

0764

BOX:

338

FOLDER:

3199

DESCRIPTION:

Murphy, Jeremiah

DATE:

01/31/89



3199

0765

BOX:

338

FOLDER:

3199

DESCRIPTION:

Fitzgibbons, Charles

DATE:

01/31/89



3199

0766

BOX:

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FOLDER:

3199

DESCRIPTION:

O'Hare, Terence

DATE:

01/31/89



3199

0767

BOX:

338

FOLDER:

3199

DESCRIPTION:

Reilly, William

DATE:

01/31/89



3199

0768

Witnesses:

John Waterhouse 6/89

Adenes. Chancin
Gos. 189

399

Counsel,

Filed

all

Pleas,

1889

day of Jan'y

Not Guilty

THE PEOPLE

Burglary in the 1st degree,
[Section 496, 506, 528, 532, 550]

vs.
1878

Jeremiah Murphy
Charles Fitzgibbon
Wendell O'Hare
William Reilly

JOHN R. FELLOWS,

District Attorney.

tried & convicted P.L.

Nov 3, 1884
P.L.

A TRUE BILL

by Mrs. Con.

John J. Brennan

Foreman

John J. Brennan

0769

COURT OF GENERAL SESSIONS OF THE PEACE:

City and County of New York.

-----+
: The People :
: vs. : Before,
: Jeremiah Murphy :
: Indicted for Burglary in the ~~Prise~~ ^{Prise} : Hon. Frederick Smyth,
: Degree. : and a Jury.
: Indictment filed, *Jan 31st 1889* :
-----+

Tried, February 6th., 1889.

APPEARANCES:

Deputy Assistant District Attorney Parker,
for the People;

Messrs. Walsh & Fitzgerald,
for the Defence.

AUGUST T. NOFFKA, the Complainant, testified that
he lived at 443 West 26th. Street. He was in the
Fancy and Dry-Goods business at that number. He had

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COURT OF GENERAL SESSIONS OF THE PEACE:

City and County of New York.

<p>The People</p> <p>vs.</p> <p>Jeremiah Murphy</p> <p>Indicted for Burglary in the 1st ^{2nd} 3rd ^{4th} Degree.</p> <p>Indictment filed, <i>Jan 31st 1889</i></p>	<p>†</p> <p>:</p> <p>†</p>	<p>Before,</p> <p>Hon. Frederick Smyth,</p> <p>and a Jury.</p>
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Tried, February 6th., 1889.

APPEARANCES:

<p>Deputy Assistant District Attorney Parker,</p> <p>Messrs. Walsh & Fitzgerald,</p>	<p>for the People;</p> <p>for the Defence.</p>
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AUGUST T. NOFFKA, the Complainant, testified that he lived at 443 West 26th. Street. He was in the Fancy and Dry-Goods business at that number. He had a

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2.

show window in front of his store and in the show window he exhibited a quantity of his goods. On the night of the 22nd. of January, 1889, he fastened and locked the door of his store. There were a number of different kinds of dry-goods in the window when he locked up his door. He lost property on that night between the value of \$20. and \$25. He went to bed about half past eleven and he slept in the back room, off the store. His family lived there also. His family consisted of his wife and two children. About ten minutes after twelve his wife was awakened and she heard a noise at the window. She aroused him and he got out of bed and ran into the store and he found that his show window was broken and the goods were stolen. He stood looking through the show window for about five minutes and then he opened his door. He saw four young men pass the window. The defendant was one of those young men. He followed them towards 10th. Avenue-- his store was between 9th. and 10th. Avenues. He met Officer Englehauser. The officer looked at the broken window and two more officers came down from 9th. Avenue. Then the officers went down

0772

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10th. Avenue and about half an hour afterwards came back with four young men-- Murphy, Fitzgibbons, O'hare and Reilley, and the four young men had the goods taken from his window under their arms. He identified the goods. They denied in his presence that they broke the window or stole the goods. He didn't get back all of his goods. He lost a half a dozen red socks and a pair of fancy suspenders in a box.

UNDER CROSS-EXAMINATION he testified that he never saw the defendant before he passed his show window on the night in question with the other three young men. It was about half past twelve o'clock. He had a light in his rooms. The street was lighted. The four young men turned their face to the window as they got in front of it. There was a street light two houses below his house, towards 10th. Avenue. There were gas lamps in the streets and electric lights on the corner of 10th. Avenue. The four young men were going towards 10th. Avenue when he first saw them. They were walking in a line. He heard them say, "We will go back" He didn't

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mean to say that they all said that. He heard some one say it in the party.

OFFICER CORNELIUS MITCHEL testified that he was attached to the 16th. Precinct On the night of the 22nd of January he arrested the defendant. He was informed by the complainant's wife that the store had been broken into and that her husband had gone down the street and he, the witness, started down the street and met the complainant coming back with another officer It was in 26th. Street. It was about half past one at the time. He, the witness, and Officer Englehauser went down the street and found some of the stolen goods behind a box in 26th. Street east of 10th. Avenue. They found a silk muffler and some children's petticoats lying behind a box on the sidewalk. Officer Englehauser said that he had seen four young men going down the street and they saw a woman and two young men coming up the street from Eleventh Avenue, towards Tenth Avenue. They were Reilley and Fitzgibbons and the officers arrested them. The woman was Murphy's mother. The men said th&

0774

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they lived in 42nd. Street and the woman said that she lived in 42nd. Street also and said that she came down to see a friend and couldn't get in. Then the officer left the two men in charge of the other two officers and went down to 26th. Street and stopped opposite to No. 531 and there was a light there and they heard voices talking about a shirt. Then the officers pushed in the door and found O'Hare buttoning up one of the shirts around his neck after putting it on and Murphy was talking to him. Mrs. Murphy was there too. They found in the rooms, underware and other articles that the complainant recognized as having been stolen from his store. They also found flannel shirts there besides the one that Murphy was putting on.. They also found a child's hat and a white apron that the complainant identified. They found them in the bureau drawers and other goods between the mattresses and some were behind the stoves. They found a pair of suspenders, that the complainant identified, behind a picture hanging on the wall. They took possession of the stolen proper-

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ty and arrested Murphy and O'Hare. They asked the defendant in the presence of the complainant who broke into the store, and they said that they didn't break into it. Then the complainant said he saw them in front of his window. They arrested all of the defendants inside of 10 or 20 minutes after the complaint was made.

UNDER CROSS-EXAMINATION he testified that he heard Murphy say before the Police Magistrate that he lived in Bloomfield Street. Mrs. Murphy told him on the night of the burglary that she lived in 42nd. Street. She was in 26th. Street with Reilley and Fitzgibbons. Her son was not with her and O'Hare was not with her. He first saw them about half a block from where the burglary was committed.

OFFICER HENRY ENGLEHAUSER, testified that he was attached to the 6th. Precinct. He corroborated the previous witness. At 25 minutes past twelve o'clock he was standing on the corner of 26th. Street and 10th. Avenue when he noticed four young men coming down 26th.

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Street He noticed the voices of four young men. The
defendant was one of them. They were walking towards
11th. Avenue They had hardly passed him when Mr.
Noffka came along and said, "I have been robbed".

UNDER CROSS-EXAMINATION the witness testified
that he had often seen the defendant before that night.
He told Mrs. Murphy that she didn't live in 42nd. Street
when she said she did because he had known her for a
long time and knew that he lived in 26th. Street-- No.
541.

FOR THE DEFENCE. JEREMIAH MURPHY testified
that he lived at 25 Bloomfield Street with his uncle--
Michael Murphy. On the night of the burglary he was
at his own house. He went there at about half past
eight and between twelve and one o'clock. He left
there. He walked up 10th. Avenue to 26th. Street.

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Bloomfield Street is opposite West Washington Market. It took him about 20 minutes to walk up to 26th St. When he got to the corner of 26th St he found a silk handkerchief. He turned down 26th St after picking it up and went into the house #531. He found Mrs. Fitzpatrick there. He did'nt know at that time where the Defendant kept his store. He did'nt pass the Complainant's store that night and he didn't break into his place, nor did he take any of the complaint's goods. When the complainant testified that he had goods in his room, it was true, but the officers had given him the goods to carry.

UNDER CROSS-EXAMINATION he testified that a woman by the name of Fitzpatrick lived in the house on 26th Street, at No. 531, on the second floor Mrs. Fitzpatrick was not a relative of his. He went there to see his mother who had lived there since the death of his father. His mother didn't live in 42nd. Street. He didn't know what work his uncle did or where he worked although he lived with him for 3 months. He, the defendant, was

0778

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19 years of age, but he didn't know his uncle's business. He went to see his mother that night because he wanted to take his brother's place on the following morning because his brother was sick. His brother worked at 10th Avenue and 31st. Street. He heard that his brother was sick that day. O'Hare was drunk when he came in. It was about five minutes after he, the defendant went there. O'Hare said that he saw a shirt lying on the table and put it on. He didn't have any suspenders with him. He the defendant was surprised when he saw the officers find the goods between the mattresses and behind the pictures. He, the defendant, didn't know how O'Hare happened to come into Mrs. Fitzpatrick's house that night. He didn't live there. He, the defendant, didn't know Fitzpatrick or Reilly. His mother was not in the house when he entered. She came up the street a little while afterwards. with the other two men.

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0779

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

-----X
 The People &c. :
 vs. :
 Terence O'Hare. :
 -----X

City and County of New York, Ss:

Mary Duffie, being duly sworn, says as follows, to wit:

I reside at No. 538 West 27th street in the City of New York.

I have known Terence O'Hare, the defendant above-named, ever since he was born. He has always borne a good character for honesty and industry. I have never heard a single word against his character up to the time when he was arrested upon the present charge against him. I have known him to earn his living by honest labor ever since he has been old enough to work.

Subscribed and sworn to before me this 8 day of February A. D. 1889.

Wm + Duffey

*H. H. Reed
 Notary Public
 N.Y. Co.*

0780

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

-----x
 The People &c. :
 vs. :
 Terence O'Hare. :
 -----x

City and County of New York, Ss:

Matthew Fullum, being duly sworn, says as follows, to wit:

I reside at No. 520 West 20th street in the City of New York.

I have known Terence O'Hare, the defendant above-named defendant about thirteen years. I have known him always to be a hard-working honest boy. He has always borne an excellent character for honesty and industry among those who have known him, and I never heard a word said against his character till this present trouble.

Subscribed and sworn to before me this 8th day

Matthew Fullum

of February A. D. 1889

*R. Van Borswick
 Notary Public (32)
 City of New York*

0781

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

-----X
 The People &c. :
 vs. :
 Terence O'Hare. :
 -----X

City and County of New York, Ss:

Thomas Callahan, being duly sworn, says as follows, to wit:

I reside at No. 303 Tenth Avenue in the City of New York.

I have known Terence O'Hare, the above-named defendant, for ten years or more. I know him to be a hard-working, honest, upright little fellow. He has always borne a good character for honesty and industry, and until his present trouble I never heard a word said against him.

Subscribed and sworn to

before me this 6th day

Thomas Callahan

of February A. D. 1889.

R. M. Bookers
Motley Public (S2)
and of New York

0782

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

-----x
 :
 The People &c :
 :
 vs. :
 :
 Terence O'Hare. :
 :
 -----x

City and County of New York, Ss:

Francis P. Healey, being
duly sworn, says as follows, to wit:

I reside at No. 528 West 28th street in the City of New
New York.

I have known Terence O'Hare, the above-named defendant,
about eight years. During the greater part of that time
his mother has been the janitress of that building in which
I reside, and the defendant has thus been constantly under
my observation. I have never seen any thing in him which
was in any way inconsistent with a good character. He has
always borne a good reputation, as far as I know, and I be-
lieve him to be a hard-working, honest industrious young man

Subscribed and sworn to
before me this 8th day
of February A. D. 1889.

Francis P. Healey

A. W. Morton, Notary Public Kings Co.
Cert. filed in New York Co.

0783

Henry Ware Jones,
Committee at Law
10 Wall St.
N. Y. City.

New York Jan 29th 1891.

Mrs Annie Fullam
518. West 28th St. City.

Dear Madam,

Answering your enquiry as to whether I could say anything concerning the character of your brother who is now in trouble, I cheerfully reply that I have known him for about five years and that during that period, although the chances for being dishonest have been constantly around him, I have never known of his doing any dishonest act and have always trusted him fully and I have no reason to believe him dishonest in any way.

Very Truly Yours
Henry Ware Jones.

0784

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

-----x
The People &c. :

vs. :

Terence O'Hare. :
-----x

City and County of New York, Es:

Francis Fullum, being duly sworn, says as follows, to wit:

I reside at No. 518 West 28th street in the City of New York. I have known Terence O'Hare, the above-named defendant for about eighteen years, and during all that time I never heard a word against his character. He bears an excellent character with all who know him in the neighborhood. All speak of him in the highest terms, as an honest industrious young man.

Subscribed and sworn to
before me this 8th day
of February A. D. 1889.

Francis Fullum

H. A. Reed
Notary Public (577)
N.Y.C.

0785

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

-----X
 The People &c. :
 vs. :
 Terence O'Hare. :
 -----X

City and County of New York, Es:

Bernard McManus, being duly sworn, says as follows, to wit:

I reside at No. 318 West 20th street in the City of New York. I have known Terence O'Hare, the above-named defendant for about sixteen years. He has always borne an excellent character for honesty and industry among all who have known him in the neighborhood. I know many people who are acquainted with the defendant, and they all speak well of him. I know that the defendant has worked for his living ever since he was old enough to do so.

Subscribed and sworn to

before me this 8th day

of February A. D. 1889.

Bernard McManus

Spencer Reed
Notary Public (57)
N.Y.C.

0786

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

-----x	:
The People &c.	:
vs.	:
Terence O'hare	:
-----x	:

City and County of New York, Ss: Patrick Garvey, being duly sworn, says as follows, to wit:

I reside at No. 519 West 20th street in the City of New York.

I have known the above-named defendant, Terence O'hare since his boyhood, and have always known him to work for his living whenever he could find work to do. When his father died he jumped on a wagon and commenced to work for his mother's support and took his father's place as far as he was able. He has always borne a good character for honesty and industry, and until his present trouble I never heard a word said against his character.

Subscribed and sworn to

Pat Garvey

before me this 8th day of February A. D. 1889

Wm. A. Reed
Notary Public (57)
N.Y.C.

Pat. Garvey

0787

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

-----x
The People &c. :
vs. :
Terence O'hare :
-----x

To the Honorable Frederick Smythe, Recorder:

The undersigned citizens of the City of New York, and residents of the neighborhood in which the defendant above-named lives, respectfully represent that we have long known the defendant as a young man of most excellent character who has never been charged with crime of any kind. He has always borne a good reputation in this community, as an honest industrious man earning his living by honest labor. We cannot understand how he should have come to commit any offence against the laws, and we sincerely believe that if he has done so it has been in consequence of his being thrown out of work by no fault of his own, and consequent association with bad company. We know well that he has no criminal inclinations and we believe that he deserves all the clemency that the law will allow. We therefore respectfully request that your Honor will deal with him as leniently as may be consistent with judicial duty.

0788

Maria Mc Gynn Residence 539 W 28 St
Edward Carter Residence 601 W 28 St
William Jenny do 436 W 28 St
William Leonard 588 West 29 St
James J. McTea 1150 W. 31 St
Mr John Hill 441 W 32 St
Frank J. Duffey #538 West 27 St
Henry Horstman 454 West 43 St
John Carney #49 W. 36 St.
Thomas Walsh 502 W. 27 St
Joseph Purcell 405 W. 26 St
James Collins 527 W 28 St
John Duane 442 W. 35 St
James Lynch 358 W 26 St
James Moore 527 W 28 St
John McGort 524 W. 28 St
Dennis Clifford 513 West 27 St
James Rapperty 514 W 27 St
George Allan 548 W 28 St
John H. Sheridan 502 West 25 St

0789

Thomas Riley	13 West 29 th St
George Gorcy	424 West 27 th St.
W ¹² Sackmann	511 West 28 th St.
John Mallon	303. 10 th Ave
James Clancy	518. W. 27 th St.

0790

New York Feb 7th 1889

This is to certify that I
have known William Riley
for the past fourteen years
he was brought up on
my premises. I have
never known him to steal
& to be accused of theft
before this.

Joseph Linnerty
506 W. 27th St
New York City

0791

Cornelius Callaghan
526 West 27th St N.Y

Albany N.Y. 1/1/9

This is to certify that J.
John Brown, deceased, being
since he was born is the
the son of a widow Ann
Killy residing at 516 West
27th Street a hard working
honest industrious good woman
having no means of support
but depending on him for main-
-tenance - John Brown to
be a thief or a liar - has been
working these few years past
to maintain Callaghan

0792

Police Court - 2nd District.

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

August J. Noffner

of No. 443 West 26th Street, aged 34 years,

occupation Dry and Fancy Goods being duly sworn

deposes and says, that the premises No 443 West 26th Street,

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

20th Ward of said city, a part of a

~~and~~ which was occupied by deponent as a Store and dwelling

and in which there was ^{not} at the time a human being, ~~by~~

Booke and

were BURGLARIOUSLY entered by means of forcibly breaking

the Show windows of said Store

at about the hour of 12 1/2

o'clock - A. M.

on the 22nd day of January 1889 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

a number of flannel shirts, a flannel shirt, a white shirt, a pair of muffs, a silk handkerchief, a child's hood, a white apron and other property in all of the value of 5 dollars

the property of deponent

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

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

Jeremiah Murphy, Charles Fitzgibbons

Terence O'Hare, and William Reilly

^{all the present} for the reasons following, to wit:

That deponent was asleep in the room in the rear of the store and was awakened by his wife who told deponent that the show windows had been broken as she heard the crash of glass. That deponent went into the store and saw the four defendants, members,

0793

Passing the front of the store.
 That defendant then dressed and
 went out into the Avenue and
 found officer Longhanser, here
 present, who with officer Mitchell
 arrested said defendants. That
 defendant saw said defendants
 searched at the station house
 and they had them in their
 possession a portion of said
 stolen property, viz: a flannel
 shirt and pair handkerchiefs.
 That defendant is informed that officer
 Mitchell found in the name of
 the defendant Murphy, 531 West
 21st Street, all of said stolen property
 with the exception of the flannel
 shirt and pair. That the property
 so found by said officer is the stolen
 property aforesaid. That the plate
 glass window of defendant's store
 was broken and said property
 stolen from the inside of the store
 window.

Done to my hand on this August 2nd day of January 1889

W. Patterson Police Justice

Police Court _____ District.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

vs.

Degree
 Burglary

Dated _____ 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ _____ Bail.

Bailed by _____

No. _____ Street.

0794

CITY AND COUNTY }
OF NEW YORK, } ss.

Cornelius Mitchell
aged *27* years, occupation *Policeman* of No. *16th Precinct* Street, being duly sworn deposes and

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

Sworn to before me, this *22nd* } *Cornelius Mitchell*
day of *January* } 188

John Patterson
Police Justice.

0795

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Jeremiah Murphy 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. *Jeremiah Murphy*

Question. How old are you?

Answer. *19 years of age*

Question. Where were you born?

Answer. *New York*

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

Answer. *25 Blomfield St. 3 months*

Question. What is your business or profession?

Answer. *I work in a Paper Factory*

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

Answer. *I am not guilty. I found
the handwriting in the
letter*

Jeremiah Murphy

Taken before me this

Day of *March* 188*9*

John J. ...

Police Justice.

0796

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
NEW YORK, } ss.

Charles Fitzgibbons 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. *Charles Fitzgibbons*

Question. How old are you?

Answer. *18 years 25 days*

Question. Where were you born?

Answer. *New York*

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

Answer. *524-10th Avenue, 3 years*

Question. What is your business or profession?

Answer. *I work in a Paper Factory*

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

Answer. *I am not guilty. I was walking up the Avenue and the officers grabbed me.*

Charles ^{Fitz} Fitzgibbons
(reads)

Taken before me this

22

Day of *November* 188*9*

J. M. Sullivan

Police Justice.

0797

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Serence O'Hare 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. *Serence O'Hare*

Question. How old are you?

Answer. *23 years 2 months*

Question. Where were you born?

Answer. *New York*

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

Answer. *528 West 28 St. 2 months*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty. I have
nothing else to say.*

Serence O'Hare

Taken before me this

day of *March*

188*9*

Thomas J. Brennan
Police Justice.

0798

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

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

Question. What is your name?

Answer. *William Reilly*

Question. How old are you?

Answer. *21 years of age*

Question. Where were you born?

Answer. *New York*

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

Answer. *516 West 27 St. 9 years.*

Question. What is your business or profession?

Answer. *Foot-dresser*

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

Answer. *I am not guilty.*

William Reilly
Witness

Taken before me this

day of

1885

John J. ...

Police Justice.

0799

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 Jamiah Murphy, Charles Fitzgibbons, Jerome O'Hare and William Rully guilty thereof, I order that he be held to answer the same and they be admitted to bail in the sum of Two Hundred Dollars, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until they give such bail.

Dated January 22 1889 J. M. Patterson Police Justice.

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

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

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

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

0800

#398
Police Court--- 2nd District. 117

THE PEOPLE, &c.,
ON THE COMPLAINT OF

August J. Noppka
443 West 26th
James Murphy
Charles Fitzgibbon
Terence O'Hara
William Kelly

Offence *Burglary*
James

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *January 22* 1889
Patterson Magistrate.
Mitchell Officer.
16 Precinct.

Witnesses *Cordeus Mitchell*

No. *16* Precinct Police

Henry Longchansen

No. *16* Precinct Police

Mrs August Noppka

No. *443 West 26th* Street.

1100. West 26th to answer

Comd

0801

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Munday, Charles Strickland, Terence O'Shane and William Bidley

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

James Munday, Charles Strickland, Terence O'Shane and William Bidley of the CRIME OF BURGLARY IN THE *first* DEGREE, committed as follows:

The said *James Munday, Charles Strickland, Terence O'Shane and William Bidley*, all

late of the *Fourth* Ward of the City of New York, in the County of New York aforesaid, on the *fourth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*nine*, with force and arms, about the hour of *three* o'clock in the *night* time of the same day, at the Ward, City and County aforesaid, the dwelling house of one *August S. Vagstad*,

there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit: *the said August S. Vagstad*,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods chattels and personal property of the said *August S. Vagstad*.

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away; *the said James Munday, Charles Strickland, Terence O'Shane and William Bidley, and each of them, aiding them and there assisted by a confederate actually present, to wit, each by the other.*

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

0802

SECOND COUNT—

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

*Jeremiah Munday, Charles S. Leggett,
Terence O'Hare and William Kelly*
of the CRIME OF *Petit* LARCENY _____ committed as follows:

The said *Jeremiah, Charles, Terence and
William, all* _____

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 _____ time of the said day, with force and arms,

*four dimes of the value of one dollar
each, one reticule of the value of
one dollar, one watch of the value
of one dollar, one pocket watch
of the value of one dollar, one handkerchief
of the value of one dollar, one hand
of the value of fifty cents, and one
apron of the value of fifty cents,*

of the goods, chattels and personal property of one *August S. Leggett*

in the dwelling house of the said *August* _____

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.

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said *Jeremiah Munday, Charles S. Kuylenstierna, Terence O'Hare and William B. Kelly* of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Jeremiah, ~~Charles~~, Charles, Terence and William*, all _____

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, with force and arms,

four shirts of the value of one dollar each, one vest of the value of one dollar, one pair of trousers of the value of one dollar, one muffle of the value of one dollar, one handkerchief of the value of one dollar, one hand of the value of fifty cents, and one apron of the value of fifty cents,

of the goods, chattels and personal property of one *August S. Hoffman*,

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

unlawfully and unjustly, did feloniously receive and have; the said *Jeremiah, Charles, Terence and William*

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

JOHN R. FELLOWS,
District Attorney.

0804

BOX:

338

FOLDER:

3199

DESCRIPTION:

Murphy, John

DATE:

01/09/89



3199

0805

Witnesses;

Nicholas Ammann
Officer R. Stevenson 150

Not

Counsel,

Filed

Pleas

9 day of May 1889

Amann

THE PEOPLE

vs.

John Murphy

JOHN R. FELLOWS,

District Attorney.

Burglary in the second degree.

Section 497

A True Bill.

Wm J. Blodgett

Foreman.

James W. P. P.

Wm J. Blodgett
2 May 1889
James W. P. P.

0806

Police Court 2 District.

City and County
of New York,

ss.:

of No. 7

occupation Saloon and Restaurant keeper

deposes and says, that the premises No. 7

in the City and County aforesaid, the said being a

and which was occupied by deponent as a

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

Nicholas Ammuti
^{attempted to be} were BURGLARIOUSLY entered by means of forcibly

unlocking the
door leading from the hallway on the
2^d floor of said premises into the back room
of said 2^d floor by means of a fake key or
pick lock.

on the 21st day of December 1888 in the day time, and the
^{attempted to be} following property feloniously taken, stolen, and carried away, viz:

Clothing, jewelry of the value of about
five hundred dollars.

the property of deponent.

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
^{attempted to be} BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
^{attempted to be}

John Murphy, (now here)

for the reasons following, to wit:

that at the hour of 10.45
o'clock A M said date deponent was in
said room when he heard some person
trying to unlock said door with a key or pick
lock. Deponent ran out of another door
into the hallway of said premises and there
saw the said deponent standing by said
door. and as soon as he the deponent
saw deponent looking at him he the deponent

0807

quickly withdrew his hand from the door and dropped something into his overcoat pocket. Dependent called police when he the said defendant ran up stairs where he was caught and detained by Henry A. Eiler.

Dependent is informed by the said Henry A. Eiler that about fifteen minutes before he heard this dependent shouting police he saw the said defendant on the top floor of said premises when the defendant told him that he the defendant was looking for a man named O'Mara that he Eiler told the defendant that there was no person named O'Mara there when the defendant went down stairs and he Eiler did not see him again until he came running up stairs when this dependent called police that he Eiler then caught and held him the said defendant until the arrival of Officer John J. Strassman of the 15th Precinct Police who arrested him. Wherefore dependent charges the said defendant with burglariously attempting to enter said premises as aforesaid with the intent to steal and prays he may be held and dealt with according to law.

Police Court	District	Degree	Burglary	188	Magistrate	Officer	Clerk	Witnesses:	Committed in default of \$	Bail	Bailed by	No.	Street

I solemnly swear to before me)
 this 21st day of Dec 1888)
 J. J. [Signature]
 Police Justice

Nicolas [Signature]

0808

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 43 years, occupation Clerk of No. 7

Great Jones Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Nicholas Umuth

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

Sworn to before me, this 21 day of June 1888 } Henry A. Ciler

J. Murphy
Police Justice.

0809

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John Murphy*

Question. How old are you?

Answer. *34 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *39 Chrystie St 9 Mos*

Question. What is your business or profession?

Answer. *Podder*

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 Murphy*

Taken before me this

Day of

188

John Murphy

Police Justice.

0810

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 *Dec 21* 188..... *J. Stuyvesant* 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.

0011

Police Court--- 2 1965 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Nicholas Summit
7 Great Jones St
John Murphy

Offered
Attorney
[Signature]

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated Dec 21 1888

John D. Stinson Magistrate.

John D. Stinson Officer.

15 Precinct.

Witnesses Henry A. Hill

No. 7 Great Jones Street.

No. _____ Street.

No. _____ Street.

No. 1000 Street.

\$ _____ to answer.



[Signature]

0812

The People
vs.
John Murphy.

Court of General Sessions, Part 1.
Before Recorder Smyth.

Monday, January 14, 1889.

Indictment for burglary in the second degree.

Nicholas Unmuth sworn and examined.

I live at 7 Great Jones Street on the second floor, it is a four story and basement house, I occupied the whole of the second floor with my family which consists of five; the third and fourth floors are occupied by a white vest manufacturer and by a furrier, I occupy the basement as a restaurant and saloon, the apartments on the second floor are occupied by my family as a dwelling, I remember the morning of the 21st of December and about ten o'clock that morning I was in bed, my bed-room is in the back and there are three doors leading to the common hallway from my apartments, I was in the bed-room in the back. I had all my clothes there that night, I had not much jewelry because I had been robbed before, I had cigars and goods upstairs, I said the value of all the clothing and goods was five hundred dollars but it was a great deal more. I laid in my bed and one son laid in the same room and one in the front hall room, I was not asleep, I heard something working like iron on the door and I paid no attention to it, I heard something working hard on the outside of the door of my sleeping room, then I stood up and I pushed myself very close and I heard somebody working at the key-hole, I opened the back door, there is a sliding door goes out in the hall, I opened that very quick and as soon as I came out this man turned around very quick, and stopped working and put something in his overcoat pocket. When I

0813

came out I saw him working right on the keyhole, he got scared and he turned around and put something in his pocket, after that he went upstairs and I halloed police and thief, I could not follow him up, I was not dressed but the people upstairs came out and took hold of him, I went back to my room and dressed myself, I saw him right away, the people kept him upstairs in the house and then I had him arrested, one of the persons was Mr Henry Eiler; this man at the bar is the man whom I saw working at the keyhole in the manner described.

Henry A. Eiler sworn and examined.

What is your business? I am a book-keeper. On the 21st of December last were you in the house No. 7 Great Jones Street? Yes. Did you live there? Yes. What floor did you live on? I am employed as book-keeper up on the fourth floor, the top floor. Did you live on the floor? Yes. Do you remember seeing the Defendant at the bar John Murphy that day? Yes. About what time did you first see him that day? It was about half past ten I should say in the morning. Did you have any conversation with him at that time? Yes. He came upstairs and he knocked at the door, he came in and he said he was looking for a man named O'Maera, a cap maker, he said he was his brother-in-law and he had not seen him in a long time; I told him there was no such party in the building, that there was some cap makers in Bond Street and he had better go there directly and he might get some information. He thanked me and left and about fifteen minutes afterwards I heard

08 14

the cry of, stop thief, in the hallway and I ran out and saw this man Murphy and it flashed over me that he was the same man who fifteen minutes before asked me some question and I gave him information, I collared him and held him until Officer Stevenson arrested him. I had no conversation with him in the hallway, only upstairs when he asked me for this man O'Maera; when he was arrested I did not say anything at all to him but held him until Officer Stevenson came. Before I grabbed him he was coming up from the second to the third floor, I grabbed him and noticed it was the same man that was upstairs fifteen minutes before and asked for this other party. I did not search him because I had no right to, the officer searched him in the Station House but I did not pay any particular attention to it.

John P. Stevenson sworn and examined.

I am an officer of police of this city and on the 21st of December last was attached to the 15th precinct. Do you know the premises No. 7 Great Jones Street? Yes. Are they situated in the 15th ward of this city? Yes. Did you see the Defendant on the 21st of December, you arrested him? Yes, at No. 7 Great Jones Street about a quarter of eleven in the forenoon. At the time of the arrest I saw Mr Eiler the last witness, and Mr Unmuth. Did you hear any conversation between these people with the Defendant or did you have any with him yourself at the time of the arrest? I was called in, his son came running and said there was a thief in the house, I went upstairs and they had him in the hall, there was two or

08 15

three as I came upstairs, Mr Unmuth said, "Officer, this man has broken in my house," I immediately took him to the Station House and searched him and in his overcoat pocket was a knife and two pawn tickets, one pawn ticket he said he had found two days previous and the other one was for a hunting-case watch, I could not ascertain anything about that, but he gave two different names, he said in the Station House he was a varnisher by occupation and lived in Eldridge Street, he did not know the number and in Court he said he was a hat salesman ~~living~~ at 126 Worster St. and lived in 129 Chrystie Street, I visited all those places and no one seemed to know anything about him at all. He did not say in the Police Court that he was a peddler, I am sure of that, I was there when he gave the answers to the questions which were put to him, I saw him sign the examination paper. This paper says that he was a peddler but he told Judge Ford he was a hat salesman. I did not find any skeleton keys upon him only a knife and two pawn tickets.

John Murphy sworn and examined in his own behalf.

Had you any intention of doing any wrong in this house in Great Jones Street where you were arrested on the 21st of last month? No. Just state to the Court and Jury why you went in there and what occurred while you were there? I worked for my nephew in the cap business, I worked at peddling caps, his name is William O'Maera and he keeps his place of business at 126 Worster Street. So that morning, the 21st of December last, I saw a cap factory there and not seeing my brother-in-law, that is my nephew's

0816

father, not having seen him in two years, I thought I would inquire in this cap factory thinking they might give me some information about him, on the first floor I knocked at the door and I got no answer, I turned the handle, I thought it was a business place and it would not be necessary to knock on account of the noise they could not hear, I got no answer and I went upstairs, I saw the sign of a cap factory and went in and inquired of one of the workmen there if they knew a man named Maera in that business and he said no. So I went down stairs and down at the first floor I kind of stumbled at the last step on an orange peel I suppose or something and with that the man came out of another door and halloed, thief, police. I got excited and frightened and stepped back and went upstairs, I did not know what was the matter and going upstairs I met the man on the top floor of the cap factory. He says, "what is the matter", when he heard the cry of thief, he caught me and held on to me; so that is all I know about the case. Did you make any resistance or try to run away? No, I did not make any resistance, I could have gone down stairs, I was not afraid I did not commit any crime and I never went there with an intention to commit any crime.

Cross Examined. Before the officer came Mr. Eiler and Mr. Unmuth were there and some girls, these people kept me until the officer came, I could have got away when this man came out of his door to holler police, I did not know he meant me at all, if I committed a crime most likely I would have ran down stairs instead of

0017

upstairs. When Unmuth came out and called thief, the nearest stairway to me was to go down, Mr Unmuth was between me and that stairway, I went up the stairway where there was nobody between me and it. Before I went to look for my brother-in-law I was in my nephew's place 126 Worcester Street, he is a manufacturer of caps in business for himself, I had seen him about half past eight that morning, I asked him about his father, he said he had a quarrel with mother and had not been home in two years, he said he heard he was working somewhere in Great Jones St. at caps, I saw him every day since last July, that was the first time that he told me about the father, I don't know where the father lives but the nephew lived uptown in 144th Street, I peddle caps around the River steamboats and canal boats and sell them to 'longshoremen and every class of people, I have been at this business since last July, I can't tell you where the European steamships lines are on the North or East River, I can't name any sailing vessel where I ever sold any caps. My nephew occupies the whole of the first floor in Worcester Street in manufacturing these caps, he has a sign on the outside door. I had a conversation with Mr Eiler about O'Maera, he told me there was no such man working in that building, that was sometime before my arrest, he said here it was fifteen minutes before my arrest but I judge it would be two minutes. Why did not you walk out of the house when you were told there was no man named O'Maera working there? I would but the gentleman stopped me hallooing, police. I was never in the Penitentiary or State Prison.

The Jury rendered a verdict of guilty of an attempt at burglary in the second degree.

08 18

Testimony in the
Case of

John Murphy

filed Jan.
1889.

08 19

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Murphy

The Grand Jury of the City and County of New York, by this indictment, accuse *John Murphy of the crime of attempting to commit* of the CRIME OF BURGLARY IN THE *second* DEGREE, committed as follows:

The said *John Murphy*

late of the *5th* Ward of the City of New York, in the County of New York aforesaid, on the *twelfth* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, about the hour of *seven* o'clock in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of one *Nicholas Vannetti*,

attempted there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit: *the said Nicholas Vannetti*,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods chattels and personal property of the said *Nicholas Vannetti*,

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,

John R. Tallon,
[Signature]

0820

BOX:

338

FOLDER:

3199

DESCRIPTION:

Murphy, John

DATE:

01/23/89



3199

0821

1901
Hempden

Counsel,
Filed 23 day of January 1889
Pleads, Chiquity

THE PEOPLE
vs.
John Murphy
Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 53 / Penal Code]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm J Woodley
Foreman.
Jan 23/89
John R. Fellows
24th St. N.Y.C.

Witnesses:
Emma Haas

0822

Police Court— 3 District.

Affidavit—Larceny.

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

Emma Haas

of No. 237 E 84th Street, aged 32 years,

occupation House Keeper being duly sworn

deposes and says, that on the 15 day of January 1889 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 :

A pocket book containing good and lawful
money of the United States consisting of divers
bills and silver and nickel coins of the value
three dollars and forty cents ²⁴ one metal
glass Butterer of the value of Ninety cents
all of said property being of the value of
Five dollars and five cents

the property of deponent and husband Theodore M
Haas

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by John Murphy (now here)

from the fact that deponent was standing on
the Battery near 5th Street in said City
when said defendant came up to her and
snatched said pocket book containing
said property from her hand and ran
away. That deponent pursued him and he
was thereafter caught by officer Sachs with
part of said property in his possession

Mrs. Emma Haas.

Sworn to before me this 16 day of Jan 1889
E. J. Connelley Police Justice.

0823

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

John Murphy 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 guilty of the charge
John Murphy*

Taken before me this

day of

January 1889

W. H. ... Police Justice.

0824

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 Byndant

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 Jan 16 188 9 Samuel Hill Police Justice.

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

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

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

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

0825

Police Court--- 3

85 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Emma Haas

237 East 84th

John Murphy

Offence concerning person, i.e. person in the day time

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *16 Jan'y* 188 *9*

W. O. Reilly

Magistrate.

Sachs

Officer.

14

Precinct.

Witness *John J. Sachs*

14th Precinct Police Street.

with skeleton key

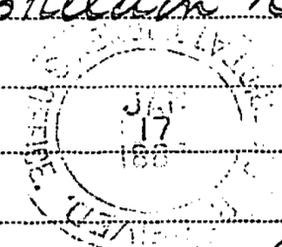
No. Street.

No. Street.

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

COMMITTED.

9th person



0826

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 Murphy

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

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

The said

John Murphy

late of the City of New York, in the County of New York aforesaid, on the fifteenth day of January in the year of our Lord one thousand eight hundred and eighty-nine, in the day time of the said day, at the City and County aforesaid, with force and arms,

one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury notes), of the denomination and value of two dollars; one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of two dollars; one United States Silver Certificate of the denomination and value of two dollars; one United States Gold Certificate of the denomination and value of two dollars;

three promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury notes), of the denomination and value of one dollar each; three promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of one dollar each; three United States Silver Certificate of the denomination and value of one dollar each; three United States Gold Certificate of the denomination and value of one dollar each; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of three dollars and forty cents, one glove button of the value of ninety cents and one pocketbook of the value of seventy-five cents

of the goods, chattels and personal property of one Emma Haas on the person of the said Emma Haas then and there being found, from the person of the said Emma Haas then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John R. Fellows, District Attorney

0827

BOX:

338

FOLDER:

3199

DESCRIPTION:

Murphy, Michael

DATE:

01/21/89



3199

0828

BOX:

338

FOLDER:

3199

DESCRIPTION:

Daly, Joseph

DATE:

01/21/89



3199

0829

201

Witnesses:

Henry B. Hardinburg
A Robert Ford (CP)

[Signature]

[Signature]

Counsel,
Filed *[Signature]* 1889
Pleads,

THE PEOPLE
vs.
Michael Murphy
and
[Signature]

Grand Larceny
[Sections 528, 53
degree,
Penal Code].

JOHN R. FELLOWS,
District Attorney.

A TRUE BILL

[Signature]
Foreman.
[Signature]

[Signature]
[Signature]

0830

Police Court— District.

Affidavit—Larceny.

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

Henry B. Hardenburg
of No. 58 Centre Street, aged 30 years,
occupation Manufacturer of Knives being duly sworn
deposes and says, that on the 13 day of December 1888 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 box containing pocket-
books valued at forty-
dollars

the property of Charles Faich and this
deponent as exporters

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 Murphy and
Joseph Daly (both now here)
who were acting in concert for
the reasons following, to wit: on
the said date, the said property
was in the hallway of said
premises and having missed
the same is informed by
Officer Robert Fern that the
same found the same in
the possession of the defendants
on Baxter Street, which property
deponent has since seen and
identified

H. B. Hardenburg

Sworn to before me, this 13 day of December 1888
J. M. W. Police Justice.

0831

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 29 years, occupation Police Officer of No. 6th Avenue

Robert Ford
Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of D. B. Huntington

D. B. Huntington

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

Sworn to before me, this

1st day of Nov 1888 Robert Ford

J. M. Platten
Police Justice.

0832

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

Joseph Daly 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 Daly

Question. How old are you?

Answer.

32 years.

Question. Where were you born?

Answer.

Ireland

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

Answer.

Brookline

Question. What is your business or profession?

Answer.

Labourer

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 was with Murphy when he took the box

Joseph Daly

Taken before me this

day of *December* 188*7*

W. J. Sullivan Police Justice.

0833

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Murphy 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.

Michael Murphy

Question. How old are you?

Answer.

42 years

Question. Where were you born?

Answer.

Ireland.

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

Answer.

54 Oliver St. 1 year.

Question. What is your business or profession?

Answer.

Laborer.

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

Answer.

*I was drunk and did
not know what I was doing
Mike Murphy*

Taken before me this

day of *November* 188*7*

J. M. Sullivan

Police Justice.

0834

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

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

Dated Sept 188 J. M. DeLott 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.

0835

20 ✓ 1948
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry B. Henderson
vs. 08 Joseph W. Kelly
Michael Murphy
Joseph Kelly
George W. Kelly

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated Dec 17 1948

Patterson Magistrate.

Jord Officer.

6 Precinct.

Witnesses Officer

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$1000.00 to answer

S.S. Conder

epi!



0836

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 Murphy and
Joseph Daly

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

Michael Murphy and Joseph Daly
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said Michael Murphy, and
Joseph Daly, both,
late 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
eighty-*eight*, at the City and County aforesaid, with force and arms,
*two hundred pocketbooks of
the value of thirty cents
each*

of the goods, chattels and personal property of one

Henry B. Hardenburg

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.

0837

SECOND COUNT—

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

Michael Murphy and Joseph Daly
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

Michael Murphy and Joseph Daly, both
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,

*two hundred pocketbooks
of the value of thirty cents
each*

of the goods, chattels and personal property of one *Henry B. Hardenburg*

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

unlawfully and unjustly, did feloniously receive and have; the said *Michael Murphy and Joseph Daly* then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0838

BOX:

338

FOLDER:

3199

DESCRIPTION:

Murray, James

DATE:

01/23/89



3199

0839

BOX:

338

FOLDER:

3199

DESCRIPTION:

O'Malley, Martin

DATE:

01/23/89



3199

0840

Witnesses:

Nick's Ryan

Attorney

#437 Butner &

Counsel,

Filed 23 day of Jan'y 1889

Pleas, C. Myrtle

THE PEOPLE

30 James Murray
36 of Barren
30 Martin O'Malley
H.D.

Robbery, 2nd degree,
[Sections 224 and 228, Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. J. Woodley
Foreman

Part E January 25th 89
Both plead Grand Jur. 2^d day

Each
D.P. 3 yrd.

I recommend after
an examination that
a plea of grand larceny
2nd degree be accepted.
Part 3 Jan'y 18/89

Wm. J. Woodley
Deputy Adv.

T.

0841

Q^c

Police Court District.

CITY AND COUNTY OF NEW YORK, ss

Richard Ryan of No. 114 Hamburg Av Paterson N.J. Aged 28 Years Occupation Miller being duly sworn, deposes and says, that on the

19 day of January 1889, at the 10th Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

Twelve Dollars in current Silver Coin, good and lawful Money of the United States

of the value of Twelve (\$12.) DOLLARS,

the property of Richard Ryan

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away, by force and violence as aforesaid by

James Murray by Martin O'Malley (both now dead) for the reasons and in the manner following, to wit, at about four o'clock on the night of said date, Deponent was struck and knocked down on Canal St. near the Bowery by the Defendant James Murray, and the said Defendant O'Malley held said Deponent down while the said Murray went through him and took said money from Deponent, as Deponent is informed

Sworn to before me this

188

Police Justice

0842

by Officer Henry Herrlich of the
17th Precinct Police, therefore
Deponent was charged said
Defendants with taking, stealing
and carrying away said property from
the person and possession of Deponent,
against Deponent's Will and resistance
and by force and violence. Therefore
Deponent now prays that said
Defendants be dealt with in the
law direct.

Sworn to before me }
this 20th day of Jan 1889 }
Sam'l A. Knicker }
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
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 1889 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1889 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 1889 Police Justice.

Police Court, District, _____
THE PEOPLE, &c.,
on the complaint of _____
vs. _____
1 _____
2 _____
3 _____
4 _____
Dated, 1889 _____
Magistrate, _____
Officer, _____
Clerk, _____
Witnesses, _____
No. _____ street, _____
No. _____ Street, _____
No. _____ Street, _____
to answer General Sessions.

0843

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 34 years, occupation Henry Howlich of No. Colburn

the 7th Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Richard Ryan

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

Sworn to before me, this 20 day of May 1889 } Henry Howlich

Samuel H. ...
Police Justice.

0844

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Murray 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.

James Murray

Question. How old are you?

Answer.

30 Years of Age

Question. Where were you born?

Answer.

United States

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

Answer.

26 Jersey (2 Weeks)

Question. What is your business or profession?

Answer.

in Smith

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
James Murray*

Subscribed before me this *20* day of *June* 188*9*
Sanford
Police Justice.

0845

3

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Martin O'Malley 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.

Martin O'Malley

Question. How old are you?

Answer.

25 Years of age

Question. Where were you born?

Answer.

England

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

Answer.

I have 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.

I am not guilty

Martin O'Malley

Taken before me this
 day of *Jan* 188*9*,
J. J. Sullivan
 Police Justice.

0846

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 25 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 Jan 20 1889 Samuel M. ... 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.

0847

#437
Police Court--- 3 --- 101 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Rich. Ryan
vs. *Patterson*

James Murray
Martin Malley

Officer

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

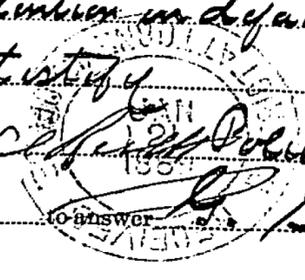
Date: *January 7* 188*9*

Officer Magistrate.
Herrlich Officer.
Precinct.

Witnesses *Herrlich*
No. *17* Precinct Street.

Complainant committed to the
House of Detention in default
of \$100 to testify

No. *Police Justice*
\$25.00 to answer



Committed

0848

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3rd DISTRICT.

Henry Herlich
of No. 17th Precinct, Police Office, aged _____ years,
occupation Police man, being duly sworn deposes and says,
that on the 20 day of January 1889
at the City of New York, in the County of New York,

I do solemnly swear that I have reason to believe and do believe, that Richard Ryan (now here) will not be present when wanted and required, as an important and material witness in a case of Robbery and ask that said Ryan be sent to the House of Detention as the Law Directs.

Henry Herlich

Sworn to before me, this

1889

day

James J. [Signature] Police Justice.

0849

Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT.

Richard Ryan
vs.

Jan 20th
Date 1889

Perley Magistrate.

Burlich Officer.

Witness, _____

Disposition, _____

Conv

0850

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Murray and Martin O'Malley

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

James Murray and Martin O'Malley of the CRIME OF ROBBERY in the first degree, committed as follows:

The said James Murray and Martin O'Malley, both

late of the City of New York, in the County of New York aforesaid, on the ninth day of January in the year of our Lord one thousand eight hundred and eighty-nine, in the night time of the said day, at the City and County aforesaid, with force and arms, in and upon one Richard Ryan, in the peace of the said People, then and there being, feloniously did make an assault, and

divers silver coins of the United States of America, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of Twelve dollars,

of the goods, chattels and personal property of the said Richard Ryan, from the person of the said Richard Ryan, against the will, and by violence to the person of the said Richard Ryan, then and there violently and feloniously did rob, steal, take and carry away,

said James Murray and Martin O'Malley, and each of them, being then and there aided by an accomplice actually present, to wit, each by the other.

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

John A. Kelly, District Attorney

0851

BOX:

338

FOLDER:

3199

DESCRIPTION:

Murray, Joseph

DATE:

01/31/89



3199

0852

BOX:

338

FOLDER:

3199

DESCRIPTION:

Walters, Michael

DATE:

01/31/89



3199

0853

Witnesses:

John Smith
Wm E. Kaiser

424

Counsel, *Morgan &*
Filed *9.1* day of *June* 1889
Pleads, *Artfully - July 1.*

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

THE PEOPLE
vs.

Joseph Murray
and
Michael Walters

JOHN R. FELLOWS,
District Attorney.

Book 37 page 106

A TRUE BILL

Wm T. Bostley
Foreman.

Part II February 1909 -
Completed by the
Sheldon and Argente.

T.

0854

Police Court 4th District.

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

of No. 327 East 9th Street, aged 18 years,
occupation Plumber being duly sworn

deposes and says, that on the 24 day of January 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Joseph Murray and Michael Walters, both rowers, both of whom did with malicious discharge the contents of two barrels of pistols at the body of deponent and the contents of the discharge of said barrels of said pistol taking effect in deponent's forehead slightly wounding deponent

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 26th day of January 1889

G. W. [Signature] Police Justice.

John Smith

0855

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Murray 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 Murray*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *319 East 10th St 2 months*

Question. What is your business or profession?

Answer. *Drive a team*

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*

Joseph Murray
M

Taken before me this *26*
day of *Jan* 188*9*
J. J. [Signature]
Police Justice.

0856

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Michael Walters 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 Walters*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *719 East 87th St - 2 Months*

Question. What is your business or profession?

Answer. *Work in a paper factory*

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 Walters
Quack

Taken before me this

day of

1887

[Signature]

Police Justice.

0857

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 A. ...
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, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated July 21 1887 G. H. ... 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.

0050

424 4 to 140
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Smith
1027 East 34th
Joseph Murray
Michael Walters

Officer
Bill O'Connell

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

3

4

Dated Jan 26 1899

John Magistrate.

George Kaiser David Hoas
21st Precinct.

Witnesses Call the Officer

No. McQuire Street.

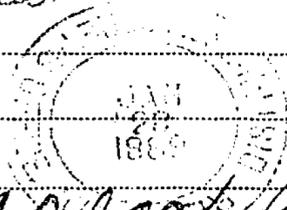
Complaint read & say
before me

No. Street.

No. Street.

\$ to answer

Com
Asst
Justice



0859

CITY AND COUNTY } ss.
OF NEW YORK, }

POLICE COURT, 4 DISTRICT.

David Hoar

of No. 25 Bleecker Street, aged 29 years,

occupation Police Officer being duly sworn deposes and says,

that on the 21 day of August 1889

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

deponent arrested Joseph Murray and Michael Walters both now here for feloniously assaulting one John Smith of No 327 East 34 Street in firing of and discharging two shots at the body of said Smith from a loaded pistol

wherefore deponent prays that the said defendants may be held for examination in order to enable deponent to procure said Complainant Smith.

David Hoar

Sworn to before me, this 21 day of August 1889

[Signature]
Police Justice,

0850

214
Police Court X District.

THE PEOPLE, & c.

ON THE COMPLAINT OF

David Hoar

vs.

Joseph Murray

Michael Walters

AFFIDAVIT:
J. J. Collins

The justice presiding
in 41 Dist Court
in my absence
will please hold
the examination in
better care.

J. J. Collins
P. J.

June 25 89

Dated Jan 23 1889

W. J. Gilbreth Magistrate.

Hoar Officer.

Witness, 21

Refer per 26 at
10.

Disposition,

0861

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 Murray
and
Michael Walters

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

Joseph Murray and Michael Walters
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Joseph Murray, and Michael Walters*, both late of the City of New York, in the County of New York aforesaid, on the *twenty fourth* day of *January*, in the year of our Lord one thousand eight hundred and eighty *nine*, with force and arms, at the City and County aforesaid, in and upon the body of one *John Smith* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *John Smith* a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *Joseph Murray and Michael Walters* in *their* right hands then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *him* the said *John Smith* 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 Murray and Michael Walters* of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Joseph Murray, and Michael Walters*, both 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 *John Smith* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against *him* the said *John Smith* a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *Joseph Murray and Michael Walters* in *their* 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 shoot off and discharge, 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,

District Attorney.

0862

BOX:

338

FOLDER:

3199

DESCRIPTION:

Murray, Michael

DATE:

01/23/89



3199

Witnesses:

Elias Battick

Sept 25 1889

at New York

Atty Gen

134

Counsel,

Filed 23

day of

Jan'y 1889

Pleads,

THE PEOPLE

vs.

Michael Murray

for the Plaintiff

Burglary in the THIRD DEGREE
(Section 498, 506, 52 & 53)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Geo J. Wolcott
Foreman

Jan'y 23/89

John J. ...
Pleadings ...
... was ...

4984

30

Police Court - District.

City and County of New York, ss.:

Oscar Zettler

Street, aged 41 years,

being duly sworn

deposes and says, that the premises No. 83 Canal Street, 10 Ward

in the City and County aforesaid the said being a five story tenement

tenement house and John O'Connell

and which was occupied by deponent as a dwelling

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

were BURGLARIOUSLY entered by means of forcibly breaking the

Windows and glass panes

on the 14th day of January 1889 in the City of New York, and the

following property, to-wit: One (\$12)

Trunk of the Name of (\$12)

0865

Arrest therefore Dependent upon
Charger and Defendant with
Burglariously entering said room
and attempting to take, steal and
carry away said property and pray
that he be dealt with as the Law
directs

Done to before me, *[Signature]*
this 14th Day of Jan 1889
[Signature] 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
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
Dated _____ 1889
I have admitted the above named
to bail to answer by the undertaking hereunto annexed.
Dated _____ 1889
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated _____ 1889
Police Justice.

Police Court, _____ District, _____
THE PEOPLE, &c.,
on the complaint of _____
vs.
1 _____
2 _____
3 _____
4 _____
Offence—BURGLARY.
Dated _____ 1889
Magistrate.
Officer.
Clerk.
Witness, _____
No. _____ street,
No. _____ Street,
No. _____ Street,
§ _____ to answer General Sessions.

0866

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Michael Murray 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 Murray

Question. How old are you?

Answer.

28 Years of Age

Question. Where were you born?

Answer.

New York City

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

Answer.

157 Park Ave (4 Months)

Question. What is your business or profession?

Answer.

Tobaccoist

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
Michael Murray
mark*

Taken before me this *17th* day of *January* 188*9*
J. C. [Signature]
Police Justice.

0867

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

Legend

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *200* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *Mar 17 1889* 188

Samuel Hill 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.

0858

#734

Police Court---

84 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Bennett
83 vs *Canal*
Arch Amway

[Handwritten signature]
Officer

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

3
4
Dated *January 14* 1889

W. Kelly Magistrate.

Henry and Officer.

McArthur Precinct.

Witnesses

No. Street.

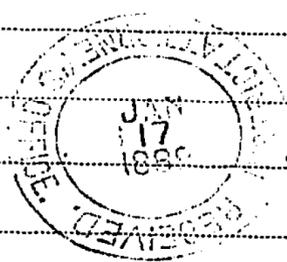
.....

No. Street.

.....

No. Street.

\$ *100.00* to answer *U.S.*



COMMITTED: *of*

Bus 304
of 1.2

0069

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 Murray

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

Michael Murray

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

The said *Michael Murray*

late of the *Tenth* Ward of the City of New York, in the County of New York
aforesaid, on the *fourteenth* day of *January* in the year of our Lord one
thousand eight hundred and eighty-*nine*, with force and arms, in the
day — time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *Elias Gottlieb*

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 *Elias Gottlieb*

Elias Gottlieb 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.

0870

SECOND COUNT—

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

Michael Murray

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

The said

Michael Murray

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 coat of the value of twelve dollars, - and divers other articles of clothing & - and wearing apparel of a number and description to the Grand Jury aforesaid unknown, of the value of one hundred dollars

of the goods, chattels, and personal property of one

Elias Gottlieb

in the dwelling house of the said

Elias Gottlieb

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.

*John R. Fellows,
District Attorney -*

0871

BOX:

338

FOLDER:

3199

DESCRIPTION:

Musgrave, James

DATE:

01/09/89



3199

0072

Witnesses;

Kate Coleman

Counsel,

Filed

day of

1889

Pleads,

THE PEOPLE

W. S. Johnson vs.

P

James M. McGraw

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 531 Penal Code].

JOHN R. FELLOWS,

District Attorney.

*Pr Day 9/189
file vs. P
Coleman vs. P.M.*

A True Bill.

Thos. Woolley

Foreman.

0873

Police Court— 2 District.

Affidavit—Larceny.

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

of No. Katie Coleman
162 West Houston Street, aged 20 years,
occupation None being duly sworn

deposes and says, that on the 22nd day of December 1888 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 pocket
book containing gold and lawful
money of the United States of the
value of ninety four cents

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 James Musgrave, now
here. Deponent was walking in
4th Avenue near West Third Street
carrying the said pocketbook in her
hand. The defendant deliberately and
intentionally knocked the said pocketbook
out of deponent's hand, and then
picked up the said pocket book
and ran away with it. The defendant
was immediately pursued by Paul
Sheena Henry Herlihy who saw
the defendant throw the said pocket
book away, and arrested her.

Katie Coleman

Sworn to before me, this 22
day of December
1888
Edmund J. [Signature]
Police Justice.

0874

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

James Musgrave

Question. How old are you?

Answer.

12 years

Question. Where were you born?

Answer.

N.S.

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

Answer.

200 South 5th St. 9 years

Question. What is your business or profession?

Answer.

None

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

James Musgrave

Taken before me this

22

day of

Decr

188

W. H. ...

Police Justice.

0875

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 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 22 1888 J. H. [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0876

Police Court--- 1969 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Kate Coleman
162 West Houston
James Musgrave

Lacey
felony
Offence

Dated Dec 22 188

Ford Magistrate.

Herrlich Officer.

Park Precinct.

Witnesses Civil the Officer

No. Street.

No. Street.

No. Street.

\$ 500 to answer

GM
9 of 2
person

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0877

District Attorney's Office.

PEOPLE

vs.

James Musgrave
Sweeney

Bill recommended
in this case.

Henry Haseman
Dep. Dist. Atty.

Dec 27/88

0878

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Musgrave

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

James Musgrave

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

The said

James Musgrave

late of the City of New York, in the County of New York aforesaid, on the *twenty-first* day of *December* in the year of our Lord one thousand eight hundred and eighty-*eight*, in the *day* time of the said day, at the City and County aforesaid, with force and arms,

divers coins of the United States, of a number, kind, and denomination to the Grand Jury aforesaid unknown, of the value of ninety-four cents, and one pocket-book of the value of twenty-five cents,

of the goods, chattels and personal property of one

on the person of the said

then and there being found, from the person of the said

then and there feloniously did steal, take and carry away, against the form of the statute in such

case made and provided, and against the peace of the People of the State of New York and their

dignity.

Katie Coleman
Katie Coleman
Katie Coleman
John P. Fellows,
District Attorney.