

0025

**BOX:**

527

**FOLDER:**

4798

**DESCRIPTION:**

Bortignoni, Jean

**DATE:**

07/14/93



4798

Witnesses:

Thos Pymman  
Chas Gansaufroy  
Alfred Fay

John Lully Commens  
Thos M. New

Counsel,

Filed

189

Pleaded

THE PEOPLE

64 W 28<sup>th</sup> St.

219 W 28<sup>th</sup> St.  
Cook

P

John Cortignoni

Part 2 - Aug 23, 1893  
Reeds August 31<sup>st</sup> 1893

DE LANCEY NICOLL,

District Attorney.

Ben / R.M.

A TRUE BILL.

Kaynes McKee

Part 1 - Aug 8<sup>th</sup> 1893  
Foreman.

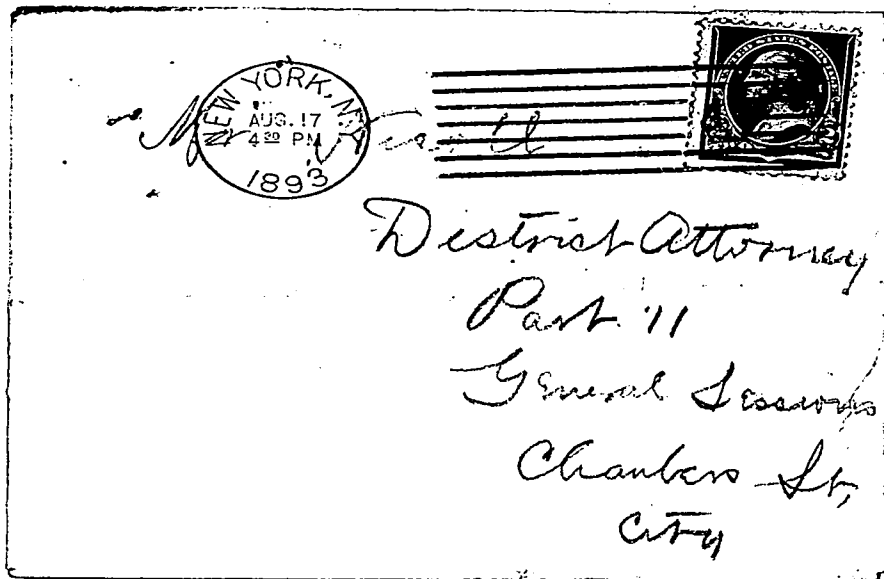
Part I. Aug 17, 1893

Aug 23 - 1893

SODOMY.  
[Sec. 308, Penal Code, as amended by Chapter 835, Laws of 1892.]

POOR QUALITY  
ORIGINAL

0027



Tom. P. P. P.

Dear Sir,

I hope please in writing you  
these few lines hoping for that you may  
grant my request and you to be so  
kind enough to listen to this what I have got  
to tell you I am got a very heavy case  
before me now and the lawyer I had  
he is gone to Paris I gave him \$5 for  
to fight my case I have given him a  
Bank Book for \$75 and he was  
only over to see me 2 or 3 times since  
I am here and every time that he came  
here he wanted more money. The lawyer's  
name is P. P. P. of the World Building  
There is \$75 in the Bank and the lawyer  
has got my Bank Book and I have  
not seen him in one month so now  
I kindly ask you for to look into my  
case as I think it is only a case of  
swindling me out of the money

Please write to me or come over and  
see me My case is a charge of Rape  
and I am innocent of this so now I  
hope you will look into this case and  
try and Recover my Bank Book  
for me

I remain

Sincerely

Jean Bottignoni

cell 46 on 3<sup>rd</sup> floor New Prison

Please Answer immediately

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

THE PEOPLE

VS.

BRIEF FOR THE PEOPLE.

JEAN BORTIGNONI.

STATEMENT OF CASE.

The Defendant, Jean (or John) Bortignoni, was indicted for the crime of Sodomy on Charles Gaudefroy, aged 10 years, at the premises No. 219 West 28th Street, on July 3rd, 1893, at 2-00 o'clock in the afternoon.

WITNESSES:

Charles Gaudefroy,  
Leonie Gaudefroy,  
Fred. Heyman,  
Lizzie Fay,  
Mrs. Henry Roman,  
Angele Gaudefroy,  
Allan Hay,  
Martin J. Mulligan.

CHARLES GAUDEFROY will testify:

That on the afternoon of July 3rd, he was sent to the drug-store on Seventh Avenue, near 31st Street, by his foster-mother. That on his way home he was met by the Defendant who asked him if he was French, to which he replied "Yes". That the Defendant then said he was very fond of boys and asked the Witness if he liked wine and cake, and that when answered in the affirmative the Defendant took Witness to his room at 219 West 28th Street, where the Defendant gave Witness some claret wine and cake and then sat down on a chair taking the Witness between his legs, and next opening the Witness' pants and taking out the Witness' penis put it in his (Defendant's) mouth and sucked on it for some time. That the Defendant then told Witness to go home and under no circumstances to tell his mother what had occurred.

MRS. LEONIE GAUDEFROY, of 318 West 36th Street, will testify:

That the foregoing Witness is ten years of age. That he is her adopted son. That on the afternoon of July 3rd, at about 1-30 o'clock, she sent him to the drug store on Seventh Avenue, near 31st Street, and that he did not return until about 3-00 o'clock. The Witness noticed that the boy was extremely nervous and pale, and after some questioning he informed her of what the Defendant had done to him, and later she informed her husband of the detestable crime.

FRED. HEYMAN of 219 West 28th Street, (storekeeper) will testify:

That on the afternoon of July 3rd he saw a man and a boy enter

the house, and will identify the Defendant as the man and the complaining Witness as the boy.

LIZZIE FAY (housekeeper), of 219 West 28th St., will testify: That the Defendant hired a room from her about a month ago, and that she remembers seeing him standing at his own room door between 2-00 and 3-00 o'clock in the afternoon of July 3rd, but saw nothing of the boy.

*copy*  
MRS. HENRY ROMAN, of 219 West 28th St., will testify: That on the afternoon of July 3rd, at about 2-00 o'clock, she saw a man whom she recognized as the Defendant going upstairs and following him was a boy whom she identifies as the complaining witness, Charles Gaudefroy; also that she saw Defendant give the boy both cake and wine and about ten minutes later saw the boy leave the building.

ANGELE GAUDEFROY, will testify to having been informed of the crime committed upon his adopted son, to his going to the Station and then in company with Officer Hay and another officer to visiting the premises No. 219 West 28th Street, where his adopted son, Charles Gaudefroy, identified the Defendant as the man who had committed the offense.

OFFICER ALLAN HAY, of the 20th Precinct Municipal Police, will testify to having, in company with Angele Gaudefroy and the Complaining Witness, Charles Gaudefroy, on the evening of July 3rd, 1893, proceeded to 219 West 28th Street, where the Complaining Witness identified the Defendant as the party who had committed the detestable crime upon him, and whom this Witness then arrested and took to the 20th Precinct Police Station, where he was locked up.

MARTIN J. MULLIGAN, Officer of THE N. Y. S. P. C. C., had charge of case in Court etc.

N. Y. GENERAL SESSIONS

THE PEOPLE

AGAINST

JEAN BORTIGNONI.

PENAL CODE, ss

BRIEF FOR THE PEOPLE.



Police Court, East District.

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

of No. 297 Trench Street, in said City, being duly sworn,  
deposes and says, that a certain male child called Charles Gandefroy  
[now present], under the age of sixteen years, to wit, of the age of Ten years, is a  
necessary and material witness on behalf of the People of the State of New York in a certain  
criminal case now pending in the Court of Gen. Sessions of, in and for the City and  
County of New York, entitled, The People against Jean Bartignoni  
Jean Bartignoni, wherein the said Jean Bartignoni  
is charged with the crime of Robbery, under  
Section 303 of the Penal Code of said State, in that he, the said Jean  
Bartignoni at 219 W. 28 St  
did there willfully and unlawfully  
commit the abominable and  
detestable crime of Robbery  
and said Charles Gandefroy  
is violation of the laws  
aforesaid

and that the said Charles Gandefroy  
will, as deponent verily believes, unless duly held to appear on trial thereof, avoid giving his  
testimony at the instance of the people.

Wherefore, deponent prays that the said child Charles Gandefroy  
may be held as a witness to appear on the trial of the aforesaid criminal case, and be committed  
temporarily to an institution authorized by law to receive children on final commitment, and to  
have compensation therefor from the City or County authorities, as a witness, to appear on the  
trial of the aforesaid criminal case, in pursuance of the statutes in such case made and provided,  
and especially of Section 291 of the Penal Code of the State of New York.

Sworn to before me, this

day of July

18 93

Martin J. Mulhigan

Police Justice.

POLICE COURT 2nd DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF



AFFIDAVIT.  
WITNESSES.

*Martin J. Sullivan*

*Charles D. Sullivan*

*100 No. 316 St. 36th St. France St.*

Dated *July 7<sup>th</sup>* 18*93*  
*Magistrate*  
*Mulligan* Officer  
*P.O.P.*

Disposition *Com to*  
*P.O.P.*

Second District Police Court.

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

of Number 297 Fourth Ave being duly sworn,  
deposes and says, that on the 3rd day of July 1893 at the  
City of New York, in the County of New York, and Jean Bortignoni  
(now here) at the premises known as 299 8th St,  
in said City of New York, did then and  
there, willfully and unlawfully, carnally  
know in a manner contrary to law and  
nature and Charles Landefroy (now here)  
a child of the age of Ten yrs, and did  
commit, the abominable, and detestable  
crime of Rodomy on above said child  
in violation of section 303 of the Penal  
Code of the State of New York, for the fol-  
lowing reasons to wit, deponent has been  
informed, (and does verily believe), by said  
Charles Landefroy, that said Jean Bortignoni  
took said Charles Landefroy, into his  
room at above said premises, and then and there  
took the penis of the said Charles Landefroy  
into his mouth, and suck it, in vi-  
olation of the laws aforesaid

Wherefore the complainant prays that the said  
Jean Bortignoni  
may be apprehended, arrested and dealt with according to law.

Sworn to before me, this  
day of July 1893

Martin J. Mulhigan  
Police Justice

2nd

District Police Court.

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

of Number 277 Fourth Ave being duly sworn,  
deposes and says, that on the 3rd day of July 1893 at the  
City of New York, in the County of New York, at 219 West 28th

Premises situated in said City  
of New York, one Jean Bartignoni  
(now here) did carnally know  
in a manner contrary to law  
and nature, one Charles Landefroy  
(now here) a child of the age  
of Ten years, and did commit  
the abominable, and detestable  
crime of Sodomy, on above  
said child in violation of  
Section 303 of the Penal Code  
of the State of New York, for  
the following reasons, to-wit:  
Jean Bartignoni, did take the  
said Charles Landefroy into a room  
at above said premises, and thereforcibly  
insert his penis into the mouth of the said  
Jean Bartignoni and push it in and out in violation  
of the laws aforesaid.

Jean Bartignoni  
may be apprehended, arrested and dealt with according to law.

Sworn to before me, this  
day of July 1893

Martin J. Mulhgan

Police Justice.

Affidavit dated July 9th 1893  
Substituted for this by order of  
Justice Grady  
J. H. Grady  
Deputy

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877

*Charles Gaudetroy*  
aged *Ten* years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

*318 West 36 St* Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *Martin J. Mulligan*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this

day of

*9<sup>th</sup>*  
*July* 189*7*

*Charles Gaudetroy*

*[Signature]*  
Police Justice.

Sec. 198-200.

2

1882

District Police Court.

City and County of New York, ss:

*Jean Bortignoni* 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. *Jean Bortignoni*

Question. How old are you?

Answer. *64 Yrs.*

Question. Where were you born?

Answer. *France*

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

Answer. *219 West 28 Street 1 month*

Question. What is your business or profession?

Answer. *Cook*

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*  
*Jean Bortignoni*

Taken before me this

9<sup>th</sup>

day of

June

1899

at

Police Justice.

*[Signature]*

0039

Ex July 9-1893  
10-30 A.M. 1893

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

BAILED, 3/4 22 36 1893

Supreme  
219 N. 28th St.  
Mrs. Mary Conner  
219 N. 28th St.  
Annie Saunders  
219 N. 28th St.

Police Court---2nd District.  
739

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Martin Mulligan  
294 10th St.

Jean Antignoni

Offense Sodomy

Dated, July 23 1893

Magistrate

Officer

Witnesses

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

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

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

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

No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

1893

\$2000 & 1/2 of 10th St.

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 \_\_\_\_\_

Jean Antignoni

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

Dated, 5th July 1893 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

District Attorneys Office,  
City & County of  
New York.

John <sup>20</sup> Bortignon Sodoy

Agent Mulligan - S P C  
lehas Gaudetroy - Comp.  
Off. Allan Hay 20<sup>th</sup> P.

Leone Gaudetroy  
Fred Pymon -

Lizzie Fox 219 W. 28<sup>th</sup> St.

Mrs. Henry Roman <sup>W. 28<sup>th</sup> St.</sup> 219

Angela Gaudetroy  
318 W. 36<sup>th</sup> St.



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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Jean Portignoni*

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

indictment accuse *Jean Portignoni*

of the CRIME OF SODOMY, committed as follows:

The said *Jean Portignoni*.

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

*third* day of *July*, in the year of our Lord one thousand  
eight hundred and ninety- *three*, at the City and County aforesaid,

in and upon one *Charles Fanderson*.

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

*then* the said *Charles Fanderson*, then  
and there feloniously did carnally know *with the mouth* 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.

(2049)

*Delaney Miele*  
*District Attorney*

0042

**BOX:**

527

**FOLDER:**

4798

**DESCRIPTION:**

Brophy, Philip

**DATE:**

07/18/93



4798

POOR QUALITY  
ORIGINAL

0043

Witnesses:

Woff Lee

John W. Brophy  
218 East 27th St  
243rd Avenue  
one flight up  
C/o Mrs Lawrence

4 140

Counsel,

Filed

day of

1893

Pleads,

August 19

THE PEOPLE

vs.  
Philip Brophy.

Grand Larceny, in the 5th Degree.  
(From the Person.)  
[Sections 528, 529, 530, Penal Code.]

De LANCEY NICOLL  
District Attorney.

A TRUE BILL.

*James M. Keen*

Foreman.

Paid 3. Aug 7. 1933  
Pleads ~~attest~~ *attest* *attest*  
aug 15, 1933  
Ed. J. [illegible]  
[illegible]

Police Court— / District.

1912

Affidavit—Larceny.

City and County of New York, } ss.

of No. 215- Romyfield Street Hoboken N.J. <sup>Hopk Lee</sup> Street, aged 35 years,  
occupation Laundry

deposes and says, that on the 9<sup>th</sup> day of July 1893 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 gold watch of the value of forty five dollars and one plated chain of the value of four dollars - together of the value of forty nine dollars

Sworn to before me this 10<sup>th</sup> day of July 1893

the property of deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by <sup>from his person</sup> Philip Brophy (now

here) for the reason that on the aforesaid date as deponent was walking on Park Row and had said watch in the lower left hand pocket of his vest then in his person attached to said watch was the aforesaid chain. Deponent later found a tag at said chain and this defendant then ran away from deponent. Wherefore deponent charges defendant with attempted larceny from the person. Deponent further swears that he saw defendant's hand on said chain when he felt the said tag.

Hopk Lee

POOR QUALITY  
ORIGINAL

0045

Sec. 198—200.

1882  
District Police Court.

City and County of New York, ss:

*Philip Brophy* 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.

*Philip Brophy*

Question. How old are you?

Answer.

*18 years*

Question. Where were you born?

Answer.

*U. S.*

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

Answer.

*352, 10th Avenue. 8 months*

Question. What is your business or profession?

Answer.

*Newspaper Boy —*

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.*

*Philip Brophy*

Taken before me this

*day of*

*July*

*1892*

Police Justice.

POOR QUALITY  
ORIGINAL

0046

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

285  
743  
Police Court---  
District.

THE PEOPLE, &c.,

ON THE COMPLAIN OF

*John A. L...*  
*215 13th Street St. Not a New York*  
*Paul J. Murphy*

1  
2  
3  
4

Offense *Attempted Larceny*  
*from the Person*

Dated, *July 10* 189 *3*

*Quade* Magistrate.

*Maxwell* Officer.

*3* Precinct.

Witnesses *Sam Key*

No. *83 Madison St* Street.

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

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

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

\$ *1000* to answer *h.j.*

*1000 & July 10. 2 P.M.*

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, *July 10* 189 *3* *Corneal* Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

New-York July 29/93.

Mr. Le. Lancy Nicoll!

Dear Sir.

Having been confined in the Tombs for quite a while on the charge of taking a Persons Watch i fully protest my innocence, i never had anything to do with this matter, in fact i was wrong, fully arrested, but my Health not being very good, i have fully made up my mind that before staying here much longer i will accept a Plea to Petty-Larceny with your permission in order to get out of here. If my wish is acceptable to you and receives your kind consideration and approval it shall be a Lesson to me all my Life and your kindness shall never be forgotten by you.

Yours humble Servant  
J. V. 18 Philip Brophy  
Boys Prison  
Tombs, N.Y.C.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Philip Brophy*

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

*Philip Brophy*  
attempting to commit the crime of  
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

*Philip Brophy*

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

*one watch of the value of forty five dollars,  
and one chain of the value of four dollars.*

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

*De Lancey Twiss,*  
*District Attorney.*



0049

**BOX:**

527

**FOLDER:**

4798

**DESCRIPTION:**

Burk, James

**DATE:**

07/12/93



4798

Witnesses:

Officer *Mr. Dennen*

Counsel,

Filed

Pleads,

day of *July* 189

THE PEOPLE

vs.

*James Burk*

Grand Larceny,  
(From the Person)  
[Sections 228, 230 Penal Code.]

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

*James Nicoll*

*July 13/93* Foreman.

*Frank L. Riley*

*S. P. 4 years.*

Police Court— District.

1912

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 318 W-39 Jens E. Jacobson  
occupation Locksmith Street, aged 40 years.

deposes and says, that on the 3 day of July 1893 being duly sworn,  
at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
and person of deponent, in night time, the following property, viz:

A Watch and chain valued  
at ten 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 James Burk - (now here)

deponent for the following reasons - on said  
date deponent had said watch in the  
left hand pocket of the vest that he then  
wore and it was attached to said  
vest by said chain -  
deponent is informed by Officer Brennan  
of the 6<sup>th</sup> Precinct that he (the officer)  
found deponent intoxicated on Chatham  
Square - and that he (the officer) had been  
informed by a citizen that the defendant  
had stolen deponent's watch - the officer  
arrested the defendant and found in his  
possession a watch and chain which  
deponent has since seen and fully  
identified as his property - that was stolen  
Jens E. Jacobson

Sworn to before me, this

1893

James E. Burke  
Police Justice

CITY AND COUNTY }  
OF NEW YORK, } ss.

William Duman

aged 6 years, occupation Police Officer of No. 6

Princeton Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Jens C. Jacobson  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me this, 3  
day of July, 1893

William Duman

Occomoad  
Police Justice.

Sec. 198-200.

1882  
District Police Court.

City and County of New York, ss:

*James Burk* 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 a charge against him; that the statement is designed to enable him, if he see fit, to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

*James Burk*

Question. How old are you?

Answer.

*32 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*9 Essex St - 6 years*

Question. What is your business or profession?

Answer.

*Driver*

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

Answer.

*I am not guilty*  
*James Burk*  
*mark*

Taken before me this

day of

1893

*Alfred E. [Signature]*  
Police Justice.

BAILLED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

269 / 20  
Police Court... / District.

THE PEOPLE, Ec.,  
ON THE COMPLAINT OF

John C. Jacobson  
311 W. 39  
James Park

1  
2  
3  
4

Offense Larceny  
from the person

Dated July 3 1893

Magistrate

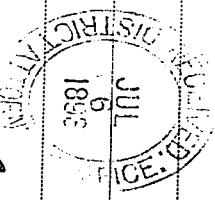
Oppeiman Officer

Precinct 6

Witnesses Call the Officer

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

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



No. \_\_\_\_\_ to answer

1000 4.8  
Call

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

Dated, July 3 1893 Oppeiman Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Bark*

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

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

The said

*James Bark*

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

*one watch of the value  
of seven dollars, and one chain  
of the value of - three dollars*

of the goods, chattels and personal property of one *Jens C. Jacobson*  
on the person of the said *Jens C. Jacobson*  
then and there being found, from the person of the said *Jens C. Jacobson*  
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.

*Re Launcey Nicoll  
District Attorney.*

0056

**BOX:**

527

**FOLDER:**

4798

**DESCRIPTION:**

Burke, Frank

**DATE:**

07/21/93



4798



0057

**BOX:**

527

**FOLDER:**

4798

**DESCRIPTION:**

Duffy, Francis

**DATE:**

07/21/93



4798

Witnesses:

Charles Levy

Supper was  
served at 12  
noon by Mrs. [unclear]  
[unclear] of  
Berkeley from  
Carmichael  
12/1

Counsel,

Filed

day of

1903

Plenda, not guilty (24)

THE PEOPLE

vs.

Frank Burke

vs.

James Duffin

Grand Larceny, second Degree  
[Sections 523, 53, 54, 55]  
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lawrence McKeever

Foreman.

Part 2, July 24, 1913

Both bread-biting  
copy of Mrs. [unclear]  
[unclear] 28/1  
[unclear] 2/1 [unclear] [unclear]  
[unclear] [unclear]

Police Court 2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

of No. 11 West 3<sup>rd</sup> Street, aged 46 years,  
occupation Clothing being duly sworn,  
deposes and says, that on the 15 day of July 1893 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:

Twenty four vests. of the amount  
and value of forty dollars

\$ 40 <sup>00</sup>/<sub>100</sub>

the property of Brackman and Levy and  
of which Levy deponent is Co-partner,

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was felon-  
ously taken, stolen and carried away by Frank Burke & Francis Duffy.  
(both now here) and while acting in concert with  
each other from the following facts to wit: that  
about the hour of ten o'clock of the aforesaid  
date, deponent suddenly missed the aforesaid  
property from a Counter in the above mentioned  
premises - and that in a few minutes later  
he found the aforesaid property in the possession  
of the defendants, who were in company with each  
other in a hallway of a building in Green  
Street near West 3<sup>rd</sup> Street - Deponent therefore  
asks that the defendants may be held to  
Answer

Charles Levy

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty -*

*Frank Burke*

Taken before me this  
day of

189

Police Justice.

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK, }

2  
District Police Court.

*Francis Duffy*

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 *Francis Duffy*

Question. How old are you?

Answer *21 years*

Question. Where were you born?

Answer *New York*

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

Answer *26 Prince Street - 6 months.*

Question. What is your business or profession?

Answer *Glass Business*

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.*

*Francis Duffy*

Taken before me this

day of *July* 192*7*

ASS

Police Justice.

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

Police Court... District...

THE PEOPLE, vs.  
ON THE COMPLAINT OF  
Milla Dow  
11.17.93  
Frank Dwyer  
James Duffy  
Lacey  
Office

Dated July 17 1893  
Magistrate  
M. T. Galt  
Officer  
17

Witnesses  
No. \_\_\_\_\_ Street \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_

No. 1000  
1635  
17

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Five Hundred Dollars, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.  
Dated July 17 18 93 James Lacey 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.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Burke  
and  
Francis Duffy

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

Frank Burke and Francis Duffy  
of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed  
as follows:

The said

Frank Burke and Francis  
Duffy, both

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

twenty four vests of the value  
of one dollar and seventy five  
cents each

of the goods, chattels and personal property of one

Charles Levy

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.

SECOND COUNT—

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

*Frank Burke and Francis Duffey*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Frank Burke and Francis Duffey*, both

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

*Twenty four vests of the value of  
one dollar and seventy-five cents each*

of the goods, chattels and personal property of one

*Charles Levy*

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

*Charles Levy*

unlawfully and unjustly did feloniously receive and have; the said

*Frank Burke and Francis Duffey*

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,

*District Attorney.*



SECOND COUNT—

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

*Frank Burke and Francis Duffey*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Frank Burke and Francis Duffey*, both

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

*Twenty four vests of the value of  
one dollar and seventy-five cents each*

of the goods, chattels and personal property of one

*Charles Levy*

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

*Charles Levy*

unlawfully and unjustly did feloniously receive and have; the said

*Burke and Francis Duffey*

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,

*District Attorney.*

0066

**BOX:**

527

**FOLDER:**

4798

**DESCRIPTION:**

Burns, Thomas

**DATE:**

07/06/93



4798

0067

**BOX:**

527

**FOLDER:**

4798

**DESCRIPTION:**

Murray, John

**DATE:**

07/06/93



4798

Witnesses:

*Officer Carr*

Counsel,

Filed

Pleads,

Day of

189

THE PEOPLE

*3118  
2nd  
1893*

*Thomas Burns*

and

*John Murray*

DE LANCEY NICOLL,

District Attorney.

*Part 2. July 21, 1893  
" 24.93*

A TRUE BILL.

*Francis McKee*

*Part 2. July 1893*

*101. Pleads Petit Larceny*

*Part 2. July 24 1893*

*102. Tried and convicted*

*Chas. 1 - 9. Mrs. D. D. 28*

*Chas 2. 1. 1. 4M  
July 18, 1893*

Grand Larceny, [Sections 528, 531, 532 Penal Code.]

Police Court 5 District.

Affidavit—Larceny.

City and County } ss:  
of New York, }

of No. 103 West 103<sup>rd</sup> Street, aged 46 years, being duly sworn,  
occupation Real Estate  
deposes and says, that on the 27 day of June 1893, at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the pos-  
session of deponent, in the day time, the following property, viz:

A quantity of lead pipe; and  
brass faucets; all together valued  
at about Thirty 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 Thomas Burns and

John Murray; both now here; from the  
fact that Officer Carr of the 26-Precinct  
Police, arrested these defendants with  
the said property in their possession  
which property deponent identifies as that  
which was taken and stolen from premises  
# 105 West 103<sup>rd</sup> Street.

Therefore deponent charges  
these defendants with acting in concert  
and taking and stealing said property  
and prays that they may be held to  
answer.

Frank Frank

Sworn to before me, this 27 day of June 1893.

John J. Burke  
Police Justice.

CITY AND COUNTY }  
OF NEW YORK, } ss.

1377

aged 30 years, occupation Police Officer of No. 26 Precinct-Street, being duly sworn, deposes and

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

Sworn to before me, this

day of

189

3

John G. Rabin

Police Justice.

Sec. 198-200.

5

1882  
District Police Court.

City and County of New York, ss:

*Thomas Burns* 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 a charge against him; that the statement is designed to enable him, if he see fit, to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I Am Not Guilty*

*Thomas Burns*

Taken before me this

day of

189

Police Justice.

Sec. 198-200.

1882  
District Police Court.

City and County of New York, ss:

*John Murray* 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 a charge against h (, that the statement is designed to enable h (, if he see fit, to answer the charge and explain the facts alleged against h (; that he is at liberty to waive making a statement, and that h ( waiver cannot be used against h ( on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I Am Not Guilty.*

*John Murray*

Taken before me this  
day of *April* 189*3*

*John J. Connelley*  
Police Justice.



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

Police Court, 5 District 697  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Maggie Finn  
103 n-103  
1. David Brown  
2. John Munnay  
3. \_\_\_\_\_  
4. \_\_\_\_\_  
Dated June 28 189 \_\_\_\_\_  
Breake Magistrate.  
Matt T. Carr Officer.  
Witness Paul J. Hall Clerk.  
No. \_\_\_\_\_ Street \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_  
No. 1500 to answer. \_\_\_\_\_ Street \_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_ Defendants  
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of \_\_\_\_\_ 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 28 189 3 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

COURT OF GENERAL SESSIONS OF THE PEACE,  
City and County of New York.

\*\*\*\*\*

The People,

vs.

JOHN MURRAY,

jointly indicted with

THOMAS BURNS.

\*\*\*\*\*

"

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"

"

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"

"

Before,

HON. FREDERICK SMYTH,

and a Jury.

Tried, JULY 24TH, 1893.

Indicted for GRAND LARCENY, in the SECOND DEGREE.

Indictment filed JULY 6TH, 1893.

-----  
APPEARANCES:

ASSISTANT DISTRICT ATTORNEY EARTOW S. WINKS,

For THE PEOPLE.

MR. THOMAS M. CANTON,

-----  
For THE DEFENCE.

JOHN HANE, being duly sworn, testified that he was an officer of the Municipal police, attached to the 26th precinct. On the day in question he saw the defendant. He first saw the defendant at 103rd street and Columbus avenue. The defendant was accompanied by the co-defendant. They were crossing Columbus avenue from the west side. The premises 105 West 103rd street were just west of Columbus avenue. The defendant and the co-defendant had a bag over their shoulders. The defendant and the co-defendant separated at the corner of 103rd street and Columbus avenue, the defendant continuing through 103rd street and the co-defendant going through 104th street. He, the witness, then followed the co-defendant. The defendant and the co-defendant met again at the corner of Eighth avenue and 104th street, and were about boarding a car when he, the witness, arrested them. When the defendant and the co-defendant threw the bags which they carried on the platform of the car, some lead fell out. The defendant ran away, into the park, and he, the witness, chased the defendant about three blocks and captured him. He

took the defendant back. He then examined the bags, and found that they were filled with lead pipe and some brass faucets. He asked the defendant and the co-defendant where they got the lead pipe, and neither of them offered any explanation; they did not say a word. He took the defendant and the co-defendant to the station house. That night he, the witness, went up to Mr. Frank's, 103 West 103rd street, and he and Mr. Frank made an examination of 105 West 103rd street, and found that the lead pipe had been cut and the brass faucets taken away.

In cross-examination the witness testified that it was about half-past four o'clock in the afternoon when he first saw the defendant and the co-defendant. Both the defendant and the co-defendant tried to board the car. Two gentlemen held the co-defendant while he, the witness, was closing the defendant.

HERSCH FRANK, THE COMPLAINANT, being duly sworn, testified that he lived at 103 West 103rd street, and was a real estate dealer. The house 105 West 103rd street be-

lenced to his wife. He, the complainant, examined those premises on the 27th of June, about 7 o'clock in the evening. There had been a fire in the building previous to that, and it was unoccupied. He found that all the lead pipe, from the cistern down to the water-closet, had been carried away. The faucets had also been taken. He saw some lead pipe and faucets, similar to those which he had had in his house, the next morning, in the police station. He had no idea of the value of the property which had been stolen, but it cost him \$100.00 to have it put back again. About two hundred pounds of lead pipe had been taken.

In cross-examination the complainant testified that he thought it was two inch lead pipe, but he was not positive. He was not willing to swear that the pipe he saw in the station house was the lead pipe which had been stolen from his house; the pipe was similar to that which had been stolen.

THOMAS BURNS, called by the DEFENCE, being duly sworn testified that he had been jointly indicted with the defendant

for stealing the lead pipe in question, and he had pleaded guilty; he did take the lead. He was alone when he took the lead. He put the lead pipe in two bags and took it down to 103rd street and left it lying in a lot. He did not know the defendant, and never saw him before the day in question. He met the defendant on the street, and he asked the defendant if he would carry a bag for him, and he would give him, the defendant, half a dollar for doing it. The defendant asked him if it was stolen; and he told the defendant it was none of his business. He gave the defendant one of the bags, and the defendant put it on his shoulder, and they started for the car. He, the co-defendant, did not separate from the defendant, as the officer had testified; they were close together all the way down to the car. The defendant was not a relative or friend of his, and he had positively never seen him until he met him in the street on the day of his arrest.

In cross-examination the witness testified that he intended to take the lead to a junk-shop in

East 104th street. He did not know the name of the man who kept the junk-shop; he had never been there before. He lived at 539 East 118th street. He was looking for a job in 103rd street. He found the bags lying near a grocery store, and he picked them up and took them. He had been out of the building about half an hour before he saw the defendant. He, the co-defendant, was sitting in the lot, waiting for somebody to come along, when he saw the defendant. He went out and asked the defendant if he would carry one of the bags, and the first thing the defendant said to him was, "Is it stolen?" He told the defendant it was none of his business. He, the co-defendant, was a stone mason. He had not worked for two years. He had never been arrested before.

JOHN MURRAY, THE DEFENDANT, being duly sworn, testified that he was twenty years of age. He was born in Long Island City. His parents were dead. He was a working man. He had never been arrested nor convicted of any offence. When he received the lead pipe from the co-defendant he did not know it was stolen. He

did not know the codefendant, and had never seen him before the day in question. He, the defendant, was walking along the street, and he met the co-defendant. He, the defendant, was slightly intoxicated at the time. The co-defendant said to him, "Will you carry this bag for me to the car in Eighth Avenue? and I will pay you fifty cents." He, the defendant, said, "Yes; but is this stolen?" The co-defendant said, "It is none of your business." He, the defendant, needed the money, so he carried the bag and left it on the car, and was just going to jump off when the officer arrested him. On the way to the car the co-defendant said to him, "You walk ahead; I went to light a cigarette," and he walked ahead. He had the fifty cents in his pocket which the co-defendant had given him, when he was arrested. When the officer reached him, he said, "Who are you?" The officer said, "I am an officer." And when the officer said that he, the defendant, ran away. He, the defendant, did not take any part in stealing the lead pipe.

In cross-examination the defendant testi-



fied that he had been down to see a friend of his at 82nd street and 9th avenue, and was on his way to his home in Harlem. He walked from 82nd street to 103rd street. He lived on the east side, in 123rd street. He had been working up to the time of his arrest. He was a clothes-line hawker, and sold clothes lines in tenement houses. Before going that he had worked at driving a cart for a man in 110th street. He, the defendant had never been in any trouble in his life before. The reason he asked the co-defendant, "Is is stolen?" was because he thought the co-defendant looked suspicious; but the co-defendant did not look any less suspicious after that than he did before. He, the defendant, did not tell the officer, when the officer asked him what he had in the bag, that the co-defendant had hired him to carry the bag to the car. He started to tell the Magistrate, in the Police Court, that the co-defendant had hired him, but he was told to shut up, and then he pleaded not guilty.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas Burns*  
and  
*John Murray*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Thomas Burns and John Murray*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said

*Thomas Burns and John Murray, both*

late of the City of New York, in the County of New York aforesaid, on the *27th*  
day of *June* in the year of our Lord one thousand eight hundred and  
ninety-*three* at the City and County aforesaid, with force and arms,

*two hundred pounds of lead*  
*pipe of the value of ten cents*  
*each pound, and ten faucets*  
*of the value of two dollars each*

of the goods, chattels and personal property of one

*Hersch Frank*

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.

SECOND COUNT—

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

*Thomas Burns and John Murray*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Thomas Burns and John Murray both*

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

*two hundred pounds of lead  
pipe of the value of ten cents  
each pound and ten faucets of  
the value of two dollars each*

of the goods, chattels and personal property of one

*Hersch Frank*

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

*Hersch Frank*

unlawfully and unjustly did feloniously receive and have; the said

*Thomas  
Burns and John Murray*  
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,

*District Attorney.*