

06 10

**BOX:**

540

**FOLDER:**

4919

**DESCRIPTION:**

Nalan, Hugh

**DATE:**

11/11/93



4919

POOR QUALITY  
ORIGINAL

0611

Witnesses:

W. C. Stocking,  
Lizzie Sullivan

Counsel,

Filed

May of

1893

Pleads,

THE PEOPLE

vs.

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

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

Foreman.

Dec 8/93 Part III. Spent by Counsel & Foreman.  
Part 3. Dec. 11-1893  
Sind and convicted & edg  
Cuth. Proter. R. S. M.

High Italian

06 12

New York City.  
December 4-93

Hon. Ellbridge 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 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 426 Street. I graduated from this College in 1885. I am 34 years of age. I do not divide my time to lecturing but have some other general practice. I have had about 100 or 150 cases for this Society. I have not

0613

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 him at my office 54 E. 34<sup>th</sup> 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 him 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

0614

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 privates 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 privates taking the  
two boys of the same build

I have examined the privates 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 privates of boys 18 to  
20 years of age about 20 to 30. I can't  
remember the cases. It has been my ex-  
perience that I have treated more boys  
<sup>about 14</sup> than between 18 and 20.

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

0615

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

A.

From ~~my~~ <sup>my</sup> 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 genitals  
of a girl would cause same location  
in either case. On reading the answer  
over I think the question or answer  
could be put down in plainer English.

Q.

Would there be any material differ-  
ence in length or size of the location  
of the private parts of the girl  
caused between the penis of a boy of 14 years  
of age as opposed to that of the boy of  
20 in entering her genitals?

A.

I don't understand the question?

Q.

Do you understand English?

A.

Yes.

Q.

You understand the meaning of  
the word genitals?

A.

Yes.

Q.

Do you also understand the meaning

On these subjects the answer is given because the original answer to the  
 question asked, since the answer was given in the original answer.

06 16

of entry and perverts?

A. Yes.

Q. Now I call for answer to the last question which you said you didn't understand.

A. It would depend upon the individual.

Q. It would depend upon the size of the individual's perverts.

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

A. There usually is.

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

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



06 17

Police Court, Third District.

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

of No. 297 South 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  
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  
John H. Dietz  
Police Justice.



POOR QUALITY  
ORIGINAL

06 18

POLICE COURT 3<sup>rd</sup> DISTRICT.

THE PEOPLE, & C.,  
ON THE COMPLAINT OF

AFRIDA VIT.  
WITNESSES.



5 years & 12 dts

ms.

Dated November 1893

Ryan Magistrate.

Butler Officer.

10 P. 1

Disposition, Committed to the

N. Y. Society for the

Prevention of Cruelty to Children

STYLES & CASH, 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 }  
OF NEW YORK, } ss.

An information having been laid before  
of the City of New York, charging  
with the offence of

Police Justice  
Defendant

*John D. Gardner*  
*Hugh Keeler*  
*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,

WE, *Hugh Keeler* Defendant of No. *354*  
*East 12* Street, by occupation *Schoolboy*; and  
*M. W. Martine* of No. *354 E 12* Street,  
by occupation a *Merchant* Surety, hereby jointly and severally undertake  
that the above-named *Hugh Keeler* 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  
day of *Feb* 189*3*

*Hugh Keeler*  
*Martine W Martine*

Police Justice.

1908

POOR QUALITY  
ORIGINAL

0620

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*  
*34 1/2 land No 234 East*  
*37th north Eighth Street*  
*Dollar free and clear*  
*Martin W. Mackey*

Police Justice.

189

District Police Court

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Undertaking to Answer.

Taken the day of 189

Justice.

0621

1852

CITY AND COUNTY  
OF NEW YORK,

ss.

POLICE COURT,

3

DISTRICT.

John Hock

of the 14<sup>th</sup> Precinct Police Street, aged \_\_\_\_\_ years,

occupation \_\_\_\_\_ being duly sworn, deposes and says

that on the 9 day of November 1893

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

Hugh Kalan (now here) 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

of

November 1893

10

day

John Hock

Police Justice

POOR QUALITY  
ORIGINAL

0622

174 3  
Police Court, District.

THE PEOPLE, Etc.,

ON THE COMPLAINT OF

*Hugh Nolan*<sup>vs.</sup>

AFFIDAVIT.

Dated *Nov 10* 189*3*

*Ryan* Magistrate.

*Hock* Officer.  
*ix*

Witness,

Disposition,

*3000 Ex Nov 11-10<sup>39</sup>*

POOR QUALITY  
ORIGINAL

0623

54 East 34th Street.

Dr. J. Clifton Edgar,  
Office Hours:  
11 to 1.  
TELEPHONE, 600-35TH ST.

November 10<sup>th</sup> 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

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 taken the oath 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 12<sup>th</sup>  
Street in said City of New York one  
Hugh R. Alban, <sup>now present</sup> 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.

Wherefore the complainant prays that the said

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

Sworn to before me, this 21st

day of November 1893

John H. Dietz  
John H. Dietz  
Police Justice.



POOR QUALITY  
ORIGINAL

0625

Sec. 198-200.

3

1882  
District Police Court.

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 *h*s right to make a statement in relation to the charge against *h* *h*; that the statement is designed to enable *h* *h*, if he see fit, to answer the charge and explain the facts alleged against *h* *h* that he is at liberty to waive making a statement, and that *h* *h* waiver cannot be used against *h* *h* on the trial.

Question. What is your name?

Answer. *Hugh Malan*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *352 E 12<sup>th</sup> 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*  
*made*

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

POOR QUALITY  
ORIGINAL

0626

BAILED,  
No. 1, by M. W. Manning  
Residence 354-6121  
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 H. [Signature]  
297-4 Ave  
Alfred Mack

Dated, Nov 11 189

Magistrate.

Officer.

Preinct.

Witnesses  
No. 354-6121  
Street

No. 354-6121  
Street

No. 354-6121  
Street



Offense Rape

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

Defendants

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 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 11 189 John H. Ryan Police Justice.

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

Dated, Nov 11 189 John H. Ryan Police Justice.

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

Dated, Nov 11 189 John H. Ryan Police Justice.

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

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

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

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,

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



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.

DEFENSE.

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 seventeen years. I know where the closets are situated in the cellar. The light is not directly over the closets, 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 housekeeper of that house. I am acquainted with Mrs. Sullivan; 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

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

T H O M A S N A L O N, 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.

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0635

(8)

degree.

defendant of the crime of assault in the second

The jury returned a verdict convicting the

wouldn't give it to her.

wanted snax of me to assault my boy with it, but I

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

not mother. The little girl went into the closet at

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

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

my son of assaulting her child. Pretexts to her coming

the closet 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 Hugh Nelson.

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

Indictment filed 10/16/1913

Confidential Source

Part 3

Supple

Nelson

Wit

Henry

the

10/16/1913

the

the

the

POOR QUALITY  
ORIGINAL

0636

*The New York Society for the  
Prevention of Cruelty to Children*

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

New York Nov. 14<sup>th</sup> 1893

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

*The People  
against  
Hugh Malon* } *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 defendant, 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 postponement 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.*

POOR QUALITY  
ORIGINAL

0637

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN

*Deputy*

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

*President, &c.*



POOR QUALITY  
ORIGINAL

0638

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 Nalan*

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

The said *Hugh Nalan*  
late of the City of New York, in the County of New York aforesaid, on the *Eighth*  
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 Nalan*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-  
mitted as follows:

The said *Hugh Nalan*  
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.



THIRD COUNT—

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

The said *Hugh Nalan*  
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 Nalan* then 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 Nalan*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-  
mitted as follows:

The said *Hugh Nalan*  
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

0642

Witnesses:

Off Date,

Upon the present indictment  
the defendant is to have  
a guilty man since from  
before had any guilty - person  
in connection with his person  
of complainants property. His  
character is excellent under  
the circumstances the indictment  
must stand as demanded.

March 7/94 S. J. J. J.  
deputy state

Counsel,

Mary Ann Jones

Filed

day of

March

1893

Pleas,

Wynndy 20

THE PEOPLE

vs.

B

Jonas Nelson.

Grand Larceny, Second Degree.  
[Sections 528, 531, & 550, Penal Code.]

DE LANCEY NICOLL,

District Attorney

in recognition of  
indict. dist. P.B.M.

A TRUE BILL.

March 7/94

W. A. Wood

Foreman.

Placed off Jan. 1894

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 repentant  
and means to be an honest Man  
I remain Your Obedt Servant

0644

1912

Police Court—

District.

Affidavit—Larceny.

City and County {  
of New York, } ss.

of No. 33 Madison Lane Street, aged 57 years,  
occupation He is a watchmaker 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  
Forty 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 (nowhere)

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

Subscribed and sworn to before me this  
1893

Police Justice.

0645

month of July 1893 Ed pledged the same  
in the pawn office of H. Stern 56 West  
31st Street and gave paid out the pawn  
ticket for said watch. Depouner 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 depouner  
with the larceny of said property.

Subscribed before me by E. A. Eldridge  
this 24th day of October 1893

*John Justice*  
John Justice



POOR QUALITY  
ORIGINAL

0646

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 57 years, occupation Detective of No.

1st Frederick 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, 7th

day of October 1899

James Oats  
Police Justice.

POOR QUALITY  
ORIGINAL

0647

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Taken before me this

*7th*

day of *March* 189*3*

*James M. Smith*

Police Justice.

POOR QUALITY  
ORIGINAL

0648

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James H. Haffner*  
33 Madison St.

*James Haffner*

1  
2  
3  
4

Offense

Dated

*Oct 22*

189

*Martin*

Magistrate.

*Cat*

Officer.

*James Haffner*

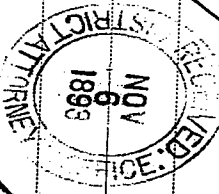
Precinct.

No.

*1st Precinct*

No.

*1st Precinct*



No.

*1st Precinct*

\$

*1000*

No.

*1st Precinct*

No.

*1st Precinct*

*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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *1000* 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 *James Haffner* 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. Waldmann*

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-*three* 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.

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..... *West Nile*.....  
Religious Instruction..... *Protestant*.....  
Parents Living..... *Dead*.....  
Temperate or Intemperate..... *Intemperate*.....

Counsel.

Filed,

189

day of

Placed,

THE PEOPLE

vs.

LARCENY, and  
(MISAPPROPRIATION)  
(Sections 528 and 53 of the Penal Code.)

*Granville H. Nichol*

*Amelone*

*June 13/93*

*June 13/93*

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL

JUNE 13/93

*June 13/93 Pen one year*

*H. C. T. Ford*

Foreman.

*June 13/93*

Witnesses:

*Ed. H. Bierstadt*

POOR QUALITY  
ORIGINAL

0654

Police Court, / District.

(1858)

City and County } ss.  
of New York,

of No. 144 Broadway Street, aged 57 years,

occupation Broker being duly sworn, deposes and says,

that on the 1<sup>st</sup> day of May 1893 at the City of New

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

did unlawfully willfully  
and feloniously make a false  
entry in a certain check book  
belonging to defendant with  
the intent to defraud defendant  
and that he did defraud  
defendant in the manner  
following to wit: that being  
in the employ of defendant  
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  
particulars that he received a  
certain check drawn upon the  
General Electric Company to  
John H. Jaquelin & Co 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 Nichols appropriated  
to his own use and has  
unlawfully defrauded defendant  
of.

Sworn before me  
this 29<sup>th</sup> day of September 1893

W. T. McMahon

Police Justice

Lawrence Jacob  
Alfred L. Cancharia  
John H. Jaquelin

POOR QUALITY  
ORIGINAL

0655

BAILIED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

1  
2  
3  
4  
Offense

Dated, December 29, 1893

Magistrate

Officer

Precinct

Witnesses

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

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 not for

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

Wm S Van Clief

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 describe 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 consequences so far as the bond is concerned.

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

for fifteen in the second degree, in order to procure him to plead,  
for whom I receive bail in the sum of one thousand dollars, entered  
on looking this morning for Mr. CHARLES W. NICHOLS

DEAR SIR:

District Attorney of New York.

HON. FRANCIS M. SCOTT

MASONRY MATERIALS

FOR BUILDING 2 1/2 November 13 1893

SAVING DOORS BLINDS MOUNTINGS CARINGS &c

ALSO PAINTS AND VARNISHES

SPRUCE PINE &c NEW YORK LUMBER &c LUMBER

ALSO PAINTS AND VARNISHES

J. H. VAN CIEFF & SON

111 VAN CIEFF - 111 VAN CIEFF

NEW YORK CITY

TELEPHONE 50 2

POOR QUALITY  
ORIGINAL

0659

Sec. 151.

Police Court \_\_\_\_\_ 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 H. Jaeger 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  
into 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 \_\_\_\_\_ 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 29<sup>th</sup> day of September 1899

1893

H. 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 6<sup>th</sup> day of November

1867, in the Court of General Sessions of the Peace of the County of  
New York, charging Granville W. Nichols

with the crime of Grand larceny 2<sup>nd</sup> 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 13<sup>th</sup> day of Nov 1867

John W. Hall

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:  
COUNTY OF RICHMOND.

*S. W. Rogers*  
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 *29<sup>th</sup>*  
day of *Sept* 1893.

*C. J. Hullman* 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.