

Kilkenny Journal

AND LEINSTER COMMERCIAL AND LITERARY ADVERTISER

KILKENNY, SATURDAY, AUGUST 1, 1883

PRICE SIX PENCE

GREAT LEINSTER AND MUNSTER RAILWAY.

On Monday, the 28th instant, a highly important and influential meeting was held in the City Grand Jury Room, the High Sheriff of the County in the Chair. It comprised a vast number of the residents of the County, and the mercantile wealth of the City, and the proceedings were marked with the greatest cordiality and unanimity.

On the occasion of Sir Josiah Coghlin Coghlin, Bart., Foreman of our County Grand Jury, seconded by Mr. Edmund Smithwick, Esq., the High Sheriff, William Stannard, Esq., took the Chair.

Mr. Harro, the Secretary, was then called for, and on coming forward was received with loud cheers. He said—Mr. High Sheriff, when I met last time, I met you, and that for the first time, this most important project was brought before the consideration of this County, and the Grand Jury of your county and city, and the meeting was held in the City Grand Jury Room, the High Sheriff of the County in the Chair. It comprised a vast number of the residents of the County, and the mercantile wealth of the City, and the proceedings were marked with the greatest cordiality and unanimity.

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On a preliminary motion for the adjournment of the meeting, the Chairman, Mr. Harro, moved that the meeting be adjourned to the 15th inst. at 10 o'clock. The motion was carried.

First Extension, terminating in the City of Kilkenny.
Length, Sixty-three English Miles.
Time from Dublin to Kilkenny—First Class, 3 Hours.
Second Class, 4 Hours.

CAPITAL, £200,000.
One half to be borrowed from Government. The other moiety to be raised in 800 shares of £25 each, £1 to be paid on each share at the time of subscription. No call beyond 10 per cent. and three months to be allowed for the payment of each call. No shareholder to be liable beyond the amount of his subscription.

THE PROPOSED BANK OF IRELAND.
The Provisional Bank of Ireland.
The Provisional Bank of Ireland.
The Provisional Bank of Ireland.
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AVERAGE PASSENGERS.	WEEKLY.	ANNUALLY.
5100, to and from Dublin, average fare 8s. 6d.	£1800	£20,000
AVERAGE MERCHANDISE.	WEEKLY.	ANNUALLY.
2000 Tons & 8000 Cwt. to and from Dublin, average fare 10s. 6d.	£1000	£32,000
Costs from the collection of Custom, Carriage, &c.		5,000
Annual expenditure £1000 per mile.		73,000
Annual profit, on Capital of £200,000	12 per cent.	£24,000

Application for Shares and all communications on the subject, to be directed to P. J. Harro, Esq., Secretary at the Railway Office, 3, Palace Street, to Messrs. Butterfield & Swire, 20, St. Michael's Place, or to the Bankers of the Company.

Edmund Smithwick, Esq., on moving the resolution (for which see our advertising columns) said that he had great pleasure, as a citizen of Kilkenny, and being deeply identified with its interests, in presenting the resolution which had been brought before the County Grand Jury.

Mr. Harro, to whom they all felt indebted; but he was at a loss to conjecture why any gentleman so anxious for the extension of Railways from Dublin towards the South of Ireland should have selected the subject of the extension of the line from Dublin to Kilkenny, which was as well as all other lines when he addressed that body.

Mr. Smithwick then pledged himself to make every effort in his power to secure the success of the project, and he trusted that before the meeting of the County Grand Jury, the necessary measures to insure the completion of an undertaking which, beyond all others, would tend to advance the prosperity of this native city, (loud cheers.)

Thomas Neville, Esq., had great pleasure in seconding the resolution, and he promised to use his best exertions to forward an undertaking which, with important results, not only to the mercantile but agricultural interests.

Mr. Harro, on proposing the second resolution, said that he perfectly concurred in the sentiments contained in it, and he had much pleasure in seconding it to the meeting.

He then said that on looking to the map of the County, he perceived it intersected his own property in this County, and he was so convinced of the advantages that must accrue to his estate from the construction of the Railway, that he freely gave whatever land might be required for the purpose of the Railway without requiring or accepting of remuneration.

Several gentlemen then came forward and made similar declarations.

William De Montmorency, Esq., seconded this resolution, and only regretted that the Railway did not go through his property, as he would have had much pleasure in following the example of Sir Josiah Coghlin.

Harvey De Montmorency, Esq., proposed the next resolution, and stated that although he was not in the habit of taking shares in Joint Stock Companies, still he was so convinced of the usefulness of this project that he would willingly contribute to it.

Henry Lloyd, Esq., seconded the resolution, and stated that he was of great importance of the Railway to Kilkenny, and he trusted that no exertions might be spared to carry forward this grand undertaking.

land will? (Cheers.) There never was a moment so favourable either to the patriot or the capitalist to come forward as the present, as by a recent report, (from which Mr. Gale read extracts) it appears that a committee of the House of Commons, who sat for several weeks, inquiring into the subject, had recommended government to lend one-third, and grant one-third for the purpose of constructing Railways in Ireland, on one-third being subscribed by parties interested.

Mr. High Sheriff, (continued Mr. Gale) there is no difficulty in getting money in London on foreign loans—even on a Railway in the Island of Cuba, capitalists have subscribed within three or four months, \$50,000. Are we less to be trusted than the inhabitants of an island in the Gulf of Mexico? If the capitalist who embarked his millions in the mines of South America, could recall them, would he now hesitate to invest them with much brighter prospects nearer home? Sir, there is plenty of capital waiting for us—it is for you to take these steps by which alone it can be attained—subscribe yourselves—give your land where it may be required and I forget that you will have little difficulty in procuring whatever part of the capital that may still remain unsubscribed. I don't ask you to do that which I am not willing to do myself. I have already subscribed, and I am only sorry that the Railway does not intersect my property, as I would have freely given it, and felt that I was conferring a benefit upon myself. Sir, we cannot conceal from ourselves that an attempt is being made to direct the trade and intercourse of this County from its natural course to an attempt which, if successful, would reduce the trade to its present state, and (ranked in the Municipal Register) to its present state, whether as regards its trade or commerce or manufactures. But, Sir, why are these things avoided? Would the course to Valencia be longer? No, for both lines would meet at Cahin, and the line to Cahin is equally short whether the City of Kilkenny be avoided or passed through? Therefore, there is no excuse for avoiding Kilkenny. It is not for me to inquire the motives, but such are the facts. One word and I am done—I have already trespassed too long. (No, no.) Let Kilkenny do its duty today, and I promise that that portion of the County which I am more immediately connected with will take an equally decisive part, and that Carlow and Athy will not be behind hand with Kilkenny. (Cheers.)

The 5th resolution was then moved by Lady E. Fort, Esq., and seconded by Richard Smithwick, Esq.

The 6th resolution was proposed by John P. Ryan, Esq., and seconded by M. Warren, Esq., and as well as the former resolutions, was carried unanimously.

P. Costello, Esq., then addressed the meeting at some length and with good effect. We regret that we have not space for his observations.

The High Sheriff having quitted the Chair, Harvey De Montmorency, Esq., was called thereon, on the motion of Edmund Smithwick, Esq., seconded by Henry Lloyd, Esq.

The thanks of the meeting were unanimously given to William Stannard, Esq., High Sheriff, for his patriotic conduct in taking the Chair at this meeting.

The Committee then agreed to meet at twelve o'clock on Friday, the 28th instant, for the purpose of arranging their future proceedings; in the mean time all applications for Shares are to be addressed to the Committee. Several hundred Shares were at once subscribed for, and to congratulate our fellow-citizens on the example set by the County Grand Jury, present put down their names for Shares. Let their example be followed and there is every reason to hope that ere long Kilkenny will possess some of the advantages of which it has been so long deprived.

KILKENNY ASSIZES.

COURT COURT—SATURDAY.

(Concluded from our last.)

After the cases had been disposed of, which were reported to our last, Michael Walsh was put upon his trial, charged with stealing a pig belonging to John Murray, in June last.

The Foreman, John Murray, swore that he lost a pig at the fair of Kilkenny in June last, and found it on the following Monday with the prisoner in the fair of Ballinacorney. Prisoner informed prosecutor that he bought her from a man of the name Keane, near Gowran. In prosecutor's opinion prisoner is innocent, and did not steal the pig. All he could swear was, that the pig went astray.

John Fitzpatrick, a policeman, swore that he arrested "the prisoner and the pig" in Ballinacorney.

Prisoner—He witnesses to prove I wasn't in Kilkenny the fair day. Mr. Murray, (turning round in the dock, and calling out with much violence, some names which we could not catch) come up here, I want ye! (Laughter.) Your Lordship, I bought the pig.

Court—Is the man you bought it from here? Prisoner—Why, then, I'm thinking he is. A Voice—Yes, your honor, I'm here, if you are wanting me. (Laughter.) Prisoner—(turning in the direction of the voice)—O ye—being vagabond, come up here, and tell the truth. Oh, yeascal, you know well I bought the pig. It's plain I could not meet her in Kilkenny; but you are here, you swear. You will see—when you witness, you would tell me, Keane, the person so addressed by the prisoner, repeated, and a scene of mutual recrimination occurred which ended much laughter in Court.

The judge, who examined the evidence, found it of proving the prisoner a thief, was very much against him.

Court to Jury—I believe, gentlemen, he ought

to change places with the prisoner. His Lordship said so, it was really a great hardship that a poor man, like the prisoner, who, it was evident, was quite innocent of the charge against him, should have been kept away from his family so long. The prisoner was immediately acquitted and discharged.

The next case was, in some points, similar to the above: Ellen Morphy was charged with having knowingly passed a bad shilling, and on another count with having obtained a base shilling for the purpose of passing it.

John Rogan swore that the prisoner came into his shop in Castle-Street, and having purchased some goods, gave him a shilling in payment, out of which he gave, as change, sixpence in silver and some halfpence; he immediately discovered that the shilling was bad and gave it back to prisoner, and that the prisoner refused to take it back, but, having some suspicion, examined the sixpence, and found it also bad; it was not seen that it was not the same sixpence he gave her which she returned; prisoner was afterwards searched but no money, except a few halfpence, were found on her.

Court—Suppose, now, she should prosecute you for giving her a bad sixpence? Rogan—Oh, my Lord, we're very particular in looking at the silver before it's put into the till, and we seldom take bad money.

After some further cross-examination by his Lordship, the charge against the prisoner appeared so entirely groundless that she was instantly acquitted.

PASSING FORGED BANK NOTES.
The King at the prosecution of William Walsh, a Patrick Morrow, alias Brady.

Mr. Marcus Costello (who has joined our Circuit in the absence of his son, Mr. Hatchell, stated that the case was a prosecution for passing a Provincial Bank of Ireland, against the prisoner for passing to the prosecutor five forged Twenty Shilling Notes of the Belfast Branch of the Provincial Bank of Ireland.

William Walsh examined by Mr. Costello, proved that on the 24th February last, at the bar of Bennett's bridge, the prisoner had given him in payment of the price of a horse, Five Forty Shilling Notes; that he called himself Patrick Brady, and was accompanied by a man of the name of Moore; on finding the notes forged, he (Walsh) had followed prisoner to Cahin, in the North, where he lived, and had great difficulty in finding him, as his real name turned out to be Patrick Morrow; that on charging him with the offence he had confessed it before a magistrate in Cahin.

Patrick Walsh, the son of first witness proved that he wrote the name Patrick Brady on each of the notes produced, by the direction of the prisoner, who swore that he was his name.

Mr. Albert Costello, Counsel for the Kilkenny Branch of the Provincial Bank, examined by Mr. Hatchell, proved the notes to be forgeries.

The prisoner, in his defence, alleged that he was a poor native man, employed by Moore to help him to lay houses in the town; that Moore had given him the notes, and had desired him to give his name Brady; that Moore had also desired him to demand the notes; and that he was for some innocent servant of Moore.

Judge Torrens charged the Jury at some length, commenting on the probability of his innocence, and directing them to give the prisoner the benefit of doubt, which he suggested. The Jury having retired, after some time returned and observed that they could not reconcile the acquired name of the prisoner, and one of them (Mr. Abraham Pinn) very independently remarked that he felt himself coerced by his oath, notwithstanding the Judge's charge, to find him guilty, or there would not be safety to trade or commerce of any kind.

His Lordship, smiling, made some remark which we did not hear, on a Jury having thought it necessary to give him a lecture.

Prisoner—Oh, my Lord, if I thought you deserved it, I would not spare you. (Much laughter in which his Lordship joined.)

The Jury then retired again for a few minutes and brought in a verdict of guilty.

The prisoner was subsequently sentenced to transportation for life.

Counsel for the prosecution—John Hatchell and Marcus Costello, Esqs.

Agent—Patrick Costello, Esq.

When he learned that the prisoner was remitting that Mr. Joe Robins, agent to Mr. Harro, whom the cattle belonged, was the person that stole them. In justice to Mr. Robins he could not conceal the knowledge he possessed longer. He was of Kilkenny, Antrim, because he lives in a hatched house, and was afraid it would be barred if he did.

Prisoner—My Lord, this man that Mr. Robins saved from being hanged in '98.

Hatchell—Oh, Begun, you're no desainer—you're as bad as you look. The prisoner had not certainly a very engaging set of features.

Several respectable witnesses were examined on the part of the prosecution who were very skillfully cross examined by the prisoner. He was eventually acquitted.

Court—Begun, you'll be discharged at the end of the Assizes, if no other crime is alleged against you. His Lordship then said, that the verdict was not meant to cast the least imputation on Mr. Robins, whose character, in his eyes and the eyes of the Jury, remained unblemished.

The Court then adjourned to Monday.

COUNTY COURT—MONDAY.
At ten o'clock Mr. Justice TORRENS entered Court, immediately after which Michael Ryan, Philip Ryan, and Michael Brennan were indicted for being accessories to an attempt made to murder James Roe, at Jenkinstown, on the 8th of May last. On a second count, the two former prisoners were indicted for a conspiracy to murder James Roe, and on a third count for soliciting and inducing Michael Brennan (not the prisoner) to attempt the murder of James Roe.

In consequence of their agents having refused to join in the challenges of Jurors for the prisoners, it was determined to put the Ryanes on their trial first. After several challenges on both sides, the following Jury was sworn:—

Alexander Sturges, James Wemyss Pope, George Deasy, Peter Longman, Anthony Nugent, John Brown, Mayhew, Martin Corry, Thomas Shirley, Daniel O'Neil, Emanuel Murray Fitzpatrick, John Grace, and James Hayden, Esqs.

Mr. Muckley, Counsel for the prisoners, objected to their being tried for three separate offences at one time. He was supported by Mr. Fogarty, and after some discussion, the learned Judge recommended the Counsel for the Crown to put the prisoners on their trial for the conspiracy only, and accordingly the prisoners were given in charge to the Jury for that crime solely.

Mr. Scott then, after a few preliminary remarks, stated that the lands of Ardalo, in this County, are the estate of Messrs. Rogers and Thomas Matthews. About four or five years ago Mr. Neary, a butcher in this city, to whom one of the Matthews's was indebted in a sum of about £14 or £1500, accepted from him a mortgage upon those lands, including a part containing about one hundred acres, which had been previously in the possession of a man named Murphy.

After the mortgage had been executed, Neary came to an arrangement with Murphy to get into the actual possession of the land, and accordingly about four years ago he got into such possession. The prisoner Michael Ryan alleged that prior to the execution of the mortgage, he had given the other Mr. Matthews some of the Pounds or thereabouts of the Matthews's was indebted to him, and therefore claimed a preferable right to the lands. If he had any such right the law was open to him as to all others; but he did not rely on the assistance of the law; on the contrary Messrs. Rogers were at different times assaulted, and other acts of violence were perpetrated. In the Spring of the year last a man named James Roe, ploughing the lands, and did the same last Spring, and has thus become an object of vengeance for those who pretend to a right to them. About last Christmas the two prisoners called upon a person who will be this day produced on the table and offered him a sum of money if he would shoot Roe. An arrangement was made to this effect, and a promise given that Roe should be set for him, but nothing was done in the matter till May. A sum of One Pound was given in advance of the payment which was to be made for the commission of the crime. On the eighth of May last Roe was waiting on the land; after leaving it in the evening he was called to by Michael Brennan, a Blacksmith, who lived adjacent to Ardalo and also the residence of the prisoners. This Brennan joined Roe and insisted that he should make up a previous quarrel he had with him, and also insisted upon treating him. He induced Roe to go with him to a hatched house on the road. Michael Brennan and Roe there took two glasses of whiskey and Brennan four or five; Brennan then insisted that Roe should accompany him home and sup with him. Brennan's house was situated on the road beyond the prisoners; Roe stepped there, and Brennan wanted him to sleep there, but as Roe was determined upon going home, Brennan insisted upon accompanying him "a bit of the road." Roe wished to avoid passing by the house of the prisoners, and to go through the fields, but Brennan would not let him. When they were passing Ryan's, Brennan desired Roe to go on, saying he wanted to speak to one of the Ryan's. He heard Brennan call out to Phil Ryan, and they went into a field behind the house. He heard him ask where Michael was, and heard the answer "you will meet him between the Widow Phelan's and O'Hara's," and that was the very spot where he was afterwards fired at. Immediately after this conversation Brennan jumped over the ditch and joined Roe. It was then about nine o'clock,