

0009

BOX:

109

FOLDER:

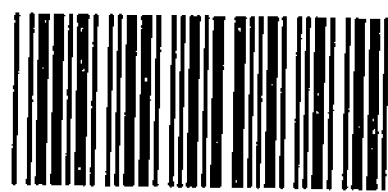
1161

DESCRIPTION:

Bond, James E.

DATE:

08/23/83



1161

0010

173 ready or bond

*W. D. P.*

Counsel,

Filed

day of

Aug

1883

Pleads

*W. D. P.*

THE PEOPLE

vs.

*R*

James E.

Bond

Grand Larceny, Second degree, *5528, 531 and 546*

JOHN McKEON,

District Attorney

A True Bill.

*In the Court of Sessions*

Foreman.

*Sept 15, 1883.*

*Chief of Requested,*

0011

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James E. Bond

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

James E. Bond

of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said James E. Bond

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 19th ~~on the~~ day of July in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms two tickets, each entitling the holder thereof to a passage upon a railway car of the New York Central and Hudson River Rail Road Company, of the value of eight dollars and eighty-eight cents each, one other ticket entitling the holder thereof to a passage upon a railway car of the said Rail Road Company, of the value of four dollars and forty-four cents, one promissory note for the payment of money, of the kind commonly called United States Treasury notes, the same being then and there due and unsatisfied, for the payment of and of the value of five dollars, three other promissory notes for the payment of money, of the kind commonly called United States Treasury notes, the same being then and there due and unsatisfied, for the payment of and of the value of two dollars each, and four other promissory notes for the payment of money, of the kind commonly called United States Treasury notes, the same being then and there due and unsatisfied, for the payment of and of the value of one dollar each

of the goods, chattels and personal property of the Home Benefit Society — then and there being found, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John Mc Keon  
District Attorney.

173  
Police Court - Trial District. *113*

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*George W. Edwards*  
*28 Broadway*  
*James E. Bond*  
*1*  
*2*  
*3*  
*4*

*Grand Larceny*

Dated *August 19* 188*3*

*M. J. Gaven* Magistrate.

*Robt W. Cruik* Officer.

*1st Dist. Court Square*

Witnesses

[illegible]

*Dated* ..... 188..... *Police Justice.*



0013

Sec. 151.

*Just*

District Police Court.

CITY AND COUNTY } ss  
OF NEW YORK,

In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by *George W. Edwards*

of No. *98 Broadway* Street, that on the *19<sup>th</sup>* day of *July* 188*8* at the City of New York, in the County of New York, the following article to wit:

*Good and Lawful Money of the United States*  
of the value of *Forty two Dollars*  
the property of *Complainant & the Home Benefit Society*  
was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by *James E. Bond*

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the *1<sup>st</sup>* DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this *1<sup>st</sup>* day of *August* 188*8*

*James E. Bond* POLICE JUSTICE.

POLICE COURT. *1<sup>st</sup>* DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

*James E. Bond*

Warrant-Larceny.

Dated

*James E. Bond*

188

Magistrate

*James E. Bond*

The Defendant

taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

*James E. Bond*

Dated *Aug 11<sup>th</sup>* 188*8*

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, *10:25 A.M.*

Native of

Age,

Sex

Complexion,

Color

Profession, *Business Agent*

Married

Single,

Read,

Write,

*James E. Bond*

0014

Sec. 198—200.

CITY AND COUNTY  
OF NEW YORK, ss.

18<sup>th</sup> District Police Court.

*James E. Bond*

being duly examined before the under-  
signed, 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 me; that the statement is designed to  
enable h me if he see fit to answer the charge and explain the facts alleged against h me  
that he is at liberty to waive making a statement, and that h is waiver cannot be used  
against h me on the trial.

Question. What is your name?

Answer.

*James E. Bond*

Question. How old are you?

Answer.

*48 years*

Question. Where were you born?

Answer.

*England*

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

Answer.

*203 East 80 St*

Question. What is your business or profession?

Answer.

*Agent*

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

Answer.

*I am not Guilty  
J E Bond.*

Taken before me this

day of

*August* 1883

*James E. Bond*

Police Justice.

0015

Inst.

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, ss.

of No. 98 Broadway Street, 35 years old. Secretary

being duly sworn, deposes and says, that on the 19<sup>th</sup> day of July 188 8

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

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

of deponent with intent to defraud the true owner thereof  
by trick and artifice

the following property, viz : Forty two dollars and  
twenty cents lawful money of the  
United States

Sworn before me at this

the property of deponent and the Home  
Benefit Society an association of  
persons incorporated under the laws  
of the State of New York 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 Amos O. Bond who on

the day in question entered into an  
agreement with said Society to proceed  
to Buffalo as an agent to open an  
office and take charge of the business  
of the Society which was to be established  
there and of which the defendant was  
to have the Management and Control  
that after the defendant had signed  
said agreement he stated that he was

Police Justice,

188



00 16

Without Money or the Means to reach Buffalo and requested deponent to advance him fifty dollars and the price of the Railway tickets for himself and family to Buffalo. That deponent wholly relying on the statements made by the defendants as well as believing him to be sincere in the carrying out of his agreement with said Society gave him ten dollars in bills and purchased the Railway tickets for the defendant and his family for which deponent paid thirty-two dollars and twenty cents which he also gave to the defendant and deponent has since discovered that said Bond did not go to Buffalo as he agreed to, that he sold or disposed of the Railroad tickets and appropriated the money obtained by the sale of them to his own use and profit. Therefore this deponent charges said Bond with stealing and carrying away said property by the trick and artifice above described.

Subscribed before me this }  
 4<sup>th</sup> day of Aug 1883 } Dege. M. Lockwood  
 by }  
 Police Justice }

Warrant

1st District Police Court.

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

George W. Lockwood  
 vs.  
 James E. Bond

AFFIDAVIT—Larceny.

Dated Aug 4<sup>th</sup> 1883

Corver Magistrate.

Officer.

WITNESSES:

Disposition

0017

BOX:

109

FOLDER:

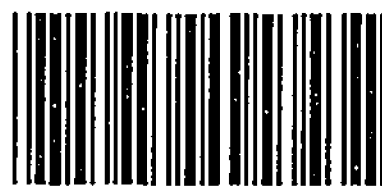
1161

DESCRIPTION:

Booth, George

DATE:

08/10/83



1161



00 18

75 0 - V 20' det  
Counsel, *advised Sept. 18/83*  
Filed 10 day of Aug 1883  
Reads *Magistry (18)*

THE PEOPLE  
vs.  
George  
Essoort  
Sept 18/83  
*Frederick (deceased)*  
Grand Larceny, *Grade 2 degree.* [5552845307]

JOHN McKEON,  
District Attorney.  
*To Mend my bill 17/83*  
A True Bill  
*John Mac*  
*Verdict Sept 7/83*  
*James Foreman*  
*Sept 3/83*  
*St. John - Sept 13/83*  
*advised Sept 5/83*  
*cc 116*

0019

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*George Booth*

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

of the crime of GRAND LARCENY, in the *first* degree, committed as follows:

The said *George Booth*

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the *first* day of *July* in the year of our Lord one thousand eight  
hundred and eighty-*three* at the Ward, City and County aforesaid, with force and arms, *in the night*  
*time of said day* 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 one thousand dollars, and of the value of one  
thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied  
of five hundred dollars each: twenty 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 hundred dollars, and of the value  
of five hundred 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 fifty dollars, and of the value  
of fifty dollars each: fifty 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: sixty 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: eighty 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: ninety 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 three dollars, and of the value of three dollars each:  
one hundred 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:  
one hundred and twenty 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 one hundred 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 fifty dollars: two 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: three promissory notes for the payment of money (and of the kind known as bank notes), be-  
ing 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: ten  
promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatis-  
fied, of the value of three dollars each: fifteen 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 two dollars each: thirty 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 one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the  
jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as  
double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the  
value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each:  
fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold  
coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the  
kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors  
unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver  
coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually  
known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as  
quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes),  
of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five  
cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver  
coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value  
of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins  
(of the kind known as two cents), of the value of two cents each.

of the goods, chattels, and personal property of one *Edwin Johnson*, in the dwelling house  
of the said *Edwin Johnson* then and there being found,  
feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against  
the peace of the People of the State of New York, and their dignity.

JOHN McKEON, District Attorney

0020

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

Edwin Johnson  
184 Madison

George Booth

James Lacey

July 27th 1883

Street

Street

6th Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

§

to answer

Don

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 George Booth

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 200 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 27th 1883 Salou R French Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0021

Sec. 108-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

186 District Police Court.

George Booth

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.

George Booth

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

US

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

Answer.

102 Mott Street. one month

Question. What is your business or profession?

Answer.

upholsterer

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

Answer.

I am not guilty  
I saw the complainant home and  
undressed him at his request I did  
not touch his money. The next day  
he told me he had been robbed but did  
not accuse me of it  
George Booth

Taken before me this

day of

188

Sealed and  
Signed  
District Police Justice.



0022

First District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, } ss.

Edwin Johnson

of No. 184 Madison Street, 64 yrs no occupation

being duly sworn, deposes and says, that on the First day of July 1883

at the premises 502 6th Street City of New York,

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

of deponent with intent to deprive the true owner

of the use and benefit thereof, and on the day time

the following property, viz:

Gold and lawful money consisting

of bank bills of various

denominations and of

the value of two hundred

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 George Booth (now here)

for the following reasons to

swear. On said date said Booth went

with Deponent to his home, when

Deponent then had said money

in an inside pocket of his vest.

On reaching his room with said

Booth Deponent felt said

money in his vest pocket. Said

Booth undressed Deponent who

was partially intoxicated and

put him to bed. Immediately



0023

After said Book left defendant's room, defendant got up from his bed and looked for his money (which was in his vest when he entered his room) and said money was gone. Said Book was the only person in said room except defendant's son who was asleep in bed.

Wherefore defendant charges said Book with feloniously taking and carrying away said sum of two hundred dollars, and defendant prays said Book may be held to answer as the law directs.

Sworn to before me  
this 27<sup>th</sup> of July 1883

Edmund H. Hines

Solomon Smith

Police Justice

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0024

BOX:

109

FOLDER:

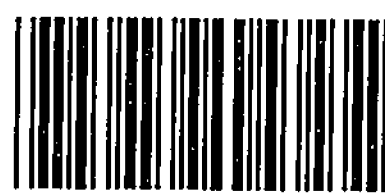
1161

DESCRIPTION:

Boyer, Alexander

DATE:

08/08/83



1161

0025

W. C. C. C.

Counsel,  
Filed *8* day of *August* 1883.  
Pleads *Not Guilty*

THE PEOPLE  
vs.  
Alexander  
Bonjer

P. 2. Pled for. District Attorney.  
 Discharged by the Court on his  
 bond the original.  
 A True Bill.

A True Bill.  
 L. M. Foreman  
 Oct 29/93

2 Paid 1/2 day charges  
 7 for Mem. 2 day  
 5 for Acquittal  
 Dec 1

Wm. Pearson  
B37 Pearl

Def't may be bailed  
in the sum of \$1000.<sup>00</sup>/<sub>100</sub>

Feb'y 14. 1884  
The Defeat has been tried & it  
resulted in a disavowment. But  
he avowed it so fairly & openly  
that any Conscience can ever be  
satisfied of all the witnesses could  
expressed. But they cannot  
are the People likely again  
to pursue them as the republic  
herein show. I therefore  
advise that the Defeat be dis-  
charged in his own recognition  
of the feelings  
of the Dis. Day

0026

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

Alexander Boyer

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

Alexander Boyer  
of the CRIME OF MURDER IN THE SECOND DEGREE, committed as follows:

The said Alexander Boyer

late of the City and County of New York, on the ninth day of July  
in the year of our Lord one thousand eight hundred and eighty-three at the  
City and County aforesaid, with force and arms, in and upon one Robert  
Simpson

in the peace of the People of the State then and there being, willfully, feloniously, and  
with a design to effect the death of him the said  
Robert Simpson did make an assault.

And the said Alexander Boyer, him

the said Robert Simpson

with a certain knife

which he the said Alexander Boyer

in his right hand then and there had and held, in and upon the head

of him the said Robert Simpson  
then and there willfully, feloniously, and with a design to  
effect the death of him the said Robert Simpson  
did strike, stab, cut and wound, giving unto him the said Robert  
Simpson then and there with the knife

aforesaid, in and upon the head

of him the said Robert Simpson one mortal wound of  
the breadth of one inch and of the depth of six inches, of which said mortal  
wound he the said Robert Simpson then  
and there did die.

0027

And so the Grand Jury aforesaid do say: That the said Alexander  
Bayer, Junr

the said Robert Simpson in the manner and form  
and by the means aforesaid, at the City and County aforesaid, on the day and in the  
year aforesaid, willfully, feloniously, and with a design to  
effect the death of Junr the said Robert Simpson  
did kill and murder, 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.

JOHN McKEON, District Attorney.



0028

Went to Court Room

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**S U B P O E N A**  
FOR A WITNESS TO ATTEND THE  
**Court of General Sessions of the Peace.**

The People of the State of New York,

To *John Gray*  
of No. *2 York* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *9* day of *Jan* instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

*Alexander Bayer*

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

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Jan* in the year of our Lord 188 *4*

JOHN McKEON, District Attorney.

0029

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**S U B P O E N A**  
FOR A WITNESS TO ATTEND THE  
**Court of General Sessions of the Peace.**

The People of the State of New York,

To *Charles Oehner*

of No. *2 York* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *9* day of *Jan* instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

*Alexander Boyer*

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

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Jan* in the year of our Lord 188 *4*

*John D. O'Leary* JOHN McKEON, District Attorney.

0030

Out of the City until 29th inst

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPOENA**

FOR A WITNESS TO ATTEND THE

**Court of General Sessions of the Peace.**

The People of the State of New York,

To Off Fitzgerald  
of No. \_\_\_\_\_ Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 25 day of Oct instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

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

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of Oct in the year of our Lord 1883

JOHN McKEON, *District Attorney.*

0031

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPOENA**  
FOR A WITNESS TO ATTEND THE  
**Court of General Sessions of the Peace.**

The People of the State of New York,

to

of No.

Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the *21* day of *Sept* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

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

Witness, Hon, FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Sept* in the year of our Lord 188 *3*.

JOHN McKEON, *District Attorney.*

*Greene St to work  
Jersey city or else  
Gone to New Haven where his  
family now resides*

0032

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPOENA**

FOR A WITNESS TO ATTEND THE

**Court of General Sessions of the Peace.**

The People of the State of New York,

To *Jacob Rabinowitz*

of No. \_\_\_\_\_

Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the *21* day of *Feb.* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

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

Witness, Hon, FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Feb.* in the year of our Lord 188 *8*.

JOHN McKEON, *District Attorney.*



POOR QUALITY  
ORIGINAL

0033

Patrick Kelly  
James Calhoun  
John May  
Charles McMichael  
Affidavit  
Notary Public  
Afficeo M. Canley

Sworn to before me, this \_\_\_\_\_ day of \_\_\_\_\_ 188

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ 188 by \_\_\_\_\_

\_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_

Subpoena, of which the within is a copy, upon \_\_\_\_\_

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

\_\_\_\_\_

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

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

District Attorney's office.

If ill when served, please send timely word to the

Court.

If inconvenient to remain, and you prefer another

reason assigned in Court, please inquire in the District

Attorney's Office about it, and you may save time.

Should the case not be called on for trial, and no

POOR QUALITY  
ORIGINAL

0034

**PART I**

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.  
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[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPOENA**

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To

of No.

*John Wray*  
*2 York*

Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *25* day of *Oct* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

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

Witness, Hon, FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Oct* in the year of our Lord 188 *7*

JOHN McKEON, *District Attorney.*

POOR QUALITY  
ORIGINAL

0035

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPOENA**

FOR A WITNESS TO ATTEND THE

**Court of General Sessions of the Peace.**

The People of the State of New York,

To

of No.

Street.

GREETING:

WE COMMAND YOU, That, at business and excuses releasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the day of *10 Oct* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

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

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Oct* in the year of our Lord 188 *3*

JOHN McKEON, District Attorney.

0036

Police Department of the City of New York,

~~Precinct No.~~

House of Detention  
New York, October 22<sup>nd</sup> 1883

Geo. W. Walling Supt. of Police  
Sir

There is detained in the House of Detention since July 16<sup>th</sup> 1883 a colored witness named Mollie Hawley in the Case against Alexander Boyer, who threaten to commit suicide, and do all manner of things to herself if her Case is not called for trial, or liberated. Mrs. Baker the Matron has to watch her least she harms herself. It would be advisable to call the attention of the Dist. Attorney to her Case.

Respectfully  
Alexander Graham  
Roundman in Charge



0037

Oct. 25<sup>th</sup>. 1882  
Respectfully  
referred to Dist.  
Attorney  
George W. Walling  
Seyfert

0038

Witnesses

- ✓ Lizzie Simpson, 100 Sands Street Brooklyn  
Mollie Hawley, 337 Pearl St.  
✓ Patrick J. Kelly, 2 York Street.  
✓ John Gray, 2 York Street  
✓ Charles Mehner, 2 York Street  
✓ Dennis J. Fogarty, 5<sup>th</sup> Precinct  
✓ Hugh J. McCarthy, Clerk  
Philip E. Santini, N. S. Coroner's Office.  
Ferdinand Long, Broker  
James J. Calhoun, 2 York Street

GLUED PAGE

0039

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS]

FOR A WITNESS TO ATTEND THE  
Court of General Sessions of the Peace.  
The People of the State of New York,

To John Thompson  
of No. 343 Canal

Street,

GREETING :

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

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

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our  
said City, the first Monday of Sept

in the year of our Lord 188 3  
JOHN McKEON, District Attorney.

There is no  
L. Thompson  
on 343 Canal  
There is no one  
building which is  
a Thompson Co.  
owned by  
Buckman & Co.

0040

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

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

- against - :  
Alexander Boyer. :

-----X  
City and County of New-York, SS.:

Augustus J. Requier, being duly sworn, deposes and says:  
That he is an Assistant District Attorney of the City and County  
of New-York, and as such has charge of the prosecution of the  
above entitled criminal action; that Lizzie Simpson, of No. 348  
Carroll street, in the City of Brooklyn, County of Kings and  
State of New-York, is <sup>in his opinion</sup> a material and necessary witness on the  
part of the People in the prosecution of the above entitled crim-  
inal action, which is an indictment for homicide now pending in  
this Court against the said Alexander Boyer, and that he does not  
believe it safe to proceed to the trial of the said action without  
the testimony of the said Lizzie Simpson.

Wherefore deponent prays that an order may issue out of  
this Court directing the attendance on the trial of said action  
of the said Lizzie Simpson as a witness in behalf of the People.

Sworn to before me, this :  
20<sup>th</sup> day of September, 1883.:

*Hugh Donnelly*  
Notary Public, N. Y. Co.

*A. J. Requier*



0041

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

-----X  
The People of the State of New-York :  
- against - :  
Alexander Boyer. :  
-----X

On reading and filing the annexed affidavit of Augustus J. Requier it is hereby order that Lizzie Simpson, of No. 343 Carroll street, in the City of Brooklyn, County of Kings and State of New-York, appear on the trial of the above entitled criminal action as a witness in behalf of the People, in pursuance of the subpoena hereunto annexed.  
Dated New-York, Sept. 20<sup>th</sup>, 1883.

*Rufus B. Downing*  
*City Judge*

0042

**List of Witnesses** Subpoenaed to appear  
 at the COURT OF GENERAL SESSIONS, on the 20  
 day of Jan 1884

WITNESS.	RESIDENCE.	HOW SERVED.	DEFENDANT.
J. J. Callahan	2 York St.	Personal	Alexander Bays
Mary Hawley	4 " "	Not found	" "
John Mray	2 " "	New Haven	" "
Lizzie Simpson	" "	Not found	" "
Chas. Whener	" "	Personal	" "
Patrick Kelly	" "	Personal	" "

0043

20

District.

data of Kelly

Alexander Boyer

**BAILED,**

No, I, by

Residence

No. 2, by

Residence

No. 3, by

**Resin Price**

No. 4, by

Residence -

Dated July 17

Druck

### Administrative.

709

**Director,**



Marie Perle  
 of the  
 classes

No. 2007-1

Street.

Magie Simboon  
343 Campbell Blvd  
Baltimore, Md 21206

No. 100  
Charles Johnson  
Street,

2677

Devino D. Deaath

*Margaret M. Wood*

John H. Macy  
Dr. J. H. Macy

Alexander Boyer

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.~~ *be legally discharged*

Dated July 17 1883 Leon Bonnel Police Justice.

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

*Dated* ..... 188 ..... *Police Justice,*

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

*Dated* ..... 188 ..... *Police Justice.*

0044

BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Witnesses \_\_\_\_\_  
No. \_\_\_\_\_  
Street \_\_\_\_\_

No. \_\_\_\_\_  
Street \_\_\_\_\_

No. \_\_\_\_\_  
Street \_\_\_\_\_

No. \_\_\_\_\_  
Street \_\_\_\_\_

§ 870 *for appearance*  
*committed to the*  
*custody of*

Police Court *188*  
District *1*  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*James J. Stewart*  
*Mollie Hawley*  
1  
2  
3  
4  
Dated *16 July* 1883  
*Alfred Smith* Magistrate.  
*for appearance* Officer.  
*5* Precinct.

Offence *Witness in case of People vs*  
*Alexander Boyer intended to depart*  
*this jurisdiction*

It appearing to me by the within depositions and statements that the *witness named Mollie Hawley an important witness*  
in the case of the people vs Alexander Boyer, for murder, intended to depart this jurisdiction  
and that there is sufficient cause to believe the within named \_\_\_\_\_

*Mollie Hawley*  
guilty thereof, I order that she be held *for appearance as such witness* to answer the same and she be admitted to bail in the sum of *five*  
Hundred Dollars, and be committed to the *House of Detention* Warden and Keeper of the City Prison of the City of New York, until she  
give such bail.

Dated *16 July* 1883 *Solomon R. Smith* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0045

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, } ss.POLICE COURT, 1<sup>st</sup>. DISTRICT.of No. 5<sup>th</sup> Police Precinct *James J. Fogarty*  
Street, being duly sworn, deposes and

says that on the \_\_\_\_\_ day of \_\_\_\_\_ 1883

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

having read the deposition of Mollie Hawley, before the Coroner and being advised after stating the facts set forth in her deposition by one of the Assistant District Attorneys of this County that her testimony is important and essential for the people in the trial of the Case of the People against Alexander Boyer. And this deponent further says that this morning he was informed and believes that the witness Mollie Hawley was intent to depart this jurisdiction so that she would not be compelled to testify in the said Cause. Your affiant therefore asks that she may be committed to the House of Detention or admitted to bail in the sum of One Thousand Dollars to appear as a witness for the people in the aforesaid Cause.

*James J. Fogarty*

Sworn to before me this }  
16<sup>th</sup> Day of July 1883 }  
*John J. Smith*

*Police Justice*

0046

Sec. 198-200

156

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Alexander Boyer* 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.

*Alexander Boyer*

Question. How old are you?

Answer.

*Thirty Years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*2 York Street*

Question. What is your business or profession?

Answer.

*Shaman*

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

Answer.

*I am not guilty*

*Alexander Boyer*

Taken before me this *17*  
day of *July* 188*8*  
*John J. Smith*  
Police Justice.

0047

**Coroner's Office,**

CITY AND COUNTY  
OF NEW YORK, } ss.)

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

Question—What is your name?

Answer—

Alexander Boyer

Question—How old are you?

Answer—

30 yrs of age

Question—Where were you born?

Answer—

New York

Question—Where do you live?

Answer—

127 W 17th St 2 York Co

Question—What is your occupation?

Answer—

Seaman

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

I am not guilty. By advice of  
Counsel I decline to make any statement  
at this time

Alexander Boyer.

Taken before me, this 14 day of July 1883  
Frederick Lewis CORONER.

POOR QUALITY  
ORIGINAL

0048

MEMORANDUM.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
Years.	Months	Days.			
29			NY	229 Spring St from 2 York St	July 10. 83

349 167 1883  
HOMICIDE.

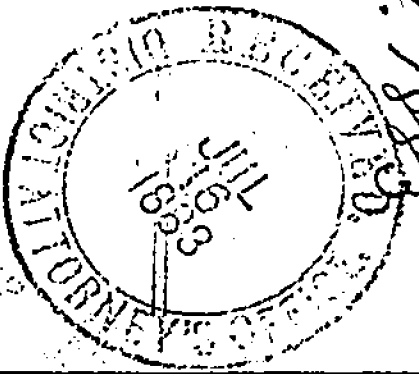
AN INQUISITION

On the VIEW of the BODY of

William Thompson

whereby it is found that he came to  
his Death by the hands of William  
Thompson by means of a  
knife on July 9-  
1883 in York St

Inquest taken on the 14<sup>th</sup> day  
of July 1883  
J. M. B. 207 Coroner  
Deceased July 14, 1883  
Deceased  
Discharged  
Date of death  
167





0049

Coroner's Office.

TESTIMONY.

Patrick F. Kelly, Saloon Keeper, 2 York St. being sworn says. I knew deceased Robert Simpson deceased and Alexander Bryer. They were in the habit of coming to my place. Deceased lived over my place with a Mulatto named Nettie DuShon. he was of a quarrelsome disposition and often drunk.

On July 9, 1883 about 8 $\frac{1}{2}$  or 9 P.M. I had just come in my saloon and saw Simpson and his wife. They went into a side room to talk - Bryer was in the back part of the store and Uncle Joe was in the store. I started the bar-keeper home. Simpson had a soda and his wife had Sarsaparilla - in 10 or 15 minutes they went out and Simpson said Kelly close the door I did so. I heard then a noise in the street and screaming in the street. I ran out to see what the matter was and Simpson backed into the door from the street when I rapped on the door he sank on his knees and fired a pistol one shot out of the door. he walked into the back part of the store and sank down. I saw he was bleeding from the head. he died in a few minutes - I sent before he died for a doctor and a policeman but before either came he died - I heard that Simpson & Bryer

Taken before me,

this 14

day of July

Frederick A. Rogers 1883  
CORONER.

0050

Coroner's Office.

TESTIMONY.

2

had an altercation about 3 weeks before that.  
and Boyer was cut on the head. Simpson  
said several times after that. "that if the blow  
son of a bitch run up against him again  
he would kill him."

Patrick J. Kelly  
Sworn to before me this  
17th day of July 1883  
Soldier Smith  
Police Justice

Taken before me,

this

14

day of

July

1883

Frederick Levy

CORONER.

0051

Coroner's Office.

TESTIMONY.

Willie Hawley. I found him being sworn says  
 I knew Pryor & Simpson by sight.  
 I saw them often in Kellys Saloon 2 years or  
 more ago. 1883 about. I was sitting  
 in the dock. I went to go in to the Saloon  
 to get a glass of beer. I then saw Pryor and  
 Simpson hitting each other under the lamp-  
 post. Simpson took down and Pryor followed  
 Simpson with a knife in his hand  
 Simpson ran into Kellys Saloon. Pryor  
 followed him in then I heard the report  
 of a pistol. I went into the store.  
 Pryor ran out I saw Simpson  
 lying on the floor bleeding from the  
 side of his face.  
 I saw Pryor run into No. 6 Alley  
 Simpson dead in a few minutes.  
 When Simpson was cry aloud in the  
 street - Murder! Murder!

Willie Hawley  
 Sworn to before me this  
 14th day of July 1883.  
 John B. Smith  
 John B. Smith

Taken before me,  
 this 14 day of July

1883  
 H. B. Smith  
 CORONER.

0052

Coroner's Office.

TESTIMONY.

3

James J. Colburn Damages for Mr Kelly  
2 years & - being sworn says - On July 9.  
1883. I was opposite the door of the saloon  
on the street about 8 1/2 PM. I had seen  
Simpson and his wife and Boyer in the  
saloon before that. Simpson had some conversation  
with Boyer about - some former trouble they squared  
things, they drank together -

Boyer came there about all the afternoon and  
had not drunk much. Simpson got there  
about 9:45 PM and spoke to Boyer.  
Boyer wanted to make friends with Simpson  
they appeared to be reconciled.

Mrs Simpson came in about 8 PM  
and after a little they Simpson and his wife  
went out soon came back.

Mr Kelly came in & I went outside  
saw Boyer standing on the opposite side  
of the street. I did not see Simpson come  
out. I was talking to Chas Wehner when  
suddenly Mrs Simpson screamed, I turned  
and saw a man running from the saloon  
door towards West Bay. I then turned  
at the door and heard a pistol  
shot from the door the door closed - a  
man opened the door from the outside  
I followed him in. Mr Kelly told

Taken before me,

this 14 -

day of

July 1883  
Friedman and Levy CORONER.



0053

Coroner's Office.

TESTIMONY.

4

Since ~~me~~ me to go for an officer, I went. I saw a crowd there. Officer McCauley came back with me. I then saw Simpson lying on the floor of the back room. his face was covered with blood. About two weeks before that Simpson & Boyer had some trouble. That afternoon Boyer was quite drunk Simpson came in. Since Miss Nettie Jackson has told me before that somebody had struck her with a stick on the small of the back.

The conversation related to that. Nettie Jackson was telling this to Simpson. Boyer said that if he had been there he would have whipped the boy too or any one else that would hurt the woman. Boyer staggered up to where Simpson was sitting and Simpson he would hit him or any other one of a bunch who would hurt the woman. Boyer said to him - do you say you can lick me and went to pull off his coat and go in the yard. Simpson clutched Boyer and they fell over the stove. Simpson picked up the stove lid and hit Boyer on top of the head. I caught Simpson's hand before Simpson could strike again.

Then Boyer ran out. I heard several more threats taken before me, to kill Boyer James Leekman this 14 day of July 1883

Ferdinand Levy CORONER.

Shown to before me this 14th day of July 1883  
Deputy Sheriff  
James Leekman



0054

Coroner's Office.

TESTIMONY.

5

Lizzi Lumpen wife of Robert Lumpen deceased. A Saloon & Billiard being room open on July 9. 1883. I saw my husband by agreement having met him in Fulton St. N.Y. to meet him at 7<sup>th</sup> PM at 2 PM - I got there about 8 PM. I called him out - he was drinking with Boyer. I went then to try to get him reformed having lived away from him 15 months. I left him because he was abusive when intoxicated. We agreed to live together again he was to go home with me that night after speaking on the corner for 15 minutes. He told me about a quarrel he had had with Boyer.

He invited me to go back to the Saloon to have a drink - he was intoxicated, but he drank soda. Boyer was standing by a corner. My husband left me sitting and went up and treated Boyer and the bar-tender. ~~Then~~ Boyer said it's all right but we are good friends - then they shook hands. In 10 minutes my husband and I went out side - just as we got out I saw say Boyer jump over toward my husband as if from the gutter and strike my husband in the face then there were no words passed what.

Taken before me,  
this 11 day of

July 1883  
Ferdinand Levey CORONER.

0055

6

Coroner's Office.

TESTIMONY.

was. my husband ran into the store  
 Boyer followed him - then I heard the  
 report of a pistol. Boyer ran into an  
 alley in St Johns Lane. I ran after him  
 because I heard some one say, Somebody  
 is shot and I thought it was my husband  
 When I got back to the saloon my husband  
 was dead. - Mrs Dimpson  
 Sworn to before me this  
 18th day of July 1883  
 Soloud Smith  
 Police Justice

Taken before me,

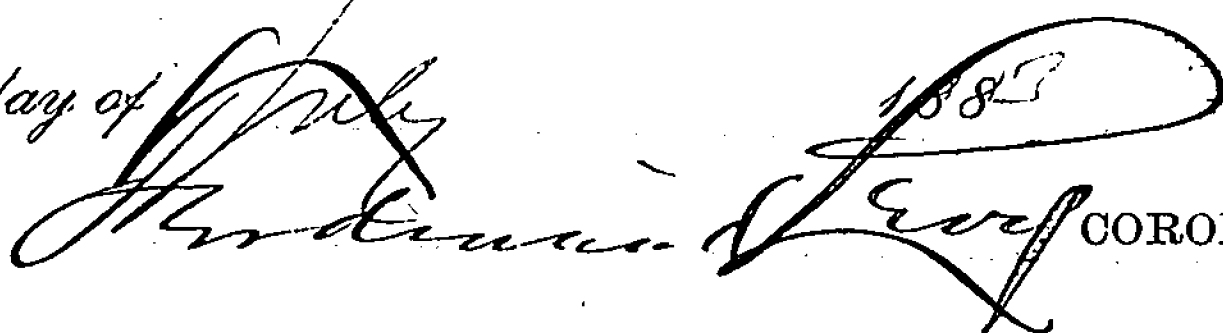
this

14

day of

July

1883

  
 Andrew Leary

CORONER.

0056

Coroner's Office.

TESTIMONY.

John Wray. 2 yrs & 6 mos own says  
on July 9-1883 I saw Simpson Moring  
about the lane in a manner that made  
me suspect that he was laying for Proyer  
and John Proyer. That he was hanging  
around asked him if he knew it and  
told him to look out for himself.

John Wray

Taken before me,  
this 14

day of July 1883  
Frederick Levy

CORONER.

0057

Coroner's Office.

TESTIMONY.

Charles Wehner 2 yrs & 8 mos being sworn says: on July 9. about 8.40 P.M. I was on York St. John Lane looking to Calhoun. I heard a woman screaming Murder! Police! I walked towards the noise which was near the door of Kutz. I found the door shut I went in back way I saw nothing of the occurrence. I heard Simpson threaten Boyer up in the yard of the house &c. Saying I'll kill him (Boyer) yet. ~~about 2 weeks~~ before that ~~he said that to me~~

I heard Simpson's woman Nellie DeShon say to come me in the yard that her Betty was going to get square for her wrongs and his brother and Boyer. she mentioned no names at the time.

Two hours before the affray in the Saloon. After they Boyer & Simpson had apparently made friends -

Simpson said to me calling me aside saying Charley I tell you something in a day or so -

Ch Wehner  
Sworn to before me this  
17<sup>th</sup> day of July 1883

Oliver D. Smith

Taken before me,

this

14

day of

July

Police Justice

1883

Ferdinand Frey CORONER.



0058

Coroner's Office.

TESTIMONY.

Officer Joseph 5 Precinct Ward Station  
 Henry says - On July 12 - 1883  
 about 11 PM. Bryan surrendered himself  
 at the Station house to Cap Atkins - He  
 said, he done killing in self defense  
 subsequently he told me that he thought  
 he threw the knife away.

Sworn to before me this  
 17th day of July 1883  
 Dennis J. Fogarty  
 Solon Smith  
 Police Justice

Off Eugene M. Cauley 5 Precinct Ward  
 Henry says on July 9 1883 about 1 PM  
 I was called to the 2nd St. by a woman  
 who said a colored man had shot her  
 husband. I went there and saw deceased  
 lying there dying. he died in a few  
 minutes. I saw a woman with her hands  
 in her pockets she said there is  
 a revolver there. I took it out.

Sworn to before me  
 this 18th day of July 1883  
 Eugene M. Cauley  
 Solon Smith  
 Police Justice

Taken before me,  
 this 14 day of July

1883  
 Ferdinand Levy CORONER.



0059

## Coroner's Office.

## TESTIMONY.

Philip E. Doolin M.D. being sworn says  
 On July 10. 1883 at 229. Spring St. I  
 made an autopsy on the body of Robert  
 Simpson and found a slit wound of  
 the head one inch in length immediately  
 over the upper edge of the left ear. the  
 wound was horizontal in its length. its depth  
 was one and a half inches. The temporal  
 artery of that side was severed and the temporal  
 bone was fractured a triangular piece one  
 inch in length was driven in against  
 the brain from the middle fossa of the left  
 side. the brain was congested.

On removing the skin from the left-left  
 side an extravasation of blood about four inches  
 in diameter was found over the 2<sup>nd</sup> rib  
 of the left side. Below left of the articulation  
 of the rib with the cartilage. the 2<sup>nd</sup> intercostal  
 artery was ruptured and the pleural cavity  
 of that side was filled with blood.

The Liver was fatty, the Kidneys diseased  
 and the stomach intensely congested. Other  
 organs were normal.

Death in my opinion was due to shock &  
 hemorrhage from fracture of the skull and  
 the severing of the Temporal Artery from a slit wound  
 of the head and hemorrhage into the left pleural cavity.

Taken before me,

this

14

day of

July

1883

Ferdinand Levy CORONER.

0060

# STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

## AN INQUISITION,

Taken at the house of  
No. *B. Chatham* Street in the *4* Ward of the City of  
New York, in the County of New York, this *14* day of *July*  
in the year of our Lord one thousand eight hundred and *83* before  
*William and Levy* Coroner,  
of the City and County aforesaid on view of the Body of

*Robert Simpson* lying dead at  
*229 Spring St.* Upon the Oaths and Affirmations of  
*Twelve* good and lawful men of the State of New York, duly chosen and  
sworn, or affirmed and charged to inquire on behalf of said people, how and in what manner the said  
*Robert Simpson* came to his death, do  
upon their Oaths and Affirmations, say: That the said *Robert Simpson*  
came to his death by  
*Wounds inflicted at the house of Alexander Bryer*  
*on July 9. 1883 in York St.*

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

### JURORS.

<i>Dudley Kelly</i>	<i>281 Hudson St</i>
<i>Richard Cummings</i>	<i>385 Hudson St</i>
<i>Edmund J. Munn</i>	<i>341 Hudson St</i>
<i>George. Richards</i>	<i>343. Hudson St</i>
<i>Louis Schwartz</i>	<i>323 1/2 Hudson St</i>
<i>John W. Boyle</i>	<i>355 Hudson St</i>
<i>James J. Davis</i>	<i>309 Hudson St</i>
<i>Wm J. McDonald.</i>	<i>4 Macdougal St</i>
<i>William Doore</i>	<i>217 Spring</i>
<i>Robert F Boggs</i>	<i>285 Hudson Street</i>
<i>Edward Ferris</i>	<i>312 Hudson</i>
<i>F. J. Mahoney</i>	<i>William and Levy</i>
	CORONER, L. S.
	<i>214 Spring St</i>

0061

The People of the State of New York, on the Com-  
plaint of

vs.

List of Witnesses.

Killing of Robert Simpson  
July 9 '1883

Alexander Boyer

NAMES

RESIDENCE

O'J L. J. Fugentz  
" W. L. McAuley  
James J. Calhoun  
Patrick Kelly  
John Gray  
Charles Weber  
Lizzie Simpson  
P. B. Larkin  
Herbert Levy

5 Pr. St.  
" "  
2 York St.  
" " " gone to New Haven  
" " " gone to New Haven  
" " " 80 Sand St. Brooklyn  
343 Carroll St. Brooklyn  
Bronx Office  
Bronx

0062

BOX:

109

FOLDER:

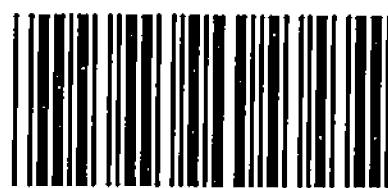
1161

DESCRIPTION:

Bradley, John

DATE:

08/13/83



1161

0063

BOX:

109

FOLDER:

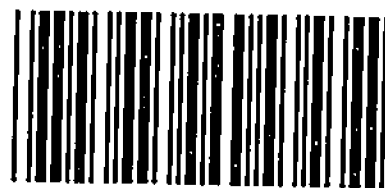
1161

DESCRIPTION:

Maddigan, James

DATE:

08/13/83



1161



8

Day of Trial,

Counsel,

Filed 13 day of Aug 1883

## Pleads

# THE PEOPLE

22.

John Bradley

and

James Haddigan

JOHN McKEON,

*District Attorney.*

# A True Bill:

John W. Brown  
Aug 13/93  
Pittsboro

I have duly  
 Obedt. R. C. - Dr. any  
 ready -

14

Sent for  
 of Mr. Lee.  
 Sent Madison  
 354 Madison

Mr. Bradley  
356. Cherry St.

T. J.  
 by appearing as  
 a madman  
 Charles Ward  
 the Recumbent  
 F. S.

0064

0065

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Bradley and  
James Maddigan

The Grand Jury of the City and County of New York, by this indictment, accuse  
John Bradley and James Maddigan  
of the CRIME OF BURGLARY IN THE THIRD DEGREE,

committed as follows:

The said John Bradley and James  
Maddigan

late of the ~~Tenth~~ 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 ~~three~~ with force and arms, at the Ward,  
City and County aforesaid, the ~~shop~~ of

Edward J. Sparenberg

there situate, feloniously and  
burglariously, did break into and enter, the same being a part of a building  
in which divers goods, merchandise, and valuable things were then and there kept  
for use, sale and deposit, to wit: the goods, chattels, and personal property hereinafter  
described, with intent the said goods, chattels, and personal property of the said

Edward J. Sparenberg

then and there being, then and there  
feloniously and burglariously to steal, take and carry away, and ~~three~~ watches  
of the value of seven dollars each, and a  
sum of money, to wit: the sum of seven  
dollars in money, lawful money of the  
United States of America and of the  
value of seven dollars.

of the goods, chattels and personal property of the said Edward J.  
Sparenberg

so kept as aforesaid in the said ~~shop~~ then and there being found, then and  
there feloniously did steal, take and carry away, against the form of the Statute in  
such case made and provided, and against the peace of the People of the State of  
New York, and their dignity.

John McKeon  
District Attorney

0066

Police Department of the City of New York,  
No. 300 Mulberry Street,

New York, \_\_\_\_\_ 188

James Madison and  
Frank Murphy were charged with  
Robbery on the night of May 5th. was  
arrested on May 14th with some in \$2500<sup>00</sup>  
by White trial in general session  
and discharged owing to the complainant  
failing to identify them but admitting  
that he was possessed 50<sup>00</sup> by the  
parents of prisoners not to be arrested  
on June 7th 83 before leaving

McGuire & McGuire



0068

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

3

District Police Court.

James Maddigan 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.

James Maddigan

Question. How old are you?

Answer.

16 years

Question. Where were you born?

Answer.

New York

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

Answer.

354 Madison Street 8 years

Question. What is your business or profession?

Answer.

Printer

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.

Bradley was willing to go in the Rowlock,  
and I kept him up

James L. Maddigan  
Witness

day of

Taken before me this

5

August 10, 1908  
Police Justice.



0069

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

3

District Police Court.

John Bradley 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. John Bradley

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. 350 Cherry Street 3 years

Question. What is your business or profession?

Answer. Work at Shoes

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. Maddigan told me to go in and he told me he would give me ten cents, he told me to steal all I can, and I did go in the pawnshop, and stole the property,

John Bradley

Taken before me this

day of

[Signature]

Police Justice.

0070

Police Court— 3<sup>rd</sup> District.

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

Edward J. Sparenberg

of No. 45 Canal Street, aged 37 years,

occupation Pawnbroker being duly sworn

deposes and says, that the premises No 45 Canal Street,

in the City and County aforesaid, the said being a Brick building

the first floor of

which was occupied by deponent as a Pawnbroker Shop

and in which there was at the time no human being, by

were BURGLARIOUSLY entered by means of forcibly entering said first floor by a false light over the door on Canal Street, leading to said pawnbroker shop

on the 4<sup>th</sup> day of August 1883 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

one gold Watch of the value of Eighteen dollars  
two Silver Watches of the value of fifteen dollars,  
and gold and lawful money consisting of silver  
and Nickel Coin of the value of seven dollars  
said property being in all of the value of  
forty dollars

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 John Brady & James Maddigan (now known)

for the reasons following, to wit: That between the hours of 1 & 2

O'clock in the morning of said 4<sup>th</sup> day of August

1883 deponent was awakened by the Burglar alarm

and deponent ran to the Street deponent caught

said said Brady with the property in his possession said Maddigan was

standing in front of said premises and attempted

to take said Brady from deponents custody

Edward J. Sparenberg

Sworn to before me this 4<sup>th</sup> day of August 1883  
J. J. [Signature]  
Notary Public

0071

BOX:

109

FOLDER:

1161

DESCRIPTION:

Bradley, William

DATE:

08/21/83



1161

0072

66P

Counsel,  
Filed 21 day of Aug 1883  
Pleads for Griffin

THE PEOPLE  
vs. *P*  
William  
Bradley  
Sept 6/83.  
Fred J. Dequattro.

Assault in the Third Degree.  
(Section 210).

JOHN McKEON,  
District Attorney.

A True Bill.

*John H. Hamlin*  
Foreman

W. E. Spence  
12/1/83

0073

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 Bradley

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

William Bradley

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

The said William Bradley

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

JOHN McKEON, District Attorney.



0074

Police Court—4 District.

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

of ~~No~~ the 21<sup>st</sup> Precinct Police Edward J. Costa Street,

on Saturday the 14<sup>th</sup> day of August being duly sworn, deposes and says, that  
in the year 1883, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by William Bradley (now present)  
who did while deponent was in the discharge  
of his duty as an officer take deponent's  
club from the possession of deponent  
and struck deponent on the hand with  
said club  
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

day of August 1883

Edward J. Costa  
POLICE JUSTICE.

0075

William Bradley arrested July 28<sup>th</sup> 1879  
by Officer James Fahy Charged with  
Att. Assaults and sentenced to 2 1/2 yrs  
in State Prison by Judge Hilderlee  
in Genl Session August 13<sup>th</sup> 1879  
sentenced in Federal Session seven years  
Previous to Five years for Grand Larceny  
and has served two terms in  
the Penitentiary for Assault and battery

0076

168

Act. 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Edmond Leconte*

*William Francis*

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated *August 4th* 188*3*

*Stannard* Magistrate.

*Leconte* Officer.

*Wm. W. Min* Clerk.

Witnesses

No. *William Francis* Street *37*

No. Street

No. Street



*Edmond Leconte*

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 *Edmond Leconte*

guilty thereof, I order that he be admitted to bail in the sum of *Five* Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated *August 4* 188*3*

*Edmond Leconte*  
Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0077

Sec. 198-200

CITY AND COUNTY } ss.  
OF NEW YORK, }

4 District Police Court.

*William Bradley* 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. *William Bradley*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *333 East 34 Street for a year*

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. *I am not guilty*

*William Bradley*  
*sworn*

Taken before me this

*21*

day of *September*

1883

*W. M. J.*  
Police Justice.



0078

BOX:

109

FOLDER:

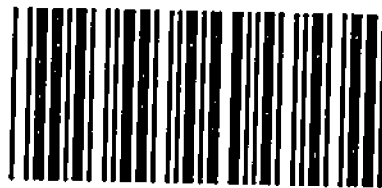
1161

DESCRIPTION:

Brooks, James M.

DATE:

08/15/83



1161

POOR QUALITY  
ORIGINAL

0079

108

Day of Trial,

Counsel,

Filed 15<sup>th</sup> day of Aug. 1883

Pleas

*Not guilty*

THE PEOPLE

vs.

*James M. Brooks*

*Brooks*

JOHN McKEON,

District Attorney.

*Speedy & Legitimate*

A True Bill

*John M. Brooks*

Foreman.

*James M. Brooks*

*Sept 10 1883*

0000

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

THE PEOPLE OF THE STATE OF NEW YORK,  
*against*

*James M. Brooks*

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

*James M. Brooks*  
*attempting to commit*  
of the crime of BURGLARY IN THE THIRD DEGREE, committed as follows:

The said *James M. Brooks*

late of the *Eighth* Ward of the City of New York, in the County of  
New York aforesaid, on the *27th* day of *July* in the year of our  
Lord one thousand eight hundred and eighty*three* with force and arms, at the Ward, City and  
County aforesaid, the *store* of

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

with intent the said  
goods, merchandise and valuable things in the said *store* 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.

JOHN McKEON, District Attorney.

0001

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

108  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John A. Sullivan*  
*374 Stuyvesant St.*  
*Brooklyn*  
*William M. Brooks*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence *Burglary*  
*attempted*

Dated *July 27* 188*3*

*J. M. Sullivan* Magistrate.

*Richard J. Barry* Officer.  
*8th* Precinct.

Witnesses *William M. Brooks*

No. *194* Street *Union*

No. *194* Street *Union*

No. *194* Street *Union*

No. *194* Street *Union*

No. *194* Street *Union*

No. *194* Street *Union*

\$ *1000* to answer *g. d.*  
*Conrad*

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 M. Brooks*  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Ten* 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 27* 188*3* *J. M. Sullivan* Police Justice.

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

Dated \_\_\_\_\_ 188 . \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 . \_\_\_\_\_ Police Justice.



0082

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

James M. Brooks 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. James M. Brooks

Question. How old are you?

Answer. 31 years

Question. Where were you born?

Answer. Albany N. Y.

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

Answer. Chatham Square Hotel; 2 weeks - My home is in Albany

Question. What is your business or profession?

Answer. Shoemaker

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

Answer. I am not guilty. I did not know the locality. I had lost my way and was trying to reach Desbrosses Street Ferry. I asked a man I met and he told me to come with him. Suddenly he called out "Run, you son of a bitch, run", and I, not knowing what the matter was, foolishly ran with him

James M. Brooks

Taken before me this 22  
day of July 1887

Wm. J. Brennan  
Police Justice.

0083

CITY AND COUNTY  
OF NEW YORK, }

ss. Richard J. Barry, Bondsman, of  
the 8th Precinct Police and  
Frederick Keller

aged 24 years, occupation Driver of No.  
194 Prince severally each for himself  
Street, being duly sworn, deposes and

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

Sworn to before me, this 27  
day of July 1883

Richard J. Barry,  
Frederick Keller

M. Patterson

Police Justice.

0084

Police Court—2<sup>d</sup> District.

City and County } ss.:  
of New York,

Patrick Durigan

of No. 324 Hudson Street, aged 40 years,

occupation Liquor Dealer

being duly sworn

deposes and says, that the premises No 205 Prince Street,

in the City and County aforesaid, the said being a Brick Building,

the basement of which

~~was~~ which was occupied by deponent as a

liquor store and in which there was at the time a human being, by name

Joseph Fairfield attempted to be

were **BURGLARIOUSLY** entered by means of forcibly beating a  
pane of glass in a door leading from the  
street into said basement

on the 27<sup>th</sup> day of July 1883 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

silver and  
articles amounting to the amount of Two  
dollars and Fifty cents and Liquors  
and cigars to the value of One hundred  
dollars in all of the value of One  
hundred and Two dollars and Fifty  
cents

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

James  
William M. Brooks, now here,

for the reasons following, to wit:

Deponent is informed by  
Frederick Roller that at about two o'clock  
on the morning of said day he was sitting  
on the steps of his residence at 194 Prince  
street when he noticed said Brooks  
and a male companion approach the said  
premises at 205 Prince street. Said Brooks  
remained on the sidewalk and his companion  
went down from the sidewalk to the basement.

0085

11 Said Burke whistled and a noise of breaking glass was heard by said Roller and his wife Emma Roller. Said Roller thereupon ran to the station house of the 8<sup>th</sup> Precinct, and as he went away, noticed said Burke and his companion move away from in front of said premises. Said Roller identifies said Burke as the same man who gave the signal as above described. Dependent is informed by Roundsman Richard G. Barry of the 8<sup>th</sup> Precinct Police that shortly after two o'clock on said morning Frederick Roller came to the 8<sup>th</sup> Police Precinct Station House and informed him the said Barry that there was a burglary at dependent's liquor store, whereupon said Barry went with said Roller towards said store and said Roller described the appearance and dress of said Burke. On approaching said store said Barry found a pane of glass broken in the door of said basement, and as he came up from said basement he, said Barry saw said Burke and a companion together, and, on seeing said Barry they ran away. Said Barry pursued them and arrested said Burke. Dependent further says that he securely closed said basement at about half past twelve on said morning and at that time there was no glass broken in the door of said basement.

Sum to before me this  
27 day of July 1883

Arthur Harrison

John A. Patterson

Police Justice

Police Court	District	Degree	Burglary	Dated	188	Magistrate	Officer	Clerk	Witnesses	Committed in default of \$	Bail	Bailed by	No.	Street
THE PEOPLE, &c.,		ON THE COMPLAINT OF												
vs.														



0086

BOX:

109

FOLDER:

1161

DESCRIPTION:

Burke, John

DATE:

08/13/83



1161



See Memo on  
other indictment  
PS

78  
Counsel,  
Filed 13 day of Aug 1883  
Pleads *Not guilty*

vs. THE PEOPLE  
vs. *P*  
*John Burke*  
*(2 cases)*  
*Aug 23/83.*  
*Please P.P.*

Grand Larceny, Second degree, and  
Receiving Stolen Goods.  
1552 Aug 5/83

JOHN McKEON,  
District Attorney

A True Bill.  
*J. H. Van... Foreman.*  
*[Signature]*  
*[Signature]*  
Witnessed. PS

0087

0000

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Burke

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

John Burke

of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said John Burke

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 16th day of June in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms one watch of the value of seven dollars, one chain of the value of twenty five dollars, and a sum of money, to wit: the sum of fifteen dollars and twenty five cents in money, law: and money of the United States of America and of the value of fifteen dollars and twenty five cents

of the goods, chattels and personal property of one John Cornola then and there being found, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John McKean  
District Attorney



0090

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK, } ss.

✓ District Police Court.

*John Burke* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is h<sup>is</sup> right to  
make a statement in relation to the charge against h<sup>im</sup>; that the statement is designed to  
enable h<sup>im</sup> if h<sup>e</sup> see fit to answer the charge and explain the facts alleged against h<sup>im</sup>  
that he is at liberty to waive making a statement, and that h<sup>is</sup> waiver cannot be used  
against h<sup>im</sup> on the trial.

Question. What is your name?

Answer. *John Burke*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *502 West 50<sup>th</sup> Street. 3 months*

Question. What is your business or profession?

Answer. *Long Shoeman*

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

Answer.

*I am guilty of the charge  
preferred against me.*

*John Burke*

Taken before me this

day of

Police Justice.

0091

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, } ss.

of No. 785 10 Avenue Street,

being duly sworn, deposes and says, that on the 16 day of June 1883

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

the following property, viz :

One Silver Watch of the value of  
Seven dollars.

One Gold Chain of the value of Twenty  
four dollars, also good and lawful  
money of the United States consisting  
of bills and silver coin of the value  
of fifteen <sup>25</sup>/<sub>100</sub> dollars

property in all of the value of  
Forty Seven <sup>25</sup>/<sub>100</sub> 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 John Burke. (now present),

with the intent to deprive deponent  
of said property. From the fact that on  
the said day deponent went to the  
public bath at the foot of 51<sup>st</sup> Street  
and North River to have a bath, and  
while there the said Burke represented  
to deponent that he was in charge of said  
Bath, and that he would take care of said  
property for deponent until deponent

Sworn before me this

day of

Notary Public

1883



0092

came out of the water, deponent believing the statements made by said Burke & the time entrusted said property to his care and when deponent came out of the water deponent found that said Burke had gone away with said property in his possession.

deponent further says that said Burke has admitted and confessed to deponent in the presence of Officer Riley that he did so take and carry away said property from the possession of deponent.

Subscribed & sworn to before me this

1<sup>st</sup> day of August, 1883

Gian Coppola

*[Signature]*

Police Justice

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT-Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

POOR QUALITY  
ORIGINAL

0093

Counsel,  
Filed 13 day of Aug 1883

Pleads *Equity*

THE PEOPLE

vs.

*John B. ...*

[2 cases]

*Retit & ...*

JOHN McKEON,  
District Attorney

A True Bill.

*John ...*

Foreman.

*Aug 23/83  
J. ...  
Superintendent*

*Sup at ...  
He says ...  
Chen ...  
been ...  
His ...  
Return to the ...  
the ...  
or its ...*

*F.S.*

0094

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Burke

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

John Burke

of the CRIME OF Petit Larceny committed as follows:

The said John Burke

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
Sixteenth day of June in the year of our Lord one thousand eight hundred and  
eighty-three, at the Ward, City and County aforesaid, with force and arms  
one watch of the value of eight dollars  
one ring of the value of five dollars  
and one chain of the value of  
fifty cents

of the goods, chattels and personal property of one Thomas Gordano  
then and there being found, then and there  
feloniously did steal, take and carry away, against the form of the Statute in such case  
made and provided, and against the peace of the People of the State of New York, and  
their dignity.

John McKeon  
District Attorney

0095

Police Court District 623

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Thomas Carroll  
53 West 12 St.

1 John Hunter

Offence Petit Larceny

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Dated August 1<sup>st</sup> 1883  
Henry H. Thomas Magistrate.  
Alley & Nathan Officer.  
22 Precinct.

Witnesses James Riley  
No. 22 West Street.  
No. \_\_\_\_\_ Street \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_  
\$ 100 to answer by \_\_\_\_\_  
and \_\_\_\_\_

RECEIVED  
AUG 1883  
CLERK'S OFFICE

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 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 1 1883 [Signature] Police Justice.

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

Dated \_\_\_\_\_ 188 . \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 . \_\_\_\_\_ Police Justice.

0096

Sec. 198—200

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

*John Burke* being duly examined before the under-  
signed, 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 *me*; that the statement is designed to  
enable h *me* if h see fit to answer the charge and explain the facts alleged against h *me*  
that he is at liberty to waive making a statement, and that h *is* waiver cannot be used  
against h *me* on the trial.

Question. What is your name?

Answer.

*John Burke*

Question. How old are you?

Answer.

*22 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*582 West 58<sup>th</sup> St. 3 months*

Question. What is your business or profession?

Answer.

*Long Shoeman*

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

Answer.

*I am guilty*

*John Burke*

Taken before me this

day of August

Police Justice.



0097

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, } ss.

of No. 59 East 41<sup>st</sup> Street,

being duly sworn, deposes and says, that on the 16<sup>th</sup> day of June 1883

at the \_\_\_\_\_ City of New York,

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

of deponent in the day time

the following property, viz :

One Silver Watch of the Value of  
Eight dollars, One Gold Ring of the Value  
of Five dollars, One Nickel plated chain  
of the Value of fifty cents, all of the  
Value of thirteen <sup>50</sup>/<sub>100</sub> 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 John Burke (now present),

with the intent to deprive deponent of  
said property, from the fact that  
said Burke has admitted and confessed  
to deponent in the presence of Officer  
James Riley that he Burke did so  
take steal and carry away the said  
property from the possession of deponent

Thomas Jordan

Sworn before me this \_\_\_\_\_ day of \_\_\_\_\_ 1883

Police Justice,

0098

BOX:

109

FOLDER:

1161

DESCRIPTION:

Burns, Andrew

DATE:

08/13/83



1161

0099

IN SENATE,  
JANUARY 13, 1883.  
REPORT  
OF THE  
COMMISSIONERS OF THE  
LAND OFFICE,  
IN RESPONSE TO A RESOLUTION  
PASSED BY THE SENATE,  
MAY 1, 1882.  
ALBANY:  
J. B. LEECH, PRINTER,  
1883.

W. D. N.  
Dec. 27, 1882  
app

Filed 13 day of Aug 1883

Pleads

W. D. N.

THE PEOPLE

vs.

Andrew

R

Burns

JOHN McKEON,

District Attorney.

A True Bill.

John McKeon

Foreman.

Sept 10/83

Spec. Comm.

James R. McKeon

13

0100

Court of General Sessions of the City and County of New York.

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

Andrew Burns

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

Andrew Burns  
of the crime of Robbery in the first degree,

committed as follows:

The said Andrew Burns

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the ~~twenty eighth~~ day of July — in the year of our Lord  
one thousand eight hundred and eighty ~~three~~ three, at the Ward, City and County aforesaid,  
with force and arms, in and upon one Alice O'Connor  
in the peace of the said People then and there being, feloniously did make an assault ~~and~~  
the said Andrew Burns being  
then and there aided by an  
accomplice actually present  
whose name is to the Grand  
Jury aforesaid unknown and  
one promissory note for the payment  
of money of the kind commonly  
called United States Treasury notes  
the same being then and there  
due and unsatisfied, for the  
payment of and of the value of  
two dollars, one other promissory  
note for the payment of money  
of the kind commonly called  
United States Treasury notes, the  
same being then and there due and  
unsatisfied, for the payment of and  
of the value of one dollar, and divers  
coins of the United States, of a number  
kind and denomination to the Grand  
Jury aforesaid unknown, of the value  
~~of two dollars~~  
of the goods, chattels and personal property of the said

Alice O'Connor  
from the person of said Alice O'Connor — and against  
the will and by violence to the person of the said Alice O'Connor  
then and there violently and feloniously did rob, steal, take and carry away, against the  
form of the Statute in such case made and provided, and against the peace of the People  
of the State of New York and their dignity.

JOHN McKEON, District Attorney.

0101

BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Police Court 20 District. 63

THE PEOPLE &c.,  
OF THE COUNTY OF \_\_\_\_\_

Alice Brown  
435 East 18th St.

Andrew Brown  
435 East 18th St.

Offence \_\_\_\_\_

Dated Aug 1<sup>st</sup> 1883

Richard M. Leach Magistrate.  
Richard M. Leach Officer.  
Richard M. Leach Precinct.

Witnesses  
Richard M. Leach  
Richard M. Leach  
Richard M. Leach

No. 435 East 18th St.  
Street, \_\_\_\_\_

No. 435 East 18th St.  
Street, \_\_\_\_\_

No. 435 East 18th St.  
Street, \_\_\_\_\_

RECEIVED  
AUG 4 1883  
CLERK'S OFFICE

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 without bail ~~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 1<sup>st</sup> 1883 Hugh Farmer 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.



0102

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK, } ss.

2 District Police Court.

Andrew Burns 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. Andrew Burns

Question. How old are you?

Answer. 16 Years

Question. Where were you born?

Answer. New York

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

Answer. 187 Avenue between 33 & 34 - 8 weeks

Question. What is your business or profession?

Answer. Coachman

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 know nothing about  
the matter

Andrew Burns

Taken before me this

day of

August  
1888

Charles J. Warren

Police Justice.

0103

CITY AND COUNTY } ss.  
OF NEW YORK,

Richard O'Connor  
aged 12 years, occupation go to school of No.  
435 East 18<sup>th</sup> Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Alie O'Connor  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 1<sup>st</sup>  
day of August 1883

Richard  
Leist Mark  
O'Connor

Hugh Gardner  
Police Justice.

0104

Police Court 2<sup>nd</sup> District.

CITY AND COUNTY }  
OF NEW YORK. } ss.

Alice O'Connor  
of No 435 East 18<sup>th</sup> Street, aged 41 years  
being duly sworn, deposeth and saith, that on the 28<sup>th</sup> day of July  
1883, at the 18<sup>th</sup> 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 her consent and against her will, the FOLLOWING PROPERTY, VIZ:

A pocket book containing money viz  
One United States Currency note value and denomination of \$2.00  
One United States Currency note value and denomination of \$1.00  
A quantity of United States coin value of \$2.00  
And in the aggregate

of the value of Five 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

Andrew Burns (now here) and  
another not arrested, that about 8 o'clock P.M. said date deponent in company with her two children was walking along First Avenue with said pocketbook containing said money in her hand when she was approached by said Burns who caught hold of deponent's hands and said other person knocked deponent down deponent became unconscious when she recovered, sensibility her son Richard O'Connor informed deponent that when she was knocked down said Burns took said pocketbook from deponent's hand.

Alice O'Connor  
mark

Sworn before me, this  
August 1883  
Justice POLICE JUSTICE.

0105

Testimony in the  
case of  
Andrew Burns  
filed Aug.  
1883.

The People of Court of General Sessions. Part I  
 Andrew Burns Before Judge Cowing, Sept. 10. 1883.

= Indictment for robbery in the first degree.

Alice O'Connor sworn. On the 25<sup>th</sup> of July about 8 o'clock I was walking on First Avenue with my two sons - one is fourteen and the other is twelve. I carried a pocketbook in my hands which contained about five dollars; it belonged to me and was my hard earnings. I was going up town and I saw the prisoner coming against me, I thought I was in his way. I was getting out of his way, I held in to my pocketbook, he could not get it. He took hold of my hands to get it out, I says, I cannot let my pocketbook go. Another fellow came up and put his hands on my little boy's mouth. With that he dragged and pulled me until he got hold of my hand, I had him (showing) just so. He got hold of me and threw me down on my back; my left side was all black. I was knocked senseless, and when I got up I saw a great crowd going down Avenue after the prisoner. I halloed, and the officer came to my assistance. The defendant is the one who got my pocketbook and money; he pushed my hands against me and pushed me over. This was on



0107

Saturday evening. There is a tin factory where he pulled me; I had light enough to see him cross examined. It was not very dark. I noticed the defendant coming to me. I got out of his way. I recollect making a complaint before the Police Magistrate. I had a good light to see the defendant. I know he took my pocketbook. I held on to my pocketbook when he knocked me down; when I woke from my insensibility my pocketbook was gone. I recollect being at Inspector Dwyer's office at Headquarters with my sons and Jimmy McLeary. I saw the prisoner and another man there, but the other one was not in the gang and he was let go. I said there that the prisoner was the one. I am sure of it. Richard O'Connor sworn. I was going up West Avenue with my mother in July about 8 o'clock; she had a pocketbook in her hand. The prisoner caught hold of her, knocked her down and took the pocketbook away from her. Cross examined. There was about four men there. When I was running after them two fellows got hold of my brother's and my mother, so that we could not halloo. The prisoner wore blue pants, a blue coat and a white straw hat.

0108

I don't know how the others were dressed. I am going on <sup>12</sup> years, I don't know how long the prisoner was taking the pocket book from my mother. I saw the prisoner about two weeks before this night "hanging out" in Twenty Third St. when I was going to my mother's shop. I do not recollect a young man named Toohy being arrested for robbing my mother that night.

Phillip O'Connor sworn. I am a son of Mrs. O'Connor and was with her when her pocket book was taken. I was sitting in a wagon with my brother, and the first thing I knew the prisoner grabbed my mother's pocket book; my little brother halloed, I was two or three steps behind and a boy came up behind me and forced my mouth and held me back, so I could not halloo. When I got to the corner a police man came and asked me what was the matter? I told him a boy stole my mother's pocket book on the corner of Twenty Third St. that it was a boy with a blue jacket, a white collar, and a kind of white pants. I saw my mother lying on her back on the pavement and I saw the prisoner running away. I saw the prisoner before this night when he was in

0109

the lots playing ball. I knew him about two months before this. I recognized him when I saw him. It was a couple of little boys who told the officer. Cross examined. The prisoner was running away from me when I saw him; he turned around the corner and went up Twenty Second St. towards First ave. I saw his face when he looked behind to see if we were coming; he looked behind a couple of times. I was not far behind him. He had light pants and a blue coat and one of them had blue pants. I don't know the prisoner to speak to him.

Thomas J. McCart, sworn. I am a member of the police force. I arrested the prisoner corner of Twenty Second St. and First ave. on the first day of August. about 12 1/2 in the morning between twelve and one in the day time in the street. You took him to the station house and that was on the first of August? Yes sir. Do you know anything else about this case? No sir. Cross examined. I think the robbery occurred about the 26<sup>th</sup> or 27<sup>th</sup> of July and the arrest was on the 1<sup>st</sup> of August. I arrested a young man named Toohy for this robbery. Then I arrested the defendant. I had no conversation with him.

0110

Andrew Burns, sworn, testified in his own behalf. I am 18 years old and live at 581 First Avenue. I heard the testimony of the woman and her two sons against me. I was at the premises of 409 East Twenty Second St. when this robbery occurred. Now I come to find out about the robbery two little boys and a policeman walked up Twenty Second St. I did not even enquire what the matter was until half an hour afterwards I heard of the robbery. I stayed at the premises 409 East Twenty Second St. for over three quarters of an hour before and after I knew no more about the robbery until Officer McCarty arrested me for it. A young man named George Hallorham was with me at the time; he came from the house with me. Miss McCarty was there that night; she was talking to Hallorham in front of the premises 409 East Twenty Second St. It was between the hours of half past seven and half past nine I stayed there. I waited at the coal box for George Hallorham to go some place with me and he did not go. Cross Examined. I did not hold Mr. Burns' hand. I never saw the woman or the child there before. I did not run in the direction of Twenty Third St. and look back. These boys



never saw me play ball anywhere. I met Hallarohan at 481 First Avenue and then we walked over to this place on Twenty Second St. I have been born around that neighborhood; everybody knows me. I was engaged in running a machine at a hair factory next to the 18<sup>th</sup> precinct station house. I had been out of work about five days before I was arrested. I worked for Dr J.B. White, 709 Madison Ave. I drove his buggy and was his waiter; he is not here; he is in Portland. The foreman of the hair factory hired me to go to work the afternoon I was arrested. The foreman of the factory is not here because I do not know his name. I have known Geo. Hallarohan for years; he is an intimate friend of mine. I was in the employ of Dr. White seven months. I got into trouble with the girl about washing dishes and that is why I left. Before that I was employed by the American District Telegraph Co. I worked for them for over a year as sergeant. I worked for Mr. Norton, a justice, six or seven months. Have you ever been arrested in your life time? Never have been arrested, never have been in a station house. Mr. Norton is here; there is no one from the American District Telegraph office.



0112

George Hallorham sworn. I live at 589 First Ave. I know the prisoner Andrew Burns. I lived there in August. I recollect the night of the robbery. I left the house between six and seven o'clock in company with Burns. We walked down First Avenue to Twenty Second St. and First Ave. and stood on the corner. I was there until 8 or  $\frac{1}{2}$  past; we started to walk down through Twenty Second St. and as I reached 409 East Twenty Second St. I stayed there to talk to a young lady. Burns walked a few steps down, and as I was talking to the young lady a woman passed up with two boys and an officer. I enquired of two little boys passing up what was the matter? They told me the woman was after getting robbed. I walked up to the corner. Up to the time that you saw this woman was this prisoner in your sight all that time? Yes sir. Did he leave you at any time? No sir. Cross Examined. It was after I got to this young lady's house that I saw the woman with two boys pass me; it was between eight and half past eight o'clock; they went up towards First Ave. I did not go into the young lady's house after that; the prisoner stood at the coalbox.

0113

I am a laborer and worked for Smith Bros. masons and builders for the last three months I have known the prisoner seven years and am intimate with him; we have been a good deal together for the last two months since he lived with me, he roomed with me. I am sure Burns committed no robbery that night; we were not on Avenue A at any time that night. Mary McCarty sworn. I live at 49 East 22<sup>nd</sup> St. and resided there on the 28<sup>th</sup> of July I recollect that day. About eight o'clock Burns and Hallrohan passed down from First Ave., I was standing at 49 East Twenty Second St. Mr. Hallrohan came over to me and stood talking at the door, and as he was talking the woman, the complainant came up from Avenue A corner; she had a whole crowd of children around her. Hallrohan passed out to see what was the matter; the children told him she got robbed I saw Burns about five minutes before this woman came along. Cross Examined: While Hallrohan was talking to me Burns went down to Avenue A. I lost sight of him I did not see him after he left Christopher Flynn was sworn. On the

0114

night of the 28<sup>th</sup> of July I was coming from my stable 417 East Twenty Second St. and two men passed me - one had a straw hat and a white pair of pants and a black coat and vest; he had a chain running down from his pocket, the button hole of his vest pocket; he passed me by. I walked up the street and after a little while I heard about the robbery. I am positive that neither of the men were Burns.

Michael Norton sworn. I am a grocer; Burns was in my employ about six or seven months; he was honest while he was in my employ.

The jury rendered a verdict of guilty with a recommendation to mercy.

0115

BOX:

109

FOLDER:

1161

DESCRIPTION:

Burns, Frederick

DATE:

08/23/83



1161

183 Richmond

Day of Trial  
Counsel, *J. J. Jones*  
Filed *23* day of *Aug* 188*3*  
Pleads *Not Guilty.*

THE PEOPLE

vs.

*Frederick*

*Brown*

JOHN McKEON,

*District Attorney.*

A True Bill.

*John Sam R. R. R.*

*Foreman.*

*Aug 23/83*  
*Wm. J. J. J.*  
*Wm. J. J. J.*  
*Wm. J. J. J.*

*2 Charters*  
*McKee*

*F.R.*

*BURG-LARY-Third Degree, [unclear]*  
*[5498,506,528,533]*

0116



0117

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frederick Burns

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

Frederick Burns

of the CRIME OF BURGLARY IN THE THIRD DEGREE,

committed as follows:

The said Frederick Burns

late of the 13<sup>th</sup> Ward of the City of New York, in the County of New York, aforesaid, on the 18<sup>th</sup> day of August in the year of our Lord one thousand eight hundred and eighty three with force and arms, at the Ward, City and County aforesaid, the Apartment of

Sigmund Moses

there situate, feloniously and burglariously, did break into and enter, the same being a part of a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels, and personal property hereinafter described, with intent the said goods, chattels, and personal property of the said

Sigmund Moses

then and there being, then and there feloniously and burglariously to steal, take and carry away, and two chickens

of the value of fifty cents each

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

so kept as aforesaid in the said Apartment then and there being found, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John McLean  
District Attorney.

0118

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

THE PEOPLE, &c., ON THE COMPLAINT OF	
Edmund Moxley 153 West 11th St.	
Friedrich Berns	
Offence Burglary & Larceny	
Dated August 18 1883	
Magistrate Wm. Kelly	
Officer 11th Precinct	
Witnesses Wm. Kelly	
No. 11th Precinct	
Street	
No. Street	
No. Street	
\$ 1000 to answer	
Cand	

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 Friedrich Berns

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 700 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 18 1883 Hugh Gardner Police Justice.

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

Dated \_\_\_\_\_ 1883 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1883 \_\_\_\_\_ Police Justice.

0119

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

3<sup>d</sup>

District Police Court.

*Fredrick Burns* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is h<sup>is</sup> right to  
make a statement in relation to the charge against h<sup>im</sup>; that the statement is designed to  
enable h<sup>im</sup> if he see fit to answer the charge and explain the facts alleged against h<sup>im</sup>  
that he is at liberty to waive making a statement, and that h<sup>is</sup> waiver cannot be used  
against h<sup>im</sup> on the trial.

Question. What is your name?

Answer. *Fredrick Burns*

Question. How old are you?

Answer. *18 years of age*

Question. Where were you born?

Answer. *London, England*

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

Answer. *130 Pitt St. about a month*

Question. What is your business or profession?

Answer. *I drive a dirt cart*

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 door was open. I did not  
break the lock, I only took  
the chickens*

*Fred Burns*

Taken before me this

16

day of *August* 188

188

13

*Wm. J. Spencer*  
Police Justice.

0120

Police Court—3<sup>d</sup> District.

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

of No. 153 Attorney Sigmund Moses Street, aged 26 years,  
occupation Butcher being duly sworn

deposes and says, that the premises No. 153 Attorney Street,  
in the City and County aforesaid, the said being a basement of a  
brick tenement building  
and which was occupied by deponent as a place for the keeping of fowls  
and in which there was <sup>not</sup> at the time a human being, by ~~name~~

Booke and  
were BURGLARIOUSLY entered by means of forcibly breaking off  
the lock securing the basement door  
at about the hour of 2 o'clock A.M.

on the 18<sup>th</sup> day of August 1883 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

Two living chickens, together of the  
value of one dollar

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

Fredrick Burns, now here,

for the reasons following, to wit: That deponent was notified  
by officer Riley, here present, that his  
premises had been broken open,  
and deponent found said deponent  
in the custody of said officer on the  
sidewalk in front of said premises  
having said fowls in his possession



0121

And deponent then discovered that  
the Casement door of said premises  
had been broken open and said  
jewels stolen therefrom.

Sworn to before me this } *Sigmund W. J.*  
18<sup>th</sup> day of August 1883

*Wm. H. Gardner*

*Police Justice*

Police Court \_\_\_\_\_ District.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.