

Jefferson County Circuit Court
Case Files - Criminal
November 1868, No. 14

Box 22 Folder 29

State

vs.

O'Leary, Daniel
O'Leary, Jerry

Assault with intent to kill

Shot at Robert J. Boas

State of Missouri
County of Jefferson

In Circuit Court
November Term A.D. 1868

The Grand Jurors of the State of Missouri in and for the body of the County of Jefferson and State of Missouri duly empannelled sworn and charged to inquire within and for the body of the County of Jefferson upon their oath do present that Daniel O'Leary late of the County of Jefferson and State of Missouri did on the fourth day of July A.D. 1867 at the County of Jefferson aforesaid with force and arms in and upon one Robert F. Boas in the peace of the State then and there feloniously, willfully on purpose and of his malice aforethought did make an assault and that he the said Daniel O'Leary with a certain pistol then and there charged and loaded with gunpowder and five leaden bullets which he the said Daniel O'Leary then and there in his right hand had and had then and there feloniously willfully on purpose and of his malice aforethought did discharge and shoot off to at and against the said ^{Robert} ~~Richard~~ F. Boas then and there giving to him the said ^{Robert} ~~Richard~~ F. Boas in and upon the right wrist of him the said Robert F. Boas with a leaden bullet by the force of the gunpowder aforesaid out of the pistol

aforsaid discharged and shot off one wound
of the length of one inch and of the depth of
four inches with the intent then and there
to kill the said Robert J. Boas then and there will-
fully, feloniously on purpose and of his
malice aforethought to kill against the peace
and dignity of the State.

And the Grand jurors aforsaid upon their oaths
aforsaid do further present that Daniel O'
Leary late of the County of Jefferson and State
of Missouri on the fourth day of July A.D. 1867
at the County of Jefferson and State aforsaid with
force and arms in and upon one Robert J.
Boas in the peace of the State then and there
being feloniously did make an assault and
that he the said Daniel O'Leary with a certain
revolving pistol of the length of eight inches then
and there charged and loaded with gunpowder
and five leaden bullets which he the said Daniel
O'Leary then and there in his right hand had
and held then and there feloniously willfully
on purpose and of his malice aforethought
and by his act and procurement
did discharge shoot off to at and against
the said Robert J. Boas then and there giving
to him the said Robert J. Boas in and upon
the right wrist of him the said Robert J. Boas
with a leaden bullet by the force of the gunpow-
der aforsaid out of the pistol aforsaid

discharged and shot off as aforesaid one wound of the length of four inches and of the depth of four inches and so the jurors aforesaid upon their oaths aforesaid do say that the said Daniel O'Leary then and there in manner and form aforesaid was wounded disfigured and did receive great bodily harm by the felonious act of the said Daniel O'Leary against the peace and dignity of the State And the grand jurors aforesaid upon their oaths aforesaid do further present that the Jerry O'Leary then and there unlawfully and feloniously was present aiding assisting abetting and counselling exciting and advising him the said Daniel O'Leary the felony aforesaid in manner and form aforesaid by means aforesaid to do and commit against the peace and dignity of the State.

Ira E Leonard
Circuit Attorney

No 14

State of Missouri
Against

Daniel O Leary
Lerry O'Leary

Assault with intent to
Kill & do great bodily harm

Witnesses

Robert J Boas
Wm J. McConnell
David Goff
Mathias Lepp
Wm Reynolds

A true bill
Maur. C. Freeman
Foreman

Filed Nov 18th 1868,
E. J. Honey & Co

COUNTY OF JEFFERSON, Sct.

THE STATE OF MISSOURI,

To the Sheriff of the County of Jefferson—Greeting :

We Command you to take

Daniel O'Leary

if he be found in your County, and *him* safely keep, so that you have *his* body before the

Honorable Judge of our Circuit Court

Dorchester

at Hillsboro, within and for the County of Jefferson, then and there to answer unto an Indictment

found against *him* by the Grand Inquest for the body of the County of Jefferson, for

*an assault with intent to kill and
do great bodily harm,*

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

E. A. Honey

WITNESS, *Samuel A. Reppy*, Clerk of our said Circuit Court,

with the Seal thereof hereto affixed, at Office, this

Eighteenth day of *November*

A. D. 1868,

Elias A. Honey

Clerk Circuit Court.

By Tho. Horine Depy

State
of
Leany
Capria

John Williams
Sheriff fee \$1.00

I Greenlee the within Capria in Jackson County
Mo on the 18th Day of Oct 1880 by Arresting
Daniel C Leany and bringing him into Court
John Williams Sheriff

COUNTY OF JEFFERSON.

The State of Missouri,

To Robert J. Boas, Wm. J. Mc Connell,
Daniel Goff, Nathaniel Goff & Mrs. Reynolds

YOU ARE HEREBY COMMANDED, That setting aside all manner of excuse and delay, you appear
before our Circuit Court for the County aforesaid, ~~on the~~ *forthwith*

at Hillsboro, then and there to testify, and the truth to say in a certain

matter of controversy, now pending in our said Court, wherein

the State of
Missouri is
Plaintiff, and *Daniel Goff & Henry Goff*

vs

Defendant, on the part of *State*
and herein you are in no wise to
fail.

Witness, ELIAS F. HONEY, Clerk of our said

Court, with the seal thereof hereto affixed, at office

this _____ day of _____ A. D. 186

Elias F. Honey Clerk
Wm. J. Mc Connell

SUBPOENA.

To Jefferson Circuit Court.

Kor

Term, 1868

State
vs

Adams

John Williams Sheriff fees 2.00

*Presented the within copy in 24th Dec mo on the 18th day
of November 1868 on R. G. Bone David Hoff Mathias
Sept & ~~John~~ Reynolds by reading the same in their presence
and hearing*

*John Williams Sheriff
of the Jefferson Circuit*