

Jefferson County
Case Files - Criminal
September 1874

Circuit Court

State

vs

Byons, John

Assault with the intent to rape

Testimony

Box

33

Folder 23

State of Missouri
County of Jefferson 3

Before me the Henry H. Sanne a Justice of the Peace of and for said County of Jefferson personally came Sophia Rauch, who being duly sworn according to Law Depoeth and Saith that on the 17th Day of August 1874 the Defendant John Lyons Son of Edward Lyon (Calver), came to her House near the mouth of Big River in the County of Jefferson and attempted to Commit Rape on her the said Sophia Rauch, Caught hold of her and attempted to throw her Down and when She resisted his actions in self defence he pulled a Revolver on her threatening to Shoot her Down if She did not comply to his wishes and the Depoent Says that She is certain that the above named John Lyons is the identical person and guilty of the facts above charged

Sophia Rauch

Sworn to and Subscribed before
me in the County of Jefferson
this 18th Day of August 1874

Henry H. Sanne Justice of the Peace

Witness Hermann Backer
F. J. Bergner

Daphia Ranch
as
John Lyons
Appointed

Justifier \$0 50 ~~00~~
Warrant paid - 50
Total \$1 00
Docket Entry - 20

SUBPŒNA.

THE STATE OF MISSOURI,

To *Henry H. Gannoe* *Berger and Barker* Greeting:

You are hereby commanded to be and appear personally before me,
Wm. Gannoe, one of the Justices of the Peace within
and for *Lawrence* Township, in the County of Jefferson, on
the *10* day of *August*, 187*4*, at the hour of 10
of the clock in the forenoon of that day at my office, in the township
and county aforesaid, to testify on the trial of a cause wherein *State*
of Mississippi is plaintiff, and *John Lyons* is de-
fendant, in behalf of *The State* and hereof fail not at
your peril. Witness my signature this *18* day of *August* 187*4*.

Henry H. Gannoe

Justice of the Peace.

Hennrich Backer
and Bergner

Justice 800 70^{cts}

The within named
witnesses not found
in my country

John Dungeon
Constable

State of Missouri }
County of Jefferson }

The State of Missouri to the Sheriff
or any Constable of the County aforesaid Greeting
Whereas Complaint has been made before me one of the
Justices of the Peace in and for the County aforesaid
upon the oath of Sophia Rouch that John Lyons
of the County of Jefferson did on the 14th Day
of August 1874 at her Sophia Rouchs House near
the mouth of Bigriver in the County of Jefferson
attempt to commit Rape on her person, by catching
hold of her and attempted to throw her down, and when
she resisted his actions in self defence he pulled
a Revolver threatening to shoot her down if she did
not comply to his wishes, that she is certain said
John Lyons to be the identical person and guilty of the
fact charged, These are therefore to Command you
in the name of the State of Missouri to take the said
John Lyons if he be found in your County and take
and safely keep the said John Lyons so that you
have his body forthwith before me to answer the
said Complaint and be otherwise dealt with according
to Law.

Given under my hand and Seal
this 15th Day of August 1874.

Henry H. Sanne 
Justice of the Peace

Warrant to apprehend

John Lyons

Justified \$0 50^{cts}

Constable 45^{cts}

Mileage 45^{cts}

Executed the with
in writ by having
the body of the said
John Lyons here
before the court
this 25th day of
August 1874

John Dunigan
Constable

State of Missouri
County of Jefferson

State of Missouri
vs
John Lyons
By me Henry Sann
Justice of the Peace
on a charge of
Rape

Now on this day comes John
Lyons defendant in the above entitled
cause and ^{who being duly sworn} says that he, the defendant
believes that he
cannot have a fair trial or exam-
ination before said justice (Henry
Sann) He therefore asks that the
original papers be handed over
to some other justice in the
County.

Subscribed and sworn
to before me this
25th day of August 1874
John ^{his} Lyons
mark

Henry H Sann
Justice of the Peace

filed August 23rd
1874

Henry H. Lane

Justice per \$35⁰⁰

Officiant for
Change of venue

Saffrey Ranch from

to John Lyon Dep

The within allowed and the Case
Transferred to Sullivan Francis at Hillsboro
for Jeffersonian County Mo this 25th Day of
August 1874 Henry H. Lane
Justice of the Peace

State of Missouri
County of Jefferson }

Be it Remembered that
this 25th Day of August 1874 John Lyons
of the County of Jefferson and Edward Lyons
of the County of Jefferson personally came
before me H. H. Hannum a Justice of the Peace
within and for the County of Jefferson
and acknowledged themselves to owe the State
of Missouri the sum of two hundred Dollars
to be levied of their respective Goods
Chattels Land and Tenements if the said
John Lyons shall fail his Condition as
herein written

The Condition of this Recognizance
is such that if the above bounden John
Lyons shall personally be and appear before
Sullivan Frazer a Justice of the Peace
within and for said County on the 31st next day
of August 1874 at his office at the Court
House in Helixboro Jefferson County Mo
then and there to answer to the Charge
made against said John Lyons for attempt-
ing to Commit Rape on the Body of Sophia
Rauch whereof the same stand charged
and shall not depart from the said Justice
Court without leave then they Recognize
to be void otherwise remain in full force
and Effect

John ^{the} Lyons
mart

Taken and Confessed
before me this 25th Day of August 1874
H. H. Hannum
J. P.

Edward ^{the} Lyons
mart

McCaughey

Ed. Lyang

John Lyang

State of Missouri } Sophia Ranch prosecutor
 against }
 John Lyons Dept J }

Feebill of all cost accrued in
 the above Entitled case

" affidavit and Warrant \$ 85
 " Witness Subpoena 35
 " Docket Entry 20
 140

" Change of Venue affidavit 140
 and Transcript \$135 135
 275

Constable fee Warrant 75
 Witness fee 35
 Mileage 20 mile 100
 Carrying papers 100
 310 310

Total Cost 585

I H H Sanne a Justice of the Peace within
 and for meramec Township Jefferson County Mo
 do Certify the above to be a correct account of all
 Cost accrued before me in the above Entitled Cause
 that the same Remains due and unpaid this
 25th Day of August 1874

Henry H Sanne
 Justice of the Peace

State of Missouri

against

John Lyang Sept

feeble of cost \$5.75

State of Missouri } Sophia Rauch prosecution
 vs } attempt for attempting to
 John Lyons } Commit Rape

Warrant issued the 18th Day of August 1874
 upon the oath and Complaint of Sophia Rauch
 for the Crime of attempting to Commit Rape on
 the Body of said Sophia Rauch, Warrant Directed
 to Constable Dunnigan of Meramec Township made
 Returnable forthwith H H Canne Justice of the Peace
 and on this 25th Day of August 1874 the Constable
 Returned Warrant Executed by having the Body of
 John Lyons before the Justice.

and thereupon came the Defendant and made
 and file his affidavit for a change of venue
 which is granted by the Justice and the Cause
 with all the original papers are sent to
 Sullivan Frazier Justice of the Peace at Hillsboro
 Jefferson County Mo for trial
 H H Canne J P

State of Missouri }
 County of Jefferson }

I H H Canne a Justice of the Peace
 within and for the County of Jefferson do Certify the
 foregoing to be a full true and Correct Transcript of the
 Entry and proceeding in the case of State of Missouri
 against John Lyons as the same are on Record in
 my Docket and that the papers thereto attached are
 all the original papers on file in my office
 Witness my hand this 25th Day of August 1874

H H Canne
 Justice of the Peace

State of Maryland

vs

John Legan

Transcript

Justices \$ 100

SUBPOENA FOR WITNESS--J. P.

The State of Missouri, To *Henry Pohlman*

You are *Hereby* Commanded to be and appear personally before me,
Lull Grayson, one of the Justices of
the Peace within and for the Township of *Central*, in the County of

Jefferson State aforesaid, on the *31* day of *August* A. D.
187*4* at the hour of ten o'clock in the forenoon of that day, at my office in the Township and County
aforesaid, to testify on the trial of a cause wherein *State of Jefferson*

Plaintiff, and *John Lynam*
Defendant, on behalf of the *State of Jefferson*

And hereof fail not at your peril. And the person or officer serving this Writ is commanded to have
the same at the time and place aforesaid, certifying thereon his return.

Witness my signature, this *24* day of *August*, 187*4*.

Lull Grayson
Justice of the Peace.

RETURN.

I hereby certify that I served the within Writ in the County of

on the 29th day of August 1874, by reading the same to the within named Henry Pohlman

FEE, \$ 50 c

John Dunningham
Constable

The Winchell & Ebert Printing and Lithographing Company, Hannibal, Mo.

SUBPŒNA FOR WITNESS.

State of mo Pl't
vs.
John Lyon

Def't

BEFORE

Will Frazier J. P.

WITNESSES:

Henry Pohlman

J P Seas 135

SUBPOENA FOR WITNESSES--J. P.

The State of Missouri, To Henry Rouch and
 Sophia Rouch, Plaintiffs

You are Hereby Commanded to be and appear personally before me,
 Sull. Hager, one of the Justices of
 the Peace within and for the Township of Central, in the County of

Jefferson State aforesaid, on the 31 day of August A. D.
 1874, at the hour of ten o'clock in the forenoon of that day, at my office in the Township and County
 aforesaid, to testify on the trial of a cause wherein the State of Missouri
 and is Plaintiff, and John Lyons Defendant, on behalf of the Plaintiff

And hereof fail not at your peril. And the person or officer serving this Writ is commanded to have
 the same at the time and place aforesaid, certifying thereon his return.

Witness my signature, this 26 day of August, 1874

Sull. Hager
 Justice of the Peace.

RETURN.

I hereby certify that I served the within Writ in the County of Jefferson
on the 9th day of August 1874, by relating the same
to the person named Henry Rouch in
Sophia Rouch

FEE, \$ 1.50

John Dunningan
Constable

The Winchell & Ebert Printing and Lithographing Company, Hannibal, Mo.

SUBPOENA FOR WITNESS.

State of Missouri
Pl'ff.....

VS.

John Lyar
Def't.....

BEFORE

Lull J. J. J. J. P.

WITNESSES:

Henry Rouch
Sophia Rouch
Tallman

J. P. J. J. 35

SUBPOENA FOR WITNESS--J. P.

The State of Missouri, To Henry Backner and
Bergner

You are Hereby Commanded to be and appear personally before me,

Shall. Krayer, one of the Justices of
the Peace within and for the Township of Central, in the County of

Jefferson State aforesaid, on the 31 day of August A. D.
1874, at the hour of ten o'clock in the forenoon of that day, at my office in the Township and County
aforesaid, to testify on the trial of a cause wherein the State of Missouri

Plaintiff, and John Swartzkopf
Defendant, on behalf of the Plaintiff

And hereof fail not at your peril. And the person or officer serving this Writ is commanded to have
the same at the time and place aforesaid, certifying thereon his return.

Witness my signature, this 24 day of August, 1874

Shall. Krayer
Justice of the Peace.

RETURN.

I hereby certify that I served the within Writ in the County of

on the day of 187....., by

Fee, \$

The Winchell & Ebert Printing and Lithographing Company, Hannibal, Mo.

SUBPENA FOR WITNESS.

State of Mo Pl'ff
vs.

John Lyon Def't
BEFORE

Sull Trazier J. P.

WITNESSES:

Henry Backer
Bergner

J. P. Jones 35

The State } Before Sullivan Frazier
John Lyons } J.P.
Prosecution for attempt
to commit a rape.

Sophia Ranch on the part of the
State deposes and says

Knows Dept. Saw him on 17th this month.
He came in her field near her house.
He asked me if my husband was at home.
She said no. ~~He~~ Then asked her
if her husband was going to prosecute
the boys. She told him her husband
was going to sue the boys for ~~the~~ taking
the cows. He said he wanted to ~~just~~ ^{kill}
she laid his hands on her & tried to force
the ~~business~~ ^{business} at a revolver. Said he
would shoot her if she did not let
him have connection with her. Then
she followed for assistance she left
the house. Those men she has been
for witnesses come & the boy ran off.
That is all. She & the men went to Lyons
house. The ~~two~~ witnesses Baker went
with her to Lyons house. Baker
asked John Lyons if he knew Titney,
he said no he did not know her.
Baker asked him if he was at
Titney's place she said no he was

not there that morning. She then went
to Phelan and left Baker's card at her.
That was all there was of it.

Cross Examination

It was 9 or 9½ A.M. when the boy went
there. He caught her by the shoulder
wanted to shove her over & she shoved
him away. He did not fall when
she shoved him away. He had on
blue pants & a dark shirt. The shirt
was torn. The pants unbuttoned.
He had no coat. He had on a hat all
worn up. He had a kind of gold slippers
on. ~~What kind of pistol~~ Before, the pistol
was as wide as her two fingers. She
was too badly scared to tell whether it
was a single or double barrel pistol.
She saw it when he drew on her & first
he was two or three feet from her when
he drew a pistol. She was standing
right in front of him when he drew
the pistol. She saw the pistol. It was
presented at her breast. She couldn't
tell whether the pistol had more
than one hole in it or not because
she did not notice it. She saw
one hole. She can't say that she saw
more than ^{one} hole. She saw one hole for

she turned her head to call the witnesses.
She was looking toward the witnesses when
one called for them. She was about
4 feet or 5 feet from the boy at
this time. When the boy saw that help
was coming he went away. When
the boy first took of her he took hold
of her with one hand & then grabbed
her with both hands. When ^{he} grabbed
hold of her he had the pistol in his
hand in his right hand. He did
not have the pistol in his hand when
he first came up. As soon as he asked
her to consent ^{she refused} he drew the pistol.
He drew the pistol out of his pants
pocket. The witnesses were standing
in the field about 80 yards away. They
were in plain view of the house. She
& the boy were not in the house but
about 12 steps away. She could see
the men all the time. They were at
the end of the row & they took the horse
out & came to the house. She hol-
lowed twice & made several motions
with her hands. ^{When they went to town} He was in the room
& they called him out. She did not
know what he was doing. It was about
a quarter of an hour after the boy was

at her house till she went to his. She
did not see the pistol at his house. She
went to Pohlman's where her husband
was at work. Baker said to go over
there. They staid at Pohlman's till
they ^{got} through the morning that evening.
Then Pohlman locked his gun &
went home with them. She told
mom & her husband went by 5 o'clock
& ~~say~~ Sept & Sept followed to them
that ^{he} was not him but some cooper
who had done it. It was about a mile
from witness's house & Lyons house.
Lyons house is on the road from Pohlman
house to witness'. She saw his pistol.

Remained

The house stands on the side of a hill
& the bottom is a little lower. She
could see the witnesses all the time.
They were plowing in fallow land.
He had gone out to the wheat stack
to drive the horses away from his
return Sept stopped just before
she got to the house. The wheat
stack was not between her & the
men plowing.

He never returned.

Sept jumped over the fence & ran

he had better go & see something right
he the matter. My partner said it
is none of our business. We commenced
working again in about 5 minutes
we had to stop again. The noise got
worse & worse & she seemed to call
for help all the time. There seemed
to be more danger all the time.
He went to work again the third time.
The noise got worse & we saw the
knap up to the woman so we
thought we would go & help. We
unlatched our horse, got on them
& rode pretty fast towards the house.
He could not ride very fast for
there is a steep hill ^{quite}. As we went
up the man walked off. When we
were about half way to the house
she met us crying & seemed to be
very much excited. I & Mr. Rouch
went to the rugger's house. I called
for the old man & he came in.
I asked him where his father was.
He said his father was not at home
& would not come before evening.
He said this was the boy who had been
at the house. I asked him if he had
taken those noisy ticks, she said

no. He said his brother were then the
called for them very loud. I told
Mr. Rouch to go on to Pohlman. I
went with Sept to his brother in the
corn field. One of them had a gun &
shot pouch. They were working there.
They said their father was not at
home & would not be till night.
I told them about trouble & they said
they did not believe he had done the
said so too. I then told them if Sept had
done such a thing he had as well leave
the country. I told them that Mrs.
Rouch had gone to Pohlman, & there
was a thrashing party & they might
raise an excitement though the
boy & if he was guilty he had better
leave the country. I told them
not to come on my place again without
first coming & telling what they
wanted. I went home again.
This was on Monday. I had been there
since Saturday at dinner time. No
one there but this man & his wife. I
had bought Rouch out & had just
come Saturday to take charge of the
place & my partner come Sunday.
Rouch was at Pohlman on Monday though

ing. Saw a black person I think but I could not tell who it was. I could not say it was ourigger but think it was. It was pretty near a quarter of a mile away. An easy ten minutes walk. The size of the boy was about size of Sept. He was a good deal lower than the lady. He went up the hill towards Lyon house. He stood at the house about 10 minutes. about 20 minutes in all from field to house. He went to Pohlman's walking. The door of the house at Lyon was open & no one there but Sept.

Grass Harvested.

It took place about 10 o'clock. We were a 10 minutes walk away from the house. When we left no one was there in the morning but Mrs. Rouck. It was at the getting ten minutes from the time noise commenced till we went up. We made about one round & a half while this fuss was going. The land was about twice as long as this ~~business~~ building. Heard her crying & howling. She said "Come", help & motioned towards the field. The first time she only called. She motioned with ~~the~~ her hand the

second & third times we stopped. She seemed to be in very much danger. Motioned at us & called for help. We thought there was danger. I thought she might be making the fire & crying about the horses. They (the horses) might have gotten it. I did want to go when she hollowed the second time. My partner said there was no danger - but the third time I said we must go. The second & third time she hollowed I saw the man up at the house. The first said she thought it was an older brother & left - for she did not know them very well.

Examined.

When we went to Lyons as soon as she saw us, she said he was the one. She said she did not know the boys very well. She said the boy first asked her if the old man was at home. He then asked her if her husband was going to prosecute the boys & she said yes. He then drew his pistol & told her he was going to kill. She told him she was not alone & hollowed for help. He said he did not care

he would fuck her & took his instrument
out.

Subscribed and Henry Boeke
Sworn to before
me this 31st day of August
1874 Suth. Krazier Justice of the
Peace

Henry Pohlman says I don't know
very much. I saw that Chop there
about 9 o'clock on Monday the pun
took place. I saw him at my place.
He saw every hand I had at the thresher.
I run him out of the field. I don't
know where he went to. Saw him
again on ^{same} ^{evening} ~~some day~~ hiding himself
in the fence corner. That was about
a half hour before sundown. Ranch
was afraid to go home & he wouldn't
come one to go along. I went home
a nearly home - went past your
house & just piece. Saw the boy
as we passed ^{he} called on Mrs. Ranch
to stop. He asked her if he was the boy
that had done the mischief & she said

yes. He said he wasn't. It was some
stranger he seen it. I asked him
who was it if it was a black one or not.
He said it was a black man, an entire
stranger to him. I told him to let the
people go peaceable. I was at home
when Mrs. Rouse came. I saw her among
the first. She seemed to be scared - she
was in mighty bad feelings. I asked
no questions. She was not crying but
was mighty near to it.

Cross Examined

I had a gun with me & had ⁱⁿ each barrel
16 buck shot. I thought I would put
in enough for one rigger, for I
had been stopped there myself.
I did not speak to him before he said
any thing. I did not get into the field.
Mr. Rouse did not tell me to shoot.
I did ^{not} advise this prosecution. She
did not tell me then that the boy had
been at her house - I did not
listen at her, I was very busy.
I don't know at that time of her
telling any one else. I did not ask
her why she was so badly. I noticed
she was badly scared but I did not ask
her why. Henry Pohlmann

Subscribed and sworn to before
me this 31st day of August 1874
Sull. Hager Justice of the Peace

For Defense.

Edward Lyons on part Defendant
says I am the father of a boy. He is thirteen
years old the first day of this month. I
was in Franklin on P. R. R. on Monday
the 17th day of Aug. I was between 6 & 7
o'clock in the morning when I left home
& got home in evening between 9 & 10
o'clock. My wife was with me at
that time. He has no pistol. If he has
it is hid in the woods. I have a pistol
I had it with me that day. It
is a Brass It.

It was a revolver. I had it with
me that day. I don't carry it gene-
ally. I don't know there is more than
one pistol on my place. I am certain
of that.

Edward ^{his} Lyons
^{sworn to}

Subscribed and
sworn to before me this 31st
day of August 1874 Sull Hager
Justice of the Peace

William, your son I am brother of
 Sept. I was at home on 17th Aug. ~~He~~
 Sept was with me, tying fodder. He
 was packing & I was tying. He was with
 me all day. He has one pistol in
 our family. It is the old one. It
 is a revolver.

Cross examined

He went to work about 6 or 7 o'clock
 He worked till 10 o'clock. ~~He was after~~
 After 10 o'clock I set him to getting
 dinner. I went about 100 yds away
 to sucking tobacco.

He examined.

He got dinner done at about
 half past seven. He home o'clock

William Lyons

Subscribed and sworn to
 before me this 31st day of Au-
 gust 1874 Sull. H.razier
 Justice of the Peace

Carter Lyons says I am brother of
Deft. I was at home on 17th Aug. ~~He~~ ^{My} was
at home. He & I worked together till
10 o'clock & we sent him to the house
to get dinner. It was about 100 yards
from where we were ~~at~~ ^{at} work. He got
dinner at half past eleven. He was
present at dinner. He was in the field
at work in the evening. He had only
one pistol in our family. It is a revolver.
My father had the pistol
on 17th Aug. He was Frank in that
day.

Cross examined

When we sent him to get dinner we
looked at the Clock so as to give him
time to get dinner & we returned at half
past eleven. I looked at the Clock
again when they got dinner. Well
I know it was Monday. I got dinner
myself yesterday. I did not look at
the Clock for no one was there to
eat but me & John.

Carter Lyons

Subscribed and sworn to before
me this 31st day of August 1874

Wm. H. Hayes

Justice of the Peace

Ranch Law left between 8 & 9 o'clock
in the morning of trouble

Heinrich Rauch

Subscribed and sworn to before
me this 31st day of August 1874
Will. Wagner Justice
of the peace

State

21

John Lyons

Attempt to Ranch.

Evidence

writing down the evidence
since 1874 was 4.05

We John Lyon ~~and~~ as principal and
Edward Lyon as security acknowledge
ourselves indebted to the State of Mis-
souri in the sum of one hundred
dollars for the payment of which we
find ourselves our heirs, executors
and administrators. This Recognizance
is however upon this condition
that whereas John Lyon has been
arrested & brought before Sullivan
Hoggin, ^{Justice of the Peace of and for Jefferson Co. Mo.} on a charge of being joined
Kerry H. Lamm a Justice of the
Peace, on a charge of an attempt to
commit a rape upon Sophia
Rough & was found guilty of the
same by said Hoggin. Now if
the said John Lyon shall be and
appear before the Jefferson Circuit
Court on the first day of the next
Term thereof to be holden at Hillsboro,
on the second Monday of September
1874 and from day to day at said
term to answer an indictment
which may be preferred against
him for said offence and not
depart said Court without leave
then this Recognizance shall
be void, otherwise it shall

remain in full force.

Witness our hands & seals this 31st
day of August 1874.

John ^{this} Lyons
Edward ^{mark} Lyons

Qlad
Qlad

Attest

John H. Thomas

approved this 31st day of August
1874
Shall Hagerman Justice
of the Peace

Hand

State

no

John Langens

Hand, appeared

Justice Savings State
 fees as shown as
 per fee bill 2.75 John Lyman
 least Durigan 3.10 Brought before me by change of
 Justice Magers 3.85 from the office of Henry Savings
 fees Docket 10 Justice of the Peace of Marion
 Index 10 Township Jefferson County Mo on
 3 Subpoena 1.05 this 31st of August 1874 appeared
 James Bond 35 John Lyman in open Court
 swearing out 40 charged with an attempted
 uniting ^{of} ~~claim~~ 4.05 Rape on Sophia March the
 & certificates to 75 cause coming on to be he
 Durigan 6.85 ared and after hearing the
 least ~~Mag~~ 1.00 evidence in the case it is
 7.85 considered by the Court that
 Henry Baker 50 there is probable cause of the
 Henry Ballman 50 Prisoner guilty and bound him
 Hermon Berger 50 in a bond of \$10000 for his
 15.0 appearance on the first day of
 State of Missouri the next term of the Circuit
 to any of Court to be held at Hillsboro
 Jefferson } Jefferson County Mo Sull Magers
 I Sull Magers of Justice (Justice of the
 of within and for the County Peace
 of Jefferson State of Missouri hereby
 certify the foregoing to be a full true
 and complete transcript of the the
 above entitled cause as the same ap-
 pears on my Docket and all the papers
 in the case that has been filed in
 my office given under my hand
 this 7th day of September 1874
 Sull Magers Justice
 of the Peace

Start of mission
against
John Ryan

Justice Saunders
died

\$2.75

3 10

1 00

\$ 80

1 00

1 57 65

30

50

50

1 10 15

John Davidson lost

Same before me

S. Wagner's deed

His transcript & deed

Westmead

Henry Baker

Henry Bellman

German George

State of Missouri } Twenty Sixth Indi-
County of Jefferson } cial Circuit.

} In the Circuit Court
} September Term 1874

The Grand Jurors of the State of Missouri duly impanelled sworn and charged to inquire within and for the body of the County of Jefferson in the State of Missouri upon their oath do present that one John Lyons, late of the County aforesaid, on the seventeenth day of August, in the year of our Lord Eighteen hundred and seventy four, at the County of Jefferson in the State of Missouri with force and arms, the said John Lyons being then and there armed with a certain dangerous weapon, to wit, a pistol, in and upon one Sophia Rourke then and there being, did unlawfully make an assault, and her the said Sophia Rourke did then and there forcibly and violently seize by her shoulders and attempt to throw her upon the ground, with intent her the said Sophia Rourke violently forcibly and against her will then and there unlawfully and feloniously to ravish and carnally know, to the great damage of the said Sophia Rourke, contrary to the form of the Statute in such case made and provided and against

the peace and dignity of the State of
Missouri,  Abner Green
Prosecuting Attorney

14

3969

State

vs.

John Lyons

Assault with intent
to commit Rape

Witnesses, —

Sophia Bouke

Henry Baker

Herman Bargar

Filed Sept. 18th 1874

W S Boyce

State of Missoury } Twenty sixth Judicial Circuit
County of Jefferson } In the Circuit Court September Term 1874,

The Grand Jurors of the State of Missouri duly impaneled sworn and charged to inquire within and for the body of the County of Jefferson in the State of Missouri, upon their oath do present that one John Lyons, late of the County aforesaid, on the seventeenth day of August, in the year of our Lord Eighteen hundred and seventy four, at the County of Jefferson in the State of Missouri with force and arms, (the said John Lyons being then and there armed with a certain dangerous weapon, to wit, a pistol) in and upon one Sophia Route then and there being, did unlawfully make an assault, and her the said Sophia Route did then and there forcibly and violently seize ~~her~~ by her shoulders and attempt to throw her upon the ground, with intent her the said Sophia Route violently forcibly and against her will then and there unlawfully and feloniously ravish and carnally know, to the great damage of the said Sophia Route contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State of Missouri,

Almer Green
Prosecuting Attorney

State
vs

John Lyons

Assault with intent

To commit Rape

—, —

Minneapolis

Lathia Rourke

Henry Baker

Herman Barger

— " —

A true bill

~~S. J. Johnston~~
Foreman

Filed Sept. 19 1874

W. S. Boyce

Old

Note

John Lyons

Now Comes said Defendant
moves the Court to commit
the fine of one hundred dollars
imposed upon him this day
to imprisonment to the County
Jail & to discharge him from
the payment of the Cert for
the following reasons.

1. Because he owns no
property wherefore he is not
able to pay either the fine or
the Cert.

John Lyons

By his atty,

John L. Howard Jr.

Mate

VS.

John Lyons

Noted to Com-
mune the sum-
mer of

Filed Sept. 194874

W S Boyce (old)

3969

State

as

Lyon

Filed Sept. 12 1874

W. J. Boyce

clerk