

0621

BOX:

189

FOLDER:

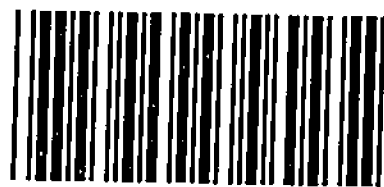
1914

DESCRIPTION:

O'Brien, Grant

DATE:

09/29/85



1914

POOR QUALITY  
ORIGINALS

0622

Witnesses :

Counsel,  
Filed *29* day of *Sept* 188*5*  
Pleads, *Guilty (3d)*

THE PEOPLE

*Wm S. Hbs.*  
*H*  
*Frank O'Brien*  
*(2 cases)*

ASSAULT IN THE THIRD DEGREE

(Section 219, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

*No 284 Dec 19/00*  
*plead guilty*

A True Bill.

*budget Secured*  
*Chas H. Kewell*

Foreman

*Official*  
*Clear*  
*1000000000*

POOR QUALITY  
ORIGINALS

0623

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank C. Brien

The Grand Jury of the City and County of New York, by this indictment, accuse

Frank C. Brien

of the CRIME OF ASSAULT IN THE THIRD DEGREE, committed as follows:

The said Frank C. Brien,

late of the First Ward of the City of New York, in the County of New York  
aforesaid, on the 26th day of September, in the year of our Lord  
one thousand eight hundred and eighty-nine, at the Ward, City and County  
aforesaid, in and upon the body of one Andrew Brennan,  
in the peace of the said people then and there being, with force and arms, unlawfully  
did make an assault and ~~in~~ the said Andrew Brennan,  
did then and there unlawfully beat, wound and illtreat, to the great damage of the  
said Andrew Brennan, against the form of the statute  
in such case made and provided, and against the peace of the People of the State of  
New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

POOR QUALITY  
ORIGINALS

0624

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court

10 12 3  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Arthur Freeman*  
547 W. 50.

1 *Frank Oliver*

2

3

4

Offence *Assault & Battery*

Date

*Sept 27*

1885

Residence

Municipality

No. 1, by

Officer

Residence

22 Precinct

No. 4, by

Witnesses

No

Street

No

Street

No

Street

\$

*200 to master*

Street

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

*Frank Oliver*  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Three* Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated *Sept 27* 1885 *John H. Keane* Police Justice.

I have admitted the above-named to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named guilty of the offence within mentioned, I order he to be discharged.

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINALS

0625

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

*Grant O'Brien* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is ~~his~~ right to  
make a statement in relation to the charge against *him*; that the statement is designed to  
enable *him* if he see fit to answer the charge and explain the facts alleged against *him*  
that he is at liberty to waive making a statement, and that *his* waiver cannot be used  
against *him* on the trial.

Question What is your name?

Answer

*Grant O'Brien*

Question. How old are you?

Answer

*21 years*

Question. Where were you born?

Answer.

*New York State*

Question. Where do you live, and how long have you resided there?

Answer.

*445 West 54 Street 3 years*

Question What is your business or profession?

Answer

*Brick Layer*

Question. Give any explanation you may think proper of the circumstances appearing in the  
testimony against you, and state any facts which you think will tend to your  
exculpation?

Answer.

*I struck the complainant he  
threw me first.*

*Grant O'Brien*

Taken before me this

day of

1887

Police Justice.

POOR QUALITY  
ORIGINALS

0626

Police Court— 4<sup>th</sup> District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

of No. 547 West 50<sup>th</sup> Street, aged 27 years,  
occupation Laborer, being duly sworn, deposes and says, that  
on the 26 day of September 1885 at the City of New York,  
in the County of New York,

he was violently ASSAULTED and BEATEN by Frank C. Brennan  
(nowhere) who struck deponent several  
violent blows in the face with his clenched  
fist knocking deponent down

without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to  
answer the above assault, &c, and be dealt with according to law.

Sworn to before me, this 27

day of September 1885

Andrew Brennan

John Hoffman

Police Justice

POOR QUALITY  
ORIGINALS

0627

Witnesses:

Counsel,  
Filed 29 day of Sept 1885  
Pleads *Not guilty*

THE PEOPLE

vs.

Assault in the Second Degree.  
(Resisting Arrest.)  
(Section 218, Penal Code.)

*Frank O'Connor*  
*(Respondent)*

RANDOLPH B. MARTINE,

District Attorney.

No 285 Ex bee 19/11/15  
Judge! Resp. in law  
A True Bill. Ind.

*Chas H. Russell*  
Foreman.

0628

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Frank O'Brien*

The Grand Jury of the City and County of New York, by this indictment, accuse

*Frank O'Brien*

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Frank O'Brien*

late of the City of New York, in the County of New York aforesaid, on the  
*eighteenth* day of *March*, in the year  
of our Lord one thousand eight hundred and eighty *four*, at the City and County  
aforesaid, with force and arms feloniously made an assault in and upon one

*Joseph Marion*

then and there being a *patrolman* of the Municipal Police of the City of  
New York, and as such *patrolman* being then and there engaged in the lawful  
*apprehension* of a *certain person* to

*the Grand Jury aforesaid* and *known*  
and the said *Frank O'Brien*

him, the said *Joseph Marion*

then and there feloniously did beat, strike, wound and otherwise illtreat, with intent  
then and there and thereby to prevent and resist the lawful *apprehension*  
of *the said unknown person* as aforesaid,  
against the form of the Statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.

**RANDOLPH B. MARTINE,**

District Attorney.

0629

Police Court-1073 District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

Joseph M. M. M.  
22-10-1

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

1

2

3

4

Dated

Sept 24

1885

Witness

No.

Street.

No.

Street.

No.

Street.

No.

Street.

Offence

Assault

2nd degree

Officer

Patton

Magistrate

22, Precinct.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Five Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated Sept 27 1885 John J. Gorman Police Justice.

I have admitted the above-named to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

There being no sufficient cause to believe the within named guilty of the offence within mentioned, I order h to be discharged.

Dated 188 Police Justice.

0630

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

*Grant O'Brien* being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is *his* right to make a statement in relation to the charge against *him*; that the statement is designed to enable *him* if he see fit to answer the charge and explain the facts alleged against *him* that *he* is at liberty to waive making a statement, and that *his* waiver cannot be used against *him* on the trial.

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

Question Where do you live, and how long have you resided there?

Answer

Question What is your business or profession?

Answer

Question Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer

*I am not guilty I don't know if I struck the Caucasian or not. I am the man their office has the trouble with*

*Grant O'Brien*

Taken before me this

day of

188

Police Justice.



0631

Police Court— 4 District—CITY AND COUNTY } ss.  
OF NEW YORK, }

of the 22nd Precinct Police Joseph Morrison Street, aged 27 years,  
 occupation Police officer being duly sworn, deposes and says, that  
 on the 18th day of March 1884 at the City of New York,  
 in the County of New York,

he was violently ASSAULTED and BEATEN by Grant O'Brien  
 (now here) that while deponent was in uniform  
 and in the discharge of his duty in making an arrest  
 said defendant seized deponent's Club. he struck  
 deponent one violent blow on the head, severely cutting  
 deponent's head  
 without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to  
 answer the above assault, &c., and be dealt with according to law.

Sworn to before me this 27day of September 1885John J. Flanagan

Police Justice

Joseph Morrison



0632

BOX:

189

FOLDER:

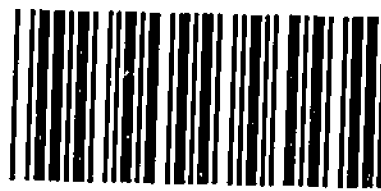
1914

DESCRIPTION:

O'Connor, James

DATE:

09/08/85



1914

POOR QUALITY  
ORIGINALS

0633

Witnesses :

KAB

Counsel,

Filed

Pleads,

1885

THE PEOPLE

vs.

James O'Connor

H.D.

Grand Larceny, 2nd Degree.  
(From the Person.)  
Sections 528, 529, Penal Code.

RANDOLPH B. MARTINE,

22 Sept 1885 District Attorney.

Ready truly.  
E. Martin

A True Bill.

John W. Harrell

Foreman.

POOR QUALITY  
ORIGINALS

0634

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James O'Rannor*

The Grand Jury of the City and County of New York, by this indictment, accuse

*James O'Rannor*

of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said *James O'Rannor*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *twenty second* day of *August*, in the year of our Lord one thousand eight hundred and eighty-*five*, in the *day* time of the said day, at the Ward, City and County aforesaid, with force and arms,

*four United States Treasury notes of the denomination and value of two dollars each, eight other United States Treasury notes of the denomination and value of one dollar each, and silver coins of a number kind and denomination to the grand jury aforesaid unknown to the value of eight dollars;*

of the goods, chattels and personal property of one *Thomas Cavanaugh*, on the person of the said *Thomas Cavanaugh*, then and there being found, from the person of the said *Thomas Cavanaugh* then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*Randolph B. Martin*,  
District Attorney.

POOR QUALITY  
ORIGINALS

0635

Police Court—

1st District.

Affidavit—Larceny.

City and County } ss.:  
of New York, }

of No.

152 Madison

occupation.

Cashier

Patrick J. Dinan Street, aged 23 years,

being duly sworn

deposes and says, that on the 22 day of August 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession of ~~James Cavanagh~~ Thomas Cavanagh in the following property viz:

Good and lawful money to the amount and of the value of eight dollars

the property of

said Thomas Cavanagh

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by James Connor (nowhere)

from the fact that deponent saw said defendant in the act of taking stealing and carrying away said money from the pockets of said Thomas Cavanagh while in front of No. 3 James Street in the City of New York.

Deponent asks that said defendant be held for felonious by stealing said money from said Cavanagh who was intoxicated.

P. J. Dinan

Sworn to before me, this 22 day of August 1888

Keegan  
Police Justice.

0636

*Dated* ..... 188 . *Police Justice.*



POOR QUALITY  
ORIGINALS

0637

Sec. 198-200.

CITY AND COUNTY OF NEW YORK ss

1st District Police Court.

James Connor being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is his right to  
make a statement in relation to the charge against him; that the statement is designed to  
enable him if he see fit to answer the charge and explain the facts alleged against him  
that he is at liberty to waive making a statement, and that his waiver cannot be used  
against him on the trial.

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

Question Where do you live, and how long have you resided there?

Answer

Question What is your business or profession?

Answer

Question Give any explanation you may think proper of the circumstances appearing in the  
testimony against you, and state any facts which you think will tend to your  
exculpation?

Answer

Taken before me this  
day of August 188

Police Justice.

0638

BOX:

189

FOLDER:

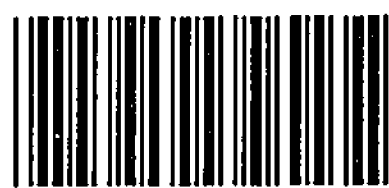
1914

DESCRIPTION:

Odenheimer, Frank

DATE:

09/23/85



1914



POOR QUALITY  
ORIGINALS

0639

Sept 23 1885  
J. P. [Signature]

Witnesses:

Whereby by the within affidavits  
it is impossible to secure the at-  
tendance of Owen Flanagan  
a material and necessary witness for  
the People and without whose evidence  
conviction cannot be had. I there-  
fore respectfully request and that the  
defendant herein Frank  
Odenheimer be  
discharged on his own recognizance.

N. Y., 188

District Attorney.

Counsel,  
Filed 23 day of Sept 1885  
Pleads Not guilty (2x)

THE PEOPLE

vs.

B

Grande Odierman

ASSAULT IN THE FIRST DEGREE, Etc.  
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.

No 230

P. M. Sep 14/85  
A True Bill. John H. [Signature]

John H. [Signature]

Foreman.

14th [Signature]

POOR QUALITY  
ORIGINALS

0640

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Franka Odendinner*

The Grand Jury of the City and County of New York, by this indictment, accuse

*Franka Odendinner*

of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Franka Odendinner*,

late of the City of New York, in the County of New York aforesaid, on the ~~twenty-second~~ day of *August*, — in the year of our Lord one thousand eight hundred and eighty-~~five~~, with force of arms, at the City and County aforesaid, in and upon the body of one *Owen Starvack*, in the peace of the said People then and there being, feloniously did make an assault and ~~him~~ the said *Owen Starvack*, — with a certain *knife* —

which the said *Franka Odendinner* — in ~~his~~ right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound,

with intent ~~him~~ — the said *Owen Starvack* — thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said

*Franka Odendinner*

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Franka Odendinner*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one *Owen Starvack* — in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and ~~him~~ the said *Owen Starvack*,

with a certain *knife* —

which ~~he~~ the said *Franka Odendinner* — in ~~his~~ right hand then and there had and held, the same being an ~~instrument~~ likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*Richard W. Smith*  
District Attorney.

POOR QUALITY  
ORIGINALS

0641

Court of General Sessions

The people vs.

- agst -

Frank Odenheimer.

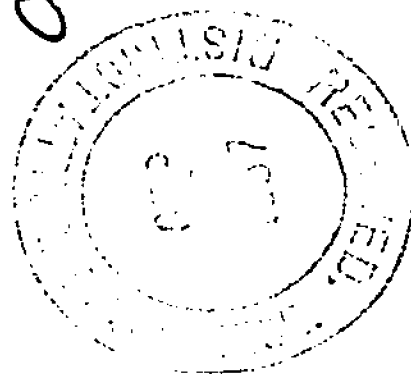
affidavit on Motion  
for New trial.

Wm. C. Hughes

Atty. for deft.

25 Chambers St.

N.Y.



this 14<sup>th</sup> day of } Patrick Corley.  
July 1887.

Henry Mergback  
Notary Public  
New York Co. N.Y.

Court of General Sessions

The people  
- agt  
Frank Odenheimer

State of New York }  
County of

Frank Odenheimer being duly sworn says that he is the defendant above named; that he was tried in the Court on the 14<sup>th</sup> day of April, 1887, on an indictment charging him with assault in the second degree and was convicted by the jury; That deponent was sworn on the trial in his own behalf and had only one witness besides viz: his wife Ellen Odenheimer.

That more than 18 months had elapsed between the date of deponent's arrest and the date of said trial and although deponent used the utmost diligence to

procure the testimony and attendance of witnesses on the said trial in his behalf he was wholly unable to procure such attendance or testimony and was compelled to go to trial without the testimony of Patrick Corley and Hugh Keon. That at the time of said trial said Patrick Corley was not a resident of the City and County of New York, but resided at New Brighton, Richmond County, and deponent was ignorant of his place of residence at that time, and only discovered the same within a few weeks when the said Corley, hearing of deponent's trial and imprisonment came forward and communicated with deponent's wife, as alleged in the affidavit of said Corley which is hereto annexed. That as deponent has been informed by his counsel W. Dwyer & Hughes, and verily believes that if a new trial is granted the testimony of Patrick Corley would be material and necessary for deponent and would probably change the verdict in favor of deponent, and on a new trial it can be produced. Deponent further says that he was not aware at the time of his trial having wholly forgotten the fact that Hugh Keon whose affidavit is hereto annexed was



0644

present on deponent's premises on the  
22<sup>nd</sup> day of August 1885 at the time of  
the assault aforesaid; and he did not  
discover that fact until informed of it  
by his wife. after the trial, who heard it  
from said Keon himself. The facts stat-  
ed in the affidavit of said Keon as to whom  
took place on said 22<sup>nd</sup> day of August ~~are~~  
are true to deponent's own knowledge.

Sworn to before me  
August 15<sup>th</sup> 1887.

H. J. Morris  
Notary Public  
Kings Co. Certified  
N. Y. Co.

Frank Odenheimer

New York General Sessions.

The People of the  
State of New York  
- against -  
Frank Odenheimer.

City & County of New York ss.

Hugh Keon being duly sworn says that he resides at No. 555 West 41<sup>st</sup> Street in the City County and State of New York Deponent was present on August 22<sup>nd</sup> 1885 at premises No. 517 11<sup>th</sup> Avenue in said City and saw the fight between Owen Flannigan and Frank Odenheimer the abovenamed defendant, that at about half past five or six o'clock in the evening on the said 22<sup>nd</sup> day of August deponent was sitting on the shaft of Odenheimer's wagon in the yard of the said premises No. 517 11<sup>th</sup> Avenue said yard or grounds being those occupied by the said Odenheimer that while deponent was there as aforesaid John Flannigan a Cousin of Owen Flannigan came into the yard where we were sitting and had some conversation, deponent heard John Flannigan say that Owen told him that



he Odenheimer had said so Odenheimer  
 said that he didn't; Owen Flannigan who  
 had up to this time been standing out  
 side the yard at the gate came in towards  
 where Odenheimer was, John Flannigan then  
 told Owen that Odenheimer said that he  
 did not say so, Owen advancing said that  
 Odenheimer was a liar and a son of a  
 bitch and picked up a brick and started  
 towards Odenheimer and said he would  
 "Knock his brains out." Odenheimer then  
 ran into his house, but soon came out,  
 and as he came out John Flannigan who  
 was about 21 years of age and stood about  
 5 feet 11 inches struck Odenheimer with  
 his fists and knocked him down when  
 Owen Flannigan ran to Odenheimer  
 and kicked at him. Odenheimer then  
 attempted to get up, Owen Flannigan  
 then rushed at him when Odenheimer  
 struck at him with a knife. At this time  
 both John Flannigan and Owen Flannigan  
 were crowding on Odenheimer,  
 at this time Mrs. Odenheimer ran in  
 and separated the men and got  
 Odenheimer in the house.

Sworn to before me  
 this 12<sup>th</sup> day of July 1887. } Hugh Keon.

Henry Herzbach }  
 Notary Public }  
 New York }

New York General Sessions.

The people of the  
 State of New York  
 - against  
 Frank Odenheimer

City & County of New York ) Ss.

Patrick Corley being  
 duly sworn says that he resides at New  
 Brighton Staten Island in the State of  
 New York. That he knows Owen Flannigan  
 who resided in August 1885 at No. 526 West  
 42<sup>nd</sup> Street in the City of New York and  
 who was the Complainant against Frank  
 Odenheimer the above named defendant.  
 That some time prior to August 22<sup>nd</sup> 1885  
 deponent was with the said Flannigan near  
 the Corner of Seventh Street place, First  
 Avenue when the said Owen Flannigan  
 asked this deponent whether he had not  
 been present when Frank Odenheimer  
 and his Cousin John Flannigan had had  
 a row, deponent replied that he had not.

Flannigan then closing his fists put his  
 right hand against deponent's breast &  
 said, I am the man that can lick any  
 dutch son of a bitch in New York today  
 that would do any injury to my cousin  
 and if it takes twenty years, and I  
 have to follow him to his bed I will  
 have his life. Deponent further states  
 that the said Owen Flannigan there  
 and then made a proposition to this de-  
 ponant that deponent should lay in wait  
 for <sup>the</sup> said Odenheimer and beat him and  
 promised to treat this deponent decent-  
 ly if he would do as he requested. Some  
 time thereafter and prior to the said 22<sup>nd</sup>  
 day of August 1885 deponent told the said  
 Odenheimer of the conversation he had  
 had with Owen Flannigan as afore-  
 said and warned him that he had better be  
 on his guard as Owen Flannigan would  
 lay for him and have his life. That de-  
 ponant was not in the City of New York  
 at the time of the trial of said Frank  
 Odenheimer and had never Commun-  
 icated the foregoing facts to anyone but  
 the said Odenheimer when he told it to  
 the said Odenheimer's wife.  
 Sworn to before me

he Odenheimer had said so Odenheimer  
 said that he didn't; Owen Flannigan who  
 had up to this time been standing out  
 side the yard at the gate came in towards  
 where Odenheimer was, John Flannigan then  
 told Owen that Odenheimer said that he  
 did not say so, Owen advancing said that  
 Odenheimer was a liar and a son of a  
 bitch and picked up a brick and started  
 towards Odenheimer and said he would  
 "Knock his brains out." Odenheimer then  
 ran into his house, but soon came out,  
 and as he came out John Flannigan who  
 was about 21 years of age and stood about  
 5 feet 11 inches struck Odenheimer with  
 his fists and knocked him down when  
 Owen Flannigan ran to Odenheimer  
 and kicked at him. Odenheimer then  
 attempted to get up, Owen Flannigan  
 then rushed at him when Odenheimer  
 struck at him with a knife. At this time  
 both John Flannigan and Owen Flannigan  
 were crowding on Odenheimer,  
 at this time Mrs. Odenheimer ran in  
 and separated the men and got  
 Odenheimer in the house.

Sworn to before me  
 this 12<sup>th</sup> day of July 1887. } Hugh Keon.

Court of General Sessions

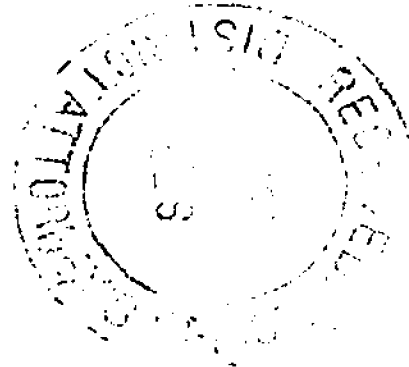
Mr. Phelps

- 20 -

Frank Odenkewicz

Notice of Motion

Mr. Dwyer & Hughes  
100 So. 4th  
25 Chambers St.  
New York City  
N.Y.



W

0650



Court of General Sessions  
of the Peace of the City and  
County of New York.

The People of the State  
of New York.

— agst.

Frank Odenheimer.

Sir: Take notice that on the minutes of the  
trial herein, and on the affidavits of Hugh  
Keon, Patrick Corley and Frank Odenheimer  
I shall make application to this Court  
at a term thereof to be held in part in  
the Court House in the City of New York  
on the 14<sup>th</sup> day of September 1887 at 11  
o'clock in the forenoon for a new trial  
herein on the ground of newly discovered  
evidence, under subdivision 7 of sec-  
tion 465 of the Code of Criminal Proce-  
=ure.

To

Yours &c.

W. Duryee Hughes  
Atty. Gen. Dept.

25 Chambers St. New  
York City N.Y.

Randolph B. Martine Esq.

POOR QUALITY  
ORIGINALS

0652

INDICTMENT FILED

*September 23<sup>rd</sup> 1885.*

COURT OF GENERAL SESSIONS  
Part III.

The People &c.

vs.

FRANK ODENHEIMER

Witness.

Oscar Friedman

John Kelly

Frank Odenheimer

Edwin Odenheimer





0654

2

JOHN KELLY, a witness, testified:-

I am an officer attached to the 20th Precinct. I arrested this defendant in his own house, No. 517 11th Avenue on the complaint of Owen Flanigan . He was cut in the chin. I told the prisoner what I arrested him for and he said he did it in self-defense .

-----

FRANK ODENHEIMER, the defendant, testified:-

I am a butcher . Two cousins of Flanigan bought a wagon from me. I was supplying them with stuff that they were peddling. They were not satisfied and went to some one else. I then told them I wanted the money for the wagon. I took the wheels off the wagon . They went home. At one o'clock in the afternoon Owen Flanigan came down, and said he was going to lick me. I told him to get out of my place. He said he could lick any "Dutch son of a bitch". I went and got an officer and had him put out. About quarter to six o'clock he came down again. I went inside and my wife stood at the door. She told him to go away. He had a stone in his hand and had it raised. I had a butcher knife in my hand; I was trimming tenderloins. I walked to the door and told him to get out. I struck at him with the butcher knife; I did it in self defense. I was excited. I was never arrested in my life before .

0655

3

ELLEN ODENHEIMER, a witness, testified:-

I am the wife of the defendant . This man Flanigan came into our yard . I asked him to go out and he would not go . He said he would do every thing . I closed the door and they began to throw stones. I sent my husband for an officer and the officer put him away . In the evening he came back again. I told my husband to come inside and cut some meat for the supper . He came in; Flanigan came to the window and called out some vile names. I says to my husband: "Let him alone". I tried to keep my husband back but he ran out. Flanigan had a paving stone in his hand over his head, and then my husband accidentally cut him ; only a small scratch .

POOR QUALITY  
ORIGINALS

0656

**PART III.**

THE COURT ROOM IS IN THE THIRD STORY.

If this Subpoena is disobeyed, an attachment will immediately issue

Bring this Subpoena with you, and give it to the Officer at the Court Room Door that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPENA**

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Owen Flanagan*  
of No. *806 W 42* Street.

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the County Court House, in the Park of the said City, on the *28* day of *Nov* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

*Frank Odenheimer*  
in a case of Felony, whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *Nov*, in the year of our Lord 1887.

RANDOLPH B. MARTINE, *District Attorney*

0657

Court of General Sessions.

THE PEOPLE

vs.

*K. Odenheimer*

County of New York, ss.:

*Frederick M. Moore*

being duly

sworn and says: I reside at No. *228 West 126*

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the

City and County of New York. On the *23* day of *March* 188 *7*

I called at *No. 506 West 42 Street*

the alleged residence of *Owen Flanagan*

the complainant herein, to serve him with the annexed subpoena, and was informed by *Mrs*  
*Maatton* that the said *Flanagan* moved  
away almost 2 years ago, and that  
she has not seen or heard of  
the said *Flanagan* since he left  
there.

*Owen Flanagan*  
*now reside at*  
*No. 228 - 1 Ave*

Sworn to before me, this *25* day

*March* 188 *7*  
*Rudolph L. Schaff*  
COMMISSIONER OF DEEDS,  
N. Y. CITY & COUNTY.

*Frederick M. Moore*  
Subpoena Server.

being duly sworn, deposes and says he  
Subpoena, of which the within is a copy, upon  
on the day of

188 by

POOR QUALITY  
ORIGINALS

0658

Police Court, District, No. 3

THE PEOPLE, &c.,  
on the complaint of

Chas. Flanagan

vs. ~~John J. Flanagan~~  
John J. Flanagan

Offence—Felonious Assault & Battery

Dated August 23, 1885

Magistrate.

John J. Flanagan

Officer.

Witnesses,

No.

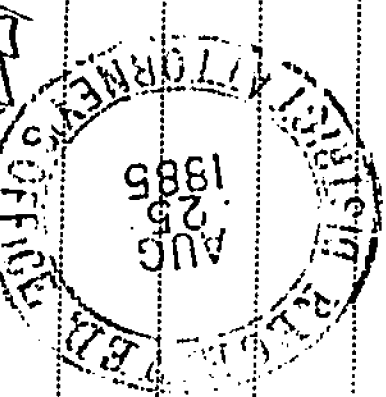
Street,

No.

Street,

No.

Street,



to answer General Sessions.

Defendant's bail is  
set at \$400.00  
by  
John J. Flanagan

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

Frank J. Flanagan  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.

Dated August 23, 1885. *John J. Flanagan* Police Justice.

I have admitted the above named  
to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_ 1885. \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named  
\_\_\_\_\_ guilty of the offence within mentioned, I order h to be discharged.

Dated \_\_\_\_\_ 1885. \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINALS

0659

Police Court—2 District.

City and County }  
of New York, } ss.:

of No. 576 West 42 Street, aged 24 years,

occupation Labour being duly sworn

deposes and says, that on the 22 day of August 1888 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Frank Odenheimer now Prisoner

who did wilfully and maliciously

cut and stab deponent upon his

face with and by means of a certain

knife and sharp dangerous weapon

which he said Frank then held in

his hand

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 23 day

of August 1888

John H. Murray Police Justice.

POOR QUALITY  
ORIGINALS

0660

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

*Frank Odenheimer* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is his right to  
make a statement in relation to the charge against him; that the statement is designed to  
enable him if he see fit to answer the charge and explain the facts alleged against him  
that he is at liberty to waive making a statement, and that his waiver cannot be used  
against him on the trial.

Question What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer.

Question. Where do you live, and how long have you resided there?

Answer.

Question What is your business or profession?

Answer

Question. Give any explanation you may think proper of the circumstances appearing in the  
testimony against you, and state any facts which you think will tend to your  
exculpation?

Answer.

*I asked him to stay out of  
my place and he would not,  
and I may have cut him  
Frank Odenheimer*

Taken before me this

day of

188

Police Justice.

0661

**BOX:**

189

**FOLDER:**

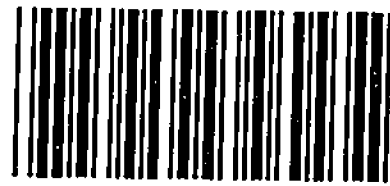
1914

**DESCRIPTION:**

Ogle, George

**DATE:**

09/08/85



1914



0663

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George O'Leary

The Grand Jury of the City and County of New York, by this indictment, accuse George O'Leary

of the CRIME OF Murder in the first degree,

committed as follows:

The said George O'Leary,

late of the ~~Word of the~~ City of New York, in the County of New York aforesaid, on the first day of December, in the year of our Lord one thousand eight hundred and eighty-two, at the ~~Word~~ City and County aforesaid, with force and arms, in and upon the body of one James A. Cronan, then and there being, wilfully, feloniously and of his malice aforethought, did make an assault, and the said George O'Leary with a certain knife which he the said George O'Leary in his right hand then and there had and held, him the said James A. Cronan, in and upon the breast of him the said James A. Cronan, then and there wilfully, feloniously and of his malice aforethought did strike, stab, cut and wound, giving into him the said James A. Cronan, then and there with the knife aforesaid, in and upon the breast of him the said James A. Cronan, one

mortal wound of the breadth of one  
 inch and of the depth of six inches, of  
 which said mortal wound, the said  
 James A. Brown then and there died.  
 And as the Grand Jury aforesaid do  
 say, that the said George Ogle,  
 him the said James A. Brown, in  
 manner and form, and by the means  
 aforesaid, wilfully, feloniously and  
 with malice aforethought did kill and  
 murder, against the form of the Stat-  
 ute in such case made and provided,  
 and against the peace of the People of  
 the State of New York, and their dignity

Randolph B. Martin,

District Attorney.



POOR QUALITY  
ORIGINALS

0665

MEMORANDUM.

AGE.			PLACE OF NATV. Y.	WHERE FOUND.	DATE, When Reported.
43 Years.	Months.	Days.	11	358 75 2 50 51	

in the Walter  
of Samuel  
Ogle  
The prisoner  
should be  
examined  
before a trial  
justice. For  
the present the  
trial will be  
summarized

whereby it is found that he came to  
his death by the hands of

Samuel Ogle

HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

1028

James A. Brown



Disputed taken on the 10th day  
of December 1882  
John A. Brown  
Coroner.

Date of death December 1882  
36 2 1/2 m

POOR QUALITY  
ORIGINALS

0666

Coroner's Office,

CITY AND COUNTY }  
OF NEW YORK. } ss.

.....being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—*Samuel Ogle*

Question.—How old are you?

Answer.—*28 years*

Question.—Where were you born?

Answer.—*New-York City.*

Question.—Where do you live?

Answer.—*330, W. 25<sup>th</sup> St.*

Question.—What is your occupation?

Answer.—*Itbardealer.*

Question.—Have you anything to say, and if so, what, relative to the charge here preferred against you?

*I am not guilty by advice of Counsel & decline to say any thing farther.*

x *Samuel Ogle*

Taken before me, this *7<sup>th</sup>* day of *December* *1882*!

*Philip M. Burke*

CORONER.

POOR QUALITY  
ORIGINALS

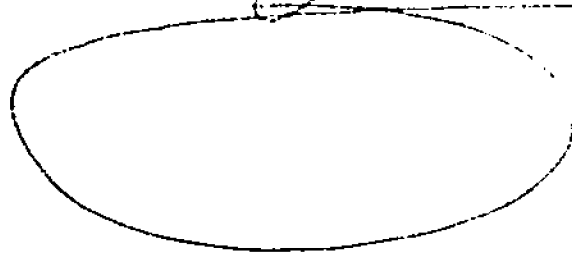
0667

CORONER'S Office.

TESTIMONY.

Dr. M. J. Messmer being sworn says:  
On December 1<sup>st</sup> 1882 at 358 N. 2<sup>nd</sup> St.  
I made an autopsy on the body of  
James A. Brown which revealed an  
incised wound of the left breast two and  
three quarter inches from the median line  
which passed between the eighth and ninth  
ribs and entered the thoracic cavity. On cutting  
through the ribs it was found that the wound had  
entered the pericardial sac, <sup>and</sup> entered the apex  
of the heart and had severed the muscular  
tissue on the right side of that organ for two  
inches. The pericardial sac contained twelve  
ounces of blood and clots. There was also  
some bloody serum in the left pleural  
cavity. The left lung was congested and  
oedematous. The right lung the same but in a less  
degree. All other organs of the body normal.  
Death in my opinion resulted from shock  
~~and~~ hemorrhage following an incised <sup>or stab</sup>  
Wound of the Heart.

M. J. Messmer, M.D.



Taken before me  
this 1<sup>st</sup>

day of

Dec

1882

Philip McKee CORONER.

POOR QUALITY  
ORIGINALS

0668

Coroner's Office.

TESTIMONY.

1.

Meeting note 172  
Dec 1st 82

Edward Danner 25-0 P. M.  
being sworn on Dec 1. 82  
about 12.45 - A.M. at 2.50 P. M.  
in a saloon kept by me, at the  
time were present there John Walton,  
Frank Daily, Samuel Ogle, George Ogle,  
deceased, James Brown, and about  
15 others, whose names I don't know  
but know by sight, were in my  
place, drinking - they were not in  
my place over 5 minutes - they were  
peaceable and did not quarrel.  
I put out 2 young men, one of  
them, John Walton, who were using  
profane language and I put them  
out, ~~and~~ the other, who is not now  
here had a knife in his hand -  
and during the time I put them out  
when I came back ~~and~~ there was the  
deceased, just dying; he died  
in a few minutes; the knife the  
man had, heaved away, but  
I am sure that none of the 4 men  
now here did the stabbing; but John  
Walton can tell who the man was  
who did the stabbing -

E. Danner.

Taken before me

this

1

day of

Dec

1882.

Philip H. Keckler CORONER.



POOR QUALITY  
ORIGINALS

0669

STATE OF NEW YORK  
CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the *Coroners' Office*  
No. 134 15. *Chatham* Street, in the *11th* Ward of the City of  
New York, in the County of New York, this *7th* day of *December*  
in the year of our Lord one thousand eight hundred and *82* before

PHILIP MERKLE, CORONER,  
of the City and County aforesaid, on view of the Body of *James A. Brown*  
now lying dead at

*538 W. 25th St.*  
*nine* good and lawful men of the State of New York, duly chosen and  
sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said  
*James A. Brown* came to his death, do upon their  
Oaths and Affirmations, say: That the said *James A. Brown*  
came to his death by

*a stab wound of the heart which*  
*we believe to have been inflicted by Samuel*  
*ogle in manner above, 8 Ave and*  
*203 st on the morning of Dec 1. 1882*

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition set  
our hands and seals, on the day and place aforesaid.

JURORS.

<i>Moses M. M.D.</i>	<i>69 Yola St</i>
<i>Edward Colpe</i>	<i>260 Water St</i>
<i>James Schmiedt</i>	<i>127 Beekman St</i>
<i>Salmon Michel</i>	<i>9 Peck Slip</i>
<i>Wm. Walter</i>	<i>22 Beekman St</i>
<i>John Gifford</i>	<i>11 Pak Slip</i>
<i>John Sweeney</i>	<i>403 Beekman St</i>
<i>John Beekman</i>	<i>64 Beekman St</i>
<i>James Johnston</i>	<i>68 Morton St</i>

*Philip Merkle*

CORONER, L. S.

POOR QUALITY  
ORIGINALS

0670

List of Witnesses

	Jennies Grady	515	N	24	Sr.
+	Jennie Brown & Roll Brown	358	"	25	"
+	Frank Naly	319	"	"	"
-	Thos. J. Glenon	(326) 326	"	26	"
x	James W. Barron	233	"	27	"
x	William Bliss	330	8	"	Sr.
x	Edward Lanner	250	"	"	"
x	Mrs. Annie Lanner	"	"	"	"
x	David Bartley	154	9	"	"
x	John H. Walton	836	"	"	"
x	Off. Lucas	16	"	"	"
x	Kate Lison	358	N	25	Sr.
x	John Kindig <u>Bartender</u>	311	"	38	"
x	Dr. Messmer				

Sworn to before me,

this day of

188

CORONER.



POOR QUALITY  
ORIGINALS

0671

Coroner's Office.

TESTIMONY. 3.

Thomas J. Glenon being sworn says, I reside  
No. 327, W. 26<sup>th</sup> St. On the 1<sup>st</sup> of December  
1882 at about 12.40 I went from the hall  
at the Grand Opera house with Grady & Cummings  
to the Saloon of Danner in 8<sup>th</sup> Av., to  
get something to drink, we found there a  
party from the hall of about 15 or 20  
persons, we took our drinks & during that  
time a quarrel between Sam. Ogle & Frank  
Daly. I took hold of Frank Daly & put him  
out doors I stood there with him a few  
minutes, advising him to go home, then he  
went away to in the 8<sup>th</sup> Av. towards the north,  
then I went back in the saloon & I saw  
Sam Ogle intending to leave the saloon, when  
I saw Brown with a glass in his hand,  
lifting his hand, in which he held the glass  
up & throwing it at Sam Ogle saying, "you  
son of a bitch" & fell down <sup>after uttering these words</sup> I went near  
him & saw blood on his raised his vest &  
observed blood on his shirt, I opened his  
2 pairs of pants, removed his shirt & found  
a small wound on his left side below the  
ripple, the blood flowing from it very freely.  
I pressed the wound together, to stop the flood  
of blood & held it so till the officers came &  
took charge of the dead body of Brown.

Taken before me  
this 2<sup>d</sup>

Thos. J. Glenon  
day of December 1882

Philip Morke

CORONER.

POOR QUALITY  
ORIGINALS

0672

Coroner's Office.

TESTIMONY.

Edward Danner being sworn says I live at 250 8th Avenue; this disturbance took place in my house at 12:45 on the morning of Dec 1st. I came down about quarter past eleven, and these young men, about 20 in number, and asked for drinks; I knew some of them by face but not by name; they often visited my place; there were standing at the bar, near the door; one of them said fuck yourself, but you can't fuck me, but I can't say who; I went to put them out, and put out a man with red hair probably John Wallon and I put him out; a tumbler was thrown at me at the time and I saw the flash of the blade of a knife in the hands of one of them; when I came back I found a man lying on the floor, and they said it was James A. Brown; I took hold of him, believing he was drunk, he was surrounded by several whom I recognized at the Station house;

Taken before me  
this 6th day of November 1882,

Philip Morke

CORONER.

POOR QUALITY  
ORIGINALS

0673

Coroner's Office.

TESTIMONY.

2,

I tried to lift him up and some  
around helped me do so; the  
name of one is Gleason, who  
took hold of one side of him,  
and then several called out that  
the man was stabbed, and  
brady was called for; we  
examined him and found the  
wound; we then called for the  
police; the police asked who  
did it and I said I did  
not know but I had just  
put out two men, one of whom  
had a knife in his hand;  
the officer went to the Grand  
Opera house, and arrested two  
men of those before the Coroner,  
and I recognized these two  
the station house afterwards;  
afterwards Detective Kerns called  
on me and said he had two  
more men whom he wanted me  
to recognize; went to Station home  
and recognized his prisoners,  
Samuel Agle and Geo. Agle  
as being in my place at the  
time;

Taken before me  
this 6<sup>th</sup> day of December 1882,

Philip Morkie

CORONER.

POOR QUALITY  
ORIGINALS

0674

3/ Coroner's Office.

TESTIMONY.

3-

When I drove these men out of my place, there were five or six men still in the place, none of whom I can identify; but the Ogles were there when the fight began; the same men that I identified in the station house were in my place when I returned after putting these men out that made the trouble; Brown was not quite dead when the officer came; the officers name is Bartlett ~~Cross examined~~ The men I put out was Francis Wallon and another man whom I don't recognize and who had a knife in his hand.

Ed. Sumner.

Taken before me

this 6<sup>th</sup> day of December 1882.

Philip M. Mearns

CORONER.



Coroner's Office.

TESTIMONY.

4

David Bartley, living at 154  
9th Ave; being sworn says I  
am an officer in 16th Precinct;  
I came to Danners place about  
1 o'clock in the morning of Dec and  
found dead on floor, with Glenn  
holding the wound; officer Campes  
accompanied me, whom I sent  
to the Station House; officer  
Falin then came; there were a  
dozen people in the place when  
I came there; I then went to  
the opera house to arrest the  
parties I found growing on the  
sidewalk in front of the place;  
there I arrested a man named  
Hopper and Frank Daly; and  
then I told officer Falin to look  
for a red headed man and he  
got him; his name was John  
Wallin; brought them to the  
saloon, and the man wounded  
was then breathing his last and  
not able to recognize them; the  
prisoners were brought to the Station  
house; I brought Hopper, and he  
said he knew nothing about the

Taken before me

this 6th day of December 1882.

Philip W. Keane

CORONER.

Coroner's Office.

TESTIMONY.

5

matter, in the crowd on the side walk I heard Frank Daly say he could lick any son of a bitch; he was under the influence of liquor; Daly now has the same hat on that he wore then I think; with the exception of Gleason I saw no blood on any one and he was holding the wound when I entered.

David Bartley

William Bliss being duly sworn says I live at 330 8th Avenue; On the morning that the stabbing took place I was in the Grand Opera House; eight or nine of us went to Dammers place some time after 12 o'clock on Dec 1st; can't say the time exactly; I saw no quarrel; I knew the deceased; I had been at a ball, was not under the influence of liquor; had gone out for refreshments; I saw Frank Daly at the Ball but not at Dammers; he was not under the influence of

Taken before me

this 6th day of December 1882

Philip M. McKee

CORONER.



Coroner's Office.

TESTIMONY.

(6)

liquor when I saw him; I really know nothing about the disturbance.

W. D. Bliss

Mrs Annie Banner being duly sworn says I live at 250 8th Avenue, says Dec 1st, midnight I was in my place and from 12 to 1 o'clock there were from 25 to 30 young men in the place; there was a quarrel about 12:15 o'clock it was caused by a light haired man; he is now outside this room (Mr Daly was brought in and recognized) He behaved quiet till common language was used among themselves; the party that I attended to at the bar behaved well; but the party that Daly was with behaved badly; I saw James A. Brown that evening in the place; I was behind the bar when my husband went to ~~the~~ put the men out; I saw him afterward lying on the floor, and then learned his name; it took my husband about two minutes to put these men out, and when he returned

Taken before me

this 6th day of December 1882.

Philip W. Burke

CORONER.

POOR QUALITY  
ORIGINALS

0678

Coroner's Office.

TESTIMONY.

7

He Brown was lying on the floor  
and I saw blood on his shirt; I  
saw no one strike him; Daly  
was not present so far as I  
know when my husband was  
putting the men out of the house  
Anne J. J. J.

Taken before me.

this 6<sup>th</sup> day of December 1882  
Philip H. H.

CORONER.

Coroner's Office.

TESTIMONY.

Jennie Brown of 358 W 25 St being sworn; I was not at the ball that evening, & know nothing of the occurrences. My brother showed me a case of plaques on the 17 of last March, & told me that he took them from <sup>Geo</sup> Samuel Ogle, who had threatened to use them on a man, what <sup>year</sup> I don't know. I know nothing of the relation between my brother & the Ogle.

Jennie Brown

Geo Ogle of 44 Abington Square being sworn says: I was at the ball but am not a member. I did not go to Rauners, & know nothing of the occurrence.

Dennis Grady of 29 St & 7 Ave. N.E. Cor. being sworn says: I am the Treas. of the Linwood Assn. I left the Grand Opera House at 12.30, there were seven with me: Sam & Geo Ogle, Barney Cummings, Bliss,

Taken before me

this 6th day of December 1882.

Philip H. Clarke

CORONER.

Coroner's Office.

9

TESTIMONY.

Frank  
Hopper, Daly, we went to Dancers.  
I got a glass of soda, I stood near the  
door. I drank the soda & left. While  
I was present an argument  
started between Daly & Walton.  
They were using profane lan-  
guage. Brown was standing abt 20  
feet from them, I left the saloon  
12.40. & left 12 or 15 <sup>min</sup> in there.  
Have known Brown 10 or 12 yrs. I never  
saw him quarrelsome, & never knew  
him to be implicated in one. I know  
nothing about the stabbing. I was told  
of it while I was at the door at  
the Opera House.

Lennie J. Grady

Thos Glennon of 327 W. 26th  
by sworn says: I am a member  
& was director of the ball, I left the  
opera house between 12.30 & 12.40  
A.M. I went with Cummings & Grady.  
There were 15 or 20 in Dancers when  
we went in. Called for our drinks  
& were going out when Grady called  
us back to have another. We

Taken before me

this 6th day of December 1882.

Philip W. Herke

CORONER.

Coroner's Office.

TESTIMONY.

10

were in the rear part of the  
store, Brown in the front.  
~~Walton~~ ~~Daly~~. I did not see Wal-  
ton but saw two ofles & Daly.  
They were near the door. I got to the  
luncheon bar, and called for my drinks  
when Frank Daly & found ofle had come  
together, did not hear what they said.  
I went over and put ~~on~~ Frank Daly  
outside. I stood outside with him  
& advised him to go home as he  
was drunk. I then went back to the  
saloon, & just as I entered I saw four  
ofle passing me going out & I saw  
Brown with a glass of beer  
in his hand about to throw  
it, and it went out of the door.  
Brown said "You struck me  
you bitch" apparently addressed to  
four ofle, who he had just  
at. Brown fell down in a heap. I thought  
he was drunk & went to pick him up.  
I saw the blood on his shirt & knew he was  
cut. I unloosed his clothes & saw the wound  
it bled profusely. I pressed the lips of  
the wound together to stop the bleeding.  
Nobody else went out at the time ofle left  
& I'm certain Brown meant him. I

Taken before me

this 6th day of Decemb. 1882.

Phelps Marble

CORONER.



Coroner's Office.

TESTIMONY.

remained till Seryt Blair came  
to the place, I saw nothing in Ofie's  
hand as he went out.

Thomas J. Glenn

Katie ~~Glenn~~ Capwe 3448 10/18 St  
Chicago says: I was at the ball

John A. Walton of 836 9th Ave says:  
I was at the ball.  
I went to Dancers place near 12  
O'clock, I staid there not more than  
five minutes. Mr. Dancer did not put  
me out, I went out alone. I did  
not see or hear any disturbance of any  
kind. I was arrested in the ball room.  
I did not see Brown in the barroom.  
Dancer put Mr. Dally out & Glennon  
was pulling him out. I assert positively  
that I know nothing of the assault.

John A. Walton

Taken before me

this 6th day of December 1882

Philip H. Werthe

CORONER.

Coroner's Office.

TESTIMONY. (12)

Jas W. Barron, of No 233 W.  
27th Street on being sworn  
said he is a member  
of the Linwood Association;  
I was at the ball; I heard no  
hard words in the ball room,  
I was dancing in the same  
room with the ~~gymnast~~ Mr.  
Walton; Geo and Samuel Ogle  
I talked with; this was about  
a little after the grand  
march; it was after 10 p.m.,  
I danced 14 dances, every one on  
the programme. I remained  
in the ball room until after  
the deed was committed,  
no quarrel of any kind  
occurred as far as I  
know. I don't think the Ogles  
are members of the Association.  
I have known them since I  
went to school with them. They were  
peaceable and well behaved  
young men. In the ball room  
I heard that a man named  
Brown had been shot at  
Dammers. Geo. Robinson and  
I went over in a car bear

Taken before me

this 7<sup>th</sup> day of December 1882,

Philip Herbert

CORONER.

POOR QUALITY  
ORIGINALS

0684

Coroner's Office.

TESTIMONY. 13

heads to see if it was true.  
I did not see the body, and  
then returned to the Bad  
Room. I have known Brown to  
speak to for the last 4 or 5 years.  
I spoke to him in the Bad  
Room; he was sober; no intoxic-  
ating drinks were taken  
in the Opera House, as far as  
I know

James W. Brown

Taken before me  
this 7<sup>th</sup> day of December 1882.

Philip Abert

CORONER.

Coroner's Office.

TESTIMONY.

14

Edward Dummer (recalled)

I did not hear any quarrel about money matters in my place; the men who used the back lounge were near the door; I was at the time behind the bar but near enough to hear the remarks; I saw positive I put out Walton and another I cannot recognize; I went to the station house I went evening; in the station house I described a man with red hair <sup>and scratches on his face</sup> as one who I put out; in the station house later I recognized a man <sup>found</sup> taken from down stairs as the man referred to. During the identification these were present Capt. Melvain, Seryt Blair and two other officers. I told them I could recognize the knife if it was found; when I put the man who held the knife out, I grabbed the hand that held the knife and did not look at him. While I had the door open

Taken before me

this 7<sup>th</sup> day of December 1882.

Philip Moorke

CORONER.



Coroner's Office.

TESTIMONY. 15

putting the men out the  
glass passed my head. I did  
not see anybody go out while  
I was putting the men out  
I thought the glass was fired at  
me; I could not positively recognize  
the man with the knife, he was a short  
man; but I did not notice the  
color of his hair, <sup>to jurors</sup> the blade of the  
knife was about 4 inches in length  
from  $\frac{1}{2}$  to  $\frac{5}{8}$  of an inch wide, very  
sharp pointed. The point of the knife was  
rounding. I made a drawing of it from  
memory for Detective Kearns. Drawing  
produced and marked Exhibit "A."  
The hat was what is known as a Bowler.  
To the Coroner - I saw some scratches that  
night on the face of Watson; I thought  
they were new scratches.

To <sup>to jurors</sup> the glass came from the  
direction of the bar. Brown was about  
six or seven feet from the door where  
I was ejecting them.

To Coroner - I noticed scratches on Watson's  
face before the glass was thrown  
To Coroner - The persons porters now here were  
in the saloon about 5 minutes. When I sent out  
my police five or six persons were there.

Taken before me

this 7<sup>th</sup>

day of December 1882.

Ed. J. Farmer

Philip Wakelee

CORONER.



Coroner's Office.

TESTIMONY.

16

Hermis Grody, of No. 2 called said: — I was present when the box opened; I saw Walter Doily and Sam Oyle <sup>at that time</sup> there; George Oyle came later. They passed me occasionally in the ball room; I did not hear nor a hard word; heard no remark about money matters there or at Dennis's. Sam Oyle had no money belonging to our society. There was some money given paid to George Oyle by a practical association to be paid to the Linwood Association; the money was not paid over; I did not hear a word passed that night relative to this money; it was all booked up long before the fall; Dennis was not a member of the society, and, as far as I know, had no interest in the money referred to. I don't know what became of the money. It never reached us.

Lenna Grody

Taken before me  
this 7<sup>th</sup> day of December 1882.  
Philip H. Kerk

CORONER.

Coroner's Office.

TESTIMONY.

17.

Frank Ruby of 319 W. 25 St. has sworn says: I was at the ball. I left the Grand Opera House with Mr Brown, the deceased, about 10/30. After I had been in Danvers a short time we left & went back to ball. I returned to Danvers again with Norris & Barnes about half an hour later. I drank ale. We left Danvers & returned a third time after 12 M. In the saloon there were 15 or 20 others. Mr Walton went with me. Mr Grady, Mr Ogle, the two, and others were there. Mr Ogle & I had words about the Club, about money, which was given to Club for political banner. I remarked to Grady why he let the man in & prevent trouble Mr Gleason pushed me out. I did not return again to the saloon except with the officers. When I was put out I can't say who remained. I saw Sam Ogle in the room. I did not see Mr Danvers put any one out, no one was put out before I left. I went up & to the room at

Taken before me  
this 7<sup>th</sup> day of December 1882.  
Philip Morkle

CORONER.

Coroner's Office.

TESTIMONY.

15

for 24 St, when I was put  
out. After I returned to the bar  
I was told that Brown had been  
stabbed in Danner, that was  
the first knowledge I had of it.  
Brown was an intimate per-  
sonal friend of mine. I  
did not hear him have  
any words with anyone.

Frank Ealy

Detective William Cairns, <sup>Whitely</sup>  
saw me say I was not present  
at the quarrel but arrested  
the <sup>bet 3/4 4 a.m.</sup> ofler. went direct to 330 St  
35, St where they lived, when  
I entered I found James in  
red with shirt & drawers  
on, & George with his shirt  
pants & stockings on. I had  
no trouble getting in. They were  
wide awake. When I said  
they were wanted James asked  
"is your paper" I told him we  
didn't require any, I under-  
stood his mother was sick.  
He said for your sake go home.

Taken before me

this 7<sup>th</sup> day of December 1882.

Philip Morklee

CORONER.

Coroner's Office.

TESTIMONY.

29

stars & all be done in a moment, which I did. I took them to the Ottem house. I reported that we had the two of us on our suspicion of being implicated in this affair. I am not positive whether they were asked any questions, Sgt. Polhemus was in charge. They asked me what it was for & I said the Captain would tell them. Mr Goodall and Mr Donough were at the of the door when I got there. Mr Donough said he had been to ball. The Donough said he was in ball room when this occurred & denied all knowledge of it. The two men appeared to be excited than George when I took them to station. They had evidently been drinking but were not drunk.

William Cairns

Taken before me

this 7<sup>th</sup> day of December 1882.

Philip Hester CORONER.

POOR QUALITY  
ORIGINALS

0691

The People

or

Geo. Boyle

affl-

Witnesses

Lawrence Rogers  
247 West 27 St.

John Hopper  
302 West 11 St.

Dr. W. B. Messenger

150-2 Ave

Off Valley C.O.



POOR QUALITY  
ORIGINALS

069.2

Dr. Mary.

names of people in school.  
Wm (or H.) Bliss member fine  
department.

Sam. & Geo. Ogle. John T. Hopper.

Frank Daily, James Brown.

John Cummings (in the secret  
department - foreman) Chas.

Deane & his wife. John  
Walton.

---

Martin McDougall 327.332.9ae.

Assembly Bliss saw work with

me after ball, E. E. Goodhall  
(hotter)

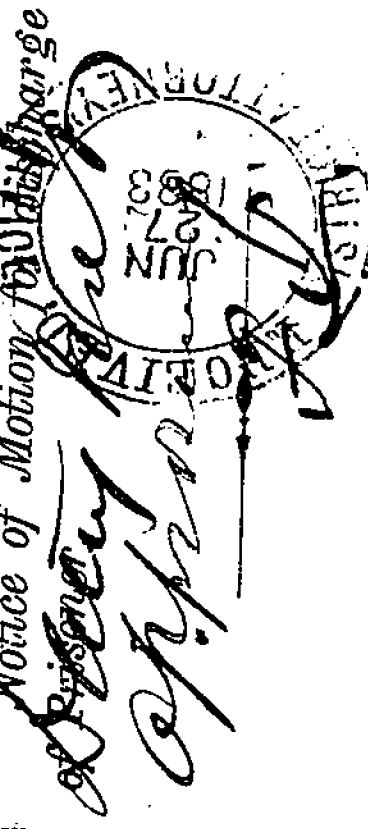
General Sessions, N. D.

THE PEOPLE,

vs.

Samuel Ogile

Indorse the  
arrest her  
arrest her  
Notice of Motion for Discharge  
of Prisoner



HOWE & HUMMEL,  
Of Counsel,  
87 & 89 Centre Street  
N. Y. City.

To John M. C. Kear  
Sect. Atty.

0693

0694

Court of General Sessions of the Peace,

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE

against

*Samuel Ogle*

For

*Homicide*

To HON.

*John M. Keon*

District Attorney of the City and County of New York:

SIR—

Please take notice, that a motion will be made for the discharge of the above named prisoner *Samuel Ogle*, (who is now imprisoned in the New York City Prison, on a charge of *Homicide* having been committed to said City Prison, by ~~Justice~~ *the Court of General Sessions* on the *8<sup>th</sup>* day of *May* 18*83* before the Honorable *Frederick Smythe, Recorder* ~~one of the Justices~~ of said Court of General Sessions, at the opening of said Court of General Sessions, on the *28<sup>th</sup>* day of *June* 18*83* on the ground that more than two terms of said Court of General Sessions have elapsed since the committal of the said *Samuel Ogle*, and that he has not been brought to trial for the offense for which he is so committed and detained.

DATED, this

*26*

day of

*June*

18*83*.

Yours, respectfully,

HOWE & HUMMEL,

Of Counsel for said

*Ogle.*

0695

STATE OF NEW YORK.  
EXECUTIVE CHAMBER.  
ALBANY.

August 21, 1894.

Henry W. Unger, Esq.,

Sec. to Dist. Atty.,

New York City.

Dear Sir:

Replying to your communication of the 20th instant, you are informed that the records of this office show that the first application for pardon by George H. Ogle was presented January 20, 1893, and that no report upon the case has yet been made by Recorder Smyth.

Very respectfully yours,

*Z. S. Williams,*

Private Secretary.

POOR QUALITY  
ORIGINALS

0696

See 1300  
Anna Street

10701

190

the D. 6/1/1901

19

Anna Street

Anna Street

Bail fixed in  
1500

George Street

W. C.

Left town

without bail

June 15 1883

14 June 23 1883

Left, sailed Jan 16 1883

By Sea 11 4 1/2

BSC 10. 25. 1883



POOR QUALITY  
ORIGINALS

0697

Kate Dixon being only two  
days

where dayam reside ?  
A 358 W 25th Street

What is your age ?  
A 31.

Do you know the accused  
Ayless

Do you know the deceased ?  
Ayless

Witness withdrawn  
I come to before me } Kate Dixon  
(the day of January 1883),  
Andrew J. White  
Perce Justice

POOR QUALITY  
ORIGINALS

0698

Sept 14/85

ve 3142/85

POOR QUALITY  
ORIGINALS

0699

City and County of New-York, SS.:

John Hopper, being duly sworn, deposes: and says: That he resides at No. 109 Perry street, corner of Hudson street, in the City of New-York; that he is twenty five years of age and is employed by John Demicke, the boss carman of Thorne, Carroll and Company, of No. 354 Broadway, in the said City; and deponent drives one of the delivery wagons of the said firm. Deponent lives with his mother, his brothers and a sister at 109 Perry street. Deponent is acquainted with nearly all the members of the Linwood Association and was present at their ~~AN~~ ball, given at the Grand Opera House Hall on the night of the 30<sup>th</sup> of November, 1882. Deponent has known George Ogle for eight or nine years. A week or two before the ball deponent heard of the circumstance of George Ogle collecting money from alderman Smith for the Association, and that Ogle had spent the money for his own use, and there was some talk among the members of the Association about it, and some of them said that Ogle would not be admitted to the ball in consequence of it. Between twelve and one o'clock on the night of the ball James A. Brown, Dennis Grady, Frank Dailey, George Ogle, Samuel Ogle left the hall and went to Danna's beer saloon on Eighth Avenue, between 23<sup>rd</sup>. and 23<sup>rd</sup>. street. Deponent followed them at a distance of between six and eight feet but was not one of their party. On the way to the saloon Brown and Dailey walked together, the two Ogles and Grady walked three or four feet behind and deponent was behind them, and we all entered the saloon in the order named. There were eight or nine people in the saloon when we came in, among them George Sims, John Mc'Mahon, Martin Mc'Donough, Lawrence Rogers, and five or six others. George Sims lives in 16<sup>th</sup> street, between ninth and tenth avenues and is a painter. John Mc'Mahon lives in 32<sup>nd</sup>. street between Ninth and Tenth Avenues, and works in Fischer's piano forte factory, in 28<sup>th</sup> or 29<sup>th</sup> streets and between 9<sup>th</sup> and 10<sup>th</sup> Avenues. Deponent went to the bar and drank alone. Brown, Dailey, Grady and the two Ogles were standing in front of the bar, drinking, but whether they were drinking together or not deponent cannot say. Mr. and Mrs. Danna were tending bar. Lawrence Rogers was standing by the bar, Brown being between him and the Ogles. The first thing that attracted deponent's attention was Dailey and Samuel Ogle growling about the money affair, and Ogle called Dailey a liar and said that it was given to George Ogle for himself; that Dailey and Samuel Ogle went to hit each other when George Ogle jumped over to take his brother's part, and that then James Brown jumped over at George Ogle and George Ogle ~~and James Brown got a hold of each other~~ got hold of James Brown and made a jab at him with his left hand. Brown and George Ogle were not clinched and Ogle stood on Brown's right side, a little in the rear, and deponent saw George Ogle with his left hand reach across Brown's back and strike on the left side under the arm. Immediately thereupon Brown said "You stinking son of a bitch" and fell to the floor and died. At the time of the blow Brown was looking at Samuel Ogle, who stood facing him in front, a little on his left. There had been no blows struck by Brown or any one else previous to the stabbing. As soon as Brown fell the parties all left the saloon and on the sidewalk, right in front of the door, George Ogle came to deponent and said "Here take this", at the same time giving deponent the knife with which he did the stabbing. The knife was a kind of a stiletto, with a stiff blade, about four or five inches long, coming down to a sharp point and about an inch wide at the hilt. Deponent had seen the same knife four or times before in the possession of George Ogle in the office of his father, Dr. Ralph

POOR QUALITY  
ORIGINALS

0700

Ogle, who is a veterinary surgeon. Ogle then walked up Eighth Avenue, and deponent took the knife and put it in his hip pocket and went to the ball room, and examined it and found blood on it, and when deponent heard that Brown was dead he threw it under the chair in the ball room. That deponent asked Mc'Shane to take the knife away but Mc'Shane said he would have nothing to do with it. That deponent then asked John Reynolds to get away with the knife. Reynolds made no response and deponent does not know what became of the knife. Deponent was then arrested by officer Barclay and taken to the saloon and afterwards to the Station House of the Sixteenth Precinct, where he was discharged by the Captain after giving his name and address. Deponent was subpoenaed before the Coroner at the inquest but gave no testimony and was not sworn, the Coroner, (Merkle) simply asked him informally, without swearing him, what he knew about it and when deponent replied "nothing" the Coroner told him to go home. Deponent has now fully stated in this affidavit every fact within his knowledge connected with the killing of James A. Brown.

Sworn to before me, this:

14<sup>th</sup> day of Jan., 1884. :

*Hugh Emmell*

Notary Public, N. Y. Co.

*John Hopper*

POOR QUALITY  
ORIGINALS

0701

City and County of New-York, SS.:

James C. Mc'Shane, being duly sworn, deposes and says that he resides at No. 516 West 28<sup>th</sup> street, in the City of New-York; that deponent is twenty two years of age, is married and resides at said place with his wife and child. Deponent remembers the ball of the Linwood Association, held at the Grand Opera House Hall on the night of the 30<sup>th</sup> day of November, 1882. Deponent was present at the ball, having gone there with Lawrence Rogers. Deponent further says that he had heard of the trouble between the members of the said Association and the Ogles arising out of the misappropriation of money collected for the purposes of the ball by George Ogle. During the ball deponent accompanied Lawrence Rogers to Danna's saloon, on Eighth Avenue, between 22nd. and 23rd. streets. There were present in said saloon besides Rogers and deponent Martin Mc'Donough, Red Walton, whose name is John, one Darley, George Ogle and Samuel Ogle, Dennis Grady, James A. Brown and about eight or ten others, and also John Hopper. Deponent was not present at the time when the homicide was committed, but had been in there on two or three occasions the same evening, on which occasions he heard ~~the~~ James Brown and the Ogles disputing about the money collected for the Association. Brown said they were dirty suckers for keeping the money themselves and got giving a share to the other members, to which one of the Ogles replied that he was not afraid of anybody and that nobody could down him. Deponent returned to the ball room and in about twenty minutes thereafter heard that Brown had been stabbed and shortly afterwards that he was dead. When the news came that Brown was dead <sup>deponent</sup> was engaged talking to Lawrence Rogers and John Hopper. Hopper came ~~up~~ to deponent and said "See that knife under the bench, near the ladies' dressing room". Deponent said "Is that the thing that done the murder across across the street?" (meaning the killing of Brown) Hopper replied "yes". Wont you take it and chuck it away some place?" That deponent said he would not have anything to do with it; that he would not get implicated with the murder in anyway". That Hopper then walked away and spoke to John Reynolds. It was matter of common talk on the Avenue that George Ogle committed this murder. Deponent has heard James Baron say this. During the times that deponent was in Danna's saloon Danna was tending bar and that deponent has been told by Lawrence Rogers that Danna received one hundred dollars for testifying ~~in~~ in the way he did before the Coroner and Magistrate. Deponent has stated in this affidavit all he knows concerning the killing of James A. Brown.

Sworn to before me, this :  
14<sup>th</sup> day of Jan., 1884. :

*Hugh Donnelly*  
Notary Public, N. Y. Co.

*James C. Mc'Shane*



POOR QUALITY  
ORIGINALS

0702

*Off. Carl*

City and County of New-York, SS.:

Lawrence Rogers, being duly sworn, deposes and says: That he is twenty years of age and resides at No. 529 West 29<sup>th</sup> street, in the City of New-York, and that deponent lives there with his mother and brother and has resided there for the last six years. Deponent was present at the ball of the Linwood Association which was given on the night of the 30<sup>th</sup> day of November, 1882, at the Grand Opera House Hall, corner of Eighth Avenue and 23rd. street, in said City. Deponent is acquainted with all the members of that Association; that while the ball was in progress deponent went to the saloon Danna, situated on Eighth Avenue, between 22nd. and 23rd. streets, in company with James Mc' Shane, who was also present at the ball. In the said saloon deponent found Samuel Ogle, George Ogle, Dennis Grady, Martin Mc'Donough, John Hopper, James A. Brown and eight or ten others. There had been some previous trouble in the said Association on account of a charge made against Samuel and George Ogle to the effect that George Ogle had collected one hundred dollars from Alderman Smith towards the expenses of the ball and had appropriated it to his own use, and there was much feeling in the Association on that account; and at a meeting of the Association, held previous to the ball, it was voted that neither George Ogle nor Samuel Ogle should be allowed in the ball room, and that James A. Brown was very active in procuring their exclusion. On entering the saloon of Danna deponent found the said James A. Brown and Samuel Ogle standing at the bar, Brown having a glass of beer in his hand and Ogle's standing on the bar. Brown was talking excitedly to Ogle on the subject of his brother George and himself being excluded from the ball room. Deponent heard Brown say to Ogle " That there was no son of a bitch of an Ogle could "do" him, and that if any of the Ogles attempted to enter the ball room he would prevent it". Before saying this Brown spat a mouthful of beer in Samuel Ogle's face and said "If you were worth hitting I would knock your pudding head off". While Brown was making the first remark deponent noticed George Ogle standing on the left side of Brown, a little behind him. Deponent had not noticed George Ogle before. When Brown made the remark above stated deponent saw the said George Ogle plunge a surgeon's lancet into the left side of Brown. George Ogle had not spoken to Brown and deponent is sure from the position that George Ogle occupied that Brown did not know that he was there. Upon being stabbed Brown, looking at Samuel Ogle, exclaimed "Ogle, you son of a bitch", and dropped the glass from his hand and fell to the floor and died. Deponent saw the said George Ogle draw the lancet from Brown's body and hand it to John Hopper; Hopper hid the lancet under his coat. Every body left the saloon as soon as the murder was committed and we all went back to the ball room, when Hopper asked James Mc' Shane to take the lancet, which Mc' Shane refused to do. Hopper then threw it under a chair in the ball room. Deponent further says that after the ball was broken up deponent was going to supper in 24<sup>th</sup> street, near Eighth Avenue, with a girl named Maggie Connors, who lives on 17<sup>th</sup> street ( deponent has forgotten the number). On arriving at the corner of 24<sup>th</sup> street deponent ~~saw~~<sup>saw</sup> a crowd standing on the corner of 25<sup>th</sup> street and Eighth Avenue and went up there with Maggie Connors, and there found Dennis Grady, Martin Mc'Donough, George Ogle and two others unknown to deponent. Deponent ~~hard~~<sup>heard</sup> one of the men tell George Ogle that Jim Brown was dead, and deponent heard George Ogle reply that he didn't care whether the son of a bitch was dead or not; that he intended to kill him. Maggie Connors heard this too, and deponent told her never to say anything about

POOR QUALITY  
ORIGINALS

0703

it  
Sworn to before Me, this :  
14<sup>th</sup> day of Jan., 1881. :

*Hugh Donnelly*  
Notary Public, N. v. Co.  
11

*Lawrence Rogers*

0704

The People,

agst

George Gyle.

0705

-----  
The People &c.

Agst.

George Ogle  
-----

City and County of New York SS:

James McShane being duly sworn says: I live at No. 427 West 26th Street; on the night of the 30<sup>th</sup>, of November 1882, I was present at the ball of the Linnwood Association; about twelve o'clock at night while I was in the ball room I heard that a man had been stabbed in a saloon across the street - I don't now remember who it was that told me. After hearing this John Hooper came to me and calling my attention to an knife or an instrument of some kind which was lying under the bench near the ladies dressing room, - Hooper said chuck that thing away, - some conversation followed that I don't now remember, when I said to Hooper, I wont have anything to do with it, and turned and walked away.

Sworn to before me this

21st day of December 1885.

*James C. McShane*  
*Francis J. Keenan*  
*Com. of Deeds*  
*N. Y. City & Co.*



0706

*The People's*

*Agst.*

*James Ogles*



## STATEMENT :

My name is James F. Vallyely; I am a Sergeant Detective, together with Sergeant Reilly and Murray began to work up the case against George Ogle, in doing so I arrested Lawrence Rogers, John Hopper and James McShane - I brought them to the District Attorney's Office, where their statements were taken and sworn to; after that we went in pursuit of George Ogle, but found that he had fled from the city- made diligent search for him and continued it up to September 6th 1885, when I arrested him at 58th St. and 8th Avenue, outside of his father's stable- I said to him as I arrested him, I want you, he says what for, I told him that I was arresting him for a check in Brooklyn where he in company with another man named James Walsch, alias Charles Moore, had beat a man named George Stevens of Wallingford Connecticut, on August 14, '85, out of One hundred dollars- he said to me that case is all settled -my father settled it- I said all right I don't know anything about the settlement- you had better come down to Headquarters, I took him to Headquarters and left him in charge of Inspector Byrns; that is the last conversation I had with him until September 8th.

On September 8th I brought Ogle up from a cell, into Inspector Byrns' room, where John Hopper was sitting- Hopper identified him as George Ogle. I walked down stairs with him ; in going down I said do you know that man he said yes; that is my 'wrapper'; he don't amount to anything as far as I am concerned.

77

0708

On September 9th Detective Sergeant Murray and myself were taking Ogle down to the District Attorney's Office in a Bleecker Street car. I said to him Ogle we had McShane down last night, Ogle said I will put that son of a bitch away if he is not careful about what he says- I says to him then you ought not to be so hard on McShane,; it was he who told you to get away, - Ogle says yes the son of a bitch told me to get away after he had told you all about the case.

After his arrest in 58th Street on Sunday night, going down in a Broadway car I sat beside him- I said to him where have you been all this time, he says I have been all over- I says where were you- I was in Montana, Kansas- I then asked him if he was ever in Montgomery Alabama, he said yes I was there; if you had not got me to-night you would have never got me; because I was going to leave New York to-morrow; I was going to Kansas to establish myself in the horse business and remain there; I am a damned fool for ever coming back to New York.

*as to check after  
Ogle had been made*

0709

The People  
vs  
Ogle.



0710

STATE ENT:

John Hopper.

I reside at 302 W. 11th, St. N. Y. City.

On the night in question I first met George Ogle and Brown; saw them at a ball of the Linwood Association- there had been some trouble in the association about \$100. that Alderman Smith had given to the association, but George Ogle claimed that the money belonged to him individually, and had bought a new suit of clothes- so he told me. From the ball room a party of us went to this saloon to get a drink- the Ogles and Brown went in first I came in afterwards- after being in the room some little time a conversation arose between Brown and the Ogles and Daly in which Brown charged the Ogles with taking the money that had been given to the association- he told George Ogle that nobody but a loafer would do such a mean dirty trick- Sam Ogle and Frank Daly then joined in the discussion, and commenced to fight, George Ogle jumped over to take his part, and then Brown came to stop it- when the men squared themselves, the fight ceased between Sam Ogle and Daly, and then Brown said, facing Sam, and George was on the side looking towards Sam Ogle, he says George you are a dirty lying son of a bitch, with that George Ogle stepped a little behind me and Brown, and Brown was then looking towards Sam, and just at that moment George Ogle drew this weapon and plunged it into Brown's side. as Brown fell he says Ogle you son of a bitch - then we started to go out, he dropped the knife, and Red Walton picked it up and carried

0711

7/1

it outside - I went out with him, and stood outside by the curb, - I walked over - Walton had gave the knife to Ogle - Ogle says here take this - I took it and put it in my pocket, and carried it over to the ball room.

*the instrument was a  
dick knife. I saw it  
the first in the Pin Room  
I am made #1000 & will  
as a witness*



0712

The People,

Vs.

George G. Col.

Shawmut.

Thomas J. Gouham

0713

-----  
The People

v  
Ogle

"Glenham"

-----  
City and County of New York ss:

Thomas J. Glenham being duly sworn says; that on the night of the 30, of November 1882, he was at the ball of the Linwood Association, Eighth Avenue Opera House, as floor manager. I saw Lawrence Rogers at the ball; I left the ball room about 12:30, and went to Dana's saloon, there were 15 or 20 in Dana's when we went in, we had a drink and the crowd called us back to have another. We went into the rear part of the store Brown was in the front- I did not see Walton before- saw the two Ogles and Daly- they were near the door. I got to the end of the bar and called for my drink- then Frank Daly and Sam Ogle had some words together; I did not hear what they said- I went over and put Frank Daly outside and went out and advised him to go home- I then went back to the saloon- Just as I entered I saw Sam Ogle passing me going out- I saw Brown with a glass of beer in his hand- Brown said you stinking son-of-a bitch, and fell down on the floor in a lump- I went to pick him up I thought he was drunk- I then saw the blood on his shirt I knew he was cut. I unloosed his clothes and pressed the lips of the wound together to stop the bleeding.

Nobody went out at the time Ogle went out- Then I took Daly out I left the two Ogles and Brown talking on the subject of the money that had been given by somebody to the ball, and that the Ogles had kept -they were talking loudly and using profane language.

0714

-----  
The People

Agst.

- 
- Q What is your name ? A. John A. Walter.
- Q Where do you reside A 834 Ninth Ave.
- A Do you <sup>know</sup> George Ogle? A. Yes sir.
- Q Do you know Brown the man that was killed? Yes.
- Q What day was he killed? A The morning after Thanksgiving day.- it is about three years ago.
- Q Were you present when the trouble commenced ? A I don't think I was- I am not certain.
- Q What did you see of the affray ? A I did not see the affray occur.
- Q What do you know about it? A As I was coming out of the door Hooper says pick up that knife, I picked it up and gave it to him, to Hooper, he gave it to me. that is all,
- Q You did not see the accident occur? A No; I did not.
- Q Did you see anybody drop the knife ? A No.
- Q When have you seen Ogle ? A I have not seen Ogle in two years but once .
- Q You gave the knife to Hooper? A Yes, I heard that he threw it away.
- Q Then you picked up the knife ? A Yes sir, I picked it up
- Q Hooper says he took the knife from George Ogle ?
- A I don't know what become of it afterwards- I heard it was thrown in the sewer.
- Q He says he got the knife from Ogle himself ? A He took the knife from me.

0715

v8ac

and Beebe

Q Did you see Ogle in the saloon there ? A I did not  
take any notice of him, I was at one end of the bar, he  
was at the other- there was quite a crowd of people there  
I was there in my bare head- I got arrested there .

0716

*No People*

*Dr.*

*Oglet*



0717

STATEMENT :

Q What is your name? A. Lawrence Rogers.

Q Where do you live ? A 247 West 27th, St.

Q Do you know the defendant George Ogle? A Yes sir.

Q How long have you known him ? A. About ten or Eleven Years.

Q Did you know James A. Brown, during his lifetime ?

A No sir- excepting by sight-I knew him by sight but was not personally acquainted with him.

Q Do you recollect seeing Ogle and Brown on the night of the 30th of November 1882 ? A Yes sir.

Q Where did you see them? A In this lager beer saloon Edward Danna's, between 22nd and 23rd St. on Eighth Ave.

Q Now state what you saw in that beer saloon between these two men.

A I went in that saloon to have a drink and saw James Brown and Sam Ogle standing at the bar- James Brown called him a blubber headed son of a bitch, and said if he was worth hitting he would punch the big head of him, and squirted some beer in Sam Ogle's face.- the next thing I noticed was George Ogle standing on the other side of Brown-on the right side, and saw him pull out this weapon out of Brown's body- pulling the knife out and going out of the door with it-in falling brown says Ogle, you son of a bitch- looking at Sam, George's brother

Q What kind of a looking instrument was this ?

A All I could see was the shine-it seemed to be three or four inches long.

0718

21  
I then went up in the ball room.

Q Did you see Ogle hand the knife to Hopper? A, I saw Hooper afterwards with the instrument in the ball room; saw him put it under a chair in the ball room- afterwards I went to have something to eat.

Q Did you see Ogle after that? On 25th, St. about five or ten feet off Eighth Ave.

Q Did you hear him say anything? A Some one of them says "Now brown is croaked, he says I don't care; I want-  
*or intended*  
ed to croak the son of a bitch- let them do any of the Ogles if they dare.

First District  
Police Court.

The People vs  
James Ogle.

Before Hon

Andrew J. White  
Justice

December 26<sup>th</sup> 1882

Appearances

Asst Dist Atty Brady for People  
Wm J. House " Defendant.

Thomas J. Greenman called on  
behalf of the people being  
only sworn deposes and says.  
By the Court.

Q where do you reside?

A 377 West 26th St.

Q what is your business?

A driving a mail wagon.

Q where were you on the evening  
of the 1st of December?

A I was at the base of the Union  
operating club. which was held  
at the Grand Opera House.

Q How long did you remain there?

A When it started until it closed

Q what time did it close?

A I believed it closed at a 1/4 past  
one o'clock

POOR QUALITY  
ORIGINALS

0720

Q When did you leave there?  
A Until I went to the saloon to get  
a drink twenty minutes to one o'clock.  
Q What saloon did you go to?  
A Ed. Dammers. 230 5th Avenue near  
23rd Street, on the east side of  
5th Avenue.

Q Who did you find in the saloon  
if anybody?

A At that time there was 15 to 20  
persons in the saloon.

Q Was Agle among them?

A Yes sir.

Q Name some others who were there  
A Frank Daily John Walton and Mr  
Grady George Agle and a man  
by the name of Brower, he was  
outside.

Q What if anything occurred in the  
saloon while you were there?

A As I was standing at the end  
of the bar waiting to get a drink  
I heard some words between  
John Agle and Frank Daily what  
they were saying I don't know  
I was too far away but I heard  
loud talking and I saw they  
were going to have a difficulty.

and I took hold of Frank Daily  
and took him outside of the  
door and advised him to go home  
and he went to 5th Avenue and  
went away

When he left what did you  
do?

I went right back to the saloon  
I saw the same parties there with  
the exception of Daily?

Across there were a great many  
parties that went out of there  
when I went back there was  
5 to 8 persons left;

25 to 8 people left when you got  
back?

Across

I was Brown there when you came  
back?

Across

I saw Sam Age when you left  
came in?

Across

I what occurred

The first thing I noticed was  
Brown with a beer glass in  
his hand raised saying you  
stink Sam of a bitch.



Q Did they approach each other?  
 A No sir Ogle ran away and  
 Brown fired the glass  
 Q When Brown fired how far  
 apart were they?

A He was about four feet from the  
 bar when he fell

Q Was there any persons in the room  
 nearer to Brown than Ogle?

A That I cannot say I was outside  
 and when I came in Ogle was the  
 nearest man that I could see  
 Q What happened then?

A Brown fell and when I went to  
 pick him up I thought he was  
 drunk but raising him I saw  
 blood on his shirt and I unbuttoned  
 his pantaloons and I put  
 my fingers on the wound to keep  
 it from bleeding and held the  
 two lips together

Q What sort of a cut was it was  
 it a clean cut?

A It was a clean cut near an  
 inch in length

Q When you came back in the  
 saloon you say there was 6 to 8  
 people left?

2

1

appeared

I do you remember where Ogle was when I daily went out of the room?

At the end of the bar when I went in

I quite a considerable distance from where Brown was?

A Brown when I should judge 20 or 30 feet away from him?

By the Court.

I have long and you remain outside of the door when you went out with Daily?

I should judge 3 minutes

When you left the store how close was Brown to Ogle?

A 3 feet apart

When you returned how close together were they?

A Three or four feet away Ogle was just going out of the door and Brown followed him with a beer glass

I did Brown find the beer glass at him?

A He was very weak at the time and he caught & fired it just

0724

just as he was going out of the  
door

Sworn to before me  
Thos. J. Glen  
Andrew White  
James Dastoe

David Barclay being duly  
presented.

You are an officer of the Police  
Agency of the 10th precinct

I am the night officer of the 10th precinct  
you go to the room of the  
Agency to the best of my recollection  
it was about one o'clock  
I asked and you found there if  
anything?

When I went to the room, I found  
Gerrard down by his side. He  
was his hand on him my  
attention was first called to  
it by a man by the name of  
Beiss who looked for a  
policeman and I went over  
just before that Frank Daily  
Tralton and a man by the  
name of Stupper were quarrelling  
on the sidewalk & I dispersed  
them & drove them down to  
the bar room and I returned  
& entered the room and  
found Brown had been stabbed  
but I thought at that time it was  
one of them fellows that I drove  
from the corner had done the

0726

cutting. When I got assistance and went up in the ball room and got Daily and Happer and another officer took Kelly and the 3 of them were brought to the Station House and before taking them to the Station House we took them to the saloon to see if any of them could be identified as having done it. and when I arrived there the man was breathing his last so we took them to the station house and they were examined by the Captain and all were let go with the exception of Daily and Dalton.

Sworn to before me  
 This 9<sup>th</sup> day of January 1883 } David Bartley  
 Andrew Mott }  
 Peace Justice

The further hearing was adjourned to January 1883



January 2d 1889.  
 Remembrance continued

Remembrance continued on Be-  
 half of the people being only  
 forward expenses and days  
 I was there as soon as possible  
 A 515 21st 44th St.  
 I was there at the base of the Tai-  
 wood Club on the first of December  
 April 2nd  
 I was there at any time during  
 that night at Samuels house?  
 A I was  
 I was there with you?  
 A Several parties I brought there  
 myself to have a drink Sam  
 Ogle George Ogle Mrs Wiggins  
 Mrs Bliss and 2 or 3 more whom  
 I cannot say exactly now.  
 I was the deceased there?  
 A He was, when I went in? And  
 I should judge about 8 or 10 more  
 I did you know of any of them?  
 A I knew a part of them, there  
 was 4 strangers in the place  
 when I went there & they remained  
 there when I left.

0728

Q What time did you arrive there?  
A I arrived there at 20 minutes past  
12 o'clock

Q How long did you remain there?  
A Five minutes I cannot be certain  
I will you please state to the Court.

Q What occurred in the saloon during  
the time you were there what did  
you see.

A I saw nothing whatever occurring between  
anybody that was there and I saw  
ship. They seemed to be talking  
about the case it was such a  
nice affair and seemed to enjoy  
themselves in every respect as far  
as I know there didn't seem to  
be any hard feeling with anybody.

Q Then this cutting did not occur  
at the time you were there?

A Not that I know of the saloon  
was crowded I could not tell  
if it did or did not.

Q Did you see the accused speak  
to the deceased that evening?

A Only in friendship

Q What if anything was said  
between them?

A I don't know if they spoke or not

but they were drinking together  
just as friends would.

Q You didn't hear any words?  
A Not a word they were talking  
about the case but I didn't  
see Mr Brown to take notice  
of him no more than I did of  
any other gentleman in the place.  
Q What was the position of Brown  
at the time you left?

A He was standing at the far end  
of the bar with his arms folded.  
Q Where was Agle at the time you  
left?

A He was standing right along side  
of me 15 feet from where Brown  
was.

Q Agle and Brown did not go out  
with you?

A That I cannot say I left the  
parlour and had my drink, I drank  
so a Trater.

Q Who went out with you?  
A No body.

Q That's all you know about this  
case?

A There was a few on the sidewalk  
when I came out and I was

0730

standing there a few minutes and  
a crowd started to come out  
after the stone, when I left there  
there was 15 to 20 in the saloon.  
Q And you are positive & say there  
are your words that you heard  
no words between anybody.  
A I heard a conversation between  
Mr Daily and Mr Matton which  
didn't amount to anything  
& that is all the words that  
was said.

Q Was there any feeling or display  
any at the bar that you heard.  
A There was not a word between  
anybody.

Q When did you first learn of  
the cutting?

A Between 15 & 20 minutes after  
I should judge.

Q How did you know at that time  
it occurred?

A I don't say I knew I heard so.  
Cross Examined

Q You say how many people remained  
in the bar room after you left.

A I should judge 15.

Q And they were more or less close

to Brown at the time?  
 Ayes sir

2 Quite close to him?

Ayes he stood at the end of the bar  
 where I left?

2 And people were close to Oggle?  
 the same time?

A Yes Oggle stood right alongside  
 of him.

2 During the whole of the time  
 you were there there appeared  
 to be the greatest friendship between  
 Oggle and Brown?

A Yes sir no hard feeling that I  
 saw

2 You do not hear any angry words  
 A No sir

2 Between Oggle and the deceased?  
 A I did not

2 About how soon after you  
 left the deceased and Brown  
 came out? Do you know?

A I do not

2 State all you know about this case?  
 A Yes sir

I was to before me  
 On 9<sup>th</sup> day of January 1883  
 Andrew White

James  
 L. Grady  
 Justice



0732

X William D. Bliss called on  
behalf of the people living  
along Brown deposits and says  
By the Coast

I where again send ?

A 330 5th Avenue

Where you at 10 o'clock  
the night in question ?

Answer

Do you saw the deceased there ?

Answer Not I saw Ogle there

What time did you arrive  
there ?

A I should judge I arrived there about  
20 or 25 minutes past 12 o'clock

I came with 5 or 6 more men

Grady Saw Not George Ogle

I was with the same party

the last witness was and I

remained there 10 or 15 minutes

I just tell us what you saw  
or heard, that occurred there ?

A nothing occurred there any  
drinking by ourselves and

I didn't see any words or  
trouble whatever

I know at all ?

Answer

Quinto left the house with you?  
 A Mr Cummings went out & I followed  
 him, he was just ahead of me.  
 I what did you see as you  
 came out of the door?

A nothing that I remember  
 I what did Mr Cummings say?  
 A I dont remember Mr Cummings  
 saying anything  
 I dont he make an outcry?  
 Answer

I did you see any policeman?  
 Answer not when I came out  
 I what did you leave behind  
 in the parlor after your party?  
 A I think there was Sam and George  
 Agle in there

During the time you were there  
 you saw no gunpowder?  
 Answer

I and you didnt see anything of the  
 fight?

Answer

I what did you learn of the cutting  
 A as I was going up the stairs of the  
 hall room that was the first blow of it  
 I saw before me

The 9<sup>th</sup> day of January 1883 W. D. Lusk  
 Amos White Police Justice

Police Justice

Examination Continued

Edward Danner, called on behalf of the people being and sworn deposes & says  
By the Court.

Q Where do you reside ?

A 250 5th Avenue

Q What is your age ?

A 47 years

Q Your occupation ?

A Saloon keeper

Q You kept the saloon in question on the night of this affair ?

A Yes sir

Q Do you know the accused Samuel Agle ?

A I know him since this proceeding began.

Q He was in your saloon on the night of this affray ?

A Yes sir

Q What persons were with him if you remember ?

A I recollect the name of ~~some~~ of them, but I see some of them here. I heard the names of a great many of them.

0735

Q Did you know Brown the deceased.

A Only by sight

Q Were these young men in the habit of coming to your saloon a lot all

Q Was the deceased?

A Yes they came there to hang up a ticket for the ball.

Q Did they come in a party to your saloon?

A Yes sir I was up stairs and they asked for me & I came down stairs about 1/4 past 11 and the dead man Brown said to my wife I hear your husband is sick up stairs, and he says we have a ball across the street he said that to me and says if you will put up a keg of beer we will use it we are a good lot of fellows.

Q Was Agle there then?

A I don't believe he was at that time

Q Did Brown come back to that saloon that night?

A They were in there several times

that night

Q What was their manner?

A They were good friends there was no other house at that time not up to the time I put the men out.

Q Why did you put them out?  
A Because they used some bad language, Walton was one.

Q The accused or the accused were not any of them?  
A No, they were in the middle end of the bar, they were standing up at the middle of the bar.

Q After you put the men out & came back to the store what occurred?

A I saw a man lying on the floor & I thought he was drunk. I told them before they went out boys I could not have any talk of that kind and I put them out, -

Q Who were the men that <sup>you</sup> put out?

A Walton I cannot recall the other



POOR QUALITY  
ORIGINALS

0737

How long did it take you to  
put those men out?

A It didn't take any length of  
time a minute and half or two  
minutes and when I came  
back. I said boys don't throw  
any glass and I saw this man  
he was in a half standing  
& half sitting position the rest  
were all in a snarl

How many words?

Answer

No explanation?

Answer that I could remember

How far were you away  
from them?

A 7 feet the bar is 14 feet long

When you found the man on  
the floor what occurred after  
that? what did the rest of them  
do?

A another man got hold of his  
arm

How many men were in this  
snarl?

A 7 or 8 standing around and  
the first thing I heard was  
that this man was dead

and I heard one man make the remark I would not have anything to do with this.

Q Do you know who that was?  
A Yes.

Q Did you see him at the Groves inquest?

A I don't think I did. This man who said this left & several more of them left.

Q Did the accused leave?

A I cannot say.

Q Was you aye in the middle of the bar when you put the men out?

A I cannot tell you.

Q Did not he come in the place at that time?

A Yes, he was in the place.

Q Have you been speaking to anybody about this case?

A Only the officer,

Q Anybody else?

A No.

Cross Examined

Q You saw at the time the man received these injuries you cannot swear that Ogle

0739

was in your place ?  
a Deam

Edw Danner.

Sworn to before me  
the 13<sup>th</sup> day of January, 1883  
Andrew White

Pres Justice

Anna Danner & co. are perhaps  
of the people being only sworn  
jury  
By the court.

Where do you reside?  
A 250 8th Avenue.

Is that is the saloon kept by your  
husband?

A Yes sir

Did you see the young man  
who testified here in your saloon  
A Yes sir

Did you see Brown the deceased  
there?

A I saw him at the bar, he was  
drinking

Did you see Mr. Ogle there or  
Samuel Ogle?

A I saw both of them.

Q I want you to tell the judge  
what occurred among the time  
they were there? what you saw  
& heard of anything

A It was all quiet to the last.  
There was 8 or 9 there in front  
of the bar & they were going  
out, I don't know anybody  
by name.

POOR QUALITY  
ORIGINALS

0741

Q You knew the accused by sight  
A He was standing on the other  
end of the bar & had nothing  
to do with them, this party  
was using bad language  
was on one side of the bar  
& he was on the other, I don't  
know who was using the  
bad language; I don't take  
any notice, my husband told  
them to stop.

Q What did they say?

A Calling one another names  
Q What names were they?

A I cannot say the words.

By the Court

Q Did you hear the words

A They started to each other you  
can go fuck yourself or  
some thing to that effect.

Q Those are your words?

A Yes - and my husband said  
they should stop it.

Q After this bad language occurred  
what happened then?

A I was standing on the other  
end of the bar tending to  
some other men and they



POOR QUALITY  
ORIGINALS

0742

were using bad language and  
pushing each other and they  
went out of the door and  
my husband went out and  
and the bartender

Did you see the deceased in  
this fight?

A I do not say, I didn't  
take notice of that. I stood behind  
the bar

I would you know the people who  
went out?

answ

Were any of these the people?

A I saw them in my saloon.

Did you see Mr Ugle there?

A I saw him when I gave him

the drink, the man that was

standing at the end of the  
bar had nothing to do with  
the fight, the next thing I heard  
was the glass rattle but I

could not say who done it

I was standing with my back

to the bar and when my hus-  
band came back he found

Mr Brown lying on the floor

Where did you look when

you heard the glass rattle?  
 I don't know, I turned around.  
 I what occurred after that?  
 I saw a man lying on the floor  
 & my husband came in and  
 picked him up and picked him  
 up but he didn't know what  
 happened to him & he tried to  
 lift him up & he could not  
 stand & another man I don't  
 know his name was helping  
 him; he called for the police  
 the other man was holding  
 him while my husband went  
 to look for a policeman  
 I did anybody else call police  
 or I did somebody to do so.  
 Cross Examined

I you do not know who the  
 person was that used  
 bad language was?  
 a woman

I you don't know in what  
 part of the room he stood  
 or was not there was a whole  
 party there

I about how many were in the  
 room?

0744

7

As for 9. standing in one corner  
I and Brown the dead man was  
not amongst them ?

I cannot tell that

2 Brown was not amongst the  
people who were seeing but  
language was he ?

an answer

I can not even swear to  
you that Agle was in the  
place at that time ? the  
bad language was used ?  
an answer

Re Debit

Now say you remember  
Agle paying for a drink at  
the bar. — How long  
was this before the occurrence  
took place ?

I cannot say.

I want to before me  
the 9<sup>th</sup> day of January 1883  
Anselm J. White  
Justice

The further hearing adjourned  
to Tuesday January 9 to 1883. 3.30 pm

0745

5

John A. Walton called an Officer  
of the police being duly sworn says  
I where do you reside?

A 836 9th Avenue

I were you at the person, the night  
in question?

A yes sir

I with whom were you?

A The same party as the last witness

I How long did you remain there  
A 10 or 15 minutes, long enough to  
take a drink and go out,

I During the time you were  
there did you hear any quar-  
reling?

A no sir

I You were at the bar of the  
Fairwood Club?

A yes sir

I Did you see or hear any quarreling  
there?

A no sir I did not

I any disturbance of any kind

A no sir I did not.

I When did you first hear of the  
killing of Ogle?

A When I went up to the ball room  
shot a dance and saw them

getting arrested and went in  
the ante room,

Do you wish you see getting arrested?

A friend of mine by the name of  
Shepper.

Is he there?

Answer: I wanted to see what he was  
arrested for?

Answer: I want to know where

at the time in the case when

James was with Ogle arrested?

Answer: I was arrested James I believe

James was with the Jackson you  
left Ogle there?

Answer: I am not sure of.

Answer: He appeared there when  
James left?

Answer: I cannot say I don't take  
any notice

Given & before me

At the City of New York, Jan. 1st, 1883

James M. Smith

John A. Walton

Deputy Justice



0747

James W. Barton called on  
behalf of the people living  
away from home  
By the Court

Where do you live?

A 233 West 27th Street

I were you at the saloon on the  
night in question?

Answer

I were you at the base of the  
Linnard Club?

Answer

I did you see the deceased there  
A No Sir

I did you see Agie there?

Answer

I did you see the deceased at  
the base?

Answer

I did you see them together  
at the base?

A Well that I cannot say. I  
did not see them together.  
I have say you were not at  
the saloon on the night of  
this occurrence?

Answer

You did not go there at all?

POOR QUALITY  
ORIGINALS

0748

Acce-sui

I and that is all your hand  
about it?

At that all

I want to before me  
the 9 day of January 1883 } James W. Harn  
Charles W. Harn  
\_\_\_\_\_ Daniel J. Harn

Frank Daily being duly  
sworn says.

Q where do you reside ?

A 319 W 25th St

Q your occupation ?

A Truck Driver

Q do you belong to the Linwood  
association ?

A yes

Q do you know any members that  
do ?

A several

Q do you know Mr Ogil ?

A yes sir and Mr Brown too

Q were you in Beck's Saloon  
anvchi

Q you saw some of the members  
of the club ?

A yes sir

Q did you have any conversations  
with them ?

A yes sir I did not

Q did you see any of them at  
that time ?

A yes sir they kept to themselves

Q did you make any statement  
to Officer Kenna ?

A Only what I said to the  
Coroner he asked me what

I knew about it  
I saw you state to him that  
you knew anything about  
the trouble that night?  
I said not

I saw you hear any com-  
munication to the effect that  
there was going to be trouble  
at the ball?

Answer partially  
Cross Examined

you were not in this  
saloon when this happened?  
Answer

Re-direct

Were you with any of the  
parties that were put out  
of the saloon?

Answer I was not

Sworn to before me  
This 13 day of January 1883

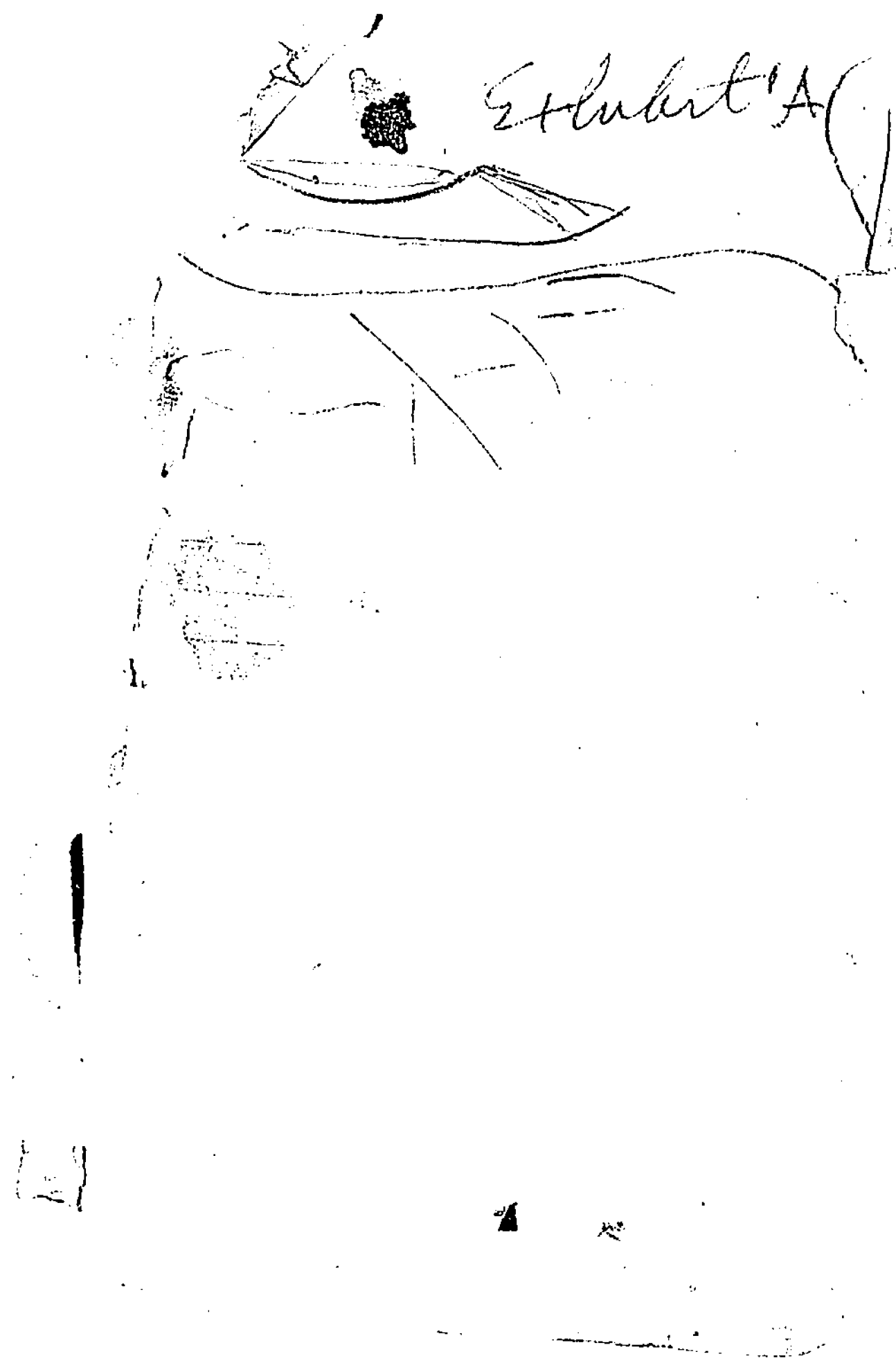
Andrew White

James Justice

of Frank Taylor

POOR QUALITY  
ORIGINALS

0751





0752

20

Police Department,  
of the City of New York,  
300 Mulberry Street,  
New York, Aug 31-1893

Mr Henry W. Muger  
Dep Asst <sup>Att</sup> to the District Attorney  
Dear Sir:

Replying to your communication  
of the 28<sup>th</sup> inst, stating your desire to  
see William Cairns and Hugh J. Foley, I  
would say  
"William Cairns was Retired on pension Jan 31/93  
at that time residing @ 236 Ninth Ave -  
"Hugh J. Foley was Discharged Feb 28-1888, at  
that time residing at Riverside Ave & Rock  
St, Kingsbridge.

Very respectfully

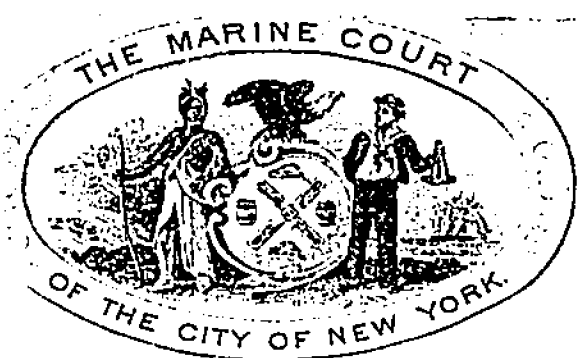
Wm J. Foley

Chas. E. Clark

We cannot compel the  
attendance of either

POOR QUALITY  
ORIGINALS

0753



New York, July 14<sup>th</sup> 1883

Hon John McKean  
Dist Atty

This will  
introduce to you Robert Brown  
a neighbor of mine who desires  
to consult with you in ref-  
erence to a matter in  
which he is interested. Please  
hear him

Very Respy  
David McAdam

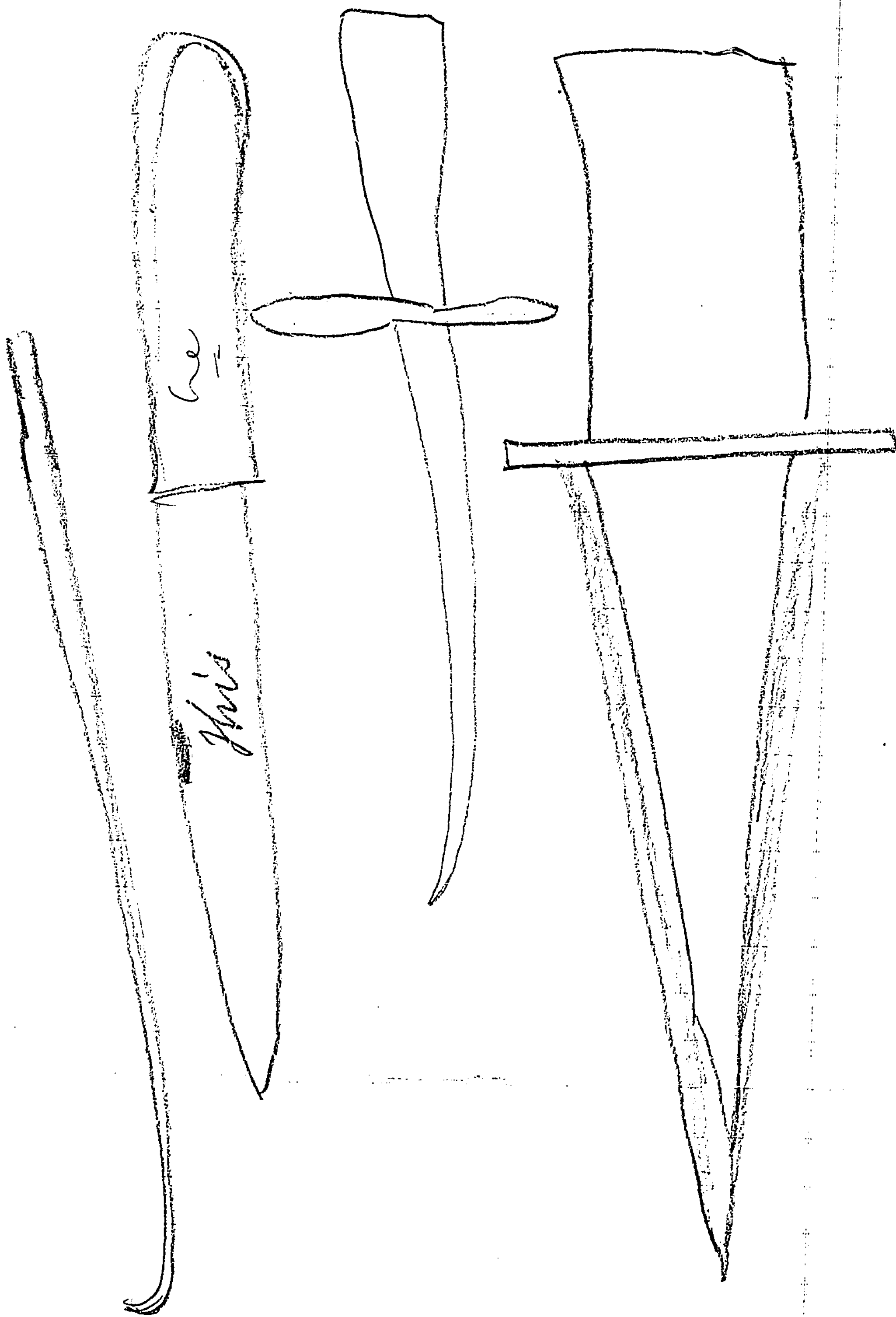
POOR QUALITY  
ORIGINALS

0754

Yours very respy  
John F. Ogle  
of Fletcher M. Adams  
102 B'way  
New York

POOR QUALITY  
ORIGINALS

0755



0756

BOX:

189

FOLDER:

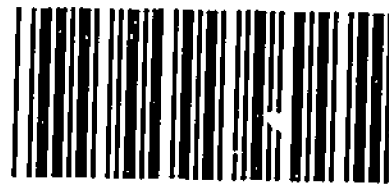
1914

DESCRIPTION:

O'Hearn, Dennis

DATE:

09/30/85



1914



Witnesses:

Sept has been

admitted in S.P.

2436 2000

72

Counsel, *Dr.* day of *Sept* 188*0*  
Filed  
Pleads,

THE PEOPLE

vs.

*P*

*Darius D. Brown*

*W. H.*

*1<sup>st</sup>* RANDOLPH B. MARTINE,

District Attorney.

*NO 322*

A True Bill.

*Chas H. Russell*

*Feb 1/85*

Foreman

*Indignantly*

*2436 2000*

*72*

*Brought in the Third Degree.*  
*(Attorney)*  
*Sections 498, 534, 120.*

0757

0758

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Dennis O'Shea*

The Grand Jury of the City and County of New York, by this indictment, accuse

*Dennis O'Shea*  
attempting to commit  
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said *Dennis O'Shea*,

late of the *Ninth* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty-sixth* day of *August*, in the year of our Lord one thousand eight hundred and eighty-*five*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

*John W. O'Rourke*  
feloniously and burglariously ~~did~~ <sup>attempt to</sup> break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said *John W.*

*O'Rourke*,

in the said *store* then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

*Randolph B. Martin*  
District Attorney

0759

Police Court District.

THE PEOPLE &c.,

ON THE COMPLAINT OF

John McManis

2078 at 2nd ave.

John O'Hearn

Peter McKenna

Richard Mahon

Offence Attempt at Burglary

Dated August 27 1885

John Jordan Magistrate

03 Precinct.

Witnesses Call the officer

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

John O'Hearn, Peter McKenna, Richard Mahon

guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of

200 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until they give such bail.

Dated August 27 1885 P. J. Duffy Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

There being no sufficient cause to believe the within named Peter McKenna & Richard Mahon

guilty of the offence within mentioned, I order them to be discharged.

Dated August 28 1885 P. J. Duffy Police Justice.

de Aug 28 at 912 St. (M-1) (Dm)

0760

Sec. 193-200.

CITY AND COUNTY  
OF NEW YORK, { ss

District Police Court.

*Richard Mahon* being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer

*Richard Mahon*

Question. How old are you?

Answer

*16 Years*

Question. Where were you born?

Answer.

*This City*

Question. Where do you live, and how long have you resided there?

Answer.

*308 East 107 Street*

Question. What is your business or profession?

Answer.

*Butcher boy*

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

*I am not guilty of the charge*

*Richard Mahon*

Taken before me this

day of *August* 188*8*

*Wm. D. H. H. H.*  
Police Justice.

0761

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

*Peter McKenna* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live, and how long have you resided there?

Answer.

Question. What is your business or profession?

Answer.

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

Taken before me this  
day of *July* 188*8*

Police Justice.

0762

Sec. 198, 200.

CITY AND COUNTY  
OF NEW YORK, ss

District Police Court.

*Jerry A. Hearn* being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

*Jerry A. Hearn*

Question. How old are you?

Answer.

*21 Years*

Question. Where were you born?

Answer.

*New York City*

Question. Where do you live, and how long have you resided there?

Answer.

*East 107th Street*

Question. What is your business or profession?

Answer.

*Labourer*

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

*I am not guilty of the charge*

*Jerry A. Hearn*  
*Hearn*

Taken before me this

day of *February* 188*8*

*Wm. J. Justice*  
Police Justice.



0763

CITY AND COUNTY }  
OF NEW YORK } ss.

John Jordan  
aged 34 years, occupation Police Officer of No. the 230 Precinct Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of John Jordan  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of

Sept 13 1888 John Jordan

Deputy  
Police Justice.

0764

Police Court District.

City and County } ss.:  
of New York,of No. 2078 2nd Avenue Street, aged 19 years,  
occupation Clerk being duly sworndeposes and says, that the premises ~~No~~ Aforesaid  
in the City and County aforesaid, the said being a tea store for the  
deposition and sale of teas & coffees  
and which was occupied by ~~John W. Connor~~ as a tea store and was then in deponents charge  
and in which there was at the time a human being, andattempted to be  
were **BURGLARIOUSLY** entered by means of forcibly breaking a  
rear door leading into said storeon the 26th day of August 1883 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:A quantity of teas and coffees  
and other Merchandise to the  
Amount of two hundred dollars  
and morethe property of Said John W. Connor in deponents charge  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
**BURGLARY** was committed and the aforesaid property taken, stolen, and carried away byJames Heane & Richard McKeen  
And Richard McKeen acting in collusion & all  
for the reasons following, to wit: That deponent is informed  
by Officer John Jordan 23 Precinct that  
about Midnight on said day, he heard a  
noise in the rear of said store and going  
in that direction saw the first named defendants  
directly in front of said rear door a panel  
of which had been cut and taken out preparing  
to enter the store. That said officer further  
informs deponent that he saw two other persons

0765

at the same time in company of said first  
 named defendant who ran away upon  
 the approach of the Officer that the  
 two last named defendants now admit  
 in Court that they were at and near  
 the rear door of said store at the time  
 the Officer came there and deponent  
 believes the same to be true, and therefore  
 charges the within named defendants  
 while acting in concert and collusion with  
 the commission of the felony

P. J. Duffy  
 John Shannon

Moored before me this  
 27<sup>th</sup> day of August 1885

John J. [unclear]

Police Court District.

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated 1885

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0766

BOX:

189

FOLDER:

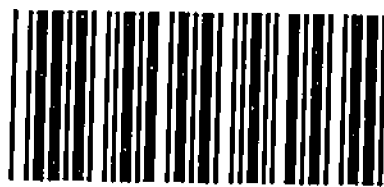
1914

DESCRIPTION:

O'Neil, James

DATE:

09/23/85



1914

0767

BOX:

189

FOLDER:

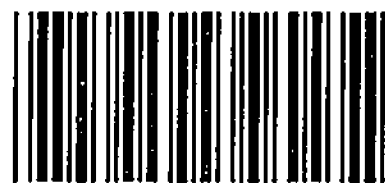
1914

DESCRIPTION:

Ryan, James

DATE:

09/23/85



1914

POOR QUALITY  
ORIGINALS

0768

Witnesses:

✓  
Counsel,  
Filed 23 day of Sept 1885  
Pleads, Not guilty

THE PEOPLE  
vs.  
James O'Neil  
1st Division  
165-  
1st proof  
James O'Neil

Robbery, 1st degree.  
[Sections 224 and 228, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.  
No 226 In Oct 5. 1885  
No 225 - not filed 4 day  
A True Bill. In Oct 7. 1885.  
Not tried & acquitted  
Leah R. Hannell  
Foreman.  
Capt. S. P. Hume years.



POOR QUALITY  
ORIGINALS

0769

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James O'Neil  
and  
James Ryan

The Grand Jury of the City and County of New York, by this indictment,  
accuse James O'Neil and James Ryan

of the CRIME OF ROBBERY in the first degree, committed as follows:

The said James O'Neil and James Ryan,  
each, was

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
thirtieth day of September, in the year of our Lord one thousand  
eight hundred and eighty-five, in the midst of time of the said day, at the Ward, City  
and County aforesaid, with force and arms, in and upon one Dominick Mannan,  
in the peace of the said People, then and there being, feloniously did make an assault, and

one watch of the value of fourteen  
dollars, and one chain of the value  
of one dollar,

of the goods, chattels and personal property of the said Dominick Mannan,  
from the person of the said Dominick Mannan, against the will,  
and by violence to the person of the said Dominick Mannan,  
then and there violently and feloniously did rob, steal, take and carry away, each of  
them the said James O'Neil and  
James Ryan being then and there  
aided by an accomplice actually present)

against the form of the statute in such case made and provided, and against the peace of  
the People of the State of New York and their dignity.

Randolph B. Matine  
District Attorney

0770

Residence

188

*Offence*

**Fréquent.**

.....Aron

**Street.**

**NO**

**Street,**

## NOTES

**Stipendi**

7

to answer

*It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named* James Miller

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of ~~the~~ Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated 19th Nov 1988 188 [Signature] Police Justice

*I have admitted the above-named*

*to bail to answer by the undertaking hereto annexed.*

*Dated* \_\_\_\_\_ 188 \_\_\_\_\_ *Police Justice.*

*There being no sufficient cause to believe the within named \_\_\_\_\_*  
*\_\_\_\_\_ guilty of the offence within mentioned, I order he to be discharged.*

*Dated* ..... 188 ..... *Police Justice.*

POOR QUALITY  
ORIGINALS

0771

Sec. 198-200.

182

District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK

*James Ryan* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is his right to  
make a statement in relation to the charge against him; that the statement is designed to  
enable him if he see fit to answer the charge and explain the facts alleged against him  
that he is at liberty to waive making a statement, and that his waiver cannot be used  
against him on the trial.

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

Question Where do you live, and how long have you resided there?

Answer

Question What is your business or profession?

Answer

Question Give any explanation you may think proper of the circumstances appearing in the  
testimony against you, and state any facts which you think will tend to your  
exculpation?

Answer

Taken before me this  
day of

Police Justice.

POOR QUALITY  
ORIGINALS

0772

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

*James O'Neill* being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

Question Where do you live, and how long have you resided there?

Answer

Question What is your business or profession?

Answer

Question Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer

day of

Taken before me this

186

Police Justice.



POOR QUALITY  
ORIGINALS

0773

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK, } ss

of No. 24 Mulberry Street, Aged 45 Years

Occupation Brick Layer being duly sworn, deposes and says, that on the  
25th day of September 1885, at the 6th Ward of the City of New York,

in the County of New York, was feloniously taken, stolen, and carried away from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

One Double Cased Silver Watch  
And Silver Chain together

of the value of Fifteen DOLLARS,  
the property of Dominico Marnoni

and that this deponent has a probable cause to suspect, and does suspect, that the said property was  
feloniously taken, stolen, and carried away, by force and violence as aforesaid by

James O'Neill and James Ryan  
both now here, from the fact that at  
about the hour of ten o'clock and thirty  
minutes P.M. while deponent was crossing  
the yard in the rear of premises No 24 Mulberry  
street where deponent resides the said deponent  
O'Neill caught hold of deponent by the arms  
and pinioned deponent and the said  
defendant Ryan abstracted the aforesaid  
watch from the top left hand side pocket  
of deponent's vest and abstracted the aforesaid  
chain from deponent's vest worn by deponent  
as a portion of deponent's bodily clothing

POOR QUALITY  
ORIGINALS

0774

And deponent caught hold of said defendant  
O'Neill and held him O'Neill until an  
Officer came and gave him O'Neill in custody  
of said officer and the said defendant  
Ryan ran away and deponent positively  
identifies said defendants as the persons  
that did take and carry away the  
aforesaid property.

Wherefore deponent charges  
the said defendants O'Neill and Ryan with  
feloniously taking stealing and carrying  
away from possession and person of  
deponent by force and violence, without  
his consent and against his will the  
above described property.

Sworn to before me

this 21<sup>st</sup> day of September 1885

Comes into Court

*[Signature]*  
Police Justice

Police Justice.

guilty of the offense within mentioned, I order he to be discharged.

Where being no sufficient cause to believe the within named

Police Justice.

I have admitted the above named

Dated 1885

of the City of New York, until he give such bail.

I order that he be held to answer the sum of

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

guilty thereof, I order that he be admitted to bail in the sum of

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—ROBBERY.

1.  
2.  
3.  
4.

Dated 1885

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.



0775

BOX:

189

FOLDER:

1914

DESCRIPTION:

O'Neill, James

DATE:

09/17/85



1914

POOR QUALITY  
ORIGINALS

0776

Witnesses:

Counsel,  
Filed 17 day of Sept 1888  
Pleads

THE PEOPLE

vs.

R

James O'Neill

[Sections 528 and 582, Penal Code].

(False pretenses).

ELT LARCENY,

RANDOLPH B. MARINE

~~PETER B. O'NEILL~~

District Attorney.

No. 140

A True Bill.

Dr Sept 18/88

Plead guilty.

Chas H. Russell

Foreman.

Pen one year

POOR QUALITY  
ORIGINALS

0777

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James O'Neill*

The Grand Jury of the City and County of New York, by this indictment, accuse

*James O'Neill*

of the CRIME OF *Petit* LARCENY,—  
committed as follows :

The said *James O'Neill*,

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the *thirty-first* day of *August*, — in the year of our Lord  
one thousand eight hundred and eighty-*five*, at the Ward, City and County  
aforesaid, with force and arms, with intent to deprive and defraud one *Timothy*

*M. Cheesman the younger*, —

*money and*  
of the property hereinafter mentioned, and of the use and benefit thereof, and to ap-  
propriate the same to *his* own use, did then and there feloniously, fraudulently  
and falsely pretend and represent to *the said Timothy M.*

*Cheesman the younger*, —

which he then and there exhibited to the said *Timothy M. Cheesman the younger*  
That a certain paper writing in the words

and begins following to wit: "Secured Pawnshop  
Established 1858, Second Street, Successor to Abraham  
Seyf, No. 634 Eighth Ave. Ten per cent a year on all  
sums over \$100. New York Aug 9th 1885  
1 gold watch & chain 55  
2 Diamond rings  
1 D. Glass

Name Smith Residence 75 Spring Not answerable for  
damage by fire, water or mother. Good for one year  
only, unless renewed at 5 per cent. S. Meyer,"

was a good and valid paper ticket representing  
one watch, one chain, two diamond rings and one  
glass, & the goods and personal property of the said  
*Timothy M. Cheesman the younger*, which had been theretofore  
feloniously stolen taken and carried away from the said *Timothy*  
*M. Cheesman the younger*, and that the said goods and personal

POOR QUALITY  
ORIGINALS

0778

property were then in pawn at the  
pawn brokerage establishment Bonaparte  
merger in said City. —

And the said Timothy M. Cheesman the younger.

then and there believing the said false and fraudulent pretenses and representations so  
made as aforesaid by the said James O'Neill, —

and being deceived thereby, was induced, by reason of the false and fraudulent pre-  
tenses and representations so made as aforesaid, to deliver, and did then and there  
deliver to the said James O'Neill, a sum of  
money, to wit: the sum of twenty  
dollars in money, lawful money  
of the United States and of the  
value of twenty dollars, —

of the proper moneys, goods, chattels and personal property of the said  
Timothy M. Cheesman the younger,  
and the said James O'Neill — did then  
and there feloniously obtain the said sum of twenty

dollars in money.

of the proper moneys, goods, chattels and personal property of the said Timothy  
M. Cheesman the younger, —  
from the possession of the said Timothy M. Cheesman

the younger, — by color and by  
aid of the false and fraudulent pretenses and representations aforesaid, and with intent  
to deprive and defraud the said Timothy M. Cheesman  
the younger —

of the same, and of the use and benefit thereof, and to appropriate the same to his  
own use. Whereas, in truth and in fact, the said paper writing  
which the said James O'Neill so  
as aforesaid then and there exhibited  
to the said Timothy M. Cheesman,  
was not a good and valid pawn ticket  
representing the said goods and personal  
property of the said Timothy M. Cheesman  
the younger so as aforesaid therefore  
feloniously stolen taken and carried  
away from him, and the said goods and

0779

personal property were not then  
in pawn at the pawn broking  
establishment of the said Leopold  
Meyer,

And Whereas, in truth and in fact, the pretenses and representations so made  
as aforesaid by the said *James O'Neill* to the said *Timothy*  
to the said *M. Cheesman the younger*, was and were,  
then and there in all respects utterly false and untrue, as *he* the said  
*James O'Neill*  
at the time of making the same then and there well knew.

AND SO THE GRAND JURY AFORESAID do say: That the said  
*James O'Neill*  
on the day and year first aforesaid, at the Ward, City and County aforesaid, in the  
manner and form aforesaid, and by the means aforesaid, with force and arms, *the*  
*said sum of twenty dollars in money*

of the proper moneys, goods, chattels and personal property of the said  
*Timothy M. Cheesman the younger*,  
then and there feloniously did STEAL, against the form of the Statute in such case made  
and provided, and against the peace of the People of the State of New York, and their  
dignity.

RANDOLPH B. MARTINE.

~~PETER H. O'NEILL~~ District Attorney.



0780

Licensed Pawnbroker. Established 1858.  
**LEPOLD MEYER,**  
Successor to ABRAM LEVY,  
NO. 634 EIGHTH AVE.  
Ten per cent. a year on all sums over \$100.

NEW YORK, May 9<sup>th</sup> 1885.

	Dol.	Cts.
1 Gold watch & chain	5	5
2 Diamond ring		
1 D. Glass		

Name, *Levy* Residence, *75 E. 4th St.*  
Not answerable for damage by fire, water or moths. Good  
for one year only, unless renewed, at 5 per cent.

*L. Meyer*

0781

*Police Justice.*

POOR QUALITY  
ORIGINALS

0782

Sec. 198-200.

CITY AND COUNTY { ss  
OF NEW YORK,

First District Police Court.

James O'Neill being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is h is right to  
make a statement in relation to the charge against h im; that the statement is designed to  
enable h im if he see fit to answer the charge and explain the facts alleged against h im.  
that he is at liberty to waive making a statement, and that h is waiver cannot be used  
against h im on the trial.

Question What is your name?

Answer

James O'Neill

Question. How old are you?

Answer

48 year

Question. Where were you born?

Answer.

Albany, ny

Question. Where do you live, and how long have you resided there?

Answer.

I have no particular place

Question What is your business or profession?

Answer

Boatman

Question. Give any explanation you may think proper of the circumstances appearing in the  
testimony against you, and state any facts which you think will tend to your  
exculpation?

Answer.

I am not guilty, - and  
demand a trial by jury  
James O'Neill

Taken before me this

day of

1885

Police Justice.

POOR QUALITY  
ORIGINALS

0783

Police Court 1st District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

*Timothy M. Cheesman Jr*  
of No. 12 West 22nd Street, aged 32 years,  
occupation Physician being duly sworn  
deposes and says, that on the 31st day of August 1885 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:

Good and lawful money of the United  
States. Consisting of bills of divers  
denominations and values and one  
silver dollar. Altogether of the value  
and amounting to twenty dollars

the property of Deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by James O'Neil (now

here) for the following reasons, to wit:  
About 2 o'clock in the afternoon of  
said date said defendant came to deponent  
and represented to deponent that he  
had a friend who had in his possession  
a pawn ticket representing part of  
stolen property belonging to deponent,  
and that deponent could have said  
pawn ticket on the payment of twenty  
dollars. That defendant returned to  
deponent about twenty minutes afterwards  
and presented what purported to be a  
pawn ticket which is hereto attached.  
That deponent, believing said pawn

POOR QUALITY  
ORIGINALS

0784

tickets to be genuine handed to said  
defendant that afore described money.  
That defendant subsequently went to the  
address on the pawn ticket and found  
there was no pawn office in said address

Wherefore defendant charges said  
defendant with the Larceny of said property  
by trick and device

J. M. Cheesman. jr

Sworn to before me  
this 14<sup>th</sup> day of September 1880

P. J. Duffy  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1880  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1880  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1880  
Police Justice.

Police Court, District,

THE PEOPLE, &c.,

on the complaint of

Offence—LARCENY.

1  
2  
3  
4

Date

1880

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$

to answer

Sessions.



0785

BOX:

189

FOLDER:

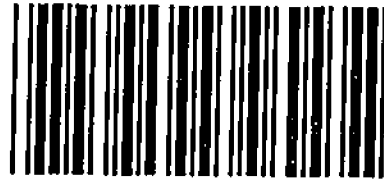
1914

DESCRIPTION:

Owens, John

DATE:

09/30/85



1914



POOR QUALITY  
ORIGINALS

0786

Witnesses:

*Sworn for appearance*

*7th*

*Sworn for appearance*

*7th*

Counsel,  
Filed *30* day of *Sept* 188*8*  
Pleads,

THE PEOPLE  
vs.  
*John Owens*  
*Attorney*  
*for*  
*John Owens*  
*Attorney*  
Grand Larceny, 2nd Degree.  
(From the Person.)  
[Sections 528, 531, 534, Penal Code].

RANDOLPH B. MARTINE,  
District Attorney.

*70317*

A True Bill.

*Chas H. Russell*

*Ret 1/10* Foreman.

*Plendyquely*  
*24th 10th St*  
*7th*

0787

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Owens*

The Grand Jury of the City and County of New York, by this indictment, accuse

*John Owens of the crime of attempting to commit*  
the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said *John Owens,*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*Twenty eighth* day of *September*, in the year of our Lord one thousand  
eight hundred and eighty-*five*, in the *day* time of the said day, at the Ward, City and  
County aforesaid, with force and arms,

*one watch of the value of one hundred*  
*and seventy five dollars, and one*  
*chain of the value of twenty five*  
*dollars,*

of the goods, chattels and personal property of one *Michael Finn.*  
on the person of the said *Michael Finn*  
then and there being found, from the person of the said *Michael Finn.*  
then and there feloniously did steal, take and carry away, against the form of the statute in such case made  
and provided, and against the peace of the People of the State of New York and their dignity.

*Quddy J. B. Martinie*  
District Attorney

0788

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

1833

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Michael W. W.  
of the City of New York  
John Owens

1  
2  
3  
4

Dated September 25 1885

Magistrate  
Henry Murray  
Precinct

Witnesses

No.

Street

No.

Street

No.

Street

\$ 1000 - to answer

John Owens

Offence Attempted  
Carrying a Dangerous Weapon

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

John Owens

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Ten Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated Sept 28 1885 Henry Murray Police Justice.

I have admitted the above-named to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

There being no sufficient cause to believe the within named guilty of the offence within mentioned, I order he to be discharged.

Dated 188 Police Justice.

POOR QUALITY  
ORIGINALS

0789

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss

*J. M.*  
District Police Court.

*John Owens* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is his right to  
make a statement in relation to the charge against him; that the statement is designed to  
enable him if he see fit to answer the charge and explain the facts alleged against him  
that he is at liberty to waive making a statement, and that his waiver cannot be used  
against him on the trial.

Question. What is your name?

Answer. *John Owens*

Question. How old are you?

Answer. *38 Years*

Question. Where were you born?

Answer. *Hartford Connecticut*

Question. Where do you live, and how long have you resided there?

Answer. *159 Greenwich Street*

Question. What is your business or profession?

Answer. *Stone Mason*

Question. Give any explanation you may think proper of the circumstances appearing in the  
testimony against you, and state any facts which you think will tend to your  
exculpation?

Answer. *I am not guilty of the  
charge*

*I am not guilty  
John Owens*

Taken before me this

day of

188

*Boeddy Williams*  
Police Justice.

POOR QUALITY  
ORIGINALS

0790

Police Court

First District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No.

occupation

deposes and says, that on the

Work, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz :

A gold watch, And chain  
attached thereto, all of the  
value of two hundred dollars

the property of

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by

and that this deponent attempted to be  
from the fact that as deponent was standing in Chatham Street in front of a show window the defendant came in front of deponent and placed his hand on the watch chain close to the pocket which contained the watch and attempted to pull the watch from a pocket of deponent's vest — that he then ran away followed by deponent who wished to give him into custody and when deponent caught up to the defendant in North William Street he a second time took hold of the watch chain and said he would take the watch and chain this time anyway — that deponent then caught the defendant and

Sworn to before me, this  
day of September 1885

Police Justice.