

06 16

BOX:

439

FOLDER:

4049

DESCRIPTION:

Whitelaw, Thomas W.

DATE:

05/25/91



4049

I said I supposed he had killed her at last. I didn't go until they came home to the house - I sent a lady down to see her. At the time he claims she fell down stairs in the early part of March; he lifted her out of bed unconscious, she couldn't open her eyes. The day she was taken to the hospital she had a black eye. I went to see my sister after that in the hospital and she was unconscious and couldn't speak. I had strong suspicions she died from the blows he gave her.

By Mr. Coleman:-

Q All you know about it is what you heard from other parties? A. Yes, sir.

By Mr. Simms:-

Q When did you first receive notice she was ill?

A. On Holy Thursday, the 26th of March.

Q What did you do? A. I didn't go to see her at that time.

Q When did you go to see her? A. She had been taken to the hospital between one and two o'clock on Thursday, this was on the 26th of March.

Q About that time was she unconscious? A. Yes, she couldn't make any statement to the doctor.

Q Describe to the Jury in what condition she was?

A. Her side was commencing to get paralyzed and she had a big black eye on the left side.

Q Any other marks of injury? A. No, sir -

Q What eye was black? A. The left eye.

Q Under the eye? A. It was more underneath.

Q When you got there were her eyes open? A. No, sir, not when I went there, but when I spoke to her she recognized my face and looked at me and said, "Oh, sister, did you come here."

Q What did you do then? A. Nothing; I stayed alongside of her for a little while, that is all.

Q Did she complain of pain?

Objected to.

A. I supposed - she moaned so hard she must have pain.

Q As a matter of fact she didn't say anything else than you have testified? A. No, sir; not to me.

Q After that visit to the hospital where did you go?

A. I went right home.

Q What did you do? A. I sat down and mourned the loss of my sister.

Q She was not dead then? A. No, sir; she didn't die until Tuesday after.

Q That was the Thursday she was taken to the hospital - and the day she died what did you do? A. I didn't do anything.

Q Did you go to her residence in 30th Street?

A. I went to my residence, but I went to 211 West 17th Street, I went there and the gentleman told me - I seen the gentleman that owned the house.

Q Did you see this gentleman there? A. I did in 227 where my sister had left from.

POOR QUALITY
ORIGINAL

0621

Q Who was he there with? A. He came to the door to tell the lady of the house how my sister was feeling - I was visiting this lady's house; I went to see how my sister was when she went away.

Q What did he say? A. He was speaking to the lady at the door, and I said how dare you to go and see my ~~ex~~ sister, you dirty murderer.

Q What did he say? A. He wanted to come inside to get at me but the lady shut the door in his face.

Q What did he do? A. He didn't do nothing, the lady shut the door in his face.

Q Did he stand there? A. He tried to come in but the lady shut the door.

Q Did he make an effort to come in? A. Yes, sir, he did.

Q What did he do? A. I don't know what he did after that.

Q What did you do after he had been shut out - did he again make an attempt to come in? A. No, sir; not to my knowledge.

Q On what day was this? A. The 26th day of March, the evening she was taken to the hospital.

Q What day did you have this talk with the defendant?
A. On the 26th day of March.

Q Between the 26th of March and the 31st day of March, did you see him again? A. No, sir; until my sister was dead, about two hours in the hospital.

Q She died on the 31st? A. Yes, sir.

Q On that day did you go to the hospital? A. Yes, sir.

Q Did you arrive there before the death of your sister?

A. Yes, sir, between 11 and 12 o'clock.

Q Was this gentleman present at the time? A. He was down stairs with the undertaker claiming the body and she still alive.

Q Did she say anything to you at that time? A. No, sir; she could not.

Q Did you see the defendant to speak to on that day?

A. No, sir; I never met him there.

Q You have testified he was there? A. With the Clerk, and the officer told me he was there with the undertaker to claim the body.

-----oOo-----

MICHAEL GORGAN, duly sworn, testified:

I live No. 242 West 30th Street; I was there on the 13th of March; she lay in bed at the time, I asked him and he said she fell down stairs. I asked him that.

Q Did you see the black eye on her? A. No, sir; not at that time.

By Mr. Simms:-

Q What hour was this? A. Twelve o'clock in the day.

Q Who was present? A. A little girl.

Q Who else? A. That was all that was there at that time.

Q Was this gentleman present? A. Yes, sir; I am after mentioning him before. I seen her and this man and that girl, and the little child she was lying in bed.

Q Whom do you mean by she? A. Mrs. Whitelaw. I asked this man what was the matter with her and he said she fell down stairs that morning at six o'clock, I asked him how she fell down stairs and he said the landlady and his wife brought her up.

Q Was Hannah White Law present at the time? A. She was present inside of the same room.

Q Did she hear what he said? A. She didn't or could not, she was speechless and lifeless./

Q Didn't you ask this defendant where she fell?

A. I am after telling you that.

Q Was it in that house? A. In the same house - she fell down stairs.

Q Did he say when? A. At six o'clock in the morning.

By the Coroner:-

Q Was Mrs. Whitelaw in the habit of drinking? A. I don't know whether she was or not.

By Mr. Simms:-

Q You have seen her before the 13th of March.

A. I seen her the 13th of March.

Q Not prior to that? A. I didn't see her then until in the hospital. I stayed in the house two nights before that.

POOR QUALITY
ORIGINAL

0624

Q While you were there was she sober? A. Certainly.

Q At all times? A. At all times.

Q Is that all you know about it? A. That is all I know about it.

Q (By Mr. Coleman) Do you mean she was sober continually when you say at all times? A. While I seen her.

Q How often were you there? A. Not very often.

By Mr. Simms:-

Q How many times? A. I was two nights there - I slept there two nights; I didn't see her drunk and no sign of drink.

-----c0o-----

KATIE CULLUM, duly sworn, testified:

I live No. 211 West 17th Street; I only knew that two days before they moved out of 211 and I have been down in their room and I come up, I couldn't tell what day of the month it was on, I came up to the room; the next morning I heard a knock on my door; I heard somebody talking; I thought they were talking to her husband. I got up and I went down to the bath room to get some water, when I opened the door Mrs. Whitelaw lay in the hall; I got hold of her; I said, Do you know where you are? She said, My husband is there, she was raving and she was muttering and didn't know what she was saying. I went in and Mr. Whitelaw was in bed; I said do you know where she is; he said no; I said she is down stairs there. I heard him go

up stairs while I was in the bath room and bring her down. I went down to see them in 27, he asked me if I wouldn't go to see her before she goes to the hospital; she asked me why I don't go to see her before; that is all I know about it.

By Mr. Simms:-

Q On what floor do you reside there? A. On the top floor.

Q On what floor did Mrs. Whitelaw reside? A. On the next floor below.

Q Do you remember the date? A. No, sir.

Q You were up early in the morning? A. At seven o'clock and I asked who was there and I didn't get any answer; I didn't get up until eight o'clock and I opened my door and she lay right in the hall.

Q What did she say to you? A. I got hold of her and asked her did she know - I asked her where her husband was and she said right there; she pointed right alongside of her.

Q Did she appear to you drunk? A. Yes, sir.

Q Did you smell any liquor on her? A. Yes, sir.

Q Was she dressed, fully dressed? A. Partly dressed.

Q Is that all the conversation you had with her?

A. That is all.

Q Did you go down then to Mr. Whitelaw? A. Yes.

Q What did you do there? A. I went down and knocked at his door and didn't get no answer.

**POOR QUALITY
ORIGINAL**

0626

Q Did you know Mr. Whitelaw well? A. I have only been acquainted with both of them for two days.

Q You have not been very long in that house? A. I was in there before but I didn't know - she knocked at my door one time and wanted to lend my water pitcher to get a pint of beer in it; that was the day before.

Q Day or evening? A. I think it was after twelve o'clock.

Q Was her husband home at that time? A. I don't know; she came up to my room -

Q Do you know whether it was his custom to come home to dinner and have a pint of beer? A. I think he used to come home for dinner.

Q You don't know whether they sent for it? A. I don't know; she came for my pitcher.

Q Come right down to the morning you saw her in the hall; after you said who is there you asked her where her husband was what else did you say to her? A. I didn't say anything more to her; I knew she didn't know where she was; I thought the best thing I could do was to go down stairs to see.

Q You saw he was not there and you said nothing at all in reply to her? A. No, sir.

Q Didn't you think that somewhat strange that she should point -

By the Coroner:-

Q Did you hear any noise as if anybody fell down stairs?

A. Yes, there is a closet outside with dishes in and I

heard a fall of the dishes -

Q That was right outside of your doorway? A. Yes, sir; outside of my door.

Q You live on the top floor? A. Yes.

Q When was that? A. I don't know the day of the month.

Q Was it prior to the day that you discovered - the morning of the day you discovered Mrs. Whitslaw in the hall?

A. It was that morning.

Q What time that morning? A. Eight o'clock; I heard a knock at my door; I heard the fall a little after the knock on my door and that was seven o'clock.

Q And it appeared as if it was the fall of dishes?

A. It was terrible fall, I thought somebody was picking up dishes and letting them fall down again.

By Mr. Coleman:-

Q The defend nt was living on the floor underneath you?

A. Yes.

Q And the stairs turned right around? A. Yes.

Q She had to come from underneath you one flight up to where you were? A. Yes.

Q Up to the top floor? A. Yes.

-----o0o-----

LOUIS^E EGGLINTON, duly sworn, testified:

I live No. 211 West 17th Street. They lived at our house for seven weeks and during that time they ~~stank~~ drank nearly all the time; when I would speak to them about

it they promised to do better and I let them stay; I couldn't stand it any longer and I got them to move -

Q You heard Mrs. Whitelaw speak about her husband, did you not? A. Only on the best of terms.

Q Didn't she always speak well of her husband?

A. Yes, sir.

By Mr. Simms:-

Q Did you see them on the day of this occurrence?

A. Yes, sir.

Q You don't know whether she was intoxicated or not?

A. Not on that day.

Q How often did you see them while they resided at your house? A. Not very often, only when I asked them for the rent.

Q Whom did you complain to? A. To her, mostly always.

Q Did you ever complain to this man here?

A. Yes, sir; I have spoken to him.

Q What did he say - was your complaint against him or against the other?

A. Against all of them; that young man there back there, he used to go out and get the beer too.

Q Did you ever see Mrs. Whitelaw intoxicated?

A. Yes, sir; I have.

Q But you did not see her on the day this occurred?

A. No, sir.

Q For how long previous to that had you not seen her?

A. I couldn't tell exactly, but it was some time before.

POOR QUALITY
ORIGINAL

0529

Q As a matter of fact you don't know whether he was intoxicated that day or several days prior to it?

A. No, sir.

-----o0o-----

EMMA GROSS, duly sworn:

I live No. 227 West 17th Street. I know very little about it; Mr. Whitelaw came to my house the 13th of March and engaged a room about 11 o'clock in the day; he said his wife had met with an accident the day previous and it might prevent her coming until the evening. I said anything serious? He said no, only a black eye; that evening I saw she had a fearful eye. I said to my husband had I known the nature of it I wouldn't have taken her; she was there two weeks when she was taken to the hospital; I noticed on the Monday previous to be taking to the hospital she was losing her *mind*; I said to him your wife is not right, she complains of her head and she does not know whether she is going into the kitchen or in my bed room and you must send for a physician and a priest; that was on a Tuesday, and on Thursday she was removed to the hospital.

Q She had this black eye before the fall? A. That occurred at 211 - the fall occurred at 211; she came to

my house on the 13th of March and removed to the hospital on the 26th; she had the black eye when she came to my house; I saw very little of her; she was a quiet and harmless woman and appeared to be not herself; she appeared to be in a stupor.

Q How long had she been in your place? A. Two weeks, lacking one day.

By Mr. Simms:-

Q On that day that she came to your house on March 13th, was she with him? A. No, sir; he came alone in the morning.

Q When did she come? A. I don't know - it must have been about twilight on the same day.

Q Did you see her before? A. I saw her in the evening.

Q Was the defendant present? A. He was in his room and his wife had gone out and she dropped her pass key and he didn't ~~xxxx~~ ^{know} it and she went upstairs - up and down and I took matches to find the key; the other young lady she came down in search of the key, I then discovered her eye was so black.

Q What conversation did you have with her on that day? A. She had a heavy veil, and she excused herself for wearing a veil in the evening.

Q Did she say how she came by it?

Objected to?

A. She simply said she fell; that is all I ~~xxx~~ ever heard her say.

POOR QUALITY
ORIGINAL

0631

Q You didn't ask her how? A. No; her husband said she had fallen down the steps.

Q After that day when did you again see her? A. I think it was possibly three or four days. I could hear her voice, that was the only way - I could only ~~xxxx~~ see her at intervals.

Q Three or four days after March 13th you saw her?

A. Yes, sir.

Q Tell the Jury what happened then; confine yourself to the 13th of March? A. I nev r heard her say anything about anyone; she would continually complain of her head - she would always say I believe I will go crazy with my head; I said it is too bad, it might result in something serious, - it is too bad you met with this accident.

Q Did she reply to that? A. No, sir; she seemed to be in a stupor and yet it didn't seem as if it were from drink; she said she felt bad in all ways, she didn't feel as if she had scarcely any energy.

Q Have you told us all that transpired that day?

A. yes.

Q When did you again see her? A. Probably two or three days past before I would see her; and the day I first noticed her ~~mind had given away~~ - I saw Mrs. Whitelaw she was standing in front of one of the other doors, she said are you going to lock me out; I said you are mistaken, that is your room and not this; shortly afterwards she came down I was sweeping the stairs and

noticed her going into my kitchen; she went into the bedroom; finally when I went on she was looking all around the room; I said what is the matter with you; she says I don't know, I am crazy with my head. Instead of going upstairs she seemed to be so bewildered, I helped her up into her room then; I said to him your wife seems to be losing her mind.

Q On what day was this? A. On a Tuesday.

Q On what day of the month? A. I don't know about that; I think it must have been the 24th, he summoned a physician, but he didn't come that day, he came on Wednesday, and when he came he told the husband, I think, she must be removed.

Q What occurred after that were you present when the physician came? A. No, sir; but when the priest came; I would only come into the room when he would go out, I know the woman's mind was not right and the very day he went to get the order for the hospital I found the woman sitting behind the stove and the stove hot, I had great trouble in getting her out; I said, what are you doing here; I got her back; I told her husband and he said what a miracle she was not burned to death.

Q At any one time you had a conversation with her, did she say that anyone had struck her? A. No, sir.

Q On the 24th day of March what was the condition of this eye? A. It was very much turned green under here, but prior to that it had been very black over the eye and partially blue under.

Q On the 26th day of March, did you see her? A. I was in the lower hall at the time.

Q What was the condition of her eye then? A. It seemed to have improved.

Q Were any marks of violence on her? A. Only scars on her hands and feet, that is all.

-----oOo-----
JENNIE POSITO, duly sworn:-

I live No. 242 West 30th Street. All I know about it her husband sent a message for her; her sister was busy, when I first went in she ~~kiss~~ shook hands with me, ~~he~~ and kissed me; I asked what was the matter; she said she fell down stairs. I said, I will investigate that. He asked this young girl did she fall down stairs -

Objected to.

A. (continued) she said to me in the hospital "He killed me at last;" she said to me when she worked for me for ten weeks I am happy now, it is so long since I got a black eye. I think I knew her since the 25th of September, she was my servant.

Q How long was she a servant for you? A. I couldn't tell exactly.

Q How long was she a servant of yours? A. I think probably four or three months.

Q Four or three months ago? A. Yes.

Q How long was she in your employ? A. Ten weeks.

Q Where? A. No. 242 West 30th Street.

Q Was she taken to the hospital from there? A. No, sir; when she was working for me she always got a pint of beer, I never saw her drunk; I seen her take a glass of beer, but I couldn't say drunk. I never could say she ~~ex~~ was drunk; I know her to drink a glass of beer.

Q Were you down 17th Street, where she lived?

A. Yes; I went down there for money they owed me for rent; I was there the day she went to the hospital; she went from 227 West 17th Street.

Q How long was it before she went to the hospital you saw her? A. I think it was two weeks, I think it was the 6th of March.

Q How frequently did she take beer while with you?

A. I couldn't tell you, sir.

Q You often drink a glass of beer? A. Yes, sir, and pay for it too; a glass of beer don't hurt anybody that has to work.

By the District Attorney:-

Q Where do you live now? A. No. 242 West 30th Street.

Q Did this defendant reside there? A. No, sir.

Q Where did you first meet Mrs. Whitelaw? A. Either I think on the 25th of September or the 26th; I couldn't tell when her sister moved into my house she came there to my house; I keep a barber shop and I have a great deal of washing to do; I took her in to do the washing; she was with me ten weeks, the day he came for her she left to go I didn't see her again then in two weeks, do you see?

Q When did you see her again? A. One Sunday night she invited us to go down and see her.

Q Did you go? A. Yes, sir.

Q Who was there? A. Her husband and my self, and my husband and my working boy.

Q What day of the month was that? A. In March.

Q Was it the first part of March? A. That I cannot say.

Q Do you know where it was she went? A. To 211 West 17th Street.

Q On what floor did they reside there? A. I suppose you call it the second floor.

Q Was it before the middle of the month of March?

A. Yes, it was.

Q Was it before the 10th of March? A. He was not paid until the seventh of the month and then he came up and paid us, we went down Sunday night after shutting up shop it must have been about eighth or ninth of the month.

Q You went down there and saw the defendant and saw the deceased? A. Yes.

Q What did you do? A. Didn't do anything only took our supper and we had a ~~kixkxkxkxkxkxkx~~ pint of beer, that is all.

Q You had conversation didn't you? A. Yes, sir.

Q And with Mr. Whitelaw? A. Yes, sir, everything pleasant and agreeable.

Q And you noticed Mrs. Whitelaw particularly - did you notice she had a bruise? A. That was before that time -

Q When did you again see her? A. I couldn't tell you exactly.

Q Why did you go down there? A. For the money they borrowed from me for rent.

Q That was when? A. I cannot exactly tell; it was after the 11th day of March.

Q More than two weeks after? A. Yes, sir.

Q That would make it about the 25th of March?

A. I think it was a Friday before - a week before or two weeks before she went to the hospital.

Q You went there on the 11th? A. Yes.

Q Did you go there again? A. I didn't go there until I went to see her going to the hospital.

Q What day was that? A. The 26th of March.

Q What time did you arrive? A. About 12 o'clock the messenger came and I took the cars and went right straight down.

Q Was she in her own ~~xxx~~ apartments? A. Yes.

Q Was she conscious? A. She spoke to me and kissed me after he went out of the room; I said now tell me what happened you and she said, "Well, he killed me at last;" I said, you had been better off if you had stayed with me - you would have been happy with me and she held me by the dress.

Q Did she tell you how? A. No, sir, just then he brought in that young lady and she put her finger to her lips and I didn't say any more - of course I knew enough not to say any more.

Q Describe her appearance on that day? A. I couldn't say anything, only she was very low, and she had a terrible black eye.

Q How long did you remain after that? A. Until the ambulance came, it came in a few minutes after he brought in this young lady.

Q Did he stay there until the ambulance came? A. Yes, sir.

Q Did you have any further conversation with her?

A. No, sir.

Q Did you ask her how she came to that injury? A. I didn't get no chance, I was just talking to her nicely and she came in and I told you that just I didn't ask anything more then.

Q Before she said, "Well, he has killed me at last," have you testified to all the conversation that took place between you? A. Yes, sir.

Q And that time he appeared to you to be rational?

A. She spoke to me very good and knew me, she said and kissed me.

Q Did she appear to you perfectly rational? A. Yes, sir.

Q You ~~remember~~ remained there until the ambulance arrived?

A. Yes.

Q Then you went home? A. Yes, sir.

Q Did you ever see her after that? A. No, sir.

Q You never went to the hospital? A. No, sir.

Q Did you make any inquiries? A. I did to her sister.

Q Did it not strike you that this was a rather serious thing?

Objected to.

A. No, sir.

Q Why was that? A. That was the day she went to the hospital.

Q Did she tell you he had always beat her? A. She said he killed me at last.

By Mr. Coleman:-

Q You went down to see her on the day the ambulance came?

A. Yes, sir.

Q What time was that? A. It was on a Thursday.

Q Who was in the house when you first went there?

A. Nobody but Whitelaw, myself and his wife.

Q How long did he remain in the house before he went out - how long was he in the apartments before he went out?

A. About a half hour.

Q How long was he out? A. About fifteen minutes.

Q And you told the District Attorney you had no chance to have a conversation with this lady and you were there fifteen minutes? A. I said - -

Q Did you not say you did not have an opportunity to find out or investigate all the facts before he came into the house with Mrs. Cullum? A. I didn't ask any more.

Q He didn't say anything? A. Yes, I asked her what happened you.

Q That was your remark to her? A. Yes.

Q How long were you in there? A. I don't know.

Q How long was it from the time Whitelaw went out before you asked her that? A. About five minutes.

Q And after you put that question to her you put no other

**POOR QUALITY
ORIGINAL**

0639

question to her, yes or no? A. No.

Q Answer my question only, did you put any other question to her? A. No, sir.

Q Then you allowed ten minutes to intervene from the time you put that question - you were in there five minutes when you told us that he had killed her and you remained the ten minutes? A. How do you know that? I went down to the house-keeper and that was about five minutes down there and after that I came back and she told me.

Q Who remained in the room when you went out of the room?

A. Mrs. Whitelaw alone.

Q How long was Whitelaw out, before you went out?

A. I couldn't tell you exactly.

Q How long did you remain there after Mr. Whitelaw came back? A. Until the ambulance came.

Q How long was that about? A. About ten minutes.

Q They owed you some money, Mr. Whitelaw does? A. Yes.

Q And you went down there for the purpose of getting that money? A. Yes.

Q How much does he owe you?

Objected to. Question withdrawn.

-----oOo-----
MRS. CULLUM, recalled:

By the Coroner:-

Q On the morning you heard somebody at your door did you recognize the voice? A. Yes, sir.

Q Whose voice was it? A. Mrs. Whitelaw's.

Q Did you recognize the voice of anyone else there?

A. No, sir.

Q Did you hear anyone else there? A. I heard nobody else there.

Q Only Mrs. Whitelaw? A. Yes, sir.

Q What kind of a voice did you hear? A. When I asked her who was there I got no answer; I heard her talking very low to Mr. Whitelaw - I heard her mention his name two or three times; I thought perhaps she was sitting on the stairs and was talking to him and he was not talking back to her.

Q You didn't hear Mr. Whitelaw's voice? A. No, sir.

By a Juror:-

Q Evidently he was not there? A. No, sir; I heard no footsteps.

-----o0o-----
HOBAN WHITELAW, duly sworn, testified:

Father took off his shoes - and got the heel and hit my mama on the head, and then he took her shoe and hit her in the head and my mama said, "Oh, my," and then he threw the lid of the stove at her and after he went upstairs and laid in front of the two doors and quarrelled upstairs; she came down and told me about it and he came up and took

her and got hold of her arm and took her down stairs;
I saw Papa put Mama in bed; I was right at the door there.

Q Did he have hold of her hand? A. Her arm, and they
went down stairs.

Q When your father took off his shoes and struck your
mother in the head, how did he take it off? A. He got
the heel of it and hit her on the head with it.

Q Did you see him strike her? A. Yes, sir; I was in
the house at the time.

Q Where did he strike her in the head? A. On the head
up here.

Q He struck her in the head with the heel of the shoe?
A. Yes, sir.

Q More than once? A. Three times.

Q Can you tell these gentlemen where the first time and
the second time and where the third? A. He got Mama's
shoes and struck her in the same place.

Q That was twice, where did he strike her the third time?
A. He struck her three times.

Q The first time where? A. In the head here.

Q The second time? A. In the head.

Q The third time? A. In the head.

Q You don't know the exact place he struck her the three
times? A. On the head here.

Q You saw your father dragging her down stairs and put
her in bed? A. Yes, sir.

Q Did your mother say anything to you? A. Her eye was
shut with sleep, she was asleep.

Q What time was this in the morning? A. It was day time.

Q About what time? A. I don't know what time.

Q Then your mother you say was asleep after your father put her in bed? A. Yes, she opened one eye the next day.

Q When she opened one eye did she say anything to you?

A. She opened it a little bit like that and shut it right back again.

Q Was this on the same day? A. No, sir.

Q When was it she opened her eye - long after that, several days after that? A. Yes, sir.

Q After she opened the eye didn't you say anything to her?

A. No, sir.

Q Is that all you know about this thing? A. Yes, sir.

By Mr. Coleman:-

Q Your mother had been drinking that morning? A. No, sir.

Q Your mother went upstairs and your father was in bed?

A. No, sir.

Q Did you see your mother getting out of bed? A. No, sir; I didn't see her getting out of bed, but she was up and she wanted to get down the bath room to get the pitcher to get some water, father was in bed sleeping.

Q Your mama was up? A. Mama was out.

Q How long was your mother up before Katie Cullum came in and told him to get your mother - was she up for a while?

A. A long while.

**POOR QUALITY
ORIGINAL**

0643

Q Did you see your mother getting out of bed? A. No, sir.

Q You saw your mother up though? A. Yes.

Q Your father was in bed? A. Yes.

Q Did you see your mother go out of the room? A. No, sir.

Q Did you see her go upstairs? A. No, sir; I was in bed at that time.

Q Were you in bed when Mrs. Cullum came in? A. Yes.

Q Your father was asleep of you? A. He was asleep at the time.

Q And Katie called him? A. Yes, sir.

Q When your father went upstairs she got hold of your mother around this way and brought her down? A. Yes, sir.

Q And sat her to bed? A. Yes, sir.

By Mr. Sirms:-

Q You don't know when your mother did get up that morning? A. No, sir; I was in bed asleep.

By a Juror:-

Q Did your aunt speak to you about this, about your mama? A. No, sir.

Q Did your aunt ever tell you or ask you whether your Papa hit your mama? A. No, sir.

Q She never told you anything about it? A. No, sir.

Q Did she ever tell you anything about what you were to tell us here? A. No, sir.

By Mr. Coleman:-

Q Did you ever tell your aunt anything about this case? A. No, sir.

Q Never said a word to her about it? A. No, sir.

By Mr. Simms:-

Q You have spoken to your aunt about this - you told your aunt -

Objected to by Mr. Coleman.

By the Coroner:-

Q Did you speak to your aunt at all about what your papa did to your mama? A. No, sir.

Q How did your mother know it - your auntie told me - your auntie told me that down stairs a few days ago?

A. I forgot to tell you that?

Q Then you did speak of it? A. I forgot to tell that man.

By Mr. Simms:-

Q You did tell her that? A. Yes, sir.

Q And you told her the same as to-day? A. Yes, sir.

By the Coroner:-

Q Did your aunt tell you anything what to say down here?

A. No, sir, she never.

-----oOo-----

The Coroner: It is a question for you to determine whether in your opinion this woman fell down stairs or whether her husband, as this little girl says, injured her and that she came to her death through those causes.

-----oOo-----

**POOR QUALITY
ORIGINAL**

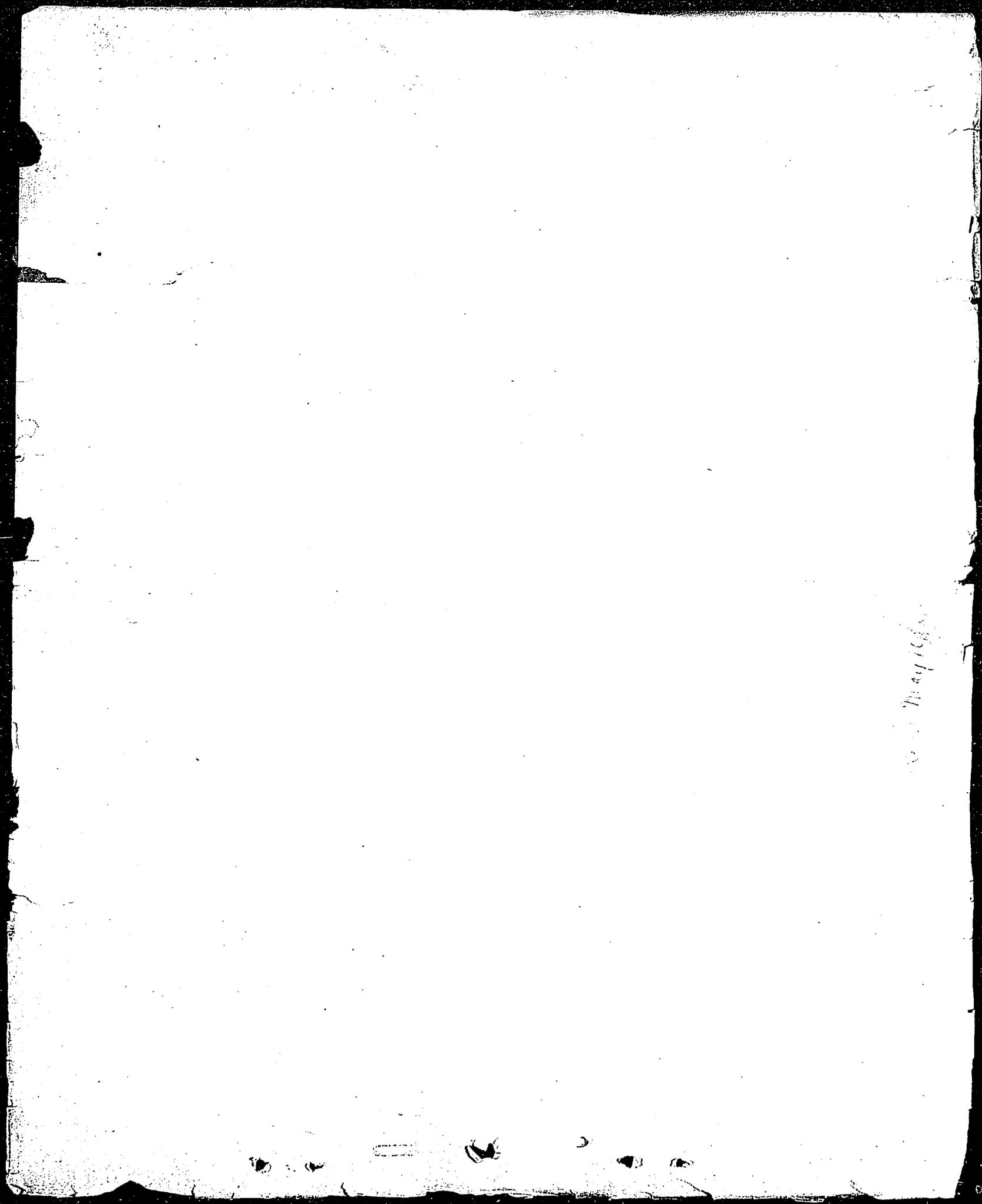
0645

VERDICT: We, the Jury, find that Hannah Whitelaw came to her death from traumatic meningitis and cerebral hemorrhage from injuries received and we hold the prisoner to await the action of the Grand Jury.

-----oOo-----

**POOR QUALITY
ORIGINAL**

0646



May 1964

POOR QUALITY ORIGINAL

0647

DISTRICT ATTORNEY'S OFFICE.
City and County of New York.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Thos W. Whitelaw

Offence *Homicide*

Dated *May 14* 1891

- Witnesses:
- ✓* *Noah Mc Carthy 242 W. 30*
 - ✓* *Michael Grogan 242 W. 30*
 - ✓* *No. 7 Maria Collins 242 W. 30*
 - ✓* *No. 10 Louis Gagliardi 211 W. 17*
 - ✓* *No. 16 Emma Goora 227 W. 17*
 - ✓* *No. 16 Jennie Poite 242 W. 30*
 - ✓* *No. 23. Sarah W. Wilson 242 W. 30*
 - ✓* *No. 1. Miss John 242 W. 30*
 - ✓* *Mrs Annie McElroy 439 W. 37*
 - ✓* *Mrs Rommie Burke 244 W. 30*
 - ✓* *No. 44 Mary Moran 244 W. 30*
 - ✓* *No. 47 John Mc Clokey, undertaker 19th St. 47 Ave.*

Witnesses who were sworn to by the City Clerk on May 14 1891

Witnesses who were sworn to by the City Clerk on May 14 1891

Witnesses who were sworn to by the City Clerk on May 14 1891

Edmondson

Eng Coroner Deady

April 10, 1891.

POOR QUALITY ORIGINAL

0648

District Attorney's Office.

PEOPLE

vs.

Thomas W. Whitelaw

Manslaughter

Witnesses

- Norah Whitelaw 742 W. 30th
- Norah Mc Carthy 742 W. 30th
- Michael Grogan 742 W. 30th
- Jennie Poisto 242 W. 30th
- Mary Keenan 244 W. 30th
- Rosalina Burke 744 W. 30th
- Annie Mc Elroy 437 W. 52^d
- Louis Eglintow 211 W. 17th
- Francis Eglintow 211 W. 17th
- Office John F. Foley Jefferson St. Ct.
- John Mc Clostey (undertaker)
19th St & 7th Ave
- Dr. L. A. Conner - N.Y. Hospital
- Dr. Philip E. Donlin
- Mr. Jas. J. Farrell 205 W. 30th
25th W. 29th
- James O'Brien Wagner 27 W. 19th
Baylis 205 W. 30th

POOR QUALITY ORIGINAL

0649

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months	Days			
35			Ir	N.Y. City	Apr 1 / 91

left eye black (old) no 227 W 17 St
 hemorrhage under skin
 whole extent
 Dublin 1888
 17 us + c
 Memphis
 2:10 PM came to N.Y. City
 March 29 / 91
 said to have fallen down stairs
 weeks before
 Died Mar 31. 2.05 PM

Thomas Whitelaw husband
 of deceased committed to the
 State by Coroner Jan. 27 / 91
 St. J. Ferguson's report sent to
 Asst. Dir. Atty. Gen. Apr 17 / 91

D. H. [Signature]

Apr 2 1891

AN INQUISTION

On the VIEW of the BODY of

[Signature]

whenever it is found that he came to
 a death by

Original taken on the
 of 1891 before
 DANIEL HANLY, Coroner.

[Signature]

POOR QUALITY ORIGINAL

0650

P.O.
Whiteland }

Novale M. Carrington 262 W. 30. Sister of deceased
first heard sister was sick on ^{Thursday} March 26, when I received
word that she was about to be taken to hospital +
Michael Goggin went down + was there when ambulance came
I went to hospital about half past one o'clock + saw
my sister. She had a black eye - she was unconscious
I visited her again that night. Friday morning, Sat.
morning + Sunday + Monday + Tuesday ^{March 31} she died.
Before she died while I was feeding her, the nurse came
and later the undertaker came again with the
deft. I was sitting in office + I accused deft of the
murder. On Thursday April 2 she was buried
from my house -

They were married 10 years ago. She then lived out
softer awhile they lived at 308 W. 44 part of winter
then they gave up + she came to live with me 229 W
27. in ^{May} June 28. He lost his situation + came there to
live + when she spoke to him about leaving situation he
attacked her with a chair + then took a razor to cut
her + I took the razor away - In June I took my
sister to Saratoga for summer In fall I came back to
308 W. 44 ^{took rooms at} ~~229 W. 27~~ 264 W. 30 + he was
dispossessed there during winter + my sister came back
home + stayed with me until I went to Saratoga in '84
+ deft again lost his situation + in fall he took
rooms for her in 37th St. + kept them a short while
my sister came back home at 27th St. + stayed with

me until he took rooms in 35th St. where they were
dispossessed & she came back home again. And in
Spring or Summer of '85 I went to Saratoga again
with my sisters. In fall ¹⁸⁸⁵ I took rooms in 35th
St & they had rooms in 47th bet 7 & 8th twice
dispossessed there, and then went to 30th St bet.
7 & 8th & stayed there until I went to Saratoga -
in spring of '86 & I gave them my rooms.
& paid the rent for them during summer.
When I came back for Saratoga, they went to
37th St & she took in boarders & stayed there during
winter & Spring '87 they moved to 31st bet
6 & 7. He then went to Knock, ~~and~~ & I went there
with them & he left my sisters there & I brought
her to Saratoga where we spent summer of '87 -
In Fall '87 - they had furnished room in 27th
St. for about ^{scheduled Nov. '87} 3 weeks, & then I took them in &
he was rather sick from to N.Y. Hospital
about 3 weeks - He went to work & she lived
out in 27th St. In Spring '88 I went to Saratoga
& when I came back we all lived in same
house 330 nr. 37th & in Feb. 1889 - he got
drinking - this was about 2 months before
her last child was born - and wanted to
go into some one else's rooms, & my
sisters interfered & I came up stairs and
found them quarrelling & I saw him kick
her & knock her down on floor. ~~I~~ ^I ~~interfered~~

POOR QUALITY ORIGINAL

0652

to get a policeman & he went into another room & got a razor & said he would cut all our throats.

A few days afterwards I found him beating her with a broomstick -

We moved out of 37th St. in March '89 & they went to 49th St & stayed there until May when her baby died - I was born diseased, Dr. J. J. Farrell ^{treated him} W. 31st near 7th Ave + 8th only lived 8 weeks - (admission to hospital W. 32nd St.)

15

He then went to Newport & she came to ~~me~~ & took her to Saratoga. & when they came back they took furnished rooms. & later he was employed by as a single man. & when he

lost that place I gave him money to get a furnished room & he went to 44th St. in fall of '89 January 1890 -

~~I saw her~~ In Spring '90 she again left my sister with me & I left her in charge of my house where I went to Saratoga & The day before he went away in July '90 he beat her in the street in front of the house. Miss Beclaw 232

13

W. 30th saw it - In fall I supported her & boarded her with Mrs. P. He returned in Nov. '90 & took her away - He came to see me in Feb'y '91 & on Feb'y 25. he came with my sister & I never saw him again until at hospital -

John O'Day 232 W. 30th lived on same floor -
Mary M. ^{cl} mine - Foundling Hospital 68th St bet 3rd & 4th

POOR QUALITY ORIGINAL

0653

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

.....being duly sworn, says that he resides at No. Street in the City of New York, that he is years of age, that on the day of 18 .., at Number in the City of New York, he served the within on the by delivering to and leaving with said a true copy of the within and at the same time and place exhibiting to the within originals, and that he knew the person thus served to be the person mentioned and described in the as therein.

Sworn to, before me.

this day of 18 .. }

H. D. General Services

People vs.

Plaintiff,

against

Thomas White

Defendant

Notice of Motion

HUGH COLEMAN,

Attorney for *White*

~~.....~~

No. 287 BROADWAY,

NEW YORK CITY.

Entrance to Elevator car, Beale St.

..... service of copy of the within

Notice

herely admitted

this *19* day of *Dec.* 18*91*

Rehency Wood

W. L. ...

...

Set down for Dec 28th 1911 upon def's stipulating in open Court to allow the testimony of Katho Williams before the coroner to be read in evidence, Dec 27th 1911

POOR QUALITY
ORIGINAL

0654

Court of General Sessions of the
Peace in and for the City and County of New York
People etc
vs
Thomas Whitelaw }

Sir! You will please take Notice
that I shall move the Court in Part
I thereof before the Hon. Rufus B. Corning
at the Court House No. 32 Chambers Street
N. Y. City on Tuesday the 22nd day of De-
cember 1891 at 11 o'clock in the forenoon
for the discharge of the above-named
defendant Thomas Whitelaw, on the
ground that he has been in prison
longer than the statutory time without
being tried to-wit from March last.
1891 to date

Dated N. Y. December 19. 1891

Yours &c.

Hugh Coleman
Counsel for Deft.

287 Broadway
N. Y. City

To
Hon. Delancey Nicollet
Dist-Atty &c.

**POOR QUALITY
ORIGINAL**

0655

JOHN McCLUSKEY, Undertaker

Nineteenth Street and Seventh Avenue

On the 31st. of March 1891, at about 11 o'clock in the morning, the defendant, Thomas W. Whitelaw, came to my place of business and asked me how much I would charge to bury a body, and told me that the body was at the New York Hospital but said I had better not go up there until about one o'clock; I went there however at once and found that the woman was not yet dead and I returned to my place of business. About one o'clock the defendant came in and I told him that I had gone to the Hospital and that the woman was not dead; and he replied, I told you not to go yet, to go this afternoon, but she is dead now. I then went to the Hospital with him and there met Mrs. McCarthy, who, in the presence of the defendant, accused him of having killed her sister. I then went to my place of business with the defendant and a little after 2 o'clock Officer Foley came over and arrested him. On the Second of April I buried the deceased Hannah Whitelaw in Calvary Cemetery. After we came back to the store the defendant asked me if she didn't tell me to keep him there until he was disposed of by law. He said that Mrs. McCarthy accused him of killing his wife but that it was not true, but on the contrary she had been drinking and had fallen down stairs and that he could prove it by the bartender who had sold her the drink; he also said that if Mrs. McCarthy would be lenient with him and let up on him, he would leave the country and never return.

**POOR QUALITY
ORIGINAL**

0656

Miss Whitlow died at New York Hospital on March 31/91 -
and was buried by undertaker John Mc Cluskey in
Calvary Cemetery on April 2.

She was taken to hospital Thursday March 26/91 -
From Jan'y 24/91 to March 12/91 they lived with Mrs.
Eglintow 211 W. 17 - and then moved to 227 W. 17 -

Peo
v
Whitelaw }

Josiah Whitelaw when my sister had her birthday
I was at 242 W. 30 - after her birthday I went
home to 17th St with father + mother. I went away
with Michael Gargano.

After man had taken dog away. Before man
came for dog, he wanted my mamma to take dog -
After man had taken dog, he hit her with
shoe + stove lid + she went up stairs. +
Katie came down + tried paper to bring her
down. He went up stairs + got her, he
caught her by the arms and dragged her
down + put her into bed + pinched her +
scorched her. One eye was shut + Mike
tried to open it +

POOR QUALITY
ORIGINAL

0658

Pro
v
Whitcomb

May Kemm - Whitcomb's wife lived at 22 or 30th st
6 or 7 yrs ago. on same floor. He was quite drunk,
especially when he had been drinking. She was very quiet
turned down a little but never became helpless. Had heard
quarrels & saw bruises on her. Before her death had not
seen her for about a year. Had not seen him in
about a year.

POOR QUALITY ORIGINAL

0659

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

431

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

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

To ^(Jacob) James W. Van Wageningen
of No. 39 West 19th Street

Ask to see Mr. Weeks
at 11 o'clock W.M.

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of DECEMBER 1897 at the hour of 10^{1/2} in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Thomas W. Whitelaw

Dated at the City of New York, the first Monday of DECEMBER
in the year of our Lord 1897

'DE LANCEY NICOLL, District Attorney.

**POOR QUALITY
ORIGINAL**

0660

397/19-46

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.

If ill when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

POOR QUALITY ORIGINAL

0661

Pro

Whitlaw

Affidavit of Dr.
Frank Ferguson and
Philip E. Doolin

N.Y. Court of General Sessions

The People of the State of New York

against

Thomas W. Whitelaw

City and County of New York ss.

Frank Ferguson being duly sworn says
 I am a graduate physician and have been engaged
 in practice for over twelve years; ~~at the~~ and am
 now the Pathologist of the New York Hospital
 and Professor of Pathology at the New York Post Graduate
 Medical School. On the 1st day of April 1891
 I was present at the New York Hospital and with
 Dr. Philip C. Doulin performed the autopsy upon
 Hannah Whitelaw and subsequently made a
 microscopic examination of portions of the brain
 of said Hannah Whitelaw. Such examination
 disclosed the cause of death to be cerebral ^ahemorrhage
 from a false membrane on the inner
 surface of the dura mater (pachymeningitis
 hemorrhagica interna). In my opinion,
^{even} if violence had been inflicted upon deceased
 on or about March 13, 1891, ~~such~~ ^{the} death
 cannot be considered as having been accelerated
 thereby, and the further examinations of the
 case showed the lesion to be typically as

above stated.

Frank Ferguson M.D.

Pathologist.

Sworn to before me this
30th December 1891

[Signature]
Clerk of said City

N.Y. General Sessions

City and County of New York ss.

Philip C. Dublin being duly sworn says that he is a coroner's physician and on April 1. 1891 with Dr. Frank Ferguson made an autopsy upon Hannah Whitelaw and upon the first examination thought death was caused by traumatic meningitis or injury to the brain but upon a more thorough examination with the microscope determined that death was the result of idiopathic meningitis or a diseased condition of the brain. I am of opinion that death was not produced or induced by violence and that if violence was inflicted upon deceased on or about 13.91 it did not in any way accelerate death.

Sworn to before me this

31st December, 1891

Walter H. H. H.
Court Deeds
N.Y. City

Philip C. Dublin M.D.
Coroner's Physician

POOR QUALITY
ORIGINAL

0664

PEOPLE

Mr McCauley.

June 1886 at my own
house after leaving sit
at table with
Cham & Ragan

April 1888 - at 330 W 37
drunk & threatened to kill
her & draw razor -

Went to Hospital Thursday
March 26 - 91 -

Elihu - had finished room
never heard any noise of falling
9 rec'd in R.R.

Pesito.

Van Wagner
39 W. 19th

Maggie Townsend
with Mr Hawthorne
Sarah 1170 Spgo

POOR QUALITY
ORIGINAL

0665

27 / Jan. 19.

P. B. Weeks Esq.
New York

In response to your re-
quest as to the "Whitlow
Case" they came & took
with us a furnished
room. Jan. 22-18. 91 -
& left as near as I can
judge from my books
about the 12th of March
-91

Yours respectfully,
Miss Louise Egerton
211 W. 17-

I said I supposed he had killed her at last. I didn't go until they came home to the house - I sent a lady down to see her. At the time he claims she fell down stairs in the early part of March; he lifted her out of bed unconscious, she couldn't open her eyes. The day she was taken to the hospital she had a black eye. I went to see my sister after that in the hospital and she was unconscious and couldn't speak. I had strong suspicions she died from the blows he gave her.

By Mr. Coleman:-

Q All you know about it is what you heard from other parties? A. Yes, sir.

By Mr. Simms:-

Q When did you first receive notice she was ill?

A. On Holy Thursday, the 26th of March.

Q What did you do? A. I didn't go to see her at that time.

Q When did you go to see her? A. She had been taken to the hospital between one and two o'clock on Thursday, this was on the 26th of March.

Q About that time was she unconscious? A. Yes, she couldn't make any statement to the doctor.

Q Describe to the Jury in what condition she was?

A. Her side was commencing to get paralyzed and she had a big black eye on the left side.

Q Any other marks of injury? A. No, sir -

Q What eye was black? A. The left eye.

Q Under the eye? A. It was more underneath.

Q When you got there were her eyes open? A. No, sir, not when I went there, but when I spoke to her she recognized my face and looked at me and said, "Oh, sister, did you come here."

Q What did you do then? A. Nothing; I stayed alongside of her for a little while, that is all.

Q Did she complain of pain?

Objected to.

A. I supposed - she moaned so hard she must have pain.

Q As a matter of fact she didn't say anything else than you have testified? A. No, sir; not to me.

Q After that visit to the hospital where did you go?

A. I went right home.

Q What did you do? A. I sat down and mourned the loss of my sister.

Q She was not dead then? A. No, sir; she didn't die until Tuesday after.

Q That was the Thursday she was taken to the hospital - and the day she died what did you do? A. I didn't do anything.

Q Did you go to her residence in 30th Street?

A. I went to my residence, but I went to 211 West 17th Street, I went there and the gentleman told me - I seen the gentleman that owned the house.

Q Did you see this gentleman there? A. I did in 227 where my sister had left from.

Q Who was he there with? A. He came to the door to tell the lady of the house how my sister was feeling - I was visiting this lady's house; I went to see how my sister was when she went away.

Q What did he say? A. He was speaking to the lady at the door, and I said how dare you to go and see my ~~ex~~ sister, you dirty murderer.

Q What did he say? A. He wanted to come inside to get at me but the lady shut the door in his face.

Q What did he do? A. He didn't do nothing, the lady shut the door in his face.

Q Did he stand there? A. He tried to come in but the lady shut the door.

Q Did he make an effort to come in? A. Yes, sir, he did.

Q What did he do? A. I don't know what he did after that.

Q What did you do after he had been shut out - did he again make an attempt to come in? A. No, sir; not to my knowledge.

Q On what day was this? A. The 26th day of March, the evening she was taken to the hospital.

Q What day did you have this talk with the defendant?
A. On the 26th day of March.

Q Between the 26th of March and the 31st day of March, did you see him again? A. No, sir; until my sister was dead, about two hours in the hospital.

Q She died on the 31st? A. Yes, sir.

Q On that day did you go to the hospital? A. Yes, sir.

Q Did you arrive there before the death of your sister?

A. Yes, sir, between 11 and 12 o'clock.

Q Was this gentleman present at the time? A. He was down stairs with the undertaker claiming the body and she still alive.

Q Did she say anything to you at that time? A. No, sir; she could not.

Q Did you see the defendant to speak to on that day?

A. No, sir; I never met him there.

Q you have testified he was there? A. With the Clerk, and the officer told me he was there with the undertaker to claim the body.

-----oO-----

MICHAEL GORGAN, duly sworn, testified:

I live No. 242 West 30th Street; I was there on the 13th of March; she lay in bed at the time, I asked him and he said she fell down stairs. I asked him that.

Q Did you see the black eye on her? A. No, sir; not at that time.

By Mr. Simms:-

Q What hour was this? A. Twelve o'clock in the day.

Q Who was present? A. A little girl.

Q Who else? A. That was all that was there at that time.

Q Was this gentleman present? A. Yes, sir; I am after mentioning him before. I seen her and this man and that girl, and the little child she was lying in bed.

Q Whom do you mean by she? A. Mrs. Whitelaw. I asked this man what was the matter with her and he said she fell down stairs that morning at six o'clock, I asked him how she fell down stairs and he said the landlady and his wife brought her up.

Q Was Hannah Whitelaw present at the time? A. She was present inside of the same room.

Q Did she hear what he said? A. She didn't or could not, she was speechless and lifeless.

Q Didn't you ask this defendant where she fell?
A. I am after telling you that.

Q Was it in that house? A. In the same house - she fell down stairs.

Q Did he say when? A. At six o'clock in the morning.

By the Coroner:-

Q Was Mrs. Whitelaw in the habit of drinking? A. I don't know whether she was or not.

By Mr. Simms:-

Q You have seen her before the 13th of March.

A. I seen her the 13th of March.

Q Not prior to that? A. I didn't see her then until in the hospital, I stayed in the house two nights before that.

Q While you were there was she sober? A. Certainly.

Q At all times? A. At all times.

Q Is that all you know about it? A. That is all I know about it.

Q (By Mr. Coleman) Do you mean she was sober continually when you say at all times? A. While I seen her.

Q How often were you there? A. Not very often.

By Mr. Simms:-

Q How many times? A. I was two nights there -- I slept there two nights; I didn't see her drunk and no sign of drink.

-----oOo-----

KATIE CULLUM, duly sworn, testified:

I live No. 211 West 17th Street; I only knew that two days before they moved out of 211 and I have been down in the ir room and I come up, I couldn't tell what day of the month it was on, I came up to the room the next morning I heard a knock on my door; I heard somebody talking; I thought they were talking to her husband. I got up and I went down to the bath room to get some water, when I opened the door Mrs. Whitelaw lay in the hall; I got hold of her; I said, Do you know where you are? She said, My husband is there, she was raving and she was muttering and didn't know what she was saying. I went in and Mr. Whitelaw was in bed; I said do you know where she is; he said no; I said she is down stairs there. I heard him go

up stairs while I was in the bath room and bring her down. I went down to see them in 27, he asked me if I wouldn't go to see her before she goes to the hospital; she asked me why I don't go to see her before; that is all I know about it.

By Mr. Simms:-

Q On what floor do you reside there? A. On the top floor.

Q On what floor did Mrs. Whitelaw reside? A. On the next floor below.

Q Do you remember the date? A. No, sir.

Q You were up early in the morning? A. At seven o'clock and I asked who was there and I didn't get any answer; I didn't get up until eight o'clock and I opened my door and she lay right in the hall.

Q What did she say to you? A. I got hold of her and asked her did she know - I asked her where her husband was and she said right there; she pointed right alongside of her.

Q Did she appear to you drunk? A. Yes, sir.

Q Did you smell any liquor on her? A. Yes, sir.

Q Was she dressed, fully dressed? A. Partly dressed.

Q Is that all the conversation you had with her?

A. That is all.

Q Did you go down then to Mr. Whitelaw? A. Yes.

Q What did you do there? A. I went down and knocked at his door and didn't get no answer.

Q Did you know Mr. Whitelaw well? A. I have only been acquainted with both of them for two days.

Q You have not been very long in that house? A. I was in there before but I didn't know - she knocked at my door one time and wanted to lend my water pitcher to get a pint of beer in it; that was the day before.

Q Day or evening? A. I think it was after twelve o'clock.

Q Was her husband home at that time? A. I don't know; she came up to my room -

Q Do you know whether it was his custom to come home to dinner and have a pint of beer? A. I think he used to come home for dinner.

Q You don't know whether they sent for it? A. I don't know; she came for my pitcher.

Q Come right down to the morning you saw her in the hall; after you said who is there you asked her where her husband was what else did you say to her? A. I didn't say anything more to her; I knew she didn't know where she was; I thought the best thing I could do was to go down stairs to see.

Q You saw he was not there and you said nothing at all in reply to her? A. No, sir.

Q Didn't you think that somewhat strange that she should point -

By the Coroner:-

Q Did you hear any noise as if anybody fell down stairs?

A. Yes, there is a closet outside with dishes in and I

heard a fall of the dishes -

Q That was right outside of your doorway? A. Yes, sir; outside of my door.

Q You live on the top floor? A. Yes.

Q When was that? A. I don't know the day of the month.

Q Was it prior to the day that you discovered - the morning of the day you discovered Mrs. Whitelaw in the hall?

A. It was that morning.

Q What time that morning? A. Eight o'clock; I heard a knock at my door; I heard the fall a little after the knock on my door and that was seven o'clock.

Q And it appeared as if it was the fall of dishes?

A. It was terrible fall, I thought somebody was picking up dishes and letting them fall down again.

By Mr. Coleman:-

Q The defendant was living on the floor underneath you?

A. Yes.

Q And the stairs turned right around? A. Yes.

Q She had to come from underneath you one flight up to where you were? A. Yes.

Q Up to the top floor? A. Yes.

-----oOo-----

LOUIS EGGLENTON, duly sworn, testified:

I live No. 211 West 17th Street. They lived at our house for seven weeks and during that time they ~~saxx~~ drank nearly all the time; when I would speak to them about

it they promised to do better and I let them stay; I couldn't stand it any longer and I got them to move -

Q You heard Mrs. Whitelaw speak about her husband, did you not? A. Only on the best of terms.

Q Didn't she always speak well of her husband?

A. Yes, sir.

By Mr. Simms:-

Q Did you see them on the day of this occurrence?

A. Yes, sir.

Q You don't know whether she was intoxicated or not?

A. Not on that day.

Q How often did you see them while they resided at your house? A. Not very often, only when I asked them for the rent.

Q Whom did you complain to? A. To her, mostly always.

Q Did you ever complain to this man here?

A. Yes, sir; I have spoken to him.

Q What did he say - was your complaint against him or against the other?

A. Against all of them; that young man there back there, he used to go out and get the beer too.

Q Did you ever see Mrs. Whitelaw intoxicated?

A. Yes, sir; I have.

Q But you did not see her on the day this occurred?

A. No, sir.

Q For how long previous to that had you not seen her?

A. I couldn't tell exactly, but it was some time before.

Q As a matter of fact you don't know whether he was intoxicated that day or several days prior to it?

A. No, sir.

-----oOo-----
EMMA GROSS, duly sworn:

I live No. 227 West 175th Street. I know very little about it; Mr. Whitelaw came to my house the 13th of March and engaged a room about 11 o'clock in the day; he said his wife had met with an accident the day previous and it might prevent her coming until the evening. I said anything serious? He said no, only a black eye; that evening I saw she had a fearful eye. I said to my husband had I known the nature of it I wouldn't have taken her; she was there two weeks when she was taken to the hospital; I noticed on the Monday previous to her taking to the hospital she was losing her *mind*; I said to him your wife is not right, she complains of her head and she does not know whether she is going into the kitchen or in my bed room and you must send for a physician and a priest; that was on a Tuesday, and on Thursday she was removed to the hospital.

Q She had this black eye before the fall? A. That occurred at 211 - the fall occurred at 211; she came to

my house on the 13th of March and removed to the hospital on the 26th; she had the black eye when she came to my house; I saw very little of her; she was a quiet and harmless woman and appeared to be not herself; she appeared to be in a stupor.

Q How long had she been in your place? A. Two weeks, lacking one day.

By Mr. Simms:-

Q On that day that she came to your house on March 13th, was she with him? A. No, sir; he came alone in the morning.

Q When did she come? A. I don't know - it must have been about twilight on the same day.

Q Did you see her before? A. I saw her in the evening.

Q Was the defendant present? A. He was in his room and his wife had gone out and she dropped her pass key and he didn't ^{know} ~~xxxx~~ it and she went upstairs - up and down and I took matches to find the key; the other young lady she came down in search of the key, I then discovered her eye was so black.

Q What conversation did you have with her on that day?

A. She had a heavy veil, and she excused herself for wearing a veil in the evening.

Q Did she say how she came by it?

Objected to?

A. She simply said she fell; that is all I ~~xxx~~ ever heard her say.

Q - You didn't ask her how? A. No; her husband said she had fallen down the steps.

Q. After that day when did you again see her? A. I think it was possibly three or four days. I could hear her voice, that was the only way - I could only ~~hear~~ see her at intervals.

Q Three or four days after March 13th you saw her?
A. Yes, sir.

Q Tell the Jury what happened then; confine yourself to the 13th of March? A. I never heard her say anything about anyone; she would continually complain of her head - she would always say I believe I will go crazy with my head; I said it is too bad, it might result in something serious, - it is too bad you met with this accident.

Q Did she reply to that? A. No, sir; she seemed to be in a stupor and yet it didn't seem as if it were from drunk; she said she felt bad in all ways, she didn't feel as if she had scarcely any energy.

Q Have you told us all that transpired that day?
A. Yes.

Q When did you again see her? A. Probably two or three days passed before I would see her; and the day I first noticed her ~~mind had given away~~ - I saw Mrs. Whitelaw she was standing in front of one of the other doors, she said are you going to lock me out; I said you are mistaken, that is your room and not this; shortly afterwards she came down I was sweeping the stairs and

noticed her going into my kitchen; she went into the bedroom; finally when I went in she was looking all around the room; I said what is the matter with you; she says I don't know, I am crazy with my head. Instead of going upstairs she seemed to be so bewildered, I helped her up into her room then; I said to him your wife seems to be losing her mind.

Q On what day was this? A. On a Tuesday.

Q On what day of the month? A. I don't know about that; I think it must have been the 24th, he summoned a physician, but he didn't come that day, he came on Wednesday, and when he came he told the husband, I think, he must be removed.

Q What occurred after that were you present when the physician came? A. No, sir; but when the priest came; I would only come into the room when he would go out, I knew the woman's mind was not right and the very day she went to get the order for the hospital I found the woman sitting behind the stove and the stove hot, I had great trouble in getting her out; I said, what are you doing here; I got her back; I told her husband and he said what a miracle she was not burned to death.

Q At any one time you had a conversation with her, did she say that anyone had struck her? A. No, sir.

Q On the 24th day of March what was the condition of this eye? A. It was very much turned green under here, but prior to that it had been very black over the eye and partially blue under.

Q On the 26th day of March, did you see her? A. I was in the lower hall at the time.

Q What was the condition of her eye then? A. It seemed to have improved.

Q Were any marks of violence on her? A. Only scars on her hands and feet, that is all.

-----oOo-----

JENNIE POSITO, duly sworn:-

I live No. 242 West 30th Street. All I know about it her husband sent a message for her; her sister was busy, when I first went in she ~~xxx~~ shook hands with me, ~~ix~~ and kissed me; I asked what was the matter; he said she fell down stairs. I said, I will investigate that. He asked this young girl did she fall down stairs -

Objected to.

A. (continued) she said to me in the hospital "He killed me at last;" she said to me when she worked for me for ten weeks I am happy now, it is so long since I got a black eye. I think I knew her since the 25th of September, she was my servant.

Q How long was she a servant for you? A. I couldn't tell exactly.

Q How long was she a servant of yours? A. I think probably four or three months.

Q Four or three months ago? A. Yes.

Q How long was she in your employ? A. Ten weeks.

Q Where? A. No. 242 West 30th Street.

Q Was she taken to the hospital from there? A. No, sir; when she was working for me she always got a pint of beer, I never saw her drunk; I seen her take a glass of beer, but I couldn't say drunk. I never could say she ~~ex~~ was drunk; I knew her to drink a glass of beer.

Q Were you down 17th Street, where she lived?

A. Yes; I went down there for money they owed me for rent; I was there the day she went to the hospital; she went from 227 West 17th Street.

Q How long was it before she went to the hospital you saw her? A. I think it was two weeks, I think it was the 6th of March.

Q How frequently did she take beer while with you?

A. I couldn't tell you, sir.

Q You often drink a glass of beer? A. Yes, sir, and pay for it too; a glass of beer don't hurt anybody that has to work.

By the District Attorney:-

Q Where do you live now? A. No. 242 West 30th Street.

Q Did this defendant reside there? A. No, sir.

Q Where did you first meet Mrs. Whitelaw? A. Either I think on the 25th of September or the 26th; I couldn't tell when her sister moved into my house she came there to my house; I keep a barber shop and I have a great deal of washing to do; I took her in to do the washing; she was with me ten weeks, the day he came for her she left to go I didn't see her again then in two weeks, do you see?

Q When did you see her again? A. One Sunday night she invited us to go down and see her.

Q Did you go? A. Yes, sir.

Q Who was there? A. Her husband and myself, and my husband and my working boy.

Q What day of the month was that? A. In March.

Q Was it the first part of March? A. That I cannot say.

Q Do you know where it was she went? A. To 211 West 17th Street.

Q On what floor did they reside there? A. I suppose you call it the second floor.

Q Was it before the middle of the month of March?
A. Yes, it was.

Q Was it before the 10th of March? A. He was not paid until the seventh of the month and then he came up and paid us, we went down Sunday night after shutting up shop it must have been about eighth or ninth of the month.

Q You went down there and saw the defendant and saw the deceased? A. Yes.

Q What did you do? A. Didn't do anything only took our supper and we had a ~~kind of beer~~ pint of beer, that is all.

Q You had conversation didn't you? A. Yes, sir.

Q And with Mr. Whitelaw? A. Yes, sir, everything pleasant and agreeable.

Q And you noticed Mrs. Whitelaw particularly - did you notice she had a bruise? A. That was before that time

Q When did you see her again? A. One Sunday night she invited us to go down and see her.

Q Did you go? A. Yes, sir.

Q Who was there? A. Her husband and my self, and my husband and my working boy.

Q What day of the month was that? A. In March.

Q Was it the first part of March? A. That I cannot say.

Q Do you know where it was she went? A. To 211 West 17th Street.

Q On what floor did they reside there? A. I suppose you call it the second floor.

Q Was it before the middle of the month of March?

A. Yes, it was.

Q Was it before the 10th of March? A. He was not paid until the seventh of the month and then he came up and paid us, we went down Sunday night after shutting up shop it must have been about eighth or ninth of the month.

Q You went down there and saw the defendant and saw the deceased? A. Yes.

Q What did you do? A. Didn't do anything only took our supper and we had a ~~kind of~~ pint of beer, that is all.

Q You had conversation didn't you? A. Yes, sir.

Q And with Mr. Whitelaw? A. Yes, sir, everything pleasant and agreeable.

Q And you noticed Mrs. Whitelaw particularly - did you notice she had a bruise? A. That was before that time

Q When did you again see her? A. I couldn't tell you exactly.

Q Why did you go down there? A. For the money they borrowed from me for rent.

Q That was when? A. I cannot exactly tell; it was after the 11th day of March.

Q More than two weeks after? A. Yes, sir.

Q That would make it about the 25th of March?

A. I think it was a Friday before - a week before or two weeks before she went to the hospital.

Q You went there on the 11th? A. Yes.

Q Did you go there again? A. I didn't go there until I went to see her going to the hospital.

Q What day was that? A. The 26th of March.

Q What time did you arrive? A. About 12 o'clock the messenger came and I took the cars and went right straight down.

Q Was she in her own ~~par~~ apartments? A. Yes.

Q Was she conscious? A. She spoke to me and kissed me after he went out of the room; I said now tell me what happened you and she said, "Well, he killed me at last;" I said, you had ebeen better off if you had stayed with me - you would have been happy with me and she held me by the dress.

Q Did she tell you how? A. No, sir, just then he brought in that young lady and she put her finger to her lips and I didn't say any more - of course I knew enough not to say any more.

Q Describe her appearance on that day? A. I couldn't say anything, only she was very low, and she had a terrible black eye.

Q How long did you remain after that? A. Until the ambulance came, it came in a few minutes after he brought in this young lady.

Q Did he stay there until the ambulance came? A. Yes, sir.

Q Did you have any further conversation with her?

A. No, sir.

Q Did you ask her how she came to that injury? A. I didn't get no chance, I was just talking to her nicely and she came in and I told you that just I didn't ask anything more then.

Q Before she said, "Well, he has killed me at last," have you testified to all the conversation that took place between you? A. Yes, sir.

Q And that time he appeared to you to be rational? ?

A. She spoke to me very good and knew me, she said and kissed me.

Q Did she appear to you perfectly rational? A. Yes, sir.

Q You ~~remained~~ remained there until the ambulance arrived?

A. Yes.

Q Then you went home? A. Yes, sir.

Q Did you ever see her after that? A. No, sir.

Q You never went to the hospital? A. No, sir.

Q Did you make any inquiries? A. I did to her sister.

Q Did it not strike you that this was a rather serious thing?

Objected to.

A. No, sir.

Q Why was that? A. That was the day she went to the hospital.

Q Did she tell you he had always beat her? A. She said he killed me at last.

By Mr. Coleman:-

Q You went down to see her on the day the ambulance came?

A. Yes, sir.

Q What time was that? A. It was on a Thursday.

Q Who was in the house when you first went there?

A. Nobody but Whitelaw, myself and his wife.

Q How long did he remain in the house before he went out - how long was he in the apartments before he went out?

A. About a half hour.

Q How long was he out? A. About fifteen minutes.

Q And you told the District Attorney you had no chance to have a conversation with this lady and you were there fifteen minutes? A. I said - -

Q Did you not say you did not have an opportunity to find out or investigate all the facts before he came into the house with Mrs. Cullum? A. I didn't ask any more.

Q He didn't say anything? A. Yes, I asked her what happened you.

Q That was your remark to her? A. Yes.

Q How long were you in there? A. I don't know.

Q How long was it from the time Whitelaw went out before you asked her that? A. About five minutes.

Q And after you put that question to her you put no other

question to her, yes or no? A. No.

Q Answer my question only, did you put any other question to her? A. No, sir.

Q Then you allowed ten minutes to intervene from the time you put that question - you were in there five minutes when you told us that he had killed her and you remained the ten minutes? A. How do you know that? I went down to the house-keeper and that was about five minutes down there and after that I came back and she told me.

Q Who remained in the room when you went out of the room? A. Mrs. Whitelaw alone.

Q How long was Whitelaw out, before you went out? A. I couldn't tell you exactly.

Q How long did you remain there after Mr. Whitelaw came back? A. Until the ambulance came.

Q How long was that about? A. About ten minutes.

Q They owed you some money, Mr. Whitelaw does? A. Yes.

Q And you went down there for the purpose of getting that money? A. Yes.

Q How much does he owe you?

Objected to. Question withdrawn.

-----oOo-----
MRS. GULLUM, recalled:

By the Coroner:-

Q On the morning you heard somebody at your door did you recognize the voice? A. Yes, sir.

Q Whose voice was it? A. Mrs. Whitelaw's.

Q Did you recognize the voice of anyone else there?

A. No, sir.

Q Did you hear anyone else there? A. I heard nobody else there.

Q Only Mrs. Whitelaw? A. Yes, sir.

Q What kind of a voice did you hear? A. When I asked her who was there I got no answer; I heard her talking very low to Mr. Whitelaw - I heard her mention his name two or three times; I thought perhaps she was sitting on the stairs and was talking to him and he was not talking back to her.

Q You didn't hear Mr. Whitelaw's voice? A. No, sir.

By a Juror:-

Q Evidently he was not there? A. No, sir; I heard no footsteps.

-----oOo-----
NORAH WHITELAW, duly sworn, testified:

Father took off his shoes - and got the heel and hit my mama in the head, and then he took her shoe and hit her in the head and my mama said, "Oh, my," and then he threw the lid of the stove at her and after he went upstairs and laid in front of the two doors and quarrelled upstairs; she came down and told me about it and he came up and took

her and got hold of her arm and took her down stairs;
I saw Papa put Mama in bed; I was right at the door there.

Q Did he have hold of her hand? A. Her arm, and they went down stairs.

Q When your father took off his shoes and struck your mother in the head, how did he take it off? A. He got the heel of it and hit her on the head with it.

Q Did you see him strike her? A. Yes, sir; I was in the house at the time.

Q Where did he strike her in the head? A. On the head up here.

Q He struck her in the head with the heel of the shoe?
A. Yes, sir.

Q More than once? A. Three times.

Q Can you tell these gentlemen where the first time and the second time and where the third? A. He got Mama's shoes and struck her in the same place.

Q That was twice, where did he strike her the third time?
A. He struck her three times.

Q The first time where? A. In the head here.

Q The second time? A. In the head.

Q The third time? A. In the head.

Q You don't know the exact place he struck her the three times? A. On the head here.

Q You saw your father dragging her down stairs and put her in bed? A. Yes, sir.

Q Did your mother say anything to you? A. Her eye was shut with sleep, she was asleep.

Q What time was this in the morning? A. It was day time.

Q About what time? A. I don't know what time.

Q Then your mother you say was asleep after your father put her in bed? A. Yes, she opened one eye the next day.

Q When she opened one eye did she say anything to you?

A. She opened it a little bit like that and shut it right back again.

Q Was this on the same day? A. No, sir.

Q When was it she opened her eye - long after that, several days after that? A. Yes, sir.

Q After she opened the eye didn't you say anything to her?

A. No, sir.

Q Is that all you know about this thing? A. Yes, sir.

By Mr. Coleman:-

Q Your mother had been drinking that morning? A. No, sir.

Q Your mother went upstairs and your father was in bed?

A. No, sir.

Q Did you see your mother getting out of bed? A. No, sir; I didn't see her getting out of bed, but she was up and she wanted to get down the bath room to get the pitcher to get some water, father was in bed sleeping.

Q Your mana was up? A. Mama was out.

Q How long was your mother up before Katie Cullum came in and told him to get your mother - was she up for a while?

A. A long while.

Q Did you see your mother getting out of bed? A. No, sir.

Q You saw your mother up though? A. Yes.

Q Your father was in bed? A. Yes.

Q Did you see your mother go out of the room? A. No, sir.

Q Did you see her go upstairs? A. No, sir; I was in bed at that time.

Q Were you in bed when Mrs. Cullum came in? A. Yes.

Q Your father was alongside of you? A. He was asleep at the time.

Q And Katie called him? A. Yes, sir.

Q When your father went upstairs she got hold of your mother around this way and brought her down? A. Yes, sir.

Q And put her to bed? A. Yes, sir.

By Mr. Simms:-

Q You don't know when your mother did get up that morning? A. No, sir; I was in bed asleep.

By a Juror:-

Q Did your aunt speak to you about this, about your mama? A. No, sir.

Q Did your aunt ever tell you or ask you whether your Papa hit your mama? A. No, sir.

Q She never told you anything about it? A. No, sir.

Q Did she ever tell you anything about what you were to tell us here? A. No, sir.

By Mr. Coleman:-

Q Did you ever tell your aunt anything about this case? A. No, sir.

Q Never said a word to her about it? A. No, sir.

By Mr. Simms:-

Q You have spoken to your aunt about this - you told your aunt -

Objected to by Mr. Coleman.

By the Coroner:-

Q Did you speak to your auntie at all about what your papa did to your mama? A. No, sir.

Q How did your mother know it - your auntie told me - your auntie told me that down stairs a few days ago?

A. I forgot to tell you that?

Q Then you did speak of it? A. I forgot to tell that man.

By Mr. Simms:-

Q You did tell her that? A. Yes, sir.

Q And you told her the same as to-day? A. Yes, sir.

By the Coroner:-

Q Did your aunt tell you anything what to say down here?

A. No, sir, she never.

-----oO-----

The Coroner: It is a question for you to determine whether / your opinion this woman fell down stairs or whether her husband, as this little girl says, injured her and that she came to her death through those causes.

-----oO-----

**POOR QUALITY
ORIGINAL**

0694

VERDICT: We the jury find that Hannah Whitelaw came to
to her death at the New York Hospital, on March 31, 1891,
from traumatic meningitis and cerebral hemorrhage from
injuries received at the hands of her husband Thomas W.
Whitelaw, at No. 211 West 17th Street, on or about March
13th, 1891.

POOR QUALITY
ORIGINAL

0695

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the ~~house of~~ Coroner's Office
No. 124 Second Avenue Street, in the 17th Ward of the City of
New York, in the County of New York, this 10 day of April
in the year of our Lord one thousand eight hundred and 91 before
Louis W. Schultz Coroner,
of the City and County aforesaid, on view of the Body of Hannah Whitelaw

being dead at
Ten Upon the Oaths and Affirmations of
good and lawful men of the State of New York, duly chosen and
sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said
Hannah Whitelaw came to her death, do
upon their Oaths and Affirmations, say: That the said Hannah Whitelaw
came to her death by

Dramatic meningitis and cerebral
haemorrhage, from injuries received at
the hands of her husband Thomas W. Whitelaw
at 211 West 17th Street, on or about March 13th
1891.

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

JUROS.

Frederick Meyer	158 East 23 rd St
Sam Groth	322 Bownery
Abraham King	308 Bownery
J. V. Johnson	203 E. 14 th
Albert Fleischman	112 East 14 th St
Morris Beyne	365 th Bownery
John Bussreau	52 Prince St,
S. Burgess	304 Bownery
Henry G. Korn	203 E. 14 th St
Martin Joseph	5 th - 3 rd St
Samuel Schultz	Coroner, E. S.

POOR QUALITY
ORIGINAL

0696

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Whitehead being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz.:

Question—What is your name?

Answer—

Thomas Whitehead

Question—How old are you?

Answer—

34

Question—Where were you born?

Answer—

Scot-land

Question—Where do you live?

Answer—

227 to 17

Question—What is your occupation?

Answer—

Cashier

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

I am not guilty—

Taken before me, this 10 day of *April* 188*7*

Lucas H. Schuyler, CORONER.

POOR QUALITY ORIGINAL

0697

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
35	Years	Months	Days	<i>See.</i>	<i>My Hoop</i>
					<i>April 91</i>

Request taken on the 10th day
of April - 1891
before
Louis W. Schick
(Juror)

Committed
Obtained
Discharged

Date of death

Thomas W. Whelan

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

Samuel Whelan

On the VIEW of the BODY of

235 AN INQUISTION.

Adm - 1
HOMICIDE
1891
654

POOR QUALITY
ORIGINAL

0698

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas W. Whitelaw

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

— Thomas W. Whitelaw —

of the CRIME OF Manslaughter in the first Degree, committed as follows:

The said Thomas W. Whitelaw,

on the *fifteenth* day of *March*, in the year of our Lord one thousand eight hundred and ninety-*one*, at the City of New York, in the County of New York, aforesaid, in and upon one *Hannah Whitelaw*, then and there being, wilfully and feloniously did make an assault, and — *her* — the said *Hannah Whitelaw*, with the hands of *him* the said *Thomas Whitelaw* and also with a certain *shoe* which *he* the said *Thomas Whitelaw* then and there had and held in *his* hand, in and upon the *head* of *her* the said *Hannah Whitelaw*, then and there wilfully and feloniously did strike, *beat*, *bruise* and wound, giving unto *her* the said *Hannah Whitelaw*, then and there, ~~with the~~ *by the means* aforesaid, in and upon the *head* of *her* the said *Hannah Whitelaw* — one mortal wound and *bruise*, of which said

**POOR QUALITY
ORIGINAL**

0699

mortal wound and bruise the said *Hannah Whitelaw*, —
at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the
thirty - first day of *March*, — in the same year aforesaid,
did languish, and languishing did live, and on which said *thirty - first* day of
March, in the year aforesaid, *she* the said *Hannah Whitelaw*,
at the City and County aforesaid, of the said mortal wound and bruise did die.

And so the Grand Jury aforesaid do say: That the said
Thomas W. Whitelaw, her, —
the said *Hannah Whitelaw*, in the manner and form, and by
the means aforesaid, wilfully and feloniously did kill and slay, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of New York
and their dignity.

DeSancey McCall,
~~JOHN R. FELLOWS,~~

District Attorney.

0700

BOX:

439

FOLDER:

4049

DESCRIPTION:

Wiener, Mendel

DATE:

05/28/91



4049

POOR QUALITY ORIGINAL

0701

(Section 219, Penal Code.)

ASSAULT IN THE THIRD DEGREE.

DE LANCEY-NICOLL,

~~JOHN D. WILSON,~~

District Attorney.

Lonnie

Counsel,

Filed *28* day of *May* 189*1*

Pleas, *Myself*

THE PEOPLE

vs. *B*

Mendel Wiener

Witnesses:

Samuel Joseph
off John T. Boyle
J. M. Preet

In the within case it appears that prior the affiant's plea the complainant cannot be found and that the officer in the case is now dead.

I therefore recommend that the deft be discharged upon his own recognizance

Wanhope Lyman
Dist. Atty.

Feb 18/92

Sept 28 by court WLD
Complainant not found

A TRUE BILL

W. S. Skidmore

Hecht

Foreman.

on recognizance of deft. discharged on his own recog. R. B. M.

POOR QUALITY ORIGINAL

0702

Police Court. 3- District.

CITY AND COUNTY }
OF NEW YORK, } ss:

of No. 155 Attorney Street, aged 23 years,
occupation Parts maker being duly sworn, deposes and says, that
on the 21 day of May 1891 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by Mendel Weiser (worker)
who struck deponent a violent blow in
the face, with a piece of brick defendant
hurled at deponent, breaking deponent's
eye, and bruising his nose

without any justification on the part of the said assailant.

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

Sworn to before me, this 22
day of May 1891

John Ryan Police Justice. Louis X Marcus
marx

POOR QUALITY ORIGINAL

0703

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Mendel Wiener 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. *Mendel Wiener*

Question. How old are you?

Answer. *41 years*

Question. Where were you born?

Answer. *Russ Poland*

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

Answer. *240 Division St - 13 months*

Question. What is your business or profession?

Answer. *Parts maker*

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.*
Mendel Wiener

Taken before me this

day of

John P. Ryan
1891

Police Justice.

0704

POOR QUALITY ORIGINAL

BAILED,
 No. 1, by *Justice Gardner*
 Residence *264 Lexington Street*
 No. 2, by _____
 Residence _____
 No. 3, by _____
 Residence _____
 No. 4, by _____
 Residence _____

Police Court--- *3* District, *697*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louis M. Mearns
155. Albany St.
Mendel Mearns

Offence *Assault*

Date

May 22 1891

Residence

Regan Magistrate.
Boyle Officer.
12th Precinct.

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Witnesses

J. Bookst.

No.

39 Jackson

Street

No.

J. McPherson

No.

105 Prince St.

Street

No.

Boyle

Street

No.

Boyle

Street

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

defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *100* 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 *May 22 1891* *John Regan* Police Justice.

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

Dated *May 22 1891* *John Regan* Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY ORIGINAL

0705

Court of General Sessions.

THE PEOPLE

vs.

Mendel Wiener

City and County of New York, ss:

John Hanna being duly sworn, deposes and says: I reside at No. *204 E. 21st* Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the *17th* day of *Feb'y* 189*2* I called at *155 Attorney Street*

the alleged *residence* of *Louis Marcus* the complainant herein, to serve him with the annexed subpoena, and was informed by *the* *Housekeeper* and other tenants in said *House* that he had *moved* away and that no one there knew where he had *moved* to

Sworn to before me, this *18th* day of *February* 189*2*

David Anderson
Notary Public

John Hanna
Subpoena Server.

POOR QUALITY ORIGINAL

0706

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

Mendel Wiener

Offense:

JOHN R. FELLOWS,

District Attorney.

Affidavit of

John Hanna

Sheriff.

Failure to find Witness.

POOR QUALITY
ORIGINAL

0707

Court of General Sessions.

THE PEOPLE

vs.

Mendel Warner

City and County of New York, ss:

sworn, deposes and says: I reside at No.

John Hanna being duly
204 E. 21st

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the

City and County of New York. On the *17th* day of *Feb'y* 189*2*

I called at *105 Ridge Street*

the alleged *residence* of *S. Volkenburg*
~~the complainant~~ ^{a witness} herein, to serve him with the annexed subpoena, and was informed by *the*

Housekeeper that he had
moved away and that she
did not know where he had
moved to.

Sworn to before me, this *18th* day

of *February* 189*2*

David Anderson
Notary Public

John Hanna
Subpoena Server.

POOR QUALITY ORIGINAL

0708

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

Mercel Wines

Offense:

JOHN R. FELLOWS,

District Attorney.

Affidavit of

John Hana

Subpoena Server.

Failure to find Witness.

POOR QUALITY ORIGINAL

0709

Court of General Sessions.

THE PEOPLE

vs.

Mendel Wiener

City and County of New York, ss:

sworn, deposes and says: I reside at No.

John Hanna being duly sworn, 204 E. 21st

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the

City and County of New York. On the 17th day of February 1892

I called at the 12th Precinct Station House

the alleged residence of Officer Coyle, the complainant herein, to serve him with the annexed subpoena, and was informed by the

Sergeant in command that he was dead

Sworn to before me, this 18th day of February 1892

David Andersson Notary Public

John Hanna Subpoena Server

POOR QUALITY ORIGINAL

0710

Court of General Sessions.

THE PEOPLE, on the Complaint of

Offense:

vs.

Mendel Muehl

JOHN R. FELLOWS,

District Attorney.

Affidavit of

John Hanna

Subpoena Server.

Failure to find Witness.

**POOR QUALITY
ORIGINAL**

0711

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Mendel Wiener

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

Mendel Wiener

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

The said *Mendel Wiener*

late of the City of New York, in the County of New York, aforesaid, on the *21st*
day of *May* in the year of our Lord one thousand eight hundred and
ninety-one at the City and County aforesaid, in and upon the body of one
Louis Marcus in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *him* the said *Louis*
Marcus did then and there unlawfully beat, wound and ill-treat, to the great damage
of the said *Louis Marcus* against the form of the
statute in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0712

BOX:

439

FOLDER:

4049

DESCRIPTION:

Wilkinson, David

DATE:

05/12/91



4049

POOR QUALITY ORIGINAL

0713

66/ J. Stanton
J. Reardon

Counsel,
Filed 12 May 1891
Plends, Philly Pa

Grand Larceny second Degree.
[Sections 528, 537 Penal Code.]

THE PEOPLE

vs.

F

David Wilkinson

DE LANCEY NICOLL,
District Attorney.

A True Bill.

W. S. Skidmore
Foreman.

Printed & Registered

Witnesses:

Max Levy
Wm A Nickel
Wm S. Riddle

POOR QUALITY ORIGINAL

0714

Police Court

District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 34 South Richardson C. Layton Street, aged 35 years,
occupation Warehouseman being duly sworn,

deposes and says, that on the 7 day of April 1891 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the day time, the following property, viz :

One wooden case, containing 12 quart bottles
of G. H. Mumm & Co's Extra Dry Champagne,
and one wooden case containing 24 Pint
bottles of G. H. Mumm & Co's Extra Dry
Champagne - all of the amount and
value of sixty four dollars

\$ 64 00
100

the property of Frederick Du Barry & Co in
Warements Case and Custody

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
carried away by Dand Wilkinson (now here) from the

following facts, to wit: That deponent is
informed by Max Levy that on or about
the 8th day of April 1891 between the hours
of 5 and 6 o'clock P.M. the said defendant
came into his place of business at No
336-Bowery, and represented to him that
he was an agent for the sale of Wine.
and on his representations of being such
agent, said Max Levy bought and paid
him for the aforesaid property, which
said defendant immediately brought into
his place of business, and left with him,
and deponent further says that he has
seen the two wooden cases which were

Subscribed to before me this 7 day of April 1891

Notary Public

POOR QUALITY
ORIGINAL

0715

left in said Max Levy place of business
at No 336 Bouvern. and which contained
the aforesaid property. and fully and
truly identifies the said wooden
Cases. as the Cases which contained
the aforesaid property at the time
the said property was stolen
Defendant therefore charges the Defendant
with having committed a Larceny
and asks that he be held and
dealt with as the Law may direct

Wm L. Wynne }
The Judge of Mag (191) }
Richardson L. G. J. }
Justice

POOR QUALITY ORIGINAL

0716

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 27 years, occupation

Max Levy
Legumis

of No.

336 - Bowery

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Richardson C. Taylor

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

Sworn to before me, this

day of

May 188*8*

Max Levy

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0717

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Dave McKinnon 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. Dave McKinnon

Question. How old are you?

Answer. 25 years -

Question. Where were you born?

Answer. Ireland

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

Answer. 429 - Cherry Street - 2 years.

Question. What is your business or profession?

Answer. Driver

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

Answer.

I am not guilty
McKinnon

Taken before me this
day of May

189

Police Justice

[Signature]

POOR QUALITY ORIGINAL

0718

Mr. Schuyler
 F. M. Schuyler
 Melville de Grunnet
 Messrs de Grunnet
 Slip lease
 James Slip lease
 No. 1, by [Signature]
 Residence [Signature]
 No. 2, by [Signature]
 Residence [Signature]
 No. 3, by [Signature]
 Residence [Signature]
 No. 4, by [Signature]
 Residence [Signature]

Police Court... 1
 District... 609
 THE PEOPLE, Secy
 ON THE COMPLAINT OF
 William B. Schuyler
 vs
 David Hillman
 Offence...
 Date...
 [Signature]
 [Signature]
 [Signature]
 [Signature]
 [Signature]
 [Signature]
 [Signature]
 [Signature]
 [Signature]
 [Signature]

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

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

Dated May 9 1888 [Signature] Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0719

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 Wilkinson

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *David Wilkinson*

of the CRIME OF GRAND LARCENY in the *second* degree committed as follows:

The said

David Wilkinson

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

*twelve bottles of champagne of the
value of two dollars and sixty-six
cents each bottle, and twenty-four
other bottles of champagne of the
value of one dollar and thirty-three
cents each bottle.*

of the goods, chattels and personal property of one *Frederick De Barry*
then and there being found, then and there feloniously did steal, take and carry away, against
the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

**POOR QUALITY
ORIGINAL**

0720

SECOND COUNT—

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

David Wilkinson
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *David Wilkinson*

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

twelve bottles of champagne of the value of two dollars and sixty-six cents each bottle, twenty-four other bottles of champagne of the value of one dollar and thirty-three cents each bottle and two cases of the value of fifty cents each

of the goods, chattels and personal property of one *Frederick DeBary*

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

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

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

DE LANCEY NICOLL,

District Attorney.

0721

BOX:

439

FOLDER:

4049

DESCRIPTION:

Williams, Charles

DATE:

05/21/91



4049

POOR QUALITY ORIGINAL

0722

Witnesses:

Josephine Williams

Counsel,
Filed
Plends,

W. E. Shidymon
Day of May 1891

THE PEOPLE

vs.

L. A. F.
Charles Williams

Grand Larceny
Second Degree. — [Sections 528, 537, — Penal Code.]

Amiably

DE LANCEY NICOLL,

District Attorney.

A True Bill.

W. E. Shidymon
Foreman.

W. E. Shidymon
W. E. Shidymon

2009

POOR QUALITY ORIGINAL

0723

Police Court 1st District.

Affidavit—Larceny.

City and County } ss:
of New York,

of No. 33. Bate Stephine Williams,
Street, aged 23 years,
occupation Housekeeper being duly sworn,

deposes and says, that on the 15 day of May 1891 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the day time, the following property, viz:

Four Diamond Rings. of the amount
and of the value of Seventy five
Dollars
(\$ 75)

the property of Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
carried away by Charles Williams

from the following facts to wit: that
the aforesaid property, was in a Pocket
book, secreted and hidden under a
pillow on a bed in a room in said
premises, and that about the hour of
9 o'clock A.M. of the aforesaid date
deponent missed the said Pocket book
containing the aforesaid property.
And deponent further says that she was
informed that the said defendant had
left New York City, and had gone to the
City of Philadelphia, Penn. and deponent
further says that on the 18th day of May
1891, she went to the City of Philadelphia

Subscribed before me, this

1891

Notary Public

POOR QUALITY
ORIGINAL

0724

and there saw the defendant, and on being accused by deponent of committing said Larceny, and on being placed under arrest, did then produce from the pockets of his pants the pocketbook which had contained the aforesaid property at the time said pocketbook had been stolen, and three Pawn tickets representing four Diamond Rings. Two of said tickets representing and designating Pawn Offices in New York City, and the other Pawn ticket a Pawn Office in the City of Philadelphia. Deponent further says that she has seen the property designated on the said two Pawn tickets - Pawned in this City and truly identifies the same as part of the aforesaid property which was stolen on the aforesaid date. Deponent therefore charges the defendant with having committed a Larceny and asks that he may be held and dealt with as the Law may direct -

Sworn to before me }
this 20 day of May 1891 }
Elias Josephine Williams
Charles A. Fairbrother
Police Justice

POOR QUALITY ORIGINAL

0725

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

Police Court... / District.

792

THE PEOPLE, Ac.,
 ON THE COMPLAINT OF
 Joseph W. Williams
 Charles Williams
 Jacey
 Offence

Dated 1888

Magistrate,
 Officer,
 Precinct,

Witnesses

No. Street.

No. Street.

No. Street.

\$ to answer

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

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

POOR QUALITY
ORIGINAL

0726

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles Williams

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Charles Williams*

of the CRIME OF GRAND LARCENY in the *second* degree committed as follows:

The said

Charles Williams

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

*four finger-rings of the value
of eighteen dollars each*

of the goods, chattels and personal property of one

Josephine Williams

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

*De Lancey Nicoll,
District Attorney.*

**POOR QUALITY
ORIGINAL**

0727

SECOND COUNT—

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

Charles Williams
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

Charles Williams

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

of the goods, chattels and personal property of one

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

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

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

DE LANCEY NICOLL,

District Attorney.

0728

BOX:

439

FOLDER:

4049

DESCRIPTION:

Williams, George

DATE:

05/08/91



4049

POOR QUALITY ORIGINAL

0729

82

Witnesses:

Frank J. Moore
Francisco Esposto

John Defta
offence of men
Ch. PA

Counsel,

Filed

Pleads,

J. Day
1891

THE PEOPLE

vs.

[Handwritten signature]

George Williams

CRIME AGAINST NATURE.
[Sec. 303, Penal Code.]

W. S. [Handwritten]
St. Lawrence, Nicoll
JOHN R. FELLOWS,
District Attorney.

A TRUE BILL.

W. S. [Handwritten]

Foreman.

J. Day 11/91

Reuben Attenbth
74/26 [Handwritten]

POOR QUALITY ORIGINAL

0730

CITY AND COUNTY }
OF NEW YORK, } ss.

aged Eight years, occupation School boy of No. 230 1st av Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Edward V. Gormley and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 6 day of May 1891

his
Thomas Exposito
Mark

John Ryan
Police Justice.

POOR QUALITY
ORIGINAL

0731

DR. J. CLIFTON EDGAR,
115 EAST 35TH ST.,

UNTIL 10
4-6.

NEW YORK, May 5 1891

Hon. Elbridge T. Gerry,

This is to certify that
I have this day examined
Thomas Esposito, of 230 First Ave.,
and found no signs of
penetration of the anal
orifice by any blunt
instrument.

Respectfully submitted
J. Clifton Edgar.
Examining Physician

POOR QUALITY ORIGINAL

0732

Police Court, 4 District.

City and County } ss.
of New York, }

Edward V. Gormley

of No. 100 East 234

Street, aged 28 years,

occupation Officer S. P. C. Bureau being duly sworn, deposes and says, he has been
informed and of the fact and has been to believe that on the 16 day of April 1891, at the City of New

York, in the County of New York, One George Williams (now here)

did carnally know Thomas Exposito a male child of the age of eight-years in a manner contrary to nature and did commit the detestable and abominable crime against-nature in violation of Section 203 of the Penal Code of the State of New York for the reason following, to wit, that the said George Williams, (defendant) met the said Thomas Exposito in the Hallway of the premises 230. 1st ave in said city of New York and did then and there ~~for~~ forcibly take hold of the said Exposito and did drag the said child to the watercloset of premises named above and did then and there forcibly take down the pantaloons of the said Thomas Exposito and did forcibly insert his (defendants) penis into the said Thomas Exposito's Rectum

Therefore deponent prays that the said George Williams may be dealt with as the Law may direct-

Sworn before me this
6th Day of May 1891

John Ryan
Police Justice

Edward V. Gormley

POOR QUALITY ORIGINAL

0734

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

George William

Question. How old are you?

Answer.

39 years

Question. Where were you born?

Answer.

New York City

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

Answer.

No 340 East 23 St. 5 months

Question. What is your business or profession?

Answer.

Furniture mover

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

Answer.

I am not guilty
George Williams

Taken before me this

day of

July
188*9*

Police Justice.

POOR QUALITY ORIGINAL

0735

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court
District 596

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alfred W. ...
George ...

Offence *Crime against Nature*

Dated *May 6* 188*9*

Henry ...
Magistrate

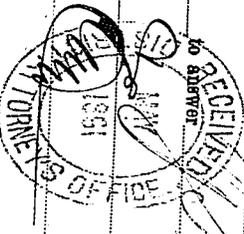
Witnesses *Jno ...*
Precinct

No. *101* *Bar 73*
Street

No. *337* *St Ann*
Street

No. *230* *Ward*
Street

No. *1050*
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

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

Dated *May 6* 188*9* *John Ryan* 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
ORIGINAL

0736

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Williams

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *George Williams*
of the CRIME AGAINST NATURE, committed as follows:

The said *George Williams*,
late of the City of New York, in the County of New York aforesaid, on the
sixteenth day of *April*, in the year of our Lord one thousand
eight hundred and ninety *one*, at the City and County aforesaid,
with force and arms, in and upon one *Thomas Reynolds*,
a male person, then and there being feloniously did make an assault, and
and, the said *Thomas Reynolds*, in a manner
contrary to nature, then and there feloniously did 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.

De Lancey Mill
Attorney

0737

BOX:

439

FOLDER:

4049

DESCRIPTION:

Winters, Charles

DATE:

05/26/91



4049

0738

BOX:

439

FOLDER:

4049

DESCRIPTION:

Jolly, Winfred

DATE:

05/26/91



4049

POOR QUALITY ORIGINAL

0739

John Gallagher

Counsel,
Filed *[Signature]* 1891
Pleas, *[Signature]*

THE PEOPLE
vs.
Charles Winters
and
Wilfred Jolly

JOHN R. FELLOWS,
District Attorney.
[Signature]
A True Bill.
W. S. Skidmore
Foreman.

[Signature]
Lester Rayley
K. Kelly

Witnesses;
Joseph W. Crisman
off. John Carey
H. Priest

[Signature]
L. A. Winters
320 Wab.
[Signature]

Barthway in the Third degree.
Grand Jurors.
[Section 498, V.S., 1852.]

POOR QUALITY ORIGINAL

0740

Police Court 2 District.

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

of No. 172 9th Avenue Street, aged 28 years,
occupation Agent being duly sworn

deposes and says, that the premises No 403 West 19th Street,
in the City and County aforesaid, the said being a three story brick dwelling

and which was occupied by deponent as a no unoccupied
and in which there was at the time ~~a~~ human being, by name

were **BURGLARIOUSLY** entered by means of forcibly breaking a
pane of glass in a basement door and
pushing back the bolts

on about the 29 day of April 1918 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

a quantity of
lead pipe and gas fixtures of the
value of about one hundred dollars,
\$ 100

the property of William F. Cushman and then in deponent's care
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
Charles Winters and Wilfrid Jolly (now dead)

for the reasons following, to wit: Deponent saw the said premises
securely locked and closed about the 26th
of April and the said lead pipe was in
the house. Deponent is informed by Police
Carey of the 16th Precinct Office that he
arrested the defendants on May 17 and 19
and they admitted and confessed that
they had committed said burglary and
they gave information of the place where

POOR QUALITY ORIGINAL

0741

they had used the said stolen property,
Department asks that defendant be
held to answer said charge.

Sworn to before me this _____ day

Mar 1909

W. M. ...

Joseph M. ...

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Burglary _____
Degree _____

Dated _____ 188 _____

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ _____ Bail.

Bailed by _____

No. _____ Street.

POOR QUALITY ORIGINAL

0742

CITY AND COUNTY }
OF NEW YORK, } ss.

John Casey
aged years, occupation *Bohemian* of No.

16th Street Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Joseph W. Cushman*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *20* }
day of *May* 189*8*. } *John Casey*

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0744

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

Charles Winter 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 Winter

Question. How old are you?

Answer. 14 years

Question. Where were you born?

Answer. Ills

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

Answer. 320 West 46th St, 4 years

Question. What is your business or profession?

Answer. Work in a drug store

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

Charles Winter

Taken before me this 20
day of May 1887
Amstrong

Police Justice.

POOR QUALITY ORIGINAL

0745

RAILED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Police Court --- 2 District

THE PEOPLE, Ac.,

ON THE COMPLAINT OF

Joseph M. Cunningham
172 4th Avenue
Charles Winters
Wilfred Jolly

Offence *Burglary*

692

Dated

May 20 189*2*
Ch. Walker Magistrate

Coey Officer

16 Precinct

Witnesses

Earl H. Spear
Wm. J. Jarni
16 Street

No.

William A. Hunt
100 East 33rd Street

No.

1000
1000 to Justice
1000 to Justice
1000 to Justice



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

Charles Winters & Wilfred Jolly

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

Dated *May 20* 189*2* *W. J. Jarni* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0746

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against
*Charles Winters and
Wilfred Jolly*

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

Charles Winters and Wilfred Jolly

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

The said *Charles Winters and Wilfred Jolly*, both

late of the *Sixteenth* Ward of the City of New York, in the County of New York
aforesaid, on the *twenty-ninth* day of *April* in the year of our Lord one
thousand eight hundred and *seventy-one*, with force and arms, in the
day time of the same day, at the Ward, City and County aforesaid, ~~the~~
~~dwelling house of one~~ *a certain building, to wit:*

the building of one William F. Bushman

there situate, 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 *William F. Bushman*

building 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.

**POOR QUALITY
ORIGINAL**

0747

SECOND COUNT—

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

Charles Winters and Wilfred Jolly

of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:

The said *Charles Winters and Wilfred Jolly, both*

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 said day, with force and arms,

three hundred pounds of lead pipe of the value of ten cents each pound, and a quantity of gas fixtures (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of seventy dollars

of the goods, chattels and personal property of one *William F. Bushman*

building *William F. Bushman*
in the dwelling house of the said

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

**POOR QUALITY
ORIGINAL**

0748

THIRD COUNT—

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

Charles Winters and Wilfred Jolly

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Charles Winters and Wilfred Jolly*, both

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,

*three hundred pounds of lead pipe
of the value of ten cents each pound,
and a quantity of gas fixtures (a more
particular description whereof is
to the Grand Jury aforesaid unknown)
of the value of seventy dollars —*

of the goods, chattels and personal property of

William T. Bushman

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

William T. Bushman

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

Charles

Winters and Wilfred Jolly —

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.

JOHN R. FEEHOWS,

District Attorney.

0749

BOX:

439

FOLDER:

4049

DESCRIPTION:

Wiseman, William H.

DATE:

05/07/91



4049

POOR QUALITY ORIGINAL

0750

Witnesses:

off Jenny Cooper
1906

Counsel,

Filed

Plends,

7
day of May 1899

THE PEOPLE

vs.

B

William H. Wessington

[Signature]

VIOLATION OF EXCISE LAW
(Keeping Open on Sunday)
[III Rev. Stat. (7th Edition), Page 1889, Sec. 5.]

DE LANCEY NICOLL,

~~Attorney~~

District Attorney.

A True Bill.

[Signature]

Foreman.

A

**POOR QUALITY
ORIGINAL**

0751

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William H. Wiseman

The Grand Jury of the City and County of New York, by this indictment, accuse *William H. Wiseman* of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *William H. Wiseman*

late of the City of New York, in the County of New York aforesaid, on the *ninth* day of *June* in the year of our Lord one thousand eight hundred and *eighty nine*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure, and suffer and permit to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0752

BOX:

439

FOLDER:

4049

DESCRIPTION:

Wittack, Nicholas

DATE:

05/19/91



4049

0753

POOR QUALITY ORIGINAL

Counsel,
Filed
Pleads, *19* *189*
Counsel,
Filed
Pleads, *19* *189*

THE PEOPLE
vs.
Grand Larceny Degree.
[Sections 528, 581 Penal Code.]

Nicholas Wittack

De Lancey Nicoll
DE LANCEY NICOLL,
District Attorney.
Chief of Accused.

A True Bill.

W. L. Bidmon
Foreman.

W. L. Bidmon
Foreman
Grand Jury
June 13, 1891

Witnesses:
Wm N. LeCato

Casey

POOR QUALITY ORIGINAL

0754

Police Court 2 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

William M. Le Cato

of No. 889 Broadway Street, aged 33 years,
occupation Manager Gorham Mfg. Co. being duly sworn,
deposes and says, that on the 2nd day of May 1897 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the day time, the following property, viz:

A quantity of silverware of the
value of about Sixty dollars

the property of deponent in care and charge
of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
carried away by Nicholas Wittack (now here)
for the reasons that the defendant
received permission from deponent
as manager of said Gorham Manu-
facturing Company, to take from
time to time or daily, the waste
paper of said Company. Deponent
received information that the defendant
had silver in his possession. Deponent
is informed by David J. Larkin (now here)
that he visited the apartments of
the defendant at 99 Crosby Street
and found a quantity of silverware
in said apartments which property
deponent has since seen and

Sworn to before me, this

189

day

Police Justice

0755

POOR QUALITY ORIGINAL

identifies as property stolen from the possession of said Company and deponent therefore charges the defendant with obtaining possession of said property from the true owner and secreting, withholding and appropriating it to his own use

SWORN TO BEFORE ME

THIS 3rd DAY OF May 1891

Wm. C. Le Cote

Wm. C. Le Cote

POLICE JUSTICE.

0756

POOR QUALITY ORIGINAL

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 43 years, occupation Special Officer of No. 889 Broadway Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of William N. LeCato and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 3rd day of May 1890 } David J. Larkin

[Signature]
Police Justice.

0757

POOR QUALITY ORIGINAL

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Nicholas Wittack

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. *Nicholas Wittack*

Question. How old are you?

Answer. *44 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *99 Crosby St - 8 years*

Question. What is your business or profession?

Answer. *Labour*

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*

Nicholas^{hs} Wittack
mak

Taken before me this 9 day of May 1897
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0758

Police Court... 2 District.

582

THE PEOPLE, etc.,
ON THE COMPLAINT OF

Wm. W. De Cato

Nicholas Wittack

Offence Larceny
Felony

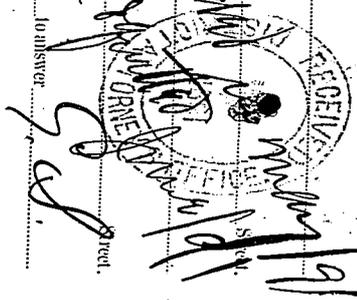
Dated May 3 1891

de Nelson
Kend
Magistrate.
Officer.

Witnesses

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

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



Pauley

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

Nicholas Wittack

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

Dated May 3 1891 [Signature] Police Justice.

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

Dated May 3 1891 [Signature] Police Justice.

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

Dated 18 [Signature] Police Justice.

0759

POOR QUALITY ORIGINAL

District Attorney's Office,
City and County of New York.

City and County } ss.
of New York, }

David J. Larkins

of No. 889 1/2 Broadway Street, aged _____ years,
occupation Detective being duly sworn, deposes and says,
that on the first day of May 1891, at the City of New
York, in the County of New York, the following described property, to wit:

a quantity of silverware, of the value
of sixty dollars, the property of the
Gorham Manufacturing Company, was
feloniously stolen from the building occupied
by said Gorham Manufacturing Company.
That deponent charges that said property
was stolen by one Nicholas Wittack from
the following facts, to wit:

The said Wittack had been engaged, in
taking away waste paper from said Gorham
Manufacturing Company's office, and had an
opportunity to while so engaged, to abstract
said property. Deponent suspected said
defendant of stealing said property, and
went to his residence at No. 99 Crosby St.
and found said property concealed in
a trunk.

Sworn to before me }
this 16th day of May, 1891 }

David J. Larkins

Notary Public
City of New York

POOR QUALITY ORIGINAL

0760

BAILED,

No. 1, by (2) Raphael Eudette

Residence 75 Madison Street

No. 2, by _____

Residence _____ Street

No. 3, by _____

Residence _____ Street

No. 4, by _____

Residence _____ Street

Police Court - 2nd District

THE PEOPLE, etc.,
ON THE COMPLAINT OF

Samuel Socha
Richard M. G. Co.
219 Broadway

1 Nicholas Wisitacki

2 _____

3 _____

4 _____

Offence *Harassment*

Dated *May 3rd* 189*1*

Meredith Magistrate

Thomas Officer

19th Precinct

Witnesses *Doris G. Sabin*

No. *889* Broadway Street

No. _____ Street

*Original paper returned to my
mailed 19th Precinct*

\$ *700* to answer for *Sam Socha*

Raphael Eudette

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

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

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

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

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

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

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

0761

POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Nicholas Wittack

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Nicholas Wittack

of the CRIME OF GRAND LARCENY in the second degree committed as follows:

The said Nicholas Wittack

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

six forks of the value of three dollars each, one knife of the value of two dollars and fifty cents, two other knives of the value of one dollar each, one other knife of the value of ten dollars, one pepper pot of the value of three dollars, one salt cellar of the value of three dollars, two spoons of the value of two dollars and fifty cents each, five other spoons of the value of one dollar and fifty cents each, one cardine fork of the value of four dollars, three cases of the value of one dollar each, one pen-holder of the value of one dollar and fifty cents, one bon-bon box of the value of four dollars, one perfume of the value of three dollars, two pair of scissors of the value of three dollars each, one ice-tongs of the value of two dollars and fifty cents, one sugar tongs of the value of three dollars and fifty cents and two and two candle-snuffers of the value of seventy-five cents each,

of the goods, chattels and personal property of one a corporation called the Gorham Manufacturing Company then and there being found, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**POOR QUALITY
ORIGINAL**

0762

SECOND COUNT—

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

Nicholas Wittack
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Nicholas Wittack*

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

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

of the goods, chattels and personal property of ~~one~~ a corporation called *the Gorham Manufacturing Company* by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *corporation*

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

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

DE LANCEY NICOLL,

District Attorney.

0763

BOX:

439

FOLDER:

4049

DESCRIPTION:

Wodtke, Richard

DATE:

05/14/91



4049

POOR QUALITY ORIGINAL

0764

Witnesses:

Off Patrick McGarley

Counsel,

Filed

day

1891

Pleads,

THE PEOPLE

vs.

B

Richard Woodthe

May 10/91
Sent to the Court of Special Sessions for trial, by request of counsel for Defendant.

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday)
[III Rev. Stat. (7th Edition), Page 1089, Sec. 6.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. S. Skidmore

Foreman.

0765

POOR QUALITY ORIGINAL

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Richard Wodtke

The Grand Jury of the City and County of New York, by this indictment, accuse — *Richard Wodtke* —

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said — *Richard Wodtke* —

late of the City of New York, in the County of New York aforesaid, on the *Twenty-third* day of *June* in the year of our Lord one thousand eight hundred and *eighty-nine* the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure, and suffer and permit to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.