

0434

BOX:

49

FOLDER:

570

DESCRIPTION:

Daly, James

DATE:

10/18/81



570

0435

Dec 1881  
#160  
day of Dec 1881  
Meads, Nov 19  
THE PEOPLE  
vs.  
52  
185  
James Daly  
Henry J. M. Deane  
Att. Rec. New York

DANIEL G. ROLLINS,  
District Attorney

A True Bill.

Foreman.

Part Two - Dec. 6. 1881

Tried and convicted

P. L. with recs to mercy

6 mos

Dec 8/81

0436

3<sup>d</sup> District Police Court.

The People.  
on the complaint of }  
Matthew Lorry } Burglary  
vs }  
James Daly }

City and County  
of New York }

- ss:— Matthew Lorry being  
duly sworn and examined deposes  
and says, as follows:—
- Q. What is your name, age,  
residence and business?
- A. Matthew Lorry, age 16. Residence  
No. 221 Chrystie Street and I am  
learning the belt makers trade.
- Q. Why did you cause the arrest of  
James Daly (nowhere)?
- A. For breaking open and entering  
my room on the top floor of my  
said residence and stealing there-  
from one coat and one vest,  
my personal property and of the  
value of six dollars.
- Q. Why do you suspect James  
Daly of burglariously breaking  
open and entering your room  
and stealing therefrom said coat

0437

and vest?

J. About the hour of 12 O'clock A.M. at the 11<sup>th</sup> day of October 1881, at the City and County of New York I locked and securely fastened the door leading into my said room in said premises, which building is occupied as a dwelling, and at the said time my coat and vest were contained in said room.

I returned home about 5.30 O'clock P.M. of the same day and found the door of my said room unlocked and James Daly standing therein with my said coat and vest on his body. I therefore charge James Daly with entering the said room by means of a false key, with intent to commit a Crime therein, and with stealing therefrom my said property.

Shown to before me

this 12<sup>th</sup> day of October 1881 } Matthew Lowery

Police Justice.



0438

Sec. 198-200,

CITY AND COUNTY }  
OF NEW YORK, } ss.

32  
DISTRICT POLICE COURT.

*James 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. *James Daly*

Question. How old are you?

Answer. *57 years old*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *No. 115 B'way, about 1 month.*

Question. What is your business or profession?

Answer.  *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 lived formerly in that house and finding the basement door open a sort of impulse drove me in there and being under the influence of drink, not knowing really what I was doing, I went into the room. The room door was open. This is the only explanation I can give.*

Taken before me, this *12th*

day of *October* 188*1*

*James Daly*

*John A. Blum* Police Justice.

0439

BAILED,

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

Sec. 208, 209, 210 & 212.

Police Court, District.

THE PEOPLE, &c.,

OF THE COMPLAINT OF

*Matthew Henry*  
*229 1/2 Broadway*  
*James D. Galy*  
Offence, *burglary*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Dated *October 12*, 1881.

*Wm. H. McManus* Magistrate.

*Wm. H. McManus* Officer.

Clerk.

Witnesses

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

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

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

*E.*

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 D. Galy*

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

Dated *October 12*, 1881. *Wm. H. McManus* Police Justice.

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

Dated \_\_\_\_\_ 1881. \_\_\_\_\_ 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 \_\_\_\_\_ 1881. \_\_\_\_\_ Police Justice.

0440

Sec. 208, 209, 210 & 212.

Police Court-- 3 District.

THE PEOPLE, &c.,  
OF THE COMPLAINT OF

*Matthew Perry*  
*2291 Broadway*  
*James D. Galy*

BAILED.

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

Office,  
Dated *October 12, 1881.*

*Wm. Hammer* Magistrate.  
*Wm. D. Beck* Officer.  
Clerk.

Witnesses \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
*Co.*

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

*John G. Galy*  
guilty thereof, I order that he be admitted to bail in the sum of *Five* Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

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

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.

0441

**Court of General Sessions**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Daly*

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

*James Daly*  
of the CRIME OF *Burglary*

committed as follows:

The said

*James Daly*

late of the *Seventeenth* Ward of the City of New York, in the County of New York, aforesaid, on the *eleventh* day of *October* in the year of our Lord one thousand eight hundred and eighty *one* with force and arms, about the hour of *five* o'clock in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of

*Matthew Lowery*

there situate, feloniously and burglariously did break into and enter, ~~by means of~~  
~~forcibly~~

he the said

*James Daly*

then and there intending to commit some crime therein, to wit: the goods, chattels and personal property of

*Matthew Lowery*

in the said dwelling house 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.

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

*James Daly*  
of the CRIME OF *Larceny*

committed as follows:

The said

*James Daly*

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,

*One coat of the value of four dollars*  
*One vest of the value of two dollars*

of the goods, chattels, and personal property of the said

in the said dwelling house then and there being, 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.

0442

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*James Daly*  
of the CRIME OF RECEIVING STOLEN Goods, committed as follows:

The said

*James Daly*

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

*One coat of the value of four  
dollars*

*One vest of the value of two  
dollars*

of the goods, chattels and personal property of the said

*Matthew Lowery*

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

*Matthew Lowery*

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

*James Daly*

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

DANIEL G. ROLLINS, District Attorney.



0443

BOX:

49

FOLDER:

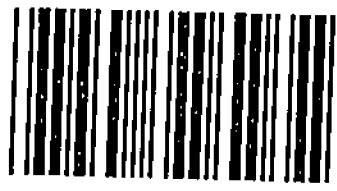
570

DESCRIPTION:

Dinan, Philip

DATE:

10/27/81



570

0444

Day of Trial,

Counsel,

Filed ✓ day of

Pleadings

# THE PEOPLE

US.

Philip Bunan.

174  
*Amelanchier*  
 BENJ. K. APPEL, JR.

*District Attorney.*

# A True Bill.

Wm. H. Brown  
Treasurer.

Oct 20/1  
 Trade amt.  
 S. J. Angus & Co. m<sup>rs</sup>

**BURG-LARY-THIRD DEGREE. NOTHING STOLEN.**

0445

Sec. 198-200.

DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Philip L. Duane* 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.

*I have nothing at all to say, only  
I done the deed.*  
*Philip L. Duane*  
*Mark*

Taken before me, this

day of

188

*A. J. [Signature]*  
Police Justice.

0446

Sec. 208, 209, 210 & 212.

Police Court - 14 District.

THE PEOPLE, &c., 1886  
ON THE COMPLAINT OF

James J. Gorman  
State Police

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

October 28th 1886

Morgan Magistrate.

Officer  
658 11<sup>th</sup> Ave

Clerk.

Witnesses

Jack O'Neil

No.

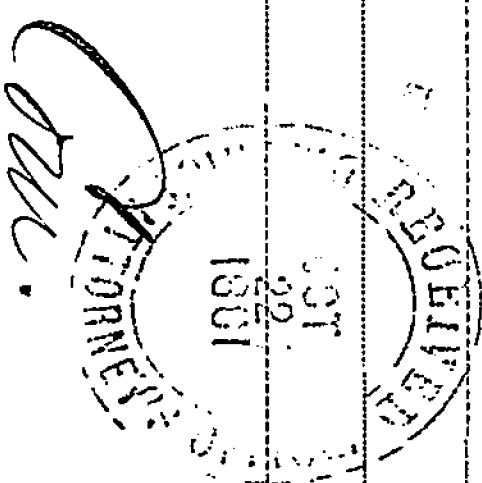
925 11<sup>th</sup> Ave

No.

Street,

No.

Street.



Offence Attempted Burglary

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 Philip Gorman

held to answer and guilty thereof, I order that he be admitted to bail in the sum of \$100.00 Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated October 28th 1886

Police Justice.

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

Dated 1886 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 1886 Police Justice.

Police Court--14 District.

THE PEOPLE, &c., 986  
ON THE COMPLAINT OF

James Simmons  
State's Police

Philip Simon

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated October 20<sup>th</sup> 1887

Magistrate.

Officer

Clerk.

Witnesses

No.

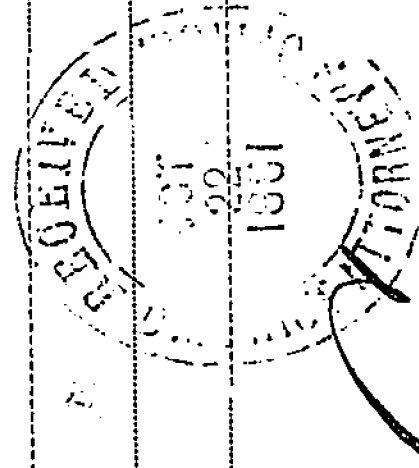
925 10<sup>th</sup> Ave St.

No.

Street,

No.

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

Gold & answer and be admitted to bail in the sum of Five Hundred Dollars and be com-

mitted to the Warden or Keeper of the City Prison until he give such bail.

Dated October 20<sup>th</sup> 1887

W. L. Morgan 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.

0447



0448

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

Police Court—Fourth District.

James Simmons  
of No. State Police Street, being duly sworn, deposes and says,  
that on the day time of the 209 day of October, 1887

at the City of New York, in the County of New York, a freight car

attached to a train of the New York  
and Hudson River Rail Road Company  
and in motion on its trip in and through  
11 Avenue, was burglariously attempted  
to be broken open and entered by Philip  
Dinan, now present, and two others, by  
name, Miller & Richard Smith,

not in custody. That a rear door of  
said car had a piece broken therefrom by a  
pinning in the hands of said Dinan, whom  
deponent detected with the other defen-  
dants in the act. Deponent charges that

Sworn to before me, this

1887

Police Justice.

0449

said defendants, did so burglariously  
enter said car with intent to steal  
therefrom. certain merchandise therein  
contained.

Now before me  
this 20 Sept 1887

JAMES TIMMONS

J. H. Maguire  
Police Justice

Police Court—Fourth District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

AFFIDAVIT.

vs.

Dated 20 Sept 1887

Magistrate.

Officer.

Witness.

Disposition.

0450

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

*Philip Denan* against  
The Grand Jury of the City and County of New York by this indictment accuse

*Philip Denan*  
of the crime of  
*Burglary*  
committed as follows:  
The said

*Philip Denan*

late of the *Twelfth* Ward of the City of New York, in the County of  
New York, aforesaid,  
on the *twentieth* day of *October* in the year of our Lord  
one thousand eight hundred and ~~seventy~~ *eighty-one* with force and arms,  
at the Ward, City and County aforesaid, ~~the~~ *a certain railroad car* of  
*The New York Central & Hudson River Railroad Company*  
there situate, feloniously and burglariously ~~did~~ *attempt to* break into and enter, the said *car*  
being then and there a ~~building~~ *building* in which divers goods, merchandise, and valuable things  
were then and there kept for use, sale and deposit, the same being the goods, chattels,  
and personal property of

*The New York Central & Hudson River Railroad Company*

goods, merchandise and valuable things in the said *car* with intent the said  
being then and there feloniously and burglariously ~~to~~ *did attempt* to steal, take, and carry away then and there

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.

*Daniel T. Rollins*  
BENJ. K. PHILLIPS, District Attorney.

0451

BOX:

49

FOLDER:

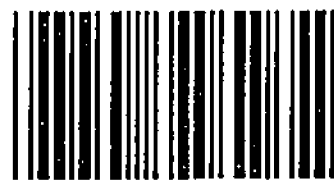
570

DESCRIPTION:

Donnelly, Michael F.

DATE:

10/07/81



570

0452

Witnesses.

#1  
Counsel,  
Filed  
Pleads,  
W. O. H. P.  
1881

THE PEOPLE  
vs.  
Michael J. Donnelly  
P  
R A P E.

DANIEL G. ROLLINS,  
District Attorney.

A True Bill.

W. M. H. P.  
Foreman.

Oct 10. 1881.

True Bill & Acquitted.



0453

## FOURTH DISTRICT POLICE COURT.

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

*Elizabeth Riley, aged 26*  
*years, house servant, residing*  
 at No. 425 West 42<sup>nd</sup> Street in the city  
 of New York, being duly sworn, deposes and says,  
 that on the 23<sup>rd</sup> day of August 1881  
 at the City of New York, in the County of New York,

Michael Connelly did forcibly  
 and feloniously ravish deponent  
 and had sexual connection with  
 deponent and carnal knowledge of  
 her body against her will and  
 without her consent.

That at said time he lived at  
 premises No. 1455 Lexington Av.  
 where he and deponent were  
 employed as servants.  
 That at the time aforesaid the  
 family were absent in the country,  
 and deponent and said Michael  
 were alone in said last named  
 premises. That at about the  
 hour of 2 o'clock on the morning  
 of said day he entered the bed  
 room of deponent and seized  
 hold of deponent, pulling deponent  
 about the room and tearing her  
 clothing from her person, and did  
 forcibly and violently throw  
 deponent on the bed and did  
 by great strength and against  
 the protests of deponent who  
 struggled and screamed and resisted  
 him to her utmost - have sexual  
 connection with deponent as aforesaid.

Sworn to before me this  
 27<sup>th</sup> day of September 1881

*Elizabeth Riley*  
*J. M. Patterson* } Police Justice

0454

Police Court—Fourth District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Elizabeth Kelly*

vs.

*Michael Donnelly*

Dated *September 27* 188*0*

*Patterson*

Magistrate.

*For day*

Officer.

0455

Elizabeth Reilly, the Complainant  
in this case, sworn and cross-  
examined by Counselor Elias  
G. Levy who appears for the  
defendant

Q How old are you?

A 26 years of age.

Q Are you in good health?

A Yes Sir.

Q When did you first become  
acquainted with the defendant

A May 16<sup>th</sup> 1881, at the house  
where I lived at 1455  
Lexington Avenue. He lived  
there too. We were both  
employed there.

Q When for the first time did  
he make any propositions to  
you to have connection with  
you?

A On the 23<sup>rd</sup> of August last.

Q Did he profess any love for  
you?

A He did

Q Did you profess any love for  
him?

A No Sir, nor at any other time.

0456

Q Did you ask <sup>him</sup> ~~you~~ to marry you  
A I did.

Q When for the first time did  
he have connection with you?

A On the 28<sup>th</sup> of August last.

Q Where were you at the time  
he had connection with you?

A In my bed room.

Q Were you undressed at the time

A No sir. I had drawers on -  
at the time. They were  
closed in front and buttoned  
on the sides. I had also on  
my dress, corsets shoes and  
stockings. And was fully dressed  
except the waist of my dress.

Q You were not in bed at the  
time, were you?

A No sir. He came into my  
room. He was fully dressed  
except his shoes.

Q What was the first thing he  
said to you when he came  
into the room?

A He said would you let me  
do what I want with you

Q Did he ask you anything



0457

- A like that before that time?  
Q Yes Sir.  
Q Did he put his arms around your neck or waist  
A Around my waist. He did not kiss me.  
Q What reply did you make?  
A I said I never was bad and not to make me bad or I would punish him.  
Q What was the next thing he done?  
A He put his hands under my clothing and tore my drawers. I took hold of his hands when he put them under my clothing.  
Q Why did you not get up and leave the room?  
A I could not do it.  
Q Why did you not shove him away?  
A Because I was not able.  
Q How far were you from the bed at that time  
A About ten feet  
Q Did he have connection with you on the bed?



0458

A Yes Sir.

Q Did you strike at him?

A I tried to pull away his hands

Q Couldn't you have struck him in the face if you desired?

A I could not, one hand was kept down, the other one was free

Q Why did you not strike him in the face with your hand that was free?

A I was pushing him away with that hand.

Q Is it not likely that if you had struck him on the face that he would have released his hold

objected to on the ground that it is immaterial and on the ground that it is asking the witness for an opinion which the defendant only could give.

Objection sustained and question excluded

Q Were you sitting on a chair or standing up at the time he

0459

- 2
- 1
- 1
- Q Tore your clothing.
- A I was on the bed when he tore my clothing. I was standing up when he first got hold of me.
- Q Did you walk over towards the bed.
- A He pulled me over.
- Q When he had hold of ~~you~~ you two feet from the bed could you not have dropped on the floor?
- A I could not.
- Q Do you know how many pounds you weigh?
- A No Sir.
- Q Where did he have hold of you when he was pulling you towards the bed?
- A He had hold of my right arm with his two hands and in that position he dragged me from where I was standing to the bed.
- Q When he got you on the bed what did he do then?
- A He tore my drawers.
- Q Did he put his hand under

0460

- A your cloths ?
- A He did, and tore my drawers right in the center where he took hold of them.
- Q Where did he place his other hand when he tore your drawers ?
- A It was on my shoulder holding me down.
- Q Why did you not turn ?
- A I tried to but could not. I was on my back, and he kept me down so that I could not turn.
- Q What next did he do ?
- A He got up and gave me a glass of water.
- Q What did he do the very next thing after tearing your drawers ?
- A He took out his penis and put it into my person. I did not move my limbs around him nor lie perfectly still. I tried to get up and could not. He was about five minutes

0461

on top of me. I screamed  
and cried and tried to get  
up and he said "damned you  
I will have you". He said  
that before he put his  
penis into me.

Q Did you twist or turn while  
he was on top of you?

A I tried to but I could not.  
I did not keep my legs  
spread while he was on  
top of me. He spread  
them with his feet while  
he was on top of me. I  
did not keep them spread.  
I threw him off on one  
side but he held on to  
me all the time.

Q Did he get on top of you  
again?

A He did and spread my  
legs open with his feet.

Q Why did you not throw him  
off the second time?

A I could not. I got weak  
and lay still from weakness.

Q How long did you and the  
defendant struggle on the bed



0462

- Before he had connection with  
you?
- A About five minutes
- Q Did she inflict any other  
injury on you?
- A My shoulder was bruised.
- Q Were you insensible?
- A I was not. I was sensible  
all the way through.
- Q When next did you and her  
have sexual connection  
together?
- (Objected to and objection  
overruled)
- A The next night.
- Q How did you see between  
the time her first and  
connection with you and  
the next night?
- A No person. I was sick  
all day long and could  
not go out. I was in bed  
all that day.
- Q Were you in the employment  
of Mr Bogardus at that  
time
- A Yes sir



0463

Q Had you attended to any house-  
work duties all that day?

A No sir.

Q When did you get up out  
of bed?

A The next day.

Q Did you inform any person  
of what had taken place  
between yourself and the  
defendant.

A I did about a week after.

Q How many times after  
the alleged rape did you  
have connection with him

A Once - twice altogether.

Q Did you offer him any money  
to marry you?

A No sir. I never asked him  
to marry me. I did not  
talk to him about buying  
me a ring. He offered to  
do so. I told him I would  
tell Mr. Bogardus if he did  
not.

Q Who was the first person  
you informed of this?

A The pastor of my church

Q Who next?

0464

A A friend in Boston. That was all.

Re Direct -

Q When you were lying on the bed you say you could not get up, why not?

A Because he held me down.

Q You said you could not fall on the floor when he had hold of you. Why could you not fall?

A Because he dragged me to the bed.

Q Where was his room in the house?

A On the first floor.

Q Where was your room?

A On the 4<sup>th</sup> floor.

Q Did his household duties call him up to the 4<sup>th</sup> floor that night?

A No sir.

Q How did he get into your room the second night?

A My door was locked that he went into the hall and

0465

He came in through the young ladies room through a door leading into my room, which door was fastened from the young ladies side. I had no key to that room. I did not open that door that night. The defendant opened the door and came into my room. I was in bed at the time but not undressed. I was in the bed with the same clothes on that I had on the night before. I was asleep when he came in. I first knew he was there when he came into the bed. I told him I was sick and please not to disturb me and he told me I would be sick no more. He then put his hands under my clothes and treated me the same as he did the night before. He had sexual intercourse with

0466

me again and I struggled and screamed and resisted him all I could.

By the Court

Q Explain how you came to say in one part of your testimony that ~~you~~ did not ask him to marry you and in another part that you did ask him to marry you?

A He told me he would marry me if I did not tell Mr. Bogardus. I asked him when and he said Wednesday night when he came home. He did not come Wednesday night. I asked him why he did not come and he said he had to go to Bowleg. I told him after I would not marry him when he told me she lie and did not come home as he promised. When Mr Bogardus came home on the 1<sup>st</sup> of September I got sick and I

0467

then asked him when he  
was going to marry me  
Sworn to before me this {  
28 day of September 1881  
Elizabeth Bailey

J. M. Parsons J. Police Justice

Counsel for defendant moves  
to dismiss the Complaint  
on the ground that there  
is no corroborative proof  
showing that a rape has  
been committed as charged  
in the Complaint.  
Motion denied



0468

Sec. 198—20.

*H. M.*  
DISTRICT POLICE COURT

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Michael F. Donnelly*

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. *Michael F. Donnelly*

Question. How old are you?

Answer. *Twenty-three years of age*

Question. Where were you born?

Answer. *Hempstead, Long Island.*

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

Answer. *1455 Lexington Av. ~~for~~ three years*

Question. What is your business or profession?

Answer. *Photographer*

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 of the charge.*

*Michael F. Donnelly*

Taken before me, this *28*  
day of *September* 188*8*

*Wm. P. Allen* Police Justice.

0469

BAILED,

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

Sec. 206, 209, 210 & 212.

Police Court

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Elizabeth Davis*  
*1425 W. 12th St.*  
*West 12th St. N. 53-46*  
*Michael J. Kennedy*

Offence, *Rape*

Dated

*September 27* 188*8*

*M. J. Kennedy* Magistrate.

*City* Officer.

*City* Clerk.

Witnesses

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

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

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

*Conrad J. Kennedy*

*at General Assembly*

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 *Michael J. Kennedy*

*add to answer the same*  
guilty thereof, I order that he be ~~admitted to bail~~ *of the city of examples* and be committed to the Warden or Keeper of the City Prison until *he give such bail*.

Dated *September 28<sup>th</sup>* 188*8* *A. M. J. Kennedy* 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.

0470

Sec. 308, 309, 310 & 312.

Police Court - 4 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

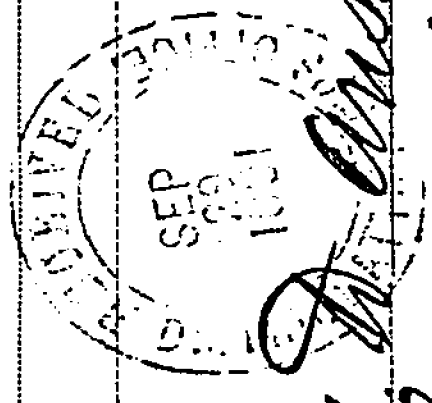
*Elyahben R. R. R.*  
*485 W. 22nd St.*  
*W. 22nd St. E. 53rd St.*  
*Michael C. R. R.*

BAILED,

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

Dated *September 27* 188*8*  
*Mattison* Magistrate.  
*G. J. M.* Officer.  
*J. M. C.* Clerk.

Witnesses *Elyahben R. R. R.*  
No. \_\_\_\_\_ Street \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_



*Cond. R. R. R.*  
*at General Session*

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

*Michael C. R. R.*

guilty thereof, I order that he be committed to the Warden or Keeper of the City Prison

*of the City Prison*

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.

0471

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Michael J. Donnelly*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Michael J. Donnelly*  
of the CRIME OF *Rape*

committed as follows :

The said

*Michael J. Donnelly*

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the *twenty third* day of *August* in the year of our Lord one  
thousand eight hundred and eighty *one* at the Ward, City and County aforesaid,  
with force and arms in and upon one *Elizabeth Reilly*

wilfully and feloniously made an assault, and that the said

*Michael J. Donnelly*

her the said

*Elizabeth Reilly*

violence to her, the said *Elizabeth Reilly* then and there by force and with  
and against her

will, 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.

And the Grand Jury aforesaid by this indictment further accuse the said  
*Michael J. Donnelly*  
of the CRIME OF

*Assault with intent to Ravish*  
committed as follows :

The said

*Michael J. Donnelly*

late of the Ward, City, and County aforesaid, afterwards, to wit, on the  
day and in the year aforesaid, and at the place aforesaid, with force and arms, in and  
upon her, the said *Elizabeth Reilly* wilfully and feloniously  
made an assault, with intent her the said *Elizabeth Reilly*  
against her will, and 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.

DANIEL G. ROLLINS, District Attorney.

0472

BOX:

49

FOLDER:

570

DESCRIPTION:

Donoghue, Charles

DATE:

10/06/81



570



0473

6-7 D.R.

Filed 6, day of Oct 1887

Pleads for guilty - (7)

THE PEOPLE

vs.

ROBBERY—First Degree.

Charles Donoghue.

Paul G. Collins  
BENJAMIN RHELLS,

District Attorney.

A True Bill.

Wm. H. Hays  
Foreman.

Oct 24. 1887

Spencer & Squier

0474

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

Police Court--First District.

*Augustus Hubert*  
of No. *14 Franklin* Street, being duly sworn, deposes  
and says, that on the *ninth* day of *October* 18  
at the *attempted to be* 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 Watch with Metal  
Chain attached Collectively*

of the value of *Eight* Dollars,  
the property of *deponent*

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

*Charles Donoghue & another person  
not arrested That as deponent  
was passing along Baxter Street  
about half past ten O'clock on said  
night that defendant & said other  
person came towards deponent  
that said other person took hold  
of the chain attached to said Watch  
and attempted to pull it from  
deponent's wrist by force and while  
he attempting to rob deponent he struck  
deponent several times while said Donoghue  
held deponent firmly by the shoulders  
during the assault*  
*Augustus Hubert*

Sworn to, before me, this

of *October* 18

day

*Police Justice.*

0475

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.)

First DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

*Charles Donohue*

Question. How old are you?

Answer.

*19 Years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*45 Hamilton Street & about 2 Months*

Question. What is your business or profession?

Answer.

*Trismith*

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 of the charge I was not in Baxter Street at the time alleged in the complaint I was then on my way through Pell Street to the Bowery to buy a shirt*

Taken before me this

day of

*Oct 2* 188

*Charles Donohue*

*M. M. M. M. M.* Police Justice.

0476

BAILED,

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

Sec. 200, 210 & 212.

Police Court 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Augustus Hubert  
174 Broadway  
Charles Donoghue

Offence, Robbery

Dated

October 2 1888

Magistrate.

Officer.

Clerk.

Witnesses

No.

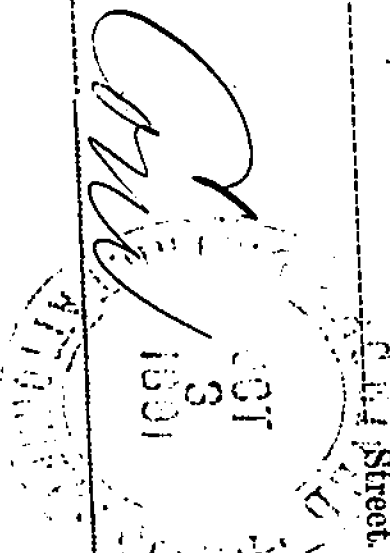
Street.

No.

Street.

No.

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 Charles Donoghue

guilty thereof, I order that he be admitted to bail in the sum of 100 Hundred Dollars and be committed to the Warden or Keeper of the City Prison 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 h to be discharged.

Dated

1888

Police Justice.



0477

Sec. 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Augustus Hubert  
14 Franklin St.  
Charles Donoghue

Offence, *Robbery*

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

188

October 2  
Wardell

Magistrate.

Officer.

Clerk.

Ray 14

Witnesses

No.

Street,

No.

Street,

No.

Street.

107  
3  
1891

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 admitted to bail in the sum of Hundred Dollars and be com-

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.



0478

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

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

committed as follows:

The said

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the *first* day of *October* in the year of our Lord  
one thousand eight hundred and ~~seventy~~ *eighty one* at the Ward, City, and County  
aforesaid, with force and arms, in and upon one *Augustus Hubert*  
in the peace of the said People then and there being, feloniously did make an assault and

*One watch of the value of six dollars*  
*One chain of the value of two dollars.*

of the goods, chattels and personal property of the said

from the person of said

the will and by violence to the person of the said

then and there violently and feloniously did rob, 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.

*Augustus Hubert*  
*Augustus Hubert*  
*Augustus Hubert*  
*Paul G. Rollins*  
BENJ. K. PHILIPS, District Attorney.

0479

BOX:

49

FOLDER:

570

DESCRIPTION:

Donovan, John

DATE:

10/17/81



570

0480

8-11-1881

Counsel,  
Filed 17 day of Oct 1881  
Pleads, *Waggoner*

THE PEOPLE

vs.

*P*

*John Donoran*

R A P E .

DANIEL G. ROLLINS,

*District Attorney.*  
*Printed Nov: October 19, 1881*  
*Tried: acquitted*  
A True Bill.

*Wm. H. H. Foreman.*

0481

New York Sept 28<sup>th</sup> 1887

To the Police Captain  
& Precinct -

Annie Whalen  
Aged 7 years of No. 27 Roosevelt St  
is suffering from a specific  
disease, alleged to have been  
received unwittingly from a  
certain party, known to the  
Father of the Child.

Respectfully.

Edw. G. Duff's M.D.  
15 Oliver St.

0482

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK,

POLICE COURT

First DISTRICT.

of No.

says that on the

day of

188

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

*Sarah Whalen*  
*29 Roosevelt*  
*or about 21<sup>st</sup>*  
*August*  
*John Donovan*  
 Now here did feloniously Make  
 An assault upon one Annie Whalen  
 now here a female child under  
 the age of ten years and her  
 the said Annie then & there did  
 wickedly unlawfully & carnally  
 know. That said Annie  
 is the daughter of deponent  
 & is of the age of nearly eight  
 years. That about six weeks ago  
 said John being a lodger with  
 deponent took advantage of the  
 absence of deponent & her husband  
 and and in a bedroom of said  
 premises where said Annie slept  
 did so assault her & have carnal  
 knowledge of her body & did  
 communicate to said Annie  
 a certain infectious disease and  
 did make her private parts  
 sore and painful. That  
 said Annie has informed this  
 deponent of the facts relating  
 to said assault & the fact  
 of her suffering from such infectious  
 disease is furnished by a Physician  
 whose statement is hereto annexed  
 & deponent verily believes such information  
 & such statement to be true  
*Sarah Whalen*

*Deponent to do for me (me this)*  
*29<sup>th</sup> day of August 1887*  
*(John Donovan)*  
*(John Justice)*



0483

City And County  
of New York As

Edward G. Tuffe of 101  
15 Oliver Street being sworn  
says I am a regular  
Physician I graduated in  
the month of February 1879  
and have practised as a  
Physician since that time

I made a careful examination  
of the private parts of the  
child Annie Whaley on  
Tuesday the 27<sup>th</sup> Instant  
and found her very much  
inflamed in the parts mentioned  
and also swollen and found  
two Chancroids and <sup>the</sup> Lymphatic  
Glands of the groin enlarged  
I attribute this condition of  
Annie's private parts to Impure  
Coitus I believe that  
Annie's Condition was caused  
by an attempt at sexual  
connection made by some  
person who was suffering  
from an infectious disease

Sworn to before me this 30<sup>th</sup> day of Sept 1881  
at New York City  
Edw. G. Tuffe M.D.

0484

Sec. 198—200.

DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

John Dorman 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.

John Dorman

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

27 Rensselaer St. 3 years

Question. What is your business or profession?

Answer.

But Blank

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

While I was putting on my pants to go to work the child ran out of the room and cried. I did not do anything to the child. I never heard the bad disorder.

John Dorman

Taken before me, this 10

day of October 1888

B. C. Munnell Police Justice.

0485

Sec. 208, 209, 210 & 212.

Police Court *1st* District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Whalen*

*John Donovan*

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Dated

188

*September 1*

Magistrate.

*W. L. H. H.*

Officer.

*W. L. H. H.*

Clerk.

Witnesses

No.

Street

No.

Street

No.

Street

207 Street  
1881

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 *John Donovan*

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

Dated *10 October* 188

*P. C. H. H.* 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.

*Oct 11th 1881*  
*Admitted 1. 9/11/81*  
*Admitted 10. 9/11/81*

9840

Sec. 205, 206, 210 & 212.

Police Court, First District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Whaley*  
*John Donnan*

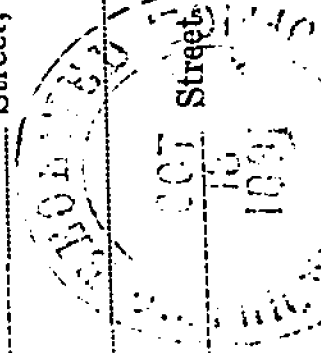
BAILED,

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

Offence,

Dated *Sept 29* 188*1*  
*Wilbrecht* Magistrate.  
*Jerney* Officer.  
Clerk.

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



*Ex 10 A. M. - Sep 31.*  
*Ady. Oct 1. 9 1/2 am*  
*Ady. Oct 10. 9 1/2 am*

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 admitted to bail in the sum of \_\_\_\_\_ Hundred Dollars, and be com-

mitted to the Warden or Keeper of the City Prison until he give such bail.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_ 1881

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 \_\_\_\_\_ 1881

Police Justice.



0487

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

Office of CITY PRISON,

Corner of Franklin and Centre Streets.

JAMES FINN,  
WARDEN.

New York, Oct 1st 1881

Judge Wendell

Dear Sir

I have  
examined Annie Whalen  
and find her suffering  
from venereal disease  
(Syphilis). The result  
of contagion from  
some one suffering  
from syphilis

Respectfully

William L. Hardy M.D.  
Physician to Prison



0488

City Prison.  
Oct 18th/81

Judge Cowin,  
Dear Sir,  
I examined  
John Donovan charged  
with communicating syphilis  
to Annie Whalen on the  
morning of his arrest.  
I examined him thoroughly  
and could find no  
symptoms of syphilis in  
any part of his person.  
From his condition I am  
of the opinion that he  
never had syphilis

Respectfully

William L. Hasey M.D.  
Physician to Prison

0489

COURT OF GENERAL SESSIONS

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Donovan*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*John Donovan*  
of the CRIME OF *Rape*

committed as follows:

The said

*John Jacob*

late of the First 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 *one* at the Ward, City and County aforesaid,  
with force and arms in and upon one *Annie Whalen*  
wilfully and feloniously made an assault, and that the said *John Donovan*

her the said

*Annie Whalen* then and there by force and with  
violence to her, the said *Annie Whalen* and against her  
will, did wilfully and feloniously ravish and carnally know *she the said Annie Whalen*  
*being then and there a female child under the age of ten years*  
*to wit of the age of seven years and six months* against the form of the  
Statute in such case made and provided, and against the peace of the People of the  
State of New York and their dignity.

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

*John Donovan*  
of the CRIME OF *Assault with intent to ravish*

committed as follows:

The said

*John Donovan*

late of the Ward, City, and County aforesaid, afterwards, to wit, on the  
day and in the year aforesaid, and at the place aforesaid, with force and arms, in and  
upon her, the said *Annie Whalen* wilfully and feloniously  
made an assault, with intent her the said *Annie Whalen*  
against her will, and 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.

DANIEL G. ROLLINS, District Attorney.

0490

BOX:

49

FOLDER:

570

DESCRIPTION:

Duffy, James

DATE:

10/20/81



570

0491

12/1/72 Oct 24  
Counsel,  
Filed 20 day of  
Pleads *Nov 21* 1881

THE PEOPLE  
vs.  
James Duff  
I.  
James Duff

DANIEL C ROLLINS,  
DISTRICT ATTORNEY

District Attorney.  
Part Pro: Oct. 21. 1881  
pleads G. S. S.  
A True Bill  
James R. S.  
H. S. S.

0492

FORM 894.

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

Police Court--Second District.

*William Wylie, 38 years, Plugman*  
 of No. *357 W. 18th* Street, being duly sworn, deposes  
 and says, that on the *17th* day of *October* 188*1*

at the City of New York, in the County of New York, was feloniously taken, stolen and carried  
 away, from the possession of deponent, *from the above premises on*  
*the day time*

the following property, to wit: *a quantity of assorted gold and silver*  
*jewelry One half sovereign gold and silver money currency*  
*of H. B. Lagacy's Government all*

of the value of *sixty* Dollars,  
 the property of *this deponent and deponent's wife*

and that this deponent has a probable cause to suspect and does suspect that the said property  
 was feloniously taken, stolen, and carried away by *James Duffly (unknown)*

*for the reason that at or about two o'clock p.m. of*  
*the day aforesaid deponent discovered that the aforesaid*  
*property had been taken and stolen. Deponent and*  
*his wife Susan L. Wylie caught the accused*  
*in the premises, detained him sent for Officer*  
*Taylor of the 16th Precinct Police, and in the*  
*presence of deponent Officer Taylor searched the*  
*accused and found in his possession the*  
*aforesaid property which said property*  
*deponent identifies as his property*

*William Wylie*

Sworn to before me, this

*October*  
 188*1*

*17th*  
 day

*Michael J. O'Connell*  
 Police Justice.



0493

Sec. 198—200.

2 DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *James Duffy*

Question. How old are you?

Answer. *Twenty two years.*

Question. Where were you born?

Answer. *England*

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

Answer. *83 Montague St., Two months.*

Question. What is your business or profession?

Answer. *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 guilty*

Taken before me, this *17*

day of *October* 188*8*

*James Duffy*

*Michael O'Brien* Police Justice.

0494

Sec. 208, 209, 210 & 212.

Police Court-1 2 District.

THE PEOPLE, &c 970  
ON THE COMPLAINT OF

William W. Dyer  
387 W. 18th St.  
1 Oliver Dwyer  
2  
3  
4  
Grand Jury

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

Dated October 17 188

Deputy Magistrate  
Magistrate  
Officer.  
Clerk.

Witnesses  
No. 1  
No. 2  
No. 3  
No. 4

Street,  
Street,  
Street,  
Street,

Street,  
Street,  
Street,  
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

guilty thereof, I order that he be held to answer the same and be committed to the custody of the Warden or Keeper of the House of Correction for the term of \_\_\_\_\_ hundred Dollars and be com-

Dated Oct 17 188  
Mervin B. B. 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.



0496

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

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

committed as follows:

The said

against

*James Daffy*

*James Daffy*

of the crime of

*Grand Larceny*

*James Daffy*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
*seventeenth* day of *October* in the year of our Lord  
one thousand eight hundred and eighty - *one* at the Ward, City and County aforesaid  
with force and arms,

*Dealers articles of jewelry a more accurate  
description of which is to the Grand Jury  
unknown and cannot now be given of  
the value of sixty dollars.*

*One gold coin lawful money of the  
United Kingdom of Great Britain, <sup>also Ireland</sup> of the  
kind commonly called half-a-sovereign  
of the value of two dollars and forty-two cents.*

of the goods, chattels, and personal property of one

*William Kyle*

then and

there being found, 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.



0497

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

*James Daffy*  
of the CRIME OF *Receiving Stolen Goods*  
committed as follows:  
The said

*James Daffy*

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

*Various articles of ~~jewelry~~ ~~valuable~~ jewelry a more particular description of which is to the Grand jury aforesaid unknown and cannot now be given of the value of sixty dollars.*

*One gold coin lawful money of the United Kingdom of Great Britain and Ireland of the kind commonly called half-a-sovereign of the value of two dollars and forty-two cents.*

of the goods, chattels, and personal property of the said

*William Kyle*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

*taken and carried away from the said William Kyle*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

*James Daffy*

*taken and carried away*  
then and there well knowing the said goods, chattels, and personal property, to have been feloniously stolen, 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.

DANIEL C. ROLLINS,  
BENTLEY R. PHELPS, District Attorney.



0498

BOX:

49

FOLDER:

570

DESCRIPTION:

Dugan, John

DATE:

10/10/81



570

0499

#28, 3 PV

Counsel,

Filed 10 day of Oct 1881

Pleads

Not Guilty II.

MC

THE PEOPLE

INDICTMENT.  
Larceny from the person.

Mr. E. J. D. S.

ex parte

John Dugan

BENJ. K. PHELPS,

District Attorney.

Part two Oct 12, 1881

A True Bill.

all right.

Chas. R. P.

Foreman.

0500

First

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss

of No. 111 Broadway Street.

James S. Cox

being duly sworn, deposes and says, that on the 7th day of October 1881

at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, and from his person  
the following property, viz:

One gold Watch of the value  
of One hundred dollars

Subscribed before me this

(Signed)

the property of deponent who is 59 years old and is  
a Coal Merchant by occupation

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 John Dugan (now here)

That at 4.30 P.M. on said date deponent  
was on the corner of Fulton Street and  
Broadway when he felt something touch  
the pocket of the vest containing said  
Watch and he immediately missed  
the same. Deponent further says that said  
Dugan was standing alongside of him  
and he accused said Dugan with  
stealing the same when he said Dugan

Police Court

788

0501

handed deponant said watch saying at  
the time here it is" dont say any-  
thing about it.

Sworn to before me *James S. Cox*  
this 4 day of October 1881  
J W Murphy Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated 188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0502

Sec. 198-200.

*First*

DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Dugan* 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.

*John Dugan*

Question. How old are you?

Answer.

*19 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*84 Essex St for 3 mos*

Question. What is your business or profession?

Answer.

*Silver polisher*

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*

Taken before me, this

*4*

day of

*Oct*

1881

*John Dugan*

*B. J. Myky*

Police Justice.



Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James S. Cox*  
*111 Broadway*

*John Dugan*

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Witnesses

No.

Street,

No.

Street,

No.

Street,

Dated

*Oct 4*

1881

*73 N. 7th St.* Magistrate.

*John Dugan* Officer.

Clerk.

*Office, Barclay Street, New York*

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 *John Dugan* guilty thereof, I order that he be admitted to bail in the sum of *Twenty* Hundred Dollars and be committed to the Warden or Keeper of the City Prison, until he give such bail.

Dated *Oct 4* 1881 Police Justice.

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

Dated 1881 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 1881 Police Justice.

0503

0504

BAILED,

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

Sec. 208, 209, 210 & 212.

Police Court

District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*James & Lee  
111 Broadway*

945

*John Dugan*

1  
2  
3  
4  
Dated *Oct 4* 1881

Offence, *Larceny from the  
House*

*73 St. Barth* Magistrate.

*Oct 25* Officer.

Clerk.

Witnesses \_\_\_\_\_

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

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

No. \_\_\_\_\_ 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 *John Dugan*

guilty thereof, I order that he <sup>*be admitted to bail in the sum of*</sup> *Twenty* Hundred Dollars and be committed to the Warden or Keeper of the City Prison <sup>*of the city of New York*</sup> until he give such bail.

Dated *Oct 4* 1881 *W. A. Murphy* 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.

0505

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 Dugan*  
The Grand Jury of the City and County of New York by this indictment accuse  
*John Dugan*  
of the crime of *Larceny*  
*(from the person)*  
committed as follows:  
The said *John Dugan*

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *third* day of *October* in the year of our Lord one  
thousand eight hundred and eighty *one* at the Ward, City, and County aforesaid,  
with force and arms,

*One watch of the value of one  
hundred dollars*

of the goods, chattels, and personal property of one *James S. Cox*  
on the person of the said *James S. Cox* then and there being found,  
from the person of the said *James S. Cox* 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.

DANIEL C. ROLLINS,  
DANIEL R. PHILLIPS, District Attorney.