office this 21 day of March 1941. —
DISTRICT CLERKWitnesses: Guy Richardson, A. F. Stover, Nick Vega
Bond \$ —

JUDGE —

Editor's notes

- Spelling. The typed documents spell the second defendant “Mirko Hamacek” throughout; in the court ledger’s handwriting the name could be read “Hamaeek.” The clerk’s signature reads “Felix Ramey” or similar.
- Corrections in the originals. On the 5235 charge, “18th” was overtyped “20th” in the date of swearing; on the commitments and the 5236 charge, the judge’s and the swearing officer’s names are typed over struck-out names, which suggests pre-filled forms.
- Dates. The FILED stamp on the 5235 charge reads 20 or 21 March; its cover says it was filed on the 20th.
- The penitentiary. A separate record, the New Mexico State Penitentiary card No. 10468, shows John St. John received from Lincoln County on 24 March 1941, sentenced 21 March 1941, for larceny of automobile, 7 to 9 months.
- Source. “J. St. John CR Documents.pdf”, Twelfth Judicial District Court of New Mexico, Research Department, by email, 7 October 2026. Transcribed 7 October 2026.