

0483

BOX:

273

FOLDER:

2619

DESCRIPTION:

O'Brien, Edward

DATE:

08/12/87



2619

0484

Witnesses:

H. J. Deses

Peter Hogan

Off. Leeson

Counsel,

Filed 12 day of Aug 1887

Pleads

THE PEOPLE

vs.

Edward O'Brien

Grand Larceny in the second degree.
(MONEY.)
(Sec. 528 and 529, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Wm. A. Murphy

Aug 15, 1887

Pleas Gilty Foreman.

Catholic Prolocutor

0485

General Sessions Court

The People

Edward O'Brien

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.100 EAST 23^d STREET,New York, Aug 6th 1887

CASE NO. 30733.

OFFICER

DATE OF ARREST

CHARGE

August 5th
House Larceny.

AGE OF CHILD

RELIGION

FATHER

MOTHER

RESIDENCE

AN INVESTIGATION BY THE SOCIETY SHOWS THAT Edward O'Brien resides with his parents at 119 Bank Street. The parents have had considerable trouble with Edward, because he would not attend school. Two years ago Edward was placed in the Catholic Orphanage for juvenile delinquency. He remained there six months. Boy was never arrested before. Father would like to have Edward returned to the Catholic Orphanage. Parents are respectable people and have a comfortable home.

All which is respectfully submitted

E. Lloras Secretary

To Dist. Attorney.

0486

James Sullivan
Comd.

The People
vs
Edward O'Brien

PENAL CODE, §

Shaul & Sons

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,

President, &c.,

100 East 23d Street,
NEW YORK CITY.

0487

Police Court—

9^d District.

Affidavit—Larceny.

City and County } ss.
of New York,of No. 59 West 14th Street, aged 39 years,
occupation Dentist being duly sworndeposes and says, that on the 4th day of August 188 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

Good and lawful money of the
United States of the amount and
value of One hundred and fifty
four dollars ~~and fifty cents~~ ^(\$154.90)
and true value of the value of fifty cents ¹⁰⁰
all of the value of One hundred and fifty
four ⁵⁰/₁₀₀ dollars. ~~and fifty cents~~ ^(\$154.50)

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 Edward O'Brien (nowhere)
with the intent to deprive the true owner
of said property from the fact that
previous to said Larceny the said property
was in a room occupied by deponent as
a laboratory, and deponent is informed
by Peter Hogan that said O'Brien came
to him Hogan and proposed that they
should take said and carry away the
said property and divide the same
in two equal parts, of which he Hogan
should have one part, but he Hogan
refused to do so. Deponent
further says that soon afterward
deponent sent O'Brien with the said

Subscribed before me this 188

Police Justice

0488

false teeth to procure more of the same quality and pattern, and shortly after said O'Brien left deponent missed the said property and said O'Brien did not return and deponent did not again see said O'Brien until said O'Brien was apprehended and arrested.

Deponent further says that he is informed by Officer George Leeson of the 15th Precinct Police that when he Leeson arrested and apprehended said O'Brien, ~~and~~ he said O'Brien had in his possession and upon his person the sum of one hundred and fourteen $9\frac{1}{2}$ or dollars in good and lawful money of the United States.

Deponent therefore charges said Edward O'Brien with having committed the said Perjury and asks that he may be dealt with as the law may direct.

Sworn to before me this 8th day of August 1887

Henry J. Deane
Police Justice

0489

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 13 years, occupation Office boy of No. 742 Greenwich Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Henry J. DeSaxe
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

August 1888

Peter Hogan

[Signature]

Police Justice.

0490

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 31 years, occupation George T. Leese of No. Police Officer

the 15th Precinct Police

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Henry G. Alsdorf

and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

day of August 1888

P. G. Duffy

Police Justice.

0491

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK. } ss.

Edward O'Brien being duly examined before the undersigned, according to law, on the annexed charge, and being informed that it is h S right to make a statement in relation to the charge against h h; that the statement is designed to enable h h if he see fit to answer the charge and explain the facts alleged against h h that he is at liberty to waive making a statement, and that h S waiver cannot be used against h h on the trial,

Question. What is your name?

Answer. Edward O'Brien

Question. How old are you?

Answer. 13 years

Question. Where were you born?

Answer. New York

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

Answer. No 119 Bank Street & about 2 years

Question. What is your business or profession?

Answer. 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 have nothing to say

Edward O'Brien

Taken before me this

day of

May

1933

188

at New York

City

Police Justice.

0492

BAILED,
No. 1, by
Residence
No. 2, by
Residence
No. 3, by
Residence
No. 4, by
Residence

Police Court-- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry G. Leary
52nd St. West.
Edward Wilson

2
3
4
Offence Larceny
Felony

Dated August 8 188

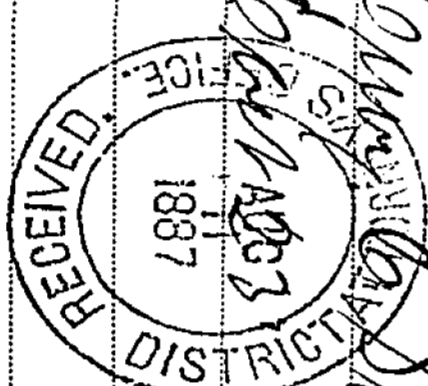
Magistrate
P. J. Leary

Officer.
15

Witnesses

No. 1, by
Street.

No.
Street.



No.
Street.
to answer

to answer

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

defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated Aug 8 188

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 he to be discharged.

Dated 188

Police Justice.

0640

Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry J. Deesha
520 West 11th St.
Edward O'Brien

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated August 8 1887
P. S. Duffy Magistrate.
Belmont Officer.

Precinct.

Witnesses Henry J. Deesha
Edward O'Brien

No. 1100 West 11th St. Street.

No. _____ Street.

No. _____ Street.
to answer

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

_____ guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of _____ Hundred Dollars, _____ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

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

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

Dated _____ 1887 _____ Police Justice.

0494

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Edward O'Brien

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

Edward O'Brien

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

The said *Edward O'Brien*,

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *fourth* day of *August*, in the year of our Lord one thousand eight hundred and eighty *seven*, at the Ward, City and County aforesaid, with force and arms, in the *day* — time of the same day, *five* —

promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; *ten* promissory notes for the payment of money, being

then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; *ten* promissory

notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars

each; *eighteen* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *thirty* promissory notes for

the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*;

three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *seven*

promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *ten* promissory notes for

the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; ——— divers coins, of a number, kind and

denomination to the Grand Jury aforesaid unknown, of the value of *twenty five*

dollars, and three twelve cents

of the value of twenty cents each.

of the proper moneys, goods, chattels, and personal property of one —

on the person of the said *Henry J. De Saxe*,

found, ~~from the person of the said~~ —

then and there being

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.

RANDOLPH B. MARTINE,

District Attorney.

0495

BOX:

273

FOLDER:

2619

DESCRIPTION:

O'Brien, George

DATE:

08/11/87



2619

0496

Witnesses:

Off Mc Connell

Counsel,

Filed

day of

188

Pleads,

THE PEOPLE

vs.

ASSAULT IN THE THIRD DEGREE

(Section 219, Penal Code)

George O'Brien

RANDOLPH B. MARTINE,

Pr Day 30/88 District Attorney.

Ind requested.

A True Bill.

Wm D. Hardy

May 30/88 Foreman

May 23

W. D. Hardy

J. Hardy

0497

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name

Answer.

George O'Brien

Question. How old are you?

Answer.

24 yrs

Question. Where were you born?

Answer.

W. B. -

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

Answer.

153 West 62nd St. 4 yrs.

Question. What is your business or profession?

Answer.

Moulding & Fine

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.

*Not guilty. I did not
have any complacence.*

George O'Brien

Taken before me this

day of *August* 188*7**Carl J. Smith*
Police Justice.

0498

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of (3) three Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated August 2 1887 W. J. Brown Police Justice.

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

Dated August 3^d 1887 W. J. Brown Police Justice.

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

Dated _____ 188 _____ Police Justice.

0499

96) 1219
Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Matthew H. Lammell

Geo. O'Brien

1
2
3
4

Officer
and at once Officer

BAILED

No. 1, by *Mr. Ryan*
Residence *448 Met 53d* Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated *August 4* 1887

Payne Magistrate.
McLannell Officer.

Witnesses

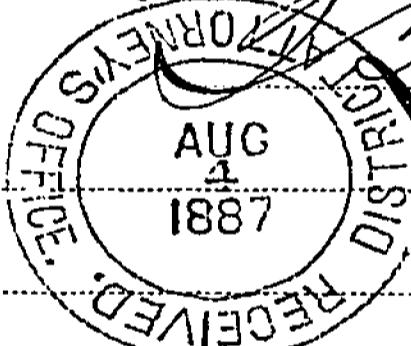
No. Street.

No. Street.

No. Street.

\$ *300* to answer *G.S.*

CM
Bailed



0500

Police Court— District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Matthew W. Cunnell
of No. 23 Precinct Police Street, aged 24 years,
occupation Police Officer being duly sworn, deposes and says, that
on the 1 day of August 188 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by

George O'Brien
(now here) who has struck deponent on the back of the neck with his clenched hand.

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 the above assault, &c, and be dealt with according to law.

Sworn to before me, this

2 day of August 188

Matthew W. Cunnell

Police Justice.

0501

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Fitzgerald O'Brien

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

Fitzgerald O'Brien

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

The said *Fitzgerald O'Brien*,

late of the ~~First Ward of the~~ City of New York, in the County of New York
aforesaid, on the *First* day of *August*, in the year of our Lord
one thousand eight hundred and eighty-~~seven~~, at the ~~Ward~~ City and County
aforesaid, in and upon the body of one *Matthew McDonnell*,
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and *injure* the said *Matthew McDonnell*,
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said *Matthew McDonnell*, 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.

~~RANDOLPH B. MARTINE,~~

~~District Attorney~~

0502

Second COUNT. [Sec. 280, N. Y. City Consolidation Act of 1882.]

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

George O'Brien —

of the CRIME OF USING PERSONAL VIOLENCE UPON A MEMBER OF THE POLICE FORCE, WHEN IN THE DISCHARGE OF HIS DUTY, WITHOUT JUSTIFIABLE OR EXCUSABLE CAUSE, committed as follows :

The said *George O'Brien*, —

late of the City and County aforesaid, afterward, to wit : on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon one *Matthew McConnell*, being then and there a member, to wit : a *Policeman* of the police force of the City of New York, and then and there being in the discharge of his duty as such *Policeman*, unlawfully did make an assault, and did then and there unlawfully, wilfully and without justifiable or excusable cause, use personal violence upon the said *Matthew McConnell*, so being in the discharge of his duty as aforesaid, and him the said *Matthew McConnell* did then and there unlawfully and wilfully strike, beat, wound and illtreat ; 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.

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY.

0503

BOX:

273

FOLDER:

2619

DESCRIPTION:

O'Brien, William

DATE:

08/04/87



2619

0504

BOX:

273

FOLDER:

2619

DESCRIPTION:

Forrest, Frank

DATE:

08/04/87



2619

Counsel,

Filed 4 day of Aug 188

Wm C'Brien
Pleas

THE PEOPLE

Wm C'Brien

1 3/4

R

William C'Brien

Wm C'Brien

R

Frank Forest

Wm C'Brien

RECEIVED

July 17/87 District Attorney.

Not Pleaded R.S.

A True Bill.

Pr. ver. 4. 1887

For trial - Aggravated R.S.
Wm C'Brien

Foreman.

701 Pen 3rd

702 SP 2 1/2 90

July 17/87

July 17/87

0506

Court of General Sessions.

Part 2.

-----X
The People of the State of New York. :

against.

Frank Forrest. :

-----X
Indictment filed August 4th, 1887.

: Before Hon. ^{Frank} Rufus
: B. ^{Smyth} Cowing, and
: a Jury.

New York, September 29th, 1887.

APPEARANCES: For the People, Assistant District
Attorney, Ambrose H. Puddy.

For the Defendant? Jacob Ber-
linger. Esq.

John J. Murphy, a witness for the people testified:-

I reside at 219 West Houston Street. I am a clerk
in a steam laundry. I went to my business at half-past
6 o'clock on the 9th of July,, and when I returned at
night I found my room broken into, and my trunk was
broken open and some goods gone. A man named waO'Brien
was arrested and ~~confessed~~. Then Frank Forrest was arrest-
ed and he denied having anything to do with it.
O'Brien said he pawned some, and Forrest pawned some of
the goods.

Officer Silvercool, testified:-

I am a Police Officer at the 11th Precinct. I
arrested the defendant in this case. I arrested a man
named O'Brien and had a conversation with him, and in
consequence of that conversation I arrested the defen-
dant Forrest. The memorandum book which was found in
Forrest's pocket was identified by Murphy, as his pro-
perty and Forrest said that he could explain how it came
/ in his possession. Forrest said O'Brien gave it to him.
We also found a pen knife in Forrest's pocket which

0507

2

Murphy identified as part of the property which was stolen out of his rooms.

Cross-Examination.

When Forrest was arrested he had his pants and shirt and stockings on, but no vest, and we afterwards sent for his vest, and got it, and in it we found a memorandum book and a pen knife.

Catherine Murray, a witness for the people testified:-

I reside at No. 219 West Houston Street. I found the door of Mr. Murphy's room broken open, the staple was drawn, and put back again.

John Murphy, recalled.

The property which was shown me ~~these~~ memorandum book, and the pen knife, were myb property, and were in my room at the time of this burglary. There was ferry tickets in the book.

-- D e f e n s e . --

Frank Forrest, the defendant, testified:-

I live at 99 West Houston Street. I have never been arrested before in my life. I did not break into this room with O'Brien. I was with O'Brien until 4 o'clock. O'Brien gave me these things which were found upon me. That morning I got up about 7 o'clock and went down town to look for work and stayed there until 3 o'clock. When I came up again I met O'Brien at the corner of Houston Street and South Fifth Avenue and he told me he would see me at my house that night. So he came up there and told me he had found a book in

0508

3

the hallway of the place where he lives, and he showed me the book and gave it to me. We went across to the restaurant and had supper, and he came to the house again and I went to bed. This pen knife which is shown me is mine;. I didn't steal that. I did not know this book was stolen, when O'Brien gave it to me.

Cross- Examination.

O'Brien gave me a memorandum book and a pocket book. I bought the ferry tickets which were in that book. I bought the knife. I know O'Brien about a year. O'Brien is a liar, when he says I was with him when he broke in the door. I never was in the house, 219 West Ma Houston Street. O'Brien asked me to mind these things for him.

John Murphy, recalled:-

The knife which is shown me is my knife. I have had it about eight months before it was taken from me. There are marks on it by which I can tell. There are two blades broken in it.

THE JURY FOUND THE PRISONER GUILTY OF RECEIVING STOLEN GOODS.

0509

Indictment filed Aug. 4. 1887

COURT OF GENERAL SESSIONS

Part 2.

The People &c.

against

Frank Forrest

Abstract of testimony on
trial Sept. 29th 1887.

0510

Police Court—9d District.City and County }
of New York, } ss.:of No. 219 West Houston John J. Murphy Street, aged 21 years,
occupation Clerkbeing duly sworn
deposes and says, that the premises No 219 West Houston Street,
in the City and County aforesaid, the said being a three story brick
house one room of which
and which was occupied by deponent as a sleeping apartment or bed room
and in which there was at the time no human being, by nameas BURGLARIOUSLY entered by means of forcibly wrenching
off an iron staple and padlock on
the door leading from the hall way
into said apartment or bed-roomon the 29th day of July 1887 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:One suit of clothes of the value of Thirty dollars
One Gold Watch of the value of Twenty-five dollars
One Table set of the value of Five dollars, One set
of Mathematical Instruments of the value Three dollars
Three Silk Handkerchiefs of the value of Three dollars
One pair of Iron Sleeve Buttons of the value of Seventy-five cents
One Scarf Pin of the value Two dollars, One Leather Pocket
Book containing two Ferry Tickets of the value of Twenty-five
cents, One Memorandum Book of the value of Twenty-five cents
and One Pen-Knife of the value of Twenty-five cents all of
the value of Sixty-nine $\frac{5}{100}$ dollars — (\$69.50/100)
the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
William O'Brien and Frank Forrest
(both now here)for the reasons following, to wit: that on the aforesaid day deponent
securely fastened and locked the said door leading
into said apartment or bed-room and deponent
is informed by Catherine Murray who is the Land-lady
of said premises that on the aforesaid day ^{and time} she
left said premises and the only person remaining
in said premises was said William O'Brien and
when she returned said William O'Brien had gone away
and when deponent returned deponent immediately

0511

missed said property and found and discovered that the said door had been forcibly opened as aforesaid.

Deponent further says that a portion of the said property was found in the possession of said Forrest when he Forrest was apprehended.

Deponent further says that said O'Brien confessed and admitted to deponent in the presence of Officers John Herrold and John O. Saverscol of the 8th Precinct Police that said Forrest had pawned and pledged the said property and had given him O'Brien a portion of the money so derived.

Deponent further says that said O'Brien also informed deponent in the presence of said Officers Herrold and O. Saverscol that the said Suit of Clothes had been pawned and pledged by said Forrest in a pawn-shop situated at No. 75 West Houston Street in said City, and deponent went to said pawn-shop accompanied by said Officers Herrold and O. Saverscol and there found and discovered and identified said Suit of Clothes as the same which had been ^{taken} ~~stolen~~ ^{and carried away} from deponent in the manner aforesaid.

Deponent therefore charges said William O'Brien and Frank Forrest ^{while acting in concert with each other} with having committed the said Burglary and Larceny and asks that they may be dealt with as the law may direct.

Sworn to before me this 31st day of July 1887

John J. Murphy

Police Court

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Degree

Burglary

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bailed by

No. Street.

Police Justice

05 12

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 50 years, occupation Catharine Murray
House-keeper of No. 219 West Houston Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of John G. Murphy
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

31

day of

May

1887

Catharine Murray
mark

John J. Gorman

Police Justice.

05 13

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 32 years, occupation Police Officer of No.

the 8th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John J. Murphy
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

31

day of

May

188

John Harold

John J. Murphy

Police Justice.

05 14

CITY AND COUNTY }
OF NEW YORK, } ss.

John G. Lavercool
aged 39 years, occupation Police Officer of No. 8 Precinct Police

Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John J. Murphy and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

day of

31
188

Police Justice.

05 15

Sec. 198--200.

92 District Police Court.

CITY AND COUNTY }
OF NEW YORK. } ss.

William O'Brien being duly examined before the undersigned, according to law, on the annexed charge, and being informed that it is h is right to make a statement in relation to the charge against h is; that the statement is designed to enable h is if he see fit to answer the charge and explain the facts alleged against h is that he is at liberty to waive making a statement, and that h is waiver cannot be used against h is on the trial,

Question. What is your name?

Answer. William O'Brien

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer, Herboken N.J.

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

Answer. No 219 West Houston Street New York 1 week

Question. What is your business or profession?

Answer, Bar-tender

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 pawned the clothes given to me by Frank Forrest
Wm O'Brien

Taken before me this

day of

188

Police Justice.

05 16

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK. } ss

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

Question. What is your name?

Answer. Frank Forrest

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer, New York

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

Answer. No 99 West Houston Street & about 4 months

Question. What is your business or profession?

Answer, Labour

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. The property found in my possession was given me by the deponent to take care of for him.

Frank Forrest

Per S. G. Idell, J. C. C. L.

Taken before me this

day of

188

John J. Macrae Police Justice.

05 17

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

William O'Brien and Frank Forrest

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated July 31 1887 John J. Hoffman 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 he to be discharged.

Dated 188 Police Justice.

05 18

Police Court

2^d 1198 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John J. Murphy
219 West Houston
William O'Brien

Frank Forrest

Offence

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

July 31 1887

1887

Magistrate.

Herold O. Savercool

Officer.

8th Precinct.

Witnesses

John Herold
8th Precinct Police Street.

John O. Savercool

8th Precinct Police Street.

Catharine Murray

No. 219 West Houston Street

Kate Gallery

No. 219 West Houston Street

2000 & aces. G. S.

Cam

05 19

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

William O'Brien
and Sandra Forrest

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

William O'Brien and Sandra Forrest

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

The said William O'Brien and Sandra
Forrest, both —

late of the ~~Eight~~ Ward of the City of New York, in the County of New York
aforesaid, on the ~~29~~ day of ~~July~~ in the year of our Lord one
thousand eight hundred and eighty ~~nine~~, with force and arms, about the hour
of ~~Twelve~~ o'clock in the ~~day~~ time of the same day, at the Ward,
City and County aforesaid, the dwelling house of

John J. Murphy.

there situate, feloniously and burglariously did break into and enter, with intent to
commit some crime therein, to wit: with intent, the goods, chattels and personal
property of ~~the said John J. Murphy.~~

— in the said dwelling house then and there being, then and
there feloniously and burglariously to steal, take and carry away, against the form of
the Statute in such case made and provided, and against the peace of the People of the
State of New York, and their dignity.

0520

SECOND COUNT.

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

William O'Brien and Frank T. Sweet

of the CRIME OF GRAND LARCENY IN THE ~~Second~~ DEGREE, committed as follows:

The said *William O'Brien and Frank T. Sweet*, both —

late of the Ward, City and County aforesaid, afterwards, to wit, on the said
29th day of *July*, in the year of our Lord one thousand eight
hundred and eighty-~~nine~~ at the Ward, City and County aforesaid, in the
day time of said day, with force and arms, *one set of*
the value of twenty five dollars, one set of
the value of twenty dollars, one
pair of trousers of the value of ten
dollars, one watch of the value of
twenty five dollars, one set of
the value of five dollars, one set of
mathematical instruments of the value of
three dollars, three handkerchiefs of the
value of one dollar each, one pair of
steel buttons of the value of twenty five
cents, one ready ring of the value of two
dollars, one pocket watch of the value of
twenty cents, two printed tickets, one
to entitle the bearer thereof to a passage
upon and across a certain ferry to the City
of New York, of the value of three cents
each, one blank check of the value of
twenty five cents, and one bridge of
the value of twenty five cents, —

of the goods, chattels, and personal property of one *John J. Murphy*
in the dwelling house of

The said John J. Murphy. —

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

0521

THIRD COUNT.

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

William O'Brien

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *William O'Brien*

late of the Ward, City and County aforesaid, afterwards, to wit: on the said *29th* day of *July*, in the year of our Lord one thousand eight hundred and eighty-*seven*, with force and arms, at the Ward, City and County aforesaid,

one coat of the value of fifteen dollars, one pair of trousers of the value of ten dollars, and one vest of the value of five dollars.

of the goods, chattels and personal property of *John J. Murphy*
Raymond Francis Xaverre and certain other
by ~~a certain person or~~ persons to the Grand Jury aforesaid unknown, then lately before
feloniously stolen of the said *John J. Murphy*.

unlawfully and unjustly did feloniously receive and have (the said

William O'Brien

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen), 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.

Randolph B. MacArthur
~~WILLIAM H. FICKHAM~~, District Attorney.

0522

BOX:

273

FOLDER:

2619

DESCRIPTION:

O'Connor, Ann

DATE:

08/02/87



2619

0523

BOX:

273

FOLDER:

2619

DESCRIPTION:

O'Connor, John

DATE:

08/02/87



2619

0524

BOX:

273

FOLDER:

2619

DESCRIPTION:

O'Connor, Michael

DATE:

08/02/87



2619

0525

BOX:

273

FOLDER:

2619

DESCRIPTION:

O'Connor, Thomas

DATE:

08/02/87



2619

0526

BOX:

273

FOLDER:

2619

DESCRIPTION:

Burns, Michael

DATE:

08/02/87



2619

0527

BOX:

273

FOLDER:

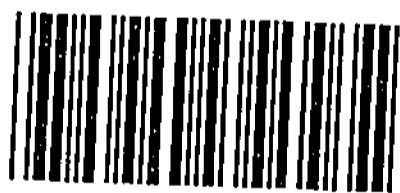
2619

DESCRIPTION:

Burns, Thomas

DATE:

08/02/87



2619

0528

Witnesses:

James H. 1888
C.O.S.

Speed Requested

There are against Thomas Burns
having been abandoned by the prosecutor
after trial & there are against Michael
Burns being swearer than the other
against Thomas Burns, a recommendation
a dismissal of the indictment
to Michael Burns.

Jan 1/89 *W. M. Davis*

Commitment

James H.

Indictment dismissed
James H. 1888

Colley & Howard

Jan 12/89

Counsel: *James H. 1888*

Filed *2* day of *Dec* 188*8*

Pleads *Not Guilty*

James H. 1888

James H. 1888

THE PEOPLE

vs.

Ann O'Connor

Michael O'Connor

Thomas O'Connor

John O'Connor

Thomas Burns

Michael Burns

H.D. Miller

RANDOLPH B. MARTINE,

District Attorney

Oct 26 1888

Nov 18 1888

Nov 18 1888

Nov 18 1888

Nov 18 1888

Nov 18 1888

Nov 18 1888

Nov 18 1888

Nov 18 1888

Nov 18 1888

Nov 18 1888

Nov 18 1888

Robbery, (MONEY) degree. (Secs. 224 and 228, Penal Code.)

A True Bill.

James H. 1888

James H. 1888

James H. 1888

James H. 1888

James H. 1888

James H. 1888

James H. 1888

James H. 1888

James H. 1888

0529

CITY AND COUNTY
OF NEW YORK, } ss.

POLICE COURT,

DISTRICT.

of No.

occupation

that on the

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

Street, aged

being duly sworn deposes and says

day of

188

Michael F. Shelly
the 23 Precinct -
Police Officer
18th
July
He arrested
Mme. Connor Michael Connor and
Thomas Connor all now present
charged by one Mary E. Harwood
with Robbery. That said Mary
is a material and important witness
for the people in this case and
having no permanent home in this
City, deponent fears that she will
not appear as a witness unless
compelled so to do by due process
of Law.
Michael F. Shelly

Sworn to before me, this

of

188

day

Police Justice.

0530

Police Court,..... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated..... 188

Magistrate.

Officer.

Witness,.....

Disposition,

100-Built to
appear a witness
for the people.

0531

CITY AND COUNTY } ss.
OF NEW YORK, }

POLICE COURT—FOURTH DISTRICT.

of No.

Mary E. Harwood
No Name Street,

being duly sworn, deposes and saith, that on the 15 day of July 1883, at the 19 Ward of 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, without his consent and against his will, the following property, viz:

Good & lawful money to the amount of fifteen dollars; one gold chain; one pair of gold earrings; one gold & pearl ring

of the value of about fifty Dollars, 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 force and violence as aforesaid, by

Sam O'Connor; Michael O'Connor; & Thomas O'Connor; (all now dead) and John O'Connor; Thomas O'Connor and Michael O'Connor (not arrested as yet). From the following facts to wit:—

That on the day mentioned Deponent arrived in the City of New York from Great Neck Long Island & made the acquaintance of one Mrs. Brighton & went with

said Brighton to premises number 329 East 4th Street

in said City for the purpose of examining rooms in said premises. That while

deponent & said Brighton were in said premises, the said

Defendants; That Defendants O'Connor; Michael O'Connor; & Thomas O'Connor

Subscribed before me, this 18th day of July 1883, at New York City, in the County of New York, before me, Police Justice.

0532

by force & violence drove from said premises the said ^{Brighton} ~~pleading~~ deponent therein. And that immediately thereafter defendant violently seized deponent, threw her to the ground & by force & violence against the will of deponent took & stole from the person & the possession of deponent the above described property, which at said time deponent had in her possession. That after the time of said robbery deponent saw one of the above mentioned earrings in the possession of defendant Thomas Palmer.

Mary Ellen Harwood

Sworn to before me
this 19th day of July, 1887

Wm Murray

Police Justice

Police Court—Fourth District.

AFFIDAVIT—Robbery.
THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.

Dated 187
Magistrate.
Officer.

WITNESSES:

\$2000-Bail each
Exp July 20th 9 1/2 M. M.

0533

Sec. 198-200.

X District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas O'Connor being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is h^{is} 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 h^{is} waiver cannot be used against him on the trial.

Question. What is your name.

Answer.

Thomas O'Connor

Question. How old are you?

Answer.

19 yrs

Question. Where were you born?

Answer.

Wis.

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

Answer.

329 East 47th Street 3 months

Question. What is your business or profession?

Answer.

Asphalt Drainer

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.

Not guilty.

Thomas O'Connor

Taken before me this

19

188

Police Justice.

0534

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

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

Question. What is your name.

Answer.

Ann O'Connor

Question. How old are you?

Answer.

4 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

329 East 47th Street. 3 months

Question. What is your business or profession?

Answer.

Candy Store Keeper

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.

Not guilty. Complainant entered my rooms with another woman asked me to let her remain for the night. The other woman was put out by me as she is disreputable but I allowed Complainant to remain because she said she was ill. A crowd followed her & forced themselves into my room & attacked her. I endeavored to protect her but was unable.

Ann O'Connor
Mom

Taken before me this 19

day of July 1887

John J. Kelly

Police Justice.

0535

Sec. 198-200.

X District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Michael O'Connor

Question. How old are you?

Answer.

6 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

329 East 47th Street. 3 months

Question. What is your business or profession?

Answer.

Laborer

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.

Not guilty. I did not touch
Campbell's property.
The crowd beat me & prevented me from interfering with them.

her
Michael O'Connor
Mark

Taken before me this

day of July

188

John J. McLaughlin

Police Justice.

0536

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Thirty Hundred Dollars, Each and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated July 19 188

Henry J. Brown 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 he to be discharged.

Dated _____ 188

Police Justice.

0537

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street,

No. 3, by

Residence Street.

No. 4, by

Residence Street.

66/ Police Court-- 1119 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Harry Howard
House of Detention

1 Ann O'Connor

2 Michael O'Connor

3 Thomas O'Connor

Dated July 19 188

Magistrate.

Shelly & Caffrey Officer.

Precinct.

Witnesses Complaintant House of Detention in Department of Street.

No. \$100 bail

Mrs. Brighton Street.

No. 693 26 Off. Caffrey.

No. Street.

\$ 3000 - each to answer

(Orn)

0538

Court of General Sessions.

Part 2 .

-----X
The People of the State of New York. :
--against-- : Before Hon. Rufus
Ann O'Connor, Michael O'Connor , : B. Cowing, and
Thomas O'Connor, and John J. O'Connor. : a Jury.
-----x
Indictment filed August 2nd 1887.

New York, September 6th, 1887.

APPEARANCES: For the People, Assistant District
Attorney, Ambrose H. Purdy.
For the Defendants, Hugh Coleman, Esq

Mary Ellen Harwood, a witness for the People testified:

I am a domestic and lived with a family on Long
Island. On the 15th of July this year, I left my place
on Long Island, and came to this City on the train.
I left my trunk at Mrs. Cullens and as I was coming
along the avenue, I met Mrs. Bryton, and she asked me
if I was English, and I said I was and then she told
me she was looking for rooms. I went with her to look
for rooms, and we went to Mrs. O'Connor's in 47th Street.
When we went in the rear house, I saw Mrs. O'Connor,
the old man, and the son Thomas. There was some con-
versation and Mrs. O'Connor got her son Thomas to put
Mrs. Bryton out. Then Mrs. O'Connor, and Thomas grabbed
me, and throwed me into the bed-room. Thomas O'Con-
nor took the chain off my neck. I paid about \$22. for
the chain. Then Thomas went out, and the old man and
the old lady used me terribly. Then Thomas came back
and the other son John J. O'Connor hit me in the face.

The

0539

2

The old lady told the old man to look in my clothes. I screamed but I got no assistance at all. When Thomas came back he had John J. O'Connor with him, and a man named Burns. I tried to struggle but the son Thomas hit me in the eye. They gagged my mouth and the old lady said "Make her take another drink", and she will be quieter". Burns tried to take the earrings out of my ears but he didn't get them out. They laid on top of me while I was on the floor, my nose and mouth bloody, and Thomas took one of my fingers in his mouth, and bit it and took the ring. Then they took a roll of bills of \$17.00 that I had in my dress. Thomas O'Connor took my corsets off to see if there was any more money. While I was struggling with Burns and Thomas O'Connor the heel of my shoe came off. I went into this room at half-past 4 o'clock on Friday and I was kept there that night and the next day until half-past ten o'clock, and I went to the Station House. Mrs. O'Connor and the old gentleman and the son Thomas kept me in the house. ~~All the men had connection with me,~~ Thomas O'Connor, he was the first, his brother was the second, and Burns that is not here was next, and then the old man. The old lady took my stockings off. Thomas O'Connor held me while the old man had ~~connection~~ ^{to do} with me. The old lady held the door. When I got out on Saturday I went to the Station House, and told the officers, and I went to the Hospital and I stayed there until Monday. I went around different the streets with an officer, and I finally found the house

0540

3

where I had been. I recognized the entrance. I recognized Mrs. O'Connor, and the old gentleman, and Thomas.

Cross) Examination.

I am in the country three months. I am not a married lady. I lived with Mrs. Ferrill, at No. 2008 3rd Avenue. I went to Great Neck in the beginning of the summer on a boat, to live out with a family. I have been ten weeks in the House of Detention. *I did send a letter to a colored girl* living at 227 West Street. I did not know that 227 West Street, was a house of prostitution. All this that I have testified to, occurred from Friday to Saturday. I had no breakfast whatever or supper while I was in the house, and I had nothing to drink.

Q Didn't you testify in the Police Court that the old lady held you, while her husband had sexual intercourse?

A *Fleshpinner as I did before that she was in the room and kept the door.*

Q She did hold you? A. She threw me back.

Q Was she inside or outside the door? A. She was both; inside and then at the door; she was in the room.

Q Was the wife in the room at the time? A. No sir, she went to the door, pulled the door to, and held it.

Q She was outside? A. Yes sir.

Q Was she in the room at the time when the boys had *connection* ~~uncovered~~ with you? A. She was.

Mary A. Bryton, a witness for the People, testified:-

I live at No. 239 344 Street.

On the 25th of July, I met this Complainant, Miss Har-

0541

4

wood near the 34th Street Ferry; she came up to me tapped me on the shoulder, and asked me if I could direct her to 47th Street, and I said; "Yes, I am going towards 45th Street myself". We went into a place in 45th Street to look for rooms. We then went to 47th Street and Mrs. O'Connor was sitting, at the window of her house and Mrs. O'Connor said to me, "Good evening Mrs. Bryton", and I said, "I am looking for rooms". She said "There is no rooms here". Then she called us in and we went in and sat down on the sofa. We weren't in there ten minutes before Mrs. Harwood pulled out a pocket book, and she said to Mrs. O'Connor, "Will you get me twenty cents worth of rye", and Mrs. O'Connor sent out and got it. We drank some of the liquor, and then Thomas O'Connor came in and he said to his mother; "Why dont you light the lamp". There was no matches, so Thomas went out to get a match. Mrs. Harwood vomited on the floor, and Mrs. O'Connor said, "Get up and get out of my place". The lady got up, and I stood up to go, and then Thomas came back again, and he said to Miss Harwood. "Sit down", and she sat down again and I started to go, and told her she must come with me. She insisted that she would not come. Mrs O'Connor took me by the shoulder. Then Thomas took a harmonica off the table, and commenced playing, and Mrs. Harwood stood up for to dance, and I said to her, "If you are able to dance you are able to come out with me, and she said, "No" that she would stay there that night. I went out and went home and left her there. I was put out by Mrs. O'Connor.

0542

5

Cross-Examination.

I met this lady first on the corner of 31st Street, Coming off a car.

Michael F. Shelley, a witness for the People, testified.

I am an officer of Police attached to the 23rd Precinct. The complainant in this case came to the Station House on July 16th, at quarter past six. She told the Sergeant at the desk that she had been robbed. She looked in a critical condition. Her hair was over her shoulders, and there was blood on her hair and neck. Her eye was black, and her nose swollen, and one of her fingers, she said it had been bitten. There was nothing on her but her dress and chemise, no corsets. She went to the hospital and stayed there until Monday morning. I took her to the rooms of the O'Connor's in 47th Street, and as soon as she went into the room she said, "Theres the old man, and theres the mother". Thomas O'Connor was lying asleep in one of the rooms. I got him up and brought him out, and she says; "That's the one that bit my finger, and took the jewelry off my neck". He was kind of dazed for a moment, and I searched him and found part of the earrings, in one of his pockets, and he told me he found it under the sofa. This woman identified the earring as her's. I asked Mrs. O'Connor, why they robbed this woman, and she said that Burns did it, and that he lived next door. Then the old man spoke up, and he says. "I went to try to stop it, and I was dragged in the hall", and I says; "Who dragged you?", and he says, "Everybody". I then arrested the whole three of them.

0543

6.

Cross-Examination.

The old man is a cripple.

Q If this woman had screamed in this place she could have been heard?

A I think so.

The O'Connors were living in the front of the rear house.

From the front to the rear is 16 feet.

--- D E F E N S E . ---

Ann O'Connor, one of the Defendants, testified:-

Q Did you help to take any property from this Complainant? A. No sir, never.

Q Did you husband Michael have any thing to do with her? A. No sir, he is a man 70 years old, and a cripple.

I didn't hold the door. I never searched her stockings. She came to my house at 8 o'clock on this night, and went to bed on the sofa, and she went out about three o'clock on Saturday afternoon, and came back again. My son John wasn't there at all. while she was.

Q And you swear your husband had nothing to do with her?

A. No sir never, nothing of that kind could happen in my house.

Cross)Examination.

Nobody lives in this rear house but my family. I had a short acquaintance with this Bryant woman. I did put her out of my house on that night because she was a disreputable woman. I never saw this complainant before that night. Mrs. Bryant told me that this

0544

7
Miss Harwood, was a second cousin of hers from England.
There was no beer or rye got to my knowledge. She told
me she was a married, woman, and I asked her if
she had any children, and she said she had them in an
institution in New York. I got her a clean sheet,
and put it on the sofa, and she laid down and went to
sleep. There was nobody there at the time, but my son
Tom, and the father. Myself and the old man went to
bed about 9 o'clock. I saw this woman get up in the
morning. She said she was very sick, and said she want-
ed 20 cents worth of rye whiskey. The old man went
out and got it. I didn't notice any gold chain, or
earrings or any ring on her.

Q Did you give her anything to eat on Friday?

A No sir, she came in late.

Q Did you give her anything to eat on Saturday?

A No sir, not a bit.

Q Didn't you say to the *Police Judge*: "A crowd
followed this woman into my house, and I undertook to
~~protect her~~ *and* was not able to". A. No sir.

Q Have you ever been convicted of any crime?

A Never sir.

Q You never kept a *dive* anywhere? A. Never sir.

John J. O'Connor, one of the Defendants testified:-

At the time of this affair I was living at No. 239
East 44th Street, with Mrs. Kelly, and on the night of
this affair I was with a man named Jack Welsh at No.
551 3rd Avenue, between 36th, and 37th Street. I stay-
ed in this house for two nights. I got there about a

0545

8

quarter to six o'clock on Saturday. I was not at home any time on Friday or any time on Saturday.

Cross-Examination.

I have seen Mrs. Bryant before. She lived next door to us. *I have seen twice* in the Penitentiary was for stealing a sheep, and I got a year. I got out of the Penitentiary on the 11th of last June.

Officer Shelley, recalled:-

I found this earring which is shown me on Thomas. I was in the Police Court when this woman was arraigned there. I saw her make a pen, and make her mark to this statement. She then said as it is here:- "Not guilty."

The complainant entered my room with another woman and asked me to let her remain for the night. The other woman was put out by me as she was a disreputable woman.

I allowed the complainant to remain because she said she was willing. A crowd followed her, and forced themselves into my room, and I undertook to protect her but I was not able to.

Q That was read off to her? A. Yes sir.

Was Detective Cuff there too? A. Yes sir.

Mrs. Bryton, recalled.

I am a married woman, and live at No. 693 Forst Avenue. I wash and iron for a living. I have been married and living with my husband since 1870. I was never charged with any offence. I saw John J. O' Connor in the house on that Friday evening. I am positive of that

0546

9

Cross-Examination.

John went out before A left there.

Q He didn't come back any more? A. No sir.

Q Not while you were there? A. No sir.

John T. Cuff, a witness for the People testified:-

I am a Detective, and have been a Policeman for 15 years. Mrs. O'Connor, told me it was Johnny and the two Burnses that committed this crime. She made the same statement in the Police Court as Officer Shelley has testified to.

Cross Examination.

I have been a detective three years. I went around the different streets with the complainant until we found this place.

THE JURY RETURNED A VERDICT OF "GUILTY OF ROBBERY IN THE FIRST DEGREE" AGAINST ALL OF THE DEFENDANTS.

0547

Indictment filed Aug. 2. 1887

COURT OF GENERAL SESSIONS

Part 2.

The People &c.

against

An n O'Connor, Michael O8
Connor, Thomas O'Connor
and John J. O'Connor.

Abstract of testimony on
trial ~~8th~~ 6th 1887.

0548

CITY AND COUNTY }
OF NEW YORK, } ss.

POLICE COURT—FOURTH DISTRICT.

of No. *House of Detention* Street,
being duly sworn, deposes and saith, that on the *13* day of *July*
18*87*, at the _____ Ward of 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, without his consent and against his will, the following property, viz:

*One gold Chain; one ring with pearls,
& other personal property including
fifteen dollars gold & law-
ful money of the United
States.*

of the value of *about fifty* Dollars,
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 force and violence as aforesaid, by

*John O'Connor (now dead)
others whose names I do not
know. That at the time men-
tioned while deponent
was in a room in prison
number 374 cell 4, the
stall in said City with
the aforementioned prop-
erty in her possession, & on
her person she was assault-
ed by deponent's said
attendants. That that evening
after said assault
deponent missed said
property.*

Charg Allen Harwood

Sworn to before me, this
day of *July*
18*87*
Police Justice.

0549

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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.

*Not guilty. I was not near
the house in which the
robbery is said to have been
committed, on the night in
question.*

John O'Connor

Taken before me this

188

Police Justice.

0550

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty Hundred Dollars, _____ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated July 29 1887 Kumblers 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

0551

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry E. Howard

vs. James O. Howard

1 _____
2 _____
3 _____
4 _____

Offence

Dated July 24 1887

Magistrate.

Officer.

Precinct.

Witnesses Mrs. Brighten

No. 90 Off. 1887 Street.

No. Street.

No. Street.

No. Street.

No. Street.

\$ 2000 to answer G. C.

(Com)

0552

People }
 vs,
 O'Connor }

Miss Harwood is an Englishwoman who had been in the country but three months. On the 15th of July about 4³⁰ P.M. she arrived in the city via the 34th St. ferry from Great Neck, L.I., where she had been working for Mrs. Berwick. The work there was too hard for her & she came to N.Y. to seek another place of Mrs. Ellen, an intelligent office keeper on 3rd Ave. While in 34th St. she was accosted by a Mrs. Brighton who asked her where she was going etc. - It happened that they were both English & had come from the same place. Miss Harwood told her that she was looking for rooms.

They went together to East 47th St & entered No. 329 rear house where Mrs O'Connor lived. They went in & sat down on sofa in front room - At this time there were present Thos O'C. Ann O'Connor & the old man O'Connor.

After remaining there a few minutes the O'Connors quarrelled and during the disturbance Mrs Brighton was put out. I did not see her again. I made for the door, but was prevented by the O'Connors from getting out. They pushed me about & struck me and used violent language.

0553

2/

Chain -

J. O'Connor.
July 15/87.

They continued to abuse me, & finally threw me on the floor & Thomas O'Connor took from me a gold watch chain, which was around my neck = This was about 6 P.M. on the 15th =

Thos O'Connor then left the room and soon after returned with Thomas & Michael Burns. I apprehended more danger and attempted to get out of the room through the door & windows = At this time they were all disputing about the disposition of the watch chain.

Thos Burns said "if you don't divide, there will be bloody work here" This was about 7 P.M.

Then Thos Burns asked the O'Connors if I had any money about me = I was searched by Thos Burns who took from me £15 & divided it among those present. Thos Burns then went out stating that he would return =

During Friday night and all day Saturday & Saturday night I was kept a prisoner. The O'Connors kept awake and assaulted me.

Saturday evening the Burns returned. I was in the front room. I made an attempt to get out, but they all prevented me = Thos Burns then forced me into the back room & threw me out

0554

3/

the floor + got upon me. At this time the O'Connors were also in the back room with Michael Burns. I resisted + screamed, but Thos Burns put his ^{left} hand over my mouth + smothered my cries. I had a gold ring upon the small finger of my left hand. He got this finger into his mouth. I bent my finger so as to prevent him from getting my ring. He said "if you don't give me that ring, you b--- I'll bite your finger off". He then drew my finger into his mouth + drew off the ring, tearing also the flesh from my finger. At this time he raped me and his brother and the O'Connors beat + helped to hold me, whenever I tried to get up. The other brother then followed + raped me while the others held me.

* He also took from me my collar, gold buttons, my cuffs with solid gold lined collar button. This was late Saturday evening.

Thomas Burns then said to Thomas O'Connor "Chuck that bloody thing out, for you'll be found out". They will be bloody smart cops if they catch me. I turned to him and said "you will see me again, you will remember me". They also took from me my trunk, check + key. Then they all left, except the woman. I then got out + was directed by a little girl to a police station, where I saw Coff + Shelly.

0555

Profile
or
Barns

Prof.

0556

Trial Brief
The People
vs
Thomas Burns and

John T. Cuff officer says,
was an officer of the 53rd Precinct.
Was in the station house on the night
of the 16th of July 1887 at 11 o'clock.
When Mary E. Starwood the complainant
came in bleeding, with a black eye,
and several cuts and bruises about her
face. She was very weak. She informed
me that she had been robbed, and
outraged. I asked her to show me
the house, but she said she could not.
I sent for an ambulance and she was
taken to Bellevue Hospital.

On the 18th in the morning I
took her from the hospital down station
house, but she was too weak to
search for the house.

I was not present at the arrest
of the 8th command.

On the 19th of July I went to the corner
of Chambers st & West River, where
both the Burns' were said to be working,
and ascertained that they had not
been there to work that or the day before.
Stopped their pay due for 3 days' work.

0557

They never came back to the office.
The O'connor told me that the Burns;
had committed the rape.

Officer Shelly learned that Thomas
Burns was at Roundout on the Hudson
at work there under the name of Frank
Wilton. I telegraphed the facts to the
Deputy Sheriff of said County (Utster)
and the Deputy arrested Thomas Burns
when he called for a package and letter
at the Post office addressed to Frank
Wilton, on the 26th day of August 1887.

[Signature]

0558

Facial Brief.

The People

Thomas Rivers

Ann O'Connor et al.

Mary Ellen Harwood,

I am 28 years old single (never married)
 Crossed 34th St. ferry on the 15th day
 of July 1887. on my way to look for
 a position as cook with some private family
 having that day left Mrs. Berwick(?) in
 whose employ I had been at her residence
 not far from N.Y. City. Had been ^{the present week (?)}
 at that time but 3 mos. (?) in the country.
 Came from England.

Was seeking employment through an intelligence
 office which had procured me the above place.
 Reached N.Y. about 4:30 that day and was
 looking in some show windows when I
 was spoken to by a country woman named
 Barton or Burtar(?) ^{of Brighton}. Told her I was looking
 for rooms and employment.

She went with me and in 47th St. (as I
 learned afterwards we stopped at a house
 (which I afterwards identified to officer Shelly
 as the house in which I was assaulted and
 robbed) No 329 in said street.

We went to the rear house to the

0559

room (2) occupied by the O'Connor family, on the ground floor on the left side as we entered,

There were present the old man O'Connor Ann O'Connor his wife & the son Thomas. He had been there but a few minutes when the O'Connors quarrelled, and in the course of this incidental noise Mrs. B. ^{my companion} was put out of room (front) by the O'Connors.

I made for the door but was prevented from leaving the room by Mrs. & Mr. O'Connor who stood in my way at the door.

They commenced pushing me about and talking loudly to me to the effect,

"G-d-d-u you you must not go out."

This was 20 minutes after Mrs. B. & I had entered. Previously to this Mrs. O'Connor had given me something to drink in a cup, saying that it was tea and would do me good. It did not taste like tea.

The O'Connors continued to knock me about the room and ended by throwing me down on the floor, bruising me, and Thomas O'Connor took from me a gold watch chain which was about my neck.

Thomas O'C. then left the room and shortly thereafter returned with Thomas Purvis & Michael Purvis his brother.

I apprehended more danger and

0560

(2)

attempted to get out of the room
at times through the door at times
by ways of the window

All of them commenced disputing
about the disposition of the stolen chair.

Thomas Burns said (I heard him)
"if you don't divide there will be bloody
war here."

By this time it was about 7 o'clock
in the evening, and Thomas Burns
asked the O'Connors whether I had any
money about me. I was searched by
them and my money amounting
to about £15.- which was divided
among them after having been taken from me.

Thomas Burns left the room
early in the evening stating that he
would come back.

During that night from Friday
to Saturday 15th & 16th of July I continued
making attempts to leave the room
but the O'Connors who remained awake
kept me in. And so I was imprisoned
all that night and the following day.

On Saturday evening Thomas
Burns with his brother came into
the front room where were old man
& Mrs. O'Connor.

When I saw the Burns's coming
in, I made for the door and had it

half open when they all blocked my way and Thomas Burns threw me into the back room, on the floor and then threw himself over and upon me. His brother, old man O'Connor, and Mrs O'Connor, (part of the time) were in the back room at this time.

I struggled against the attempts of Thomas Burns, screamed and resisted him, when he put his left hand over my mouth and smothered my cries (I was lying on the floor). He then attempted to put the small finger of my left hand, on which there was a ring, into his mouth. I bent my finger, and when the finger was partly in his mouth he said "If you don't give me that ring you I — I will bite your finger off." He then put my finger in his mouth and drew my gold ring off with his teeth, tearing some of the flesh ^{off my finger} with it. While doing this he outraged me, his brother holding me, and the O'Connor father and son, (I believe) beating me down, whenever I struggled to rise.

The other Burns (the brother) then followed and committed rape on me.

Thomas Burns while he had me

0562

3.)

on the floor as above stated stole
from me, my collar and gold (cameo)
collar buttons, my cuffs with the solid
gold link cuff buttons in them.

It was, now, late Saturday evening.

Thomas Burns then said to
Thomas O'Connor "Chuck that bloody
thing out for you will be found out.
They will be bloody smart cops if
they catch me."

I turned to him and said
"You will see me again, you will
remember me." They also took from
me the check of my trunk and key therefor.

They all left but the old woman
O'Connor who remained behind.

I went reeling and staggering
into the hall, and a small girl
I met there, when I asked her, directed
me to the Police station house, to which
I went, bleeding all along the way
completely exhausted, and very sick.
I there met officers Cuff and Shelly. It
was now 11 o'clock in the night.

Being extremely weak, I was sent
for an ambulance to Bellevue Hospital.

On Monday morning I was permitted
to go with officer Cuff to the Station house
and in the afternoon of that day, the 18 of
July Officer Shelly took me with him.

0563

He asked me to show him the ferry
over which I crossed the previous Friday
and then took me along several streets
one being 49th Street, as I afterwards
learned, in which street, I pointed
out the entrance to premises in which
I was outraged and robbed.

We went to the rear house and
there found old man O'Connor
Mrs Ann O'Connor and one of the
sons. Officer Shelly with the assistance
of another officer he had called in, arrested
all three. Mrs O'Connor at first refused
to go with him, stating that she
would not go, unless the Burns's
~~were also arrested as they were in~~
the affair also.

I can identify Thomas Burns
from ^{among} a number of other people.

Mrs Ellen Sullivan
3rd Dec.

Dr. Flora Howard Webster

Thomas Burns

0564

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

POLICE COURT—

DISTRICT.

of No.

No name

Street, being duly sworn, deposes and

says that on the

15

day of

July

1887

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

Michael O'Connor; Esq.

✓ Thomas O'Connor; (both now here)
 ✓ + John O'Connor; Thomas Burns;
 ✓ and Michael Burns (not yet arrested)
 ✓ while in premises number 324
 ✓ East 4th Street in said City, did
 ✓ commit & have sexual con-
 ✓ nections with Deponent by
 ✓ force & violence & against the will &
 ✓ consent of Deponent, as Deponent
 ✓ charges from the following facts,
 ✓ to wit: - That at the time mentioned
 ✓ Deponent together with the above
 ✓ named Defendants & one Ann
 ✓ O'Connor, were in rooms on the
 ✓ ground floor of the above prem-
 ✓ ises. And that Defendants did
 ✓ seize Deponent & throw her to the
 ✓ floor in said rooms & that Defendant
 ✓ Michael O'Connor, by force & against
 ✓ the will of Deponent did ravish
 ✓ & have sexual acquaintance
 ✓ with Deponent, while the other
 ✓ above named Defendants held
 ✓ Deponent, aided & assisted said
 ✓ Michael in said assault. And that
 ✓ immediately thereafter each
 ✓ Defendant in turn did ravish
 ✓ & by force & violence have sex-
 ✓ ual connection with Deponent

0565

against her with consent.
That Depovent resisted Defendant
to the full extent of her power
but was overpowered by
physical force & fear, & did
not at any time consent freely
to said sexual connection

Mary Ellen Harrod

1

Seen by Judge in
city 19 days of July 1887
J. W. L. Miller
Police Justice

Police Court, District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFRIDA VIT.

vs.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

0566

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Michael O'Connor

Question. How old are you?

Answer.

63 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

809 East 47th Street 3 months

Question. What is your business or profession?

Answer.

Laborer

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.

Not guilty. I saw the lady talk her into a room & went out to get a police man. I did not touch complainant

Michael O'Connor
M.O.

Taken before me this

19

188

Police Justice.

0567

Ss. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Thomas O'Connor

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

N.Y.

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

Answer.

89 East 47th Street New York

Question. What is your business or profession?

Answer.

Ask Out Driver

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.

Not guilty. I did not
know complainant, Michael
Dunn had connection with
complainant in my presence
but she caused to be the
act & it was not against her
with I was drunk & did
not know any thing about the
matter.

Thomas O'Connor

Taken before me this

day of

188

Police Justice.

0568

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

guilty thereof, I order that They be held to answer the same and They be admitted to bail in the sum of Three thousand \$3000 each and be committed to the Warden and Keeper of the City Prison of the City of New York, until they give such bail.

Dated July 19 188

Wm. Lawrence 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 he to be discharged.

Dated _____ 188

Police Justice.

0569

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

68
Police Court-- X District. 1140

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. E. Howard
Michael O'Connor
Thomas O'Connor

3 _____
4 _____

Offence

Dated July 19 1887

Magistrate.

Shelley & Cuff Officer.

Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 3000- to answer

(Com)

0571

The People

vs.

Thomas Burnett et al

Mary Ann Brighton. (married)
I reside at No 693 First Avenue.
On the 15th day of July in the afternoon
between 4 & 5 I was returning from
downtown where I had drawn my
husband's pay. He was a laborer
employed in paving the street.
I got off the car at 34th St. and
walked toward 2nd Ave. intending
to hire some rooms which I had
looked at previously and decided upon
at 34th St. and 3rd Ave. I met
Thomas Starwood who stopped me
and asked me could I direct
him to 47th Street.

I said I was going as far as
45th myself as I had looked
at some rooms there, as well as
some near 36th St. Upon the latter
explaining my getting off the car at
34th St.

When we reached 49th Street corner
~~where~~ walking past the church standing
on each corner Mrs. H. said that
that was a German church, for "St

0572

lady named Mrs. Miller (?) once
sent me there to get the place.

While walking along Miss H. is
talking to me and said that she had
been in the country a little over 3
months at that time. She told
me also that she came from Manchester
England. We were country women
and I told her so, as we came
from the same place.

She told me that she came from
Long Island and had just left
her place, and that she came to
N.Y. that day to look for another
place.

(I told her that I was looking for room
myself as my husband had been in a little
trouble, had sprained his leg, and since
all the ^{in our building} tenants had been disposed of
order of the Board of Health, I had
to procure room elsewhere.)

We turned at the church into 47th St.
and walked towards 1st Ave. I found
that way because the room
which I had inspected ^{Miss H. being with me} at 45th
street were too dear, viz. \$7.50
and I had with me only \$6.00. I
~~at 45th St. 324 E. 47th St. we~~
stopped, told Miss H. that
if I could procure room that day

0573

I would make room and let
he stay with me

At no 329 E. 47th (I believe) we
stopped because there was a bell
on the house showing that there were
rooms to let.

We went into the yard and
the first person we met was
Mrs. O'Connor. Mrs. O'Connor
said every Mrs. B. & Jack, poor
every I am looking for rooms.
She invited us in on getting in
I told Mrs. W. that I knew the O'Connors
having been house-keeper in a house in
which the O'Connors were tenants.
They were very bad tenants, very
noisy and quarrelsome & were put
out after having lived in said house
for a short time.

We sat down the rooms - which
the O'Connors lived were 2 in number
on the ground floor on the left hand
side. We sat in the front room
on the sofa. We hadn't been above
10 or 15 minutes till Mrs. H. pulled
out a small pocket-book out of her
bosom and asked John O'Connor
to send for whiskey 10[¢] worth, she
felt sick & wanted it. She gave
money for 10[¢] worth of whiskey and

0574

a pint of lager. Mrs & Cyra
to some whiskey - a record cup
and I drank a glass of beer - her
- same cup. Mr & Mrs drank some
whiskey.

Mr & Mrs now came in &
when his mother & light the lamp
Mrs & Cyra said she could not &
Mrs went out to get water
while he was out. Mrs & Cyra visited
the interior. Mrs & Cyra told her to
get up & go out so a note when
any someone in the room. She
went to the yard, & Mrs & she
immediately returned.

She told her to sit down
on the sofa, he took a small
chair down for the result piece
by the way. Mrs & Cyra got up
and danced with him. I said
said "well I must go, are you
ready to come?" Mrs & Cyra said
she would stay there until morning
& he then asked I said I would
stay until morning on the sofa
I said "you came in with me & must
go out with me, if you don't I will
bring an officer". Then Mrs & Cyra
both me by the shoulders & pushed you
out of the door - both the ball and the
door I heard us more about & with the
shell suppressed.

Brigden

0575

STATE OF NEW YORK.
CITY AND COUNTY OF NEW YORK

POLICE COURT

DISTRICT.

of 11. House of Detention Street, being duly sworn, deposes and
says that on the 15 day of July 1887

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

John O. Cannon
(now dead) did rapist & have
sexual intercourse with
Deponent without the consent
& against the will of Depon-
ent under the following
circumstances to wit:-

That at the time mentioned
Deponent was in a rooming
premises number 1329 East
17th Street in said City while
Defendant & six others were
therein. And that Defendant
& said others violently seized
Deponent & threw her to the
ground & that Defendant aided
& assisted by said others
did then & there ravish
& have sexual knowledge of
Deponent as aforesaid.

That Deponent resisted Defendant
& said others to the full extent of
her power, & was only over-
come by physical force & fear.
Wherefore Deponent asks
that Defendant be dealt
with accordingly.

May Ellen Hammond

Deponent is a female
aged 29 years of age
born July 1858
at New York City
John O. Cannon
John O. Cannon

0576

Sec. 198—200.

H District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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.

Not guilty. I was not
near the house in which
the rape is said to have
been committed on the
night in question.
John O'Cauna

Taken before me this

188

Police Justice.

0577

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 Richard

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

Dated July 29 188 7 H. M. Brown 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

0578

84
Police Court 1195 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

May Howard

vs. John C. Cunniff

2
3
4

Offence

Dated July 29 1887
Magistrate.
Officer.
Precinct.

Witnesses
No. Mrs. C. C. Cunniff Street.
No. 69 Street.

No. 21000- to answer G. C. Street.

(Over)

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

1.7.

Trial Brief

The People

Thomas Burns et al

Michael T. Shelley of the 33 Precinct

was also in station house of 33 Precinct
on the evening of 11 o'clock of July 16-1887
when Mary E. Harwood came in, he
clothes disarranged, face cut in
several places, ~~both~~ eye blackened,
she walked unsteadily and dropped
blood along her path. She said that
she had been outraged & robbed.
Took her in a back room and asked
her where. She said it was in a house
in 47th St. (This I learned subsequently
she was told of the occurrence on leaving.)

The captain instructed me to take
her out to find the house, but she was
too weak to go & was sent to Bellevue
Hospital.

On Monday afternoon the 18th
I took her out to have her show me
the ferry and also the house in which
she was robbed and outraged.

Took her down 47th Street

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and she stopped in front of No 329
East 47th St and identified this as
the house through which she went on
the aft. of the 16th.

We passed into the yard and
she took me into the rear house
into two rooms on the left side of
the ground floor. I there found
old man O'Connor and his wife
Mary identified them as two of
the ~~persons~~ ^{persons}. I blockaded their
way and sent a little girl for an officer
when he came I went to the rear
room & there found Thomas O'Connor
lying on a sofa asleep. I woke him
searched him & found some of
Mary's stolen jewelry on his person.

We arrested all three O'Connors.
Thos. Ann O'Connor when I told
he to go with me said "I will not
go until you take the Burns with you."

We waited for the Burns but
they did not come home. They lived
in the front house.

I learned that Thomas Burns
the defendant was working at Rosendorn
and that his mother was about to send
him a bundle of clothes and a letter
was addressed to Frank Wilton.
The deputy sheriff of Ulster Co., Cortlandt,

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21.

arrested Thomas Burns on
the 25th of August 1886 and
I brought Burns to New York
on the 26th. I could not get
him to talk about the alleged
rape and robbery.

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Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael O'Connor, Thomas O'Connor, John J. O'Connor, Thomas O'Connor and Michael O'Connor,

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

Michael O'Connor, Thomas O'Connor, John J. O'Connor, Thomas O'Connor and Michael O'Connor,
of the CRIME OF RAPE, committed as follows:

The said

Michael O'Connor, Thomas O'Connor, John J. O'Connor, Thomas O'Connor and Michael O'Connor, all —

late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *July*, in the year of our Lord one thousand eight hundred and eighty-*seven* —, at the City and County aforesaid, with force and arms, in and upon one *Mary E. Harwood*, then and there being, willfully and feloniously did make an assault, and her the said *Mary E. Harwood*, then and there, by force and with violence to her the said *Mary E. Harwood*, against her will and without her consent, did willfully and feloniously ravish and carnally know, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

Michael O'Connor, Thomas O'Connor, John J. O'Connor, Thomas O'Connor and Michael O'Connor
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Michael O'Connor, Thomas O'Connor, John J. O'Connor, Thomas O'Connor and Michael O'Connor, all —

late of the City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said *Mary E. Harwood*, willfully and feloniously did make an assault, with intent her the said *Mary E. Harwood*, against her will, and without her consent, by force and violence, to then and there willfully and feloniously ravish and carnally know, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

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Witnesses:

4 B & C.

Counsel, Hugh Coleman
Filed, 23 May 1887
Plead, Not Guilty (3)

Ch. 4. THE PEOPLE

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

Michael O'Connor
Thomas O'Connor
John J. O'Connor
Thomas Burns
Michael Burns

RANDOLPH E. MARTINE,

District Attorney.

A True Bill.

Amos J. Thoms

Foreman.

Wm. J. Thoms
Wm. J. Thoms
Wm. J. Thoms

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Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Ann O'Rourke, Michael O'Rourke, Thomas O'Rourke, John J. O'Rourke, Thomas Burns and Michael Burns

The Grand Jury of the City and County of New York, by this indictment accuse, *Ann O'Rourke, Michael O'Rourke, Thomas O'Rourke, John J. O'Rourke, Thomas Burns and Michael Burns* of the crime of ROBBERY IN THE *First* DEGREE, committed as follows:

The said *Ann O'Rourke, Michael O'Rourke, Thomas O'Rourke, John J. O'Rourke, Thomas Burns and Michael Burns*, all late of the First Ward of the City of New York, in the County of New York aforesaid, on the *fifteenth* day of *July* in the year of our Lord one thousand eight hundred and eighty-*seven*, in the time of the said day, at the Ward, City and County aforesaid, with force and arms, in and upon one *Mary E. Harwood*, in the peace of the said People then and there being, feloniously did make an assault, and *one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars; *one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars; *three* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *seven* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars; *three* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *ten* dollars, *one* chain of the value of *fifteen* dollars, *one* pair of earrings of the value of *twelve* dollars, and *one* ring of the value of *eight* dollars, of the goods, chattels and personal property of the said *Mary E. Harwood*, from the person of the said *Mary E. Harwood*, against the will, and by violence to the person of the said *Mary E. Harwood*, then and there violently and feloniously did rob, steal, take and carry away, *the said Ann O'Rourke, Michael O'Rourke, Thomas O'Rourke, John J. O'Rourke, Thomas Burns and Michael Burns*, and each of them, being then and there aided by an accomplice *actually present, to wit: each by the other* 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.

RANDOLPH B. MARTINE,

District Attorney.