

0879

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Cook, Thomas

**DATE:**

01/08/91



3904

0000

48.

Counsel,  
Filed 8 day of Jan 1891  
Pleads,

THE PEOPLE

vs.

Thomas Cook

Burglary in the Third degree.  
Second degree.  
[Section 408, 506, 526, 532, 1.]

DE LANCEY NICOLL,  
JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. W. Vaneen

Jan 9/91 Foreman.

Heard by Jury 3d day

Jan 14/91

14

0881

Police Court—1st District.

City and County } ss.:  
of New York,

of No. 144 Maiden Lane Street, aged 31 years,  
occupation Reporter being duly sworn

deposes and says, that the premises No. 144 Maiden Lane Street,  
in the City and County aforesaid, the said being a five story building  
the four floors  
and which was occupied by deponent as a for manufacturing purposes  
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly opening  
windows

on the 20 day of November 1888 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

a quantity of articles  
valued at fifty dollars

the property of Messrs. Lard & Company  
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 by

Thomas Cook  
for the reasons following, to wit: The defendant after  
being informed of his rights  
admits and confesses to  
having burglariously taken  
stolen and carried away  
the aforesaid property.

John L. Lard

*Deponent to be sworn by the District Attorney*

0882

Sec. 198-200

CITY AND COUNTY } ss.  
OF NEW YORK,

District Police Court.

*Thomas Cook* 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. *Thomas Cook*

Question. How old are you?

Answer. *15 years.*

Question. Where were you born?

Answer. *North Carolina*

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

Answer. *At home.*

Question. What is your business or profession?

Answer. *None.*

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 guilty*  
*Thomas Cook*

Taken before me this

day of *December* 1891

Police Justice



0003

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.....

*Harold...*  
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 *Dec 20* 18 *70* *R. J. White* Police Justice.

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

Dated..... 18..... 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..... 18..... Police Justice.

0884

Police Court--- District. 14

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John L. Brady*  
141-8 Garden Gate  
*Thomas Corry*

2  
3  
4

*Office*  
*Brady*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated *Dec 20* 1890

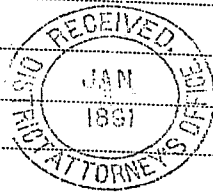
*White* Magistrate  
*Conoran & Griffin* Officer.  
Precinct.

Witnesses *Officers*  
No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ *1000* to answer *L.S.*



*Com*

*Am 23*  
*9th*

0885

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

Thomas Cook

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

Thomas Cook

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

The said

Thomas Cook,

late of the First Ward of the City of New York, in the County of New York  
aforesaid, on the twentieth day of November in the year of our Lord one  
thousand eight hundred and ninety, with force and arms, in the  
night - time of the same day, at the Ward, City and County aforesaid, the  
dwelling house of one a certain building to wit:

the building of one John L. Sardy

there situate, feloniously and burglariously did 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 L. Sardy in the said  
building ~~in the said dwelling house~~ 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.

0886

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said

*Thomas Cook*

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

The said *Thomas Cook*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the *night*-time of said day, with force and arms,

*divers goods chattels and personal property (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of fifty dollars*

of the goods, chattels and personal property of one

*building*  
in the dwelling-house of the said

*John L. Sandy*  
*John L. Sandy* -  
*in the building*  
there situate, then and there being found, ~~from the dwelling house aforesaid~~, 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.

*De Lancey Nicoll*  
*District Attorney*

0887

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Cooper, Joshua

**DATE:**

01/08/91



3904

0000

Counsel,

Filed

Pleads,

THE PEOPLE

vs.

Joshua Cooper

*W. J. Brown*

*Delaney Nicole*  
~~JOHN R. HILLIAMS~~

District Attorney

Jan 16, 1891, V. M. D.  
Jan 20, 1891, V. M. D.

A True BILL

*W. J. Brown*  
*Jan 20, 1891*  
Foreman

*Spork Comister*  
*Shaulley*

*3 effs J. P. D.*  
*Jan 20, 1891*

(Sections 278 and 218, Penal Code.)

The People

Joshua Cooper

Indictment

Court of General Sessions Part I  
Before Recorder Smyth January 20 1891  
for attempt at rape.

Henrietta Hall, sworn and examined, testified  
Are you a married woman? No sir, I am not.  
Where do you live? No. 93 Clinton street in  
this city? Yes sir. What do you work at, what  
is your employment? Dress trimmings.  
Do you work in your own rooms, do you  
take home work? No sir, I work outside. Were  
you in your rooms on the night of the 28th  
of December last? Yes. I was in there.  
You went to sleep? I was in about twenty min-  
utes before the act. Had you locked the door?  
Yes. I had it locked. Had you gone to bed?  
No. I was not ready for bed. I was just un-  
dressing myself. What time was it? About  
half past three o'clock in the morning. You had  
locked the door and were preparing to go to  
bed? Yes sir. You had been in your room  
about twenty minutes before this happened,  
what happened after you had been in the  
room twenty minutes? There was some  
knocking at the door and I asked who was  
it? and he says, Joshua Cooper is outside,  
open the door, and if I did not open it  
he would break it in. What answer did  
you make? I refused. I did not allow anybody  
at that time of night at my place. I wished

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him to go away. He said if I did not he would take his knife, he was bound to open it. I screamed for assistance, and he broke in. How did he break in? I do not know how the door was broke in. He gave me to understand that he would break it, and he did break it. Was the door forced open? Yes sir, the door was forced open. I was tackled by these men, - there were two of them - and dragged outside in the hall. What was the next thing that happened? who came in? This Cooper came in. When the door was forced open what was the next thing that happened? Cooper got hold of me. Did he come in the room? Yes sir, he came right in and he threw me down. Was anyone with him? I do not know the other party; they both grabbed me. Was anyone with him when he came into your room? He was the first one that caught hold of me. He came in and caught hold of you? Yes sir. Did he tell you who the other man was? He told me it was a nephew outside; that was all the answer he gave me. I was dragged outside, and the other party got away. You remember very clearly that the door was broken open? Yes. Cooper gave me to understand that he had a nephew outside. He (Cooper) threw



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me down and tore the dress off my back. He came right into the room as soon as the door was opened. Did the nephew come in with him? I did not see anybody but the defendant. Cooper got hold of me, I screamed and the other friend of his, they both then had me out in the hall, but the (Cooper) was the first one I seen that had hold of me; the other one pounded me outside in the hall, he got away through the back yard. Cooper gave me to understand if I dare scream he would put a knife through me. Did the door open into your room or did it open out towards the hall? It opened in. They dragged me out side and I screamed. Were you lying down on the floor? I was lying down, he dragged me. Cooper was the first one that tackled me. He dragged you out into the hall, is that right? Yes. How long did you remain in that hall? I could not tell. I was beat terribly until I had help to save me. When Cooper opened the door were you standing up or lying down? I was standing up. How did you get down on the floor? He threw me right down on the lounge and I fell on the floor off the lounge. Were you dragged out in the hall? Yes. At this time, the nephew, the other man

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was with him, was he? Yes sir. You halloed  
as loud as you could and help came? Yes.  
What became of Cooper, what did he do?  
Cooper is the one that threw me down. What  
became of him? He was arrested right away.  
Did the policeman arrest him in the room?  
The policeman caught him right outside  
just in time. How did he get outside, did you  
throw him out or did he walk out? No,  
as I fell down he dragged me out in the  
hall. Of course I got in the hall thinking I  
was safe till I got outside; with my screams  
of course plenty of help came there and  
saved me. What did Cooper do, did he stay  
there? He commenced to run away and  
he was caught in the house right in the hall.  
He ran up stairs and the housekeeper caught  
him. He ran up stairs through the house.  
Which way did the help come from? One  
from the back and one from the front;  
there is two on one floor with me. Nobody  
from down stairs? They were all in the house,  
they were all kind of afraid to come out;  
they heard my screaming. Did the help that  
came to help you before Cooper ran away  
come from down stairs or from the floor  
that you were on? They came from the same  
floor that I was on; the tenants were scared

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to come. They heard me scream. They all came from the floor that you were on, and he ran up stairs? Yes. What became of his nephew do you know? No sir, I could not tell about that, I did not see him. Give us the names of some of the help who came to your rescue? They are all here. Mr. Rothfuss and the hair dresser. I don't know their names. The hair dresser's name is Polish; Mark's Markhovitz is <sup>not</sup> the name. Rothfuss is the name of the housekeeper. Weinsweig is the hair dresser's name. Where did Cooper run, go up stairs on the roof or where? He ran right up stairs on the first floor. You are on the ground floor? Yes. By that time had the officer arrived? Yes. Did the officer go up after him, did you see the officer go up? Yes. The officer caught him right away. Did you see the officer come back again with Cooper? No sir. He came down stairs and I went around with him. I saw the officer. He told me to get ready and come right around to the station house. Did he bring Cooper down stairs with him? Yes. When he came down stairs did the officer ask you if that was the man who assaulted you? No sir, I shivered; of course they all had him up stairs and kept him until the policeman came.

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Did the officer ask you if that was the man who assaulted you when he brought Cooper down? Yes. What did you tell him, it was or it was not? Yes, "that is the man". You said that was the man? Yes sir. You put on your things and you went to the station house with Cooper and the officer, is that right?

Yes. When you locked your door what sort of a door was it? The door was not locked. I could not lock it, I left it there until I came back, the door was broke. Was it locked at the time it was broken in? It was broke in, I could not lock it. But before the door was broken in had you locked it? Yes sir.

Describe to the jury how you locked it, did you turn the key in the lock? I turned the key in the lock. And the key was in the lock when the door was bursted open when this man appeared from the outside is that it?

Yes. After the officer came did you look at the door, did you see the lock on the door, was the lock broken? The lock was broken. Did you find any pieces of lock on the floor?

Yes, it was right in the floor. I show you a piece of brass, did you find that on your floor? Yes, I found that. Is that the bolt the lock in your door? Yes. You looked and saw that that was missing from the lock, did you

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ten years ago, is that it, when you were small? Yes sir, ten years ago. From that time down to the time that you say he got into your room near three o'clock, did you see him again? I seen him up to a ball, and he gave me to understand - From ten years ago you had seen the defendant before you say he broke open the door, didn't you? I seen him around the neighborhood. Had you spoken with him? I have spoken with him just a very little, a few words - never have been no place with him. Did you know his name? Just knowing his name. Had you seen him before that evening? No sir - I seen him up to the ball, yes. You saw him at the ball that same evening, did you? Yes. At what time? The time was about one o'clock. Where was this ball? Up at the Turner hall in South street, near Second Avenue. How long were you at this ball? I stayed there until it was out. What time did you go there? I went up there about seven o'clock in the evening. Did you see Cooper when you first went there? No sir. When did you first see him? About one o'clock, he was sitting around up stairs, and he came over to me and gave me to understand - Where was the balcony or gallery? The

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balcony is up stairs. Was the dancing floor up stairs? Yes sir, he came up to me and spoke to me. He wanted to dance with me, but I refused. I would not have anything to do with him. I knew he was a married man. He was very angry. He said if I would not dance with him that he was bound to follow me up no matter where I would go. Were those the exact words he used? Yes sir. Did he say anything else? No sir; with those words I left him and went down stairs. Did you have any other talk with him that night before the door was broken in? No sir. Did you speak to him again that night at the ball? No sir. I did not see him after that any more. That is as true as anything you have testified to, is it not? Yes. Did you not ask him to take you home? No sir, I had a friend to take me home, one that took me up to the ball. Did you not see him for three quarters of an hour before you went home and didn't you say to him, "I am all alone. I have not anybody to go home with me," didn't you ask him to see you home? No sir. That is as true as anything you testified to? Yes. Who went home with you? I had a friend - Samuel Cohen, he lives

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up town I believe in Twenty Seventh street. I don't know the number. Have you seen him since that night? No sir. I got acquainted with him through a young lady, the gentleman seen me to the door and I left him. That was the first time I ever saw him; the young lady that stops with me and she introduced me. I went up to the ball; her friend was up there, she got me acquainted there. Did you go to the ball alone? I went alone, I went quite early. Did'nt you say that the same party went home with you who went with you to the ball? No sir I did not say that. When you got through with the ball who went home with you? This gentleman Mr. Cohen. Anybody else? No sir. He took you from the ball to your house? He left me right at the door. Did you see Cohen today? No sir. Have you seen him since that night? No sir. You don't know the number where he lives? No sir. Did he tell you where he lived? I did not ask him the question. Did he tell you where he lived? No sir. Did he go home with you alone? Yes, he left me at the door and I went into the house myself. The young lady did not go home with you? No. I got home first. How old is this man Cohen? A middle aged man around 30 or 40. I could not

0898

tell you the age exactly. Do you know what his business is? No sir. I did not see the man before. Do you know whether Cohen is married or not? I do not know whether he was married or not. Do you know a man they call Jack Dalton? No. Did not Jack Dalton go home with you that night? No sir. Did not Cooper and Dalton go home with you that night? No. Did not you ask Cooper to go home with you and didn't he wait in the hall to take you home? No sir. Is that as true as anything you have sworn to? Yes. What time was it that you got to the door of your house? I got there about three o'clock. How long had you been in the room before the knocking commenced? About twenty minutes. What kind of rapping was it, some one rapping at the door? At the door and at the windows both. What window was this, a front window? The back window. Opening out into the back yard? Yes. You heard some body knocking at the window at the same time you heard knocking at the door? Yes. They said if they could not get in at the door they would get through the window, they were at the window quite a while and then they came at the door. How long was the person fussing at the window? Not long.



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at the window, about ten minutes. Did you  
 say anything to the person who was fussing  
 at the window? I begged so much for them  
 to go away from there. What did you say?  
 I says, "In God's sake dont break my door,  
 I will have you arrested. I am talking  
 about the window? I was standing at the door,  
 I was afraid to move, I thought they were  
 going to get in through the window, I thought  
 if I was at the door I could get out in time.  
 I did not hear anything at the window but  
 rattling, I heard the questions at the door.  
 Did you attempt to speak to the person who  
 was at the window? No sir, I was standing  
 at the door. I did not ask anything at the  
 window. I was standing at the door and the  
 knock was at the door at first. What were you  
 doing when you first heard the knock? I  
 was standing there. "Who is outside?" I halloed.  
 I wanted to know who was outside there. He  
 said, Joshua is out, open the door" (Cooper).  
 "Let me in. He gave me to understand  
 he was as good as my brother. Where was  
 your brother this night? He works at night.  
 He was not there? No sir there was nobody  
 in the room but myself. I want to know  
 just where you were in the room when  
 you heard the first knock at the door?  
 I was right at the door standing there.

0900

What was the first noise you heard? The first noise I heard was pounding at the door. At that time you were standing by the door were you? Yes sir. What caused you to be standing at the door? I was frightened of course when they gave me to understand they would break in. Tell me what was said? There was very dirty words said; they said, "Let me in, give me what I want and I will let you alone. Did more than one person speak? It sounded as if two were outside. Did you hear two different voices? Yes sir. How long did this rapping keep up at the door? It kept up about twenty minutes before I had help. I was screaming quite a while before the door burst in. During all that twenty minutes what was said by the parties outside, have you told us all that was said? The parties heard all the screaming and everything; they were afraid to open the door. What was the first thing you heard anybody outside of the door say? They said, "Open that door; are you going to open it?" and I kept quiet awhile and said, "No sir, I won't open the door; go away from my door, I will have you arrested." What did he say? "You can have me arrested, I will have this door broke in, you let me in. No, I won't," I said. He said, "I will

fix you, if you do not." I said, I would not.  
 They said, "we will see if we cant get here  
 to night," and they burst right in the door.  
 As soon as the door was broken open you  
 were frightened? They threw me right down on  
 the lounge. You were very much frightened?  
 Yes sir, I screamed terribly. Did you fall down?  
 No sir, he threw me right down with his fist.  
 I did not fall off myself, certainly not. Whose  
 fist was it? This man Cooper's; he is the  
 first man that tackled me, he threw me  
 right down on the lounge. Did he hit you  
 with his fist? Yes sir. I was standing right  
 near him, he knocked me down, he struck  
 me right in the stomach and threw me  
 down. You fell on the lounge? Yes sir. Did  
 he do anything? He meant to take his  
 hands and throw up my clothes. I screamed.  
 Did you roll off the lounge on the floor? Yes  
 sir, on the floor. Tell me what he did  
 after he knocked you on the lounge? He  
 threw my clothes up. Which hand did he  
 throw your clothes up with? I could not tell  
 the hand, and he tore them right off  
 my back. Were your clothes torn off? My  
 dress was ripped right off, the front of  
 my dress was pulled right off. Were the  
 buttons torn off? No, the front of my  
 skirt, that is all I had on. I was just

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beginning to undress. Was the waist torn?  
Nothing at all. I had the waist off. Was that  
the skirt you had worn at the ball? Yes sir.  
After he struck you and knocked you down  
on the lounge, did he hit you again?  
Yes sir, they did pound me terribly. Where  
abouts did he hit you? He hit me on the  
head. Of course the screaming saved me.  
He hit me in the head and face. Did he  
strike you with his fist? Yes sir. How  
many times did he strike you in the face  
with his fist? A great many times, ~~he~~  
half a dozen of times? About that. I guess.  
I could not tell you how many times; he  
struck me more than three times in  
the face with his fist. Did he strike you  
hard? Yes sir. Was there any blood on your  
face, were you cut? No sir, I was not cut,  
I just had boils from the pounding. How  
long did he stand there by the lounge  
beating you? He did not stand a second.  
One door was open; he went with force  
to drag me very hard. He struck you  
in the neighborhood of half a dozen times?  
That was where I was ~~dragged~~ outside. How  
many times did he strike you in the  
room? I was struck in the hall. Were you  
struck in the room at all? No sir.

0903

He did not strike you in the room a single blow did he? No sir. I was out in the hall too quick. The minute the door was open I got in the hall and then they commenced to strike me. You rushed out? Yes sir, from the floor. I was dragged out. Did you not testify you faced yourself out in the hall? I was at the floor; they dragged me out. I was trying my best. I fell down and they threw me out; they dragged me outside in the hall. I screamed so I thought it was best to go outside for help. If I would not go outside in the hall they would have left me there in a terrible flight. I screamed terribly before my door was broken open for help about 15 or 20 minutes before the door was burst in. This man said if I dared to scream he would put a knife through me; he kept pushing at the door until it was ~~broken~~. Did he keep standing there while you were screaming? Yes sir. I screamed and begged very much for him to go away. I screamed for help in case he broke the door in. You kept it shut for ten or fifteen minutes did you? Yes sir. As soon as the door was broken open was Cooper the defendant the first one you saw? Yes sir. I was dragged right out in the hall, both of the men rushed in at once, and

he is the one that tackled me first. That kind of a looking man was the other man? The other man was quite young looking. Do you know who the other man was? He was the party that he had up to the ball. Had you ever seen this man before? No sir. Did you see him at the ball before? The party seen with him up to the ball, this party he said was outside, it was his nephew he said that was up to the ball.

By the Court. You were asked if you saw that person at the ball? I seen a friend of his with him. Did you see him? No sir.

By Counsel. Did this other man have a beard on his face? If it is the party he had up with him to the ball, I could not tell the man out in the hall. I don't know about the hall. You just testified that you did not see the man who came into your room with Cooper at the ball? The only man I saw coming into the room was Cooper. You did not see anybody else there at all? No sir. Did not you testify that two men dragged you out in the hall? He was the first one that made a start at me; when the door was open he got away, he was out in the hall; after he pounded me he got through the back way. How many men dragged you out? Two men.

There must have been two men got into your room? Two men at once, and the other one got away. Two men dragged you out of the room, is that right, was the defendant one of the men? Yes sir. Who was the other man, do you know his name? No sir, I do not know his name. Two of those men dragged you out into the hall? Yes. Will you tell me how old a looking man the other man was? He is a much younger man than this man. Was he as large a man as this man? No sir, he is not so tall as he is.

Was he dressed in light or dark clothes? Dark clothes. Have you ever seen him since? No sir. Did they strike you after they got you into the hall? Yes sir. How many times did you scream? I screamed a long time; of course there was help came. Did you scream for five minutes before help came? Yes sir. Who was the first one came? The hair dresser up from the first floor.

By the Court. Do you recollect the first person that came to your assistance? Yes sir. What is his name? Mr. Rothfuss.

By Counsel. Did he live in the house? Yes sir. Did the housekeeper come? Yes sir. What is the housekeeper's name? The housekeeper's name is Rothfuss. That is the one you mean? Yes.

By the Court. Was Mr. Rothfuss and his wife the two first

persons that came to your assistance? Yes sir - a party from the front - they all came running together, the first party was the housekeeper

By Counsel How long from the time that the first party came there before the policeman came? It was about five or ten minutes. During that time what was the defendant doing? All the parties up stairs had hold of him until the policeman came, holding him until the policeman came. Did he do any talking or say anything that you heard? He told the housekeeper that he would make it hot for her if she had him arrested. He said he had a right to go through the house. Did you hear him say that? I did not hear it, but she told me that he did. Did you hear him say anything? No sir.

By the Court Did you hear the prisoner say anything to anybody before the policeman came in and arrested him? I did not hear nothing. Did any of the people who were standing around waiting for the policeman to come say anything to this prisoner? No sir. I did not hear it.

By Counsel Is this the officer who arrested him (pointing to the officer) Yes sir. Will you give me the exact words that Cooper used to you in the ball room when you refused to dance with him? He said if I would not dance with him -



He was very angry at me

By the Court He wants to get from you what Cooper said, the words that he used when you said <sup>that</sup> you would not dance with him, what did he say to you? He said he would fix me if I would not dance with him.

By Counsel Was that just what he said? Yes sir. Did he say anything more, now think? No sir. That was all that he said, "I will fix you." He gave me to understand — He said, "I will fix you, if you do not dance with me?" Yes. Did he dance with anybody? He was down stairs with the young men down stairs. You saw him dance? A: On the floor, I was not near him, but I seen him down in that hall.

By the Court He asked you a simple question, did you see the defendant dance with anybody? Yes.

By Counsel Did you see him dance more than once? No.

By the Court Did he dance with a man or a woman? A man. Do you know the man's name? No.

By the Honorable Will you tell me who lives with you at your premises No. 93 Clinton street, do you understand that question? There is nobody lives with me but a young lady. I keep home you know for my brother.

By the Court Does your brother live with you? Yes. What is the young lady's name? Miss Anthony. You have got two rooms is that right? Yes.

There is your sitting room? one is a sitting room.  
 Yes sir, a room and bed room. Do you eat  
 there? Yes sir, I keep house there. Where do you  
 cook? I cook in one room and have one  
 for a bed room, I have just two rooms. Only  
 one room, is that all? Yes. Does your brother  
 sleep in the same bed room with you? I have  
 a lounge. Does your brother sleep in the bed  
 room with you and the other young man?  
 No sir, he sleeps on the lounge in the front  
 room.

By Mr. Macdonna You are keeping house for your brother  
 there are you? Yes sir. Were you keeping house  
 for your brother at the time this assault oc-  
 curred? Yes. Were you working the day before  
 this assault occurred? Yes, I work every day.  
 When you went to a ball where? Yes sir, at  
 Turner Hall.

By Counsel This young lady that lived with you where  
 was she? She was at the ball, I got home first.  
 Did she come home before this assault was  
 completed and the defendant was arrested?  
 When she came home it was all over.  
 She is the one that introduced you to this  
 young man? Yes sir.

Phillip Kurty, sworn and examined, testified:  
 By Mr. Macdonna You are attached to the 12<sup>th</sup> precinct are  
 you officer? Yes sir. Were you called to No. 93  
 Clinton street from that station house on the  
 night of the 28<sup>th</sup> of December last? Yes sir. Was  
 the house in an uproar, lots of people about  
 there? Yes sir. What time in the morning? Went  
 4.15. Were you called there by Mr. Rothfuss?  
 Yes sir. Do you know Mr. Rothfuss? I do sir.  
 Do you know what his business is? Yes sir.  
 What is it? He is janitor of that house, house  
 keeper. You went with him from the station  
 house to 93 Clinton street? Yes sir. Did you  
 find this defendant there? Yes sir. Who had  
 him in charge when you got there? Mrs. Weig  
 and Rothfuss's wife and a few more in  
 the house had him. On the floor above? Yes  
 sir, on the floor above, the second floor.  
 Did they have hold of him by the collar? Yes.  
 Had he his hat on? Yes sir, hat and over-  
 coat. ~~He~~ <sup>His</sup> ~~brother~~ <sup>brother</sup> tried to assault me,  
 as I got hold of him; <sup>(the defendant)</sup> he said, "you have  
 got me, I don't care what becomes of me."  
 You knew him before when he called you?  
 He said, "you have got me." So I took him  
 to the station house and she made the  
 complaint. Have you told us all that took  
 place before you took him to the station  
 house? Yes sir. All that was said by

you to him or by this woman Wolf to him?  
 Yes sir, that is all. Did you know this  
 defendant before? Yes sir. How long did you  
 know him? I know him for a year. And  
 he knew you? O yes. What was the condition  
 of this woman's dress? It was torn in the  
 front. Did you notice anything else about  
 her hair, how that was? She was excited  
 and screaming and I went back to the house.  
 What house? Her house, I examined the lock  
 and found the lock broken. And after  
 taking the prisoner and the complainant  
 to the station house you went right back  
 to her house? Yes sir. Where rooms. What  
 did you find? I examined the lock of the  
 door and found it broken. Did you find  
 a piece of the lock on the floor? She found  
 it on the floor. Where did she find it, did  
 she come back? Yes sir, she came back  
 with me. Is that the piece of lock that was  
 found (shown) Yes sir.

By Mr. Macdonna Do you know this Henrietta Wolf? I do.  
 Do you know her brother? I do.  
 What is her reputation in that precinct?  
 (Objected to)

Cross Examined by Counsel  
 How long have you known the defendant?  
 About sixteen or eighteen years, I used  
 to go to school with him.

Have you ever had any difficulty with him? No sir. Did he say anything at all when you arrested him that morning? Yes sir. What was it? He says, "you have got me, I don't care what becomes of me." Did anybody else say anything to him at that time? No, Miss Wolf said, "that is the man assaulted me and broke my door." Was that all that was said? That is all; she said, he tore my dress. I took her to the station house. He said nothing more? No more. Where was he standing when you found him? On the second landing of the house. On what floor did Miss Wolf live? On the ground floor; it is a five story brick building. There is no store there is two stores; she lives on the first floor. There is a stoop to the house and her rooms are in the rear on the first floor. Is there a yard there, Officer? Yes sir. Are there windows looking out into the yard? Yes sir, two windows; she lives on the north side of the house. How far is it from those rear windows to the ground? I should judge about ten feet. Is it not the whole distance of the store? The store is underneath; there is a stair leading into the yard. How near is that stairway, how near is the window to that stairway, could you stand on the steps and knock on the window? Yes. Do you know how long

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Henrietta Wolf has lived there in that one place. I could not say the exact time, she lived there about eight or nine months to my knowledge.

Do you know her brother? I do. Do you know what his business is? Yes sir. What does he work at? He is a bartender, lately he bought a place of his own - a liquor place. There is that Delancey street, right near the Bowery.

By Counsel The complainant went to the Police station with you did she when you took the defendant?

Yes sir. Did you return with her or did she go ahead of you? She returned with me. Did you find anybody in her room when you went back? No sir; a young lady came in, she went right in the room.

By the Court When you got there there was no one in the room? When I got back she admitted a young lady into her room; she said, "that young lady is stopping with me."

By Counsel What time in the morning was that? It was 4.15. I arrested him about 4.30, I guess.

You have some feeling against this defendant havint you? Not at all. Did you not ~~go there~~ <sup>come</sup> to me the other day and tell ~~me~~ <sup>me</sup> I must have him plead guilty or I had better have him plead guilty? No sir, I told you that parties told me that he wanted to take a plea. Didnt you come and approach me in the

door of the court room, either one of these courts.  
I asked you whether Joshua was going to take  
a plea.

By the Court What did you say to Mr. Haire? I says, Is Joshua  
going to take a plea? I said it would be  
best for him if you have no evidence in  
his favor. How did you know we did not have  
any evidence in his favor? Because nobody  
was there at the time. You are bound to con-  
vict him, are not you? No, there is no ill  
feeling between me and him at all.

By Counsel Why did you approach me, you came to me.  
I asked you a simple question. I did not  
speak to you first? No sir, I asked you was  
the case coming up.

John J. Roth pass, sworn and examined.  
By Mr. Macdonna Where do you live? No. 93 Clinton street.  
What is your business? Cloak maker. Were you  
in the house No. 93 Clinton street on the morn-  
ing of the 28th of December? Yes sir about  
half past three o'clock. Did you see on that  
day this man Cooper in those premises? Yes.  
Where did you see him? I seen him in the  
hall; there was screaming going on.

By the Court What hall, what floor? The first floor the  
same floor in which this woman lives? Yes.

By Mr. Macdonna You heard a noise? Yes sir. You got  
up, and came out of your room? I jumped out  
of bed. You heard a noise, you got up.

and went out into the hall did you? Yes sir.  
Did you see this man? Yes, there was a light  
in the hall. What was he doing when you got in  
the hall? I did not see him do anything.

By the Court. Was he standing there? He was standing there,  
there was another witness, he had hold of him.

By Mr. Macdonna. What is his name? His name is Weinberg.

By the Court. Weinberg had hold of him, is that right? Yes.

What else did you see at that time? He did  
not say nothing to me. You say when you  
got out of your room you saw this defendant?  
Yes. You say that Weinberg had hold of him  
is that right? Yes. Did you see anybody else  
in the hall? There was two men, the other wit-  
nesses; one of them was Mr. Markowitz.

Did you see the door of Miss Wolf's premises?  
I seen it after the man was arrested.

Was it open or shut, Miss Wolf's premises? I had  
no time to see that at all because I had to  
go for the officer first. You saw this man  
in the hands of those people? Yes, there was two  
men. Hearing a noise you started out for  
the officer? I went down in my night gown.  
You are the janitor, you have got some  
charge of the house? Yes. You went after the  
officer and brought him up? Yes. When you  
came back what did you see? After the  
officer and roundsman came back I went  
in with them.



09 15

By Mr. Macdonna. Did you examine the door, 'yes' or 'no'?  
Yes sir. Did you find it broken? Yes sir.  
Did you see that thing there at that time?  
(showing piece of lock) That is the part belongs  
to it. Who gave that to the officer, did you  
see anybody? I was not there. You know that  
the lock on that door was broke? Yes sir.

By the Court. I suppose you were in bed half past three  
in the morning? Yes. About what time did  
you go to bed? About half past ten o'clock.  
Where do you and your family live, on the  
same floor with this woman? No sir, we live  
on another flight. One flight up? Yes sir.  
You were all in bed that night? Yes sir.  
About half past three o'clock in the morning  
you heard a noise? Yes sir. What was the  
noise you heard? I heard screaming. A  
woman screaming? Yes sir; that woke me  
up; my wife woke up the same time.  
You went out to see what the trouble was  
and seeing the trouble, you went for the  
police? Yes sir.

By the Court. There is the station house? At the corner  
of Delancey and Attorney streets. About how  
long did it take to go from the house down  
to the station house, did you run or walk?  
It would take me about a minute to go  
around to the station house from there.

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Cross Examined by Counsel. When you saw the defendant he was down on the first floor, was he? <sup>Yes</sup>.  
 The same floor that Miss Wolf's room is on? <sup>Yes</sup>.  
 Did anybody have hold of him then?  
 There was two men had hold of him. Do you know whether they had hold of him or not?  
 They had hold of him. He said, "Are you the housekeeper?" I answered, "yes" he came running up after me and came into my room. He said, "Are you the housekeeper?" <sup>Yes</sup>.  
 What are you going to do? are you going to have me locked up?" I said, "You do not live in the house; you are a stranger in the house." He said, "Send round for Billy Ware." I don't know anything about Billy Ware. I said, "I am going to have you locked up." I told him to go out of the room, I pushed him out, he came in again I said, "If you come in once more I will handle you differently." I put on my pants, shoes and my hat to go to the station house. After I went down stairs my wife came out, and asked her, "are you the housekeeper's wife?"

By the Court. Were you there at the time? No sir.

By Counsel. Who told you to go to get the officer, did not this defendant tell you? Nobody told me. I expected it was my place to do it. Did not he say, "go and get an officer?" Not and

Know of, he did not tell that to me. He did not make any effort to escape or run away did he? Not as long as I had been there. Had he been drinking or not, could you tell? As much as I could see I took him for almost sober, I don't know whether he had been drinking or not.

Edwin Weinberg, sworn and examined, testified.  
By Mr. Macdonald: Where do you live? No. 93 Clinton street. Did you live there on the 28th of December last? Yes sir. Between three and four o'clock on the morning of the 28th of December did you see Joshua Cooper in that house No. 93 Clinton St?

Yes sir. What was he doing when you first saw him? At first I saw him in the hall. When was that, what time? It was about a quarter or half past three o'clock in the morning. What was he doing? I saw him coming from the yard through the hall coming from the direction of the yard. Where did he go? To the door leading into the street. Then I asked him, "Who are you?" He said, "I am a detective." Then I got hold of him. I said, if you are a detective, I will wait till the policeman comes, we will find out.

You took hold of him and held him? Yes, and held him.

By the Court: Ask him what time he went to bed himself? About ten or a 1/4 past ten o'clock.

09 18

Ask him if he was woke up that night by any noise? Yes sir. I was awakened that time? About three o'clock. What kind of a noise did you hear? I heard a woman's voice screaming. Was it that that woke you up? Yes sir, then I went out.

By the Court Did you see Miss Wolf that night or that morning? Yes sir, I saw her. Where did you see her? When I opened my door I saw her coming out. Coming out of where? Coming out of her room and she called for help. Did she say anything to you? In a general way she called for help, did not address me in particular. What did she say when she called for help? "Save me, save me, they want to kill me." Did you see the door of her room? I did not examine the door, but when I went after this man and held him I saw that her door was open. Did you notice Miss Wolf's dress? No. I did not notice that. Was she dressed when you saw her? She had a dress on when I saw her. You did not notice the dress? No. I did not notice how the dress was. Did she have the waist of her dress off? She had no cloak on, but she had a dress from top to bottom. What color? I did not notice the color of the dress. Was there a light in the hall that night? It was dark in the hall at that time.

09 19

By Counsel Can't you talk English? Not much. Do you understand English? Not much. Do you understand all that I say before the interpreter repeats it. You understood everything this defendant said didn't you when you saw him?

Interpreter The questions put to him in English he gave me an answer.

By Counsel You spoke to him in English then? Yes sir. Tell us in English what did he say? He told me 'I am a detective' What time in the night? Three or a quarter past three o'clock. Was that after you had heard this woman scream? I heard the scream before I talked to him. Then you came out and found this man in the hall? Yes sir.

By Counsel Is that a long hall? Yes sir. About how long, how many feet? About from the window to the stove, that is the length. On which side of that hall does Miss Wolf live? In the back coming from the yard, she is to the left. Does she have a front room too or are her rooms all back rooms? She has two rooms.

By the Court In the back, in the rear? Yes sir. Are there any rooms in front? I have a front room.

By Counsel How many times did you hear her scream before you came out of your room? Twice I heard screaming and then I came out. When you came out where was the defendant standing? I saw him coming towards the yard.

from Miss Wolf's door.

By the Court: Was he going towards the yard or coming from the yard? He came from the yard towards my apartments. Towards the hall door was it? Yes sir, he went in the direction from the yard to the street.

By Counsel: The yard that you speak of is back of the house is it not? Yes sir, in the rear is the yard and the front is the street. Who was in the hall beside the defendant when you first went out alone, I did not see anybody else. Was Miss Wolf in the hall? She was standing in her own door. How far was the defendant from her at the time? He was so near as we are together when I first saw him.

By the Court: Who are "we"? [Interpreter: I and him.]

By Counsel: He did not have your hand or Miss Wolf, did he? I did not see that. He was running was he? He went at a quick step. And did you grab hold of him at once? Yes sir. He did not try to get away from you did he? Yes sir, he tried to get away. How long have you been in this country? About four years. How long have you lived in that one house? Five months. Is that the first time you ever saw the defendant? Yes sir, I never saw him before.

By Mr. Macdonna: When did Markhorvitz come out into that hall? I don't know who you mean by Markhorvitz.

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Marks Markhority, sworn and examined.  
Where do you live? No. 93 Clinton street.  
Did you live there on the 28<sup>th</sup> of December? Yes.  
Did you see the defendant Joshua Cooper there  
on that day? Yes. About half past three o'clock  
in the morning did you see this man there?  
Yes sir, I saw him. Were you awakened out  
of your sleep that morning? Yes, I was awaken-  
ed by the screaming of a woman, the woman  
sitting there (meaning the complainant). You  
live on the same floor with that woman? Yes.  
Where you were awakened did you go out into  
the hall? Yes. I went out into the hall.  
Did you see this man in the hall, the defend-  
ant? Immediately where I came out, I did  
not see him, but I saw him later on. Where  
did he come from? I saw him when the  
other man, the witness who was before me,  
held him. Where you came out of your room  
after having heard these calls was anybody  
in the hall? I did not see any one in the  
hall when I came out of my room. I only  
heard the woman scream. While you were in  
the hall did you see this man (the defendant)  
and the last witness come into that hall from  
any place, from the front stoop or out of  
the room of the Wolf woman? Later I saw them  
both. Where did they come from? I saw him  
coming down from up stairs. And this

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prisoner was in charge of the last witness Weinsweig.  
 Yes sir. Then after you saw Weinsweig and this  
 man coming down stairs and getting into that  
 hallway did you see the woman Wolf? Imme-  
 diately when I came out of my room I saw the  
 woman; she was standing in her own door,  
 not in the hall. How was her clothes, were her  
 clothes torn? She showed me that her clothes  
 was torn. Did she have a waist on her or  
 was her waist taken off? I did not pay par-  
 ticular attention to her dress, I don't know what  
 kind of a dress she had on. Did you notice  
 whether they were torn or not? She showed  
 me herself that it was torn.

Cross Examined by Counsel. Where was it torn? It was torn  
 in front. To tell you the truth I did not pay  
 much attention when she showed me it was  
 torn, I cannot remember exactly the place.  
 Where you saw Cooper was it when the last  
 witness had hold of him? Yes sir. The first time  
 I saw him was when the man had hold of  
 him and they came down stairs. Was the  
 officer there at the time? I saw the policeman  
 immediately also.

Mr. Macdonna: That, if your Honor please, is the case for <sup>people</sup> the  
 Henrietta Wolf, recalled by counsel for the  
 Defendant. Do you know Mrs. Cooper, the wife of the defendant?  
 No sir I do not. Did not you ever see her at



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your house? She called at my place.  
 By the Court Did you see her at your house, Mr. Cooper? Yes sir.  
 By the Counsel Did you see her last Thursday evening? Yes sir.  
 Was Miss Gary, her sister, with her? Yes sir.  
 Did you then say to Mr. Cooper, "I could not tell whether it was your husband or the other fellow that done it," did you say that to her? No sir. Did you say anything of that kind to her? I told her it was her husband.  
 You are sure of that? Yes sir.

Ella Cooper, sworn and examined by Counsel for the defence. You are the wife of the defendant are you, Mr. Cooper? Yes sir. Did you see Miss Wolf, the witness who just left the stand on last Thursday evening? Yes sir. Did you have some conversation with her in regard to this case? Yes sir. Did she make any statement to you in regard to what she could tell or could not tell about it? Yes sir.

By the Court There was a conversation between you and this woman? When I first went in I asked her if she would please go light on my husband. She says, "I have to ask my brother Jakey," and the young lady in the room before she went out said that she would let me know in the morning; she told me I would have to wait. You said, "Please go light on my husband?" Yes sir. She said, "I will have to ask my brother Jakey, is that right

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Yes sir, and the young lady that was in the room, that boards with her said she would go and see Jakey and hear what he would say, and she would let me know in the morning down at the Court. Is that all? That is all; then I left; she says, I could not tell you whether it was your husband or the other fellow. Did what to her; have you given the whole of it? Yes sir. Is that all she said? That is all she said. And that is all you said? Yes sir.

By Counsel Was Miss Gary present? Yes sir.

Cross Examined Did you remain in that room while Miss Gary went off to see Jakey? No, it was my sister was with me at the time, she could not come back, she was going to some entertainment. Did she go while you were there or dress herself while you were there? She went, she was going to let ~~the~~ <sup>me</sup> know in the morning when I saw her what she would do. How long were you in Mrs. Wolf's apartment? From eight to half past eight o'clock. During that half hour all that occurred is what you have told the jury? Yes.

By the Court. Not a word was said by either of you.  
A No sir.

I went down and I told several of my friends that Cooper had a young lady up on the balcony to take home.

By Counsel Did you see either Cooper or Miss Wolf when they left the place? No sir, but I saw Mr. Cooper. Where did you see him? I saw him standing at the hall, at the bottom of my stairs. What time was that? To my estimation it was round half past three. Was he alone at that time? No sir, he had a friend with him. Do you know who that was? I never spoke to the young man. Was it a man? Yes sir, a young man about 20 or 21 years of age. What is his name? I would not say sure his name, I heard his name was Jack Dalton. That was half past three o'clock? Yes sir. Do you know where he is now this Jack Dalton? No sir.

Cross Examined by Mr. Macdonna. Where do you work? I am working at No 474 Broadway. Who are you working for at 474 Broadway? Messrs Rice and Bro. What is their business? Metal goods and jewelry. How long have you known Mr. Cooper? I know Mr. Cooper for the last seven or eight years. Did you go to the ball that night with Mr. Cooper? No sir, Mr. Cooper came up after I was there. You did not go with Mr. Cooper? No sir I went up there myself. What was the ball do you remember? The M.B. Franklin Dramatic and Social Club. Are you a

member of the dramatic and social club? No sir.  
 You were there as an individual guest? No sir.  
 How did you go there? I bought a ticket from one  
 of the members. What made you go down stairs  
 after you overheard this conversation between  
 Cooper and Miss Wolf that you have testified  
 to, what made you go down and tell four or  
 five fellows that he had made an engagement  
 to go home with a lady? I just told them  
 about it to let them see. Was there anything  
 so extraordinary about going away from the  
 ball that you had to call the attention of a  
 lot of other boys or men to it? No sir.  
 Explain to the jury, they are not used to these  
 social clubs, they want to find out why that  
 was done? I just went down to let them know  
 about it; that is all. I had no reason for it.

By the Court. What reason had you to go up to the balcony?  
 I could not dance, I went to rest.

By Mr. Macdonna. To listen to what Cooper had to say to this  
 woman? No sir. I did not know they were up,  
 they were sitting in the front of the balcony.  
 Nobody but Cooper, this woman and yourself?  
 Yes sir, that is all. You knew Cooper, you were  
 a friend of his? Yes sir. You did not know  
 the girl? No sir. Did you sneak up behind  
 them? No sir. I did not know them till I  
 got close to them. Was there a dance going

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on at the time? Yes sir, there was a dance going on. There was dancing down below on the floor and the band was playing was it not? Yes sir. In what tone of voice did this Cooper ask her to go home, about the tone of voice I am talking now? No sir, they were talking very low. The band was playing? Yes sir. And you heard exactly what was going on? I could not help it. I was so close to them.

By Counsel. Joseph Jacobs, sworn and examined, testified. That is your business, Mr. Jacobs? Cigar maker. How old are you? Twenty five. Are you acquainted with the defendant here? I am the nephew. Are you acquainted with Miss Wolf? Yes sir. Did you see either of them the night of the ball that has been spoken of here? Yes sir. I seen them on the balcony. What time in the night? Between three and half past, the ball was out at half past three o'clock. What were they doing when you saw them? They were in a quiet conversation together. Standing up or sitting down? Sitting down very close to one another. Did you notice how long they were there, how long did you see them sitting together? It was about five minutes to three, I seen them about half past three, when the last dance broke up Joshua Cooper went down stairs. Did you see him go down? Yes. Did you see him again that night? Yes.

I seen him down stairs. I asked him whether he would not go home with me, and he says, "No I am going to take a young lady home," and I left him. There was Miss Wolf at that time? ~~Up~~ stairs. Did you see her before you went away then? No sir.

Cross Examined by Mr. Macdonna. Did you see the vulcanized jeweler, this fellow with the ears who was here a minute ago sitting behind this last witness? No sir.

Joshua Cooper, sworn and ~~examined~~ testified.

By Counsel How old are you, Cooper? I am 32 years old. You are a married man? Yes sir. Do you remember the night of this ball? Yes sir. And the alleged assault? Yes sir. How long have you been acquainted with Miss Wolf? About seventeen years. Did you see her on the night in question? Yes sir. When did you first see her and where? I seen her up in the balcony, sitting there. I went up to ~~see~~ sit down. About what time in the night was that? Somewhere around three o'clock I suppose. Did you have any conversation with her? Yes sir. State just what was said and done and what occurred between you and her at the ball? When I came up to the balcony and sat down I saw her sitting there. I said, "Good evening" to her, and she answered me back in the same way. She told me to sit down; she got speaking about her

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mother being dead and about her brother, one thing and another like that. She asked me if I would dance? I told her I never danced in my life. I did not know how to dance.

Jack Dalton came up and said, "you might as well go down and dance with the young lady. After it was over she says, 'Will you see me home?' She went and danced with Dalton? Yes sir; she asked me if I would see her home. I asked her where her lady friend was? She said, she must have gone home; I don't know where she is." I said, "It is on my way, I will see you home." I went down to get my hat and coat, standing at the lavatory leading to the ball room. She asked me if I was ready to go. I said, 'yes'. I walked right home with her.

When I got to the stairs she said, "Don't leave me, I am afraid, it is dark, I opened the door. Was Dalton with you at this time? Yes sir, and the young lady asked me if I had a match? I struck a match, she took and unlocked the door, the three of us walked in the room. I stood against the mantel piece; she showed me a picture or two on the wall; whether it was her mother or brothers I am not sure; she was talking about the same thing over again, about her mother and my mother

0930

being dead I was in there five minutes. I said, "I am going home." I walked out of the door and as I walked out I heard halloving and screaming. I saw Jack run towards the yard going away. I stood in the hall, I did not run because I did not do anything. I stayed in the hall until these people came down. I said to the man himself, "Go for an officer. Then Mr. Kuntz and two other officers came then I was standing in the hallway and I was arrested. State whether or not you rapped on the window or not? I did not rap at no window or no door at all because I was in her room. Did you go in together, you and Jack? Yes sir. Did you knock on the door? No sir, she opened the door. I came out first and Jack behind me. As I walked out Jack was right behind me as I said "good night" to her. There was no rapping on the window? No sir not to my knowledge. I did not want to go back again to break open the door. When you left the room do you know how far Jack was behind you? About two feet. How far were you in the hall from the door when you heard this halloving? About four feet from the door. How far was Jack standing from this woman when you left the room. Jack was by the door, I walked out first



and Jack came <sup>out</sup> after me. I knew that he was walking out and I heard hallooing and I walked out. Where did he go do you know? He ran into the yard. Have you seen him since or know where he is? No sir I have not. Did you lay your hands on this woman at all? I did not. I did not touch her at all. She says that you struck her in the chest and knocked her on the floor? I did not strike her at all. I did not touch her. I did not say anything to her only I said, "Good night" to her when I was in her room. I heard her testimony here. Did Jack do anything? Jack had hold of her in the hallway; when I turned back and heard the hallooing I pulled him away and he ran towards the yard; she knows that I never touched her at all. I work under a marshal. I serve papers.

Cross Examined by Mr. Macdonna. You are a messenger for a Marshal? Yes sir. You lit a match in the hall when she returned from the ball and opened the door is that right? Yes sir. Did the door open hard? No sir. It opened right easy? Just opened. And then when you got in was the door locked, did she lock the door? No sir. It was not locked. Have you ever seen that before it was produced in court today (showing piece of a lock)? I saw it in Essex Market.

0932

Did she use enough force in opening that door to have bent the bolt of it like that? No sir. She just turned the Key in it and that is how that opened? Yes sir. That got bent by turning the Key in it? I do not know. The door was not locked after she opened it? No. Consequently you did not have to use any force in opening it to go out? No sir. You went out first and Jack Dalton came after you? Yes sir. That is as near as you can describe how that lock got into that condition? As far as I know. I know officer McCauley at Police Headquarters; he never arrested me. I was convicted of an assault in this Court in 1881 before Judge Cowing and I got one year. I was arrested once on a tort dispossess case. I was convicted in 1877 before Judge Gildersleeve of Burglary and got eighteen months for that. The Counsel. That is our case.

The Court. I think I will submit this case to the jury under the second <sup>and fourth</sup> counts of the indictment - assault with intent to commit rape, that would be assault in the second degree. The jury rendered a verdict of guilty of assault in the second degree. The defendant was remanded for sentence.

0933

Testimony in case  
Joshua Cooper  
filed Jan. 1891.

0934

Police Court, 3 District.City and County } ss.  
of New York,of No. 93 Clintonoccupation Dress Makingthat on the 28<sup>th</sup> day of December

York, in the County of New York,

Henrietta WolfStreet, aged 23 years,

being duly sworn, deposes and says,

1890, at the City of New

Joshua Cooper (now here)  
and another person unknown to deponent  
did assault deponent in the following  
manner to wit:

Deponent came home  
at about the hour of 3.30 A.M. on said  
date at the hour of 4 A.M. deponent  
heard some one at her door in aforesaid  
premises that said door was forced  
open and defendant and another  
person entered the rooms of deponent.  
That defendant did strike deponent  
on her head and catch hold of deponent  
and throw her on the sofa did tear  
her dress and attempt to commit a  
Rape on deponent that deponent did  
make an alarm that when deponent  
did make an alarm deponent did  
say if you make any noise I will  
kill you: That after deponent made  
an alarm Adrian Wentz came to  
the rescue of deponent and also two other  
persons witness caught hold of  
defendant and held him until Officer  
Smith arrested the defendant  
deponent therefore charges the defendant  
with Assault in violation of Section  
218 of the Penal Code and prays  
that he be held to answer

Joshua Cooper

Henrietta Wolf

Subscribed before me

this 28<sup>th</sup> day of December 1890

Police Justice

0935

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 3 DISTRICT.

Sworn to before me, this  
of *December*1887  
day

Police Justice.

*Adrian Wentzinger*  
 of No. *93* *Belmont* Street, aged *26* years,  
 occupation *Ladies Handmaiden* being duly sworn deposes and says  
 that on the *28th* day of *December* 1887

at the City of New York, in the County of New York. That he was  
 awakened by hearing an alarm that  
 he went out of his room and saw  
 Joshua Cooper come out of the yard  
 of said premises that deponent asked  
 said Cooper what he Cooper was doing  
 in deponents house when Cooper answered  
 I am a Detective. Deponent says that  
 Hirametta Wolf then said to deponent catch him  
 meaning said Cooper he has assaulted me  
 deponent says he heard the sound of doors being  
 broken or forced open upon *Bainbridge*

0936

CITY AND COUNTY  
OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

Marks Marshovitz

of No. 93 Clinton Street, aged 28 years,

occupation Sailer being duly sworn deposes and says

that on the 28<sup>th</sup> day of December 1880

at the City of New York, in the County of New York That he resides

at said premises on the same floor  
opposite the rooms occupied by Henrietta  
Wolf then deponent heard a cry of  
alarm and that when deponent went  
into the Hallway he saw Joshua Cooper  
run back into the Hallway and into the  
Yard that he saw said Cooper return  
into said Hallway and saw Adair Muntz  
catch hold of said Cooper until said Cooper  
was arrested

G. J. M. 2391

Sworn to before me this

of Dec 28<sup>th</sup>

1880

(day)

Police Justice

0937

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 3 DISTRICT.

John G Rothfus

of No. 93 Clinton Street, aged 26 years,

occupation House Keeper being duly sworn deposes and says

that on the 28 day of December 1889

at the City of New York, in the County of New York. He is the House Keeper

in said premises that about the hour of 4 A.M. on said day he heard the cry of alarm that he came down into the hallway and saw Joshua Cooper held by Adwin Wentzuring that he told said Wentzuring to hold fast to said Cooper until slepoment would call a policeman that slepoment did call an officer and cause the arrest of said Cooper

J G Rothfus

Sworn to before me, this

of December

1889

28th day

Police Justice

0938

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

*Joshua Cooper* 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. *Joshua Cooper*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *141 Broome Street 1 year*

Question. What is your business or profession?

Answer. *Work for a Marshal*

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*  
*Joshua Cooper*

Taken before me this  
day of *December* 189*0*

Police Justice



0939

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.....

*Defendant*  
guilty thereof, he be held to answer the same and he be admitted to bail in the sum of  
*Twenty* 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 *December 28* 1890 *[Signature]* Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

*McCaulley & Burroughs*  
*1879 or 80*

0940

By Dec 29<sup>th</sup> 2 PM

54  
Police Court--- 3<sup>1913</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henrietta Wolf  
93 Clinton  
Joshua Cooper

Offence Assault  
(Clinton)

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated December 28<sup>th</sup> 1890

Hogan Magistrate.

Remitt Officer.

12<sup>th</sup> Precinct.

Witnesses Adair Wintzursky

No. 93 Clinton Street

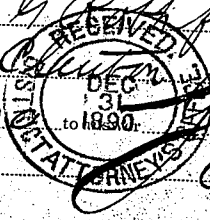
Marks Markshornitz

No. 93 Clinton Street

John G. Rothfus

No. 93 Clinton Street

\$ 20.00



93 Clinton St  
Lizzie Rothfus

0941

COURT OF GENERAL SESSIONS OF THE PEACE, OF THE CITY AND COUNTY  
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
*against*

*Jordana Cooper*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *Jordana Cooper* —  
*attempting to commit*  
of the CRIME OF RAPE, committed as follows:

The said *Jordana Cooper*, —

late of the City of New York, in the County of New York aforesaid, on the  
*twentieth* day of *December*, in the year of our Lord one thousand  
eight hundred and *ninety*, at the City and County aforesaid, with  
force and arms, in and upon a certain female not his wife, to wit: one *Henrietta*

*Wells*, then and there being, wilfully and  
feloniously did make an assault, and her the said *Henrietta Wells*,  
then and there, by force and violence to her the said *Henrietta*  
*Wells*, against her will and without her consent, did wilfully  
and feloniously ravish and carnally know, 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 *Jordana Cooper* —  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed  
as follows:

The said *Jordana Cooper*, —

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 a certain  
female not his wife, to wit: her the said *Henrietta Wells*, then  
and there being, wilfully and feloniously did make another assault, with intent her the  
said *Henrietta Wells*, against her will and without her consent, by  
force and violence, to then and there wilfully and feloniously ravish and carnally know,  
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 the dignity.

## THIRD COUNT.—

AND THE GRAND JURY AFORESAID, by this indictment, further

accuse the said *Joshua Cooper* —

*attempting to commit*  
of the CRIME OF RAPE, committed as follows:

The said *Joshua Cooper*, —

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 a certain female not his wife, to wit: her the said *Hannetta Wall*, then and there being, wilfully and feloniously did make another assault, and an act of sexual intercourse with her the said *Hannetta Wall*, —  
*attempt to*  
then and there wilfully and feloniously did commit and perpetrate, against the will of the said *Hannetta Wall*, and without her consent; 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.

## FOURTH COUNT.—

AND THE GRAND JURY AFORESAID, by this indictment, further

accuse the said *Joshua Cooper* —

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

The said *Joshua Cooper*, —

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 a certain female not his wife, to wit: her the said *Hannetta Wall*, —  
then and there being, wilfully and feloniously did make another assault, with intent, an act of sexual intercourse with her the said *Hannetta Wall*, —  
against her will and without her consent, then and there wilfully and feloniously to commit and perpetrate, 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.

*Salavary McCall*  
~~JOHN R. FELLOWS,~~

District Attorney.

0943

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Coruso, Baptisto

**DATE:**

01/06/91



3904

0944

Witnesses:

Counsel,  
Filed *6 Jan 1891*  
Pleads, *Orquell 7*

THE PEOPLE  
vs.  
*P*  
Baptists Convent  
[Section 498, 506, 528+53 24]  
*Robert Lawrence*  
Burglary in the Third degree

*Edw. J. [unclear]*  
*Delaney Nicoll*  
*JOHN R. BELL*  
District Attorney.

A True Bill.

*Franklin Carson*  
Foreman.  
*Jan 9/91*  
*Pleaded Guilty*  
*24/11 Mrs. R. [unclear]*

0945

Police Court—1st District.City and County } ss.:  
of New York }of No. 237 East 108th Street, aged 28 years,occupation Shoemaker being duly sworndeposes and says, that the premises No. 195 3rd Avenue Street, 12 Wardin the City and County aforesaid the said being a Brick & StoneBuildingand which was occupied by deponent as a Shoe Storeand in which there was at the time <sup>2</sup> human being, by namewere BURGLARIOUSLY entered by means of forcibly Opening awindow leading from an areato said premiseson the 21<sup>st</sup> day of December, 1887 in the night time, and the following property feloniously taken, stolen, and carried away, viz:Six Pairs of Shoes. Together of the  
Value of Four. dollarsthe property of deponent

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 by

Baptisto Coruso. (nowhere)for the reasons following, to wit: That at or about thehour of 7 a.m. on said date deponentdiscovered that said premises hadbeen entered as aforesaid and thesaid property taken stolen andcarried away, and that the saidCoruso admitted and confessedin deponent's presence that hedid enter said premises as aforesaid

0946

and direct them and carry  
away said property. Supremacy  
therefore prays that the said forms  
may be deemed with as the law of the

Supremacy  
this 23<sup>rd</sup> day of December 1840 } Luigi Pittelli  
H. M. Maloney  
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 188  
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.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
1 2 3 4	
Offence—BURGLARY.	
Dated	188
Magistrate.	
Officer.	
Clerk.	
Witnesses,	
No.	Street,
No.	Street,
No.	Street,
\$ to answer General Sessions.	



0947

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

*Baptisto Coruso.*

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

Question. What is your name?

Answer.

*Baptisto Coruso.*

Question. How old are you?

Answer.

*17 Years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*314. East 107<sup>th</sup> St. 6 Years*

Question. What is your business or profession?

Answer.

*Shoemaker.*

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  
his  
Baptisto Coruso  
Mand*

Taken before me this

*23*

day of *December* 189*0*

*John A. ...*

Police Justice.

0948

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 Alfred

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Twenty 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, Dec 23 1897 W. T. McLaughlin Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

BAILED,

No. 1, by...

*Residence.*

*No. 2, by*

*Residence.*

*No. 3, by*

Residence

No. 4, by

*Residence.*

Police Court,

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

ON THE COMPLAINT OF  
Louis. P. Tiller  
Baptist Church

2

3

4

Dated

**.18:**

Magistrate.

**Officer.**

Precinct.

### Witnesses

No.

Street.

No.

Street.

No.

Street

\$ 1000 to answer

Case

By *3 P. L.*

0950

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Baptisto Coruso*

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

*Baptisto Coruso*

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

The said

*Baptisto Coruso*

late of the *Twelfth* Ward of the City of New York, in the County of New York  
aforesaid, on the *21st* day of *December* in the year of our Lord one  
thousand eight hundred and *ninety*, with force and arms, in the

*night* - time of the same day, at the Ward, City and County aforesaid, the  
~~dwelling house of one~~ *a certain building, to wit:*

*the store of one Louis Petillo*

there situate, feloniously and burglariously did break into and enter, with intent to  
commit some crime therein, to wit: with intent, the goods, chattels and personal property  
of the said *Louis Petillo in the said*  
*store* ~~in the said dwelling house~~ 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.

0951

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said

*Baptisto Corneo*

of the CRIME OF *Petit* LARCENY

, committed as follows:

The said

*Baptisto Corneo*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the *night* time of said day, with force and arms,

*twelve shoes of the value of  
thirty-five cents each*

of the goods, chattels and personal property of one

*Louis Pitillo*

in the ~~dwelling house~~ <sup>store</sup> of the said

*Louis Pitillo*

*in the store*

there situate, then and there being found, ~~from the dwelling house~~ aforesaid, 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.

*DeLaney Nicoll  
District Attorney*

0952

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Cosmick, Joseph

**DATE:**

01/27/91



3904

0953

Witnesses;

Counsel,

Filed

27 day of Jan 18 91

Pleads

THE PEOPLE

vs.

Joseph Carmichael

DE LANCEY NICOL

JOHN R. PEEBOWSE

Attorneys

for the purpose

to file this

as to other defendants

District Attorney.

A True BILL

Frederick Esser

Foreman.

Jan. 28. 1891

Pleads Entry 3 ag.

J. C. Park Jr

Section 498, n. c. 28, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

0954

Police Court— District.

City and County } ss.:  
of New York,of No. 81 Dey Street, aged 21 years,  
occupation Produce and Commission being duly sworndeposes and says, that the premises No 81 Dey Street,  
in the City and County aforesaid, the said being a Four Story Brick  
Building  
and which was occupied by deponent as a Produce and Commission Store,  
and in which there was at the time <sup>no</sup> human being, by namewere BURGLARIOUSLY entered by means of forcibly Breaking a  
wooden partition, on the rear of the  
first floor of said Building, and then  
forcing and breaking in a door leading into  
deponent's place of businesson the 18 day of January 1881 in the day time, and the

following property feloniously taken, stolen, and carried away, viz:

One Military Coat, Three Woollen Ulster Coats,  
Several Mens Hats, Several pair Mens Gties, Several  
Watchets, sundry Vests, and working  
Coats, all of the amount and value  
of Forty-five dollars (\$45-<sup>00</sup>/<sub>100</sub>)the property of Deponent, and in deponent's care and custody.  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaidBURGLARY was committed and the aforesaid property taken, stolen, and carried away by  
Louis Liebenish, Frank Bush, Matthew J. Carter, Joseph Cosmick,  
George Flynn, and George Herrlein (all now here) while acting in concert  
with each other  
for the reasons following, to wit:That deponent is informed  
by Officer George J. Sheridan of the Second  
Police Precinct that on the aforesaid date  
about the hour of Two o'clock P.M. the said  
Officer was standing at the corner of Dey  
and Washington Street, when he saw the  
said defendants in company, and acting in  
concert with each other, come out of an alley



0955

Leading from Washington street to the rear of deponent's place of business.

And deponent says that he is further informed by said Officer Sheridan that he immediately crossed over, and went through said alley where the said defendants had come out of, and discovered the rear of deponent's place of business, broken into.

And deponent further says that he is further informed by said Officer Sheridan that he found on the person of the said defendant Joseph Kosmick a Hat, Vest and a Pair of Gloves, which deponent has seen and recognizes as part of said property stolen -

And deponent further says that he is further informed by said Officer Sheridan, that he found the balance of said property, packed in a Bag, in deponent's place of business.

Deponent therefore charges the defendants while acting in concert with each other, in committing a Burglary and asks that they be held and dealt with as the Law may direct Frank Heard

Sworn to before me this 19<sup>th</sup> day of January 1891

Charles W. Jernigan  
Police Justice

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Burglary

Dated

Magistrate

Witnesses:

Committed in default of \$

Bailed by

No.

Street.

0956

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged \_\_\_\_\_ years, occupation George J. Sheridan of No. Police Officer

Head Police Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Frank Heard  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of January 1889

Charles N. Tinto

Police Justice.

George J. Sheridan

0957

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

*Louis Sabenslist*

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

Question. What is your name?

Answer. *Louis Sabenslist*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *New Jersey*

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

Answer. *Camden N.J.*

Question. What is your business or profession?

Answer. *Farmer*

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**Louis I Sabenslist*

Taken before me this

day of

1891

*Charles W. Fenton*

Police Justice.

0958

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

*Frank Busch* 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. *Frank Busch*

Question. How old are you?

Answer. *16 years.*

Question. Where were you born?

Answer. *Germany*

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

Answer. *No Home*

Question. What is your business or profession?

Answer. *Low 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**Frank Busch.*

Taken before me this

day of *Dec* 1911*Charles W. Tainter*  
Police Justice.

0959

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

2 District Police Court.

*Matthew G. Carter* 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. *Matthew G. Carter*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *Q. Duane St.*

Question. What is your business or profession?

Answer. *Messenger*

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*  
*Matthew G. Carter*

Taken before me this

day of *July* 1891

*Charles W. Fennell* Police Justice.

0960

Sec. 138-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

*Joseph Casnick* 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. *Joseph Casnick*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *Canada*

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

Answer. *9 Duane St.*

Question. What is your business or profession?

Answer. *Orphan 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*  
*Joseph Casnick*

Taken before me this

day of

1891

*Charles J. Smith* Police Justice.

0961

Sec. 199-200.

CITY AND COUNTY  
OF NEW YORK, ss.

2 District Police Court.

*George Flynn* 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. *George Flynn*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *9 Duane St*

Question. What is your business or profession?

Answer. *Groceries Clerk*

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. *Am not guilty*  
*George Flynn*  
*maur*

Taken before me this

day of

*14*  
*Charles H. [illegible]*  
Police Justice

0962

Sec. 188-200.

CITY AND COUNTY  
OF NEW YORK, ss.

2 District Police Court.

*George Herlein* 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. *George Herlein*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *W. Amel*

Question. What is your business or profession?

Answer. *Farmer. Helper*

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*  
*George Herlein*

Taken before me this 17

*Charles H. Stanton*  
day of *March* 1894  
Police Justice.



0963

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 defendants

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, Each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated January 19 1891 Charles McIntire Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

0964

\$500 for 9x  
July-20-1891. 9 AM.  
CMJ

294. 107  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Frank Heard

Louis Schenck  
Frank Bush  
Malcolm S. Carter  
Joseph Casnick  
George Flynn  
George Herrlein

Burglary  
Offence

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated January 19 1891

Magistrate.

Shendans Officer.

2 Precinct.

Witnesses

No. Call the Officer Street.

& Officer John H. Lyons

No. 2nd Precinct

Bill found as against

No. Joseph Casnick

Frank Bush

Malcolm S. Carter

Louis Schenck

George Flynn

George Herrlein

Franklin Aaron

## Court of General Sessions

The People vs

vs  
Matthew G. Lester  
fors.

City &amp; County of New York Sd.

Matthew G. Lester  
being duly sworn says, that he is  
~~one of~~ the defendants above named and  
resides at 391 Garden St. Hoboken  
N.J. and is seventeen years of  
age. That on the 18<sup>th</sup> day of January  
1891 deponent was at no 293 West  
St where a fire was in progress and  
helped John F. Gillon (an insurance  
patrolman) at the pumps for which  
said Gillon gave deponent thirty  
cents. That it was about two o'clock  
on said day that deponent was  
at the said fire. and after said  
fire was out, deponent went to  
the lodging house  
and remained until arrested  
about 11 o'clock. Deponent further  
says that he first knew of the  
burglary when he was arrested and  
to never was at the premises named

0966

or ever took any part in the crime  
Sworn to before me } Matthew B. Conlin  
this 2<sup>nd</sup> day of July 1891 }

Gilbert J. Conlin.

Commissioner of Deeds

My County

0967

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Matthew J. Carter  
and five others

Charge Burglary.

As complainant in the above case, I beg to recommend the  
Matthew J. Carter  
defendant, to such leniency and clemency as the Court and District Attorney  
may see fit to show; but I expressly assert that my reasons for so doing  
are not controlled by any advantage to myself: the young man comes  
from a good family and from information  
which I have received in relation to this  
defendant (Carter) I believe him to be  
entirely innocent of this charge.

*[Signature]*  
81 Dryden  
N.Y.

0968

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Joseph Cosmick*

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

*Joseph Cosmick*

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

The said

*Joseph Cosmick*

late of the *Third* Ward of the City of New York, in the County of New York  
aforesaid, on the *Eighteenth* day of *January* in the year of our Lord one  
thousand eight hundred and *ninety-one*, with force and arms, in the

*day* — time of the same day, at the Ward, City and County aforesaid, the  
dwelling house of one *a certain building to wit:*  
*the building of one Frank Heard*

there situate, feloniously and burglariously did break into and enter, with intent to  
commit some crime therein, to wit: with intent, the goods, chattels and personal property  
of the said *Frank Heard* in the said dwelling house 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.

## SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said

*Joseph Cosmick*

of the CRIME OF

*Grand* LARCENY in the second degree, committed as follows:

The said

*Joseph Cosmick*late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the *day*—  
time of said day, with force and arms,*one coat of the value of five dollars,  
three ulsters of the value of five  
dollars each, five hats of the value of  
two dollars each, ten gloves of the  
value of fifty cents each, five hatchets  
of the value of fifty cents each, five  
vests of the value of one dollar each  
and five coats of the value of two  
dollars each*

of the goods, chattels and personal property of one

*Frank Heard**store*  
in the dwelling house of the said*Frank Heard**in the store*there situate, then and there being found, ~~from the dwelling house aforesaid~~, 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.

## THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

*Joseph Cosmick*  
 of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

*Joseph Cosmick*  
 late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid,

*the same goods, chattels and  
 personal property described in the  
 second count of this indictment*

of the goods, chattels and personal property of

*Frank Heard*  
 by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously  
 stolen, from the said

*Frank Heard*  
 unlawfully and unjustly, did feloniously receive and have; (the said

*Joseph Cosmick*  
 then and there well knowing the said goods, chattels and personal property to have been feloniously  
 stolen,) 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.

*Dehancey Nicoll*  
 JOHN R. FELLOWS,

District Attorney.



0971

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Crowley, James

**DATE:**

01/23/91



3904

0972

244

Counsel  
Filed *23* day of *June* 189*1*  
Pleads *Not guilty* vs.

VIOLATION OF EXCISE LAW  
(Selling to Minor)  
[Section 290, Penal Code, sub. 3.]

THE PEOPLE

vs.

*B*

*James Crowley*

DE LANCEY NICOLL

~~JOHN R. FELLOWS,~~

District Attorney.

A True Bill.

*Josephine Eason*  
*Foreman.*  
*June 11 1891*  
*Henry Gault*  
*June 11 1891*

Witnesses:

0973

Sec. 192.

14 District Police Court.

Underlying to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before John J. Regan a Police Justice  
of the City of New York, charging James Crowley Defendant with  
the offence of Selling liquor to minor

and he having been brought before said Justice for an examination of said charge, and it having been made  
to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and  
the hearing thereof having been adjourned.

by James Crowley Defendant of No. 449

West 43rd Street; by occupation a Barkeeper

and John Grah of No. 363 West 3rd

Street, by occupation a Brewer Surety, hereby jointly and severally undertake

that the above named James Crowley Defendant

shall personally appear before the said Justice, at the 14 District Police Court in the City of New York

during the said examination, or that we will pay to the People of the State of New York the sum of Three

Hundred Dollars.

Taken and acknowledged before me, this 13 day of January 1891 James Crowley

John Grah POLICE JUSTICE.

0974

CITY AND COUNTY } ss.  
OF NEW YORK,

*John Grah*  
Sworn to before me this  
18th day of July 1891  
John Grah Police Justice.

the within named Bail and Surety being duly sworn, says, that he is a resident and  
holder within the said County and State, and is worth Five Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,  
and that his property consists of House and lot of land

situated at No 1722, 9th Avenue  
in the City of New York of the  
value of Four Thousand Dollars

*John Grah*

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Undertaking to appear  
during the Examination.

vs.

Taken the ..... day of ..... 18

Justice.

0975

*H* District Police Court.

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

*Thomas J. Moore*  
of Number *100 East 23rd St* being duly sworn,  
deposes and says, that on the *12th* day of *January* 1891, at the  
City of New York, in the County of New York, *at liquor saloon*

*situated at 766 Eighth Avenue*  
*in said City of New York one James*  
*Crowley did then and there unlawfully*  
*and wilfully sell and deliver a quantity*  
*of malt liquid, commonly known as beer,*  
*to wit, one pint of Lager Beer, to one*  
*Andrew Walker said Andrew Walker*  
*being then and there a child actually*  
*and apparently under the age of fifteen*  
*years to wit of the age of eleven years*  
*in violation of Section 290 of the Penal*  
*Code of the State of New York,*

Wherefore the complainant prays that the said

*James Crowley*

may be ~~apprehended, arrested and~~ dealt with according to law.

Sworn to before me, this

day of

*January*

1891

*Thomas J. Moore*  
*John J. Ryan*

Police Justice.

0976

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

H. D. District Police Court.

*James C. Cradley* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is *h. w.* right to  
make a statement in relation to the charge against *h. m.*; that the statement is designed to  
enable *h. m.* if he see fit to answer the charge and explain the facts alleged against *h. m.*  
that he is at liberty to waive making a statement, and that *h. f.* waiver cannot be used  
against *h. m.* 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 and demand  
a trial by jury.*

Taken before me this

day of *January* 189*1*

Police Justice

0977

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.....

*Defendant*  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *One* 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 *January 13<sup>th</sup> 1889* *A. J. White* Police Justice.

I have admitted the above-named..... *(1st and 2nd)*  
to bail to answer by the undertaking hereto annexed.

Dated *Jan 21<sup>st</sup> 1889* *A. J. White* 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.

0978

300 Bail for Ex Jan 20  
230

BAILED.

No. 1, by

Residence 243 N 28 Street.

No. 2, by

Residence \_\_\_\_\_ Street.

No. 3, by

Residence \_\_\_\_\_ Street.

No. 4, by

Residence \_\_\_\_\_ Street.

The preceding Justice  
will hear and  
determine the within  
case in my office  
John J. Ryan  
Police Justice

Police Court---Fourth District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thomas F. Moore  
100 vs. E 23rd

James J. Crowley

2

3

4

Offence Deliberate Injury  
to a Minor

Dated January 13th 1891

John J. Ryan Magistrate.

Moore Officer.

2300 Precinct.

Witnesses Edward V. Gormley

No. 100 E 23rd Street.

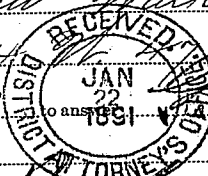
Alice Walker

No. 264 W 47th Street.

Andrew Walker

No. 264 W 47th Street.

\$ 100



Jan 20. 2:30



0979

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 Browley*

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

accuse *James Browley*  
of a MISDEMEANOR, committed as follows:

The said *James Browley*  
late of the City of New York, in the County of New York aforesaid, on the *Twelfth*  
day of *January* in the year of our Lord  
one thousand eight hundred and ninety — *one* — , at the City and County aforesaid,  
certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of  
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of  
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of  
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury  
aforesaid unknown, unlawfully did sell, and cause and procure and permit to be sold to one  
*Andrew Walker* who was then and  
there a child actually and apparently under the age of sixteen years, to wit: of the age of  
*Eleven* years, 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.

*DeRaney Nicoll*  
~~JOHN R. FELLOWS,~~

*District Attorney.*

0980

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Curnen, John

**DATE:**

01/22/91



3904

233

Witnesses:

On Mo of Nov<sup>r</sup> 27<sup>th</sup> 1891  
(the Dept. having  
Messrs. J. J. J. J. J.  
Amherst  
to. J. J. J. J. J.  
by him) J. J. J.  
Messrs. J. J. J.  
desch.

Jan 27/91  
72

Counsel,  
Filed  
Pleads  
1891

THE PEOPLE  
vs.  
B  
John Curran

INJURY TO PROPERTY.  
[Section 654, Penal Code.]

DE LANGLIS NICOLL  
JOHN R. FELLOWS,  
District Attorney.

A True Bill.

Quadrant Exam  
Jan 27/91  
Messrs. J. J. J.  
desch. see mess,  
72

0982

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK

POLICE COURT

2 DISTRICT.

*Bessie Heatherton*of No. *271 West 40* Street, being duly sworn, deposes and  
says that on the *10* day of *August* 18*80*  
at the City of New York, in the County of New York, *John Curran**and Patrick Curran* (not  
arrested) were in the house  
No 271 West 40th Street, and  
they deliberately, intentionally  
wilfully and maliciously  
destroyed a quantity of house-  
hold furniture of the value  
of about fifteen dollars, the  
property of deponent and her sister  
in law, Kate Heatherton

Sworn to before me this..... day

of *August* 18*80**D. J. Curran* *Bessie Heatherton*  
Police Justice

0983

POLICE COURT.....2.....DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of Bessie Huntington

For Malicious Mischief

John Curran

After being informed of my rights under the law, I hereby waive a trial, by Jury, on this complaint, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated Aug 16 1891

John Curran

Do scabally Police Justice.

0984

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

*John Curran* 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 *John Curran*

Question. How old are you?

Answer *25 years*

Question. Where were you born?

Answer *Ireland*

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

Answer *446 W 38 St N Y 3 months*

Question. What is your business or profession?

Answer *Piano Maker*

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*  
*John Curran*

Taken before me this

day of *August* 188*2*

*J. J. McNeill*  
Police Justice

0985

POLICE COURT 2 DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

Patricia Curran

On Complaint of

For

Bessie Weatherston  
Maudie Morrison

After being informed of my rights under the law, I hereby waive a trial, by Jury, on this complaint, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated

Aug 13 1890

Pat Curran

J. C. Reilly Police Justice.

0986

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *Patricia Curran*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *446 West 38 St N.Y. 4 Months*

Question. What is your business or profession?

Answer. *Piano Maker*

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*

*Pat Curran*

Taken before me this *13*

day of *August*

*1936*

*J. J. Murphy* Police Justice



0987

Sec. 151.

Police Court 2 District.CITY AND COUNTY }  
OF NEW YORK, } ss.*In the name of the People of the State of New York ; To the Sheriff of the County  
of New York, or to any Marshal or Policeman of the City of New York, GREETING :*Whereas, Complaint in writing, and sworn oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Bessie Heathertonof No. 271 West 40 Street, that on the 10 day of August

1888 at the City of New York, in the County of New York,

John Curran and  
Patrick Curran were in 271 West  
40th Street, and wilfully and intentionally  
and wilfully destroyed a quantity of  
household furniture of the  
value of 15 dollars, the property of  
Bessie Heatherton and her sister in law.Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to  
answer the said complaint.These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring them  
forthwith before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.Dated at the City of New York, this 11 day of August 1888Do J. C. Kelly POLICE JUSTICE.

0988

9<sup>th</sup> M 25<sup>th</sup> M Ireland Laborer of 37. Grand Avenue  
23 - - - - -  
The within named

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.

Dated 188

Police Justice.

14-3d ad  
POLICE COURT DISTRICT.  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Gerrit Heston  
vs.  
John Curran  
Patrick Curran  
Warrant General.  
Dated August 11 1880  
Daniel O'Reilly Magistrate.  
Michael Kelly Officer.  
The Defendant John Curran  
Patrick Curran  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.  
Michael Kelly Officer.  
Dated August 13 1880  
This Warrant may be executed on Sunday or at  
night.  
To Daniel O'Reilly Police Justice.

0989

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.....

*Defendant*  
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 Aug 13 1890 *D. J. [Signature]* Police Justice.

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

Dated August 13 1890 *D. J. [Signature]* 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..... 18..... Police Justice.

0990

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Not Guilty.  
Police Court---

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Desore Hechtston  
271 W. 40th St  
John Curran  
John Curran

Offence  
Molotov  
Mischief

Dated

August 16 1890

Off.

O'Reilly Magistrate.

Michael Kelly Officer.

361 West 42nd St. Precinct.

DISMISSED.

Witnesses

No.

3000  
FOREMAN.

No.

Transferred to Street.

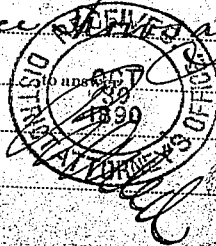
General Sessions

No.

Evidence

\$

300



New York Police Sessions  
The People

John Curran and  
Patrick Curran

By the Justice  
Smith, Hilbuth & Ford  
October 30th 1890

Mr Jos Stinson for the defendants

Bessie Skattherton, the complaining witness being duly sworn testified, & she said that on the 10th day of August last, the defendant John Curran was drunk and quarreling, he broke a Dressing Case worth \$35.00 and a clock valued at \$5.00, making forty (\$40.00) dollars in all. She was aided in this by his brother, Patrick Curran, the other defendant in this case.

The counsel for the prisoner's said he did not desire to cross examine the witness.

The Court said... The testimony shows that the amount of damage done was forty dollars. We will transfer this case to the Court of General Sessions.

0992

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

John Burnen

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

John Burnen  
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* -  
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said

John Burnen

late of the *Twenty-second* Ward of the City of New York, in the County of New York  
aforesaid, on the *— tenth —* day of *— August —* in the year  
of our Lord one thousand eight hundred and *eighty-nine* — , at the Ward, City and  
County aforesaid, with force and arms, *one dressing-case*

*of the value of thirty-five dollars*  
*and one clock*

of the value of

*five dollars*

of the goods, chattels and personal property of one *Bessie Weatherlon*  
then and there being, then and there feloniously did unlawfully and wilfully *break*

*and destroy*

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.

0993

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said  
John Curnen  
of the CRIME OF UNLAWFULLY AND WILFULLY injuring  
REAL PROPERTY OF ANOTHER, committed as follows:

The said John Curnen  
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the Ward, City and County aforesaid, with force and arms, one  
dressing case of the value of thirty-  
five dollars and one clock

of the value of five dollars  
in, and forming part and parcel of the realty of a certain building of one  
of the goods, chattels and personal property  
there situate, of the real property of the said Bessie Heatherton  
then and there being  
then and there feloniously did unlawfully and wilfully break, and the  
same goods, chattels and personal  
property did thereby injure to the amount  
of the value of thirty dollars

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.

DE LANOY NICOLL.  
**JOHN R. FELLOWS,**  
District Attorney.

0994

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Curran, John

**DATE:**

01/20/91



3904



0995

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Williams, John

**DATE:**

01/20/91



3904

165

Witnesses:

Robert L. Adams

Monroe Adams

Wm. Stephen Brown

And. McCarley

John R. Smith

John R. Smith

John R. Smith

John R. Smith

John R. Smith

John R. Smith

John R. Smith

Counsel,

Filed 20 day of June 1891

Pleads, *John R. Smith*

vs. THE PEOPLE

vs.

John Curran  
and  
John Williams

John Williams

DE LANCEY NICOLL,  
JOHN R. FELLOWS

District Attorney.

Part I.  
June 28<sup>th</sup> 91

A True Bill.

*John R. Smith*

Foreman.

*John R. Smith*  
1040 N. 1<sup>st</sup> St.  
A. 12. 44 City of New York

Burglary in the first degree,  
Stealing from a building,  
[Section 496, 506, 528, 530, 531]

0997

Police Court— 3 District.City and County { ss.:  
of New York, }Robert L. Adams  
of No. 486 St Nicholas Ave Street, aged 26 years,  
occupation Artist being duly sworndeposes and says, that the premises No First floor of aforesaid Street, 12 Ward  
in the City and County aforesaid the said being a first story brickbuilding not dwelling  
and which was occupied by deponent as a dwelling  
and in which there was at the time a human being by name Minerva AdamsWilliam H. Spence and deponent  
were BURGLARIOUSLY entered by means of forcibly opening a  
window leading from the front porch to the  
hall into the dining room and entering  
therein with intent to commit a  
felony  
on the 11th day of January 1891 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:One Overcoat One under Coat and  
Hat One pair of shoes & One hat  
all together of the value of about  
Twenty dollars (\$20.00)

the property of

deponent  
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 byJohn Curran and John Williams  
(both new here)for the reasons following, to wit: that deponent is informed  
by Minerva Adams of No 486 St  
Nicholas Avenue that she closed  
all the windows leading into said  
apartment at about 6 o'clock P.M.  
of the previous Evening, that at  
about 5-30 o'clock A.M. on the following  
morning deponent was awakened  
by a noise in said apartment

0998

and shortly thereafter saw a person who closely resembles defendant Curran (number) push open his bedroom door and look in and when defendant got out of bed he saw defendant who resembles Curran make his escape thru said window. Defendant is informed by Officer Stephen O'Brien get Arthur O'Brien that he arrested defendant Curran with said overcoat and said shoes which defendant has since seen and identifies as his property and said Officer arrested defendant Williams with said undercoat vest and hat in his possession which defendant has since seen and positively identifies as his property also an overcoat the property of a guest at said date.

Summ. before me this 11th day of Jan'y 1891 } Robert L. Adams

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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.

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	
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0999

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Minerva Adams*

aged *34* years, occupation *Housekeeper* of No.

*486 St Nicholas Ave* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

*Robert L Adams*

and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

*14*

day of

*Jan*

18*91*

*Minerva Adams*

*W. H. McCleod*

Police Justice.

1000

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Stephen O'Brien*  
aged \_\_\_\_\_ years, occupation *Police Officer* of No. \_\_\_\_\_

*Central Office* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *Robert L. Adams*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this *14* } *Stephen O'Brien*  
day of *January* 189*7* }  
*W. M. Adams*  
Police Justice.

1001

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Curran* 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*  
*John Curran*

Taken before me this  
day of

17

*John Curran*  
Police Justice

1002

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

*John Williams* 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 Williams*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *Proctor Mass*

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

Answer. *No 57 South 5th Ave 4 weeks*

Question. What is your business or profession?

Answer. *Steam fitter*

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**John Williams*

Taken before me this

*14*

day of

*June 1891*

Police Justice



1003

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

Dated Jan 14 91 18..... W. M. M. M. Police Justice.

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

Dated..... 18..... 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..... 18..... Police Justice.

1004

Robert L. Adams  
Minerva Adams  
Off. Stephen O'Brien  
" Mo Caulley  
" Philip Cohen  
" Philip Schmitt  
" Wm. Longman

BAILED

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

165 52  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Robert L. Adams  
486 - St. Nicholas Ave  
Jas. Curran  
Jas. Williams

Dated Jan'y 14 1891

Jas. Curran Magistrate.

Officer.

Precinct.

Witnesses Officer O'Brien

No. \_\_\_\_\_ Street.

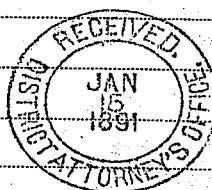
No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$15.00 to answer

Yes

Court



# 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 Furman and  
John Williams*

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

*John Furman and John Williams*  
of the CRIME OF BURGLARY IN THE *first* DEGREE, committed as follows:

The said

*John Furman and John Williams, both*

late of the *Third* Ward of the City of New York, in the County of New York  
aforesaid, on the *eleventh* day of *January*, in the year  
of our Lord one thousand eight hundred and eighty *nineteen*, with force and arms, about the  
hour of *four* o'clock in the *night* time of the same day, at the Ward,  
City and County aforesaid, the dwelling house of one *Robert S. Adams*,

there situate, feloniously and burglariously did break into and enter, there being then and there  
some human being, to wit: *the said Robert S. Adams*,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods  
chattels and personal property of the said *Robert S. Adams*,

in the said dwelling house then and there being, then and there feloniously and burglariously to  
steal, take and carry away;

*the said John Furman and  
John Williams, and each of them, being  
then and there assisted by a confederate  
actually present, to wit: each by the other,  
and also by divers other persons whose names  
are to the Grand Jury aforesaid unknown)*

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

*John Curran and John Williams*  
of the CRIME OF *Grand* LARCENY in the first degree, committed as follows:

The said *John Curran and John Williams*, both —

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,  
at the Ward, City and County aforesaid, in the *night* time of the said day, with force and arms,

*one overcoat of the value of Twenty*  
*dollars, one coat of the value of*  
*fifteen dollars, one vest of the value*  
*of five dollars, one pair of shoes*  
*of the value of five dollars, and*  
*one hat of the value of three*  
*dollars,*

of the goods, chattels and personal property of one *Robert S. Adams*, —

in the dwelling house of the said *Robert S. Adams*, —

there situate, then and there being found, from the dwelling house aforesaid, 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.

## THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

*John Curran and John Williams*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *John Curran and John Williams, both* —

late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms,

*one parcel of the value of twenty dollars, one coat of the value of fifteen dollars, one vest of the value of five dollars, one pair of shoes of the value of five dollars, and one hat of the value of three dollars,*

of the goods, chattels and personal property of one *Robert S. Adams.*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately feloniously stolen, taken and carried away from the said *Robert S. Adams.*

unlawfully and unjustly, did feloniously receive and have; the said *John Curran and John Williams*

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried 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.

DE LANCEY NICOLL,  
JOHN R. FELLOWS,  
District Attorney.

1008

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Currey, George

**DATE:**

01/27/91



3904

1009

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

White, George

**DATE:**

01/27/91



3904

10 10

Witnesses;

Counsel,

Filed 27 day of June 1891  
Pleads, *Wagdy et*

THE PEOPLE

Grand Larceny, First Degree.  
(Dwelling House.)  
[Sections 528, 530 Penal Code].

vs.

*P*

*George Curran*  
*Ans*  
*George White*  
*N.Y.*

DE LANCEY NICOLL,  
JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Franklin Edson*  
*Part 2 - Chy. 4.139/1.*  
*Foreman.*  
*Mr. 1 - Fred and Leguilla*



1011

Police Court

District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

*Sarah Atterton*  
of No. *41 Oliver* Street, aged *29* years,  
occupation *House Keeper* being duly sworn,  
deposes and says, that on the *12* day of *January* 189*7* 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 ~~night~~ *night* time, the following property, viz:

*One gold Watch of the value  
of Sixty four dollars*

the property of *George Atterton deponents Husband*

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 *George Curry (married) and George*  
*White not arrested*

Deponent says that said defendants  
came in her apartments together at  
the hour of 4 1/2 P. M. on said date  
and remained there until it became  
dark. Deponent says that an old  
lady, aged about ninety years,  
~~said~~ who resides in an adjoining  
apartment called her to light a  
kerosene lamp. That deponent went  
and done what the old lady  
requested, and immediately returned  
to her apartment and said defendant  
*Curry* was about leaving and she

*Sworn to before me this*  
*12th day*  
*1897*  
*Police Justice*

10 12

saw said White running down stairs  
that defendant went in her  
room and discovered that said  
property had been taken from  
under the pillar or a bed  
in said room - Defendant says  
that she ran down stairs and  
called after said defendants and  
they refused to stop and ran  
fast. Defendant says that previous  
to said old lady calling her the  
said White asked the time and  
she said defendant went to where  
said Watch was and informed  
her the time - Defendant says that  
said defendants were the only persons  
in said room from the time she  
saw said property until she missed  
the same. Wherefore defendant charges  
said defendants with acting in concert  
and feloniously taking the aforesaid  
property

Mrs Sarah Atwater

Brought before me this

15 day of January 1891

Wm Police Justice

10 13

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*George Currey*

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. *George Currey*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *218 Monroe Street, 7 years*

Question. What is your business or profession?

Answer. *Slipper Maker*

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*

*George Currey*

Taken before me this

day of January

1881

Police Justice.

10 14

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 George Lacey

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 Jan 15 1891

[Signature] Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_

\_\_\_\_\_  
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 \_\_\_\_\_ 18 \_\_\_\_\_

\_\_\_\_\_  
Police Justice.

10 15

Police Court---

78  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Sarah Atterton  
41 Oliver St.  
George Currey  
George White

Offence *Swearing*  
*False*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Dated

Jan 15

1891

E. Hogan

Magistrate.

Canavan & Griffin

Officer.

4 Precinct.

Witnesses

George Atterton

No.

41 Oliver St.

Street.

Maaron P. Burke  
C. P. Burke

No.

Waltham St.

Street.



No. 1

\$5.00

to answer

G. S. Currey

No. 2 Warrant issued

CM

G. S. Currey

10 16

**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 Currey*  
and  
*George White*

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

*George Currey and George White*  
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said

*George Currey and George White, both*

late of the *Fourth* Ward of the City of New York, in the County of New York  
aforesaid, on the *twelfth* day of *January* in the year of  
our Lord one thousand eight hundred and ~~eighty-ninety-one~~ *eighty-nine* in the night time of the same day,  
at the Ward, City and County aforesaid, with force and arms,

*one watch of the value of  
sixty-five dollars*

of the goods, chattels and personal property of one

*George Atherton*

in the dwelling-house of the said

*George Atherton*

there situate, then and there being found, from the dwelling-house aforesaid, 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.

*DeRancey Nicoll*  
*District Attorney*

10 17

**BOX:**

422

**FOLDER:**

3904

**DESCRIPTION:**

Curtis, John

**DATE:**

01/15/91



3904

10 18

Witnesses :

Counsel,

Filed 15 day of Jan 1891

Pleads, Not guilty

THE PEOPLE

vs.

John Curtis

DeLaney Nicoll  
JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Franklin Eason

Jan 26<sup>th</sup> Foreman.  
26/91 -  
Guilty and acquitted.

Jan 22 G.S.P.  
G.S.B.



10 19

Police Court, 1 District.

City and County of New York, ss.

of No. 1 Precinct Street, aged 32 years,  
 occupation Police Officer being duly sworn, deposes and says,  
 that on the 8th day of January 1891, at the City of New  
 York, in the County of New York, he arrested

Thomas J. Madden

Wm Curtis, John Daly and  
 Joseph Murphy, charged with  
 being suspicious persons in the  
 following manner to wit:-

Deponent and Officer Meyer of the 1st  
 Precinct Police saw the defendants on  
 South Street at hour of midnight  
 on said date loitering on said street  
 and acting in a suspicious manner.  
 Deponent arrested said defendants and  
 found in the possession of defendant  
 Curtis a Razor and a Burglar's Jumper.  
 Deponent therefor charges the defendants  
 with having violated Section 50 of the  
 Penal Code and prays that they  
 be held to answer

Thomas J. Madden

Sworn to before me  
 this 9th day of January 1891

E. H. Gann Police Justice

1020

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 36 years, occupation Police Officer of No. 1<sup>st</sup> Precinct

Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Thomas J. Madden and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

day of June 1897

Emanuel Meyer  
Police Justice.

1021

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Joseph Murphy* 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. *Joseph Murphy*

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. *23 North Street 2 years*

Question. What is your business or profession?

Answer. *Shoemaker*

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*  
*Jos Murphy*Taken before me this  
day of *January* 188*9*

Police Justice

1022

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK,

District Police Court.

*John Curtis* 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 Curtis*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *48 Concord Street Brooklyn N.Y. 4 months*

Question. What is your business or profession?

Answer. *Shoemaker*

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*  
*John Curtis*

Taken before me this

day of

1897

Police Justice

1023

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

*John Daly* 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 Daly*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *57 North Street 2 months*

Question. What is your business or profession?

Answer. *Paper Carrier*

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*  
*John Daly*

Taken before me this

day of

1891

Police Justice

1024

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.....

*Defendants*

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, *such* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *June 9<sup>th</sup>* 1891..... Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

1025

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

145  
Police Court---

42  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John J. Madden

1. John Curtis

2. John Daly

3. Joseph Murphy

4.

Offence Suspicious Person  
Vid Sec 500 Penal Code

Dated

January 9<sup>th</sup> 1899

Hofan

Magistrate.

Madden & Meyer

Officer.

Precinct.

Witnesses

Emmanuel Meyer

No.

1<sup>st</sup> Precinct

Street.

No.

Bill for damages against

John Curtis

Discharged

John Daly & Joseph Murphy

5<sup>th</sup> Precinct

PT 3.

John Daly and Joseph Murphy  
discharged by Court

1026

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 Curtis*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse

*John Curtis*

of the crime of *unlawfully possessing*  
*burglars' instruments,*  
committed as follows:

The said

*John Curtis*

late of the City of New York, in the County of New York aforesaid, on the

*eighth* day of *January* in the year of our Lord one thousand  
eight hundred and ninety *one*, at the City and County aforesaid,

*did unlawfully have in his*  
*possession in the night-time of the*  
*said day, a certain tool and implement*  
*of the kind known as, and called*



"jimmies" the same being adapted, and designed and commonly used for the commission of burglary and larceny, under circumstances evincing an intent to use and employ the same in the commission of some crime to the Grand Jury aforesaid unknown; 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.

DeRancey Nicoll,  
District Attorney.