0640

BOX:
387
FOLDER:
3611
DESCRIPTION:
Allen, James
DATE:
03/05/90

3611

Witnesses:

Atty Courtois

J W Hellman

16

J Cinman

Counsel,

Filed 5 day of March 1890

Pleads Guilty

THE PEOPLE

vs.

B

James Allen,

(2 cases)

POLICY.

[§ 344, Penal Code].

Kelley

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

John Hamilton Rhundle

Foreman.

Part III March 14/90

Pleads guilty

1 Yr Pen Fi

0642

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Allen

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

James Allen

of the CRIME OF SELLING WHAT IS COMMONLY CALLED A LOTTERY POLICY, committed as follows:

The said James Allen

late of the City of New York in the County of New York aforesaid, on the twenty first day of February in the year of our Lord one thousand eight hundred ~~and eighty~~ ninety, at the City and County aforesaid, feloniously did sell to one

Anthony Comstock

what is commonly called a Lottery Policy, the same being a certain paper, and writing, as follows, that is to say:

Bn 21 Der
7-14.21 f
f10

(a more particular description of which said paper and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

James Allen

of the CRIME OF SELLING A PAPER, WRITING, AND DOCUMENT, IN THE NATURE OF A BET AND WAGER UPON THE DRAWING OF A LOTTERY, committed as follows:

The said James Allen

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one Anthony Comstock

a certain paper, writing and document, in the nature of a bet and wager upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document, is as follows, that is to say:

Pm 21 Set
-7-14 21 $10

(a more particular description of which said paper, writing and document, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.

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

James Allen

of the CRIME OF SELLING A WRITING, PAPER, AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows:

The said James Allen

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one Anthony Comstock

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

Pm 21 Set
-7-14 21
$10

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT.

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

James Allen

of the CRIME OF SELLING A PAPER, WRITING AND DOCUMENT IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said James Allen

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one Anthony Comstock

a certain paper, writing and document in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

Bn 21 Set
-7-14 21 f10

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT.

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

of the CRIME OF SELLING A WRITING, PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said James Allen

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one Anthony Comstock

a certain paper, writing and document in the nature of an insurance upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

Bn 21 Set
-7-14 21 f10

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

JOHN R. FELLOWS,
District Attorney.

15/ 180.

J Conman

Witnesses:

Anthy Crawford

Counsel,

Filed 6 day of March 1890

Pleads Mgrady

THE PEOPLE

vs.

B

James Allen

(2 cases)

POLICY.

[§ 344, Penal Code].

JOHN R. FELLOWS,

District Attorney.

Sentence Susp. F.F.

A TRUE BILL.

John Van Rhoades

Foreman.

Part III March 14/90

Pleads guilty

Sentence on arrest

March P.F.

5545

0647

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony Comstock and J. W. Hilliard of 150 Nassau Street, New York City, that there is probable cause for believing that John Roe whose real name is unknown, but who can be identified

has in his possession, at, in and upon certain premises occupied by him and situated and known number 70 West Broadway street in said City of New York certain and divers device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings, papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, black-boards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day time to make immediate search on the person of the said John Roe

and in the building situate and known as number 70 West Broadway street aforesaid, for the following property, to wit: all Faro layouts, all Roulette Wheels and layouts, Rouge et Noir, or Red and Black layouts, gaming tables, chips, packs of cards, dice, deal boxes, lottery policies, lottery tickets, circulars, writings, papers, documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, books documents for the purpose of enabling others to gamble or sell lottery policies, black-boards, slips or drawn numbers of a lottery, and all money to gamble with, and all device, establishment, apparatus and articles suitable for gambling purposes.

And if you find the same, or any part thereof, to bring it forthwith before me at the First District Police Court at The Tombs in Centre street in the City of New York.

Dated at the City of New York, the 21 day of February 1892

John J. Gorman

POLICE JUSTICE.

0648

Inventory of property taken by Andrew Foy the Peace Officer by whom this warrant was executed :

~~Faro layouts,~~ ~~Roulette Wheels,~~ ~~Roulette layouts,~~ ~~Rouge et Noir layouts,~~ ~~gaming tables,~~ ~~chips,~~ ~~packs of cards,~~ ~~dice,~~ ~~deal boxes,~~ ~~deal trays for holding chips,~~ ~~cue boxes,~~ markers, or tally cards, ~~ivory balls,~~ 1 pkg lottery policies, 1 lottery tickets, 14 circulars, 1 lot writings, 8 papers, 1 black boards, 2 books of slips, or drawn numbers in policy, $3 45/100 money, 5 manifold books, ~~slates,~~

City of New York and County of New York ss:

I, Andrew Foy the Officer by whom this warrant was executed, do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 21 *day of* February 1887

Andrew Foy

Police Justice.

Police Court— 6 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony Comstock et al

vs.

John Doe,

Search Warrant.

Dated February 21 1887

Foman Justice.

Andrew Foy Officer.

0649

Sec. 151.

Police Court, First **District.**

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

In the name of the People of the State of New York: To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York*, or to any Marshal, 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 the City of New York, by Anthony Comstock and J. W. Hilliard of No. 150 Nassau — Street, charging that on the 5th day of December 1889 at the City of New York, in the County of New York that the crime of selling what is commonly called a lottery policy,

has been committed, and accusing John Doe whose real name is unknown but who can be identified by J. W. Hilliard thereof.

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said *Sheriff, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen*, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the First DISTRICT POLICE COURT, in the said City or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, *this* 21st *day of* ~~December~~ February 1889

John J. Gorman POLICE JUSTICE.

0650

POLICE COURT, 1 **DISTRICT.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Comstock

vs.

John Doe

Warrant—General.

Dated Feby 21 1890

Gorman *Magistrate.*

Andrew Foy *Officer.*

The Defendant James Allen taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Andrew Foy *Officer.*

Dated Feby 21 1890

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest. Feby 21 1890
James Allen
199 Washington

Native of
US.

Age,
51 yrs

Sex,
m

Complexion,
florid

Color,
w

Profession,
~~Wo~~ Clerk

Married,
yes

Single,

Read,
yes

Write,

0651

Sec. 198—200.

/ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. James Allen

Question. How old are you?

Answer. 51 years

Question. Where were you born?

Answer. New York

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

Answer. 199 Washington St. 2 years

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am not guilty

James Allen

Taken before me this 21 *day of* July 188 9

Charles Gunther *Police Justice.*

0652

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

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

Dated July 21 1890 John J. Gorman Police Justice.

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

Dated July 22 1890 John J. Gorman Police Justice.

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

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

0653

Paroled to Constable
Steven Fish
229 4th

BAILED,

No. 1, by Stephen Kent

Residence 2324, 2nd ave Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

W

Police Court--- 1 District. 329

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony Comstock

vs

1 James Allen

2 .....

3 .....

4 .....

Offence Selling Lottery Policies

Dated July 21 1890

Gorman Magistrate.

Foy Officer.

Comr Precinct.

Witnesses .....

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ 500 to answer G.J.

Allen Selling Policies

0654

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

Anthony Comstock being duly sworn, deposes

and says, that ~~John Roe~~ James Allen

here present, is the one known as John Roe

in annexed complaint.

Subscribed and sworn to before me, this 22nd day of February 1890

Anthony Comstock

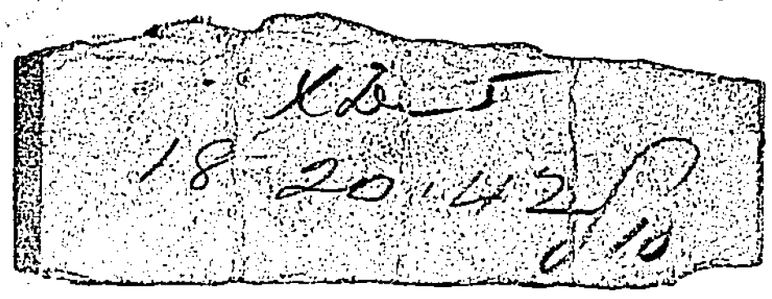
Police Justice.

0655

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

K2
18 20 425
6 10

0656



CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

Anthony Comstock

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as Chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, that John Roe

whose real name is unknown, but who can be identified by J. W. Hilliard did, at the City of New York County ~~of~~ and State of New York, on or about the 5th day of December 1889, unlawfully use a room, table, establishment or apparatus for gambling purposes—~~and did engage as a dealer or game keeper in a gambling or banking game, where money or property was dependent upon the result~~—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ~~come~~ cause to believe, is informed and verily does believe from personal observation and from statements made by J. W. Hilliard to deponent that the said John Roe aforesaid, now have in his possession, at in and upon certain premises occupied by him and situate and known as number 70 West Broadway in the City of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Anthony Comstock.

Subscribed and sworn to before me this 21st day of ~~December~~ February 1889.

John J. Gorman Police Justice.

City of New York and County of New York ss.

J. W. Hilliard, of 150 Nassau st.

being further sworn deposes and says that on the 5th day of December 1889, deponent visited the said premises, named aforesaid, and there saw the said John Ror aforesaid, and had dealings and conversation with him as follows:

Deponent wrote 18, 20, 42 upon a paper, and handed said paper to said John Ror. The said John Ror took said paper, placing above said numbers as follows "X de 5" and to the right of said numbers. $10, and then handed the same back to deponent. Deponent paid the said John Ror the sum of ten cents for the same in a gig for all day, or for both drawings. The said John Ror also recorded said play or gig upon his manifold book or paper kept for recording such plays.

Subscribed and sworn to before me this 21st day of ~~December~~ February 1889

John J. Gorman Police Justice

J. W. Hilliard

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

September 20, 1890.

Sir:

Application for Executive clemency having been made on behalf of James Allen,---------- who was convicted of selling lottery tickets in the county of New York------and sentenced March 14, 1890, to imprisonment in the New York Co. Penitentiary for the term of one year,----------I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, you will forward to him a concise statement of the facts of the case, together with your opinion of the merits of the application.

It is partictlarly requested that each letter of inquiry from the Executive Chamber should be separately answered.

Very respectfully yours,

J. S. Williams.
Private Secretary.

Hon. John R. Fellows,
District Attorney,
New York City.

Cum. Expt. 26/40

Cum Recital 1/40

659

0660

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7-14-21 Po

GLUED PAGE

0661

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

Anthony Comstock of 150 Nassau Street, New York, being duly sworn, deposes and that he has just cause to believe and does believe and charge that James Allen, late present

did, on or about the 21st day of February, 1890, at number 70 West Broadway street, in the City of New York and County of New York unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and which said paper or instrument hereto annexed is what is commonly known as, or are called lottery policy and further that the said,

James Allen

had in his possession, within and upon certain premises, occupied by him and situated and known as number 70 West Broadway street, in the City of New York and County of New York aforesaid, certain others, what are commonly known as, or are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at, within and upon said premies, sells, vends, furnishes and procures, and has in his possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided.

Anthony Comstock

Subscribed and sworn to before me, this 21st day of February 1890

John J. Mc Mahon
Police Justice.

POLICE COURT— DISTRICT.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

Anthony Comstock

VS.

James Allen

LOTTERY AND POLICY.

Dated..... 188

..... *Magistrate.*

..... *Clerk.*

..... *Officer.*

WITNESSES:

.....

.....

.....

.....

Bailed, $.....

to answer..... *Sessions.*

By.....

..... *Street.*

0663

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. James Allen

Question. How old are you?

Answer. 51 years

Question. Where were you born?

Answer. New York

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

Answer. 199 Washington St. 2 years

Question. What is your business or profession?

Answer. Oil Dr.

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

Answer. I am not guilty.

James Allen

Taken before me this 5th *day of* February *1886*

Charles Wilson Police Justice.

0664

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

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

Dated July 22 *189*0 John J. Norman *Police Justice.*

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

Dated July 22 *189*0 John J. Norman *Police Justice.*

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

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

0665

BAILED,

No. 1, by Stephen Kent

Residence 2354 2nd ave Street

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Police Court--- 1 District. 329

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony Comstock

vs.

James Allen

2

3

4

Offence Sending Letters

Dated Feby. 22 1890

Gorman Magistrate.

Gay Officer.

Cross Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 500 to answer

Sending Letters

Charged

RECEIVED. DISTRICT ATTORNEY'S OFFICE. FEB 25 1890

0666

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Allen

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

James Allen

of the CRIME OF SELLING WHAT IS COMMONLY CALLED A LOTTERY POLICY, committed as follows:

The said James Allen 3

late of the City of New York in the County of New York aforesaid, on the Fifth day of December in the year of our Lord one thousand eight hundred and eighty nine, at the City and County aforesaid, feloniously did sell to one

J. W. Hilliard

what is commonly called a Lottery Policy, the same being a certain paper, and writing, as follows, that is to say:

X D 5
18 20 42
$10

(a more particular description of which said paper and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

James Allen

of the CRIME OF SELLING A PAPER, WRITING, AND DOCUMENT, IN THE NATURE OF A BET AND WAGER UPON THE DRAWING OF A LOTTERY, committed as follows:

The said James Allen 3

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one

a certain paper, writing and document, in the nature of a bet and wager upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document, is as follows, that is to say:

X 20 — 5
18 20 42
$10

(a more particular description of which said paper, writing and document, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.

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

James Allen

of the Crime of SELLING A WRITING, PAPER, AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows:

The said James Allen

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one J. W. Dillard

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

X 20 — 5
18 20 42
$10

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT.

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

James Allen

of the Crime of SELLING A PAPER, WRITING AND DOCUMENT IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said James Allen

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one J. W. Hilliard

a certain paper, writing and document in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

X D - 5
18 20 42
$10

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT.

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

of the CRIME OF SELLING A WRITING, PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said James Allen

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one J. W. Hilliard

a certain paper, writing and document in the nature of an insurance upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

X D - 5
18 20 42
$10

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

JOHN R. FELLOWS,
District Attorney.

0669

BOX:
387
FOLDER:
3611
DESCRIPTION:
Anderson, John
DATE:
03/20/90

3611

0670

BOX:
387

FOLDER:
3611

DESCRIPTION:
Anderson, John

DATE:
03/20/90

3611

0671

POOR QUALITY ORIGINAL

Witnesses;

Nellie Lloyd
Officer John Robert
Francis T. Healey - 559 W. 30th St.
George Halliday - House of Detention
Dr. Coleman R. Kemp - Roosevelt Hospital.
Thure Simpson -

Counsel, 4

Filed 20 day of March 1890

Pleads, Not guilty 24

THE PEOPLE

22 vs.

574 W. 28th St

John Anderson

Part 2 - April 29 1891. H D
Trial and Convicted of
~~Manslaughter 2nd Degree~~
May 12 1891 PT 3
9 yrs & 2 mos

MURDER IN THE FIRST DEGREE
[Section 183, Penal Code.]

JOHN R. FELLOWS,
District Attorney.

Put on calendar for Apr. 18th & notify Mr. Moss that his presence is required in court to defend this prisoner. V. M. Davis

A True Bill.

John Cornelius Rhinelander

Notify Mr. Moss to call & argue upon a day to try this case & have case referred for preparation. Foreman.

Apr. 25/90 V. M. D.

The case of William Lloyd
Indicted Mch/90
Adj. 20 Pt 1

0672

Witnesses;

Nellie Lloyd

Officer John Roberts

Francis T. Kerley - 559 W. 30th St.

George Halliday - House of Detention

Dr. Coleman R. Kemp - Roosevelt Hospital.

Home Surgeon -

13 231

Stabbing

4

A. Gilbert

80 Bowery

Counsel,

Filed 20 day of March 1890

Pleads, Not Guilty

THE PEOPLE

vs.

22 & 174 W. 28th St

John Anderson

Part 2 - Aug 29 1890. Tried and convicted of Manslaughter 2nd Degree

MURDER IN THE FIRST DEGREE

[Section 188, Penal Code.]

JOHN R. FELDOWS, District Attorney.

Put on calendar for Sept 8th

Notify Mr. Moss that his presence is required in court to defend the prisoner. V. M. Davis

A True Bill.

Submit on Probation

Notify Mr. Moss to call & agree upon a day to try the case & the case referred for Foreman, Probation

Upon Info. V. M. Davis

Sept 18/90 Sentenced to Detroit

Court of General Sessions of the Peace,

in and for the City and County of New York.

- -X

The People of the State of New York,

--vs-

J o h n A n d e r s o n .

- -X

To Hon. DeLancey Nicoll,
District Attorney of the City and County of New York.

S i r :-

Please take notice that on the affidavit of the above named defendant, John Anderson, a copy of which is hereunto annexed, I will apply in Part I of the Court of General Sessions of the Peace, in and for the City and County of New York, to be held at the Brown Stone Court House in said City, on the 9th day of January, A.D., 1891, at 11 o'clock A.M. of that day, or as soon thereafter as counsel can be heard, for an order dismissing the indictment herein, and for such other and further relief in the premises as may seem just.

Dated New York, January 7th, 1891.

Yours &c.,

Henry A. Gildersleeve,
Atty. for defendant,
280 Broadway,
New York City.

0674

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

- -X

The People,

--vs--

John Anderson.

- -X

City and County of New York, ss:-

John Anderson, being duly sworn, deposes and says that he is the defendant above named; that on the 20th day of March, 1890, he was indicted by a Grand Jury of the City and County of New York, for the crime of murder in the first degree; and on the following day was arraigned at the bar of said Court, and pleaded "not guilty to the crime charged in said indictment. That he has been confined in the City Prison under said charge, since the 27" day of January 1890. That deponent has never been brought to trial upon said indictment; that more than two terms of the Court, in which said indictment is triable, have passed since the finding and filing of said indictment, and that the trial of deponent for the crime charged in said indictment has never been postponed upon the application of deponent.

WHEREFORE deponent prays that said indictment be dismissed, pursuant to the provisions of Section 668 of the Code of Criminal Procedure.

Sworn to before me, this
7th day of January, 1891.

August C. Ganz Notary Public
New York Co.

John Anderson

Referred to Mr
MacDonald Assistant
in charge of Part
7 Jany '91
McKenzie Lewis
Actg Dist Atty

New York Court.
of General Sessions

The People ex rel

PLAINTIFF.

against

John Anderson

DEFENDANT.

Affidavit and Notice
of Motion.

Gildersleeve, ~~Palmer & Dorsey~~,
Attorneys for Defendant
(STEWART BUILDING,)
No. 280 BROADWAY,
NEW YORK CITY.

To Hon. Delaney Nicoll.
District Attorney

Due service of a copy of the within
is hereby admitted.

Dated New York 189

0676

District Attorney's Office.

Part 1
Gentes

PEOPLE

vs.

John Anderson

Murder 1st degree

Practicoll

There is pending in the above court a motion to dismiss this case for lack of prosecution under Sec. 668 Code of C.P. It should be examined and prepared for trial, or dismissal. Will you please refer it to one of the assistants?

Respectfully
H.W. Macdona

Jany 7/91

0677

Nellie Lloyd - now Nellie Warren.
makes this statement - January 17th 1891.

I was at 557 West 32nd Street
with my Husband Joseph Warren.
He is now Employed as has been
for the past three years as Truck Driver
with the Central Park Company 32nd Street
between 9th Avenue and Eleventh
Avenues - I remember Sunday the
Nineteenth day of January 1890
I was living in 545 West 30th Street
with my Mother Mrs. Hugh Lloyd - (Alley
Fletcher has been dead 20 years) I was
Married ~~to~~ Mr Warren I think in
October '90 at the Ministers House of the Chelsea Church - the
Ministers House is 437 West 30th Street -
In January 1890 - ~~the~~ Sunday the
19th. George Lloyd 34 years of age
and William Lloyd 29 years old brothers
of mine were living in the same
House - George Lloyd was employed
"along Shore" as Laborer. and
William Lloyd - was Idle and he had
not done any work for 2 months -
Prior to that time he had been employed
for four years at Dunbars Saw mill
Cor. 11th Ave - and 28th Street - My brother.

0678

James Lloyd - Now lives at 533
W. 30th St. and is Employed at
Dunbars Saw Mill - My Child
by My First Husband - Whose Name
Was Hugh Malloy - Was living with
Me - The Child Was about 2 years
old - I was employed as a
Waitress - - About 1/2 past
3 P.M. Sunday the 19th of January
1890 - I was home and My brother
William Lloyd - Came into the House
and asked ~~me~~ Me to give him some
Money to buy a pint of beer. I noticed
he was "good and drunk." I asked
him to lie down and sleep - He
would not but sat down and ate his
dinner - He was about 20 minutes
at the Table - He then went out saying
that he would be home to his supper
at six. About 1/2 past five My Sister
18 years of age - (Annie Hennessy - Husbands
Name James Hennessy - of 48th Street
and 11th Ave) came in - I asked her
if she would mind the House while
I went to look after "Billy" - My
Mother was out as a Nurse up at
90th Street and Lex. Ave - Next door to
Sergeant Cramer's - At this time

Mother had not been home in three
weeks. I started out and went
down 30th Street to 11th ave down
11th ave to 28th Street up 28th
Street on the up town side of the
Street as far as Mrs Purcells liquor
Store. When I got there I met
Mrs James Collins coming out of
her ~~to~~ house which is next door
to the Saloon. On the River Side.
She asked me what I was doing
there - I told her I was looking for
"Billy" She said she had seen him
going into the Saloon (Purcells) a
few minutes before - Mrs Collins then
went into her house - I waited outside
of the Saloon standing by the side
door (which enters the ~~[illegible]~~
Hall way) for about a half an hour
waiting for him to come out. I heard
loud talking in the Saloon - Cursing
and Swearing - apparently in an
angry way. Some where about Seven
O'clock - My brother "Billy" came
out - He was in company with
another man - whose name I dont
know - Billy says to me walk
down the street. I will be ~~[illegible]~~
in a few minutes - Billy came down

0680

and I asked him if he moved
come home with me. He told me
he moved not. He was my drunk.
(staggering) Some body then shouted
from behind - the street (Some one
is fighting Murderd in the alley)
Then my brother Billy must leave
I followed him close. He went right
in the alley into the yard. I saw
two men fighting - They was standing
on the stoop of 528 Bear. There was the
only two men in the yard when
my brother and I got there. Hulla
I recognized one as George Hallaway
I knew him for 3 years. The other I
saw to be Charles Healey - Healey
was getting the better of Hallaway when
I called by shouted Jules are you a
friend of mine - Jules came running
in through the street through the
hall of 528. When Jules reached
them. The railing of the stoop broke
and Healey fell on his back. The
stoop 9 stones think was 3 feet and
a half high about. When I first
saw Jules he had a stick in his
hand. The stick was about 2 feet and 1/2
in length. I then saw Jules strike

Charlie Healey bitten the stick on the Head. He smack him four(4) time on the head. The stick looked more like a Bed Slat to me than anything else – Halliday was lying on Healey – When Fenlon smack him the first time – Then Halliday got up and ran out to 28th Street through the Hall way. While Fenlon was striking Healey – Healey utterd several groans – My brother was standing by me. I had a hold of him by his coat pocket – My brother asked me some time to let him go – to see who the Man was – I did not know until the next morning that the man who was hit was Charley Healey. Healey had a pink striped Shirt – no coat (Flannel Shirt) I said no hat on his head. The blood when Healey fell – was on the dirt – There was no pavement. Fenlon was about leaving Healey when some one shouted through the Alley – "Cheese it" with that Fenlon ran out of the yard through the alley carrying the stick with him. He came immediately back and said – Lloyd (to my brother) Are you

a friend of mine My brother says yes - then he says "Just let me back - and I'll finish the son of a ~~bitch~~ bitch" the good boy"
My brother Lloyd had a lot of friends at this time - And I had a hold of Lloyd (My brother) My brother says "No he's got enough." Then some one shouted again "cheese it" In the alley - and Jenks ran through the alley with the stick - M followed close behind. Jenks ran ~~then~~ towards 11th ave. as he went out of the alley and struck the S side milk - He threw the stick towards 10th ave. That was the last I saw of Jenks that night ~~Bunny~~ as he ran down 28th & Grand. I went around with my brother to my home in 45 West 30th St.
My brother after eating his supper went out. and did not come home again that night - The next time I saw Jenks was with Geo Hallett standing on the corner of 27th Street and 10th ave -

People v Anderson & Lloyd

Willie Lloyd. [now Warren]

Statement.

557-W-32nd St.

accuses.

Jan 20th '91.

0684

The Peo.
vs.
Allison

Bernard McMaeus - I live at 520 W. 28th St. 2nd floor front. Am the Husband of Elizabeth McMaeus. On Sunday the 19th of March '90. about a quarter of ten P.M. I was reading a newspaper. When I heard running through the Hall on the first floor. And the Same one shouting Kill the "Son of a Bitch" one Voice. Then I heard a dead thud. I raised the window and looked out and saw Some one being thrown down the Stoop. When it struck the pavement it jarr as hard a Sight. I then saw 3 persons ~~run~~ Jump down the Stoop as they came from the Hall. and ~~th~~ as they passed by the boy they attempted to kick the person. It looked as though they hit him near the head and Shoulders. They then Started toward 11th Ave. I Shouted to them. as they ran in the act of running. "Yes there's Sons of Bitches. You've Killed the man. and

✓

0685

Now you run away and leave lit-
tle cowardly dogs as you are".
Then we went standing on the
sidewalk - I could not tell names
of any of them - I did not know
who the persons were who - ran
down the stoop - or who kicked at
him - I did not go out of the house
that night. My wife started after
a policeman - I did not know at the
time that the person who was thrown
down - was Charlie Healey -
July 7th '91

Bird W Mamms

People v Anderson & Sloyd

Statement

of

Bernard McManus

July 7th '91

Court of General Sessions of the Peace.

- X:
The People of the State of New York:
--agst--
John Anderson :
- - - - - - - - - - - - - - - - - - - -X:

City and County of New York, ss:-

John Samuelson, being duly sworn, says:

I am seventeen years of age, and reside at No.525 West 28th Street, New York City, with my parents. I am at present, and have been for eighteen months last past, working with my father for the Ingersol Rock Drill Company, at Ninth Avenue and 27thStreet. Before working for said Company, I worked for the Bergman Electric Light Company in West 34th Street. I have had steady employment for the last four years.

On the nineteenth day of January, 1890, at about half past eight in the evening, I was standing with my friends Thomas J. Branigan, Patrick J. Ryan and John Bahler, near the B ig Alley on 28th Street, between Tenth and Eleventh Avenues, in the City of New York. While I was standing there, in company with the three persons above mentioned, I saw three men run out of the alley and up 28th Street. It was dark, and I didn't recognize them as they came out. Branigan, Ryan,Bahler and myself ran after the three said men, and I afterwards recognized one of the three men as George Holliday, and I afterwards learned that the other two were Charles Healy and John Anderson. Healy and Holliday ran up the stoop of No.520 W. 28th St.,

and began fighting together on the stoop, and in the hall-way of the house. While they were fighting , some one, but who it was I do not know, called out for Billy Lloyd, and he came running over from across the street and ran up the stoop to where Healy and Holliday were fighting, and said "What is the matter? Where is he?" or words to that effect. Holliday replied "He is on the bottom. Kick the fellow under me." Lloyd entered the hallway and took part in the fight. Lloyd was the first to come out of the hall way onto the stoop, leaving the other two together still fighting. While Lloyd stood on the stoop, Holliday and the man, whom I afterwards learned to be Healy, came out of the hall-way onto the stoop, still fighting. Lloyd and Holliday then continued the fight with Healy on the stoop, and finally Healy was pushed off the stoop, and struck the back of his head on the sidewalk. The others then ran away, but Lloyd afterwards returned and pretended not to know what had happened.

I and Banigan, and Ryan and Bahler, above mentioned were standing in a position where we could see everything that took place from the time the fight first began in the hallway of No.520 W. 28th Street, until the crowd arrived after Healy had struck the back of his head on the side-walk in his fall from the stoop, and until he was carried into the house. John Anderson took no part whatever in the fight from the outset until Healy was carried into the house and he never went up the stoop of No.520 West 28th Street at all, and in no way assaulted Healy after he fell to the sidewalk. He had nothing in his hands whatever

There was some furniture on the sidewalk near the place where the fight took place, a woman having been dispossessed as I was informed. Anderson, during all the time of the occurence hereinbefore mentioned, stood on the sidewalk near John Bahler. I am absolutely certain that after Healy fell from the stoop as hereinbefore described, said Anderson did not go near him.

I knew Holliday, Lloyd and Anderson very slightly, having spoken to them only occasionally. Healy I did not know before the fight.

I did not know that the case was going to be tried against Anderson until I saw an account of it in the papers and then Bahler said he would go down to Court and I thought if it were at all necessary I would be sent for in the case;

Bahler did go down, as I am informed, to the office of Judge Gildersleeve, Anderson's counsel, on the morning of the last day of the trial; and told Judge Gildersleeve of the testimony that he, Branigan, Ryan and I were able to give. The Judge's son came up to my house, and we went down to Court together, but arrived too late for me to testify.

Sworn to before me,

this 11 day of May, 1891. John Donnelson

Reginald H. Williams
Notary Public
Westchester County
Cert. filed in N.Y. Co.

0690

Court of General Sessions of the Peace.

- X

The People of the State of New York:

--agst--

John Anderson.

- X

City and County of New York, ss:-

Thomas J. Branigan, being duly sworn, says:

I am sixteen years of age, and reside at No.444 West 28th Street in the City of New York, with my parents. I am at present working for James Collins whose place of business is #531 W. 28th Street in said City, driving a furniture truck.

On the 19th day of January, 1890, I was present at the place mentioned in the affidavit of John Samuelson, hereto annexed, at about the hour he fixes. Said Samuelson, Patrick J. Ryan and John Bahler were also present at the same time.

I have read the affidavit of said Samuelson, and the same is absolutely true in every respect. John Anderson took no part whatever in the fight, and had nothing whatever in his hand from the time Healy and Holliday went up the stoop into the hallway of 520 W. 28th Street, until the time Healy was carried into the house after the entire occurence was over.

I knew Lloyd and Holliday by sight, but have only spoken to them occasionally. Healy I did not know before the fight. I knew John Anderson by sight, but had only

spoken to him once or twice. I believe Anderson to be a quiet peaceable boy, and I know that he has worked for a long time for Dunbar Box and Lumber Company, on West 28th Street. I have been informed that a little boy testified in substance on the trial that Anderson ran up the stoop of No.520 West 28th Street with a bedslat, that testimony is absolutely false. I have been informed that Holliday testified upon the trial that after Healy was pushed from the stoop, the back of his head striking on the sidewalk, Anderson kicked him about the feet; that testimony given by Holliday is absolutely without any foundation whatever.

I didn't know the case against Anderson was to be tried until I read of the trial in the papers, and as I knew Anderson to be entirely innocent of any guilt in the matter, I thought he would be acquitted, without my coming forward, and I didn't desire to be known in the case even as a witness, as it would have taken me from my work and connected my name with the affair.

If a new trial is granted in this case, I will truthfully swear to all that occurred upon the 19th day of January aforesaid, from the time Holliday and Healy ran up the stoop of No.520 West 28th Street, down to and until the time Healy was carried into the house; and my testimony will show, if I am permitted to give it, that John Anderson is entirely innocent of any offense whatever in connection with the matter.

Sworn to before me, this 11 day of May, 1891.

Thomas J. Branigan

Reginald H. Williams
Notary Public
Westchester County
Cert. filed in N.Y. Co.

Court of General Sessions of the Peace

- -X

The People of the State of New York,

--agst--

John Anderson.

- -X

City and County of New York, ss:-

Patrick J. Ryan, being duly sworn, says:

I am eighteen years of age and reside at 559 West 29th Street, New York City, with my parents. I am at present employed by John Wiley, a coal dealer, of 516 West 28th Street, where I have been continuously for nine months last past. Before that I worked with Sawyermann Electric Light Company at 51o West 23rd Street for about two years and three months.

I have read the affidavit of John Samuelson, hereto annexed, and he has truthfully stated what occurred on the night of January 19th, 1890, at 520 West 28th Street, New York City, when the fight occurred between Holliday, Lloyd and Healy. John Anderson, the defendant, took no part in the fight whatever, and in no way assaulted said Healy from the time the fight commenced at said No. 520 West 28th Street, down until the time Healy was carried into the house; and at no time during the fight did Anderson have anything whatever in his hands.

My acquaintance with Holliday, Lloyd and Anderson is very slight, but I knew Healy, the deceased, quite well. Anderson I have always known to be a peaceable, good

natured fellow and not inclined to quarrel.

I didn't know the case against Anderson was to be tried until I read of it in the papers, and I thought Anderson would be acquitted, as he is entirely innocent of any guilt in the matter.

Sworn to before me, this P Ryan

11 day of May, 1891.

Reginald H. Williams
Prosy Atty
Washington County
Ark Pacific R.R. Co.

0694

County of *ss:*

being duly sworn says that he is years of age and upwards,
That on the day of 188 between the hours of M. and
M., at
in the of he served the foregoing
upon

in this action by delivering to and leaving with
personally, a true copy thereof

Deponent further says, that he knew the person served as aforesaid to be the person mentioned and described in

Sworn to before me this day
of 188

Municipal Court of General Sessions

The People &c

PLAINTIFF.

against

John Anderson

DEFENDANT.

Affidavit

PALMER & BOOTHBY,
Attorneys for Defendant
(STEWART BUILDING.)
No. 280 BROADWAY,
NEW YORK CITY.

To

Due service of a copy of the within is hereby admitted.

Dated New York, *188*

0695

The Rev.
17.

Auburn.

Statement made Jan 24th 1891.

Elizabeth Ile Manus. Wife of Bernard Ile Manus. lives at 520 W. 28th St. and lived there Jan 19th 1890. On Sunday the 19th of January between nine and 10 o'clock P.M. I was on the second floor in the front room of 520. about to retire. I heard a noise in the hall on the first floor. It ~~then~~ ~~went down stairs~~ It sounded like "a great big rattling and bustling" I raised the window (the front one) and saw on the stoop an object that looked like a man. on the last step. I saw one or two persons running towards 11th Av. I then went down stairs to see what was the matter. and as I went down the stoop I saw a lump lying close at the bottom of the stoop on the flag stones. I could only tell it was a human being. Then Mr Lennon

persons standing around - I knew
none of them - I went out
after a policeman - and found
none - returning within five minutes -
I saw then Mr Healey Sen. whom
I recognized - standing beside but
over him in the act of lifting
him up. The object I then saw is now
Mr Healeys Son - I then went
up stairs - and about twelve
I saw the ambulance driving
away. Mark told all I knew
about the occurrence.
July 24th 91

Elizabeth A. Manns

0697

George Spatz.
Makes the following statement
Feby 11th '91.

I was with Billy Lloyd on the afternoon of the 19th of Jany '90. And left him with Anderson and Geo Halliday in ~~Purnells~~ the yard of Purnells at 28th Street about 7 o'clock P.M. I then went to My Mothers 516 W. 28th St. ~~2 flights~~ on the first floor. and fell asleep as I had been drinking - My Wife came in and said. "Billy Lloyd is killed outside" I went out and saw Charlie Healey lying in the Shop of 525. I lift the Crowbar that John Nutter had (He is now in prison) and discovered that Healey's face was covered with blood - I did not see Lloyd Anderson or Halliday there - I helped carry Healey up Stairs to his house. The next morning I saw Lloyd at his house 545. W. 30th Street. He said to me "George. I'm I a Murderer. I just forgot to be a Murderer". He was under the Influence of Liquor) and was walking the floor. Before this He told me. that Halliday Started the fight then he had Asked Healey for Some (?) Cents. That Halliday and Healey clinched on the Track

0648

Shop of the New House of 528. W. 28th
Steve Healey got the best of it. ~~[illegible]~~
Who was then run out and called
Lloyd. That Lloyd was standing in
front of Russells. That Lloyd ran down
and Jenks had a hot slab and then
they finished him (Meaning Healey) on
the Shop of 520 W. 28th. Lloyd said
to me that "he had used his foot on
him" He said that Jenks hit him into
the stick. and that it was his, Jenks
that he ~~[illegible]~~ was dying. He said that
all he wanted to do now was to raise
the money to skip. I did not see anyone
until he was arrested and in Jefferson
Market. I accompanied Halloran
and Lloyd to the Steamboat on
the following Tuesday afternoon. ~~[illegible]~~ Halloran
Said it was not his fault he only
started the fight, Lloyd said that it
was Jenks's fault on account of his
hitting the stick. On Tuesday at 12 o'clock
~~I met Lloyd~~ ~~met Halloran~~. Lloyd and
I met Halloran in 26th Street. Between
9th and 10th Ave. When I ~~met Lloyd~~ left
Lloyd at the Boat. He asked me not
to tell where they had gone.

George Spratt

People v. Anderson & Floyd

Statement,

George Spatto.

Feby 4th '61.

0700

Edward Gallagher.

Makes the following statement.
July 5th '91.

I now reside at 268. 10th Ave.
I am 20 years of age. My occupation is
a butcher. With Mr Schaefer. 269. 10th Ave.
I have been with him 2 years. At the
time of the crime. I was working with
Ridley. a Baker. 223. 9th Ave.
On the night of the 19th of May, '90.
I went at 526 ~~Sixth~~ W. 28th St. on
the top floor. About seven P.M. I went
into Mrs Gaffneys 528. W. 28th St. 1st
floor front. While in there Mrs Conroy
asked me to go and get some beer.
which I did. I then went into Mrs
Gaffneys and was playing Dominos.
with Mr Healey and Mr Gaffney. When
some one knocked at the door and
said "Eddie" I now know this
Jerry Fallon. He was in the alley
I went up to 520. and looked at the
face. He was lying on his back on
the stoop. his feet going on the side
walk. I thought it was Charlie Healey.
and I went back and said to Mr Healey
Come down here a moment. I think
this is Charlie. Mr Healey stated. Let me

0701

When I first got up to 520 –
I remember being from persons there,
Frank Fullum – Geo. Spais – and
two other persons whose names I do not
recall – Geo Spais did a motion
to let me look at Healy. – it saw
no one strike Charlie Healy that
night – nor did I see Billy Lloyd
or George Halliday I am not sure
that I did not see Aumsen –
I found him 10 P. some night. I can't
tell whether it was this night or not.
I never knew anything of this assault
nor did I see anything until I
was called out of the saloon.

Eddie Gallagher.

People v Anderson & Lloyd

Statement

of

Edward Gallagher.

Feby 5th '91.

0703

The Ro.
vs.
Dunson

John Drinnon - lives at 553 W. 30th St. on the 19th of Jan, 1890 I lived at 524 W. 28th St. About 1/2 past nine I was standing in front of my door when Officer Parker came along - and asked me where Henley lived - I took them up to his room - ~~the~~ saw Henley lying on the floor - He they were beating his head - I knew Henry Halliday - He was not in the room - while I was there - about 1/2 past ten I saw Billy Lloyd standing in the street singing and appeared to be under the influence of liquor - I said that Henley was hurt and that he should go home. He said he was all right I told him in my house - and he laid down on the lounge - back of the door and went to sleep - I slept in the adjoining room - In the morning about 1/2 past 7 I let the most out. I saw him across the way in front of Russells liquor saloon - about seven o'clock that morning - That was the last I saw of him. When he was standing there Mrs Welch

0704

Said to me - There's one of the Murderers.
now, pointing to Lloyd. I said why he slept
in my House last night. That's all I
said to her - I have not seen Lloyd since.
nor do I know where he is, He never
said a word to me about the Crime,
nor I to him - except what I have stated.

John Dimond

Feby 10th 91.

People v Anderson & Lloyd

John Dennis.

Statement.

Feby 10th '91.

0706

The Pro.
vs.
Anderson

Frank Fullerton: 315 9th ave.
On January 1890- I lived at
518 W. 28th St. and was on
the 19th day of January 1890- Employed
by the union Trust company as
a Painter of Buildings on
West 28th from Numbers 516- to
528 Front and Rear and had
been so employed for 2 years
previous - I had lived in 518. W. 28th
St. since May 1885. My duties
were the painting of the buildings.
and the general care of the same.
Some nights I would go every
night by the buildings and
through the alleys. to see how
the tenants were getting along.
The night of the 19th of January
-1890 ~~[illegible]~~ I was sitting in my
house - in the Kitchen - first floor
about 9 O'clock - I heard a noise
which sounded as if it came from
the next Hall No. 520.. It sounded
as though some one had fallen -
about one hour and 1/2 after this
I went out out on the street
28th Street. and saw a crowd
of persons - (Estimated say 50 people)

Standing in front of 520. I went down off my stoop and then saw a person sitting on the lower step of No. 520. I could not recognize who it was. His face was very dirty. and the light was very poor. The nearest street light was at 523. on the opposite side of the street. among the crowd. I did not recognize a single person whose name I knew. I staid there less than a minute and then went back to my own house. I heard no one say anything while I stood there. Nor did I see any one do anything save a man strike a match. I staid in my own house. till after Eleven. Then I went out and went down the street to 528. There was a crowd in front. I did not ~~notice~~ recognize any one. I went in 528. through the alley. to 528. There I saw the rail. of the stoop was broken. When I got in the house. I saw first Mr Healy Sr.

0708

I saw also Charley Henley - the (deceased) lying on the floor (2nd.) He was breathing - there was a swelling over the left. Eye. I staid in the house about 5 minutes. No one spoke to me - nor did I speak. I knew Carson Halliday - and Lord.

Statement taken. I am now employed by Connell to Robert Jameson. Jas Mills

May. 24th 1891. Frank Gillem

People vs Anderson & Lloyd

The Pe.
vs.
Anderson.

Statement of
Frank Fallon.

0710

Julia Walsh.

Says that on the night of the 14th of Jany 1890. She met Billy Kloo on the corner of 10th ave. and 28th Street. at about 10. O'clock. He was standing there alone. I said Have you been a policeman There a fellow hurt down the street. He says is there - So we went to Jamison the apothecaries. and you can call an ambulance there. I went with them to Jamisons. I did not see George Halliday that night. And when he says that the papers write me it is not a fact. I know George Halliday and Billy Kloo. For several years. I now live at 510 - W. 29th St.

her
Julia + Walsh
mark

Feby 9th '91.

4

People v. Anderson & Lloyd

Julia Welch.

2nd Statement.

Julia Walsh -
makes the following statements -
on the 19th of January '90. I was
living at 528 W. 28th St.
and occupied the rear room
of the top floor - About half past
Eight P.M. Mrs. John Gallagher
who then lived at 526. W. 28th
in the rear - (the window of which
House was plainly visible from
my room) cried out "Murder. Watch"
I started to her asking what was
the matter - She did not answer
me (her niece pulling her) away
from the window) I looked out
of the window - which is the 3rd
story. and saw several running
out through the alley -
I could not tell the names
of any of the persons - who
were in the yard - This is all
I know about the case.
I saw no one hit - nor did
I see any one lying on the floor.
May 27th '91

The Pro.
vs.
Ammon,
John Walsh.

0714

Court of General Sessions
of the City of New York

In re The People of the State of New York
Ex rel Chas. F. B. Healey
Agst
John Anderson and

Stream

Chas. F. B. Healey the victim was standing on the sidewalk in front of his no 527 West 28th St stoop, in his shirt sleeves; the "growler gang" who had been in the "Cottage", a liquor saloon kept by a Mrs. Purcell on the other side of the street, at No. 529, stood in front of the Cottage and as soon as they recognized young Healey, they immediately walked up to number 520 four doors from Healey's stoop, when one of the gang called out: "Charlie Healey, come up here I want to speak to you" he walked up to where they were, and they asked him for the price of the growler; he answered that "he had no money with him, as he was not in the habit of carrying money with him, but, that he could get the money by going in the house after it"; they then made the attack, John Anderson striking him on the head and in the face with a club; Holliday was behind

young Healey and pulled him backwards on the ground; and while Holliday and Healey were on the ground Leloyd Rickel Healey in the face and on the head, and when Holliday was free from Healey, Leloyd and Holliday both jumped on him so that his face and head were beyond recognition.

Witnesses

Patrick Murray of No. 526 West 28th Street says that he passed the Stoop No. 520, while young Healey stood on the Sidewalk in front of it, and the gang were using high words against him; when Murray got into the house, he remarked: "It seems to me that there is going to be murder up the block from the way the "gang" is talking to a young fellow on the Sidewalk in his shirt sleeves"; he made an attempt to go out again and his people prevented him. But a few minutes elapsed when young Healey was carried along apparently dead, and then Murray recognized this person so carried along as young Healey, the one who stood on the Sidewalk on the base of the Stoop No. 520, to whom the "gang" was talking in such high words, as he passed him a few minutes before.

Mrs. Mary Murray wife of Patrick Murray says: "Charlie Healey was standing in front of No. 528 on the Sidewalk and in his shirt sleeves, and had his hands in his pockets; the growlers gang was standing in front of the "Cottage" a liquor saloon kept

by, one Mrs Purcell, on the opposite side of the street, No. 529; as soon as they saw Healey they crossed over to No. 520, one of their standing places; they called out: "Charlie Healey come here for we want to speak to you" young Healey walked up to them and one of them asked him for the price of the beer; he answered: "I have no money with me but I can get it up going in the house, and I'll go and get it" young Healey stood on the base of the stoop 520, and John Anderson stood on the third step of the same stoop. As Healey finished his answer, Anderson struck him in the face with a club or bed-slat, and George Holliday, who was behind Healey, pulled him down backwards on the ground. Then Lloyd and Holliday went at Healey kicking him in the face and on the head.

Mrs

Purcell who keeps the saloon, the "Cottage" at No. 529, has said several times that she knew all about the assault on young Healey; heard the "gang" contemplating the attack upon Healey as they stood in and around her door, when they saw Healey standing on his own stoop. Recently, she tries to avoid all conversation about the case by even her customers fearing that she may be called upon to testify on the trial, and also, fearing that the absconding portion of the "growler gang" that

infested her place hourly, daily and nightly, before the happening of the sad news of the murder of young Healy ~~and that it~~ might injure her trade. She would have to be handled as an unwilling witness like many others who saw the whole.

Mrs. Welch of No. 528 West 28th St says that she was looking out her front window and saw the attack made on young Healy by the "gang", and that she can identify many one of them; she insists that ~~they~~ saw William Lloyd, George Holliday John Anderson and George S Bais make the attack on young Healy, and that they were equally concerned, and that each took a part in the attack on Healy. She is very reticent about does not want to be detained at the house of detention as a witness when seems to be all she fears.

Mamie Welch daughter of Mrs Welch on above address was standing in the door way of No. 528 heard the high words used by the "gang" against young Healy and saw the attack made by the "gang" on young Healy and knows them all. She is very reticent for the same reason as her Mother; fears of the house of det[illegible]

Kitty Lawrey of No. 528 was standing in the door way and saw the attack by the "gang" on young Healy; She ran up stairs hurriedly to get a shawl which she

threw over her shoulders and saw the beating of Healey ~~finished~~ by the "gang" finished

Edward Gallagher of No. 526 West 28th St. Rear On the evening of the assault by the gang on young Healey Edward went out on a short errand for Mrs. Conroy who lives at No. 528 and while he was out saw the commencement of the attack on Healey; after completing his errand went out again to the scene of the assault and saw the last of the beating of Healey; in a few minutes he returned and informed Mr Healey that his Charlie was on the stoop of 520 all bloody and badly bruised, and that he could not speak. Edward is very sly about meeting persons who talk about the events, and cannot be coaxed to say anything about it to anyone; but while talking with anyone about the matter lately, his confused glances into vacancy, his pettled sentences wandering and never finished, sudden stops and incoherent words and ideas, as if fearing that he might say too much, his promises to "find out something" and his hurry to get away, signify that he knows more than he tells. He made no outcry until all was over and then informed Mr Healey as above.

Mrs. Mc Manus of 520 West 28th St. 2d floor front, where the assault was made on young Healey

heard the noise and saw the assault, and as she was looking out the window knew the assailants and made no outcry as one of the assailants (Lloyd) lived in the same house ~~one month~~ previous and the man Lloyd lived in No. 522 and they were her acquaintances. She, however, openly said before the death of young Healey: "What a shame it was to make such a murderous assault on that nice young man" but after the death of young Healey she tries to prevail upon anyone with whom she talks, that she did not see anything of the assault; when she is asked about it as to whether she saw it, she answers, violently shaking her head, "Oh, no, no, no, I did not see a bit of it". Showing that she did. She would have to be handled as an unwilling witness.

Mrs Spais of No. 516 West 28th St is the Mother of George Spais, and as it will be seen on reading further, would be a good witness for the people after truth were not perverted; but her interest in the case makes her testimony only conditionally available.— Now notice the movements of the Spais's since the happening of this sad event.— Geo. Spais has been arrested twice, charged with being one of the assailants on young Healey on the fatal January 14th the night of the murderous assault. On the first arrest she is known to have said: "If George

"is arrested for having any hand in the killing of Jonny
"Healey I will give the whole of them away for I know
"every one that had a hand in it, for I saw them" (Mrs. Riley heard this)
On the second arrest she is known to make the
same threat more vehemently.
George Spais is said to be aiding Leloyd and
Holliday in eluding the vigilance of the detectives, and
some members of the family have threatened the Murray
boy a witness for the prosecution with violence if he testifies against Leloyd
and Holliday; they have been seen a number of times
at night in this vicinity and his defiance to the police
in prisoner of some of their former associates who speak
of it after the murderers have fled to their hiding place.
Leloyd has been seen in the block on 31st or 32d streets
between 10th and 11th avenues hiding in the residence
of a married sister named Hennessy. Spais is a con-
stant caller or visitor at the Lombs to see Anderson and
Rulp him advised of the weakness of the Depales case
against him, and he knows the whereabouts of Leloyd and Holliday.
George Spais' Mother was present at the inquest
before coroner Levy
as to the cause of the death of young Healey, as George
was a witness, to watch the development of circumstan-
ces that might incure against her son George; when
the hearing was over she took notice the corner
of a handkerchief and took from it a quarter
of a dollar and handed it to Anderson with that
loud ostentation that signified that had ac-
complished a great victory. was there a bribe to

Court of Genl Sessions
City of New York.

The People
Ex rel Chas. F. B. Healy
agst
John Anderson

Names of Witnesses for the prosecution

Mr David

Question Anderson burned down George Hollidays house by direction of Michael Doyle and Hollidays in case he became witness for the State.

(Hearing Same this)

George Lloyd, George Hollidays William Lloyd, George Hollidays and John Anderson were "Mates" that Morris the attach on Young Healy and witness to the burning and witness is the best of Shaw that Lloyd was one of the assailants although he is now an keeper and this persons hideouts the house Healy for was now held by the police justice.

prevent Anderson from blowing on her Son George whatever he might do with Leloyd and Holliday? in case he became Witness for the State.. (Hurley said this)

George Spais, William Leloyd, George Holliday, and John Anderson were the "gang" that made the attack on young Hurley and evidence is to be had to show that Spais was one of the assailants although he is now an larger and these persons ridicule the idea that he was not held by the Police Justice..

Court of Sessions
City of Milwaukee.

The People
ex rel Chas. H. B. Hurley
against
John Anderson

Names of Witnesses for the prosecution

McDonald

0723

No. 150.

vs.

John Anderson } Indictment.
Murder 1st Deg.

Statement of George Halliday Meade
Nov 2nd '91.

I reside at 215. Franklin Street Allegheny. My occupation is laborer. In January 1890. I lived at No. 413 N. 26th St. this city. With my Mother. and two sisters and two brothers. On Sunday night the 19th day of January 1890. at 8 O'clock met John Anderson and he and myself had some drinks together. We went in at Campbells on 28th St. and 10th ave and followed some on the N.E. corner of 28th St and 10th ave. There was Oscar Salmon. About seven o'clock, Anderson and myself started to go home. 28th St. We stopped near the corner of the block to talk awhile. Then we went as far down as 28 to see if any of the fellows was down

Then I went out in the alley of
528- and met Charles Healey
the (deceased) standing on the steps
of 528- Rear- He stood leaning
against the railing- He says
What business have you going
in there, I told him it was
none of his business- Then he
made an attempt to strike me
Then I caught hold of him he
grabbed me- The railing of the
steps broke and we fell on the
ground- I was on the bottom-
(Auxiliaries him) I rolled him off
and got up- I started and ran
out through the alley- Anderson
Healey followed me and Anderson
followed him I ran up to no.
520- and in the hall way
Healey got as far as the steps
of the steps when he was caught
by Anderson and Lloyd- I ran
through the hall- and jumped over
the fence and returned to 528 E. 2d St.
through the basement of 518.
When I got to the street- I saw
the three fighting- Healey- Anderson
and William Lloyd. I stood about

0725

Twenty (20) feet from them - The
three men hitting each other as
hard as they could - I saw Anderson
strike Healey. I saw him strike
Healey ~~strike him~~ then them
over into his feet. Healey was
standing about (2) steps up
from the sir mark. Geo Anderson
and Lloyd were here when I drove
there only for a moment. and
then I ran up to 510 - and then
walked up to the corner. I stood
talking with a young friend on
the corner for a half hour. Then
Mrs Walsh came up and says for
Gods sake get an ambulance
there a fellow dying. Then the Spies
went with her to Jamisons Drug
Store Cor. 27th St. and 10th ave
and asked the clerk to ring up an
ambulance for 28th St. He did
he rings - Then I started right down
to 528 W. 28th St. and went across
the alley to 528 Rear. and upstairs
to where Charles Healey was. I then
saw Healey lying on the floor
His face was bloody. His nose
was swollen badly. I called for
some water - and washed his face.

He must not swallow any water.
He could not speak. His mother
Father and an old lady were the
only persons in the room besides
Myself. I staid there about ten
minutes - I arranged the pillow
under his head. and stood looking
at him. Then I started out - and
went up home - I did my supper.
and went to Bed. The next morning
I went to work - at New York Stencil
Plate Company - 24th St. between 7th
and 8th ave - I was employed as a
Scriber. and had been there since
September - When I got home Monday
night - my Mother told me that Hendry
had been assaulted and taken to the
Hospital in an ambulance, In the
Evening I went out - and met Anderson
on 9th ave between 29th and 30th Sts.
He asked me if I was going away
I told him I was going to my Aunts
up to 36th Street. He said he did
not know what to do. He was left home
and went to a Mrs Turners - in 444
W. 28th Street - and staid there all
night - Tuesday morning at six I
went home - ate my breakfast

He asks me if I was going to Australia - I said I was going away for my health.

New York a week down as far
as 14th Street and 8th Ave. Then
on my Way back home about
Noon I met Billy Lloyd - at the
26th St - Between 9th and 10th Ave
He was with George Spais - I
Invited them up to my Home to
dinner - "Billy" Lloyd asked me
When I was going" I told him
I did not know as I had no
fells living outside of New York. He
Said he had a place to go If
I had money enough to go - Billy
Says - If I was he had to go with him
for if he got caught - "He would
have to do time for it" - Then I
passed my Office and got $3.00
for it. I passed it at 13th St. and
8th Ave. Then we started down to the
Boat - Spais Lloyd and myself. We
took the Norwich Line - The city of
New York - for New London - Spais
did not go - We took from New London
to Daytile - I got Employment Pitts
Tutter Drum - and been worked for him
ever since - Lloyd left me at Daytile
Saying he was going to look for
work on a farm - I saw him again
in July - He stay for about a week

0728

He then went away again - and I have
not seen him since - Oppen Roberts
came after me on Sat - 31st of July
'91 - and I came down to New York with
him - I am forty one years of age.
Feby 2nd 1891

George H Holliday

People v. Anderson & Lloyd

Statement.

George Halliday.

Feb 2nd 91.

Now in Bank of Ottawa.

0730

Before the Grand Jury

In re The matter of
C. T. B. Healey decd }

Hon. John R. Carlons
District Atty.

I am very sorry that I am unable to attend before the Grand Jury in the above matter today but it is only because I am unable to walk or even stand. I am suffering from a severe attack of Erisipelis and my doctor tells me that I may be able to go out in a week and perhaps not for ten days which frightens me.

My interest in the above matter is enough to make me use my whole effort to bring his murderers to punishment and I will not cease that effort till I accomplish it.

I am now excluding from time to time, seven witnesses, perhaps fifteen in all, as to the attack and death of which I saw it but are very sick. And when I shall have completed it I will carry it to the office in person. I may assist in developing evidence of facts already in your possession.

Yours very truly
Chas. T. B. Healey

People

vs.

John Anderson

Homicide

0732

Statements -

Nellie Lloyd. Says she and her brother "Billy" - was standing in front of Mrs Purcells saloon No. 529 - W. 28th St. when a voice (unknown to her) shouted from across the street "Jenks" is getting murdered in the alley" She and her brother went across, through the alley, and into the yard - also there she saw - George Halliday and Charlie Healey - Standing on the stoop of 528 - (Rear House.) fighting - Halliday shouted "Jenks are you a friend of mine" Jenks came running in from the street through the Hall-way of No. - 528 - He carries a stick 2 feet and one half ~~long~~ in length, At the time Jenks ~~came~~ reached the stoop of 528 Rear - Healey and Halliday had fallen on the ground Jenks struck Healey four (4) times on the head - He then

starts to run out. but instantly returned. saying "Just let me back and I'll finish the Son of a Bitch the Good Boy". At that in the alley some one shouts again "Cheese it" in and Jones" ran out through the alley to the street. The ~~Boys~~ ran towards 11th ave.

Mrs. James Collins. Reports to in the Destruction of Annie Lloyd as having spoken to her just before the assault while she stood in front of Purcells Saloon. denies to Officer John Roberts. ~~I had~~ having seen her that night.

Julia Walsh. who lives in 528 - front and occupies the 2nd rear room of the 3rd floor, says that she heard Mrs John Gallagher of

0734

526-W. 28th (Rear)
Cry out "Murder Writer"
{~~Mrs Mrs Gallagher denies~~}
Mrs Walsh looked out
of her window - and saw
persons running out through
the alley - (None of whom
She knew.) She did not
see any person on the
ground -

John Murray. aged - eight years -
Says - The three brothers
Halliday and Stanley -
Took place in the Hall
of 520 - W. 28th The
Dam "Jimmy" Ran up in
the Hall with a Stick -
He did not see any
blows struck -

Elizabeth McManus.
Corroborates John Murray
(the Boy.) as to the fight
in the Hall at no 520 -
She lives on the Second

floor of 520. Hearing a noise in the Hall went on the first floor - raised the window of her room - and saw on the steps an object that looked like a man lying on the bottom step - she saw me or two persons running towards 11th ave.-

Frank Fallon - Janitor - who lives at No. 518 - W - 28th, occupies the first floor - He heard a noise in the Hall of No. 520. He went out on the steps about an hour and a half after the noise had ceased - and saw a man sitting in the lower step - Whom he afterwards heard was Charlie Healey -

0736

TESTIMONY.

Wm A. Conway, M. D., being duly sworn, says: I have made a post mortem examination of the body of Charles Healy now lying dead at Roosevelt Hospital and from such an examination and history of the case, as per testimony, I am of opinion the cause of death is Fracture of the Base of the Skull

People Ex rel — April 27 1891

Wm A. Conway, M. D.

Wm A. Conway being sworn says, An autopsy made at Roosevelt Hospital on the body of Charles Healy on Jan. 25th 1890 showed following results, Heart normal, Lungs edematous, adhesions of Pleura on left side. Kidneys normal. All other organs normal.

There was ecchymosis of both eyes extending and rupture of membrane of right ear.

On cutting through the scalp there was considerable extravasation of blood on vertex of the skull and on right side of the head.

On opening the skull the membranes of the brain showed signs of inflammatory action and there was considerable haemorrhage all over the surface of the ~~skull~~ brain.

There was a fracture of the base of the skull extending through the petrous portion of the temporal bone and along the floor of the skull towards the foramen magnum.

In my opinion death was caused by fracture of the base of the skull due to some external violence

Wm A. Conway, M. D.

Sworn to before me,
this 25th day of Jan 1890
Edward Levy CORONER.

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	Date When Reported
20 Years — Months — Days	N. Y. City	Roosevelt Hospital	Jan. 28

Prisoner
Jan a

March 1890

M. J. B. M.

No. 375

1st Quar. 1890

AN INQUISITION

On the VIEW of the BODY of

Charles Healy

whereby it is found that he came to his death by

Bayonet

in Fracture of the Skull caused by an assault at the hands of

about Jan. 19/90

Inquest taken on the day 18 before

MICHAEL J. B. MESSEMER, Coroner.

✓ 375

Mar 6
1038

M. J. B. M.

No. 375

1st Quar. 1890

AN INQUISITION

On the VIEW of the BODY of

Charles Healy

whereby it is found that he came to his death by Basilar Fracture of the Skull caused by an assault at the hands of

about Jan. 19/90

Inquest taken on the day of 18 before

MICHAEL J. B. MESSEMER, Coroner.

✓ 375

Prisoner

Jos A [illegible]

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	Date When Reported
20 Years — Months — Days	N. Y. City	Roosevelt Hospital	Jan. 26

IN THE CORONER'S COURT OF THE CITY AND COUNTY OF NEW YORK.

INQUEST IN THE MATTER OF THE DEATH OF CHARLES HEALY.	BEFORE HON. FERDINAND LEVY, Coroner, AND A JURY.

NEW YORK CITY, MONDAY, MARCH 10TH, 1890.

John Anderson, the prisoner, was brought into Court.

For the District Attorney's office appeared MR. EDWARD GROSSE.

THE CORONER: This case, gentlemen, is that of Charles Healy, 20 years of age, who died from the result of fracture of the skull, caused by an assault at the hands of John Anderson. This is a case where the father of the deceased asked for an adjournment. Is he here ?

(The father of the deceased here entered the Court room.)

GEORGE SPATH

524 W. 28 St.

sworn and examined.

BY THE CORONER:

Q. Where do you live ? A. 545 West 30th Street.

Q. How old are you ? A. 21.

Q. Now, what do you know, if anything, about this alleged assault on Charles Healy ? A. I don't know nothing.

Q. You don't know anything about it ? A. No, sir.

Q. Did you say anything to one of the detectives of the police force ? A. No, sir. I was arrested on suspicion twice.

Q. On suspicion of having had something to do with this assault ? A. Yes, sir.

Q. And taken before the Police Court ? A. Yes, sir.

Q. Were you discharged ? A. I was discharged twice.

BY MR. GROSSE:

Q. What is your business ? A. Merchandise.

Q. Peddler ? A. Yes, sir.

Q. Where do you reside ? A. 545 West 30th Street.

Q. Did you know the dead man ? A. No, sir; I never seen him.

Q. Do you know this man that is charged here with this assault ?

A. Yes, sir.

Q. How long have you known him ? A. This last couple of years.

Q. You have seen him frequently ? A. Yes, sir.

Q. Almost daily ? A. No, sir; he used to work most of the time. I seen him a couple of times a week in the night time.

Q. Now, when did you learn of the death of the deceased ?

A. About an hour after he was beaten.

Q. From whom did you hear of it ? A. I seen him laying on the stoop. I was in 516 West 28th Street, in my mother's house. I lived in 520 at that time.

Q. How did you come to that place ? A. I lived in 520 and he was laying on the stoop.

Q. At what time of the day was it ? A. It was in the night time.

Q. At what hour ? A. Between half past eight and nine o'clock.

Q. Where did you come from ? A. I came from 516, my mother's house, up to my own house, 520.

Q. Your mother lived in this house where he lay on the stoop ?

A. No, sir; I lived there.

Q. And he was on the stoop of your own house ? A. Yes, sir.

Q. So, when you came out of the house, 516 West 28th Street, you saw the deceased lying on the stoop ? A. The stoop of 520.

Q. Now you said it was about an hour after he had been beaten?

A. Yes, about that.

Q. How do you know that ? A. I think so, because I seen him on the stoop and people said it.

Q. You saw him on the stoop, and from that you inferred that he had been beaten about an hour before you came there ? A. Well people talked about it.

Q. Who talked to you ? A. Some strangers. They asked me to help them up into his house.

Q. Which house ? A. 528.

Q. Where he lived ? A. Yes, sir; so I helped them carry him up.

Q. And they pointed out the house to you, 528, to which he was to be carried ? A. Yes, sir; a rear house, through an alley.

Q. And they wished you to assist them ? A. Yes, to carry him.

Q. Now didn't you know any of these men who spoke to you about this case ? A. No, sir; they were strangers.

Q. And yet they knew this man lived in 528 ? A. Yes, they knew the young man.

Q. And you never saw him before ? A. No, sir; I never seen him.

Q. But you learned afterwards who they were ? A. No, sir; I don't know them; I only know his father.

Q. No, no; these so-called strangers ? A. No, sir; I never seen them before.

Q. Have you been in the House of Detention since that time ?

A. No, sir.

Q. You have been at home ? A. Yes, sir.

Q. You have been about the neighborhood ? A. Yes, sir.

Q. Well, haven't you inquired ? A. No, sir.

Q. Haven't you tried to learn who killed this man ? A. No, sir; I minded my own business right along, didn't try to find out.

Q. Now you have been arrested twice upon the charge of having caused the death of this man ? A. Yes, sir.

Q. Didn't that induce you to inquire in the neighborhood who was the man who killed this dead man ? A. No, sir; as long as I didn't kill him I don't care who killed him. I mind my own business.

BY THE CORONER:

Q. If you knew now who killed him wouldn't you think it your duty to tell us ? A. If I knew it, yes, certainly, but I don't know.

BY MR. GROSSE:

Q. Do you know a man by the name of Halliday or LLoyd ? A. I heard of him a couple of times.

Q. Who spoke to you about him ? A. I live in the house where his mother lives and his brother-in-law.

Q. Did you see him ? A. Yes, I often saw him.
Q. So you know him ? A. Yes, I know him.
Q. And you yourself have spoken to him ? A. Yes.
Q. Now when did you see him last before this man was killed ?
A. The last time I seen him was the day after he was beaten.
Q. The day after the dead man was beaten. A. Yes, sir.
Q. And when did you see him before the death of this man ?
A. I seen him on that Sunday.
Q. On what day was the dead man killed ? A. I couldn't tell you.
A POLICE OFFICER: On the 19th, a Sunday.
Q. You saw him on that Sunday ? A. Yes, sir.
Q. At what hour ? A. In the morning.
Q. And where ? A. I seen him up in Harlem, at 86th Street.
Q. And when did you see him the next time ? A. On Monday.
Q. On the Monday following ? A. Yes, sir.
Q. Did you speak to him ? A. Yes, spoke a couple of words.
Q. Well, what did you say to him and what did he say to you ?
A. He was going down town; he was going to London and Liverpool.
Q. Well now, how often did you see this Lloyd or Halliday ?
A. Only in the night time; he worked steady.
Q. Did you see him almost every day ? A. Yes, sir.
Q. How did you come to say that you knew him; you said a little while ago that you knew of him; why did you say that you only knew of him when I asked you first whether you knew Lloyd or Halliday ?
BY THE CORONER:
Q. (Interposing) What do you know of him; do you know anything of him ? A. No, sir.
MR. GROSSE: I want to know why he said he only knew of him when he knew him personally ? A. I didn't know him so very long; it was only lately; he was always working.
Q. But you knew him all the same ? A. Yes, sir.
Q. You were very well personally acquainted with him ?
A. Not so very well.
Q. You saw him and spoke to him every day ? A. Yes, I spoke to him, but I didn't know him so very long.
Q. How long have you known him ? A. Only about a year.
Q. And you went to lager beer saloons together, didn't you ?
A. Yes, sir.
Q. And you spent hours with him when you met him ? A. Yes, once in awhile.
Q. And you didn't speak to him about this occurrence ?
A. No, sir.
Q. Never ? A. No, sir.
Q. How often after you had been arrested and discharged ?
A. I didn't see him after that; I only saw him the day after the man was beaten.
Q. And since that you haven't seen him ? A. No, sir.
Q. Do you know this man that is charged here ? A. Yes, sir.
Q. How long have you known him ? A. About the same time; a year.
Q. When did you see him last before Healy was beaten ? A. I didn't see him for a week before it.
Q. Didn't you see him on the same day ? A. No, sir; I was only out about two hours.
Q. Didn't you say to anybody that this was the man that killed the dead man ? A. No, sir; I didn't see it to say it.
Q. Are you sure about that ? A. Yes, sir; I was asleep at the time it was done.

I

CHARLES FRANCIS P. HEALY

affirmed and examined.

BY THE CORONER:

Q. The deceased, Charles Healy, was your son ? A. Yes, sir.

Q. What do you know with reference to the manner in which he came to his death ? A. Only that on that Sunday night that it occurred my wife and myself went into a neighbor's house and left the boy at home reading. I know no more about it until I was called and was told that my boy was beaten on the sidewalk and was seated on the stoop of 520. I then went and looked at him and did not recognize him, he was so mutilated and covered with blood and dirt. He was unable to speak when I called him and I did not recognize him until after I examined his underclothes. I then saw it was my child. I then helped to carry him home. Someone telephoned for an ambulance to Roosevelt Hospital and it was answered. The ambulance came and I concluded that it was best to let him go there, it being so late at night, ten o'clock, thinking that he might be better cared for there than the care that I could procure at that hour. He remained at the Hospital five days unconscious and I called there every day, and on the 24th of January, five days after the assault, he died. During the whole of the time that I called there, at the different times, he was unable to speak and did not speak to me.

BY MR. GROSSE:

Q. Did you see your son buried ? A. Yes, sir; I saw him buried.

Q. Where ? A. At the Lutheran Cemetery.

Q. Now, when you were informed that your son had been beaten, when you discovered your son in the condition you have described, did you make any inquiries as to who beat him ? A. Only in that general way, "Who did this ?" No one answered.

Q. Wasn't there a crowd of men around him ? A. There was a crowd.

Q. And no one answered ? A. No, sir; no one answered.

Q. Did you afterwards make inquiries ? A. We have, from time to time.

Q. Have you got any clue as to who did the beating ? A. We have. Perhaps it would not be safe to say, but we have a clue as to who the assailants were.

Q. And for reasons you do not want to divulge it ? A. Yes, sir. I had better not, as it might be used at Oyer and Terminer.

Q. You will let me know afterwards ? A. Oh yes; I shall be glad to do that.

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J O H N M U R R A Y,

a very young boy called to the stand but not sworn, though his statement was taken as follows:

BY THE CORONER:
Q. Where do you live ? A. 528 West 28th Street.
Q. Do you know how old you are ? A. No, sir.
Q. Are you here alone ?
MR. HEALY: I brought him down with me, your Honor, at the request of his mother.
THE CORONER: Does this boy live in your house ? ~~xxxxxxx~~
MR. HEALY: No, sir; close by.
Q. Did you ever go to school ? A. Yes, sir.
Q. What school did you go to ? A. 28th Street.
Q. You don't know how old you are ? A. No, sir. My mother says I am going on eight.
THE CORONER: I don't think it proper to administer an oath to this boy .
MR. GROSSE: We can instruct him.
BY THE CORONER:
Q. They call you Johnnie, don't they ? A. Yes, sir.
Q. Did you know this young man Healy ? A. Yes, sir.
Q. When did you last see him; do you know about how long; what was Charlie Healy doing when you last saw him ? A. Fighting.
Q. Who was he fighting with ? A. George Halliday.
Q. And who was there, who saw the fighting besides yourself ?
A. I didn't see nobody.
Q. Are you the only one who saw the fighting ? A. Yes, sir.
Q. Where did they fight; on the Street or in the house ?
A. In the hall.
Q. Of what house; the house you lived in ? A. No, sir.
Q. What house ? A. The second stoop up from me.
Q. Was it in the day time or in the evening ? A. It was in the night.
Q. What time of the night ? A. Nine o'clock.
Q. What were you doing up at nine o'clock at night; why weren't you in bed ? A. Because I went out with my father.
Q. Where did you go with your father ? A. To a liquor store. I asked him could I stay out a little while and he said yes.
Q. And did your father see the fighting ? A. No, sir.
Q. Did you go home alone ? A. Yes, sir.
Q. And your father staid in the liquor store ? A. Yes, sir.
Q. And you went home alone about nine o'clock and you saw fighting ? A. Yes, sir.
Q. You saw Halliday and Healy fighting in the hall ? A. Yes, sir.
Q. Could you see what they were doing ? A. No, sir.
Q. Do you know who struck the first blow ? A. No, sir.
Q. What were they fighting with ? A. I saw Captain Jenks run up in the hall with a slat .
Q. Captain Jenks ?
THE POLICE OFFICER: (Interposing) That is what they call him, Coroner. That is what they call this prisoner here. His right name is John Anderson.

Q. What did Captain Jenks do with the slat ? A. I don't know.

THE CORONER: I will tell the Jury and the District Attorney's representative here that I think this boy's evidence is hardly competent. He don't seem to know exactly what took place and I don't believe he can testify at all as to the condition of affairs. If we can possibly get along without him, I would rather have further evidence.

MR. GROSSE: We will take it for what it is worth at present. If it is supplemented by other evidence, it may be very important.

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N E L L I E L L O Y D

sworn and examined.

BY THE CORONER:

Q. How long have you been in the House of Detention ? A. Going on two months.

Q. Now, where did you reside before you were sent there ?

A. With my mother.

Q. I know, but where ? A. At 545 West 30th Street.

Q. Are you married ? A. Yes, sir.

Q. Now, Mrs. Lloyd, tell the Jury all that you know with reference to this assault on the 19th of January ? A. Well, what I know is, that night I went around after my brother was home for his dinner and he had beer in him and I asked him to be home early for his supper and he promised me to be home at six o'clock. He wasn't home at six o'clock and I got worried about him and I went around on 28th Street to look for him, and when I went around to look for him he was standing over by this saloon and he was talking to some gentleman, I couldn't tell you who he was. But I asked him to come home with me and he wouldn't come home. With that somebody hollered across the Street and says, "Lloyd, come over; Captain Jenks is getting murdered in the alley." I told him not to go and he ran away from me and he ran over in the alley and I went after him. When I went into the alley I saw these two men on the stoop fighting----George Halliday and Charley Healy. They were fighting and they fell from the stoop into the yard and I told my brother to keep away from them and he didn't go near them, and I seen Jenks----

Q. (Interposing) Who is K Jenks ? A. The fellow that struck him with a stick. That is the name he goes by. He ran in and had the stick and he struck the man several blows on the head.

Q. This prisoner struck him several blows on his he ad ?

A. On Mr. Healy's son's head. And then somebody hollered in the alley, "Cheese it," and they all ran and my brother came out with me and he came around on 11th Avenue with me and had his supper and when he had his supper I wanted him to come home and take off his shoes, but he wouldn't do it, and he went out again and when he came home again he said he saw Healy's son taken away in an ambulance.

Q. You saw Jenks with a club. Was it a pretty big stick ?

A. Yes, sir.

Q. And he struck Healy, the deceased, on the head ? A. Yes, sir; several blows.

Q. Did he fall ? A. Yes, he was laying in the yard.

Q. Did he strike him after he fell ? A. He was laying down when he struck him, after he fell off the stoop.

Q. Are you positive of that ? A. Yes, I am positive of that.

Q. What time of the day was it ? A. It was between half past seven and eight o'clock.

Q. In the evening ? A. Yes, sir.

Q. Who else was there besides yourself ? A. I didn't see nobody only the three men in the yard and myself. That was my brother, the deceased and the prisoner.

Q. Where is your brother ? A. I don't know where my brother is.

THE CORONER: Hasn't he been subpoenaed, officer ?

THE POLICE OFFICER: No, sir.

THE CORONER: How is that ?

THE POLICE OFFICER: I do n't know where to find him. He is implicated in the case and he got away.

THE CORONER: Is Halliday implicated in the case too ?

THE POLICE OFFICER: Yes, sir.

BY THE CORONER:

Q. How long have you known Jenks ? A. I have known him a good while.

Q. What do you know of him ? A. I never knew anything at all of him.

Q. As to his disposition for fighting ? A. No, sir; I never knew him to fight before in my life.

Q. But on that occasion you did see him do what you have just stated ? A. Yes, sir; I did.

Q. What became of young Healy at the time; were you there at the time the ambulance came ? A. No, sir; I wasn't there.

Q. What did you do ? A. I went right home.

Q. Did you speak to any policeman ? A. No, sir; I never spoke to anybody.

Q. How did they know that you saw the occurrence ? A. Because when George Spath was arrested he wasn't implicated at all. He was asleep in his mother's house that Sunday, and I told him to tell this gentleman that I knew that to be a fact.

Q. That is the way you came to be subpoenaed ? A. Yes, sir. When the prisoner, Captain Jenks, started back he says to my brother, "Lloyd, are you a friend of mine ?" My brother says, "Yes." Then he says, "Just let me back, I'll finish the son of a bitch, the good boy." My brother says, "You gave him enough; he has got enough now." Those are the very words he said; and Jenks wanted to go back to finish him.

Q. Did you know of any trouble that existed between them ?

A. No, sir; I never knew of any trouble at all.

Q. You knew Healy ? A. Yes, I knew him for a good many years.

Q. What was his disposition ? A. As far as I knew, he was a hard working young fellow that never interfered with anybody.

Q. Of a quiet, peaceable disposition ? A. Yes, sir.

BY MR. GROSSE:

Q. After this prisoner said to your brother he wanted to go back to finish the dead man, or the man who had been assaulted, did he go back ? A. No, sir; because somebody hollered "Cheese it" in the alley and they all ran.

BY THE CORONER:

Q. Those words scared the whole crowd ? A. Yes, and they all ran.

BY MR. GROSSE:

Q. What do you mean by "Alley"; is it the hall of the house ?

A. There is a way to go up the front and there is a back alley. They always call it "The alley."

Q. A side entrance ? A. Yes, sir.

Q. Was there any light ? A. No, sir.

Q. Then how did you see it ? A. Because I was standing right near them, because I didn't want my brother to have anything to do with it.

Q. And you saw this prisoner strike the dead man ? A. Yes, several blows on his head.

Q. With what ? A. With a stick.

Q. What kind of a stick ? A. Some said it was a bale stick and some said it was a bed slat.

Q. How long was it ? A. About two feet and a half. And after he struck him with the stick he ran out of the alley and he threw the stick up 28th Street along the stoops. That is the last place I seen him throw the stick.

Q. And the dead man was on the floor ? A. He was laying in the yard.

Q. When he struck him ? A. Yes, after him and George Halliday fell off the stoop.

Q. And the dead man didn't do anything to this man when he struck him ? A. No, sir; not as I seen.

Q. He didn't even say anything ? A. No, sir; not as I heard.

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C H A R G E.

THE CORONER: Gentlemen, the autopsy in this case was made by Dr. Conway. It is not necessary to read the whole of it in detail but simply this: "In my opinion death was caused by fracture at the base of the skull, due to some external violence." That is the cause of death related by the Doctor, and after that the explanation follows which will be used in some other tribunal.

I think that is about all that it is necessary to give to the Jury in this case. As far as the testimony is concerned, it is plain and positive. If you believe from the evidence that this man came to his death from the result of blows received which caused the fracture at the base of the skull, by this man Anderson, or Jenks as they call him, your verdict must be in accordance with that belief.

Without leaving the box the Jury rendered the following

V E R D I C T.

We, the Jury, find that Charles Healy came to his death on January 24th, 1890, from injuries received by being struck on the head with a stick in the hands of John Anderson on the night of January 19th, 1890, at 520 West 28th Street.

ADJOURNED.

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0747

From Roosevelt Hospital.

New York, Jany 27th 1890

To Coroner M. J. B. Messemer

Sir:

Please hold an Inquest on the body of

Name: Charles Healy Residence: 528 W. 28 St.

Age: 20 years months days. Admitted Sunday, Jany 19th 1890, at 12 o'clock Midnight

Father Amer.

Nativity, Amer.; of Mother Amer. By Ambulance A

Life in U. S. Life in City. From Residence B

Civil Bond Single Occup. Baker Examined by Dr.

Suffering from symptoms of Fracture of the Base of Skull C

Said Injuries said to have been received At the hands of persons unknown in front of residence Jany 19th 90 with homicidal intent D

E

Death took place Friday † day, January 24th th 1890 at 9 20 o'clock P. M.

The Autopsy revealed Fracture of the Base of Skull F

Remarks: Unconscious from time of admission until death. G

Robt. A. Sands M. D.

HOUSE SURGEON ~~PHYSICIAN~~.

Ad. †. State the day of the week.
Ad. A. State whether by *Ambulance* or *Friends*.
Ad. B. State whether from a *Precinct* or a *Residence* and give the name.
Ad. C. State whether from *Natural Causes* or from *Shock* (conscious or unconscious) due to *Injuries*, and if so, give *name, place, date, number, character*, and *Extent* of Injuries, always stating where indicated, whether *right* or *left*.
Ad. D. State *when, where, how*, by what *means* or *persons* received, also whether *Accidental, Suicidal or Homicidal*; in falls, the distance, location and place; in *Burns* and *Scalds* the *circumstances* attending the same: in *runover* cases, the line of *Street Car, Railroad or Conveyance*; in *Weapons*, the character of the same, &c., &c., always giving such information as will lead to an accurate knowledge of the case and facilitate judicial inquiry and justice.
Ad. E. State *name, date, place, character* and *results* of any *operation* or *amputation* performed.
Ad. F. Give a short resume of the *Autopsy* with the *Pathological Diagnosis* and the *Cause* of *Death* at the End.
Ad. G. State here any important facts not embodied in the above statements.

0748

Coroner's Office,

CITY AND COUNTY OF NEW YORK, } SS.

John Anderson 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 Anderson

Question—How old are you?

Answer— 22 years

Question—Where were you born?

Answer— Ireland

Question—Where do you live?

Answer— 540 W 29 st

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?

I have nothing to say John Anderson

Taken before me, this 10th day of March 1890

Ferdinand Leroy CORONER.

0749

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
20 Years Months Days	N.Y. City	Roosevelt Hosp.	Jan 25.

Jan. 25. 1890

HOMICIDE.

AN INQUISITION, 173

On the VIEW *of the* BODY *of*

Charles Healy

Whereby it is found that he came to his Death by the hands of

John Anderson

Inquest taken on the 10 *day of March* 1890

before

Edward Kane Coroner.

Committed

Bailed

Discharged

Date of death

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
20 Years Months Days	N.Y. City	Roosevelt Hosp.	Jan 25.

N.Y. Jan. 25 1890

HOMICIDE.

AN INQUISITION

On the VIEW *of the* BODY *of*

Charles Healy

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

John Anderson

Inquest taken on the 10 *day of* March 1890

before

Edward Levy Coroner.

Committed

Bailed

Discharged

Date of death

0751

Court of General Sessions
of the City of New York

In Re The People of the State of New York
on rel Charles F. B. Healey
against
John Anderson William Lloyd
George Holliday George Spais
James Cain Cooney Meagher

Newly discovered Addenda
to the Healey case

While young Healey was in the house pebbles were thrown up on the window to lure Healey down in the yard by George Spais and he dodged under the stoop to hide until young Healey came down

James Cain who lives with his mother on No. 26th St near 11th Ave up-town side is uncovered to be one of the gang that made the attack and was the person who saw young Healey's father and mother going out and knew that young Healey was alone and formed the "gang" that they might get young Healey down to effect robbery. Young Healey

was standing on his steps when Holliday and ~~Lloyd~~ proceeded Healey and made an attack on Healey, and Lloyd jumped up to his (Holliday) assistance when the three broke the bannister and fell into the yard. Young Healey then through the yard to the street & call an officer or to look for his father, when the young pursued him to the street and then again they attacked him and endeavored to force the beer out of him. They then attacked young Healey in the manner heretofore set forth

Mrs Nolan is ready to testify to the flight of young Healey and the "gang" pursuing him

Old Mary Foy of No 528 saw what took place on the steps until the flight of Healey and the gang pursuing him.

Newly discovered evidence
after guilt of George Speis

In a quarrel between George Speis and his brother the brother points to George scornfully and says: "There is one of the murderers of young Healey". George who was living with his father and mother on the time of the assault upon young Healey has been obliged to leave the Speis house through the disgust of the other

Members of the Speis family. Again, it has been discovered that after Speis ~~family~~ Mother had witnessed the assault and having witnessed the lighting of matches by George to inspect Healy's face while he lay unconscious ~~and~~ Sho George's mother got a wet cloth and wiped away the blood and dirt from Healy's face in part.

George Speis was seen to throw pebbles on the window which lured Healy down in the yard and then he dodged under the stoop to hide, awaiting developements as to whether Healy would come down. Speis was seen by Mrs Gallagher of 526 who is willing to testify to the fact. Speis will not run away

Tommy Meagher of No. was so is said by all persons who saw him in the gang the night after assault on Healy that he was among the assailants and as he is a half simpleton he would quickly show the white feather and testify willingly

James Igo was present at the assault and would probably make statements that would benefit the prosecution he is usually on 28th St near 10th ave. he can be found almost any time

Court of Sessions
City of New York

The People &c
against
John Anderson
Indt

Addendum to Case

0755

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the ~~house of~~ Coroners Office *No.* 67 Park Row *~~Street~~, in the* 4th *Ward of the City of New York, in the County of New York, this* 10th *day of* March *in the year of our Lord one thousand eight hundred and* Ninety *before* Ferdinand Levy Coroner, *of the City and County aforesaid, on view of the Body of* Charles Healy *lying dead at*

Upon the Oaths and Affirmations of Eleven *good and lawful men of the State of New York, duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said* Charles Healy *came to his death, do upon their Oaths and Affirmations, say: That the said* Charles Healy *came to his death by*

Injuries received by being struck on the head with a stick in the hands of John Anderson at 520 West 28th Street. January 19th 1890

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

JURORS.

Henry Hoppenstedt	Fred Horris No 72 So Wooster
David Hermann 257 Bowery	Diedrich H Ricker 299 W 4 St
John A Thode 46 Perry	Wilhelm Schweder 39 Montgomery
Thomas Kingsmuir 53 Morton	Henry Ruger 40 Leroy
A L Bryde 434 Grand	Henry C Torborg
	W D Koopman

Ferdinand Levy

CORONER, L. S.

0756

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

John Robert

of No. 20th Precinct Police Street, aged years,

occupation Policeman being duly sworn deposes and says

that on the 28th day of January 1880

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

now here, is a material witness in the case of the complaint against John Sullivan for Homicide and deponent has reason to believe the said Nellie will not appear as a witness to prosecute said complaint, and asks that she be required to find bail for her appearance as such witness.

Sworn to before me, this 28 day of January 1880

Police Justice.

0757

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Nellie Lloyd

AFFIDAVIT.

Dated Jan 28 1887

White Magistrate.

Officer.

Witness,

Disposition,

House of Detention

0758

Police Court, 2 District.

City and County of New York, } ss.

Charles F. B. Healey

of No. 528 West 28th Street, aged 49 years, occupation Journalist being duly sworn, deposes and says, that on the 19th day of January 1890, at the City of New York, in the County of New York, deponent son Charles B. Healy was feloniously assulted and beaten about the hour of 9 o'clock P. M. near deponents residence, in West 28th Street, and from the effects of said assault deponent said son Charles B. Healy died in Roosevelt Hospital on the 24th day of January 1890, and deponent charges that the death of the said Charles B. Healy was caused by said felonious assault committed by John Anderson, now here, sometime known as "Captain Jenks," and one George Halliday, not arrested, for the following reasons:— Deponent is informed by Nellie Lloyd, now here, that on said date, about 7 o'clock P. M. she saw the defendant ~~Halliday~~ fighting with the said Healy, and she saw the said Healy and Halliday clinched, and they fell off a stoop. Then the said Anderson struck the said Healy with some weapon. Then the said Halliday got up and the said Anderson rose about to strike the said Healy again when the said Nellie Lloyd said to the said Anderson "Don't hit that man again" and the said Anderson replied "I will go back

and finish the goods boy" Then the said Anderson went and struck the said Healy again with the weapon several blows on the head violently and then the said Anderson ran off and the said Anderson then had a stick in his hand. Deponent asks that defendant be dealt with as the law directs.

Chas. H. B. Healy

Sworn to before me this 28 day

of January 1890

A J White

Police Justice.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named ______ guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of ______ Hundred Dollars, ______ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated ______ 188 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

Police Court— ______ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

1 ______
2 ______
3 ______
4 ______

Offence, ______

Dated ______ 188

______ Magistrate.

______ Officer.

______ Clerk.

Witnesses, ______

No. ______ Street,

No. ______ Street,

No. ______ Street,

$ ______ to answer ______ Sessions

0760

CITY AND COUNTY OF NEW YORK, } ss.

Nellie Lloyd

aged 25 years, occupation Home Cleaning of No. 545 West 30th Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Charles F. B. Healy and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 25 *day of* January 1886

her
Nellie Lloyd
mark

A J White

Police Justice.

0761

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Anderson

Question. How old are you?

Answer. 21 years.

Question. Where were you born?

Answer. U. S.

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

Answer. 540 West 29th St — 1 year

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am not guilty.

John Anderson

Taken before me this 2d *day of* May 1899

[illegible]

Police Justice.

0762

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

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

Dated Jan 28 188 20 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

0763

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court--- 2 1/3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles F. R. Healy

528 vs. West 28

John Anderson

2

3

4

Offence Larceny

Dated Jan 28 1890

White Magistrate.

Roberts Officer.

W Precinct.

Witnesses Nellie Lloyd

Mrs Bellington

No. 545 West 30th Street.

John Murray agent

No. 528 West 28 Street.

No. Street.

$ 500

RECEIVED. JAN 30 1890 DISTRICT ATTORNEY'S OFFICE.

0764

The Peo.
vs.
Anderson

Mary Spath says this 27th day of February '91 – That she knows "Billy" Lloyd. That on Tuesday the 22nd day of Jany '90 – At his house in 30th Street she heard him say. That he helped to kill Charles Henley – That Captain "Jenks" or John Anderson hit him with a Bale Stick. That ~~Bill~~ Billy Lloyd kicked him. That the one "Jenks" did the most of it. – That Nellie Lloyd was in the room during the Conversation – and said that she would go down and see that Captain Jenks and Halloway did it all – That Captain Jenks hit ~~it~~ him with the Bale Stick and that she said it.
~~The Peo~~

Mary Spath
78 Little 12 St

People v Anderson & Lloyd

The Peo.

vs.

Wm. Anderson & Lloyd

Motion to Strike.

Filed 27th '91

0766

Started for the Corner
250 W 41. St
Joseph Bolle —
Saw a pair of Overcoats
Joplin Sommerson —

Jno Joseph Bolles — 250 W 41. St.
What was you doing
on 2 St

[illegible]
Knows Anderson —
8890 Lincoln 372 Yr 48 —
Did not know Heady —
[illegible]
[illegible]

Talked to Mr Hollingsby
Across the Way Next
Across was followed by
Merrill and a couple of
fellows Followed some one
Across the alley
Kept up a [illegible] Boyle
[illegible]
Thought Only the
two fellows Boy Made
an B made a run for
Hallorian & Boyle

2

0767

[illegible]
Head - Anderson and
[illegible]
Floyd got a [illegible] of Head
& 3 or 4 got [illegible] on
Heady & [illegible]
[illegible]

[illegible]
[illegible]
[illegible] Holden
[illegible]
Anderson [illegible]
stamps

Floyd picked them up
Halliday always [illegible] Floyd
[illegible] them.

Often with Anderson
R. J. 6 Liberty Place

0768

~~How did he [illegible] this fuel~~
~~Was on this~~.

Does the Know - Young Henry -

Did the See him at the
520 —

~~Did he [illegible]~~
~~Position Was~~

See has leg. he
has Know Crossman.
If he is not one of
the gang -

See him If he was
not in the habit of
letting persons in
yard with the gang ~~[illegible]~~
Sundays.

0769

LAW OFFICES OF
ROBERT TOWNSEND,
55 Liberty St., New York,
AND
[redacted]

"Thou shalt do no Murder"-

"He that smiteth a man, so that he dies, shall be surely put to death-

XXI chap Exodus-
12th verse-

0770

Patrick Murray.

Lives in fam 19th 1890 at 528 W. 28th St. on the second floor (rear). The same floor with Charles Healey the deceased. I had lived there then but (3) months. I knew Charley Healy slightly. I never had seen him to know him till I went to 528 W. 28th St. I worked in the Colwell Iron Works N. J. at Catasaqua. I was accustomed to leave the city on Monday returning Saturday night.

Examined Mrs Mary Murray, will tell nothing.

" Ann Gallagher Miss Dell Nothing.

People v Anderson & Lloyd

Patricks Murray

0772

Bugbee House,
J. B. BURNHAM, Prop.,
Putnam, Conn.

PUTNAM CONN FEB 24 91 8 AM

Mr Robert - Townsend
District - Attorney Office
New York
city

Bugbee House,
J. B. BURNHAM, Prop.,
Putnam, Conn.

PUTNAM CONN. FEB 18 91 4 PM

Mr Robert - Townsend
District - Attorneys
Office New York
city -
N Y

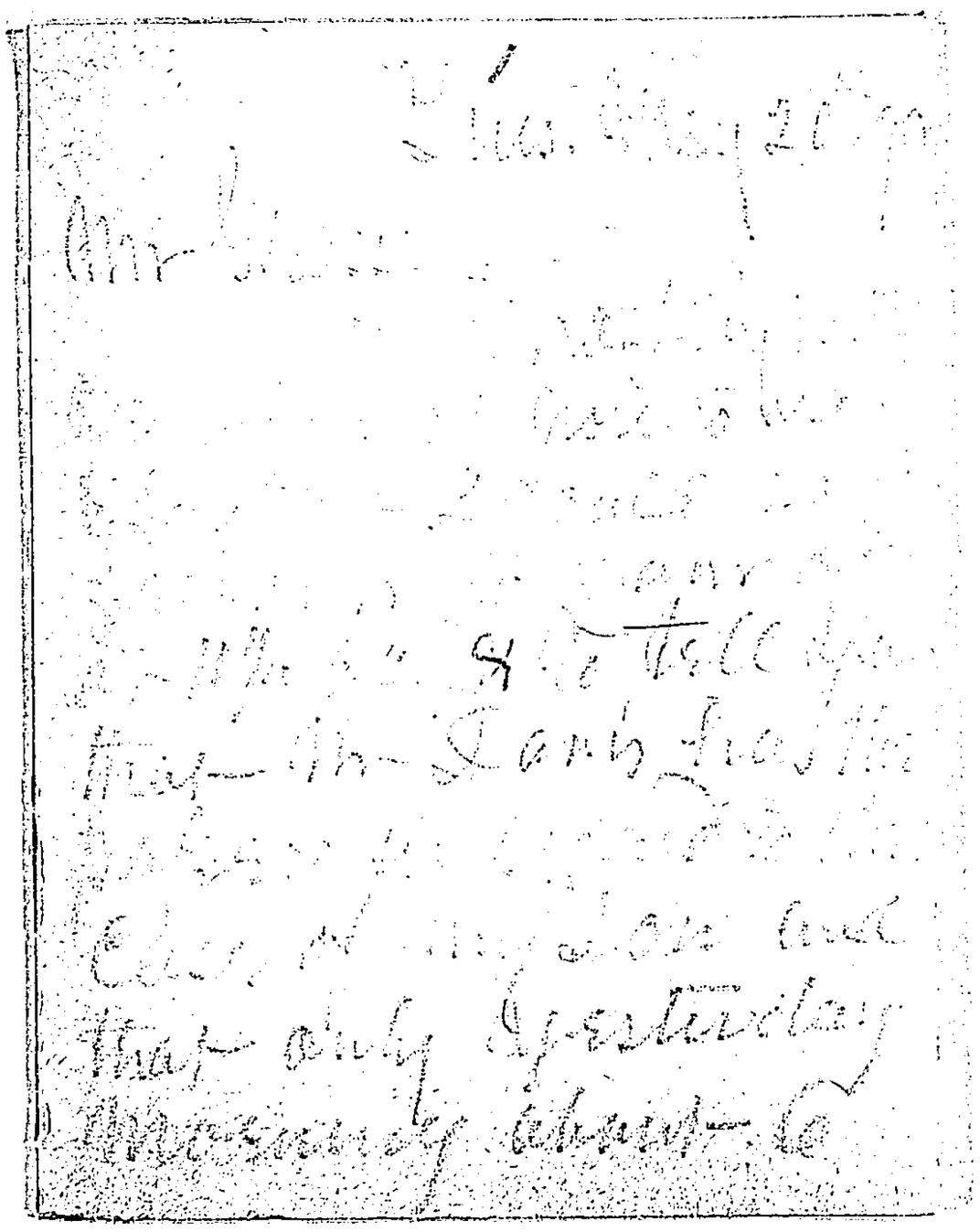
Bugbee House,
J. B. BURNHAM, Prop.,
Putnam, Conn.

PUTNAM CONN. FEB 26 91 4 PM

Mr Robert - Townsend
District - Attorneys
Office
New York
city -

0773

POOR QUALITY
ORIGINAL



0774

[illegible] 2 [illegible] 9 left
[illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible]
[illegible] 9 left [illegible]
a [illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible]

0775

POOR QUALITY ORIGINAL

3

and in the pre-
-paration of the
[illegible] Barbecue
[illegible] case of
Anderson Stand
over until the
two Lloyds and
Kelliday, are ar-
rested; as Spain
had a hand in
the assault-

0776

4

On my day I did
like to be pursued as
a witness from the
house so either now will
lies the legs off our
Dear Dorothy and
Ewen by your dear
Cousin Nancy Mary Ayres
can tell you I impress on
him & I am back
ing for the correct
at the proper time

0777

POOR QUALITY
ORIGINAL

5

and as this is not
likely to happen
due either self-hair
at any time, get
these papers from
Ann Stevens and
telephone despatch
Bird. Advise Mr
Overlands the case
and is arranging
to arrest-~~[illegible]~~ and H.A. H2

0778

6

6.21 — the contract
officer 301 problem
of who is spent
more on the track
after a fixed-price
award. I can then get
get 50 quotes

0779

p.8 Action Space is an [illegible] that probably belongs in the [illegible] section. [illegible] [illegible] [illegible] [illegible] Time-Still Dim. [illegible] Space [illegible] [illegible]

0780

Bugbee House,

J. B. Burnham, Proprietor.

Putnam, Conn., Feb the 20th 1891

Mr Townsend

Dear Sir I am still in the vacinity of Putnam and 5 or 6 days Behind Lloyd at Groveers dale 8 miles from Putnam. to-day I have had better luck than before and have fair hopes of getting my man

John Roberts

0781

Bugbee House,

J. B. Burnham, Proprietor.

Putnam, Conn., Feb the 18 1891

Mr Robert- Townsend

Dear Sir I am at Putnam and shall stay heare to night. Loyd has an uncle here and i can finde out whether he has been here and if they know where he is to night —

I came to danilsonville this morning at 5 Am and from there to Putnam on the 9 Am train if I do not finde him here I shall go to Carolina Mills in Massachusetts tomorrow he has a sister living there

John Roberts

0782.

Bugbee House,

J. B. Burnham, Proprietor.

Putnam, Conn., Feb the 24th 1891

Mr Townsend

Dear Sir I am still on the Hunt for Loyd and will be able to know whether I can get him or not by to night His people are sending him money from New York and he is changing his residence every few days i have ~~been~~ been two or three days behind him two days and i think I may get him to night

Robert

0783

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.
This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.
THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
C 1603	Le	BA	Paid

RECEIVED at the WESTERN UNION BUILDING, 195 Broadway, N. Y. 1891

Dated Daysville Conn 31

To Robert Townsend
Dist attorneys office
New York

Am at Daysville be home tonight
good luck

Roberts

0784

Western Union Telegraph C

Pay no Charges to Messenger unless written in Ink in Deliver

DELIVERED FROM WESTERN UNION BUILDING,
195 Broadway, Cor. Dey St.

No.

Robert Lennedy
Lit atty
320 Canal St

Paid

0785

Court of General Sessions

The People
vs.
John Anderson

Indictment:

Murder 1st degree
§ 183 P. C.

for having, on the 19th of January 1890, in West 23th Street, caused the death of one Charles Healy, by maliciously and feloniously striking him with a stick on the head, premeditatingly and deliberatingly designing to effect his death, which occurred afterwards, to wit: on the 24th of January, 1890.

From the fact that they were daily companions and were also in defendants company immediately before the killing of said Healy one William Lloyd and one George Halliday are

suspected to have been accomplices of the above defendant in the killing of Healy. There is no positive and direct evidence to verify said suspicion, but it is supported by the fact that both Lloyd and Halliday have fled from the city on the day following the assault and have not returned since. The same suspicion has also been raised against one George Spath, but all the witnesses that have been mentioned as knowing something about his participation in the crime, have in their examination by me positively denied such knowledge. Their testimony corroborates Spath's own statement, that at the time of the assault upon the deceased, he was in his parents apartments.

Witnesses:

John Murray
528 West 28th Street.
He is a boy of about 9 years,

and is rather timid. He should be instructed as to the nature of an oath, although I have succeeded pretty well in giving him a clear idea thereof.

He saw the defendant go for the deceased with a slat.

(See Coroner's Minutes pp. ~~6-8~~ 5&6.)

Nelly Lloyd,
545 West 90 Street
Saw the assault; is a good witness.
(See Coroner's Minutes pp. 6-8.)

George Spath
524 West 28 Street
Found the deceased lying on the stoop of 520 West 28th Street about an hour after the assault.
(See Coroner's Minutes pp. 1-3.)

Charles Francis P. Healy
520 West 28th Street,
Father of the deceased. Saw him, lying on the stoop of 520 West 28th Street. Can testify as to the death of the deceased.

0788

(See Coroners Minutes p. 4)

Dr. William A. Conway.
Deputy Coroner.
Autopsy.

COURT OF GENERAL SESSIONS

THE PEOPLE, &c.

vs.

John Anderson

BRIEF OF FACTS.

For the District Attorney.

Dated June 12 1890

Edward Rosse

Deputy Assistant.

0790

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Anderson

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

John Anderson

of the CRIME OF **Murder in the First Degree,** committed as follows:

The said John Anderson,

late of the City of New York, in the County of New York aforesaid, on the ninth day of January, in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety, at the City and County aforesaid, with force and arms, in and upon one

Charles Healy,

in the peace of the said People then and there being, wilfully, feloniously, and of his malice aforethought, did make an assault, and he the said

John Anderson, him,

the said Charles Healy, with a certain knife which he the said John Anderson in his right hand then and there had and held, in and upon the head of him the said Charles Healy then and there wilfully, feloniously, and of his malice aforethought did strike, ~~stab, cut and~~ wound and fracture, giving unto him the said Charles Healy then and there with the knife aforesaid, in and upon the head of him the said Charles Healy one mortal wound and fracture of the breadth of one inch, and of the ~~depth~~ length of six inches, of which said

mortal wound the said the said at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the day of in the same year aforesaid, did languish, and languishing did live, and on which said day of in the year aforesaid, the said at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said

the said in the manner and form, and by the means aforesaid, wilfully, feloniously, and of malice aforethought, did kill, and murder, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

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

The said

late of the City and County aforesaid, afterwards, to wit: on the said day of in the year of our Lord one thousand eight hundred and ~~eighty~~ , at the City and County aforesaid, with force and arms, in and upon the said

in the peace of the said People then and there being, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of , the said , did make another assault, and the said the said , with a certain which the said , in

his right hand then and there had and held, in and upon the head of — him, — the said Charles Healy, then and there wilfully, feloniously, and with a deliberate and premeditated design to effect the death of him the said Charles Healy, did strike, stab, cut and wound, giving unto him the said Charles Healy, then and there, with the knife aforesaid, in and upon the head of him the said Charles Healy, — one mortal wound and fracture of the breadth of one inch and of the ~~depth~~ length of six inches, of which said mortal wound and fracture the said Charles Healy, at the City and County aforesaid, from the said ninteenth day of January in the year aforesaid, until the twenty-fourth day of January, in the same year aforesaid, did languish, and languishing did live, and on which said twenty-fourth day of January, in the year aforesaid, he the said Charles Healy — and fracture, at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said John Anderson, him — the said Charles Healy, in the manner and form, and by the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of him the said Charles Healy, did kill and murder, 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.

JOHN R. FELLOWS,

District Attorney.

0793

BOX:
387
FOLDER:
3611
DESCRIPTION:
Arment, Alfred A.
DATE:
03/12/90

3611

Witnesses;

May 28 1890

If there was any evidence of the prosecution it has not been presented to my notice. There is in the written papers conclusively evidenced that no violation of law occurred. Nothing to support the indictment. I think it should be dismissed

J H Fellows
Dist Atty.

Bailed

by - Arthur W. Peck
274 W. 70th St

40.

Olin Reves & Montgomery

Counsel,

Filed 12 day of March 1890

Pleads, Not guilty

THE PEOPLE

vs.

B

Alfred A. Arment

VIOLATION OF EXCISE LAW.
(Keeping Open at Unlawful Hours.)
(III Rev. Stat. (7th Edition), page 1989, Sec. 5.)

JOHN R. FELLOWS,
District Attorney.

May 29/90
Indictment Dismissed

A True Bill.

John Henry Rhoades

Foreman.

Off for March Term
G.S.B.

PII Ap 28

Court of General Sessions

The People &c
against
Alfred A. Arment

City & County of New York, ss.

Alfred A. Arment being duly sworn says:- I am the defendant herein. I reside in New York City. I am superintendent of the Metropolitan Opera House & hold the license therefor in my name. I was present in said Opera House at the Arion Ball on the night of the 20th and early morning of the 21st day of February 1890. On that occasion I ordered the bar closed at one o'clock a.m. I took especial care that such order should not be violated and saw that a police officer was stationed thereat to prevent the sale of any wines or liquors. I ordered also that no wines or liquors be sold or given away in any part of the house & to the best of my ability, saw that such order was enforced. I am not aware that any wines or liquors were sold after one o'clock on that occasion & did everything in my power to see that the law was enforced.

Sworn to before me this 12th day of April 1890
John C. Clark.
Commr of Deeds, N.Y. Co.

A. A. Arment

0796

Court of General Sessions

The People &c
against
Alfred A. Arment

City & County of New York, S.S.

Charles O. Sheldon

being duly sworn says: he is a Sergeant of Police connected with the 19th Precinct in the City of New York. As such officer he was on duty on the night of the 20th and early morning of the 21st day of February 1890 at the Metropolitan Opera House where the Arion Ball was in progress. One of his duties on that occasion was to prevent violations of the excise law by the sale of wines and liquors between the hours of one and five o'clock a.m. In the enforcement of such duty deponent personally kept an over sight of the bar at said place and also stationed one of his officers at the bar who remained there during the progress of the ball after one o'clock a.m. Deponent therefore says of his own knowledge that said bar was closed and no liquors sold thereat on that occasion at two o'clock a.m nor at any other time between one and five o'clock a.m

Deponent further says that defendant Arment herein co-operated with this deponent and did everything in his power to prevent any sale or use of any kind of wines or liquors between the hours of one and five o'clock at or about said Opera House on that occasion

Deponent further says he has been on duty at said Opera House on several other similar occasions and that said Arment has always assisted him in enforcing the law.

Sworn to before me this 12th day of April 1890
John C. Clark
Comm^r of Deeds
N.Y. Co

Chas. O. Sheldon

Court of General Sessions

The People &c

against

Alfred A. Arment.

Affidavits

of

Alfred A. Arment & Sergt. Charles O. Sheldon.

OLIN, RIVES & MONTGOMERY,

ATTORNEYS FOR Mr. Arment

32 NASSAU STREET,

(Mutual Life Building.) NEW YORK CITY.

Due and timely service of a copy of the within

..... is hereby admitted

this ..... day of 189

COURT OF GENERAL SESSIONS.

THE PEOPLE &c.
against
ALFRED A. ARMENT.

City and County of New York, ss:

THOMAS REILLY being first duly sworn deposes and says: He is a captain of Police connected with the 19th Precinct in the City of New York. As such he was on duty on the 20th and early morning of the 21st day of February 1890, at the Metropolitan Opera House, where the Arion Ball was in progress. One of his duties on that occasion was to prevent violations of the Excise laws, by the sale of wines and liquors between the hours of one and five o'clock in the morning. In the enforcement of such duty deponent personally kept an oversight of the bar at said place, and had also stationed one of his officers at the said bar, who remained there during the progress of the ball after one o'clock in the morning as aforesaid. Deponent therefore says of his own knowledge that said bar was closed and no wines or liquors sold thereat on that occasion at or about two o'clock of said morning, nor at any other time between one and five o'clock of said morning. Deponent further says that defendant Arment herein co-operated with this deponent and did every thing in his

power to prevent any sale or use of any kind of wines and liquors between the hours of one and five o'clock on said morning at or about said Opera House on that occasion.

Deponent further says he has been on duty at said Opera House on several other similar occasions, and that said Arment has always assisted him in enforcing the law.

Sworn to before me this 29th day of April 1890.

Robt Peterson
Notary Public
Ny. Co

People
agst.
Defendants Statements

0002

W. P. MITCHELL, LAW PRINTER, 23 BEEKMAN STREET, N. Y.

STENOGRAPHER'S MINUTES.

The People vs
against:
Defendant Clement

BEFORE

Grannis Jury

March 11th 1890

WITNESSES.

	Direct.	Cross.	Re-Direct.	Re-Cross.
Thomas Riley				
Captain 19th Precinct				

GRAND JURY.

THE PEOPLE
vs
ALFRED A. ~~AMEND~~ Armont.

New York, ~~April~~ March IIth, I890.

THOMAS REILLY being duly sworn testified as follows:

Examined by Mr Lindsay.

Q. You are captain of the I9th Precinct?

A. Yes sir.

Q. Did you see him at the Metropolitan Opera House on the 22nd of February?

A. Yes sir.

Q. That was the evening of the Arion ball?

A. Yes sir; the evening of the 20th and the morning of the 21st.

Q. That was the time your officers made arrests for violation of the Excise Law for allowing liquor to be sold?

A. Yes sir.

Q. Did you see Mr ~~Amend~~ Armont exercising any authority?

A. I cannot say he exercised authority; but he is the janitor and the licensee.

Q. Do you know he is the licensee?

A. Yes sir.

Q. He has admitted it to you?

A. Yes sir.

BY THE FOREMAN:

Q. What was the latest hour you saw him there?

A. I cannot fix the time.

Q. Was it after one o'clock in the morning?

A. I cannot swear positive.

Q. What part of the building is the license for?

A. The license is for the building.

0805

[illegible]

Paupers

vs:

Claimants

Stenographer's Transcript.

March 11th 1890

0806

THE PERSON NAMED IN THIS LICENSE IS THE ONLY ONE WHO CAN USE IT. IT CANNOT BE SOLD OR ASSIGNED.

LIQUOR

This License expires May 1 1890

The Board of Commissioners of Excise

CLASS 3.

LICENSE No. 6235

OF THE CITY OF NEW YORK,

HEREBY CERTIFY, that

Alfred J. Vincent

is licensed as Saloon Keeper to sell and dispose of STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, in quantities less than five gallons at a time, to be drank on the premises at

the place named and known as the "Metropolitan Opera House" comprising the buildings together with the inclosures connected with and pertaining thereto and bounded by Broadway, 39th and 40th Streets and 7th Avenue.

for One Year from the date hereof, pursuant to the Statutes of this State.

Dated the 27th day of April 1889

Geo. H. Gale, Secretary.

Wm. L. Andrews, Jas. van Alstyne, Commissioners of Excise.

1889-90.

THIS LICENSE MUST BE KEPT IN A CONSPICUOUS POSITION, AS REQUIRED BY § 2, CHAP. 549, LAWS OF 1873.

0807

COUNTY OF NEW YORK, SS.

In the Name of the People of the State of New York, To any Sheriff, Constable, Marshal or Policeman in this State, GREETING:

An indictment having been found on the 12th day of March 1890, in the Court of General Sessions of the Peace, of the County of New York, charging Alfred A. Arment with the crime of Violation of Excise Law

You are therefore Commanded forthwith to arrest the above named Alfred A. Arment and bring him before that Court to answer the indictment; or if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City Prison of the City of New York, or if he require it, that you take him before any Magistrate in that County, or in the County in which you arrest him, that he may give bail to answer the indictment.

City of New York, the 12th *day of* March 1890

By order of the Court,

Clerk of Court.

0808

COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any Sheriff, Constable, Marshal or Policeman in this State, GREETING:

An indictment having been found on the 12th day of March 1890, in the Court of General Sessions of the Peace, of the County of New York, charging Alfred W. Arment

with the crime of Violation of Excise Law

You are therefore Commanded forthwith to arrest the above named Alfred A. Arment and bring him before that Court to answer the indictment; or if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City Prison of the City of New York, or if he require it, that you take him before any Magistrate in that County, or in the County in which you arrest him, that he may give bail to answer the indictment.

City of New York, the 12th *day of* March 1890

By order of the Court,

Clerk of Court.

0809

N. Y. General Sessions of the Peace

THE PEOPLE

OF THE STATE OF NEW YORK,

against

Alfred A. Arment

Bench Warrant for Misdemeanor.

Issued March 12 188 90

☞ The defendant is to be admitted to bail in the sum of.....dollars.

Arrested on bench 13th/90 and held in $200 to answer

K. W. Eilley
Capt. 9th Det

Bailed
Mch. 13/90
LA

0810

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

The People of the State
of New York
against
Alfred A. Arment, William Candler,
George Ehling, Otto A. Kopetzky,
Frederick Schwarz, Gustav Young,
Charles Saxer, William T. Hamburger,
Albert Thomas, Charles Trabner,
George Sudmann, Joseph Henrichs
and William Preuss,

The Grand Jury of the City and County of New York, by this indictment, accuse Alfred A. Arment, William Candler, George Ehling, Otto A. Kopetzky, Frederick Schwarz, Gustav Young, Charles Saxer, William T. Hamburger, Albert Thomas, Charles Trabner, George Sudmann, Joseph Henrichs and William Preuss of the crime of Keeping Open, Between the Hours of One and Five O'clock in the Morning, a place licensed for the sale of strong and spirituous liquors, wines, ale and beer, committed as follows:

The said Alfred A. Arment, William

Handler, George Ehling, Otto A. Kopetzky, Frederick Schwarz, Gustav Young, Charles Saxer, William T. Hamburger, Albert Thomas, Charles Trabner, George Sudmann, Joseph Henricha and William Preusse, all late of the City of New York, in the County of New York aforesaid, on the twenty-first day of February in the year of our Lord one thousand, eight hundred and ninety, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed between the hours of one and five o'clock in the morning of the said day, and between the hours of the said day, to wit: at the hour of two o'clock in the morning of the said day, the said place so licensed as aforesaid unlawfully did then and there open and cause and procure, and suffer and permit at the time aforesaid to be open and to remain open, 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.

John R. Fellows,
District Attorney.

40

Witnesses:

Jeff Das Elmasey
" Dehn
" O'Rourke
" Cahill
" Cray
Capt Thos Reilly

Counsel,

Filed day of 188

Pleads,

THE PEOPLE

vs.

Alfred A. Arnoldt,
William Candler
George Ehling
Otto A. Hopetzhan
Frederick Schwarz,
Gustav Young,
Charles Baxter,
William T. Hamburger,
Albert Thomas,
Charles Drabner,
George Sudmann,
Joseph Henrichs,
William Preusse

Violation of Excise Law,
(Keeping Open a Unlawful House)
[III Rev. Stat. (7th Edition) Page 1989, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Bill ordered against
Alfred A Arnoldt

Foreman.

All others discharged

0814

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Alfred A. Arment

The Grand Jury of the City and County of New York, by this indictment, accuse Alfred A. Arment of the crime of KEEPING OPEN, BETWEEN THE HOURS OF ONE AND FIVE O'CLOCK IN THE MORNING, a place licensed for the sale of strong and spirituous liquors, wines, ale and beer, committed as follows:

The said Alfred A. Arment, late of the City of New York, in the County of New York aforesaid, on the twenty-first day of February, in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed between the hours of one and five o'clock in the morning of the said day, and between the said hours of the said day, to wit: at the hour of two o'clock in the morning of the said day, the said place so licensed as aforesaid unlawfully did then and there open and cause and procure, and suffer and permit, at the time aforesaid to be open and to remain open, 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.

JOHN R. FELLOWS,

District Attorney.

0815

BOX:
387
FOLDER:
3611
DESCRIPTION:
Arndt, Edward
DATE:
03/18/90

3611

Witnesses;

Mary Broderick

after an Interview with complainant & upon receiving the withdrawal, I am convinced that no jury would convict and therefore ask that the deft be discharged on his own recognizance

J. R. F.
A. D. A.

March 25th 1890

107 L. H. & T.

Counsel,

Filed 18 day of March 1890

Pleads, Not guilty

THE PEOPLE

vs.

Edward Arndt

Grand Larceny Second degree.
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John [illegible] Rhoades

March 25/90

Foreman.

Dismissed [illegible] on his own recognizance

0817

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS
Edward Arndt.

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; and ask that I be permitted to withdraw the complaint made by me herein, upon the ground that there is a doubt in my mind as to the identity of the defendant he having been arrested about six months after the commission of the offense charged against him. and I believe he is a person of good character

Mary Broderick

0818

Police Court— 2 **District.** **Affidavit—Larceny.**

City and County of New York, } ss.

Mary Broderick

of No. 138 Mott 10 Street, aged 28 years,

occupation Keeps house being duly sworn

deposes and says, that on the 11 day of September 18[illegible] at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and lawful money of the United States to the amount of Eight dollars and fifty cents and three gold rings of the value of twenty four dollars and thirty five dollars and fifty cents ($39 50/100)

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 Edward Arndt (Working)

from the fact that upon said date the defendant was putting up a clothes line for deponent and when she paid him for his work she placed her pocket book upon the edge of a shelf and went into the front room when she turned around and saw the said defendant feloniously take said and carry away the said property from the shelf and run away.

Mary Broderick

Sworn to before me, this 1st day of Oct. 1898

Police Justice.

0819

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Edward Arndt

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. New York

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

Answer. 622 East 6th St. 4 Months

Question. What is your business or profession?

Answer. Workman Cutter

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

Answer. I am not guilty

Edward Arndt

Taken before me this 9 *day of* March 1869

Police Justice.

0820

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

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

Dated March 6 *18*92 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated *18* *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated *18* *Police Justice.*

0821

Police Court--- 2 383 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mary Brodenick

138 vs. Mar 10 ⅞

Edward Arnell

2

3

4

Offence Larceny Felony

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Mch 6 188 90

White Magistrate.

John Sweeney Officer.

Precinct.

Witnesses Ellen Mattox

No. 12 Burrow Street.

No. Street.

No. Street.

$ 500 to answer

Bond

RECEIVED. MAR 10 1890 CLERK'S OFFICE

0822

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Edward Arndt

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

of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Edward Arndt

late of the City of New York, in the County of New York aforesaid, on the eleventh day of September in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms, the sum of eight dollars and fifty cents in money, lawful money of the United States and of the value of eight dollars and fifty cents, and three finger rings of the value of eight dollars each

of the goods, chattels and personal property of one Mary Broderick

then and there being found, 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.

John R. Fellows,
District Attorney.

08 23

BOX:
387
FOLDER:
3611
DESCRIPTION:
Auerback, Morris
DATE:
03/27/90

3611

Witnesses:

Stephen McMahon

197 230

Counsel, A. S. Rosenthal

Filed 27 day of March 1891

Pleads, Not guilty

THE PEOPLE

vs.

Morris Auerbach

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 584, — Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

John Hamm Rhoades
Foreman.

Part I April 2d

Part III June 8

Pleads Petit Larceny

Sentence suspended

B. M. J.

0825

Police Court— 1 District.

Affidavit—Larceny.

City and County of New York, } ss.:

Stephen McKenna

of No. 31 Montgomery Street, aged 14 years, occupation Errand boy being duly sworn deposes and says, that on the 14th day of March 1890 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the day time, the following property, viz:

Good and lawful money of the United States of the value of Eight cents

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 Morris Auerback (now here) for the reasons that deponent was walking through Spruce Street and counting the money in his hand the defendant suddenly snatched said money and ran away

Stephen McKenna

Sworn to before me, this 14 day of March 1890

Police Justice.

0826

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Morris Auerbach

Question. How old are you?

Answer. 15 Years

Question. Where were you born?

Answer. Germany

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

Answer. 232 Second Street 2 months

Question. What is your business or profession?

Answer. I Sell Papers

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

Answer. I am not Guilty

Morris Auerbach

Taken before me this 14th *day of* March 1890

H Mulnrad

Police Justice.

0827

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

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

Dated March 14th *18*90 D. McMahon *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated *18* *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated *18* *Police Justice.*

0828

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court--- 1 District. 429

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Stephen McKenna
61 Montgomery st

Morris Auerbach

2 .....

3 .....

4 .....

Offence. Larceny from person

Dated March 14 1890

McMahon Magistrate.

Mooney Officer.

4 Precinct.

Witnesses H. A. Fain

No. 100 East 23d Street.

No. ..... Street.

No. ..... Street.

$ 500 to answer G. S.

RECEIVED. MAR 18 1890 DISTRICT ATTORNEY'S OFFICE

G. F. Lamar

00229

Court of General Sessions

The People &c
vs
Morris Auerbach

REPORT OF THE NEW YORK SOCIETY FOR THE PREVENTION OF CRUELTY TO CHILDREN.
100 EAST 23D STREET,

New York, March 17th 1890.

CASE NO. 47728 OFFICER John Mooney - 4th Precinct
DATE OF ARREST March 14th 1890.
CHARGE
Larceny from the person.

AGE OF CHILD 14 years
RELIGION Hebrew.
FATHER
Michael Auerbach.
MOTHER
Fanny Auerbach.
RESIDENCE 140½ Pitt Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT on August 23 1890 Morris was arrested by an Officer of the 17th Precinct for Larceny from the Person and at First District Police Court was discharged by Justice O'Reilly with a reprimand.- to affidavit taken.

On December 10th 1889 he was also arrested by an Officer of the 17th Precinct for stealing candy from a stand, but none being found in his possession was discharged by Justice Smith at First District Court.-

Boy's parents are very respectable people and live in clean and comfortable apartments.- They have five other children, all of whom live at home.

Officer John Mooney of 4th Precinct says he has had several complaints come to him from boys charging Morris with taking money from them.

All which is respectfully submitted,
E. Fellows Secretary
Pro Dist. Atty.

Court of
General Sessions

The People &c
vs
Morris Auerbach

larceny from person
PENAL CODE, §

Report of the New York Society for the Prevention of Cruelty to Children.

ELBRIDGE T. GERRY,
President, &c.,
100 East 23d Street,
NEW YORK CITY.

0831

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Morris Auerbach.

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.

Stephen M. Kenna

~~Pet.~~

Stephen McKenna,

vs.

Morris Auerbach.

0833

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Morris Auerbach

The Grand Jury of the City and County of New York, by this indictment, accuse Morris Auerbach of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said Morris Auerbach

late of the City of New York, in the County of New York aforesaid, on the fourteenth day of March in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety, in the day time of the said day, at the City and County aforesaid, with ~~force and~~ arms,

one nickel coin of the kind called five cent pieces, of the value of five cents, and eight coins of the kind called cents, of the value of one cent each

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

John R. Fellows,
District Attorney