

0000

BOX:

385

FOLDER:

3586

DESCRIPTION:

Gaffney, John

DATE:

02/14/90



3586

0009

Witnesses;

off. McErmack

Counsel,

Filed

day of

1898

Pleads

Chicago 17

THE PEOPLE

vs.

John Gaffney

VIOLATION OF EXCISE LAW.

(SELLING TO MINOR)

(THE REV. STAT. (7th Ed.) P. 1082, § 15)

(Section 290 - False Case)

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Lawrence McKee

Foreman.

Complaint sent to the Court
of Special Sessions,

Part III, 7th day, 20th 1898.

00 10

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 Gaffney

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

of a MISDEMEANOR, committed as follows:

The said

John Gaffney
John Gaffney

late of the City of New York, in the County of New York aforesaid, on the
twenty-fourth day of *January* in the year of our Lord
one thousand eight hundred and *ninety* at the City and County aforesaid,
certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell to one *and cause to be sold*
child, actually & apparently *William Maloney*
who was then and there a minor under the age of fourteen years, to wit: of the age of
twelve years, as ~~the said~~
~~then and there well knew and had reason to believe,~~ 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.

0011

BOX:

385

FOLDER:

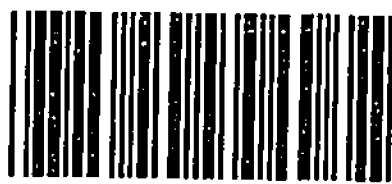
3586

DESCRIPTION:

Gains, Thomas

DATE:

02/07/90



3586

00 12

Witnesses:

Ellen Holland

Off. Tomma

Ellen Holland

Ellen Holland

47

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

P

Thomas Gaines

N.D.

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

James McKee

Foreman.

Feb. 10/90

James McKee

P. O. 3 MS

Feb. 14/90 B.M. 14

0014

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Thomas Gaines*

Question. How old are you?

Answer. *47 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *40 Spring Street 6 months*

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. *The Complainant assaulted me
with an Iron Poker, I had the knife in
my hand cutting Tobacco, and I suppose
I struck her*

Thomas Gaines

Taken before me this

30

day of

1889

John J. McManus
Police Justice.

00 15

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 gives such bail.

Dated January 30 1890 John J. Horner 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.

0016

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court---

208
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ellen Halland

vs.
1. *James Guiney*

2.

3.

4.

Offence *Assault*
felony

Dated

January 30 188*8*

Wm. A. ... Magistrate.

Ch. A. ... Officer.

6 Precinct.

Witnesses

Ellen Halland

House of detainer - Street.

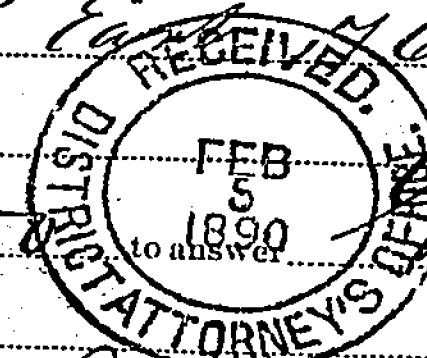
for default of first bail.

Mary Cooper Street.

219 East 46 Street

No. *150* to answer

Law Ass't



0017

Police Court, _____ / District.

City and County } ss.
of New York, }

of the City of New York, Police

occupation Police officer

that on the 30 day of January

York, in the County of New York,

Charles A. Foran

Street, aged _____ years,

being duly sworn, deposes and says,

1890, at the City of New

Ellen Hallam (now here)

is a material witness for the people of the
State of New York against Thomas Gains
charged with felonious assault
against fear that said Ellen will not
appear to testify when required
therefore deponent prays that she said
Ellen be committed to the House
of detention

present before me

30 day of January 1890

John J. Foran

Police Justice

Charles A. Foran

00 18

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 Gaines

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

Thomas Gaines
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Thomas Gaines

late of the City of New York, in the County of New York aforesaid, on the
thirtieth day of January in the year of our Lord
one thousand eight hundred and ninety, with force and arms, at the City and
County aforesaid, in and upon the body of one Ellen Holland
in the Peace of the said People then and there being, feloniously did make an assault
and her the said Ellen Holland
with a certain knife

which the said Thomas Gaines
in his right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent her the said Ellen Holland
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID by this indictment, further accuse the said
Thomas Gaines
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Thomas Gaines

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said Ellen Holland in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and her the said
Ellen Holland
with a certain knife

which the said Thomas Gaines
in his right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, 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.

0019

THIRD COUNT—

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

Thomas Gainer
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Thomas Gainer
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Ellen Holland in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
her the said, Ellen Holland
with a certain knife

which he the said Thomas Gainer
in his right hand then and there had and held, in and upon the head
and arm of her the said Ellen Holland
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said Ellen Holland

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.

0020

BOX:

385

FOLDER:

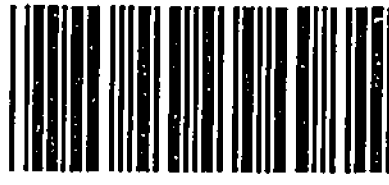
3586

DESCRIPTION:

Gallagher, Thomas

DATE:

02/03/90



3586

Witnesses:

Wm. Evans

off Trainer

Counsel,

Filed

day of

1888

Pleads,

THE PEOPLE

22

plumber

153 Black

Thomas Gallagher

Grand Larceny, 1st Degree.

(From the Person.)

[Sections 528, 580 — Penal Code]

Feb 20th 1888 then to Read Guilty
JOHN R. FELLOWS,

District Attorney.

A True Bill.

Lawrence McKee

Foreman.

Feb 20th 1888

Pleads Guilty.

25.

Emm. R. J.

Feb 25/90

0021

0022

Police Court

2nd District

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 365 West 50th Street, aged 32 years,
occupation Shoe laster being duly sworn

deposes and says, that on the 27 day of January 1899 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 silver gased watch and
chain together of the value of
fifteen 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 Gallagher (now in
prison) from the fact that on said date
at about the hour of 12:15 Am
while deponent was at the corner
of 5th Avenue and 28th Street
he was approached by the defendant
who inquired the price, that deponent
then exhibited his watch, where
the defendant seized the same
by force and escaped with
the watch

William Evans
mark

Sworn to before me, this

27 day

Police Justice.

0023

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

5 District Police Court.

Thomas Gallagher

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 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 h waiver cannot be used
against him on the trial.

Question. What is your name?

Answer.

Thomas Gallagher

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

US

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

Answer.

153 Klatski

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
Thomas Gallagher

Taken before me this

day of *Sept* 189*9*

[Signature]

Police Justice

0024

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 27 1889 J. H. White 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.

0025

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- 2 ¹⁷² District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Evans.
365 West 26th St.
Thos. Gallagher

1 _____

2 _____

3 _____

4 _____

Dated *Jan 27* 1890.

Whitely Magistrate.

Deane Officer.

184 Precinct.

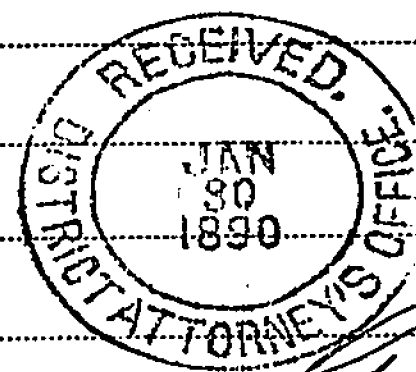
Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *1000* to answer *G. H. Person*



0026

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 Gallagher

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

Thomas Gallagher
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said *Thomas Gallagher*

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

*one watch of the
value of ten dollars and one
chain of the value of five
dollars*

of the goods, chattels and personal property of one *William Evans*
on the person of the said *William Evans*
then and there being found, from the person of the said *William Evans* —
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.*

0027

BOX:

385

FOLDER:

3586

DESCRIPTION:

Gerdel, Jacob

DATE:

02/14/90



3586

Witnesses;

Julia Block

Callie McCormack

Counsel,

W. H. Bennett, 258 Broadway,

Filed

May 14

1890

Pleads,

Chitquid

THE PEOPLE

vs.

Jacob Gerdel

Grand Larceny, Second Degree.

[Sections 528, 531, Penal Code.]

John R. Fellows,

District Attorney.

A True Bill.

Lawrence McKee,

Foreman.

On rec'm. of Dist. Atty.
indict. dist. R. B. H.

It appearing to me that the ends
of justice would be promoted
by the resolution of
the property alleged to have
been taken, and that with
no having been made, the
criminal intent not being
clearly shown or inferable
from the circumstances of the
case, I recommend the do-
minal of the indictment

Mar 28/90 J. B. H.

J. B. H.

0020

0029

Police Court—

3rd District.

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 47 Hudson Street, aged 37 years,
occupation Grocer being duly sworndeposes and says, that on the 4 day of February 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

One satin dress, one
shawl and one table
cloth the whole being
valued at fifty-five
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 Jacob Gezael (number)

for the reasons following to-wit:
on the said date deponent
entrusted the said property
with defendant telling him she
would call for it. On the day
following the defendant after
being informed of his rights
admits and confesses to
having pawned the said
dress and with appropriating
the proceeds to his own use, the
said shawl and table cloth he
admits having in his home

Julia Bloch

Sworn to before me this

day

of February 1890

Charles W. Hamilton Police Justice.

0030

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

3 District Police Court.

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

Question. What is your name?

Answer. *Jacob Gerard.*

Question. How old are you?

Answer. *28 years.*

Question. Where were you born?

Answer. *Hungary.*

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

Answer. *103 - Miller St. 4 months.*

Question. What is your business or profession?

Answer. *Reader.*

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 scanned the news.*
Gayle W. Hale

Taken before me this

day of

February 1930

Charles J. Smith

Police Justice.

0031

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

Alfred...
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 6* 188.....*Charles N. Smith* Police Justice.

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

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

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

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

0032

Police Court

231 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

2

3

4

Dated

1890

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence



0033

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Jacob Gerdel

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

Jacob Gerdel

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

The said

Jacob Gerdel

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

*one dress of the value of
forty dollars, one shawl of
the value of ten dollars, and one
table-cloth of the value of
five dollars*

of the goods, chattels and personal property of one

Julia Bloch

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.

0034

BOX:

385

FOLDER:

3586

DESCRIPTION:

Glynn, Martin

DATE:

02/27/90



3586

If witnesses;

off. Moran

depts Ch. Galt
good belong
for group of them
(Cherry Hill)
the shared with
the deceased M

272
Chick

Counsel, *John* day of *July* 1890
Filed
Pleads, *Chick*

THE PEOPLE

vs.

2-2
Wm. W. W.
18 Cherry-

R

Martin Glynn

Assault in the Second Degree
(Resisting Arrest.)
(Section 218, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

James McKee

Foreman.

Per *II* March 5/90

Verdicts as per 1st day
14th Dec 1890
11/11/90

0035

0036

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK,

ss.

Martin Glynn being duly sworn, deposes and says that .. he was convicted of
Assault 3^d degree
 at the court of .. *General* Sessions of the Peace, and on the .. *7th* day of .. *March*, 18*80*
 was sentenced by .. *Hon. Frederick Smyth* to confinement in the New York
 Penitentiary for the term of .. *one* year .. and .. month .. and fined ..
Fifty dollars, and in default of payment thereof to be held in custody for the further term of
Fifty days or until the same be paid.

And .. he further deposes and says that .. he is credibly informed and verily believes that his Excellency the
 Governor of the said State did—upon the report of the Warden of the said Penitentiary, that .. he had complied with
 the requirements of the act passed February ~~20~~ ²³ 18*75*—direct a deduction of .. *Three* months from the term of his
 sentence, whereby the said term expired on the .. *7th* day of .. *January*, 18*81*

And .. he still further deposes and says that .. he is entirely without money, property or means of any kind,
 and that .. he is utterly unable to satisfy and pay the said fine of .. *Fifty*
 dollars, for the non-payment of which .. he has been since the .. *7th* day of .. *January*
 18*81*, and is now held in custody at the Penitentiary aforesaid.

Sworn and subscribed before me this

day of

January, 18*81**Martin Glynn**Samuel M. Crane**Commissioner of Deeds
City*

I hereby certify that the facts set forth in the above written affidavit as to the date and term of sentence—as
 well as to the time of the expiration thereof—of the above affiant .. *Martin Glynn*
 and the deduction from the term of said sentence directed by the Governor of the State of New York are true.
His conduct has been good.

Blackwell's Island, New York City,

Warden of the New York Penitentiary.

January 19th, 1881

11300



Wm. J. M. Sessions of the Court.

THE PEOPLE
Of the State of New York

vs. William J. M. Sessions

March 7 1899

PENITENTIARY.

Tracy
And to pay a fine of

Tracy Dollars.
And to stand committed until the same be paid,
or be imprisoned for *Tracy* days.

AFFIDAVIT

or

DEFENDANT

Of Inability to Pay Fine.

January 19 1899

*Tracy of the
Sec. for Lemons
and free men
street 113
Jan 21/99.*

0038

Police Court— / District. —

CITY AND COUNTY } ss.
OF NEW YORK, }

of John Moran Police Street, aged 28 years,
occupation Police officer being duly sworn, deposes and says, that
on the 17th day of February 1890 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by Martin Glenn (noodler)
Deponent was in presence of a man who with another had
committed a larceny while deponent was running through
the hallway of police station No 34 Cherry Street, said Martin
put his leg across the hall deponent fell and said
man who had committed the larceny escaped, said assault
was committed by said assailant
without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to
answer the above assault, &c., and be dealt with according to law.

Sworn to before me, this 18 day of February 1890 } John Moran

John J. Moran Police Justice.

0039

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Martin Glynn*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *18 Cherry Street 3 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*
Martin Glynn

Taken before me this

day of *February* 1890

John J. Macias Police Justice

0040

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 1890 John H. [Signature] 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.

0041

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court---

299
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Moran

1 *Martin Glynn*

2

3

4

Arrested
John Moran
Offence

Dated *February 15* 18*90*

Gorman Magistrate.

Moran Officer.

4 Precinct.

Witnesses *Timothy Ring*

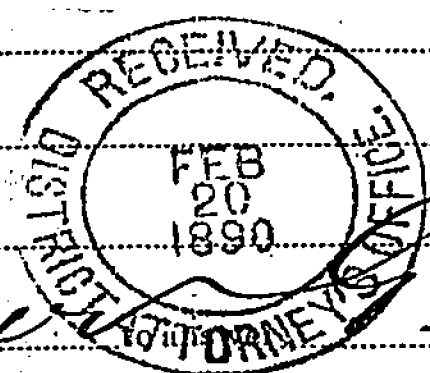
No. *419 Pearl* Street.

No. Street.

No. Street.

\$ *100* *Attorney*

Can



0042

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Martin T. T. T. T.

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

Martin T. T. T. T.

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows.

The said *Martin T. T. T. T.*

late of the City of New York, in the County of New York, aforesaid, on the *17th*
day of *September*, in the year of our Lord one thousand eight hundred and
ninety, at the City and County aforesaid, with force and arms, feloniously made
an assault in and upon one *John Moran*,

then and there being, a *patrolman* of the Municipal Police of the City of
New York, and as such *patrolman* being then and there engaged in the lawful
arrest of *one a certain man*
whose name is to the Grand Jury
aforesaid unknown, for a larceny;

and the said *Martin T. T. T. T.*
him, the said *John Moran*,

then and there feloniously did beat, strike, wound and otherwise ill-treat, with intent
then and there and thereby to prevent and resist the lawful *arrest*
of *the said man* as aforesaid,
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.

0043

BOX:

385

FOLDER:

3586

DESCRIPTION:

Goodness, Henry

DATE:

02/13/90



3586

0044

Witnesses:

Peter Tursi
off Hatch

Counsel,

Filed 13 day of Feb 1899

Pleads,

Chazyuelly - vs

THE PEOPLE

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

18
6/15
vs.

R

Henry Goodness

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Samuel McKee

Foreman.

22 March 3, 1890

Ind and convicted
J. L. Penning
RBM

0045

Police Court— District.

CITY AND COUNTY }
OF NEW YORK, } ss

Peter Lucie

of No. 402 E. 113th Street, Aged 36 YearsOccupation. Contractor being duly sworn, deposes and says, that on the
6th day of February, 1890, at the 12th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:One cloth overcoat and one
derby hat. together

of the value of Ten DOLLARS,

the property of Dependent

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 byHenry Goodness (nowhere) And
another man unknown and not arrested.
from the fact that at the hour of 12:30
O'clock A M said date deponent was
on 1st Avenue near the corner of 113th
Street when the said defendant and said
unknown man not yet arrested, came
up to deponent and catching hold of
deponent they threw deponent violently to the
ground and beat and kicked deponent
and this defendant took said coat and
hat from the person of deponent by
force and violence without his consent and

day of 188

Sworn to before me this

Police Justice

0046

Against his will. And as soon as the
defendant got said property they the said
defendant and the said unknown man
started and ran away together, defendant
gave the alarm when this defendant
was arrested by Officer Samuel W
Hatch on East 115th St. with the aforesaid
property in his possession.
Wherefore defendant charges the said
defendant and said unknown man
not yet arrested with being together and
acting in concert with each other. And
feloniously taking, stealing, and carrying
away said property from the person of
defendant by force and violence as aforesaid

Served before me
this 6th day of Feb'y 1890

John C. Curran

John C. Curran

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
Hundred Dollars and he committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888 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 1888 Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

1
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witness,

No.

Street,

No.

Street,

No.

Street,

to answer General Sessions.

0047

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.*Henry Goodness*

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. *Henry Goodness*

Question. How old are you?

Answer. *18 years old*

Question. Where were you born?

Answer. *Central America*

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

Answer. *301, E. 115th St. 6 weeks*

Question. What is your business or profession?

Answer. *Labourer*

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

Answer.

*I am not guilty**Henry Goodness*

Taken before me this

day of

July

1890

Police Justice.

0048

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.....

Chesed Smith
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 Feb 6 1890 Thos. M. Munn 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.

0049

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23- 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12.
2- 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12.
1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12.
1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12.

196. 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12.

BAILED, 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- 5 229 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Peter Lusie
Henry Goodness

1 _____
2 _____
3 _____
4 _____

Offence Robbery

Dated Feb 6 1890

Magistrate.

Sam W. Hatch Officer.

29 Precinct.

Witnesses Eli Izzo

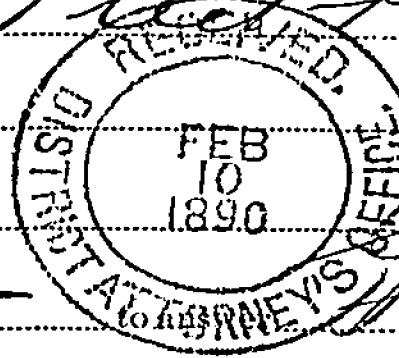
No. 327 E. 115 Street.

Off. S. W. Hatch.

No. 29 Precinct Police Street.

No. _____ Street.

\$ 5.00



Comd

0050

COURT OF GENERAL SESSIONS.

T H E P E O P L E

T H E P E O P L E

-Vg-

H E N R Y G O O D N E S S

Indictment filed February 13th, 1890.

Indicted for robbery in the first degree.

: Before
: Hon. Randolph B. Martine
: and a Jury.

Y

Tried. March 3rd. 1890.

APPEARANCES:

Assistant District Attorney Parker for the People;
John G. Heinzelman, for the defense.

Pietro Tursi, the complainant, testified through the official interpreter, that he lived at 402 East 113th Street, and was a contractor. Prior to the 6th day of February, 18 90, he knew the defendant by sight. He saw the defendant first on that day about half past five in the afternoon, in a saloon in East 115th Street. He, the complainant, left the defendant there, but when he was going home, at about half past twelve that night, at 1st Avenue and 114th Street, the

0051

(2)

defendant and two other men approached him from behind, and threw him face downward to the ground. They struck him several severe blows with their fists and kicked him. He cried out for help, and a police officer came to his, the complainant, assistance. The defendant, seeing the police officer coming stole his, the complainant's overcoat and hat and ran away. The police officer followed the defendant and arrested him in 115th Street. He, the complainant, did not know exactly the value of his coat, but it was worth at least five dollars.

Under cross examination the complainant testified that his contracts were principally for sewer-digging. He knew that the defendant lived in the same building in 115th Street where the saloon was that he met the defendant in, but he did not know on what floor. He, the complainant, was in the habit of visiting that saloon. He had seen the defendant there for some time. He, the complainant, did not know the names of either of the men who assisted the defendant in assaulting him, the complainant, but he could identify them if he saw them. He had not had either of these men arrested, because he had never seen them since. He, the complainant, did not strike the defendant, or any other person, at the corner of 1st Avenue and 113th Street on that night, and so provoke a difficulty, nor did he do so at 1st

0052

(3)

Avenue and 114th Street. He, the complainant, did not see the defendant fighting with another man, at either of those corners, on that night, about a girl that had been to a ball in that neighborhood, and he, the complainant, did not interfere in the fight.

ELIA IZZO, testified, that he lived at 327 East 115th Street and kept a boot blacking and newspaper stand at 125th Street and 4th Avenue. As he was going home on the morning in question, about 1 o'clock, he noticed the defendant coming down 1st Avenue. He, the witness, was on the East side of the avenue and the defendant was on the West side. There were two men with the defendant. They were walking about 20 feet behind the complainant. The complainant was all alone. Then one of the three men ran up to the complainant, seized him from behind, and threw him down. Then there was a rough and tumble fight. The two men that were with the defendant then ran down 1st Avenue. He, the witness, kept his eye upon the defendant, who was the man who had first assaulted the complainant. A police officer ran up the avenue and arrested the defendant. The defendant, when he left the complainant, carried the complainant's overcoat and hat with him. The complainant could not speak English and asked him, the witness, to tell the police officer what had occurred.

0053

(4)

Under cross examination the witness testified that he saw the defendant take hold of the complainant with both hands, and throw him down on the sidewalk. When the two men that were with the defendant ran down 1st avenue, they cried out, "police." There was a bright light at the corner where the defendant assaulted the complainant. The complainant tried to get away from the defendant, but the defendant was too quick, and knocked him down, seized the overcoat and hat and ran up the avenue to 115th Street.

Officer Samuel W. Hatch, testified that he was attached to the 29th Precinct. He arrested the defendant early on the morning of February 6th, 1890 -- at about half past twelve. He, the witness, was standing on the corner of 1st avenue and 112th Street, and he heard a cry, "police! help!" He ran up the avenue, and met the complainant. The boot black interpreted for the complainant, and the complainant said that the defendant had knocked him down and robbed him. He, the witness, saw the defendant running up the avenue, and he followed him and arrested him in 115th Street, near 3rd Avenue. The defendant had in his possession an overcoat and hat which the complainant identified as his. When he, the witness, first saw the defendant, he saw two men running down the Avenue. In the police court, on the following morning, the defendant said that he was taking the com-

0054

(5)

plainant's overcoat and hat home. He did not explain to what home he meant.

Under cross examination the witness testified that perhaps the defendant had been drinking, but he, the witness, would consider the defendant sober. He, the witness, regarded the complainant as sober. He searched the defendant, but found nothing besides the overcoat and hat belonging to the complainant in the defendant's possession.

For the defense Henry Goodness, the defendant, testified that he was 18 years of age, and worked for the New York and New Haven Railroad -- at Second avenue and 133rd Street. He had been working there for about nine months, for George D. Moore, ^{*Yard Master*} ~~contractor~~. His home was with his father, in Canada, but in New York he lived at 331 East 115th Street. There was a saloon on the first floor. He, the defendant, had known the complainant by sight for several months. He got acquainted with him on Christmas eve. On the night in question a friend of his, the defendant's, came to the house, about half past seven. He, the defendant, had just returned from work. His, the defendant's friend, waited in the saloon, while he, the defendant, dressed himself to go out. He, the defendant, went into the saloon about eight o'clock. The complainant was there. His, the defendant's friend was named James King, and King

0055

(6)

worked in the Railroad yard with him. He, the defendant, and King went out to see a friend, who lived in 11th Street. They returned to the saloon in 115th Street about half past ten or eleven o'clock. They played several games of cards and pool, and had some drinks. There was an Italian barber in the saloon, who wanted to fight, him, the defendant. At about twelve o'clock, he, the defendant, and his friend King went out to the sidewalk, and they were talking in front of the saloon when the barber came out, followed by two men. The barber said that he, the defendant, had taken his girl away from him, and that he would break his neck, but that he, the defendant, was too drunk to hit then. The complainant was with the barber. He, the defendant, told the barber that he could not break his, the defendant's neck. Then they commenced to fight. The complainant and the other man assisted the barber, and sprang upon him, the defendant. Then King interfered and the barber, the complainant and the other man ran away. Soon afterwards, at the corner of 114th Street he, the defendant, met the barber, the complainant and the other man, and they again attacked him. He got the better of the barber, and the barber began to halloo for the police, and ran away. He, the defendant, then caught hold of the complainant, who had been helping the barber, and rolled him over in the mud. He did not want to hit him,

0056

(7)

but he undertook to punish him by rolling him in the mud. Then he let go of the complaint and the complainant ran away. He, the defendant, saw the complainant's hat and coat, which he had taken off to fight him, the defendant, lying upon the sidewalk. He determined to be more generous than the complainant had been to him, and started away with the coat and the hat, intending to leave them in the saloon in 115th Street, to which he knew the complainant resorted.

Under cross examination he testified that he did not know the name of the barber, or where he lived. He had known him by sight for about a month. He had taken away the barber's girl. He, the defendant, had never before been arrested upon any charge. He, the defendant, did not have James King in court as a witness. He had written to him, however, asking him to come to court as a witness. He, the defendant was hit several times in the face, especially upon the nose. There was no mark upon his face, but his nose was swelled on the following morning.

The officer being recalled by Mr. Heinzelman testified that, when he first saw the complainant, the complainant's clothes were covered with mud. He looked as though he had been handled very roughly. He had a black eye.

Under cross examination the officer testified that there was some mud also on the defendant's clothing. He

0057

(8)

also noticed the defendant's face. There was mud upon it,
but no blood. He did not notice that the defendant's nose
was swollen.

0058

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Goodness

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

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

The said *Henry Goodness*,

late of the City of New York, in the County of New York aforesaid, on the *sixth* day of *February*, in the year of our Lord one thousand eight hundred and ~~eighty~~ *ninety*, in the ~~time~~ *time* of the said day, at the City and County aforesaid, with force and arms, in and upon one *Peter Turie*, in the peace of the said People, then and there being, feloniously did make an assault, and

one overcoat of the value of nine dollars, and one hat of the value of one dollar.

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

Henry Goodness *Henry Goodness* and there and did *by an accomplice* actually present, whose name is 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.

John R. Mollins,
District Attorney

0059

BOX:

385

FOLDER:

3586

DESCRIPTION:

Graney, James

DATE:

02/28/90



3586

0060

BOX:

385

FOLDER:

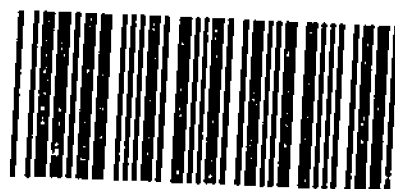
3586

DESCRIPTION:

Cashan, Nicholas

DATE:

02/28/90



3586

0061

303

Counsel,
Filed *17 July 1890*
Pleadings *W. J. H. H. H.*

THE PEOPLE
vs.
James Graney
and
Nicholas Cashan
Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

JOHN R. FELLOWS,
District Attorney.
Part I
1890

A True Bill

John R. Fellows
17 July 1890 Foreman.
Speed & Emery
Chapman
4 17 1890
2 17 1890

Witnesses:
Philip Hillman
off. Lockwood

0062

Police Court—^{8th} District.CITY AND COUNTY
OF NEW YORK, } ss.

of No.

556 Yee Long Laundry at
Morris Avenue Street,being duly sworn, deposes and says, that
on the 12th day of September

in the year 1888 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

- both Nicholas Casson James Graney
now here - who came into the deponentLaundry a room on the first floor where
he was at work ironing clothes, and said

Graney the larger man came in and said

Casson the smaller stood at the door.

Graney at once came up to deponent

and called him a son of a bitch and

pulled down deponent's trousers

and ordered deponent to suck his

penis. Then deponent ran to the

door to escape - then the said who

all this while stood at the door pushed

deponent back into the room - then

the said Graney laid hold of deponent

and pushed him over on the ironing

table and then struck deponent two or

three times in the face and two or three

times on the body violently with some

hard instrument so that deponent's eye

was laid open and he ~~and~~ suffered andwith the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without
any justification on the part of the said assailant :Wherefore this deponent prays that the said assailant may be apprehended and bound to answer
for the above assault, etc., and be dealt with according to law.

Sworn to before me, this

day

88

POLICE JUSTICE.

0063

Police Court _____ District.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. _____ Street,

being duly sworn, deposes and says, that
on _____ the _____ day of _____

in the year 188 _____ at the City of New York, in the County of New York;

he was violently and feloniously ASSAULTED and BEATEN by _____

does now suffer great pain in his
body from said blow. Deponent then
got up from the ironing table and
again tried to escape by the door but
Cohen who still stood there again
stopped him and shut the door and
prevented deponent from going out.

Then the said Cohen and Cohen left
deponent's Laundry and ran away.

Deponent immediately went for an officer
whom he found and with the officer
went to the Police station 30th Street
where deponent made his complaint
and had his wounds _____

^{11 1/2}
Jee Long

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without
any justification on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer
for the above assault, etc., and be dealt with according to law.

Sworn to before me, this ^{19th} _____ day _____

of February 1890

John C. ... POLICE JUSTICE.

0064

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

CLL
District Police Court.

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

Question. What is your name?

Answer. *James Graney*

Question. How old are you?

Answer. *Thirty*

Question. Where were you born?

Answer. *New York City.*

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

Answer. *West 111th Street, Washington Heights, Fordham*

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.*
James Graney

Taken before me this
day of *January* 19*14*

Police Justice.

0065

Sec. 198-200.

6 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Nicholas Kashan

Taken before me this

Day of

188

Police Justice.

0066

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

James Looney
and Nicholas Quasina

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 to give such bail.

Dated *February 18* 18____ 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.

320. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840. 841. 842. 843. 844. 845. 846. 847. 848. 849. 850. 851. 852. 853. 854. 855. 856. 857. 858. 859. 860. 861. 862. 863. 864. 865. 866. 867. 868. 869. 870. 871. 872. 873. 874. 875. 876. 877. 878. 879. 880. 881. 882. 883. 884. 885. 886. 887. 888. 889. 890. 891. 892. 893. 894. 895. 896. 897. 898. 899. 900. 901. 902. 903. 904. 905. 906. 907. 908. 909. 910. 911. 912. 913. 914. 915. 916. 917. 918. 919. 920. 921. 922. 923. 924. 925. 926. 927. 928. 929. 930. 931. 932. 933. 934. 935. 936. 937. 938. 939. 940. 941. 942. 943. 944. 945. 946. 947. 948. 949. 950. 951. 952. 953. 954. 955. 956. 957. 958. 959. 960. 961. 962. 963. 964. 965. 966. 967. 968. 969. 970. 971. 972. 973. 974. 975. 976. 977. 978. 979. 980. 981. 982. 983. 984. 985. 986. 987. 988. 989. 990. 991. 992. 993. 994. 995. 996. 997. 998. 999. 1000. 1001. 1002. 1003. 1004. 1005. 1006. 1007. 1008. 1009. 1010. 1011. 1012. 1013. 1014. 1015. 1016. 1017. 1018. 1019. 1020. 1021. 1022. 1023. 1024. 1025. 1026. 1027. 1028. 1029. 1030. 1031. 1032. 1033. 1034. 1035. 1036. 1037. 1038. 1039. 1040. 1041. 1042. 1043. 1044. 1045. 1046. 1047. 1048. 1049. 1050. 1051. 1052. 1053. 1054. 1055. 1056. 1057. 1058. 1059. 1060. 1061. 1062. 1063. 1064. 1065. 1066. 1067. 1

0068

44
The People Court of General Sessions Part I
James Graney Before Judge Fitzgerald
and Nicholas Cushman March 10. 1890.

Indictment for assault in the first degree.

Yu Lung, sworn and examined through a Chinese interpreter. I live 536 Morris Avenue in this city, and have kept a laundry for six and seven months there. I was at my place on the 17th of Sept., 1889. I saw the defendants at my place on Sept. 17th. Graney came in first and Cushman right after him. Graney asked me to suck his prick - Cushman stood inside of the door at the time; Graney called me a son of a b - h and told me to suck his prick. I tried to run away out of the door and Cushman pushed me back, he gave me one punch and struck me in the face at the door, then Graney grabbed me, laid me on the table and pounded me on the head with something that he had in his hand, something hard like iron; he struck me on the head and eye. I did not have the cut that is now on my head before the 17th of Sept. The blows that Graney gave me caused those cuts. I

0069

went to the Police Station and then I went to the doctor for medicine. I was ironing at the table when the defendants came in. I did not do anything or say anything to them to cause them to treat me that way. I am sure that the two men on trial are the men who assaulted me. I have been hurt very bad in the side, it pains me constantly and every time it rains I cannot work. Cross Examined. I understand very little English. There was nobody in the shop but myself when the defendants came in. Graney opened his breeches and took out his private parts and told him to suck it and then I ran. This was in the day time. I have not been talking to the police about this case. I never saw Graney before that day; I was ironing at the table when they came in - the iron was hot; Graney did not have a shirt with him; he did not ask me to do it up for him. I was ten or fifteen feet from the door at the table when Graney came in. I was scared and I ran, he grabbed me and I got away from him and

0070

Cushman pushed me back and then both hit me. The thing he had on his hand struck my skull and cracked the bone. I lay there on the table nearly dead. The both got outside and one of them held the door - Cushman - about a couple of minutes and would not let me out; he ran away and I went out on the sidewalk to look for a policeman and found an officer in Third Avenue; the officer took me to the station house and then another man took me to the sink and washed the blood off and put a cloth and something on my head. I went to a drug store and got some plaster and stuff in a bottle which the doctor told me to use and to wash it. I locked up my laundry when I got the officer. I went back to the laundry after I was at the drug store. Then I went up Third Avenue to one of my cousins and he helped me to dress my wound and he came back to help me to do my work. I got back to the laundry about two or three o'clock in the afternoon. I did not see these defendants again until the 18th or 19th of February. The officer came to the

0071

laundry and took me to the Police Court to identify the defendants.

Phillip Killiarre, sworn and examined, I am 17 years old and I am a butcher, at 555 Morris Avenue directly opposite this laundry. I live next door to the Chinaman's laundry. I was in it on the morning in question about ten o'clock; the defendants were in there when I went in; they were in there about a quarter of an hour while I was in there. They were fooling with the Chinaman - they were passing jokes with him, and he did not like it; he was telling them to get out but they would not go. The Chinaman went into the back room for a hot iron, Graney went to the door and was not going to let him into the store; he stood there a minute or so, and then let him in; the Chinaman wanted to go to work and they would not let him; the Chinaman put up his iron, telling them to go out he did not attempt to strike them. Graney shoved him back. Cushman said, "Come ahead, let us go Jim; they walked about ten feet from the door

0072

when the Chinaman opened it. Graney grabbed him and threw him on his bench and he dropped the iron when Graney took hold of him on the ironing board. Graney hit him with his fist and with nothing else; he struck him in the eye ^{twice, once} on the side of the cheek and around the shoulder once. The Chinaman's face was all blood; he could not see out of one eye. I stood and looked on at this and did not interfere. I know the defendants four years, see them mostly every day, and am friendly with them.

Cross Examined.

I would talk to the defendants once in a while around the neighborhood. Officer Lockwood found I was a witness and he subpoenaed me and I went before the Magistrate. I lived over three years next to the Chinaman. I work in my father's butcher shop. I have never been convicted of crime. When I passed the shop I saw the defendants fooling with the Chinaman. I did not see Graney have a shirt in his hand. The Chinaman said, "Go on out," and they would not go out. I saw the Chinaman put up his iron.

and whenever he would attempt to go out of the door they would go to shove him back. They went out after he got the hot iron. The Chinaman put up the hot iron to Graney, and when he opened the door Graney ran back, grabbed him, struck him and chucked him on his board; he punched him in the face and eye. I am sure Graney did not have anything in his hand. Then the Chinaman put up the hot iron he did not put it up as if to burn one of them. The Chinaman would say, "Go out," and Graney would say, "Go to hell, I want." They were laughing at him. The Chinamen could speak a little English, a few words, such as "go out". The defendants were under the influence of liquor enough to feel good. Cashan was always asking Graney to go out and he would not. He did not say to the Chinaman, "Go fuck yourself" - nothing of that kind. I saw Cashan about a month after this at Eckers, a farmer in Mount Hope. I have not seen Graney since. None of their friends have been talking to me about the case. I was sober.

0074

Mr. J. Lockwood sworn. I am an officer of the 33rd precinct. I arrested ~~Graney~~ ^{Graney} at his home on the 19th of Feb. and Graney came up from the Hospital and was arrested at the station house. I was detailed on the 17th of Sept. to look for the defendants upon a charge of assaulting the Chinaman and was looking for them. I saw Graney working on a brick row last Nov. and when he saw me he ran away and I could not catch him. I next saw Graney in the hospital, he was shot in the arm by a saloon keeper named Stiff, corner of 129th St. and Morris Avenue. Cross Examined. I am detailed in citizens clothes. Graney was in the hospital eight weeks on account of that shooting affray, and when he came out the complainant withdrew the complaint. The shooting occurred on the 25th of December, and the Chinaman had made his complaint in the station house long before that.

Capt. Brooks was sworn. He said the assault upon the Chinaman had been reported to him and he detailed officer Lockwood to make the arrest.

0075

Nicholas Cashin, sworn and examined for the defence testified. I am a plasterer and have never been convicted of any crime. Have known Grane^y ten or eleven years. On the day in question I was standing on the corner of 169th St. and Morris Avenue and Grane^y came up; we stood talking a while; he was pretty full. I asked him to have a drink; he said, "I am going up to the Chinaman's, will you wait a minute?" I says, "yes;" he walked up to the Chinaman's, he had a little bundle under his arm, he said it was a shirt; we walked up towards the Chinaman's; he was in there quite a little while, I stood outside the door. I saw him talking to the Chinaman. I walked in and said, "Come on, Jim, you had better come along - we will go up home. He said nothing. The Chinaman lifted up the iron to put it at him. and Grane^y made a blow to hit him. I got hold of Grane^y and pulled him outside the door and said, "Come on." He did not tell the Chinaman to go to hell. The Chinaman said,

0076

"get out of here," and Jim said, "will you wash that shirt?" I don't know what took place when Graney first went in there. Graney was very abusive to the Chinaman. I saw Jim hit the Chinaman, but I could not tell how many times.

Cross examined. Jim said to the Chinaman, "I want you to iron this shirt and have it ready for me tomorrow night." The Chinaman commenced to "kick". Jim said, "God damn it, if you don't I will take it somewhere else." The Chinaman got mad then. They were talking about ten minutes and I was trying to pull him out. I was arrested for disorderly conduct in Nov. 1888 and committed ten days by Justice Murray and for a similar offence on the 18th of April 1889 and committed six months to the Island, but I asked my lawyer before I came to the stand if that was a crime and he said it was not.

The jury rendered a verdict of guilty of assault in the second degree and they recommended Cashan to the mercy of the Court.

0077

Testimony in the
case of
James Graney and
Nicholas Lushan

filed

Feb. 1890.

0078

| | | |
|---------------------------------------|--|--|
| James Graney | | |
| Arrested for assault on the person | | |
| of Lee Lung. February 17, 1890. by | | |
| Officer Lockwood. 33rd Precinct. | | |
| Sentenced to State Prison for 4 years | | |

| | | |
|--|--|--|
| Nick Washin. | | |
| Arrested for assault on the person | | |
| of Lee Lung. February 19, 1890. by | | |
| Officer Lockwood 33rd Precinct. | | |
| Sentenced to State Prison for 2 years. Common. | | |

0079

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 Graney and
Nicholas Cashan*

The Grand Jury of the City and County of New York, by this indictment, accuse
James Graney and Nicholas Cashan
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *James Graney and Nicholas Cashan*, both
late of the City of New York, in the County of New York aforesaid, on the
seventeenth day of *September* in the year of our Lord
one thousand eight hundred and *eighty-nine*, with force and arms, at the City and
County aforesaid, in and upon the body of one *Yee Long*
in the Peace of the said People then and there being, feloniously did make an assault
and *him* the said *Yee Long*
with a certain *hard substance to the*
Grand Jury aforesaid unknown,
which the said *James Graney and Nicholas Cashan*
in *their* right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent *him*, the said *Yee Long*
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said
James Graney and Nicholas Cashan
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *James Graney and Nicholas Cashan*, both
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *Yee Long* in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and *him* the said
Yee Long
with a certain *hard substance to the*
Grand Jury aforesaid unknown,
which the said *James Graney and Nicholas Cashan*
in *their* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York,
and their dignity.

THIRD COUNT—

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

James Graney and Nicholas Cashan
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

James Graney and Nicholas Cashan, both

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Yee Hong in the peace of the said People then
and there being, feloniously, did wilfully and wrongfully make another assault, and

him the said *Yee Hong*
with a certain *hard substance to the*

Grand Jury aforesaid unknown,
which *they,* the said *James Graney and Nicholas Cashan*
in *their* right hand then and there had and held, in and upon the *face*
and body of *him* the said *Yee Hong*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said *Yee Hong*

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.

0001

BOX:

385

FOLDER:

3586

DESCRIPTION:

Grasso, Isidora

DATE:

02/06/90



3586

If witnesses;

Sam. Jones
off. Dryer

Counsel,

Filed

Pleads,

THE PEOPLE

vs.

R
Isidora Grasso

10.
69 witnesses

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

Feb 13 set for 17th Feb 1890
Feb 17 set for 18th Feb 1890
JOHN R. FELLOWS

District Attorney.

Part IV February 18, 1890.

Ind. & jury disagree

" for convic. Under

A True Bill

James McKee

Foreman.

Feb. 25, 1890

Pleads Acquit

Jan 1 1890

00002

0003

Police Court—5 District.

City and County } ss.:
of New York,

of No. 97 Bayard Street, aged 31 years,
occupation Laborer being duly sworn

deposes and says, that on the 29 day of July 1890 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Isadora

Grasso - (now here), who willfully and
maliciously made a lunge at deponent
with a razor which he the said
defendant held in his hand, which
said razor struck deponent on the
back below the left arm, cutting
through deponent's coat and vest
Deponent further says that such
assault was committed with

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without
any justification on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be ~~apprehended and~~ bound to answer
for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 29 day }
of July 1890 } Sam Torine
mark
Police Justice.

0084

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

5

District Police Court.

Isadora Grasso 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.

Isadora Grasso

Question. How old are you?

Answer.

40 years

Question. Where were you born?

Answer.

Italy

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

Answer.

1269 Mulberry 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
Isadora Grasso
Mark

Taken before me this

29

day of May 1890

John J. Mulberry

Police Justice.

0085

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 29* 18 *90* *Henry Murray* 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.

0086

\$1000 Bail for
up. I am 30th
9/2 a. m.

8-20-1000 16-7-1000
12-6-1000 17-7-1000
9-1-1000 14-10-1000
1-5-1000 2-2-1000

BAILED, 7-1-1000 10-10-1000

No. 1, by 7-1-1000 10-10-1000

Residence 7-1-1000 10-10-1000 Street.

No. 2, by 7-1-1000 10-10-1000

Residence 7-1-1000 10-10-1000 Street.

No. 3, by 7-1-1000 10-10-1000

Residence 7-1-1000 10-10-1000 Street.

No. 4, by 7-1-1000 10-10-1000

Residence 7-1-1000 10-10-1000 Street.

1-7-1000 10-10-1000
2-7-1000 10-10-1000
3-7-1000 10-10-1000
4-7-1000 10-10-1000
5-7-1000 10-10-1000
6-7-1000 10-10-1000
7-7-1000 10-10-1000
8-7-1000 10-10-1000
9-7-1000 10-10-1000
10-7-1000 10-10-1000

296
Police Court--- 5 192 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Sam Brown
420 E. 113th St
Radona Insco

2
3
4

Offence Assault
Felony

Dated Jan 29 1890
Murray Magistrate.

Police officer to long way on
Michael Maher of 10th St
Witnesses Michael Maher of 10th St

No. 1120 E 113th Street.

Parquale

No. 1120 E 113th Street.

John Walker of 10th St

No. 1120 E 113th Street.

\$1000 to answer

Samuel

0087

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Isadora Grasso

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

Isadora Grasso
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Isadora Grasso

late of the City of New York, in the County of New York aforesaid, on the
twenty-ninth day of January in the year of our Lord
one thousand eight hundred and ninety, with force and arms, at the City and
County aforesaid, in and upon the body of one Sam Torine
in the Peace of the said People then and there being, feloniously did make an assault
and him the said Sam Torine
with a certain razor

which the said

Isadora Grasso
in her right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent

him the said Sam Torine
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT--

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

Isadora Grasso
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Isadora Grasso

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said Sam Torine in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and him the said
Sam Torine
with a certain razor

which the said

Isadora Grasso
in his right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, 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. Feltows,
District Attorney.

0000

BOX:

385

FOLDER:

3586

DESCRIPTION:

Gray, Theresa

DATE:

02/12/90



3586

0089

BOX:

385

FOLDER:

3586

DESCRIPTION:

Barker, Henry

DATE:

02/12/90



3586

0090

POOR QUALITY
ORIGINAL

Witnesses:

Anthony Comstock

Counsel

Filed

day of

1890

Pleads

THE PEOPLE

38
1226 8th St.
New York

Margaret Gray

Henry W. Barker

RANDOLPH B. MARTINE

Part 2 - Dec. 15/90 District Attorney
Prof. Plunkett

A True Bill.

Chief Clerk

James H. Hoke

Foreman

Dec. 28/90

POLICY

[§§ 246 and 344 Penal Code]

0091

POOR QUALITY
ORIGINAL

Witnesses :

Anthony Comstock

Counsel,

Filed *12* day of *Feb* 188*9*

Pleads *1. Not guilty 13*

THE PEOPLE

*38 & 88 days
122 & 88 days
drennells*

B
Theresa Gray

and B

Hervey W. Barker
F

POLICY.
[SS 343 and 344, Penal Code].

John B. Bellows
~~RANDOLPH B. MARTINE,~~

Part 2 - Dec. 18/93 District Attorney.

not. Pleads Guis

Pin 410. 2

A True Bill.

(Chief Clerk)

James W. Barker

Ch. 2

Foreman.

No. 21 to 100

Feb 28/90

0092

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

Anthony Courtick

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as _____ agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, ~~from~~ from personal observation, conversations and dealings had with them that Theresa Gray and Henry W. Barker, herepresent, whose real name _____ unknown, but who can be identified by _____

_____ did, at the city of New York County of New York and State of New York, on or about the 30th day of January 1890, unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage ~~as a dealer or game-keeper~~ in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ~~come~~ ^{cause} to believe, is informed and verily does believe ~~and charge~~ from personal observation and from statements made by Theresa Gray, Henry W. Barker and Dilijis _____

_____ to deponent that the said Theresa Gray, and Henry W. Barker _____ aforesaid, ~~now~~ ^{did} have in their possession, at in and upon certain premises occupied by them and situate and known as number 94 Third Avenue

_____ in the city of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

0093

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, ~~chips, deal boxes, cards~~, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this

31st day of January 1890.

Anthony Bourtoch -

Solomon B. Smith
Police Justice.

CITY OF New York AND COUNTY OF New York ss.

Anthony Bourtoch

being further sworn deposes and says that on the 30th day of January 1890, deponent visited the said premises, named aforesaid, and there saw the said Theresa Gray, and Henry W. Barker - aforesaid, and had dealings and conversation with them as follows:

Deponent first saw the said Theresa Gray and Henry W. Barker sitting at a table with a manifold sheet containing the record of what are commonly called lottery policies recorded upon it before them, while Diligio Nicola, was present with what is commonly called lottery policies in his hand, also before them at which the said Gray, Barker and Nicola were looking. There was also a number of slips ^{or} drawn numbers, representing the drawings for the day also before them, and they all seemed engaged ^{intently} examining these papers when deponent entered. The said Theresa Gray, jumped up and grabbed the manifold sheet containing the

plays for the morning and rushed out of the back door into the yard, when deponent called to her & she returned into the room. The said manifold was found crumpled up in her left hand, and in ~~her~~ pocket in her dress was another manifold ready for the afternoon plays. Upon the table in front of her also was the quinc, such as is placed between the sheets of manifold and Carbon paper to make the three impressions or records, also the metal pencil for making records of policies upon these papers, also a number of slips. In the window close by, was a package of printed slips or drawings of lotteries, representing the drawn numbers of lotteries or lottery policy, from July 1st 1889 to January 29th 1890 inclusive. Deponent further says, that Diligio Nicola, had, a what is commonly called a lottery policy, which he placed in his pocket, and afterwards produced it; and deponent found it recorded upon the manifold paper, above referred to, which all were examining when deponent entered - Deponent asked Nicola where he got it, and he said "here this morning" Deponent asked of whom he bought it. He said, "here of this lady" pointing to Mrs Gray - Deponent asked how much he paid her for it; and the said Nicola replied, it is on there. ~~Deponent~~ Deponent figured up its amount, of one dollar and eighty cents and said, "One dollar and eight cents" and Nicola replied yes. He paid her, pointing to the said Gray. "this morning" Mrs Gray made no denial and said nothing. The said Barker, pointed out the second column of records upon said sheet as his except the two first

0095

and two last lines. He said he was accustomed to come in and if parties brought in papers he would record them on the manifold for them, and pointed out his writing upon several other sheets for other days where he had recorded lottery policies. He said he wrote the figures & characters upon the second column for the morning sheet, this morning. Mrs Gray, admitted that she had charge of the place, and lived in its premises, there being a cigar store in front, where were bills and receipts for cigars, rent, gas &c in her name, her bed and wardrobe were in a room or apartment next, and behind this was the room where the parties aforesaid all were, when we entered. He said Barker said he had been coming here to play policy for about two years. There were a quantity of blank slips, sheets of manifold, and slips of returns such as are used in policy shops, in the store, and indeed secreted in various places in the various rooms.

Anthony Buntrock,

Subscribed and sworn to before me this

31st day of January 1890.
Solon B. Smith
Police Justice.

| | | | |
|-------------------------|-----------------|---|--|
| THE PEOPLE | | Violation Sec. 844, P. C.
Gambling and Policy. | |
| ON COMPLAINT OF | AGAINST | | |
| Anthony Buntrock | Theresa Gray | | |
| | Harry W. Barker | | |
| Affidavit of Complaint. | | | |

WITNESSES:

Anthony Buntrock.

Diligio Nicola.

744 Greenwich St.

Walter R. Thorpe -

413 E. 52.

0096

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Theresa Guy*

Question. How old are you?

Answer. *38 Years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *94. 3rd Avenue. 8 Years.*

Question. What is your business or profession?

Answer. *Seagr. Dealer.*

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.*

Attest Theresa Guy

Taken before me this *27*

day of *November* 189*7*

John A. Smith
Police Justice.

0097

Sec. 193-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

Henry W. Barker 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. *Henry W. Barker*

Question. How old are you?

Answer. *41 Years.*

Question. Where were you born?

Answer. *New York City.*

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

Answer. *79 Evers St. 3 Years.*

Question. What is your business or profession?

Answer. *Druggist*

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.*

Henry W. Barker

Taken before me this

day of

1892

at New York City, Police Justice.

0098

Sec. 151.

Police Court, 14 District.

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

In the name of the People of the State of New York: To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York, or to any Marshal, Constable or Policeman of the City of New York. GREETING:

Whereas, Complaint in writing and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Anthonymounts and Walter R Thorp of No. 150 Nassau St. and 413 East 51st Street, charging that on the 30th day of January 1890 at the City of New York, in the County of New York that the crime of selling what is commonly called a lottery policy, and dealing and conducting what is commonly called Red & Black, a gambling game where money was dependent upon its result has been committed, and accusing John D. & Mrs. J. May otherwise known as Mrs. May whose real names are unknown but who can be identified by Walter R. Thorp thereof.

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen, and each and every of you, to apprehend the said Defendants and bring them forthwith before me, at the 14 DISTRICT POLICE COURT, in the said City or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 30th day of January 1890.

Whiting Freeman POLICE JUSTICE.

0099

POLICE COURT, 1st DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Abnustock et al

22.8

John Doe

Ms J Gray

Dated Jan 30th 1890

Gorman, Magistrate.

English Officer.

Mary A. Gray + Hy W. Bunker
Nicola Beligio

The Defendants Mary A. Gray - Nicola De
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Dafic English Officer.

Dated. Jan'y 31. 1880.

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, 4:15 PM Jan 30. 1890

1 Mary A. Gray

2 Nicola Delizic
3

3 Henry W. Barker

Native of _____
 1. Ireland
 2. Italy
 3. US

Age, 1-38 yrs

2-41

3-41-5
Sex, 1 ♀

2 m

Complexion 3 m 2

Complexion, 1 fair
2 clear

2. Mon

3. Sun

Color, 115

Profession. Teacher

0100

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony Countock ^{of 150 Nassau St.} and Walter R. Thorp ^{of 413 East 51st St.} Street, New York City, that there is probable cause for believing that John Doe and Mrs. J. Gray, otherwise known as Mrs. Terry whose real names are unknown but each of whom can be identified by Walter R. Thorp

has in their possession, at, in and upon certain premises occupied by them and situated and known number 94 Third Avenue in said City of New York certain and divers device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings, papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, black-boards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day time to make immediate search on the person of the said John Doe and Mrs. J. Gray, aforesaid and in the building situate and known as number 94 3rd Avenue aforesaid, for the following property, to wit: all Faro layouts, all Roullette Wheels and layouts, all Rouge et Noir, or Red and Black layouts, all gaming tables, all chips, all packs of cards, all dice, all deal boxes, all lottery policies, all lottery tickets, all circulars, all writings, all papers, all documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, all books all documents for the purpose of enabling others to gamble or sell lottery policies, all black-boards, all slips or drawn numbers of a lottery, all money to gamble with, and all device, establishment, apparatus and articles suitable for gambling purposes.

And if you find the same, or any part thereof, to bring it forthwith before me at the First District Police Court at the Fines in the City of New York.

Dated at the City of New York, the 30th day of January 1890

John J. Egan
POLICE JUSTICE.

0101

Inventory of property taken by Patrick English the Peace Officer by whom this warrant was executed :

Faro layouts, Roulette Wheels, Roulette layouts, Rouge et Noir lay-
outs, gaming tables, chips, packs of cards, dice, deal
boxes, deal trays for holding chips, cue boxes, markers, or tally cards,
1 bag containing
ivory balls, small quantity, lottery policies, lottery tickets, 50 lot. circulars, 1 box writings, K
papers, 1 package black boards, 223 slips, or drawn numbers in policy, 1 package
manifold books, slates,

City of New York and County of New York ss :

I, Patrick English the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 31st

day of January 1890

Solon B. Smith
Police Justice.

Patrick English

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Montgomery

John D. D.

Wm. J. Gray

Dated Jan 31st 1890

Gorman Justice.

English Officer.

0102

| | |
|---------|----|
| 526372 | 10 |
| 56 + 4 | 16 |
| 27 14 4 | 10 |
| 27 4461 | 5 |
| 27 + 4 | 5 |
| 22-1 | 10 |

0103

Buyer of our bag
for 30/90 price sheet.
of 74.342 avcs

Mr N R Phipps
413 E 17

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

Anthony Bountock

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, that John Doe and Mrs J. Gray otherwise known as Mrs Terry whose real names are unknown, but who can be identified by Walter R Thorp did, at the city of _____ County of _____ and State of New York, on or about the 30th day of January 1890, unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage as a dealer or game-keeper in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ^{cause} ~~come~~ to believe, is informed and verily does believe from ~~personal observation and from statements made by~~ him.

that the said John Doe and Miss J. Gray otherwise known
as Miss Terry aforesaid, now have in their possession, at in and upon
certain premises occupied by them and situate and known as Number Ninety
four Third Avenue
in the city of New York and within
the County and State aforesaid, for the purpose of using the same as a means to commit a

0105

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this
30th day of January 1890.

Anthony L. Loomis

[Signature] Police Justice.

CITY OF _____ AND COUNTY OF _____ ss.

being further sworn deposes and says that on the _____ day of _____ 188____,
deponent visited the said premises, named aforesaid, and there saw the said
_____ aforesaid, and
had dealings and conversation with _____ as follows:

Deponent

CITY, COUNTY, AND STATE OF NEW YORK: s.s.

Walter R. Thorp, being duly sworn, deposes and says: That he resides at No. 413 East 51st Street New York City; that he has repeatedly been in the premises No. 94 Third Avenue, New York City, kept by one Mrs. Gray, otherwise known as Mrs. Terry, and has, during the past two years repeatedly played policy with her and purchased off her what are commonly called lottery policies; that on the 30th. day of January, 1890. he personally visited the said premises and saw the said Mrs. Gray otherwise known as Mrs. Terry and purchased off her the paper annexed to the foregoing affidavit, which is commonly known and called a lottery policy;; deponent called off the numbers upon his paper and the said Mrs. Terry wrote them down in deponent's presence and then recorded the same upon a book or paper commonly called the manifold book for recording lottery policies; that the said Mrs. Gray otherwise known as Mrs. Terry wrote the figures and characters upon the front of the paper hereto annexed and handed the same to the deponent and deponent paid her the sum of forty cents for the same;

Deponent further says, that from personal observation and dealings had with the said Mrs. Gray, otherwise known as Mrs. Terry, that he is informed and verily believes that at, in and upon certain premises occupied by the said Mrs. Gray otherwise known as Mrs. Terry, situated and known as No. 94 Third Avenue in the City, County and State of New York aforesaid she now has in her possession with intent to use the same as a means to commit a public offence, divers and sundry books, papers, writings, device,

0107

,apparatus and paraphernalia for gambling purposes and for the selling and vending of what ~~are~~ commonly called lottery policies; deponent has visited these premises repeatedly during the past two years and has seen the said Mrs. Gray otherwise known as Mrs. Terry write and sell what are commonly called lottery policies; and has also seen the gambling game of red and black played in said premises and has repeatedly seen said John Doe deal the said red and black and particularly saw him so deal on the night of the 29th. of January, 1890 and saw money lost and won at the said gambling game by persons who were present while he the said John Doe was playing; and deponent saw the said Mrs. Gray otherwise known as Mrs. Terry receive the money from the players in the said gambling game.

Sworn to before me, this
day of January, 1890.

John Thomas
Police Justice

Walter R. Sharp

0108

Subscribed and sworn to before me this }
_____ day of _____ 188____.

Police Justice.

| THE PEOPLE | ON COMPLAINT OF | AGAINST |
|------------|------------------|--------------|
| | A. Guntzsch drol | |
| | | John M. |
| | | Wm. J. Gray. |
| | | |
| | | |
| | | |

Violation Sec. 344, P. C.
Gambling and Policy.

Affidavit of Complaint.

WITNESSES:

A. Guntzsch
Walter R. Hoop.

0109

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

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

Dated Jan 31 1890 Solon B. Smith Police Justice.

I have admitted the above-named

Defendants

to bail to answer by the undertaking hereto annexed.

Dated Jan 31 1890 Solon B. Smith 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.

0110

Police Court---

209 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony Santoro
Theresa Gray
Henry H. Barber

3

4

Dated

January 31 1890

Smith

Magistrate.

English

Officer.

Court

Precinct.

Witness

Diligio Nicolao

No.

744 Greenwich Street.

House of Abram

in default of \$1000

Barber

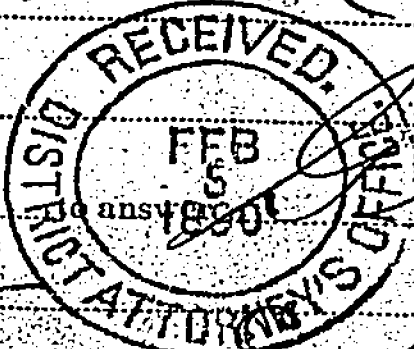
No. 1

500

No. 2

100

Barber



Street

Keeping

policy

BAILED,

No. 1, by

Martin Koellerer

Residence

139 Ludlow Street.

No. 2, by

William Meyers

Residence

10 Lafayette Place.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

01111

Court of General Sessions of
the Place City & County of
New York Port. D.

City & County of New York

Theresa Gray the defendant
herein having pleaded guilty before this
said Court on the 15th day of December 1893
of a Misdemeanor to wit - a violation of
the law in keeping a policy shop, fur-
ther says that since the time of her
arrest, January 1890, defendant has not
been connected in any way with the
policy business whatsoever, but has
worked at her trade as a dressmaker
and is now doing so, and resides
with her married sister. That defendant
is a widow and supports herself solely
by her needle - That she now, and
has for some years past, has resided
with her sister as aforesaid at No
122 East Fifty fourth St. in this City, and
that her only reason for engaging at all
in the Policy business at the time was
the fact, that at the time she could
get no employment at her trade
being in poor health, and she

0112

Having then recently lost her husband by death, leaving her with a child to support. That since her arrest, now nearly four years ~~since~~, she has lived without in any way violating the law—

Sworn before me this 15th day of Dec^r. 1873 } P Theresa Gray
H. C. McQuinn
Commissioner of Bonds

City & County of New York N.Y.C.
No. 122 East 88th St.
Being duly sworn says, I am a married woman, and am the sister of the defendant, Theresa Gray, residing at No 122 East 88th St. - That said Theresa Gray now resides with me, and has done so for some three years past. and we live now at No 122 East 88th St. - That said Theresa is a dressmaker and supports and maintains herself by that Occupation alone, and defendant knows of her own knowledge that defendant has not meddled with the policy business for some years past.
Amie Tallon

Sworn before me this 15th Dec^r. 1873 }
Daniel M. Van Cott
Notary Public

0113

Having then recently lost her husband by death, leaving her with a child to support. That since her arrest, now nearly four years ~~since~~, she has lived without in any way violating the law—

Sworn before me this 15th day of Dec. 1893 } P. Theresa Gray
H. C. McQueen
Commissioner of Bonds

City & County of New York N.Y.C.
I, Anna Tallon
being duly sworn say, I am a married woman, and am the sister of the defendant, Theresa Gray, herein that said Theresa Gray now resides with me, and has done so for some three years past. and we live now at No 122 East 88th. — That said Theresa is a dressmaker and supports and maintains herself by that occupation alone, and defendant knows of her own knowledge that defendant has not meddled in the policy business for some years past.
Anna Tallon

Sworn before me this 15th Dec. 1893 }
Daniel M. Van Cott
Notary Public
N.Y.C.

0114

Grand Jury Session

City of Quincy, N.Y.

Part 2.

Aeresa Gray

Recd

affidavit

Dec. 15/92

0115

FIRST DISTRICT POLICE COURT.

Recognizance to Testify.

CITY AND COUNTY }
OF NEW YORK. } ss.

BE IT REMEMBERED, That on the

31 day of January in the year of our Lord 18 90
Deligio Nicola
of No. 444 Greenwich Street, in the City of New York,
and William Meyer
of No. 18 Lafayette St Place Street, in the said City,
personally came before the undersigned, one of the Police Justices in and for the City of New York, and acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say; the said

Deligio Nicola
the sum of One Hundred Dollars;
and the said William Meyer
the sum of one Hundred Dollars
separately, of good and lawful money of the State of New York, to be levied and made of their respective goods and chattels, lands and tenements, to the use of said People, if default shall be made in the condition following, viz:

The Condition of this Recognizance is such, That if the person, first above recognized, shall personally appear, at the next COURT OF General SESSIONS of the Peace, to be holden in and for the City and County of New York, and then and there Testify and give such evidence, in behalf of the people of the State of New York, as he may know, concerning an OFFENCE or MISDEMEANOR, said to have been lately committed in the City of New York aforesaid by

Henry W. Baker & Teresa Gray
And do not Depart thence, without leave of the Court, then this Recognizance to be void, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

Seaton B. Sumner
POLICE JUSTICE.

Deligio Nicola
William Meyer

0116

John D. Stewart
1882
Police Justice.

CITY AND COUNTY } ss. *William Myers*
OF NEW YORK, }
the within-named Bail, being duly sworn, says, that he is a *House* holder in
said City, and is worth *two* Hundred Dollars,
over and above the amount of all his debts and liabilities; and that his property consists of
The Machinery Shop and Tool and
Die Manufacturing at #381
Kent Avenue Brooklyn of the
value of ten thousand dollars

Wm Myers

New York Sessions.

RECOGNIZANCE TO TESTIFY
THE PEOPLE, &c.,
vs.

Police Justice.

Filed day of 18

0117

Police Court, 16 District.

City and County } ss.
of New York,

Anthony Courtob.

of No. 150 Nassau

Street, aged 46 years,

occupation Chief Special Agent

being duly sworn, deposes and says,

that on the 3 day of

188

, at the City of New

York, in the County of New York,

Deligio Nicola here present, is
a material witness in the case of the People vs.
Theresa Gray and Henry W. Barker, and defendant
has good grounds to believe that he will not be
willing to testify as a witness, nor appear in subsequent
proceedings, if allowed to go. Defendant therefore
prays that the said Deligio Nicola, may be required
to furnish bail for his further appearance as a witness
in the said case of the People vs. Theresa Gray & Henry W. Barker.

Subscribed & sworn to before me this

31st

John R. Smith
Police Justice

Anthony Courtob.

0110

JOHN R. FELLOWS,
District Attorney.

If the defendant is not produced at that time, your bond will be forfeited.
February, instant, at eleven o'clock in the forenoon.
the day of
in the Park of the said City, on
GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House,
bound, has been placed upon the Calendar for
The indictment against the above-named defendant, for whose appearance you are
at the Court of

No. 10 Lafayette Place
M. William Meyers
Street.

For
THE PEOPLE
vs.
Henry M. Barker

Not found
Criminal Van Ness
INDICTMENT Building
Courtroom

Court of General Sessions, PART III

0119

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

Theresa Gray and
Henry W. Barker

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

Theresa Gray and Henry W. Barker
of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES,
committed as follows:

The said *Theresa Gray and Henry W. Barker, both*

late of the *Seventeenth* Ward of the City of New York in the County of New York aforesaid, on the *thirtieth* day of *January* in the year of our Lord one thousand eight hundred and eighty *ninety*, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a certain room in a certain building, there situate, to be used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambling game commonly called "policy," where money and property was dependent upon the result, 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

Theresa Gray and Henry W. Barker
of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING
LOTTERY POLICIES THEREIN, committed as follows:

The said *Theresa Gray and Henry W. Barker, both*

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, unlawfully did keep a certain room in a certain building there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public and private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, 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. Feltoway
District Attorney.

0120

BOX:

385

FOLDER:

3586

DESCRIPTION:

Green, Clarence

DATE:

02/06/90



3586

POOR QUALITY
ORIGINAL

0121

Witnesses;

H C Stockin

After a thorough examination
of the facts herein, I recom-
mend the assealment of a
plea of assealment in the third
degree herein.
Feb. 20, 1901.
a P. Parker,
Off.

Counsel,

Filed

Pleads

6 Feb 1889

Myself

THE PEOPLE

R A P E .
(Sections 278 and 218, Penal Code.)

24 Nov 1888

332 297

I

Clarence Green

Feb. 18 JOHN R. FELLOWS,

Pl. 3 Feb. 20 of 1889
is an District Attorney.

A TRUE BILL.

Clarence Moore

Foreman.

Feb. 20, 1901

Pleads. Assault 3rd deg.

Pen one up

0123

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

Clarence Green

being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h's 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's waiver cannot be used
against h on the trial.

Question. What is your name?

Answer. *Clarence Green*

Question. How old are you?

Answer. *45 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *232. E 99th St 4 Mrs*

Question. What is your business or profession?

Answer. *Furniture Mover*

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

Clarence Green

Taken before me this

1891

Police Justice.

0124

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 *Fifty* Hundred Dollars,.....and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.
Dated *Jan 31* 18*90* *[Signature]* 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.

0125

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

292-5-193
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Bertha Rees

208 East 97 St
Clarence Gunn

2 _____
3 _____
4 _____

Office
Page

Dated *Jan 26* 18*90*

Murray Magistrate.

Orvan Doyle Officer.

27 Precinct.

Witnesses *Dr. R. J. Amstutz*

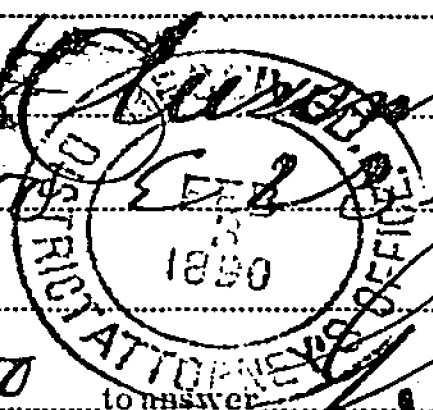
No. *208 E 104* Street.

No. *107 E 28 St* Street.

No. *5000* Street.

to answer

Conrad



0126

N.Y. Jan 25/90

This is to certify that
Miss Bertha Jess has been
under my treatment for
assault & even shortly after
the occurrence I considered
her condition very serious as
her body was torn & wounded.
J. P. J. Armstrong

208. E. 104th St.

0127

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Flarence Tyne

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Flarence Tyne*
of the CRIME OF RAPE, committed as follows:

The said *Flarence Tyne*,
late of the City of New York, in the County of New York aforesaid, on the
Twenty-fifth day of *October*, in the year of our Lord one thousand
eight hundred and eighty- *nine*, at the City and County aforesaid, with
force and arms, in and upon a certain female not his wife, to wit: one *Bertha*
Dees, then and there being, wilfully and,
feloniously did make an assault, and her the said *Bertha Dees*,
then and there, by force and with violence to her the said *Bertha*
Dees, against her will and without her consent, did wilfully
and feloniously ravish and carnally know, 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 *Flarence Tyne*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

The said *Flarence Tyne*,
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain
female not his wife, to wit: her the said *Bertha Dees*, then
and there being, wilfully and feloniously did make another assault, with intent her the
said *Bertha Dees* against her will and without her consent, by
force and violence, to then and there wilfully and feloniously ravish and carnally know,
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.

0128

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Lawrence Tyeen*
of the CRIME OF RAPE, committed as follows:

The said *Lawrence Tyeen*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain
female not his wife, to wit: her the said *Bertha Dees*, then
and there being, wilfully and feloniously did make another assault, and an act of sexual
intercourse with her the said *Bertha Dees*,
then and there wilfully and feloniously did commit and perpetrate, against the will of the
said *Bertha Dees*, and without her consent; 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.

FOURTH COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Lawrence Tyeen*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

The said *Lawrence Tyeen*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain
female not his wife, to wit: her the said *Bertha Dees*,
then and there being, wilfully and feloniously did make another assault, with intent, an
act of sexual intercourse with her the said *Bertha Dees*,
against her will and without her consent then and there wilfully and feloniously to commit
and perpetrate, 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.*

0129

First COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Clarence Green*.

of the CRIME OF RAPE, committed as follows:

The said *Clarence Green*.

late of the City and County aforesaid, afterwards to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain
female not his wife, to wit: her, the said *Bertie Dees*,
then and there being, wilfully and feloniously did make another assault, she, the said
Bertie Dees, being then and there a female under the
age of sixteen years, to wit: of the age of *fifteen* years; and the said
Clarence Green then and there
wilfully and feloniously did perpetrate an act of sexual intercourse with her, the said
Bertie Dees, 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*.

0130

BOX:

385

FOLDER:

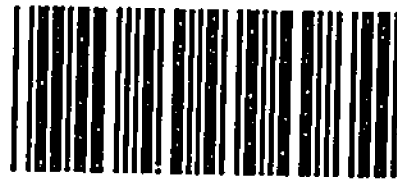
3586

DESCRIPTION:

Grey, Nellie

DATE:

02/10/90



3586

0131

BOX:

385

FOLDER:

3586

DESCRIPTION:

Bertrand, George

DATE:

02/10/90



3586

0132

Witnesses;

Wm. Corcoran

Counsel,

Filed

10 Feb 1890

Pleaded

THE PEOPLE

vs.

II

Nellie Gray
(2 cases)

and

George Bertrand
(2 cases)

Grand Larceny (second degree)

[Sections 628, 636(47), Penal Code].

JOHN R. FELLOWS

District Attorney.

A True Bill.

James McKern

Foreman.

Feb 11/90

Wm. Corcoran

Wm. Corcoran

1020 P. 5-1890
House of Good Shepherd
R.B.M.

0133

Police Court—

District.

Affidavit—Larceny.

City and County }
of New York, } ss.

William Corcoran
of No. 149 W. 53rd Street, aged 26 years,
occupation Coachman being duly sworn

deposes and says, that on the 1st day of February, 1890 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 quantity of jewelry consisting of Silver buttons. Collar buttons 2 camp pin. finger ring. two full suits of clothes. three pairs of pantaloons spring overcoat. and a valise. and one pair of drawers and white shirt six pairs of socks. together of the value of one hundred and fifty dollars.

(\$150.00)

the property of

Reynolds.

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 Nellie Grey. and George

Bertrand. (both now here) from the fact that at about the hour of 7.30 o'clock A.M. said date deponent left all of the above described property in his room in the premises no 966. 6th Avenue. and at about the hour of 6.30 o'clock P.M. same day when deponent returned to his room. deponent discovered that all of said property was missing. deponent is informed by Officer George W. Mullin of the 24th Precinct-Police that he arrested the said defendants for committing another larceny, and that after said arrest. the defendant Nellie

Sworn to before me this 18 day of

Police Justice

0134

Grey admitted to him that she and the defendant Bertrand had stolen the property described in this affidavit. And informed him the officer where said property was. he the officer then went to the room occupied by the defendant Bertrand, at no 224 E 47th St. where he the officer found a pair of silver buttons two collar buttons a scarf pin, a watch, and a quantity of wearing apparel. and at the time of the arrest of the defendant Bertrand he Bertrand had a finger ring in his possession and a suit of clothes in his trunk. Depnunt further says that he has since seen the clothes and ring found in the possession of the defendant Bertrand and all the other property found in Bertrand's room. and fully identifies all of said property as his. and as the property aforesaid. Wherefore depnunt charges the said defendants with being together and acting in concert with each other and feloniously taking, stealing and carrying away said property.

Sworn to before me
this 5th day of July 1890

Nathan Lozano

Wm. H. Hays
Deputy Justice

0135

CITY AND COUNTY }
OF NEW YORK, } ss.

George W. Mullin
aged _____ years, occupation Police Officer of No.

27th Precinct Room Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of William Corcoran

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

Sworn to before me, this _____

day of _____

1898

George W. Mullin

Wm. Corcoran

Police Justice.

0136

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Nellie Grey*

Question. How old are you?

Answer. *27 years old*

Question. Where were you born?

Answer. *England*

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

Answer. *East 4th St 3 days*

Question. What is your business or profession?

Answer. *Dressmaker.*

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

Nellie Grey

Taken before me this

188

Police Justice.

0137

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

George Bertrand 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. *George Bertrand*

Question. How old are you?

Answer. *24 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *224 E 49 St all my life*

Question. What is your business or profession?

Answer. *Plumber*

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*
Geo. Bertrand

Taken before me this

1887

Police Justice

0138

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 Five Hundred Dollars, Five 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 5 1890 John J. [Signature] 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.

0139

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

302
Police Court---

218
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm Corcoran
149 - West 55th St
Mellie Grey
George Bertrand
Offences "Larceny"
"Felonies"

3. _____

4. _____

Dated Feb 5 1890

Murray Magistrate.
Mullin and Orman Officer.

217 Precinct.

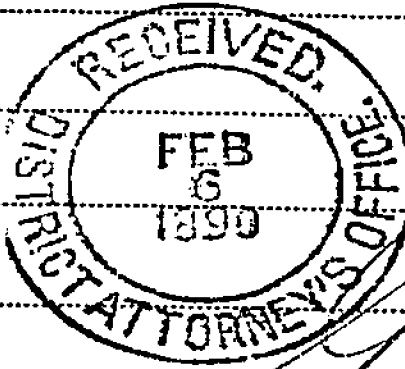
Witnesses Geo W. Mullin

No. 27 Precinct Police Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer



Grand Jury

0140

Police Court—

District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No.

1187 Lexington Ave

Street,

aged 33

years,

occupation

Keep home. Married

being duly sworn

deposes and says, that on the

3rd

day of

February

1890

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:

All Seal Skin coat- Cloth
ulster. two gents coats. Together
of the value of two hundred and
twenty five dollars.

(\$ 225.00)

the property of

Deponent- And deponent
husband and all in deponent
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

Nellie Grey and George
Bertrand. (both now here) from the fact-
that at the hour of 11 O'clock A M said
date the defendant- Nellie Grey came
to live with deponent as a domestic. And
at the hour of 12.20 O'clock P M same
day she was seen by the hall boy of said
premises leaving said premises with a
Cloth ulster on her person.
Deponent is informed by Officer George
W. Mullin of the 24th Precinct- Police
that at the hour of 12.25 O'clock P M
same day he arrested the said defendant
on Lexington Avenue near the corner of
East 98th St. and at the time of her

of
18
1890

Subscribed and sworn to before me this

Police Justice

0141

Arrest she the defendant. had in her possession a Seal Skin Coat - Cloth Ulster and two gent's coats. but before arresting the said Nellie. he the Officer saw the defendant - Bertrand standing in the corner of 79th Street and Lexington Avenue. waiting for some one. and saw him beckon and make signs to the defendant Nellie Grey.

Deponent further says that she has since seen the property found in the possession of the defendant Nellie Grey at the time of her arrest. and fully identifies said property as hers and as the property aforesaid. Wherefore deponent charges the said defendant with being together and acting in concert with each other and feloniously taking stealing and carrying away said property.

Sworn to before me }
this 5th day of Feb 1898 } Larrie Rosenheim

Thos. Murray
Police Justice

0142

CITY AND COUNTY }
OF NEW YORK, } ss.

George W. Mullin
aged _____ years, occupation Police Officer of No. 27
Manhattan Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Carrie Krumm
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this _____

day of _____

1898

George W. Mullin

Henry Murray

Police Justice.

0143

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK.

5
District Police Court.

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

Question. What is your name?

Answer. *Nellie Gray*

Question. How old are you?

Answer. *20 years old*

Question. Where were you born?

Answer. *England*

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

Answer. *Cash & 5th St. 3 days*

Question. What is your business or profession?

Answer. *Messman.*

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

Nellie Gray

Taken before me this

1892

Police Justice.

0144

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

George Bertrand being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h's 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's waiver cannot be used
against h on the trial.

Question. What is your name?

Answer.

George Bertrand

Question. How old are you?

Answer.

24 years old

Question. Where were you born?

Answer.

New York City

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

Answer.

224 East 47th St all my life

Question. What is your business or profession?

Answer.

Plumber

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

Geo. Bertrand

Taken before me this

188

Police Justice

0145

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 Nellie

May and George Bertrand

guilty thereof, I order that he be held to answer the same and they be admitted to bail in the sum of

ten 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 5 1890 Samuel J. Lawrence 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.

0146

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

304
Police Court---

218
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carrie Rosenheim
1187 Lexington Ave
William Grey
George Bertrand

3. _____

4. _____

Dated Feb 5 1890

Murray Magistrate.

Mullin & O'Connor Officer.

27 Precinct.

Witnesses Geo W. Mullin

No. 27 Puck Street.

No. _____ Street.

No. _____ Street.

\$1000

0147

House of the Good Shepherd,
East 90th Street, New York.

Feb. 18th 1890

Hon. Randolph B. Maestri

Dear Sir:
Nellie Grey the girl
committed by your Honor
to our Home on the 11th desires
to return to England and
wishes to communicate with
the English Council.
Kindly let us know what
you wish us to do in the mat-
ter - and oblige
Yours with respect
The Sisters of the
Good Shepherd

0148

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against
Nellie Grey and
George Bertrand

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

Nellie Grey and George Bertrand

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

The said

Nellie Grey and George Bertrand, both

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

one coat of the value of
one hundred and fifty dollars,
one ulster of the value of thirty
dollars, two other coats of the
value of thirty dollars each

of the goods, chattels and personal property of one

Carrie Rosenheim

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.

0149

SECOND COUNT—

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

Nellie Grey and George Bertrand
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

Nellie Grey and George Bertrand, 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,

*one coat of the value of one hundred
and fifty dollars, one ulster of
the value of thirty dollars each
and two other coats of the
value of thirty dollars each,*

of the goods, chattels and personal property of one

Carrie Rosenheim

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

Carrie Rosenheim

unlawfully and unjustly, did feloniously receive and have; the said

Nellie Grey _____

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

JOHN R. FELLOWS,
District Attorney.

Witnesses:

Carrie Rasmussen

Off. Bertrand

69

Counsel,

Filed

Pleads,

10 *July* 1899

THE PEOPLE

vs.

Nellie Grey
(2 cases)

and

George Bertrand
(2 cases)

Grand Larceny Second degree
[Sections 529, 531, 532 Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

James Walker

Foreman.

0150

0151

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against
*Nellie Grey and
George Bertrand*

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

Nellie Grey and George Bertrand

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

The said *Nellie Grey and George Bertrand*, both

late of the City of New York, in the County of New York aforesaid, on the *first*
day of *February* in the year of our Lord one thousand eight hundred and *ninety*.

, at the City and County aforesaid, with force and arms,
*two sleeve-buttons of the value of two dollars
each, two collar buttons of the value of two
dollars each, one scarf pin of the value
of ten dollars, one finger ring of the
value of ten dollars, two coats of the
value of fifteen dollars each, two vests
of the value of seven dollars each, five
pair of trousers of the value of eight
dollars each pair, one overcoat of the
value of thirty dollars, one valise of the
value of five dollars, one pair of drawers
of the value of one dollar, one shirt of the
value of one dollar, and six pair of socks of
the value of twenty-five cents each pair*

of the goods, chattels and personal property of one

William Corcoran

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.

0152

SECOND COUNT—

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

Nellie Grey and George Bertrand
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *Nellie Grey and George Bertrand*

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 *William Corcoran*

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

William Corcoran

unlawfully and unjustly, did feloniously receive and have; the said

George Bertrand _____

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

JOHN R. FELLOWS,
District Attorney.