

0009

BOX:

36

FOLDER:

423

DESCRIPTION:

Comstock, Anthony

DATE:

04/13/81



423

0010

94

Filed 13 day of April 1887  
Pleas AM Wilby Dec 13, 1881

Assault and Battery.

THE PEOPLE

vs.

B.

Anthony Comstock

Daniel S. Hines  
~~PLIFFERS~~

District Attorney.

Also for penalty  
Prohibitory  
A. H. B. H.  
James  
Provenan  
Dec. 13, 1881  
1881

0011

DEFENSE.

Motion made by Counsel for def for discharge  
of prisoner on grounds of variance between the  
proof & the complaint.

20 That from the statements of the complainant  
her self her testimony is inconsistent of belief -

30 No Criminal intent has been shown as against  
the defendant nor did the acts testified to  
by the complainant justify any Criminal intent  
upon the part of the defendant -

4 Upon the examination of the whole matter it does  
not appear either that an offense has been  
committed by the def<sup>t</sup> - ~~convicted~~ or that there is  
probable cause for charging him therewith

Motion denied & exceptions  
granted - Further examination waived -  
Ordered by the Court that the letter that  
was mentioned in the affidavit be produced  
Letter refused by Counsel they stating  
It was not in possession of either counsel  
or def<sup>t</sup> -

Ordered by Court that defendant be  
held in \$500 to ans at Gen session

0012

Police, Court  
of the Fourth District  
Franky M. Hoffman  
Complainant  
vs  
Anthony Lemustock  
Defendant

City, County }  
of New York } ss. Franky M. Hoffman  
being duly sworn says I am the  
Complainant above named, and  
I reside with my husband in an  
apartment in the house known as  
No 156 East 52<sup>nd</sup> Street in the City of  
New York, and in the afternoon of  
the 5<sup>th</sup> day of November 1879 while I  
was in my said Apartment, a  
person, who refused to give me his  
name or whom I did not know, en-  
tered my said Apartment, ac-  
companied by another man. I  
have since learned that the person  
who refused to give me his name  
was Anthony Lemustock above named.  
I further aver that said Lemustock  
after entering my said Apartment  
then & there falsely and wickedly —

0013

charged and accused me of writing and sending obscene and scandalous letters to various persons in the neighborhood, which charge and accusation I assured him I was absolutely innocent of. Said Constable still continued to charge me with said offense, and said if I desired to compromise the matter I could. I again assured him that I was absolutely innocent and that I had nothing to compromise. He said Constable, then handed me a letter which I had written to a young lady in the neighborhood, and asked me if that letter was in my handwriting, and I told him that it was, but the letter shown me was not the subject of any complaint. Said Constable then handed me two other letters claimed by him to be obscene and he asked me if they were in my handwriting. I told him that they were not. Becoming very much frightened and agitated by reason of the insulting and violent manner of said Constable, and not knowing who he was, I stopped

0014

out of the Room into the Hall, and directed a little girl to take those two letters around to Captain Mowbr at the Police Station and let him to come around immediately. - Said Leoustock, then jumped up from the chair on which he was sitting and pushed out of the room into the Hall, and without any cause or provocation on my part, wickedly, <sup>deliberately</sup> and violently assaulted me, by seizing me by my arm and dragged me back from said Hall into the room, and told me to be quiet that he had a warrant for my arrest. I immediately asked him to allow me to see said warrant & he made no reply & did not show me any warrant. I again demanded to know by what authority he acted, and he then pointed to a shield on his garment. I solemnly aver that I did not write any of the letters alluded to by said Leoustock, I did not compose any of said obscene letters, neither did I send any of them &



0016

DEFENSE

Res } Assault & Battery  
As }  
Comstock }

Fannie M. Hoffmann of 156 E. 52<sup>nd</sup> St. New York being sworn in her own behalf, Comstock the deft. I saw him at my residence on the 5<sup>th</sup> day of November - last. It was between two and four o'clock.

The deft. came to my door and asked to see me. I told him I was the lady & also asked him if he was the person who came to lay the carpets from Stwarts. He said no he came to see me on a matter of business. I asked him to step to my front door - There was

0017

a man with - Cum his  
assistant - Mr. Drillon,  
He went to the front door  
I asked him and she  
came in. And when he  
came in he asked me  
what I would like to  
compromise this matter  
with officer Castle as he  
was an efficient - or good  
officer. This was the  
substance of the conversation  
I told him I had nothing  
to compromise.  
He then says Madame to  
come to the facts - I certainly  
am giving letters which  
have been received in  
the rear of you in the  
front of you on the East-  
side and on the west-side  
He then showed me a letter  
which I admitted having  
written to the young lady  
on the top floor next-  
door to me. This letter  
was signed by me.

2 Notice given to defense to produce

0018

letter referred to in their possession.  
The letter was a personal letter written by  
me to a person who was at that time a  
friend of mine - He handed me two  
letters the handwriting of which on the  
envelope was not mine - I did not see  
who they were addressed to but saw they  
were not in my handwriting - I went out in  
to the entry taking the letters with me & called  
to the child "Rosy" to go for Capt Mount -  
Mr Constable followed me to the  
entry - I was holding the letters over  
the banisters to the child to go at the  
time when he took me by my arm  
saying - You walk in there & behave your-  
self - I have a warrant in my pocket  
for your arrest. Asked him to produce  
the warrant - He failed to do so -  
showed me a shield - I also asked  
for his name - On the shield it said  
Deputy Sheriff - I am not a constable  
He did not answer it - & during the  
conversation I again asked him his  
name he said it was not necessary  
to give it again - He then asked me  
if my husband was at his office I  
told him no sir. He asked me  
what time he would be in

I told him I could not say. At the same time I told him that if my husband was at home he would not dare insult me in any such manner. After this he went down. He asked me where I had resided and I told him I had lived in 91st + West 32<sup>nd</sup> St in 51<sup>st</sup> + 52<sup>nd</sup> St where I now live. He also asked me if I had ever lived in 24<sup>th</sup> St. and also asked me the name of some one whom I don't remember now. The letters Constick handed me he took from me again when he took me by the arm. The name of the little girl is Rosa Horner. Constick then left + going down the stairs either Constick or his assistant said I am sure she is the guilty party. After the occurrence my husband took me down to Constick's office. When Constick was in my room he made no special accusation except to hand me the letters.

To the Court

When he asked how much I would take to compromise with officer Castle I did not know what he meant as I have had no trouble with him.

I am married + live in 52<sup>nd</sup> St for the past 3 years.

4

occupying the front flat. No one but myself  
 occupy the floor. I have seen Constock twice  
 and once at his office. I have never been  
 brought into personal contact with him but once.  
 My first encounter with him was on Nov 5. My  
 memory is pretty good. I have stated all I  
 recollect of my first encounter with Constock.  
 I have known Miss <sup>Harvey</sup> Reed about a year. She  
 lived next door. It was a letter I had written  
 her Constock just showed me. It was in an  
 envelope & he showed it to me & asked me if it  
 was in my handwriting & I told him yes. He  
 then handed me two others I had seen in my  
 hand. I did not open them. I said they  
 were not in my handwriting. I took those  
 letters out & handed them to the child. When  
 he handed me the letters & I told him they  
 were not in my handwriting he said nothing.  
 I went out of the room with the letters. I called  
 to the girl to go for Capt Mount. Up to that  
 time Constock had not been at all violent  
 or insulting toward me. I considered Constock  
 an intruder & I was alone & I wanted Police  
 protection. I have never known Officer Castle.  
 I only knew then who he was by the children  
 telling me what he was. I have known  
 Officer Castle by sight since last summer.

0021

I have never had any trouble with officers  
Casto. I have never written to anyone mentioning  
Casto name. Then Constable came in my room  
the first time he said was about Casto.  
He was in the room about an hour I was surprised  
when he mentioned Casto name. I did do  
not recollect the address on the letters. Mr  
Constable took the letters from my hand forcibly.  
I considered it necessary to resist for the police  
because I was alone with two strange men.  
He did not ask me to return the letters.  
It was after Constable spoke of the letters that  
he asked me where I had lived. He took  
me by my arm & put me in my room & told  
me to walk in there as he had a warrant  
for my arrest. He was talking about 1/2 an  
hour after he took the letters from me. After he  
had taken the letters he told me he had a  
warrant but did not show any but a  
shield. I went to his office on Nov 8<sup>th</sup> at my  
husband's request. He asked me to go to Constable  
office. He had been there the day before.  
He took me there but did not tell me  
what he wanted me to go for. He did not  
force his way into my room. The envelope on  
the first letter shown me was white. I sent it by  
my servant

0022

The other letters he showed me were in yellow envelopes of the registered - I saw into if they had been sent by the office or not - There were just

Mrs. Frank Hoffman

Seen before me this 26th Nov 1879

Johnnie

Johnnie

Rosa Roman 157 E 52 being duly sworn before says - I know Mrs Hoffman I saw her on the day of the occurrence I saw Mr Smith there - I saw him take Mrs Hoffman by the arm away - You go in there & behave yourself - I have a warrant for your arrest. Mrs Hoffman did not go in he took her away the same - I was on the stairs coming up. Mrs Hoffman had told me to take some letters to Capt Smith & ask him to come around.

8 2

I did not go to Capt Smith I did not know what the matter was I ran into Mrs Stevenson I was going up to Mrs Hoffman's room at the time. I had been to the grocery I heard nothing more after I saw Mrs Stevenson - They stand in Mrs Hoffman's room about an hour I was with my mother & some friends for Mrs Hoffman

7

after receiving my said affidavits there & there falsely and wickedly -

0023

The reason I went to Mrs Stern's room was because I was so excited I had talked with Mrs Stern & Mrs Hoffman about the case. He talked to each other about it. The man took the letter from Mrs Hoffman while she was handing them to me over the banister. I think there were two letters in yellow envelopes. I think there were two because I saw them.

Sworn to before me this 26th day of Nov 1879 Rosa Holman



Police Justice

0024

9

Pauline Stern 56 # - 32 St. Bengally  
Even Day -

I remember Nov 5 79 I live under Mrs Hoffman  
in the flat. On Nov 5 I heard a noise in the  
hall. I heard a man say - You walk in  
here Madame I have a warrant for your  
arrest she slammed the door. That is all I  
heard said. Then I heard her (Mrs Hoffman)  
say go for Capt Mount. I said for Heavens sake  
Mrs Hoffman are there thieves in the house -  
I called twice but got no reply. Then I called  
the door slammed. I called Rosa in my room

96

When the door slammed I heard the noise I was  
not excited but was worried. I heard her  
ask the girl to go for Capt Mount. I have  
known Mrs Hoffman since I lived in the house -  
I am not intimate with her but friendly -  
I went to the door with my company. There was  
no other disturbance in the house. I have  
seen Constable twice. The first time was at the  
house. He came into my room. I saw him  
on Monday a week ago at my house some  
one was with him. He said Mrs Stern I have  
brought my attorney with me to question you. He  
said I have brought the best E. S. Best attorney  
with me. He asked if I heard any ruffling or  
noise.

9

0025

Said I don't know. Then he said the woman at  
Stam said I did not give her my name &  
I said you did not give me your name when  
you came here. He said did you ask for  
my name. I said no. He said well I told  
you what I came for & showed my shield &  
he said it was not necessary. I told him  
my house was not a place to testify at.

Pauline. Stern  
 sworn to before me this 26th of Nov 1879

*[Signature]*  
Police Justice

0026

*Poplar, Va*  
*Anthony Comstock*

0027

The People of the State of New York }  
vs. }  
Anthony Bourstach }

In the above entitled case defendant moves for the discharge of the defendant under section Number 668, of the New York Code of Criminal Procedure, and submits the following facts in support thereof.

City County and State of New York. ss.

Anthony Bourstach  
being duly sworn deposes and says, that he is the defendant in the above entitled case, that <sup>or about</sup> on the 10<sup>th</sup> day of November 1879 he was arrested on Complaint of Fanny Hoffman on a ~~false~~ charge of Assault and Battery. That defendant waived Examination after examining the witnesses for the prosecution and gave bail to await the action by the grand jury. That down to April 1881 no grand jury ordered any indictment, although do defendant is informed and verily believes, several attempts were made by enemies of defendant to secure one. That very unexpectedly, while a matter of public interest was pending in Albany before the Legislature <sup>in April 1881</sup>, in which this defendant was interested as a good citizen, the opponents of defendant secured the bill of indictment in this case, which has not been tried.

0028

Deponent has never asked for any adjournment in the above entitled case, and it has never been adjourned at his request.

Deponent further says that the statements of the said Hoffman are false and untrue, of this deponent's own knowledge, that deponent entered the apartments of the said Hoffman at her invitation and in the discharge of his duty as a Special Agent of the New York Society for the Suppression of Vice and more particularly as a Special Agent of the Post Office Department of the United States, and deponent is not guilty of the offense as charged.

Deponent therefore prays, that he may be discharged on the complaint as he stands indicted.

Subscribed and sworn to before me  
this 11<sup>th</sup> day of November, 1851

Edward Hall

Dep. Clerk

Court of General Sessions

Anthony Bonistock.

0029

**POLICE COURT-FOURTH DISTRICT.**

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

of *Fanny M. Hoffman*  
*156 East ~~57<sup>th</sup>~~ 52<sup>nd</sup>* Street,

being duly sworn, deposes and says, that on the *5<sup>th</sup>* day of *November*  
in the year 187 *9*, at the City of New York, in the County of New York,

He was violently ASSAULTED and BEATEN by *Anthony Comstock*  
*who took violent hold of deponent*  
*by the arm*

*Mrs. Fanny Hoffman*

without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, &c., and be dealt with according to law.

Sworn before me, the *20<sup>th</sup>* day  
of *November* 187 *9*  
*J. Hoffman*

*Mrs. Fanny Hoffman*  
Police Justice.

0030

Police Court—Fourth District.

THE PEOPLE, &c. &c.  
ON THE COMPLAINT OF

*822*  
James M. Hoffman

Anthony Loustos

AFIDAVIT—A & B.

Dated

1879

Magistrate.

Officer.

Witness,



*500*  
Jesse B. Bauld

*7300*  
Paid for at  
New York City 26th St 3 P.M.

Mrs Hoffman  
105 Alexander Ave  
near 134th St

0031

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

*Anthony Comstock*

late of the First Ward of the City of New York, in the County of New York, aforesaid  
on the *fifth* day of ~~December~~ *November* in the year of our Lord  
one thousand eight hundred and seventy-*nine* at the Ward, City and County  
aforesaid, in and upon the body of *Fanny M. Hoffman*  
in the peace of the said people then and there being, with force and arms unlawfully  
did make an assault and *her* the said *Fanny M. Hoffman*  
did then and there unlawfully beat, wound, and ill-treat, to the great damage of the  
said *Fanny M. Hoffman* and against the peace of the  
People of the State of New York and their dignity.

*Daniel C. Rollins*  
~~BENJ. K. PHELPS~~, District Attorney.

0032

BOX:

36

FOLDER:

423

DESCRIPTION:

Condren, Thomas

DATE:

04/12/81



423

0033

790

*Lynn*

Day of Trial,

Counsel,

Filed *3* day of *April* 18*77*

Reads *A. Q. No. 12 (13)*

THE PEOPLE

vs.

*Z. Thomas London*

*David G. Collins*  
DISTRICT ATTORNEY

District Attorney,

A True Bill.

*James Green*

Foreman.

*April 26, 1877*

*David W. Condit*  
and *Henry B.*

*Pen 6 months*

BURGLARY—THIRD DEGREE.  
NOTHING STOLEN.

0034

The People  
vs  
Thomas

Court of General Sessions. Part I  
Before Judge Corwin. April 26, 1887  
Indictment for burglary in the third degree.  
John B. Fincken, sworn and examined, testified:  
Tell the jury what your business is? I am in  
the wood business, corner of Twenty third street  
and Eleventh Avenue. Have you a building  
there, an office in which that business is conduct-  
ed? Yes sir. Do you recognize the prisoner here?  
Yes sir. Did you see him on the 6<sup>th</sup> of April?  
Yes sir. Where? I saw him in our shop at  
first and at noon when the breaking of this window  
was committed. I did not see him do it, but  
he ran when he saw me coming, I saw him  
raise the window, and when he saw me  
coming he ran and I ran and faced him  
and caught him as he was going out of the  
side entrance of the yard. You saw him  
raise the window? Yes sir. The window of what?  
Of the office. Was there any property in the office?  
Yes sir. What? Money. Was there any one in  
the office at the time? No sir. You saw him  
raising the window? Yes sir. You went toward  
him? I went toward him and he ran. Then  
you ran you say and headed him off  
and caught him? Yes sir. Did you go back  
to that window, did you examine the window  
immediately afterwards? Yes. In what condition  
did you find it? I found the window broken.

0035

and found the lock sprung back. So that it was possible to raise the window? It was possible to raise it. Had the window been fastened before that? Yes sir. Cross Examined. How long before that? About fifteen or twenty minutes. Did you examine it fifteen or twenty minutes before that? Yes sir. What reason had you to examine it before that? We always do before we go to dinner, me and my father, as I suppose he thought we went to dinner. Instead of that we went around to Twenty fourth St. my father-in-law happened to be down. This young man was working for you at the time was he not? Yes sir. You say you saw him standing by the window? Yes sir. Was any one else with him? No sir, he was alone. Will you positively swear there was no one else with him? Yes sir. What else did you see him do? I did not see him do anything else; he ran and left the window. Did you see him ~~leave~~ lift the window? Yes sir. Where were you when you saw him lift the window? I was coming across the street. Was he directly in front of you then, did you see his back? Yes almost directly. How long has he been working for you? I guess four or five months. Always has been honest? I have always found him honest before, never had any doubts of him. Did he have anything

0036

in his hand? No sir. Are you sure of that? I am not sure, I did not examine his hands to see. I did not run after him, I headed him off; he ran through the shop, he ran into my arms. I took him then and brought him into the office; he begged me to let him go; he says, "For God's sake, let me go, I did not mean to do anything."

Thomas Leonard, sworn and examined in his own behalf testified. You were working for the complainant at this time? Yes sir, four or five weeks I guess. Have you ever been arrested before? No sir. I want you to tell the jury all you know about this occurrence? I was in the shop between twelve and half past twelve o'clock, dinner hour, I went out for a can of beer and was coming in. I stood by the window to speak to a person at the time, and as soon as I spoke to the person I turned round to go in the shop, it is between the shop door and the window of the office. I stood there just a minute to speak to a party; I turned round, walked into the shop with my beer and drank it. Ten minutes afterwards the party came in and brought me into the office and charged me with breaking the window. Then he spoke to another party and sent him out for a police officer; he charged me with break-

0037

217  
testimony in the case of  
Thomas London  
filed April  
1981

0038

Police Court—Second District.

CITY AND COUNTY)  
OF NEW YORK. ss

*Thomas Condrum* 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.—*Thomas Condrum*

QUESTION.—How old are you?

ANSWER.—*Eighteen years of age*

QUESTION.—Where were you born?

ANSWER.—*Ireland*

QUESTION.—Where do you live?

ANSWER.—*No. 526 Washington Street*

QUESTION.—What is your occupation?

ANSWER.—*I work in a wood yard*

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.*

*Thomas Condrum*

Taken before me, this

*Wm. W. Wood*  
day of *April*  
1881  
Police Justice.

0039

POLICE COURT—SECOND DISTRICT.

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

John C. Fincken  
of No. 568 West 23<sup>rd</sup> Street, being duly sworn, deposes  
and says, that on the 6<sup>th</sup> day of April 1881  
at the City of New York, in the County of New York, and at about the

hour of 12 1/2 o'clock in the afternoon  
of said day deponent detected  
Thomas Cochran, now here,  
in the act of feloniously and  
Burglariously attempting to break  
open and enter a brick building  
known as premises 568 West 23<sup>rd</sup>  
Street in the 16 Ward of said city,  
occupied by deponent and Ernest  
Fincken & Co. milliners, with the  
intent to commit a larceny or  
some crime therein.

That said building is used and occupied  
as a kindling wood office, and then  
contains property of value, and  
deponent saw said Thomas in the  
act of pushing open the window  
of said office, and deponent then  
saw that a pane of glass had  
been broken and the catch  
securing said window pushed back.

Sworn to before me this 6<sup>th</sup> day of April 1881  
John C. Fincken

Alb. W. Moore  
Justice

0040

Police Court - Second District

THE PEOPLE, &c.

ON THE COMPLAINT OF

*John C. Lindgren*  
568 W 23rd St

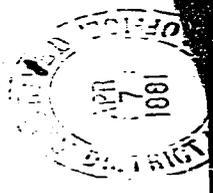
*Thomas Condon*



Dated, *April 6* 188*1*  
*J. P. ...* Justice  
*Inspector 16* Officer

Witnesses,  
*George Blanche*  
*568 West 23rd St.*

Committed in default of \$ *500* surety.  
Bailed by  
No. ... Street.



*Attorney at Law*

0041

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 Conner*

late of the *sixteenth* Ward of the City of New York, in the County of  
New York, aforesaid,  
on the *sixth* day of *April* in the year of our Lord  
one thousand eight hundred and ~~eighty~~ *eighty-one* with force and arms,  
at the Ward, City and County aforesaid, the *office* of

*John C. Fincken*  
there situate, feloniously and burglariously did break into and enter, the said *office*  
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

*John C. Fincken*

goods, merchandise and valuable things in the said *office* with intent the said  
being then and there feloniously and burglariously to seal, 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.

*Daniel S. Rollins*

**DANIEL S. ROLLINS**, District Attorney.

0042

BOX:

36

FOLDER:

423

DESCRIPTION:

Conklin, Richard

DATE:

04/20/81



423

0043

135

Counsel  
Filed *10/10/87*  
day of *October*  
Pleads *1887*

THE PEOPLE

vs.

*Richard Conklin*  
*P*

Indictment.—Larceny.

*James E. Miller*  
JAMES E. MILLER,  
District Attorney.

A True Bill.

*James J. Lewis*  
*Foreman*  
*James J. Lewis*  
*Foreman*

*Pen 30 days*

0044

135

Counsel,  
Filed *Sept 18 1878*  
day of  
Pleads

Indictment—Larceny—

THE PEOPLE

vs.

*R*  
Richard Conklin

*James S. Allen*  
BENJ. K. PHELPS,

District Attorney.

A True Bill.

*John Jones*

Foreman.

*John Jones*  
*John Jones*

Pen 30 days.

0045

District Police Court

CITY AND COUNTY OF NEW YORK } ss.

John H Sweetzer

of No. 33 West 58 Street being duly sworn, deposes and saith, that on the 15 day of March 1881 at the 19th Ward of 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 viz.:

- A Sleigh Robe value \$25.00
- A Coach Robe " 15.00
- A Set of Harness " 25.00
- One pair of Blankets " 10.00
- A Overcoat " 10.00

in all of the value of Eighty five (\$85),

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Richard Conklin now

present for the reason that said Conklin was employed by deponent as a Coachman and took said above described property at various times and no one article being of the value of over twenty five dollars said Conklin acknowledged to deponent that he took said property

John H Sweetzer

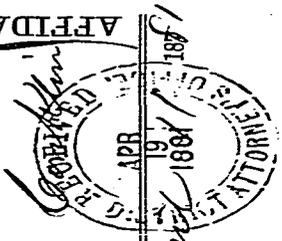
Sworn before me this 11 day of April 1881  
J. M. Smith  
POLICE JUSTICE

0046

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418  
14 DISTRICT POLICE COURT  
*John H. Sweetser*

AFFIDAVIT - Larceny.  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*John H. Sweetser*  
*33 N. 5th St.*  
VS.  
*Richard*



DATED *April* 19 *1887*

*Murray* MAGISTRATE  
*Brooker* OFFICER  
*19*

WITNESSES:  
*R. J. Macdonald*  
*Brooker*  
*Brooker*

0047

Police Court, Fourth District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

Richard Conklin being duly examined before the under-  
signed, 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. Richard Conklin

Question. How old are you?

Answer. 53 years

Question. Where were you born?

Answer. U.S.

Question. Where do you live?

Answer. 689 7 avenue

Question. What is your occupation?

Answer. Coachman

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

Answer.

John W. ...  
Police of ...  
1881

0048

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

*Richard Conklin*

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

*Two robes of the value of twenty  
dollars each*

*One set of harness of the value of  
twenty five dollars*

*Two blankets of the value of five  
dollars each*

*One coat of the value of ten  
dollars*

of the goods, chattels and personal property of one

*John H. Sweetser*

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.

*Daniel S. Rollins*  
BENJ. K. PHELPS, District Attorney.

0049

BOX:

36

FOLDER:

423

DESCRIPTION:

Connor, Daniel

DATE:

04/28/81



423

0050

193

Filed 28 day of April 1886  
Pleads *Indictment*

THE PEOPLE

vs

*P.*  
*Daniel Connor*

Felony Assault and Battery.

*Daniel J. Rolland*  
~~DEPT. OF JUSTICE~~

District Attorney.

A True Bill.

*John Jones*

Foreman

*Apr 5, 1886*

*J. H. ...*

*H. G. ...*

0051

The People  
vs.  
Daniel Connor

Court of General Sessions, Part I.  
Before Recorder Smythe. May 4, 1889  
Indictment for felonious assault and battery.  
Patrick Tormey, sworn and examined testified  
I live at 19 Cherry St. I remember the 18<sup>th</sup> of  
February, I saw the prisoner that day when I was  
assaulted at 19 Cherry St. in the night. I could not  
tell what time it was, I was in bed asleep; the  
prisoner lives at 21 Cherry St. the opposite alley  
way. I was in bed asleep and Mr. Connors came  
in; my wife saw him coming; he was intox-  
icated; the first thing I knew I heard the noise  
of the door kicked in and I got up and went  
to the door. I says, "What is all this noise about?"  
My wife was between him and me, and when  
I says, "What is all this noise about?" he  
reached from behind to his belt and pulled  
out a cotton hook, struck me on the head,  
and pulled the hook down my face and across  
the eye. It cut in your eye as it passed? Yes.  
Your eye was all right before that was it? Yes.  
I was in the Charity Hospital and was taken  
from that to the Insane Asylum Hospital. I  
went to the station house after he cut me;  
the prisoner ran out of my room, and the  
people were hallooing "Watch." Mr. Ryan the  
butcher and his son and some boys I  
understand prevented the prisoner from  
getting away. I was not there when he was

0052

arrested. Some boys fetched me around to the station house bleeding. Cross Examined. I have lived at 19 Cherry St. I guess about two years. There was nothing the matter with my eye before the prisoner struck me, but there was a mark on the cheek, which I got five years ago in a fight with my wife, she gave it to me. The prisoner and me did not clutch each other. As soon as he struck me he walked down stairs and my wife halloed, "Murder, watch." Believe I was in the Insane Asylum five weeks, I never was there before. I was in prison for drunkenness I guess over two years ago. I was sent to prison three or four times for drunkenness. I did not hold the prisoner and endeavor to throw him down. Patrick McSpinkley sworn. I arrested the prisoner on the 18<sup>th</sup> of February in the forepart of the night in the alleyway off 19 and 21 Cherry St; there was a big crowd in the alleyway and the complainant went to the station house before I got the prisoner; he made a complaint at the station house, there was a crowd. I went up to this man's place; he lived up there with some woman not his wife I understand, but he went into the room and locked the door on himself. I could not get in. I was informed that there was a man killed in the alleyway; the prisoner had the

0053

door locked so that we could not get in; we knocked at the door of his room and he would not open it. I told him we were police officers and wanted to get in; he would not open the door, so finally we forced the door and went in and arrested him. He told him we arrested him for striking this man with a cotton hook, and going to the station house he said he was sorry that he did not kill him; he said there was some trouble between him and some woman. I saw the complainant that night in the station house; he could not move; he was taken in an ambulance to the hospital; his face was all covered over with blood, all down one side of his face; his eye was all filled in with blood and swelling, I could not see the eye. I got a cotton hook in the prisoner's room; it is in the station house. The complainant remained in the hospital from the 15<sup>th</sup> of Feb. to the 22<sup>nd</sup> of April. Cross Examined. I understood that the woman about whom the complainant spoke is not his wife. I was informed he has got no wife; he has got sons in the State prison. I looked at the complainant's wound, I could not hardly see the eye, the skin and the flesh was pulled over his eye; the side of the head was kind of swollen; he was taken to the hospital at once.

0054

Daniel Connor, sworn and examined, testified I am living his last six years at 21 Cherry St. I was arrested once before for drunkenness, but not for anything else, I work along here. I have been acquainted with the complainant this last seven-  
teen and eighteen years and have been into his drinking. I had no difficulty with him in this night. I sent out for three or four bottles of whiskey, his wife went out for one and he went out for one himself. He kind of pressed over the stove, I said, "you will get burned." His wife asked me if I would not pull him into bed. I pulled him into bed; he jumped up again; she (his wife) said, "Mr. Connor, I would like you to stop here; he will get up again," he had the delirium tremens. I tried to keep him down in the bed. I went up stairs and went to bed. About an hour after this officer and roundsman came in; there was nobody in but myself; my wife was at work; it was about 8 1/2 o'clock. I was asleep; I did not hear the rap; they burst in the door; the roundsman said, "get up." There was no cotton hook of mine there; he takes the cotton hook down to this man's wife (not to the man) and asked her if it was his? "Yes," she says. I went to the station house and stayed there that night. I did not strike him with a cotton hook. I had no cotton hook on me at the time. We had a

0055

little bit of a fuss about getting him into bed,  
no quarrel at all. I never hurt him; he fell  
twice alongside the stove. He is a fearful man  
when he drinks; he fell twice. I had to pick him  
up twice; he was in the horrors. I had no  
cause for fighting. I always "done" the man a  
favor; often when he wanted a bag of coal I  
gave it to him. I was pretty sober. I sent out for  
20 cents worth of whiskey. It is not true what the  
police officer said, that I said when I was going  
to the station house I was sorry I did not kill  
the man. Cross Examined. I did not see any  
cut on him; there was a little blood, it looked  
more like a scratch than anything else; he  
was not undressed when he went to bed; he  
had his shoes off. Everything was quiet when  
I left him. I went to bed. I did not take my  
clothing off. I was waiting for "the old woman"  
to come home; she works out. I got asleep and  
might have fell asleep half an hour. I get up  
very early, at five o'clock, I was working at her  
6! I never told the officer that I was sorry  
I did not kill him. The prisoner and me "soldier-  
ed" together. I had a little trouble with the police  
officer a short time before. I was bringing a  
man home who was tight. I was in Co. A  
40<sup>th</sup> New York, Capt. Smith. My wife is not  
in Court; Mrs. Toomey is not here. I did not  
tell the policeman nor the Judge that the

0056

complainant fell on the stove and got hurt that way. He had no cuts before he fell on the stove and he did not have any blood on him. Patrick McElginley recalled. The ambulance came from the Chamber St. hospital. I don't know the name of the doctor. Thursday, May 10.<sup>th</sup>

Bridget Toomey, sworn and examined, testified I live at 19 Cherry St. Patrick Toomey is my husband. I remember the 11<sup>th</sup> of February the day that he was hurt. I was present in the room at the time. That evening Daniel Connors came into my room and asked if my husband was home. I said, "No," "Where has he been all day?" I could not tell you," I said. He went out; he had been drinking liquor. He asked me if his wife had been here? I said, "yes, but she was out to work. My husband came in and was tired; he took his clothes off and went to bed about 8 o'clock. Connors came in about 9 o'clock and asked my husband if he would have a drink of anything. He said he did not care; he asked me for a can. I gave him a can; he brought a pint of beer; he went over to the bed and gave a glass in the bed to him and the remainder he drank. He went out again. There was another friend of mine, a woman in the house; he asked her if she would have a drink; he gave a ten

0057

cent piece to her; she went out and the three  
brought in liquor. He said he would stop in  
my place. I said, I have no room, I don't keep  
no man, go up stairs to your own room. He  
said, "I am bound to stop here." I took him  
and put him out and locked the door. He  
returned again, put his foot to the door, and  
gave it a kick and pushed it in. When my  
husband heard the door come in he got up.  
He took his cotton hook and struck him  
and near tore the eye out of his head. When  
I saw him bleeding I made for the sidewalk,  
I halloed "Police, watch!" I thought he was killed;  
and the man across the street and the  
neighbors took him in his drawers and under  
shirt to the station house; the ambulance  
was telegraphed for right away; the doctor said  
he could not fix his eye but bandaged it  
as well as he could. I took his clothes to the  
Chamber St. hospital the next day; the next  
day he was sent to the Bellvue hospital; he  
is going on three months away and never  
earned a shilling; he was a month in Bell-  
vue and a month in Wards Island. Did  
he fall down on the stove and cut his head.  
No sir, the prisoner struck him with a  
cotton hook; I was between them; it was a  
wonder he did not strike me; he went out  
in the yard and threw the hook in a dirt

0058

box the man next door to me found it the next morning; the whole eye was sore; the prisoner never put my husband to bed; my husband had no supper; he did not feel well and he went to bed. Cross Examined. I did not go out after any beer; there were no angry words between the prisoner and myself; he lived in the same yard, two flights up; he had his own room to go to. Patrick Torney is my husband. I was married to him the 28<sup>th</sup> of July 1877.

William J. Wright sworn. I am a doctor and remember the case of Patrick Torney; he was in my charge for a very short time - one night only; I was in the receiving hospital at Chamber St.; he had a lacerated wound of the eyelid and cheek. The wound might be caused by a sharp or blunt instrument; it was more likely to have been a blunt instrument; a sharp instrument would probably make a cleaner cut; I mean an instrument with a sharp edge. It might have been made with a cotton hook. Cross Examined. The wound had been cleaned by the ambulance surgeon and temporarily dressed by putting on a compress. It was a bad wound and I thought it might possibly result in the loss of his eye. The jury rendered a verdict of guilty of an assault with intent to do bodily harm. He was sent to the State Prison for four years and six months.

0059

Testimony in the Case

of  
Daniel Conna

filed April  
1889

0060

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

F. xx

Police Court—First District.

Patrick Toner

of No. 19 Cherry  
18th

being duly sworn, deposes and says,  
day of February 1871.

at the City of New York, in the County of New York, he was violently and feloniously assaulted and  
beaten by Daniel Connor

who did wilfully and feloniously, <sup>now present.</sup> strike  
deponent on the head with the sharp point  
of a cotton hook then and there held  
in his hand tearing the skin and hair  
from deponent's skin thereby injuring  
deponent seriously.

Deponent believes that said injury, as above set forth, was inflicted by said

Daniel Connor

with the felonious intent to take the life of deponent, or to do <sup>deponent</sup> 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.

Patrick Toner

Subscribed to, before me, this

day of

1871.

Police Justice.

0061

Police Court—First District.

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

Patrick McGuire  
of the 4<sup>th</sup> Precinct Police ~~Station~~  
being duly sworn, deposes and says, that on the 18  
day of February 1881, at the City and County of  
New York,

deponent was informed by Patrick  
Zorney that he was feloniously assaulted  
and beaten by Daniel Connors (now here)  
who did strike <sup>said Patrick Zorney</sup> ~~deponent~~ one violent blow  
on the face with the sharp point of a cotton  
hook then and there held in his hand  
destroying the left eye of said Zorney  
said Zorney is now confined in the Chambers  
Street Hospital from said injuries and  
unable to appear in court to make complaint

deponent prays that said Connors may  
be held to await the result of the injuries  
of said Zorney

Sworn to before me this  
19<sup>th</sup> day of February 1881

Patrick McGuire

Police Justice

0062

COUNSEL FOR PLAINTIFF.

Name, .....  
Address, .....

COUNSEL FOR DEFENDANT.

Name, .....  
Address, .....

Police Court—First District.

THE PEOPLE, &c.,

IN THIS COMPLAINT OF

Patrick Mc-Linley

vs.  
Daniel Connor

Offence, *Disorderly Conduct*  
*on Patrick's premises*

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, .....

Dated *19 February 1881*

*Wardell* Magistrate.

*Mc-Linley* Officer.

*H. Mc C* Clerk.

*Patrick Connor*

Witness,

*James P. ...*  
*...*

to answer

Sessions.

at

Received in Dist. Atty's Office.

0063

The Society of the New York Hospital,  
HOUSE of RELIEF, 160 Chambers St.

New York, Feb 19 1881

To whom it may concern  
This is to certify  
that Patrick Perry  
is in this hospital  
suffering from severe  
wound of face.  
Would it not dangerous  
any further than that  
it is likely to cause the  
loss of patient's eye  
L. W. Wriggle - M.D.  
House Surgeon

0064

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

New York City Asylum for Insane, N. Y.

A. E. MACDONALD, M. D.  
Medical Superintendent.

New York, April 16 1881

This is to certify that Patrick  
Toomey is an inmate of  
this Asylum and unable  
to appear in Court or to leave  
the Asylum at present,

Andrew Egan

Asst. Med. Supt.

0065

DEPARTMENT OF  
Public Charities and Correction.

New York City Asylum for the Insane.

New York, March 29 1881

I hereby certify, that

Patrick Loomer

is insane and an inmate of this Asylum.

Andrew Egner  
Medical Superintendent.

0066

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 Connor*  
late of the City of New York, in the County of New York, aforesaid, on the  
*eighteenth* day of *February* in the year of our Lord  
one thousand eight hundred and eighty *- one* with force and arms, at the City and  
County aforesaid, in and upon the body of *Patrick Toomey*  
in the peace of the said people then and there being, feloniously did make an assault  
and *him* the said *Patrick Toomey*  
with a certain *hook*  
which the said  
*Daniel Connor*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon willfully and feloniously did beat, strike, stab, cut, and wound  
with intent *him* the said *Patrick Toomey*  
then and there, feloniously and willfully 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.

*Daniel Connor*  
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 *Daniel Connor*  
with force and arms, in and upon the body of the said *Patrick Toomey*  
then and there being, willfully and feloniously did make an  
assault and *him* the said *Patrick Toomey*  
with a certain *hook* which the said  
*Daniel Connor*  
in *his* right hand, then and there  
had and held, the same being then and there a sharp, dangerous weapon, willfully  
and feloniously, and without justifiable and excusable cause, did then and there beat,  
strike, stab, cut, and wound, with intent to then and there willfully and feloniously  
do bodily harm unto *him* the said *Patrick Toomey*  
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.

*Daniel Connor*  
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 *Daniel Connor*  
with force and arms, in and upon the body of *Patrick Toomey*  
in the peace of the said people then and there being, feloniously, did make another  
assault and *him* the said *Patrick Toomey*  
with a certain *hook*  
which the said  
*Daniel Connor* in *his* right  
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,  
and wound, the same being such means and force as was likely to produce the death  
of *him* the said *Patrick Toomey* with intent *him* the

0067

said *Patrick Joomey* then and there feloniously and willfully 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.

FOURTH 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

*Daniel Conroy* with force and arms, in and upon the body of the said *Patrick Joomey* then and there being, willfully and feloniously, did make another assault and the said *Patrick Joomey* with a certain *hook* which the said *Daniel Conroy* in *his* right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound with intent to then and there willfully and feloniously maim *him* the said *Patrick Joomey* 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.

*Daniel G. Rollins*  
BENJ. W. PHELPS, District Attorney.

193

Filed 28 day of April 1881

Pleas *Not Guilty*

THE PEOPLE

vs.

*Daniel Conroy*  
Felonious Assault and Battery.

*Daniel G. Rollins*  
BENJ. W. PHELPS  
District Attorney.

A TRUE BILL.

*James H. ...*

*James S. ...*  
Foreman

*James H. ...*

*James H. ...*

0068

BOX:

36

FOLDER:

423

DESCRIPTION:

Costelli, Joseph

DATE:

04/13/81



423

0069

In application  
of Capt. N. Lacey  
Upon sentence  
suspended in the  
Case P. J.

7  
Alison 78  
25. 13. 1851  
Filed 13 day of April 1851  
Pleads *Not Guilty*

THE PEOPLE,  
vs.  
Joseph Cottrell  
I  
Indictment for Receiving  
Stolen Goods.

*James S. Phillips*  
BANKER  
District Attorney.

A True Bill.  
*John Lewis*  
Foreman.  
*George W. Hill*  
Tends guilty  
James S. Phillips  
Sec. News P. J.

0070

Police Court—Third District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Joseph Costello* being duly examined before the under-  
signed, 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.—*Joseph Costello*

Question.—How old are you?

Answer.—*Twenty six years 76*

Question.—Where were you born?

Answer.—*Italy*

Question.—Where do you live?

Answer.—*199 Division*

Question.—What is your occupation?

Answer.—*Fancy Goods*

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*

Taken before me, this

*John S. Smith*  
City of New York  
Justice  
1851

0071

STATE OF NEW YORK  
CITY AND COUNTY OF NEW YORK.

of the 7<sup>th</sup> Dist Police Street.  
being duly sworn, deposes and says that on the 7 day of April  
1881, at the City of New York, in the County of New York

he heard read the annual affidavit  
of Seth Lewis and knows the contents  
thereof that the portion therein stated  
and referring to deponent as true and  
correct,

Patrick English

Subscribed and sworn to before me  
this 7th day of April 1881  
Notary Public

0072

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

Third District Police Court.

of No. 31 <sup>Seth Low</sup> ~~Burling Slip~~

~~Street~~ <sup>about</sup> 26

being duly sworn, deposes and says,

day of <sup>March</sup> 1881

that on the  
at the City of New York, in the County of New York,

Joseph Costeli (now here) did feloniously receive from some person unknown to deponent the property of A. A. Low and Brothers ~~consisting~~ <sup>consisting</sup> of Abiel A. Low, Josiah O. Low, A. Augustus Low, Seth Low, Ethelbert M. Low, Edward H. R. Lyman and Joseph Lyman a quantity of raw silk say about eighteen pounds of the value of about eighty dollars. said property was feloniously taken, stolen and carried away from the possession of said A. A. Low and Brothers on or about the 26 day of March 1881. That deponent charges and believes that said Costeli received said property well knowing ~~to~~ the same to have been feloniously stolen, from the fact that deponent is informed by officer English of the Precinct Police that said Costeli informed him that he purchased said property for the sum of two dollars from some person unknown to him. Deponent is also informed that said Costeli keeps a fancy goods store and from that fact deponent believes that he said Costeli knew about the value of said property when he purchased the same. Deponent therefore prays said Costeli may be dealt with as the law in such cases directs.

Seth Low

Return to before me this  
7th day of April 1881  
Alfred J. Mullett  
Police Justice

0073

APRIL 7 1881  
RECEIVED  
FOR THE  
MAGISTRATE

Police Court, Third District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Seth Low  
31 Bowling Slip

Joseph Smith

Dated, April 7 1881

Smith  
Magistrate.

English 7<sup>th</sup> Officer.  
Henry Bennett  
31 Bowling Slip.

1000 to Aug 9<sup>th</sup>  
C. M. M. M.

0074

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 *Joseph Costelli*

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

*(of the kind commonly called raw silk)*  
*eighteen pounds of silk of the value*  
*five dollars each pound*

of the goods, Chattels and personal property of *Abiel A. Low*

by *a certain person or*

~~and certain other~~ persons. to the Jurors aforesaid unknown, then lately before feloniously  
stolen ~~of the said~~ *stolen taken and carried away from the said Abiel A. Low*  
unlawfully, unjustly, ~~and for the sake of wicked gain,~~ did feloniously receive and have  
(the said

*Joseph Costelli*

then and there well knowing the said goods, chattels, and personal property to have  
been feloniously ~~stolen~~ *taken and carried away* against the form of the Statute in such case made and pro-  
vided, and against the peace of the People of the State of New York, and their dignity.

*David S. Robbins*  
~~BENJ. H. PHELPS~~, District Attorney.

0075

BOX:

36

FOLDER:

423

DESCRIPTION:

Coyle, Edward

DATE:

04/11/81



423

0076

64

Counsel,

Filed

1871

Pleads

THE PEOPLE

vs.

*Edward Coyle*

INDICTMENT.  
Petit Larceny of Money

DANIEL C ROLLINS,  
BY BENJAMIN PHELPS

District Attorney.

A True Bill.

*John J. Genary*  
Foreman.

*April 12, 1871*

*Please pay to*

*Catholics P.O.*

0077

Police Court - Second District.

State of New York }  
City and County of New York } ss. Arthur M. Lewis

Record Clerk, of the American District Telegraph  
Company at No. 94 Broadway, being duly sworn: says

that he resides at No 52 South 5<sup>th</sup>  
Avenue, in the City of New York; that he is  
~~the~~ a Clerk in the employ of The American  
District Telegraph Company, a corporation  
existing under the laws of the State  
of New York; that on the 1<sup>st</sup> day of  
March, 1881, at No. 94 Broadway in said  
city he gave into the hands of Edward

Coyle (nowhere) a messenger boy then in the  
employ of said Company a sealed  
envelope containing the sum of  
Ten Dollars lawful money of the United  
States; said envelope being sealed and  
fastened and directed to Miss  
Constance Hoagland, and directed  
said Coyle to deliver said

envelope at the address marked  
thereon; <sup>viz: 12 Kingsden Square</sup> that thereafter the said Coyle

did willfully and unlawfully  
open the said sealed letter or message  
not addressed to himself, without the  
permission of the person sending such  
sealed letter and without the permission  
of the one to whom it was addressed or  
of any person having authority to give  
such permission, and did <sup>feloniously</sup> take, <sup>steal and carry away</sup> therefore  
and appropriate to his own use the said

0078

Sum of Ten Dollars, the property of the said  
American & British Telegraph Company,  
Sworn to before me this }  
30<sup>th</sup> day of March 1880 } Arthur M. Lewis

Wm. A. Flannery  
Clerk of the Peace

City and County of Buffalo, N.Y. -  
Hamilton M. Augustine  
of No. 307 West 15<sup>th</sup> Street, in said  
city, being duly sworn deposed and  
says that on the 30<sup>th</sup> day of March  
1881, Edward Coyle, the prisoner  
named herein, acknowledged and  
confessed to deponent that he said  
Coyle, did receive <sup>on the 1<sup>st</sup> day of March 1881.</sup> a sealed envelope  
from Arthur M. Lewis, the complainant  
herein, and which said letter was  
addressed to Miss Constance Thompson,  
No. 12 Abington Square, and that he,  
said Coyle, did open said letter,  
and appropriate to his own use  
the sum of Ten Dollars which was  
contained therein

Sworn to before me  
this 30<sup>th</sup> day of March 1881 } Arthur M. Lewis

Wm. A. Flannery  
Clerk of the Peace

A M L

0079

Form 115.

*For entry*

Police Court—Second District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

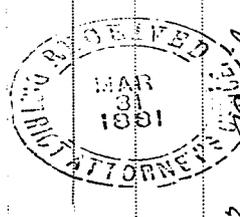
*Arthur M. Carr*  
*914 Broadway*  
*Edmond Doyle*

No. 1, by .....  
Residence ..... Street.  
No. 2, by .....  
Residence ..... Street.

Dated *March 20* 1891  
*C. N. Munn* Magistrate.  
*W. Thompson* Officer.

No. 4, by .....  
Residence ..... Street.

Witness, *Samuel M. Angwine*  
*307 West 15<sup>th</sup>* Street.



No. .... Street.  
No. .... Street.  
\$ *500* Bail to answer Committed.

Received in Dist. Atty's Office.

BAILED,

0080

CITY AND COUNTY }  
OF NEW YORK. } MS.

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

*Edward Coyle*

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

Divers Promissory Notes for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as United States Treasury Notes, of a number  
and denomination to the Jurors aforesaid unknown, and a more accurate description of  
which cannot now be given, of the value of *ten dollars*

Divers Promissory Notes for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as Bank Notes, of a number and denomina-  
tion to the Jurors aforesaid unknown, and a more accurate description of which cannot  
now be given, of the value of *ten dollars*

~~Divers Due Bills of the United States of America, the same being then and there  
due and unsatisfied, and of the kind known as Fractional Currency, of a number and  
denomination to the Jurors aforesaid unknown, and a more accurate description of  
which cannot now be given, of the value of~~

~~Divers Coins, of a number, kind, and denomination to the Jurors aforesaid un-  
known, and a more accurate description of which cannot now be given, of the value of~~

of the goods, chattels, and personal property of ~~one~~ *The American District*  
~~on the person of the said~~ *Telegraph Company* ~~then and there being found,~~  
~~from the person of the said~~ ~~then and there feloniously~~  
did steal, take and carry away, against the form of the Statute in such case made and  
provided, and against the peace of the People of the State of New York and their dignity.

**DANIEL G. ROLLINS,**  
~~GENERAL COUNSEL~~ District Attorney.

0081

BOX:

36

FOLDER:

423

DESCRIPTION:

Curry, James

DATE:

04/11/81



423

0082

Filed 3-4 day of April 1881

Pleas *W. G. Phillips*

THE PEOPLE

vs.

Assault and Battery.

*James Curry*

*David S. Allen*  
~~P. K. PHIBBS~~

District Attorney.

A True Bill.

*John J. Jones*  
Foreman.

*Apr. 6/14 1881*

*I find guilty*

*City Prisoner 10 days.*

0083

Form 11.

Police Court--Second District.

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

of *George W. Scholerman*  
of No. *101 Charlton* Street

being duly sworn, deposes and says,  
that on the *27<sup>th</sup>* day of *March*  
in the year 188*7*, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by *James Curry (unkn kn)*  
*who struck deponent several violent blows*  
*on the face thereby wounding and bruising*  
*deponent*

without any justification on the part of the said assailant :  
Wherefore this deponent prays that the said assailant may be apprehended and  
bound to answer for the above assault, &c., and be dealt with according to law.

*James Curry*

*George W. Scholerman*  
1887  
Police Justice

0084

*Genl. Sessions*  
Form 11.  
Police Court - Second District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*George W. Scholerman*  
*101 Charlott St*

*James Curry*

AFFIDAVIT A. & B.

Dated *March 29* 1881

*Stamm* JUSTICE.

*Realty* OFFICER.

WITNESS:



*W. W. W. W. W.*  
*Committed*

0085

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

*James Curry*

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-eight~~ *eighty one* at the Ward, City and County  
aforesaid, in and upon the body of *George W. Schoelermann*  
in the peace of the said people then and there being, with force and arms unlawfully  
did make an assault and *kill* the said *George W. Schoelermann*  
did then and there unlawfully beat, wound, and ill-treat, to the great damage of the  
said *George W. Schoelermann* and against the peace of the  
People of the State of New York and their dignity.

*Daniel G. Rollins*

**BENJ. K. PHELPS, District Attorney.**