Kansas Memory

KANSAS HISTORICAL SOCIETY

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder

**Section 2, Pages 31 - 57**

2nd District. Funds for digitization provided by Mr. Steve Peckel in memory of William Chalfant.

Date: date of crime August 25, 1858; indictment October 1858

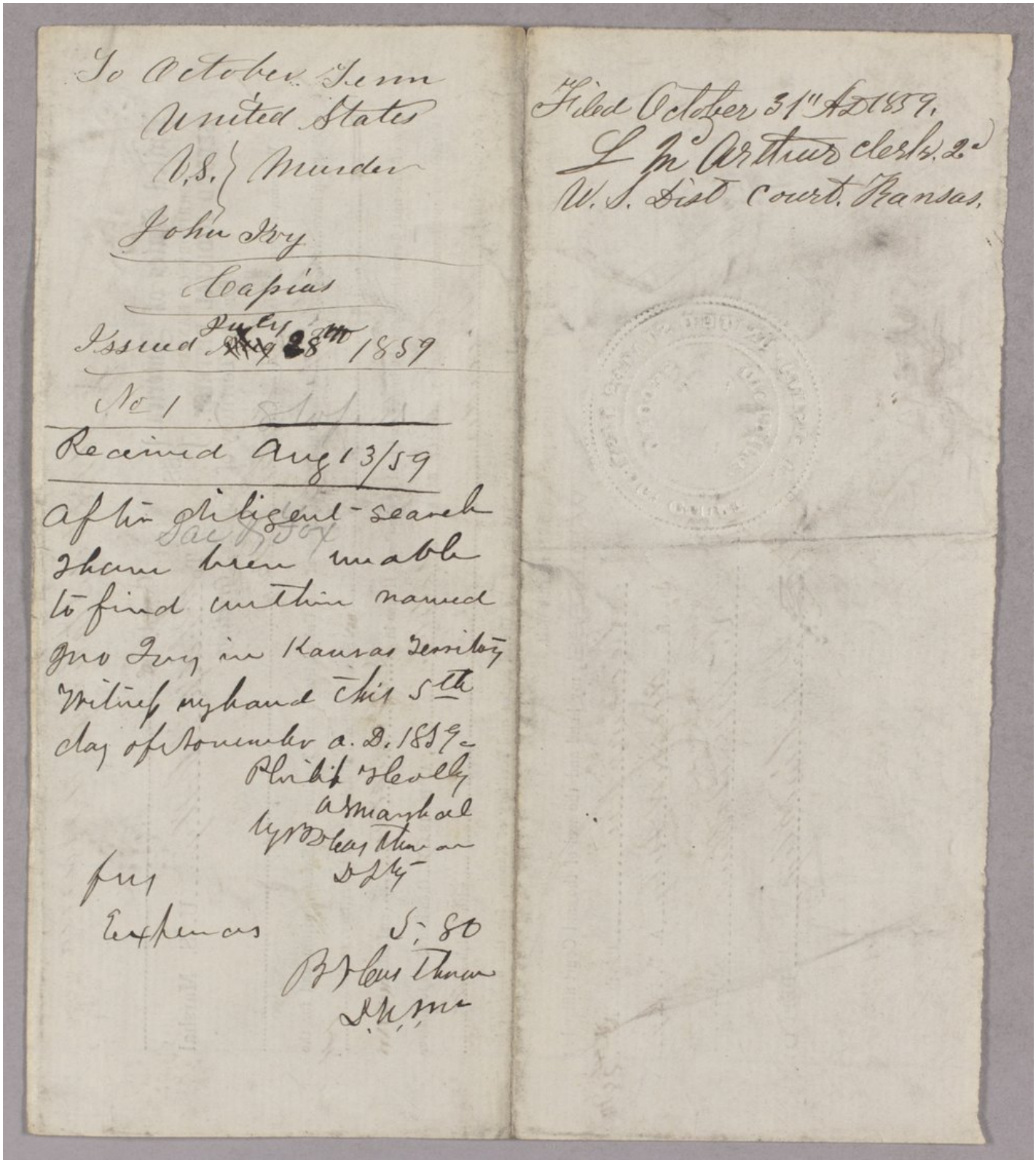
Callnumber: Kansas Territory Criminal Case Files, Box 13, Folder 29

KSHS Identifier: DaRT ID: 445560

Item Identifier: 445560

www.kansasmemory.org/item/445560

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**

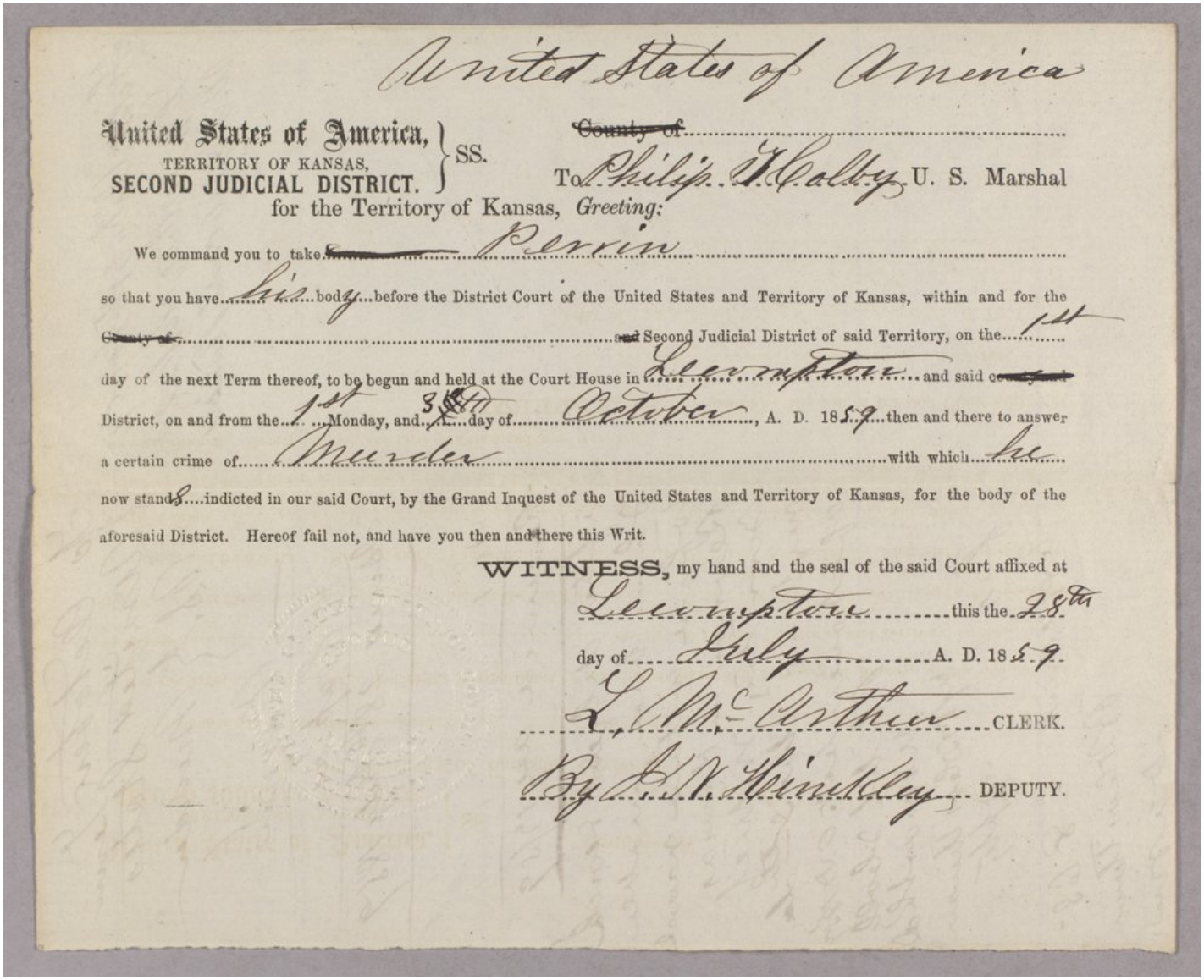


To October Term
United States
D.S. } Murder
John Joy
Capias
Issued Oct 28th 1859
No 1
Received Aug 13/59
after diligent search
have been unable
to find within named
John Joy in Kansas Territory
Witness my hand this 5th
day of November a. D. 1859
Philip Hedly
a Marshal
by W Bear Thomas
D.M.K.

Fees
Expenses $5.80
W Bear Thomas
D.M.K.

Filed October 31st A.D. 1859.
L. M. Arthur clerk &c
U. S. Dist Court Kansas.

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



United States of America

United States of America, } SS.
TERRITORY OF KANSAS,
SECOND JUDICIAL DISTRICT.
for the Territory of Kansas, *Greeting:*

~~County of~~

To Philip J. Colby, U. S. Marshal

We command you to take ~~[redacted]~~ Perrin

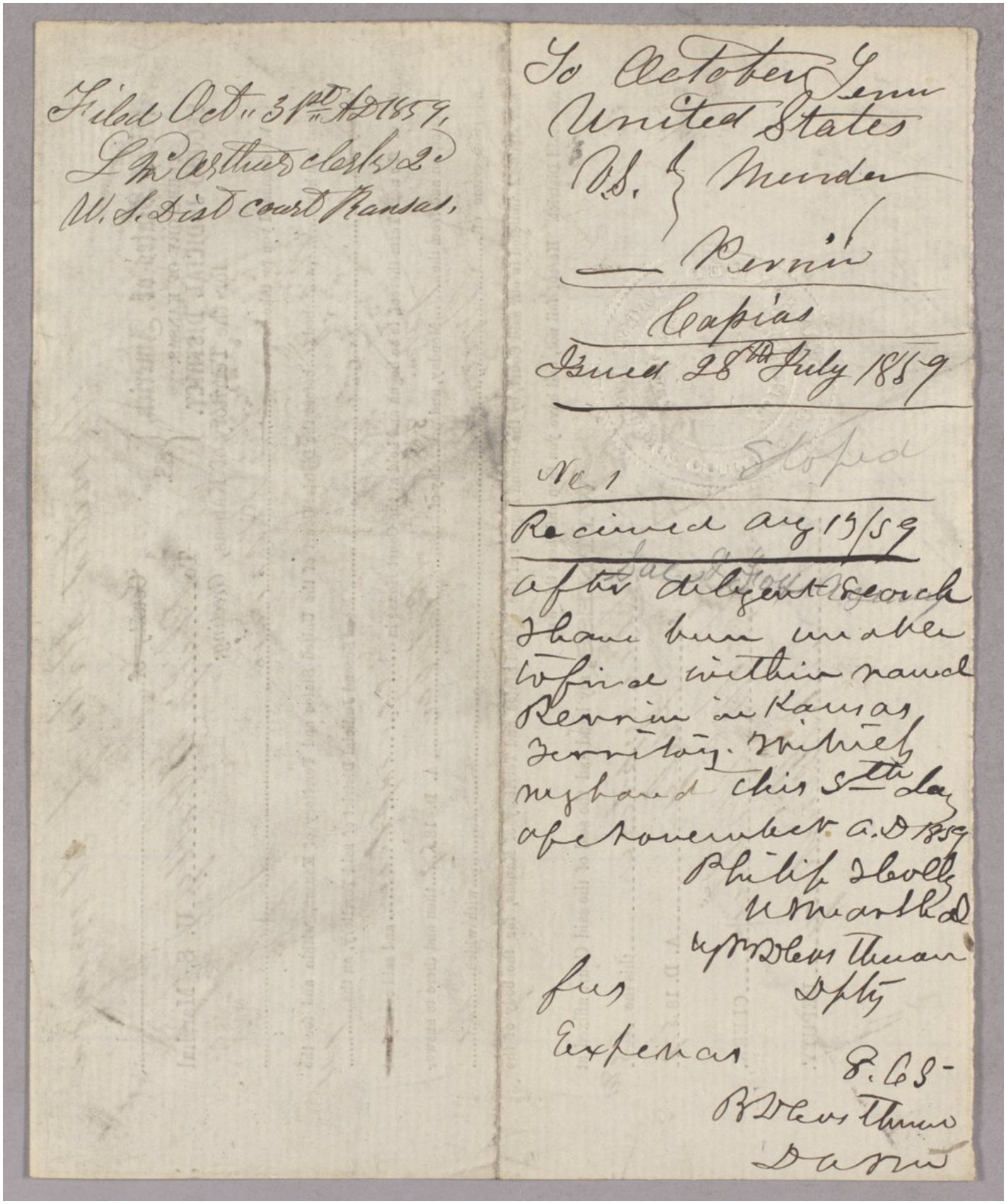
so that you have his body before the District Court of the United States and Territory of Kansas, within and for the ~~County of~~ and Second Judicial District of said Territory, on the 1st day of the next Term thereof, to be begun and held at the Court House in Leavenworth and said ~~county~~ District, on and from the 1st Monday, and 3rd day of October, A. D. 1859 then and there to answer a certain crime of Murder with which he now stands indicted in our said Court, by the Grand Inquest of the United States and Territory of Kansas, for the body of the aforesaid District. Hereof fail not, and have you then and there this Writ.

WITNESS, my hand and the seal of the said Court affixed at Leavenworth this the 28th day of July A. D. 1859.

L. McCarthur CLERK.

By D. N. Hinsdale DEPUTY.

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



Filed Oct 31st A.D 1859.
Lm Arthur clerk 2d
U.S. Dist court Kansas.

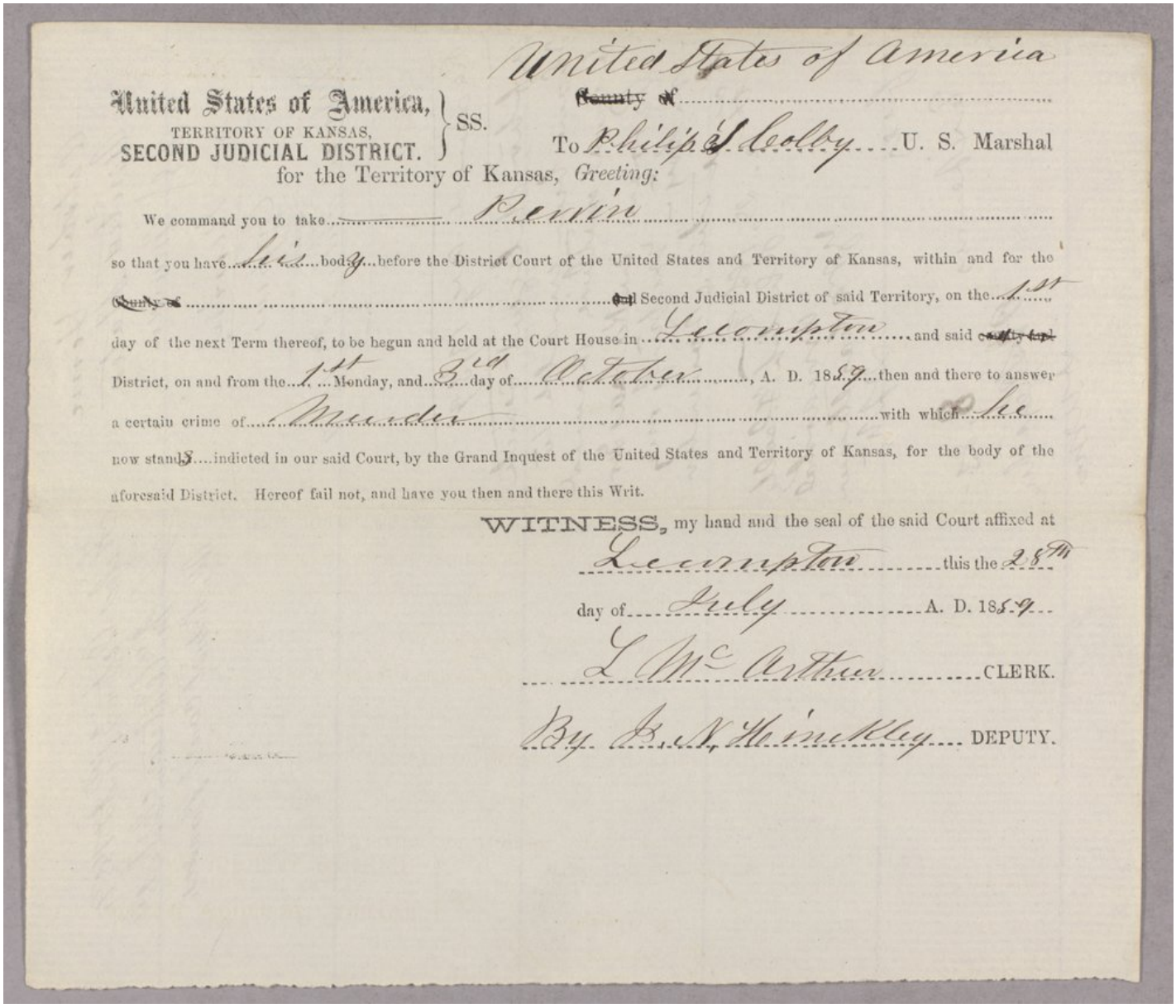
To October Term
United States
U.S. } Murder
— Perrin
Capias
Issued 28th July 1859

No 1

Received aug 13/59
after diligent search
I have been unable
to find within named
Perrin in Kansas
Territory. Whereof
my hand this 5th day
of November A.D 1859
Philip Ebell
U Marshl D
by W Dews Thomas
Dpty

fees
Expenses $.68-
W Dews Thomas
Dpty

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



United States of America

United States of America, } SS.
TERRITORY OF KANSAS,
SECOND JUDICIAL DISTRICT.

~~County of~~ .....

To Philip St. Colby ... U. S. Marshal
for the Territory of Kansas, *Greeting:*

We command you to take Perrin

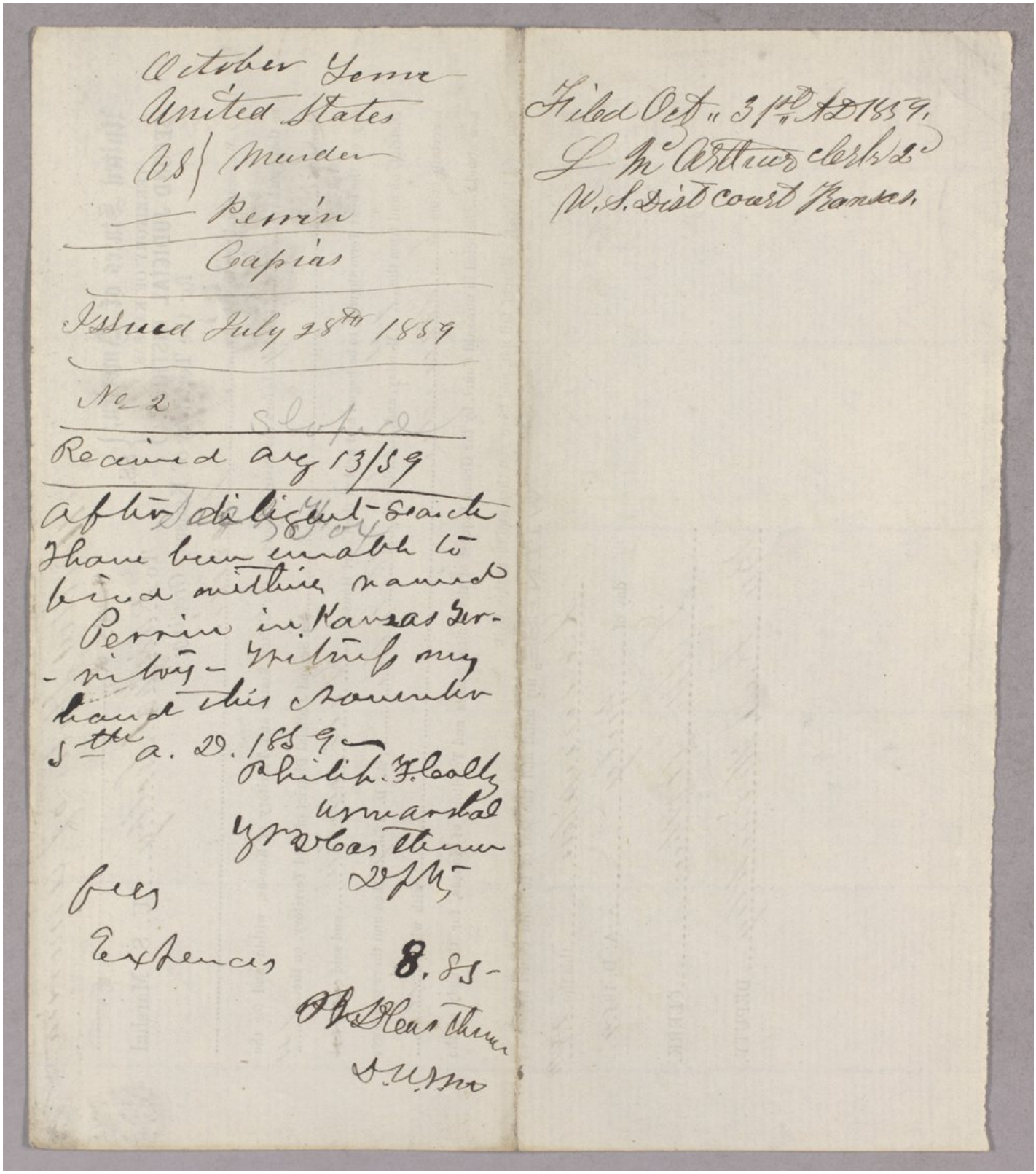
so that you have his body before the District Court of the United States and Territory of Kansas, within and for the ~~County of~~ ..... ~~and~~ Second Judicial District of said Territory, on the 1st day of the next Term thereof, to be begun and held at the Court House in Lecompton and said ~~county and~~ District, on and from the 1st Monday, and 3rd day of October, A. D. 1859 then and there to answer a certain crime of Murder with which he now stands indicted in our said Court, by the Grand Inquest of the United States and Territory of Kansas, for the body of the aforesaid District. Hereof fail not, and have you then and there this Writ.

WITNESS, my hand and the seal of the said Court affixed at Lecompton this the 28th day of July A. D. 1859

L McArthur CLERK.

By J. N. Hinckley DEPUTY.

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



October Term
United States
vs
Murder
Perrin
Capias

Issued July 28th 1859

No 2

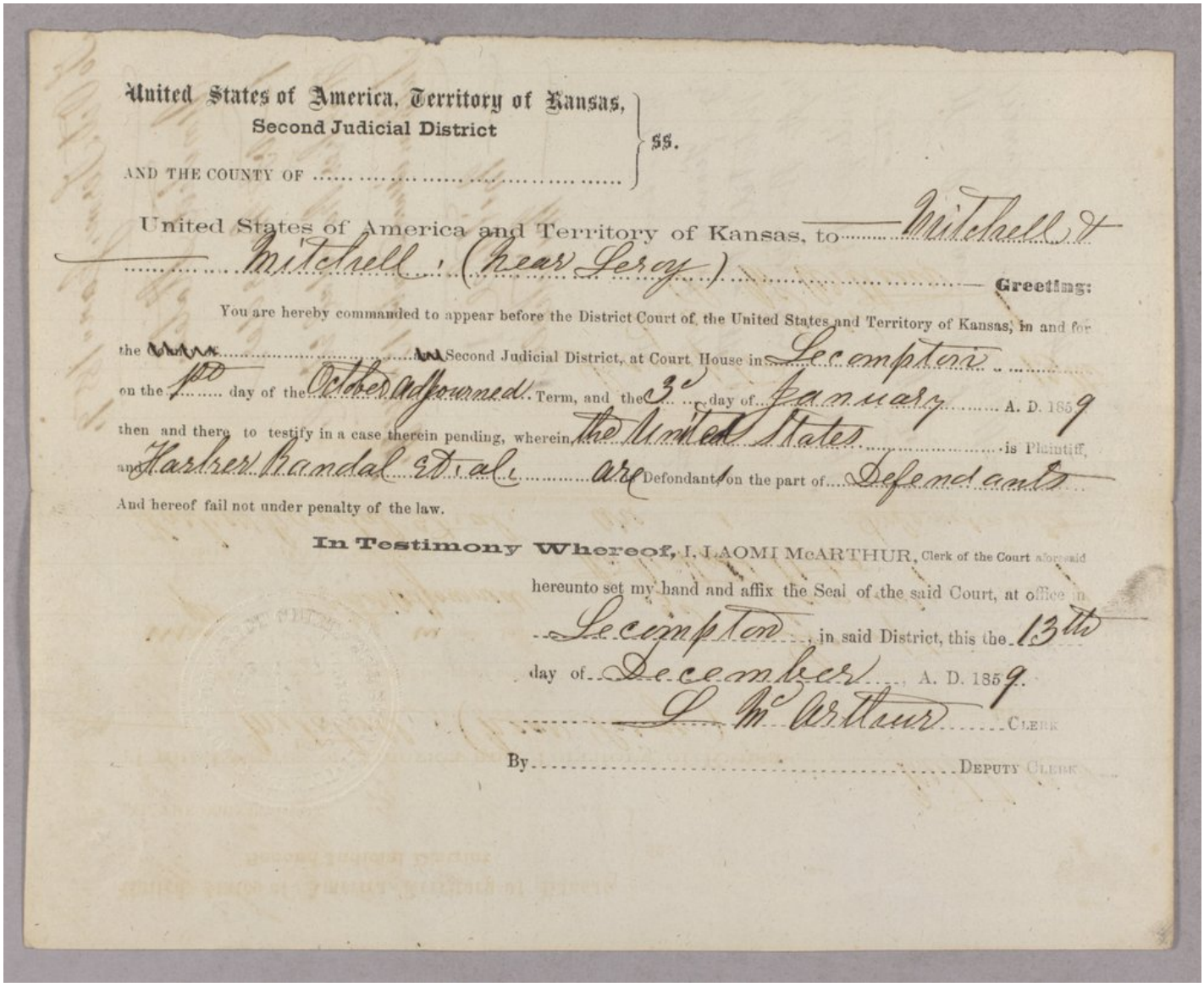
Received Aug 13/59

after diligent search
I have been unable to
find within named
Perrin in Kansas Ter-
-ritory - Whereby my
hand this Sixteenth
Sept A. D. 1859
Philip. F. Cooley
Marshal
by Thos Thomas
Dpty

Fees
Expences 8.85-

Filed Oct 3rd A.D. 1859.
L. M. Arthur clerk &c
U.S. Dist court Kansas.

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



United States of America, Territory of Kansas,
Second Judicial District
AND THE COUNTY OF ..... } ss.

United States of America and Territory of Kansas, to Mitchell & Mitchell (near Leroy) Greeting:

You are hereby commanded to appear before the District Court of the United States and Territory of Kansas, in and for the Second Judicial District, at Court House in Lecompton on the 10 day of the October Adjourned Term, and the 3d day of January A. D. 1859 then and there to testify in a case therein pending, wherein the United States is Plaintiff, and Harbert Randal et al are Defendants on the part of Defendants

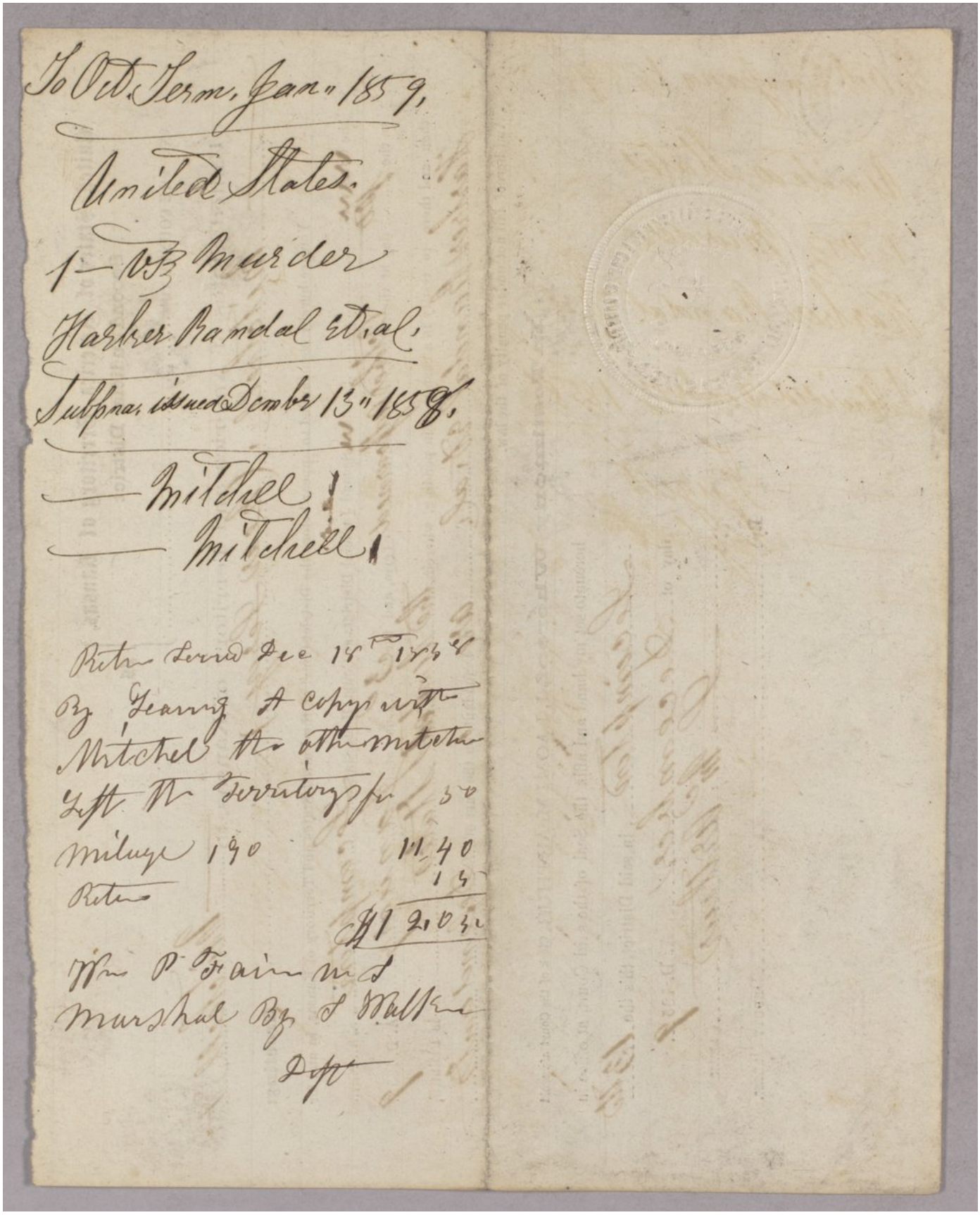
And hereof fail not under penalty of the law.

In Testimony Whereof, I, JAOMI McARTHUR, Clerk of the Court aforesaid hereunto set my hand and affix the Seal of the said Court, at office in Lecompton, in said District, this the 13th day of December A. D. 1859.

L McArthur Clerk

By ..... Deputy Clerk

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



To Dd. Term. Jan 1859.

United States.

1 — Dfs Murder

Harker Randal Et al.

Subpna. issued Decbr 13 1858.

Mitchell

Mitchell

Rets Recd Dec 18th 1858

By leaving a copy with

Mitchel the other mentioned

Left the Territory for 30

Mileage 190 11.40

13

Rets

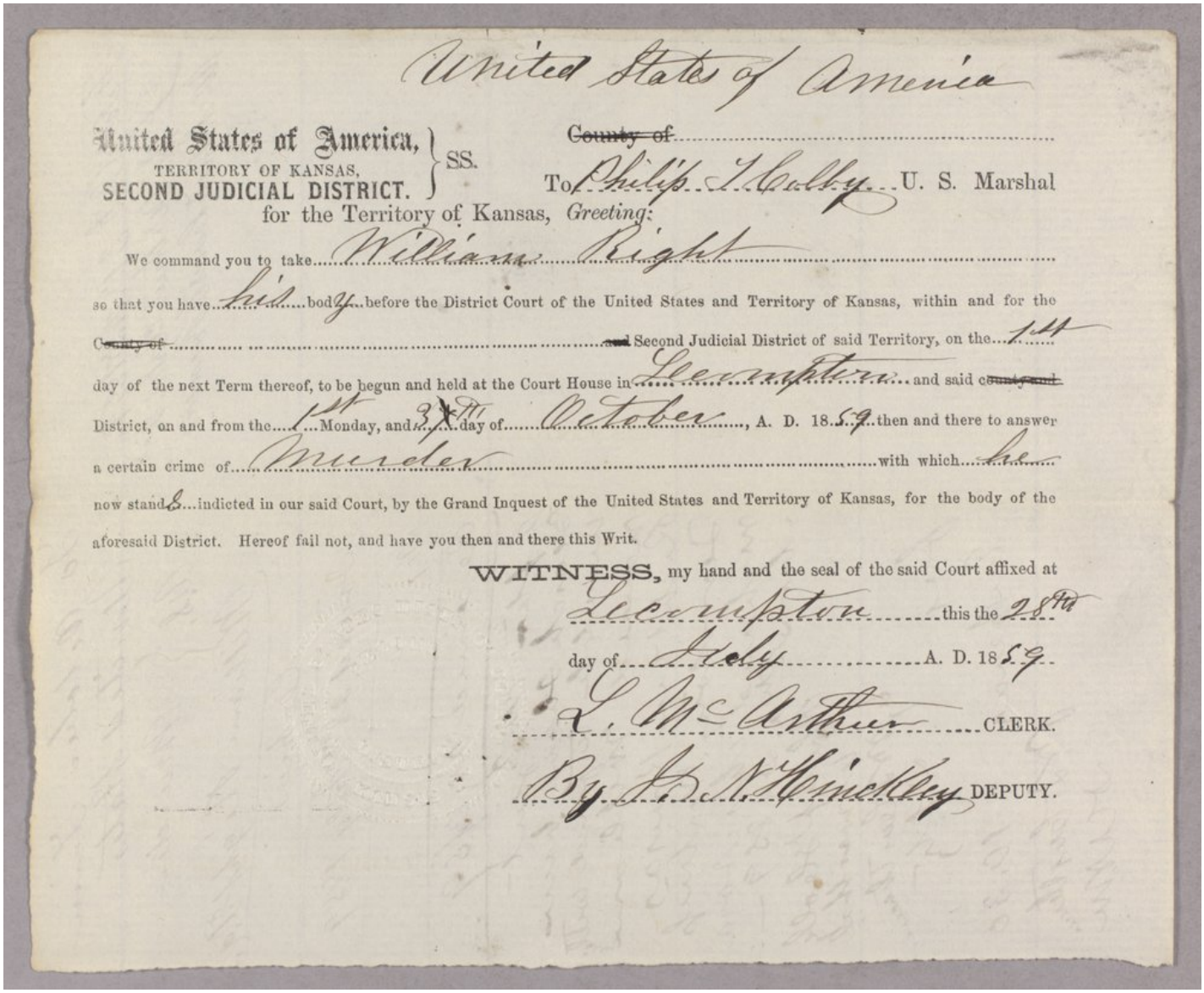
$1 21.40

Wm P. Fairman

Marshal By J Wallace

Dpt

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



United States of America

United States of America, } SS.
TERRITORY OF KANSAS,
SECOND JUDICIAL DISTRICT.
for the Territory of Kansas, Greeting:

~~County of~~

To Philip T. Colby U. S. Marshal

We command you to take William Right

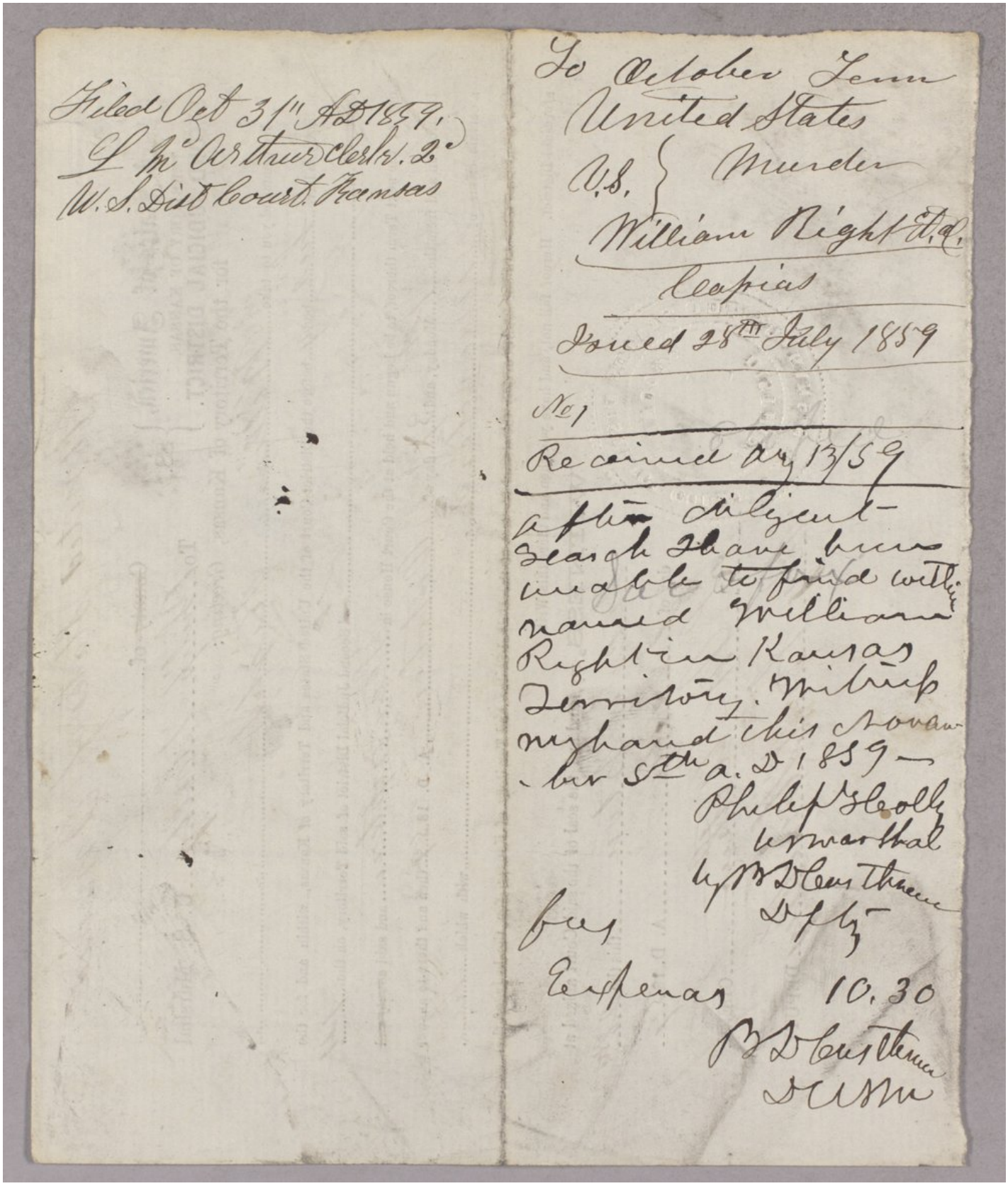
so that you have his body before the District Court of the United States and Territory of Kansas, within and for the ~~County of~~ and Second Judicial District of said Territory, on the 1st day of the next Term thereof, to be begun and held at the Court House in Leavenworth and said ~~county and~~ District, on and from the 1st Monday, and 3rd day of October, A. D. 18 59 then and there to answer a certain crime of Murder with which he now stand indicted in our said Court, by the Grand Inquest of the United States and Territory of Kansas, for the body of the aforesaid District. Hereof fail not, and have you then and there this Writ.

WITNESS, my hand and the seal of the said Court affixed at Leavenworth this the 28th day of July A. D. 18 59

L. McArthur CLERK.

By D. N. Hinckley DEPUTY.

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



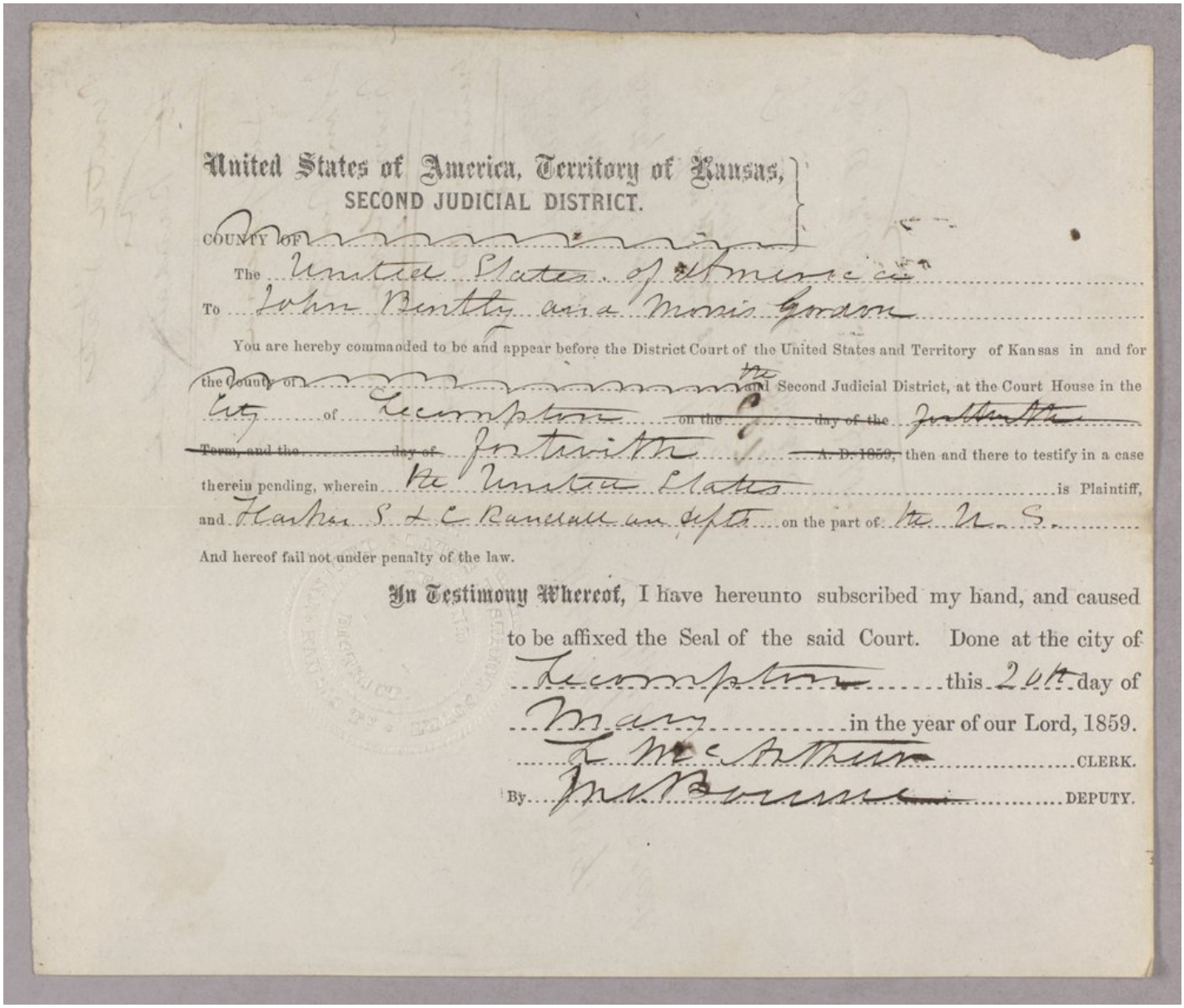
Filed Oct 31st A.D 1859.
L. M. Arthur clerk U. S. Dist Court Kansas

To October Term
United States
U.S. } Murder
William Right et al.
Capias
Issued 28th July 1859

No 1
Returned Aug 13/59
after diligent-
search I have been
unable to find with-
named William
Right in Kansas
Territory. Witness
my hand this 30th day
of Aug A.D 1859—
Philip Sheridy
U.S. Marshal
by W. D. Matthews
Dep'y

Fees
Expenses 10.30
W. D. Matthews
Dep'y U.S.M.

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



United States of America, Territory of Kansas,
SECOND JUDICIAL DISTRICT.

COUNTY OF [illegible]

The United States of America

To John Bently and Morris Gordon

You are hereby commanded to be and appear before the District Court of the United States and Territory of Kansas in and for the County of [illegible] the said Second Judicial District, at the Court House in the City of Lecompton on the [illegible] day of the ~~January~~ ~~Term, and the day of~~ January ~~A. D. 1859,~~ then and there to testify in a case therein pending, wherein the United States is Plaintiff, and Hankin S & C Randall and Sept on the part of the U. S.

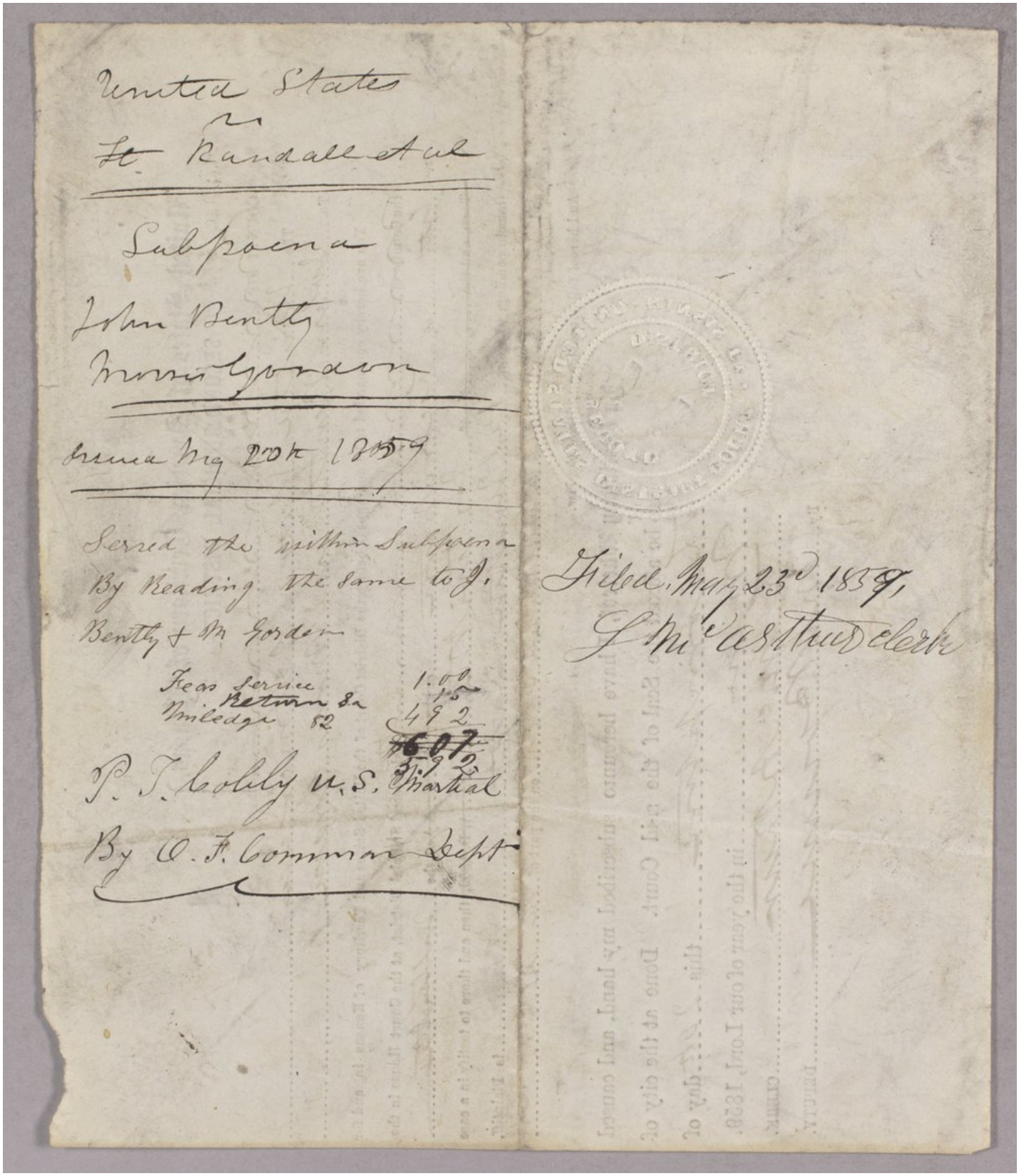
And hereof fail not under penalty of the law.

In Testimony Whereof, I have hereunto subscribed my hand, and caused to be affixed the Seal of the said Court. Done at the city of Lecompton this 26th day of May in the year of our Lord, 1859.

[illegible] CLERK.

By [illegible] DEPUTY.

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



United States
vs
Wm Randall et al

Subpoena

John Bently
Morris Gordon

Issued May 20th 1859

Served the within Subpoena
By Reading the same to J.
Bently & M Gordon

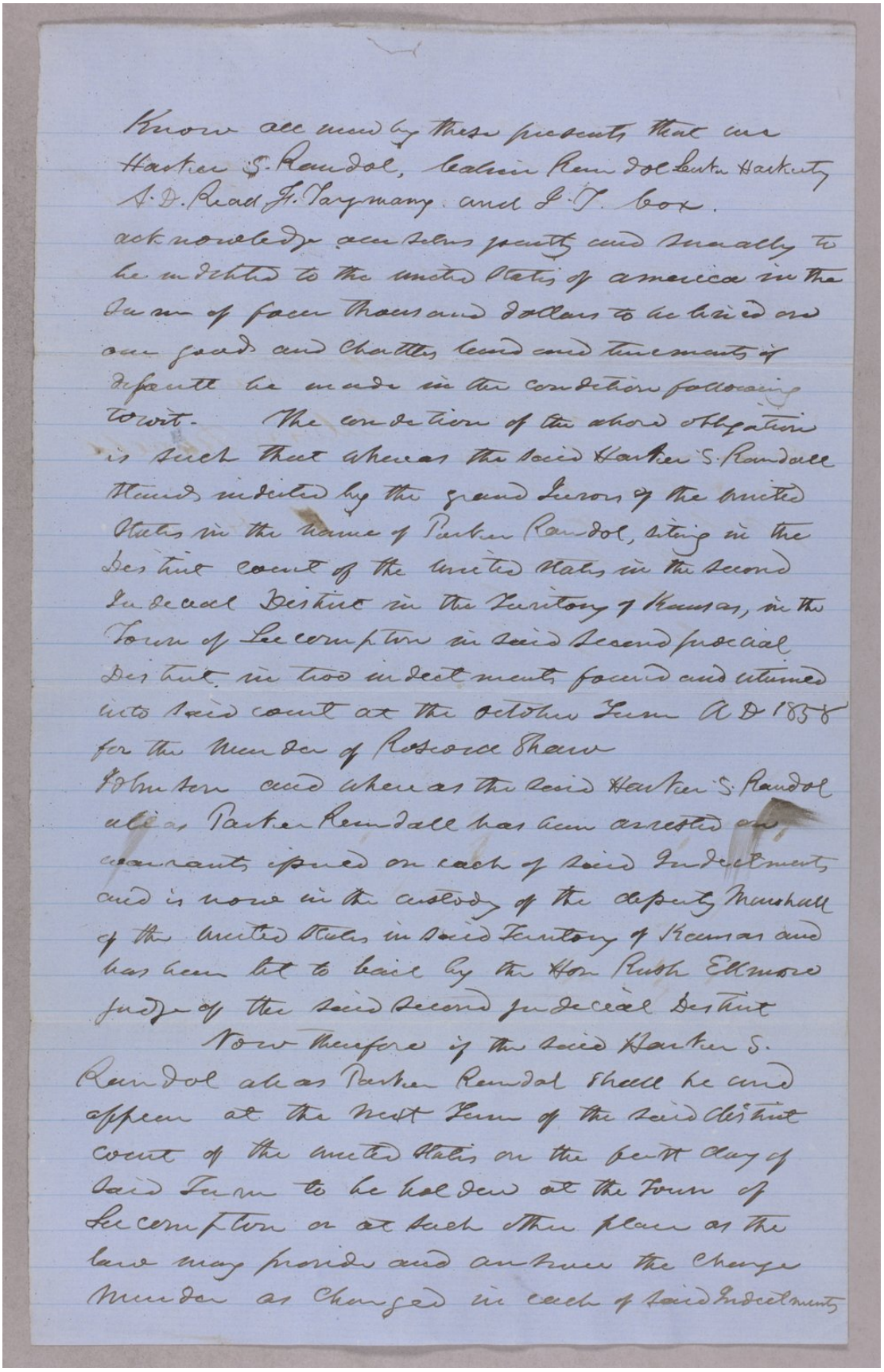
| | | |
|---|---|---|
| Fees Service | 1 | 00 |
| Return &c | | 25 |
| Mileage 82 | 4 | 92 |
| | ~~6~~ 7 | ~~00~~ 17 |

P. T. Dolby U.S. Marshal

By O. F. Conman Dept

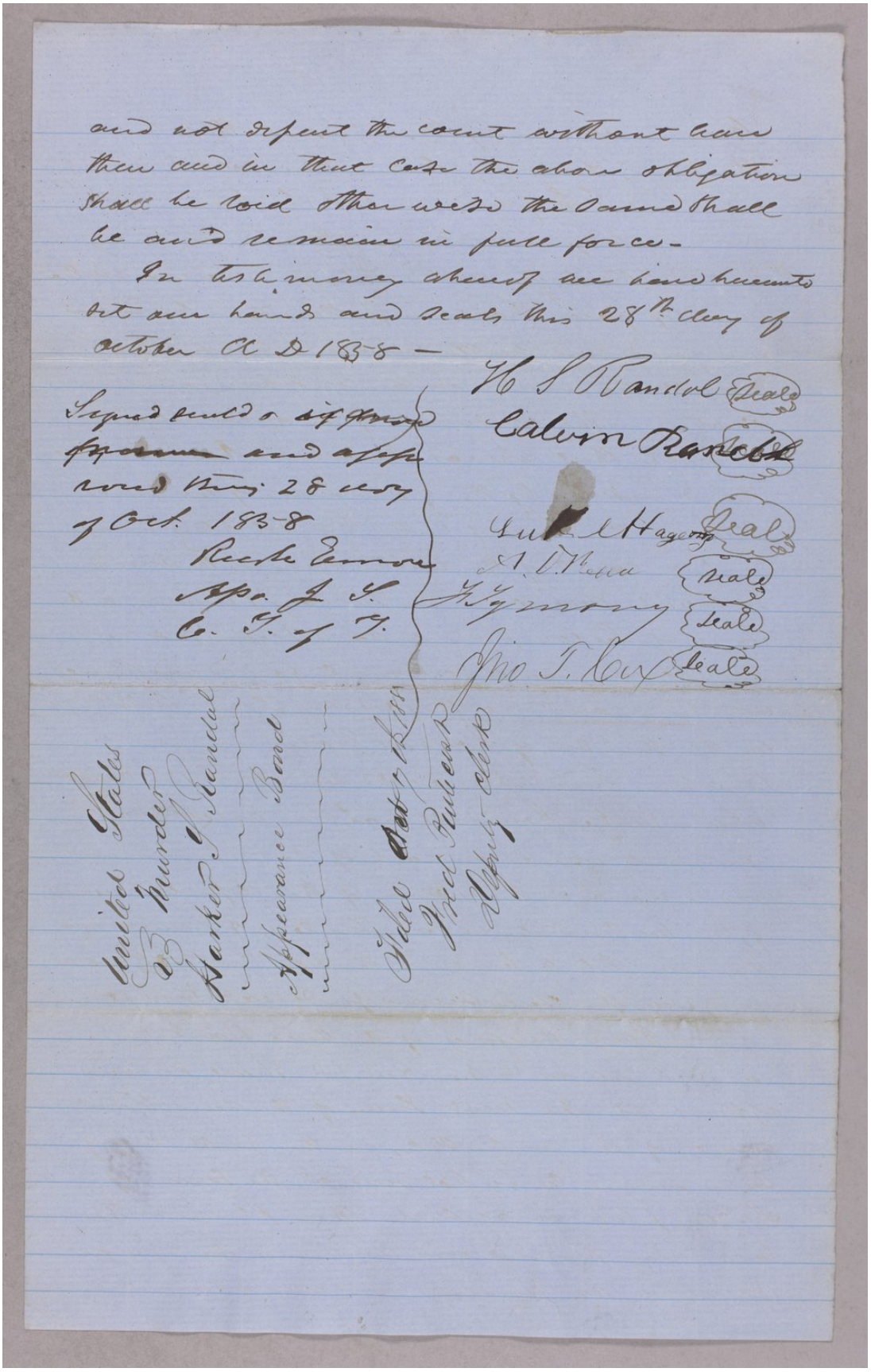
Filed, May 23d 1859,
J. McArthur clerk

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



Know all men by these presents that we Hartier S. Randol, Calvin Randol Luther Harkety A. D. Read F. Largmany and L. T. Cox. acknowledge ourselves jointly and severally to be indebted to the United States of america in the sum of four thousand dollars to be levied on our good and Chattles land and tenements if default be made in the condition following Wit. The condition of the above obligation is such that whereas the said Hartier S. Randall stands indicted by the grand Jurors of the United States in the name of Parker Randol, sitting in the Destrict court of the United States in the second Judecial Destrict in the Territory of Kansas, in the Town of Lecumpton in said Second Judecial Destrict in two indictments found and returned into said court at the october Term A D 1858 for the Murder of Roscoe Shaw
Johnston and whereas the said Hartier S. Randol alias Parker Rendall has been arrested on warrants issued on each of said Indictments and is now in the custody of the deputy Marshall of the United States in said Territory of Kansas and has been let to bail by the Hon Rush Elmore judge of the said Second judecial Destrict
Now therefore if the said Hartier S. Randol alias Parker Rendal shall be and appear at the next Term of the said destrict court of the United States on the fourth day of said Term to be holden at the Town of Lecumpton or at such other place as the law may provide and answer the charge Murder as charged in each of said Indictments

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



and not depart the court without leave
then and in that case the above obligation
shall be void otherwise the same shall
be and remain in full force-

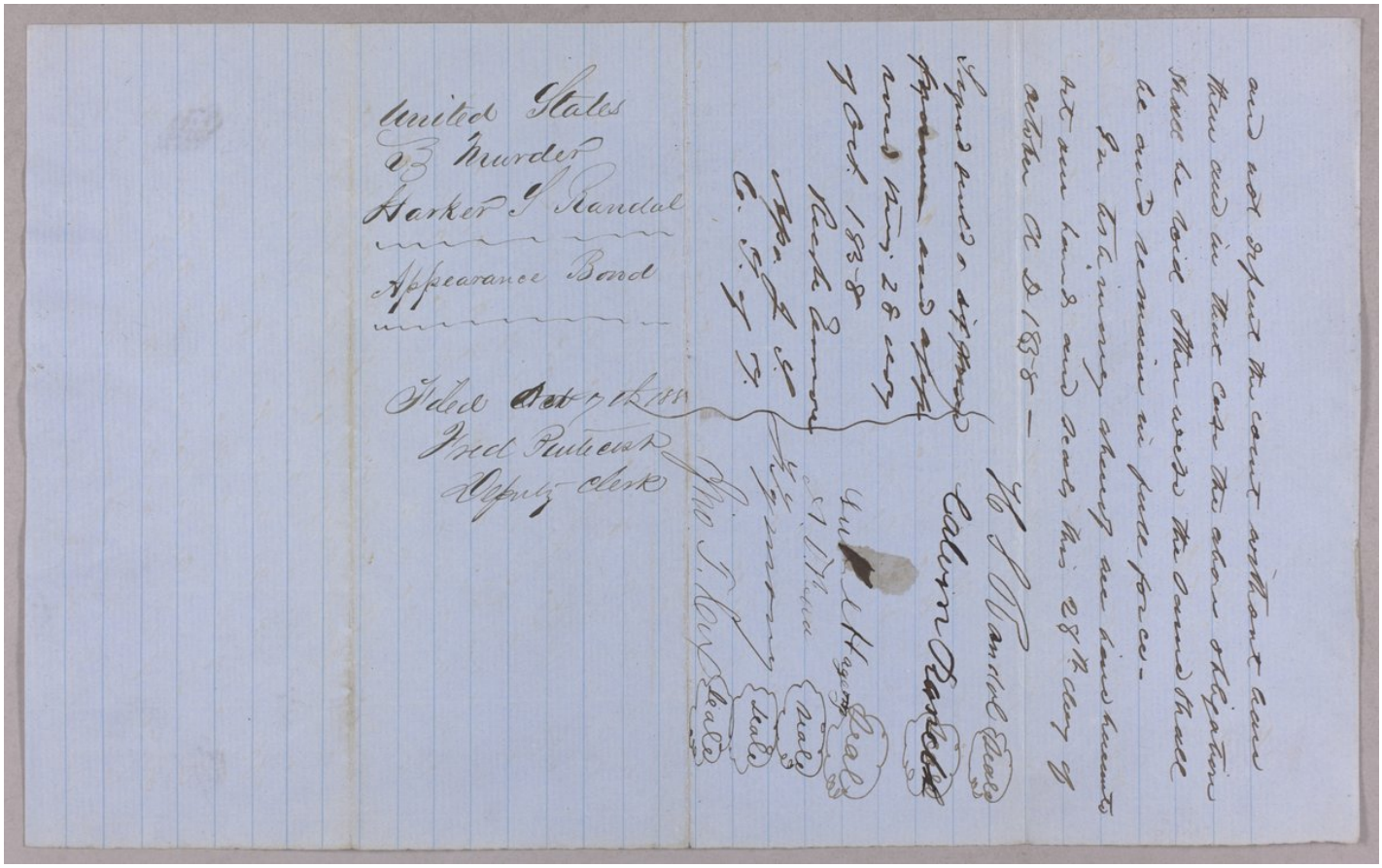
In testimony whereof we have hereunto
set our hands and seals this 28th day of
october A D 1858-

H S Randol (Seal)
Calvin Randall (Seal)
[illegible] Hagerman (Seal)
A. C. Ward (Seal)
T. Eymony (Seal)
Jno T. Cox (Seal)

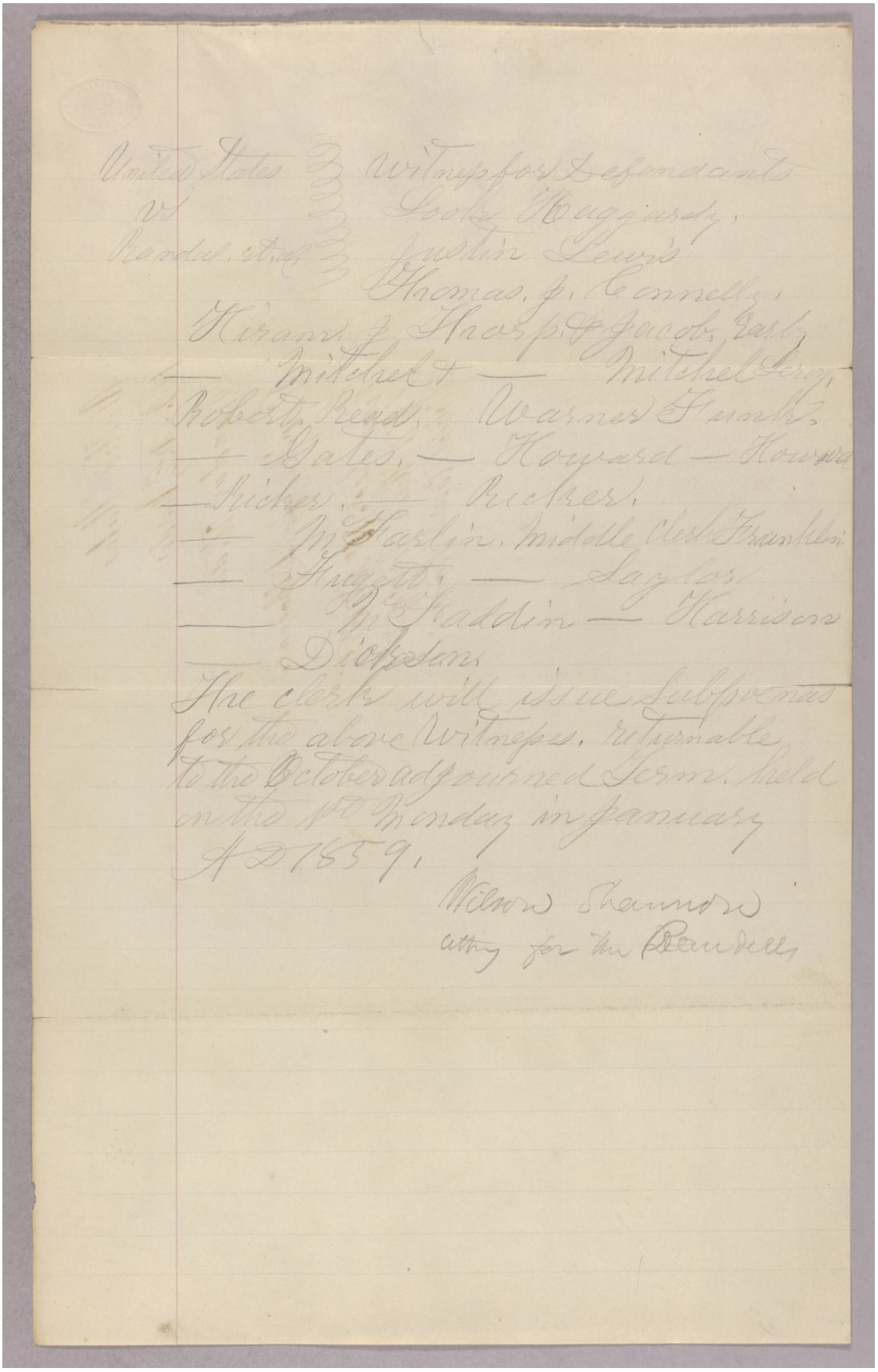
Signed sealed & delivered
in presence and approved this 28 day
of Oct. 1858
Rocke Emmons
Asso. J. S.
C. T. of T.

United States
vs
Murder
Parker Randall
Appearance Bond
Filed Oct 28th 1858
Fred Fuhrer
Deputy Clerk

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



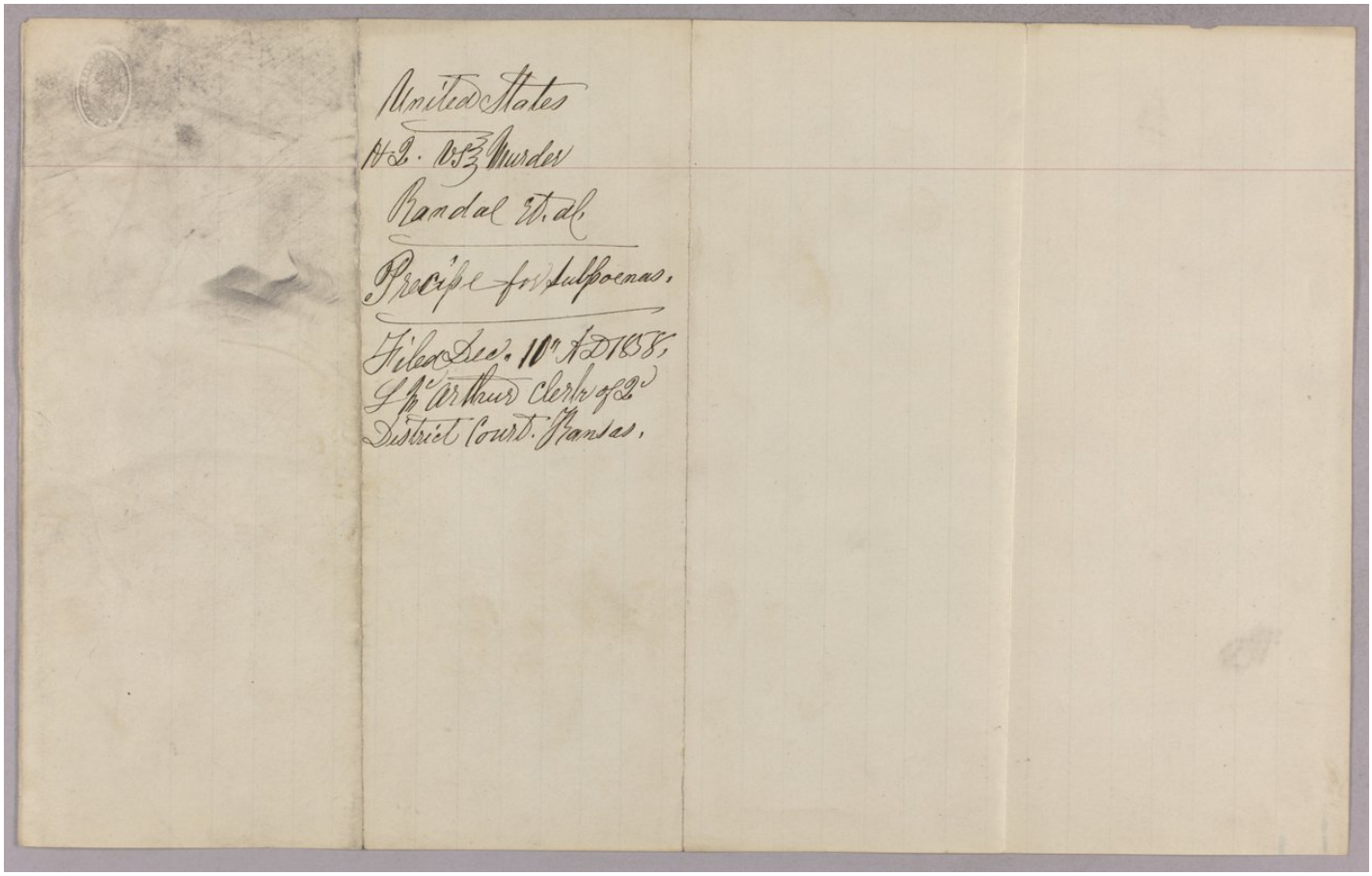
**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



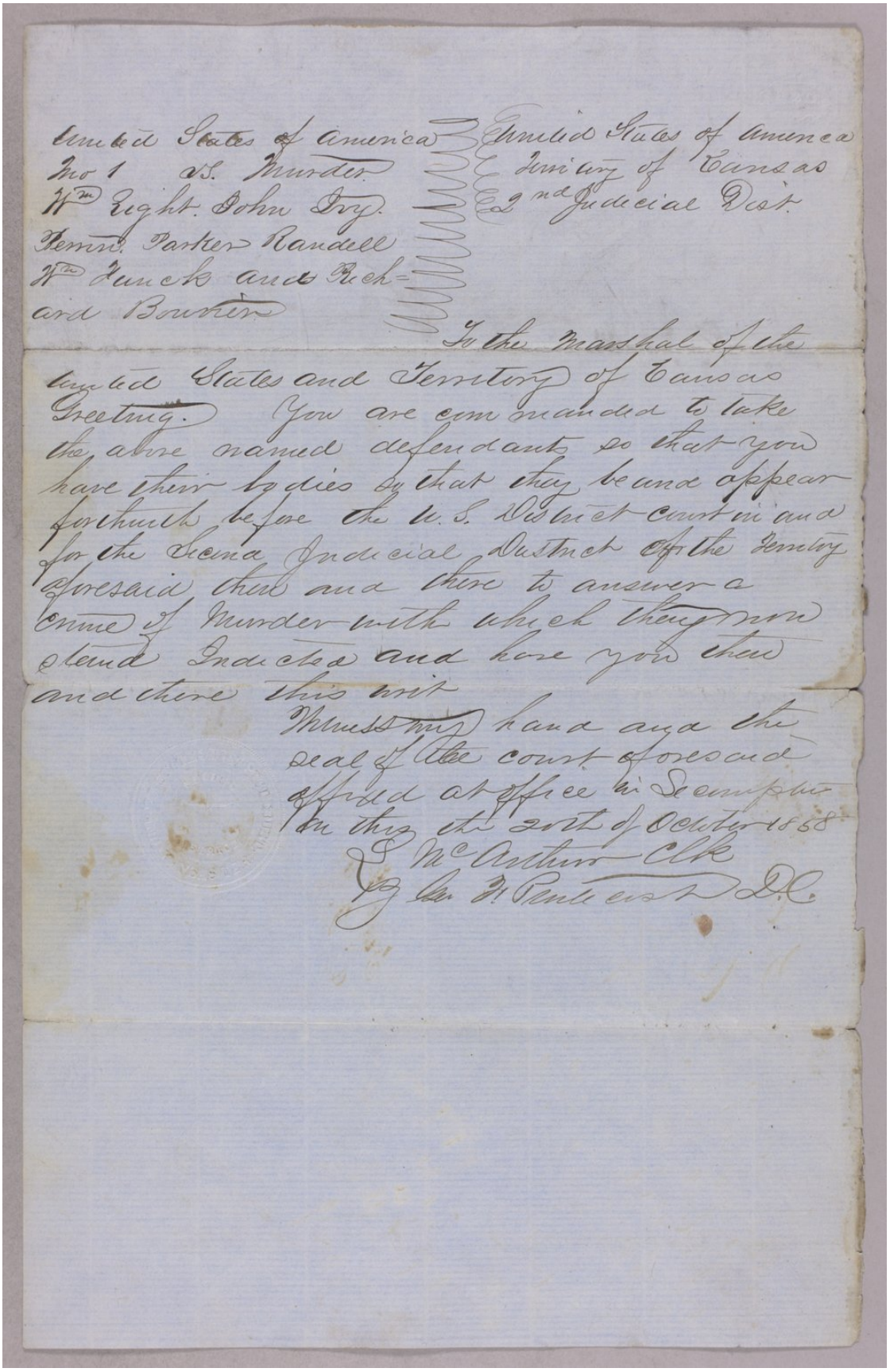
United States } Writs for Defendants
vs } Isaac Waggoner,
Randal. et al } Justin Lewis
Thomas J. Connelly,
Hiram J. Sharp & Jacob Earl,
— Mitchel & — Mitchel Sen,
Robert Read, Warner Hunt,
— Gates, — Hoyard — Howard
— Rucker, — Rucker,
— McFarlin, Middle Clerk Franklin
— Fugett, — Saylor
— McFaddin — Harrison
— Dickerson
The clerks will issue subpoenas for the above Witnesses, returnable to the October adjourned Term, held on the 1st Monday in January A.D. 1859.

Wilson Shannon
Attny for the Defendants

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder


United States
No. 053 Murder
Randal et. al.
Precipe for subpoenas.
Filed Dec. 10th A.D. 1858,
S. P. Arthur Clerk of 2d
District Court. Kansas.

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



United States of America
No 1 vs. Murder.
Wm Right. John Joy.
Perrin. Parker Randall
Wm Fuhrs and Rich=
ard Bourbier

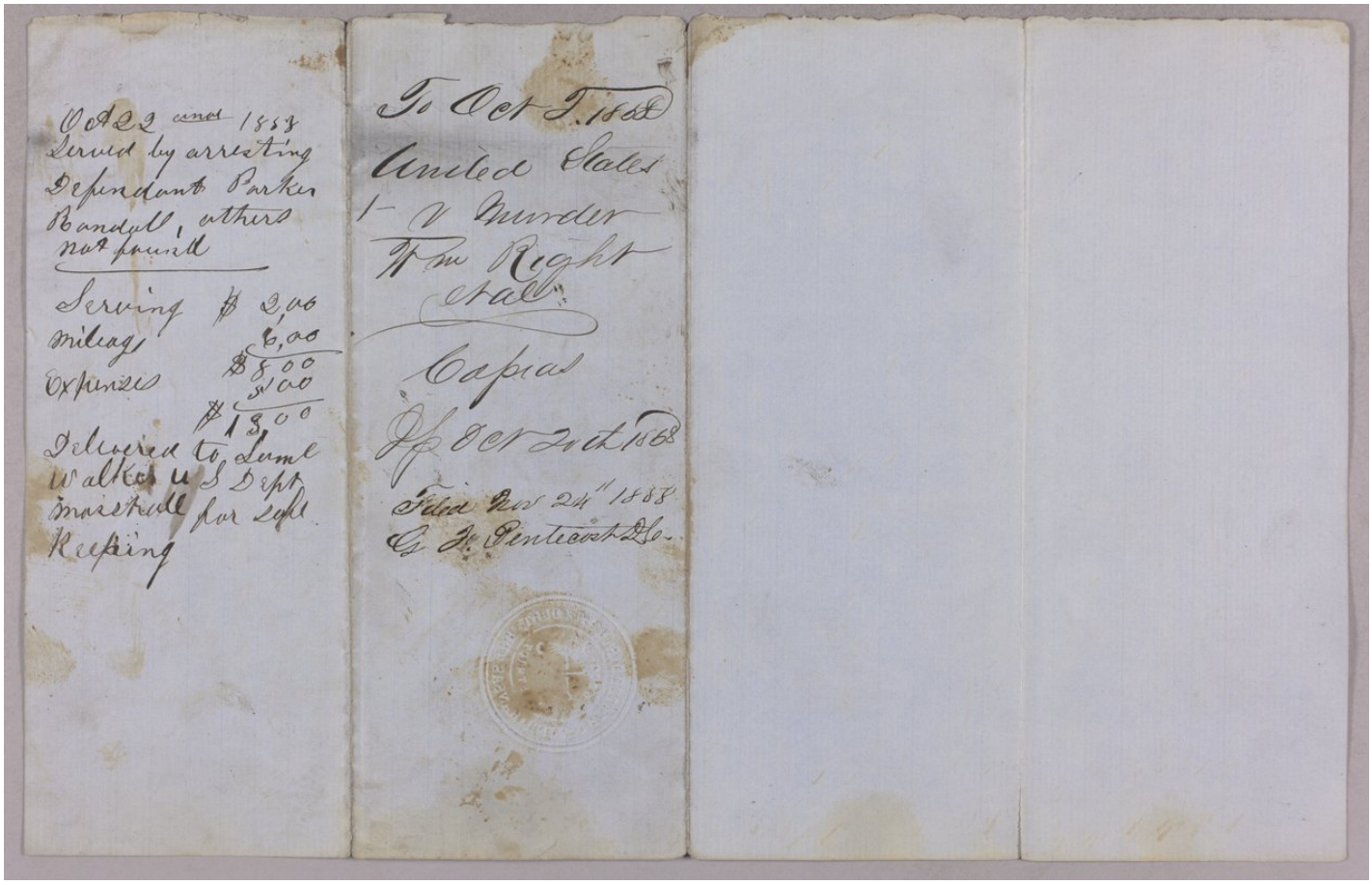
United States of America
District of Kansas
2nd Judicial Dist.

To the Marshal of the United States and Territory of Kansas Greeting. You are commanded to take the above named defendants so that you have their bodies by that they be and appear forthwith before the U. S. District Court in and for the Second Judicial District of the Territory aforesaid, there and there to answer a crime of Murder with which they now stand Indicted and have you then and there this writ

Witness my hand and the seal of the court aforesaid affixed at office in Lecompton on this the 20th day October 1858

S. McArthur Clk
by Wm H. Perkins D.C.

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



Oct 22 cont 1868
Served by arresting
Defendants Parker
Randall, others
not found

Serving $ 2,00
mileag 6,00
$8,00
Expenses $5,00
$13,00

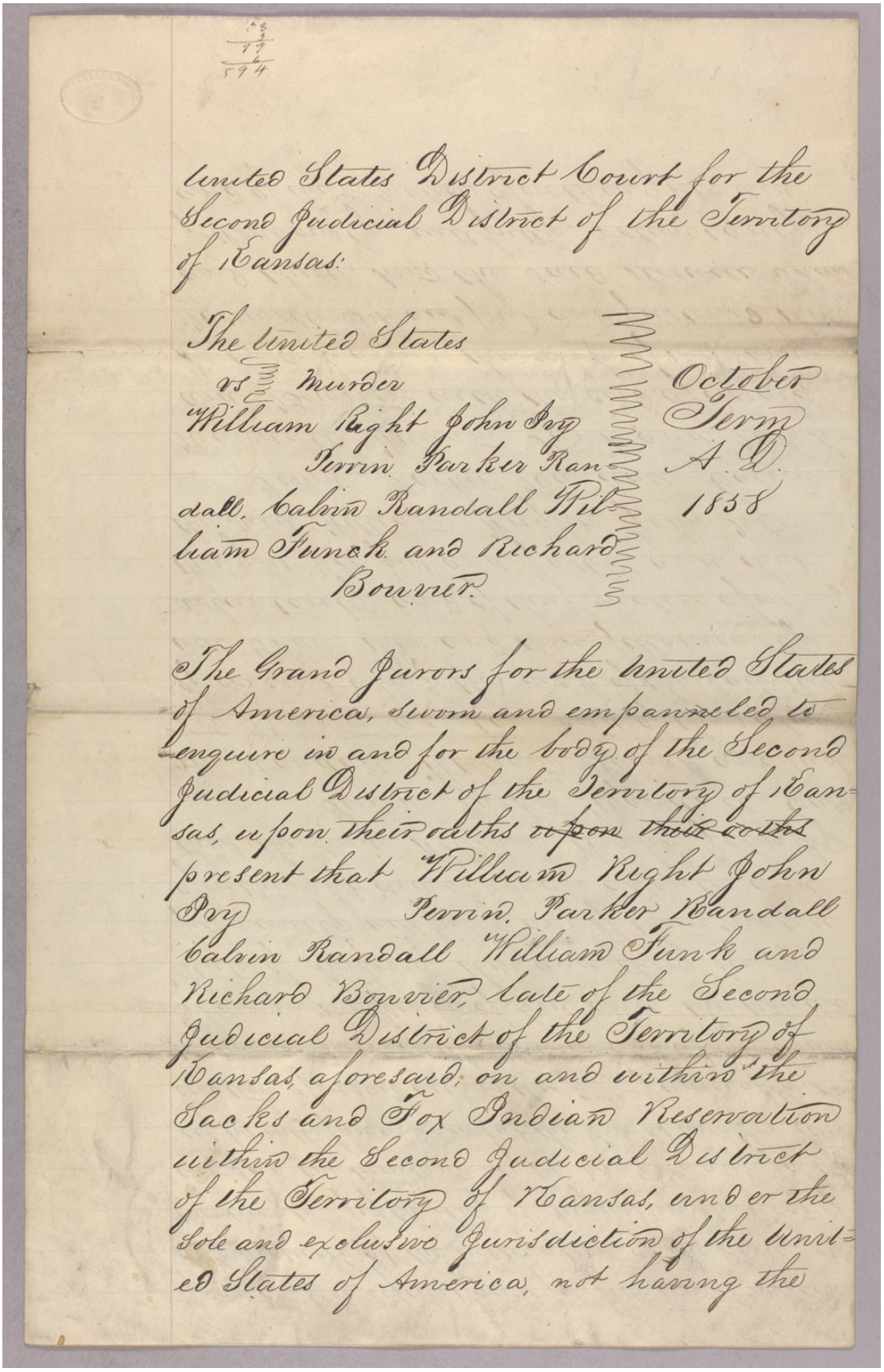
Delivered to Lume
Walker U S Dept
Marshall for Safe
Keeping

To Oct T. 1868
United States
vs
Murder
Wm Right
et al

Capias
Issued Oct 24th 1868

Filed Nov 24th 1868
C. H. Pentecost Clk.

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



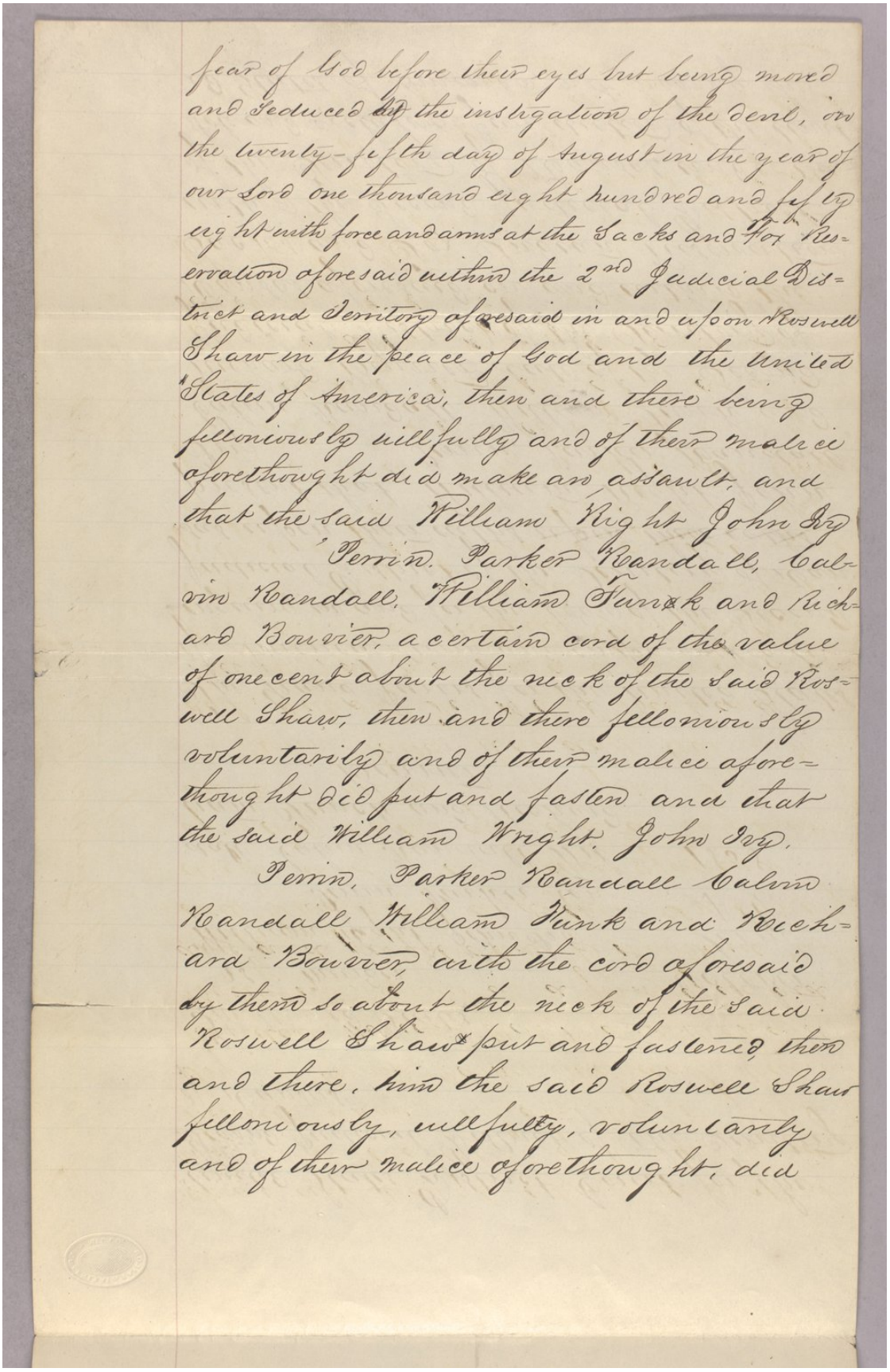
United States District Court for the Second Judicial District of the Territory of Kansas:

The United States
vs } murder
William Right John Joy
Perrin Parker Ran-
dall. Calvin Randall Wil-
liam Funck and Richard
Bonvier.

October
Term
A. D.
1858

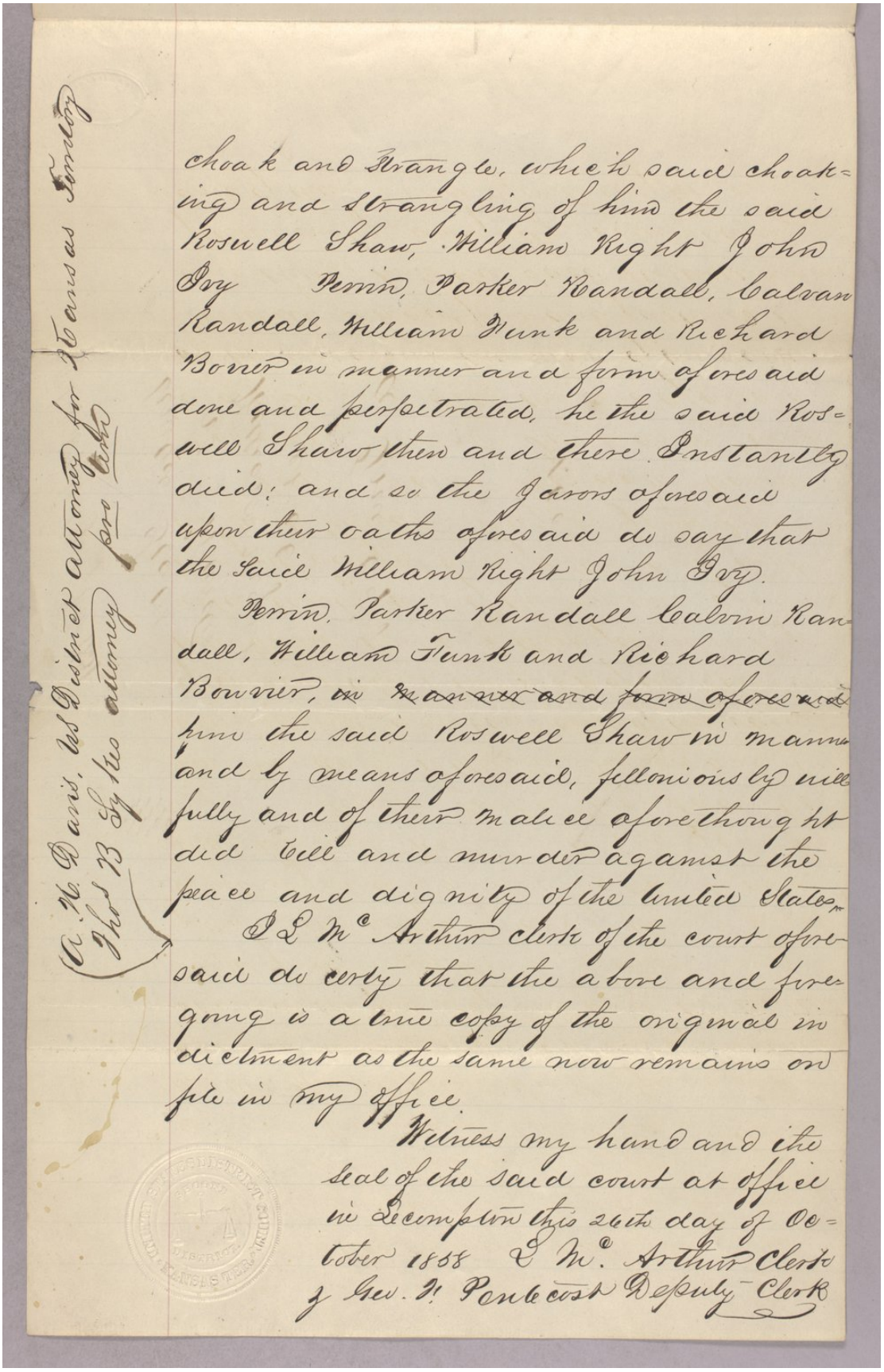
The Grand Jurors for the United States of America, sworn and empanneled to enquire in and for the body of the Second Judicial District of the Territory of Kansas, upon their oaths ~~upon their oaths~~ present that William Right John Joy Perrin. Parker Randall Calvin Randall William Funk and Richard Bonvier, late of the Second Judicial District of the Territory of Kansas aforesaid, on and within the Sacks and Fox Indian Reservation within the Second Judicial District of the Territory of Kansas, under the sole and exclusive Jurisdiction of the United States of America, not having the

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



fear of God before their eyes but being moved and seduced by the instigation of the devil, on the twenty-fifth day of August in the year of our Lord one thousand eight hundred and fifty eight with force and arms at the Sacks and Fox Reservation aforesaid within the 2nd Judicial District and Territory aforesaid in and upon Roswell Shaw in the peace of God and the United States of America, then and there being feloniously willfully and of their malice aforethought did make an assault, and that the said William Right John Joy Perrin. Parker Randall, Calvin Randall. William Funk and Richard Bourier, a certain cord of the value of one cent about the neck of the said Roswell Shaw, then and there feloniously voluntarily and of their malice aforethought did put and fasten and that the said William Wright. John Joy. Perrin. Parker Randall Calvin Randall William Funk and Richard Bourier, with the cord aforesaid by them so about the neck of the said Roswell Shaw put and fastened, then and there, him the said Roswell Shaw feloniously, willfully, voluntarily and of their malice aforethought, did

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



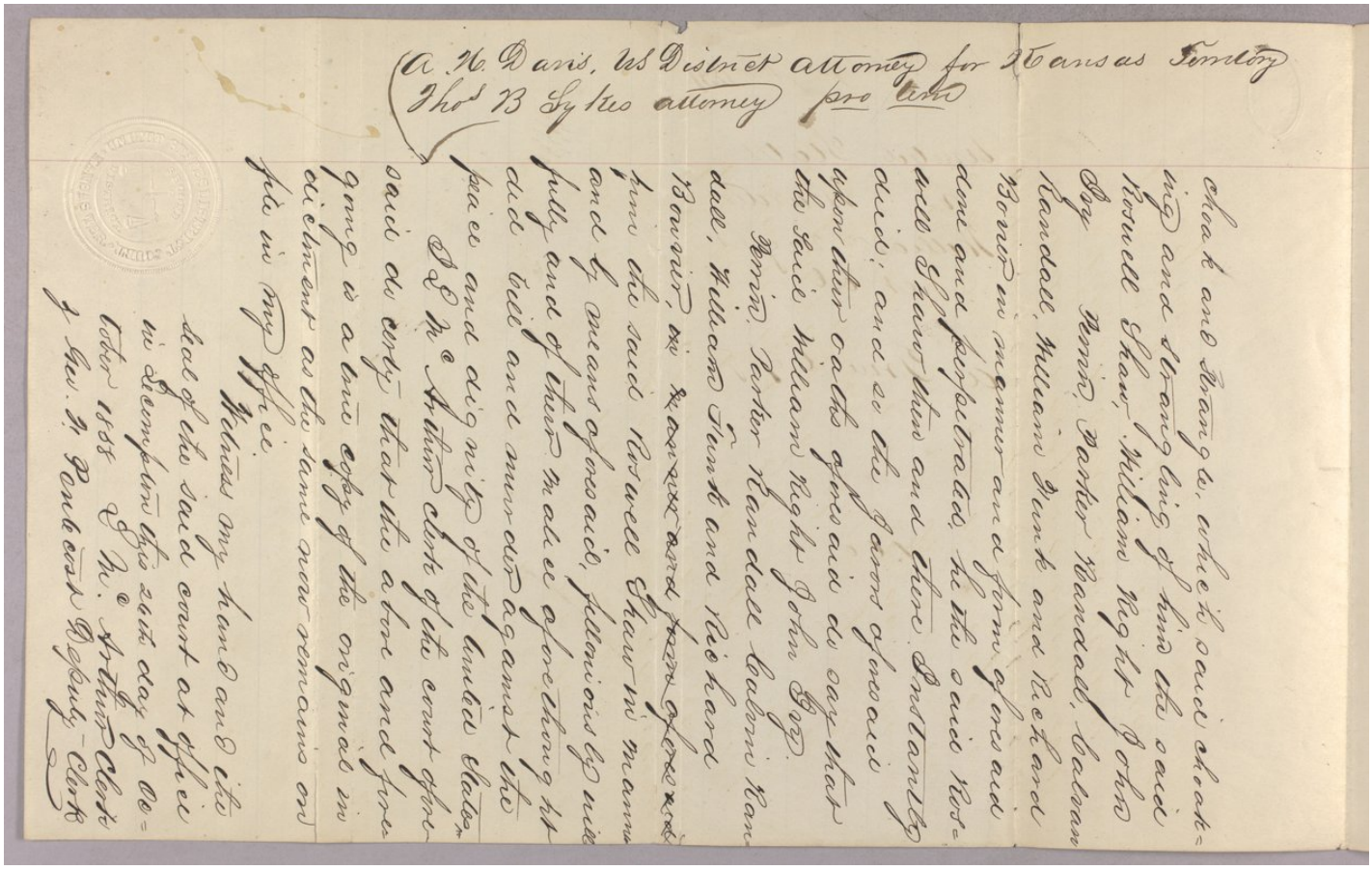
choak and Strangle, which said choak-
ing and Strangling of him the said
Roswell Shaw, William Right John
Joy Perrin, Parker Randall, Calvan
Randall, William Funk and Richard
Bonier in manner and form aforesaid
done and perpetrated, he the said Ros-
well Shaw then and there Instantly
died: and so the Jurors aforesaid
upon their oaths aforesaid do say that
the said William Right John Joy.
Perrin, Parker Randall Calvin Ran-
dall, William Funk and Richard
Bonnier, ~~in manner and form aforesaid~~
him the said Roswell Shaw in manner
and by means aforesaid, felloniously wil-
fully and of their malice aforethought
did kill and murder against the
peace and dignity of the United States.

D L McArthur clerk of the court afore-
said do certify that the above and fore-
going is a true copy of the original in-
dictment as the same now remains on
file in my office.

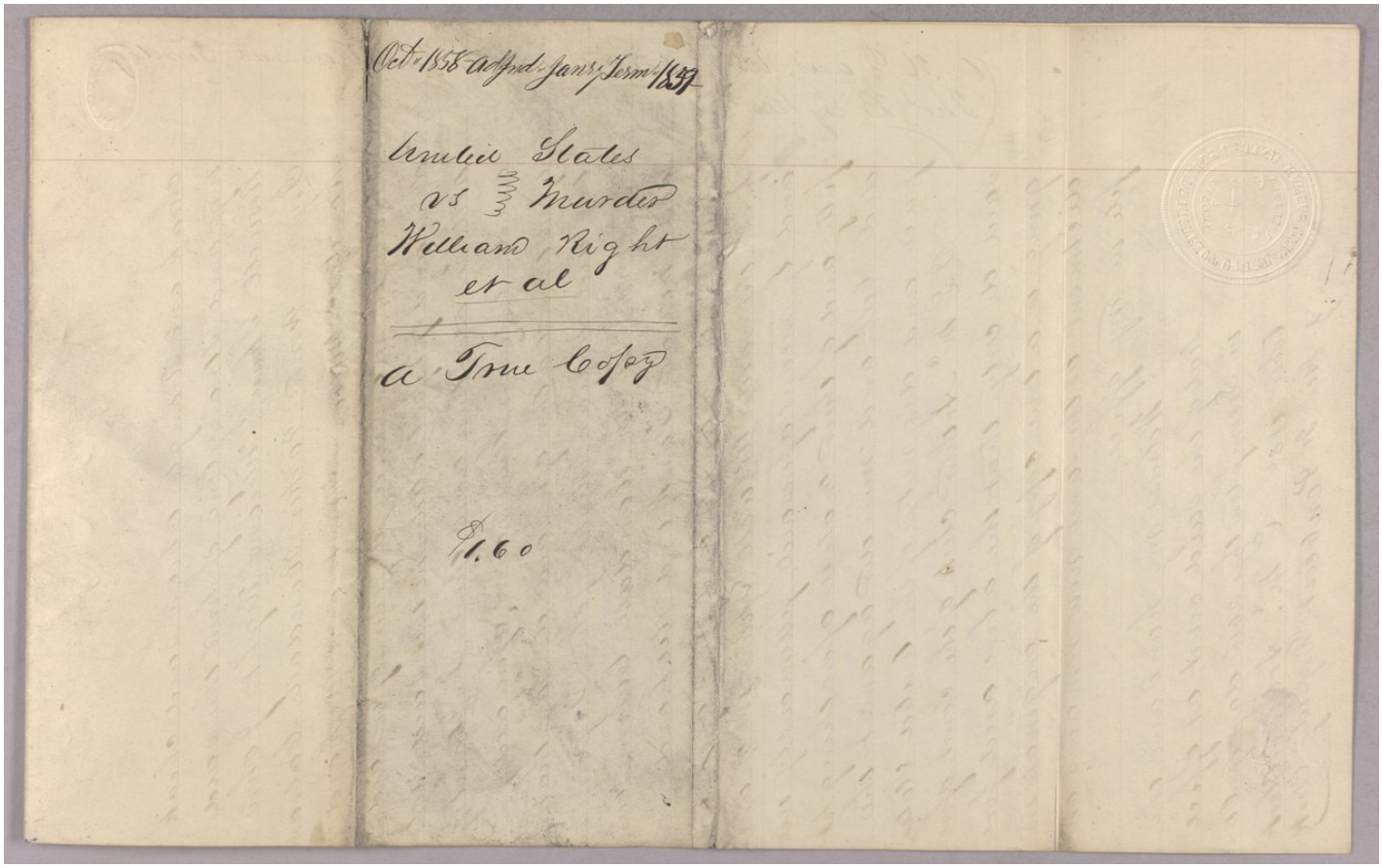
Witness my hand and the
seal of the said court at office
in Lecompton this 26th day of Oc-
tober 1858 D McArthur Clerk
by Geo. H. Penbecost Deputy Clerk

(A. M. Davis, U.S. District Attorney for Kansas Territory
Filed 23 by the attorney for the U.S.)

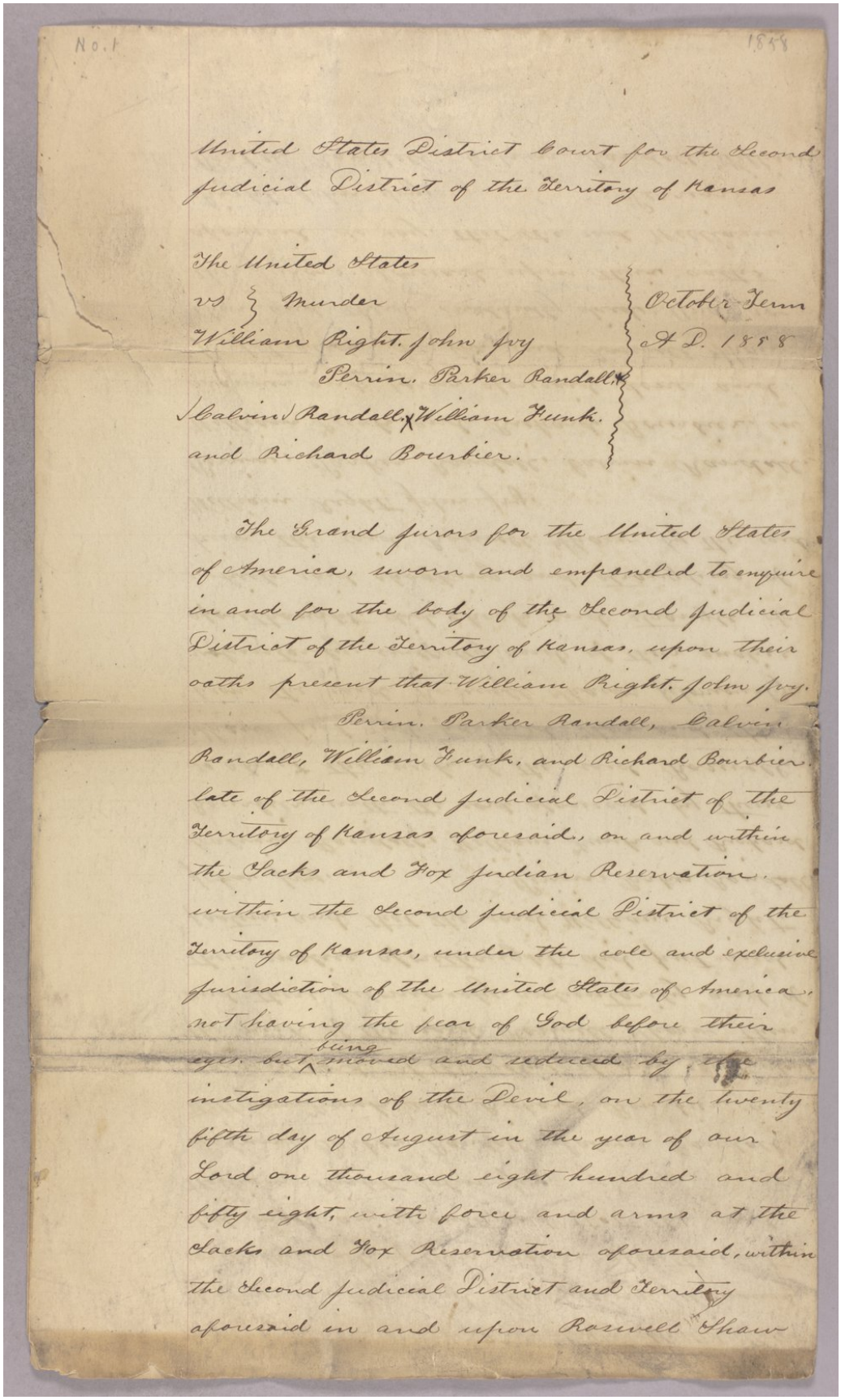
# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



No. 1 1858

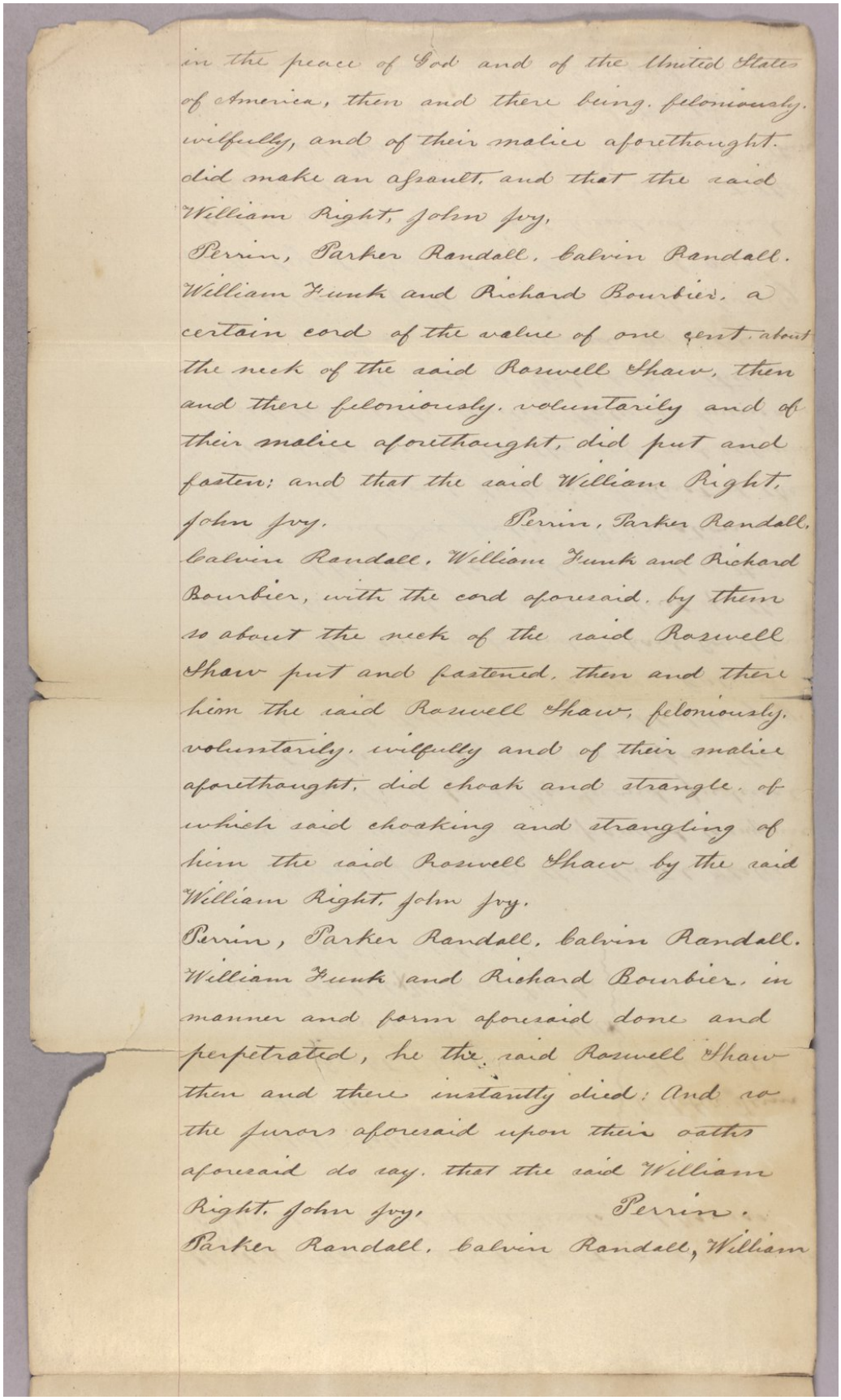
United States District Court for the Second Judicial District of the Territory of Kansas

The United States
vs } Murder
William Right. John Joy
Perrin. Parker Randall.
Calvin Randall. William Funk.
and Richard Bourbier.

October Term
A D. 1858

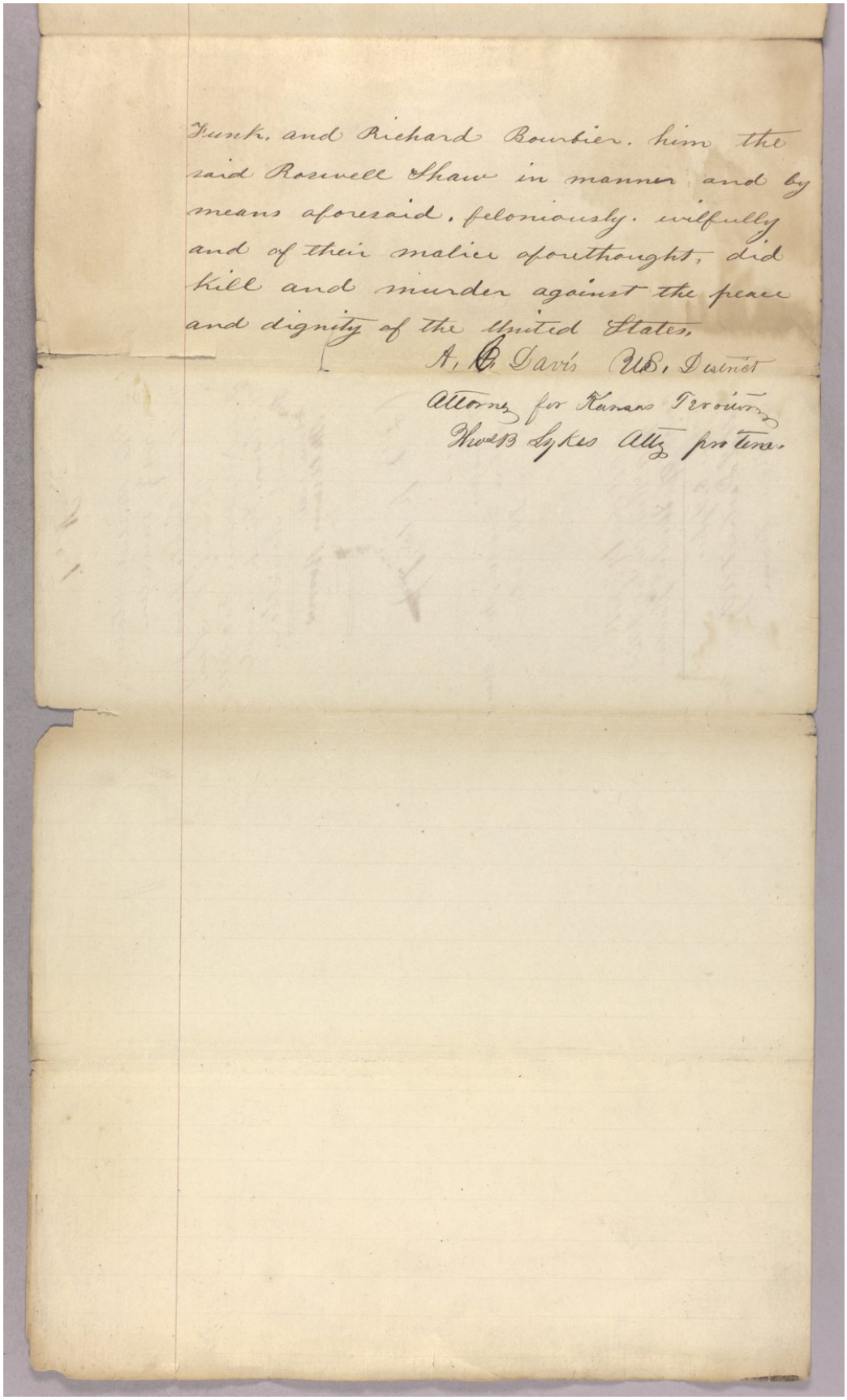
The Grand Jurors for the United States of America, sworn and empaneled to enquire in and for the body of the Second Judicial District of the Territory of Kansas, upon their oaths present that William Right. John Joy. Perrin. Parker Randall, Calvin Randall, William Funk, and Richard Bourbier. late of the Second Judicial District of the Territory of Kansas aforesaid, on and within the Sacks and Fox Indian Reservation. within the Second Judicial District of the Territory of Kansas, under the sole and exclusive jurisdiction of the United States of America, not having the fear of God before their eyes, but being moved and seduced by the instigations of the Devil, on the twenty fifth day of August in the year of our Lord one thousand eight hundred and fifty eight, with force and arms at the Sacks and Fox Reservation aforesaid, within the Second Judicial District and Territory aforesaid in and upon Roswell Shaw

**United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder**



in the peace of God and of the United States of America, then and there being, feloniously, wilfully, and of their malice aforethought, did make an assault, and that the said William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Funk and Richard Bourbier, a certain cord of the value of one cent, about the neck of the said Roswell Shaw, then and there feloniously, voluntarily and of their malice aforethought, did put and fasten; and that the said William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Funk and Richard Bourbier, with the cord aforesaid, by them so about the neck of the said Roswell Shaw put and fastened, then and there him the said Roswell Shaw, feloniously, voluntarily, wilfully and of their malice aforethought, did choak and strangle, of which said choaking and strangling of him the said Roswell Shaw by the said William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Funk and Richard Bourbier, in manner and form aforesaid done and perpetrated, he the said Roswell Shaw then and there instantly died: And so the jurors aforesaid upon their oaths aforesaid do say, that the said William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder

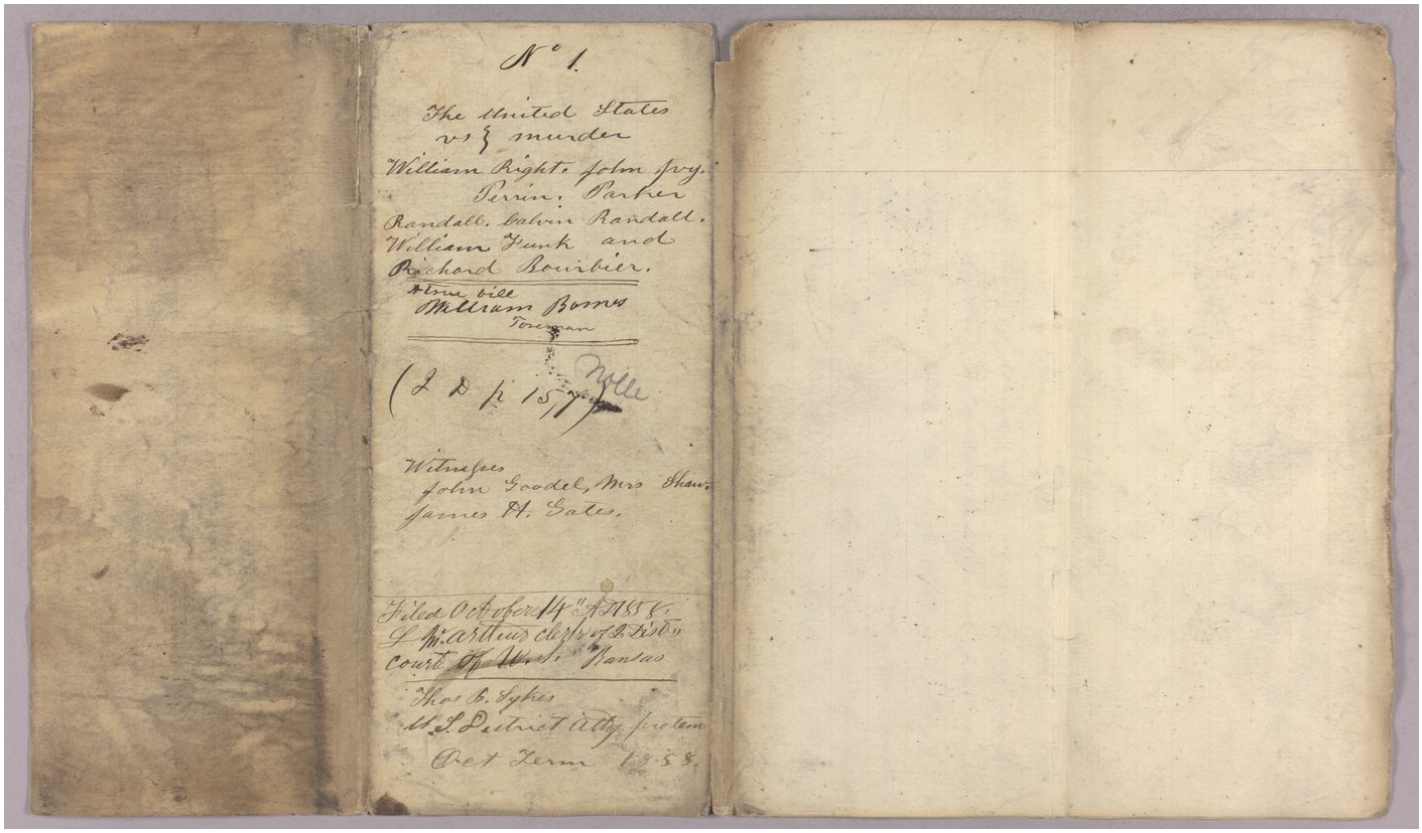


Junk. and Richard Bourbier. him the said Roswell Shaw in manner and by means aforesaid, feloniously, wilfully and of their malice aforethought, did kill and murder against the peace and dignity of the United States.

A. C. Davis US. District Attorney for Kansas Territory

Rich'd B Sykes Atty pro tem.

# United States versus William Right, John Joy, Perrin, Parker Randall, Calvin Randall, William Fuhr, Richard Bourbier for murder



N° 1.

The United States
vs } murder
William Right. John Joy.
Perrin. Parker
Randall. Calvin Randall.
William Fuhr and
Richard Bourbier.

Home bill
Millcreek Bonds
Tonganoxie

(2 D. C. 15 ff)

Witnesses
John Goodel, Mrs Shaw
James H. Gales.

Filed October 14th A.D. 1858
S. Wiswall Clerk of D. Court
Court of the U.S. Kansas

Thos B. Sykes
U.S. District Atty pro tem
Oct Term 1858.