

06 10

BOX:

540

FOLDER:

4919

DESCRIPTION:

Nalan, Hugh

DATE:

11/11/93



4919

POOR QUALITY ORIGINAL

0611

126
Counsel, *[Signature]*
Filed *[Signature]* 1893
Pleads, *[Signature]*

RAPE (1st and 2d Degree)
(Sections 278, 218 and 283, Penal Code)

135
14
vs.
THE PEOPLE
[Signature]
High Talan

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]
Foreman.

Dec 8 1893 Part III. Signed by Counsel & Foreman
Part 3. Dec. 11. 1893
Signed and committed to edge
Cath. Proter. *[Signature]*

Witnesses:
[Signature]
[Signature]

POOR QUALITY
ORIGINAL

06 12

New York City.
December 4-93

Hon. Elbridge T. Gerry, President,

Sir:

This is to certify that upon November 10, 1893 I examined the person of Mildred Sullivan, age 5, of 352 East 12 Street, and found signs of a penetration of her genital organs by some blunt instrument.

Respectfully submitted
J. Clifton Edgar
Examining Physician

Cross Examined

It is true that two or three fingers would have produced the same result. Any blunt instrument. There was rupture of the hymen. I make a specialty of midwifery and diseases of women. I am Associate Professor of midwifery and have been for a year and Adjunct Professor for three years. The Adjunct Professor of Lectures. The Medical Department of the University of the City of New York No. 410, to 46th Street. I graduated from this College in 1885. I am 34 years of age. I do not divide all my time to lecturing but have some other general practice. I have had about 100 or 150 cases for this Society. I have not

had no other cases outside of this Society. I get paid for each individual charge. I have not yet been paid for examination in this case but expect to. I spent 15 minutes examining her at my office 54 E. 34th Street. I had only one examination. I had no assistants except my office nurse a female. I don't know whether the prisoner before me now is guilty of the offense. I was simply employed to make the examination.

2. In your ~~own~~ opinion is a boy under 14 capable of sexual intercourse with a woman

A. In my opinion yes.

It would depend upon the state of his health

The medical profession connects the College to which I am attached of equal standing with the College of Physicians and Surgeons.

2. Has your College graduated Physicians of and Surgeons of crime in the Profession

A. I object to it as immaterial

I received no information whatever before I examined her from any source.

The case was brought to me by Officer Dietz. There were also lacerations on the girl's privates. One on the left side of the vulva canal was a half inch

by a quarter of an inch. The other concern the part known as the hymen on the upper and left side of that organ I found no ulceration. The lacerations might have been caused by a blunt piece of wood or any other blunt instrument. As between a boy of 14 and 18 the size of the private would depend upon the individual. Looking at the defendant and comparing him with a boy of 18 I could not tell whether there was any difference in the size of the private taking the two boys of the same build.

I have examined the private of boys for different diseases. I have had about 40 or 50 cases of such boys. About 14 I have had during the last 5 years I have examined the private of boys 18 to 20 years of age about 20 to 30. I can't remember the cases. It has been my experience that I have treated more boys between ^{about} 14 than between 18 and 20.

2. From your experience having treated as you have stated ^{40 to} 50 boys above the age of 14 and about 20 to 30 around the age of 18 to 20 for venereal diseases can you now state whether there is any difference in size and strength

POOR QUALITY ORIGINAL

0615

between the boy of 14 and that of the boy of 18 or 20?

A. Yes.

From ~~your~~ ^{my} examination of this little girl I could not tell whether the private of a boy of 14 or about 20 had entered the private of the little girl who is complainant in this case. It is not necessarily so that the private part of a boy of 14 or 20 in entering the genital of a girl would cause same location in either case. On reading this answer over I think the question or answer could be put down in plainer English.

Q. Would there be any material difference in length or size of the location of the private parts of the girl caused by the penis of a boy of 14 years of age as opposed to that of the boy of 20 in entering her genital?

A. I don't understand the question?

Q. Do you understand English?

A. Yes.

Q. You understand the meaning of the word genital?

A. Yes.

Q. You also understand the meaning,

On these objects to be examined because the original is in the hands of the doctor - case of the girl.

of entry and private?

a. Yes.

2. How I call for a report to the last question which you said you did not understand.

a. It would depend upon the individual

a. It would depend upon the size of the individual's private.

2. When there is a material difference between the size of ~~the~~ the penis of a boy of 14 and boy of 20?

a. There usually is.

2. From the examination you made of this complainant's private could you tell him whether the penis of a boy of 14 or of a boy of 20 had entered the complainant's genitals?

a. I could not.

I don't remember how many days after the crime was committed that I examined her. There was no evidence of assault judging from the clothes the girl wore when I made the examination.

J. Clifton Edgar

POOR QUALITY ORIGINAL

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Police Court, Third District.

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

of No. 297 Seventh Avenue Street, in said City, being duly sworn, deposes and says, that a certain female child called Mildred Sullivan [now present], under the age of sixteen years, to wit, of the age of five years, is a necessary and material witness on behalf of the People of the State of New York in a certain criminal case now pending in the Court of General Sessions of, in and for the City and County of New York, entitled, The People against Hugh Nyalan, wherein the said Hugh Nyalan is charged with the crime of Rape, under section 278 of the Penal Code of said State, in that he, the said Hugh

Nyalan, did unlawfully perpetrate and act of sexual intercourse with a certain female (now present) called Mildred Sullivan said female being then and there under the age of sixteen years, to wit, of the age of five years not being his wife.

and that the said Mildred Sullivan will, as deponent verily believes, unless duly held to appear on trial thereof, avoid giving his testimony at the instance of the people.

Wherefore, deponent prays that the said child Mildred Sullivan may be held as a witness to appear on the trial of the aforesaid criminal case, and be committed temporarily to an institution authorized by law to receive children on final commitment, and to have compensation therefor from the City or County authorities, as a witness, to appear on the trial of the aforesaid criminal case, in pursuance of the statutes in such case made and provided, and especially of Section 291 of the Penal Code of the State of New York.

Sworn to before me this eleventh day of November 18 96

John H. Dietz
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

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POLICE COURT 3rd DISTRICT.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

AFRIDAVID
WITNESS.



John A. ...
5 years & 12 ds
M.

Dated November 1893

Ryan Magistrate.

Deitz Officer.

10021

Disposition: Committed to the

N. Y. Society for the

Prevention of Cruelty to Children

STYLES & CO., STEAM PRINTERS, 77 EIGHTH AVENUE, NEW YORK.

POOR QUALITY ORIGINAL

06 19

Sec. 192 3 District Police Court. Undertaking to appear during the Examination.

CITY AND COUNTY } ss. OF NEW YORK, }
An information having been laid before John J. Gardner Police Justice of the City of New York, charging Hugh Nelson Defendant with the offence of Rape

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

Hugh Nelson Defendant of No. 354 East 17 Street, by occupation a Schoolboy; and M. W. Martrey of No. 354 E 17 Street, by occupation a Merchant Surety, hereby jointly and severally undertake that the above-named Hugh Nelson Defendant shall personally appear before the said Justice, at the 3 District Police Court in the City of New York, during the said examination, or that we will pay to the People of State of New York the sum of Twenty Hundred Dollars.

Taken and acknowledged before me this 10th day of July 1893
John Ryan Police Justice.
Hugh Nelson
Martrey W Martrey

POOR QUALITY ORIGINAL

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City and County of New York, ss.

Martin W. Mackey
free

the within named Bail and Surety, being duly sworn, says that he is a resident and holder within the said County and State, and is worth City **Hundred Dollars,**

exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of

One house and lot of land at 234 East 37th Street New York City
Value free and clear

Martin W. Mackey

[Signature]
Supervisor of Prisons
Police Justice.

District Police Court

Undertaking to Answer.
THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.

Taken the _____ day of _____ 189

Justice.

POOR QUALITY ORIGINAL

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1892

CITY AND COUNTY } OF NEW YORK, } ss. POLICE COURT, 3 DISTRICT.

John Hock

of the 14th Precinct Police Street, aged years, occupation police officer being duly sworn, deposes and says

that on the 9 day of November 1892 at the City of New York, in the County of New York, he arrested

Hugh Kalan (now he) on a charge of perpetrating or attempting to perpetrate an act of sexual intercourse upon a female Mildred Sullivan, aged five years, that deponent prays that defendant may be held to enable him to procure proper evidence.

John Hock

Sworn to before me, this 10 day of November 1892

[Signature]

Police Justice

POOR QUALITY ORIGINAL

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174 3
Police Court, District.

THE PEOPLE, Etc.,
ON THE COMPLAINT OF

Hugh Nolan

AFFIDAVIT.
Cops

Dated Nov 10 1893

Ryan Magistrate.

Stock Officer.
IX

Witness,

Disposition,

3000 Ex Nov 11-10³⁹

POOR QUALITY ORIGINAL

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54 East 34th Street.

Dr. J. Clifton Edgar,
Office Hours:
11 to 1.
TELEPHONE, 600-3874 ST.

November 10th 1883

Hon. Elbridge T. Gerry, President.

Sir:

I hereby certify that I have this day examined the person of Mildred Sullivan, of 352 East 12 Street, New York City, and found that there has been a recent penetration of her genital organs by some blunt instrument.

Respectfully Submitted.

J. Clifton Edgar, M.D.
Exam. Physician

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0624

District Police Court.

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

John H. Dietz
of Number 297 Seventh Avenue being duly sworn,
he has been informed, and has just come to believe and does believe
deposes and says, that on the 19th day of November 1893 at the
City of New York, in the County of New York, at 352 East 12th St.

Street in said City of New York one
Hugh Nolan, ^{now present} did unlawfully per-
petrate an act of sexual inter-
course with a certain female
(now present) called Mildred Sullivan
said female being then and there
under the age of sixteen years,
to wit of the age of five years
not being his wife in violation
of the Statute in such case made
and provided, and especially of
Section 278 of the Penal Code of
the State of New York.

Therefore the complainant prays that the said

Hugh Nolan

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

Sworn to before me, this 20th
day of November 1893

John H. Dietz
John H. Dietz
Police Justice.

POOR QUALITY ORIGINAL

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Sec. 198-200.

3

District Police Court.

1882

City and County of New York, ss:

Hugh Malan 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. *Hugh Malan*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *352 E 12th St. 1 year.*

Question. What is your business or profession?

Answer. *Cigar box maker*

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

Answer. *I am not guilty.
Hugh Malan*

Taken before me this
day of *July*
1889
John Ryan
Police Justice.

POOR QUALITY ORIGINAL

0626

BAILED,

No. 1, by

Residence

M. W. Manning
354-6727

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court...

District.

1206

THE PEOPLE, &c.,
ON THE COMPLAINT OF

[Signature]
22, 297-4 Ave
[Signature]
Hush Macken

Dated,

[Signature]
Nov 11 1893

No. 1

No. 2

No. 3

No. 4

No. 5

No. 6

No. 7

No. 8

No. 9

No. 10

No. 11

No. 12

Offense

Rape

Magistrate

Officer

Precinct

Witnesses

No. 1

No. 2

No. 3

No. 4

No. 5

No. 6

No. 7

No. 8



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

Rependans

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, Nov 11 1893. *[Signature]* Police Justice.

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

Dated, Nov 11 1893. *[Signature]* Police Justice.

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

Dated, Nov 11 1893. _____ Police Justice.

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ORIGINAL

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COURT OF GENERAL SESSIONS,

PART III.

-----x
: THE PEOPLE :
: of the State of New York, : Before
: -Against- : Hon. Randolph B. Martine,
: HUGH NALON. : and a Jury.
: :
-----x

Indictment filed November 16th, 1893.

Indicted for Rape in the First Degree.

New York, December 8th, 1893.

A p p e a r a n c e s .

For the People,
Assistant District Attorney Stephen J. O'Hare.

For the Defendant, Mr. Mark Alter.

M I L D R E D S U L L I V A N, a witness for the People,
unsworn, said:

I live at 352 East 12th Street with my mother. Our
apartments are one flight up. I know this boy, Hugh
Nalon. I saw him in my house. I went down into the
watercloset one day. This boy was in there. He lifted
me up on the watercloset and put something in me. He
had his pants open at the time he put it in me.

CROSS EXAMINATION:

I do not go to school. I had been down in that
cellar before. I got some wood from the defendant's
father and brought it upstairs, with me. I saw the de-
fendant's father in the cellar at the time I was in

**POOR QUALITY
ORIGINAL**

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the watercloset with Hughie. The defendant opened my drawers at the time he put something into me. I cried when he did it. It was a piece of wood that the defendant put into me; I don't know where he got it from.

L I Z Z I E S U L L I V A N, a witness for the People, sworn, testified:

I am the mother of Mildred Sullivan, the complainant in this case. She will be six years old on the 12th of December. I am married; my husband is living. On the 8th of November last I lived at 352 East 12th Street. I remember the morning of the 8th of November. I left home on that morning at about ten o'clock, and left my little child Mildred at home. I returned shortly after 12 o'clock. I found Mildred in my rooms. Shortly after I came in she went out. About twenty minutes after she went out I went down in the cellar, and I saw her in the watercloset with Hugh Nalon; I saw her through a crack in the door. I called to the defendant's father for an ax with which to smash in the door. I could not see what the defendant was doing with my little girl at the time I looked into the watercloset. I could see the defendant's clothes hanging up on a nail at the side of the watercloset. There was nobody else in the cellar except the boy's father and myself. In a short time the boy came out of the watercloset and I started in to upbraid him. I called him several names. I ordered my little child to go upstairs, and I went up after her. When she got upstairs she made complaint to me of what

POOR QUALITY
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had happened in the watercloset. The boy's father followed me to the closet at the time I went there, and he said to me "Beat him." He stood right opposite me at the time the boy came out of the closet. I went out in the street to look for a police officer to arrest the boy, but could not find any. When I returned to the house I examined my little girl's clothing and also her private parts; I could see that they were inflamed. When the boy came out of the closet I took hold of him by the throat, and I said "You son of a bitch, what have you done with my child?" I says "I will kill you", and I started in to beat him. I told him it was not the first time that he made such an attempt on my child, and this time I would have him punished. All the boy said was that he would move. I took my child to a doctor afterwards and had an examination made of her private parts. I had the defendant arrested after this, and charged him with committing the crime of rape.

CROSS EXAMINATION:

This took place on the 8th of November, 1893. The Nalons occupy the first floor on the left hand side of this house. I never had any trouble with this defendant. I am a married woman and live with my husband. I have taken the best care I could of my three children. I don't know of Mildred misbehaving, with any other little boys, at any time. The little girl is mistaken when she says that she brought up some wood from the cellar to me. There was light coming down from the street into the cellar, and by the aid of this light I could see

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the defendant and my child in this watercloset. I have never known of other boys being down in the cellar with my little girl. I have never known her to be guilty of telling lies. I did charge the defendant with attempting to do something to my little girl previous to this time; I did not have him punished at that time. I have no prejudice against the defendant's family, and have had no quarrel with them. My child is now in the care of the Society for the Prevention of Cruelty to Children. I have not had any conversation with the child since the day of this occurrence on the subject of this charge. I did not tell her what to testify to in this case. I was out on that morning for nearly two hours at a dispensary with one of my other children. I have told all that I know of the occurrence of the day in question.

J O H N H. D E I T Z, a witness for the People, sworn,
testified:

I live at No. 74 Cannon Street, and am an officer in the employ of the Society for the Prevention of Cruelty to Children. I was an officer of such society during the month of November last. I was detailed to make an investigation of this case. I saw the little girl on the 10th of November at the office of the society. I went to the premises and saw the defendant. I said to him, "Hugh, what have you been doing with that girl in the cellar?" He said "I was down in the closet. The little girl came down and wanted to get on the closet,

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and I lifted her up." He denied having anything to do with the little girl, but admitted having the girl in the closet with him. I asked the defendant how old he was, and he told me he was fifteen years of age and had been born in Ireland. I took the little child to the Society rooms, and she has been there ever since. I made an examination of the closets in the cellar. I found that there were three closets there, two of which had doors on them and one of them was without a door. There was light sufficient in the cellar to see any person by looking through a crack in one of the closets.

CROSS EXAMINATION:

I have been employed by the Society for two years. During that time I have investigated a number of cases. I examined the closets in this cellar very closely. There was a light coming from the street above, but it did not shine directly into any of the closets. I have given the conversation which I had with the boy. I am positive he told me that he was fifteen years of age. The conversation that I had with him was in the Third District Police Court. I have not had any conversation with the little girl in reference to what she should testify to on the stand to-day here. I have brought the little girl back and forward from the court several days.

J O H N H O C K, a witness for the People, sworn, testified:

I am a police officer assigned to detective duty in the 14th Precinct. I was on duty on the 8th of

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November last. I arrested the defendant in his own house No. 352 East 12th Street. His father and mother were present at the time I arrested him. I told him that this woman had complained that he had assaulted her child. The boy said he didn't do it. I then took him to the stationhouse. On the way to the stationhouse I asked him if he and the little girl were in the closet; he said that he was in the closet and the little girl came in, but he had nothing to do with her.

J. CLIFTON EDGAR, a witness for the People, sworn, testified:

I am connected with the Society for the Prevention of Cruelty to Children. I am a physician. I examined the private parts of the girl Mildred Sullivan, and I found that her genital organs had been penetrated by some blunt instrument.

CROSS EXAMINATION:

Two or three fingers would have produced the same result as I found. There was rupture of the hymen. In my opinion a boy under fourteen years of age is capable of having sexual intercourse with a woman. From my examination of this little girl I could not tell whether the private parts of a boy of fourteen or a boy of eighteen had entered the complainant's body.

D E F E N S E .

MARTIN MACKAY, a witness for the defendant, sworn, testified:

I have known the defendant about one year. I have

resided in the premises 352 East 12th Street for seven-
teen years. I know where the closets are situated in
the cellar. The light is not directly over the clos-
ets, but is some distance away. The general reputation
of the boy Nalon in the neighborhood is good.

N E L L I E N A L O N, a witness for the defendant, sworn,
testified:

I am a sister of the defendant. My brother Hugh
will be 14 years old the 17th of next January. I was
born in Ireland and my brother was born there also. He
is now 13 years and 11 months old. I have seen this
little girl Mildred Sullivan fooling around with a lot
of other children, and acting in a very naughty manner.

CROSS EXAMINATION:

I came to this country before my brother. I have
been here nine years; my brother has been here about
two years. I am positive that he is not yet fourteen
years of age. He was born in Ireland and I was at home
at the time of his birth.

K A T E M A L O N E Y, a witness for the defendant, sworn,
testified:

I live at 352 East 12th Street and am the house-
keeper of that house. I am acquainted with Mrs. Sulli-
van; I had a conversation with her about three weeks ago.
At the time of the conversation she was dressed in her
night-dress, and I told her she ought to be ashamed of
herself to be sitting around in that way. She was very

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careless with her children. I didn't hear her make any remark as against Hugh Nalon.

THOMAS NALON, a witness for the defendant, sworn, testified:

I am the father of the defendant. I was present in the cellar at the time Mrs. Nalon came down and accused my son of assaulting her child. Previous to her coming into the cellar, her little child had come to me, and had received from me some pieces of wood to take up to her mother. The little girl went into the closet at the same time that my boy was in there. The mother demanded an ax of me to assault my boy with it, but I wouldn't give it to her.,,

The Jury returned a verdict convicting the defendant of the crime of Assault in the Second Degree.

POOR QUALITY ORIGINAL

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degree.

defendant of the crime of assault in the second

The jury returned a verdict convicting the

wouldn't give it to her.

mandated attack of me to assault my boy with it, but I

the same time that my boy was in there. The mother se-

her mother. The little girl went into the closet at

her feet from me some pieces of wood to take up to

into the cellar. The little girl had come to me, and

my son of assault her child. Preators to her coming

the cellar at the time Mrs. Nelson came down and accused

I am the father of the defendant. I was present in

testified:

T H O M A S M A T O N, a witness for the defendant, sworn

remark as against HARRY NELSON.

careless with her children. I didn't hear her make any

Indictment filed 10/16/1913

Confidential Sec 1000

Part 3

Handwritten signature

Handwritten signature

Handwritten signature

Handwritten signature

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ORIGINAL

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The New York Society for the
Prevention of Cruelty to Children

100 EAST 23D ST. (COR. FOURTH AVE.)

New York Nov. 14th 1893

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

The People
against
Hugh Malow } Notice of Prosecution.

To the District Attorney of the
City and County of New York,

Sir. This Society is interested in the prosecution of
the above defendants, and is familiar with the facts of the
case. It respectfully requests that before sending the papers
to the Grand Jury, fixing the day of trial, consenting to
any postponements thereof, or to any reduction of bail, or
final disposition of the charge, you will duly notify me as
its President and Counsel, so that I may confer with you
in regard thereto. This request is made pursuant to the
statute (Laws of 1886, Chapter 30, Section 1), and in
furtherance of the ends of Justice.

I have the honor to remain, with great respect,

Elbridge T. Gerry,
President, &c.

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N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN

DeJoy

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

President, &c.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Hugh Nolan

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Hugh Nolan*
of the CRIME OF RAPE IN THE FIRST DEGREE, committed as
follows:

The said *Hugh Nolan*
late of the City of New York, in the County of New York aforesaid, on the *Eight*
day of *November* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the city and County aforesaid, in and upon a certain female not his
wife, to wit: one *Mildred Sullivan* feloniously did make an assault,
and an act of sexual intercourse with her the said *Mildred Sullivan*
then and there feloniously did perpetrate, against the will of the said *Mildred Sullivan*
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.

SECOND COUNT,—

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

The said *Hugh Nolan*
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid
at the City and County aforesaid, in and upon a certain female not his wife, to wit: her the said
Mildred Sullivan feloniously did make an assault, with intent
an act of sexual intercourse with her the said *Mildred Sullivan*
against her will, and without her consent, then and there feloniously to 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.

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THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Hugh Nolan*
of the CRIME OF RAPE IN THE SECOND DEGREE, committed
as follows:

The said *Hugh Nolan*
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
(at the City and County aforesaid, in and upon a certain female ~~not~~ his wife, to wit: her the said
Mildred Sullivan feloniously did make an assault, she
the said *Mildred Sullivan* being then and there a female
under the age of sixteen years, to wit: of the age of *five* years; and
the said *Hugh Nolan* ~~they~~ and there (under circumstances
not amounting to Rape in the first degree) feloniously did perpetrate an act of sexual inter-
course with her the said *Mildred Sullivan*, 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 *Hugh Nolan*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

The said *Hugh Nolan*
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, in and upon a certain female ~~not~~ his wife, to wit: her the
said *Mildred Sullivan* feloniously did make an assault,
she the said *Mildred Sullivan* being then and there a
female under the age of sixteen years, to wit: of the age of *five* years;
with intent then and there (under circumstances not amounting to Rape in the first degree),
feloniously to perpetrate an act of sexual intercourse with her the said *Mildred*
Sullivan 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.

POOR QUALITY
ORIGINAL

0640

FIFTH COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Hugh Nolan*
of the CRIME OF ABDUCTION, committed as follows:

The said *Hugh Nolan*
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the
City and County aforesaid, did feloniously take, receive, harbor, employ and use her, the said
Mildred Sullivan so being then and there a female under
the age of sixteen years, to wit: of the age of *five* years, as aforesaid,
for the purpose of sexual intercourse, he, the said *Hugh Nolan*
not being then and there the husband of the said *Mildred Sullivan*
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.

0641

BOX:

540

FOLDER:

4919

DESCRIPTION:

Nelson, Jonas

DATE:

11/17/93



4919

POOR QUALITY ORIGINAL

0642

Witnesses:

Off Date,

Upon the removal with a view to have the defendant appear in court to be arraigned on the charge of grand larceny in connection with his possession of complainant's property. His character is excellent & under the circumstances the indictment should be returned.

Subscribed and sworn to before me on this 7th day of March 1914.

146
Morgan & Jones

Counsel,

Filed 17 day of March 1893
Pleaded, Not Guilty

THE PEOPLE

vs.

B
Jonas Nelson.

Grand Larceny, Second Degree. [Sections 528, 547 & 550, Penal Code.]

DE LANCEY NICOLL,

District Attorney

in accordance with the indictment filed in this case.

A TRUE BILL,

March 7/14

W. C. Wood

Foreman.

Notary Public for the State of New York

POOR QUALITY
ORIGINAL

0643

E. A. HALDIMANN & CO.
American and Swiss Watches,
No. 33 MAIDEN LANE.

New York, Feb 7 1894

Col John R. Fellows
District Attorney
City

Dear Sir,

This is to certify that Mr
Jonas Nelson was in my employ
for four years, and I found him
faithful, and honest. In an
evil hour he abused of his
trust, and appropriated goods
belonging to me and I prosecuted
him. Since then he has made
full restitution, Mr Nelson
says that he did this wrong
in account of sickness and
misfortune in his family, and
I further believe that the said
Nelson is today sincerely reformed
and means to be an honest man
I remain Your Obedt Servant

POOR QUALITY ORIGINAL

0644

Police Court _____ District _____

Affidavit—Larceny.

City and County of New York, } ss.

of No. 33 Spencer Lane Street, aged 57 years,

occupation He is in watchmaking being duly sworn,

deposes and says, that on the 6th day of July 1893 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:

One gold hunting case watch of the value of Fifty four Dollars (\$44.00)

the property of _____

Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by James Nelson (in auburn)

for the reasons following to wit: That up to about the 1st day of September 1893 deponent was in the employ of deponent at his premises aforesaid as a clerk, and had access to all the property in deponent's business. That about September 1st 1893 deponent was discharged by deponent, and deponent missed said property. Deponent is informed by James Oats a detective of the 7th Precinct police that he arrested deponent who admitted and confessed to him that he had taken said property during the

Return to Superior Court Clerk

Police Justice

POOR QUALITY
ORIGINAL

0645

month of July 1893 Ed pledged the same
in the pawn office of H. Stern 56 West
31st Street and gave paid into the pawn
ticket for said watch. Deponent further
says he has seen the said property
at the said pawn office and fully
identifies the said property as
being his and he charges said defen-
dant with the larceny of said property.

Subscribed before me by E. A. S. Ordian and
this 24th day of October 1893

John Justice
John Justice

POOR QUALITY ORIGINAL

0646

CITY AND COUNTY }
OF NEW YORK, } ss.

James Oats
aged 57 years, occupation Detective of No.

1st Precinct Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Edward A. Haldeman
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me this, 4th day of June 1899 James Oats

Edward A. Haldeman
Police Justice.

Lined area for additional text or notes.

POOR QUALITY ORIGINAL

0647

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Jonas Nelson 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. *Jonas Nelson*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *164 E 102d Street 5 mos.*

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 not guilty*

Jonas Nelson

Read to me this

77

City of New York, 1883

James M. ...

Police Justice.

POOR QUALITY ORIGINAL

0648

BAILLED,

No. 1, by Charles B. Smith
Residence 571 Madison Ave

No. 2, by _____
Residence _____

No. 3, by _____
Residence _____

No. 4, by _____
Residence _____

No. _____
Residence _____

Police Court

District

1180

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward J. Mahoney
33 Madison Ave
Louis Bell

1
2
3
4

Offense

Larceny

Dated Oct 22

189

Martin

Magistrate

Pat

Officer

James A. Pat

Precinct

101

101 Broadway

Street

101

Street

101

Street



1000

to Justice

1000

to Justice

1000

to Justice

Commitment

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

James A. Pat

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, Oct 22 189 Edward J. Mahoney Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Jonas Nelson

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. I know the above named defendant and his family both he and they are reputable people, I believe that this is his first offence, and also that the defendant did not intentionally commit the crime, of which he is charged.

I feel that the best interests of all concerned in this matter will be served by having the Court exercise the greatest leniency, and therefore I respectfully ask permission to withdraw my complaint herein.

E. A. Waldman

POOR QUALITY ORIGINAL

0650

**Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.**

THE PEOPLE OF THE STATE OF NEW YORK
against

Jonas Nelson

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

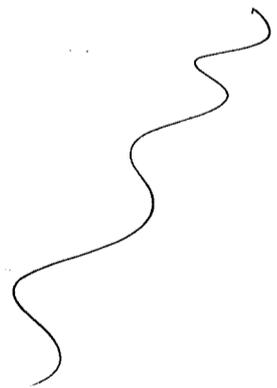
Jonas Nelson

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

The said *Jonas Nelson*

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

one watch of the value of forty four dollars



of the goods, chattels and personal property of one

Edward A. Baldwin

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.

**POOR QUALITY
ORIGINAL**

0651

SECOND COUNT—

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

Jonas Nelson

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows :

The said

Jonas Nelson

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,

*one watch of the value of forty
four dollars*



of the goods, chattels and personal property of one

Edward A. Haldiman

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

Edward A. Haldiman

unlawfully and unjustly did feloniously receive and have ; the said

Jonas Nelson

then and there well known the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0652

BOX:

540

FOLDER:

4919

DESCRIPTION:

Nichols, Granville

DATE:

11/06/93



4919

POOR QUALITY ORIGINAL

0653

Counsel Assigned.....
 Sex... *Male*.....
 Age... *57*.....
 Nativity... *Legion*.....
 Residence.....
 Occupation... *Stockbroker*.....
 Married or Single... *Single*.....
 { Education... *Best State*.....
 { Religious Instruction... *Protestant*.....
 Parents Living... *Dead*.....
 Temperate or Intemperate... *Intemperate*.....

W. H. B. Nov 6/93
 Counsel
 Filed, *Nov 3* 1893
Phyquy June 10/90
 THE PEOPLE
 vs.
Granville H. Nichol
Amos C. Lane
Conrad Lane
 DE LANCEY NICOLL,
 District Attorney.
Blair
 A TRUE BILL
 JUNE 10/90
June 11/90 Pen one year
H. C. F. J. Foreman
Nov 15/93

Witnesses:
Ed. H. Bierstadt

POOR QUALITY ORIGINAL

0654

Lawrence Jacob
Alfred T. Canchova
John H. Jaquelin

Police Court, 1 District.

(1858)

City and County } ss.
of New York,

of No. 144 Broadway Street, aged 57 years,

occupation Barber being duly sworn, deposes and says,

that on the 1st day of May 1893 at the City of New

York, in the County of New York one Giovanni W. Ancho

did unlawfully willfully and feloniously make a false entry in a certain check book belonging to deponent with the intent to defraud deponent and that he did defraud deponent in the manner following to wit: that being by the employ of deponent he had charge of the books of the Concern and that at the above date he received cash to the amount of one five hundred and seventy two dollars and particularly that he received a certain check drawn upon the General Electric Company to John H. Jaquelin for the sum of \$572 and that he in making an entry in the cash book entered the amount of said check as \$327 thereby making \$245 short a difference of \$245 which said check he appropriated to his own use and has unlawfully defrauded deponent of.

Sworn before me
this 29th day of September 1893

W. T. Wmation
Police Justice

POOR QUALITY ORIGINAL

0655

BAILIED,

No. 1, by

Residence

John W. New York
107th Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John A. Deagan
James W. McArthur

2
3
4

Offense

Dated, December 29, 1893

Magistrate

Officer

Preinct

Witnesses

George W. Bennett
George W. Bennett

No. Street

No. Street

No. Street

No. Street

\$ to answer

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

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, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY
ORIGINAL

0656

District Attorney's Office.

Paul One

Granville W. White

Bondman released

No 13 for

Nov 15/93

**POOR QUALITY
ORIGINAL**

0657

J. H. VAN CLIEF.—W. S. VAN CLIEF.

WILLIAM S. VAN CLIEF,

SUCCESSOR TO
J. H. VAN CLIEF & SON,

TELEPHONE 28 F.

WHOLESALE AND RETAIL DEALERS IN

SPRUCE, PINE AND HEMLOCK LUMBER AND TIMBER,

YELLOW PINE AND HARD WOOD,

SASH, DOORS, BLINDS, MOULDINGS, CASINGS, &C.

MASONS' MATERIALS.

Port Richmond, S. J. November 13, 1893

Hon Delancey Nicoll

Distriet Attorney of New York.

Dear Sir ; -

On looking this morning for Mr Granville W. Nichols for whom I became bail * in the sum of one thousand Dollars, indicted for Lareeny in the second degree, in order to produce him to plead, I have so far been unable to find him.

I do not know his whereabouts, and if he does not appear I shall have to stand the consequences so far as the bond is concerned.

I will be glad if you will make such efforts as may be proper to effect the arrest of the party before putting me to the payment of the bond.

Should you be unable to recapture the said Nichols, it will be unnecessary for you to take any proceedings upon the bond as upon notification from you so to do I will call at your office and pay the amount of the bond.

Respectfully yours



POOR QUALITY ORIGINAL

0658

Respectfully yours

and pay the amount of the bond.
as upon notification from you so to do I will call at your office
will be unnecessary for you to take any proceedings upon the bond
bond. Should you be unable to recapture the said Nichols, if
fact the arrest of the party before bringing me to the payment of the
I will be glad if you will make such efforts as may be proper to ef-
fect the same consequences so far as the bond is concerned.

I do not know the whereabouts of him if he does not appear I shall have
I have so far been unable to find him.

for present in the second degree, in order to procure him to plead,
for which I receive bail in the sum of one thousand dollars, interest
being 2%.

Handwritten signatures and initials:
J. W. A. [unclear]
J. W. A. [unclear]

District Attorney of New York.

John B. [unclear]

MASSON, MANHATTAN

29 November 18 1893

225 N. 2ND ST. N.Y.C.

225 N. 2ND ST. N.Y.C.

225 N. 2ND ST. N.Y.C.

J. H. VAN COTT & SON

J. H. VAN COTT & SON

TELEPHONE NO. 2

POOR QUALITY ORIGINAL

0659

Sec. 151.

Police Court 1 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 John N. Jaquelin of No. 44 Broadway Street, that on the 1 day of May 1899 at the City of New York, in the County of New York,

One George W. Nichols did
forge by means of false entry
in a certain cash or check book
whereby he deprived the complainant
of the sum of Two Hundred
and forty five dollars.

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 1 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 29th day of September 1899

W. W. Malon Police Justice.

POOR QUALITY ORIGINAL

0660

Police Court..... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.
.....
.....
.....

Warrant—General.

Dated..... 189

..... Magistrate.

..... Officer.

The Defendant.....
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

..... Officer.

Dated..... 189

This Warrant may be executed ~~on Sunday or at~~
~~night.~~
in the County of Richmond
Charles J. Hullman Police Justice.
of the Peace

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

Dated..... 189

Police Justice.

The within named

POOR QUALITY
ORIGINAL

0661

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 6th day of November

1869, in the Court of General Sessions of the Peace of the County of
New York, charging Granville W. Nichols

with the crime of Larceny 2nd degree

You are therefore Commanded forthwith to arrest the above-named Granville
W. Nichols 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.

City of New York, the 13th day of Nov 1869

Deborah M. Bell

District Attorney
of the County of New York.

POOR QUALITY
ORIGINAL

0662

N. Y. General Sessions of the Peace.

THE PEOPLE
OF THE STATE OF NEW YORK
against

Granville W. Nichols

Bench Warrant for Felony.

Issued

Nov 13 1893

Indicted Nov 6/93

Bail forfeited

The officer executing this process will make
return to the Court forthwith.

POOR QUALITY ORIGINAL

0663

Edgewater Police Court.

STATE OF NEW YORK, } ss: *S. W. Rogers*
 COUNTY OF RICHMOND.

of *the City of New York*

being duly sworn, says that he is acquainted with the hand-writing of
D. D. Mc Mahon the *Police Justice*
 who issued the annexed Warrant, that the signature to this Warrant is in
 the hand-writing of said *D. D. Mc Mahon*

Sworn to before me, this *29th*
 day of *Sept* 1893. } *S. W. Rogers*

Charles J. Kullman Police Justice. of the Peace

POOR QUALITY
ORIGINAL

0664

538

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Granville W. Nichols

The Grand Jury of the City and County of New York, by this indictment, accuse
Granville W. Nichols
of the CRIME OF *Grand* LARCENY, in the second degree, committed
as follows:

The said

Granville W. Nichols

late of the City of New York, in the County of New York aforesaid, on the *first*
day of *May* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, being then and there the *clerk*
and servant of *John H. Jacquelin, Lawrence*
Jacob and Alfred L. Canchois, copartners

and as such *clerk and servant* then and there having in his
possession, custody and control certain goods, chattels and personal property of the said

John H. Jacquelin, Lawrence Jacob and Alfred L. Canchois
the true owner thereof, to wit:

the sum of two
hundred and forty-five dollars
in money, lawful money of the
United States of America, and of the value
of two hundred and forty-five dollars;

the said

Granville W. Nichols

afterwards, to wit:

on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *sum of money*

to his own use, with intent to deprive and defraud the said

John H. Jacquelin,
Lawrence Jacob and Alfred L. Canchois
of the same, and of the use and benefit thereof; and the same goods, chattels and personal
property of the said *John H. Jacquelin,*

Lawrence Jacob and Alfred L. Canchois
did then and there and thereby feloniously steal, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and their
dignity.

DE LANCEY NICOLL,

District Attorney.