

0549

BOX:

15

FOLDER:

188

DESCRIPTION:

Neftelberger, Henry

DATE:

06/09/80



188

0550

Mrs. H. AUFSES, 279 Stanton St.
Near Columbia Street,

188

May 24

Coat
Pant
2nd Album

Dolls. Cts.

6 25

79615 Brandt

Not accountable for damage, loss, fire, robbery, moth or broken.

Good for One Year. 25 Per Cent. per Annum. B

0551

Police Office, Third District.

City and County } ss.:
of New York,

No. of

deposes and says, that the premises No.

Street,

and which was occupied by deponent as a

Emmanuel W. Brandt

Street, being duly sworn,

7 Manhattan

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

Wedding house

entered by means ^{staple or lever fastener} of breaking the door ^{were} BURGLARIOUSLY
which attended the work to the door

on the morning of the 24th day of May, 1880,
and the following property, feloniously taken, stolen and carried away, viz..

one suit
of clothes, one album, all of the value of twenty
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

Henry Negelberger and
David Dunn

for the reasons following, to-wit: That this deponent is informed by
Friedrika Brandt deponent's wife that on the morning
of the 24th inst. on or about eleven o'clock she closed
and locked the door leading to deponent's apartments, that
when she returned at six o'clock p.m. she discovered
the door broken open in the manner hereinabove
mentioned, that the aforesaid property had
been taken stolen and carried away.

Deponent is informed by Mrs. H. Negelberger, 279
Stanton Street that she gave to the aforesaid
Henry Negelberger the sum of five dollars, for the
rent of the aforesaid property, which said property is
identical as his property.

E. W. Brandt

From the file in the 25th Ward, May 1880

Presented by
David Dunn

0552

State and County of New York
City of New York

The Jurors Present

of No. 7 Manhattan Street being duly sworn
deponent and says that on or about March 10th 1880
on the morning of the 24th inst. being duly sworn
she left the said premises locked and securely
closed that on or about March 10th 1880 p.m. she
returned and found the door broken open and
the man in the room killed and the articles
above mentioned taken and stolen away.
Deponent went to the parsonage 1279 Stanton
Street and was there informed that the articles
had been pawned by a certain party whom this
deponent had reason to believe was the accused
Henry Kefauver.

Fredrick Bremt

Sworn to before me this
26th day May 1880

Wm. C. O'Brien
Justice of the Peace

0553

Police Court—Third District.

CITY AND COUNTY OF NEW YORK, ss.

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

Question.—What is your name?

Answer.—

Henry Neftelberger

Question.—How old are you?

Answer.—

Seventeen

Question.—Where were you born?

Answer.—

Us

Question.—Where do you live?

Answer.—

346 8th St

Question.—What is your occupation?

Answer.—

Shoe - Cutter

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

Answer.—

Not guilty.

Henry Neftelberger

Taken before me, this

18th day of May 1880

Police Justice

0554

Police Court—Third District.

CITY AND COUNTY
OF NEW YORK, ss.

Daniel Dunn being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—

Daniel Dunn

Question.—How old are you?

Answer.—

Twenty

Question.—Where were you born?

Answer.—

Ms

Question.—Where do you live?

Answer.—

5 Manhattan St.

Question.—What is your occupation?

Answer.—

Blacksmith

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

Answer.—

*I met Niffler in
Hudson St. he gave me
one dollar in silver. I know
nothing whatever of the charge
I am not guilty—
D Dunn*

Taken before me, this

26th

day of

May

1880

Police Justice.

McKen Catron

0555

#9 -
Form 11a.
POLICE COURT—THIRD DISTRICT,

THE PEOPLE, & c.,
ON THE COMPLAINT OF

463
Offence, BURGLARY.

Amosuel Brown
House of Detention

Henry Kottelberger

Paul Brown

3

4

Dated May 26 1880

M. J. Brown Magistrate.

Officer.

Clerk.



Witness

No.

Charles Brown Street.

No.

Henry Kottelberger Street.

No.

Street.

§ 1000. Each to answer committed.

General Brown

Received in Dist. Atty's Office,

BAILED

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0556

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Henry Neftelberger*

late of the *Eleventh* Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty fourth* day of *May* in the
year of our Lord one thousand eight hundred and *seventy Eighty* with force and
arms, about the hour of *ten* o'clock in the *day* time of the same day, at the
Ward, City and County aforesaid, the dwelling house of

Emanuel W Brandt
there situate, feloniously and burglariously did break into and enter by means of forcibly

~~the~~ the said

Henry Neftelberger

then and there intending to commit some crime therein, to wit: the goods, chattels, and
personal property of *Emanuel W Brandt*

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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County
aforesaid, the said *Henry Neftelberger*

late of the Ward, City, and County aforesaid,

one Coat of the value of Eight dollars
one Vest of the value of Three dollars
one pair of pantaloons of the value of
five dollars
one Album of the value of Four dollars

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

Emanuel W Brandt

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

BENJ. K. PHELPS, District Attorney.

0557

Filed June 1880

Pleads

THE PEOPLE,

vs.

Henry Kestelberger

BENJ. K. PHELPS,

District Attorney.

A True Bill.

R. M. May

Foreman.

James L. D. Jones

James L. D. Jones

Sentence suspended

0558

BOX:

15

FOLDER:

188

DESCRIPTION:

Nixon, Lizzie

DATE:

06/17/80



188

0559

BOX:

15

FOLDER:

188

DESCRIPTION:

Conkle, Lizzie

DATE:

06/17/80



188

0560

#91

Counsel,

Filed 7 day of June 1880.

Book
Pleads Not Guilty (18)

THE PEOPLE

vs.

Lizzie Nixon
Lizzie Conkle

INDICTMENT.
Laid by the person.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

A. W. Wall
Foreman.

Part Two - June 10-1880
No. 1. discharged on his
verbal recognizance
No. 2. Bail discharged

0561

FORM 112.

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

Police Court—Third District.

Louis Michael

of No. 73 Vinson Street, being duly sworn, deposes
and says that on the 10th day of June 1880at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent ^{her son and} ~~Chas~~ Laura Michael

the following property viz: One pair of gold ear-rings

of the value of three Dollars

the property of the deponent and Laura Michael deponents
children.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 Lizzie Nixon and
Lizzie Conkle

for the reason that this deponent is informed by John Nicholas
Satten and Katherine Riner that they two said John and
the said Kate saw the accused Lizzie Nixon and Lizzie
Conkle on or about five o'clock p.m. of the 10th inst in the
act of attempting to take and carry away from the
dwelling of the child of deponent, Laura Michael the
aforesaid pair of ear-rings then worn by the said Laura
as an ornament.

Louis Michael
State and County of New York } ss
City of New York }
114 West 114th Street being duly sworn and says that on or

Sworn to, before me this

day of

1880

Michael Conkle
Police Justice

0562

about four o'clock P.M. of the 10th inst he
in company with Katherine River. said the
accused in the act of enticing Laura
Michael from the door step of premises R⁶⁴
at York street. That the accused Lizzie Nixon
and Lizzie Cukle took the said Laura by
the hand, and whilst pacifying the said Laura
by showing her pictures. Attempted to take
her and carry away from her possession and
from her person the earrings worn in the ears
of the said Laura

Done before me this

11th day of June 1880

John N. Parker

Manuel Oberberg
Peace Justice

Ex. June 11, 11.30. a.m.

0563

Police Court—Third District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Lizzie Conkle being duly examined before the undersigned, according to law, on the annexed charge; and being informed that, *She* was at liberty to answer, or not, all or any questions put to her, states as follows, viz.:

Question.—What is your name?

Answer.—

Lizzie Conkle

Question.—How old are you?

Answer.—

13 years

Question.—Where were you born?

Answer.—

New York City

Question.—Where do you live?

Answer.—

214 Stanton St.

Question.—What is your occupation?

Answer.—

I reside with my mother

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

Answer.—

I am not guilty
Lizzie Conkle

Taken before me, this

11 day of *June* 1900

McDon
Deputy Police Justice

0564

Police Court—Third District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Lizzie Nixon being duly examined before the undersigned, according to law, on the annexed charge; and being informed that *She* was at liberty to answer, or not, all or any questions put to *her*, states as follows, viz.:

Question.—What is your name?

Answer.—*Lizzie Nixon*

Question.—How old are you?

Answer.—*12 years*

Question.—Where were you born?

Answer.—*New York City*

Question.—Where do you live?

Answer.—*63 Lewis Str.*

Question.—What is your occupation?

Answer.—*I go to School.*

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

Answer.—*I am not guilty—*
Lizzie Nixon

Taken before me, this

11

day of *June*

1900

Marion C. O'Sullivan
Police Justice

0566

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Lizzie Nixon and Lizzie Conkle* each
late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *ten* day of *June* in the year of our Lord one
thousand eight hundred and eighty *at the Ward, City, and County aforesaid,*
with force and arms,

*Two earrings of the value of one
dollar and fifty cents each*

of the goods, chattels, and personal property of one *Laura Michael*
on the person of the said *Laura Michael* then and there being found,
from the person of the said *Laura Michael* 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.

BENJ. K. PHELPS, District Attorney.

0567

BOX:

15

FOLDER:

188

DESCRIPTION:

Norris, Anna

DATE:

06/09/80



188

0568

#24

Day of Trial,
Counsel, *N. J. Howe*
Filed *9* day of *June 1888*
Pleads *Not Guilty*

THE PEOPLE

vs.
R
Annexed.

BENJ. K. PHELPS,
District Attorney

A True Bill.

A. H. Phelps

Foreman

Part Two. June 17-1888
Tried & acquitted on the
ground of a variance between
the indictment and the
proof.

0569

At a Court of General Sessions
of the Peace of the City and
County of New York held
at the Court House at the
City Hall in the City of New
York on the 14 day of
June 1880.

Present,	Frederick Smith, Recorder
Honorable Henry A. Gilchrist	
The People &c.	Judge of the said Court of
against	General Sessions,
Annie Morris }	Presiding Justice of the Sessions.

On reading and filing the annexed
Affidavit, It is Ordered that the testimony
of Dr. S. P. Cohen, the witness mentioned
in said Affidavit, be examined and his
deposition taken &c. bene esse, and for that
purpose the District Attorney attend at the
residence of said Dr. S. P. Cohen at N^o 60
West 22nd Street in the City of New York
on the 15th day of June 1880, at three
o'clock in the afternoon then and
there to examine the said Witness,
and that the said Dr. S. P. Cohen sub-
mit to such examination at said
time and place.

Let a copy of this order be served

0570

on the District Attorney on the 14th
day of June 1880, sufficient reason
having been shown therefor by said
Affidavit.

J. H. H. H.
Recd

It is further ordered that Edward W.
Bouye Jr. Attorney at Law
be appointed Referee to hear &
take the evidence and make a report
and deposition in Graves Estate
on application of Asst. Cal.

J. H. H. H.
Recd

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

The People vs }
 } against } For abortion
Annie Morris }
 }

City and County of New York s. William J.
Howe of said City being duly sworn
says

That the defendant is indicted for the
offense of abortion and that Deponent
is Counsel for said defendant.

That the defendant has fully and
fairly stated the case herein to deponent
as her Counsel and after the statement
so made to him which he verily believes
to be true the defendant has a good
and substantial defence to said
Indictment and he has so advised
said defendant.

That the trial of said defendant
is fixed for Wednesday June 16th
1880.

That Doctor J. P. Cahen residing
at no 65 West 22nd Street is a necessary

0572

and material witness for the defendant on the trial of this Indictment and that without such testimony defendant cannot safely proceed to the trial of said Indictment

That on the 8th day of June 1880 deponent caused to be served on said witness a Subpoena to appear as a witness for the defendant on the trial of said action.

That since the service of said Subpoena said Dr J. P. Cahen has been sick confined to his house suffering from a severe attack of Inflammatory Rheumatism and palpitation of the heart and said witness is so sick and infirm that he will be unable to attend the said trial.

Wherefore deponent prays that an order may issue directing the examination of said witness to be taken "De bene Esse" and for that purpose the District Attorney be directed to attend at the residence of said witness for the purpose aforesaid

Sworn to before me this

14th day of June 1880

Thos. Steinhardt

Commissioner of Deeds N.Y. City & Co.

Wm. J. Kous

How do

Ala-

Wt-

Woods -

Woods and the
the country -

General

General

General - from
June 1875

General - from
June 1857

General - from
June 1857

General - from
June 1857

General - from
June 1857

General - from
June 1857

General - from
June 1857

General - from
June 1857

General - from
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General - from
June 1857

General - from
June 1857

General - from
June 1857

General - from
June 1857

Map-Morning 27th West 11th Street

Mercury business -
Root fence grey person
with knowledge of - depth her
own land of -

Is same to end Mandi B. as to
time when roots collected in 1850
morning -

with Haslin labor especially when
water is used

Dep. B. L. L. L.

A signet ring may have been
made in the virginia without map

person -
in 1850

The People &c

against

Amie Morris

for abortion

Order and

Admission of

William H. Hove

in support of

application to examine

process de bene

good

William H. Hove

of Counsel

Wm. H. Hove

774 Greenwood St

Super. - Road office

March 12 - 1875

Wm. H. Hove

413 Election of

Rep. March

June 1875 - 407

2 yrs

3 yrs

One more

24th Nov 1875

Rich. Kelly

George H. Hove

George H. Hove

George H. Hove

George H. Hove

0574

STATE OF NEW YORK.



Executive Chamber.

Albany, April 21, 1886.

Sir: Application having been made to the Governor for the Pardon of Anna Morris who was sentenced on July 12, 1880, in your County, for the crime of Abortion for the term of three years and _____ to the State Prison Penitentiary, you are respectfully requested (in pursuance of Chapter 310, Laws 1849) to furnish the Governor with a concise statement of the case as proven on the trial, together with any other facts or circumstances which may have a bearing on the question of granting or refusing a Pardon. Be pleased also to state the previous character of the convict.

Each letter of inquiry from this Department should be answered on a separate sheet.

Very respectfully, your obedient servant,

Edward Haggard
Pardon Clerk.

To Samuel G. Rollins, Esq.

District Attorney, &c.

0575

STATE OF NEW YORK.



Executive Chamber.

Albany, April 12, 1880.

Sir: Application having been made to the Governor for the Pardon of Benj. M. Mikoski who was sentenced on November 17, 1879, in your County, for the crime of Receiving stolen goods for the term of three years and _____ to the State Prison.

you are respectfully requested (in pursuance of Chapter 310, Laws 1849) to furnish the Governor with a concise statement of the case as proven on the trial, together with any other facts or circumstances which may have a bearing on the question of granting or refusing a Pardon. Be pleased also to state the previous character of the convict.

Each letter of inquiry from this Department should be answered on a separate sheet.

Very respectfully, your obedient servant,

Amasa Briggs
Pardon Clerk.

To Daniel G. Rollins, Esq.
District Attorney, &c.

0576

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Adolph Dreyberg being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him states as follows, viz:

Question. What is your name?

Answer.

Adolph Dreyberg

Question. How old are you?

Answer.

Twenty three years

Question. Where were you born?

Answer.

Ohio

Question. Where do you live?

Answer.

167 East 61 Street

Question. What is your occupation?

Answer.

Clerk

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

Answer.

I am not guilty
Adolph Dreyberg

Taken before me this

Police J.

0577

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Annie Norris being duly examined before the undersigned,
according to law, on the annexed charge, and being informed that she was at liberty
to refuse to answer any question that may be put to her, states as follows, viz:

Question. What is your name?

Answer.

Annie Norris

Question. How old are you?

Answer.

Thirty five years

Question. Where were you born?

Answer.

United States

Question. Where do you live?

Answer.

411 Bleeker Street

Question. What is your occupation?

Answer.

Housekeeper

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

Answer.

I am not guilty

Annie Norris

Taken before me this

24th day of May 1896

Police J. S.

0578

Form 10.

POLICE COURT—FIRST DISTRICT.

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

of No. 358 West 43rd Street

being duly sworn, deposes and says,

that on the 29 day of March 1888 at the City
of New York, in the County of New York,

Subscribed to this
day of

before me,

Police Justice

at premises No 227 West 40th Street saw
Archie Norris deliver one Maude
Battello of a five months ^{male} child
defendant I heard on the 28th day of
March 1888 Maude Battello ask
Mrs Norris to produce the abortion
and Mrs Norris stated that
she Maude Battello better having the
operation performed right away, and
saw Maude Battello and Mrs Norris
in the room and when defendant
left the room Mrs Norris shut
the door whilst Mrs Norris was

0579

performing the operation adolph meyberg
was in the front room, and on this night
remained in the house, on the 29 day
of March Defendant saw said meyberg
leave Mrs Morris thirty five dollars and
asked Mrs Morris how much it was
for delivering the child, and she stated
five dollars and he said that he would
call the next day and pay it Defendant
saw said meyberg call at the house
several times afterwards to see Ma and Battelle

Sworn to before me
this 30 day of May 1880

Police Court--First District.

THE PEOPLE, etc.,
ON THE COMPLAINT OF

[Signature]

Dated

Justice.

Officer.

Sarah Gray

0580

City & County of N.Y.

Maudie Battello of 22 7 West 40th Street, being duly sworn deposes and says. I am seventeen years of age. I was born in London England. On the 28th day of March 1880. in my own room at the above number I had an ~~ab~~ operation performed upon me for the purpose of producing and procuring an abortion by one Madame Romaino otherwise known as Annie Norris who inserted into my vagina a syringe which was then further introduced into the mouth of my womb and a liquid then and there contained in said syringe forced into my womb. The introduction of said syringe into my womb produced an abortion and I was delivered of a male ^{child} ~~child~~ five months gestation in about seventeen hours after the operation. At the time the operation was performed one Adolph Myerburgh was present in the room and witnessed the operation. At the time of the operation I stood with my feet on two chairs and sustained my balance by holding on to the backs of the chairs. Adolph Myerburgh is not the father of my child but one Henry Low Laron of No 124 Chambers St. is

0581

The father of my child and he with
 one who seduced me after getting me
 under the influence of drink - About
 the 22d of March 1880 I met Adolph
 E. Myerburgh by appointment at the St Denis
 Hotel and he went with me to the home
 of Madame Romaine at 270 West 11th
 Street where I introduced him to her and
 I heard him bargain with her for the
 performing of the abortion - She asked
 him forty dollars for doing it and he
 finally compromised with her by paying
 agreeing to pay her thirty five dollars -
 I heard him ask her if it would
 cause me much pain to have the
 operation performed and she said yes
 it would cause me some but not much
 as she had a new way of performing
 such operations & the doctors did
 not know anything about it - I told
 him the day the operation was performed
 I wanted him to come up from the
 store & be present at the time and
 he came up and was present at
 the time it took place

I was to be a one
 this 18th day of May 1880

Wm. H. Battle

[Signature]

Robert Foster

0582

Form 10.

POLICE COURT—FIRST DISTRICT.

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

Thomas D. Byrnes

Inspector of Police. Central Office Street

being duly sworn, deposes and says,

that on the 9 day of May 1880 at the City

of New York, in the County of New York,

Dependent saw Maude Batello otherwise known
as Maude Bishop (now at Saint Vincent's
Hospital) suffering from Peritonitis induced
by a criminal abortion produced by
an instrument inserted in the womb
of the said Maude by Annie Norris
aided and abetted by Adolph
Meyberg as dependent is informed
by said Maude and truly believe
said information to be true

Thomas D. Byrnes

Sworn to, this 10 day of May 1880

Police Justice

0583

Form 10.

Police Court--First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Armi Norris

Adolph Meyerberg

AFFIDAVIT

Dated _____ 18 *Su*

Justice.

Officer.

\$10.000 bail
May 24 3. PM

0584

Witnesses in the Case of Annie Norris

WITNESS.	RESIDENCE.	HO
Maud Bartelle	Nurse of Sebastian	
Mr. Hennigues	227 West 40 St.	
Adolph Meyberg	167 E 6 St or 899 Broadway	
Sarah Gray	357 West 43 rd St.	
Doctor Duran		
Inspector Byrnes	6 0	
Off Golden	" "	
" Quisenberry	" "	

0585

Form 66.

Police Court—First District.

THE PEOPLE,
ON THE COMPLAINT OF

David Bates

No. 1, by *David R. Johnson*

Residence *1622 Fulton Street, Brooklyn*
State of New York

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Charge of carrying and selling
Opium
Magistrate
1880
Deleclim
Magistrate
Witnesses
30
Went
Gray
Went
Gray

\$ 5000 to answer

General Sessions

Wm. Barker
Received in Dist. Atty's Office,
Nov 2

Committed

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

The People vs

against
Annie Morris

} For abortion

City and County of New York. s. Lucius B.
Allen of no 13 First Street in said
City being duly sworn says that he is a
clerk in the employ of William A. Howe the
Counsel for the abovenamed defendant.

That on the 8th day of June 1880 at no
60 West Twentysecond Street in said City
he served the annexed subpoena on
Doct^r J. P. Cahen by handing to and
leaving with said J. P. Cahen personally
a copy of said Subpoena and at the same
time exhibiting to him said original thereof.

Deponent further says that he knew
the person so served as aforesaid to be Doct^r
J. P. Cahen the witness mentioned in said
Subpoena.

And deponent further says that at the
time he served said Subpoena he found
said Doct^r J. P. Cahen in bed and had
a conversation with said Doct^r J. P.
Cahen respecting his knowledge of the facts

0587

of this case and said Doctor Caken stated to deponent that he, said Dr Caken, was called to attend Miss Maude Bakelle and that he examined her and found that she was pregnant with child and that at the time she was examined by him, she was likely to be delivered of a child at any moment. That about an hour afterwards he called again on said Maude Bakelle and then learned that she (said Maude Bakelle) had been delivered of a child.

That at the time he said Dr Caken, examined said Maude Bakelle he found nothing unusual about the said Maude Bakelle.

Said Maude Bakelle was weak, as a woman usually is after child birth and that she had lost considerable blood and that he prescribed for and that he said Dr Caken attended said Maude Bakelle for some two weeks afterwards and advised her to keep quiet and remain in bed, but notwithstanding his advice said Maude Bakelle went to the yard and caught cold which caused a relapse said Dr Caken attended said Maude Bakelle for some days afterwards when Dr Webber was called in by the People.

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Said Dr. Cahen at the time of said service of said Subpoena also stated to deponent that he has been sick and confined to his house for some weeks and that he would be unable to appear in Court in obedience to said Subpoena this day.

Said Dr. Cahen stated his ailment to be a severe attack of Inflammatory Rheumatism and that it would be a week at least before he could leave his residence.

Sworn to before me this
9th day of June 1880

Lucius B. Allen

Wm. G. Barnard.

Commissioner of Deeds.

New York City & Co.

0589

My General
Sessions

The People &c

against

Armed Forces

Homicide

Attendant of

Rueus B. Allen

William F. Howe
of Counsel

0590

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

The People vs

Annie Morris

Examination and Deposition of
Dr. S. P. Cohen, taken constitutionally
before me as Referee on the 15th day
of June, 1880, pursuant to an order
therefor made by the above Court.

Examined by Mr. Hummel

Q Do you know this young lady, Miss Batelle?

A I do. Her name was given to me as
Mrs. Batelle.

Q About when did you first see her?

A I believe on the 28th or 29th of March,
1880. I think it was a Sunday.

Q Did you attend her?

A I did.

Q About that time?

A From that time.

Q How was it she came to consult
you?

A A man representing himself to be Mr.
Batelle came to my house. I asked
him how he came to me. I did

- not know him, whether he was recommended by anybody. I think her said one reason he came was, because he ~~was recommended~~ saw my sign and it was one block from where he lived. I lived then 240 West 39th Street and he said he lived in the same block 227 West 40th Street. When I hesitated, he said "You need not be afraid of your money, because when you are done I shall pay you." I went with this man representing himself to be Mr. Batelle to the house 227 West 40th Street and found the young woman there.
- 2 You got to the house and you found a young woman there whom you now recognize to be the lady here present.
- A Yes, sir. She told me that she was in the fifth or sixth month of pregnancy and that she had been in pain one night, and the baby was coming of course before its time.
- 2 Did she ever mention to you that any one had endeavored or assisted to procure a miscarriage?
- A No, sir. I asked that question. I asked before I examined how it had come. I told her that a miscarriage

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SUBPENA.
COURT OF GENERAL SESSIONS OF THE PEACE.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.
TO }
The People of the State of New York,
J. F. Cahill
60 W. 22nd St

WE COMMAND AND FIRMLY ENJOIN YOU, That all and singular business
ceasing, you be in your proper person at a Court of General Sessions of the
Peace, to be holden in and for the said City and County of New York, at the City
Hall of the said City, on *Wednesday* the *22nd* day of *June* instant
at the hour of ELEVEN O'CLOCK in the forenoon of the same day, to testify the truth, according to your knowledge,
of all such matters and things as shall be objected against *June Nantz*



who stands indicted for— *John Sparks*
And this you are not to omit, under the penalty of TWO HUNDRED AND FIFTY DOLLARS,
WITNESS, Hon. *John Sparks* and presiding Justice of the Sessions,
the *22nd* day of *June* 18*82*

John Sparks Of Counsel.

The Court is held in the Court House, 32 Chambers Street.

JOHN SPARKS, Clerk.

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was not a slight affair. I asked her what the reason was - I am sure I asked her whether she had done anything. She said "no, sir"; and then, as far as I can remember, I asked her whether she knew any reason, whether she worked hard or had done something, and she told me that she had been out the day before and might have worked a little hard. I then began to examine her. I found nothing out of the way the way she looked at me and the way she answered me.

Q What was the result of the examination?
A I found the mouth of the wound open to the extent of a little more than a twenty-five cent piece. I found also the left foot of the baby protruding well about half an inch so that I could come to the left knee of that limb easily. On examining further, I came to the right knee - while the left foot was sticking out the right knee was inside of the wound yet, near the mouth. The front part of the baby was, as far as I can remember, towards the front wall of the abdomen; the back

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part towards the back of the mother and a little to the ^{left} ~~right~~ side perhaps as far as I can remember.

2 Were there any evidences or signs of laceration of the uterus, or of the insertion of a mechanical instrument or of the administration of abortive drugs.

A No, sir - nothing in fact out of the way.

2 What stage of pregnancy was she then in at the date of your visit to her?

A Between the 5th and 6th month.

2 Is it not common for both married and unmarried females to self-produce abortions? Have you heard of such cases?

A Of course I have heard of such cases. How common it is, or the proportion of course I cannot tell.

2 You say the woman passed by the name of Mrs. Batelle?

A Mrs. Batelle, and the gentleman gave his name as Mr. Batelle.

2 Did you know her by any other name?

A I did, I knew her name towards the end. That was about a month later.

2 How often did you visit her?

A I visited her during the ^{of the} following month 22 or 23 times on and off.

2 Did she during those 22 or 23 visits ever say anything to you about an abortion having been committed upon her?

A No, sir.

2 Or of any instrument or drugs being used?

A No, sir.

2 How long have you been a physician, Doctor?

A I passed my examination in Germany in 1877, first my examination of State and then the Doctors' examination. I practiced in Strasburg in the Dispensaries, and on the poor in 1876.

Cross Examined by Mr. Leary.

2 Whom did you see at this house in 40th Street where you called?

A I saw the two persons mentioned, Mr. Batelle and Mrs. Batelle. I want to state that Mr. Meyerberg gave his right name the first day he called, and gave me his card.

2 Do you know Annie Morris?

A No, sir, I have never seen her. I saw at the house Mr. Kendrick's, Mrs. Kendrick's and a girl (I believe Mrs. Kendrick's sister) named Alice. When I wanted anything I called for Mrs. Kendrick's or Miss Alice.

2 How long have you been here in this

city?

A I have been here since September 1877,
as a practicing physician and in the country for 21 years.

Q What has been your practice mainly?

A Well, internal medicine and I have had also a great many confinements considering the time I have been here.

Q In Europe did you practice much in confinement cases?

A I have been in the hospital and had a number under my charge.

Q In what institution were you admitted?

A Triers Institute in Leipsic. That belongs to the University - well you may call it the Lying-in Hospital and also for female diseases.

Q When you made the examination first, did you anticipate or suspect that she had been in any way criminally trying to relieve herself of the child?

A No, sir. I only asked the question because we were strangers and because the patient was rather poorly covered in bed.

Q From whom did you have the first indication as to what was or where she had her trouble?

A Mr. Meyerberg came to me and said his wife was in the family way and a

baby was coming, so that when I came there I thought it was a regular confinement case.

Q I understood you to say they told you it was a five months child?

A When I came there Mrs. Batelle told me so.

Q What became of this child that you described — you described a child?
 A You mean how the case went on.

Q What became of it finally?

A The child was born; it was dead; it was not born while I was there. I left there because I hadn't taken my breakfast and I did not feel well because I had been up in the night attending to another case. And so after I examined her I told the patient that if the baby (fetus) turned a little it would come easily. I might have assisted her, but when I introduced my finger a little further the patient got fidgety and said I hurt her, so that I desisted, and I believe I made the remark "Evidently that is your first baby." I remained there for an hour at least. Then I said that I had not taken my breakfast, I would just go

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home, get a cup of coffee, make a visit in the neighborhood and then come back.

2 What time of day was this?

A In the morning, I guess about eight or nine o'clock.

2 Did you return that day again?

A I returned in about an hour and a half afterwards. Before I left I told them how to behave, told her to remain quiet and not to be anxious about it, that the baby would be all right. It might come I said while I was away and then they should take the chamber there (pointing to it at the time) and leave everything just the way it came until I had inspected it. Then I left and got back in about an hour or an hour and a half. When I came in I knew by the face of Mrs Batelle that she was out of pain, she was smiling, and I said "why I need not ask - that the baby had come;" and she said "Yes, Doctor."

2 I understood you to say that the baby was dead?

A The baby was dead.

2 Could you tell that on the first

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examination?

A I could tell that on the first examination.

Q How did you determine that on your first examination?

A I could feel a portion of the umbilical cord and there was no pulsation. Secondly I could not detect any fetal sounds on auscultating the mother's abdomen.

Q Ordinarily at that age would a healthy fetus exhibit life so you could detect it on auscultating?

A Yes, sir.

Q I understood you to say that the right leg emerged from the mouth of the wound and not from the vagina.

A From the mouth of the wound into the vagina the right was doubled up and the left one stretched out and the leg outside the mouth of the wound.

Q How far out was the leg that was out?

A About half an inch. I could easily feel the knee of that leg.

Q Could you feel any further?

A Certainly. I could go up with my fingers and feel the thigh, but as soon

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as I wanted to go a little deeper the patient said she felt pained, and so I desisted because she was evidently excited or at least sensitive to pain. She was sensitive to pain before I touched her, and she said "Doctor, you won't hurt me, will you?"

2 Did you make a special examination of either the womb or vagina with reference to any instrument being used on either. Was your attention specially called to that?

A No, sir. My attention was not called to anything of that kind - my suspicion was not aroused.

2 Did you examine her so as to enable you now to say from your own recollection that there were no evidences there, whether lacerations or or discolorations, or whatever other evidences there may be?

A Lacerations and these evidences will be found whether the Doctor ^{specially for} examined them or not. I did not see any.

2 Lacerations don't necessarily in all cases follow an attempt at abortion, does it? It depends upon what is used to effect the abortion, doesn't it?

A Certainly.

2 If it was a drug that was used there would be no evidence of laceration?

A I could not tell whether a drug was used, lacerations would not result from drugs.

2 If fluid were injected into the wound, you could not tell from the appearance of the mouth of the vagina or the mouth of the wound, could you?

A That depends on many things.

2 What are those things on which it depends?

A It depends upon the skill with which it was performed. A doctor might bring on a miscarriage for certain purposes, in case of convulsions, and there might be no lacerations.

What I want to state is this —

I found nothing on examination and the introduction of my two fingers, first one and then two fingers which would have me to have an idea that something criminal had been performed.

2 If a fluid had been introduced in there, the examination with your fingers would not have told whether it was or not?

11 A I think not, and fluids if introduced

12

by people are generally introduced into the vagina - they don't get it into the womb.

Q Suppose they do get it into the womb?

A Then serious consequences might follow, such as inflammation of the whole womb might follow with all the attending circumstances. The introduction of a fluid into the cavity of the womb is a delicate operation which doctors have to be careful to perform.

Q Isn't it apt to produce primary expulsion of the fetus?

A Certainly it would.

Q And whether that was done in this case you could not tell?

A My opinion is that it was not introduced.

Q You could not tell whether it was or not?

A I could tell by the consequences afterwards, of course. The consequences might be very serious if introduced into the cavity of the womb. If a fluid had been introduced into the cavity I should suppose the consequences would have been more serious than any consequences I saw.

Q Would that depend upon the quantity of the fluid?

A It might and how far it got into the womb.

Q And as to the time too - Suppose it had been put in there a month before your investigation and from time to time, would it have been produced?

A I think I would not have been called because something would have occurred, a miscarriage. See this is not absolute, but I say it is most probable.

Q Don't you know that different fluids, water included, are introduced that don't in every instance result in a miscarriage?

A If into the cavity of the womb any amount of fluid is introduced, I think a miscarriage would occur.

Q Any amount?

A If a little, it might not. It depends upon the amount and upon the skill, it depends upon whether the womb had been forced open or was open at the time. I want to state simply this as an answer - The operation of introducing a fluid into the cavity of the womb, forcing a closed womb open and introducing a fluid, is a very delicate operation, and I would not

not advise any one but a doctor to do it.

Q What distinction do you make, and why do you make a distinction, between a closed and an open wound?

A Into an open wound an instrument can get without being forced. A wound is open before birth - when birth begins - when confinement begins - when the baby is coming, forcing its way out.

Q How long before the actual delivery?

A That differs.

Q Give us an average between what periods?

A Oh delivery, ^{from several hours} may take three days. It is shorter in multiparae of averages about 12 hours, in primiparae about 20. That differs between women, those who bring forth for the first time and those who had children before.

Q When a child is delivered - for instance, suppose the child is delivered. Now then, from your experience and from what you have read in regard to these matters, when would the mouth of the wound commence to be open?

A It differs. I had a case in Chest Street where the mouth of the wound was open so that I could introduce my finger seventy-six hours before

birth. I have had cases where in the space of an hour to two hours the whole process was ended. Generally when a doctor comes, the mouth of the womb had begun to open already.

2 How long is birth apt to extend?

A From an hour up to a number of days.

2 What number of days at the longest?

A That depends. We read of weeks and a woman dying.

2 Now doctor, if an instrument like a syringe had been used, even before having found any natural opening that you have referred to, could not that have been easily forced into the womb, I am assuming an instrument had been made very skillfully and for purposes of that kind?

A I don't think a lay woman can get into the womb at all, unless it is open. The mouth has to be forced open to introduce it into the womb. It is a different thing to introduce it into the vagina.

2 What is the effect of introducing it into the vagina as to a person with child?

15 A It may hasten labor especially

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if the weather is warm.

Q In that case could you always detect the evidence?

A I don't think you could detect any thing in that case. The main question that you have asked me - I want to state again that I had not the slightest suspicion of anything of that kind having taken place.

Q Did you make any examination at all with reference to ascertaining anything of that kind?

A Well, I think if there is something to be ascertained, then a doctor will find it.

Q Did you make any investigation to ascertain whether she had been criminally tampered with in any way?

A A common examination would tell me that.

Q I ask you the question?

A No, I did; because a doctor would find something if something was really out of order without doing it for that purpose.

Q As I understand, you are now confining yourself to lacerations?

1 There may be something else.

2 From the examination you made there would you say that there was not any substance of any kind?

1 That I cannot tell. A syringe may have been introduced into the vagina and injected against the mouth of the womb without my knowing anything about it. Girls can inject into themselves without my knowing anything about it. I examined three times and noticed nothing of lacerations or anything which might lead me to suspect that anything criminal was done. I examined the after-birth which was entire, and the child. I examined them particularly.

2 Didn't see any marks of anything?

1 No, sir.

2 No bruises?

1 No, sir, nothing out of the way. On the other hand, a well formed child with nothing broken or anything bruised. I looked at it several times because I showed it to Mr. Meyerberg and I believe to Mrs. Batelle.

2 Could you say whether the delivery of that child or the expulsion of it

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was or was not occasioned by the introduction of any foreign substance into that wound or into the vagina?

A I cannot give any opinion because I had none. I can only say that I had no suspicions.

Requiesat

Q You saw no fluid about there or any inflammation?

A I saw blood - that is all.

Q When I say fluid, I mean foreign fluid about the wound.

A No, sir, except blood of course.

Q I mean foreign from blood?

A No, sir.

Q Or any inflammation?

A No, sir.

Q Child perfect?

A Child perfect, well formed even.

Q No marks?

A No marks and after-birth entire.

Recess

Q Was there much blood, doctor?

A Rather. There was as much as there is generally with a miscarriage.

Q You don't know whether there was any foreign substance or not with this blood?

A I didn't see any. The blood that

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I said was pure blood, it ^{the foreign substance} may
have come out before — how do I
know.

Sworn to before me this
15th day of June 1880.

Edward J. Bonyngh
Referee

S. J. Baker

M. D.

No 60 West 22nd St.

General Sessions

The People

vs.

Annie Harris

Examination & Deposition

J. L. P. Cohen M.D.

before

Edward M. Thompson

Referee

City and County of New York } ss

The Jurors of the people of the State of New York in and for the body of the City and County of New York upon their oaths, present: That Annie Morris late of the Twenty Second Ward of the City of New York, in the County of New York aforesaid on the twenty eighth day of March in the year of our Lord one thousand eight hundred and eighty at the Ward, City and County aforesaid with force and arms in and upon one Maud Bishop ^{otherwise called Maud Battelle} she the said Maud Bishop ^{otherwise called Maud Battelle} being then and there a woman with child, feloniously and wilfully did make an assault and that the said Annie Morris, a certain drug or liquid of a kind with the Jurors aforesaid unknown a more particular description of which cannot now be given up into and upon the wound and body of her the said Maud Bishop ^{otherwise called Maud Battelle} then and there wilfully and feloniously did insert use and employ with intent then and there on the part of her the said Annie Morris thereby to procure a miscarriage of her the said Maud Bishop

~~County of New York~~

Second Count

And the jurors aforesaid, upon their oath aforesaid, do further present: That the said Annie Morris late of the ward City and County aforesaid in and upon the said Maud Bishop being then and there a woman with child feloniously and wilfully did make an assault and that the said Annie Morris, a certain drug or liquid a description of which is to the jurors aforesaid unknown and cannot now be given, feloniously and wilfully did administer and cause and procure to be administered to her the said Maud Bishop with intent then and there in the part of her the said Annie Morris thereby to procure the miscarriage of her the said Maud Bishop.

Third Count

And the jurors aforesaid upon their oath aforesaid, do further present. That the said Annie Morris late of the ward City and County aforesaid in and upon the said Maud Bishop being then and there a woman with child, feloniously and wilfully did make an assault and that the said Annie Morris, a certain instrument of a kind to the jurors aforesaid unknown a more particular description of which cannot

now be given up and into and upon the body and womb of her the Said Maude Bishop then and there wilfully and feloniously did insert use and employ with intent then and there on the part of her the Said Annie Norris thereby to procure the miscarriage of her the Said Maude Bishop against the form of the Statute in such Case made and provided.

Fourth Count.

And the Jurors aforesaid upon their oaths aforesaid do further present that the said Annie Norris late of the ward City and County aforesaid on the day and in the Year aforesaid at the ward City and County aforesaid in and upon the said Maude Bishop she the said Maude Bishop being then and there a woman with child feloniously and wilfully did make an assault and that the said Annie Norris a certain wooden instrument the form and description of which is to the Jurors aforesaid unknown and a more particular description of which cannot now be given up into and upon the body and womb of her the said Maude Bishop then and there wilfully and feloniously did insert use and employ with intent then and there

on the part of her the Said Annie Norris thereby to procure the miscarriage of her the said Maude Bishop against the form of the Statute in such Case made and provided.

Fifth Count.

And the Jurors aforesaid upon their oaths aforesaid do further present, That the said Annie Norris late of the warrs City and County aforesaid on the day and in the year aforesaid at the warrs City and County aforesaid in and upon the said Maude Bishop the said Maude Bishop being then and there a woman with child feloniously and wilfully did make an assault and she the said Annie Norris a certain metal instrument a form and description of which is to the Jurors aforesaid unknown and a more particular description of which cannot now be given up and into and upon the body and womb of her the said Maude Bishop then and there wilfully and feloniously did insert use and employ with intent then and there on the part of her the said Annie Norris thereby to procure the miscarriage of her the said Maude Bishop against the form of the Statute in such Case made and provided and against the peace of the people of the

06 15

Day of Trial,

Counsel,

Filed 19 day of June 1886.

Pleads

THE PEOPLE

vs.

P

Annie Morris

Abortion

BENJ. K. PHELPS,

District Attorney.

A True Bill.

J. H. W. H.

Foreman

*New indictment for same offense
filed June 21/86*

Attorney

06 16

City and County of New York: ss

The jurors of the people of the State of New York, in and for the body of the City and County of New York, upon their oath, present:

That Annie Norris late of the twenty second ward of the City of New York, in the County of New York aforesaid, on the twenty eight day of March in the year of our Lord one thousand eight hundred and eighty, at the ward, city and county aforesaid, with force and arms in and upon one Maud Bishop otherwise called Maud Battelle, she the said Maud Bishop otherwise called Maud Battelle being then and there a woman with child feloniously and wilfully did make an assault and that the said Annie Norris a certain drug or liquid of a kind to the jurors aforesaid unknown, a more particular description of which cannot now be given, up, into and upon the womb and body of her the said Maud Bishop otherwise called Maud Battelle, then and there wilfully and feloniously did insert, use and employ with intent then and there on the part of her the said Annie Norris thereby to procure a miscarriage of her the said Maud Bishop otherwise called Maud Battelle.

S e c o n d C o u n t .

And the jurors aforesaid, upon their oath aforesaid, do further present: That the said Annie Norris late of the ward, city and county aforesaid, in and upon the said Maud Bishop otherwise called Maud Battelle, being then and there a woman with child, feloniously and wilfully did make an assault.

and that the said Annie Norris a certain drug or liquid a description of which is to the jurors aforesaid unknown and cannot now be given, feloniously and wilfully did administer and cause and procure to be administered to her the said Maud Bishop otherwise called Maud Battelle, with intent then and there on the part of her the said Annie Norris thereby to procure the miscarriage of her the said Maud Bishop otherwise called Maud Battelle.

Third Count.

Wul drawn

And the jurors aforesaid, upon their oath aforesaid, do further present: That the said Annie Norris late of the ward, city and county aforesaid, in and upon the said Maud Bishop otherwise called Maud Battelle, being then and there a woman with child, feloniously and wilfully did make an assault, and that the said Annie Norris a certain instrument of the kind to the jurors aforesaid unknown, a more particular description of which cannot now be given, up and into and upon the body and womb of her the said Maud Bishop otherwise called Maud Battelle, then and there wilfully and feloniously did insert, use and employ with intent then and there on the part of her the said Annie Norris thereby to procure the miscarriage of her the said Maud Bishop otherwise called Maud Battelle, against the form of the statute in such case made and provided.

Fourth Count.

And the jurors aforesaid, upon their oath aforesaid, do

05 18

True drawn

further present: That the said Annie Norris late of the ward, city and county aforesaid, in and upon the said Maud Bishop otherwise called Maud Battelle, she the said Maud Bishop otherwise called Maud Battelle being then and there a woman with child, feloniously and wilfully did make an assault and that the said Annie Norris a certain wooden instrument the form and description of which is to the jurors aforesaid unknown and a more particular description of which cannot now be given, up into and upon the body and womb of her the said Maud Bishop otherwise called Maud Battelle then and there wilfully and feloniously did insert, use and employ with intent then and there on the part of her the said Annie Norris thereby to procure the miscarriage of her the said Maud Bishop otherwise called Maud Battelle, against the form of the statute in such case made and provided.

F i f t h C o u n t.

And the jurors aforesaid, upon their oath aforesaid, do further present: That the said Annie Norris, late of the ward city and county aforesaid, on the day and in the year aforesaid, at the ward city and county aforesaid, in and upon the said Maud Bishop otherwise called Maud Battelle, she the said Maud Bishop otherwise called Maud Battelle being then and there a woman with child, feloniously and wilfully did make an assault and she the said Annie Norris a certain metal instrument a form and description of which is to the jurors aforesaid unknown and a more particular description of which

06 19

cannot now be given, up and into and upon the body and womb of her the said Maud Bishop otherwise called Maud Battelle then and there wilfully and feloniously did insert use and employ with intent then and there on the part of her the said Annie Norris thereby to procure the miscarriage of her the said Maud Bishop otherwise called Maud Battelle, 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

Benjamin K. Phelps,

District Attorney.

0620

Day of Trial,

Counsel,

Filed 21 day of June 1880

Pleas Special plea of former

pleading filed June 23rd - day

of the month of June 1880

THE PEOPLE

Court direct plea of not guilty

to be entered - June 23rd 1880

Annie Morris.

35 Pleas

BENJ. K. PHELPS,

District Attorney

A True Bill.

J. W. Kelly

Part Two - July 1880 Foreman

Chad and convicted

J. A. Pearl

July 12th 1880

0621

New York

June 28/80

This is to certify that
Dr. S. P. Cohen is unable
to attend court or any
proceedings of an excit-
able nature

I have attend-
ed him through a severe
attack of "Acute Rheum-
atizmy" which has affected
his heart, and left him
in such an irritable
condition that it would
be dangerous for his future
wellfare to undergo
any excitement for
some months to

0622

come

J. A. Reuter

233 N 22

Subscribed & sworn to
before me this 20th day
of June 1880

J. B. Hood
(103) Notary Public
St. Louis, Mo.

0623

SUBPENA.

COURT OF GENERAL SESSIONS OF THE PEACE.

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

The People of the State of New York,

TO

D. P. Cahen Ad.

WE COMMAND AND FIRMLY ENJOIN YOU, That all and singular business
ceasing, you be in your proper person at a **Court of General Sessions of the
Peace**, to be holden in and for the said City and County of New York, at the City
Hall of the said City, on *Mon* day the *28th* day of *June* instant

at the hour of ELEVEN O'CLOCK in the forenoon of the same day, to testify the truth, according to your knowledge,
of all such matters and things as shall be objected against

who stands indicted for—

Arthur *Arthur Norris*
And this you are not to omit, under the penalty of TWO HUNDRED AND FIFTY DOLLARS,

WITNESS, Hon. *Fredenich Smyth* and presiding Justice of the Sessions.

the *26th* day of *June* 18*80*.

Amos Hummel Of Counsel.

JOHN SPARKS, Clerk.

The Court is held in the Court House, 32 Chambers Street.

and that he would be unable to learn

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

The People &c }
against
Anne Norris }

City and County of New York ss: Louis B. Allen
of said City, being duly sworn says, that
he is a clerk in the employ of Anne and
Muriel the attorneys for the defendants
abovesaid that on Saturday last the
26th day of June 1880 at No 60 West
22^d Street in the City of New York he served
the annexed subpoena ^{numbered A} on S. P. Cahen
M. D. by handing to and learning
that said S. P. Cahen personally
accepted said subpoena and at the
same time exhibiting to him the
original thereof. Defendant further
says he knows the person served
as aforesaid to be S. P. Cahen the
person in said subpoena mentioned
And defendant says that at the
time of the service of said subpoena
as aforesaid he found said witness
in bed. Said witness was suffering
from Inflammation of the Rheumatism
and that he would be unable to learn

0625

My General Remarks

The People

apt

June Mrs

Affidavit of Mrs B.
Allen as Receiver of
Money.

Mrs Samuel

Winnick

0626

STATE OF NEW YORK.



Wood, Parsons & Co. Albany, N.Y.

Executive Chamber.

Albany, April 21, 1886.

Sir:

Application has been made to the Governor for
the Pardon of Anna Morris who was
tried and convicted before you July 12, 1880
of Abortion and sentenced
to the State Prison Penitentiary for three years

Will you oblige the Governor with your opinion of the case,
together with any facts or circumstances which may have a bearing
on the question of granting or refusing a Pardon?

Yours truly,

Edward Briggs

Pardon Clerk.

To Hon. Frederick B. Wright

City and County } ss.
of New York

The jurors of the people
of the State of New York in and for
the body of the City and County of
New York upon their oath, present:

That Annie Morris late of the
Twenty second Ward of the City of New
York in the County of New York aforesaid
on the twenty eighth day of March in
the year of our Lord one thousand
eight hundred and eighty at the Ward
City and County aforesaid with
force and arms in and upon one
Maud Basselle, she the said Maud Basselle
being then and there a woman with
child, feloniously and wilfully did
make an assault and that the said
Annie Morris, a certain drug ^{or liquid} of a kind
to the jurors aforesaid unknown a
more particular description of which
cannot now be given up into and
upon the womb and body of her the
said Maud Basselle, then and there
wilfully and feloniously did insert,
use and employ with intent then and
there on the part of her the said Annie
Morris thereby to procure a miscarriage
of her the said Maud Basselle

in such and such and provided also

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said Annie Morris late of the Ward, City and County aforesaid in and upon the said Edward Basselle being then and there a woman with child feloniously and wilfully did make an assault, and that the said Annie Morris, a certain drug ^{or liquid}, a description of which is to the jurors aforesaid unknown and cannot now be given, feloniously and wilfully did administer and cause and procure to be administered to her the said Edward Basselle with intent then and there on the part of her the said Annie Morris thereby to procure the miscarriage of her the said Edward Basselle.

3rd Count

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said Annie Morris late of the Ward, City and County aforesaid in and upon the said Edward Basselle being then and there a woman with child, feloniously and wilfully did make an assault and that the said Annie Morris, a certain instrument of a kind to the jurors aforesaid unknown a more particular description of which cannot

now be given, up and into and upon the body and womb of her the said Maund Battelle then and there wilfully and feloniously did insert, use and employ with intent then and there on the part of her the said Annie Corris thereby to procure the miscarriage of her the said Maund Battelle against the form of the Statute in such case made and provided. Fourth Count.

And the jurors aforesaid upon their oath aforesaid do further present

That the said Annie Corris late of the Ward, City and County aforesaid on the day and in the year aforesaid at the Ward, City and County aforesaid in and upon the said Maund Battelle, she the said Maund Battelle being then and there a woman with child feloniously and wilfully did make an assault, and that the said Annie Corris a certain wooden instrument the form and description of which is to the jurors aforesaid unknown and a more particular description of which cannot now be given up unto and upon the body and womb of her the said Maund Battelle then and there, wilfully and feloniously did insert, use and employ with intent then and there in such case made and provided and

on the part of her the said Annie Morris thereby to procure the miscarriage of her the said Edward Batelle against the form of the Statute in such case made and provided - Fifth Count.

And the jurors aforesaid upon their oath aforesaid do further present:

That the said Annie Morris late of the Ward, City and County aforesaid on the day and in the year aforesaid, at the Ward City and County aforesaid in and upon the said Edward Batelle, she the said Edward Batelle being then and there a woman with child feloniously and wilfully did make an assault and the the said Annie Morris, a certain metal instrument a form and description of which is to the jurors aforesaid unknown and a more particular description of which cannot now be given up and into and upon the body and womb of her the said Edward Batelle then and there wilfully and feloniously did insert use and employ with intent then and there on the part of her the said Annie Morris thereby to procure the miscarriage of her the said Edward Batelle against the form of the Statute in such case made and provided and