

0172

BOX:

444

FOLDER:

4089

DESCRIPTION:

Heyser, William

DATE:

07/20/91



4089

0173

Witnesses;

Counsel,

Filed July 1887

Pleaded July 1887

THE PEOPLE

vs.

PETIT LARCENY.

[Sections 528, 532 * Penal Code].

William Heyser

July 1887

DE LANSEY NICOLL

JOHN R. FELLOWS

Per one mon. 1st District Attorney.

A True Bill.

Amicus J. Col

Foreman.

Aug 4, 1887

W. H. Nelson

Court of General Sessions
City and County of New York

The People

vs

— apt —
William Heyser

City and County of New York ss.

William Heyser
being duly sworn says that he is the
defendant above named -
That deponent is only in this country
about one year and has for a greater
portion of the time he has been working
as a waiter in this City - ~~for one year~~
and for a short period previous
to deponent's arrest herein he was
unemployed and out of funds
and he appropriated the articles
charged in the indictment, solely
for the purpose of obtaining
some funds wherewith to pay for
and his lodgings and living
and intended in as short a time
as possible to restore to the complainant
said property - That he has always
been on friendly terms with the
complainant and will in the

mean future on that the said
complainant is indemnified
for all loss and damages
that he has sustained by reason
of the acts of this deponent
That deponent makes this statement
from the fact that he anticipates
receiving from his father now in
residence in Europe a sufficient
sum of money to place deponent
in a much better position, as
deponent in the event of his early
discharge to get married -
he being at the present time
engaged -

That deponent has never in
his lifetime been convicted
of any crime either in the
United States or in Europe -
where deponent resided previous
to his coming to America

Subscribed before me
this 6th day of August 1891. *Willy Keyser*
Alfred Walden

NOTARY PUBLIC,
Kings Co. Cert. filed in N. Y. C.

Court of General Sessions.
City and County of New York

The People
vs
- apt -
William Heyser. }
2

City and County of New York ss:

Hilbert Bakrath
being duly sworn says that is engaged in
the Restaurant business at No 129 East
Houston Street, in said City and has been
for the past eight years.

That for about one year last
past he has known the defendant
and during about four months
said defendant was in defendant's
employ. I discharged him owing
to the fact that trade had fallen
off. I always regarded him as a
sober and industrious young
man and attended to his duties
faithfully. As far as I know
have never heard that the said
defendant was in his lifetime
convicted of any crime.
also am acquainted with several
other persons and who have

spoken of said defendant
in a favorable light - and
notwithstanding the present
charge would willingly re-employ
said defendant.

Sworn to before me
this 7th day of August 1891 } Walter Babcock
Thel. Macdonald.

NOTARY PUBLIC.
Kings Co. Court, filed in N. Y. Co.

General Sessions
City and County of New York

The People
vs

— apt —
William Heyser

City and County of New York, ss:

Albert Weck

being duly sworn says that for the
past ten (10) years he has been
and now is engaged in the business
of nickel plating, his present
location being at no 209 Centre
Street in the City of New York

That deponent is well acquainted
with the relatives of the defendant
above named who reside in the
City of Berlin - Germany
and that each and every of said relatives
are respectable and worthy ~~persons~~
persons and so regarded in that
community.

That for about one year last past
deponent has known that the defendant
has been residing in this City, and
has been steadily working as a waiter
for a portion of the time, being

in the service of one Hilbert Bahrst
at 1019 East Houston Street in this
City. - That deponent has heard read
the affidavit of said Bahrst
and believes the same to be true
That so far as this deponent knows
he has never heard that said
defendant was ever before convicted
of any crime either in this state
or in Germany -

Sworn to before me -
this 8th day of August 1891.
Phil Waldheimer

Albert Weitz

Count of General Tamm
City Court of New York

The People

vs. App. —

William Heyser

Affidavit.

West Berlinger
Counsel for sept
23 Chambers St. N.Y.

0181

Police Court

3- District.

Affidavit—Larceny.

City and County } ss:
of New York,

Gustav Anders

of No. 129 E Houston Street, aged 33 years,
 occupation Waiter being duly sworn,
 or about 9 day of July 1891 at the City of New York,
 deposes and says, that on the
 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:

Two Gold watches valued at
 Twenty five dollars (\$25⁰⁰)

the property of

Deponent

and that this deponent

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

for the reasons following to wit, the said
 property was in a closet in deponent's
 apartment at no 129 - E - Houston St

Defendant occupied the same room with
 Deponent. Deponent missed the said property
 and the defendant admitted and
 confessed that he had stolen the said
 property and pawned it part of it at
 Bernman's Pawn shop no 2 Oliver Street
 and sold part of it at no 102 E. Houston St
 Defendant gave Deponent the pawn ticket
 for that part of the property which was
 pawned

Gustav Anders

Sworn to before me this

12th

day

1891

Police Justice.

0182

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

William Heyser 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.

William Heyser

Question. How old are you?

Answer.

24 yrs

Question. Where were you born?

Answer.

Germany

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

Answer.

129 E Houston St 2 months

Question. What is your business or profession?

Answer.

Waiter

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

Answer.

*I am guilty**Willy Heyser*

Taken before me this *12*
day of *July* 189*1*

John Heyser
Police Justice.

0183

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

Dated *July 12* 18 *91* *John R. Ryan* Police Justice.

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

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

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

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

0184

#121 3 907
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

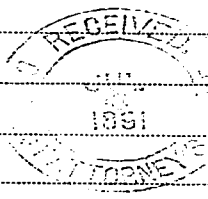
Gustav Andersen
129- vs E. Arnold
William Heyser

1
2
3
4

Officer
Grand Jury

Dated July 12 1891
Ryan Magistrate.
Mooney Officer.
11 Precinct.

Witnesses
No. Street.
No. Street.
No. Street.



No. Street.
\$1000 to answer G. S.
Lam P. S.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Heyser

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

William Heyser
of the CRIME OF PETIT LARCENY committed as follows:

The said

William Heyser

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

*two watches of the value
of twelve dollars each*

of the goods, chattels and personal property of one

Gustav Anders

then and there being found, then and there unlawfully 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.

*Lee Lancey Nicolls
District Attorney*

0 186

BOX:

444

FOLDER:

4089

DESCRIPTION:

Hieb, Frank

DATE:

07/27/91



4089

Witnesses:

Send for

Officer

Complainant

Samuel Joseph

305 E. 71st

Miss Aaron Chan

My

Counsel,

Filed 27

day of

1891

Pleas,

THE PEOPLE

vs.

Frank Field

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Subscribed

July 27, 1891

Pleas — Bench day

Cal. Ref. AP

31

Burglary in the Third Degree,
[Section 489, Penal Code]

0188

Police Court—4th District.City and County } ss.:
of New York,of No. 111 Beux Avenue Street, aged 25 years,occupation Segar mfr being duly sworndeposes and says, that the premises No. 313 East 71st Street, 19th Wardin the City and County aforesaid the said being a tenement building

and which was occupied by deponent as a segars factory, the fifth floor of which building was used as a parlour, store place and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly opening a window leading with the fifth floor of said building, (and which window was shut)

on the 29th day of July, 1891, in the night time, and the following property feloniously taken, stolen, and carried away, viz:

Seven boxes of segars, of the value of about Twenty (20) Dollars

the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Fraunk Heif (now here)

for the reasons following, to wit:

Deponent says, he closed his place of business, occupying the entire building No. 313 East 71st Street, for the manufacture of segars, at about noon of July 18th, and had securely locked the doors and fastened the windows on leaving.

Deponent further says, when he returned to said building on July 20th, he discovered that said property

was missing from the ~~fourth~~^{fifth} floor of said building, and that a window, opening from said floor to an air shaft was open.

Deponent further says - he is informed by Officer Philip Miller, p. 21 - Precinct, that he arrested defendant on July, 20, with seven (?) boxes of cigars in his possession, which deponent identified as his property, and was also informed by said Officer, that defendant had confessed when that he had stolen said property from said building.

whereupon, deponent charges defendants with burglariously entering said building, and taking, stealing and carrying away said property, from deponent's possession.

Two or three fine
this 21st day of July

Given Under my hand
 this 27th day of July, 1891. *Harry S. Jones*

W. W. W. W. W.

Police Station

Dated _____ 188 .
Police Justice. _____

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

Dated _____ 188 .
Police Justice.

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

Dated _____ 1885.

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

.....Hundred Dollars.....and be committed to the Walden and Acker of the City of Boston

anylytheroo, I order that he be held to answer the same and he be arraigned at the same of

-----all appearing to me by the written depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the willful murder

Police Court, _____ District.

THE PEOPLE, &c.,
on the complaint of

vs.

1. _____
2. _____
3. _____
4. _____

Office—BURGLARY.

Dated _____ 188 _____

Magistrate. _____

Officer. _____

Clerk. _____

Witness, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

\$ _____ to answer General Sessions.

CITY AND COUNTY }
OF NEW YORK, } ss.

CITY AND COUNTY }
OF NEW YORK, } ss.

Philip Miller
.....
Officer..... of No.

aged years, occupation

25th Ave Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Harry J. Josephs and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 21 day of July 1890, } Philip H. Allen.

W. B. Richardson
Police Justice.

0191

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. Frank Heip

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. Newport City

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

Answer. 309 East 71st St - 2 years

Question. What is your business or profession?

Answer. poster on sign boxes

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

Answer. I am guilty Frank Heip

Taken before me this

21day of July 1897William J. ...

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 Fifty Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he ~~leave~~ such bail.

Dated July 21 1891 At Whate 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.

Date.....18..... Police Justice.

0193

177
Police Court--- 11th District. 954

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harry S. Joseph
1111 1/2 Lenox Ave
Frank Heip

1.
2.
3.
4.

officer
Longland

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated July 21 1891
McMahon Magistrate.

Philip Miller Officer.
25 Precinct.

Witnesses Said officer
No. Street.

No. Street.

No. Street.

\$ 1500 9.08
Com Longland
P.D.



TORN PAGE

0194

483

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Kieb

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

Frank Kieb

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

The said

Frank Kieb

late of the 19th Ward of the City of New York, in the County of New York aforesaid, on the nineteenth day of July in the year of our Lord one thousand eight hundred and ninety-one in the eighth time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the building of one Harry S. Josephs

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of the said Harry S. Josephs in the said building then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

0 195

SECOND COUNT—

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

Frank Hick

of the CRIME OF Retit LARCENY

committed as follows:

~~The said~~

Frank Hick

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

seven boxes of cigars of the
value of three dollars each
box

of the goods, chattels and personal property of one

Harry S. Josephs

in the

building

of the said

Harry Josephs

there situate, then and there being found, in the

building

aforesaid, then and there feloniously did steal, take and carry away, against the form of the statute
in such case made and provided, and against the peace of the People of the State of New York
and their dignity.

DeLancey Nicoll,
District Attorney.

0 196

BOX:

444

FOLDER:

4089

DESCRIPTION:

Hooper, William R.

DATE:

07/15/91



4089

0197

275 R. 1000
 275 R. 1000
 275 R. 1000

See endorsement
inside

Filed 13 day of July 1891
Plends, Not Guilty (16)

U.S.

William R. Hooper

R A P E.
(Sections 278 and 218, Penal Code.)

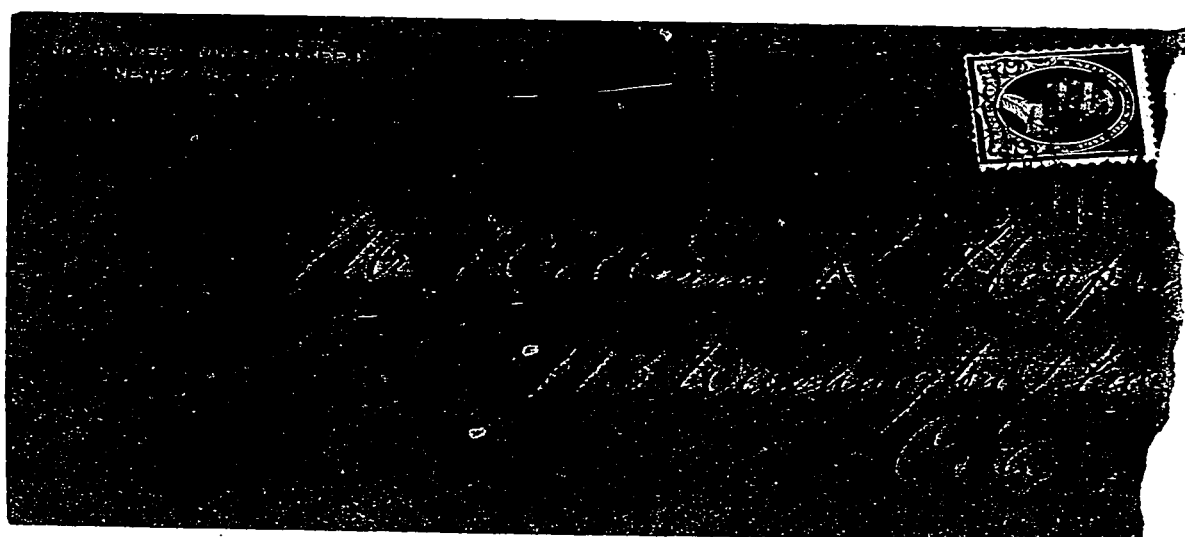
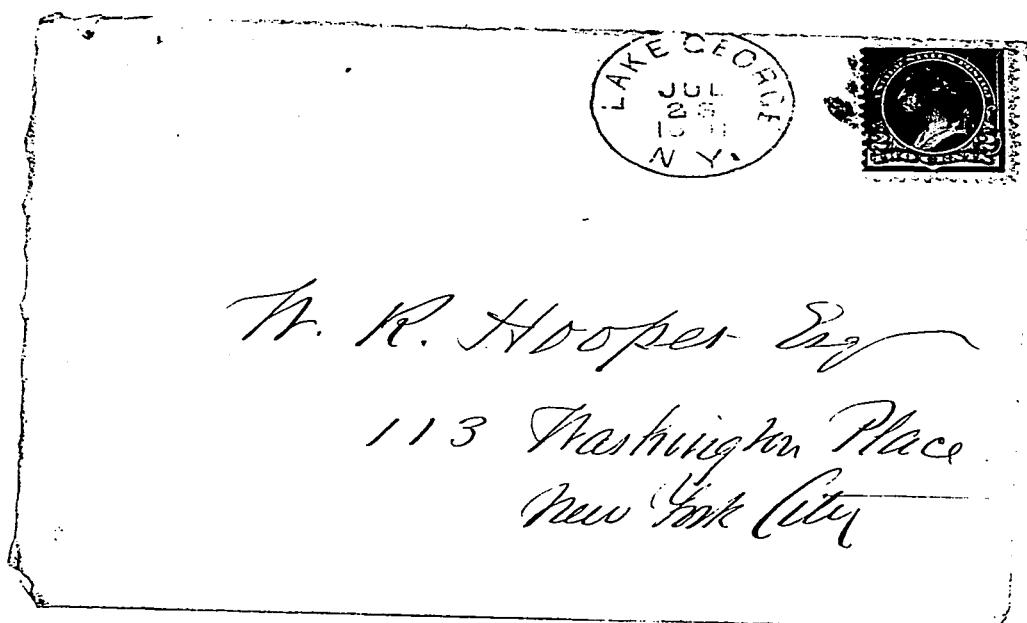
10 District Attorney.

Indictment

A TRUE BILL. *L. Russell*

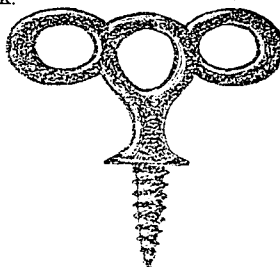
William L. Corb
Foreman.

0198



0 199

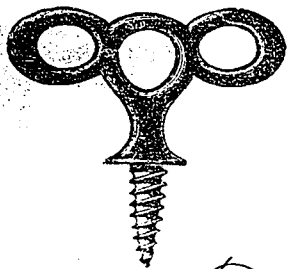
C. L. Strohmenger, Jr.
THEATRICAL AND BUILDER'S HARDWARE
HOTEL SUPPLIES AND SPORTING GOODS
493 SIXTH AVENUE, NEW YORK.



Like and STROUD Broadway

0200

Late with J. STROUD.
Broadway.



C. L. STRIMMINGER JR.
Theatrical, Stage and Builder's Hardware
Hotel Supplies, House Furnishing and Sporting Goods.

493 Sixth Avenue, near 30th Street.

New York, July 22^d 1891

To Whom it may concern

Have known Mr Wm Hooker
since 1875 and have been personally associated
with both night and day and have never
seen an act on his part that could lead
me to suppose him guilty of any thing
unbecoming a man and gentleman

I look upon him today as a personal
friend

Very Respectly
Chas L Strimmer Jr

0201

M. VAN BLARICOM,

OFFICE OF

W. S. BRADLEY,

Van Blaricom & Bradley,

Dealers in

FLOUR, GRAIN, MEAL AND FEED,

Also Receivers of Hay, Straw & Oats,

31 NINTH AVENUE,

NEW YORK,

July 20th 1898.

*This is to certify that we have
personally know William R Hooper
for several years & we have always found
him an honorable & upright young man
and one worthy of every confidence.*

M VanBlaricom

31. Ninth Ave.

William. S. Bradley

31. Ninth Ave

POOR QUALITY
ORIGINAL

0202

Naumburg, Kraus, Lauer & Co
657 & 659 Broadway

New York

To whom it may concern:

I have the honor to acknowledge the receipt of your letter of the 10th inst. in relation to the above named firm, and in reply to inform you that the same has been forwarded to the proper authorities for their consideration. I am, Sir, very respectfully,
Yours very truly,
Naumburg, Kraus, Lauer & Co

Naumburg, Kraus, Lauer & Co

0203

NAUMBURG, KRAUS, LAUER & CO.
657 & 659 Broadway,
NEW YORK.

W. R. Hooper


0204

New York July 2/69

This is to certify
that I have known
Wm. W. Weaver of
108 West 14th St New York
for more than 12
years and I
require him as
an entirely re-
liable confidential
agent in every
respect

A. C. Johnson
250 W 14th St

0205


L. C. THOMPSON,
Wholesale Dealer in
Foreign & Domestic Fruits,
18 LITTLE TWENTH ST.,
NEW YORK.

Wm R. Hooper

0206

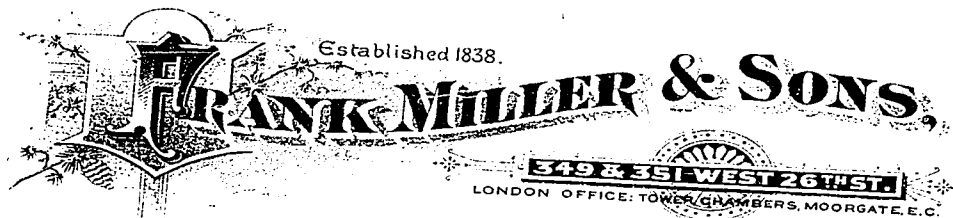
67 WEST 9TH STREET.

I have been personally
acquainted with William
R. Hooper for fifteen years
and I believe him to be
a strictly upright and
moral man. I do not
think it possible that he
could be guilty of the
charge against him and
my belief in his integrity
remains firm.

Joseph W. Moore *J.W.M.*

July 21st/91

0207



New York, July 21st 1891.
To Whom it may concern:-

I have known
William R. Cooper for about six
years and have always considered
him a straightforward, honorable
young man. I know him to have
been very happy in his domestic
relations, and knowing him as I do
am confident he is innocent of the
crime with which he has recently been
charged.

F. C. Miller.

0208

Chas. Spont. July 20

Sir

I am glad to say in reference to Mr. Wm
Hooper he has been a resident at my house
for about twelve years and I have never seen
anything in his deportment that was not
becoming a gentleman during all the
years I have known him strictly sober
honest and industrious

Mrs A. S. Fairbank 125 Washington St

0209

38 West 24th St
New York July 22
1911

Mr. Howe

Dear Sir
For

many years, I have
been acquainted with
Mr. W. Hopper; and
association with him
from his early boy-
hood to the present
time enables me to
say that I have
always found him
both as big and
manly, industrious
and the truthful

02 10

59 West 9th St
New York.

I am very pleased to speak
in the highest terms of
Dr. W. Hooper. I have known
him since a child, and
have seen him nearly
every day for the past
15 years. I feel certain
he would be the last
man in the world, to
commit anything wrong
in the way he is accused.

02 11

I know he has always
been an honest, sober,
upright man during
the time I have known
him.

Respect L
J W Carpenter.
Organist & Choirmaster
St Lukes Church.
N. Y.

02 12

I have known Mr. Wm
R Hooper intimately for
the past six years. During
that time his reputation
and deportment have been
excellent. I most willingly
bear witness of the regard in
which he is held by those
who know him

Wm L. Howard M.D.,
54 Morton St
New York July 21st 1891

02 13

New York,
July 7, 1891.

To whom it may concern:

It gives me
pleasure to be able to
speak in commend-
atory tones of the
bearer of this epistle,
Mr. W. R. Hooper, whom
I have known person-
ally for a long time.

During my acquaint-
ance with the gentle-
man, extending over
a period of several
years, I have been on
terms of the closest
friendship with him
and can conscientiously

say that I have never
in all this time
known him to be
guilty of any act that
would lead me to
look upon him as
anything but a gentle
man. I believe
him to be honorable
in every sense of the
word, and know of some
body whom I would
sooner apply for assist-
ance in any case that
would call forth the
generous and sympa-
thetic side of a person's
nature, than he.

Should this brief
statement be the
means of aiding him
in any effort to improve
his condition or establish

02 15

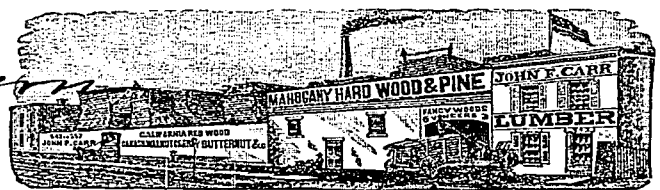
his right to that most
sacred of all things —
a man's honor — it
is with the hearty
approval of one who
believes he has had
every means of knowing
whereof he speaks, and
who believes the
gentleman to be worthy
of any trust that
might be confided
to his keeping.

Respectfully,
A. Wood

02 16

Memorandum.

To Whomsoever it may Concern



543 W. 23d St., New York, July 21 - 1891

I can testify that I have known
Mr. William B. Hooper for the past
eight or ten years and regard him
to be an honorable and moral
young man

Stephen G. Carr
543 W. 23d St.
N. Y. City

02 17

Hobart July 30/91

To

We have known
Mr Wm R. Hooper as a neighbor
or for the past 12 years
but have known him
intimately for the last 7
years and seen him
every day during that
time as he took his meals
at our house up to the time
of his marriage, since
which he and his wife
have been living right
across the street and we

02 18

have seen him almost
daily we know him
to be honest, sober, and
industrious, in fact
never have seen or
heard of one action
not becoming the first
gentleman in the land

Respectfully
Sincerely to Mr. McConnell
Hon. Sec. of Commerce
Washington, D.C.

02 19

ESTABLISHED 1827.

CHAS. F. THOMPSON & CO.,

—* House, Sign, *—

ORNAMENTAL • AND • DECORATIVE • PAINTERS.

309 SPRING STREET.

Geo. W. Smailey.
WM. H. ROSTON.

New York, May 20 1891

Gentlemen

This is to
certify that I have known
Gen. Cooper for the past ten
years. have known him as an
honest and upright young man
array. considered him in the
most respectful manner and
I regard him as a person who
would merit the fullest confidence.

Respectfully

Chas. F. Thompson,

POOR QUALITY
ORIGINAL

TORN PAGE

0220

People

v

Hooper

Letter as to

Character

LEVY, FRIEND & HOUSE,
ATTORNEYS AND COUNSELORS,
25 CHAMBERS STREET,
NEW YORK.

Court of General Sessions.

-----*
The People etc.)
:)
:)
-agst- :)
:)
WILLIAM R. HOOPER :)
-----*

City and County of New York, SS:-

W i l l i a m H. H a r r i s, ~~off~~/Hg.
35 Charlton Street, in the City of New York, and clerk in
the Merchants' Dispatch Transportation Company, being du-
ly sworn, deposes and says: that he is acquainted with
the above-named defendant, William R. Hooper, as well as
with one Caty Dieckmann, the complainant against defendant
in the above-entitled cause.

That the premises No. 35 Charlton Street are
occupied by deponent and his family and the family of
Charles F. Thompson, the said Thompson being the father-
in-law of deponent.

That one Maggie Dieckmann, a sister of the com-
plainant, is employed as a servant in the family of said
Charles F. Thompson, and that said complainant Caty Dieck-
mann was at one time so employed.

That deponent was informed that complainant,
Caty Dieckmann, had charged the said defendant with the
crime of rape, and that on such complaint, he had been
arrested and indicted.

That on Friday, July 31st, 1891, deponent was

0222

informed by Maggie Dieckmann that her sister Caty, the complainant, was going back to her parents in Germany, and would not return to this country; and that she would sail on the steamship "Lahn", of the North German Lloyd Steamship Company, on Tuesday, August 4th, 1891.

That at the request of the defendant, he went to the docks of said Steamship Company, on said last-mentioned day, and saw the complainant, Caty Dieckmann, and her two sisters; that he spoke to said complainant, and that she took him aboard said steamship, and showed him the place where she would sleep while on the voyage; that he stood on the dock as the steamship sailed away, and that complainant stood on the deck of the steamship and waived her handkerchief to deponent as the steamship sailed away. That deponent has no interest in this case, but makes this affidavit at the request of Levy, Friend & House, the defendant's attorneys, for the purpose of showing the fact that the complainant in the above-entitled action has left the country.

Sworn to before me this)
5th day of August, 1891.)

:o:-

Wm. H. Harris

Wm. H. Harris
Comm. of Deeds
N. Y. City

Court of General Sessions

The People vs. }
 agt
 William Hooper }

City & County of New York ss.
 Frederick B. Busch
 of No. 275- Bleeker Street in
 said city being duly sworn de-
 poses and says I am the
 brother in law of Kate
 Dickman the complainant
 herein. Her sister being my
 wife. I know the com-
 plainant - she formerly visited
 me. Her sister Maggie Dick-
 man who resides at No
 35 Chilton Street informed me
 that Kate has left this Coun-
 try never to return again and
 that she sailed on the steamer
 Lahar which left this port
 on the 4th day of August inst.
 Since receiving this information
 I have investigated the matter
 and have discovered that the
 statement made to me by
 said Maggie is true. and that

0224

Kate did leave this Country has-
ing sailed on the Steamer Lahn
on the 4th day of August last.

Seen & before me.

Aug 7th 1891-

Wm E. Cook } Fred Busch

NOTARY PUBLIC,
KINGS COUNTY,
Certificate filed in New York Co.

0225

Court of General Sessions.

THE PEOPLE

vs.

William R. Hooper.

City and County of New York, ss.:

Patience F. Hunt

being duly

sworn, deposes and says: I am a Police Officer attached to the *Ninth* Precinct.

in the City of New York. On the *Sixth* day of *August* 1891,

I called at *No 275 Bleeker Street,*

the alleged *place* of residence of *Kate Dickmann*

the complainant herein, to serve her with the annexed subpoena, and was informed by

Ed. Busch a relative of the complainant that the said complainant had left the City of New York, on the Steam Ship "Lahn" of the North German Lloyd Steam Ship Company, on Tuesday, the 4th day of August, 1891.

Deponent further says that he is the officer who made the arrest herein, and that from the information he has received he knows that said complainant has left this County and does not intend to return.

Sworn to before me, this *7th* day of *August*, 1891.
Wm E. Cook

Patience F. Hunt

NOTARY PUBLIC,
KINGS COUNTY,
Certificate filed in New York Co.

Court of General Sessions,

THE PEOPLE, on the Complaint of

vs.

William R. Hooper

Offense:

JOHN R. FELLOWS,

District Attorney.

Affidavit of Police Officer

Patrick J. Hunt,

Fourth Precinct.

Failure to Find Witness.

0226

0227

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
 If this Subpoena is disobeyed, an attachment will immediately issue.
 Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

431

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Kate Pennington
 of No. 275 Bleeker Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of 4 AUGUST 189 at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Mr R Hooper
 Dated at the City of New York, the first Monday of
 in the year of our Lord 189

AUGUST

Cordeus Lancy
 DE LANCEY NICOLL, District Attorney.

0228

Should the case not be called
assigned in Court, please inform
Office about it, and you may
If inconvenient to remain,
state this early to the District
Attorney's Office.
If you know of more test
before the Magistrate, or if a
was not there brought out
District Attorney or one of

THE PEOPLE

William R. Hooper

City and County of New York, ss:

sworn, deposes and says: I reside at No.

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the
City and County of New York. On the *11th* day of *August* 189*1*

I called at

275 West 11th Street the said residence
of the said *Kate Deckerman*
the alleged *_____* of

the complainant herein, to serve her with the annexed subpoena, and was informed by *her*

brother in law Frederick Deckerman that she
had left on Tuesday August the fourth
on the Steamship *Laban* for Europe
I also inquired of her sister *Maggie's* *Chalton*
Deckerman and she also told me her
sister had left for Europe on the Steamship
Laban and will not return.

Sworn to before me, this

7th day
of *Aug* 189*1*

of

Just H. Driscoll
Commissioner of Needs
N. Y. C.

Cornelius Leary
Subpoena Server.

0229

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

William R. Hooper

Offense:

JOHN R. FELLOWS,

Deputy District Attorney.

Affidavit of

Conradus Dean

Subjunct. Server.

Failure to find Witness.

0230

Court of General Sessions.

-----x
)
 The People etc. ;
 -agst- ;
 William R. Hooper ;
)
 -----x

City and County of New York, SS:-

Moses H. Grossman, being duly sworn deposes and says, that he is the managing clerk in the office of Levy, Friend & House, the attorneys for the defendant in the above-entitled action.

That, on the 5th day of August 1891, at the request of Mr. House, one of the members of said firm, he went to the office of the North German Lloyd Steamship Company, at No. 2 Bowling Green, in the City of New York, a and there inspected the list of steerage passengers that sailed on the steamship "LAIDN", of said Company, on Tuesday, August 4th, 1891, and on said list of passengers, deponent saw the name "Cath. Dieckmann, N.Y.", and deponent is informed and verily believes that she is the complainant in the above-entitled action.

Sworn to before me this)
 5th day of August, 1891.)

o:- Moses H. Grossman.
u

Wm E. Cook
 NOTARY PUBLIC,
 KINGS COUNTY,
 Certificate filed in New York Co.

Court of General Sessions.

-----x
)
 The People etc. ;
 ;
 - agst - ;
 ;
 WILLIAM R. HOOPER. ;
)
 -----x

City and County of New York, SS:-

W i l l i a m R. H o o p e r,
 being duly sworn, deposes and says, that he is the defend-
 ant in the above-entitled action, and resides at No. 108
 Washington Place, in the City of New York.

That he has read the affidavit of William H.
 Harris hereto annexed, and knows the contents thereof,
 and that he verily believes the same to be true. That the
 said William H. Harris informed this deponent of the con-
 templated departure of Gaty Diedkmann, the complainant
 herein, and, at the request of deponent, he (the said Har-
 ris) went to the docks of the North German Lloyd Steamship
 Company, on the 4th day of August, 1891, and saw the said
 complainant leave this country on the Steamship "Lahn",
 as is more particularly set forth in the said affidavit.

That deponent has also read the affidavit of
 Moses H. Grossman, hereto annexed, and knows the contents
 thereof, and that the same are true of his own knowledge.
 That, at the request of Mr. House, of the law-firm of
 Levy, Friend & House, the defendant's attorneys, deponent
 accompanied the said Grossman to the office of the North

German Lloyd Steamship Company, at No. 2 Bowling Green, in the City of New York, on the 5th day of August, 1891, and there saw the said Grossman inspect, and did himself inspect, the list of steerage passengers that sailed on the steamship "Lohn", of said Company, on Tuesday, August 4th, 1891, and on said list of passengers deponent and the said Grossman saw the name of "Cath. Dieckmann, N.Y.", which, as deponent is informed and verily believes, is the complainant in the above-entitled action.

Deponent further solemnly and sincerely declares, that he is absolutely innocent of the crime charged against him. That he has lost his position because of the indictment now pending against him herein, and that he has been unable to secure a position because of the fact that said indictment, now pending against him, remains undisposed of. That deponent is a married man, and has a family which is entirely dependent upon his support.

Sworn to before me this)
5th day of August, 1891.)

:o:-

Jm R. Hooper

Wm E. Carr
NOTARY PUBLIC,
KINGS COUNTY,
Certificate filed in New York Co.

0233

—
Frople

-A-

Kooper,

—
Affianito,

—

Maggi's Beekman

35 Charlston St.

0234

Lake George N. Y.
July 23. 1891

Mr. William R. Hooper

My dear Sir

I am exceedingly grieved that
so pure and excellent life as you
have lived should be assailed from
any quarter. There is not a mem-
ber of my Church that has been
a better character than you have. For
these years past you have been more
prominent before the congregation as a
member of the choir, which has made
your life quite public among us.

Just now your father, Miss
Van Kleeck is with us. He also re-
members you with great satisfaction.
Indeed from a small boy you have
always, in the Sunday School, in the
choir, as a communicant in the
Church & an active member of the
congregation, always borne an irre-
proachable life. Surely such a
reputation, justly earned, has in it

0235

such outstated Element, as must
bear the shocks of more than
ordinary attack. -

Bear up manfully under the
assault, believing your righteousness
will be made clear as the noon day.

Your affectionate Pastor

Isaac H. Tuttle

Rector of St. Luke's Church
New York City.

0236

Lake George N. Y.
July 23. 1891

Mr. William R. Hooper

My dear Sir

I am exceedingly grieved that
so pure and excellent life as you
have lived should be assailed from
any quarter. There is not a mem-
ber of my Church that has been
a better character than you have. For
these years past you have been more
prominent before the congregation, as a
member of the choir, which has made
your life quite public among us.
Just now your good mother, Miss
Van Kleeck is with us. We also re-
member your rather great satisfaction.
Indeed from a small boy you have
always, in the Sunday school, in the
choir, as a communicant in the
Church & an active member of the
congregation, always been an over-
proachable life. Surely such a
reputation, justly earned, has in it

0237

such outstaid elements, as must
bear the shock of more than
ordinary attack -

Bear up manfully under the
assault, believing your righteousness
will be made clear as the noon day.

Your affectionate Pastor

Isaac H. Tuttle

Rectory of St. Luke's Episcopal
New York City.

0238

Police Court, 2 District.

City and County } ss.
of New York,

of No. 245 Bluelin Street, aged 17 years,
 occupation Servant being duly sworn, deposes and says,
 that on the 7 day of July 1899 at the City of New
 York, in the County of New York,

Kate Dickman
William Hooper, did commit
 an act of rape on deponent, who is
 under the age of twenty one years
 to wit of the age of seventeen years,
 and he did then carnally know her
 of deponent and feloniously ravish
 deponent for the reasons following
 to wit. That on said date deponent was
 employed by said Hooper as house
 servant at the premises to 108 West
 Washington Place. That deponent was
 in the second floor of the premises on
 said date about the hour 12.30 O'clock
 P.M. That said Hooper came into the
 flat at about that time through the door
 leading from the hallway into the dining
 room. That Hooper locked the said door
 That said Hooper caught hold of
 deponent and carried deponent through
 the rooms into the front bed-room
 and threw deponent on the bed. That
 said Hooper placed one hand over
 deponent's mouth and put his other
 hand under deponent's clothes, That
 deponent resisted all she could and that
 said Hooper then and there raped
 deponent, and committed an act of sexual
 intercourse with her, by inserting his
 penis into deponent's person. Therefore
 deponent prays that said Hooper be
 apprehended and dealt with as the
 law directs

Kate Dickmann

Subscribed and sworn to before me this 7th day of July 1899
John A. Dickmann
Notary Public

0239

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY OF NEW YORK ss.

William Hooper 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.

William Hooper

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

New York

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

Answer.

1108 Washington Ave 18 months

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
Wm. R. Hooper

Taken before me this

day of

Police Justice.

0240

Sec. 151.

Police Court 7 District.

CITY AND COUNTY }
OF NEW YORK, } ss.

*In the name of the People of the State of New York ; To the Sheriff of the County
of New York, or to any Marshal or Policeman of the City of New York, GREETING :*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Adel Dickmann

of No. 275 Bleeker Street, that on the 7 day of July

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

One William Hooper did commit
a rape on complainant

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him
forthwith before me, at the 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 7 day of July 188

[Signature]
POLICE JUSTICE.

0241

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

Dated *July 10* 18..... *H. J. [Signature]* Police Justice.

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

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

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

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

0242

Ex July 11th 10 at 11
\$2000.00 bail
C.D.V.

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Rat. Lickman
Jm. Blucke
Jm. Hooper

Officer

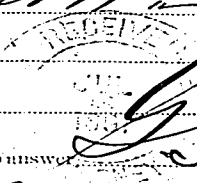
BAILED.
No. 1, by Franklin R. Barnes
Residence 44 W 83 Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

Dated July 10 1891
Magistrate.

Wm. Burleigh
Officer.
Precinct.

Witnesses Dr. F. R. Mays M.D.
No. 45 Morton Street.
S. J. Clark M.D.
No. 21 West 11th Street.

No. 2000 to answer
Conn



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

THE PEOPLE OF THE STATE OF NEW YORK,
against

William R. Hooper

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *William R. Hooper*
of the CRIME OF RAPE, committed as follows:

The said *William R. Hooper*,
late of the City of New York, in the County of New York aforesaid, on the *seventh*
day of *July*, in the year of our Lord one thousand eight hundred and
ninety-*one*, at the City and County aforesaid, with force and arms, in and upon
a certain female not his wife, to wit: one *Kate Diedemann*,
then and there being, wilfully and feloniously did make an assault, and her
the said *Kate Diedemann*, then and there, by force and with violence to
her the said *Kate Diedemann*, against her will and with-
out her consent, did wilfully and feloniously ravish and carnally know, against the form of the
Statute in such case made and provided, and against the peace of the People of the State of New
York and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *William R. Hooper*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

The said *William R. Hooper*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, with force and arms, in and upon a certain female not his
wife, to wit: her the said *Kate Diedemann*, then and there being,
wilfully and feloniously did make another assault with intent her the said *Kate*
Diedemann, against her will and without her consent, by force and violence, to then
and there wilfully and feloniously ravish and carnally know, against the form of the Statute in
such case made and provided, and against the peace of the People of the State of New York and
their dignity.

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *William R. Hooper*
of the CRIME OF RAPE, committed as follows:

The said *William R. Hooper*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, with force and arms, in and upon a certain female not his wife,
to wit: her the said *Kate Diekmann*, then and there being, wilfully and
feloniously did make another assault, and an act of sexual intercourse with her the said
Kate Diekmann, then and there wilfully and feloniously did
commit and perpetrate, against the will of the said *Kate Diekmann*,
and without her consent; against the form of the Statute in such case made and provided, and
against the peace of the People of the State of New York and their dignity.

FOURTH COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *William R. Hooper*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

The said *William R. Hooper*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, with force and arms, in and upon a certain female not his
wife, to wit: her the said *Kate Diekmann*, then and there being,
wilfully and feloniously did make another assault, with intent an act of sexual intercourse with
her the said *Kate Diekmann*, against her will and without her
consent then and there wilfully and feloniously to commit and perpetrate, against the form of
the Statute in such case made and provided, and against the peace of the People of the State
of New York and their dignity.

DE LANCEY NICOLL, *District Attorney.*

I having examined into all the facts in the within Case and in view of the most Excellent character of the defendant and the fact that no sufficient corroborative evidence can be proved as to the main issues to warrant a jury in a verdict of guilty. I therefore am of opinion that no conviction can be had and it further appearing to me by sworn affidavits hereto attached that the Complainant herein has left the Jurisdiction of this State and County and not to return and has departed for Germany her home where she now is. I therefore recommend that the indictment herein be dismissed.

W. A. West Atty
 Aug 10/91

0246

BOX:

444

FOLDER:

4089

DESCRIPTION:

Hurlburt, Charles

DATE:

07/30/91



4089

Witness:

Samuel Cohen

Comptroller

for Cemetery
First Communion

My

Counsel,

Filed *30*

day of

July 1891

Pleads,

THE PEOPLE

vs.

A

Charles Hurlbut

Grand Larceny Second Degree.

[Sections 628, 58/ Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A True Bill.

Richard J. Corb

Foreman,

July 30 1891

Ed. P. Hurlbut
July 31 1891

31

0248

Police Court 2nd District.

Affidavit—Larceny.

City and County } ss:
of New York,

Samuel Cohen
 of No. *318 East 83rd* Street, aged *35* years,
 occupation *Cap Manufacturer* being duly sworn,
 deposes and says, that on the *12* day of *July* 189*1* 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:

thirteen dozen (144) Cloth Caps
of the amount and value of
Twenty two dollars (\$ 22⁰⁰/₁₀₀)

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 *Charles Murlburt (now here)* from
 the following facts to wit: That the
 said defendant was in the employ of
 deponent as a salesman - and that
 on or about the aforesaid date between
 the hours of 12 and 2 o'clock P. M.
 deponent gave the aforesaid property to
 the defendant to be delivered to a
 Customer, which said defendant told
 deponent he had secured for the aforesaid
 property - and that on the delivery of
 said property to said Customer, was to
 return to deponent with the money he
 received from said Customer in payment
 for the aforesaid property - amounting to the

Subscribed and sworn to before me, this
 day of July 1891

Notary Public

the aforesaid amount of money - and that the defendant has failed to return to deponent from the time he gave him the aforesaid property - and that deponent has not seen said defendant from said time until he was placed under arrest and that the defendant has failed to return said property or the value thereof - but has feloniously appropriated the same to his own use and benefit. Deponent therefore charges the defendant with having committed a Larceny and asks that he may be held and dealt with as the Law may direct.

Shewn & before me
this 30 day of July 1891

Samuel. Cohens

James Kelly
Justice of the Peace

0250

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK,*Charles Hurlburt*

being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h right to
make a statement in relation to the charge against h that the statement is designed to
enable h if he see fit to answer the charge and explain the facts alleged against h that
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.

Charles Hurlburt

Question. How old are you?

Answer.

19 years -

Question. Where were you born?

Answer.

Canada

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

Answer.

248 West 140 Street - 6 weeks

Question. What is your business or profession?

Answer.

Salesman

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

Answer.

*I am guilty**Charles Hurlburt*

Taken before me this
19th day of May, 1901
John J. Kelly
188

Police Justice.

0251

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

Deup 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 30 1891 John S. Kelly Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0252

Police Court---²¹⁴ 2⁹⁸⁰ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Samuel Cohen
Charles Houlburt

J. J. Juncens
Officer

2
3
4

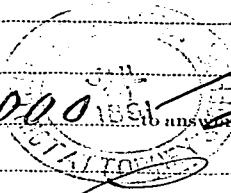
Dated *July 30* 189*1*
Kelly Magistrate.
Heidelberg Officer.
W. D. ... Precinct.

Witnesses
No. Street.

No. Street.

No. Street.

\$ *1,000* to answer



Cohen

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

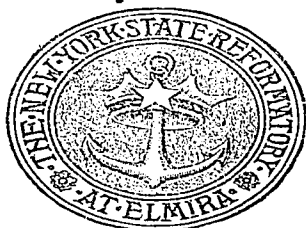
No. 3, by

Residence Street.

No. 4, by

Residence Street.

0253



Elmira, N. Y., Dec. 1st, 1892.

Z. R. BROCKWAY,
GENERAL SUPERINTENDENT.

Hon. F. Smyth,
Recorder's Chambers,
New York City.

Dear Sir:---

Yours of the 30th received. Charles Hurlburt, (4783), has proved an interesting if not a specially tractable subject. I take it for granted that you yourself are perfectly familiar with the remarkable evidences of abnormalities which characterized his conduct and course for a long time previous to his committal to the Reformatory on the 5th of August, 1891.

He was, very soon after his admission, namely, on August 29th, 1891, reduced to the lowest grade here for very numerous offenses, and for the period of his detention here from the date of his admission up to the first of June last, was a very lively prisoner. He made a perfect record for the month of June, when I responded by restoring him to the intermediate grade, that into which he was first received. His record since has been extremely imperfect; a little better in July though not perfect. In August it was bad, and in September bad. When I notified him that unless he improved I would certainly reduce him to the lowest grade again, which reduction under the rules would involve a long detention there, he responded immediately and made an absolutely perfect record for October. His perfect record in June showed he was able to make such record whenever he exerted himself.

In November his record is very good and I have large confidence he will progress now, and in due time overcome sufficiently to enable him to live at large, the criminous characteristics belonging to him on admission here and for so long a period preceding it. He is under instruction in the Stenography Class, and I am informed by the teacher, and by an examination of his marking, that he is quite proficient. He is now able to write 100 words and read it back with special accuracy.

He is in excellent health and doing well in every way now.

0254

Hon. F.. Smyth, #2.

Trusting I have fully complied with your request to give you
information about him, I am,

Very sincerely yours,

J. M. ...
Gen. Supt. (K)

0255

Don. M. Smith, AS.

For info: I have been advised that you are interested in the information contained in the report of the FBI on the subject of the above.

Gen. Subj. (K)

Mr. [unclear]

Chas. H. [unclear]

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles Hurlburt

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

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

The said

Charles Hurlburt

late of the City of New York, in the County of New York aforesaid, on the *twelfth*
day of *July* - in the year of our Lord one thousand eight hundred and
ninety *one*, at the City and County aforesaid, with force and arms,

*one hundred and forty four caps
of the value of fifty cents each*

of the goods, chattels and personal property of one

Samuel Cohen

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.

DeLancey Nicoll,
District Attorney

0257

BOX:

444

FOLDER:

4089

DESCRIPTION:

Hutchinson, James P.

DATE:

07/22/91



4089

Witnesses;

No. 145
Counsel, J. A. Keane
Filed 22 day of July 1891
Pleads, for Emily (23)

THE PEOPLE

vs.

A

James J. Hutchinson

Forgery in the Second Degree.
(Sections 511 and 521, Penal Code.)

James J. Hutchinson

DE LANCEY NICOLL,

JOHN R. FELLOWS,

Attorneys.

James J. Hutchinson
James J. Hutchinson

A True Bill.

Amicus J. Call

Aug 12/91
W. L.

Third District
Justice Court

William Dalton | Charged with
James D. Hutchinson | ^{as a} larceny
Hiram O'Reilly
July 18th 1891.

Defendants Counsel Mr. Castello
Respectfully move for the
discharge of the complainant
upon the ground that it does not
set forth facts properly and
sufficient to constitute a
charge of larceny.
By the Court

It is ordered that the
complainant be examined

and show you a check attached to
the complainant which is sworn
to as having been handed to
you by the defendant and
ask you if you can tell us
yourself if to a good check

or not?

A I kept that to the bank
By the bank

Q If you get the information from
the bank?

A Yes Sir

Q Yes Sir

Q Is or is not that a good check
A I kept it as I say to the bank
By the bank.

Q And you get that information
from the bank that it was
not good?

A I went to the bank with this
check, and they refused the
payment on the check, and
it was handed back to me
as being no good

Recap Q

Q If you are not able to say if you
prefer that check is a good
or bad one or you?

A Now I cannot say

Q That is the check handed to

you by the defendant in payment
for the goods ordered by the
defendant?

Answer:

By the court
You presented this check to
the bank?

Answer:

And they told you that this
man had no account there
and they knew no such man
in the bank?

Answer:

It was returned as "no account".
Answer: was good

Defendants Counsel

I now move to dismiss
the complaint and ask that
your honor discharge the
defendant upon the ground
that there is no evidence to
maintain and nothing in
the complaint to show that

any money has been omitted
 plainly

Upon the ground that
 there is nothing before your
 honor upon which you can
 properly base an opinion
 that this check presented
 or which has been tendered
 to be coming from the defen-
 dant is not a good check
 And in conclusion there is no
 evidence here to sustain the
 charge of passing a forged
 check against

By the Court

For the People's Exemption

0263

Police Court

District.

Affidavit—Larceny.

City and County } ss:
of New York,

William Patton

of No. 169 Broadway Street, aged 47 years,
 occupation Salesman & Manager being duly sworn,
 deposes and says, that on the Ninth day of July 1891 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 of the amount
 and value of Twelve dollars

the property of John Forsyth in the care and
 charge of deponent

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
 carried away by James P. Hutchinson (now here)

Deponent says that said defendant came to
 his place of business and purchased four
 pair of linen drawers of the value of Eight
 dollars and gave in payment the
 annexed check (now here shown) which is
 made part of this affidavit and Complaint
 in payment for the same and deponent
 gave him the aforesaid sum of Twelve
 dollars in change.

That said defendant requested
 deponent to send the aforesaid property
 to a A Hudson St. - Dennis Hotel. Broad-
 way 244 11th Street in said City. Deponent

Subscribed and sworn to before me this
 13th day of July 1891
 Police Justice.

says that he presented the annexed check at the Mechanics National Bank on Wall Street and he was informed by the officials that there was no such account or funds to the credit of W. W. Hamilton & Co.

Deponent says that he went thereafter to said St. Dennis Hotel and there was no such person as a a Hudson stopping there and that they knew of no such person.

Wherefore deponent charges said defendant with unlawfully obtaining possession of the aforesaid sum of money as aforesaid with the felonious intent to deprive the true owner of the same.

Given to before me
this 10 day of July 1891

William A. Patton

Deputy Police Justice

0265

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

James P. Hutchinson 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 P. Hutchinson*

Question. How old are you?

Answer. *45 years.*

Question. Where were you born?

Answer. *United States*

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

Answer. *— Decline at present to state.*

Question. What is your business or profession?

Answer. *Mining.*

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

Answer. *I am not guilty and demand a jury trial*

James P. Hutchinson

Taken before me this

day of

July

1891

Police Justice.

0266

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 10* 1891 *D. J. C. Smith* Police Justice.

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

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

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

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

0267

145 914
Police Court--- District.

THE PEOPLE, &
ON THE COMPLAINT OF

William Dalton
169. Bivary
James P. Hutchinson

1
2
3
4

Officer *Forger*
(Petitioner's Name)

BAILED.

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated July 10 1891
O'Reilly Magistrate.
Muholland & Foley Officer.
C.O. Precinct.

Witnesses
\$300 E July 10 2 P.M.
Ralph
Pangloss Jellen
Mechanic's Hall Bank
Wall Street

No. Street.
\$500 to answer G. S.

Amil Forger
& not

0268

EDWARD R. JONES,
HENRY G. WILLCOX,
DAVID NOBLE ROWAN,
ROBERT G. INGERBOLL,
COUNSEL.

LAW OFFICES OF
JONES & WILLCOX,
50 BROADWAY,

Dictated.

NEW YORK, July 29/91. 189

Hon. Rufus B. Cowing.

My dear Sir:-

I have not the honor of your personal acquaintance, but I had the pleasure of meeting your daughter at a house party at the Rowens last winter at Irvington.

I take the liberty, however, of giving this quasi letter of introduction to Mrs. Hutchinson, who is in a most unfortunate position. Her husband, a man who has been worth half a million of dollars, having lost all his fortune, has passed a bad check, not in the name of any known person, but signed by some fictitious name.

Mrs. Hutchinson has made the claim good, but the matter will probably come up before you for trial.

From what I have known of the man, it seems to me that this utterly senseless proceeding must have been the result of some lack of mental balance, for there was no adequate excuse for it, and the man's connections are, many of them, good. But it is for his wife, who I know to be a thoroughly Christian woman, and for his two helpless little children, that I venture to beg that sentence be suspended, if it is possible to do such a thing.

If I err in making this request, pray attribute it simply to my

0269

EDWARD R. JONES,
HENRY C. WILLCOX,
DAVID NOBLE ROWAN,
ROBERT G. INGERSOLL,
COUNSEL.

LAW OFFICES OF
JONES & WILLCOX,
50 BROADWAY,

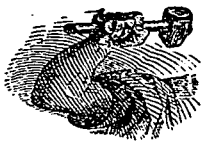
NEW YORK,189

desire to help those who are the innocent sufferers of a thoughtless and hasty act, which the man himself is bitterly ashamed of and deeply regrets.

It seems to me that this may be a chance for a rehabilitation if the man is given an opportunity.

Yours very truly
E. R. Jones

0270



NEW YORK

July 9

1891

Mechanics' National Bank,

PAY TO THE ORDER OF

Currency

Twenty

DOLLARS.

\$ *20*^{*06*}

W W Hamilton & Co

0271

Al Haden

0272

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 P. Hutchinson

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

James P. Hutchinson
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

James P. Hutchinson

late of the City of New York, in the County of New York aforesaid, on the
ninth day of *July* in the year of our Lord
one thousand eight hundred and *ninety-one*, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing, *to wit: an*
order for the payment of money,
of the kind called bank cheques,
which said forged *bank cheque*
is as follows, that is to say:

New York, July 9 1891
Mechanics' National Bank
Pay to the order of *Currency*
Twenty Dollars
\$20.00
W W Hamilton & Co

with intent to defraud, 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 P. Hutchinson
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

James P. Hutchinson
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, *to wit:*
an order for the payment of money
of the kind called bank cheques
which said forged bank cheque
is as follows, that is to say:

New York, July 9 1891
Mechanics' National Bank
Pay to the order of Currency
Twenty *Dollars*
\$20.00 *W W Hamilton Treas*

with intent to defraud *he* the said *James P. Hutchinson* then and there well knowing the same to be forged, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

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