

03 15

BOX:

460

FOLDER:

4224

DESCRIPTION:

Callahan, Christopher

DATE:

12/22/91



4224

03 16

Witnesses:

The Callaghan

Counsel,

Filed *W* day of *Dec* 189

Pleads, *Mr. July 23*

THE PEOPLE

vs.

Christopher Callahan

Grand Larceny, Second Degree, [Sections 528, 529, 530, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Geo. C. Fisher

Foreman.

Dec 12 1892

Found and acquitted

0317

(1805)

Police Court—

5 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 325 E 114th Street, aged 35 years,
occupation Driver

being duly sworn,
deposes and says, that on the 16 day of December 1899 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 night time, the following property, viz:

One horse harness and
wagon all of the value
of one hundred
dollars

the property of Sal Heyman & Co
but in deponent's care

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 Christopher Callahan

knows him, from the fact that
deponent left said property
in front of said premises
that the same were stolen
therefrom and that afterward
deponent found the defendant
in the possession of said
property at a point
distant from where it was
stolen

George Calligan

Sworn to before me, this
17th day of
December 1899

Police Justice.

03 18

(1885)

Sec. 198—200.

District Police Court

CITY AND COUNTY }
OF NEW YORK } ss.

Christopher Callahan 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.

Christopher Callahan.

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

W

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

Answer.

30 E 75 St

Question. What is your business or profession?

Answer.

Bookkeeper

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**Chris Callahan*

day of

Taken before me this

17

189

Police Justice.

03 19

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
Five *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 *Dec. 17* 188*9* *A. J. White* *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.*

0320

1556

Police Court District

THE PEOPLE, vs.
ON THE COMPLAINT OF

George Callahan
323 E. 11th St.
George Callahan

1
2
3
4

Dated *Dec 17* 188*9*

Magistrate

Officer

Precinct

Witnesses

James H. New
No. *903-3rd Ave* Street.

No. *132* Street.

No. Street.

\$ *5.00* to answer *G. B.*

BAILED,

No. 1, by *Geo. Mehlstedt*

Residence *28 First Avenue* Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



0321

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Christopher Callahan

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

Christopher Callahan

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

The said

Christopher Callahan

late of the City of New York, in the County of New York aforesaid, on the *16th* day of *December* in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, with force and arms,

one horse of the value of seventy dollars, one wagon of the value of thirty dollars, and one set of harness of the value of twenty dollars

of the goods, chattels and personal property of one

Solomon Heyman

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.

0322

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Christopher Callahan
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Christopher Callahan
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,

one horse of the value of seventy dollars, one wagon of the value of thirty dollars, and one set of harness of the value of twenty dollars

Solomon Heyman
of the goods, chattels and personal property of one

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

Solomon Heyman
unlawfully and unjustly did feloniously receive and have; the said

Christopher Callahan
then and there well knowing that said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0323

BOX:

460

FOLDER:

4224

DESCRIPTION:

Carlin, Thomas

DATE:

12/10/91



4224

0324

Witnesses:

Chas. Schott

Counsel,

Filed

day of

1891

Pleads,

THE PEOPLE

vs.

Thomas Carlin

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Emmanuel Dominguez

Sept 2 - Dec. 15 1891 Foreman.

Jury and Coroner of

Bingham 3rd Degree

July 12 J.P. H. J.

[Section 488, Code, 1889, 1891]
Burglary in the Third Degree

0325

Police Court— 3 District.City and County } ss.:
of New York, }of No. 357-E-3 Charles Schott Street, aged 41 years,
occupation Barber being duly sworndeposes and says, that the premises No. 357-E-3 Street, 11 Wardin the City and County aforesaid the said being a three story brick
House. the first floor of
and which was occupied by deponent as a Barber shop and dwelling
and in which there was at the time a human being by namewere **BURGLARIOUSLY** entered by means of forcibly opening the
door of a closet on the 1st flooron the 1st day of December 1889 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:a quantity of clothing valued
at Twenty five dollarsthe 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 byThomas Carlin known herefor the reasons following, to wit: on said date Deponent
securely locked and fastened the door
of said closet in which the property
was. about the hour of 11 o'clock a. m.
Deponent saw the Defendant in said
closet and that he had a lighted candle
in his hand. Deponent caused the
arrest of Defendant, and Deponent was
informed by Officer McCormick of the

13th Precinct that he searched the defendant at the time of the arrest and found in defendants possession a bunch of keys - a chisel - a lock - four candles and a knife and two pair of scissors and three boxes of matches. Defendant therefor charges defendant with Burglary and prays that he be dealt with as the law directs.

C. Shoff

Sworn to before me
this 1st day of December 1891

P. G. Dwyer
Police Judge

Dated 188 .
Police Justice.

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

Dated _____ 188 .

Police Justice.

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

Dated _____ 188 .

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.

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

Police Court, _____ District.

THE PEOPLE, &c.,

on the complaint of

Offence—BURGLARY.

1. 2. 3. 4.

Dated

198

Magistrate.

Officer.

Clerk.

Wieners, 2

No.

Street,

No.

Street,

No.

Strept.

to answer General Sessions.

0327

CITY AND COUNTY }
OF NEW YORK, } ss.

William J. McCormick
aged _____ years, occupation *Police officer* of No. *13 Precinct*
Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Chas Schott*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this _____

day of *Dec* 189*9*, }

William J. McCormick

W. J. McCormick
Police Justice.

0328

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Thomas Carlin

Question. How old are you?

Answer.

20 yrs

Question. Where were you born?

Answer.

New York

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

Answer.

no home

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.

nothing to say at present

Thomas Carlin

Taken before me this

day of

188

W. J. Deane
Police Justice

0329

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

ten ~~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 *Dec 1* 18 *91* *W. G. Peck* Police Justice.

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

Dated.....18.....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.....18.....Police Justice.

0330

1480

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Schott
357 East 3d St
Thomas Carlin

Prigley
Offence

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *Dec 1* 18 *91*

Seuffy Magistrate.

McComick Officer.

13 Precinct.

Witnesses *Officer*

No. Street.

No. Street.

No. Street.

\$ *1000* to answer *G.S.*



Cam
Per 38th
att 922

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Carlin

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

Thomas Carlin

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

The said

Thomas Carlin

late of the *11th* Ward of the City of New York, in the County of New York aforesaid, on the *first* day of *December* in the year of our Lord one thousand eight hundred and ninety-*one*, with force and arms, in the *day* - time of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Charles Schott

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of the said *Charles Schott* - in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Thomas Carlin
 of attempting to commit the crime
 of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:

The said *Thomas Carlin*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
 at the Ward, City and County aforesaid, in the *day*— time of said day, with force and arms,

*divers articles of clothing and
 wearing apparel, of a number
 and description to the Grand
 Jury aforesaid unknown, of the
 value of thirty dollars*

of the goods, chattels and personal property of one

Charles Schatt

in the dwelling house of the said

Charles Schatt

there situate, then and there being found, from the dwelling house aforesaid, then and there felon-
 iously did ^{attempt to} steal, take and carry away, against the form of the statute in such case made and pro-
 vided, and against the peace of the People of the State of New York and their dignity.

DeLamney Nicoll
District Attorney

0333

BOX:

460

FOLDER:

4224

DESCRIPTION:

Carnesi, Joseph

DATE:

12/16/91



4224

Witnesses:

Wm O Donnell

Ind Mark.

Wm O Donnell

Wm A. Bennett

Counsel,

Filed

day of

189

Pleads,

Wm O Donnell

THE PEOPLE

vs.

B

Joseph Carner

March 23rd 1892

DE LANCEY NICOLL,

District Attorney.

Part III

Part II Jan 17/92 1892

A TRUE BILL.

Quamlet Deomingle

Foreman.

Part III March 23/92

Ind 9 August 1892

2nd page

2

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

0334

0335

Police Court—11 District.City and County } ss.:
of New York,

of No. 236 East 78th Street, aged 21 years,
 occupation Plasterer being duly sworn
 deposes and says, that on the 23 day of November 1891 at the City of New
 York, in the County of New York, in East 78th

he was violently and feloniously ASSAULTED and BEATEN by Joseph Carnisi
 (now here) who cut and slashed deponent
 with a razor then and there held in
 his hand, cutting deponent's face and
 neck.

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

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

Sworn to before me, this 9 day }
 of December 1891 } W. O'Donnell

[Signature]
 ———— Police Justice.

0336

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Joseph Carnesi 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. *Joseph Carnesi*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *240 East 75th Street. 9 Months*

Question. What is your business or profession?

Answer. *Barber*

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 cut the man in self defense.**Jose Carnesi*

Taken before me this

3

day of *September* 1891

Police Justice

0337

Presbyterian Hospital,

70th ST. and MADISON AVE.,

TELEPHONE CALL 888.
39th EX.

New York, Nov 28th 1891

This certifies that the boy ~~was~~
~~do~~ ~~downell~~ is not so well this
morning - and is in no con-
dition to leave the Hospital -
Thos. Wall
Supt.

0338

Presbyterian Hospital

25 Nov 91

William O'Donnell; a patient
in this hospital suffering from
an incised wound of the face
is not in a serious condition
and will be able to appear
in court by Saturday.

Frank LeMoigne M.D.

0339

Nov. 24 - 1897

This is to certify that William
O'Donnell is suffering from an
extensive wound of the face -
Present condition is not
serious

W. H. Forbes M.D.

Presby. Hosp.

0340

CITY AND COUNTY
OF NEW YORK.

POLICE COURT,

DISTRICT.

Sworn to before me, this 24 day of Nov 1891

of Central Office Charles Jacobs
 occupation Detective Supt Street, aged years,
 being duly sworn, deposes and says
 that on the 23 day of November 1891
 at the City of New York, in the County of New York he arrested

Joseph Carrisi (now here) on complaint
 of William Mc Donald for assaulting
 him said Mc Donald with a razor
 Dependant says that said Mc Donald
 is now in Hospital suffering from injuries
 received (a certificate is hereto attached
 and made part of this affidavit & Complaint
 Wherefore dependant prays that
 said defendant be committed for
 Examination to await the result of
 injuries

Charles Jacobs

Do W. C. M. Justice
 Police Justice

034

Police Court, First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT.

Joseph Carrisi

Dated, Mar 24 1891

D O Reilly Magistrate.

Jacobs Officer.

Witness,

Disposition

Sum! to await
the result of injuries
\$1000 & Mar 28 10 AM

The Justice presiding
in this Court will
hear and determine
this case by reason
of my absence
D O Reilly
Police Justice

0342

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 *500* 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 *December 8* 18*91* *[Signature]* Police Justice.

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

Dated *December 5* 18*91* *[Signature]* ~~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..... 18..... Police Justice.

0343

5th Ex Hlue S. 75th

Police Court

1523 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William O'Donnell
236 E. 75th St.
Joseph Carmisi

Felony
Assault

Lizzie Smith
No 8 Varish Place
Manny

Dated December 22 1897
Dinner

Jacobs & Wolf
C. O. Precinct.

Witnesses Fredman & Garch
No. 714 E. 75th Street.

Off. Bernier
No. 25th Precinct
Office of Mayor

No. 5th to answer B.S. Street.

Bailed
Adalt

BAILED,

No. 1, by Delvatore Carmisi
Residence 240 E. 75th Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Carnesi

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

Joseph Carnesi
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Joseph Carnesi
late of the City of New York, in the County of New York aforesaid, on the *23rd* day of *November* in the year of our Lord one thousand eight hundred and ninety-*one*, with force and arms, at the City and County aforesaid, in and upon the body of one *William O'Donnell* in the peace of the said People then and there being, feloniously did make an assault and *him* the said *William O'Donnell* with a certain *razor*

which the said

Joseph Carnesi
in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent *him* the said *William O'Donnell* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Joseph Carnesi
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Joseph Carnesi
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *William O'Donnell* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said *William O'Donnell* with a certain *razor*

which the said

Joseph Carnesi
in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, 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.

Re Lancey Nicoll,
District Attorney.

0345

BOX:

460

FOLDER:

4224

DESCRIPTION:

Casey, John

DATE:

12/01/91



4224

Witnesses:

328.

Counsel,

Filed 1 day of Dec 189

Pleads *Not Guilty*

THE PEOPLE

vs.

John Casey

CRIME AGAINST NATURE.
[Sec. 303, Penal Code.]

John B. Fellows
~~JOHN B. FELLOWS~~

District Attorney.

A TRUE BILL.

Hayes Casey
Dec 8/91 Foreman.

Heads & hands 3 day
Pen one yr &
Fine of \$250. &

0347

CITY AND COUNTY } ss.
OF NEW YORK,POLICE COURT, 2nd DISTRICT.

Ketrina Gearling

of No. 405 - W 40th Street, aged _____ years,
 occupation Keeps House being duly sworn deposes and says,
 that on the 25 day of November 1889

at the City of New York, in the County of New York, she caused
 the arrest of John Casey charged
 with taking a child named
 James Kelly aged 4 years into a
 water closet at said premises.
 That he had said child in the water
 closet for about twenty minutes.
 Defendant having borrowed a key for
 the water closet from defendant. That
 when she discovered the defendant in the
 closet he was on his knees on the
 floor and that the child was

Sworn to before me, this _____ day

188

day

Police Justice.

Deponed to before me this 20th day of September 1891

Police Court, 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Katharine Gardiner
vs.
John Casey

AFFIDAVIT

Dated Sept 25th 1891

Stephen Magistrate.

Officer: Harry 20th Precinct

Witness, Ann's Grubb
405 W 40

Albert Foster
415 W 40th St.

Edgar Schuller
100 E 23rd
Wm Kelly 413 W 40th

Disposition, _____

standing on the frame of the closet and that drawers of the child was unbottomed. That before the child entered the closet that her drawers were buttoned. Deponent is informed that before bringing the said child into said closet he tried to induce Kate McGough aged 8 years to accompany him in the alleyway of said premises

0349

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

John Casey 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. *John Casey*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *420 E 26 Street 2 months*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer.

I am not guilty
John Casey

Taken before me this

25

day of March

1891

Police Justice.

John Casey

0350

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.....

Refundus
Wm ~~guilty~~ thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *100* 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 *Mar 25* 18*91*..... *E. H. Jones* Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

035

328 *Bill ordered.*
 Police Court--- 2 District. 1467

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

Katrina Gearling
405 W 40 St
John Casey

Assault
 Offence

Dated *Nov 25th* 18*91*
Hiram Magistrate.
Naylor & Han Officer.
20th Precinct.

Witnesses *Anna Schultz*
 No. *405 W 40* Street.
Albert F...
 No. *415 W 40* Street.
Mrs Kell...
 No. *413 W 40* Street.
 \$ *1000* Answer *G.S.*



Katie McGough
Hugo Schultz *405 W 40 St* *100 & 23*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

0352

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

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

New York, *November 28th 1891*

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

*The People
against
John Casey*

Notice of Prosecution.

*To the District Attorney of the
City and County of New York,*

*Sir: This Society is interested in the prosecution of
the above defendant, and is familiar with the facts of the
case. It respectfully requests that before sending the papers
to the Grand Jury, fixing the day of trial, consenting to
any postponement thereof, or to any reduction of bail, or
final disposition of the charge, you will duly notify me as
its President and Counsel, so that I may confer with you
in regard thereto. This request is made pursuant to the
statute (Laws of 1886, Chapter 30, Section 1), and in
furtherance of the ends of Justice.*

I have the honor to remain, with great respect,

*Elbridge T. Gerry,
President, &c.*

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN

Account.

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

President, &c.

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 Roney

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *John Roney* —

of the CRIME AGAINST NATURE, committed as follows:

The said *John Roney* —

late of the City of New York, in the County of New York aforesaid, on the

Twenty-fifth day of *November*, in the year of our Lord one thousand

eight hundred and ninety — *one* , at the City and County aforesaid,

with force and arms, in and upon one *James Kelly* —

a — male person, then and there being, feloniously did make an assault, and

him, the said *James Kelly*, in a manner

contrary to nature, then and there feloniously did carnally know; against the form of

the Statute in such case made and provided, and against the peace of the People of

the State of New York, and their dignity.

De Saucy, Clerk,

District Attorney.

SECOND COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further

accuse the said

of the same CRIME AGAINST NATURE, committed as follows:

The said

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, feloniously did voluntarily submit to carnal knowledge of self by one , a male person, in a manner contrary to nature; 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 R. Fellows
~~JOHN R. FELLOWS,~~

District Attorney.

0356

BOX:

460

FOLDER:

4224

DESCRIPTION:

Cleary, Matthew

DATE:

12/11/91



4224

0357

Witnesses:

Sarah Douglas

Part 2 order 22/89/

Child and convicted

Assault 2nd deg

29 Jan 8

2/17/2 Wood
Gund 1/1/89

Counsel,

Filed

day of Dec 1891

Pleas,

21 July 14

THE PEOPLE

vs.

Matthew Cleary

Assault in the Second Degree.
(Section 218, Penal Code.)

DE JANCY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

(over)

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

.....

The People,

vs.

MATTHEW CLEARY.

.....

)
) Before

) HON. FREDERICK SMYTH,

) and a Jury.

Tried December 22nd, 1891.

Indicted for ASSAULT IN THE SECOND DEGREE.

Indictment filed December 11th, 1891.

APPEARANCES:

Assistant District Attorney McIntyre,

For The People.

Benjamin Patterson, Esq.,

For The Defense.

SARAH DOUGLASS, the COMPLAINANT, testified that she lived at 156 East 32nd Street, where she kept the whole house. She carried on a steam vapor and plain water bath business there. She saw the defendant in her house between 10 and 11 o'clock on the night of December 1st, 1891. He was accompanied by another man. He rang the door bell, and she opened the front door. The two men came in and she saw that they were intoxicated and rough looking, and she told them that she could not accommodate them with a bath that evening. One of the men said that he would go away, but the defendant said that he came there for something else, and he wanted to go up the front stairs, and she caught hold of him and said, "You can't go up there. Come down." With that he turned around and struck her on her face and chest repeatedly. Then the companion pulled him off the stairs, and he the defendant struck her again with his fist. She ran into the parlor and he followed

3

her and struck her again, and as she ran out of the parlor he picked up a cuspidor and threw it at her. He did not hit her, and she ran down the basement stairs when he threw the cuspidor again at her. She turned to pick up the cuspidor, and he got hold of it and struck her upon the head with the cuspidor, and then she caught hold of him and he dragged her through the vestibule doors and bumped her upon the stoop, and they fell together on the sidewalk. There he bumped her head up against the sidewalk, and got up and kicked her and started to run away. He hit her with the cuspidor upon the right side of the head, making a serious wound. She was attended by Doctors Carr and Robinson at her own home, the same night. She went to the police station that night to make a complainant, but did not appear in the police court until the following Tuesday.

In

Cross - Examination,
the complainant testified that she lived in the

4
house nearly two years. She had no sign in front of the door. A light burned in the hall. She did not invite them into her sitting room. She did not tell the men that her girls were engaged, and they could not be accommodated. She did tell them she could not accommodate them, because all of the bath rooms were engaged. She did not keep a house of prostitution.

DR. LOGAN CARR testified that he attended the complainant in her home at 158 East 32nd Street on the night of December 1st. She was suffering with a severe scalp wound and there was a contusion on the back of her head, and also one over her right eye. She also had bruises on her fingers. He attended her from the 1st to the 8th of December.

KATE LIVINGSTON testified that she lived at 158 East 32nd Street, with Mrs. Douglass. She lived there on the 1st of December, 1891, and was in the house between 10 and 11 o'clock on that night. She was upstairs. She had never seen the defendant before that night. She was on the top floor of the house when she heard Mrs. Douglass scream. She came downstairs to the head of the first flight of stairs leading down to the hall, and she saw the defendant strike Mrs. Douglass over the head with the cuspidor when they were between the vestibule doors. Then she saw the defendant pull her by the hair of the head down the stoop. Then she the witness ran downstairs and out on the front stoop and screamed "Murder!" twice. She saw the defendant throw the complainant down on the sidewalk and jump on her twice with his knees. He also bumped her head on the sidewalk, and when he started to run away he gave her a kick in the head. She the witness went out and helped Mrs. Douglass from the sidewalk, and helped her into the house. She was bleeding freely from the

right side of her head. A police officer came and arrested the defendant. She the witness went with the complainant and the defendant to the station house.

In

Cross - Examination,
the witness testified that she lived with Mrs. Douglass about two years. She had lived in the house before Mrs. Douglass took it. Mrs. Tremaine had it before Mrs. Douglass. She the witness gave baths. The house was not a house of prostitution, but a bath house.

MARY BARRETT testified that she lived at 158 East 32nd Street and she was in the house on the night of December 1st about 11 o'clock. She saw the defendant in the house. She was in the basement and heard loud talking in the front hall. She saw the defendant trying to go upstairs, and saw Mrs. Douglass catch hold

7
of his leg and coat, and the defendant struck her on the head and face with his fist. She the witness went to the defendant's companion and said, "For God's sake don't let him hit her any more." The defendant said that he would hit her, and that he would finish her before he went out of the house. She the witness then advanced towards the defendant and he struck her in the face and on the chest twice. Then she saw the defendant catch up the cuspidor. At that moment Mrs. Douglass said, "Go for a policeman." And she the witness went for a policeman, but she did not see one, and came to the foot of the steps and saw the defendant dragging the complainant off the steps. She the witness then screamed for a policeman, and she saw a policeman coming down the street at that moment. She saw the defendant kick the complainant as she lay on the sidewalk. W-111

WILLIAM H. HORTON testified that he lived at Winfield,

Long Island, and he worked at 155 East 32nd Street. He saw the defendant kick the complainant as she lay upon the sidewalk, and then saw the defendant run away. He the witness halloed and ran after the defendant and the defendant ran to the corner and a police officer came around the corner and caught him. The police officer took the defendant back to the complainant's house and the complainant identified him. There was blood upon Mrs. Douglass's head.

In

C r o s s - E x a m i n a t i o n ,

he testified that he worked in a stable. He did not know anything about the character of Mrs. Douglass's house. His attention was attracted to the stoop of Mrs. Douglass's house by hearing a woman scream "Murder! " The defendant in running away ran up against an iron fence and stumbled and the policeman caught him. He the witness had worked in the stable at 155 East 32nd Street for about 14 years. He had never seen Mrs. Douglass to his know-

ledge before that night. He did not know Mrs. Treaine, her predecessor in the house. He had never been in the house. He had seen girls go in and out of the house.

OFFICER MICHAEL LENIHAN testified that he was connected with the 21st Precinct, and that he arrested the defendant on the night of the 1st of December, at about half-past 10 o'clock in 32nd Street, between Lexington and 3rd Avenues. The defendant was running when he the witness caught him. He the witness was coming from 4th Avenue and heard people halloaing and saw a crowd and saw the defendant running pursued by the previous witness. After he arrested the defendant he took him into the presence of the defendant, and she identified him, and he took him to the station house. The complainant was bleeding from her head. On the way to court on the following morning the defendant said that he went to the

complainant's and that he thought he would see a woman there, and the complainant told him there was no woman there, and then he thought he would go upstairs. As he had taken some liquor he was angry when she pulled him down, and he had a scuffle with the complainant in the hallway and he picked up the cuspidor and hit her.

In

Cross - Examination,

the witness testified that the defendant did not tell him that Mrs. Douglass first hit him with the cuspidor. He the witness had been on post in front of Mrs. Douglass's house for three years, in the day time. He had visited the house in citizen's clothes by order of Police Justice McMahon, after the assault upon Mrs. Douglass, but could not find anything wrong in the house. Captain Ryan of that Precinct also ordered him to make the investigation. He the witness did not know what kind of house it was, and he had never heard a word against it.

0368

11

FOR THE DEFENSE.

ROBERT FERREIS, of 54 Prospect Place, New York, testified that he worked in the Imperial Hotel, New York City, as an elevator man. He had worked in the Hotel about six months. He knew the defendant, and had made his acquaintance in the Imperial Hotel. The defendant was also an elevator boy. He the witness was in company with the defendant on the night of December 1st, and visited 158 East 32nd Street with him. On that night he met the defendant in 43rd Street about 8 o'clock, and took him to a friend's house, and they had a game of cards and a few drinks. Then he the witness had to go to work, and the defendant said he would walk part of the way with him. They went into a liquor store and had a few drinks and passed through 32nd Street. They saw a red light in the door of 158 and the defendant said, "Let us go in." And the defendant rang the bell,

and a woman came to the door and told them to walk into the reception room until the madam came up. Then the madam said that all the ladies were engaged. Then he the witness said to the defendant, "Come, let us go out." Then the defendant got up and when he got into the hall he saw a girl at the head of the stairs. He the witness opened the door and was going out, and the defendant started to go upstairs to speak to the girl. The complainant caught hold of him by the coat and pulled him downstairs, and the defendant clung to the bannisters and turned around and shoved her. The complainant ran into the reception room and flung a cuspidor at the defendant. Then she rushed in to clinch with the defendant, and he the witness ran between them and told Mrs. Douglass if she would let the defendant go he would take him out without any disturbance, and then Mrs. Douglass hit the defendant again with the cuspidor, and he the witness put up his hand to save the defendants face, and was struck upon the back of the hand. Then the defendant turned and

13

caught hold of the cuspidor and shoved the complainant and struck her with the cuspidor. The complainant still held on to him in the hall and there was a fight. Then he the witness not wishing to get into any trouble, left the house and crossed to the other side of the street. He looked back and saw the complainant and the defendant struggling, and then he saw the defendant get away and there was a gang of stablemen on the other side of the street that ran after the defendant. The complainant sent a girl for a policeman and a policeman came and arrested the defendant.

In

Cross - Examination,

the witness testified that he did not tell the police officer who arrested the defendant that he was the defendant's companion in the house. /

MATTHEW CLEARY, the DEFENDANT, testified to the same effect as the previous witness. He had lived in the City of New York about three months, he added, and had lived previously in Albany. He was a waiter in the Cosmopolitan Hotel. He had previously worked in the Hotel Imperial, as an elevator boy. He had never been arrested on any charge before in his life.

ROBERT E. MORAN testified that he was an elevator man at the Imperial Hotel, and he knew the defendant, and had known him for a number of years. He knew him when he lived in Albany. The defendant was a quiet peaceable young man of good habits.

Rev. Father Dillon St Mary's Church

STATE OF NEW YORK.

CITY AND COUNTY OF Albany ss:

John J. Dillon of the City of Albany, N. Y.
being duly sworn says. That he is and has been personally ac-

quainted with one William Cleary for a long time of the City of Albany
for the period of about 4 years last past. That he is a young
man of good morals and principles, sober, honest and industrious,
and has been and toward the support of his widowed mother, and
sisters since he was 11 years of age. *He considered him a*
very good boy.

That deponent never heard aught against the character of said
Cleary during the time of his acquaintance.

#####X

SWORN TO BEFORE ME THIS 1st X

DAY OF JANUARY 1892. X

#####X

John J. Dillon

R. P. Higgins
Commissioner of Deeds
Albany N.Y.

STATE OF NEW YORK.

CITY AND COUNTY OF Albany SS:*Robert Bryce*

of the City of Albany

H. V. being duly sworn says. That he is and has been ~~was~~ personally acquainted with one Matthew Cleary formerly of the City of Albany for the period of 3 to 4 years last past. That he is a young man of good morals and principles, sober, honest and industrious, and has contributed toward the support of his widowed

mother, and sisters since he was 13 years of age. *working during my acquaintance with him in our tobacco factory (Pagnier Co.)* That deponent never heard ~~anything~~ *anything* against the character of said

Cleary during the time of his acquaintance. *I do not hesitate to say that he was always a very good boy*

SWORN TO BEFORE ME THIS 7th X

DAY OF JANUARY 1892. X

***** X

*Robert Bryce**L. P. Halpern**Commissioner of Deeds,
Albany N.Y.*

STATE OF NEW YORK.

CITY AND COUNTY OF Albany ss:

William D. Conley of the City of Albany, N. Y.
being duly sworn says. That he is and has been personally ac-
quainted with one Matthew Cleary formerly of the City of Albany
for the period of 12 years last past. and worked in Hayes Tobacco Factory That he is a young

man of good morals and principles, sober, honest and industrious,
and has contributed toward the support of his widowed mother, and
sisters since he was 17 years of age. And never associated
with bad companions, I worked steadily
That deponent never heard aught against the character of said
Cleary during the time of his acquaintance.

with him for about 5 years

X

SWORN TO BEFORE ME THIS 7th X

DAY OF JANUARY 1892. X

X

William Conley

L. P. Halpern
Commissioner of Streets
Albany N.Y.

Court General Sessions
People

^{vs}
Matthew Cleary

State of New York }
City & County of Albany, J. Margaret
Cleary being duly sworn says she
resides at No 16 South Swan Street
Albany, N.Y., and is 54 years of
age - that she is the mother of
Matthew Cleary who is at
present under arrest in the City
of New York and awaiting sentence
on a conviction had in said
City - that said Matthew Cleary
is 19 years of age - that there
are eight children in her family
none of whom ^{at present} reside with her
except a younger son than Matthew
- that Matthew always lived with
deponent & worked ever since he
was twelve years of age and
gave his earnings to the support
of myself and the children who
were from time to time living
with me - he was always a good
boy when in Albany, sober, honest
and willing to work, never associating
with bad companions. No charge
of misconduct of any kind has
heretofore been made against him
to my knowledge.

That deponent feel confident that if an opportunity be given him to return to his home, he will hereafter conduct himself in a proper and upright manner -

That deponent has no other means of support than the salary of said Matthew & that of a younger son aged 17 years ^{who is employed as a housekeeper at \$2.50 a week} all her other children having married and gone away from her ^{from whom she receives nothing} that she is at present has been during the whole of this winter in very feeble health unable to leave the house.

Sworn to before
me Jan 6, 1892

D. P. Hager

Commissioner of the Court

~~Margaret Cleary~~
Margaret Cleary

Mary

New York

Nov 4-91

I have examined Mrs. Douglas
this morning and find
the wound in a condition
that would render it unsafe
to leave the house

Unless complications should
arise she will be able to
attend ^{work} by middle of next
week

L. A. Carr M.D.

0378

DR. LOGAN CARR,
OFFICE HOURS: { 8 to 10 A. M. 214 EAST 32d ST.,
1 to 2 P. M. NEW YORK.
6 to 8 P. M.

R

*Wednesday
Oct 27 91*
*This is to certify
that Dr. Logan Carr is
no longer connected
with the hospital at
St. John's, and
on account of his
unfortunate financial
condition will
be unable to
Logan Carr*

0379

Police Court—4th District.City and County } ss.:
of New York,

of No. 156 East 32nd Street, aged 29 years,
 occupation House-keeper being duly sworn
 deposes and says, that on the 1st day of December 1891 at the City of New
 York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by Matthew
Deary (now here) who struck
 deponent several violent blows
 on the head with a China or
 earthenware Cuspidor then and
 there held in his, defendants, hands
 seriously and grievously wounding
 and cutting deponent's head, and
 did then seize deponent by the
 hair and dragged deponent down
 the front stoop of said premises into
 the street, and did then violently push
 deponent down on the sidewalk
 and forcibly and violently jam
 or pound deponent's head against the
 flagging on said sidewalk and
 did kick deponent several times
 on the body inflicting such injuries
 that deponent has since been confined
 to her house ~~to~~ under medical treatment
 and care, and such assault was committed
 with the felonious intent to ~~take the life of deponent, or to do her~~ ^{deponent} grievous bodily harm; and without
 any justification on the part of the said assailant :

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

Sworn to before me, this 8th day }
 of December 1891. } Sarah Douglass
W. W. Madison Police Justice.

0380

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

Matthew Cleary 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 ^{im}; that the statement is designed to
enable h ^{im} if he see fit to answer the charge and explain the facts alleged against h ^{im},
that he is at liberty to waive making a statement, and that h ^{is} waiver cannot be used
against h ^{im} on the trial.

Question. What is your name?

Answer. *Matthew Cleary*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Albany N. Y.*

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

Answer. *N^o 311 East 46th Street and about 3 months*

Question. What is your business or profession?

Answer. *Waiter*

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**Matthew Cleary*

Taken before me this

*August 11, 1897**H. H. H. H. H.*

Police Justice.

0381

CITY AND COUNTY } ss.
OF NEW YORK,POLICE COURT, 4 DISTRICT.

Michael Linahan
 of ~~the~~ 2d Precinct Police ~~Station~~, aged 32 years,
 occupation Police Officer
 that on the 1st day of December 1891

being duly sworn deposes and says,
 at the City of New York, in the County of New York.

deponent
 arrested Matthew Cleary (now here)
 for the reason that deponent was informed
 by Nate Livingstone that one Sarah
Douglars had been assaulted and
 beaten by said deponent who had
 struck said Sarah one violent blow on
 the head with a cuspidor ^{seriously} cutting
 her forehead and causing such injuries
 that she, Sarah, is unable to appear in
 Court to prosecute.
deponent
 therefore asks that said Matthew Cleary

of
 sworn to before me, this
 188
 day

Police Justice.

0382

In committed to arrest the result
of the injuries inflicted as aforesaid.
Sworn to before me this } Michael Smeran
2^d day of December 1891 }
H. M. M. M.
Police Justice

Police Court, 4 District,

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Matthew Cleary

Dated Dec 2 1891

Magistrate.

Officer.

Witness, Kate Livingston

156 East 32^d St

Maria Bellon

156 East 32^d St

to award costs of injuries

Disposition, 2 months, 4 Dec

4th 2 P. M.

4 Dec 8 J. P. H. D. C.

0383

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

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

Dated Dec 2 1891 H. T. Mahan Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

1515

Dec 2
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Sarah Douglass
156 East 32nd St
Matthew Cleary

Arrested
2nd Div
Offence

2
3
4

Dated *Dec 8* 18*91*
H. F. McMahon Magistrate.
Levinson Officer.

Witnesses *Nate Livingston* Precinct.
No. *156 East 32nd* Street.
Mary Barrett
No. *156 East 32nd* Street.

No. _____ Street.
* *107* _____ Street.
107
cash



BAILED.

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Matthew Cleary

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

Matthew Cleary
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Matthew Cleary

late of the City and County of New York, on the *first* day of *December* in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, in and upon one

Sarah Douglass
in the peace of the said People then and there being, feloniously did wilfully and wrongfully did make an assault; and the said *Matthew Cleary*

with a certain *suspensor* which *he* the said

Matthew Cleary
in *his* right hand then and there had and held, the same being then and there a weapon and an instrument likely to produce grievous bodily harm, *her*, the said *Sarah Douglass* then and there feloniously did wilfully and wrongfully strike, beat, *her* bruise and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Matthew Cleary
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Matthew Cleary,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, in and upon the said *Sarah Douglass*

in the peace of the said People then and there being, feloniously
did wilfully and wrongfully make another assault; and the said *Matthew Cleary*
the said *Sarah Douglass*
with a certain *curved or which the said Matthew Cleary*
Cleary in his right hand then and there had
and held, and also with the hands of
which ~~the said him, the said Matthew Cleary~~
in ~~right hand then and there had and held, in and upon the~~ *head*
and body of *her* the said *Sarah Douglass*
then and there feloniously did wilfully and wrongfully strike, beat,
bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully
and wrongfully inflict grievous bodily harm upon the said *Sarah*
Douglass to the great damage of the said *Sarah Douglass*
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

DE LANCEY NICOLL, *District Attorney.*

0387

BOX:

460

FOLDER:

4224

DESCRIPTION:

Cobey, Michael

DATE:

12/11/91



4224

0300

Witnesses:

John Fox
Ed Smith

Counsel,

Filed 11 day of Dec 1891

Pleads, 14

THE PEOPLE

vs.

Michael Cobey

Grand Larceny in the 5th degree.
(MONEY.)
[Sections 628 and 630, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Quamuel W. Hornumple

Foreman.

12 Jan 11, 1892

Pleads 14
Jan 15, 1892
Sent suspended

Jan 15

COURT OF GENERAL SESSIONS.

THE PEOPLE
VS.
MICHAEL COBBY.

CITY AND COUNTY OF NEW YORK, SS:

ROBERT SHERIDAN, being duly sworn says:
That he resides at # 574 Grand Street. That he has known
the above defendant for the past 19 years, that he has
always had an excellant character and thought well of by all
who know him. I will obtain employment for him at once, if
the Court will suspend sentence on the defendant.

Sworn to before me this
11th day of Jan. 1892.

Robert Sheridan

Mat. Bendel
Clerk of Court
City & Co. of N.Y.

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS.

MICHAEL COBEY.

CITY AND COUNTY OF NEW YORK, SS:

Patrick Farley
of No 38 Columbia Street New York City

being duly sworn says: He knows the above named defendant
 for the past ~~two~~ years, that he knows other people who
 know him, and that he has always had an excellant character
 for honesty, and up to the present time was steady, hard-work-
 ing and industrious.

Patrick Farley

Sworn to before me this :

11th day of Jan. 1892 :

Max Bendik

Cornel of Herds
City & Co of N.Y.

COURT OF GENERAL SESSIONS

THE PEOPLE
VS.
MICHAEL COBBY.

CITY AND COUNTY OF NEW YORK, SS:

of No 22 Thomas J. Plunkitt
Bowling new York City

being duly sworn says: He knows the above named defendant for the past *three* years, that he knows other people who know him, and that he has always had an excellent character for honesty, and up to the present time was steady, hard-working and industrious.

Sworn to before me this

11th day of Jan. 1892.

Max Bendick

John of Woods
City & Co of N.Y.

Thos. J. Plunkitt

COURT OF GENERAL SESSIONS.

THE PEOPLE
VS.
MICHAEL COBEY.

CITY AND COUNTY OF NEW YORK, SS:

Hugh Donohue
of No 36 Lewis Street New York City

being duly sworn says: He knows the above named defendant for the past *one* years, that he knows other people who know him, and that he has always had an excellent character for honesty, and up to the present time was steady, hard-working and industrious.

Sworn to before me this

11th day of Jan. 1892

Max Bendik

Cour of Records
City & Co of N.Y.

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS.

MICHAEL COBEY

CITY AND COUNTY OF NEW YORK, SS:

of No 16 2 E 10 2nd St. New York City
 being duly sworn says: He knows the above named defendant for
 1 year, that he knows other people who know him, and that he
 has always had an excellent character for honesty, and up to
 the present time was steady, hard working and industrious.

Sworn to before me this :

11th day of Jan. 1892.

Max Alexander
Max Bendik
Court of Berds.
City of N.Y.

0394

U. S. General Sessions

The People
Plaintiff

against

Michael Lawley
Defendant

4 for 1000

PURDY & McLAUGHLIN,
Attorneys for

No. 280 BROADWAY, New York City

Due and timely service of cop of the
within hereby admitted
this day of 18
Attorney.

To _____

Police Court—2nd District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Thomas Fox
of No. 425 west 27th Street, aged 45 years,
occupation Ironmith & Roofer. being duly sworn,
deposes and says, that on the 4th day of December 1891 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 night time, the following property, viz:

Good and lawful money of the United
States. consisting of notes of divers denominations
as follows. Two one hundred dollar notes -
Eight fifty dollar notes. and a quantity
of twenty dollar notes. Ten dollar notes
and five dollar notes. in all amounting
to the sum of Ten hundred and
fifteen dollars (\$1015)

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 Michael Lotey (now here) from
the following facts to wit: That the aforesaid
property was in a pocket-book. in the inside
pocket of deponent's overcoat, and that
between the hours of 5.30 and 6 o'clock P.M.
of the aforesaid date. deponent hung the said
overcoat containing said pocket-book. with
the aforesaid property in it. on a nail in
his room at the aforesaid address, and
at the time deponent hung his coat on said
nail. with the aforesaid property in it. said
defendant was in the room - and that
deponent threw himself down a sofa in
said room. for the purpose of resting himself -
and that deponent saw the defendant. with

of
Subscribed before me this
1891
Police Justice

said overcoat in his hand. and got up from the sofa. to where said defendant was, and that said defendant then threw the said overcoat at defendant and then ran out of the room. and that defendant immediately missed the said pocket-book containing the aforesaid sum of money. and that defendant is further informed by Officer George Smith of the 20th Precinct Police that he arrested the defendant in a Liquor Store at No 741. 5th Avenue. about the hour of one o'clock A.M. of the 5th day of December 1891 - with the sum of Nine hundred and thirty three dollars and fifty five cents. (933⁵⁵/₁₀₀) the said money consisting of eight. fifty dollar notes. Two one hundred dollar notes. and the remainder being in Twenty Ten and five dollar notes - Defendant therefore charges the defendant with having committed a Larceny and asks that he may be held and dealt with as the Law may direct -

Sworn to before me this } Thomas ^{his} Jy
5th day of December 1891 } mark

Edw. J. Sheehan

0397

CITY AND COUNTY }
OF NEW YORK, } ss.

George Smith
aged _____ years, occupation *Police Officer* of No. *20th Precinct Police*
Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Michael Cobey*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this

day of *December*

1890,

George Smith

E. Hoffman
Police Justice.

0398

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.2
District Police Court.

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

Question. What is your name?

Answer. *Michael Cobeey*

Question. How old are you?

Answer. *20 years -*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *77-10 - Avenue - 4 months*

Question. What is your business or profession?

Answer. *Bar tender*

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

Answer.

I am not guilty -
Michael Cobeey

Taken before me this
day of *March* 188*8*

Police Justice.

0399

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 Alfred Carr

Justice If guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One 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 December 5 1891 Justice Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

04000

24 Dec 7th 1 P.M.

\$2000.00 bail

[Signature]

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Police Court--- 2 --- District. 1516

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas Fox
vs.
Michael Cobey

2

3

4

Dated

December 5 1891

Hogan Magistrate.

Smully Officer.

20 Precinct.

Witness Kate McAllister

No. 425 West 27 Street.

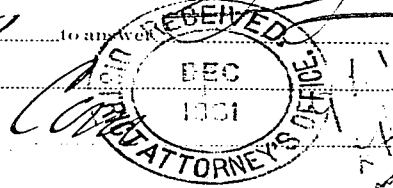
Lavinia Norcross

No. 425 W 27th Street.

Katherine Casey

No. 507 W 33rd Street.

\$ 1500 to answer



Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Cobey

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

Michael Cobey
of the CRIME OF GRAND LARCENY IN THE *first* DEGREE, committed as follows:

The said

Michael Cobey

20th Ward of the late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *December* in the year of our Lord one thousand eight hundred and ninety-*one* at the City and County aforesaid, with force and arms, in the *night* - time of the same day,

ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury notes), of the denomination of twenty dollars and of the value of twenty 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 ten dollars, and of the value of ten dollars *each*; *forty* 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*; *two* 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 *two hundred* dollars *each*; *eight* 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*; *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 twenty dollars *each*; *twenty* promissory notes for the payment of money (and of the kind known as bank notes) (being then and there due and unsatisfied, of the value of ten dollars *each*; *forty* 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* United States Silver Certificate of the denomination and value of twenty dollars *each*; *twenty*

United States Silver Certificate of the denomination and value of ten dollars *each* ;
forty United States Silver Certificate of the denomination and value of five dollars
each ; *two* United States Silver Certificate of the denomination and
value of ~~two dollars one hundred dollars each~~ *eight* United States Silver Certificate of the
denomination and value of ~~one dollar~~ *fifty dollars each* ; *ten* United States Gold
Certificate of the denomination and value of twenty dollars *each* ; *twenty*
United States Gold Certificate of the denomination and value of ten dollars *each* ;
forty United States Gold Certificate of the denomination and value of five dollars
each ; and ~~divers coins, of a number, kind and denomination to the Grand Jury afore-~~
~~said unknown, of the value of~~ *two* United States Gold Certificates of
the denomination and value of one hundred dollars
each, *eight* United States Gold Certificates of the denomin-
ation and value of fifty dollars *each*, *two* promissory
notes for the payment of money (and as the kind known
as bank notes) being then and there due and unsatisfied
of the value of one hundred dollars *each*, *eight* promissory
notes for the payment of money (and of the kind known
as bank notes) being then and there due and unsat-
isfied and of the value of fifty dollars *each*,
of the proper moneys, goods, chattels and personal property of one *Thomas Fox*
in the dwelling house of the said *Thomas Fox*, there situate,
then and there being found, *from the dwelling-house aforesaid*
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

DE LANCEY NICOLL,

District Attorney.

0403

BOX:

460

FOLDER:

4224

DESCRIPTION:

Cody, William

DATE:

12/09/91



4224

POOR QUALITY
ORIGINAL

Witnesses:

James F. Sullivan
R. Seiler

Counsel,

Filed

day

1891

Pleas,

THE PEOPLE

43 Christ Church
113 bar tender

William Cody

Dec. 13.

DE LANCEY NICOLL,

District Attorney.

Part 3 Dec 4 93

TRUE BILL

Part 3 Dec 13 1893

Sept. Pleads Guilty

Sentence suspended

RR M. Foreman.

Order and Termination

March 16 93

11-3 Christ Church

POOR QUALITY
ORIGINAL

Witnesses:

James F. Sullivan
R. Seiler

Counsel,

Filed

Pleads,

39 16
Fellows Day & Hartman
day of Dec 1891

THE PEOPLE

43
113

William Cody

Dec 13

DE LANCEY NICOLL

District Attorney

A TRUE BILL

James F. Sullivan
Park 3. Dec. 13. 1893
Sentence suspended
R. M. L.

Order of Termination

March 16

93

113

0406

Alfred Steckler.

Charles Steckler.

*Steckler & Steckler,
Attorneys and Counsellors at Law,
World Building,
Cor. Park Row and Frankfort Street.*

Rooms 31 and 32.

New York, Sept. 17, 1894.

Hon. Randolph B. Martine,

Dear Judge:-

William Gidd, who pleaded before you for hav-
ing caused the death of one Patrick Mitchell, and when your
Honor permitted to go on his bond, awaiting sentence until he had
paid the widow of deceased, the amount of judgment she had ob-
tained, has failed to pay part of said widow's installment, and
all of this month.

The widow of Mr. Mitchell has called upon me, and re-
quested me to communicate these facts to you, so that you may be
able to judge as to what is best to be done in the premises.

Mrs. Mitchell informs me that he has disappeared from
his home, but the bondsman is still liable to produce him upon
receiving a notice from the Court.

Very truly yours,

Chas. Steckler

Court of General Sessions
 Clerk's Office

Dec 5/94. Forfeiture announced but not to be
 entered until Judge Martine says so -
 PEOPLE Rose & Putzel offered the forfeiture and
 Judge Martine to consider such matters and
 when decided sent word of each decision
 to Rose & Putzel

0408

If not delivered in Ten Days, return to
STECKLER & STECKLER,
Attorneys and Counselors at Law,
WORLD BUILDING,
Cor. Park Row and Frankfort St., New York.

ALFRED STECKLER.

CHARLES STECKLER.

Mr. Randolph D. Martine.

Present.

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the house of Coroners Office
No. 14 Second Avenue Street, in the 17th Ward of the City of
New York, in the County of New York, this 28th day of September
in the year of our Lord one thousand eight hundred and 91 before
Ferdinand Levy, Coroner,
of the City and County aforesaid, on view of the Body of Patrick Mitchell

lying dead at
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
Patrick Mitchell came to his death, do
upon their Oaths and Affirmations, say: That the said Patrick Mitchell
came to his death by

from a fracture of the base of the skull
caused by the fall on the sidewalk which
was the result of a push or blow at the
hands of William Cody at no. 117 Chris-
topher Street, September 24th 1891

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.

Sigmund Singer 137 Canal St	Edward Goh, 48 New Chambers
4 Rauscher 262 William St	Francis Coghill 51 Bowery
John Wendelken 56 Madison St	Wm. M. 59 Bowery
Harman Morris 127 Canal St	Henry A. B. 126 Canal
John Brooks 37 Madison St	James Wilson 37 Catharine St
Friedencik, Lohrse 11 Madison St	Edwin Nara 267 William

Ferdinand Levy
CORONER, T.S.

0410

TESTIMONY.

J. J. Sullivan, M. D., being duly sworn, says:

I have made an examination of the body of
Patrick Mitchell now lying dead at

117 Christopher and from such examination

and history of the case, as per testimony, I am of opinion the cause of
 death is

*Homicide by fracture of base of skull
 and intra cranial hemorrhage*

J. J. Sullivan M.D.

M. D.

Sworn to before me,

this

day of

189

Richard D. Boy CORONER.

0411

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
44	Years	Months	Days	Ireland	117 Christopher St. Sept 24 th 1899

Mary Mitchell
 117 Christopher St.
 died at 5:10 am. today.

04 12

F. L.

No.

Quar.

189

AN INQUISITION

On the **VIEW** of the **BODY** of

Patrick Mitchell

whereby it is found that he came to
his death by

Inquest taken on the 7 8 day
of *Sept.* 1891 before
FERDINAND LEVY, Coroner.

1125

Coroner's Office,

CITY AND COUNTY
OF NEW YORK } ss.

William Cody 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—

William Cody

Question—How old are you?

Answer—

Forty years

Question—Where were you born?

Answer—

Ireland

Question—Where do you live?

Answer—

113 Christopher st

Question—What is your occupation?

Answer—

Liquor dealer

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

Nothing further
than I have testified
to — William Cody

Taken before me, this 28th day of Sept 1887
Ferdinand Levy CORONER.

04 14

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
44 Years	Months	Days	Ireland	117 Christopher St.	Sept 24/91

0415

Ind. Jan 1125 - 1891
HOMICIDE.

AN INQUISITION.

On the VIEW of the BODY of

Patrick Mitchell

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

William Cody

Witness Jas. H. Sullivan

Bailed by

Patrick Shiel
678 Washn St.

Left

Bailed by

Henry Weiler

786 Columbus Ave

Sub. of Wm. Cody

Inquest taken on the 28th day
September 1891

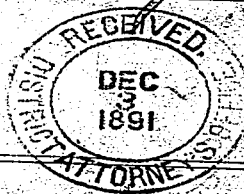
Edmund Henry Coroner.

Committed

Bailed

Discharged

Date of death



0416

Filed Dec. 1/91

B.159, 3 C.

Coroners Office, New York County.

Inquest into the death

- of -

PATRICK MITCHELL.

On bail

Before
HON. DANIEL HANLY,
and a Jury.

Don't forget to send back bond

New York, September 28, 1891
2 o'clock, P.M.

APPEARANCES: Mr. Lynn appears for the People; Mr.

McClelland appears for the prisoner.

*Cody was re-arrested by Officer Quinn
now in 20th Precinct*

OFFICER PATRICK HURLEY, duly sworn:-

I was standing corner of Greenwich Avenue and
Christopher Street and a boy came running up and said a boy hit
his father
his father; I made the arrest; I found a couple of witnesses
there that seen it. It was on the 23rd of September, 1891.
I took the defendant to the station house: I took the deceased
to St. Vincent's Hospital; he walked there. At the hospital I
waited for a while and after he was through he came out and he
said it was only a *contusion*. I took Mitchell around to the
station house again and told the Sergeant, and he walked around
home. That was the last I saw of Mitchell. I learned the
following morning that he died.

BY MR. LYNN:-

Q Was the defendant in custody then? A. He got out on
bail and he was arrested again. I did not arrest him again,
but the man on post arrested him again.

(1)

- Q What was Mitchell's appearance when you saw him? A. I didn't think it was anything serious when I saw him.
- Q What do you mean by that? A. He was not cut, he was only at - he only had a big lump on the side of his head, right on the side, right here.
- Q Was that what you took him to the hospital for? A. Yes, sir.
- Q What did he say about it? A. He told me that Cody hit him, struck him and knocked him down.
- Q That is all he said - he did to him? A. That is all.
- Q Did he say he used a weapon? A. No, sir.
- Q Struck him with his hand? A. Yes, sir.
- Q And knocked him down? A. Yes, sir.
- Q Was this the point you found Mitchell? A. No, sir, I found him on the sofa in the house.
- Q You went to Mr. Mitchell's house? A. Yes, sir.
- BY MR. McCLELLAND:-
- Q What sized man was Mitchell? A. He was about five feet six or seven.
- Q The same sized man as Mr. Cody? A. A taller man.
- Q A heavier man? A. I don't think he was a heavier man.

-----oOo-----

HENRY KOHLER, duly sworn:-
 198 Harmon St Brooklyn N.Y.
 I live No. 106 Christopher Street; I am a gas fitter and
 electrician by occupation. A little after seven I left the
 house and walked towards Christopher Street Ferry, I seen Mr. Cody

run across the street and caught hold of Mr. Mitchell and then called his son over.

Q Who did? A. Mr. Cody.

Q Where did he take hold of him? A. He had a jumper on.

Q And then he called his son across the street?

A. Yes, sir, and he said, is this the man that hit you, Jimmy, the boy said yes, and then they had some words; what it was I don't know; I couldn't understand what they were saying, I was too far away, and I seen Mr. Cody strike the man, and he fell down, and I looked at it a moment and I went over and I tried to fix the man up.

Q What was Mitchell doing before Cody struck him? A. He was coming up the street with a can in his hand.

Q Was there anything in the can? A. No, sir, it was empty.

Q He and this man Cody were talking? A. Yes, sir, I couldn't say whether both talked or not; I couldn't hear it; I suppose they were talking from the motion of their mouths; I only saw the motion of Mr. Cody; I only heard the first remark when he asked the boy if that was the man that struck him?

Q Were they still holding one another when this boy was - when this blow was struck? A. No, sir; Mr. Cody let go of the man and stepped back.

Q How did he fall? A. Backwards.

Q Did he fall on the back of his head? A. I couldn't say whether he fell back or more on the side.

Q On the street or on the sidewalk? A. On the sidewalk.

Q Did his head strike the curb or the flagstone? A. The flagstone.

Q What took place after that? A. I held the man on my knee for a while, but he came to, I went off; I was in a hurry to go away, I thought he was recovering.

Q Where did Cody go? A. He went across the street to his place of business.

Q Did he remain there to hear anything said by Mitchell?
A. No, sir.

Q You don't know what he did say? A. No, sir.

Q Do you know anything about this matter of the boy being struck by Mitchell? A. No, sir.

Q It was all anterior, before you had come upon the scene?
A. I had not come on then.

BY MR. McCLELLAND:-

Q Did you notice whether the boy was bleeding or not? A. I don't think I looked at the boy.

BY MR. LYNN:-

Q How big a boy was it? A. A boy about five or six years old

Q Did you know the boy? A. Yes, sir.

Q You don't know whether he was bleeding or not? A. No, sir; he might have been bleeding; I couldn't say whether he was.

Q What was Mitchell doing with this can all the time? A. He had it in his hand all the time.

Q Was he moving it - swinging it? A. No, sir; he did not, I wouldn't say whether he did or not - I didn't notice it.

-----oOo-----

HENRY MEYER, duly sworn:-

I live No. 106 Christopher Street; I work for my father in a mineral water factory. On the night of Wednesday December 23rd, Mr. Mitchell came from the house with a can to get some beer for Mr. ~~Smith~~ ^{Cody}; as soon as he got on the sidewalk Mr. Cody run across the street and when he got on the sidewalk he hollered to the boy if he was the man that struck him and Jimmie said yes; he stood a minute or so, and with that Mr. Cody stepped back one step and with his fist he struck him; the man fell down as if you threw a piece of lead down on the street; he fell on the back of his head from the blow; he never got a chance to bend his knees.

BY MR. LYNN:-

Q Was it a swinging blow? A. Right from the shoulder.

Q Where did he strike him? A. In the face.

Q And from that blow he fell right over? A. Yes, sir.

Q Did he fall hard? A. I heard the fall; I was standing within ten feet of the man when he struck him.

Q What were they talking about - did you hear? A. No, sir.

Q You didn't hear Cody ask if he was the man that struck the boy? A. Yes.

Q And in a few seconds Cody struck Mitchell? A. Yes, sir.

Q Mitchell fell? A. Yes.

Q Did you see anything about this boy getting struck?

A. No, sir; I did not.

BY MR. McCLELLAND:-

Q Did you notice whether the boy was bleeding? A. Yes, sir.

Q How much time occurred between the time that Mr. Cody came

over to Mitchell and the blow? A. I don't think it was much over amminute.

Q You stood ten feet away? A. Yes, sir.

Q How were they facing? A. Mr. Mitchell towards Bleecker Street and Mr. Cody towards Hudson Street.

Q On which side of Christopher Street? A. Down town side.

Q Whereabouts were you standing? A. On the boundary line of - of this side of Bedford Street -

Q Which way were you facing? A. Towards Bedford Street.

Q They were directly between you and Bedford Street?

A. Yes, sir.

Q Who stood immediately in front of your face? A. Mr. Cody; Mr. Mitchell's face -

Q Did you see the can in the hand of Mitchell? A. Yes.

Q What was he doing? A. He had both hands down.

Q Was he not gesticulating? A. No, sir.

Q Didn't he raise his hand to explain or talk at all? A. No, sir.

Q Did you know Mr. Mitchell? A. I have spoken to him several times.

Q Did you know Mr. Cody? A. Yes, sir.

Q You were directly behind Mr. Cody? A. Yes, sir.

Q And Mr. Cody's body and head were directly in front of you?

A. Yes, sir.

Q You saw him clench his fist and strike him? A. Yes, sir; with his right hand.

Q Do you know whether Mitchell had been drinking beer?

A. I don't know; as soon as he came across the street Mitchell

came -

Q Where is Kroth's? A. Right opposite.

Q Where did Mitchell come from? A. From his house, No. 117.

Q Is that on the side or near Cody's? A. It is two doors from Cody's saloon, Cody is at No. 113 and this is No. 117.

Q The can was empty? A. Yes, sir.

Q He was going to Kroth's? A. Yes, sir, to buy his beer; or whatever he wanted to buy; he had a fifty cent piece in his hand too.

Q You don't know whether he was intoxicated or not? A. No, sir.

BY MR. McCLELLAND:-

Q When Jimmie was struck it was on that side of the street where Mitchell had started from? A. I don't know.

Q What is your judgment about it? A. The boys are always playing in the alley way there -

Q Where is that place in the alley? A. Where Mitchell lives.

Q If Jimmie was struck he might have been struck in the alley way? A. Yes, sir.

Q Where was Cody when the father called him over? A. On his own side.

Q The father called the boy over when he was talking to Mitchell? A. Yes, sir.

-----oOo-----

JAMES F. SULLIVAN, duly sworn:-

I live No. 117 Christopher Street. ^{705 9th Ave} On Wednesday, the

day the man was crossing the street there, there had been some trouble and when I seen Cody come across the street he had some

talk with him, and he struck him a blow and Mitchell fell down; that is all I know about it.

Q What did they say? A. I don't know; I was on the other side of the street.

Q You simply saw the motion of Cody's arm? A. That is all.

Q You didn't feel it? A. No, sir.

Q You saw it? A. Yes, sir.

Q You saw the man go down? A. Yes.

Q Did he fall backwards? A. Yes, sir.

Q There were no two blows struck? A. One blow was struck.

Q Was it up or down or how? A. It was rather up - he was a short man, he had to reach for him.

Q You hadn't see anything of the trouble between them before?

A. No, sir.

BY MR. McCLELLAND:-

Q What time of the day was it? A. About half past seven in the evening, it was ~~dark~~ quite light enough to see.

Q What night was this? A. Last Wednesday; about half past seven o'clock.

Q How far were you from the place? A. Probably as far as from here to the front window; about twenty-five feet, about that.

Q About twenty-five feet from there and it was getting dark?

A. Yes, sir.

Q The lights were lit? A. Yes, sir.

Q Had been lit for some time? A. Yes.

Q It was not as clear now as this room? A. Much clearer;

I can see better - I could see better than I can here.

Q Was there an electric light there? A. Yes, sir; quite close to it.

Q You didn't hear a word of their conversation? A. No, sir.

Q Did you see Jimmie? A. I don't know him, sir.

Q Did you see the boy there? A. No, sir; I didn't see any boy; there are always boys running around there.

Q Did you hear him call for his boy Jimmie? A. No, sir.

BY MR. LYNN:-

Q Did you see Jimmie go over? A. I didn't see any boys at all; there may be a dozen - there are so many boys there; I didn't take notice of them.

Q You didn't see one boy going across and Cody talking to him? A. No, sir.

Q Did you notice this can in the hands of Mitchell? A. Yes.

Q What sized can was it? A. The usual kind, ^{milk can,} that would hold a pint of beer.

Q Did you notice what he was doing with that can? A. Carrying it in his hand; I believe the right hand.

Q Which side of Mitchell was to you? A. In front or nearly in front.

Q They were facing each other; one was looking towards Hudson Street and the other towards Bleecker? A. Yes, sir.

Q You were across the way? A. Yes, sir.

Q Which side of Mitchell was nearest to you, his right or his left side? A. His left side.

~~QxxxWasxhexaxmarkedman?xxxxx~~ Q So he carried the can in the right hand? A. I should judge so.

Q You say you did not see him swing the can at all?

A. He might have swung it all the time and I not see it.

*When he was arrested
and after he was failed and
I hear him say I will fix some more of them
they was late when he passed by me - 4/2*

RUDOLPH SEILER, duly sworn:-

I live No. 114 Christopher Street and I am a shoe maker
by occupation; I know Mr. Mitchell from seeing him.

The witness states that he cannot talk
the English language very well and the Coroner in-
terprets his testimony.

I saw the occurrence; I saw Mr. Cody coming across the
street and Mitchell he came this way; they met each other right
on the street and then they had a little trouble together, some
words together, and after a little while Mr. Cody hit Mitchell in
the face and Mitchell fell on his head; that is all I saw.

BY MR. McCLELLAND:-

Q Did you see Mr. Cody push Mr. Mitchell? A. Yes, sir.

Q After the pushed him did he fall? A. Yes, sir.

-----oOo-----

WILLIAM J. KNOUD, duly sworn:-

I live No. ~~37~~ Amsterdam Avenue, and I am a wagon and
truck builder at 329 West Street. On September 23rd I was stand-
ing talking to Mr. Cody a few minutes when his little boy ran up
bleeding out of his nose and mouth and he said that fellow struck
me; he said what fellow; Mitchell he said. Mitchell was there
with a pail in his hand and Cody went over and spoke to him and
called over the little boy and whatever happened between them I
didn't hear.

Q Did you hear him ask the little boy whether that was the man
that struck him? A. Yes, sir.

Q What did he say? A. That it was.

Q What did Cody do then? A. There was some people talking, behind me, they were standing in the passage way there, I had my arm resting on the railing there and I heard people talking and I saw Cody strike Mitchell and I saw him fall and I went away.

BY MR. McCLELLAND:-

Will you state how Mr. Cody struck at this man? So the Jury can understand - how he did it? A. Something like that (illustrating) to the best of my opinion.

Q He didn't strike with his clenched fist at all? A. I could not see that - what passed between the two I don't know.

Q Did you notice the deceased Mitchell have a pail in his hand? A. I did, in his right hand.

Q What did he do with it? A. Swinging it in his hand, while he was talking to him, but what passed between them I don't know.

Q You think Mr. Cody pushed him? A. I saw him push him right that way; I couldn't tell - I was sufficiently near enough - I walked right off; I left then; I was directly opposite at the time.

-----oOo-----

WILLIAM CODY, duly sworn:-

I live at No. 113 ~~St. James~~ Christopher Street; I keep a liquor store there for about four or five years.

BY MR. McCLELLAND:-

Q This is your first appearance in Court? A. Yes, sir.

0427

Q Will you please state what transpired in this unfortunate occurrence which seems to have resulted in the death of Mitchell.

A. At about half past seven o'clock on the 23rd I was speaking to Mr. Knoud; down a little ways there were some children playing - boys, Mitchell came out he spoke a moment over the tube and hit one with the can like that; what made him do it I don't know; I nudged Mr. Knoud about it and I asked him if he saw that; then my child came up and said that man hit me; I went over and spoke to Mitchell on the other side and I *put my finger on* his coat like that and I said, what did you hit that child for; he said why don't you keep him home; I told him I cannot keep him home; I cannot keep him any nearer home - I cannot keep him under my foot; I called him over and showed him and he said nothing to that; when I held the child by the hand and said you are a mean man; then he raised the can and he said what do you want to make *about it*; as soon as he did that, I stepped around - I stepped one side and pushed him in the jaw with my hand, and the next thing I knew he fell on the sidewalk.

Q How did he have that can at the time you pushed him away from you? y A. I looked back; I was afraid he was going to hit me with the can and I stood like that and I pushed him between the ear and the point of the jaw; I had no intention of striking him at all; I never had a word with him.

BY MR. LYNN:-

Q How did he fall? A. He fell rather backwards.

-Q You were taken to the station house? A. Yes, sir; the officer asked me if I had some trouble; the officer said he would have to make a charge; I showed the officer where the man lived; he said he would make a charge against me.

Q Did Mitchell go to the station house? A. Yes, and from there to the hospital and from that home; the Sergeant sent him to the hospital. I was discharged on bail; I was arrested the next morning about five o'clock.

Q After they learned that this man Mitchell had died? A. Yes, sir.

Q You did strike him a blow? A. No, sir.

Q A slap? A. Like this, I pushed him away like that. I thought he was going to hit me with the can. He said what are you going to do about it; he had the can in his hand and I thought he was going to hit me and I pushed him like that.

BY A JUROR:-

Q How old is Mr. Mitchell? A. About forty or forty-five.

THE CORONER: Between forty-four and forty-five.

BY MR. LYNN:-

Q Was he drunk or sober? A. To the best of my opinion he was drunk.

BY MR. McCLELLAND:-

Q Do I understand you to say that you regarded Mr. Mitchell as he was under the influence of liquor? A. Yes, when I came out of the house the officer said that man looks to me as if he was a man that had been drinking.

-----oOo-----

OFFICER HURLEY, recalled:-

BY MR. LYNN:-

Q What is your best impression of Mitchell, was he drunk or sober? A. He looked to me as if he had been taking a glass

0429

of beer or so - not altogether drunk though.

Q He looked as if he was under the influence of liquor to some extent? A. Yes, that is about it.

-----oOo-----

DANIEL HAGGERTY, duly sworn:-

I live No. 2 Dry Dock Street. I am a laborer in the Department of Docks. I boarded with this man; I never saw him taking anything more than one pint of beer in the day to his meal.

-----oOo-----

OFFICER HURLEY, recalled:-

BY MR. LYNN:-

Q Did you do everything that you could in the way of securing the attendance of witnesses in this case? A. Yes.

Q And you secured the attendance of four or five? A. Yes, sir; there are four here.

Q Do you know of any other witness that witnessed this occurrence on the 23rd of September? A. No, sir.

Q Did you make inquiry? A. I did.

Q And the result of your inquiry is the production of those witnesses here now? A. Yes.

Q Do you know this man who has been on the stand here?

A. No, sir.

-----oOo-----

WILLIAM R. JENKINS, duly sworn:-

I found a contusion on the left side of the head about in that position (illustrating) above the ear and back of it; the most prominent on the side; laceration of the lip and I am under the impression it was the lower lip on the left side. On opening the skull I found a small fracture; on the other side I found a very considerable hemorrhage the result of contusion of the brain against the side of the skull. The cause of death was fracture of skull with intracranial hemorrhage due to violence.

BY MR. LYNN:-

Q Could that fracture be produced by a square blow on any part of the face? A. Yes, by knocking a man down.

Q The fall would produce it? A. Yes, sir.

Q Assuming that a man did not fall could that fracture be produced by a blow? A. No, sir, not by the fist, not directly.

Q But a man falling could receive that fracture? A. Yes, sir.

Q Was the skull thick or thin? A. Rather thin.

Q How old a man was he? A. I didn't make an autopsy on the body because they objected to it; they objected to any examination and I told them I would only make what was necessary; I was satisfied as to the cause of death.

Q Did you examine the brain? A. Yes, sir.

Q Was this examination any indication whether he was subject to drink or not? A. There was a little change in the arteries but not much.

Q A slight change? A. Yes, sir.

0431

Q That would come from drinking habits? A. Yes, sir; he was a man about forty-four or so; he looked to be a man so much older -- the laceration of the lip was on the left side and the injuries to the skull on the right side, diagonally opposite.

-----oOo-----

VERDICT: We, the Jury find, that PATRICK MITCHELL came to his death from a fracture of the base of the skull caused by the fall on the sidewalk which was the result of a push or blow at the hands of William Cody at No. 117 Christopher Street, September 24th, 1891.

-----oOo-----

0432

(502)

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 Roddy

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *William Roddy* —

of the crime of *manslaughter in the*

second degree, —

committed as follows:

The said *William Roddy*)

late of the City of New York, in the County of New York aforesaid, on the
Twenty-Ninth day of *September*, in the year of our Lord one thousand
eight hundred and ninety- *one*, — at the City and County aforesaid,

in and upon one Calista Mitchell, then
and there being, unlawfully and feloniously
did make an assault, and then the
said Calista Mitchell did then and there

maliciously and feloniously strike, beat and
 wound, and the said William Roddy, then
 and there, with his hands, maliciously and
 feloniously did push, cast and throw the
 said Catharine Mitchell down into and
 upon the ground there, with great force
 and violence, giving ~~into~~ ^{to} him the said
 Catharine Mitchell, then and there, by the
 means aforesaid, in and upon the head
 of him the said Catharine Mitchell, one
 mortal wound and fracture, of which
 said mortal wound and fracture the
 said Catharine Mitchell, at the City and
 County aforesaid, from the day then
 mentioned until the twenty fourth day
 of September, in the year aforesaid, did
 languish, and languishing did die, on
 which said last mentioned day, by the
 said Catharine Mitchell, at the City and
 County aforesaid, of the said mortal
 wound and fracture, did die.

And as the Grand Jury do
 say that the said William Cadogan, Jr. the
 said Edmund Mitchell, in the manner and
 form and to the means aforesaid, wilfully
 and feloniously did kill and slay against
 the form of the Statute in such case
 made and provided, and against the peace
 of the People of the State of New York,
 and their dignity.

Edmund Mitchell,

Edmund Mitchell,

0435

BOX:

460

FOLDER:

4224

DESCRIPTION:

Cohen, Jacob

DATE:

12/02/91



4224

Witnesses:

Part II

Dec 8 1891. I tried this case yesterday and to day. The jury disagreed and took 4 for conviction & for acquittal. I do not think on the testimony for the people a verdict can be obtained.

Therefore I recommended that the deft be discharged on his own recognizance.

J. D. Macdonald
Deputy

341 John Higgins

Counsel,

Filed Dec 1891

Pleads No jury 3

THE PEOPLE

vs.

Jacob Cohen

DE LANCEY NICOLL,

District Attorney.

Section 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

A TRUE BILL.

(Hays Valley)

Jan 2 - Dec. 9, 1891. Foreman.

Find and give verdict.

Recog on his own

Recog. for

4c
8 ac

0437

Police Court— District.

City and County } ss.:
of New York,of No. 23 Willett Maria Levine Street, aged 25 years,
occupation Porter being duly sworndeposes and says, that the premises No. 79 Suffolk Street, 10 Ward
in the City and County aforesaid the said being a five story brick
building in part dwelling
and which was occupied by deponent as a dwelling
and in which there was at the time a human being by namewere BURGLARIOUSLY entered by means of forcibly Open a door
on the top floor part by means a false
key and entering therein with intent
to commit a felonyon the 10 day of November 1891 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:One Ladies Cloak of
the value of Twelve dollars
(\$12 00)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 byJames Cohen and
another person not yet arrested
for the reasons following, to wit: That said propertywas located in said premises;Deponent is informed byMiss Wender of No 79Suffolk street that shesecretly locked and fastenedsaid premises at about 12o'clock noon on said dateand went out, and when she

returned at about 3 P.M. O'clock
of same date. She found the door
leading from the hall open, and
saw defendant (number), and
said person not yet arrested
in said apartments
saw defendant (number), have
said cloak in his possession.
And that each of said defendants
made their escape. Wherefore
defendant (number) be held to answer
said other person not yet arrested
be apprehended and each be held
with as the law directs.

Subscribed before me
this 29th day of Apr 1891 } Morris & Lerner
John A. Ryan }
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Twenty 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 1891
Police Justice.

I have admitted the above named
to bail to answer by the undertaking hereunto annexed.
Dated 1891
Police Justice.

There being no sufficient cause to believe the within named
guilty of the offense therein mentioned, I order he to be discharged.
Dated 1891
Police Justice.

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

vs.

1.
2.
3.
4.

Date

1891

Magistrate.

Officer.

Clerk.

Witnesses.

No.

Street.

No.

Street.

No.

Street.

\$ to answer General Sessions.

0439

CITY AND COUNTY }
OF NEW YORK, } ss.

Simon Menker
aged 55 years, occupation Housekeeper of No. 79 Suffolk Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Morris Levin*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 29 day of Nov 1890, } *Simon Menker*
mark

John Egan
Police Justice.

0440

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
his
Jacob Cohen
mark

Taken before me this

29

day of

1897

John J. [illegible]

Police Justice.

0441

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.....

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

Dated Nov 29 1891 John Ryan Police Justice.

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

Dated.....18.....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.....18.....Police Justice.

0442

Police Court---

1463
3 District.

THE PEOPLE, vs.
ON THE COMPLAINT OF

Maria Levine
33 W. 10th St.
1 *Jacob Cohen*
2
3
4
Officer *Brinkman*

BAILED.

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated

Nov 29 91
Ryan Magistrate.
Gallen Officer.

12 Precinct.

Witnesses

No. *79* *Stuyvesant* Street.

Abraham L. Stryker

No. *65* *Stuyvesant* Street.

No. *79* *Stuyvesant* Street.

1000



COM *Burg 384*
P.D.
Rever

0443

402

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Jacob Cohen

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

Jacob Cohen

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

The said

Jacob Cohen

late of the *10th* Ward of the City of New York, in the County of New York aforesaid, on the
tenth day of *November* in the year of our Lord one
thousand eight hundred and ninety- *one*, with force and arms, in the *day* time
of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Morris Levine

there situate, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said *Morris*
Levine in the said dwelling house then and there being, then and there
feloniously and burglariously to steal, take and carry away, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York and
their dignity.

Ordered by the Court that this indictment be amended
so that the words "leaves of land" shall read "chattel"
and, wherever the same may occur.

0444

SECOND COUNT—

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

Jacob Cohen

of the CRIME OF ~~Small~~ LARCENY

committed as follows:

The said

Jacob Cohen

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the Ward, City and County aforesaid, in the day - time of said day, with force and arms,

*one cloak of the value of
twelve dollars*

of the goods, chattels and personal property of one

Morris Levine

in the dwelling house of the said

Morris Levine

there situate, then and there being found, from the dwelling house aforesaid, then and there felon-
iously did steal, take and carry away, against the form of the statute in such case made and pro-
vided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
Jacob Cohen
 of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Jacob Cohen*,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid,

*one cloak of the value
 of twelve dollars*

of the goods, chattels and personal property of

Morris Levine
 by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said

Morris Levine
 unlawfully and unjustly did feloniously receive and have; (the said

Jacob Cohen
 then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0446

BOX:

460

FOLDER:

4224

DESCRIPTION:

Coleman, Edward

DATE:

12/18/91



4224

0447

Witnesses:

B. C. Bishop

143 Jmuel a

Counsel,

Filed

day of Dec 189

Pleads

THE PEOPLE

vs.

Z

Edward Coleman

[Section 406
Burglary in the
degree.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

August 10th 1890

Foreman.

Dec 21/91
Frank R. Day

S. P. 3 1/2

0448

Police Court—2—District.

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

Roland C. Bishop

of the tug Thomas Dixon, office Bretherton N.R. Street, aged 21 years,
occupation Mate of the tug Thomas Dixon being duly sworn

deposes and says, that the premises ~~is~~ the tug boat Thomas Dixon in the City and County aforesaid, the said being a tug boat employed in the Harbor of New York then lying at the foot of West 104th Street,

N.R. and which was occupied by deponent as a sleeping apartment in the cabin and in which there was at the time a human being, by name deponent Roland C. Bishop and Jonal Kuhnaupt were BURGLARIOUSLY entered by means of forcibly breaking a lock of the door of the cabin of the said tug boat

on the 13th day of December 1881 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

a pair of suffers of the value of twenty cents, and an attempt was made to steal other property there of the value of over one hundred dollars

the property of deponent and others there.

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 and attempted to be taken by

Edward Coleman now living for the reasons following, to wit: deponent ^{had been} was asleep in the cabin of the said tug boat at said time and the said Jonal Kuhnaupt was there and the door of the said cabin was locked. deponent was lying awake in bed about the hour of 2.15 O'clock p.m. and deponent heard the noise of the breaking of the said lock and the defendant, and another man, not arrested, broke open the said

door and came into the said cabin.
 Deponent saw the defendant by the
 light of the cabin lamp, and the
 defendant was immediately pursued
 and arrested, charged with feloniously
 entering said cabin.

Subscribed before me this
 13th day of December
 1891.

Edmund G. Bishop

John S. Kelly
 Deput. Justice

Police Court District.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0450

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

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

Question. What is your name?

Answer. *Edward Coleman*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *N. Y.*

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

Answer. *421 Greenwell St - 2 years*

Question. What is your business or profession?

Answer. *Fireman*

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

Answer. *I have nothing to say at*

present

Edward Coleman

Taken before me this

19

day of

March

1911

John J. Kelly

Police Justice.

0451

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.....

Edward Coleman

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Five* 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 *Dec 13* 18 *81* *John S. Kelly* Police Justice.

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

Dated.....18.....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.....18.....Police Justice.

0452

Police Court---

1529 District.

THE PEOPLE &c.,

ON THE COMPLAINT OF

Roland C. Burdick

vs.
Edward Coleman
Jonah

Burdick
Offence

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Dated

Dec 13

1882

Magistrate.

Officer.

Precinct.

Witnesses

Jonah Kuhoff

Ing. Post Thomas St.

Office Post of Belknap St

No.

Street.

No.

Street.



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

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Rodeman

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

Edward Rodeman —

of the CRIME OF BURGLARY in the *first* degree, committed as follows:

The said *Edward Rodeman*,

late of the *ninth* Ward of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *December*, in the year of our Lord one thousand eight hundred and ninety-*one*, in the *night* time of the same day, at the Ward, City and County aforesaid, the dwelling house of one *Edward R. Carden*,

there situate, feloniously and burglariously did break into and enter, there being then and there a human being within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said *Edward R. Carden*. —

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, *the said Edward Rodeman being then and there assisted by a confederate, actually present, whose name is to the Grand Jury aforesaid as yet unknown.* —

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.

Deane M. Hill,
Attorney.

0454

BOX:

460

FOLDER:

4224

DESCRIPTION:

Coleman, Yetta

DATE:

12/02/91



4224

0455

BOX:

460

FOLDER:

4224

DESCRIPTION:

Coleman, George

DATE:

12/02/91



4224

0456

BOX:

460

FOLDER:

4224

DESCRIPTION:

Wax, Jacob

DATE:

12/02/91



4224

0457

Witnesses:

336
L. G. H.

Counsel,
Filed *Dec* day of *Dec* 189*7*
Pleads, *July 3*

THE PEOPLE

vs.
T

Metta Coleman
George Coleman
Jacob Wax

Grand Larceny
[Sections 528, 530 — Penal Code.]
Degree.

DE LANCEY NICOLL,
District Attorney.

Dec 15 191
(all)
Speed & Regulated
A True Bill.
(H. J. H. H. H.)

Foreman.
Dec 15th Part I
W. S.

0458

Police Court—3rd District.

Affidavit—Larceny.

City and County } ss.
of New York }

of No. Emblem Hotel Cor Grand and Broadway Street, aged 1 years,
 occupation gentleman being duly sworn
 deposes and says, that on the 21st day of Nov 1891 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:

Six Certificates Series No 21 of the
 Kersner Government Russian Bank Bill
 coupons representing Six Thousand ^{Russian} Rubles
 representing Three Thousand Dollars in
 American money
 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

Getta Coleman George Coleman
and Jacob Wax (all now here)
 from the fact that deponent was lodging
 with the defendants Getta and George
Coleman at 90166 Florida Street
and that defendant Jacob Wax was
a boarder with the defendants Getta and
George Coleman and at about the hour
of two o'clock P.M. on said date deponent
opened his deponents trunk in said defendants
Coleman's apartments to take an overcoat
out of said trunk as deponent was in the
act of going horse back riding with the
defendants George Coleman and Jacob Wax
and at that time when deponent opened

of
 sworn to before me, this
 18
 day
 Police Justice.

His defendant's trunk he defendant found the
 said trunks in a portfolio attached
 to the inside of the top or cover of said
 trunk and when defendant left said
 apartments no 166 Eldridge Street to go
 out horse back riding the defendant
 Getha was in said apartments and left
 about the hour of six o'clock and thirty
 minutes P.M. when he defendant returned
 in company with the defendants George Coleman
 and Jacob Way and went to said
 apartments defendant and said defendants
 George and Jacob Way was discovered
 the door in said apartments was not
 locked and when one of defendants
 knocked on the said door of said apartments
 the door opened and the defendant Getha
 was missing from said apartments and
 defendant discovered his defendant's trunk
 was broken open and said six certificates
 stolen from said trunk defendant further
 says he is informed by Mary Ann Lewis
 housekeeper in said premises that she
 was informed by Joseph Connor a tenant
 in said house that he discovered that
 said door of the defendants Coleman was
 open about five minutes before the return
 of defendant and defendants Coleman and Way
 said defendant Coleman asked said Connor to
 report the case at the Station House
 wherefor defendant charges said defendants
 with acting in concert with each other in taking
 stealing and carrying away said property
 sworn to before me (Henri Reutter.
 this 24 day of Nov 1891

John Regan

Police Justice

0460

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Yetta Coleman*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *166 Grand St 13 months*

Question. What is your business or profession?

Answer. *Stenographer*

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

Yetta Coleman
mark

Taken before me this
day of *March* 1911
Frank H. [illegible]

Police Justice.

0461

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

George Coleman 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 Coleman*

Question. How old are you?

Answer. *44 years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *166 Eldridge St / 3 months*

Question. What is your business or profession?

Answer. *Tailor*

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**George Coleman*

Taken before me this

24

day of

April 1894

Police Justice.

0462

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Jacob Marx 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
Jacob Marx
mark

Taken before me this

day of

John A. Ryan
1897

Police Justice.

0463

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Waiter of No. 166 Eldridge Street, being duly sworn, deposes and

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

Sworn to before me, this 24

day of July 1890

Joe Canner
Police Justice.

0464

CITY AND COUNTY }
OF NEW YORK, } ss.

Margaret Lewis
aged 36 years, occupation Housekeeper of No.
166 Broadway Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Henry E. Reuter*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me this
day of

1890.

Margaret Lewis
Sworn

Police Justice.

0465

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

Yitta Coleman and George Coleman and Jacob Marx

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

Dated *Nov 24* 1891 *John P. Ryan* Police Justice.

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

Dated 18 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 18 Police Justice.

0466

Police Court---

1462
3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mary E. Renteria
Emilia 1444 Grand St
Yetta Coleman
George Coleman
James Marx

Offence *Larceny*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

Nov 24 1891

Magistrate.

Ryan
and
Murray *Phillips* Officer.

11 Precinct.

Witness

No.

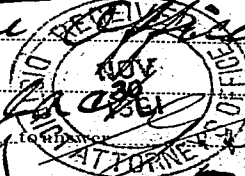
Street.

No.

Street.

No.

Street.



Call the
1500
Nov 25 1891
Corn

0467

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, DISTRICT.

of No. *11th Precinct* William J. Mooney
occupation *Police Officer* being duly sworn deposes and says
that on the *21st* day of *July* 188*8*

at the City of New York, in the County of New York *Arrested*
Getta Coleman George Coleman
Israel Robinson and Jacob Wang
all now here, charged by Henry E. Fisher
of no 166 Eldridge Street with Stealing
Six Thousand Rubles
Wherefore deponent prays that said
defendants may be held
for examination in order to
enable deponent to procure
sufficient evidence

William J. Mooney

Sworn to before me, this
of *July* 188*8*

Police Justice.

160
Police Court--

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT.

Wm. J. Kelly

*Getta Co. [redacted]
J. J. [redacted]
[redacted] [redacted]
[redacted] [redacted]*

Dated *Jan 22 1891*

Reyn Magistrate.

Officer.

Witness, *11*

Disposition, *5*
1000

2-11-23- Jan
11 11 24 10-am

0469

against

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

of the CRIME OF GRAND LARCENY in the *first* degree committed as follows:

late of the City of New York, in the County of New York aforesaid, on the Twenty-third day of November, in the year of our Lord one thousand eight hundred and ninety one, at the City and County aforesaid, with force and arms,

of the goods, chattels and personal property of one Harry Bentler,

Deane's note,
Interior Agency

0470

BOX:

460

FOLDER:

4224

DESCRIPTION:

Collins, George

DATE:

12/01/91



4224

Witnesses:

In the within case
I recommend the
acceptance of a
Plea of Petty Larceny
W. L. H. H. H.
Dec 14/91

307 *Christians*

Counsel,

Filed

day of Dec 1891

Pleads,

Not guilty

THE PEOPLE

W. L. H. H. H.
vs.

George Collins

Grand Larceny,
(From the Person),
[Sections 828, 837,
Penal Code.]

Dec 14/91

DR LANCEY NICOLL,

District Attorney.

Wanda S. P.
Pen one of Dec 10/91
A TRUE BILL.

(Signed)

Foreman.

Part I
W. L.

Part I
Dec 14/91

N. Y. General Sessions.
 The People, etc.,
 vs.
 George Collins.

City and County of New York, ss:
 George Collins
 being duly sworn says:
 I am of the
 age of 34 years and upwards
 and I reside with my wife
 at number 69 Allen Street, New York
 City. The present conviction
 (by my own confession) is the
 only one ever had against
 me for any crime.
 I have been engaged all
 the past summer as a peddler
 and on the arrival of the
 cold weather was compelled
 to seek other employment but
 failing to secure such and
 feeling discouraged at being
 unable to provide for my
 family I yielded to the temptation

held out by the prominent
watch chain and, in a moment
of desperation snatched at
it.

I am more than sorry
for my fault and I
respectfully beg for my
unfortunate situation such
much as I can possibly
receive.

Supra to before me
this 18th day of December 1871

~~John D. Green~~
Camm & Deed
My City & Co

Geo. Collins

0474

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

Thomas F. Thompson

of No. *City Hall* *par price* Street, aged *41* years,
 occupation *Police Officer* being duly sworn deposes and says,
 that on the *30* day of *November* 188*9*
 at the City of New York, in the County of New York, *He arrested*

George Collins (nowhere) charged
with larceny, from the person,
from the fact defendant is informed by
Gerardo Pitts of 99 Somerset Street
Brooklyn that he saw said defen
dant take said property from the
person of an unknown person
and that the same defendant
asked that said defendant be held
so as to enable him to procure a
complaint & arrest of said person
Thos. F. Thompson

Sworn to before me, this

of *November* 188*9*

day

Notary Public.

0475

Police Court, _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

George Callahan

AFFIDAVIT.

Henry

The undersigned Magistrate
in my absence, will please hear
and determine the within case.

P. D. L. -
Police Justice.

Dated *Nov 20* 188*9*

Sumner Magistrate.

Thompson Officer.

Witness, *Fernando Pitts*
J. J. Amers
B. Reyn

Disposition, *Ex Mar 21- 9. 30 a.m.*

" 23. 9. 30. a.m.

0476

Police Court—

District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 99 Summer St Frederick Pitts
occupation Telegraph Lijian Lin Street, aged 37 years,
deposes and says that on the 26th day of November 1894 being duly sworn
at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of an unknown person to deponent in the day time, the following property, viz:

One open face a Silver watch

the property of an unknown person

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 Collins (prisoner)

for the reasons following to wit
that on said day about the hour
of 10 minutes to 3 o'clock p.m. on the
afternoon of said day, deponent saw
said defendant take the said property
from the lower left hand vest pocket
of the vest said unknown person
had on who was then at the crossing
on Broadway at mail street, and
said defendant drop said property
and said unknown person picked up
the same and said defendant then
ran away and deponent pursued
him and caught him by the wrist when

of
shown to before me, this
is
day

Police Justice.

said defendant broke away and ran
 was arrested by Thomas F. Thompson
 a police officer of the city Hall and
 police and deponent fully identifies
 said defendant as the person he
 saw take and carry away said
 property from the person of said
 person and person and he charges him
 with the carrying of arms.

I swear before me on the 14th day of March
 1912

Do J. C. Rust

Police Justice

0478

1877

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas F. Thompson
aged *41* years, occupation *Police Officer* of No. *City Hall* Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Fernando P. Potts*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *23rd* day of *November* 189*1*.
Thomas F. Thompson

J. C. R. [Signature]
Police Justice.

0479

Sec. 198-200

District Police Court

CITY AND COUNTY
OF NEW YORK, ss.

George Collins 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 ^{is}; that the statement is designed to
enable h ^{is} if he see fit to answer the charge and explain the facts alleged against h ^{is}
that he is at liberty to waive making a statement, and that h ^{is} waiver cannot be used
against h ^{is} on the trial.

Question. What is your name?

Answer. *George Collins*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *96 Bowery 1 year*

Question. What is your business or profession?

Answer. *Food dealer*

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*
Geo. Collins

Taken before me this *23*

day of *November* 1897

Police Justice

0480

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.....

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

Dated *Nov 23* 1891 *D. J. C. R.* Police Justice.

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

Dated..... 18..... 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..... 18..... Police Justice.

048

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

2

3

4

Dated

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

to answer

Committed

BAILED,

No. 1, by

Residence

No. 2, by

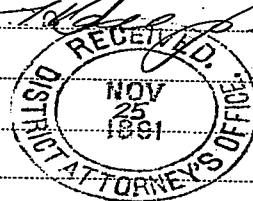
Residence

No. 3, by

Residence

No. 4, by

Residence



0482

501

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 Collins

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

George Collins

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

The said

George Collins

late of the City of New York, in the County of New York aforesaid, on the *20th* day of *November* in the year of our Lord one thousand eight hundred and ninety-*one*, in the *day* - time of the said day, at the City and County aforesaid, with force and arms,

one watch of the value of twenty dollars

of the goods, chattels and personal property of ~~one~~ *a certain man whose name is to the Grand Jury aforesaid unknown*, on the person of the said *man*, then and there being found, from the person of the said *man*, 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.

He Lancy Nicoll
District Attorney

0483

BOX:

460

FOLDER:

4224

DESCRIPTION:

Connor, Owen

DATE:

12/11/91



4224

82

Counsel, *M* day of *Dec* 1891
Filed *M*
Pleads *Myself*

THE PEOPLE
vs.
2166 8' *R*
2166 8' *us.*
Owen Connor

SECTION 528, 529
PENAL CODE.
PETIT LARCENY.

DE LANCEY NICOLL,
District Attorney.

Part 3. Dec 22/91
Tried & jury disagreed
27 for conviction

A TRUE BILL.

Emmanuel Stormingale

Part 3. Jan 5/92
Tried & convicted
Foreman.

Geo days City. Paris

Witnesses:

Ed Oppenheimer
Geo. H. Thompson
42 St + 8th av.
W. H. H. H. H. H.
446 W. 54th St.
Sec 2166
2166 8. 54th
Ch good

Police Court, Fourth District

City and County of New York, ss.:

of No. 409 West 5-4 Street, aged 30 years,

occupation Fruit dealer being duly sworn

deposes and says, that ~~the premises No. 409 West 5-4~~ the South East corner 10 Avenue Street, 22 Ward in the City and County aforesaid the said being a Fruit Stand

and which was occupied by deponent as a Fruit Stand

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

were BURGLARIOUSLY entered by means of forcibly

opening the lock fastening the lid of
cover and opening the same

on the 3rd day of December 1891 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

One Bag containing a quantity
of Peanuts of the value of Three Dollars
— (\$3.00) —

Sworn to before me
3rd Day of Dec 1891

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

Owen Connor (now here)

for the reasons following, to wit: that at about the hour of 10.30
P.M. on December 2nd 1891 deponent secured
fastened the lock on said Stand or Case
and deponent is informed by Officer Adolph
Oppenheim of the 22nd Precinct Police that at
about the hour of 12.30 A.M. thereafter deponent
saw said defendant wrench off the said lock
open the said Stand and take therefrom the said
property and found said property in his defendant's
possession.

Frank Rich

Police Justice.

0486

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 25 years, occupation Adolph Oppenheimer
Police Officer of No. 22

Recruits Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Frank Rich

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

Sworn to before me, this 3^d day of December 1891 } Adolph Oppenheimer

A. D. M. M. M. M. M.
Police Justice.

0487

Sec. 198-200.

43

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Owen Connor

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

New York

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

Answer.

No 2166 - 8 Avenue & about 1 year

Question. What is your business or profession?

Answer.

Actor

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.**Owen Connor*

Taken before me this

day of November 1891

H. H. Mahan

Police Justice.

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

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

Dated Nov 3 1891 W. J. McMahon Police Justice.

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

Dated.....18.....*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.....18.....*Police Justice.*

0489

1508

Police Court--- 4th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank Rich
2409 West 5th St
Oren Connor

Offence *Barry*

BAILED.

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated Dec 3 1891
Magistrate.

Oppenheimer
Officer.
Precinct.

Witnesses *James H. Kelley*
No. 221 Soar 26 Street.

Call Officer
No. _____ Street.



No. _____ Street.
\$ 2000 to answer G.S.

Leon

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Owen Connor

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

Owen Connor

of the CRIME OF PETIT LARCENY, committed as follows:

The said

Owen Connor

late of the City of New York, in the County of New York aforesaid, on the *third*
day of *December* in the year of our Lord one thousand eight hundred and
ninety-*one*, at the City and County aforesaid, with force and arms,

*one bag of peanuts of the
value of three dollars*

of the goods, chattels and personal property of one

Frank Ricce

then and there being found, then and there unlawfully 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.

*De Lancey Nicoll,
District Attorney*

0491

BOX:

460

FOLDER:

4224

DESCRIPTION:

Courad, John

DATE:

12/22/91



4224

0492

W777-63863:

John Muel Holland

Off Shaffer

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

P

John Conrad

Assault in the Third Degree.
(Section 219, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Geo. B. Duhon

Foreman.

Dec 13/97

Charles Dwyer

Per 10 ml

0493

Police Court— 3 District.City and County } ss.:
of New York,

John Mulholland
 of No. 13 *Precinct* Street, aged _____ years,
 occupation *Police officer* being duly sworn
 deposes and says, that on the 19 day of December 1887 at the City of New
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by *John Conrad*
(now here) who struck deponent a violent
 blow on the Head and face - while the
 deponent was in the discharge of his duty
 and in full uniform as a Police officer

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

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

Sworn to before me, this 20 dayof Dec 18871887*John Mulholland*

John Ryan Police Justice.

0494

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

John Conrad

Taken before me this
day of *July* 1891

Police Justice.

0495

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 *\$100* 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 *Dec 7 1891* *John R. Ryan* Police Justice.

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

Dated.....18.....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.....18.....Police Justice.

0496

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court---3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Munkholland
vs.
John Conrad

1
2
3
4

1552
Delinquent Arrested
Office

Dated *Dec 20* 1891

Ryan Magistrate.

Munkholland Officer.

13 Precinct.

Witnesses *John Sinder*

No. *200 Allen* Street.

No. Street.

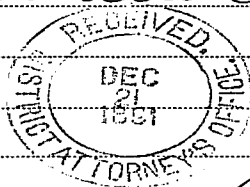
No. Street.

No. Street.

No. Street.

No. *1000* *G.S.* Street.

Com *ASH 3*



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 Conrad

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

John Conrad

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

The said

John Conrad

late of the City of New York, in the County of New York aforesaid, on the *nineteenth*
day of *December* in the year of our Lord one thousand eight hundred and
ninety *one*, at the City and County aforesaid, in and upon the body of one

John Mulholland in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *him* the said *John Mulholland*
did then and there unlawfully beat, wound and illtreat, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0498

BOX:

460

FOLDER:

4224

DESCRIPTION:

Cross, Frank

DATE:

12/22/91



4224

Wiley S. Schreiner

Filed 22 / day of Dec 189

Pleasant City, Tenn. 11-28

THE PEOPLE

572

Frank Cross
A-1

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL

Foreman,

Here 28th - Part I W. J.

S.P. 2 years

Grand Larceny, *Secured* Degree. [Sections 528, 58 / Penal Code.]

0499

0500

Police Court

District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Hiley S. Ditmars
 of No. Pin 27, North River P. R. R. Street, aged 26 years,
 occupation Delivery Clerk being duly sworn,
 deposes and says, that on the 19 day of December 1891 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
case of Suspenders of the value of about
Two hundred dollars

the property of A. Elickman of 53 East Broadway
and in deponent's care and custody

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloni-
 ously taken, stolen and carried away by Frank Cross (now here)
 for the reason that on the above date the above
 described property was on the pier of the Penneybrown
 Rail Road Company at the foot of Hallett Street.
 Deponent saw the defendant put the said case
 upon a truck in deponent's care and
 custody and had defendant arrested as he
 was driving away with the said case.
 Wherefore deponent charges the defendant with
 larceny and prays that he may be held to
 answer

Hiley S. Ditmars

Sworn to before me, this

19 day

of

1891

Police Justice

0501

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Frank Cross

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. 426. 11th Street. 3 years

Question. What is your business or profession?

Answer. Licensed Vender

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.
Frank Cross

Taken before me this

day of December 1891

Police Justice

0502

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 *1000* Hundred Dollars,..... and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *December 19* 1891, *[Signature]* Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

0503

1557

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Haley & Thomas
Mer 27 North River
La R.R.
1. *Frank Cross*
2. _____
3. _____
4. _____

Offence Larceny
Felony

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated *December 19* 189*9*

Driver Magistrate.

Patrick Murphy Officer.

28 Precinct.

Witnesses _____

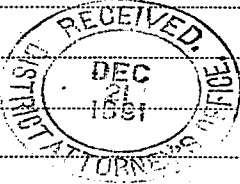
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *1000* to answer *S. S.*

Com 922



0504

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Cross

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

Frank Cross

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

The said

Frank Cross

late of the City of New York, in the County of New York aforesaid, on the *19th* day of *December* in the year of our Lord one thousand eight hundred and ninety-*one* at the City and County aforesaid, with force and arms,

one thousand pair of suspenders of the value of twenty-cents each pair, and one case of the value of one dollar

of the goods, chattels and personal property of one *Aaron Glickman*

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.

DeLancey Nicoll
District Attorney

0505

BOX:

460

FOLDER:

4225

DESCRIPTION:

Darcy, John

DATE:

12/22/91



4225