0547

BOX:
443

FOLDER:
4083

DESCRIPTION:
Connolly, Dennis

DATE:
07/14/91

4083

Witnesses;

Left Court
prior Chancb-
Fly

No. 75 #75

Counsel,

Filed 14 day of July 1891

Pleads, Not Guilty (15)

26
318 Warden

THE PEOPLE

vs.

Dennis Connolly

N. D.

Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 531 — Penal Code].

DE LANCEY NICOLL,
JOHN R. FELLOWS,

District Attorney.

A True Bill.

Nicholas J. Col
July 20. 1891 *Foreman*
Pleads G.L. 2 dg
2 yrs. Sing. Sing
FN

0549

Police Court 1 District. **Affidavit—Larceny.**

City and County of New York, } ss:

James Maloney of No. 158 Park Row Street, aged 60 years, occupation Machinist being duly sworn, deposes and says, that on the 7 day of July 189 1 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the night time, the following property, viz:

Good and lawful money consisting of divers bills and silver coin all of the value of Seven dollars and twenty five cents $7.75

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Ernest Connolly (over line)

Sworn to before me, this 7 day of July 1891

Police Justice.

Deponent says that about the hour of 12-15 a.m. on said date he was sitting down at a table eating when said defendant came in and took the aforesaid money from the inside pocket of the vest then and there worn by him and ran away. — Deponent says he met said defendant in said place at 5.10 a.m. thereafter and demanded the aforesaid money and he said defendant struck him a violent blow on the face with his fist. — Deponent further says that the aforesaid act was committed in the Restaurant No 39 Mulberry Street James Molony

0550

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Dennis Connolly

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. U S

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

Answer. 318 Stanton St 7 years

Question. What is your business or profession?

Answer. Fireman

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

Answer. I am not guilty
Dennis Connolly.

Taken before me this 1 *day of* Friday 188 }

[illegible] Police Justice.

0551

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

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

Dated July 7 1891 Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 18 Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned. I order he to be discharged.

Dated 18 Police Justice.

0552

#75 895

Police Court--1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
James Maloney
158 Park Row
James Connolly
2
3
4

Offence Larceny from the person

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

Dated July 7 1891
D. A. Reilly Magistrate.
Liston 6th Officer.
Precinct.

Witnesses
Complainant committed to the House of Detention in default of $1000 to testify
D. A. Reilly
No.
$ 15000 to answer
Committed

RECEIVED DISTRICT ATTORNEY'S OFFICE JUL 8 1891

Police Justice

G. L. Larceny person

0553

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

James E Liston

of the 6th Precinct Police ~~Street, aged~~ years, ~~occupation~~ being duly sworn deposes and says, that ~~on the~~ ~~day of~~ 188 ~~at the City of New York, in the County of New York,~~ James Maloney the within named Complainant is a necessary and material witness against James Maloney charged with a felony. Deponent says that said Complainant has no permanent place of abode and asks that he give security for his appearance to testify

James E. Liston

Sworn to before me, this 1st day of July 1896

Police Justice.

0554

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Dennis Connolly

The Grand Jury of the City and County of New York, by this indictment accuse Dennis Connolly of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said Dennis Connolly

late of the City of New York, in the County of New York aforesaid, on the seventh day of July in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety-one, in the night-time of the said day, at the City and County aforesaid, with force and arms,

$7.75

one promissory note for the payment of money of the kind commonly called United States Treasury Notes, of the denomination and value of five dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of five dollars; one United States Gold Certificate, of the denomination and value of five dollars; one United States Silver Certificate, of the denomination and value of five dollars;

two promissory notes for the payment of money of the kind commonly called United States Treasury Notes, of the denomination and value of two dollars each; two promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of two dollars each; two United States Gold Certificates, of the denomination and value of two dollars each; two United States Silver Certificates, of the denomination and value of two dollars each;

five promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of one dollar each; five promissory notes for the payment of money of the kind commonly called Bank Notes of the denomination and value of one dollar each; five United States Gold Certificates, of the denomination and value of one dollar each; five United States Silver Certificates, of the denomination and value of one dollar each;

divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of seven dollars and seventy-five cents, of the goods, chattels and personal property of one James Maloney on the person of the said James Maloney then and there being found, from the person of the said James Maloney then and there feloniously, did steal, take and carry away, against the form of the statute ~~in such~~ case made and provided, and against the peace of the People of the State of New York, and their dignity.

De Lancey Nicoll,
District Attorney.

0555

BOX:
443

FOLDER:
4083

DESCRIPTION:
Connors, Edward

DATE:
07/14/91

4083

0556

BOX:
443

FOLDER:
4083

DESCRIPTION:
Murphy, Mortimer

DATE:
07/14/91

4083

0557

BOX:
443

FOLDER:
4083

DESCRIPTION:
Bronsfield, William

DATE:
07/14/91

4083

Witnesses;

No. 73 ϕ 4/7/3

Counsel, E. E. Price

Filed 14 day of July 1891

all Pleadϕ, Not Guilty (10)

THE PEOPLE

vs.

30 28 Oak Longshoreman P
Edward Connors

N P
~~Mortimer Murphy~~

3 and P
William Bronsfeld

28 James St H.D.

Robbery, degree.
[Sections 224 and 22 R. Penal Code].

DeLancey Nicoll
~~JOHN R. FELLOWS,~~
District Attorney.

July 22, 1891

#2 & #3 Tried and
#3 convicted Rob. 1 dg.
#2 acquitted

A True Bill.

Nicholas J. Cox
Foreman.

July 15, 1891 -
No 1 - Pleads - Robbery 2d deg.
No 1 - 7 yrs 6 mos SP
No 2 - 10 yrs 6 mos SP
FI

POOR QUALITY ORIGINAL

0558

Court of General Sessions.
City & County of New York.

The People
against
William Bransfield.

Robbery.

City & County of New York. ss.

Ellen Lee, of number 24 James Street. New York City, being duly sworn. says, I am a married woman, and have resided with with my husband at 24 James Street for the past sixteen years and am residing there now. That I am well acquainted with William Bransfield, and have been so acquainted for at least ten years. That during six or seven of those years, he boarded with my husband and myself. that he left our house as a boarder about one year ago. but was a frequent visitor at my house until his arrest upon the charge of which he now stands committed. He was always considered an honest and a hard working man. was prompt in his payment of board. and is regarded in our neighborhood as a man of good character.

Ellen Lee.

Sworn to before me
this 31. day of July 1891.
[redacted]
Hiel Waldheimer

The Rex
vs
William Bransfield.

Robbery.

Affidavit of
Mrs Ellen Lee.

0561

New York
July 30th
1891

William Bransfield has worked for me off and on for the past four years on bord of my Steamer. and has always been a Sober and honest Man when working for me. I never heard of his being arrested befor for any offence.

Capt E. N. Camp
Stmr C. H. Beck

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

July 11. 1894

Sir:

Application for Executive clemency having been made on behalf of William Bronsfield who was convicted of robbery 1st deg in the county of New York and sentenced July 31. 1891 to imprisonment in the State Prison for the term of ten years & six months I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, you will forward to him a concise statement of the facts of the case, together with your opinion of the merits of the application.

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

Very respectfully yours,

D. S. Williams,
Private Secretary.

Hon. John R. Fellows
District Attorney
New York City.

0563

TORN PAGE

Sept. 21
Sent for
Sawoff Sol

Bronsfield

District Attorney's Office
City & County of
New York.

189

0565

0566

District Attorney's Office, 7

CITY AND COUNTY OF NEW YORK.

Sept. 21st 1894.

CAPTAIN OR OFFICER IN COMMAND.

Dear Sir:

I desire to see Officer Williamson 113 Eldridge attached to your command in July 94 in relation to the case of William Bronsfield sentenced July 22/94 to 10 years and 6 months imprisonment by Recorder Smyth

Please ask the officer to bring such information in relation to the case, and as to the previous record of the prisoner, as he may be enabled to obtain.

Yours truly,

HENRY W. UNGER,
Deputy Assistant and Secretary to the District Attorney.

1635

THE PEOPLE
vs.
MORTIMER MURPHY,
and
WILLIAM BRONSFIELD.

COURT OF GENERAL SESSIONS, PART I.

BEFORE RECORDER SMYTH.

July 22, 1891.

Jointly indicted with EDWARD CONNORS for robbery in the first degree.

PATRICK O'MALLEY, sworn and examined.

I am in the House of Detention now, I live in Newport, N.H., my business is traveling selling linens, I came here to buy some goods, I am a peddler; I arrived in New York on the 3rd of July, Friday evening before the 4th; I stopped on the 4th, 5th and 6th of July in a hotel on the Bowery, I think it is called the Alabama House but I aint certain. Where were you on or about nine o'clock in the evening of the 7th of July? I could not tell because I do not know the names of the streets, I was going along the walk and I met a man on the street, I do not know what street it was, I recognized him as a man I knew in New Hampshire; we proposed to go in and get a glass of beer; I had a drink in there. After you had a drink did you see anybody in the store? I did. I saw the two defendants in there, Murphy and Bronsfield, Edward Connors came in. Bronsfield spoke to me; the man who was with me spoke, we had a glass of beer; somebody spoke about going into the little room to play a game of cards and I consent-ed to go; the man who was with me sat at the end of the table; we were playing cards perhaps about twenty minutes or half an hour, Bronsfield and I were partners and we played against Connors and Murphy. After we got through a musician came

in, I did not pay any attention to what kind of an instrument he had but I heard the music. He was behind my back; they got up after playing one game and asked me to dance; I told them I did not know how to dance especially that kind of dance; I did not want to dance but I was compelled to get up. One ofthe men merely took me by the arm and I think the rest helped him. I had a silver open faced watch worth about ten dollars and about two dollars in money; the chain was in my buttonhole. I thought they were only fooling, dancing; they crowded me up in the corner, I tried to resist and keep them away; they crowded me up and each of them was making for the watch. Bronsfield choked me, he put his hand about my neck so I could not holler, I resisted as much as I could, I was afraid they would kill me, I let my arm go and broke loose, I could not tell which of them took it. I couldnot say that they said anything to me when they held me by the throat. There was nobody in the room but these men; they broke the chain and took the watch. After they got your watch away from you what was the next thing happened? I went away to the bar and these two were there, Bronsfield and the other man and the man who was with me stated it was a shame after my treating them to rob me of my watch and he hauled off and hit the man; the other man went out; I went out to see if I would see an officer, I came back again, I did not know what to do, they walked out and as I was going out of the door I met this officer and told him and he arrested these two men; I said, "they are after taking my watch." Then Bronsfield told the officer that the other man who was

across from there, Connors I think, was the man who took the watch. The officer went and arrested him, Connors, and took the watch out of his pocket on the sidewalk, I saw it in the officer's hand when he took it from Connors.

CROSS EXAMINED.

I had only from $1.75 to $2.50 on my person, I had lots of money with me to purchase goods but had not it on me. I sent for money since I have arrived here. I had been drinking this night but I was not drunk. I had perhaps five or six glasses of beer that day. This is my signature on the paper now shown me, the examination in the Police Court. I don't know the man who said it was a shame for the men to take my watch. I never saw him before.

FREDERICK WILLIAMSON, sworn and examined.

I am an officer of the 7th precinct and arrested the three defendants on the complaint of O'Malley, I arrested two in Cherry Street in the liquor store 122, and I arrested another in Catherine Street about half past nine in the evening, I arrested Bronsfield and Murphy in Cherry Street; there must have been ten or fifteen other people in the store; the complainant was in the street and at his request I went inside, he was flushed and said he had been robbed, I noticed that a part of his watch chain was hanging from his vest. I searched both of the defendants and found nothing with them, Bronsfield said he knew who had the watch, he said a man named Wallace or something like that, he said it was a nickname that Connors had, the man whom I arrested on the corner of Madison and Catherine Streets, I arrested

Connors twenty minutes later on, I searched him and found an open faced silver watch, the complainant said it was his watch. Connors told two different tales concerning the watch. I asked him where did he get that watch and he said, "I have had that watch about a week", and in the station house he said he bought it that night for a dollar.

CROSS EXAMINED.

When I went into the store I found one of the defendants in the back room and the other was in the bar-room. The complainant said to me, "I think some of the men are inside that robbed me." I says, "you go in and if you see any of these people that robbed you, point them out to me." He went in the back room first and passed along; he picked out this man Bronsfield, he looked around the room and said, "I do not see any of the rest of them here." I says, "probably they are out in the bar-room." I sent my probation man around and made all hands go in the back room and after they had assembled in there the complainant went around and he picked out Murphy. The complainant might have been drinking but he was not intoxicated. I know Bronsfield by sight.

WILLIAM BARRY, sworn and examined for the Defence, testified:

I live at 30 Grenwich Street and am a foreman of freight handling, I know the defendant Murphy about a year and a half, he has worked for me, he was correct, honest and sober.

MORTIMER MURPHY, sworn and examined.

I live at 32 Cherry Street and am a 'longshoreman and have worked around the docks in New York about seven years. I have never been arrested for drunkenness, fighting or anything else, this is the first time I have ever been in Court on any charge. I was not in the back room of this store playing cards, I was standing out in the bar-room. (I had been working that day on the steamboat Waterbury. I went into this place about four o'clock in the evening, I never saw the complainant until he got me arrested, I saw no watch or anything taken, I saw the watch in the Station House and that is all I know about it.

CROSS EXAMINED. I was working on the steamboat Waterbury running to Bridgeport from Pier 35. I left the steamboat about ten o'clock in the morning and went up Catherine Street, I live at 32 Cherry Street, I went into the liquor store 322 kept by Mr.Moran, I did not leave there until I got arrested about this watch. Where were you before you went to 122 Cherry Street on that day, the 7th of July? I was standing out on the corner talking to a couple of 'longshoremen, we went in to Moran's and had a few drinks, I had a couple of glasses of beer along with some friends, I was standing at the bar when that man made a charge against me that I took his watch, I cannot exactly remember how many drinks I had, probably less than a dozen, I was only out about an hour and I and my friend returned again about half ast seven o'clock. I was arrested with Bronsfield, I went in the back room and came out again, I went into the water-closet and came out, it is between the bar-room and the room. There are tables in the back room

where the frequenters of the house play cards. Did you see anybody play cards? I didn't take any notice. How many people were in that back room? Something about twenty or twenty-five. What were they doing? They were in there amusing themselves singing. You saw no cards being played there at all? NO. How large a room is that back room? It is a pretty large room, it is about twelve feet long and I should say about six feet wide. How many tables are there in that room? There is only one. And there were about twenty-five people in that room twelve feet long and six feet wide? There was forms in there to sit down, I did not exactly count how many was in the house, they were in and out of the room. Where did youmeet Bronsfield on that day? I met him right after leaving the boat, about ten o'clock. He was with you all that day, was he not? No, he was not. Where did he leave you that day? He left me when I went down to get my money, there was some money coming to me, I told him I would meet him at four o'clock and we would have a few beers, I left him at ten o'clock in the morning. You met him agai nat four o'clock in the afternoon? Yes sir. So that you were not with him allday? No. Did you see O'Malley, the complainant, in there at all? I did not until he got me arrested. That was the first time that you saw him? That was the first time I saw the man. He came inside and identified you, didn't he, and he said that you were one of the men who robbed him? Yes sir. Did you see Connors there? No, I did not see Connors there at the time. Did not you se Connors there that evening? I saw him in there in the evening but I did not see him that day, he was in there about six o'clock. Did you see him in there at

all about nine o'clock? Yes sir, he was in there about nine, he was not there the time I was arrested. He had been there a little while before you were arrested? Yes. How long have you known Connors? I know him very near twelve months. What does Connors work at? He works laboring work generally, 'longshoreman. Did you hear Bronsfield say to the officer when you were arrested that Connors had the watch? No sir, I did not because we were not together. Did you hear Bronsfield say that a man by the name of Ballace had the watch? I did not. Were you with Bronsfield all the time after the officer came in and put you both under arrest? I was not, I walked behind him up to the Station House; there was another officer there but I don't know his name. I told him I had nothing to do with it and I walked after them to the Station House. Did you see a fight or a scuffle inside the room, in the liquor store? No sir, I did not. You heard no noise at all in there? No. Did you see a crowd around the complainant? No, I did not. Did you see a man go out of the place with his watch chain broken? I seen him when he came in with the officer with the watch chain broken. Did you see him go out? No, I did not. Did you see any man strike another man at the bar? No. Did you hear any man say, "that is not the way to use a man that comes into your place"? I did not. You were in there from what time did you state? I was in two or three times during the evening, I went in at four o'clock and came out. During the whole time you were in there you heard no scuffle, no angry words interchanged and saw nobody struck? No, I saw nobody struck there.

WILLIAM BRONSFIELD, sworn and examined.

I live at 24 James Street in this city and lived in New York city sixteen years, I have been working as a "long shore an on steam lighters, I have never been arrested before and never have been inside the walls of a Court House before. You have heard the statement of the complainant here against you, that you saw him in the place and asked him to play cards with you and you asked him up to dance with you and that you or one of the other defendants here got him by the throat and stole his watch, did you do anything of that kind? No sir. Did you play cards with him? No sir, I did not play a card that evening. I worked down at Pier 20 for Mr. Dalaney; I worked for seven years for Captt. Camp on the City of Springfield and worked forWilliam Hoyt of Brooklyn. He is mistaken when he says that you are the man that helped to rob him? Yes, he is entirely mistaken.

CROSS EXAMINED.

I met Murphy about a quarter past ten on the morning of the 7th of July after getting his money, after knocking off work on the Waterbury; we went around the street and had a few drinks together, we went in three or four places in South Street between Oliver and Catherine Streets, I left him about four o'clock and went up to 24 James Street and had some supper where I live; I met Murphy again about a quarter or half past seven o'clock at Brooks' clothing store corner of Catherine and Cherry Streets; we went into Morans 122 Cherry Street to have a glass of beer, I remained there about an hour and a half, that would bring up a quarter to nine, and I came out again; I went to the corner and was

speaking to a man named John McCafferty and I met this man that lost the watch going into the liquor store; I was talking with McVarey about an hour; there was another young man with him by the name of Tom O'Keefe, I could not tell where O'Keefe is now; they went in and stood at the bar and had some drinks, I could not exactly say how many; I picked up paper and was looking at it, I went out and remained out three quarters of an hour or so; they went into the back room it seems, both of them, and as soon as they did I went out into the street. I was talking to a young man anmed John McCafferty whom I had been talking to early in the evening. He is not here, I thought the trial was coming off to-morrow. There were about twenty or twenty-five people in the back room when I looked into it. I did not observe whether they were playing cards or not, I just looked into the door looking for a particular friend of mine that worked that day with me, his name is Jim Davis. I was arested in the sitting room of 122 Cherry Strect, I went out of there and came back again, O'Malley was in the back room then, I had three glasses of beer at the bar first, I heard no scuffle or fight in the back room, I heard them dancing around the room, I heard nobody express any angry words in there, I heard nobody claim that he had been robbed in there until he came out to the bar, I did not see a man struck in there. O'Malley did not charge me as being one of the men who robbed him, he came right out to the bar and asked me to have a drink and I had a drink with him, he told me he lost his watch in the back room and he was going out to get an officer to get the people arrested.

The Jury rendered a verdict of guilty of robbery in the first degree.

Testimony in the case of Mortimer Murphy and Wm Bromfield filed July 1891.

In the Estate of Mortimer Murphy, late of Victoria, Gentleman, deceased.

Since the date of the testator's will the said testator has purchased the land and premises mentioned in the said will and has made a valid devise of the same to the said testator's son William Bromfield.

Witness my hand this 1st day of July 1891.

Mortimer Murphy

Witnesses to signature of testator:

0577

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 3 DISTRICT.

Frederick C. Williamson

of ~~No.~~ 47th Precinct ~~Street~~, aged 32 years,

occupation Police Officer being duly sworn deposes and says

that ~~on the~~ ~~day of~~ ~~188~~

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

Patrick O'Malley (now here) the Complainant in the annexed case is a material witness in a complaint of Robbery against Edward Connors Martin Murphy and William Bransfield and there is good reason to believe that said O'Malley will not appear at the next Court of General Sessions and therefore deponent asks that he be

Sworn to before me this day of 188

Police Justice.

required to furnish bail for his appearance or in default be committed to the house of Detention

Sworn to before me
this 9th day of July 1891 } Frederick C. Williamson

John J Ryan
Police Justice

Police Court— .... **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated 188

.... *Magistrate.*

.... *Officer.*

Witness,

Disposition,

0579

Police Court — 3 — District.

CITY AND COUNTY OF NEW YORK, } ss

Patrick O'Malley

of ~~No.~~ Newport, New Hampshire ~~Street~~, Aged 50 Years

Occupation Dry Goods being duly sworn, deposes and says, that on the 6 day of July 1887, at the 7th Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

One Open face Silver watch of the value of Ten dollars $10.00

~~of the value of~~ ~~DOLLARS,~~

the property of Deponent

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

Edward Connors, Martin Murphy and William Brandfield and two others not yet arrested for the reason that deponent met each of said defendants in the liquor saloon at No. 122 Chrystie street at about 9 O'clock P.M. of said date and engaged with the defendants herein named in a game of cards and remaining in said saloon for some time drinking in company with said defendants. That subsequently

Sworn to before me this 6 day of July 1887

Police Justice.

defendant Bransfield induced deponent to get up from his seat and dance with him Whereupon each of said defendants gathered around deponent and each laid their hands upon his person and immediately thereafter deponent missed his watch. Deponent is informed by Officer Frederick C. Williamson of the 7th Precinct that he arrested each of defendants and found concealed upon the person of defendant Cummins (Numbers) said watch which deponent has since seen and identifies as his property.

Wherefore deponent charges each of defendants with acting in concert with each other and asks that they be held to answer and be dealt with as the law directs.

Patrick O'Malley

Sworn to before me
this 9th day of Aug 1891

John Ryan
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named __________ guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of __________ 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 __________ 188 __________ Police Justice.

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

Dated __________ 188 __________ Police Justice.

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

Dated __________ 188 __________ Police Justice.

Police Court, __________ District.

THE PEOPLE, &c.,
on the complaint of
____
vs.
1 __________
2 __________
3 __________
4 __________

Offence—ROBBERY.

Dated __________ 188
__________ Magistrate.
__________ Officer.
__________ Clerk.

Witnesses, __________
No. __________ Street,
____
No. __________ Street,
____
No. __________ Street,
$ __________ to answer General Sessions.

0581

CITY AND COUNTY OF NEW YORK, } ss.

Frederick O'Williamson

aged 32 years, occupation Police Officer of ~~No.~~

7th Precinct ~~Street~~, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Patrick O'Malley and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 7 *day of* July 1890, } Frederick O'Williamson

John Ryan

Police Justice.

(3692)

0582

Sec. 198—200

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name.

Answer. Edward Connors

Question. How old are you?

Answer. Forty one

Question. Where were you born?

Answer. Ireland

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

Answer. 75 Oak st 4 months

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am not guilty

his
Edward + Connors
mark

Taken before me this 9 *day of* Dec. 1887

Police Justice.

0583

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name.

Answer. Martin Murphy

Question. How old are you?

Answer. 39 years

Question. Where were you born?

Answer. Ireland

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

Answer. No 32 Cherry st 3 months

Question. What is your business or profession?

Answer. Living shoemaker

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

Answer. I am not guilty

his
Martin T Murphy
mark

Taken before me this 5 *day of* 1885

Police Justice.

0584

Sec. 198—200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name.

Answer. William Ransfield

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. Ireland

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

Answer. 77 James St 7 years

Question. What is your business or profession?

Answer. Steamboatman

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

Answer. I am not guilty

his
William + Ransfield
mark

Taken before me this 2 *day of* [illegible] 1887

[illegible]

Police Justice.

0585

It appearing to me by the within depositions and statements that the crime wherein mentioned has been committed, and that there is sufficient cause to believe the within named Edward Cannon, Martin Murphy, William Brownfield guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Seven Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated July 7 18 71 John Ryan Police Justice.

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

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

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

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

0586

Police Court--- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Patrick O'Malley
vs.
Edward Connors
Martin Murphy
William Mansfield
4.

Offence Assault

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

Dated July 7 1891
Ryan Magistrate.
William Officer.
7th Precinct.
Witnesses Said Officer
No. Complainant Street.
Committed to the
No. Hand of Sentence Street.
as Witness
Officer Palmer 7th Precinct
No. Street.
$ 700 to answer

RECEIVED JUL 8 1891 DISTRICT ATTORNEY'S OFFICE

Dm

0587

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Edward Powers, Mathew Murphy and William Brownfield

The Grand Jury of the City and County of New York, by this indictment, accuse Edward Powers, Mathew Murphy & William Brownfield of the CRIME OF ROBBERY in the first degree, committed as follows:

The said Edward Powers, Mathew Murphy and William Brownfield, all — late of the City of New York, in the County of New York aforesaid, on the ninth — day of September in the year of our Lord one thousand eight hundred and forty-one, in the night time of the said day, at the City and County aforesaid, with force and arms, in and upon one Catinda O'Malley in the peace of the said People, then and there being, feloniously did make an assault, and one watch of the value of Ten dollars,

of the goods, chattels and personal property of the said Catinda O'Malley from the person of the said Catinda O'Malley, against the will, and by violence to the person of the said Catinda O'Malley then and there violently and feloniously did rob, steal, take and carry away, the said Edward Powers, Mathew Murphy and William Brownfield, and each of them, having then and there aided by an accomplice actually present to wit: each by the other, and also by divers other persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Witt Clinton
District Attorney

0588

BOX:
443

FOLDER:
4083

DESCRIPTION:
Cooper, Samuel

DATE:
07/15/91

4083

No. 89 alter & Wise
100 Nassau

Witnesses;

Counsel,

Filed 15 day of July 1891

Pleads, Not Guilty (16)

THE PEOPLE

vs.

P

Samuel Cooper
(Kupfer)

BIGAMY.
(Section 298, Penal Code.)

~~JOHN R. FELLOWS,~~
De Lancey Nicoll
District Attorney.

A True Bill.

Nicholas L. Coll
Foreman.

Aug 12/91
Plead Guilty
S. P. One yr Sentence 13/91

Court of General Sessions.

In & for the City & County of New York

The people
vs
Ann Kupper.

City & County of New York ss.

Martha Kupper being duly sworn deposes & says that she is the Complainant in the above entitled action. That she was married to this defendant and lived with him until three years ago when he came to New York from Galicia to make a living. That she is the mother of his Eight Children. That after his departure from Europe she wrote him that she was divorced from him and that she wished nothing further to do with him. That when she learned of his marriage with another woman she complained of him, but is now ready & willing to cohabit & live with him. That she cannot support her Children & that she has always found him to be a worthy & honest man. And she therefore prays this Court that he be restored to her to provide for her & her family, for she feels that he will never

0591

again subject himself to the jurisdiction
of a criminal Court
Sworn to before me
this 18th day of August 1891

her
Martha X ~~Kappler~~
mark

Maurice B. Blumenthal
Coroner of Seed
City

0592

Court of General Sessions
In & for the City & County of New York

The people
vs
Sam Kupper

City & County of New York ss.

Jennie Goldman being duly sworn deposes and says: That she is the witness for the prosecution the above entitled action. That on the 5th day of May 1891 she married this defendant, believing, on proof of defendant's divorce from his first wife, that she had a perfect right to do so. That she is ready & willing to give up all claims on said Sam Kupper and relinquish him to his first wife and children.

Deponent further says that she knows this defendant to be a hard working, honest & industrious man and prays the Court for mercy for him. He has never before done any act contrary to the laws of this State and deponent prays this honorable Court for clemency & leniency for him.

Sworn to before me
this 18th day of August 1891

her
Jennie X Goldman
mark

[illegible]
Asst Dist Atty City & Co.

N.Y. General Sessions Ind.

People

v.

Rupper

Bigamy

0595

Police Court, 3rd **District.**

City and County of New York, } ss.

Martha Kupfer

of No. 228 Stanton Street, aged years,

occupation married woman being duly sworn, deposes and says,

that on the 10 day of July 1891, at the City of New York, in the County of New York,

Samuel Kupfer (now here) who did unlawfully intermarry and take into himself a wife he at the time having a wife deponent living he never having legally procured a divorce in violation of Section 290 of the Penal Code of the State of New York

For the reasons following to wit: that deponent was married to defendant on the 15th day of March 1891 at the town of Korepetz Russia Poland by Rabbi Abraham Baumus in a Synagog as set forth in the annexed certificate of marriage

Deponent further says that she is informed by Jennie Goldman 18 years of age of No 94 Orchard Street that on the 5th day of May 1891 she was married to the defendant in the city of Brooklyn and that the said Jennie's brother Benjamin Goldman of No 94 has the certificate of said marriage

Wherefore deponent charges said defendant with intermarrying and taking unto himself said Jennie Goldman he well knowing at the time that his wife deponent was living

Wherefore deponent prays that said defendant may be dealt with as the law directs

Sworn to before me this 10th day of July 1891
John J Ryan

her
Martha x Kupfer
mark

Police Justice

0596

CITY AND COUNTY OF NEW YORK, } ss.

Jennie Goldman

aged 19 years, occupation Seamstress of No. 194 Orchard Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Martha Kupper and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 10 *day of* July 1890. } her Jennie + Goldman mark

John D. Ryan *Police Justice.*

(3692)

0597

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name.

Answer. Samuel Kupfer

Question. How old are you?

Answer. 36 years

Question. Where were you born?

Answer. Germany

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

Answer. 22 Clinton St one month

Question. What is your business or profession?

Answer. Tailor

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

Answer. I am guilty I was married to both women

Sam Cooper

Taken before me this 6 *day of* 188

Police Justice.

0598

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

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

Dated July 18 91 John J. Ryan Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 18 Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned. I order h to be discharged.

Dated 18 Police Justice.

0599

Police Court--- 3 District. 3988

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Martha Kupper
8228 Stanton St.
vs.
Samuel Kupper
2
3
4

Offence Assault

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

Dated July 11 1889
J. Ryan Magistrate.
Wm. Ottten Officer.
Court Precinct.
Witnesses Jennie Goldman
No. 94 Orchard Street.
No. Street.
No. Street.
$ 1000 to answer G.S.
Corr

0600

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Samuel Cooper

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

— Samuel Cooper —

of the CRIME OF BIGAMY, committed as follows.

The said Samuel Cooper,

late of the City of New York, in the County of New York, aforesaid, on the 15th day of March, in the year of our Lord one thousand eight hundred and ninety-one, at the town of Smolensk in Russia Poland, in the Russian Empire,

did marry one Martha Cooper and then, — the said Martha Cooper did then and there have for his wife; and the said Samuel Cooper, — afterwards to wit: on the 8th day of May, — in the year of our Lord one thousand eight hundred and ninety-one, at the City of Brooklyn in the County of Kings in the State of New York, — did feloniously marry and take as his wife, one Jennie Lehman, and to the said Jennie Lehman, was then and there married, the said Martha Cooper, — being then living and in full life, 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 afterwards, to wit: on the 18th day of August in the year last aforesaid, the said Samuel Cooper was arrested for the said misdemeanor committed by him as aforesaid, in the City of New York in this County.

JOHN R. FELLOWS,
~~District Attorney.~~

De Witt C. Wolf
District Attorney.

0601

BOX:
443

FOLDER:
4083

DESCRIPTION:
Cosgrove, Joseph

DATE:
07/09/91

4083

Witnesses;

Deffs Ch Lewis
Geo Cooper
Peter

No. 56 #56

Counsel,

Filed 9 day of July 1891

Pleads,

17 W 53
4th W
Pauden

THE PEOPLE

vs.

Joseph Cosgrove

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

DE LANCEY NICOLL,
JOHN R. FELLOWS,
District Attorney.

A True Bill.

Nicholas L Cobb
Foreman.

July 9. 1891
Pleads G. L. 2 dg
2 yrs & 8 mos S.P.
H.

0603

/51/-

Police Court ..... District.

Affidavit—Larceny.

City and County of New York, } ss:

Isidore Borrelli

of No. 51 Spring Street, aged 43 years,

occupation Fruit vender being duly sworn,

deposes and says, that on the 4 day of July 1891 at the City of New York,

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

the Night time, the following property, viz:

one cloth coat of the value of Four dollars, any one cloth vest containing good and lawful money of the amount and value of one hundred and fifty dollars, and one gold watch with plated chain attached of the value of Fifteen dollars all of said property being of the value of one hundred and sixty nine dollars

$169-

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and

carried away by Joseph Costigan (now here)

Deponent says that about the hour of 12-20 a.m. he went in the water closet and left the door leading into his apartment open.

That deponent heard a noise and hurried back and saw defendant in his apartment. That deponent endeavored to catch hold of said defendant but was unable to do so. That deponent pursued him and he said defendant was caught by Patrick J. Callahan of the Tenth Precinct Police. Deponent says that when he left said room he left the

Sworn to before me this ..... day of 189

Police Justice.

aforesaid property on a chair alongside of his bed and on returning said property was on the floor about one foot away from the chair

Wherefore deponent charges said defendant with feloniously taking stealing and carrying away said property as aforesaid

Isidoro Borelli

Sworn to before me
this 4 day of July 1891
D. J. O'Reilly
Police Justice

0605

Sec. 198—300.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Joseph Cosgrove

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. U S

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

Answer. 440 W 53d St Three mos

Question. What is your business or profession?

Answer. Painter

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

Jos. Cosgrove

Taken before me this 4 *day of* Feb. 1889

C. G. Hedges

Police Justice.

0606

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

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

Dated 4 *18*91 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated *18* *Police Justice.*

There being no sufficient cause to believe the within named

guilty of the offence within mentioned. I order h to be discharged.

Dated *18* *Police Justice.*

0607

#56 883

Police Court--1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Isidore Borelli
51 Spring St.

1 Joseph Cosgrove

3

4

Offence Larceny
Felony

Dated 4 1891

Daniel O'Reilly Magistrate.

P. J. Callahan Officer.

19 Precinct.

Witnesses Officer

No. Street.

No. Street.

No. Street.

$1000 to answer G. S.

Committed

Sent 1 Att monitor

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0608

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Cosgrove

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Joseph Cosgrove of the CRIME OF GRAND LARCENY IN THE first DEGREE, committed as follows:

The said Joseph Cosgrove, late of the Fourteenth Ward of the City of New York, in the County of New York aforesaid, on the 4th day of July in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with force and arms, in the night-time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of seventy-five — dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of seventy-five — dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of seventy-five — dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of seventy-five — dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of seventy-five dollars, one coat of the value of four dollars, one vest of the value of two dollars, one watch of the value of fourteen dollars and one chain of the value of one dollar — of the goods, chattels and personal property of one Isidore Borelli, in the dwelling-house of the said Isidore Borelli there situate, then and there being found, from the dwelling-house aforesaid then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

$150.00

DE LANCEY NICOLL.
~~JOHN R. FELLOWS~~ *District Attorney.*

0609

BOX:
443

FOLDER:
4083

DESCRIPTION:
Craven, John

DATE:
07/01/91

4083

Witnesses:

After having fully examined the Evidence in the within case and being ready to try the same the defendant now asks leave to withdraw his plea of not guilty and enter a plea of guilty of manslaughter in the second degree. In view of all the facts and circumstances I believe the ends of Justice will be fully satisfied by such plea and I recommend with the consent of the Dist Atty the acceptance of the same

Nov 23rd 1891

Hawthorne Lynn
D. Asst Dist Atty

Hon. Lamb & Osborne
Lamb & Osborne
5 Beekman St

Counsel,

Filed 1st day of July 1891

Pleads, Not Guilty

26

~~169 E. 116~~

THE PEOPLE

vs.

P

John Craven

MANSLAUGHTER.
[Section 189, of Penal Code.]

DeFancey Moll
~~JOHN R. FELLOWS,~~

District Attorney.

A True Bill.

Chas. F. Irwin
Foreman.

P. 3. Nov. 23. 1891.
Pleads Manslaughter 2nd deg

Nov 30/91 7 yrs S.P. B

30

POINTS FOR MR. WELCH.

-oOo-

Death accidental.

Iron thrown merely to frighten boy.

Defendant in Tombsover 7 months.

Sufficiently punished.

Family relying upon him for support.

He shows a good character.

Never convicted of any other crime.

The boy killed was only 11 years old and defendant could not have had malice.

Lamb Osborne & Petty,

Defendant's Attorneys.

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

THE PEOPLE
vs.
JOHN CRAVEN.

City and County of New York, ss:

Martin D. Fink being duly sworn says that he is a member of the firm of Dimock Fink & Co., wholesale ~~dealers~~ dealers in plumber's supplies at 212 East 125th Street City of New York.

That deponent and other members of the firm had in their employ as driver John Craven from about the 1st day of June 1888 to the 13th day of March 1891.

That the defendant while in such employ was a hard worker; never lost any time; took good care and was considerate to his horses; honest, sober reliable and withal a man of good and kind disposition.

That the defendant is a married man with a family wholly dependent on him for their support.

Sworn to before me this)
26th day of September 1891.) Martin D Fink

James Anderson
Notary Public
180 W 60 St

THE COURT OF GENERAL SESSIONS

FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE,

vs.

JOHN CRAVEN

City and County of New York, ss:

~~Elliott~~ Eldridge D. Norton being duly sworn says that he is shipping clerk in the employ of Dimock Fink & Co., wholesale dealers in plumber'ssupplies at 212 East 125th Street, New York City and has been in such employ since about the 1st day of June 1888.

That he is well acquainted with John Craven, and that during the time of defendant's employ as driver for Dimock Fink & Co., said Craven was honest, sober, reliable, attentive to his work and a man of good character.

Sworn to before me this)
26 day of September 1891.)

Eldridge D Norton

Jno Anderson
Justice Public
(80) NY City

THE COURT OF GENERAL SESSIONS

FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE,

vs.

JOHN CRAVEN.

City and County of New York, ss:

John W. Dunican stevedore and contractor doing business at 523 East 134th Street being duly sworn says that he has known John Craven for twenty years.

That said Craven was in his employ from the summer of 1877 to the summer of 1882.

That deponent being unable to furnish said Craven with work every day recommended him to Archibald A. Skillman who so employed him.

That as long as deponent has known the defendant and particularly during the time he was in his employ has known him to be kind, quiet, peaceable, reliable and industrious and a man of good character.

Sworn to before me this)
26th day of September 1891.)

Geo. C. Goller (105)
Notary Public
N.Y. Co

John W. Dunican

THE COURT OF GENERAL SESSIONS,

FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE,

vs.

JOHN CRAVEN.

City and County of New York, ss:

Archibald A. Skillman being duly sworn says that he is a coal dealer doing business at 124th Street and 2nd Avenue.

That he has known John Craven for twenty years. That he had him in his employ as a driver from about the 1st day of June 1882 to the 1st day of June 1883.

That the defendant left deponent's employ in order to secure more regular employment.

That during all the time deponent has known the defendant he has been a quiet, orderly, peaceable, industrious, and hard working person, and withal a man of good character.

Sworn to before me this)
26 day of September 1891.)

James Cameron A. A. Skillman

Notary Public
(86) NY Cty

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

THE PEOPLE,
vs.
JOHN CRAVEN.

City and County of New York, ss:

Charles T. Leonard being duly sworn says that he is a coal dealer doing business at 136th Street and Madison Avenue in the City of New York.

That he has known John Craven for fifteen years. That he had him in his employ as a driver from about the 1st day of June 1883 to about the 1st day of June 1888. That during all the time that he has known him said Craven has been of a kind, quiet, peaceable disposition.

That on deponent's recommendation he went into the employ of Dimock Fink & Co., at a higher rate of wages.

That the deponent would be pleased to have the defendant in his employ at present as he considers him a young man of good character honest sober and industrious.

Sworn to before me this 26 day of September 1891.

Charles T. Leonard

Wm A Sleeper
Notary Public
N.Y.Co. N.Y. Co

THE COURT OF GENERAL SESSIONS

FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE,

vs.

JOHN CRAVEN.

City and County of New York, ss:

John Craven being duly sworn says that he ~~is~~ was born in the City of New York on the 18th day of October 1866. That he has lived here all his life. That at the age of 11 years he went into the employ of John Dunican stevedore and contractor doing business at 523 East 134th Street New York City as a driver, that he worked for said Dunican for five years. That on the recommendation of Mr. Dunican he secured employment with Archibald A. Skillman coal dealer of 124th Street and 2nd Avenue for whom he worked for one year. Mr. Skillman in turn reccomended him to the employ of Charles T. Leonard coal dealerat 136th Street and Madison Avenue with whom he continued to work as driver for a period of five years. Mr. Leonard then secured employment for him at advanced wages with the firm of Dimock Fink & Co., wholesale dealers in plumbers supplies at 212 East 125th Street in whose employ he continued from the 1st of June 1888 until the 13th day of March 1891 the day of his arrest.

That he was married on September 11th 1386 to Annie Condore who has had by him ~~by whom he had~~ three children the youngest being

but 2 months old. That his wife and children are dependent wholly on him for support.

That he has never before been arrested for any crime.

That the circumstances of the assault were as follows:

That the deponent was sent with a load of plumbers supplies to deliver and while in the course of such delivery his attention was directed at 88th Street and Lexington Avenue to the presence of a boy on the rear end of his wagon, that he requested the boy to get off and on the boy's refusal to do so, and not having a whip stopped his team and forcibly removed him, mounting his wagon he again drove on. That the boy again clambered on the wagon and was again forced off. That he put the boy off his wagon several times before reaching 90th Street.

That deponent was anxious to prevent all boys from riding on the said wagon for the reason that in consequence of other boys riding on his wagon he had lost loose articles of plumbing materials such as lead piping, solder, and stop cocks, and on the day of the accident he had valuable plumbing materials on his wagon and deponent was afraid of losing the same, all lost property being chargable to deponent.

That on the boy's getting on for the sixth time and being told to get off and neglecting and refusing to do so deponent picked up an iron stay rod lying at his feet with the intention of hitting the tail board of the wagon and thereby scaring the boy.

That the rod instead of hitting the tail-board accidentally went a few inches above it and struck the boy in

back. That deponent threw the iron to the left of the boy, but unluckily as deponent was in the act of throwing it the boy sprang off the wagon and to the left turning his back, the boy being on the ground when the iron struck him. That the boy rode on the wagon by placing his knees on the rear thereof grasping the tail-board with his hands his face being toward the horse.

That the tail-board of the wagon on which the boy was supporting himself was about thirty inches high and distant from the driver's seat by about ten feet and from the rear of the wagon by six inches. That the driver's seat was at an elevation of about four feet from the bottom of the truck.

That deponent although conscious that he is morally innocent has nevertheless been advised by his counsel that he is technically guilty of the crime of manslaughter.

That in view of the peculiar and accidental circumstances of the case he was and is willing to throw himself upon the mercy of the Court and save the County the expenses of a trial.

That deponent has been in prison since the 13th day of March, 1891.

Sworn to before me this 27th day of November, 1891.

John Beaven

James W Brinck
Commissioner of Deeds
N.Y.Co

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

THE PEOPLE,
vs.
JOHN CRAVEN.

City and County of New York, ss:

I, James W. Osborne, attorney and counsellor at law of the State of New York, a member of the firm of Lamb, Osborne & Petty attorneys for the defendants do hereby certify as follows:

That I have made a careful investigation of the facts of the case herein. That I was present at the Coroner's inquest held for the purpose of ascertaining the cause of the daeth of Arthur Maesel and heard all the evidence presented upon the inquest.

That I have made a careful investigation of the facts sworn to in the annexed affidavit of the defendant.

That I Verily believe that the death of Arthur Maesel was unintentional on the part of the defendant and that the defendant threw the piece of iron causing the death of Arthur Maesel, with the intention of striking the tail-board of the wagon driven by the defendant and thereby of frightening the deceased into getting off and remaining off said wagon.

IN WITNESS WHEREOF I have hereunto subscribed my hand this 10th day of October 1891.

James W. Osborne

THE COURT OF GENERAL SESSIONS FOR

THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE,

vs.

JOHN CRAVEN.

AFFIDAVITS.

LAMB & OSBORNE,
Attorneys for Defendant,
5 Beekman Street,
New York City.

0622

Prompt attendance is requested as the case will be moved the first case for this

PART III.

THE COURT ROOM IS IN THE FIRST STORY.

☞ If this Subpœna is disobeyed, an attachment will immediately issue.
☞ Bring this Subpœna 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.]

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

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

To Mr Conway Deputy Coroner.

of No. 113 East Broadway Street N. Y. City

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 23rd day of Nov 1891, at half past ten 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

John Carman

Dated at the City of New York, the first Monday of Nov in the year of our Lord 1891.

DE LANCEY NICOLL, *District Attorney.*

427

Autopsy on Body of Boy Arthur Maisel murdered by fire on Monday Nov 2 1891

0623

N.Y. Nov 27/1891

Hon Judge Fitzgerald
Good Honor

Hoping that my addressing Your Honor is not an intrusion I take the liberty of approaching you in reference to John Craven. I am the Brother of poor Arthur Maise, whom that man (or brute) killed, and understand that the latter (J.C.) is represented to Your Honor as being not much less than an noble character and not a Brute. Your Honor, confer on me the favor read the following short statement of the facts:

My poor Brother, on his way to school, climbs on a truck and tries to steal a ride. So many boys do that and it happens so often every day to every driver

that they surely will not throw iron bars at they boys — provided the drivers are men and not brutes.

All the people who witnessed the deplorable that it was a most cruel one especially so since Arthur was a certain distance (10 feet) from the wagon when that Brown hurled the iron with such brutal brutal force as to prostrate his body four inches deep, mashing his hipbone and breaking his spinal column. This is surely not accidental as I am told Brown claims it to be.

Why did Brown when he saw what he had done, not — even for humanity's sake — stay and help they Boy; he rather left him with life-blood ebbing away creeping towards the sidewalk, after himself picking up the mare driving rapidly away — with a "serious" smile on his face "as any

of the witnesses, Mr Solomon Mayer testified at the Coroners Inquest.

Your Honor, will excuse me for writing this letter which my father would have taken the liberty to write if he and my mother were not in such deep grief as to be prevented from addressing you personally.

Being convinced that Your Honor will understand the motives which prompted me, the Brother of poor Arthur to approach you with these lines

I remain

Your obedient servant

Emil Rhesel

177 Ward 102 nd St.

New York

0626

Coroner's Office,

CITY AND COUNTY OF NEW YORK, } ss.

John Craven 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— John Craven

Question—How old are you?

Answer— 25 years

Question—Where were you born?

Answer— New York City

Question—Where do you live?

Answer— 169 E. 114th St

Question—What is your occupation?

Answer— Driver

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

Not guilty

John Craven

Taken before me, this 15th day of April 1871

M J B Messemer CORONER.

0627

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
11 Years	Months	Days	N.Y. City	66 St Marks Pl	March 26.

No. 1135 1891

HOMICIDE.

AN INQUISITION,

On the VIEW *of the* BODY *of*

Arthur Walsh

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

John Craven

Inquest taken on the 13th *day of* April — 1891

before M. Messemer Coroner.

Committed

Bailed

Discharged

Date of death

858

0628

858

No. 1135 1891

HOMICIDE.

AN INQUISITION.

On the VIEW of the BODY of

Arthur Maisel

whereby it is found that he came to

his Death by the hands of

John Craven

Inquest taken on the 13th day

of April — 1891

before M. J. Brennan Coroner.

Committed

Bailed

Discharged

Date of death

RECEIVED
APR 14 1891
DISTRICT ATTORNEY'S OFFICE

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
Years	Months	Days			
11			New York	66 St Nicholas Ave	April 6

TESTIMONY.

Wm A. Conway. M. D., being duly sworn, says; I have made an examination of the body of Arthur Moser now lying dead at C & C St Charles Place and from such examination and history of the case, as per testimony, I am of opinion the cause of death is Cerebro-Spinal Meningitis following a fracture of 4th & 5th lumbar vertebrae

Wm A. Conway
M. D.

An autopsy made on the body of Arthur Moser at C & C St Mark Place at 8 30 P.M. March 26th /91 showed the following results. Body emaciated, and 5th & 6th lumbar vertebrae entirely gone on posterior aspect. The spinal cord was atrophied for the extent of 3 or 4 inches from the fracture. Cerebro-Spinal Meningitis was present on spinal cord & brain. All other organs of body were normal except that they presented an anemic appearance. The cause of death was in the opinion, Cerebro Spinal Meningitis following a fracture of the lumbar vertebrae caused by some external violence.

Wm A. Conway M.D.

Sworn to before me
this 27th day of March 1891
W. J. Mc[illegible] CORONER.

0630

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years 4 Months 2 Days	N. Y. City	66 St. Marks Place	March 26

11

M. J. B. M.

No. .....

..... Quar. 189

AN INQUISITION

On the VIEW of the BODY of

Arthur Maesel

whereby it is found that he came to his death by Cerebro Spinal Meningitis following fracture of 4th & 5th lumbar vertebrae caused by being struck by crow bar about 12 48 P.M. March 13th/91, at 99 Pitt & Lexington Aves by the driver of wagon

Inquest taken on the day of 189 before

MICHAEL J. B. MESSEMER, Coroner.

MEMORANDA.

AGE		PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months & Days			
1	4	N. Y. City	66 St. Marks Place	March 26th

M. J. B. M.

No. .....

..... Quar. 189

AN INQUISITION

On the VIEW of the BODY of

Arthur Maesel

whereby it is found that he came to his death by Cerebro Spinal Meningitis following fracture of 4th & 5th lumbar vertebrae caused by being struck by crow bar about 12 45 P.M. March 13th/91, at 66 St Marks Place & Lexington Ave by the driver of wagon

Inquest taken on the day of 189 before

MICHAEL J. B. MESSEMER, Coroner.

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND
11 Years 10 Months 23 Days	New York City	St. Marks Hospital

Residence,
106 E 87th St

66 St. Marks Place

The police has been ordered to bring the truckman to the bedside of the injured boy for identification.

The boy has a fracture of the 4th & 5th lumbar vertebrae (spinal column)

The doctors of St. Marks Hospital believe the boy will die in a short time and cannot recover.

The mother of the boy is at his bedside constantly.

The boy was on his way to school on 97th St. when he was struck by the truckman in question who is under arrest.

0633

1st Quar. 10th 1891

AN ANTE-MORTEM INQUISITION

On the VIEW of the BODY of

Arthur Maesel

whereby it is found that he was injured by

The driver of a Truck

Taken on the 25 day of March 1891 before

M. J. O'Meara Coroner.

Committed

Bailed

Discharged

✓

0634

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, *ss.*

AN ANTE-MORTEM INQUISITION,

Taken at St. Marks Hospital *No.* *Street, in the* 17th *Ward of the City of New York, in the County of New York, this* 23rd *day of* March *in the year of our Lord one thousand eight hundred and* 91 *before* Michael J. B. Messemer Coroner, *of the City and County aforesaid, on view of the body of* Arthur Maesel *at* St. Marks Hospital ~~*Upon the Oaths and Affirmations of good and lawful men of the State of New York, duly chosen and sworn or affirmed and charged to inquire, on behalf of said people, how and in what manner the said was injured, do upon their Oaths and Affirmations say:*~~ *That the said* Arthur Maesel Is suffering from injuries received by being struck on the back with an iron bar by the driver of a truck on March 13th 1891 In Lexington Avenue bet 90 + 91 st

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

JURORS.

M. J. B. Messemer

CORONER, E. S.

0635

City and County of New York, ss.

Statement of Arthur Maesel *now lying dangerously wounded at* St. Marks Hosp. *in the* 17th *Ward of said City and County, on the* 28th *day of* March *1891*

Question—What is your name?

Answer— Arthur Maesel

Question—Where do you live?

Answer— 156 E. 89th St

Question—Do you now believe that you are about to die?

Answer— I do not know

Question—Have you any hope of recovery from the effects of the injury you have received?

Answer— I do not know

Question—Are you willing to make a true statement, how, and in what manner, you came by the injury from which you are now suffering?

Answer— On Lexington Ave. between 90th and 91st Sts. on Friday March 13th 1891 do I have going to Coal Allen 12 noon. I jumped on a wagon which had old iron in it. The driver of the wagon struck me with an iron bar right in the back after I jumped off the truck.

Arthur Maesel

Mark

0636

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the ~~house of~~ Coroners Office No. 124 Second Avenue ~~Street~~, in the 17 Ward of the City of New York, in the County of New York, this 13th day of April in the year of our Lord one thousand eight hundred and 91 before M. J. B. Messemer Coroner, of the City and County aforesaid, on view of the Body of Arthur Maesel lying dead at

Upon the Oaths and Affirmations of Eleven good and lawful men of the State of New York, duly chosen and sworn or affirmed and charged to inquire, on behalf of said people, how and in what manner the said Arthur Maesel came to his death, do upon their Oaths and Affirmations, say: That the said Arthur Maesel came to his death by

from injuries received by being struck with small of the back by an iron bar thrown by the driver John Heraven, in the employ of the Firm of Dinnnick Fink & Company of 125th Street and of Maiden Lane, on Lexington Avenue between 90 & 91st Streets, and we hold the driver to await the action of the Grand Jury.

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.

Fred Harelle	269 Second St
Geo. Waas 887 - 9 Ave	Otto Schmidt 967 3. Ave
Wm Neil 880 - 9 av	Henry Henken 797 3d Ave
Jas E. Ruddy 871 - 9 ave	Fred Wurnken 69 Deg St
Adolph Stunk 267½ East 42 St	Henry Martin 809 3d av
Hugo Fischer 760. 3d Ave	Henry Ahlers 819 - 3d av

M. J. B. Messemer

CORONER, L. S.

B 123
3 C.

Coroners Office, New York County.

In the Matter of the inquest into the Death - of - ARTHUR MAESEL, deceased.	Before HON. M.J.B. MESSEMER, and a Jury.

New York, April 13th, 1891,
9.30, A. M.

FREDERICK STEARNS, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

By the Coroner:-

Q Where do you live? A. No. ~~1051~~ 1075 Park Avenue.

Q Do you go to school? A. I go to school.

Q Where do you go to school? A. Ninety-sixth Street and Lexington Avenue, and the deceased was a scholar there too.

Q How long have you known him? A. I have known him quite a while.

Q How long? A. I don't know; I have known him to speak to him for two or three months.

Q Were you present when this occurred? A. Yes, sir.

Q On what day was this? A. 13th of March.

Q Of this year? A. Yes, sir.

Q What hour? A. About twenty minutes of one o'clock.

Q Where was this? A. Lexington Avenue, between 90th and 91st Street.

Q Will you tell the Jury how it took place and speak loud enough so the Jury can hear you? A. I was walking up Lexington Avenue; I seen him on the back of the wagon; the driver told him to get off and he didn't get off and he fired the bar of iron about that long (about two feet) he, Maosel, jumped off the wagon and run; he fired the bar after him and hit him in the back.

Q Who did? A. The driver did.

Q Is the driver here? A. I couldn't see his face very well; when he hit him with the bar the driver jumped out of the wagon and picked up the bar and then somebody took him up and brought him in the locksmith store; I stayed there a while and then I went to school; then I didn't hear anything more about it until I got the subpoena.

Q How thick was this bar? A. About like that (illustrating.)

Q Can you describe the nature of it any more closely?

A. Something like a pipe - an iron pipe.

Q Is that the manwho threw the iron (pointing to prisoner?
A. I couldn't say; I didn't see his face very well.

By Prisoners Counsel:-

Q Did you notice the kind of a truck it was? A. Yes, sir; it was a builders wagon and had low sides and had a back in it.

Q Did you notice what was the color of the running gear of the wagon, - the wheels? A. I think the wheels were red.

Q Did you notice what the body was? A. I think that was red too.

Q Don't you think that was green? A. No, sir.

Q You think the wheels were red and the body was red too?
A. Yes, sir.

Q Did you notice any name on the side of the truck?
A. No, sir.

Q How close were you? A. I was on the sidewalk and the wagon was on the middle of the street.

Q Were you right opposite from it on the sidewalk?
A. Yes, sir; I was opposite.

Q He didn't strike the boy until after the boy was on the ground? A. Yes, sir.

Q You are sure of that? A. Yes, sir.

----------oOo----------

The Coroner now reads the ante mortem statement of the deceased, to the Jury, as follows:

EMILE STEFFENS, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

By the Coroner:-

Q What is your full name? A. Emile Steffens.

Q Where do you live? A. I live corner of 90th Street and Lexington Avenue.

Q What is your business? A. I am a grocery clerk by occupation.

Q Did you know the deceased? A. No, I did not.

Q Did you see this occurrence? A. No, I did not; I was in the store and I heard some terrible *screach* - some terrible screach, somebody was crying, I went out the store, I didn't know what it was; I seen the boy lying on the sidewalk and I thought he was run over; after I learned

he was hurt differently; I seen the wagon about 91st Street drive off in full speed; I ran after the wagon to catch the number and to try to make somebody stop him which I couldn't do; afterwards I learned it was a plumbers wagon -

Objected to by prisoners counsel.

Q How did you learn that? A. From boys that seen the wagon, from school boys that seen the wagon -

Objected to by prisoner's counsel.

Objection overrulled: Exception.

Q You know what boys they are? A. School boys; they were running around there; I didn't know their names. I picked it up in the street -

Objected to.

CROSS EXAMINATION:

By Prisoners Counsel:-

Q You didn't see the wagon, did you? A. Yes, sir; I seen it.

Q How far was it away? A. When I started to run it was ninety-first street and Lexington Avenue.

Q A little boy said it had red running gear - did you notice it? A. Yes.

Q Did it have red running gear? A. It was an open top wagon; no top on it.

Q You are sure he is right when he said red running gear? A. I really couldn't tell you that.

Q What is your best opinion on that? A. I couldn't say.

Q Did you notice whether it had a green body or not? A. I don't know.

Q You simply saw the back of the man that was driving? A. Yes, sir.

Q Was it a one horse wagon or two horses? A. One horse wagon.

Q You are sure of that? A. Yes, sir.

By the Coroner:-

Q Did you notice the driver of the wagon? A. I seen the back of him, that is all.

Q (To the driver) Will you stand up; is that the man? (Indicating to prisoner) A. I really couldn't tell whether it is or not.

----------oOo----------

FRANCIS J. SHELLEY, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

By the Coroner:-

Q What is your full name? A. Francis J. Shelley.

Q Where do you live? A. No. 202 East 89th Street.

Q Do you go to school? A. I go to school. I know the deceased about a year.

Q He attended the same school? A. Yes, sir.

Q Where? A. 96 Lexington Avenue - it was on a Friday, in March when this happened; I don't know the date.

Q About what time did it occur? A. After dinner, about twenty minutes of one or quarter to one o'clock.

Q Tell the Jury what you know about this matter?

A. I was coming to school, and Maesel was up on the east side of the street; there was a wagon coming along a low wagon and the seat up high and the name was on the side, and he jumped on the wagon for a ride and the driver told him to get off and he didn't get off in time and the driver jumped from the seat into the wagon and the boy was on the ground running and he picked up this pipe and threw it at him, and the boy fell on ~~xxxxxxx~~ on the ground - he jumped off the wagon, picked it up and jumped on the wagon again

and drove away as fast as he could.

Q Did you see whether he was arrested or not?

A. He was arrested I know, but not arrested that day.

Q Did you see him well enough to identify him? A. Yes.

Q Is he here? A. Yes.

Q Which one is it? A. That man there (pointing to prisoner.)

By a Juror:-

Q Did he fire it at the boy when he was on the ground or on the wagon? A. When the boy was on the ground; the boy was on the ground running away on the ground.

Q Are you sure about that? A. Yes, sir.

By a Juror:-

Q Where were you at the time this occurred - how far were you from the wagon? A. The wagon was in the middle of the street and I was on the sidewalk, right opposite.

Q Were you near enough to hear the driver telling him to get off? A. Yes, sir.

Q Were you near enough to hear that? A. Yes, sir.

CROSS EXAMINED:-

Q Where did you see the accident occur? A. Between 90th and 91st Streets.

Q Where was the wagon when the little boy got off?

A. In the middle of the street.

Q Near 90th Street? A. Near 90th Street.

Q How far did he ride before the man told him to get off?

A. I couldn't tell now.

Q Half a block? A. Not a half a block.

Q Quarter of a block? A. About that.

Q Where were you when he got on - were you walking with him when he got on? A. No, sir.

Q Whom were you walking with? A. Fred Stearns.

Q The other little boy? A. Yes, sir.

Q Who was the deceased walking with? A. I don't know, sir.

Q What I want to know is where were you standing with reference to the wagon when the driver told him to get off?

A. Right opposite the wagon.

Q The first time you saw him he was riding on the wagon?

A. Yes, sir; I seen him before that but I don't know when he got on then; he said get off there twice.

Q You are sure the iron was thrown after he was on the ground? A. Yes.

Q Will you tell what kind of a piece of iron it was?

A. Like a wagon tire.

Q Your friend was mistaken when he said it was like a piece of pipe? A. I don't know.

Q Was it like a tire or pipe? A. I seen it, it was just like a wagon tire.

Q But are you sure? A. Pretty sure, yes, sir.

Q You think it was like a tire? A. Yes.

Q And not like a pipe? A. No, sir.

Q You think he is mistaken when he said pipe? A. I don't know what he said.

Q I understood you to say you recognized this man's hat and coat? A. Yes, sir.

Q And that is the only way you can tell it is the same man? A. I seen his face too.

Q Do you know whether he had a moustache or did not?

A. He had just a little moustache growing - a growing one.

Q He had a growing moustache? A. Yes, sir.

Q Did you notice whether his hair was long or short?

A. Short.

Q What kind of a hat did he have on? A. A kind of a square hat.

Q You know a man's life is at stake here; I want you to be very careful what you say - I want you to look at that

man's face there now and say whether you can on your oath say it is the man's face you saw throw that piece of pipe or tire? A. Yes, sir.

Q And you recognize him by his face? A. Yes, sir.

Q If he was in the middle of the block and you on the sidewalk? A. No, sir; right in front of the butcher store.

Q But I mean in the centre of the street? A. Yes, sir; the wagon on the centre of the street.

Q And you on the sidewalk? A. Yes, sir.

By the Coroner:-

Q About how long was this piece of iron? A. About that long (indicating)

Q How many feet would that be? A. About two or two and a half.

By Prisoner's Counsel:-

Q Were you at the station house when this man was arrested and brought up there? A. Yes, sir.

Q Did they ask you there that day whether you ould identify him or not? A. Yes, sir.

Q Did you say you could not? A. I didn't say that.

Q What did you say? A. I said it just looks like the man.

Q Did you say you would be willing to swear it was?
A. No, sir.
Q What did you say? A. I said I could identify him by his hat and coat.
Q Didn't you say you could not identify his face? A. No, sir; I did not.
Q You said it looked like the same man? A. Yes, sir.
Q Your little friend said he was on the sidewalk too - he stood on the sidewalk too? A. I was on the east side and he was on one side of me.
Q He said he couldn't see his face? A. I seen it.
Q Have you any reason why you know he was on that side?
A. Maybe he was looking some other way, but I seen him turn around and I seen his face.
Q You noticed the wheels of the wagon? A. Yes, sir.
Q The color of the horse? A. A brown horse, it was a kind of a bay horse.
Q Sure? A. It was a kind of a bay horse.
Q Which was it brown or bay? A. Well -
Q Do you know the difference between the two?
A. A kind of a bay horse.
Q Did he have any spots on him? A. I don't know.
Q Did you notice whether he had white feet or not?
A. I don't know, but I know it was a kind of a bay horse.

Q Do you know whether these are the same clothes he had on that day? A. I cannot tell whether they are the same clothes, but the same hat.

Q Didn't you say you recognized him because he had the same hat and coat? A. I know it is the same hat.

Q Do you know whether it is the same coat or not?

A. It is the same hat.

Q Will you tell the Jury as near as you can what you noticed about the man other than you have described?

By a Juror:-

Q Did the driver go up or down town? A. Uptown.

Q When did you see him first? A. He was right opposite and stopped his horse.

Q Was he driving fast? A. I cannot say.

Q You said before he told him to get off twice? A. He stopped the horse and called him once and he didn't get off in time, and he stopped the wagon and asked him to get off, he called him once and when he stopped the wagon and he called him again and didn't get off, and when the boy seen him get off the seat, he kind of jumped off the wagon and run away.

----------oOo----------

SOLOMON MEYER, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

By the Coroner:-

Q Where do you live? A. No. 215 89th Street.

Q What is your occupation? A. I have a place of business between 90th and 91st Streets, No. 1363 Lexington Avenue; I saw the boy when he was in the middle of the street, and helped himself over to the curb.

Q Do you remember what day this was? A. I cannot say exactly.

Q About what hour? A. I think between twelve and one o'clock.

Q Dinner time? A. I think it was; yes.

Q Where was this? A. It happened right in front of my butcher shop.

Q Tell the Jury what you know about it? A. I saw the boy from the middle of the street, crawling on his hands and feet over towards the curb to the sidewalk, and he hollered piteously, I went out to see and I said, who hurt you, and he pointed his finger at this driver here, that is here.

Q You positively identify the man? A. Yes, sir; I saw the boy was seriously hurt and there was at that time

already a surgeon around him and I said is the boy seriously hurt, and he said yes, badly; I hollered to some other people around there one of the other witnesses here in Court and he went for him first to identify him, also, I told this young man Doyle his name is to run for an officer and have this man arrested; I was alone in my store and couldn't run after him. And he stood talking in front of my store, he sat in his wagon with the horse, he sat on the wagon and when I hollered for someone to run for an officer to get him arrested he turned around with a laughling smile and he whipped up his horse unmerciful and drove as fast as he could.

CROSS EXAMINED:-

Q You were first attracted to this accident by the cry of the little boy? A. Yes, sir.

Q When you got there there was a surgeon there? A. Yes, sir.

Q Do you know where he came from? A. No, sir; I don't but he heard the cries of the child, and he came to his assistance.

Q And all during that time from the time the little boy crawled from the middle of the street and until you and the surgeon came, the driver stood in the middle of the street and waited? A. Yes, sir.

Q You have testified that the driver immediately as soon as he threw the pipe or tire you say they were around there?
A. Perhaps they saw more of it than I did.
Q You mean to say from the time it took you to get to the curb stone and from the time it took the little boy to crawl to the curb stone that that driver stood in the middle of the street - stayed in the middle of the street on his wagon? A. I did say that, yes.
Q Can you describe the clothes he had on that day?
A. No, sir.
Q Did you notice his hat? A. I didn't - I know he had a hat on.
Q You know he had a hat on? A. I think he did; I wouldn't say that I saw him wear a hat.
Q Will you tell the Jury anything by which you are able to identify that man? A. I saw him almost in front of me; I was on the east side of the Avenue; there is where my store is, now, how far could the man be away from me when he was in the middle of the street, sitting in the wagon - he couldn't be far away - he couldn't be too far away for me to identify him.
Q Tell the Jury one single thing that you remember of that man that that man had on that day; you say you don't re-

remember that he had a hat, you don't remember what kind of clothes he had; I want you now to state what you do remember? A. I think he had dark clothes on but I wouldn't swear to it that he wore a hat.

Q Did he have a beard or not? A. He didn't have a beard.

Q A moustache? A. I don't think he did.

Q Do you know whether he did? A. I think he did not, I think he was clean shaven.

Q Do you recollect anything in the world that makes you think that this is the man? A. Yes, sir; I know him distinctly from the looks of him.

Q Just from a general resemblance? A. From what I saw of him.

Q You are not able to state any particular thing that called your attention to him especially that morning?

A. Only one thing, he drove away with a very mean heinous laugh, a sly laugh, whem I hollered to have him arrested.

Q Have you noticed the same kind of a laugh on this man here to-day? A. I have not seen him laugh.

Q Did you notice the color of the horse? A. Yes, sir; I did.

Q What was it? A. A bay horse.

Q Have you seen that horse since the man was arrested?
A. I did not.
Q Has anybody described that color to you since then?
A. No, sir.
Q Describe it to the Jury? A. A bay horse - a big horse, a horse about seventeen hands high.
Q Did he have any white spots on him? A. I didn't notice any white spots.
Q Any white feet? A. I didn't notice.
Q Did you notice whether he had any spots? A. No, sir.
Q Do you know a bay horse? A. Yes, sir.
Q Do you think it had red running gear? A. I think it had a green body to the best of my recollection.
Q According to the best recollection you are willing to swear that it had a green body? A. I didn't say that - I am positive, now.
Q You are able now to swear that - you are able now to swear beyond the shadow of a doubt that this is the man, but you cannot say whether it was red or not, - the running gear? A. No, sir; I don't know whether it was blue or green, but I think it was something green on it.

Q Did you or did you not just testify that it had red running gear? A. I said I didn't think so.

Q You think the other witnesses that swore it had red running gear were mistaken? A. I could not say that because I am not positive of it.

Q Did you take the number of the wagon? A. I did, but I forgot it.

Q Did you take it while you were in the middle of the street? A. I was on the curb and the wagon in the middle of the street about twenty feet away.

Q How wide is the street? A. I live up there - I don't think it was over twenty feet away from him, I was the first man that took the number.

Q And you don't know what it was? A. No, sir; I took it, but I cannot remember; I put it on one of my business cards.

Q You gave it to the officer? A. Yes, sir.

Q Is that officer in Court now? A. No, sir.

Q Where is he? A. I don't know.

Q What is his name? A. I don't know.

Q What station is he connected with? A. The station I live in, I suppose.

Q Will you swear he is connected with that station?

A. Yes, sir; I will swear to that, 88th Street Station or 89th Street station.

Q You don't know the number of the wagon or the officer?

A. I know the officer but I don't know his name.

Q And you took it from the sidewalk? A. Yes, sir; from the curb.

Q And that man with a fiendish laugh stood there and waited for you to take the number? A. Yes, sir; he stood there, yes, sir; anybody could take his number.

By the Coroner:-

Q Was there a name of a firm on the truck? A. I believe so, but I cannot remember what name it was.

By a Juror:-

Q You know this is the driver here - you didn't see the iron thrown? A. I asked the boy and he pointed his finger on this man otherwise I wouldn't know him.

By Another Juror:-

Q You claimed a little while ago you saw it? A. The boy that was struck told me that he was the man that struck him with the iron.

I

By Prisoner's Counsel:-

Q Were you at the station house? A. No, sir, I was not.

----------oOo----------

MICHAEL P. BOYLE, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

By the Coroner:-

Q Where do you live? A. No. 1852 Second Avenue.

Q What is your occupation? A. My occupation is plumber.

Q Did you see this occurrence? A. Yes, sir.

Q On what day was this? A. I think it was on Friday, either the 15th or 13th of March.

Q About what hour was it? A. About quarter to one o'clock.

Q Where was this? A. It was on Lexington between 90th and 91st Street; nearer to 90th Street.

Q Tell the Jury what you know in regard to this occurrence? A. I was walking up 90th Street, I got to the corner of Lexington Avenue and I heard the boy yelling and I

heard an iron bar bound on the paving stones; I seen this man here jump out of that wagon and pick up the bar of iron and jump on the wagon again and he drove off as fast as he could; when I seen him do that I ran after him so as to get the name and number of the wagon and get a look at him so I could identify him; I got the name and number; it is Dimmick Finst & Company, 125th Street and Maiden Lane.

Q Did you get the number of the truck? A. There was no number on the truck outside of that that I could see.

Q What piece of iron was this? A. It was a piece of a wagon tire, about two feet and a half long and it was pointed - it was brought down to a point about three quarters of an inch in diameter at one end; I went up to get this piece of iron since and I couldn't find it; but that day when I went up with the officer to identify the man I picked it up from under the wagon and showed it to the officer and the foreman wouldn't let us take it.

Q Is the officer here? A. Yes, sir; after he jumped on the wagon, after picking up the bar of iron he turned around and sneered at the boy and said something I couldn't exactly catch what he said.

By a Juror:-

Q I think Mr. Meyer took the number of the wagon?

A. I went after the wagon before Mr. Meyer seen him at all, I run after him first.

Q It happened in front of Meyers? A. Yes, sir.

Q And as soon as it was done he ran off? A. Yes, sir.

Q Mr. Meyer said he stood there long? A. He didn't stand long when he seen me running he turned around with a fiendish laugh too, if I went near the wagon I would get the same too; I was running alongside of the wagon for a block and I went back again to see how the boy was injured and the groceryman down there he went with me to 100th Street and Third Avenue, he turned down 92nd Street and drove up Third Avenue as fast as he could.

CROSS EXAMINATION:-

Q Will you tell the Jury on which side of the street you were standing when you noticed the first time this wagon?

A. The east side of the street.

Q The east side of Lexington Avenue? A. Yes, sir.

Q On what street? A. On 90th Street near the corner I was walking.

Q Where were you coming from? A. From my dinner.

Q Where were you going? A. To my work.

Q Where were you working? A. In ~~90th~~ 90th Street, near Lexington Avenue, just west of that.

Q Where was the wagon? A. The wagon was standing still in front of Meyer's butcher shop.

Q Did you see the man throw this? A. No, sir.

Q You did not see him throw it at all? A. No, sir.

Q You said the first thing that attracted your attention was the fall of a piece of iron? A. Yes, sir, and the screams of the boy, and after it fell ----

Q How far was the wagon from 90th Street when you noticed it? A. It was nearer to 90th than to 91st Street.

Q It was about the third of a block? A. Yes, sir; just about.

Q Those blocks are about how many feet? A. About two hundred feet.

Q You ~~wish~~ should say that wagon was 75 feet away from you? A. No, sir; it was not 75 feet away.

Q Sixty-five? A. Not over fifty feet away - about two houses from the corner.

Q At least fifty feet away? A. Yes, sir.

Q Did you notice the wagon? A. Yes, sir; I seen him jump out.

Q Seen him jump out the wagon? A. Yes, sir.

Q And drive off as rapidly as he could? A. Yes, sir.

Q That is your testimony? A. Yes, sir.

Q Did you see from the corner there that that iron was pointed? A. No, sir, but -

Q You could not? A. No, sir.

Q You could not see from that distance that that iron was pointed? A. No, sir.

Q Could you see from that distance whether it was a pipe or what? A. Yes, sir; I would swear it was a wagon tire

Q And you could recognize it fifty feet away that it was a wagon tire? A. Yes, sir.

Q Could you recognize the driver of the wagon that did it? A. Certainly I could.

Q Did you? A. No, sir, I did not.

Q Did you take the number? A. Yes, sir.

Q In writing? A. No, sir, not in writing.

Q What was the number? A. I told you before.

Q Do you know the number now? A. No, sir.

Q You thought it was not necessary for you to take it in writing? A. No, sir; all that I cared about was to get the name.

Q You didn't take it in writing? A. No, sir.

Q But you did take the name? A. Yes, sir.

Q Did you see the name on the corner? A. Yes, sir.

Q Which way was the wagon, nearest the east or west side? A. About the middle of the street.

Q What was the name written on? A. Dimmick, Fink & Company, written on brass.

Q When you went to inquire for Fink & Company you went there after the accident? A. Yes, sir.

Q Didn't you ask them whether they had a wagon with a green body and red running gear? A. No, sir.

Q The officer did? A. Yes, sir.

Q Did you tell the officer it had a green body and red running gear? A. Yes, sir.

Q And you asked them consequently? A. Yes, sir; they said they had one but it was over the bridge.

Q And you afterwards had this man arrested here? A. Yes, sir.

Q Was he in that kind of a wagon? A. No, sir.

Q He was not? A. No, sir.

Q Was he in that kind of a wagon? A. No, sir.

Q Can you say that Fink & Company said they had such a wagon? A. Yes, sir.

Q You described ~~xx~~ there was a piece of brass on with

that written on? A. Yes, sir.

Q Tell the Jury how it is you can identify this man?

A. Because I looked at his face and by his clothes.

Q Didn't you swear at the station house you recognized him by his hat? A. No, sir; I recognized his face too.

Q Did you swear at the station house that the way you recognized him was by his hat? A. No, sir; I said I recognized him by his face.

Q Didn't you swear in the station house you could not recognize him by his face? A. I did not.

Q You say you recognize his clothes? A. Yes, sir.

Q Stand up prisoner? A. That is not the coat he had on.

Q What kind of a coat had he on? A. Single breasted coat.

Q Did you notice the kind of a shirt he had on? A. I think the same kind of a shirt on, I am not sure, I think so.

Q What do you think about that shirt? A. I cannot exactly say; I know it is not the coat.

Q How about his beard? A. A week's growth of beard - he had about a week's growth - a week's beard on his face, no moustache.

Q You recognized that after he was arrested or before?
A. Before he was arrested.
Q That week's growth of beard, did he have that when he was arrested? A. No, sir; we had him arrested and -- but I want you to understand that I was within fifteen feet of him when I recognized his face; didn't I tell you I ran a block after the wagon - ran alongside of it for a block.
Q Do you think it is likely that that man would keep that piece of iron in the wagon? A. It was covered up with straw, under the seat.
Q You will swear positively it was in the wagon covered up with straw on the wagon? A. Yes, sir.

By the Coroner:-

Q You saw on the brass plate the name of where the firm did business? A. Yes, sir.

By Prisoner's Counsel:-

Q Did you recognize that afterwards or before he was arrested? A. Before.
Q You are sure of that? A. Yes, sir; I made it out and gave it to the officer at 86th Street before he was arrested; I gave it to the officer and he wrote it down.

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BENTON E. WELLS, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

By the Coroner:-

Q What is your full name, officer? A. Benton E. Wells.

Q To what precinct are you attached? A. To the 27th Precinct.

Q On what day was your attention attracted to this case? A. On the 13th of March, on the corner of 90th Street by Mr. Boyle, the former witness; I went down where the boy was hurt.

Q Where was that? A. He was in the butcher shop when I got there between 90th and 91st Streets, I waited until the doctor fixed him up a little and put him in the carriage and took him home and made the report of it; and the Sergeant told me to go up after the driver to see if I could find him; I went up to 125th Street just where he said, I went up there and asked if they had a wagon that was liable to be down that way and they said they had, they said no first and then they said he didn't know but a man by the name of Craven might be down that day; he said he hadn't got in yet.

By Prisoner's Counsel:-

Q What did you say about a green body? A. I asked

him if he had a wagon with red running gear and green body and he said he had but it was up over the bridge, the wagon was; this young man described the wagon to me, I knew when he was down at 124th Street, I knew it, I arrested him at 124th and 125th Streets, on Third Avenue, between 124th and 125th Streets.

Q You didn't - you went up to secure this piece of iron?

A. Yes, sir.

Q With what result? A. I couldn't find it, Mr. Boyle brought the iron in when I arrested the man, brought it into the store, he said here is the iron, he hit the boy with, the firm said that they couldn't spare it, it was a piece of wagon tire, it was pointed down at one end, probably three quarters of an inch, maybe ~~xxxxx~~ rounded about that far.

Q How long was it? A. About two feet and a half, and that part an inch and a half wide; he brought it in and laid it on the counter.

By a Juror:-

Q Was it used for a tool? A. I don't know what it was used for.

Q They said they wanted to use it, they couldn't spare it? A. He said I couldn't have it; he wanted to use it; I don't know what they used it for.

By the Coroner:-

Q It was apparently an old piece of wagon tire?

A. Yes, sir.

By a Juror:-

Q Was it pointed like a chisel? A. No, sir; it was round, about three quarters of an inch.

Q That is the man that was pointed out by Mr. Boyle to you? A. Yes, sir; that is the man I arrested.

Q Did he have a moustache at the time or not? A. He had about a weeks growth of beard then.

Q He had no moustache then? A. Nothing but feathers all over - he was not shaved, he had on dark clothes.

Q Describe it more minutely? A. He described the man to me so I knew him as quick as the wagon came up, he described the horse, a big dark bay - he said the harness was trimmed quite heavy with rings and he had a long wagon, red running works and a green body, it was quite a long wagon he said; he said the driver had a square top hat on and dark clothes, and I think he said he had a sack or something for an apron.

Q Is that the man he described at the time? A. His hat is similar in shape to that.

Q You think from the description that you have given here to-day to this jury would enable you to identify the person? A. The description he gave of the horse and wagon I identified it; I told him before it came up I told him that right away.

Q You told him that before he pointed the man out?

A. Yes, sir.

Q And he described that wagon to you as a big and long bodied wagon? A. He thought it was green.

Q And red running gear? A. Yes, sir.

Q Dark bay or brown horse? A. Dark bay or brown horse.

Q A large horse? A. Yes, sir.

Q It had a lot of rings on the harness? A. Yes, sir.

Q Is that all? A. He described it to me.

Q What more did he say about the man? A. I told you; he had on dark clothes, square top hat, and he said he thought he had on a bag or sack for an apron.

Q Did he tell you any other marks? A. No, sir.

Q And yet you are able from that description before he pointed him out - you were able to say that this is the man?

A. I said there is the wagon you described to me; he said that is the fellow; that was before I could see the name or anything.

Q In other words you identified him? A. I picked out the wagon as the wagon he described, coming up the street, sure.

Q Now, do you know where Boyle got that piece of iron? A. Out of the wagon.

Q Out of the straw? A. I seen him pick it up off the wagon; I was just inside of the door when he stood right in front of the door.

Q Are you sure it was out of the wagon you took this man out of? A. Yes, sir.

Q Did you ever see the if this boy that was killed? A. Yes, sir.

Q Did you take this man down there? A. Yes, sir.

Q Did he say he could identify him? A. He told me that before I took him there at all.

Q I ask you when you took the man there? A. He said he couldn't identify him.

Q When you took this driver to the little boy where was he lying? A. In bed; they held him up, raised him up.

Q And let him have a good look at the man? A. Yes.

Q He said I cannot identify him? A. Yes, sir.

By Relatives Counsel:-

Q The man turned around and seemed to recognize Mr. Boyle

What did he do after he recognized Mr. Boyle? A. He turned around and drove back towards Lexington Avenue to 124th Street.

Q And the place he works is between 125th Street?

A. Yes, sir.

Q When he saw Mr. Boyle you are sure he turned around?

A. I couldn't say that made him turn around.

Q And after turning he turned around again? A. He did, after we started for 125th Street.

Q At the time the prisoner was brought up before the injured boy the boy was asked if he could identify him when he said he didn't have a chance to see the man's face, but he thought it is the kind of hat that the driver wore?

A. Yes, sir.

By Prisoner's Counsel:-

Q Will you state to the Jury just where you met the prisoner? A. He was between 124th and 125th Streets, on Third Avenue, when I arrested him.

Q Coming down or up? A. He just turned the corner and drove up Third Avenue and he stopped about I should say three doors from the corner of 124th Street.

Q Were you going up or down? A. I was coming down,

he stopped there to talk to a man and just started his horses up when I got there.

Q He was just simply starting off? A. He was starting up, I suppose where he worked.

Q Then it is a mistake then to say he attempted to run away? A. I saw him turn the horse around and started to drive to 14th Street, and he started around and came back again.

Q He turned around and came back again? A. Yes, sir.

Q And you arrested him there? A. Yes, sir.

----------oOo----------

The Coroner reads Dr. Conway's testimony as to the cause of death to the Jury as follows:

VERDICT: We, the Jury, find the deceased ARTHUR MARSEL, came to his death from injuries received by being struck in the small of the back by an iron bar thrown by the driver John Craven, in the employ of the firm of Dimmick, Fink & Company, 125th Street, and Maiden Lane, on March 13th, 1891, in Lexington Avenue, between 90th and 91st Streets, and we hold the driver to await the action of the Grand Jury.

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0674

District Attorney's Office.
City & County of
New York.

List of Witnesses in the case of
The People vs John Craven.

✓ Frank Stauno 1075 Park Avenue important
Emil Steffens 52 & 54 E. 90th St. Mr Miller
✓ Francis J. Shelley 102 E 89th St important
✓ Solomon Mayer 115 E 89th street "
✓ Michael P. Boyle 1852 Second Ave "
✓ Officer Benton 27th Precinct "
○ Mr Conway Dep Coroner "
○ " Carl Beck 187 Second Ave "
○ " Frank E. Shaw 91st & Lex Ave "
○ " Brinkmann 94th & " " "
✓ Emil Maesel. Brother of deceased
177 West 102nd street
○ William Appel 104 East 90th St.

Depts Employers. Minock Sink Co.
212 East 125th St

GILBERT D. LAMB.

JAMES W. OSBORNE.

Law Offices of
LAMB & OSBORNE,
5 Beekman Street,
TEMPLE COURT,

People,
vs.
Craven.

NEW YORK, June 26th, 1891.

Dear Sir:-

In or about the month of March 1891, an employee of our clients, Messrs. Dimock Fink & Co., of No. 212 East 125th Street, one John Craven, was arrested at the instance of the Coroner of the City and County of New York and imprisoned on a charge of having thrown a piece of iron from his truck and caused injuries to one Arthur Maesel since deceased.

The matter was submitted in April to the Coroner and a jury and on wholly ex parte evidence said jury found that the death of said Maesel was caused by the injuries referred to.

We have looked into the matter with great care and are convinced from the testimony of the accused and many reputable citizens of this City that John Craven is not guilty and that it is a case of mistaken identity.

Craven has lain in jail for nearly four months, no indictment has been found, nothing, in fact has been done by the public authorities, and we now request his discharge forthwith or that he be immediately brought to trial.

The time allowed for the District Attorney's action has

GILBERT D. LAMB. JAMES W. OSBORNE.

Law Offices of
LAMB & OSBORNE,
5 Beekman Street,
TEMPLE COURT,
2.

NEW YORK, 1891.

long since elapsed, and we would like to have the accused tried next week.

We desire to know to day what disposition you will make of the matter.

Yours truly,

Lamb & Osborne

To,

Hon. De Lancey Nicoll,

District Attorney.

0677

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
John Brown

The Grand Jury of the City and County of New York, by this indictment, accuse John Brown — of the CRIME OF **Manslaughter in the first Degree,** committed as follows:

The said John Brown,

on the Nineteenth day of March, in the year of our Lord one thousand eight hundred and ninety—one, at the City of New York, in the County of New York, aforesaid, in and upon one Arthur Maesel, then and there being, wilfully and feloniously did make an assault, and him the said Arthur Maesel, with a certain iron bar, which he the said John Brown then and there had and held in his hand, in and upon the head of him the said Arthur Maesel, then and there wilfully and feloniously did strike, beat, bruise and wound, giving unto him the said Arthur Maesel, then and there, with the iron bar aforesaid, in and upon the head of him the said Arthur Maesel, — one mortal wound and fracture, of which said

mortal wound and fracture the said Arthur Maesel, at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the twenty-fifth day of March, in the same year aforesaid, did languish, and languishing did live, and on which said twenty-fifth day of March, in the year aforesaid, he the said Arthur Maesel, at 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 John Brown, Jr., the said Arthur Maesel, 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.

DeLancey Nicoll
~~JOHN R. FELLOWS,~~

District Attorney.

0679

BOX:
443
FOLDER:
4083
DESCRIPTION:
Crowley, Daniel
DATE:
07/09/91

4083

Witnesses;

No. 45

#45

Counsel,

Filed 9 day of July 1891

Pleads, Not Guilty

THE PEOPLE

vs.

Daniel Crowley

Grand Larceny, Second Degree [Sections 528, 531, &c. Penal Code].

Dis on its o. of Stay
Re mence to next term
Sept 16/91

DE LANCEY NICOLL
District Attorney.

Sept 15/91

A True Bill.

Foreman.

After an examination of this case I am of the opinion that the evidence of the people as to the identity of the defendant with the person seen carrying away the property of the complainant is entirely insufficient to justify the submission of the case to the jury. The dismissal of the indictment is therefore respectfully recommended.

Henry A. Stern
Assistant District Attorney

0681

Police Court 1/21/11 District. **Affidavit—Larceny.**

City and County of New York, } ss:

Mechen Janous

of No. 25 Washington Street, aged 40 years, occupation Peddler being duly sworn, deposes and says, that on the 29 day of June 189 1 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

A Trunk, containing good and lawful money of the United States. of the amount of One hundred and fifty dollars. and a quantity of Clothes and wearing apparel of the value of Thirty dollars, all amounting to the sum of One hundred and Eighty dollars ($180) the property of Deponent and Joseph Janous. and in deponents Care and Custody.

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 Daniel Crowley (now here) from the following facts to wit: That the said Trunk containing said Money and Clothes was in a Back Room of a the Floor at No 25 Washington, and that about the hour of 3 o'clock P.M of the aforesaid date deponent saw the aforesaid Trunk in the said room. and that about the hour of 4 o'clock P.M of the aforesaid date deponent went into said room and found the aforesaid Trunk missing. and deponent further says that on Friday the 26 day of June (89) she opened the said Trunk and saw the aforesaid sum of money and Clothes in said Trunk and that

Sworn to before me this 189

Police Justice

that deponent at that time securely locked and fastened the said Trunk - and that deponent is informed by Jessica Mosey of No 27 Washington Street that about the hour of 2.30 o'clock P.M of the aforesaid date he saw the defendant in company with three other unknown men carrying a trunk up the stairs of premises No 27 Washington Street -

and deponent is further informed by Officer John H. Lyons that he found and Exhibited a trunk in a room on the fourth floor of premises No 27 Washington, which trunk had been broken open, and the contents of said trunk scattered over the floor of said room, deponent further says that she has seen the trunk which said Officer found in said 27 Washington and recognizes is the same as her property - and as the trunk which contained the aforesaid property at the time it was stolen -

Deponent therefore charges the defendant with acting in concert with 3 others in having committed a Larceny and asks that he may be held and dealt with as the Law may direct

Sworn to before me this 30 day of June 1891 } Melhem his Mark Farous

[illegible] Police Justice

0683

Sec. 198—200.

/ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Daniel Crowley

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. New York

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

Answer. 27 Washington Street - 15 mos -

Question. What is your business or profession?

Answer. Seaman

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 and demand an examination

Daniel Crowley

Taken before me this 8 *day of* [illegible] 188[illegible]

Police Justice.

CITY AND COUNTY
OF NEW YORK, } ss.

Meshia Nessear

aged 36 years, occupation Carpenter of No. 27 Washington Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Mehen Sanous and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 30
day of June 188 91

Police Justice.

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CITY AND COUNTY OF NEW YORK, } ss.

John H Lyons

aged ..... years, occupation Police Officer of No.

Third Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Nathan Jacobus

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

Sworn to before me, this 29 *day of* June 188 } John H Lyons

Police Justice.

0686

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

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

Dated June 20th, *18*91 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated *18* *Police Justice.*

There being no sufficient cause to believe the within named

guilty of the offence within mentioned. I order he to be discharged.

Dated *18* *Police Justice.*

W Cuddy
Pr
Ind
Kindl

0687

Ex June 30th 2 P.M.
$1000.00 bail

For Defendant
Margaret Downey
27 Washington St.

BAILED
No. 1, by Charles Smith Street.
Residence 25 Washington St.
No. 2, by Mrs Mondhan Street.
Residence 27 Washington St.
No. 3, by John Foley Street.
Residence 33 Washington St.
No. 4, by Street.
Residence

For Defendants
David Abbey
37 Washington St.
Mary Dreyer
27 Washington St.
Annie Dreyer
27 Washington St.

864

Police Court--- 1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Melhen Simons
25 Washington St.
vs.
Daniel Cl[illegible]
2
3
4

Larceny

Offence

Dated June 30 1891
Hoyt Magistrate.
Lyons Officer.
Precinct.

Witnesses Leslie Nessar
No. 27 Washington Street.
No. Street.
No. Street.
$ 500 to answer
Committed

0688

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Daniel Crowley

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Daniel Crowley

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

The said Daniel Crowley

late of the City of New York, in the County of New York aforesaid, on the 29th day of June in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with force and arms, in the day-time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of Seventy-five

$150.00

dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of seventy-five dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of seventy-five dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of seventy-five dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of seventy-five dollars, and divers articles of clothing and wearing apparel of a number and description to the Grand Jury aforesaid unknown, of the value of thirty dollars, of the goods, chattels and personal property of one Melker Tanous then and there being found,

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

~~JOHN R. FELLOWS, *District Attorney.*~~

0689

Second COUNT:—

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

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

The said Daniel Crowley

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

the same goods, chattels and personal property described in the first count of this indictment

of the goods, chattels and personal property of one Melhen Tanous

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

unlawfully and unjustly, did feloniously receive and have; he the said Daniel Crowley

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

DE LANCEY NICOLL.
~~JOHN R. FELLOWS,~~ District Attorney.

0690

BOX:
443

FOLDER:
4083

DESCRIPTION:
Cuff, Patrick

DATE:
07/29/91

4083

No. 200 #200

Witnesses;

Counsel, Hall

Filed 29 day of July 1891

Pleads, Not Guilty (30)

THE PEOPLE

vs.

Patrick Cubb

Robbery, 1 degree.
[Sections 224 and 22 2, Penal Code].

DeLancey Nicoll,
~~JOHN R. FELLOWS~~,
District Attorney.

A True Bill.

Nicholas L. Coll
Aug 7/91 *Foreman.*

Pleads G. L. 2 deg
S. P. 4 yrs.

0692

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

Police Court—First District.

Gustav Kristansen

of No. 5 Albany Street, being duly sworn, deposes and says, that on the 26 day of July 1891 at the 4th Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent, by force and violence, without his consent and against his will, *the following property viz:* One pocket book containg One dollar and sixty five cents good and lawful money of the United States.

of the value of One dollar and Sixty-five cents Dollars, the property of Defenent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by force and violence as aforesaid, by Patrick Cuff (now here) and one other person unknown to defenent not yet arrested, who was acting in concert with said Cuff: For the reason that on the above date defenent was on the Corner of Water and Roosevelt Sts and had the above-described property in the right hand pocket of his trousers. The defendant Cuff and the unknown person approached defendant, the unknown person held defenent about the body while Cuff inserted his hands into defenents pockets and did feloniously take, steal and carry away from defenent the aforesaid property. Defenent further swears that he accused the defendant Cuff with the robbery

Sworn to before me this day of 18

Police Justice.

of his property in the presence of James Curry of the 4th Police Precinct, and that he the deponent found his property upon the person of said Cuff.

Wherefore deponent charges said Cuff and the other person unknown with robbery and prays that the said Cuff may be held to answer.

G. Kristjansson

Sworn to before me this 26th day of July 1891

Police Justice

0694

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Patrick Cuff

Question. How old are you?

Answer. 28 years.

Question. Where were you born?

Answer. Ireland

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

Answer. 20 Cherry Street. 1 Month

Question. What is your business or profession?

Answer. Labor.

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.

+ D Hendr

Taken before me this 21

day of July 1891.

Police Justice.

0695

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

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

Dated July 24 *18*91 ..... *Police Justice.*

I have admitted the above-named .....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named .....

..... *guilty of the offence within mentioned. I order he to be discharged.*

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

0696

1209 1961

Police Court--- District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Gustav Kristiansen
5 Adams St

1 Patrick Cuff

2

3

4

Offence Assault

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated July 25 1891

Dwyer Magistrate.

Carey Officer.

4 Precinct.

Witnesses James Carey

No. 4th Precinct Street.

No. Complainant Committed to the Street.

House of Detention $100 Bail

No. Street.

$

STRICTLY CONFIDENTIAL
JUL 27 1891
TO THE DISTRICT ATTORNEY

0697

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

James Carey

of No. 4th Police Precinct Street, aged 2½ years,

occupation Police Officer being duly sworn deposes and says,

that ~~on the ..... day of ..... 188~~

~~at the City of New York, in the County of New York,~~ Gustav Kristianson (now here) is a material witness against Patrick Cuff charged with robbery; as the complainant has reason to believe that the said Kristianson will not appear to testify when wanted, he prays that the said Kristianson be committed to the House of Detention as a witness in default of One Hundred Dollars bail.

James Carey

Sworn to before me, this 21 day of July 1889

Police Justice.

0698

New York
August 7 1891

To whom it may concern

we have known Patrick Cuff for the last three years a portion of that time he has worked for us we found him sober honest and industrious hardworkers and good natured there should be positive evidence to compell us to believe he would be guilty of the act charged with

Very Respectfully
Sheehy & Stearns
Contractors for the city

0699

New York Aug 3rd 1891,

To whom it may concern:

In behalf of Mrs. Coff to recommend her husband I will state that I have known him for the last 4½ years and have found him industrious and honest, have employed him many different occasions who can verify the above statement

Respectfully yrs.
A. Johnson.
Foreman Pier 24 E.R.

0700

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Patrick Reilly

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

— Patrick Reilly —

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

The said Patrick Reilly,

late of the City of New York, in the County of New York aforesaid, on the twenty-eighth day of July, in the year of our Lord one thousand eight hundred and ninety-one, ~~in the~~ ~~time of the said day~~, at the City and County aforesaid, with force and arms, in and upon one Arthur Hinkiguman in the peace of the said People, then and there being, feloniously did make an assault, and

one special note of the value of fifty cents, and the sum of one dollar and fifty five cents in money, lawful money of the United States of America, and of the value of one dollar and fifty five cents,

of the goods, chattels and personal property of the said Arthur Hinkiguman, from the person of the said Arthur Hinkiguman, against the will, and by violence to the person of the said Arthur Hinkiguman, then and there violently and feloniously did rob, steal, take and carry away, the said Patrick Reilly having then and there aided by an accomplice actually present, whose name is to the Grand Jury aforesaid as yet unknown.

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

Duncan Miller,
District Attorney.

0701

BOX:
443

FOLDER:
4083

DESCRIPTION:
Curtis, Charles

DATE:
07/30/91

4083

Witnesses;

Jessie Mead
Off. Mildred E. Shelly
27th Pct.

No. 211

211

Counsel,

Filed 30 day of July 1891

Pleads,

30
336 E.54

THE PEOPLE

vs.

Charles Curtis

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Nicholas L. Cox
July 30 1891 *Foreman*

Pleads Guilty
G. L. 2 dg. 2nd offense
8 yrs in State Prison
PJK

0703

Police Court— 4 — District.

Affidavit—Larceny.

City and County of New York, } ss.

Bessie Mead

of No. 13 East 32nd Street, aged 22 years, occupation None being duly sworn deposes and says, that on the 25th day of July 1899 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the person possession of deponent, in the day time, the following property, viz:

One pocketbook of the value of two dollars and five 69/100 dollars lawful money of the United States

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Charles Curtis (now here) for the reasons that deponent was walking through Madison avenue and had said pocket book and money in her hand and it was suddenly snatched from her hand by the defendant who ran away

Bessie Mead

Sworn to before me, this 26 day of July 1899

H. Wheeler Police Justice.

0704

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Charles Curtis

Question. How old are you?

Answer. 30 years

Question. Where were you born?

Answer. New York

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

Answer. 334 East 54 Street, 1 month

Question. What is your business or profession?

Answer. Labor

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

Answer. I am not guilty. I was drunk and have no recollection of the affair.

Charles his X mark Curtis

Taken before me this 26 *day of* July 1891

Bonhardson

Police Justice.

0705

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

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

Dated July 26 *18* 99 D M Wheaton *Police Justice.*

I have admitted the above-named .....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named .....

..... *guilty of the offence within mentioned. I order he to be discharged.*

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

0706

Police Court--- 211 & 992 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Bessie Mead
13 - Oe 32 St
Charles Curtis
2
3
4

Offense Assault & Battery

BAILED.

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street

Dated July 26 1891
J McMahon Magistrate.
Shelly Officer.
23 Precinct.

Witnesses Officer
No. Street.

No. Street.

No. Street.

$ 2500 to answer G. S.

Com

GJ

0707

95

Police Department of the City of New York.

Precinct No.....

Charles Curtis ~~[illegible]~~ Charles Gallagher alias Lena Gallagher alias Scattergood December 23rd 1887 Plead Guilty to Burglary 2nd degree and was sentenced to 5 years State Prison discharged from there July 23rd 1891.

Edward Holly alias Scattergood arrested January 24th 1882 Plead guilty Feb 10th 1882 Sentence Suspended by Recorder Smyth

Detective Duller

0708

Charles Gallagher alias
Spence Gallagher alias
Scattergood alias Curtis

Burglary

0709

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 Curtis

The Grand Jury of the City and County of New York, by this Indictment accuse Charles Curtis

of the crime of Grand Larceny in the second degree,

as a SECOND OFFENSE, committed as follows:

Heretofore, to wit: at a court of General Sessions of the Peace, holden in and for the City and County of New York, at the City Hall, in the said City of New York, on the twenty-second day of December, in the year of our Lord, one thousand eight hundred and eighty-seven, before the Honorable Frederick Smyth, Recorder of the City of New York, and Justice of the said Court, the said Charles Curtis by the name and description of Charles Gallagher was in due form of law convicted of a felony to wit: burglary in the second degree upon a certain indictment then and there in the said Court depending against him the said Charles Curtis by the name and description of Charles Gallagher as aforesaid, for that the said Charles Curtis, by the name and description of Charles Gallagher, as aforesaid, then late of the Nineteenth Ward

of the City of New York, in the County of New York aforesaid, on the twenty-second day of December in the year aforesaid, at the — Ward — City and County aforesaid, with force and arms, about the hour of eight o'clock in the night-time of the same day, the dwelling-house of one, Abraham S. Herman there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit: one Simon L. Herman, within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said Abraham S. Herman in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away; and also for that he, the said Charles Curtis, by the name and description of Charles Gallagher as aforesaid, then late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the night-time of the said day, with force and arms, one dress of the value of fifty dollars, three skirts of the value of twenty dollars each, two coats of the value of twenty dollars each, two pairs of trousers of the value of ten dollars

each pair, and one vest of the value of five dollars, of the goods, chattels and personal property of one, Abraham S. Herman, in the dwelling-house of the said Abraham S. Herman there situate, then and there being found, from the dwelling-house aforesaid, then and there feloniously did steal, take and carry away, and also for that he, the said Charles Curtis, by the name and description of Charles Gallagher as aforesaid, then late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, one dress of the value of fifty dollars, three skirts of the value of twenty dollars each, two coats of the value of twenty dollars each, two pairs of trousers of the value of ten dollars each pair, and one vest of the value of five dollars, of the goods, chattels and personal property of one Abraham S. Herman, by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Abraham S. Herman unlawfully and unjustly did feloniously receive and have: the said Charles Gallagher then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away.

each pair, and one vest of the value of five dollars, of the goods, chattels and personal property of one, Abraham S. Herman, in the dwelling-house of the said Abraham S. Herman there situate, then and there being found, from the dwelling-house aforesaid, then and there feloniously did steal, take and carry away, and also for that he, the said Charles Curtis, by the name and description of Charles Gallagher as aforesaid, then late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, one dress of the value of fifty dollars, three skirts of the value of twenty dollars each, two coat of the value of twenty dollars each, two pairs of trousers of the value of ten dollars each pair, and one vest of the value of five dollars, of the goods, chattels and personal property of one Abraham S. Herman, by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Abraham S. Herman unlawfully and unjustly did feloniously receive and have: the said Charles Gallagher then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away.

0713

And Thereupon, upon the conviction aforesaid, it was considered by the said Court of General Sessions of the Peace, and ordered and adjudged that the said Charles Curtis by the name and description of Charles Gallagher as aforesaid, for the burglary and felony whereof he was so convicted as aforesaid, be imprisoned in the State Prison at hard labor for the term of five years

as by the record thereof doth more fully and at large appear.

And the said Charles Gallagher late of the City of New York, in the County of New York aforesaid, having been so as aforesaid convicted of the burglary and felony in manner aforesaid, afterwards, to wit: on the twenty fifth day of July in the year of our Lord one thousand eight hundred and ninety one at the City and County aforesaid, with force and arms, in the day-time of the said day

S. 69 one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of five dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of five dollars; one United States Gold Certificate, of the denomination and value of five dollars; one United States Silver Certificates, of the denomination and value of five dollars;

two promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of two dollars each; two promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of two dollars each; two United States Gold Certificates, of the denomination and value of two dollars each; two United States Silver Certificates, of the denomination and value of two dollars each;

three promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of one dollar each; three promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of one dollar each; three United States Gold Certificates, of the denomination and value of one dollar each; three United States Silver Certificates, of the denomination and value of one dollar each;

divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of five dollars and sixty-nine cents, and one Pocketbook of the value of two dollars, of the goods, chattels and personal property of one Bessie Mead, on the person of the said Bessie Mead, then and there being found, from the person of the said Bessie Mead, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Lancey Nicoll,
District Attorney.