BOX:

44

FOLDER:

517

DESCRIPTION:

Daly, William

DATE:

08/08/81

517

First appeal
Chemung Co
F.C.

82

Counsel, W.C.C

Filed 8 day of Aug 188 1

Pleads Not guilty

17 Witnesses

THE PEOPLE

vs.

William Daly
alias
J. M. Daly.

Petit

INDICTMENT—Larceny from the Person.

DANIEL C ROLLINS,
BENJ. K. PHELPS,

District Attorney.

A True Bill.

Edward Vanderwerkle

Foreman.

Aug 16. 1881.

Pleads Guilty

2 Yrs Onds

F.C.

Form 112.

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

Police Court—First District.

Gabriel Oora

of No. 57 Rose Street, being duly sworn, deposes

and says, that on the 31 day of July 18 91

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried

away from the possession of deponent, and from deponents

person

the following property, viz: Good and lawful

money consisting of one bill

of the denomination and

of the value of five Dollars,

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property

was feloniously taken, stolen, and carried away by William Daly

now present from the fact

that the prisoner snatched

said bill from deponents

hand and then ran away

Sworn to, before me, this 1st day of August 18 91

Police Justice.

his
Gabriel X Oora
mark

Police Court—First District.

CITY AND COUNTY OF NEW YORK, } ss.

William Daly ..... being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. William Daly

Question. How old are you?

Answer, 17 Years

Question. Where were you born?

Answer. New York City

Question. Where do you live?

Answer 28 Madison Street

Question. What is your occupation?

Answer. Stamp Carder

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

Answer. I am not guilty of the charge

J M Duffy

Taken before me, this 7th *day of* August 18 97

Police Justice.

BAILED:

No. 1, by.....

Residence,.....

No. 2, by.....

Residence,.....

No. 3, by.....

Residence,.....

No. 4, by.....

Residence,.....

No. 5, by.....

Residence,.....

No. 6, by.....

Residence,.....

Police Court—First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Gabriel Corra
50 Rose St.

vs.

William Daly

1.....

2.....

3.....

4.....

5.....

6.....

Affidavit—Larceny.

Dated August 1st 1881

Flammer *Magistrate.*

Donovan *Officer.*

4 *Clerk.*

Witnesses:.....

.....

.....

.....

.....

$ 500 to answer.....

at.....Sessions.....

Received at Dist. Atty's office.....

RECEIVED AUG 2 1881 DIST. ATT'Y'S OFFICE

COUNSEL FOR COMPLAINANT.

Name,.....

Address,.....

COUNSEL FOR DEFENDANT.

Name,.....

Address,.....

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That William Daly otherwise known as J. M. Daly late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the thirty first day of July in the year of our Lord one thousand eight hundred and eighty one at the Ward, City, and County aforesaid, with force and arms

One Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as a United States Treasury Note of the denomination of Five dollars and of the value of Five dollars

One Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as a Bank Note of the denomination of Five dollars and of the value of Five dollars

of the goods, chattels, and personal property of one Gabriel Borra on the person of said Gabriel Borra then and there being found, from the person of said Gabriel Borra 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.

DANIEL G ROLLINS,
BENJ. K. PHELPS, District Attorney.

BOX:

44

FOLDER:

517

DESCRIPTION:

DeMeza, Joseph H.

DATE:

08/05/81

517

Dft. has Removed
Cause in Court Thereof

32.

Filed 5 day of Aug 1851

Pleads

THE PEOPLE

vs.

Joseph H. De Meza.

(2 cases)

Obtaining Goods by False Pretences

Daniel G. Rollins

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Edward Van Kleeck

Aug 6. 1851 *Foreman*

Dismissed

3.4. S.P. F.C.

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

Third District Police Court.

William D Alsop

of No. 10 Forsyth

Street, being duly sworn, deposes and says,

that on the Second day of May 1881

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

deponent was and is now an Agent for the Prudential Insurance Company of America that on the aforesaid 2nd day of May 1881 Joseph D'Mego who was an agent for deponent did feloniously and by means of false and fraudulent pretences and representations and designedly with intent to cheat and defraud deponent obtain from deponent good and lawful money of the United States to the amount and of the value of One dollar and fifty cents

That on said day said J D Mego came to deponent and delivered to deponent a certain application for a Policy in said insurance Company purporting to be signed and made by Bernhard Lange of No 4 Eldridge Street for the insurance of his (Lange's) life to the amount of $115 50/100 Dollars that said Lange was to pay fifteen cents per week on said policy That said D'Mego was entitled to a commission of one 50/100 dollars deponent believing said representations so made by said D'Mego to be true deponent did pay to said D'Mego the aforesaid One dollar & fifty cents

Deponent is informed by Bernard Lange (another) that he resides at No 4 Eldridge Street for the past 6 years that there is no other person by his name residing in said premises that he did not make an application for the insurance

Police Court, Third District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William H. Alsop

D. H. Dewey

AFFIDAVIT.

Dated July 14 1857

Smith

Magistrate.

Officer.

Police Court—Third District.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.—Joseph H. De Meza

Question.—How old are you?

Answer.—Twenty six years

Question.—Where were you born?

Answer.— Cuba

Question.—Where do you live?

Answer.— ~~**~~ 10 Forsyth

Question.—What is your occupation?

Answer.— Clerk and accountant

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

Answer.— I do not meant to deny the charge made against me excepting that it was not meant to be fraudulent my circumstances were very embarrazing I went to this person and asked them if they wanted to be insured, he said no- he ~~was a~~. ~~if~~ I said let me take your name and if you do not want to pay I will keep up the payments for you and I did so. I was in need of money and it was suggested by others that this was a fair way of dealing with the company

J. H. DeMeza

Taken before me, this 1st day of July 1885

Police Justice.

32

Form 115.

POLICE COURT--THIRD DISTRICT.

7021

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William H. Alsop
115 Forsyth St.
Joseph Ho. DeMega

Offence False Pretense

RECEIVED
JUL 15 1881
DIST. ATTY'S OFFICE

Dated July 14 1881

Smith Magistrate,

Officer.

Clerk.

Witnesses Franklin B. Lasker
No. 10 Forsyth Street.

No. Bernard Lange Street.
7 Eldridge

No. Street.

$ 500 to answer Committed.

Received in Dist. Atty's Office,

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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

Third District Police Court.

William H Alsop

of No. 10 Forsyth

Street, being duly sworn, deposes and says,

that on the 13th day of June 1881

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

Deponent was and is now an agent and Collector of the Prudential Insurance Company of America, a duly incorporated Company under the Laws of the State of New York that on the aforesaid 13th day of June 1881 Joseph H De Mego who was an agent for deponent, did feloniously and by means of false and fraudulent pretences and representations and designedly with intent to cheat and defraud obtain of deponent good and lawful money of the United States to the amount and of the value of one dollar, That on said day said J. H. De Mego came to deponent and delivered to this deponent an application for a Policy in said Insurance Company purporting to be signed and made by Emma Matt of No 33 Allen Street, for the insurance of her life to the amount of $113.50 Dollars that said Emma was to pay a premium of ten cents per Week on said policy That said De Mego was entitled to a Commission of one dollar and deponent believing said representation to be true deponent did pay said Mego the aforesaid dollar,

Deponent is informed by Emma Matt, that she did not make or sign an application for a policy nor authorized any person to sign for her, Deponent Charges that said representation and pretences were false and fraudulent and

said J. A. De Mayo did cheat and defraud deponent as aforesaid

Sworn & before me this 14th day of July 1881

Solon B Smith Police Justice

City & County of New York } ss

Emma Mott of No 33 Allen Street City duly sworn says that she heard read the written affidavit of William A. Adsit and knows the contents thereof that the matters therein stated and referring to deponent is true to deponents own knowledge

Sworn & before me this 14th day of July 1881

her
Emma X Mott
mark

Solon B Smith

Police Justice

Police Court, Third District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
William A. Adsit

vs.

J. A. De Mayo

AFFIDAVIT.

Dated July 14 1881

Smith Magistrate.

Officer.

Third District.

WARRANT.

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

To any Constable or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for Preserving the Peace in the said City, by William H. Alsop of No. 10 Forsyth Street, that on the 13th day of June 188/, at the City of New York, in the County of New York, D. H. De Vega by means of certain false and fraudulent pretense and representation made with intent to cheat and defraud said complainant did obtain from said complainant to the amount of one dollar

WHEREFORE, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

Police

These are therefore, in the Name of the People of the State of New York, to command you, the said Constables and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, or some other Justice of the Peace for the City and County of New York, at the *Third District Police Court, in Essex Street,* in the said City, to answer the said charge, and to be dealt with according to law.

Given under my hand and seal, this 14 *day of* July 188/

Solon B. Smith *Police Justice.*

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

J. H. De Mezz

WARRANT.

Dated July 14 188 1

Smith *Magistrate.*

Cinnamé *Officer.*

The Defendant

taken, and now brought before the Magistrate to answer the within charge, pursuant to the command of this Warrant.

Dated 188

REMARKS.

Time of Arrest, July 14/1881

Native of Cuba

Age, 26

Sex, M. Forsyth St

Complexion,

Color,

Profession,

Married,

Single,

Read,

Write,

Police Court—Third District.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.—Joseph A. DeMuzo

Question.—How old are you?

Answer.—Twenty Six years

Question.—Where were you born?

Answer.—Cuba

Question.—Where do you live?

Answer.—70 Forsyth

Question.—What is your occupation?

Answer.—Clerk and accountant

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

Answer.—My answer is the same as that made on charge of the representations made on May 2d

J. A. DeMuzo

Taken before me, this 14th *day of* July 1871

Robert Divver *Police Justice.*

BAILED,

No. 1, *by* .....

Residence ..... *Street.*

No. 2, *by* .....

Residence ..... *Street.*

No. 3, *by* .....

Residence ..... *Street.*

No. 4, *by* .....

Residence ..... *Street.*

33

Form 115.

POLICE COURT--THIRD DISTRICT.

702

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William H. Alsop

10 Forsyth St.

Joseph N. Dellegal

2 .....

3 .....

4 .....

RECEIVED JUL 16 1881 DIST. ATTY'S OFFICE

Offence Solicitation

Dated July 14 1881

Smith Magistrate,

..... Officer.

..... Clerk.

Witnesses, Emma Mott

No. 33 Allen Street.

Franklin Blease Jr

No. 10 Forsyth Street.

.....

No. ..... Street.

$ 500 to answer Committed.

Received in Dist. Atty's Office,

.....

City and County
of New York. } ss.

The jurors of the
People of the State of New York in and
for the body of the City and County
of New York, upon their oath, present.

That Joseph H. DeMeza late of the
First Ward of the City of New York in
the County of New York aforesaid, on
the thirtieth day of June in the year
of our Lord one thousand eight hundred
and eighty-one, at the Ward, City and
County aforesaid, with force and arms
on the day and year last aforesaid
with intent feloniously to cheat and
defraud one William H. Alsop who
was then and there an agent for
the Prudential Insurance Company
of America a corporation duly in-
corporated, and organized under the
Laws of the State of New York for
the insurance of human lives and
carrying on business in the said City
and County of New York represented &
did then and there feloniously,
unlawfully, knowingly, and designedly,
falsely pretend and represent to
the said William H. Alsop.

That one Emma Mott had applied to him the said Joseph H. DeMega who was then and there employed as an agent by him the said William H. Alsop as such agent as aforesaid to procure an insurance in said Company upon the life of her the said Emma Mott.

That she the said Emma Mott had agreed with and authorized him the said Joseph H. DeMega to insure and to procure to be insured the life of her the said Emma Mott in the said Company for the sum of one hundred and thirteen dollars and that she the said Emma Mott had agreed with him the said Joseph H. DeMega to pay to said Company as and for the premium for such insurance the sum of Ten cents a week.

And the said William H. Alsop then and there believing the said false pretences and representations so made as aforesaid by the said Joseph H. DeMega and being deceived thereby was induced, by reason of false pretences

and representations so made as aforesaid, to deliver, and did then and there deliver to the said Joseph H. De Mega, the a certain sum of money to wit: the sum of one dollar in money and of the value of one dollar, of the proper moneys, valuable things, goods, chattels, personal property and effects of the said William H. Alsop and the said Joseph H. De Mega did then and there designedly receive and obtain the said sum of one dollar in money and of the value of one dollar of the said William H. Alsop of the proper moneys, valuable things, goods, chattels, personal property and effects of the said William H. Alsop of the false pretences and representations aforesaid, and with intent feloniously to cheat and defraud the said William H. Alsop of the same.

Whereas in truth and in fact the said Emma Mott had not then and there or ever applied to him the said Joseph H. De Mega to procure any insurance whatever in said Company upon the life of her the said Emma

Mott as he the said Joseph H.
De Mega then and there well knew: and
Whereas in truth and in fact
she the said Emma Mott had not
then and there or ever agreed with
nor authorized him the said
Joseph H. De Mega to insure or
procure to be insured the life of
her the said Emma Mott in the said
company for the sum of one hundred
and thirteen dollars or any sum
whatever as he the said Joseph H.
De Mega then and there well knew: and
Whereas in truth and in fact she
the said Emma Mott had not then
and there or ever agreed with him
the said Joseph H. De Mega to pay to
the said company as or for a
premium for such insurance or for
any purpose whatever the sum of ten
cents or any sum whatever as he the
said Joseph H. De Mega then and there
well knew.

And Whereas, in fact and in truth, the pretences and representations so made as aforesaid, by the said Joseph H. De Mezza to the said William H. Alsop was and were in all respects utterly false and untrue, to wit, on the day and year first aforesaid, at the Ward, City, and County aforesaid. and at the time of making the same

And Whereas, in fact and in truth the said Joseph H. De Mezza well knew the said pretences and representations so by him made as aforesaid to the said William H. Alsop to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said Joseph H. De Mezza by means of the false pretences and representations aforesaid, on the ~~day and year last aforesaid~~ thirteenth day of June in the year of our Lord one thousand eight hundred and eighty-one, at the Ward, City, and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said William H. Alsop the sum of one dollar in money and of the value of one dollar

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said William H. Alsop with intent feloniously to cheat and defraud him of the same, 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.

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

And aforesaid THE JURORS ~~OF THE PEOPLE OF THE STATE OF NEW YORK, in and for the body of the City and County of New York,~~ upon their Oath, ~~present~~: do farther present.

That the said Joseph H. DeMega late of the First Ward of the City of New York, in the County of New York, aforesaid, afterwards to wit: on the thirteenth day of June in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty-one, at the Ward, City and County aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud ~~one~~ the Prudential Insurance Company of America a corporation duly incorporated and organized under the laws of the State of New York did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend and represent to William H. Alsop who was then and there the agent aforesaid Company

That one Emma Mott had applied to him the said Joseph H. DeMega who was then and there employed as an agent by ~~him~~ the said William H. Alsop as such agent as aforesaid to procure an insurance in said Company upon the life of her the said Emma Mott.

That she the said Emma Mott had agreed with and authorized him the said Joseph H. DeMega to insure and to procure to be insured the life of her the said Emma Mott in the said Company for the sum of one hundred and thirteen dollars and that she the said Emma Mott had agreed with him the said Joseph H. DeMega to pay to said Company as and for the premium for such insurance the sum of Ten cents a week.

William Rollins

BENJ. K. PHELPS, District Attorney.

And the said William H. Alsop as such agent as aforesaid

then and there believing the said false pretences and representations
so made as aforesaid by the said

Joseph H. De Meza

and being deceived thereby, was induced, by reason of the false pretences and representations so made as aforesaid, to deliver, and did then and there deliver, to the said

Joseph H. De Meza. the sum of one dollar in money and of the value of one dollar —

of the proper moneys, valuable things, goods, chattels, personal property, and effects of
the said Prudential Insurance Company of America
and the said Joseph H. De Meza ——— did then
and there designedly receive and obtain the said sum of one dollar in money and of the value of one dollar.

of the said Prudential Insurance Company of America

of the proper moneys, valuable things, goods, chattels, personal property, and effects
of the said

Prudential Insurance Company of America by means

of the false pretences and representations aforesaid, and with intent feloniously to cheat
and defraud the said

Prudential Insurance Company of America

of the same.

Whereas in truth and in fact the said Emma Mott had not then and there or ever applied to him the said Joseph H. De Meza to procure any insurance whatever in said Company upon the life of her the said Emma Mott as he the said John H. De Meza then and there well knew: and

Whereas in truth and in fact she the said Emma Mott had not then and there or ever agreed with nor authorized him the said Joseph H. De Meza to insure or procure to be insured the life of her the said Emma Mott in the said Company for the sum of One hundred and thirteen dollars or any sum whatever as he the said Joseph H. De Meza then and there well knew:

And Whereas, in truth and in fact, she the said Emma Mott had not then and there or ever agreed with him the said Joseph H. De Mega to pay to the said Company as or for a premium for such insurance or for any purpose whatever the sum of ten cents or any sum whatever as he the said Joseph H. De Mega then and there well knew:

And Whereas, in fact and in truth, the pretences and representations so made as aforesaid, by the said Joseph H. De Mega to the said William H. Alsop as such agent as aforesaid was and were in all respects utterly false and untrue, to wit, on the day and year first aforesaid, and at the time of making the same, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said Joseph H. De Mega well knew the said pretences and representations so by him made as aforesaid, to the said William H. Alsop as such agent as aforesaid to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said Joseph H. De Mega by means of the false pretences and representations aforesaid, on the ~~thirteenth day of April in the year Four~~ Lord one thousand eight hundred and eighty one and ~~year last aforesaid~~, at the Ward, City, and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said Prudential Insurance Company of America the sum of one dollar in money and of the value of one dollar.

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said Prudential Insurance Company of America with intent feloniously to cheat and defraud them of the same, 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.

Daniel G. Rollins

RENAK PHELPS, District Attorney.

33.

Filed 5 day of Aug 1851

Pleads

THE PEOPLE

vs.

Joseph H. DeMega. P.

(2 cases)

Obtaining Goods by False Pretences.

Daniel J. Rollins

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Edward Hawthorne Ludlow

Foreman.

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Joseph H. De Meza

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the second day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty-one, at the Ward, City and County aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud ~~one~~ one William H. Alsop who was then and there an agent for the Prudential Insurance Company of America a corporation duly incorporated and organized under the laws of the State of New York for the insurance of lives and carrying on business in the said City and County of New York did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend and represent to the said William H. Alsop.

That one ~~Bernhard Lange~~ had applied to him the said Joseph H. De Meza who was then and there employed as an agent by him the said William H. Alsop as such agent as aforesaid to procure an insurance in said company upon the life of him the said Bernhard Lange.
That he the said Bernhard Lange had agreed with and authorized him the said Joseph H. De Meza to insure and to procure to be insured the life of him the said Bernhard Lange in the said company for the sum of one hundred and fifteen dollars and fifty cents and that he the said Bernhard Lange had agreed with him the said Joseph H. De Meza to pay to said company as and for the premium for such insurance the sum of fifteen cents a week.

And the said William H. Alsop

then and there believing the said false pretences and representations

so made as aforesaid by the said Joseph H. De Mega

and being deceived thereby, was induced, by reason of the false pretences and represen-

tations so made as aforesaid, to deliver, and did then and there deliver, to the said

Joseph H. De Mega, the sum of one dollar and fifty cents in money and of the value of one dollar and fifty cents.

of the proper moneys, valuable things, goods, chattels, personal property, and effects of

the said William H. Alsop

and the said Joseph H. De Mega did then

and there designedly receive and obtain the said sum of one dollar and fifty cents in money and of the value of one dollar and fifty cents.

of the said William H. Alsop

of the proper moneys, valuable things, goods, chattels, personal property, and effects

of the said

William H. Alsop by means

of the false pretences and representations aforesaid, and with intent feloniously to cheat

and defraud the said William H. Alsop.

of the same.

Whereas in truth and in fact the said Bernhard Lange had not then and there or ever applied to him the said Joseph H. De Mega to procure any insurance whatever in said Company upon the life of him the said Bernhard Lange as he the said Joseph H. De Mega then and there well knew: and

Whereas in truth and in fact he the said Bernhard Lange had not then and there or ever agreed with nor authorized him the said Joseph H. De Mega to insure or procure to be insured the life of him the said Bernhard Lange in the said Company for the sum of One Hundred and fifteen dollars and fifty cents or any sum whatever as he the said Joseph H. De Mega then and there well knew:

And Whereas, in truth and in fact, the said he Bernhard Lange had not then and there or ever agreed with him the said Joseph H. De Meza to pay to the said Company as or for a premium for such insurance or for any purpose whatever the sum of fifteen cents or any sum whatever as he the said Joseph H. De Meza then and there well knew:

And Whereas, in fact and in truth, the pretences and representations so made as aforesaid, by the said Joseph H. De Meza to the said William H. Alsop in all respects utterly false and untrue, to wit, on the day and year ~~last~~ aforesaid, at the Ward, City, and County aforesaid. was and were and at the time of making the same

And Whereas, in fact and in truth the said Joseph H. De Meza well knew the said pretences and representations so by him made as aforesaid to the said William H. Alsop to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said Joseph H. De Meza by means of the false pretences and representations aforesaid, on the ~~day and year last aforesaid~~ second day of May in the year of our Lord one thousand eight hundred and eighty one at the Ward, City, and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said William H. Alsop the sum of one dollar and fifty cents in money and of the value of one dollar and fifty cents

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said William H. Alsop with intent feloniously to cheat and defraud him of the same, 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.

~~BENJ. K. PHELPS, District Attorney.~~

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

And THE JURORS ~~OF THE PEOPLE OF THE STATE OF NEW YORK,~~ aforesaid
~~in and for the body of the City and County of New York, upon~~
their Oath, ~~present~~: aforesaid do further present:

That the said

Joseph H. De Meza.

late of the First Ward of the City of New York, in the County of New York, aforesaid afterwards to wit on the said second day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty one, at the Ward, City and County aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud ~~one~~ the Prudential Insurance Company of America a corporation duly incorporated and organized under the laws of the State of New York.

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend and represent to William H. Alsop who was then and there the agent aforesaid Company

That one Bernhard Lange had applied to him the said Joseph H. De Meza who was then and there employed as an agent by him the said William H. Alsop as such agent as aforesaid to procure an insurance in said Company upon the life of him the said Bernhard Lange. That he the said Bernhard Lange had agreed with and authorized him the said Joseph H. De Meza to insure and to procure to be insured the life of him the said Bernhard Lange in the said Company for the sum of one hundred and fifteen dollars and fifty cents and that he the said Bernhard Lange had agreed with him the said Joseph H. De Meza to pay to said Company as and for the premium for such insurance the sum of fifteen cents a week.

And the said William H. Alsop as such agent as aforesaid then and there believing the said false pretences and representations so made as aforesaid by the said Joseph H. De Mega and being deceived thereby, was induced, by reason of the false pretences and representations so made as aforesaid, to deliver, and did then and there deliver to the said Joseph H. De Mega, the sum of one dollar and fifty cents in money and of the value of one dollar and fifty cents.

of the proper moneys, valuable things, goods, chattels, personal property and effects of the said Prudential Insurance Company of America and the said Joseph H. De Mega did then and there designedly receive and obtain the said sum of one dollar and fifty cents in money and of the value of one dollar and fifty cents.

of the said Prudential Insurance Company of America

of the proper moneys, valuable things, goods, chattels, personal property and effects of the said

Prudential Insurance Company of America by means of the false pretences and representations aforesaid, and with intent feloniously to cheat and defraud the said

Prudential Insurance Company of America of the same.

Whereas in truth and in fact the said Bernhard Lange had not then and there or ever applied to him the said Joseph H. De Mega to procure any insurance whatever in said Company upon the life of him the said Bernhard Lange as he the said Joseph H. De Mega then and there well knew: and

Whereas in truth and in fact he the said Bernhard Lange had not then and there or ever agreed with nor authorized him the said Joseph H. De Mega to insure or procure to be insured the life of him the said Bernhard Lange in the said Company for the sum of one hundred and fifteen dollars and fifty cents or any sum whatever as he the said Joseph H. De Mega then and there well knew:

And Whereas, in truth and in fact, the said he Bernhard Lange had not then and there or ever agreed with him the said Joseph H. De Mega to pay to the said company as or for a premium for such insurance or for any purpose whatever the sum of fifteen Cents or any sum whatever as he the said Joseph H. De Mega then and there well knew:

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said Joseph H. De Mega to the said William H. Alsop as such agent as aforesaid was and were in all respects utterly false and untrue, to wit, on the day and year first aforesaid, at the Ward, City, and County aforesaid. and at the time of making the same

And Whereas, in fact and in truth the said Joseph H. De Mega well knew the said pretences and representations so by him made as aforesaid to the said William H. Alsop as such agent as aforesaid to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said Joseph H. De Mega by means of the false pretences and representations aforesaid, on the second day of May in the year of our Lord one thousand eight hundred and eighty one ~~day and year last aforesaid~~, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said Prudential Insurance Company of America the sum of one dollar and fifty Cents in money and of the value of one dollar and fifty Cents

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said Prudential Insurance Company of America with intent feloniously to cheat and defraud them of the same, 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.

Daniel G. Rollins

BENJ. K. PHELPS, District Attorney.

BOX:
44

FOLDER:
517

DESCRIPTION:
Donnelly, Peter

DATE:
08/17/81

BOX:
44

FOLDER:
517

DESCRIPTION:
Dormer, James

DATE:
08/17/81

BOX:

44

FOLDER:

517

DESCRIPTION:

Carroll, John

DATE:

08/17/81

517

Donnelly in S.P.
for Burg. in 2d.
Also - 2. for Robbery
P.O. -
Dorner - Appeals
with Chum

Penn Penalty
214. P.C. 35 Yr.

Counsel,

Filed 17 day of Aug 188 1

Pleads

THE PEOPLE

vs.

Donnelly P
Dorner P
Carroll P

BURGLARY—2d Degree, and Grand Larceny.

DANIEL C ROLLINS,
BENJ. K. PHELPS,
District Attorney.

A True Bill.

Foreman.

Verdict of Guilty should specify of which count.

Part Trs: Sept 5. 1881
Not pleads Burg 3.
No 3 tried & convicted G. L.
with a recommendation to mercy
No 3 Elmira Ref.
Part 2 Sept 7. 1881
No 2 pleads Burg 3rd

Police Office, Fourth District.

City and County of New York, } ss. Catharine O'Rourke

of No. 426. West 56th Street, being duly sworn, deposes and says, that the premises No. 768 & 10 Avenue Street, 22 Ward, in the City and County aforesaid, the said being a Tenement House the first floor ~~which~~ and was occupied by deponent as a Fancy Store.

were **BURGLARIOUSLY** entered by means of cutting out the panel of the door. Gaining from the hall and communicating with said store.

on the Night of the 19 day of July 1881

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

Two boxes of fans. of the peneuty five cents per box. One black cashmere suit of the value of Sixteen Dollars. One green cashmere suit. Two bunting suits of the value of Thirty two Dollars. Chemizes. collars. stockings and drawers of the value of Fifty Dollars.

the property of Deponent. and Mary O'Rourke.

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 Peter Donnelly. and James Donnelly. present. and John Carol. ~~not arrested~~ not arrested.

for the reasons following, to wit: That deponent was informed that defendants were seen coming from the roof of said premises 768 & 10 Avenue. with the fans and suits in their possession.

Sworn before me this 21 July 1881

Police Justice

C 20 0764

Received July 21st 1881 Police Court 2nd District

City & County
of Newfork Ss.

Frank Doyle of No
401. West 52. Street. being duly
says. that on the night of the 19.
July 1881. while lying upon the
roof of his House Asleep. he heard
a noise which ~~awoke him~~ aroused
him. and saw. Peter Donnelly and
James Domee now present. and a
man named Carol. not arrested.
coming out of the scuttle of house
768- 10 Avenue. upon the roof.
with boxes of goods. and ladies'
suits in their possession - That
deponent went into the street and
again saw defendants with said
property in their possession. That
Domee there attempted to kick de
Ponent.

Sworn to before me
this 21 July 1881.

Police Justice

Frank Boyle

Frank Boyle now present being
sworn says that he identifies John
Carroll. as the Carrol referred to
in his foregoing affidavit

Frank Boyle

Sworn before me
this 21 July 1881
Police Justice

Police Court, Fourth District.

CITY AND COUNTY OF NEW YORK } ss.

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

Question. What is your name?

Answer. James. Dorner.

Question. How old are you?

Answer. Twenty years.

Question. Where were you born?

Answer. New York.

Question. Where do you live?

Answer. 435. W. 55th St.

Question. What is your occupation?

Answer. Spinner

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

Answer. I am not guilty.

James Dorner

Taken before me this 21 *day of* July *1871.*

Police Justice.

Police Court, Fourth District.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Peter Donnelly.

Question. How old are you?

Answer. Twenty eight years.

Question. Where were you born?

Answer. In New York.

Question. Where do you live?

Answer. 555 W. 57 Street.

Question. What is your occupation?

Answer. Laborer.

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

Answer. I am not guilty.

Peter Donnelly

Taken before me this 21 *day of* July 1877

Police Justice.

Police Court, Fourth District.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Carroll.

Question. How old are you?

Answer. Nineteen years.

Question. Where were you born?

Answer. In New York City.

Question. Where do you live?

Answer. 560 W 52d Street.

Question. What is your occupation?

Answer. I work in a butter factory.

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

Answer. I am not guilty.

John Carroll

Taken before me this 17 *day of* October, 1877,

Police Justice.

BAILED :

No. 1, *by*

Residence

No. 2, *by*

Residence

No. 3, *by*

Residence

No. 4, *by*

Residence

No. 5, *by*

Residence

No. 6, *by*

Residence

Police Court—Fourth District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Catharine O'Rourke

vs.

1 Peter Donnelly
2 James Donnelly
3 John Carroll
4
5
6

Offence, Burglary 1st

RECEIVED JUL 25 1881 DISTRICT ATTORNEY'S OFFICE

Dated 21 July 188 1

W.
Magistrate.

Reilly. 22.
Officer.

Glass. 22.
Clerk.

Witnesses,

Frank Doyle.
451. W 52d St.

Mary O'Rourke
No 142 3d Floor Ea 1st Ave.

No 3 not arrested

Received in District Att'ys Office,

Tuesday May 29th 1877

arrested Peter Donnelly of
551 west - 51 Street - for Burglary
Committed on house Between
48 and 49 Streets on the west - Side
of 11th av - Owned By a man
by name of Dowling on Sunday
may 27th 1877 and took
property to the Value of 196 dollards
put - under 1000 dollards Bail to answer
By Judge Duffey in 57 Street - Court
pleaded Guilty

to Charge in General Sessions
on June the 7th 1897 and
was sent to State prison
By Judge Sutherland for
the Term of 5 Years
by God By the name of
Bonney pels - he Stabed an
Officer Before and got - 2 1/2 Years

Walter Burke

22nd precinct -

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That Peter Donnelly, James Dorner and John Carroll each

late of the twenty second Ward of the City of New York, in the County of New York, aforesaid, on the nineteenth day of July in the year of our Lord one thousand eight hundred and eighty one with force and arms, about the hour of ten o'clock in the Night time of the same day, at the Ward, City and County aforesaid, the dwelling house of Catharine O'Rourke there situate, feloniously and burglariously did break into and enter, by means of forcibly breaking open an outer door of said dwelling house the said Peter Donnelly, the said James Dorner and John Carroll

then and there intending to commit some crime therein, to wit: the goods, chattels and personal property of Catharine O'Rourke

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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, the said Peter Donnelly, James Dorner and John Carroll each

late of the Ward, City and County aforesaid,

One hundred and fifty Yards of the value of one cent each
Four skirts of the value of two dollars each
Four overskirts of the value of three dollars each
Four waists of the value of three dollars each
Ten chemises of the value of one dollar each
Twenty stockings of the value of fifty cents each
Twenty pairs of drawers of the value of one dollar each pair

of the goods, chattels, and personal property of the said Catharine O'Rourke

in the said dwelling house then and there being, 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.

DANIEL G ROLLINS,
[redacted] District Attorney.

BOX:
44
FOLDER:
517
DESCRIPTION:
Donohue, Walter
DATE:
08/05/81

BOX:
44
FOLDER:
517
DESCRIPTION:
Lawrence, John
DATE:
08/05/81

In view of the matters stated in the within letter of Complainant and of the fact that the defendants have been continuously in jail since May last. I think that upon a plea of guilty sentence may properly be Suspended.

Dan'l G. Rollins.
Dist. Atty

56

Counsel,

Filed 5 day of aug 1881

Pleads

THE PEOPLE

3d Ct
134 Calendar

vs.

Walter Donohue. P.

20th Delancey Precinct

John Lawrence. P.

BURGLARY—First Degree, and Grand Larceny.

Daniel G. Rollins
BENJ. K. PHELPS,
District Attorney.

Part Two Oct. 24. 1881

Both plead. Burg 3.

A True Bill. Sentence suspended.

Edmund Saunders Foreman.

Verdict Guilty should specify of which count.

over

New York General Sessions.

PEOPLE, ON MY COMPLAINT,

versus

Walter Donohue
John Lawrence

As complainant in the above case, I beg to recommend the 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.

These defendants had been drinking and had been buying beer of me for a number of weeks previously. I never knew anything against the defendants before the trouble in question. I do not think they are bad men, and I would feel satisfied should they be discharged.

Sworn to before me
this 10th day of August 1881
Edward N. Bonynge
Notary Public
N.Y.Co.

Friedrich Schmidt

Police Court—Second District.

City and County of New York } ss:

Frederick Schmidt

of No. 15. 10th avenue Street, being duly sworn,

deposes and says, that the premises No. 15. 10th Avenue

Street, 9th Ward, in the City and County aforesaid, the said being a frame house

and which was occupied by deponent as a lager beer saloon

were **BURGLARIOUSLY**

entered by means of forcibly breaking open the rear windows and forcibly breaking the lock of an interior door leading to the lager beer saloon

on the night of the 17th day of July 1881

at or about one o'clock a. m of the 17th instant

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

three hundred cigars. one box of Neptune chewing tobacco one dozen bottles of ginger ale. one dozen bottles of Weiss beer. all of the value of twelve dollars.

the property of the 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 Walter Donohue and John Laurence James Holland and Charles ~~Colvert~~ Heardheart (now here) for the reasons following, to wit: for the reason that at or about ten o'clock p. m on the 16th instant deponent locked and securely fastened the said premises. that when deponent passed out of said premises he saw the accused standing together near the lager beer saloon that he is informed by officer Stephenson of the Precinct Police that he had arrested the accused ~~Charles~~ Walter Donohue and John Laurence in the aforesaid premises in the act of taking and stealing the aforesaid property. that deponent discovered that the property had

does

been taken and stolen at about two o'clock a.m. Deponent informed by officer Stephenson Deponent identifies James Holland and Charles Heardheart Eckart. as the two persons whom he saw standing together near his liquor saloon when in the act of quitting the said premises.

Sworn to before me this 17th day of July 1881

Friedrich Schmidt

B. W. Bruch
Police Justice

State and County of New York } S.S.
City of New York

James Stephenson of the 9th Precinct Police being duly sworn deposes and says that he arrested Walter Donohue and John Laurence at about one o'clock a.m. of the 17th instant and subsequently James Holland and Charles Heardheart Eckart on the information of John Laurence - at or about five o'clock a.m. of the 17th instant. That deponent arrested the said Walter Donohue and John Laurence in the premises No. 15. 10th avenue in the act of taking and stealing the property herein mentioned as contained in the said premises; that the said Donohue said to deponent that if he had had a revolver he would have blown out the brains of deponent

Sworn to before me this 17th day of July 1881.

James Stephenson

B. W. Bruch
Police Justice

2nd

POLICE COURT—~~FIFTH~~ DISTRICT.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Charles Heartheart

Question. How old are you?

Answer. 14 years

Question. Where were you born?

Answer. France

Question. Where do you live?

Answer. 417. W. 16th street

Question. What is your occupation?

Answer. I work in my fathers bakery

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

Answer. I was working along 10th Avenue near Bloomfield street about twelve o'clock at night. when I was accosted by Danny Holland who said "What are you doing here?" ~~said~~ he said to Archie I once give you a drink of beer. he was with two other men. I did not know them. I recognize them as the two men charged by Walter O'Rourke and John Laurence. I went away with Danny Holland and we slept upon some planks on the 12th street Dock, I am not guilty.

Taken before me. this 17th day of July 1881

Charles Heartheart

Police Justice

2nd

POLICE COURT—~~FIFTH~~ DISTRICT.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. James Holland

Question. How old are you?

Answer. Twenty Years

Question. Where were you born?

Answer. Massachusetts

Question. Where do you live?

Answer. 43 ½, W, 16

Question. What is your occupation?

Answer. Engineman

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

Answer. I was not there ~~since~~ after light o'clock at night. I am not guilty.

James Holland

Taken before me. this 17th day of July 188[illegible]

B. D. Rich *Police Justice.*

2nd

POLICE COURT—~~FIFTH~~ DISTRICT.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Lawrence

Question. How old are you?

Answer. Twenty five

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 64 E. 11th

Question. What is your occupation?

Answer. Printer

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

Answer. I am guilty

John Lawrence

Taken before me. this 17th day of July 1871

R. W. Riely

Police Justice.

2

POLICE COURT—~~FIFTH~~ DISTRICT.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Walter Donohue

Question. How old are you?

Answer. Thirty two

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 134, 7th Avenue

Question. What is your occupation?

Answer. Painter

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

Answer. I am guilty

Walter Donohue

Taken before me this 17th day of July 188/

R. W. Ruyle *Police Justice.*

56

Police Court—Second District.

THE PEOPLE, &c.
ON THE COMPLAINT OF
Frederick Schmidt
109
15 10th ave

vs.

1 Walter Donohue
2 John Lawrence
3 James Holland
4 Charley Heardheart

OFFENCE:
BURGLARY AND LARCENY.

Dated July 17th 1881

Riley Magistrate.

Stephenson Officer.

gtk Clerk.

Witnesses:
Edward Stroyck
21. 10th avenue.
Stephenson 3
gtk 3

No 1 & 2

Committed in default of $ 1500 ea Bail.

No 3 & 4 Discharged

Bailed by

No. 1 & 2 Committed Street.

DISTRICT ATTORNEY'S OFFICE

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That Walter Donohue and John Lawrence each

late of the ninth Ward of the City of New York, in the County of New York, aforesaid, on the seventeenth day of July in the year of our Lord one thousand eight hundred and eighty-one with force and arms, about the hour of one o'clock in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of

Friedrich Schmidt

there situate, feloniously and burglariously did break into and enter, by means of forcibly breaking open an outer window aforesaid dwelling house whilst there was then and there some human being to wit, one Friedrich Schmidt within the said dwelling house they the said Walter Donohue and John Lawrence then and there intending to commit some crime therein, to wit: the goods, chattels and personal property of Friedrich Schmidt 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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of one o'clock in the night time of said day the said Walter Donohue and John Lawrence each late of the Ward, City and County aforesaid, three hundred segars of the value of three cents each. Three pounds of tobacco of the value of eighty cents each pound. Twelve bottles of ginger ale of the value of five cents each Twelve bottles of beer of the value of ten cents each

of the goods, chattels, and personal property of Friedrich Schmidt in the said dwelling house of one Friedrich Schmidt, then and there being found in 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.

Daniel G. Rollins

BENJ. K. PHELPS, District Attorney.

BOX:

44

FOLDER:

517

DESCRIPTION:

Drake, John

DATE:

08/03/81

517

29

Filed 3 day of August 1881

Pleads Not guilty (5-)

30
1976 Canal
Paulk

THE PEOPLE

vs.

P
John Drake

Felonious Assault and Battery.

Daniel G. Rollins
~~BENJ. K. PHELPS,~~

District Attorney.

A True Bill.

Geo. J. Moss

Foreman.

August 18 1881.

Tried & convicted
5. 9. 3rd Court
E.S.

To Hon. Judge Otterbury

B DAVIS,
DRUGGIST AND APOTHECARY,
466 Grand Street,
One door from Pitt, NEW YORK.

R Edwards Cannon of
No. 308 Henry St. will
not be able to be out
for at least a week or
ten days. He suffers
a good deal of pain
and has a temperature
3 degrees above normal
His condition is such that it would
be injurious & not dangerous for

Sun k to. on his. feet at
all

Troy Keefe Ly

Dr. Strickland
302 E. Bway.

Police Department of the City of New York.

Precinct No. Tombs Court

New York, July 13th 1881

Officer Harper 14th Pct

Sir

Judge Otterbourg Wants You to Report the condition of Edward Cairns on the 14th inst.

Respt

Thomas Hayes
Sergt 1st Court

Signed

Form 10

POLICE COURT–FIRST DISTRICT.

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

I, Thomas J Harper

of No. 14 Pequick Street,

being duly sworn, deposes and says,

that on the 20th day of June 188/, at the City of New York,

in the County of New York.

he arrested John Drake now here charged with having wilfully and feloniously cut and stabbed one Edward Cains several times upon the abdomen and other parts of his Cains body and inflicting injuries of so serious a character as to disable said Cains from appearing in Court to make Complaint that said Cains in the presence of deponent identified the prisoner as the person who inflicted the injuries Wherefore deponent asks that said Drake may be dealt with as the law directs

Thomas J Harper

Sworn to, this 20 day of June 188

before me.

Police Justice.

Form 10.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Harper

vs

John Drake

AFFIDAVIT—Assault & Battery & Threats

Dated June 21 188

Otterbourg Justice

Harper Officer

14

24.

Form

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

POLICE COURT—FIRST DISTRICT.

Edward Cairns

of No. 308 Henry Street, being duly sworn, deposes and says,

that on the 18th day of June 1887

at the City of New York, in the County of New York, he was violently and feloniously assaulted and

beaten by John Drake

now present.

who cut & stabbed deponent
inflicting several wounds by
the Effects of which said wounds
deponent has been confined to his
bed and unable to appear in
Court until to day

Sworn to, before me this 16th day of June 1887

Police Justice.

Deponent believes that said injury, as above set forth, was inflicted by said John Drake.

with the felonious intent to take the life of deponent, or to do h im bodily harm, and without any justification on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be ~~apprehended~~ and dealt with according to law.

X Edward Cairns

Police Court—First District.

CITY AND COUNTY OF NEW YORK, } ss.:

John Drake being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to h[illegible] states as follows, viz:

Question. What is your name?

Answer. John Drake

Question. How old are you?

Answer. 30 years.

Question. Where were you born?

Answer. Ireland.

Question. Where do you live?

Answer. 197 Canal St.

Question. What is your occupation?

Answer. Painter of furniture

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

Answer. I am not guilty of the charge of Felonious Assault & Battery

John Drake

Taken before me, this 16 *day of* May 1879

Thomas Ellwood

POLICE JUSTICE.

BAILED:

No. 1, by.....

Residence,.....

No. 2, by.....

Residence,.....

No. 3, by.....

Residence,.....

No. 4, by.....

Residence,.....

No. 5, by.....

Residence,.....

No. 6, by.....

Residence,.....

29 714

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edward Cairns
308 Henry St.

vs.

1 John Drake

2 .....

3 .....

4 .....

5 .....

6 .....

AFFIDAVIT—Felonious Assault & Battery

RECEIVED
JUL 16 1871
DIST. ATTORNEY

Dated 16 1871

Accusing Magistrate.

Danson Officer.

1st Ward Police.

Witnesses, Bernard Bolger
138 Chatham St

~~Francis McKenna~~
138 Chatham

James Brady
138 Chatham

$ 1000. to answer

at General Sessions Assn.

Received at Dist. Atty's Office,

on the 18th
day Monday July 17 at 9 A.M.

COUNSEL FOR COMPLAINANT.

Name,.....

Address,.....

COUNSEL FOR DEFENDANT.

Name,.....

Address,.....

District Attorney's Office,
City & County of
New York.

July 18th 1881.

I was called to visit Edward
Cairns of 30 & Henry St. and
found him suffering from
irritative fever caused by seven
or Eight Stab wounds. His
temperature was on my first
two visits, the 20th & 23d of
June 1881 102° He was
suffering severe pain. My third
visit was on the 30th of June,
his temperature 101°. He was
still suffering from pain. I
found his Vest saturated with
blood. As his wounds had been
properly attended to at St Vincent
Hospital I did not interfere
with them in any way.

Respy
H. B. Strickland M.D.

B. DAVIS,
Druggist and Apothecary,
466 GRAND STREET,
One door from Pitt, **NEW YORK.**

℞ To the Hon. Judge
Flammer!—
Edward Cairns
of No 308 Henry St. is
much to sick to appear
in Court to morrow
Resp'ly
June 20th 1881 Wm. Strickland

4

The People
vs.
John Drake

Court of General Sessions. Part First.
Before Recorder Smyth. Aug. 18. 1851.
Indictment for felonious assault and battery.

Edward Cairns, sworn and examined
testified. I live 308 Henry St. I was introduced
to the prisoner the Saturday night before the
cutting; the cutting took place on the 18th of
June; it took place corner of Canal st. and the
Bowery about a quarter past ten o'clock at night
I had a friend with me who works in the
shop, Mr Bolger. I was walking along the street
with my friend; I had passed the prisoner
half a block; he was talking to a young man
the prisoner used to work in the shop that
I do but not while I was there. I had passed
him about forty feet when he called after me
I came back and spoke to him and bad him
"good evening." We had some conversation;
he had a grievance against parties that
works in the shop with me, the foreman
and a couple more; he was telling me
what a smart painter he was; he called
the foreman and the men who worked in
the shop "suckers." I told him I spoke of men
as I found them. I heard he was a smart
painter. "I will back you for ten dollars,"
I said, but he said he did not want any
of Horace Warrington's money, my employer
to back him. I was talking pleasantly to

him, I asked him to have some beer. He said: "No"; one word borrowed another. He asked me about a man named McKenna who worked in the shop; he said he had whipped him twice. I told him I doubted that; we had words; he asked me up the street; he wanted to go and get money & back himself; we were to make a match at painting. When we got to the corner of Canal st. and the Bowery I was one step ahead of him, and as I stepped down to the curb I got struck in the back. Turned round and struck back several times; both of us had blows; with that we separated. It only lasted about two minutes, and when I got struck in the breast I fell. I got up and walked probably half a block. I did not know what was the matter with me, I got sleepy and week. It was the prisoner who struck me in the back. I thought it was his fist, I did not see any knife. I got struck in the back twice. I was struck eight times altogether. I was struck on the right and left breast, twice on the head, once under the arm, and once in the hand. I can show you the stabs; the doctor's certificate is here. They were cuts made with something that I did not see. I was going away from the prisoner when the

two cuts were made in the back. When I received the eight cuts I fell insensible in the street; they carried me into a saloon and took off my coat and vest; parties who saw me lying in the street carried me into the saloon. I dont know what became of the prisoner. I was taken to St Vincents Hospital. I stayed in the Hospital until the following Monday; the cutting occured on Saturday; the surgeon gave me morphine, I could not sleep, I told him I will get proper care home. I went home. I was confined to the house seven weeks. [The witness showed his vest with the holes in it and also his hat to the Court and jury.] Cross Examined. I was in the prisoners company about three minutes the Saturday night previous. I was introduced to him. Mr. Bolger and a young man named Brady were present at the time of the difficulty and Mr. McKenna came there as it occurred. I drank about four glasses of beer that evening. I was in two saloons. It is not a fact that I tried to get into a quarrel with the prisoner that evening, but directly the reverse. I did not say to Mr. Bolger that night that I would be able to lick him. I asked the prisoner into the Sheridan House to have a drink. I did not invite him in there for the purpose of having a quarrel with him. I never had a disagreement with him. I was only in the mans company for two or three

minutes. I did not ask McKenna to assist me to "lick" the prisoner. Bernard Bolger, sworn and examined testified. I saw this cutting. Mr. Cairns and I were going along Canal St. towards Broadway and we heard a voice calling after us. We turned round and saw the prisoner Drake. I bid him good evening; they got into conversation, and in a few moments I heard them talking about betting. What the nature of the bet was I could not say, for I always fall back when I hear anything about bets, and a few minutes after I heard the prisoner say that he did not want any of his money or money from any one who worked for Horace Farrington, saying "God damned money." We walked up a little on the sidewalk, I was a few feet behind them I did not take notice of the conversation afterward, and when we got up pretty near the corner of Bowery and Canal St. Mr. McKenna came upon the scene. With that the prisoner struck Mr. Cairns a blow in the back. Mr. Cairns retaliated; seven or eight passes or blows went between them and the policeman came upon the scene and that ended the conflict. I thought the blows that the prisoner gave were with the hand. I did not see any instrument; it was ten o'clock at night and I could not see; I did not see

Cairns again until the Monday evening following. I [redacted]me right away. When I saw the complainant he was in a very bad state; he had seven or eight wounds on the body; the Cairns turned round to address the Mckenna and when he did to the prisoner struck him in the back. Cross Examined I live in 302 Henry St and Mr Cairns lives in 308. I have known Cairns five or six years, I have known the prisoner longer. I lived in the same house with him I think it was about twelve months. I have had no conversation with him at all in regard to this case. I even refused to speak upon the question until I came here. I have asked Mr Cairns when the trial would take place and what would likely be the result, but that is all; he has not offered me any money to testify in this case. I was not under the influence of liquor on the evening of the cutting. I fancy Drake was under the influence of liquor. I did not see him drink any, but from his appearance and the tones of his voice and his insolent manner I should think he had been drinking. Mr Cairns did not ask me for five dollars that evening for the purpose of fighting the prisoner. I will positively swear to it. I will tell you what he did ask me if it is allowable. He turned around to me and he says, "Have you got any money?

says, "yes, I have got a five dollars note; if you wish to have it, you can have it." They were talking upon betting about work as far as I could hear it. Mr. Drake made some allusion about what he could do at this business and Mr. Cairns said that he would back him. He said he did not want any of his God damned money or the money of any one who worked for Horace Farrington. The prisoner did not ask me to take Mr. Cairns home on account of his being under the influence of liquor, I am positive he did not. Thomas S. Harper, sworn. I arrested the prisoner about 3/2 o'clock Monday night, two days after the occurrence corner of Mulberry and Canal sts. I saw the complainant after the assault, that same night about half past ten in the station house; he was pretty badly cut; the intestine was hanging out of his back about so long (an inch) How many wounds were on his person? I did not count them; he was cut all over. There were seven or eight wounds two on his back and two or three on his breast; he was cut on the head in one or two places. Cross Examined. I was looking at him when the doctor was examining the wounds.

Mr. Bell. I will read the Doctor's certificate:
"August 18. 1881. I was called to visit Edward Cairns of 308 Henry St: and found him suffering from irritative fever caused by seven or eight stab wounds. His temperature was on my first two visits, the 20th and 23d of June 1881 102°. He was suffering severe pain. My third visit was on the 30th of June, his temperature 101°. He was still suffering from pain. I found his clothes saturated with blood. As his wounds had been properly attended to at St Vincents hospital I did not interfere with them in any way. Respectfully
F. B. Strickland, M.D."
Thomas Harper recalled. I could not tell the name of the doctor who was at the station house there was one in there at the time and one came from St. Vincents hospital in an ambulance. When was he taken to the hospital? That night. That same night? Yes sir. Can you find the doctor who examined him first at the Station house? I could not say whether I could or not. The ambulance doctor dressed the wound.
The case on the people closed with the privelege of calling the doctor if he arrived in time before the case closed.

John Drake, sworn and examined in his own behalf, testified. I lived at 197 Canal St. when I was arrested. On the 19th of June I went out for a walk, I met a young man by the name of James Brady; we went around and had a few drinks together and going through Canal St. I saw Cairns and his friend Bolger; they passed us by at the time. I knew Cairns for over a year back, but I was not acquainted with him until a week previous. I hallooed to him and said, "Hallo Ed"; we shook hands and he commenced talking about parties that were in the shop with him, Farrington's in Chatham St. I told him they were no friends of mine, especially McKenna. With that Cairns got mad and said that anybody who would say anything against McKenna would say it against him, that he could "lick" me, and called me a son of a b—h, at the same time he asked his friend Mr. Bolger for five or ten dollars to put up to fight me. James Brady was the friend who was with me. I told him I did not want to fight; he said I would have to fight. I turned round to go off towards the Bowery he caught hold of me by the arm and told me I would have to fight before I left him. I advised with him; with that he called me

all sorts of names, and used the most abusive language he could think of. I advised him to keep quiet, that both of us would get arested. He said he did not care, he wanted to fight. We got opposite the Sheridan house in Canal St; he said, "Come here you, son of a b—h and I will show you what I can do with you;" he hallooed and he collected a crowd. I went towards the Bowery and he came after me again. At this point McKenna came over and he (Cairns) said, "Frank, wont you stick to me." He made some remark, I could not hear it, I think he said, "Son of a b—h. I turned to his friend Bolger to take him home, and he struck me twice; he assaulted me twice before I struck back. I was just in the act of leaving at the time when I told Bolger to take his friend home, but when Cairns saw me he wheeled around and assaulted me. I thought McKenna was going to help me. Did you consider your life in danger? Yes sir I did, I thought both of them were going to lick me, I thought I would protect myself. I did not think Mr Bolger was going to attack me, but I thought it strange when he did not make me any answer. I deny making the first attack upon Cairns. There was a lady picked up my hat.

There was a policeman came at the time. If Cairns wanted me arrested then he could have done so. This occured Saturday the 19th of June and I was not arested until Monday evening the 21st of June. Cross Examined. Cross Examined. I do not believe that I stabbed Cairns in the back, I do not know that he had any stab wounds in the back. How many times do you think you cut at him? I struck out probably four or five times. I could not swear I struck him in the back. I was not particular where I struck him for I was defending myself. I had only a slight scratch; my hat was knocked off, I was not cut. I was not shot at by anybody. This occured in the open street. I could not have got away because Cairns caught me by the collar of the coat before he struck me. When he struck me first I broke from him; he knocked off my hat, I had the knife in my hand. I was not cutting my nails or sharpening a pencil with it, but I had a cigar in my pocket. Q Cutting the end of the cigar? Yes, very likely something to that effect; I took it out anyhow, it was a small pen knife. That was the only purpose I had in having the knife in my hand. McKenna did not do anything to me; it did not last over a minute or two.

James T. Brady, sworn and examined. Where do you live? No 107 Mott St. Do you know the prisoner? Yes sir. Do you know the complainant Mr. Cairns? Yes sir. Were you present on the evening of this quarrel? Yes sir. As far as my knowledge extends I met the prisoner going down Canal St. I passed him by and he hallooed to me to come back, and he asked me where I was going? I told him no place particular. He says, "Take a walk." I says, "All right." So we walked a little ways and we went into a lager beer saloon. We had two drinks there; we walked up Canal St and walked up as far as between Mott and Elizabeth Sts. Mr. Cairns and Mr. Bolger was going down, I says to the prisoner, "There goes Mr. Cairns." With that he turned round to call Mr. Cairns. Mr. Cairns came back and they had some words. They quarreled first about Mr. McKenna and then about workmanship. Mr. Drake said he could beat any man in the business of painting and Mr. Cairns said he could not. There was a bet of five dollars made, and Mr. Cairns wanted to go to the Sheridan house to decide it. Mr. Drake would not go in. I said to Cairns, "there is no use you trying to force the man in, he wont go in, come, let us go on." With that Mr Cairns came

ng.

out. We walked up a few steps together when Mr McKenna came along and McKenna caught hold of Mr. Cairns' and was talking to him. I told Mr. McKenna not to raise a disturbance if he could help it. So while McKenna and I were walking along the quarrel was going on in the back. I happened to turn round; we thought there was something the matter. Mr Cairns and Mr. Drake both were quarreling. There were a couple of blows struck and Mr. Cairns fell. McKenna ran over and picked him up. The policeman ran up and caught Mr. Drake and Mr. Cairns was going away then. The policeman had Drake, he did not know what was the matter, he thought it was simply a quarrel, and he let him go. as he did not see anybody there to make a complaint. Mr. Bolger gave him his hat and went on about his business. That is all I know about it. Mr. McKenna had nothing to do with the quarrel; he was with me at the time. Cross Examined. The complainant did not ask Bolger to lend him five dollars to give him an opportunity to "lick" him. I remember five dollars was loaned to decide who was the best workman. I did not see who struck the first blow; my back was turned. The prisoner was convicted of an assault with a dangerous weapon with intent to do bodily harm. Five years in the State prison

Spencer Swain, foreman of Weyand Bros. 202 Canal St. testified that the prisoner was in their employ about six months and that he was a good workman and not quarelsome.

The jury rendered a verdict of guilty of an assault with a dangerous weapon with intent to do bodily harm.
He was sent to the State prison for five years at hard labor.

Testimony in the case
of
John Drake
30 folios filed Aug.
1881.

ont. He walked up a few steps together when the
McKenna came along and all McKenna caught
[illegible]

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath present:*

That John Drake late of the City of New York, in the County of New York, aforesaid, on the eighteenth day of June in the year of our Lord one thousand eight hundred and one with force and arms, at the City and County aforesaid, in and upon the body of Edward Cairns in the peace of the said people then and there being, feloniously did make an assault and him the said Edward Cairns with a certain instrument and weapon, a description of which is to the jurors aforesaid unknown and cannot now be given, which the said John Drake in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound with intent him the said Edward Cairns then and there, feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said John Drake with force and arms, in and upon the body of the said Edward Cairns then and there being, wilfully and feloniously did make an assault and him the said Edward Cairns with a certain instrument and weapon, a description of which is to the jurors aforesaid unknown and cannot now be given, which the said John Drake in his right hand, then and there had and held, the same being then and there a sharp, dangerous weapon, wilfully and feloniously, and without justifiable and excusable cause, did then and there beat, strike, stab, cut, and wound, with intent to then and there wilfully and feloniously do bodily harm unto him the said Edward Cairns 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said John Drake with force and arms, in and upon the body of Edward Cairns in the peace of the said people then and there being, feloniously, did make another assault and him the said Edward Cairns with a certain instrument and weapon, a description of which is to the jurors aforesaid unknown and cannot now be given, which the said John Drake in his right hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,

and wound, the same being such means and force as was likely to produce the death of him the said Edward Cairns with intent him the said Edward Cairns then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said John Drake with force and arms, in and upon the body of the said Edward Cairns then and there being, wilfully and feloniously did make another assault and him the said Edward Cairns with a certain instrument and weapon, a description of which is to the jurors unknown and cannot now be given. which the said John Drake in his right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim him the said Edward Cairns 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.

Daniel G. Rollins

BENJ. K. PHELPS, District Attorney.

29

Filed 3 day of August 1871

Pleads Not guilty (5)

THE PEOPLE
vs.
John Drake

30 Canal
197 Pearl

Felonious Assault and Battery.

Daniel G. Rollins
BENJ. K. PHELPS,
District Attorney.

A True Bill.

C. S. Mons
Foreman.

Accused 1871.

Convicted

B. [illegible]

BOX:

44

FOLDER:

517

DESCRIPTION:

Driscoll, Daniel

DATE:

08/10/81

517

116
Wal

Filed 10 day of aug 1881

Pleads Guilty (C)

THE PEOPLE

vs.

I

Daniel Driscoll
alias
Daniel Dunn
(2 Cases)

ASSAULT AND BATTERY.

DANIEL C ROLLINS,
DANIEL E. PHELPS,

District Attorney.

A True Bill.

Edward Van Voorhees

Foreman.

Dec 25/81
Found guilty and indict.
under the name of
Daniel Dunn

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

Office of CITY PRISON,

Corner of Franklin and Centre Streets,

JAMES FINN,
WARDEN.

New York, Aug 11 1881

Hon D. J. Rollins
Dist Atty

Dr Sir

There is in this Institution a Prisoner named Daniel Dunn Committed July 28th by Justice Mitchell Charged with attempting to rescue a Prisoner, And a Second Charge of Assault against him under the name of D and Driscoll.

Some Eighteen Months ago he attempted to Escape from here Again I am anxious to get rid of him, and would feel obliged should you dispose of his Case as speedily as possible

John Keely

James Finn
Warden

100 South St.
July 19th 1901

I Certify that John Lennon
of 18 Oak St. is suffering
from severe contusions
of the body. & general
shock to the system
he is unable to
leave his room

John E Woodland M.D

Form 11.

1430

Police Court, Halls of Justice.

THE PEOPLE, &c.

ON THE COMPLAINT OF

John Lemoc
18 Oak St.

Owl Drug Co

AFFIDAVIT—A. & B.

Sued & found Aug 6/81

Dated July 21 188 1

Albertson Justice.

Jordan Officer.

Witness James H Jordan
Cor Phelps

Cpw

$ 500 to Ans. FOR Sess.

Bailed by

No. 11th Court Bail

ATTORNEY

Form 11.

Police Court—First District, Halls of Justice.

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

I, John Lennon

of No 18 Oak Street,

being duly sworn, deposes and says, that

on Monday the 18th day of July

in the year 188 1, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by Daniel Driscoll

now here, who struck deponent

and deponent was by him

thrown to the ground

and deponent was kicked

by him while prostrate

without any justification on the part of the said assailant

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

John J. Lennon

Sworn to before me, this 21

day of July 188 1

Police Justice.

Form 11.

1430

Police Court, Halls of Justice.

THE PEOPLE, &c.

ON THE COMPLAINT OF

John Lemoe
18 Oak st

Dan Driscoll

AFFIDAVIT—A. & B.

and found Aug 6/11

Dated July 21 188 1

Otterbourg Justice.

Jordan Officer.

4 feb

Witness

James W Jordan
Ida Thomas

Cpw

$ 1000 to Ans. FOR Sess.

Bailed by

No. 11a County Jail

ATTORNEY'S

Form 10

POLICE COURT-FIRST DISTRICT.

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

James W. Jordan

of ~~No.~~ 4th " Precinct Police ~~Street,~~

being duly sworn, deposes and says,

that on the 18th day of July 188/, at the City of New York,

in the County of New York. he arrested Daniel Driscoll

(now here) upon Complaint made by

John Leeson of 18 Oak Street, that

on said day at about 10.15 P.M.

while in Baxter Street he was violently

assaulted and beaten by said Daniel

that he is now suffering from injuries

received at the hands of said Daniel

who struck him said ~~Leeson~~ about

his head and body and kicked his body

with his said Daniel's feet that in the

presence of deponent said ~~Leeson~~ identified

said Daniel as the person who so assaulted

and beat him said ~~Leeson~~ Deponent

~~Sworn to, this~~ day of 188

before me.

~~Police Justice.~~

Form 10.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James W Jordan
on complaint
of John Lennon

vs

Daniel Driscoll

AFFIDAVIT—

Dated July 19 188/

Atty *Justice*

Jordan *Officer*

#4

Bailed for Exam'n.
Patrick F. Sullivan
175 Washington St
Michael Murphy
151 Lewis St

Pers'd & Bailed Jan 23

Personally came before me this 19th day of July 1881 Daniel Driscoll and made oath that the foregoing complaint by him subscribed is true to the best of his knowledge information and belief.

Patrick Sullivan

Sworn to before me this 19th day of July 1881

Patrick Sullivan

CITY AND COUNTY OF NEW YORK, } ss.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon their Oath, present:

That Daniel Driscoll otherwise known as Daniel Dunn

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the eighteenth day of July in the year of our Lord one thousand eight hundred and eighty one at the Ward, City and County aforesaid, in and upon the body of John J. Lennon in the peace of the said people then and there being, with force and arms, unlawfully did make an assault and him the said John J. Lennon did then and there unlawfully beat, wound and ill-treat, to the great damage of the said John J. Lennon and against the peace of the People of the State of New York, and their dignity.

DANIEL G ROLLINS,
BENJ. K. PHELPS, District Attorney.

BOX:

44

FOLDER:

517

DESCRIPTION:

Dugan, William

DATE:

08/09/81

517

BOX:
44
FOLDER:
517
DESCRIPTION:
McGough, Arthur
DATE:
08/09/81

96

N C

Filed 9 day of Aug 188 1

Pleads Not guilty (1)

THE PEOPLE

(2 cases)

vs.

21 | 32 | 15

William Dugan P.

Arthur McCullough P.

Daniel J. Rollins D

32 | 24 | 31

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Edward Van Voorhis

Foreman

Aug 16. 1881

Bail to Answer

Sen 1 year each

& fine $100 ea

1 day

Form 11.

Police Court--Second District.

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

John Von der Osten

of No. 126 West 19th Street

being duly sworn, deposes and says,

that on the about 9th day of May

in the year 188 1, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by William Dugan
& one Arthur McGough. Who struck deponents
several blows on the head with Glass bottles
then and there held in the hands of said
Dugan and McGough. Cutting deponents
head

without any justification on the part of the said assailant :

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

John von der Osten.

Sworn to before me, this

day of

188

Police Justice.

96

136

Form 11.

Police Court—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Van Vlec Osten
126 West 19th St

vs.

William Dugan
Arthur McGough

AFFIDAVIT A. & B.

Dated July 27 188/

B, JUSTICE.

Mary OFFICER.
29

RECEIVED
JUL 27 1881
DISTRICT ATTORNEY'S OFFICE

WITNESS:

Fay 29 apt

Too Dany Gs.

C

Form 11.

Police Court--Second District.

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

Matthew Foley

of No. 136 W 19th Street

being duly sworn, deposes and says,

that on the 24 day of July

in the year 1881, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by Arthur McGough & William Dugan (now here) said Dugan struck deponent with some hard substance cutting his head and Knocking deponent down and while down said McGough kicked deponent several times about the body

without any justification on the part of the said assailant :

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

matthew Foley

Sworn to before me, this 25 day of July 1881

Police Justice.

111

136

Form 11.

Police Court—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mathew Foley
136 West 19th St

vs.

Arthur McGough

William Duggan

AFFIDAVIT A. & B.

Dated July 25 188 1

B

JUSTICE.

Fay 29

OFFICER.

RECEIVED
JUL 27 1881
ATTORNEY'S OFFICE

WITNESS:

Fay 29 st,

Too busy Gl.

C

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That Arthur McGaugh and William Dugan each late of the City of New York, in the County of New York, aforesaid, on the twenty fourth day of July in the year of our Lord one thousand eight hundred and eighty one with force and arms, at the City and County aforesaid, in and upon the body of Matthew Foley in the peace of the said people then and there being, feloniously did make an assault and him the said Matthew Foley with a certain instrument and weapon, a description of which is to the jurors aforesaid unknown and cannot now be given, which the said Arthur McGaugh and William Dugan in their right hands then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound with intent him the said Matthew Foley then and there, feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Arthur McGaugh and William Dugan each with force and arms, in and upon the body of the said Matthew Foley then and there being, wilfully and feloniously did make an assault and him the said Matthew Foley with a certain instrument and weapon, a description of which is to the jurors aforesaid unknown and cannot now be given, which the said Arthur McGaugh and William Dugan in their right hands then and there had and held, the same being then and there a sharp, dangerous weapon, wilfully and feloniously, and without justifiable ~~and~~ or excusable cause, did then and there beat, strike, stab, cut, and wound, with intent to then and there wilfully and feloniously do bodily harm unto him the said Matthew Foley 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Arthur McGaugh and William Dugan each with force and arms, in and upon the body of Matthew Foley in the peace of the said people then and there being, feloniously, did make another assault and him the said Matthew Foley with a certain instrument and weapon, a description of which is to the jurors aforesaid unknown and cannot now be given, which the said Arthur McGaugh and William Dugan in their right hands then and there had and held, wilfully and feloniously did beat, strike, stab, cut,

and wound, the same being such means and force as was likely to produce the death of him the said Matthew Foley with intent him the said Matthew Foley then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Arthur McKough and William Dugan each with force and arms, in and upon the body of the said Matthew Foley then and there being, wilfully and feloniously, did make another assault and him the said Matthew Foley with a certain instrument and weapon, a description of which is to the jurors unknown and cannot now be given, which the said Arthur McKough and William Dugan in their right hands then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim him the said Matthew Foley 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.

Daniel S. Rollins

BENJ. K. PHELPS, District Attorney.

THE PEOPLE

vs.

Arthur McKough and William Dugan (each case)

Felonious Assault and Battery.

BENJ. K. PHELPS,
Daniel S. Rollins,
District Attorney.

A True Bill.

Foreman.

Filed 9 day of Aug 18 /
Pleads Not guilty (no)

CITY AND COUNTY OF NEW YORK, } ss

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That William Dugan and Arthur McGough each late of the City of New York, in the County of New York, aforesaid, on the ninth day of May in the year of our Lord one thousand eight hundred and eighty-one with force and arms, at the City and County aforesaid, in and upon the body of John Vonderosten in the peace of the said people then and there being, feloniously did make an assault and him the said John Vonderosten with a certain bottle which the said William Dugan and Arthur McGough in their right hand then and there had and held, the same being a deadly and dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound with intent him the said John Vonderosten then and there, feloniously and willfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said William Dugan and Arthur McGough each with force and arms, in and upon the body of the said John Vonderosten then and there being, willfully and feloniously did make an assault and him the said John Vonderosten with a certain bottle which the said William Dugan and Arthur McGough in their right hand then and there had and held, the same being then and there a sharp, dangerous weapon, willfully and feloniously, and without justifiable and excusable cause, did then and there beat, strike, stab, cut, and wound, with intent to then and there willfully and feloniously do bodily harm unto him the said John Vonderosten 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said William Dugan and Arthur McGough each with force and arms, in and upon the body of John Vonderosten in the peace of the said people then and there being, feloniously, did make another assault and him the said John Vonderosten with a certain bottle which the said William Dugan and Arthur McGough in their right hand then and there had and held, willfully and feloniously did beat, strike, stab, cut, and wound, the same being such means and force as was likely to produce the death of him the said John Vonderosten with intent him the

said John Vonder Osten then and there feloniously and willfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said William Dugan and Arthur McGough each with force and arms, in and upon the body of the said John Vonder Osten then and there being, willfully and feloniously, did make another assault and him the said John Vonder Osten with a certain bottle which the said in his William Dugan and Arthur McGough right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim him the said John Vonder Osten 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.

Daniel G. Rollins

BENJ. K. PHELPS, District Attorney.

96

188 /

Filed 9 day of Aug

Pleads Not guilty

THE PEOPLE
(Panel)
vs.
William Dugan
Arthur McGough

Felonious Assault and Battery.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Foreman

BOX:
44

FOLDER:
517

DESCRIPTION:
Dunn, Daniel

DATE:
08/11/81

~~#6~~ 117

Day of Trial

Counsel,

Filed 11 day of August 1881

Pleads Not guilty (N)

THE PEOPLE

vs.

1.

Daniel Dunn
alias
Daniel Driscoll
(2 cases)

Forgery a felony.

DANIEL G. ROLLINS,
BENJ. K. PHELPS,
District Attorney.

Superseded by ind of Aug 17

A True Bill.

Edward Van Voorhis
Foreman.

16

City and County
of New York } SS.

The jurors of the People of the State of New York, in and for the body of the City and County of New York, upon their oath present,

That on the twenty second day of July in the year of our Lord One thousand Eight hundred and eighty one at the City of New York in the County of New York aforesaid a certain person whose name is to the Jurors aforesaid unknown and cannot now be given, in the presence of John F Dunn, who then and there was and was acting as an officer, member patrolman and policeman of and in the Police Department of and in the City and County aforesaid and of the Police Force of said City and County, took, stole and carried away and committed a larceny, by taking, stealing, and carrying away from the person of a certain other person whose name is to the Jurors aforesaid unknown and cannot now be given, a certain watch of the value of fifty dollars in money then and there, being the property of such last mentioned person and he the said certain first mentioned person whose name

it to the jurors aforesaid unknown and
cannot now be given was, then and there
for such larceny, and taking, stealing
and carrying away as aforesaid of such
watch as aforesaid, lawfully arrested
and taken in custody by, and was then
and there, to answer therefor, in the lawful
charge and legal custody and control
of him the said John J. Dunn as such
officer, member patrolman and policeman
as aforesaid,

And the Jurors aforesaid, upon their
oath aforesaid, do further present,
That the said Daniel Dunn otherwise
called Daniel Driscoll of the City and
County aforesaid on the said twenty second
day of July in the year of our Lord one
thousand eight hundred and eighty one,
did wickedly, wilfully forcibly and
feloniously make an assault upon him
the said John J. Dunn, who as such
officer, member, patrolman and police=
=man as aforesaid, then and there had
the said person who so took, stole and
carried away such watch as aforesaid,
and committed such larceny as aforesaid
in the lawful charge and legal custody
of him the said John J. Dunn

as aforesaid for and on account of and to answer the charge of committing such larceny as aforesaid, and him the said John J Dunn did then and there push beat, strike, kick and throw and knock down and did then and there wickedly wilfully, feloniously and forcibly rescue put at large and set free the said person who so took, stole and carried away such watch and committed such larceny as aforesaid from the aforesaid custody, charge and control of him the said John J. Dunn 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.

Daniel G Rollins
District Attorney

~~Part~~ First Monday
in September
No bail to be taken
by order of
Mr. Bell

Day
Cour
File
Plea

THE PEOPLE

vs.

P

Daniel Dunn
alias
Daniel Driscoll
(2 cases)

Receiving a prisoner

DANIEL G. ROLLINS,
BENJ. K. PHELPS,
District Attorney.

A True Bill.

Foreman.

Sept 5/61
Cmd on and indict.
under the name of
Daniel Dunn

Police Court—Third District.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.— Daniel Dunn

Question.—How old are you?

Answer.— Twenty four years

Question.—Where were you born?

Answer.— New York

Question.—Where do you live?

Answer.— 68 Park St

Question.—What is your occupation?

Answer.— News dealer

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

Answer.— I have nothing to say.

Daniel Driscoll

Taken before me, this 23 *day of* Oct *18*87

Solon Bunnick

Police Justice.

BAILED,

No. 1, by .....

Residence ..... *Street.*

No. 2, by .....

Residence ..... *Street.*

No. 3, by .....

Residence ..... *Street.*

No. 4, by .....

Residence ..... *Street.*

Form 115.

723

POLICE COURT--THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John J. Dunn
Central Office
vs.

1 Daniel Dunn

2 .....

3 .....

4 .....

Offence Rescuing Prisoner.

Dated July 23d 1887

E Smith Magistrate.

Dunn & McNaught Det Off Officer.

..... Clerk.

Witnesses, ...

No. ..... Street.

.....

No. ..... Street.

.....

No. ..... Street.

$ 1,000 GS. to answer Committed.

Received in Dist. Atty's Office,

Comm

and cannot now be given, in
the presence of John J. Dunn,
who then and there was and was
acting as an officer, member
patrolman and policeman of and
in the Police Department of and
in the City and County aforesaid
and of the Police Force of said city
and County, took, stole and carried
away and committed a larceny,
by taking, stealing, and carrying away
from the person of a certain other
person whose name is to the jurors
aforesaid unknown and cannot

CORRECTION

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

Third District Police Court.

of No. 300 Mulberry Street, John J. Dunn

being duly sworn, deposes and says,

that on the 22d day of July 1887

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

deponent who is a police officer attached to the detective office of the city of New York had in his custody a certain man whose name is unknown to deponent and whom he had arrested for a felony committed ~~committed~~ in his presence (to wit) larceny from the person of a watch when Daniel Dunn (now here) unlawfully rescued said prisoner from the custody of deponent and kicked deponent in the mouth while he was lying upon the ground thereby enabling the said prisoner to escape he being at the time in the lawful custody of deponent having been arrested by him for a felony as above stated committed in his presence

Sworn to before me
this 23d day of July 1887

John J Dunn

Police Justice.

TORN PAGE(S)

City and County
of New York } S.S

The Jurors of the people
of the State of New York in and
for the body of the City and
County of New York, upon
their oath present
That on the twenty second day
of July in the year of our Lord one thousand eight hundred
and eighty one at the City of
New York in the County of New York aforesaid
a certain person whose name
is to the Jurors aforesaid unknown
and cannot now be given, in
the presence of John J. Dunn,
who then and there was and was
acting as an officer, member
of the police and policeman of and
in the Police Department of and
in the City and County aforesaid
and of the Police Force of said city
and County, took, stole and carried
away and committed a Larceny,
by taking, stealing and carrying away
from the person of a certain other
person whose name is to the Jurors
aforesaid unknown and cannot

now be given, a certain watch of the value of fifty dollars in money, then and there, being the property of such last mentioned person and he the said ~~Daniel Dunn otherwise called~~ Daniel Driscoll was, then and there, for such larceny, and taking, stealing and carrying away as aforesaid of such watch as aforesaid, lawfully arrested and taken in custody by, and was then and there, to answer therefor, in the lawful charge and legal custody and control of him the said John J. Dunn as such officer, member, patrolman and policeman as aforesaid.

And the jurors aforesaid, upon their oath aforesaid, do further present: That the said Daniel Dunn otherwise called Daniel Driscoll of the City and County aforesaid on the said twenty second day of July, in the year of our Lord one thousand eight hundred and eighty one, did wickedly,

* Certain person whose name is to the jurors aforesaid unknown and cannot more fully be given

wilfully, forcibly and feloniously
make an assault upon him
the said John J. Dunn, who as
such officer, member, patrolman
and policeman as aforesaid,
then and there had the said person
who so took, stole and carried away
such watch as aforesaid, and
committed such larceny as aforesaid
in the lawful charge and legal
custody of him the said John J. Dunn
as aforesaid, ~~and him the said~~
~~for~~ and on account of and to answer
the charge of committing such larceny
as aforesaid, and upon the said
John J. Dunn did then and there push
beat, strike kick and throw and knock
down, and did then and there wickedly,
wilfully, feloniously and forcibly
~~re~~scue, put at large and ~~set~~ free
the said person, who so took, stole and
carried away such watch and committed
such larceny as aforesaid from the aforesaid
custody, charge and control of him the said
John J. Dunn, 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.

Daniel G. Rollins, District Attorney.