

stress that the witness, Kowalski, confirm the draft, this diagram which represents the area of the camp as a whole.

PRESIDENT: Who prepared this document?

DEFENSE COUNSEL: If the court please, this diagram of the camp was drawn up by the defendants themselves on Saturday morning at my request.

PRESIDENT: By all the defendants?

DEFENSE COUNSEL: All six of them, sir.

DR. KLUGE: If the court desires, the accused could fix up copies of this diagram in order to get a general view of the location of the camp. This could be done for the court as well as the prosecution.

QUESTIONS BY DR. KLUGE:

Q Mr. Kowalski, I am asking you whether this diagram represents as a whole the camp and the surrounding vicinity?

A Yes, it does represent the camp and the surrounding vicinity.

Q Is it true that the fence around the camp indicated here in blue crosses is the only electrically charged wire around the camp?

A Yes, it is true that those crosses indicated in blue color are those that were the electrically charged fence, but I do want to add here that in front of this wire, this fence, about two and one-half meters in front of it was another wire in the form of a concertina fence.

Q Mr. Kowalski, is this blue line which runs in the following direction a single barbed wire fence?

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A I did not have the possibility to get close to the fence and therefore I could not tell you whether it is a single wire or a barbed wire, but at any rate a fencing in of the whole camp. Yes, this is the fence around the camp and inside it is the work place.

Q Is it correct, Mr. Kowalski, that the chain of guards was outside this blue line, this fence?

A The guards most of the time were standing on towers and these towers were between the wire fence.

Q But anyway, these guards were not standing inside the fence?

A That is pretty hard to say because I could not get up too close to it because if I had gotten up too close to it I could have gotten shot.

Q Is it correct, Mr. Kowalski that all work details which went into this area through there went in without guards because they were still being guarded by these guards there?

A This is correct but there was a work detail leader. But for instance, if you mention the wester platte then the guards here were inside the fence at the work place.

Q Is it correct that these three stone quarries which were mentioned here in the course of the trial were all inside the camp?

A That is correct.

Q So, in order to be precise it is the stone quarry, Kasten Hofen, stone quarry Oberbruch and stone quarry Gusen.

A That is correct.

DR. KLUGE: If it please the court, I beg to mark this diagram of the Camp Gusen and to proceed to offer it into evidence.

(The document referred to was marked Defense Exhibit 1 for identification.)

PROSECUTION: If the court please, I object to it on the ground that it hasn't been properly introduced. If the court will recollect, the witness was asked if that was a true representation of the camp. He pointed out certain details that were in error. He was asked if it was a general representation of the camp. He said, yes, that it was generally. IF it is going to be used as a basis for the details of the camp it would be improperly in evidence. It is pointed out that it is not a true representation. It has been pointed out by the witness there are errors. A proper foundation has not been laid to have it properly in evidence.

DEFENSE COUNSEL: If the court please, the question was asked this witness, "Does this generally represent the area of Gusen"? The main purpose of introducing this into evidence is for the information of the court to straighten out in the court's mind the general situation, the terrain around Gusen I. That is the <sup>MAIN</sup> purpose of introducing it. It may later on be used as a basis for some general questions but no specific questions will be asked.

PRESIDENT: Are you presenting this exhibit as a sketch of the camp?

DEFENSE COUNSEL: That is right, sir.

Kowalski-Cross

LAW MEMBER: Subject to objection of any member of the court, the Defense Exhibit 1 is received in evidence as a general sketch of Camp Gusen I.

(The document heretofore marked Defense Exhibit 1, for identification was received in evidence as Defense Exhibit 1, is attached hereto, and made a part of the record.)

QUESTIONS BY DR. KLUGE:

Q Mr. Kowalski, is your memory with reference to the guards at the Wester platte correct or is it possible that you are mistaken here?

A I cannot be mistaken for the simple reason because I have been working at the wester platte myself. There were only three strands of wire which he could step over with his foot. "He" is the guard.

Q Is it true that the difference of elevation at the time at the north of the camp was between 100 and 120 meters?

PROSECUTION: I object to that question on the grounds that it is indefinite. I don't understand the question. I ask the reporter to repeat it, please.

(Whereupon the reporter repeated the question.)

PROSECUTION: I object on the grounds that it is indefinite. I don't understand what is mean<sup>t</sup> in elevation. Between what and what?

DR. KLUGE: From the top to the camp itself. I will withdraw the question and reframe it.

QUESTIONS BY DR. KLUGE:

Q Mr. Kowalski, in order to get back to the case clearly, would you tell me what you base your reasons on that Grill was guilty so far as his position in the Post Office was concerned?

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A Grill was responsible for the packages that arrived there for us. And also for the letters that we received from Poland and those we sent to Poland.

Q Did you personally observe those things at the post office?

A I did not notice this at the post office because I was not admitted there. But whenever we wrote letters or whenever packages arrived, then the clerk told us, "If you want to request packages in your letters or if you are writing something you are not supposed to, then you will receive twenty-five lashes across your buttocks by Grill." When we had to write letters, then Grill also had a conversation with the clerk.

Q Mr. Kowalski, did you know a special name which was given to the defendant Tandler?

A Yes, I knew Tandler.

Q Did you know a ~~name~~<sup>NICK-NAME</sup> which was given to Tandler?

A I do not know a ~~name~~<sup>NICK-NAME</sup>.

Q Did you ever hear the name, "Father of the Russians" for Tandler?

A I never heard that, I would never believe that.

Q In five years you never heard it?

PROSECUTION: I object, the witness hasn't finished the answer to that question.

THE WITNESS: From the years of 1941 in the prisoner of war camp until the year of 1945, nobody said that he was a "Father of the Prisoners of War."

DR. KLUGE: No further questions at this time.

PRESIDENT: Redirect examination?

REDIRECT EXAMINATION

QUESTIONS BY THE PROSECUTION:

Q Did the accused, Tandler, treat the prisoners under him as a loving

father would treat his children?

A It could not have been that way. It would have been possible if he had been a block leader of the young Russians, and then if he had been the block leader of Block No. 24.

Q I show you defense Exhibit D-1, and particularly this area here surrounding the stone quarries, and I ask you what people were in this particular area?

THE PRESIDENT: Can you definitely describe the area? Give it a name or something, or put a letter or number on it?

PROSECUTION: I refer particularly to the area within the wire fence here which surrounds the work place, the entire place or area.

THE PRESIDENT: Are you referring to the fence around the entire camp?

PROSECUTION: I am referring to the fence around the entire camp. In addition to the prisoners, what other people were within that area?

THE WITNESS: At that place where the prisoners worked, there were besides the work detail leaders also the civilian foremen, who belonged mainly to the politicals. There were also men there in SS uniform.

QUESTIONS BY PROSECUTION:

Q What SS men within this area were under the accused, Schuettauf?

A All those guards who were standing there, and also those men who were lead up on that road by the civilians and SS men. No woman and no civilian person was allowed to walk along that street where the prisoners used to work.

Q Will you show on this map the place where Schuettauf used to instruct the details before they set out for work?

DR. KLUGE: I challenge the translation. The question was not "brought down," but "instructed." The prosecution asked with respect to the place where Schuettauf instructed the guards. That is the way I heard this question. Now this question has been translated "where Schuettauf brought down the details."

PRESIDENT: The question was to indicate the place where Schuettauf interrogated the guards or instructed them, that was the question.

DR. KLUGE: Instructed.

PRESIDENT: Please let him designate that by either a letter or a number.

THE WITNESS: Here in the middle of the Jourhouse there was a gate or door.

PROSECUTION: Will you mark that with the letter "A"?

THE WITNESS: On the other side of the Jourhouse was the place where the guards were standing.

PRESIDENT: Tell the witness to just answer the questions which are propounded upon him.

QUESTIONS BY PROSECUTION:

Q At the time of these instructions where were the prisoners?

A Most of the time the prisoners at that time were in the middle of the roll-call place.

Q Will you designate that by the letter, "B"? Where were the guards standing at the time of these instructions?

A Where do you want me to put the letter "E", where the work details were standing or where the guard detail was?

Q Where the work details were standing.

PROSECUTION: Will the reporter please read the last question?

(Whereupon the reporter read back the last question as follows:

"Q. Where were the guards standing at the time of these instructions?")

THE WITNESS: The guards were standing on the other side of the Courthouse.

QUESTIONS BY PROSECUTION:

Q. Will you mark with the letter "C" where the guards were standing? After the accused, Schuettauf, gave his instructions to the guards, where did the guards go?

A. The guards remained there standing and were waiting for the work details which they were marching out to work.

Q. Did the work details meet the guards at the place where you have marked "C"?

A. Yes, here was a street over which they had to march in order to get to work.

Q. Did the guards and the details march out together on that street?

A. They went out together through the gate. We were marching in the middle and the guards were around us at a distance of a few meters. And they held their rifles at their ammunition pouches.

Q. Will you please indicate on Defense Exhibit 1, with a green line, the route they took to the work place?

PRESIDENT: Come up here so the court can see what he is talking about. As he talks, translate it.

A. Here where I made this line the work details met their guards, and then they continued on marching to their work places. The work details which came out from here went in different directions to various work places. For instance, this way to St. Georgen, and this way at the Danube.

Q. Did any of the details come into this area of the Steinbruck Kasten-Hofen

in this area of the work place within the wire fence which surrounded the camp?

A Yes, in the years of 1942 and 1943 we always went to this place to work.

PRESIDENT: Wait a minute, that is a whole camp you are indicating there.

THE WITNESS: Yes, I am talking about the work details that worked at the stone quarries here. Other work details were working in the potato fields.

PRESIDENT: Your question could have been asked a little more definitely. You could have asked the question, what details were sent out from this place and where were they sent?

QUESTIONS BY PROSECUTION:

Q What details were sent out from this place you have designated on the map as "C", and where did they go in the years 1943 and 1944?

A Here in the years of 1943 the work details marched out this way and went to the work details, stone quarries, Rosten-Hofen, Steyr, Messerschmidt, and all those stone quarries.

Q Will you mark with a green pencil the route they took from the point you have marked "C" to the stone quarry.

A The work detail for the stone quarry Gusen lined up here.

PROSECUTION: Mark that point with the letter "D".

Q Where was the stone quarry Gusen?

A The stone quarry Gusen was located approximately in this corner. Here, at this hall, is the stone sculptures hall number 19, stone sculpture shop 19.

PRESIDENT: This is off the record.

(Discussion off the record.)