

0567

BOX:

189

FOLDER:

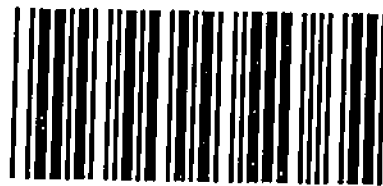
1913

DESCRIPTION:

Fitzpatrick, Thomas B.

DATE:

09/15/85



1913

0568

BOX:

189

FOLDER:

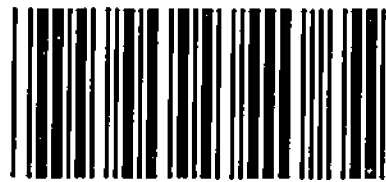
1913

DESCRIPTION:

Naughton, David J.

DATE:

09/15/85



1913

0569

BOX:

189

FOLDER:

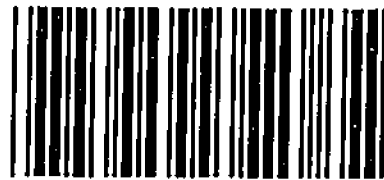
1913

DESCRIPTION:

Daly, Peter A.

DATE:

09/15/85



1913

POOR QUALITY
ORIGINALS

0570

W. H. K.

Witnesses:

Counsel,

Filed

day of

1885

Pleas,

Not guilty (Vol.)

THE PEOPLE

vs.

B

David J. Randolph

B

Thomas B. Randolph

and B

Peter A. Daly

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. H. Brunelle

Foreman

Spindly acquitted

Part 1

The defendants Randolph
and Thomas B. Randolph
tried on this indictment and
acquitted I am of the opinion
from the facts dis-
closed in the case on that
trial that there is no case
against the defendant
Peter A. Daly, and that
this indictment should
be dismissed. I
there respectfully recom-
mend to the court that
the indictment be dis-
missed as to Peter A.
Daly, and his bail discharged.
Randolph B. Martine
District Attorney

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

David G. Naughton
Thomas B. Fitzpatrick
and
Peter A. Daly

The Grand Jury of the City and County of New York, by this indictment, accuse David G. Naughton, Thomas B.

Fitzpatrick and Peter A. Daly —
of the CRIME OF *Swindling of the personal property of another,*

committed as follows:

The said David G. Naughton, Thomas B. Fitzpatrick and Peter A. Daly, each late of the *Tenth* Ward 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 eighty-*five*, at the Ward, City and County aforesaid, with force and arms, two certain boxes of glass, of the value of two hundred and fifty dollars each, of the personal property of Thomas Fegany and Michael J. Fegany, then and there feloniously and unlawfully and wilfully broke and destroy, against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

Second Count.

And the Grand Jury aforesaid, by this Indictment further accuse the said David G. Naughton, Thomas B. Fitzpatrick and Peter A. Daly of the

Crime of Injuring the real property of another, committed as follows:

The said David J. Naughton, Peter A. Daly and Thomas C. Fitzpatrick, each late of the Ward, City and County aforesaid, afterwards, to wit: on the day, and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously, unlawfully and unlawfully did break, shatter and destroy two panes of glass, each of the value of two hundred and fifty dollars, of the real property of one Thomas Lewis, in a certain building of the said Thomas Lewis there situate, then and there being, (the said glass being then and there part and parcel of the building aforesaid,) against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

(Sec. 636)

Third Count:

And the Grand Jury aforesaid, by this indictment further accuse the said David J. Naughton, Thomas C. Fitzpatrick and Peter A. Daly of the crime of damaging a building by the explosion of gunpowder, committed as follows:

The said David J. Naughton, Thomas

Ed. Fitzpatrick and Peter A. Daly, each
 late of the Ward, City and County
 of the said, of the said, to wit: on the day
 and in the year of the said, at the Ward,
 City and County of the said, with force
 and arms, feloniously, unlawfully and
 maliciously did, by the explosion of a
 certain explosive substance, which is to be
 ascertained, damage the building of one
 Thomas Davis, whereunto, whereby
 the lives and safety of divers human
 beings to the Grand Jury of the said
 unknown, were endangered, against the
 form of the Statute in such case made
 and provided, and against the peace and
 dignity of the said People.

(See 636)

Fourth Count.

And the Grand Jury of the said, by
 this indictment, further accuse the said
 David of Naughton, Thomas Ed. Fitz-
 patrick and Peter A. Daly of the crime
 of damaging a building by the explo-
 sion of an explosive substance, committed
 as follows:

The said David of Naughton, Thomas
 Ed. Fitzpatrick and Peter A. Daly, each
 late of the Ward, City and County of the said,

afterwards, to wit: on the day and in the year
 aforesaid, at the Ward, City and County
 aforesaid, with force and arms, feloniously,
 unlawfully and maliciously did, by the
 explosion of a certain explosive substance
 commonly called dynamite, damage the
 building of one Thomas Lewis, there situate,
 whereby the lives and safety of divers hu-
 man beings to the Grand Jury aforesaid
 unknown, were endangered: against the
 form of the Statute in such case made
 and provided, and against the peace
 and dignity of the said County.

(See. 636)

Fifth Count:

And the Grand Jury aforesaid, by this
 indictment, further accuse the said David G.
 Mansfield, Thomas G. Fitzpatrick and Peter
 A. Daly, of the crime of damaging a
 building by the explosion of an explosive
 substance, committed as follows:

That the said David G. Mansfield, Thomas
 G. Fitzpatrick and Peter A. Daly, each
 late of the Ward, City and County aforesaid,
 afterwards, to wit: on the day and in the
 year aforesaid, at the Ward, City and County
 aforesaid, with force and arms, feloniously,
 unlawfully and maliciously did, by the

0575

explosion of a certain explosive substance to the
Grand Jury of said unknown, damage the
building of one Thomas Lewis, there situate,
whereby the lives and safety of divers human
beings to the Grand Jury of said unknown, were
endangered, against the form of the Statute
in such case made made and provided, and against
the peace and dignity of the said People.

Randolph B. Martin

District Attorney

POOR QUALITY ORIGINALS

0576

BAILED, 0
No. 1, by James T. Kane
Residence 2 1/2 Monroe Street.
No. 2, by James T. Kane
Residence 14 Columbia Street.
No. 3, by John Kelly
Residence 221 W. 11th Street.
No. 4, by John Kelly
Residence 221 W. 11th Street.

Police Court 22 District 23rd

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Kane
303 Grand St.

James Kane
303 Grand St.
James Kane
303 Grand St.

Offence Murder

Dated Sept 12 1885

John Kelly Magistrate.
John Kelly Officer.

John Kelly Precinct.
John Kelly Precinct.

John Kelly Precinct.
John Kelly Precinct.

John Kelly Precinct.
John Kelly Precinct.

John Kelly Precinct.
John Kelly Precinct.

John Kelly Precinct.
John Kelly Precinct.

John Kelly Precinct.
John Kelly Precinct.

John Kelly Precinct.
John Kelly Precinct.

John Kelly Precinct.
John Kelly Precinct.

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 that the within named defendant is

guilty thereof, I order that they be held to answer the same and be admitted to bail in the sum of Two 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 Sept 12 1885 James T. Kane Police Justice.

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

Dated Sept 12 1885 James T. Kane 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 Sept 12 1885 James T. Kane Police Justice.

POOR QUALITY
ORIGINALS

0577

Sec. 151.

Police Court 2 District.

CITY AND COUNTY } ss. In the name of the People of the State of New York; To the Sheriff of the County
OF NEW YORK, } of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Thomas Garry
of No. 303 Grand Street, that on the 1st day of February
1885 at the City of New York, in the County of New York,

against David J. Naughton, Thomas Fitzpatrick
and John Daly wilfully and maliciously
broke a pane of glass in store
number 307 Grand Street occupied
by Complainant of the value of \$500

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring
forthwith before me, at the 2 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 12 day of Sept, 1885
James C. McNeill POLICE JUSTICE.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs

Warrant-General.

Dated 188

Inspector James J. O'Brien Magistrate.
Officer Michael J. O'Brien
James M. Lewis John J. O'Brien
Frank M. O'Brien
The Defendant
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

James C. McNeill Police Justice.

REMARKS.

Time of Arrest,

Native of

Age,

Sex,

Complexion,

Color,

Profession,

Married,

Single,

Read,

Write,

POOR QUALITY
ORIGINALS

0578

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY { SS
OF NEW YORK,

David J. Naughton 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

David J. Naughton

Question How old are you?

Answer

36 years

Question Where were you born?

Answer

Ireland

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

Answer

98 Monroe St

8 mo

Question What is your business or profession?

Answer

Salesman

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

Answer

I am not guilty and demand a trial by jury

David J. Naughton

Taken before me this

13

day of *Sept*

1888

Samuel A. Kelly Police Justice.

0579

Sec. 198—200.

2

District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

Thomas Fitzpatrick 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

Thomas Fitzpatrick

Question. How old are you?

Answer

27 years

Question. Where were you born?

Answer.

U S

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

Answer.

26 & Monroe St 3 years

Question. What is your business or profession?

Answer

Book Clerk

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

Answer.

I am not guilty and demand a trial by jury

Thomas B Fitzpatrick

Taken before me this

day of

188

Police Justice.

0580

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

Peter A Daly 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

Peter A Daly

Question. How old are you?

Answer

23 years

Question. Where were you born?

Answer.

N Y

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

Answer.

Teller Place Melrose 8 years

Question What is your business or profession?

Answer

Salesman

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

Answer.

I am not guilty and demand a trial by jury

P. A. Daly

I taken before me this

day of

Sept

188

St

Police Justice.

Frank Gersten

==

re

David's Daughter

==

Et al Et al

==

==

==

0581

City and County
of New York SS.

Frank Gersten being duly sworn deposes and says: I reside at number 68 1/2 Orchard Street in the City and County of New York. My father Morris Gersten is proprietor of a place known as Orchard Hall at the above number, and does business as a lager beer saloon and has rooms at the above number which he lets as meeting rooms for Clubs and Societies. That on the 31st day of January 1885 a society known as the Equality Association or Dry Goods Clerks, met for the purpose of transacting some private business in a room at the above number, that the said meeting did not adjourn until about 12³⁰^{PM} or 1 AM February 1st 1885. That all the members who attended the meeting left the premises except David J. Naughton, ~~Thomas~~ ^{Peter} Daley and Thomas Fitzpatrick, who entered the saloon at the above premises after the adjournment of the meeting and played a game of cards. When the said David J. Naughton, Thomas Daley and Thomas Fitzpatrick left my father's saloon my mother directed me to follow

0583

the said David S. Naughton ^{Peter J.} ~~and Thomas~~
 Daley and Thomas Fitzpatrick. I follow-
 ed the said Naughton Daley and Fitz-
^{as my mother was owed money by them she wanted to know}
 where they went. ~~patrick~~ to Garry Brothers Store. I stood
 on the N.E. Corner of Grand and ~~Allen~~ Orchard
 Street and when I saw the said
 men reach the store of Garry Brothers
 on the S.W. Cor of Grand and Allen Streets
 in the City ^{and they were the only persons on said street} and County of New York I ran
 back to my mother who was in my
 father's store and is about 75 feet from
 where I stood when I watch'd the above
 mentioned men reach the store of Garry
 Brothers I heard an explosion and ran
 to Garry Brothers store when I reached
 there I found the above mentioned
 Thomas Fitzpatrick in custody of
 a police officer of the 10th Precinct.
 The said Fitzpatrick was found by
 the officer in an unconscious state.
 When the said David S. Naughton
 Thomas Fitzpatrick and ^{Peter J.} ~~Thomas~~ Daley
 left my father's saloon they walked
^{down} ~~to~~ the East side of Orchard Street
 to the North East Corner of Grand and
 Allen Streets then down the north
 side of Grand Street to the North East
 Corner of Grand and Allen Streets then

0584

crossed to the South East corner of
Grand and Allen Streets to the
South West corner of Grand and Allen
Streets. I saw the package my brother David
mentioned in the possession of one of the three men I
followed the night of the Explosion. To David Gaspar

~~Sworn to before me~~
~~this 10 day of September~~

~~Francis Mangin
Notary Public
N.Y. Co. 7th 1886~~

Sworn to before me this
12th day of Sept-1885
David C. Bell (Police Officer)

City and County
of New York ss.

George Gersten being duly sworn deposes and says, that he resides at No 88 1/2 Orchard Street, that his father is proprietor of Orchard Street, and is used for meetings for clubs and societies. That the Equality Association or Dry Good Salesman have on numerous occasions met at the above hall. That between the 24th day of January 1885 and the 1st day of February 1885 he had occasion to go to the room occupied as a meeting room by the Equality Association or Dry Goods Clerks at the above mentioned premises for a large firecracker which deponent had placed in a closet in the said room. That in the said room at the said place one Thomas Fitzpatrick, and ~~Thomas~~ ^{Peter H.} Daly sat playing cards in company with one Maloney and McLaughlin. That when deponent took from said closet in the said room the above mentioned firecracker, the said Thomas Fitzpatrick and Thomas Daly requested deponent to give them the firecracker saying "we want to blow up ~~Gersten~~".

0586

Garry Brothers store and one ^{Thomas} Bergen
 who is a salesman in Garry Brothers
 store. The deponent further swears
 that he has heard one Michael
 Poerner a cash boy employed at
 Piddley store corner of Grand and Allen
 streets in the City and County of New
 York and one Leichman a cash
 boy employed at Garry Brothers
 S.W. Corner of Allen and Grand Street in
 the City and County of New York, say on
~~divers occasions~~ that they would like
 to get square on Garry Brothers.

George Gersten

~~Sworn to before me~~

~~this 10 day of September 1885.~~

~~Francis Mangin~~

~~Notary Public~~

~~N.Y. Co. No 186~~

Sworn to before me this

12th day of September 1885

Sam'l C. Ruliff Police Justice.

City and County
of New York S.D.

Edward Trust of 168 Suffolk Street in the City and County of New York being duly sworn deposes and says that on the morning of February 1st 1885 the foregoing witnesses and myself were standing on the North West Corner of Orchard and Grand Streets about 1 o'clock a.m. when David J. Naughton ~~James~~ ^{James} Daley Thomas Fitzpatrick passed us when David Gerstein asked me to follow the said Naughton Daley and Fitzpatrick to see what the said men were about to do. I saw Naughton Daley and Fitzpatrick standing on S.W. Corner of Grand and Allen Streets I saw the three men look about them and turned my head for a few moments when I heard an Explosion I turned around and saw Fitzpatrick lying on the ground and one of the other two men running away and the window of Garry Brothers broken by the shock a few minutes after the explosion Frank Gerstein passed where we were standing Deponent further says that the aforementioned persons were the only persons in front of said premises who passed thereby from the time he heard

Amos
1000

0588

said
~~an~~ explosion ~~and~~ and heard the
pans of glass break in said Gary
Brothus window as aforesaid.

Edward S. Finest

Sworn to before me

This 12th day of Sept-1885

Samuel O'Reilly Police Justice

0589

STATE OF NEW YORK.
CITY AND COUNTY OF NEW YORK, } ss:POLICE COURT, 2nd

DISTRICT.

David Gerstein

of No 68 1/2 Orchard Street Street, being duly sworn, deposes and says,

that on the 1st day of February 1886

2 a m

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

David J. Naughton, Thomas Fitzpatrick & ^{John A.} Daly from saloon no 68 1/2 Orchard Street to the corner of Allen and Grand Streets in said City and that said Naughton, Fitzpatrick and Daly stood there talking about three minutes and ^{deponent} saw one of the aforesaid persons walk towards the store window occupied by Garry Brothers in said corner and stoop over in front of said store window and immediately walk towards other said persons and then and there deponent heard an explosion and heard the glass in said store window break and immediately deponent saw said Daly and Naughton run away.

Deponent says that he ran up to where said explosion ^{took place} and saw Fitzpatrick lying on the ground and ~~bleeding~~ a police officer came along in about two minutes and took said Fitzpatrick to the Station House.

Deponent further says that said Naughton, Fitzpatrick & Daly were the only persons in front of said store or passed the same thereby from the time he heard the explosion and heard the glass in the windows break in Garry

Package

0590

Brothers store situated on said street
corner

David Gersten

Sworn to before me

This 12th day of Sept-1885

Samuel C. Kelly Police Justice

POLICE COURT—DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Dated 188

Magistrate.

Officer.

Witness,

Disposition

AFFIDAVIT.

POOR QUALITY
ORIGINALS

0591

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

POLICE COURT, 2 DISTRICT.

Thomas Gary

of No 303 Grand Street, being duly sworn, deposes and says,

that on the First day of February 1885

at the City of New York, in the County of New York, David J. Fraughton

Thomas Fitzpatrick and James Daly
wilfully and maliciously placed
some explosive material under the
store window of No 307 Grand Street
and set fire thereto breaking and
destroying two large plate glasses
that were in the store window of
said premises doing damage to the
amount and value of Five hundred
dollars the property of Thomas Lewis
in the care and charge of deponent
and copartners as lies. Deponent says that he
is informed by
Frank Gester, Edward Fierst, George
Guster and David Guster that they
saw said defendants in front of
said premises and saw one of them
stoop under store window and
immediately thereafter they heard
an explosion and heard said
panes of glass break in said
window as aforesaid.

Thomas Gary

Brought before me

this 12th day of Sept 1885

David A. Hill Police Justice

0592

BOX:

189

FOLDER:

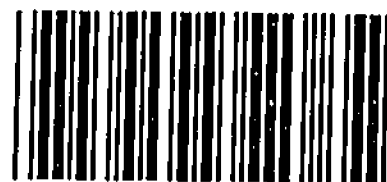
1913

DESCRIPTION:

Nephew, Louis F.

DATE:

09/21/85



1913

POOR QUALITY
ORIGINALS

0593

Witnesses:

Counsel,

Filed

day of

1885

Pleads,

Chas. H. Russell

THE PEOPLE

vs.

P

Saints & Queens

Burglary in the Third Degree.

[Sections 108, 506, 528 and 532]

RANDOLPH B. MARTINE,

District Attorney.

Nov 186 Pr. or 16/17

A True Bill.

per. or 16/17

Chas. H. Russell

Foreman

285

0594

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Savior S. Andrews

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

Savior S. Andrews

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said *Savior S. Andrews*,

late of the *South* Ward of the City of New York, in the County of New York, aforesaid, on the *twentieth* day of *August*, in the year of our Lord one thousand eight hundred and eighty-*five*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

Edward F. Widdoway

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Edward F. Widdoway

in the said *store*, then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

0595

SECOND COUNT—

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

Samuel B. Richards
of the CRIME OF Pelvic LARCENY, _____ committed as follows :

The said Samuel B. Richards,

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

five pairs of shoes of the value

of twenty dollars each pair,

of the goods, chattels and personal property of one Edward F. Williams,

in the store — of the said Edward F. Williams, —

there situate, then and there being found, in the store — aforesaid, then and there
feloniously did steal, take and carry away, against the form of the statute in such case made and
provided and against the peace of the People of the State of New York and their dignity.

Charles W. Smith
District Attorney

0596

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

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edward G. McIlwain
183 South _____

Louis J. McIlwain
183 South _____

2 _____
3 _____
4 _____

Offence *Burglary*

Dated *September 15* 188 *5*

Alfred J. Duff Magistrate
Alfred J. Duff Officer,
Precinct *4*

Witnesses *Edith R. McIlwain*

No. *183* South _____
Geo. A. Deane Street _____

No. *183* South _____
Mrs. Deane Street _____

No. *183* South _____
Alfred J. Duff Street _____

No. *183* South _____
Alfred J. Duff Street _____

No. *183* South _____
Alfred J. Duff Street _____

No. *183* South _____
Alfred J. Duff Street _____

No. *183* South _____
Alfred J. Duff Street _____

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

Louis J. McIlwain

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

Dated *September 15* 188 *5* *Alfred J. Duff* 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.

0597

Sec. 198-200.

First District Police Court.CITY AND COUNTY }
OF NEW YORK, } ss

Louis F. Nephew 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

Louis F. Nephew

Question. How old are you?

Answer

42 years

Question. Where were you born?

Answer.

New York

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

Answer.

219 East 36th street, about 7 months

Question What is your business or profession?

Answer

Printer

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 guiltyLouis F. Nephew.

Taken before me this

day of September 1885

Police Justice.

0598

CITY AND COUNTY }
OF NEW YORK, } ss.

Seth R. Milbury
aged *17* years, occupation *Clerk* of No.

183 South Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Edward G. Milbury*

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

Sworn to before me, this *15*
day of *September* 188*5* } *Seth R. Milbury*

P. J. Murphy
Police Justice.

POOR QUALITY
ORIGINALS

0599

Police Court First District.

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

of No. 183 South Street, aged 27 years,

occupation Manufacturer & Jobber being duly sworn.

deposes and says, that the premises No 183 South Street,
in the City and County aforesaid, the said being a five story brick
building

and which was occupied by deponent as a Rubber Clothing & Wooden Goods store
and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly unlocking
the folding doors facing South Street, by
means of false keys

on the 20th day of August 1885 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

Several pairs of Shoes and a quantity
of Rubber and Wooden goods amounting
to twenty dollars in value

the property of Deponent & George A. Clark, Co-partners
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

Louis F. Nephew (now here)

for the reasons following, to wit: about the hour of 6 o'clock p.m.
On said date, deponent locked
and secured is informed by Seth R. Milbury
of No 183 South Street that he locked and
securely fastened the folding door of said
premises. That said Seth R. Milbury entered
said store about fifteen minutes afterwards
when he found on the first floor on a table
a coat and hat belonging to said deponent.
That said Seth afterwards went to the second

0600

floor of said premises and found said
defendant in the act of doing up a
package of shoes which he took away
from said store.

Wherefore defendant charges
said defendant with the burglary
as aforesaid.

Sworn to before me
this 15th day of September 1885

Edward L. Milbury
Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No.

Street.

0601

People

15

Stephen

State of New York
City and County of New York

John S. Phillips being duly sworn says that he resides at No 285 East 10th Street in the City of New York - and is the present Commander of Cameron Post No 79 Grand Army of the Republic. That he is well acquainted with Louis J. Nephew (who is now confined in the City Prison charged with Burglary in the 3rd Degree) and has known him for the past seven or eight years - that said Nephew is an active member in good standing of the aforesaid Post, and this deponent has always known him to be a person of good reputation and honest in all his dealings with this deponent and his fellow comrades.

Deponent further says that said Louis J. Nephew's associates prior to his arrest for the offence aforesaid were to the best of this deponent's knowledge persons of good reputation.

Sworn to before me }
October 7-1885

John S. Phillips

Wm C. Saffin

Notary Public N.Y.C.

State of New York.

City and County of New York.

John S. Dingwall
being duly sworn, says that he resides
at No. 50 West 12 Street in the City of New
York - That he carries on and conducts a
Restaurant at No. 830 Broadway - That
he is a Post Commander of Cameron
Post No. 79 Grand Army of the Republic.
That he is well acquainted with Louis F
Nephew (who is now confined in the City
Prison charged with Burglary in the
3rd degree) and has known him for the
past five or six years - That said Nephew
is an active member in good standing
of the aforesaid Post. and this deponent
has always known him to be a person
of good reputation - in all his
dealings with this deponent and his
fellow comrades.

Deponent further says that said Louis
F Nephew's associates prior to his arrest
for the offence aforesaid were to the
best of this deponent knowledge persons
of good reputation.

Sworn to before me

October 7 - 1885

W. E. Coffey

Notary Public N.Y.C.

John S. Dingwall

State of New York
City and County of New York/fo

John R Nugent
being duly sworn says, that he resides
at No. 319 E. 13th Street in the City of New York
that he is a retired Provision Dealer
and is a Past Commander of Cameron
Post No. 79 Grand Army of the Republic.
That he is well acquainted with Louis J
Nephew of No. 219 E. 36 street in said
City (who is now confined in the City
Prison charged with the crime of
Burglary in the 3rd degree) that
said Nephew is an active member in
good standing of the aforesaid Post
and this deponent has always known
him to be a person of good reputation
honest in all his dealings with this
deponent and his fellow comrades.
Deponent further says that said Louis
J Nephew, associates prior to the arrest
for the offence aforesaid, with to the
best of this deponent's knowledge persons
of good character.

Sworn to before me

October 2, 1885

Wm C. Sullivan

Notary Public N.Y.C.

John R Nugent

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

Lizzie Nephew
being duly sworn says, that she is the
wife of Louis F. Nephew who is now
confined in the City Prison, that she has
a child to wit, a daughter, aged seven
years, the issue of her marriage with
said Louis F. ~~Nephew~~ ^{Nephew} to whom she was
married, about nine years ago - that
said child is now and for the past four
weeks has been confined to her home by
reason of illness - that deponent has
no means of support for herself ^{and child}
and is at present dependent upon the
charity of her friends - that her said
husband is a painter by trade, and
can earn from two to three dollars per
day when employed - that for the past
six months he has been out of regular
employment but that in the mean-
while he did and performed odd jobs
at painting for the firm of Clark
Milbury of No South Street - that
her said husband previous to his arrest
on the complaint of Clark Milbury
has never before been arrested for a
similar offence - that prior to his

said avast he has labored, at his trade
 for the support of himself & family
 that her said husband's family con-
 nections are respectable & that to the
 best of her knowledge & belief her said
 husband's associates in life were
 working people of good reputa- that
 from the time of her marriage to wit
 1876 until 1883 a period of seven years
 this deponent & her said husband
 resided on First Street & Extra Place
 in the City of New York that in the
 fall of the year 1883 they moved
 from said last named place to No
 14 First Street where they continued
 to reside until the beginning of the
 summer of the present year 1885-
 & hence removed their residence to
 219 E. 36 Street in this City where
 they still reside.

Sworn to before me } ^{her} Izzi x nephew
 Det atar 9-1885 } mark.

Wm C. Coffey

Notary Public

N.Y.C.

0608

BOX:

189

FOLDER:

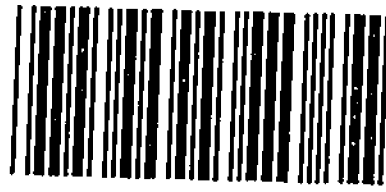
1913

DESCRIPTION:

Nixon, Patrick

DATE:

09/25/85



1913

Witnesses:

Counsel,

Filed 25 day of Sept 1885

Pleads

Not guilty

THE PEOPLE

vs.

Robert Nixon

Defendant

Accused on his own

Verdict

RANDOLPH B. MARTINE,

District Attorney.

W 251

A True Bill.

Chas. W. Russell

Foreman.

6-1-1

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

0609

06 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

Patricia Nixon

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

Patricia Nixon

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

The said Patricia Nixon,

late of the City and County of New York, on the ~~twenty-second~~ day of ~~September~~, in the year of our Lord one thousand eight hundred and eighty ~~five~~, with force and arms, at the City and County aforesaid, in and upon one

Frederic Lygall

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault; and the said Patricia Nixon

with a certain ~~knife~~ which she the said

Patricia Nixon

in ~~her~~ right hand then and there had and held, the same being then and there an instrument likely to produce grievous bodily harm, ~~then~~, the said ~~Frederic Lygall~~, then and there feloniously did wilfully and wrongfully ~~strike, beat, stab, cut,~~ bruise 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.

Randolph B. Markie

District Attorney

POOR QUALITY ORIGINALS

0611

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

Police Court 4 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

Alfred C. Cullen
312 W 42nd St.

1 *Robert M. Mink*

2 _____

3 _____

4 _____

Offence *fel. assault*

Dated *Sept 23* 188*5*

William
Magistrate.
Officer *Coff*

Witnesses
Alfred Cullen
Precinct *119*

No. *312 W 42nd St.*
Street.

No. _____
Street.

No. *700*
Street *9th*
to answer

Cullen

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 *Robert Mink* 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 *Sept 23* 188*5* *John J. Quinn* 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.

POOR QUALITY
ORIGINALS

06 12

Sec. 198-200.

11 District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

Patrick Miskin 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 Patrick Miskin

Question. How old are you?

Answer 22 years

Question. Where were you born?

Answer. Ireland

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

Answer. 109 East 53rd Street 3 years

Question What is your business or profession?

Answer Wall boy

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

Answer. I am not guilty

P. Miskin

Taken before me this

day of April

1887

John J. Van Hook Police Justice.

POOR QUALITY
ORIGINALS

0613

Police Court—✓ District.

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

of No. 312 West 22nd Street, aged 23 years,
occupation Runner Inspector being duly sworn
deposes and says, that on the 22 day of September 1885 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Patrick Nisan (now here)
who struck at deponent with a knife
he held in his hand, and cut
cut deponent's coat on the left
bust;

That said assault was
committed by said defendant

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 23 day
of September 1885.

J. G. Galle

John J. Horan Police Justice.

A. G. General Sessions.

People vs

vs

Patrick Nixon.

Affidavit of Withdrawal.

Set aside each
on his own recognizance
each 2/8/78

06 14

06 15

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Patrick Nixon

City & County of New York, ss.

Theodore H. Gogoll, being duly sworn, deposes and says as follows: -

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. Furthermore I believe that the defendant's family are of the highest respectability, and I know from conversations had with his father and mother and with others that they feel very deeply the ignominy of the charge brought against the son.

I further state that I received no injury upon my body, though my clothing was cut in one place by the small penknife which defendant used.

For these reasons I respectfully ask leave to withdraw the charge made by me against the defendant.

Sworn to this 2nd.
day of Oct. 1875, Before me

Wm M Davis,
Notary Public.
N.Y. Co.

Theodore Henry Gogoll.

06 16

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

The People of the State
of New York

Agst
Patrick Nixon Deft

City & County of New York ss. Patrick Nixon
being duly sworn says that the
accident herein occurred in this
manner. In company with 3 or 4
others I was standing on corner
of 53rd Street and 5th Avenue when
Complainant and a friend came
along somewhat under the influ-
ence of liquor when he asked me
for a match at this time I
had a small pen knife in my
hand cleaning my finger nails
I took my hand in my pocket to get
a match to give complainant when
he kept running his cigar at my
face I took my hand and waved
the cigar away and accidentally
cut his coat in doing so. I can
prove this by a number of per-
sons and never had the least

06 17

intention of injuring either the
person or clothing of the complain-
ant. I never was arrested nor
charged with any crime in my
life and have always lived at
home giving my earnings to my
Father & Mother

From before me this { Patrick Nixon
2^d day of Oct 1885-

Francis J. Glover
Notary Public
N.Y. Co.

N.Y. General

Sessions

People

Nixon

Appointed-

06 18

N.Y. Court of General Sessions

The People

vs
Patrick Nixon

City & County of New York } ss. Nicholas Nixon being
adversely sworn says that he resides at
No 105 East 53rd Street in said City and
that he is the Father of the defendant
who is one of a large family all living
at home with defendant and his wife
that the defendant is 23 years of age
and is an honest sober and industrious
young man and that he never was
arrested until the present charge that
he has always lived at home with de-
fendant and for a number of years
last past has worked earning his money
and bringing the same home to defendant
or his said mother, that he never was
in the habit of remaining out late at
night and has been a good boy to de-
fendant and his mother. That said
defendant has received a good common
school education and religious training

And

And for nothing
1st day of Oct. 1885

Nicholas Nixon
Deputy Sheriff

06 19

We hereby certify that we know
the defendant Patrick Nixon is
a good honest industrious young man
and never heard of him being arrested
before

N.Y. Oct. 1/85

Amos J. Finney

Hugh McEligraay

John C. Cunningham

I have known Patrick
Nixon for some time
and he is an honest
industrious and peaceable
boy. He was never arrested
before for any offence

and if necessary I can
bring persons of the first
consideration to testify to
his good character.

Geo W. Carter

N.Y. General

Session

People

Nixon

of Philadelphia

+ Certificate