

0007

BOX:

388

FOLDER:

3622

DESCRIPTION:

Kent, William

DATE:

03/25/90



3622

0000

BOX:

388

FOLDER:

3622

DESCRIPTION:

Turnes, Joseph

DATE:

03/25/90



3622

0009

POOR QUALITY
ORIGINAL

Bail in case of Mrs
Kent fixed at \$500
Witness:
On motion of Dist Atty
Bail fixed at
Dorr 4/20/90

No. 1. Bailed
by John Howard
31 Bowery

No. 2. Bailed By
John Ryan 79
East Broadway

~~I think that~~
I am willing that
William Kent be
bailed in the sum
of \$500 -

March 28th
J.S.B.
A.D.A.

158.

390

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

William Kent

and

Joseph Turner

Manslaughter
in the second degree.
{Section 193 Penal Code}

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL

John R. Rhoads

Part 3

June 30/92

Foreman.

Both Bail discharged
Defendant's own recog.

After due considera-
tion of the reports
of Mr. Marks &
Osborne I recom-
mend that these
defendants be dis-
charged on their own
recognizances.

Deane, M. C.
District Atty

June 29 1892

08 10

Court of General Sessions

For the City and County of New York.

-----X
The People &c.

vs.

William Kent and Joseph Turner
-----X

The defendants on the 25th day of March 1890 were indicted for the crime of Manslaughter in the second degree for causing the death of one Samuel Levy.

I examined all the testimony which can now be obtained, and find the following to be the facts in the case:

The defendants at all the times herein mentioned were about fifteen years of age.

On the 6th of February 1890, the defendant Joseph Turner and one Robert Raney were hired to clean the roof of 145 Madison Street in the City of New York, and while said Turner and Raney were on said roof and were engaged in cleaning the same, they were joined by the defendant William Kent. The defendants Kent and Turner saw cats upon the fence between the yards at the rear of 141 and 143 Madison Street and crossed over to the roof of 143 Madison Street and began to throw pieces of brick at the cats. Immediately after the last brick was thrown, cries were heard coming from the yard in the rear of 141 Madison Street, and Samuel Levy who uttered the cries was found with a fresh wound upon his head, which

0011

had been inflicted by some hard substance. Samuel Levy died from the results of said wound on the 4th day of March 1890.

Neither of the defendants saw Samuel Levy prior to the throwing and there is no evidence of malice or intent to do injury on the part of the defendants. There is no other evidence of the fact that the deceased was struck by a brick thrown by the defendants, or one of them, than that above stated and the additional fact that a piece of broken brick was found in the yard of 141 Madison Street, at the time Levy was found wounded.

I do not think a conviction could be obtained and therefore recommend a dismissal of the indictment herein.

June 1st 1892

Jus. W. Osborne
Dep. Asst

I concur in above recommendation.

Tallow
Asst. District Attorney

Asst. District Attorney

08 12

THE PEOPLE OF THE STATE OF
NEW YORK

against

William Kent

Joseph Turner

*Recommendation
to Dist. Atty*

DE LANCEY NICOLL,
DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,
NEW YORK CITY.

08 13

District Attorney's Office.

PEOPLE

vs.

William Kent and

Joseph Turner

Witnesses

off Cornelius Leary 7th Prec.
off Charles J. Lee 7th "
Sarah Daly 145 Madison St.
Bridget Hassett 145 Madison St.
Annie Walsh 147 " "
Joseph Lery 132 Chryse St.
Morris Shapiro 65 Canal St.
Morris Simonson 141 Madison St.
Rachel Simonson " 7th Prec.
off Thomas Stapleton 7th Prec.
Betty Kinsler 92 Henry "
Nathan Lery to 132 Chryse St.
Philip Cohen 64 Suffolk "
Capt. Ira S. Garland 7th Prec.
Richard J. Mulcahy 7th "
Robert Ramsey 140 Madison

0814

Mr. Osborne
Robert Deane when you desire to
see me at 42 Monroe St for Davis
A milk dealer Mrs Walsh 173 6th St
Mrs Pugh
in our many home to find the best
Owen Clark, May 11th 1892

08 15

COURT OF GENERAL SESSIONS, PART.....

(1700)

THE PEOPLE

vs.

INDICTMENT

For

To

M.....

No.....

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House in the Park of the said City, on the day of instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

DE LANCEY NICOLL,

District Attorney.

08 16

Part 3.

Calendar

June 30'

Wentworth

0817

STENOGRAPHER'S MINUTES.

Third District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Cornelius Leary
vs.
Robert
Turner
Burny

BEFORE HON.

J. H. Patterson
POLICE JUSTICE,
March 10 1889

APPEARANCES:

For the People,

For the Defence,

188

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

Radia Daly 1-5
Mrs. Miller 6-7
Officer Mapleton
Doc Turner 9

Official Stenographer.

0018

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF
Leary
agst.

Examination had
Before

May 10th 188*90*
Richard M. Patterson Justice.

I, *M. J. Treacy* Stenographer of the *3rd* District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of
the original Stenographer's notes of the testimony of *Ludie Daly*

and all herein
as taken by me on the above examination before said Justice.

Dated *March* 188*90*

M. J. Treacy
Stenographer.

Wm. J. Treacy
Police Justice.

08 19

New York Mar 10th 1890
Third District Police
Court
Hon Jacob M. Patterson
Presiding

Cornelius Leary
William Kent
Joseph Turner
Robert Hannay

Assault

Sadie Daly, aged
9 years.

Q. Did you see
those boys (defendants)?

A. On the roof &
saw them

Q. Did you see all
three?

A. Yes Sir,
Q. On the roof of what
house?

A. No 145 Madison
St.

0020

2

Q On Thursday a month ago?

Q A. Yes Sir,
Did you see them do anything?

Q. A. Yes Sir,
What did you see them do?

Q. A. I ^{saw} "Dae" and "Willie" fire a brick at a car, I did not see where it struck.

Q. You do not know anything about the man being hit?

Q. A. Yes Sir, but I did not see the man getting hit.

Q. Do you know at what time of the day you saw them throwing bricks?

Q. A. After my dinner.

(2)

3

Q. You saw them both throw bricks?

A. Yes Sir, I was at 145 Madison St.

Q. How far is that from the house where they were, could you see it from your window?

A. I was on the roof of 42 145 Madison St.

Q. What were you doing there?

A. Watching the clothes, they were on the roof of 42 141 Madison.

Q. Did you hear them say anything?

A. No Sir.

Q. You did not hear them say anything?

0822

H

Q. And you see the man who was said to have been struck?

A. Yes Sir.
Q. How many bricks did you see thrown?

A. I do not know
Q. Who threw the bricks first?

A. "Joe"
Q. And after him who threw them?

A. "Willie"
Q. Was there much time between the throwing of the bricks?

A. I do not know whether they threw one or more?

A. Yes Sir.
Q. Now the statement you have made is true?

0823

5

Q. Yes Sir,
Q. You know what it
is to take an oath,
and if you do not
tell the truth what
will happen?

A. Yes Sir,
Q. Put your hand on
the bible

A. Yes Sir,

Sworn to before me
this 10th day of Mar 1890

Police Justice

5

6

Mrs. Ellis, the House
Keeper of Nos 144 and 145
Madison St

Q. Do you recollect
the day on which
the man was injured
in the rear of No 141
Madison St,

A. It was on Thurs-
-day

Q. On that day do
you know where
these boys were?

A. They were on
the roof, I hired
them to clean the
dirt from the roof
between the hours
of 11 and 12 O'clock
and clean the rubbish
off the roof. They came
together about three
O'clock and said

6

0825

4

They were going to
clean the roof. I
cannot attend to the
dist. I went in and
saw the engine and
by the time I had
that fixed I came
back, then I went in
No 147, and heard
hollering out of the
factory, I ran to the
roof and Robert Ramsey
was the first I saw.
Some one said the man
has been hit with a
brick. I did not
see the man but I
saw the blood under
the shed.

Sworn to before me }
this 10th day of Nov 89 }

(7) Police Justice

0026

S

Officer Stapleton of
the 7th Precinct Police
being duly sworn
deposes and says, in
taking Rent to Court
he said he did not
know till he heard
the man holler that
he hit him; that he
threw two pieces of
brick and at the
second one he heard
a man holler and
he ran off the roof,
I asked him if that
was not bad business
and he said he threw
it at a cat.

Sworn to before me
this 10th day of Mar 1890

Police Justice
S

0827

9

Joseph Turner, in his
own behalf deposes
says

Q

Tell us what
occurred, as to how
the man was hit, in
your own language?

A.

Rammy and myself
were hired to clean
the roof and we went
there about 2 O'clock,
and then Kent came
up and went to 143
roof and there were
a lot of cats in the
yard of 145 and they
pegged hard and dust
in the same yard
and Kent came up and
went on the roof of
143 and got a peg
at the cats; I heard
a man yell when

9

0020

10

He threw the brick, I asked Kent who hit the man, and he said he did not mean it; then we carried down the dirt.

Q. Did you throw my brick?

A. No Sir,
Q. Did Robert Ranny throw anything?

A. No, I saw just in the yard of 145, the man was injured in 141.

Q. Officer was it in the yard of 141 the man was hurt?

A. Yes Sir, he was going to the closet.

Q. Officer Leary you spoke of two or three witnesses?

A. Yes Sir, I heard

one of them; and the
 others did not know
 anything.

Q. Was there
 any evidence from
 these witnesses, now
 not here, implicating
 these Boys (Turner and
 Rammy)?

A. I will not swear
 positively, I heard her
 say she was looking
 out of the window and
 saw them on the roof,
 as to her identifying them
 I cannot say.
 Counselor I will testify as
 to her failure to identify
 them, each stood up
 and the coroner asked
 her if she could identify
 and she said she
 could not.

0030

Court - The boy Kent is held
without Bail - Turner^{and}
Rammy are discharged.

~~~~~  
Officer Leary did you  
hear the testimony  
before the Coroner?

A

Yes Sir, I saw  
the man who was  
struck when he was  
alive and I saw  
him when dead at  
his residence, he died  
on the morning of the  
5<sup>th</sup> of March - I recog-  
nized him as the  
person who was  
injured and taken  
to Hospital from the  
Station house

12



0831

District Police Court.

Carleary

vs.

Reut

Ammer

Harvey

STENOGRAPHER'S TRANSCRIPT.

Mar 10 1890

BEFORE HON.

John M. Brown

Police Justice.

W. J. Sweeney

Official Stenographer.

0032

1701

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

ASK TO SEE Mr. Osborne  
 at 10.30 o'clock A.M.

To Sarah Daly  
 of No. 145 Madison Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 3<sup>rd</sup> day of MAY, 1892, at 10 30 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Wm Kent et al

Dated at the City of New York, the first Monday of MAY,  
 in the year of our Lord 1892.

DE LANCEY NICOLL, District Attorney.

1701

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.  
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SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

ASK TO SEE Mr. Osborne  
 at 10.30 o'clock A.M.

To Morris Shapiro  
 of No. 65 Canal Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 3<sup>rd</sup> day of MAY, 1892, at 10 30 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

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1701

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[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

ASK TO SEE Mr. Osborne  
 at 10.30 o'clock A.M.

To Off Stapleton and Mulcahey  
 of No. 7 Buck Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 3<sup>rd</sup> day of MAY, 1892, at 10 30 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Wm Kent et al

Dated at the City of New York, the first Monday of MAY,  
 in the year of our Lord 1892.

DE LANCEY NICOLL, District Attorney.



0033

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

## SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York see Mr. Osborne  
 To Off. C. Leary & C. F. Lee at 10.30 o'clock A.M.  
 of No. 7 Beek Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 5<sup>th</sup> day of MAY 1892, at 10.30 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Wm. Kent et al

Dated at the City of New York, the first Monday of MAY  
 in the year of our Lord 1892.

DE LANCEY NICOLL, District Attorney.

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

## SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York see Mr. Osborne  
 To Betty Kinsler at 10.30 o'clock A.M.  
 of No. 92 Henry Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 5<sup>th</sup> day of MAY 1892, at 10 30 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Wm. Kent et al

Dated at the City of New York, the first Monday of MAY  
 in the year of our Lord 1892.

DE LANCEY NICOLL, District Attorney.

0034

TORN PAGE

~~condition~~ Samuel Levi remains in about the same

He is probably fatally injured

Respt

Frank Polter M.D.  
House Surgeon



0835

Ginnem Hospital,  
February 10/890.

Sam Sen is a little better this A.M. but is  
still in a very critical condition

F. P. Lister, M.D.  
H.S.

0036

GOUVERNEUR HOSPITAL.

Department of Public Charities and Correction,  
Gouverneur Slip and East River.

NEW YORK,

February 7, 1890

Capt. Garland:

Samuel Levi is in about the same condition  
as last night.

There being so much laceration of  
the brain that I no longer have hopes of his recovery.

Respectfully

F. Polter M.D.



0037

GOUVERNEUR HOSPITAL.

Department of Public Charities and Correction,

Gouverneur Slip and East River.

NEW YORK,

Feb. 15 1890

Residing Magistrate of Essex Market Court.

Samuel Levi is no better.  
If he lives he will always be a cripple  
and unable to speak distinctly.

It will probably be me in  
two months before he can appear in  
court if at all

Respectfully  
Dr. Frank Potter  
House Surgeon

0030

GOUVERNEUR HOSPITAL.

Department of Public Charities and Correction,  
Gouverneur Slip and East River.

NEW YORK,

18

To Presiding Magistrate of Essex Market Court.

Samuel Seri is a little better this  
A.M. although by no means out of danger.

The paral. of the right side still remains  
and though he is conscious he is still unable to speak.  
on account of the laceration of the brain caused by the  
sharp edges of bone as they were driven in.

Respectfully

Frank Peltier M.D.  
House Surgeon.



0839

Samuel Lee -  
Condition very  
critical - will  
probably not live  
very long -

W B Smith  
Became Infirmed Honolulu  
Mar. 3. '90.



0840

GOUVERNEUR HOSPITAL.

Department of Public Charities and Correction,

Gouverneur Slip and East River.

NEW YORK,

Feb. 23 1890

Magistrate of Essex Market Court.

Samuel Seis remains in about the same condition since yesterday.

I think it impossible for him to recover.

He grows more stupid every day and is gradually failing.

Respectfully

J. P. Potter M.D.  
H.S.





0042

THE HONORABLE JUDGE OF THE COURT OF THE CITY AND COUNTY OF NEW YORK

IN QUEST IN THE MATTER OF THE : BEFORE

DEATH OF : HON. LOUIS W. SCHULTZ,  
 : Attorney,  
 S. J. U. S. L. E. V. Y. : and a Jury.

THE YOUNG STONE, SATURDAY, SEPTEMBER 15TH, 1890.

For the District Attorney's Office copy of 10.  
 OFFICIAL COPY.

For William West, applicant R. TAYLOR COPE, of 65  
Chambers Street.

For Robert Remoy appeared ED. MURPHY, NY1, at 105 Chambers Street.

Mr. Joseph Turner appeared Messrs. H. HENRY AN BROWN  
and JAMES A. DOUGLAS, of 115 Nassau Street.

MR. COLEMAN: Well, in calling your attention to this case, I inform you that it is the case of Samuel Levy, who died from exhaustion from abscess of brain, due to compound depressed fracture of vertex of skull, the result of being struck with a brick thrown, or falling from a building. That is the cause of death assigned



0043

3

by Deputy Sheriff Jenkins, and the police have arrested three young boys, who are accused of throwing this brick from the building.

CORRECTION L E A R Y

a police officer, sworn and examined.

BY THE COURT:

Q. Now, officer, will you tell the jury what you know of this case? A. Well, I know that the man died. I saw him when he was dead and I was one of the officers that arrested those three boys. That is, I got the information and arrested them, and from their statements they were the guilty parties.

Q. And that is all you know, is it? A. Young William Kent and the other two stated that they were on the roof of 145 Madison Street and they were firing stones at us. Turner and Reney said that Kent fired the brick that hit the man and Kent himself said that he fired the brick and it hit the wall and then struck the man's head. That is all I know about it.

(The prisoners were here directed to stand and the officer named each, as William Kent, Robert Reney and

0044

Joseph Turner.)

BY MR. LYNN:

Q. Were they all throwing bricks? A. Not I don't know anything about. It was late in the evening about eight o'clock, before they were arrested.

Q. There was one particular brick that hit the man?

A. That was what I understood.

Q. And that particular brick was thrown by Kent?

A. As I understood.

Q. Did the other two boys assist in throwing the brick that hit Roy or were they merely in company with Kent?

BY MR. GROSSE:

Q. You merely state that Kent told you? A. Kent told me, and also Henry and also Turner. They all agreed in the statement as to Kent firing the brick.

BY MR. CODY:

Q. Wasn't this statement made in the absence of Kent?

A. Kent made the statement, as well as the other two. They were all present together.

Q. Where was this statement made? A. In the station house and in Court.



0045

5

Q. Weren't the other two firing at the same time?

A. That I don't know; I wasn't there.

Q. Did you not hear them state that? A. They said that they were firing too, but not bricks. They started in and King started in himself.

Q. Did they talk about what they were firing? A. Pieces of plaster, what they could take off the inside of the roof.

Q. Didn't you hear in the station house that a brick had been thrown out of the window of a building at about the same time? A. No, sir.

Q. You never heard of that? A. No, sir.

Q. Neither one of them started in you but they saw any particular missile or brick strike this man, did they? A. I have told you that King said that that brick struck him, and the other two boys corroborated it.

-----OK-----

0046

CHARLES T. LEE

a police officer, sworn and examined.

My name is:

I am a police officer and I have been on duty for this  
many years. On January 30, 1961, about quarter to  
eleven, I was called into 149 Madison Street. A man  
came to the door and told me that somebody had been  
struck with a brick while he was in the yard in the rear  
of going to the water closet. I went to the house and I  
found Samuel Levy, who I have since learned is dead,  
with a skull cut in his head. I called the doctor and  
he came and he had been struck with a brick, that some-  
body had been throwing bricks at him. I examined the  
wound and I thought it necessary to take him to the station  
house and there the Sergeant directed me to take him to  
Convent Hospital. There the surgeon looked it over and  
said he had a fracture of the skull and ordered him  
to be hospitalized. I went back and reported at the  
station house and another officer was sent back with  
me to investigate the case and we went to 149 Madison  
Street, where we heard there had been a fight, and we



0047

7

brought the rest of the station boys and they were discharged. There I heard some boys were arrested.

MY R. GODY:

3. I understood you to say there was a fight in  
some place. . . . .  
Sergeant. The story of it ended into the book of 143.  
Medicine Book.

1. The right of the Government to this land is established.

603, 612.

Q. Did you hear anything about the man in the room where that fight was, a fellow named "Buddy"? A. Yes, I was in there that night and I saw that the fellow was coming from the window.

Q. To what point in time? A. I don't know.

Q. Was the statement also that this fight occurred at or about the same time that Levy, the deceased, was struck? A. Well, it was, I suppose, about three quarters of an hour after I took Levy to the hospital.

Q. What is what you heard of it? A. Yes. At the time I found Levy I couldn't find out exactly how he had been struck, except that he had been struck with a

0040

8

beick.

BY MR. CROSS:

Q. Can't you see the man in Court? A. I  
couldn't tell him now. When I look different when they  
have not their hair on.

-----



0049

9

Q. R. N. B. 100

Q. Did you hear any of the boys say anything?

A. Yes, sir.

Q. What did they say?

A. Well, they said that they just didn't know what was going on. They said that they saw a car come up the street and that they saw a car go down the street. They said that they saw a car go down the street and that they saw a car go down the street. They said that they saw a car go down the street and that they saw a car go down the street.

Q. Did you hear any of the boys say anything?

A. Yes, sir. They said that they saw a car come up the street and that they saw a car go down the street. They said that they saw a car go down the street and that they saw a car go down the street.

Q. And then there was a car that was going down the street?

A. Yes, sir.

Q. Did you see any of the boys firing a gun?

A. Yes, sir. I saw one boy firing a gun. I saw one boy firing a gun. I saw one boy firing a gun.

Q. How many bricks were fired?

A. One brick.

0050

10

- Q. Joe Turner fired a brick ? A. Yes, sir.
- Q. And which other boys ? A. Will Kent fired. Rob Hunter was on his knees grasping the roof.
- Q. Is there any other boys who fired ? A. No, sir.
- Q. Did you see that fire, did you see that ?
- A. Yes, sir.
- Q. When did you see him fire, only once, is that ? A. Yes, sir.
- Q. And did you see Rob Hunter fire ? A. Yes, sir.
- Q. Did he fire any brick ? A. Yes, sir.
- Q. Did you see Turner fire, did you ? A. Yes, sir.
- Q. Did he fire more than one brick ? A. I can't know, sir.
- Q. Did you see it or did you not see it ? A. I saw one brick fired.
- Q. And at what did he fire the brick ? A. At the car.
- Q. And where did the brick fall ? A. In 141 yard.
- Q. Did the brick fired by Kent fall in the yard ?



0051

11

A. No, sir.

Q. Did you call in the yard? A. Yes, Thursday.

Q. At what hour of the day did this occur? A. "

Don't know, sir.

Q. Was it in the afternoon? A. Yes, sir.

Q. Did you go to school? A. No, sir.

Q. On that day, was it; on Sunday? A. Yes, Thursday.

Q. Did you go to school on that day? A. No, sir.

Q. Did you go to school? A. Yes, sir.

Q. Did you go to school on that day; were you kept at home? A. Yes, sir.

Q. How soon after you had your dinner did it occur?

A. I don't know, sir.

Q. Was it dark? A. No, sir.

Q. The sun was still shining? A. Yes, sir.

Q. Have you seen these boys, or other boys, to take on the roof firing stones at cars? A. No, sir.

Q. You never saw these boys on the roof before?

A. No, sir.

Q. Did you ever get on the roof? A. No, sir; it was down in the yard of 143.

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Q. Did you see the man throw the brick? A. Yes, sir.

Q. And the boys threw those bricks at the car?

A. Yes, sir.

Q. Did you see the brick which Turner fired at the car, and if so, where?

Q. Did you see the brick which Kent threw at the car, and if so, where? A. No, sir; I didn't see where the bricks went.

Q. Did you see the car in the yard? A. I looked over the road and saw it in the yard.

Q. When you saw the car in the yard did you see also a man there? A. No, sir.

Q. Did you see anybody in the yard? A. No, sir; I didn't see anybody there.

Q. Where was the car? A. In the yard.

Q. On the driveway? A. Yes, sir.

Q. Now, sir:

Q. The car was near the house, was it not; was it towards the end of the road or near the house?

A. It was near the house.

Q. Who fired the first brick; Joe Turner or Kent?

A. Joe Turner.



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Q. How long after that was it that you started  
brick; while it was already? A. Yes.  
while.

MR. THORNTON:

A. Did you hear the shot? A. Yes,  
sir. I didn't hear the shot, but I heard the shot.  
A. What did he follow; did he follow the shot, or  
did he follow the shot? A. I don't know, sir; I don't  
know the shot.

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14

2 DIRECT EXAMINATION

sworn and said all.

BY MR. LYNN:

Q. Where do you live? A. 149 Madison Street.

A. Now, Mr. Lyman, will you tell the jury just what you know of this incident; all that all you know about it. A. Well, I was at the door of 149 Madison Street picking flowers and my attention was drawn to a boy sitting with his legs hanging down to the front of the top of the roof. A lady friend of mine came up and I was sitting with my back to the boys and I heard a gun hollow, but I thought it was a robbery in the factory. I got up and I saw a boy on the roof with a gun in his hand-----I presume it was Robert Raney----- and I heard some one say, "Oh, yes, now you've got it." And the answer was, "I didn't do it." I saw the boys previous to the firing, but I didn't see any boys firing. When I turned around I saw no boys on the roof.

BY MR. LYNN:

Q. (pointing to Raney) That is the boy you saw with



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a broom in his hand? A. Yes, in this bag.

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c. The first step-eight plus one--is, in

3. Will the old man go; proof you didn't wish me to

1. I can distinguish you; you, sir.

6. Do you think you could recognize a lot of people?

[illegible]

3. The word "discharge" applies to the liquid portion of any sample of oil or gas discharged. If contained in a container, the discharge is defined as the gas.

10. Does your child have any siblings or other children?

[illegible]

Q. Now did you pay any special attention, did you look around for the purpose of discovering anybody on the roof? A. I want to look when I heard the yelling of the men and I couldn't see. They told me he was in the yard with his head to his head, but I couldn't see the man.

Q. Besides, you were near-sighted?      A. Yes, sir.

Q Did you look around on the roof for the purpose of discovering if there was anybody there? A. (Illustrating) Supposing I was sitting this way. This is the

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way I was sitting talking to a lady friend of mine, who had just come up on the roof, and the occurrence happened this way. When I heard the bell-ringing, I went downstairs. I saw a boy with the knife in his hand and I saw some other fellows. I saw the lady and I saw some other people. This happened in the room where I was sitting. I saw the lady and I saw some other people. This happened in the room where I was sitting.

Q. What is the other name of the room? A. It is a room. Q. What is the name of the room? A. It is a room. Q. How does she live? A. It is a room.

Q. What is the name of the room? A. It is a room.

Q. What is the name of the room? A. It is a room.

Q. What is the name of the room? A. It is a room.

Q. What is the name of the room? A. It is a room.

Q. What is the name of the room? A. It is a room.

Q. What is the name of the room? A. It is a room.



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Street. There are two houses between Birmingham Street and where I live, and in the yard in between this occurred. There is a road between where I live and where they can get across.

Q. He is not far from where you live, is he?  
A. Yes.

Q. How far, please, would that be?  
A. Yes, sir.

Q. And that is a very long distance for you to go, isn't it?  
A. Yes, I don't know.

Q. You couldn't see him from there, could you?  
A. I was told that he was there; but I don't know.

Q. Was there any mark, any clothes, or anything?

A. Yes, my clothes and my hat were on the roof, I believe; mine were there.

Q. And that prevents you from looking around everywhere?  
A. Well, at the time, I said yes, I was sitting talking with a lady friend of mine who had just come up on the roof and we were both sitting down, because I was afraid to go down. That little girl that was up here came up and told me an old lady wanted to see me and I told her I couldn't go down because I was

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minding the clothes. There are lathes where the clothes  
dry and the other part is in. I didn't see the boys  
only previous to that. One boy was sitting with his  
back to me in the yard. When I walked around I  
saw the boy with his back to me and, "I don't want to  
speak to you."

Q. What followed?

A. I don't know all that. I. I don't know all I  
know.



0059

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ANNIE: W. I. A. I.

some of the children.

ANNIE: I.

• "I'm so sorry," I said. "I'm so sorry."

• "Yes, Mrs. Allen, will you please tell me  
what you know of this accident?" I said. "I'm so sorry."  
"Keep it to yourself, Mrs. Allen."

ANNIE: I.

• "I'm so sorry," I said. "I'm so sorry."

There was a large crowd of people, and I saw  
Truman and Robert Brown, the two men who had been  
some rubbish off the roof.

Three and four o'clock. I was on the roof, and  
the water was pumping out the two tanks. The tank was  
nearly full; the other was empty.

The three boys were on  
the roof. I asked them where they were going. They  
answered, "I don't know." They said, "We're going to  
clean the roof for you, Mrs. Walsh." I said, "Wait a  
minute; I have no time just now; I don't want the three  
of you anyhow." So I turned around to look at the water

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[illegible]

NY 100. 004887:

Q. Did you see these boys on the roof? A. There was five or six or seven people on the roof altogether. I couldn't recognize who was there in the excitement. The first one I met was Robert Henry, and the agent was on the roof and he says, "The water will run over; you had



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better run down and stop it."

Q. Did you have any conversation with either of those three boys? A. Not after. One barrel of dirt was at the door. When I was through with the engine in the cellar, the barrel of dirt was at the door.

Q. Did you have any conversation with anybody who saw the occurrence? A. No.

BY A JUDGE:

Q. Now, Madam, you say you saw the people. Where; in the yard of 145? A. No, in the yard of 841, I think.

Q. In Birmingham Street? A. No, not Birmingham Street; it is in Madison Street, the second house from 858.

Q. What divides the yard of 145 from the place where you saw those people? A. There was one yard between; and it was under the shed I saw the blood. The man was taken there.

Q. There is a factory there, a cloth factory, or a tailor's? A. Yes, sir.

Q. Did you notice any time that those boys were in

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in the habit of molesting these people that worked there?

A. Not that I ever saw.

Q. Were they in the habit of firing stones etc.?

A. No, I never saw it. The boy lived in the house over two years and a half.

-----OK-----



0063

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J. A. S. C. F. J. A. S. C. F.

sworn and examined.

BY THE CORONER:

Q. Where do you live? A. 132 Chrystie Street.

Q. Now, Mr. Levy, tell the Jury just what you know of this accident? A. Well, I came home about ~~about~~ about half past seven and the men came from the shop and they told me, "Your brother is killed." That is all I know. I didn't know the boys.

BY A JUROR:

Q. Do you work in this shop where your brother was killed? A. No, sir.

Q. Did your brother tell you that the boys around that neighborhood annoyed him by firing bricks at him?

A. No, he never told me that.

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ROBERTS SHAPTON

sworn and examined.

BY THE CORONER:

Q. Where do you live? A. 45 Canal Street.

Q. Tell the Jury what you know of this incident?

A. I was working with Sam. Levy at Mr. Widdowson's and Levy went down to the yard and all of a sudden I heard a scream. I was the first one that went down. I found Sam. Levy with his head split standing by the barndroors. I said, "Sam, what is the matter?"

He said he was struck by two bricks; the first one didn't strike him and the second one did. I asked him where it came from and he said he thought it came from the shop in Birmingham Street.

BY MR. CODY:

Q. You say he said it came from the shop? A. He said he thought it came from the shop.

Q. Wasn't there some quarrel or row in the shop at that time; didn't you hear anything about it? A. No sir.

Q. There was an uproar there? A. No, sir.



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Q. There was a noise other than an ordinary noise among the people? A. I didn't hear it.

Q. You heard of it, didn't you? A. Yes, sir.

BY THE COURT:

Q. What time was this? A. Between two and three o'clock; I couldn't exactly tell you.

BY A JUROR:

Q. Do you work in the same shop? A. Yes, sir.

Q. How many men and women are employed there?

A. Six or seven.

Q. Did this man that was killed work there also?

A. Yes, sir.

Q. What was he; a tailor? A. Yes, sir; he was working on a machine.

Q. He went into the yard? A. Yes, sir.

Q. And as he returned from the yard he was struck?

A. I couldn't tell whether it was returning or going down. I didn't ask him that.

Q. Are you people annoyed by boys throwing stones?

A. Generally when we are going from work there are always boys throwing stones around the corner.

Q. Do you recognize any of these three boys?

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A. No, sir.

Q. And as a general thing, you are annoyed by boys throwing stones at you? A. Yes, sir.

Q. Especially at people of your nationality?

A. Yes, sir.

BY MR. BYRNE:

Q. Not in the yard? A. No, sir.

Q. Only out in the Street? A. Yes, sir.

BY MR. STONE:

Q. Now, if there had been a fight going on in the vicinity, or any quarrel, or if there had been an unusual noise, would you have heard it? A. Yes, sir; we could.

Q. You would know it? A. Yes, because our windows come right into the shop. The landlady of 141 Madison Street says she knows a great deal of it. She wasn't called in this case, but she says she knows a great deal about this case.

BY MR. COPE:

Q. What is her name? A. Mrs. Levy.

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MORRIS SIMONSON

sworn and examined.

BY MR. GROSSE:

Q. Where do you live? A. 141 Madison Street.

Q. Now, tell the jury just what you know of this case? A. Well, I know that Sam Levy worked for me for some time or five years. It was about 1 o'clock, or after 1 o'clock, I don't say exactly, when I went down in the yard, and I was up in the shop working and in about two minutes I heard something and went down and I saw Sam Levy was hurt in the head. That is all I know.

Q. Did you find out how he was hurt; did you ask anybody? A. I asked him and he said he got struck with a brick in the head. That is all I know.

Q. Did you tell you where the brick came from?

A. No, sir. He said he thought it came from the shop.

BY MR. GROSSE:

Q. Where were you while Samuel Levy was down stairs

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in the yard? A. At 141 Madison Street.

Q. In the shop? A. Yes, sir.

Q. Now, did you hear any unusual noise in the shop? A. No, sir.

Q. Any fighting? A. No, sir; I didn't hear anything.

Q. Any quarrelling? A. I didn't hear anything until I heard the screaming.

Q. You heard the screams of Mr. Levy? A. Of Sam Levy; yes, sir.

Q. The man who died? A. Yes, sir.

Q. Now, if there had been a fight going on, or if there had been any unusual noise in your house, you would have heard it? A. Certainly I would.

Q. And you didn't hear it? A. No, sir.

BY / JUDGE:

Q. Did you see Mr. Levy go down in the yard? A. I saw him afterwards when he got hurt.

Q. Where were you when he told you somebody hit him with a brick; were you in the yard? A. Certainly I was in the yard. I heard Levy scream.

Q. You don't know whether he was about to re-enter



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the shop or was on his way to the yard when he got struck  
7. I don't know anything. I was up in the house  
and I didn't hear and I didn't see anything.

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EXHIBIT 101-101-101

sworn and examined.

BY THE COURT:

Q. Where do you live? A. 141 Madison Street.

Q. Just tell the jury everything you know about this case? A. I didn't see anything, only I heard him screaming after I was in the house with the children, and my husband came in. I went down and the father was bleeding. That is all that I saw.

Q. All you know is that you went into the yard and you saw Sam Levy and he had been struck with something?

A. Yes, sir; struck with a brick.

Q. Did he tell you anything at all? A. He asked him and he said he didn't know where that brick came from. He spoke to me.

BY MR. GROSSE:

Q. Was Sam Levy standing? A. He was standing.

Q. Where? A. By the barnisters.

Q. Of the stairs? A. Of the stairs.

Q. Leading into the house? A. Yes, sir.



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MR. CODY:

Q. Was he inside the house at this time? A. When I went down he was in the house. When my husband went down he was out of the house.

Q. He didn't say where he was struck? A. He went to the front closet.

Q. That was the stranger you heard at the station house? A. When my husband went down with Tom Levy to the station house when I went up stairs to my house, and outside there was laying two half bricks on the window.

Q. Is that all you heard at the station house?

A. That is all. I didn't hear anything.

Q. Did you say that there had been some trouble in the shop? A. No, sir; I didn't say that; I didn't know what that was. I told that the two half bricks were there.

Q. Did the deceased point out either of those half bricks on the way that struck him; did he say anything concerning it? A. I don't know. I saw that there were two half bricks; I didn't see anybody.

Q. Didn't you say in the station house that those

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two half bricks that you allude to now were gone after the man was hurt, were removed away from there. Q. I said when that man was away I saw two bricks in two half bricks, and after my husband came I told him that. I couldn't say anything else, because I didn't see anything.

Q. Do you know who took the two half bricks in?

A. No.

Q. A. JUDGE:

Q. There were three bricks taken from the window. From the hallway. But they were in the hallway window.

Q. On the first floor? A. On the third floor.

Q. They were taken upstairs after the man was hurt?

A. After the man was away in the station house.

Q. You don't know how they got there, do you?

A. I don't know.

Q. MR. TAYLOR:

Q. Were these bricks on the third floor before the man was hurt? A. From the man was hurt. The man went away with my husband and with the workmen and I went upstairs and I was looking out of the window, I felt so bad, and I saw two half bricks in the hall window.



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BY A JUDGE:

Q Are you so sure that those bricks were not there before the car was hurt? A I don't know, sir; I saw them after.

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THOMAS STEPLETON

sworn and examined.

BY THE CORONER:

Q. To what precinct are you attached? A. The 7th Precinct.

Q. Tell the Jury just what you know of this case? A. On the night of the 5th of February I went out to search for these three boys, with the intention of arresting them.

Q. When did this accident happen? A. On the 5th of February.

MR. GROSSE: How long ago is it; we have now the 8th of March; was it two weeks ago?

THE CORONER: The Surgeon's clip from <sup>Bellvue</sup> ~~St. Mary's~~ Hospital says he was brought to the Hospital on February 24th at 9.45 o'clock P.M.

THE WITNESS: On February 5th it happened.

THE CORONER: He was taken to <sup>General</sup> ~~St. Mary's~~ Hospital on February 5th where he remained until February 24th when he was transferred to Bellvue.

Q. Now tell the Jury what else you know? A. I



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arrested William Hest and took him to the station house on suspicion of throwing those bricks, and on the following morning while taking him to court he admitted to me the throwing of bricks off the roof of 145 Madison Street. He was on the roof of 145 and worked from there to 143 and was throwing at cars in the yard and the first one he threw he said he didn't hear anything of it, and the second one he threw he heard a man hollering in the yard and he ran away, he got frightened.

Q. To these questions did you say anything? A. Nothing more.

EX. P. COPY:

Q. Did he mention anybody else who was on that roof firing bricks? A. He said there were two other boys with him, Turner and Brown, who went up there with the intention of clearing the fire off the roof.

Q. Did he say that they had fired bricks or any other missiles? A. He didn't speak of the other boys firing anything.

Q. He never said anything about that? A. Nothing of the other boys. He said he was throwing bricks off of the roof and the first one he didn't pay any

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and when he saw the second one he threw it and heard a small  
holler and he ran away, got inside and.

BY THE WITNESS:

Q. Did you say that all the bricks he threw?

A. That was all, he said.

BY A JUDGE:

Q. Officer, is that your post where this occurred?

A. No.

BY MR. GROSSE:

Q. You were sent by the Captain? A. I was sent  
by the Sergeant in command to inspect these boys on  
suspicion of throwing bricks.

BY MR. GROSS:

Q. Did you arrest Raney as well? A. No.

BY MR. GROSS:

Q. You didn't arrest Warren either, did you?

A. No.

Q. As to the bricks, did he say they were whole  
bricks? A. Pieces of brick, I understood him to say.

BY MR. GROSSE:

Q. Officer, did you go to find those bricks?

A. I went in that yard that night and I saw some



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pieces of brick around the yard, a couple of pieces.

Q. Did you preserve them? A. No. I did see a piece of brick in the section house.

Q. Where is that now? A. I don't know.

Q. You have seen it? A. No, sir.

Q. Was it a whole brick? A. No, it was part of a brick.

Q. How many bricks did it? A. Well it was an ordinary piece of brick, I suppose, no more than one third of a brick.

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Q. Now, who was unable to speak or understand English was called to the stand and sworn, Mr. Solomon Heibloom being sworn as interpreter.

A. Yes, Mr. Heibloom.

Q. Now, where did you live? A. I resided at 93 Pike Street.

Q. Tell the jury all you know about this case?

A. My windows look directly opposite 143 Madison Street. I saw five boys on the roof. They brought with them a lot of bricks and stones and they threw those stones over in the yard of 143 Madison Street I think. I don't know whether this man Levy was in the water closet. I saw them throw the stones right over there on the water closet. Afterwards I heard a noise. The boys ran away. They ran on the Pike Street roof. I live at the top; I couldn't go down.

Q. Did you see that man, Samuel Levy? A. I didn't see him.

Q. Then you didn't see the bricks strike the man?

A. I didn't see it.



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Q. Do you recognize these boys as the boys who were on the roof? A. I can't recognize those two big boys as being those.

Q. Did they throw more than one brick? A. More than one.

Q. Are you sure that they threw only bricks, or any other kind of thing? A. Bricks and stones.

Q. What:

Q. Did you see it in the yard when they threw those stones? A. I didn't see any of it.

Q. Were the boys at the edge of the roof looking over it? A. From the edge of the roof.

Q. P. CODE:

Q. Could you distinguish whether it was stones or pieces of dirt or matter that were thrown off the roof?

A. Only stones.

Q. Did you see the stones afterwards? A. Yes, in the ground yard.

Q. P. CODE:

Q. When did you see these stones? A. After two o'clock.

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Q. After the man had been struck? A. Afterwards; yes, sir.

BY A JUDGE:

Q. Did you hear or see the boys firing stones before you heard the man cry out after he was hit?

A. Before.

Q. Were you looking out of your window when the man was struck? A. Yes, sir.

BY MR. LYNN:

Q. How many boys were there? A. I saw six boys.

Q. Were they large or small boys? A. Large boys.

MR. LYNN: Ready, standing.

(Robert Reamy here arose).

THE WITNESS: I didn't see that boy.

MR. LYNN: Kent, stand up.

(William Kent here arose).

THE WITNESS: I couldn't recognize him.

MR. LYNN: Turner, stand up.

(Joseph Turner here arose.)

THE WITNESS: I couldn't recognize him.

MR. LYNN: It was simply as to size that I asked



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Raney to stand up, as to whether she considered him a large or a small boy.

BY / SUPOR:

Q. Can you give us any idea of how high your window is from the yard? A. About from here to that door over there (pointing).

Q. The small door on the side? A. The large door; the front door of the court room.

0002

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NATHAN LEVY

Sworn and examined.

BY THE COURT:

Q. What relation are you to Samuel Levy?

A. I am a brother of Samuel Levy.

Q. Tell me now just what you know of this incident?

A. I was arrested and taken to Black Market for selling without license. While there three boys were hollering out to me "What are you arrested for?" I said for selling without license. They were in the bottom tier there. So, I hollered up to them, "What are you arrested for?" They said, "For murdering a shagney."

Q. Who did they say murdered him?

A. They said, "We were on the roof firing bricks and we hit him on the head."

BY MR. CROSS:

Q. Who said this?

A. These boys.

Q. All three?

A. Yes, the three of them hollered, "We were firing bricks and hit him on the head."



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BY MR. CODY:

Q. You didn't see the boys, did you? A. No.  
I knew one name. I hollered out, "What is your name?"  
One of them hollered out, "Willie."

BY J. SUPOR:

Q. Why did you ask him his name at the time?  
A. I hollered to him, "What is your name?" And  
he says, "Willie."

Q. Did you know at that time that your brother was  
dead? A. He wasn't dead then; that was three weeks  
ago.

Q. At the time you were arrested did you know that  
these boys meant that ~~xxxx~~ the Sherry was your brother?

A. Yes, because I told them I had a paper about  
it.

BY MR. DUFF:

Q. Your brother wasn't dead then? A. No.  
They said they had murdered him.

Q. Did they use the word "murder"? A. Yes,  
sir.

Q. And your brother was alive? A. Yes, sir;  
my brother was alive. It was three weeks ago.

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BY MR. GROSSE:

Q. How long were you in prison? A. I was there a day and a night.

Q. Do you know when these boys were committed?

A. I was there a week after they were arrested.

Q. Did you hear before you went to prison that your brother had been hit by a brick thrown by boys? A. Yes, sir.

Q. And that these boys were in prison? A. Yes, sir.

Q. Did you see these boys? A. No, sir; I didn't see them. I saw them down stairs when they took me down to the "kitchen", when they were taking me over to the Island for five days. Then I saw those boys ---- that big boy.

Q. That was after you had the conversation with them? A. Yes, sir.

Q. But before you had the conversation and when you had the conversation you hadn't seen and didn't see the boys? A. No.

Q. How you hadn't seen these boys? A. No, sir.

Q. How did you come to speak to them; they were on



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the bottom floor and you were on the third floor?

A. Yes, sir.

Q. How did you come to speak to those boys?

A. They were playing and I says, "What are you boys arrested for?" I hollered that out, and they said, "Because we murdered a Sharkey." That is all they said.

Q. What is all the conversation was like? A. Yes, sir.

Y.L.R. WYLL:

Q. Could you see that? A. No, sir. One of them hollered out to me and says, "My mother sent me up seven dollars; if you've got any cigarettes send me up some and I'll pay you." I knew these three boys were arrested.

BY / JUROR:

Q. How did you know that these boys were arrested; you must have seen the boys? A. No, sir; I didn't see them; I only knew they were in prison.

Q. You never saw these boys before they were in prison? A. No, sir.

Q. Did they pass your cell while they were in prison?

A. No, sir.

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Q. How did you know they were there? A. They were singing. They called out to me, "What are you arrested for?" I said, "For selling without a license," and I said, "What are you arrested for?" And they said, "For murdering a Chinese; we were on the roof firing bricks."

Q. You say you were arrested for selling without a license? A. Yes, sir.

Q. When were you arrested? A. About three weeks ago.

Q. Don't you know the date? A. No, sir; I can't remember the date.

Q. Have you ever been arrested before for selling without a license? A. Yes, I was arrested once and I got discharged.

Q. You never were locked up before for selling without a license for a day or a day and a half? A. Yes, I was.

Q. Generally when you are locked up that way, are you in the habit of holding conversations with other prisoners as to what you are locked up for? A. Sometimes.



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Q. Is it customary to hold conversations with other prisoners that way? A. It is not; only they were singing and I wanted to hear.

Q. They held me up to you that they were arrested for killing a Whore? A. Yes, sir.

Q. And that person they were arrested for killing happened to be your son-in-law? A. Yes, sir.

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PHILIP GOULD

swore and murmured.

Q What happened?

A Where do you live? A. 64 Grafton Street.

Q Now tell me very just what you know about this case? A. I was talking with General Levy at 141 Marlborough Street. About ten o'clock he went down in the yard and in about two minutes I heard his scream and I ran down and he was already in the room and I asked him what was the matter and he didn't tell me where he got hurt from. He said to Shapiro that it might have happened from the shop.

070



0009

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WILLIAM H. LEE

recalled.

BY J. J. JONES:

Q. That is your Post, isn't it, where this man was struck with a brick, on Madison Street right into Birmingham? A. Yes, sir.

Q. Is Birmingham your post also? A. One side of it.

Q. There are a great many boys around that Street?

A. Yes, sir; there are.

Q. Has your station ever been called by people living in the neighborhood, especially this same class of people, to their being annoyed by boys throwing bricks or stones at them? A. No, sir; I never had any complaint about throwing stones. Complaints usually come in about boys obstructing the Street and playing on the sidewalks. Sometimes they might throw garbage, or something like that, especially at the recesses or after school hours. There are two public schools on my post, and of course during the hours of recess there is

0090

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a large number of boys going through there, but I never had anything as serious as this thing occur on the Street.

Q. This happened about quarter to three? A. About that time.

Q. The schools on Thursday don't let out until three o'clock--Madison Street school and Henry Street school. A. Sometimes the Primary Department in the Henry Street school lets out a little before three. They start coming out sometimes from quarter to two minutes to three, and across the Street there are a good many boys and girls playing around. But I never had anything before as serious as this happen on the Street. They throw a little missile or something.

Q. It has often come to your knowledge that these boys are in the habit of poggie these Hebrews with bricks and stones? A. Not with bricks and stones. I have dispersed boys that were interfering with them, throwing decayed vegetable matter, or something like that. But in a crowded locality like that all you can do with them is to keep them moving along and to disperse them when you see them together.



0091

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Q. Have people ever complained to you about them?

A. I never had any trouble with them, never had any complaint from them. There is a large number of people there, especially in Birmingham, Ala. etc.

----- (2) -----

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OFFICER J. E. W. R. L. A. D.

sworn and examined.

Q. Now, sir:

A. You are Captain of what Precinct? A. The 1st.

Q. Now, Captain, will you please inform me to the Jury? A. Well, all I know about this case is that this occurrence took place on the afternoon of February 23rd about three o'clock. I was in the station at the time and they immediately sent out and brought in some people to the station house on suspicion of having done this matter and they were discharged. Afterwards these boys were arrested. I went down to the Hospital and saw this man who had been hit with a part of a brick and he was paralyzed. He couldn't speak. I tried to get him to identify them and got his dying declaration, but he merely shrugged his shoulders, as much as to say he couldn't speak. He remained there in the hospital and I got a certificate from there several times and took it up to the Police Justice. About February 24th he was transferred from there to Bellevue and he subse-



0093

quently did. The detectives were sent out and arrested these boys.

Q. MR. CHASER:

A. Did you ever converse with these boys?

A. No, sir.

Q. Did you witness any conversation? I was not present when they were brought in.

Q. MR. CHASER:

A. I was the only one in that factory who was covered by the boys in the neighborhood. I have been complaining of boys making a little trouble. These and I had several of them arrested for disorderly conduct and they were taken to Court and fined by the judge.

Q. MR. CHASER:

A. In your precinct there are a great many people of the same nationality as this man that has been killed. Haven't I come to your ears that these people are annoyed by boys throwing missiles of every sort at them? A. There has been. I had a complaint yesterday on Monroe Street. I went down there and looked at them but I found no trouble that was complained of. If I was aware of it and knew of it I would arrest the party.

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Q. You are aware that it occurs? A. There are complaints of those things. When a man comes along that is comical looking the boys will do those things. They will take a crack at most anybody.

BY MR. GROSSER:

Q. What sort of discrimination between Polish Jews and other people? A. Not always. If a man comes along that looks comical they pay over at him. When-  
ever they throw stones it becomes a serious matter, and they have been taken to court and fined.

Q. But they haven't displayed any special animus <sup>against Hebrews</sup>?

A. Not especially.

BY MR. GURAN:

Q. How long have you been in that Precinct? A. Two years and seven.

BY MR. GROSSER:

Q. You haven't heard anything about these particular boys before? A. I have heard since their arrest that one of them was arrested before.

Q. Who has been arrested before? A. Kent.

Q. For what? A. Robbery.

Q. Have you heard anything about these boys annoy-



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ing people? A. Not their names.

BY MR. CODY:

Q. What was discharged, wasn't it; you saw them  
was arrested? A. I don't know the result of that  
arrest. That was prior to this matter.

Q. Do you recollect the address of the woman,  
Benson, in the direction house? A. I don't know at  
what she came in. I did not hear her talk any thing  
more. I didn't see her; I was at the dinner.

-----O NO-----

0896

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RICHARD J. HUGHES

a police officer, sworn and examined.

BY MR. CODY:

Q. Will you please state what you know about this case? A. Well, about three o'clock on the afternoon of the 6th of February, Sergeant Fitzgerald sent me down to 141 Madison Street to investigate this case where a man was hit with a brick. I went down and met Officer Lee. Officer Lee said he understood from someone around there that there had been a fight at 12 Birmingham Street. We went through the yard to see what we could see and I saw pieces of broken brick in the yard and I picked the largest piece up. Meantime Officer Lee went up stairs and he came down and he said some of the folks said that they thought there was a muss and some of the bricks came out of the third story window. So we went around to 12 Birmingham Street and went upstairs and the people seemed to be excited as if there had been a muss there and when I came there one man ran out of the shop. Officer Lee ran after him and he fell in a chair and he said he had had an argument with a man.



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named Epstein and we arrested them that afternoon. That was three or four hours before these boys were arrested. We brought them to the station house and Mr. Simonson came there. I understood them to say they thought there was a brick come out of that window that afternoon. They heard some growl there. That is all I know about it. These boys were arrested that night and these men were discharged.

BY A JUROR:

Q. Were you on special duty? A. Yes, sir.

Q. This is a large factory that you visited?

A. It is about five stories high.

Q. Used for a tailoring establishment? A. It is a tailor shop.

Q. And you say when you came there that from the excitement manifested there it appeared to you as if there had been a disturbance there? A. They had trouble, for I looked around in the hallway and on the window sills and there were bricks in the hall and on the window sills a couple of chips, small pieces.

Q. Has your attention ever been called to any row or disturbance ever occurring there before in that factory? A. Not in the factory. I understood

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that day they had some trouble between Union men and non-Union men.

Q. JUDGE:

Q. Is this the factory in which Levy worked?

A. No, Levy worked in Madison Street and the Madison Street houses in three floors from the corner of Madison Street. The rear of it he came into there, but it is all the one building; it goes right along around.

Q. Had you ever been asked to protect any of these people in the factory from these boys in that neighborhood? A. Not in the factory. Only there were complaints. The Captain sent me down and we arrested quite a number of boys down there and brought them up to Court and had them fined for making a noise on the street.

Q. Did you ever have any trouble with these particular boys? A. Not with these boys.

BY MR. GROSSE:

Q. Did you ascertain from anybody that a brick had been thrown from a window of the factory down to the yard? A. No, no more than what those women only



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thought. They thought the brick came out of one of those windows, and when we found everything in confusion in this factory it looked so suspicious that we put the people under arrest, thinking at the time that the brick did come out of the window and hit this man in the yard.

Q. But that suspicion was not verified? A. No, sir.

Q. It was not verified? A. Yes. We found out that night. Captain Garland discharged those people that night about nine o'clock.

BY MR. CONY:

Q. I understand you to say that you found several pieces of brick on the window sills? A. I said I found a couple of chips of brick, like as if the brick struck the window sill and chipped off and probably went into the yard.

Q. Was that below the factory or above the factory?

A. This was in the factory on the third floor.

This was what we were investigating the matter.

BY A JUROR:

Q. As if the brick came from a higher floor?

A. The way I understood the thing is, that they

0900

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In a fight in the hallway in the factory. We found a couple of bricks in the hallway.

BY MR. GROSSE:

Q. Do you know at what place in the yard the man was struck? A. No, sir; I couldn't say that; only I found a brick in the yard and I brought it to the station house.

-----X-----

E X A M P L E

THE DOCTOR: Gentlemen of the Jury, as you have all heard, Samuel Terry died from <sup>5</sup>abscess of the brain due to a compound depressed fracture of the skull, the result of being struck with a brick thrown, or falling from a building.

That is the cause of death that Deputy Coroner Jenkins gives us. The deceased was sent to Bellevue Hospital and Dr. W. B. Arnold says he was struck on the left side of the head by a brick while in his own yard in the rear of his residence. He had paralysis of the right side and hernia of the brain. Of course a man



0901

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suffering from paralysis that way is unable to say much.

You have heard what the different witnesses have told you. The only direct evidence we have here that bricks were thrown is by what officer Stapleton told you. He told you that Kent told him he threw two bricks---first one brick and then another---and that he threw the second brick he heard the body sergeant. As to the other two boys, Henry and Turner, there is no evidence to connect them with throwing the bricks, except that they were on the roof.

I hope when you go out that you will deliberate carefully and bring in a verdict in accordance with the evidence.

At this point the Jury retired and after some time spent in deliberation, returned and submitted the following

VERDICT.

We, the Jury, find that Samuel Levy came to his death, from injuries received by missiles thrown by

William Kent and Joseph Turner, on <sup>March</sup> ~~20th~~ 4th 1890.

MR. LYNN: I ask for the discharge of the boy, Henry.

THE CORONER: I will discharge Robert Henry.

ADJOURNED.

0902

## STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

## AN INQUISITION,

Taken at the house of *Coroners Office*  
*No. 67 Park Row* Street, in the *4<sup>th</sup>* Ward of the City of  
 New York, in the County of New York, this *8<sup>th</sup>* day of *March*.

In the year of our Lord one thousand eight hundred and *90* before *Louis M. Schuyler*  
 of the City and County aforesaid, on view of the Body of *Samuel Levy*  
 lying dead at

*Nine* good and lawful men of the State of New York, duly chosen and  
 sworn, or affirmed and charged to enquire, on behalf of said people, how and in what manner the said  
*Samuel Levy* came to his death, do  
 upon their Oaths and Affirmations, say: That the said *Samuel Levy*  
 came to his death by

*Injuries received by being struck on the*  
*head by missiles thrown by William*  
*Best and Joseph Turner February 6<sup>th</sup> 1890, at 141 Mad-*  
*ison Street. We exonerate Robert Rancy from all blame*

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

## JURORS.

|                                 |                                  |
|---------------------------------|----------------------------------|
| <i>Henry Coan 267 E 7 St.</i>   | <i>J. Cretcher 528 Grand St</i>  |
| <i>Louis Schiller 528</i>       | <i>Edwin Grant 534 Grand St</i>  |
| <i>Simon Day 494 Grand St</i>   | <i>Justin David 536 Grand St</i> |
| <i>J Harris 521 Grand St</i>    | <i>Henry Busch 500 Grand St</i>  |
| <i>Mark E Foho 512 Grand St</i> |                                  |

*Louis M. Schuyler*

CORONER, L. S.



0903

Sec. 151.

Police Court..... District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by

of No. .... Street, that on the ..... day of .....

1880 at the City of New York, in the County of New York,

*William Henry Joseph Turner  
and Robert Henry and  
feloniously caused the death  
of one Hermann Henry*

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

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

Dated at the City of New York, this ..... day of ..... 1880

*John M. ...*  
*McBurtin* POLICE JUSTICE.

0904

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

Third District Police Court

of No.

Street,

that on the

being duly sworn, deposes and says,

day of

1890

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

William Kent Joseph Turner  
and Robert Rannay  
did feloniously cause the  
death of one Sammie Long  
by striking said Long  
on the head with a piece  
of brick. The said Turner  
and Rannay nor being present  
deponer prays they be  
apprehended and bound  
to answer said complaint.

Sworn to before me  
this 9<sup>th</sup> day of March 1890  
Cornelius Seary

J. M. Patterson,

Police Justice



0905

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK }

13 District Police Court.

*Robert Ranney* 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.

*Robert Ranney*

Question. How old are you?

Answer.

*15 years*

Question. Where were you born?

Answer.

*New Jersey*

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

Answer.

*140 Madison St. Trenton*

Question. What is your business or profession?

Answer.

*Apprentice*

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*

*Robert Ranney*

Taken before me this

day of

*March*

188*2*

at

*Trenton*

Police Justice.

0906

CITY AND COUNTY  
OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

of No. 7<sup>th</sup> Precinct  
occupation Policeman Street, aged 40 years,  
that on the 5<sup>th</sup> day of March 1890  
being duly sworn deposes and says  
at the City of New York, in the County of New York

deposes and says that he called at  
132 Chrystie Street the residence of  
Samuel Levy who was assaulted by  
William Kent Joseph Larney and  
Robert Ramm, and found said  
Samuel Levy dead.

Cornelius Leary

Sworn to before me, this

of March 1890

day

John P. McCann

Police Justice.



0907

Police Court-- 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Cornelius Leary

vs.

William Leary

Joseph Turner

Robert Rammie

AFFIDAVIT.

Dated March 6 1886

Patterson Magistrate.

Leary Officer.

Witness,

7<sup>th</sup> Precinct

Disposition,

0908

Dr. W. S. Arnold

From Bellevue Hospital.

New York, March 4<sup>th</sup> 1890

To Coroner

Sir:

Please hold an Inquest on the body of

Name: Samuel Levy Residence: 132 Chrystie St.  
Age: 18 years months days. Admitted Mon. day, Feb 7

Father Leon 24th 1890, at 9:45 o'clock P. M.  
Nativity, Russia; of Mother Anna By Ambulance

2 yrs in U. S., 2 yrs in City. From Gouverneur Hosp.  
Civil Bond: Single Occup.: Tailor Examined by Dr. Arnold.

Suffering from symptoms of Conscious - struck on left side of  
head by a brick - while in my yard in rear of residence -  
Paralysis of right side - hernia of brain.

Said Injuries said to have been received

Hernia cut off - Mar. 3. '90.

Death took place Tues. day, March 4th 1890 at 12:45 o'clock P. M.

The Autopsy revealed

Remarks:

W. S. Arnold M. D.  
HOUSE SURGEON PHYSICIAN.

- Ad. 1. State the day of the week.  
Ad. A. State whether by Ambulance or Friends.  
Ad. B. State whether from a Precinct or a Residence and give the name.  
Ad. C. State whether from Natural Causes or from Shock (conscious or unconscious) due to Injuries, and if so, give name, place, date, number, character, and Extent of Injuries, always stating where indicated, whether right or left.  
Ad. D. State when, where, how, by what means or persons received, also whether Accidental, Suicidal or Homicidal; in falls, the distance, location and place; in Burns and Scalds the circumstances attending the same; in runover cases, the line of Street Car, Railroad or Conveyance; in Weapons, the character of the same, &c., &c., always giving such information as will lead to an accurate knowledge of the case and facilitate judicial inquiry and justice.  
Ad. E. State name, date, place, character and results of any operation or amputation performed.  
Ad. F. Give a short resume of the Autopsy with the Pathological Diagnosis and the Cause of Death at the End.  
Ad. G. State here any important facts not embodied in the above statements.



0909

TESTIMONY.

William Jenkins M. D., being duly sworn, says:  
I have made an examination of the body of  
Samuel Levy now lying dead at  
the morgue and from such examination  
and history of the case, as per testimony, I am of opinion the cause of  
death is

Exhaustion from Abscess of Brain  
due to compound depressed fracture of vertex  
result of being struck with a  
brick thrown or falling from building

Wm. Jenkins M.D.  
M. D.

Sworn to before me,

this 5

day of

March

1890

CORONER.

0910

MEMORANDA.

| AGE   |        |      | PLACE OF NATIVITY | WHERE FOUND | Date<br>When Reported      |
|-------|--------|------|-------------------|-------------|----------------------------|
| Years | Months | Days |                   |             |                            |
| 18    |        |      | Russia            | Maryland    | March 5 <sup>th</sup> 1900 |

at Bellevue Hospital

L. W. S.

CN<sup>o</sup>.....

Swan. 189

AN INQUISITION

On the VIEW of the BODY of

Samuel L. 1

whereby it is found that he came to  
a death by

Inquest taken on the day  
of 189 before

LOUIS W. SCHULTZE, Coroner.

✓ 935



1160

L. W. S.

No.

Quar.

189

AN INQUISITION

On the VIEW of the BODY of

Samuel Levy

whereby it is found that he came to  
his death by

Inquest taken on the day  
of 189 before

LOUIS W. SCHULTZE, coroner.

✓ 735

MEMORANDA.

| AGE                           | PLAGE OF NATIVITY | WHERE FOUND | Date<br>When Reported |
|-------------------------------|-------------------|-------------|-----------------------|
| 18<br>Years<br>Months<br>Days | Russia            | Maryland    | March 5-1890          |

per Baltimore Hospital

09 12

Coroner's Office,

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question—What is your name?

Answer—

*William Kent*

Question—How old are you?

Answer—

*15*

Question—Where were you born?

Answer—

*N.Y. City*

Question—Where do you live?

Answer—

*144 Madison Ave*

Question—What is your occupation?

Answer—

*at School*

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

*I have nothing to say*

*W Kent*

Taken before me, this

*8* day of

*March* 1880

*Levin P. Feltz*

CORONER.



MEMORANDA.

| AGE | Years Months Days |  |  | PLACE OF NATIVITY | WHERE FOUND | DATE<br>When Reported |
|-----|-------------------|--|--|-------------------|-------------|-----------------------|
|     |                   |  |  |                   |             |                       |

HOMICIDE.

AN INQUISITION.

On the VIEW of the BODY of

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

Inquest taken on the day  
of 188  
before

Coroner.

Committed

Bailed

Discharged

Date of death

0913

0914

Coroner's Office,

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Joseph Turner* 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—

Question—How old are you?

Answer—

Question—Where were you born?

Answer—

Question—Where do you live?

Answer—

Question—What is your occupation?

Answer—

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

*I have nothing to say*  
*Joseph Turner*

Taken before me, this 8 day of March 1880  
*Lewis H. Smith* CORONER.



0915

MEMORANDA.

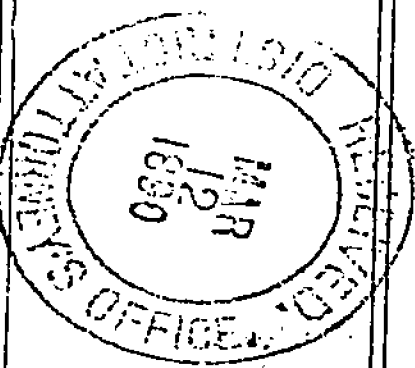
| AGE |       |        | PLACE OF NATIVITY | WHERE FOUND | DATE<br>When Reported        |
|-----|-------|--------|-------------------|-------------|------------------------------|
| 18  | Years | Months | Days              | Russia      | Morgue fr.<br>Bellevue Hosp. |
|     |       |        |                   |             | March 5/90                   |

Date of death

Discharged

Excluded

Committed



Joseph M. Sullivan  
Coroner.

of March - 1890

Inquest taken on the 8<sup>th</sup> day

William Hook  
and  
Joseph Turner

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

Samuel Levy

On the VIEW of the BODY of

AN INQUISITION, 396

HOMICIDE.

No. 935. 1890





0917

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 1 DISTRICT.

of No. 745 Street, aged 40 years,  
occupation Police Officer being duly sworn deposes and says  
that on the 6 day of February 1889

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

He arrested  
William Kent Joseph Sumner &  
Robert Rennie (all now hanged for  
assaulting one Samuel Levi  
and inflicting such injuries as  
caused him to be confined to the  
Government Hospital. Deponent  
swears that the defendants  
were held to answer the result of  
said injuries

Cornelius Leary

Sworn to before me, this

of February 1889

day

Charles W. T. Justice, Police Justice.

0918

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT.

*vs.*  
*Joseph Simon*  
*Robert R. R. R.*  
Dated *July 8* 188*9*  
*Joseph Simon* Magistrate.  
*Henry* Officer.

Witness,

Disposition,

*Committed to await*  
*injuries of complaint*  
*Feb. 8/90 C.M.T.*

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

*Charles N. Linton*  
Police Justice.

*Ex Feb 12<sup>th</sup> 2.00 P.M.*  
*Committed to await results*  
*of said injuries*



0919

It appearing to me by the within depositions and statements that the crime ~~he~~<sup>within</sup> mentioned has been committed, and that there is sufficient cause to believe the within named William

Levy  
guilty thereof, I order that he be held to answer the same ~~and he be committed 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 March 10 1890 Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named Joseph Turner and  
Robert Ramsey guilty of the offence within mentioned. I order by to be discharged.

Dated March 10 1890 Police Justice.

0920

Ex March 10<sup>th</sup> 2 P.M.

18 297 3 396  
Police Court--- District.

BAILED,

No. 1, by John Howard  
Residence 31 Bowery Street.

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

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

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

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Amelia's Denny  
vs.  
John Kinn  
Joseph Jones  
Robert Ramsey

Dated March 9 1890  
Patterson Magistrate.

Stephen T. Denny Officer.  
Precinct.

Witnesses F. H. Barker  
100 E. 28th  
No. \_\_\_\_\_ Street.

March  
Mrs. McGraw Street.

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

to answer  
March 25/90  
John H. A. A. A.  
Barman



0921

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

THE PEOPLE OF THE STATE OF NEW YORK,

*against*  
*William Kent*  
*and*  
*Joseph Turner*

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

indictment, accuse

*William Kent*  
*and Joseph Turner -*  
of the crime of *Manslaughter in the Second degree,*

~~committed as follows:~~

The said *William Kent*  
*and Joseph Turner,* both  
late of the City of New York, in the County of New York aforesaid, on the  
*sixth* day of *February* in the year of our Lord one thousand

eight hundred and ninety \_\_\_\_\_, at the City and County aforesaid,

*with force and arms, in and upon one,*  
*Samuel Levy, in the peace of the said People*  
*then and there being, wilfully and feloniously*  
*did make an assault, and to, at and against*

0922

him, the said Samuel Levy a certain brick which they, the said William Kent and Joseph Turner in their right hands then and there had and held, then and there wilfully and feloniously did cast and throw, and him, the said Samuel Levy, with the said brick so cast and thrown as aforesaid, in and upon the head of him; the said Samuel Levy, then and there, wilfully and feloniously did strike, beat, wound and fracture, giving unto him, the said Samuel Levy, then and there with the brick aforesaid, in and upon the head of him, the said Samuel Levy, one mortal wound and fracture of the breadth of four inches, and of the length of six inches, of which said mortal wound and fracture, he the said Samuel Levy at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the fourth day of March in the same year aforesaid, did languish and languishing did live, and on which said fourth day of March in the same year aforesaid, he the said Samuel Levy at



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the City and County aforesaid, of the said mortal wound and fracture did die.

And so the Grand Jury aforesaid, do say: That the said William Kent and Joseph Turner, him the said Samuel Levy in the manner and form, and by the means aforesaid, wilfully and feloniously did kill and slay, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John R. Fellows,  
District Attorney.

0924

**BOX:**

388

**FOLDER:**

3622

**DESCRIPTION:**

Krumm, Charles

**DATE:**

03/27/90



3622



0925

343.

*John L. Lehman*  
237 Broadway

Counsel,

Filed

Pleas,

1890

THE PEOPLE

Transferred to the Court of Sessions for trial and judgment.  
Part 3. *Chas. H. ... 1890*  
*Charles Hamm*

VIOLATION OF EXCISE LAW.  
(Selling Liquor in Place of Amusement.)  
[Sections 1998 and 2000 Consolidation Act of 1882.]

JOHN R. FELLOWS,

District Attorney.

*Filed 17 Sept 1890 Oct 7, 1890*

A True Bill.

*John R. Fellows*

Foreman.

*Wm. H. ...*

Witnesses;

*Off. of Daniel Meacham*

0926

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles Humm*

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

*Charles Humm*

of a MISDEMEANOR, committed as follows:

The said *Charles Humm*,

late of the *Tenth* Ward of the City of New York, in the County of New York  
aforesaid, on the — *25th* — day of — *June* — in the year of our Lord  
one thousand eight hundred and eighty-eight, at the Ward, City and County aforesaid  
and in the auditorium of a certain building and place of exhibition and performance there  
situate, wherein a certain entertainment of the stage \_\_\_\_\_  
was then being exhibited to the public, certain strong and spirituous liquors, and certain  
wines and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin,  
one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter,  
one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor  
to the Grand Jury aforesaid unknown, unlawfully did sell and furnish to \_\_\_\_\_

certain \_\_\_\_\_ persons whose names are to the Grand Jury aforesaid unknown, then  
being in the auditorium aforesaid, contrary to the form of the Statute in such case and  
provided, and against the peace and dignity of the People of the State of New York.

JOHN R. FELLOWS,

District Attorney.