

0175

BOX:

10

FOLDER:

126

DESCRIPTION:

Dakin, Michael

DATE:

04/30/80



126

0176

BOX:

10

FOLDER:

126

DESCRIPTION:

Fink, John

DATE:

04/30/80



126

0177

295 102-100

Counsel,

Filed 30 day of April 1880

Pleads,

THE PEOPLE

vs.

B
1. Michael Ladd
2. John Link

Robbery—First Degree.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

H. S. Taylor

Foreman.

Case No. 102-100

No. 2 plead. Pleas.

Elmore Ref

See enclosed
No. 1

*heard
against Link also*

0178

Form 123.

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

Police Court—Second District.

Charles Hoyt

of No. *6 Pacific Place West* Street, being duly sworn, deposes and says,

that on the *24* day of *April* 18*80*

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried away from the person of deponent, by force and violence, and against the will of deponent, the following property, viz.:

*Good and lawful money
to wit Silver Coins together of
the value of*

of the value of *One 34/100 dollars*
the property of *deponent* Dollars,

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 force and violence, and against his will, by

*Michael Dakan (now here)
and another boy whose name is
unknown to deponent and who
escaped. That deponent had said
money (deponent's wages) in the left
hand when said defendant Dakan
seized hold of deponent and said
"don't be in a hurry I want to
speak to you" said unknown boy
then caught hold of deponent's body*

deposited by deponent
1887

Police Justice

0179

and hold deponent while said Daken
by force and violence and against the
will of deponent took said money from
the left hand of deponent and ran off.

Sworn to before me this ^{Res} Charles & Ho oft
25th day of April 1880. mark
D. J. Caffery
Police Justice

0180

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question.—What is your name?

Michael Daken

Answer.—

Question.—How old are you?

Eleven years

Answer.—

Question.—Where were you born?

New York City

Answer.—

Question.—Where do you live?

620 East 16 Street

Answer.—

Question.—What is your occupation?

Cash boy

Answer.—

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

Answer.—

I am not guilty of the charge

Michael Daken

Taken before me, this

[Signature]
day of *March* 188*8*
Police Justice.

0181

2

Form 123

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, & C.,

ON THE COMPLAINT OF

Charles Hoop
6 Pacific Block, Room 99 1/2

vs.
Michael Barker

Arrest—Robbery.

Dated April 25 1880

Joseph Magistrate.

Sam Officer.

Witness,

Emma Stewart

32 1/2 to 32 1/2 - 6th Avenue



\$500

Bailed by

No.

Sam

Street.

Bail

August 1880

17 Gene Kirk

My

Real

100 to

Apr 25/80

0 182

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK } ss.

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

Question. What is your name?

Answer. *John Fink*

Question. How old are you?

Answer. *Sixteen years.*

Question. Where were you born?

Answer. *In New York.*

Question. Where do you live?

Answer. *529 W 44 St.*

Question. What is your occupation?

Answer. *Don't working now.*

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

Answer. *I can't say anything. Another boy put me up to it. The boy that was caught Saturday night I don't know his name.*

John Fink

W. M. L.
Taken before me this 21 day of April 1887
Police Justice.

0-183

Police Court, Halls of Justice.

CITY AND COUNTY OF NEW-YORK, } ss.

Charles Hoyt

of No. Pacific Place, West 139th Street
being duly sworn, deposeseth and saith, that on the 16th day of April
1868, at the 16th Ward of the City of New-York, in the
County of New-York, was feloniously taken, stolen, and carried away, from the person of de-
ponent, by force and violence, without his consent and against his will, the following property viz:

Silver Coins of the United States.

of the value of
the property of
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 force and violence as aforesaid, by

One 34/100

Dollars,

Samuel Hoyt deponent's father.

John Finck, now present, and
Michael Dakin heretofore committed.

That as deponent came out of a store
and reached the sidewalk in 6 Avenue
with said money in his hand, said
Finck seized and held deponent
by the arms - while said Dakin
took said money forcibly from depon-
-ent's hand.

John Lizz Finck
Mark.

Sworn before me, this 26th day of April 1868.

Police Justice.

0184

Police Court—Halls of Justice.

THE PEOPLE, &c.

ON THE COMPLAINT OF

*Charles H. ...
6 Pacific Ave West 29 St*

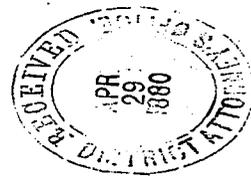
John Fink

Dated *26 April* 1880

H. Magistrate.

James Officer.

WITNESSES:
22



500 to ...

Alford Robbery.

0-185

CITY AND COUNTY }
OF NEW YORK, } ss.

The People of the State of New-York, To the Sheriff,
Deputy Sheriffs, and Policemen of the City and County of New
York, GREETING:

We Command You, and each of you, That you take the
bod^y of

John Fink

who stand INDICTED before our Justices of our Court of General Sessions of the
Peace, in and for the said City and County, for

Robbery in first degree,
and *him* forthwith bring before our said Justices, in the said City and County,
to be dealt with according to law.

WITNESS, Hon.

Fredrick Smyth, Recorder
of our said City, this *30th* day of *apl* in the
year of our Lord one thousand eight hundred and *eighty*

BY THE COURT,

[Signature] Clerk.

BENJAMIN K. PHELPS.

District Attorney.

0 186

N. Y. General Sessions of the Peace.

THE PEOPLE
Of the State of New-York,

against

John Fink

B. K. PHELPS, District Attorney.

BENCH WARRANT.

Issued April 30th 1886

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

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That

Michael Radwin and John Fink each

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the twenty fourth day of April in the year of our Lord
one thousand eight hundred and ~~seventy~~ eighty at the Ward, City and County
aforesaid, with force and arms, in and upon one Charles Hoyt
in the peace of the said People then and there being, feloniously did make an assault and

*Drivers coins of a number and denomination to
these jurors unnumbered, and a more accurate
description of which can not now be given
of the value of one dollar and thirty four
cents.*

of the goods, chattels, and personal property of the said

Charles Hoyt.

from the person of said

Charles Hoyt.

and against

Charles Hoyt

the will and by violence to the person of the said
then and there violently and feloniously did rob, 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.

*Stephen K. Phelps
District Attorney*

0188

BOX:

10

FOLDER:

126

DESCRIPTION:
Daly, James (or John)

DATE:

04/06/80



126

0189

BOX:

10

FOLDER:

126

DESCRIPTION:

Fulgner, John

DATE:

04/06/80



126

0190

STATE OF NEW YORK

IN SENATE

January 2, 1891

Attest

Day of Trial,

Counsel,

Filed day of

Pleas

of *Sept 1891*
for

THE PEOPLE

vs.

1
2
James Daly
John Sulzner

BURGLARY—THIRD DEGREE.
NOTHING STOLEN.

BENJ. K. PHELPS,

Feb. 20/91
Dist. Attorney
No. 1 State Reformatory
for
Seneca

A True Bill.

W. S. Taylor

App. 1/1891
Foreman

Head
of
State Reformatory

1. Statement rendered

Apr 19/91

Printed

THE PRESS OF THE SENATE OF THE STATE OF NEW YORK

NEW YORK
1891

0192

Police Court, Second District.

City and County }
of New York, } ss.

Edward Davis

of No. 472 9th Avenue Street, being duly sworn,
deposes and says that the premises No. 472 9th Avenue
Street, 20 Ward, in the City and County aforesaid, the said being a Store
and which was occupied by deponent as a Butcher Store

were **BURGLARIOUSLY**
entered by means breaking a pane of glass
in the front door window

on the evening of the 25 day of March 1880
and the following property feloniously taken, stolen, and carried away, viz.:

meat and Pastry

all of the value of Ten hundred dollars

the property of Complainant
and deponent further says, that he has great cause to believe, and does believe, that
the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen
and carried away by John Daley and John Pulgner
(from present)

for the reasons following, to wit: from the fact that

deponent is informed by officer
Christopher Hall of the 20th Precinct
police that he saw Pulgner
break the glass in the store

0193

^{no 472 9 accused}
witness "Daly" standing with Fulgner
and afterwards both ran seventy five
feet up Ninth Avenue - Shortly afterwards
both returned - Daly had partially
entered the window when officer
Wall arrested both prisoners -

Sworn to before me

This 25 day of Decr 1880

Christopher Wall

Police Officer
City and County
of New York

Christopher Wall
police officer 20 precinct being sworn
says that about two o'clock on
the morning of the 25 day of Decr
1880. Defendant came up Fifth
Sixth and when at Ninth Avenue
heard the sound of glass breaking
Defendant saw John Daly and John
Fulgner in front of the store
saw Fulgner break the glass
then saw them run up Ninth
Avenue about seventy five feet
and saw both Daly and
Fulgner return again saw
Daly attempting to get into
the window where the glass was
broken Fulgner standing near
by - Defendant arrested both Daly
and Fulgner. *Christopher Wall*

Sworn to before me

This 25 day of Decr 1880

Christopher Wall
Police Officer

0 1944

POLICE COURT—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edmund Davis
472 2nd St. W.
1 John Dady
2 John Fulgner
OFFICE—Burglary and Larceny.

Edmund Davis

472 2nd St. W.

1 John Dady

2 John Fulgner

Dated *March 25th 1880*



Magistrate.

John Dady
Clerk.

20
Clerk.

Witnesses,

Christopher Wall

20 Precinct Police

No. 2 Baited by John Wall 580. 9th Avenue

Committed in default of \$ 1000 bail.

No 2 Baited
Bailed by *John Male Cow*

No. 580 9th Avenue Street.

Each

0 195

CITY AND COUNTY } ss. :
OF NEW YORK

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

That

John Daly and John Fugner
each

late of the *twentieth* Ward of the City of New York, in the County of
New York, aforesaid,
on the *twenty fifth* day of *March* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty* with force and arms,
at the *store* Ward, City and County aforesaid, the of

Edward Davis

there situate, feloniously and burglariously did break into and enter, the said *store*
being then and there a building in which divers goods, merchandise, and valuable things
were then and there kept for use, sale and deposit; the same being the goods, chattels,
and personal property of

Edward Davis

goods, merchandise and valuable things in the said *store* with intent the said
being then and there feloniously and burglariously to steal, take, and carry away then and there

against the form of the Statute in such
case made and provided, and against the peace of the People of the State of New
York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0196

BOX:

10

FOLDER:

126

DESCRIPTION:

Dashiell, Thomas M.

DATE:

04/19/80



126

0197

153

Filed *9* day of *April* 18*80*.
Pleads

Obtaining Goods by False Pretences

THE PEOPLE

vs.

I

Thomas M. Dashiell
of the County of [unclear] State of [unclear]

BENJ. K. PHELPS,

District Attorney.

A True Bill.

W. S. Taylor
April 20. 1880
Foreman.

Trade-Quills

Elmer Ref

[Large decorative flourishes]

0198

Form 112.

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

Police Court—First District.

John S. Belcher
of No. *57 College Place* Street, being duly sworn, deposes
and says, that on the *2nd* day of *March* 18*80*

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent, *Steamship Richmond*
by trick and device
the following property, viz: *three cans of Sassafras*
oil

of the value of *Sixty five* Dollars,

the property of *Reuben J. Holmes* and consigned
to deponent as his agent, to be
disposed of and sold.

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 *Thomas H. Darfield*

Now present: from the fact, that
the prisoner gave to one Mulford
an order for the delivery of said
property of said order purporting to be
signed by deponent and made upon
the Old Dominion Steamship Company
that upon the presentation of said order
he Mulford obtained the property in
question and paid to the prisoner in
good and lawful money the sum of forty
dollars on account of the purchase
of said oil. That said Mulford

Sworn to, before me, this

18

day

Police Justice

has informed Deppment of the facts herein stated and Deppment believes the same to be true Deppment further says that the order given by the prisoner to said Mulford was not made by him nor with his knowledge but a trick originated and carried out by the prisoner to steal said property and by which said property was stolen from said Steamship by the prisoner and by the trick and device therein described. ^{That the agent who sees the order has photographed it & it can not be produced} John S Belcher

Storn to before me this 1st day of April 1887
B. W. Merrill (Deer Justice)

City and County of New York

James H. Mulford of the firm of Mulford Bros & Co doing business at No 33 Cedar Street being Storn says that he received the order referred to from the prisoner and believing it to be genuine presented it to and obtained said property from the Old Dominion Steamship Company and paid the prisoner forty dollars on account of the purchase of said oil

James H. Mulford

Storn to before me this 1st day of April 1887
B. W. Merrill (Deer Justice)

0200

Police Court—First District.

CITY AND COUNTY } ss.
OF NEW YORK.

Thomas M. Cashill

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

Question. What is your name?

Answer. *Thomas M. Cashill*

Question. How old are you?

Answer, *27*

Question. Where were you born?

Answer. *Massachusetts*

Question. Where do you live?

Answer *Mulberry Street*

Question. What is your occupation?

Answer. *Clerk.*

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

Answer. *I am guilty*
T. M. Cashill

Taken before me this

[Signature]
day of *April* 18 *99*

Police Justice.

0201

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

153 AM

Police Court—First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John St. Belcher
57 College Place
Thomas W. Parshull

BAILED

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

R. T. Miller
N. S. Taylor
Foreman



April 1 1881

W. B. Bixby Magistrate.

Quinn Officer.

Central Office Clerk.

Witnesses:

\$1000 to answer

at Sessions

Received at Dist. Atty's office

Quinn

0202

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That

Thomas M. Dashiell

late of the First Ward of the City of New York, in the County of New York, aforesaid
on the ~~twenty seventh~~ day of *March* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward, City and County
aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud one *J. Hervey Mulford*

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend and represent to *the said J. Hervey Mulford*

That a certain order in writing then and there exhibited and presented by him the said Thomas M. Dashiell to him the said J. Hervey Mulford for the delivery to him the said J. Hervey Mulford of certain three cases of *Sassafras Oil* then and there in the care and possession of the ~~the~~ *Old Dominion Steamship Company* and then and there owned by one *Reuben J. Holmes*, and purporting to be signed by one *John S. Belcher* (a more particular description of which order, the same having been destroyed, is to the jurors aforesaid unknown and cannot now be given) was a true good and genuine order and thereto fore and then and there was signed by the said *John S. Belcher* -

That said Order was then and there available to pass or transfer the title and ownership of said three cases of *Sassafras Oil* to him the said J. Hervey Mulford

That the said Thomas M. Dashiell then and there had full power and authority to sell and dispose of said three cases of *Sassafras Oil* -

0203

And the said *J. Hervey Mulford*

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

Thomas M. Dashiell

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

Thomas M. Dashiell a certain sum of money, to wit the sum of forty dollars in money and of the value of forty dollars

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

J. Hervey Mulford

and the said

Thomas M. Dashiell

did then

and there designedly receive and obtain the said *certain sum of money, to wit the sum of forty dollars in money and of the value of forty dollars*

of the said

J. Hervey Mulford

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

J. Hervey Mulford

by means

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

J. Hervey Mulford

of the same.

Whereas in truth and in fact the said order in writing so exhibited and presented as aforesaid and so purporting to be signed as aforesaid was not a true good or genuine order and was not then and there nor theretofore signed by the said James S. Belcher, but was but worthless fictitious and wholly useless -

0204

And Whereas, in truth and in fact, the said order in writing was not then and there available to pass or transfer the title or ownership of said three cases of Sassafras Oil to him the said J. Hervey Mueford or to any person whatsoever, but was wholly useless for that purpose

And whereas in truth and in fact he the said Thomas M. Dashiell did not then and there have any power or authority whatsoever to sell or dispose of said three cases of Sassafras Oil or any part thereof

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said Thomas M. Dashiell to the said J. Hervey Mueford was and were in all respects utterly false and untrue, to wit. on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said Thomas M. Dashiell well knew the said pretences and representations so by him made as aforesaid to the said J. Hervey Mueford to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said Thomas M. Dashiell by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said J. Hervey Mueford the said certain sum of money, to wit: the sum of forty dollars in money and of the value of forty dollars

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

J. Hervey Mueford with intent feloniously to cheat and defraud him of the same, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0205

BOX:

10

FOLDER:

126

DESCRIPTION:

Dauphin, William

DATE:

04/22/80



126

0206

182

5
Couch

H. P. Croyer

Day of Trial

Counsel,

Filed 22 day of April 1880

Pleas

to be guilty - 1880

Violation of Lottery Laws.

THE PEOPLE

vs.

B

William Dauphin

vs

vs

BENJ. K. PHELPS,

District Attorney.

A True Bill.

H. S. Taylor

Foreman.

April 26 1880

Plenly Guilty

Fined \$500

May 18 1880 (1882)

0207

Police Court—Second District.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question.—What is your name?

Answer.—

William Danphun

Question.—How old are you?

Answer.—

44 years

Question.—Where were you born?

Answer.—

France

Question.—Where do you live?

Answer.—

No 8 Bond St

Question.—What is your occupation?

Answer.—

Reporter

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

Answer.—

I decline to say anything further at present

W. Danphun

Taken before me, this

[Signature]

day of

Oct

1880

Police Justice.

0200



2 R. S. Title 8, Part 1, Chap. 20, Article 4.

Police Court, Second District. } ss.
CITY AND COUNTY OF NEW YORK.

Michael Crowley
of No. _____
the *13th* Precinct, Street, in said City and County,
being duly sworn, deposes and says, that on the *19* day of *April*
18*90* at No. *8 Bond* Street, in said City, he saw there
in charge of the place, *William Dauphin*

(now here,)

and that said place was openly, publicly and unlawfully kept and maintained as an office or place for the vending or selling of instruments or papers known as "LOTTERY TICKETS,"

x said Dauphin
did then & there unlawfully
sell to defendant
for the sum of Seventy-
five cents - the ticket
hereto-attached of Number
1673 E

which deponent charges was in violation of the statute in such case made and provided, and prays that said *Dauphin* may be dealt with according to law.

Sworn to, this *20* day of *April* 18*90*
before me,

B. W. Ripley Police Justice.

Michael Crowley

0209

Police Court—Second District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Michael Crowley
15th Precinct

Offence—Keeping a Lottery Office.

vs.

William Dwyer

Dated April 20 1870

Dixey
Magistrate.

Witnesses

Acroley
Officer.

15-

Committed in default of \$4000 Bail.

Bailed by *William Hicks*
No. *25 East 7th Street.*

0210

A. B. CONGER,
COUNSELLOR AT LAW,

EQUITABLE BUILDING,
120 BROADWAY.

New York, April 23^d 1880.

Dear Sir,

I shall appear for the
Deceased Wm. Dauphin in
re People vs. him.

As I have a present
engagement, and Mr. D. has
answered to the case of his
name, I would be obliged
if you would defer the mat-
ter until about 1 1/2 P. M.

If this be impracticable
will you allow the plea 'not
guilty' to be entered in my
absence

Very resp^{tly}

A. B. Conger

In the Hon^{ble}
Court of K. Phelps
New York City.

0211

CITY AND COUNTY } ss.
OF NEW YORK.

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

That

William Dauphin

late of the *Seventh* Ward, in the City and County aforesaid, on the *fourteenth*
day of *April*, in the year of our Lord, one thousand eight hundred and
Eighty, at the Ward, City and County aforesaid, with force and arms, did
unlawfully and knowingly offer to vend, and to sell, and to barter, and to supply,
and to procure, and to cause to be furnished and procured, to and for one *Michael Crowley*
a certain paper and instrument purporting to be a ticket of a certain lottery, to wit: *The Real
Lottery of the Island of Cuba*
the same being a lottery for the purpose of exposing, setting to sale, and disposing of certain moneys,
in a manner to the jurors aforesaid unknown, and in an amount to the jurors aforesaid unknown,
which said paper and instrument, *called a Lottery Ticket* is as
follows, that is to say: *being in the Spanish language is as follows
that is to say: Real Loteria de La Isla de Cuba F 16 Sortes Num
1059 N 1673 uno, seis, siete, tres Cuadragésimo de billete para el sorteo
ordinario numero mil cincuenta y nueve, que se ha de celebrar en la
Habana el día veinte y ocho de Abril 1880. El Administrador principal
M. Romano Tale un peso 40 55 and which being translated from the
Spanish into the English language is as follows that is to say: Royal
Lottery of the Island of Cuba F 16 Drawing Number 1059 N 1673 one six
seven three. One fortieth part of the ordinary drawing, number one thousand
and fifty nine which will take place at Habana on the twenty eighth
day of April 1880. Principal Manager M. Romano. Worth one dollar
40 55*

against the form of the Statute in such case made and provided, and against the peace of the People
of the State of New York, and their dignity.

SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further
present: THAT the said *William Dauphin*

late of the Ward, City and County aforesaid, on the day and in the year aforesaid, at the Ward, City
and County aforesaid, with force and arms, did unlawfully, and knowingly offer to vend, and to sell,
and to barter, and to furnish, and to supply, and to procure, and to cause to be furnished and pro-
cured, to and for one *Michael Crowley* a certain paper and instrument purporting
to be a part of a ticket of a certain lottery, to wit: *The Real Lottery of the*

Island of Cuba
the same being a lottery for the purpose of exposing, setting to sale, and disposing of certain moneys,
in a manner to the jurors aforesaid unknown, and in an amount to the jurors aforesaid unknown,
which said paper and instrument, *called Part of a Lottery Ticket* is as
follows, that is to say: *being in the Spanish language is as follows that is to say:
Real Loteria de la Isla de Cuba F 16 Sortes Num 1059 N 1673 uno, seis,
siete, tres, Cuadragésimo de billete para el sorteo ordinario numero mil
cincuenta y nueve, que se ha de celebrar en la Habana el día veinte
y ocho de Abril 1880. El Administrador principal M. Romano Tale
un peso 40 55 and which being translated from the Spanish into the
English language is as follows that is to say: Royal Lottery of the
Island of Cuba F 16 Drawing Number 1059 N 1673 one, six, seven, three
One fortieth part of the ordinary drawing Number one thousand and
fifty nine which will take place at Habana on the twenty eighth day of
April 1880. Principal Manager M. Romano. Worth one dollar 40 55*

against the form of the Statute in such case made and provided, and against the peace of the People
of the State of New York, and their dignity.

THIRD COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further present: THAT the said William Waughan late of the Ward, City and County aforesaid, on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, did unlawfully and knowingly offer to vend, and to sell, and to barter, and to furnish, and to supply, and to procure, and to cause to be furnished and procured, to and for one Michael Crowley, a certain paper and instrument purporting to be a share and interest in a certain ticket of a certain lottery, to wit: The Real Lottery of the Island of Cuba

the same being a lottery for the purpose of exposing, setting to sale and disposing of certain moneys, in a manner to the jurors aforesaid unknown, and in an amount to the jurors aforesaid unknown, which said paper and instrument, ~~called a share and interest in a lottery ticket~~ ~~is as follows, that is to say:~~ being in the Spanish language is as follows that is to say Real Loteria de la Isla de Cuba E 16 Sortes Num 1059 N 1673 uno seis siete tres cuadragesimos de billete para el sorteo en la Habana el dia veinte y ocho 1880 El Administrador principal M. Romano vale un peso 40 E E and which being translated from the Spanish into the English language is as follows that is to say: Royal Lottery of the Island of Cuba E 16 Drawing Number 1059 N 1673 one six seven three one fortieth part of a ticket of the drawing number one thousand and and fifty nine which will take place in Havana on the twenty eighth day of April 1880. Principal Manager M. Romano worth one dollar 40 E E

against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further present: THAT the said William Waughan late of the Ward, City and County aforesaid, on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, did unlawfully and knowingly offer to vend, and to sell, and to barter, and to furnish, and to supply, and to procure, and to cause to be furnished and procured to and for one Michael Crowley, a certain paper and instrument purporting to be a certificate of a certain share and interest in a certain ticket of a certain lottery, to wit: The Real Lottery of the Island of Cuba

the same being a lottery for the purpose of exposing, setting to sale, and disposing of certain moneys, in a manner to the jurors aforesaid unknown, and in an amount to the jurors aforesaid unknown, which said paper and instrument, ~~called a certificate of a share and interest in a lottery ticket~~ ~~is as follows, that is to say:~~ being in the Spanish language is as follows that is to say: Real Loteria de la Isla de Cuba E 16 Sortes Num. 1059 N 1673 uno seis siete tres cuadragesimos de billete para el sorteo ordinario numero mil cincuenta y nueve, que se ha de celebrar en la Habana el dia veinte y ocho de Abril 1880. El Administrador principal M. Romano vale un peso 40 E E and which being translated from the Spanish into the English language is as follows that is to say Royal Lottery of the Island of Cuba E 16 Drawing Number 1059 N 1673 one six seven three one fortieth part of a ticket of the drawing number one thousand and and fifty nine which will take place in Havana on the twenty eighth day of April 1880. Principal Manager M. Romano. worth one dollar 40 E E

against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

BENJ. K. PHELPS,

District Attorney.

0213

BOX:

10

FOLDER:

126

DESCRIPTION:

DeAngelo, Charles

DATE:

04/14/80



126

02 14

BOX:

10

FOLDER:

126

DESCRIPTION:

Rosaco, Pietro

DATE:

04/14/80



126

0215

M. L.

Filed ¹¹⁰ 14 day of ^{P1} *April* 1880

Pleads *Not Guilty - (15)*

THE PEOPLE

vs.

Charles De Angelo
P. July 13/80
Pietro Rosacco

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

Arrested - witnesses
(Criminal Case of De Angelo)

A True Bill.

May 20/80

H. S. Taylor Foreman.

May 20. off to court.

July 13/80

02 16

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

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

Andrew Baeoli

of No. 229

South 5 Avenue Street, being duly sworn, deposes and says
that on the 21 day of March in the year
1880, at the City of New York, he was violently and feloniously assaulted and beaten by

Charles De Angelo and Peter Rosasco
(now present) deponent was arrested
depon in premises No 176 Spring
Street by said De Angelo and Rosasco -
Said Rosasco held deponent down
being on deponent's body whilst
said De Angelo cut and
stabbed deponent with some
sharp instrument upon and
then held in the hands of said
De Angelo - said assault & battery
being inflicted by said persons

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

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

Sworn to before me this _____ day

of Spring 1880

Andrew Baeoli

W. J. Duffy

Police Justice.

100-100-100

0217

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK. } ss.

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

Question.—What is your name?

Answer.—*Charles De Angelo*

Question.—How old are you?

Answer.—*Eighteen years -*

Question.—Where were you born?

Answer.—*New York*

Question.—Where do you live?

Answer.—*115 Broom Street*

Question.—What is your occupation?

Answer.—*Brook Broomer*

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

Answer.—*I am not guilty -*

Chas. D'Angelo

Taken before me this

[Signature]
day of *June* 189*7*
Police Justice

0218

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK, } SS

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

Question.—What is your name?

Answer.—*Peter Rosacci*

Question.—How old are you?

Answer.—*Twenty-three years*

Question.—Where were you born?

Answer.—*Italy.*

Question.—Where do you live?

Answer.—*126 South 5 Avenue*

Question.—What is your occupation?

Answer.—*Printer*

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

Answer.—*I am not guilty.*

Peter Rosacci

Taken before me this

day of

1898

Police Justice.

[Handwritten signature]

0219

POLICE COURT—Second District.

THE PEOPLE, & C^o.

vs. THE COMPLAINT OF

OFFENCE—Felonious Assault and Battery

Andrew Baveli

~~126 South 1st St~~
12 1/2 W. W. St.

Charles De Angeli

Peter Rosasco

Dated April 7 1880

Sauffy Magistrate.

Spencer Officer.

Clerk.

Witnesses:

Henry DeBorja

Henry DeBorja

Henry DeBorja



Committed in default of \$1000 bail.

to an U. S. Com. in cell

Bailed by

No. Street

~~Witnesses: Charles DeAngeli, Spencer, 46 Massachusetts St~~

Paul 158 Dublin St -
Peter Cassinelli

167 Green St

0220

The Sargent of the House of Detention
will produce Angelo Mesanti - when
Even he is required for the trial in
He knows him & he, ^{the witness} has worked
for three years in one place -

July 22. 1880.

Moses P. Clark
C. O.

Angelo Massault vs. Charles De Angelo & the Fil Assault
Judge Duffy March, 22nd 1880

0221

City and County
of New York } ss.

Peter Rosasco of No. 126 South
5th Avenue being duly sworn
says - I did not state the
complainant - I saw the
affray in the Spring Street Saloon
complainant commenced
to throw the glasses on the
bar and took a Lager Beer
glass from behind the bar
I helped the Bar keeper to
take the glass from complain
ants hand. I saw complainant
strike De Angelo and then
struck me on the head with
the bottle and I felt faint -
we all fell down - I was
under and complainant
and I were clinched -
my face was covered with
blood from my head and
I don't know what follow
ed - I struck complainant
after he struck me

Pietro Rosasco,

Sworn to before me this
10th day of March 1880
J. J. [Signature]
Notary Public

0222

City and County
of New York }

Charles DeAngelo of No 115 Prince
Street being duly sworn says
I was present at the time
of the fight in Spring Street
Complainant - Roasco and
I were in company drinking
I am one of the defendants
we had drinks before that
in South 5th Avenue and then
was a dispute between complain
ant and the unknown man
before referred to by the other
witnesses - Complainant took
out a knife and said to me
if said unknown man - says
a word to me I'll cut him
open - I then told Roasco -
complainant had a knife
I tried to get the knife
out of complainants pocket
we all four had drinks
together and then went to the
Spring Street Saloon - we had
drinks excepting myself I
had a piece of pie -

0223

complainant broke two glasses
he then had some words with
the unknown man, complainant
felt for his knife
and not finding it he took
a Lager Beer glass - and I
and Rowles and the Bar keeper
took the glass away from him
complainant then took a
bottle and struck me on the
head - I had the knife that
I took from complainant -
I did not stab complainant -
I did not know that complainant
had been stabbed until I was arrested -

Ex. 2. - I had the knife in my pocket
at the time of my arrest -
the knife was in my possession
from the time I took it from
complainant until I deliver-
ed it up at the time of my
arrest -

Chas D. Duffey -
Sworn to before me this
14th day of April 1880 }
O. L. Duffey
Police Justice

0224

Andrew Bacoli }
vs. Charles DeAngelo } Fel. Assault & Battery
and Peter Rosasco }
Exp. held April 7/80 James D.
McClendon Counsel for defdts.

Andrew Bacoli of 229 South
5th Avenue being duly sworn
in says that I was in the saloon
in Spring street half an hour before the assault
occurred - previously I was in
Prince street in a saloon at
about 5 o'clock A.M. I left the
saloon in Prince street about
7 o'clock - had been there
12 hours - I had been in the
Spring street saloon from 9 to
11 o'clock - and worked back
and forth at the two saloons
all night - I had difficulty
with a man in South 5th Avenue
whom I did not know - he
taunted me to go and have a
cup of coffee - and then we had
a dispute and the Bar keeper
put us four out - viz the
complainant - the defendant and

0225

said unknown man that occurred at 126 South 5th Avenue I went back - and saw the other three men aforesaid in the saloon in South 5th Avenue where I had been put out. I went from the saloon in South 5th Avenue to the saloon in Spring and met the said three men in the Spring street saloon - we all drank together. Said Peter Rossiter insulted me and I knocked two glasses down - I said in reply to Peters charging me with breaking the glasses - If I broke the glasses - I'll pay for them - Peter then struck me and knocked me down - I got up and struck Peter with it - I struck the man who knocked me down I struck at every one who came toward me - all three of the men aforesaid - After I struck Peter with the bottle I was knocked down again I was stabbed after I was

0226

Knocked down the second time
said unknown woman was with
us altogether - the three men
approached me - I was lying
down when I was stabbed
Peter Ruses had his hand
in my chest holding me
down - I was stabbed three
times - De Angelo stabbed
me - Peter held me by the
neck - I cant say that Peter
held me that De Angelo might
stab me - the bottle was
broken by me while stri-
king in my own defence
I remember taking a Lager
Beer glass from behind the
counter and it fell down
but I dont know how it
came to fall - I dont know
whether the bottle was heavy
or light

Group 24.

I am positive that De Angelo
stabbed me -

Sworn to before me

This 6th day of

Andrea Oracoli

Police Justice

Police Justice

0227

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

Angelo Musanti of 343 East
11th Street being duly sworn
says - I saw the fight in
the Spring Street Saloon - The
Bros and the dependents
Angelo and Rosases and
Bacoli were present -

Bacoli took a bottle and
struck De Angelo on the
head - Peter Rosases struck
Bacoli the first blow -

The first I saw of the affray
the three men were clinched
Rosases struck complainant
and complainant was knocked
down - De Angelo stabbed com-
plainant twice while down
and once while complainant
was standing -

Subscribed before me
this 4th day of April 1880

Angelo & Musanti
marks
J. P. [Signature] Justice

0228

Court of General Sessions. Part *one*

THE PEOPLE

INDICTMENT

vs.

For

Fifteen

Peter Rosasco

To

Mr. Peter Casanelli

No. 167 Green

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *Tuesday* the *18th* day of *July* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

BENJAMIN K. PHELPS,

District Attorney.

0229

Peter Cassinelli
167 Green St

April 14 1945

0230

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That Charles De Angelo and Pietro Rosaco,
Each

late of the City of New York, in the County of New York, aforesaid, on the
Twenty first day of March in the year of our Lord
one thousand eight hundred and Eighty with force and arms at the City and
County aforesaid, in and upon the body of *Andrea Bocoli*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Andrea Bocoli*
with a certain instrument and weapon, a description of which is to the jurors afore-
said unknown and cannot now be given, which the said *Charles De Angelo*
and *Pietro Rosaco*
in *their* right hand, then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *Andrea Bocoli*
then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Charles De Angelo and Pietro*
Rosaco each
with force and arms, in and upon the body of the said *Andrea Bocoli*
then and there being, wilfully and feloniously did make an
assault and *him* the said *Andrea Bocoli*
with a certain instrument and weapon, a description of which is to the jurors afore-
said unknown and cannot now be given, which the said *Charles De Angelo*
and *Pietro Rosaco*
in *their* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously
do bodily harm unto *him* the said *Andrea Bocoli*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *Charles De Angelo and*
Pietro Rosaco each
with force and arms, in and upon the body of *Andrew Bocoli*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Andrew Bocoli*
with a certain instrument and weapon, a description
of which is to the jurors aforesaid unknown and cannot now be given, which the said
Charles De Angelo and Pietro Rosaco
in *their* right
hand, then and there had and held, wilfully and feloniously did beat, strike, stab, cut,

0232

BOX:

10

FOLDER:

126

DESCRIPTION:

Delaney, Daniel

DATE:

04/20/80



126

Wm. J. ...
1880
April 21
1880
Chas. G. ...

THE PEOPLE
vs
David ...
Bail

BENJ. K. PHELPS
District Attorney
Grand Jurors of ...
to determine according to law
Nov 8 1880

A True Bill.
Ordered to ...
W. J. Taylor
Foreman

Wm. J. ...
1880
April 21
1880
Chas. G. ...

in the case
in view of fact
that ...
order ...
to order a ...
purpose
W. J. Taylor
W. J. Taylor

Wm. J. ...
1880
April 21
1880
Chas. G. ...

0234

THE PEOPLE & C.

VS.

DANIEL DELANEY.

HOMICIDE OF HENRY CAMPBELL.

ASSAULT & DEATH MARCH 21, 1880.

J A M E S M U R P H Y 415 EAST 12TH STREET.

BETWEEN 12 AND 1 A. M. ON THE 21ST DAY OF MARCH 1880 ON MY WAY HOME UP FIRST AVENUE, AS I REACHED THE SOUTH EAST CORNER OF FIRST AVENUE AND 11TH STREET I SAW A CROWD ON THE SOUTH SIDE OF 11TH STREET BETWEEN 1ST & 2ND AVENUES, ABOUT THREE HOUSES FROM 1ST AVE. I CROSSED 1ST AVE TO WHERE THE CROWD WAS, WHEN I SAW A MAN :WHOM I AFTERWARDS ASCERTAINED TO BE THE DECEASED CAMPBELL: LYING IN THE MIDDLE OF THE SIDE-WALK, HIS HEAD TOWARDS FIRST AVENUE AND HIS FEET TOWARDS SECOND AVE. I DID NOT SEE ANY OF THE FIGHT. THE OFFICER ASKED ME TO PLEASE HELP HIM TO PLACE THE MAN IN THE WAGON WHICH WAS STANDING BY THE CURB-STONE. I DID SO, THE OFFICER TAKING HIM BY THE SHOULDERS AND I BY THE LEGS. I AFTERWARDS FOUND BLOOD UPON MY HANDS. I DID NOT NOTICE ANY WOUND. I DID NOT INQUIRE WHAT THE MATTER WAS, AND I DID NOT KNOW UNTIL THE NEXT MORNING.

T H O M A S R E I L L Y 327 EAST 54TH STREET.

IN ADDITION TO MY STATEMENT MADE BEFORE THE CORONER I HAVE TO SAY: - I HAVE BEEN ACQUAINTED WITH THE DECEASED BETWEEN 5 & 6 YEARS. I NEVER SAW THE PRISONER UNTIL I MET HIM IN FULTON'S SALOON IN 11TH STREET, ON THE SOUTH SIDE, BETWEEN 1ST AND 2ND AVES. ON THE NIGHT OF THE OCCURENCE IN QUESTION. I DO NOT KNOW WHAT TIME

0235

IT WAS THAT I CAME OUT OF THE SALOON. I WAS PRETTY DRUNK. AS I CAME OUT SOMEBODY TAPPED ME ON THE SHOULDER. I KNOW THAT DELANEY FOLLOWED ME OUT OF THE SALOON. THE PARTY WAS IN A DRUNKEN CONDITION. WHEN I CAME OUT CAMPBELL, KEELAN AND LOORAM WERE OUTSIDE. WE STOOD THERE TALKING I THINK ABOUT PAYING FOR DRINKS. I DID NOT SEE ANY ONE STRIKE CAMPBELL. I STRUCK OUT AT SOMEBODY BUT AT WHOM I DO NOT KNOW. I DON'T REMEMBER ANY BLOWS BEING STRUCK AT ALL. I STARTED TOWARDS FIRST AVENUE AND A LITTLE EAST OF THE SALOON I MET CAMPBELL AND DORAN, AND CAMPBELL SAID HE WAS STABBED. WE WALKED A LITTLE WAYS TOWARDS 1ST AVE. WHEN CAMPBELL FELL AND I KNELT DOWN ALONGSIDE OF HIM. IT WAS THEN I ASKED HIM WHO STABBED HIM. DORAN SAID "'LOOK AT THE BLOOD.'" I WAS SCARED, AND I SAID TO HIM "'WHO STABBED YOU'", AND HE MOANED AND MUMBLED SOMETHING THAT I DID NOT UNDERSTAND. I TURNED TO BRADY AND I TOLD HIM TO RUN TO THE STATION HOUSE. DELANEY CAME OUT OF THE SALOON WITH ME. WE WERE STANDING IN FRONT OF THE SALOON. THERE WAS CONFUSION AFTER HE CAME OUT, AND THAT WAS THE LAST I SAW OF HIM UNTIL THE NEXT DAY AT THE CORONER'S INQUEST.

OFFICER PETER M. C. SORLEY 17TH PRECINCT.

ABOUT 2 A. M. MARCH 21ST, 1980, I WAS GOING THROUGH 10TH ST. WEST WHEN I HEARD AN OFFICER RAP. I IMMEDIATELY ANSWERED IT AND WENT TO 11TH STREET BETWEEN 1ST AND 2ND AVES, NEAR 1ST AVE. ON THE SOUTH SIDE OPPOSITE A BARBER SHOP, WHERE I FOUND A MAN LYING ON THE SIDEWALK IN A POOL OF BLOOD WITH A STAB WOUND ON THE UPPER PART OF HIS LEFT THIGH. OFFICER AHEARN WAS THERE AND HE TOLD ME TO TAKE CHARGE OF THE WOUNDED MAN WHILE HE WENT FOR THE MAN WHO DID THE

0236

STABBING. I GOT A WAGON AND MURPHY AND THE TWO BRADYS ASSISTED ME TO PLACE HIM UPON THE WAGON. GOING TO THE STATION HOUSE HE MOANED SEVERAL TIMES 'OH DAN'', AND FINALLY HE SAID 'OH DAN DELANEY''. THE WOUNDED MAN WAS VERY WEAK FROM THE LOSS OF BLOOD. HE WAS GIVEN SOME BRANDY, THE PRISONER WAS BROUGHT BEFORE HIM AND I LIFTED UP THE HEAD OF DECEASED SO HE COULD LOOK UPON THE PRISONER. I ASKED HIM IF THAT WAS THE MAN WHO STABBED HIM. HE OPENED HIS EYES AND NODDED HIS HEAD. HE WAS TAKEN IN AN AMBULANCE TO BELLEVUE HOSPITAL

OFFICER JAMES A HEARN 17TH PRECINCT.

IN THE NEIGHBORHOOD OF 2 O'CLOCK A. M. I WAS STANDING ON THE SOUTH EAST CORNER OF 11TH STREET AND 1ST AVE. ON THE 21ST OF MARCH 1880 WHEN ONE OF THE BRADY BOYS TOLD ME THERE WAS A MAN CUT UP THE STREET. I WENT UP AND FOUND THE DECEASED LYING ON THE SIDE-WALK ON HIS BACK, ON 11TH STREET ABOUT BETWEEN 80 & 100 FEET FROM THE SOUTH WEST CORNER OF 1ST AVE.. I ASKED WHO DID IT, AND SOME ONE IN THE CROWD SAID IT WAS DAN DELANEY. I ASKED WHERE HE WAS AND SOME ONE SAID HE WAS UP THE STREET. I WENT UP THE STREET TO LOOK FOR HIM, AND NOT FINDING HIM I CAME BACK AGAIN AND ASCERTAINED WHERE HE LIVED AND ASKED OFFICER SMITH TO COME WITH ME. WE BOTH WENT WITH WHITE TO 234 EAST 11TH STREET. I KNOCKED AT THE DOOR AND THE ACCUSED'S FATHER OPENED THE DOOR. HE ASKED WHAT WAS WANTED. I ASKED IF DAN WAS IN AND HE SAID YES, AND I SAW THAT HE WAS UNDRESSED GOING TO BED. I TOLD HIM TO DRESS HIMSELF AS HE WAS WANTED DOWN STAIRS. HE ASKED WHAT FOR, AND I SAID SOMEBODY DOWN DOWN STAIRS WANTED TO SEE HIM. AFTER SOME PERSUASION HE WENT TO GET SOME CLOTHES OUT OF A CLOSET IN THE CORNER OF THE ROOM. I TOLD

0237

HIM TO PUT ON THE CLOTHES HE HAD JUST TAKEN OFF AND NEVER MIND THE OTHERS, AND I PUT MY BACK AGAINST THE CLOSET DOOR. HE TOOK HIS PANTALOONS UP AND I TOOK THEM OUT OF HIS HAND AND SEARCHED THEM AND FOUND A KNIFE WITH FRESH MARKS OF BLOOD ON THE LARGE BLADE. I SHOWED THE KNIFE TO OFFICER SMITH AT THE TIME AND SHOWED HIM THE MARKS OF BLOOD ON IT. I MARKED THE KNIFE. AFTERWARDS IN THE STATION HOUSE HE ACKNOWLEDGED THE KNIFE TO BE HIS. I WAS IN DELANEY'S ROOM WITHIN FIVE MINUTES AFTER BRADY CALLED ME. HE MADE NO RESISTANCE. HE SEEMED TO HAVE BEEN DRINKING. TO THE BEST OF MY KNOWLEDGE BRADY TOLD ME THAT CAMPBELL WAS STABBED BY DELANEY. THERE WERE ONLY FOUR PERSONS WITH THE DECEASED WHEN I GOT THERE -- THE TWO BRADYS, WHITE AND THE FOURTH MIGHT HAVE BEEN DORAN. CAMPBELL WAS STILL ALIVE. WHITE WENT WITH ME FROM WHERE THE BODY LAY TO DELANEY'S HOUSE. THE DECEASED WAS TAKEN TO THE STATION HOUSE WHILE I WAS GONE FOR DELANEY. DELANEY WAS TAKEN INTO THE PRESENCE OF DECEASED BY SERGEANT CROWLY. I WAS NOT PRESENT. FULTON'S SALOON WAS ON MY BEAT. I TRIED HIS FRONT DOOR AT 1.30 A.M. AND FOUND IT LOCKED, BUT HEARD VOICES INSIDE. I DID NOT PAY ANY ATTENTION TO WHAT THEY WERE SAYING.

T H O M A S B R A D Y 420 EAST 11TH STREET.

I HAVE BEEN ACQUAINTED WITH THE DECEASED FOR ABOUT FIVE OR SIX YEARS. I NEVER SAW DELANEY BEFORE THE NIGHT IN QUESTION, WHEN I SAW HIM IN FULTON'S LIQUOR SALOON IN 11TH STREET. I HAD BEEN TO THE THEATER THAT NIGHT IN COMPANY WITH MY BROTHER AND DORAN. MY BROTHER, DORAN, DELANEY AND A STRANGE MAN AND MYSELF WENT INTO THE SALOON TOGETHER. DELANEY WAS QUARRELING WITH A BAKER BEFORE WE WENT IN. THEN THE BAKER ASKED US ALL TO HAVE A DRINK AND WE WENT

0238

IN. DELANEY WAS QUARRELING WITH THE BAKER ABOUT A BUNDLE THAT THE BAKER HAD. DELANEY SAID THAT HE STOLE IT FROM A DRUNKEN MAN. AFTERWARDS DELANEY SAID THAT HE WAS MISTAKEN AND THAT ALL WENT INTO THE SALOON TO HAVE A DRINK. IT WAS BETWEEN HALF PAST ONE AND TWO O'CLOCK. WE WENT IN THE SIDE DOOR. THERE WAS NOBODY ELSE IN THERE AT THE TIME. REILLY CAME IN ABOUT FIFTEEN MINUTES AFTER WE ALL WENT IN. WE DRANK ABOUT THREE TIMES BEFORE REILLY CAME IN. THE BAKER PAID FOR THREE ROUNDS. DELANEY PAID TEN CENTS AND REFUSED TO PAY ANY MORE, WHEN THE BAKER SAID IF HE DIDN'T WANT TO PAY HE WOULD PAY AND HE DID PAY. REILLY ASKED WHAT WAS THE MATTER. SOME ONE TOLD HIM, AND REILLY SAID IF IT WERE NOT FOR THE RESPECT THAT HE HAD FOR MR. FULTON HE WOULD SMASH DELANEY IN THE NOSE. DELANEY MADE NO REPLY. DELANEY WENT TO THE WATER CLOSET AND CAME BACK AGAIN. MY BROTHER, DORAN AND I STARTED TO GO HOME. DORAN AND MY BROTHER WALKED DOWN AHEAD OF ME. I STOOD IN THE GUTTER TO URINATE AND CAMPBELL CAME DOWN AND SAID HE WAS STABBED. MY BROTHER, MYSELF AND DORAN FOLLOWED THE BAKER OUT OF THE SALOON. DELANEY AND REILLY WERE INSIDE. WHEN I CAME OUT CAMPBELL WAS STANDING BY THE DOOR. I SAID "HALLOO" AND HE SAID "HALLOO". I WALKED ON WITH MY BROTHER, LEAVING CAMPBELL STANDING BY THE DOOR OF THE LIQUOR SALOON. WE WENT TOWARDS FIRST AVENUE. CAMPBELL CAME DOWN AFTERWARDS AND SAID HE WAS STABBED. I DID NOT TALK TO ANY ONE BUT CAMPBELL. I HAD GONE ABOUT THIRTY FEET FROM THE DOOR OF THE SALOON WHEN CAMPBELL CAME DOWN AND SAID HE WAS STABBED. THERE WAS NOBODY WITH HIM WHEN HE CAME UP TO ME. THERE WAS NOBODY BETWEEN ME AND THE DOOR BUT CAMPBELL. WHEN WE LEFT THERE WERE OTHERS IN THE SALOON BESIDES DELANEY AND REILLY -- WHITE, KITCHEN AND LACY. I

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WALKED BACK TO THE SALOON DOOR WITH CAMPBELL AND CAMPBELL SAID
'FELLOWS, I AM STABBED'. WHITE AND DELANEY AND DELANEY'S FATHER
WERE STANDING AT THE DOOR OF THE SALOON AT THIS TIME. I DID NOT
SEE REILLY THERE. WHITE ASKED WHO DID IT, AND THEY ALL SAID THEY
DIDN'T KNOW. THEN I CALLED MY BROTHER AND DORAN AND I WENT FOR THE
OFFICER -- AHERN. I THEN WENT FOR THE STRETCHER. I WAS SOBER,
THEY WERE ALL PRETTY SOBER. I WAS AT THE STATION HOUSE WHEN
DELANEY WAS BROUGHT IN.

J O H N B R A D Y 420 EAST 11TH STREET.

I NEVER SAW THE PRISONER BEFORE THE NIGHT OF THIS OCCURRENCE.
I HAVE KNOWN CAMPBELL ABOUT EIGHT YEARS. WE LIVED IN THE SAME
HOUSE ONCE. HE WAS A QUIET PEACEABLE BOY. ON THE NIGHT OF THE
21ST OF MARCH I WENT WITH MY BROTHER AND DORAN TO ABERLY'S THEATER
IN 8TH STREET. AFTER THE THEATER WE WENT TO 11TH STREET AND WE
MET A BAKER, WHO ASKED US IF WE KNEW WHERE PEARSON THE BOSS BAKER
COULD BE FOUND. I BROUGHT HIM UP TO PEARSON'S HOUSE AND PEARSON
HAD SOLD OUT. THE BAKER THEN ASKED US IF WE WOULD HAVE A DRINK.
DELANEY HAD SOME TALK WITH THE BAKER ON THE SIDEWALK ABOUT HIS
BUNDLE -- HE ASKED HIM WHERE HE GOT THE BUNDLE. THE MAN SAID IT
WAS NONE OF HIS BUSINESS. THERE WERE SOME WORDS AND DELANEY SAID
THAT IS ALL RIGHT. DELANEY WAS NOT DRUNK. AFTERWARD WE WENT INTO
THE SALOON AND WE ALL HAD A DRINK. THEN AS WE GOT THROUGH THE
FIRST DRINK REILLY CAME IN AND THE BAKER ASKED REILLY TO HAVE A
DRINK AND REILLY SAID YES. AFTER THE SECOND DRINK DELANEY SAID TO
THE BAKER 'HAVE A DRINK OFF ME.' THE BAKER SAID ALL RIGHT AND
~~REXXXXXXXX~~ DELANEY TOOK OUT A TEN CENT PIECE TO PAY FOR FIVE DRINKS.

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THEN REILLY SAID TO ME "DON'T YOU THINK THAT IS A HELL OF A MEAN BLOAT TO ASK US TO HAVE A DRINK AND SLAP DOWN TEN PENCE." I SAID YES, AND THE BAKER SAID "NEVER MIND, I WILL PAY FOR IT." MY BROTHER, DORAN, THE BAKER AND MYSELF THEN WENT OUT. REILLY AND DELANEY WERE INSIDE. THE BAKER ASKED US ACROSS THE STREET TO ANOTHER PLACE WITH HIM. WE TOLD HIM NO, WE WANTED TO GO HOME. WE ALL THEN WENT INTO FULTON'S SALOON AGAIN AND HAD ANOTHER DRINK, AND REILLY WAS TALKING TO DELANEY ABOUT IRELAND. WE REMAINED IN THERE TEN MINUTES. I DID NOT PAY ANY ATTENTION TO WHAT THEY WERE SAYING. THE BAKER WENT OUT, AND DORAN MY BROTHER AND MYSELF FOLLOWED HIM. WHEN WE GOT OUT CAMPBELL WAS STANDING BY THE DOOR. WE LEFT IN THE SALOON ONLY REILLY, DELANEY AND THE BOSS. I SAID TO CAMPBELL "HAL-LOO HENCY", AND HE SAID HALLOO. THE FOUR OF US THEN WALKED TOWARDS FIRST AVENUE. WE THEN HEARD A MUSS IN THE NEIGHBORHOOD OF THE SALOON, AND DORAN, MY BROTHER AND I RAN UP. FULTON'S SALOON IS ABOUT 100 FEET FROM THE AVENUE. I HEARD LOUD TALKING ON THE STREET. WE COULDN'T SEE ANYBODY BUT CAMPBELL, AND CAMPBELL SAID "I AM STABBED", I SAID "WHERE?" AND HE SAID "IN THE GROIN." THERE WAS NOBODY STANDING WITH CAMPBELL. HE WAS NEAR THE GUTTER. I DIDN'T ASK HIM WHO STABBED HIM AND HE DIDN'T SAY. I CAUGHT A HOLD OF HIS ARM AND I SAID TO MY BROTHER "RUN FOR A COPPER". WE BROUGHT CAMPBELL TOWARDS THE CORNER TO GO ^{to} THE DOCTOR.

I SAW A COUPLE OF PERSONS STANDING AT THE HOUSE WEST OF FULTON'S SALOON BUT WHO THEY WERE I DO NOT KNOW. THEY WERE THERE AS WE WENT WITH THE DECEASED TOWARDS FIRST AVENUE. I TOLD THE OFFICER HE WAS STABBED. HE ASKED WHO DID IT, AND I TOLD HIM I DIDN'T KNOW. I RAN DOWN AFTER THE HAND-CART AND MY BROTHER WENT AFTER THE

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STRETCHER. CAMPBELL DIDN'T SAY WHO STABBED HIM. WE WERE HELPING CAMPBELL TOWARDS THE CORNER AND HE GOT HEAVIER AS WE NEARED THE CORNER, AND WE LET HIM DOWN. THE OFFICER TOOK, WHITE, LACY, DORAN AND ME TO THE STATION HOUSE.

J O H N W H I T E 102 7TH ST.

I DON'T REMEMBER OF EVER HAVING SEEN CAMPBELL. I HAVE KNOWN DELANEY FOUR OR FIVE YEARS. I AM IN THE EXPRESS BUSINESS. BETWEEN 12 AND 1 O'CLOCK ON THE NIGHT IN QUESTION, KELLY AND MYSELF WENT INTO FULTON'S SALOON. I LIVED NEXT DOOR TO FULTON. I WAS THERE ABOUT FIVE MINUTES. THERE WERE FOUR OR FIVE AT THE BAR DRINKING-- DELANEY WAS AMONG THEM. NONE OF THEM SPOKE TO ME. FULTON WAS THE ONLY ONE TO RECOGNIZE ME. I WENT IN THERE TO SEE A YOUNG FELLOW WHO LIVED IN FULTON'S HOUSE. THE PARTY WERE JAWING BETWEEN THEMSELVES. WHILE I WAS THERE DELANEY'S FATHER CAME IN AND WANTED HIM TO GO HOME. DELANEY LIVED ABOUT THREE DOORS WEST OF FULTON'S. THE PARTY WERE ALL OUT EXCEPT YOUNG DELANEY WHEN OLD MR. DELANEY CAME IN. THE OLD MAN ASKED HIM TO GO HOME AND HE DIDN'T WANT TO -- WHEN MR. FULTON FORCED HIM TO GO. THEY WENT OUT AND I WENT OUT AFTER THEM, AND FULTON CALLED ME BACK. I DIDN'T GO BACK. I STOOD AT THE DOOR. REILLY WALKED UP TO DELANEY AND SAID "YOU INSULTED ME INSIDE" AND WENT TO HIT HIM, AND AS HE WENT TO HIT HIM I PUT UP MY HAND AND STOPPED THE BLOW. REILLY TURNED AROUND TO ME AND "THIS MAN INSULTED ME AND I WANT TO GET SQUARE WITH HIM." I LET THEM GO AND REILLY FOLLOWED DELANEY AND I WALKED TO MY OWN DOOR [NEXT DOOR]. REILLY FOLLOWED HIM IN FRONT OF THE BAKER'S NEXT DOOR. TWO OR THREE STRANGERS THEN CAME ALONG. I DON'T KNOW WHERE

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THEY CAME FROM. I WALKED TO MY DOOR IN THE HALL. THERE WAS A MUSS GOING ON RIGHT OPPOSITE MY HOUSE BETWEEN DELANEY AND REILLY AND THE THREE STRANGERS. THE CROWD WENT UP A LITTLE FURTHER TO DELANEY'S HOUSE. I SAW A YOUNG FELLOW COME FROM FIRST AVENUE TOWARDS SECOND AND HE SAID "'I AM STABBED.'" I WALKED OUT AND SAID "'ARE YOU?'" AND HE SAID "'YES'", AND TWO LITTLE BOYS TOOK A HOLD OF HIM AND WALKED TOWARDS FIRST AVENUE.

WHEN I CAME OUT OF THE SALOON I DID NOT SEE CAMPBELL AND I DID NOT SEE HIM UNTIL AFTER HE WAS STABBED. BETWEEN THAT MUSS AT THE SALOON DOOR WHEN REILLY STRUCK THE BLOW AND THE MUSS THAT OCCURRED NEAR DELANEY'S DOOR WAS NOT MORE THAN ABOUT TIME TO WALK THERE. I SHOWED OFFICER AHEARN WHERE DELANEY LIVED. I DO NOT KNOW WHETHER CAMPBELL WAS IN THE QUARREL IN FRONT OF THE SALOON WHEN I WARDED OFF REILLY'S BLOW.

J O H N K E E L A N 428 EAST 11TH ST.

I HAVE KNOWN CAMPBELL FIVE OR SIX YEARS. I DO NOT KNOW DELANEY -THE FIRST TIME I SAW HIM WAS AT THE CORONE'S INQUEST. DAN LOORAM AND I WENT TO THE TIVOLI THEATER AND ON OUR WAY HOME WE STOPPED IN A SALOON EAST OF FIRST AVENUE ON 11TH STREET. WHEN WE WERE GOING INTO THE SALOON WE MET CAMPBELL COMING OUT AND CAMPBELL WENT IN WITH US AND HAD A DRINK. AFTER THE THREE OF US LEFT THE SALOON REILLY CAME RUNNING FROM THE OTHER SIDE OF FIRST AVENUE, AND SAID "'CAMPBELL "'I AM IN A LITTLE TROUBLE AND I WANT YOU TO COME AND HELP ME.'" WE ASKED CAMPBELL TO COME TO THE BALL AND LET REILLY GO ABOUT HIS OWN BUSINESS. CAMPBELL WOULD NOT COME WITH US AND LOORAM AND I WENT AWAY TOGETHER. REILLY SAID TO CAMPBELL

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"HENCE, I AM IN A GROWL ON THE NEXT BLOCK IN FULTON'S SALOON AND I WANT YOU TO GIVE ME A HAND TO LAY THE BLOAT OUT." CAMPBELL WENT ALONG WITH REILLY AND WE LEFT. THEY WALKED ACROSS FIRST AVENUE AND UP 11TH STREET. WE WENT DOWN THE BOWERY TO CANAL STREET. WE HEARD THE POLICE RAP BUT WE DIDN'T MIND IT. WE HAD THEN GOT ABOUT THREE QUARTERS OF A BLOCK BETWEEN FIRST AND SECOND AVENUES, NEAR 2ND AVE. I WAS HALF DRUNK. ABOUT A MINUTE AFTER CAMPBELL WENT WITH REILLY WE HEARD THE POLICE RAP. WE PASSED FULTON'S AND CAMPBELL AND REILLY STOOD THERE. I DON'T REMEMBER OF SEEING ANY FUSS.

DANIEL L O O R A M 347 EAST 13TH STREET.

I HAVE KNOWN CAMPBELL SINCE HE WAS A BOY. I DID NOT KNOW DELANEY. I WENT TO THE TIVOLI THEATER THE NIGHT IN QUESTION WITH JOHN KEELAN, AND FROM THE THEATER WE WENT TO SALOON NO. 404 EAST 11TH STREET, EAST OF FIRST AVENUE. CAMPBELL WAS IN THE SALOON IN THE BACK ROOM TALKING TO A YOUNG FELLOW. CAMPBELL, KEELAN AND I HAD A DRINK THERE. WE WENT OUT ON THE STREET TOGETHER. I ASK CAMPBELL IF HE WOULD GO TO THE BALL AND HE SAID NO, HE MADE AN ENGAGEMENT TO MEET REILLY IN FIRST AVE. AND 11TH STREET. I TOLD HIM I MET REILLY UP THE BLOCK AND I LEFT HIM AT FULTON'S. KEELAN WAS WITH ME WHEN I LEFT HIM NEAR FULTON'S. I WAS WITH REILLY AND KEELAN FOR 10 OR 15 MINUTES BEFORE WE WENT INTO THIS SALOON 404.

I ASKED CAMPBELL TO GO TO THE BALL AND HE SAID NO, HE HAD MADE AN ENGAGEMENT WITH REILLY TO MEET HIM ON FIRST AVE. HE ASKED ME WHERE REILLY WAS AND I TOLD HIM I THOUGHT HE WAS AT FULTON'S. HE WALKED UP TOWARDS FULTON'S AND KEELAN AND I STOOD THERE ABOUT FIVE MINUTES. KEELAN AND I WALKED WITH HIM TO FULTON'S AND JUST AS WE

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GOT NEAR FULTON'S REILLY CAME OUT OF FULTON'S AND SAID "HENCE, GIVE US A HAND, I AM GOING TO PLUG SOME JIGGER INSIDE." I TOLD CAMPBELL "IF YOU FIGHT FOR THAT MAN YOU WILL BE SORRY." I DON'T THINK CAMPBELL WENT INTO THE SALOON. I SAW A COUPLE OF MEN COME OUT, AND THEN ANOTHER MAN, AND THE LAST MAN OUT WAS STRUCK BY ANOTHER MAN - I THINK IT WAS REILLY. CAMPBELL TOOK REILLY'S PART AND BEGAN TO FIGHT WITH DELANEY -- HE STRUCK AT DELANEY -- THEY WERE BOTH CLINCHED, AND THE FIRST THING I KNEW I HEARD CAMPBELL SAY "I AM STABBED." I DID NOT TAKE ANY HAND IN THE FIGHT. IT WAS DARK, THE FIGHT WAS BETWEEN REILLY, CAMPBELL AND DELANEY. I COULD NOT SAY HOW MANY BLOWS WERE STRUCK. I WAS STANDING RIGHT OPPOSITE FULTON'S AT THE TIME. THEY MOVED UP TOWARDS DELANEY'S DOOR AND IT WAS THERE I HEARD CAMPBELL SAY HE WAS STABBED. I NEVER SAW DELANEY BEFORE. AFTER THE FIGHT KEELAN AND I WENT TOWARD SECOND AVENUE, AND THEN I HEARD THE POLICEMAN'S RAP.

E D W A R D D O R A N 401 EAST 17TH STREET.

I HAVE KNOWN CAMPBELL TWO OR THREE YEARS. I DIDN'T KNOW DELANEY. THE TWO BRADY BOYS AND I HAD BEEN TO ABERLY'S THEATER, AFTER WHICH WE WENT TO A SALOON IN 9TH STREET, WHERE I HAD ONE BEER. THEN WE CAME TO 11TH STREET ON THE OTHER SIDE OF THE WAY FROM FULTON'S. DELANEY AND THE BAKER WERE TALKING A COUPLE OF DOORS FROM FULTON'S. WE WENT OVER AND ASKED WHAT WAS THE MATTER AND DELANEY SAID THAT THE BAKER HAD THAT MAN'S BAG [REFERRING TO A LAME MAN WHO WAS LYING IN THE DOOR.] THE BAKER ASKED US IN TO HAVE A DRINK AND WE ALL WENT IN, DELANEY, THE TWO BRADYS, THE BAKER AND MYSELF. THE BAKER CALLED FOR FIVE DRINKS FOR WHICH HE PAID.

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THEN DELANEY ORDERED FIVE DRINKS MORE, BUT HE DIDN'T PAY FOR THEM. REILLY WAS IN THE SALOON WHEN WE WENT IN THERE. REILLY CAME OVER WHILE WE WERE DRINKING THE SECOND ROUND, AND SAID "HELLO, WHAT IS THE MATTER?" AND WE TOLD HIM WHAT WAS THE MATTER, AND HE SAID "ONLY I RESPECT MR. FULTON, I WOULD KICK THE LIFE OUT OF DELANEY. DELANEY DID NOT SAY ANYTHING. I TOLD THE BAKER TO PAY FOR THE SECOND ROUND AND HE PAID MR. FULTON. WE HAD TWO ROUNDS ALTOGETHER. WE WENT OUT, LEAVING REILLY AND DELANEY IN THE SALOON. WE WENT WITH THE BAKER TO LOOK FOR PEARSON. WE FOUND THE SHOP BUT PEARSON HAD MOVED. THEN THE BAKER ASKED US BACK AGAIN TO THE SALOON TO HAVE ANOTHER DRINK. WE FOUND REILLY AND DELANEY STILL THERE. I DID NOT SEE WHITE. I COULD NOT TELL YOU WHAT REILLY AND DELANEY WERE TALKING ABOUT. WE HAD OUR DRINK. WHEN WE WERE GOING IN WE SAW CAMPBELL AT THE DOOR. I DID NOT SEE A SOUL WITH CAMPBELL OR ANYBODY AROUND THERE. THE FOUR OF US LEFT THE SALOON THE SECOND TIME. TOM BRADY STOPPED, AND WE GOT HALF ACROSS FIRST AVENUE WHEN TOM BRADY COMMENCED TO HOLLER FOR ME AND HIS BROTHER. WE FOUND HENCE WITH HIS HAND ON HIS LEG AND HE SAID HE WAS STABBED. I TOOK HIM BY THE ARM AND WE WALKED ALONG TO THE BARBERS NEAR FIRST AVENUE WHERE HE FELL. I DID NOT SEE ANYBODY THERE BUT CAMPBELL. I STAYED WITH CAMPBELL UNTIL THE OFFICER CAME. I ASKED CAMPBELL WHO STABBED HIM, AND HE SAID "OH, OH" -- THAT IS ALL HE SAID.

People
no.

Daniel Delaney

Index

- 1 Jas. Murphy
- 1 Fred Kelly
- 2 Peter Mc. Vorley
- 3 Jas. Shearn
- 4 Thomas Brady
- 6 John Brady
- 8 John White
- 9 John Kellan
- 10 Daniel Loran
- 11 Edward Boran

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STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the house of Coroner Office No. 40 E. Houston Street, in the 15th Ward of the City of New York, in the County of New York, this 25th day of March in the year of our Lord one thousand eight hundred and eighty before John H. Brady, Coroner, of the City and County aforesaid, on view of the Body of Henry Campbell lying dead at

morning. Upon the Oaths and Affirmations of nine good and lawful men of the State of New York; duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said Henry Campbell came to his death, do, upon their Oaths and Affirmations, say: That the said Henry Campbell came to his death by a wound received at the hands of Daniel Delaney on the morning of March 21st 1880 in East 11th St. between the first and second avenues.

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

JURORS.

J. P. Buckley
Matthew Lane
Thos. Birmingham
Chas. W. ...
Aug. Halsey

John N. Drake
Jas. Eckhart
Thos. H. ...
John P. ...

John H. Brady CORONER, E. S.

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The People of the State of New York, on the
Complaint of

vs.

List of Witnesses.

David Dellamy

NAMES.	RESIDENCE.
James Fulton	338 East 11 th St
John White	884 " " "
Thomas F. Reilly	426 " " "
John Skeland	428 " " "
John Brady	420 " " "
Thomas Brady	" " " "
Edward Moran	413 " 17 th "
Daniel Kooraw	347 " 13 th "
Thomas Drany	245 1 st avl
Off them	17 th Police Prec
McSorley	" " "
M.D. Field M.D.	Bellew Hospital
Wm Ruffin M.D.	Coroner's Office
Do not call for affidavits unless advised from me.	

0249

Governor's Office.

TESTIMONY.

James Fulton, being sworn, says: I reside at 338 E. N. 4th and run a saloon at that number. Know nothing about the stabbing affair. Recognize prisoner as a man who was at my place between 12 and 1 P.M. on Sunday March 21st 1880. There was no disturbance at my place. Heard no angry words at that time. Prisoner came into my place with two or four other young men. At about 1.30 P.M. the rapping of policeman clubs called my attention and I went to the window. There I noticed a young man named White who had also called in my place during the night. I asked him what was the matter and he answered that a young man was stabbed. He could not tell me who ^{it} was ^{stabbed} nor who had done the stabbing. In a general there was no disturbance at all in my place. Some young men were talking about the best way of governing Ireland but there was no altercation about it. Kitchell, Reilly and the prisoner were so engaged. It was between 12.30 and 1 P.M. I had closed my store at 11.55 P.M. on Saturday night. When I let a man out of the store the prisoner and his companions came in. When the prisoner's father came in, all the rest had left except Dr. Lanning the prisoner, and a young fellow named Gasey or Delaney ^{who was in the front closet.} The prisoner took two glasses of ale in my place but he seemed to have been somewhat drinking when he came in.

James Fulton

Taken before me

this 25th day of March 1880

John W. Brady

CORONER.

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Coroner's Office.

TESTIMONY.

John White, being sworn says: I reside at 334 E. 11th St. Am an expressman. Was at Gullons place at 338 E. 11th St. on Sunday morning ^{March 21st} at about 2 P.M. Was there about 5 or six minutes. Saw the prisoners, Riley, Lacey, Mitchell and another young man with a bundle whom I did not know in the place. There was no disturbance there. The man with the bundle left almost immediately after I entered the place. Am acquainted with Mr. Gullon but go to the place very seldom. When I came out of the place Delaney was standing in front of No 334 E. 11th St. His father was with him. Riley was standing in front of Gullons when Delaney came out. Riley walked over to Delaney and struck at him. He did not hit him. Riley seemed anxious to fight but Delaney tried to avoid it, I put my hand up so that Riley could not hit Delaney. I then went back to my own door. After that I saw several men strike at the prisoners. This all occurred after 10 o'clock. May have been 20 o'clock but do not know. After the fight was all over I saw Campbell come from the direction of first corner. He then said he was stabbed. He did not say who stabbed him. Two men then took Campbell down towards first corner. Campbell fell in E. 11th St. before reaching first corner. Then some ran for the police. A policeman came within a very few minutes.

Taken before me

this 25th day of March 1880

John H. Brady

CORONER.

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3.

Coroner's Office.

TESTIMONY.

The policeman asked me where Delaney lived. I walked up to the door and showed him the house. After showing him I stood at my own door. But when the policeman came down with Delaney he told me I had to come along and I was afterwards locked up in the stationhouse. In answer to question by prisoner's counsel: I think four or five men were engaged in the fight. I believe I know the prisoner four years. Know his father. Have been in prisoner's company long enough to know his character for peace and quietness. I know nothing of the origin of the difficulty.

Jam White

Thomas Riley, being sworn, says: I reside at 426 E. 11th St. Am a labourer. Was in Gilliano saloon Sunday morning March 20th at about 1 P.M. There were there two Brady brothers, Moran, Delaney the prisoner, Lacey, Mitchell and the proprietor. I was drinking most of the evening. I went in alone and drank alone first off. Was in the place only once or twice before. There was some dispute about drinks. Delaney seemed to be the leading man. The dispute was about paying for drinks. Either one of the Brady's or Moran asked me whether it was right to bring men into the place and

Taken before me

this 25th day of March 1880

John Mc. Brady

CORONER.

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Coroner's Office.

TESTIMONY.

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then not pay for the drinks. I said that it was not right. Delaney looked at me and said something that I did not understand. He spoke in a cool and deliberate tone. I do not know whether he was angry or not. An unknown man with a bundle, who seemed to be a baker, then said that he would pay for it. He did so and then called me to the bar to join in a second round. I joined. The unknown man then went out. Afterwards I asked Kitchell and Gacey to drink with me. While so engaged the prisoner came up to me and called me a low bad something. What? I do not know. Delaney then called for drinks for a fourth of us. We drank together. There was no ill feeling between us. Kitchell, Gacey and Delaney were still talking in the store when I left the place. Going out I was struck by some one. I do not know who it was that struck me, nor do I know whether it was in fun or earnest. Thomas Brady, Leonard & Kieland were at the door. Campbell the deceased came immediately afterwards. I was under the influence of liquor at the time and cannot state what was said between us after I was hit. I think we were standing there when Delaney came out of the saloon. Every thing one of us seemed excited when Delaney came out of the saloon. I struck at Delaney. I think I struck only once but do not

Taken before me

this 25th day of March 1880

John H. Brady

CORONER.

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Coroner's Office.

TESTIMONY.

know what I hit him or not. Do not know who first told me of the stabbing. I went towards first Avenue and met Campbell coming up assisted by Moran. I spoke to Campbell but he only groaned and did not speak. A policeman was then coming up and I said to him the boy was hurt or something to that effect. I went home afterwards and was arrested at my house. In a jury I met the deceased about 25 feet away from where the fight was. Campbell was not drinking in the store with us. I do not think he was in the store at all. Think I was so far under the influence of liquor as not to be able to judge who was drunk or sober. The unknown man with a bundle was not Campbell. Know Campbell for about 5 years. Campbell was industrious. Have seen him intoxicated.

Thomas F. Reilly

Taken before me

this 25th day of March 1880

John W. Brady

CORONER.

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6.

Coroner's Office.

TESTIMONY.

Thomas Lacey, being sworn, says: I reside at 245 First Avenue was at Fullons on the evening in question as testified to by previous witness. While in Fullons saw no disturbance. Was the last man at Fullons leaving him in the water closet when the others went out. Heard the police rapping. ~~Foot~~ was then in the store with Mr. Fullon. Was in Fullons in all about 15 or 20 minutes. Heard Riley and Mitchell ~~talked~~ talked about some affairs in Ireland. Believes Delaney was talking with them also. All seemed to be a friendly discussion. Was at Fullons only once before.

T Lacey

John Keelard, being sworn, says: I reside at 428 E. 11th St. Came from Abernethy's Tavern that evening with Daniel Luten. Went down to 11th St. to take a drink but not in Fullons. Afterwards we intended to go to a ball. He took a drink at 404 E. 11th St. Then met Campbell. He was not intoxicated. He drank a glass of beer with me. He said that he wanted to see Riley. I told him to go home as it was late and he did not wish to go to the ball with us. After leaving the saloon we walked up towards second Avenue. Just the corner of first Avenue we met Riley.

Taken before me

this 25th day of March 1880

John H. Brady

CORONER.

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Coroner's Office.

TESTIMONY.

who was intoxicated, Riley wanted us to join him to look some blood who was at Gallons. When Riley said that Campbell, Luren and myself were together. He declined the invitation we went about our business leaving behind us Campbell and Riley.

John ^{his} Keeland
mark

Amiel Leonard, being sworn says: I reside at 347 E. 13th St. I knew Campbell. I never saw ~~Campbell~~ Delaney before. After drinking at 404 E. 11th St. we stood talking on ^{S.E.} corner of first Avenue and 11th St. While Keeland stepped aside for a minute Campbell told me that he was to meet Riley by appointment on the corner of E. 11th St. and first Avenue. He met Riley who said he wanted to give it to some blood at Gallons. Campbell said: go it. I advised Campbell to go home as he would be sorry for it. When I saw the fighting I told Keeland to come along and we went to the ball. Both Riley and Campbell were acting and jumping around as if fighting. George Mitchell desired to stop the fight. ~~I~~ Soon after I heard Campbell say that he was stabbed. I don't know what man they struck at. It was dark.

Taken before me

this 25th day of March 1889

John H. Bradley

CORONER.

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Governor's Office.

TESTIMONY.

Did not know the prisoner and do not know whether he was the man struck at or not.

Daniel Kooran.

John Brady, being sworn, says: I live at 20 East 11th St. Do not know the prisoner. Know the deceased. I was in Fulton at about 1 P.M. Sunday March 21st. Was sober having drunk Sarsaparilla only. Went in by invitation of the prisoner, Delaney. Corroborate the affair about nonpayment of the drinks by Delaney and the subsequent payment of the round by the unknown baker. Did not see the fight outside. Recognized Campbell among the crowd. Saw him lying on the sidewalk afterwards. He was stabbed thru. Three years ago worked with deceased in soap factory.

John Brady

Thomas Brady, being sworn, says: I reside at 420 E. 11th St. Did not see the fight. Was sent by a policeman to get a ~~straw~~ stretcher to take Campbell to the station house. They afterwards kept me at the station house. Drank Soda water. Campbell told me he was stabbed. He did not say who stabbed him and I did not ask him. Corroborate my brother's statement.

Taken before me
this 25th day of March 1880

Thomas Brady

John H. Brady

CORONER.

0257

9.

Coroner's Office.

TESTIMONY.

Edward Jordan being sworn, says: I live at 413 E. 19th St. & was at Fullons on the night in question. Took a cigar there. Was asked in by the bar. Delaney offered 10 cents for five drinks and Mr. Fulton said that was not enough. Corroborate the testimony of the Bondys.

Edward Jordan

James Ahern, being sworn, says: I am an Officer of 17th Precinct. At about 2 A.M. on the day in question was standing on the S. E. Corner of 11th & First Ave. when Thomas Brady ran up to me and said a man was stabbed. Made the arrest of Delaney whom I found un-
dressed. I told him to dress as I wanted him. He went to a closet seemingly to get clothes. I told him to put on the clothes he had taken off. He finally did so. I examined the pants and found the knife with blood on it. He afterwards in my presence at the station house acknowledged the knife to be his. Went to the prisoners room within five minutes of the time I was called. He made no resistance. The prisoner seemed to have been drinking. The knife ^{blade} seemed to me to be ^{blood} ~~stained~~ ~~with blood~~. Thomas Brady told me to the best of my knowledge that Campbell was

Taken before me

this 25th day of March 1880

John Mc. Brady

CORONER.

0258

(10)

Coroner's Office.

TESTIMONY.

stabbed by Delaney the prisoner. There were only four persons there when I got there. There were the two Brady, White and the fourth might have been Moran but I am not sure about that. I heard them solemnly testify that they did not know who did the stabbing. Found the door at Gallons locked when I tried it at about 1.30 A.M.

James Ahern

Thomas Brady, recalled; I did not say to the Officer Ahern that Delaney had stabbed Campbell.

Thomas Brady

John Brady recalled; I did not tell the Officer that Campbell was stabbed by Delaney. I did not know Delaney's name then. I had long seen him before.

John Brady

John White, recalled; I did not tell the Officer who did the stabbing. Daniel Gray's name was mentioned in connection with it and I said that Daniel Gray was not there. The Officer asked me where Delaney lived and showed him the house.

Taken before me

this 25th day of March

1880

John White

John R. Brady

CORONER.

0259

Coroner's Office.

TESTIMONY.

Pet. M. McCooly, being sworn says: I am
 an Officer of 17th Precinct. Came to Officer Ahern's
 assistance on the night in question. Sent for a constable.
 Thinking it was long in coming I sent John
 Brady for a hand cart. Pat Campbell in the cart
 and took him to station house. On the way he
 groaned and called out "Dan" a couple of times
 and afterwards said "Jelany" repeating it two or
 three times. Was afterwards sent out to arrest him
 but met Officer Ahern with him in charge and
 coming towards the station house. Asked deceased
 at station house in the back room whether he could
 identify the prisoner as the man who stabbed him.
 and he - being very weak - nodded his head in the
 affirmative. The prisoner of course was confronting
 him then. I think the prisoner said he did not
 know the man at all. When I came up to the de-
 ceased he was lying on the ~~street~~ sidewalk bleeding.
 There seemed to be more blood up the street where the
 deceased came from. I pushed the hand cart and
 had a man to assist me. Deceased articulated pretty
 clearly when he called out "Dan, Dan" and Jelany.
 I clearly understood the name "Jelany". It was
 not Lucy. When the prisoner was brought before the
 wounded man at the station house the latter was
 pretty weak. He was lying on the floor of the room.
 I think I raised up his head a little in order to

Taken before me

this 25th day of March 1880

John H. Brady

CORONER.

0260

Coroner's Office.

TESTIMONY.

12.

capable to see the prisoner. I asked him what that
this, the prisoner, was the man who had heard
him. He moaned and answered; a yes in a tone
distinct enough for me to understand it. Besides
he was nodding affirmatively with his head
noticed traces of blood I think for a distance
equal to about 8 hours.

Peter M. McSorley

Taken before me

this 25th day of March

1880

John H. Bradley

CORONER.

0261

Coroner's Office.

TESTIMONY.

13.

Henry Campbell was admitted to Ward 1, Bellevue Hospital about 3 A.M. Mar 21st 1870. He was suffering from the loss of blood & died about fifteen minutes later. A tourniquet & compress had been applied before patient came to the hospital. Examination of the wound after death (immediately) showed the femoral artery to have been split longitudinally for some two inches.

Respectfully
Matthew B. Sells
Head Surgeon
Bellevue Hospital
1st Surg. Div.

Mar 21/70
H

Taken before me

this 21st day of March 1870.

John H. Brady

CORONER.

0262

14

Coroner's Office.

TESTIMONY.

Mr. G. Raper, M. D. being sworn says: I have made an autopsy on the body of Henry Campbell at the morgue on the 21st day of March 1880.

Body presents the appearance of extreme emptiness of blood, but is otherwise that of a well developed young man. There are no marks of violence on the body except a large incised wound on left thigh. This wound is six inches long and begins about 3 1/2 inches below Poupard's ligament cutting through the skin and dividing longitudinally the Sartorius muscle. Section of said muscle reveals the femoral vein split lengthways for a distance of 1 1/2 inch. The wound at its lower end is 1 1/2 inch deep; in its middle about 1 inch and at its upper terminus only 1/2 inch. This circumstance indicates that the knife with its sharp edge upwards entered the thigh at the lower end of the wound and was carried upward with a sweeping motion. Every organ of the body was found to be in a normal and healthy condition except the parts injured and spoken of above.

Death in my opinion was caused by hemorrhage resulting from the cutting of the femoral vein.

Mr. G. Raper, M. D.

Taken before me
this 21st day of March 1880

John H. Brady

CORONER.

0263

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK. } ss.

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

Question.—What is your name?

Answer.—*Daniel Delaney*

Question.—How old are you?

Answer.—*28 years old*

Question.—Where were you born?

Answer.—*Ireland*

Question.—Where do you live?

Answer.—*332 E. 11th St.*

Question.—What is your occupation?

Answer.—*Porter*

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

Acting under the advice of my counsel I answer my defense. I am, however, entirely innocent of the perpetration of the charge against me and upon my trial I feel that I shall be fully able to vindicate myself.

Taken before me, this *25th* day of *March*, 18*80*

John H. Brady

CORONER.

0264

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE When Reported.
21 Years. 1 Months. — Days.	U. S. Parents: Irish	Brooklyn	March 21 st 1880

~~877~~
~~Admitted for custody~~
~~after three days~~

Bill and
 N. J. Taylor
 Foreman

HOMICIDE

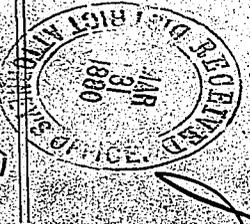
AN INQUISTION

On the VIEW of the BODY of

Henry Campbell

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

Daniel Delaney



Report taken on the 25th day
 of March 1880

John H. Brady, Coroner

Committed March 25 1880

Deaf

Discharged

Date of death March 21 1880
 3rd Reg. Return

671
 1880

0265

671 80
1880

HOMICIDE

AN INQUIRY

On the VIEW of the BODY of

Henry Campbell

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

Daniel Delaney



Inquest taken on the 25th day of March 1880 before

John G. Brady, Coroner.

Committed March 25 1880

Barred

Discharged

Date of death March 21 1880

J. D. McMillan

MA

W. H. Taylor
Foreman
Bill actual

~~877 returned
Warrant for custody
of the body~~

MEMORANDUM.

AGE.	21 Years. 1 Month. — Days.
PLACE OF NATIVITY.	W. H.
WHERE FOUND.	Massachusetts
DATE When Reported.	March 21 80

James: Davis

0266

See Mr Birnie of the Dist Atty's Office

PART I.

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

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To John Brady

of No. 420 E 11th Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 6th day of April instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Daniel Delaney

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of April, in the year of our Lord 1887

~~BENJAMIN K. FIELDS, District Attorney~~
DANIEL G. ROLLINS, District Attorney

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See Mr. [unclear] of the Dist Atty's Office

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *John White*

of No. *234 E 11th* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *6th* day of *April* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Daniel Delaney
in a case of Felony, whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of *April*, in the year of our Lord 188/

~~SEVENTH AVENUE~~ ~~NEW YORK~~
DANIEL G. ROLLINS, *District Attorney.*

PART I.

THE COURT-ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.
If this Subpenna is disobeyed, an attachment will immediately issue.
Bring this Subpenna with you, and give it to the Officer at the Court-Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

0268

See Mr Birnie of the Dist Atty's Office

PART I.

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

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *John Kerland*

of No. *428 E 11th* Street,

WE COMMAND YOU, That, all business and excuses ceasing; you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *6th* day of *April* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

GREETING:

Daniel Delaney
in a case of Felony, whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of *April*, in the year of our Lord 1881

~~BENJAMIN W. PIERCE, District Attorney~~
DANIEL G. ROLLINS, District Attorney.

0269

See Mr Birnie of the Dist Atty's Office

PART I.

THE COURT-ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court

Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To Daniel Loran

of No. 247 E. 13th Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 6th day of April instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Daniel Delaney
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of April, in the year of our Lord 1887

~~BENJAMIN W. PHIPPS, District Attorney~~
DANIEL G. ROLLINS, District Attorney.

0270

See Mr Birnie of the Dist Atlys Office

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PART I.

THE COURT-ROOM IS IN THE SECOND STORY, AND FRONTING
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Off Shern*

of No. _____ Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *6th* day of *April* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Daniel Delaney

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of *April*, in the year of our Lord 1881

~~BENJAMIN W. FIELDS, District Attorney~~
DANIEL G. ROLLINS, District Attorney.

0271

See Mr Birnie of the Dist Atty's Office

PART I.

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

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Edward Doran*

of No. *413* *E 17th* Street,

WE COMMAND YOU, ~~That~~, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *6th* day of *April* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

GREETING:

Daniel Delaney
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of *April*, in the year of our Lord 1881

~~HENRY AMIN K. PHILIPS, District Attorney~~
DANIEL G. ROLLINS, District Attorney.

0272

see Mr Birnie of the District Attorneys Office

PART I.

THE COURT-ROOM IS IN THE SECOND STORY, AND FRONTING
COURT HOUSE. If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Off M. Morley*
of No. _____ Street,

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *6th* day of *April* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Daniel Delaney
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of *April*, in the year of our Lord 1881

~~DANIEL G. ROLLINS, District Attorney.~~
DANIEL G. ROLLINS, District Attorney.

114

0273

PART I.

THE COURT ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To Thomas Riley

of No. _____ Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 6th day of April instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Daniel Delaney
in a case of Felony, whereof *he stands* indicted. And this you are not to quit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of April, in the year of our Lord 1881

~~BENJAMIN K. PHIPPS, District Attorney~~
DANIEL G. ROLLINS, District Attorney.

0274

PART I.

THE COURT ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To

Thomas Riley

of No. _____

Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the _____ day of _____ instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Dave Delaney

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in _____, in the year of our Lord 188 _____

~~BENJAMIN K. PHELPS, District Attorney~~
DANIEL G. ROLLINS, District Attorney.

0275

see Mr Birnie of the Dist Atty's Office

PART I.

THE COURT-ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.
If this subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Thomas Leary*

of No. *245 1st Ave* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *6th* day of *April* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Daniel Delaney

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of *April*, in the year of our Lord 1881

~~BENJAMIN K. PHILLIPS, District Attorney.~~
DANIEL G. ROLLINS, District Attorney.

0276

INDICTMENT FOR

THE PEOPLE,
ON COMPLAINT OF

^{28.}
Dan Delaney
manslaughter

Referred to Mr
Birnbaum for
examination -

Wm Campbell
141 - E 13th St
father of deceased
will furnish
new witness



0277

District Attorney's Office.

THE PEOPLE,

vs.

Guilt beyond

In this case the
deceased seems
to have provoked
the assault in
which he was
killed

Chas A. Binia
July 2nd 1881

0278

POLICE COURT—SECOND DISTRICT.

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

John Sullivan aged 31 years
a salesman; residing 142 Macdougall Street, being duly sworn, deposes
and says, that on the twenty second day of November 188 /
at the City of New York, in the County of New York, Arthur Wilson
(now here) did with intent to cheat and
defraud the said Thomas Sullivan, James
Drew, John Dupuy, Charles S. Lavake
Thomas J. Colton, and J. George Johnson
comprising the firm of Sullivan, Drew &
Company, doing business at No 620
Broadway, designedly and by false
pretence, obtain from deponents care
and custody, the following property ~~and~~
one piece of black velvet containing
fifteen yards in all of the value of
fifty dollars, the property of above named
persons comprising said firm of Sullivan, Drew
and Company and then in their deponents
care and custody; in the manner following
to wit: That on said day said Wilson
came to the store in said house 620
Broadway, pretending to have been sent
by Mrs G. Trumbull, with showing a
sample of velvet and stating that said
Mrs Trumbull desired to have fifteen
yards of velvet to match said sample.
Deponents having known said Wilson
before having come to said store, while
in the employ of said Mrs Trumbull
to receive for said Mrs Trumbull goods
from said store, and believing the statement
made by said Wilson to be true and him
still in the employ of said Mrs Trumbull

0279

did deliver unto said Wilson said piece
of velvet. Dependant has since been in-
formed by said Mrs Trumbull that said
Mrs Wilson has left her Employment about
the 21st day of October 1871. and has never since
been in her Employment. Dependant verily
believes and charges that said Arthur Wilson
did unlawfully obtain said velvet, by means
of false pretence as above stated knowing
his said statement to be false, and with
the feloniously intent to cheat and defraud
said firm of the property above stated, the
property of said persons composing said firm
and then and there in dependant care and
custody of J. M. [unclear]
City and County of New York. Anna Trumbull
aged 45 years residing a milliner, of 94 West
14th Street said City being duly sworn says
she has heard read the foregoing affidavit
and is familiar with its contents and that
particular thereof referring to her and to information
given by her is true upon her own knowledge.
Sworn to before me this 3rd day of December 1871
O. M. [unclear]
Police Justice

1871
Anna Trumbull was this 3rd day of Dec
O. M. [unclear]
Police Justice

Police Court - Second District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Offence.

188

Date.

Justice.

Officer.

Witnesses.

Committed in default of \$ surety.

Bailed by

No. Street.

0280

Sec. 198-200.

Hand

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Arthur Wilson 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~~ waiven cannot be used against ~~him~~ on the trial,

Question. What is your name?

Answer. ~~Art~~ *Arthur Wilson*

Question. How old are you?

Answer. *fifteen years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *at the Great Northern Hotel, Bowery*

Question. What is your business or profession?

Answer. *an Errand boy*

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

Answer. *I am guilty of the charge*

Taken before me, this *3rd*

day of *January* 188*8*

Arthur Wilson

Mercer Police Justice.

0281

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Dec. 208, 209, 210 & 212.

Police Court *David* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Fullerton
147 Woodbourne
Arthur Moran

1
2
3
4
5
6
7
8
9
10

Dated *Dec. 30* 188

Steads Magistrate.

Edgar and O'Brien Officers.

S.P. Clerk.

Witnessed *Anna Turnbull*

No. *24* *Wald* 14th Street,

No. _____ Street,

W. J. ...
 Street,

Case



Offence, Obtaining property by means of false pretence

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 *Arthur Moran*

guilty thereof, I order that he ^{*held answer the same and be*} be admitted to bail in the sum of *ten* Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated *Dec 30* 188

McConnell Police Justice.

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

2820

Dated 188 _____ Police Justice.

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

Dated 188 _____ Police Justice.

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

Dated 188 _____ Police Justice.

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

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 admitted to bail in the sum of _____ Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

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Sec. 208, 209, 210 & 212.

Police Court - Seaside District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John Sullivan
147 Broadway
Arthur Moran
Office, _____

Dated Dec. 30 188 _____

Magistrate.
Attest
Flynn and O'Brien
8 P.
Clerk.

Witnessed Oliver Turnbull

No. 34 West 14th Street,

No. _____ Street,

John Sullivan
Street

Cause



BAILED,

No. 1, by _____

Residence _____ Street,

No. 2, by _____

Residence _____ Street,

No. 3, by _____

Residence _____ Street,

No. 4, by _____

Residence _____ Street,

0283

New York General Sessions.

PEOPLE, ON MY COMPLAINT,

versus

Arthur Wilson

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.

John Murphy of
and in behalf of the firm
of Sullivan Crew & Co.
620 Broadway

0284

New York Court of General Sessions

The People
against
Daniel Delaney } Homicide

City and County of New York vs. Charles P. Hall being duly sworn deposes and says I reside at Elizabeth in the State of New Jersey but carry on my business as a leather merchant at no 87 Good Street in the City and County of New York. The defendant Delaney has been in my employ for the last two years past in the capacity of Baker I say that he is an industrious hardworking, humane and estimable young man in every particular

Sworn to before me this
20th day of October 1880

Samuel G. Barnard

Commissioner of Deeds
New York City & County

Chas P Hall

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

The People vs }
 } against } Homicide
Daniel Delaney } }

City and County of New York vs. Richard
Hollahan being duly sworn
deposes and says I reside at no 8
Franklin Street New York City and
am have been acquainted with
Daniel Delaney the abovenamed
defendant for the last five years
past during which time I have had
an intimate knowledge of him I say
that said Delaney was always a
respectable, industrious hardworking
and humane man and in my opinion
the last person who would create a
breach of the Peace.

Sworn to before me this
20th day of October 1880

Richard Hollahan

Wm. G. Barnard
Commissioner of Peace
New York City & County

0286

New York Court of General Sessions

The People
against
Daniel Delaney

Homicide

City and County of New York is.

Bridget Hare being duly sworn
deposes and says I reside at 350 East
Fourth Street New York City and am the
wife of Edward Hare - I know the
defendant Daniel Delaney for a
number of years last past he was
always an industrious hardworking
quiet and inoffensive person - I become
bail for him upon the present charge
I have the highest regard for Delaney
in view of his excellent humane
honorable character.

Sworn to before me this
20th day of October 1880

Samuel G. Burnard, Commissioner of said
New York City and County

Bridget Hare

0287

New York Court of General Sessions

The People
against
Daniel Delaney } Homicide

City and County of New York is Patrick
Kilgore being duly sworn deposes
and says I reside at no 78 Madison
Street in the City and County of New
York and am a Grocer - I have
personally known the defendant
Daniel Delaney for the last five
years past he has always been
to my knowledge a sober, industrious
quiet and humane man

Sworn to before me this
20th day of October 1880
Samuel G. Barnard } Patrick Kilgore
Commissioner of Deeds
New York City and County

0288

New York Court of General Sessions

The People

against

Daniel Delaney

} Homicide

City and County of New York vs. John Morris
being duly sworn deposes and says
I reside at no 20 Mangin Street
New York City and am a Cabinet
manufacturer I have known
the defendant Daniel Delaney
for the last ten years past from
my long and intimate knowledge
of him I am enabled to say that
he has always been a quiet
inoffensive, hardworking, humane
man

Sworn to before me this

20th day of October 1880

William G. Barnard
Commissioner of Deeds
New York City & County

} John Morris

0289

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

..... being duly sworn, says that he resides at No. Street, in the City of New York, that he is years of age, that on the day of 18, at Number: in the City of New York, he served the within on the by leaving a copy thereof with

Sworn to, before me
this day of 18 }
.....

J. J. General Term

The People

against

Daniel Delaney

Homicide

Affidavit

for

Defendant

HOWE & HUMMEL,

ATTORNEYS FOR DEF.

87 & 89 CENTRE STREET, NEW YORK CITY.

Due and timely service of cop of the within

hereby admitted

this day of 18

Attorney.

To

0290

CITY AND COUNTY } ss.
OF NEW YORK,

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

That

Daniel Delaney

late of the *Seventeenth* Ward of the City of New York, in the County of New York, aforesaid, afterwards, to wit: on the *twenty first* day of *March* in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty* at the City and County aforesaid, with force and arms, in and upon *Henry Campbell*

in the peace of the People of the State then and there being, wilfully and feloniously did make an assault.

— And that he the said *Daniel Delaney*

him the said *Henry Campbell*

with a certain *knife*

which he the said *Daniel Delaney*

in his right hand then and there had and held *him* the said *Henry Campbell* in and upon the *body*

of *him* the said *Henry Campbell* then and there wilfully and feloniously, did strike, stab, cut and wound, giving unto *him* the said *Henry Campbell* then and there with the *knife*

aforesaid, in and upon the *body*

of *him* the said *Henry Campbell* one mortal wound of the breadth of *one* inch and of the depth of *six* inches of which said mortal wound *he* the said *Henry Campbell* at the Ward, City, and County aforesaid, from the *day* first aforesaid, in the year aforesaid, until the *seven and there died* in the same year aforesaid, did languish, and languishing did live, and on which day of

in the year aforesaid, the said *he* at the Ward, City and County aforesaid, of the said mortal wound did die

And so the Jurors aforesaid, upon their oath aforesaid, do say that *he* the said *Daniel Delaney* *him*

the said *Henry Campbell* in the manner and form, and by the means aforesaid, at the Ward, City, and County aforesaid, on the day and the year aforesaid, wilfully and feloniously, did kill and slay against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0292

BOX:

10

FOLDER:

126

DESCRIPTION:

Davis, Charles H.

DATE:

04/19/80



126

0293

63
H.C.D.

Filed 19 day of April 1880.
Pleas
Chas. H. Davis

Obtaining Goods by False Pretences

THE PEOPLE
vs.
Charles H Davis
in Remo's under seizure of
Spec. Stamp

BENJ. K. PHELPS,

District Attorney.

A True Bill.

N.S. Taylor
Foreman
April 21. 1880.

Wm. C. Taylor
2. M. C. P. P.S.

0294

Police Court—First District.

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

John Montgomery
 of No. 353 Hudson Street,
 being duly sworn, deposes and says, that on the 23rd
 day of March 1877, at the City and County of
 New York, Charles H. Davis, now
 present did obtain good and lawful
 money ~~of~~ ^{from} twenty five dollars from
 deponent by falsely pretending and
 representing that he was sent from
 the Croton Water Board to put a water
 meter in deponent's premises. That
 deponent complained of the inconvenience
 it would cause him ^{at that particular time} and the first
 of May would suit him better. That
 the Davis then suggested and agreed
 for the consideration in money above
 stated to delay until May, ~~the~~
 meter in question. That deponent then
 paid to said Davis the above amount
 and deponent has since learned that
 he Davis was not sent by the Board
 in any way connected either as an
 officer or an employe of said Board
 but did falsely and fraudulently obtain
 said money by the false pretence
 and representation that he was such
 an employe well knowing the same to
 be untrue and deceptive.

From to before on this
 24th day of March 1877
 J. M. Montgomery
 John Montgomery

John Montgomery

City and County of New York's John C.
 McRay of the Croton Board being sworn says
 I have charge of the water meters and know all
 the persons employed by the Board for the purpose of
 erecting water meters. I know the prisoner is not employe

0295

in the Cotton Water Board nor was
he employed on the day mentioned
or at any other time within the
knowledge of said Board for the
purpose stated in the foregoing complaint
John E. McKeay

From to before me this
29th day of March 1880
J. W. [unclear]
[unclear]

Compliment for 1/2 92 days
that when he heard the money
the prisoner said that "this must
be done quietly. I work with a
man in the office". My wife
is a 3/4 pipe and I was
informed by prisoner that it
would cost \$87.

Re-Direct

If I should pay
for my water according to
the amount used as would
be shown by a meter I would
I believe have to pay less than
I have been paying by paying
a gross sum, and for that
reason I believe and did
at that time believe that
I would save money by
the introducing of the meter.
I did not object to the
meter, but my business was in

0296

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Charles H Davis*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *8th Avenue*

Question. What is your occupation?

Answer. *Engineer*

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

Answer. *I am not guilty*
Charles H. Davis

Taken before me, this

27
W. W. W. W.
POLICE JUSTICE,
day of *March* 188*8*

0297

such a condition that I could
not at that time conveniently
have it done and I simply
desired delay in the matter
until it would not so greatly
incommode me. I asked him
to delay not for any corrupt
motives but simply to secure a
more convenient time

John Montgomery
before me
May 27 day of June 1880

J. H. H. H.
P. O. Justice

0298

COUNSEL FOR COMPLAINANT.

Name
Address

COUNSEL FOR DEFENDANT.

Name
Address

Police Court First District.

THE PEOPLE, &c., vs.

THE COMPLAINT OF
Mr. J. J. [unclear] Plaintiff
vs.
Charles H. Davis Defendant
333 [unclear]



Magistrate
Clerk
Witnesses
John E. McRay
Boston B. [unclear]

to appear
General Sessions
Received in Dist. Atty's Office

McRay

46 No. 2170

BAILED
No. 1 by
Residence

No. 2 by
Residence

No. 3 by
Residence

No. 4 by
Residence

No. 5 by
Residence

No. 6 by
Residence

Bill ordinal
H. S. Taylor
Foreman

Offense: [unclear]

to appear
General Sessions
Received in Dist. Atty's Office

0299

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That

Charles H. Davis

late of the First Ward of the City of New York, in the County of New York, aforesaid
on the *twenty fifth* day of *March* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward, City and County
aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud one *John Montgomery*

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend and represent to *the said John Montgomery*

That he the said Charles H. Davis was then and there employed in and by the Croton Water Board in the said City of New York in the County of New York aforesaid

That he the said Charles H. Davis was then and there authorized and empowered by the said Croton Water Board to put and place a Water Meter in the premises of him the said John Montgomery known as Number *three hundred and fifty three* Hudson Street in the said City of New York in the County of New York aforesaid wherein he the said John Montgomery then and there had and was then and there using croton water supplied by the said Board.

That he the said Charles H. Davis was then and there authorized by said Board to delay and postpone until the first day of May next ensuing, the putting in of said Water Meter in the said premises -

That he the said Charles H. Davis was then and there authorized by said Board to delay and postpone until the first day of May next ensuing the putting in of said Water Meter and to receive therefor from the said John Montgomery the sum of *twenty five* dollars -

0300

And the said *John Montgomery* who would be greatly inconvenienced in and about the said premises and the business which he the said *John Montgomery* then and there carried on, if the said water meter were then and there on the said twenty fifth day of May in the year of our Lord one thousand eight hundred and eighty, but in said premises then and there believing the said false pretences and representations so made as aforesaid by the said

Charles H. Davis

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

Charles H. Davis a certain sum of money, to wit: the sum of twenty five dollars in money and of the value of twenty five dollars -

of the proper moneys, valuable things, goods, chattels, personal property and effects of the said *John Montgomery* -

and the said *Charles H. Davis* did then and there designedly receive and obtain the said certain sum of money: to wit: the sum of twenty five dollars in money and of the value of twenty five dollars

of the said

John Montgomery

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

John Montgomery

by means

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

John Montgomery

of the same.

Whereas in truth and in fact he the said *Charles H. Davis* was not then and there employed in or by the said *Croton Water Board* -

And whereas in truth and in fact he the said *Charles H. Davis* was not then and there authorized and empowered by the said *Croton Water Board* to put or place any water meter whatso ever in the said premises of him the said *John Montgomery* -

And Whereas, in truth and in fact, ^{he} the said Charles H Davis was not then and there authorized by the said Board to delay or postpone until the first day of May next ensuing or until any other time the putting in said Water Meters in the said premises.

And whereas in truth and in fact he the said Charles H Davis was not then and there authorized by said Board to delay or postpone until the first day of May next ensuing or until any other time the putting in of said Water Meters did to receive therefor from the said John Montgomery the sum of twenty-five dollars or any other sum of money whatever -

And whereas in truth and in fact he the said Charles H Davis was not then and there authorized by said Board to receive the said sum of twenty five dollars or any other sum of money whatsoever from the said John Montgomery for delaying or postponing until the first day of May ensuing or until any other time whatever the putting or placing in of said Water Meters in said premises

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said Charles H Davis to the said John Montgomery was and were in all respects utterly false and untrue, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said Charles H Davis well knew the said pretences and representations so by him made as aforesaid to the said John Montgomery to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said Charles H Davis by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said John Montgomery the said certain sum of money, to wit: the sum of twenty-five dollars in money, and of the value of twenty-five dollars

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

John Montgomery with intent feloniously to cheat and defraud him of the same, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0302

BOX:

10

FOLDER:

126

DESCRIPTION:

Strauss, Jacob

DATE:

04/20/80



126

0303

IN SENATE, FEBRUARY 27, 1880.

REPORT OF THE COMMISSIONERS OF THE LAND OFFICE, IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE, FEBRUARY 11, 1879.

ALBANY: J. B. WHITTAKER, PRINTER, 1880.

1880

THE LAND OFFICE, ALBANY, N. Y., FEBRUARY 27, 1880.

164

[Handwritten signature]

Counsel,

Filed 20 day of April 1880

Pleas

[Handwritten signature]

THE PEOPLE

vs.

P

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

Indictment Larceny

BENJ. K. PHELPS,

District Attorney.

A True Bill.

[Handwritten signature]

Foreman.

0304

FORM 89 1/2

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

ss.

POLICE COURT—SECOND DISTRICT.

William A Bartlett

of No. *40 West 39th Street*

and says, that on the

10th

day of *April*

18 *80*

at the City of New York, in the County of New York, was feloniously taken, stolen and carried away, from the possession of deponent,

the following property, to wit:

*One Seal Skin Muff
of the value of twenty dollars Two
Over-Coats of the value of fifty
dollars all being*

of the value of

Seventy

Dollars,

the property of *deponent and his father Edward G
Bartlett and Robert Dunning* who had
left one of said Coats in deponent's care and

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 *Jacob Straus (nowhere)*
from the fact that on said day deponent was informed
by his servant William Francis that at about the
hour of 12:15, ~~relock~~ *relock* ~~Mr. a~~ *Mr. a* ~~man~~ *man* came to
the door and asked if the Doctor was in ~~office~~
William told him that he was not when said
~~man~~ *man* stated that he would wait for
him and asked for a sheet of Paper and
a Pen as he wished to leave a note for
the Doctor, said Francis then brought said
~~man~~ *man* over to the Desk and left him
sitting at the Desk when said Francis
went down to the Kitchen to attend to some
work, That at about the hour of 12:45, ~~relock~~

Police Justice

Depment returned home and the moment got inside
 of the house he discovered the loss of said property.
 Depment then called the servant William Francis
 up stairs where he stated the facts before described
 to him and also described the ~~extra~~ man whom
 he had left sitting in the Parlor, Depment then went
 to the 29th Precinct Station House and gave the
 description of the man who had been so described
 by Francis his servant to officer Schmittberger
 of the 29th Precinct Police. That on the 16th day of
 April 1880 Depment was notified to call at the
 Station House, Depment and his servant Francis
 went to the Station House where said Jacob
 Strauss was placed in a room in company with
 a dozen or more men, that as soon as said Francis
 Depments servant saw said Jacob Strauss he
 picked him out and informed Depment and
 officer Schmittberger that he was the man
 who had called at the Doctors house on said
 10th day of April 1880 and asked to see the
 Doctor and who was left in the Doctors room
 alone, and that no other person had come to
 or entered said house from the time that said
 Strauss called until Depment returned at
 about 12.45, below M. Depment is further
 informed by his said servant Francis ^{that he is} positive
 that the above described property was in the house
 when said Strauss entered and that after
 he discovered he was gone said property was
 missing, Depment then fore charges him said
 Strauss with feloniously taking, stealing and
 carrying away said property.

William A. Bartlett

0306

New York April 16th 1880

William Francis (big Crow examined)

Says -

I saw the prisoner this morning in the station house in the back part

twelve other persons were there

I don't know who the other persons

were none of them looked like

the prisoner, I don't know how

they were dressed - some looked

like laborers - others had on Coats

Suits, When I went came first

into the room I did not say this

is not the man.

I did not say that there was no

person there who looked like the

man, I said that is the

man when I saw him and put

my hand on him.

I did not express any doubt

about the man, no door or window

was opened & admit more light.

I did not go out & come back

to the room I stayed in all

the time no person said any

thing to me except that the officers

said take a good look and see

whether you are sure, that this

is the man. In my presence

the man was not taken out

0307

and brought back a second time.
I saw the man at the doctor's on
the 10th don't know the day of the
week - about one week and a
half ago - but can't tell the
day of the week. Said before
2 week and a half - drawing
together my recollection -
I know it was the 10th from the
papers in the office. I am
sure it was a week and a half
ago to day. have no memoranda
made no mark on my papers
or books of the time he was
there. Can't recollect what day
of the week it was.
(Witness asked what day of the week
this was) I answer the Magistrate
said this is the 16th whereupon
witness said if ~~so~~ ^{it must}
have been on the ~~Saturday~~ to day
is the 16th and from 10th to the 16th
it must have been a Saturday.
The time of day I saw this man
at the door was a quarter past
Inctor he stayed about $\frac{3}{4}$ of an
hour, did not see him go out.
I found the door open and
missed the ² ~~1~~ ^{bag} and a scalpin.

0308

muffin. Nobody else was in the house except the lady, present (Miss Ellen ^{Wick} ~~Wick~~ ^{Wick} and a little girl age about 6 or 7 years. The little girl was all the time in the house up stairs - the lady was in the parlor floor about whilst he was in the back room. I heard ~~hear~~ ^{hear} both of them go up stairs (the lady & the little girl).
By the lady -

I have seen this man twice before this day, once in the house and once in the station house. This morning in the station house, I saw it on the Herald that it was the 10th of the month. There are 7 days in the week from the 10th to the 16th it must have been on a Saturday. I could have made a mistake in counting. I could make a mistake in regard to counting because I might not count right. You have the Herald in the house every day. I looked on the Herald in the evening of the 10th to see what date it was. I look at the papers every morning to see

0309

what date it is - did not look
at it on the 10th at any other
time in the day except in
the morning

Sworn to before me
the 16th day of April 1880
Merrill C. [unclear]
Polk

03 10

Police Court—Second District.

CITY AND COUNTY OF NEW YORK

Jacob Straus

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

Question.—What is your name?

Answer.—Jacob Straus

Question.—How old are you?

Answer.—37 years

Question.—Where were you born?

Answer.—New York

Question.—Where do you live?

Answer.—8th Avenue & 57th Street

Question.—What is your occupation?

Answer.—Engineer

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

Answer.—I am innocent

Taken before me, this

Miriam Astorberg

16th day of April 1899

Place Justice

0311

Sworn to before me this
16th day of April 1880
Michael O'Connell
Police Justice

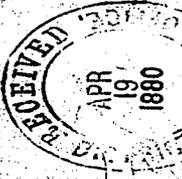
City and County of New York S.S.

William Francis of No. 40 West 39th Street
in said city being duly sworn deposes
and says that he has heard the foregoing
affidavit read and that portion of said
affidavit which refers to him is true of
his own knowledge

Wm Francis

Sworn to before me this
16th day of April 1880
Michael O'Connell
Police Justice

0312



Form 894. POLICE COURT SECOND DISTRICT

Affidavit - Larceny - *theft*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William J. Bartlett
40 yr 22 5 18
Jack Straub
alias Chas. W. Davis

DATED *April 6th* 18 *80*
W. Schmitt MAGISTRATE

W. Schmitt OFFICER

WITNESS:
William Francis 40 yr 30 3 18
Chas. Schmitt 27 yr 11 18
Ellen Nyck 27 yr 11 18
522 West 11th St

200 TO A.S. *Samuel Lewis*

BAILED BY _____ STREET _____
No. _____

20
20 April 6. 1880

0313

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That

Jacob Strauss —

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the *Tenth* day of *April* in the year of our Lord one
thousand eight hundred and ~~seventy~~ *Eighty* at the Ward, City and County
aforesaid, with force and arms

one muff of the value of twenty dollars
Two coats of the value of twenty five dollars
each —

of the goods, chattels and personal property of one

William A. Battlett —

then and
there being found, 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.

BENJ. K. PHELPS, District Attorney.