

1059

BOX:

392

FOLDER:

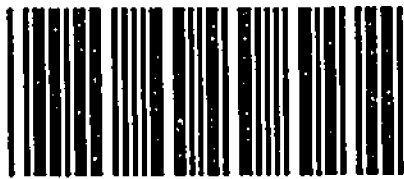
3654

DESCRIPTION:

Miller, John

DATE:

04/11/90



3654

POOR QUALITY
ORIGINAL

1060

4060

Witnesses;

Geo. Lutz

Wm. McElernon

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

P/

John Miller

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. J. Berry

Foreman.

April 11/90

Wm. Lutz

S. P. H. v. a.

POOR QUALITY
ORIGINAL

1061

Police Court—

3—District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 154 Eldridge Street, aged 29 years,

occupation Expressman being duly sworn

deposes and says, that on the 15th day of March 1890 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One Horse one set of Harness
and one wagon the whole valued
at Two Hundred and fifty
dollars

\$250⁰⁰/₁₀₀

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

John Miller (now here)

in the following manner to wit:

Defendant called on the Deponent at his place of business aforesaid and ~~inquired~~ that the defendant ~~that he~~ wanted to buy a Horse and wagon whereupon deponent had said Horse hitched to said wagon. When the defendant took said property from George Spennering an Employee of deponent and has since failed to return the same deponent therefore charges this defendant with having taken carried away and stolen said property and prays that he be held to answer

George Lutz

Sworn to before me, this

4th day

1890

John Miller
Police Justice.

POOR QUALITY
ORIGINAL

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CITY AND COUNTY }
OF NEW YORK, } ss.

George Spennery
aged *21* years, occupation *Expressman* of No. *154*
Elmridge Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *George Lutz*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this *4*
day of *April* 188*8* *George Spennery*

J. M. O'Brien
Police Justice.

POOR QUALITY
ORIGINAL

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Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

John Miller

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

Question. What is your name?

Answer. *John Miller*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *618 E 9th Street 2 weeks*

Question. What is your business or profession?

Answer. *Butcher*

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

Answer.

I am not guilty

John. Miller.

Taken before me this

day of *April*

1892

John Miller

Police Justice.

POOR QUALITY
ORIGINAL

1064

Ed. Apple &
10.6m

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

98 3 529
Police Court No. 60 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George J. V.
1814-34-34-34-34

1. John Miller
2. _____
3. _____
4. _____

Offence

Dated April 4 1890

Justice

McDonnell Officer

13 Precinct

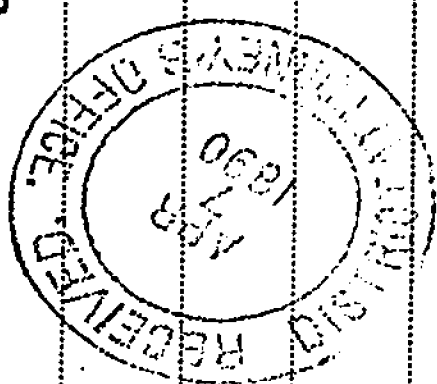
Witnesses

No. 154 154-34-34-34-34

No. _____ Street _____

No. _____ Street _____

\$ _____ to answer _____



Com. 1/4

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

Dated April 4 1890 J. M. Patton Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

1065

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Miller

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

John Miller

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

The said

John Miller

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

one horse of the value of one hundred and seventy dollars, one set of harness of the value of thirty dollars and one wagon of the value of fifty dollars

of the goods, chattels and personal property of one

George Lutz

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

John R. Fellows,
District Attorney.

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BOX:

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FOLDER:

3654

DESCRIPTION:

Miller, Morris

DATE:

04/29/90



3654

POOR QUALITY
ORIGINAL

1067

Witnesses:

Mr. A. Lawrence
Madama Lawrence
Officer Angeline
Mrs. Miller
wife of deceased
Miss Miller
Mrs. Lawrence
Mrs. Lawrence

Counsel,
Filed day of
Pleas, 29 Sept 1880

MURDER IN THE FIRST DEGREE

THE PEOPLE

vs. Morris Miller

2

JOHN R. FELLOWS,

District Attorney.

Part 2 Oct. 15 in court

N.D.

A True Bill.

W. J. Corlery
Part 2 - Oct. 21, 1880. For emen.
Child and Committed of Murder
in the Second Degree.
W. J. Corlery

POOR QUALITY
ORIGINAL

1068

IN THE CORONER'S COURT OF THE CITY AND COUNTY OF NEW YORK.

INQUEST IN THE MATTER OF THE

DEATH OF

JAMES H. MILLER.

BEFORE

HON. FERDINAND LEVY,
Coroner,

and a Jury.

NEW YORK, THURSDAY, MARCH 20TH, 1890.

For the Prisoner, appeared Mr. G. R. WESTERFIELD, of 280 Broadway.

For the District Attorney's Office, appeared MR. EDWARD GROSSE.

LOUIS F. ANGELEIN, a police officer attached to the 27th Precinct, was here called to the stand his affidavit, previously made, read to him.

BY THE CORONER:

Q. Have you anything to add to this statement? A. No, sir.

BY MR. WESTERFIELD:

Q. What time was it when this man, Lawrence, came to you and said that his brother in law was being stabbed? A. Just about one o'clock; it might have been five minutes this way or that.

Q. And did you go immediately to the premises? A. I did.

Q. And what did you find? A. Well, sir, as I entered the door-----

Q. Which door; the outside door? A. The door leading into the vestibule.

Q. There are two doors there, are there not? A. Yes, sir.

Q. And which door are you referring to now? A. To the hall door.

Q. To the inner or outer door? A. To the inner door.

Q. Now just tell us exactly what you found when you opened that inner door? A. When we got to the door the door was latched and I says, "This door is locked," and at the same moment he pulled the door bell leading to their rooms and the door flew open the same moment and we entered and as we entered we heard foot-steps running.

Q. What did you see as you entered? A. Everything was totally dark and I called to Lawrence to get a light and at the same moment the door opened upstairs and the woman came out in the hall screaming and says I, "Which way did he run?" Says he, "Upstairs."

Q. What did you see; was the deceased there? A. No, sir; not at that time.

Q. Was there anybody there in the hall? A. No, sir.

Q. Are you sure of that? A. Yes, sir.

Q. Where did you find the body? A. The body was in the room, after I secured the prisoner.

Q. In which room? A. In the first bedroom leading from the kitchen.

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- Q. How many flights up ? A. One flight.
- Q. Whose room was that, if you know ? A. His own room.
- Q. Who was there ? A. Mrs. Lawrence, Mrs. Miller, the deceased's wife, and Miss Miller.
- Q. There were two women there and the widow ? A. Yes, sir.
- Q. Did you make any examination of his body or of his clothing at the time ? A. Not just at that moment, no.
- Q. Did you subsequently ? A. I did.
- Q. How long after that ? A. It was a little while after.
- Q. About how long ? A. I guess some five or ten minutes after I brought down the prisoner.
- Q. Did you find anything in his pockets ? A. I didn't search him; I just merely looked to see whether he was dead.
- Q. You didn't make an examination of his clothing ? A. Not at that time.
- Q. Did you at any time ? A. Yes, sir.
- Q. When ? A. When the doctor was there.
- Q. What was the result of your examination ? A. I found in his pocket a bank book and I think a handkerchief, if I am not mistaken.
- Q. Was the prisoner present when you made that examination ?
- A. He was; yes, sir.
- Q. Was there anything said by any of the parties after you brought the prisoner downstairs ? A. Yes, sir; I asked the prisoner why he did that. Says he, "I didn't do it." Says I, "You did."
- Q. What else ? A. He said he didn't do it and when I brought him down in the room the women all flew at him and wanted to tear him to pieces.
- Q. What did they say; can you recollect what they said at all ?
- A. They were excited and they charged him with killing the deceased and they asked him why he did it ?
- Q. Did they say they saw him do it ? A. No; I don't know as they said that.
- Q. Did they say anything in substance like that ? A. Yes, sir.
- Q. Who said so ? A. (Pointing) Those two there.
- Q. Which two; the ones on the front benches ? A. Yes, sir.
- BY THE CORONER:
- Q. Give their names ? A. William Lawrence, Miss Lawrence, and Hannah Miller.
- BY MR. WESTERFIELD:
- Q. Did the widow say she saw it ? A. No, sir.
- Q. Was that all who said they saw it ? A. Yes, sir; she said she was in bed at the time.
- Q. Who was in bed ? A. The widow.
- Q. Did they say where they were when they saw it ? A. No, sir.
- Q. Do you know what their condition was as to sobriety ?
- A. They were all sober at the time.
- Q. This was what time ? A. One o'clock.
- Q. Were they dressed ? A. Yes, sir.
- Q. Fully dressed ? A. Yes, sir.
- Q. Did you see the bed rooms there ? A. No, sir.
- Q. You don't know whether the beds had been occupied or not ?
- A. No. One bed seemed as if it had been occupied.
- Q. Was that the bed upon which the deceased was then lying ?

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A. No; deceased was lying on the floor.

Q. Was there anything further said by you, by the prisoner, or by any of these parties in the presence of the prisoner? /.
No, sir.

Q. Are you positive? A. Yes, sir.

Q. Have you testified to everything now that was said? A.
As far as I recollect.

Q. Your recollection is reasonably clear? A. Yes, as far as I can judge now.

Q. As to Lawrence, did he say anything further at that time about it? A. No, sir; he merely said the prisoner did it. He came running out and told me that there was a man in there cutting his brother-in-law up and murdering him.

Q. How long did it take you to get to the premises after you were told that? A. Not a second; I was just passing the door at the time.

Q. When you arrested the prisoner, did you examine him, make a search of his clothing? A. Yes, sir. He had nothing about him.

Q. Did you find any weapon at all? A. I did.

Q. Where? A. Out on the fire escape in the coal scuttle.

Q. When was it you found that, as to time? A. Well, I should think about three o'clock.

Q. And these occurrences were about a little after one, were they not? A. Yes, sir.

Q. And you found a knife? A. I did.

Q. Was the prisoner present when you found it? A. No, sir.

Q. Where was the prisoner? A. In the Station House.

Q. Have you that knife? A. I have.

Q. Will you produce it? A. Yes, sir. (The witness here produced a penknife.)

Q. Did you examine the hall to see if there were any evidences of a struggle there? A. I did. I saw none.

Q. Did you examine the door, or either of them? A. When I got on the second landing, as I stated before, I heard the foot-steps and I ran on the next landing----

Q. (Interposing) I am referring to the hall door down below.

A. No, sir; I saw nothing.

Q. Are you sure one of the panels was not broken? A. Yes, sir.

Q. Did you examine it? X

THE WITNESS: Which one?

MR. WESTERFIELD: Down below, of either of the doors?

A. Down below there was nothing broken.

Q. You said a moment ago you didn't examine them? A. I didn't examine those doors.

Q. Then you don't know anything about the lower door? A. No, sir; not at the Street door.

Q. Well, what lights were there in that hall, or any of the halls, at the time you were there? A. There were no lights whatever until I called. When the door opened upstairs on the first landing the women came out crying and weeping and screaming.

Q. Will you tell what Apartments those were from which they emerged, with reference to the staircase; was the door right at the head of the staircase? A. No, a little way from the stairs, I should say about fourteen feet from the landing, on the first landing.

Q. Directly back from the head of the stairs. Now as to this

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staircase there, tell the Jury about where the door was? A. I should think about fourteen feet from it; say, from here to there (from the witness chair to the back wall of the room).

Q. Directly back? A. Directly back.

Q. And what light was there in that apartment when you went there? A. When I ran upstairs the light that was made by these women when they came out.

Q. What light; was it ordinary gaslight, or was it a lamp? A. A lamp I had in my hands. There was no light in the hall at the time I entered.

Q. Was there any gas lighted in these apartments that you entered? A. No, sir; not at the time.

Q. You never had any conversation with the prisoner in reference to this occurrence other than you have narrated? A. No, sir.

Q. He has never made any other statement to you? A. No, sir.

BY MR. GROSSE:

Q. (Indicating) Where did you find the other articles in this envelope? A. On the prisoner's person.

Q. What are they; just describe them to the Jury? A. This pocket knife, this handkerchief, (taking out a little coin pocket book from an envelope and producing therefrom) a steel watchchain, cuff buttons, a pencil, collar buttons and this pocket book.

Q. Were they in that pocket book? A. I don't remember whether they were in here.

Q. Well, what other articles? A. I found these little memoranda on him also.

BY THE CORONER:

Q. Do they refer to anything connected with this case? A. No, sir; it seems not. I don't remember anything about these (producing a napkin and dirty handkerchief); I don't remember where I found them.

BY MR. GROSSE:

Q. You say you found the knife where? A. On the fire escape.

Q. At what time? A. Well, I should judge it was about three o'clock.

Q. How did you come to find it? A. By making a search.

Q. You made a search on the premises? A. Yes, sir; I looked through the hall----

Q. (interposing) For what? A. For the weapon that it was done with.

Q. Now, who was present when you made the search? A. The roundsman, and a man named Harris.

Q. Is Mr. Harris here? A. No, sir.

Q. Was anybody present who is in this room? A. No, sir; unless Mrs. Miller is here.

MR. GROSSE: (To a colored woman seated near the stove) Are you Mrs. Miller?

MRS. MILLER: Yes, sir.

BY MR. GROSSE:

Q. Was she there at the time? A. She was there in the room.

Q. Had you any conversation with anybody who is here, or who was on the premises, concerning this knife?

(Objected to.)

A. No, sir; I ~~xxxx~~ had not.

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BY MR. WESTERFIELD:

Q. At the time that you arrested the prisoner, or immediately thereafter, did you notice his hand at all? A. I did.

Q. Was his finger, or his thumb, torn at all, or cut? A. Yes, it was.

Q. Was it bleeding? A. It was.

Q. And did you see any watch upon the person of the deceased?

A. No, sir; I did not.

BY MR. GROSSE:

Q. Did anybody say to you that he saw the crime committed?

A. Yes, sir; this man Lawrence.

BY MR. WESTERFIELD:

Q. Was not this knife found in another apartment entirely, across the hallway? A. No, sir; it was fired out of the water-closet window; it was meant to go in the yard.

Q. State where you found it? A. On the fire escape in the coal scuttle.

Q. Where was that? A. On the first floor, where the deceased lived.

-----oxo-----

WILLIAM H. LAWRENCE, (colored) sworn and examined.

BY THE CORONER:

Q. What is that cap you have in your hand; a Southern Army cap?

A. No, sir; an elevated railroad cap.

Q. Do you belong to the elevated railroad? A. I was formerly a porter on the elevated.

Q. Where do you live? A. 1775 Third Avenue.

Q. You came here from the House of Detention? A. Yes, sir.

Q. Now, Mr. Lawrence, tell the Jury all that you know of this case, everything that you remember that you saw yourself on that occasion? A. My sister-in-law complained of being ill, so she sent me out after her husband. I went out and fetched him from the cigar store. As soon as we came back Morris Miller stood in behind the door. I asked him what was he doing there. He said he would show me. With that he uttered some kind of a curse and then he grabbed my brother by the arm and cut him back of the neck. That was the first cut. When I seen that I ran up the stairs. I got a couple of matches and struck them on the wall and I seen him stab him in the heart.

Q. What time was this? A. About one o'clock in the morning, as near as I can remember.

Q. Where was it; what part of the house? A. It was on the first floor. He stabbed him at the bottom of the stairs, first floor.

Q. Is that where he stabbed him first? A. Yes, sir.

Q. Did you see it? A. Yes, sir.

Q. How could you see it? A. I had a couple of matches and I struck them on the wall and my wife came out with a lamp.

Q. Was Miller, the prisoner, related to James H. Miller, the deceased? A. No, sir.

Q. What were you doing while he was stabbing your brother in law? A. I ran upstairs and struck a couple of matches.

Q. How long did it take you to run upstairs and come down again? A. It didn't take me a minute to come down and get the officer.

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Q. Was he still doing that work when you came down ; was he still stabbing the deceased ? A. No, sir; he was gone, he was running upstairs. He left his hat in the hallway.

BY MR. GROSSE:

Q. Lawrence, where do you live ? A. 1775 Third Avenue.

Q. And where did this take place ? A. In the hallway of 1775 Third Avenue.

Q. Did you live there ? A. Yes, sir.

Q. And the defendant lived there ? A. Yes, sir; on the second floor.

Q. What do you mean by second floor; two flights up or one flight up ? A. Two flights.

Q. That is the third floor, not the second floor; it is the second story, third floor ? A. Yes, sir.

Q. The ground floor is the first floor ? A. Yes, sir.

Q. Now, where had you been before you met the prisoner ?

A. I was over in the cigar store.

Q. And when did you go over to the cigar store ? A. I couldn't tell exactly the time.

Q. About what time ? A. Well, I should think it was about 12 o'clock.

Q. Had you seen the defendant then ? A. No, sir; I had not.

Q. And about one o'clock you returned home ? A. Yes, and my brother with me.

Q. At 1775 Third Avenue ? A. Yes, sir.

Q. Where did you see the defendant then ? A. Behind the door.

Q. Which door ? A. The first door as you go in the hallway.

Q. On the ground floor ? A. On the ground floor, as you come in from the Street.

Q. Behind the door ? A. Yes, sir.

Q. Was there a light in the hallway ? A. No, sir; not at that time.

Q. By what did you recognize the defendant ? A. By his voice.

Q. Did he speak to you ? A. Yes, sir.

Q. What did he say ? A. I asked him what he was doing there; he said he would show me.

Q. Did he speak to you first or did you speak to him first ?

A. No, sir; my brother-in-law spoke to him first.

Q. Who was there besides him ? A. Nobody.

Q. Didn't you say your brother-in-law spoke to him first ?

A. I and my brother-in-law and him were there together.

Q. Had your brother-in-law been out with you ? A. Yes, sir.

Q. And so you returned with your brother in law ? A. I did.

Q. And who was your brother-in-law ? A. James H. Miller.

Q. The deceased ? A. Yes, sir.

Q. And your brother-in-law spoke first to the defendant on your return to the hall ? A. Yes, sir.

Q. What did he say ? A. He asked Miller what he was doing there.

Q. And what ^{did} Miller, the defendant, reply ? A. He uttered a curse.

Q. What was it; say the words which he said ? A. That it was none of his God damned business.

Q. And what followed that curse ? A. Miller grabbed him then.

Q. This defendant grabbed your brother in law ? A. Yes, sir.

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Q. Where? A. In the hallway.

Q. And by what part of the body? A. By the arms, sir.

Q. By both arms? A. Yes, sir.

Q. With his hands? A. Yes, sir.

Q. What happened then? A. My brother in law pushed him away and the defendant took out his knife.

Q. And what did he do with the knife? A. He made a blow for me and I ran up the stairs.

Q. How far did you go? A. Half way.

Q. And while you were running away you didn't see what happened down stairs? A. No, sir; not until I lit the matches.

Q. Where did you light the matches? A. On the top of the stairs.

Q. Could you from there see what was going on in the hallway, provided you had light enough to see it? A. Yes, sir.

Q. You lit the matches; and did you then see what was going on in the hallway? A. I seen him plunging.

Q. Did you see what was going on in the hallway? A. Yes, sir.

Q. Now, what was going on in the hallway? A. I seen him plunging?

Q. What do you mean by plunging? A. With a knife.

Q. Where did he plunge him? A. First in the back of the neck, up here (indicating).

Q. And then? A. In the stomach.

Q. Anywhere else? A. No, sir.

Q. You saw him plunge him twice? A. Yes, sir.

Q. Was anything said by either of these two men? A. No, sir; not as I know of at that time.

Q. Neither the defendant nor the deceased made any remarks while this was going on? A. No, sir.

Q. Now, what happened next; what did you see or hear next?

A. Him running upstairs.

Q. Did he pass you? A. Yes, sir.

Q. What did you do? A. I didn't do anything at that time; I was standing in the door at the time.

Q. Now, while you were running upstairs not seeing what was going on in the hallway, because you had your back turned then, was anything said; did you hear any remarks by the defendant or by the deceased? A. They were talking, but I don't know what they were saying between themselves at that time.

Q. Now, what did you do when the defendant had passed you?

A. I said something to my brother in law; he made no answer.

Q. And what did you do afterwards? A. He went into a room.

Q. Who? A. The deceased.

Q. On what floor? A. The first floor from the kitchen.

Q. One flight upstairs? A. Yes, sir.

Q. That is, the second floor. A. Yes, sir.

Q. And what did you do? A. He fell backwards and I tried to catch him.

Q. You tried to catch the deceased? A. I tried to catch the deceased as he fell backwards.

Q. Where did he fall? A. On the second floor in the first bedroom from the kitchen.

Q. Is that in the rear part or front part of the house?

A. That is in the rear.

Q. What did you do with the deceased? A. Tried to lift him up, but I couldn't.

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Q. Did he say anything? A. No, sir; not a word.

Q. And what did you do with him afterwards? A. I left him there.

Q. And what did you do when you left him? A. I didn't do anything then, only I told the officer where the prisoner had gone.

Q. How did you come to tell the officer? A. When the muss first began I told the officer.

Q. When did you tell the officer? A. When the defendant grabbed him by the arms, when they first commenced.

Q. Now, you said when the defendant grabbed the deceased by the arms you ran upstairs? A. Yes, I did.

Q. Now, did you meet the officer while you were running upstairs? A. No, sir.

Q. Where did you meet him? A. I met him after it was all over.

Q. I ask you where did you meet him? A. Downstairs; he was trying the doors outside, going his rounds.

Q. Then, I understand you as having gone down stairs to the front door? A. Yes, sir.

Q. Why did you go to the front door? A. To get assistance.

Q. You wanted to see the police officer? A. Yes, sir.

Q. And then this officer was at the front hall door, was he?

A. Yes, sir.

Q. Well, what happened after you met him? A. He came upstairs.

Q. Did you say anything to him? A. I told him that there was a man up there that was murdering my brother in law, so he came up and he asked me where he had gone; I told him he ran upstairs.

Q. Did the officer go upstairs? A. Yes, he went up with me; I held the light.

Q. What kind of a light? A. A lamp.

Q. An oil lamp? A. Yes, sir.

Q. You went upstairs with the officer, and what did you do with him? A. He told me to hold the light while he caught the prisoner.

Q. Where did he find him? A. He was in a toilet room.

Q. On what floor? A. The third floor; two flights up.

Q. Did you hear this defendant say anything? A. No, sir; not at that time.

Q. Did you hear him say anything concerning this occurrence at any time? A. No, sir; I did not.

Q. He did not make any statement to you? A. Not to me, he didn't.

Q. Did he to anybody else, if you know? A. To the widow.

Q. (Submitting penknife produced by the officer) Will you look at this knife and say whether you have seen it before? A. Yes, sir; I have.

Q. When did you see it? A. I seen it one afternoon in the Street; he had it in his hand.

Q. Who had it in his hand? A. Morris Miller.

Q. This defendant? A. Yes, sir.

Q. And on what day, if you remember; about how long before the stabbing; was it a week, or two weeks, or five days, or ten days, or two days? A. It was about four or five days.

Q. And when did you see the same knife afterwards? A. I seen it on Friday.

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Q. On which Friday? A. Well, I couldn't tell exactly.
Q. After or before this occurrence? A. Before this occurrence.
Q. Well, how many days before the occurrence? A. Well, I couldn't tell exactly.
Q. Now, on what day of the week did this stabbing occur?
A. Sunday morning.
Q. And you said you had seen this knife in the defendant's hand on Friday? A. Yes, sir.
Q. Was that the Friday immediately preceding this Sunday on which this occurred? A. No, sir.
Q. On which Friday was it? A. It was about a week from that.
Q. Now, when after that Friday did you see this knife?
A. I didn't see it since.
Q. Not before I showed it to you? A. Yes, sir.
Q. When did you see it? A. I saw it in Court----I saw it in the Station House that morning.
Q. Did you see it in the defendant's hand when he stabbed your brother in law? A. No, sir.
Q. You are positive that this is the knife which you saw in the hand of the defendant previous to the stabbing some time?
A. Yes, sir.
BY THE CORONER:
Q. How do you know? A. (Indicating) By that.
Q. By what? A. By the blade being torn off on one side.
BY MR. WESTERFIELD:
Q. Where do you reside? A. 1775 Third Avenue.
Q. Whom do you live with there? A. My sister, Mrs. Miller.
Q. Who is she? A. She is my sister.
Q. What time did you leave the house that night?
THE WITNESS: To go to the cigar store?
MR. WESTERFIELD: To go anywhere? X
A. About 12 o'clock.
Q. And your brother in law went with you? A. No, sir; he was over there.
Q. What did you go over there for? A. I went after him.
Q. Had you been drinking anything that day? A. No, sir.
Q. Or that evening? A. No, sir.
Q. You saw your brother in law over at the cigar store?
A. Yes, sir.
Q. Did you see the prisoner before seeing your brother in law? A. No, sir; I did not.
Q. And what time did you leave the cigar store? A. Well, it was about half past twelve.
Q. Are you aware that a few minutes ago you swore it was one o'clock. A. That was when the murder was committed.
Q. I asked you whether you were aware you said it was one o'clock a few minutes ago?
THE CORONER: He explains that.
Q. How far is your house from the cigar store? A. Across the way.
Q. Did it take you half an hour to come across? A. No, sir.
Q. Do you know you are under oath here? A. Yes, sir.
Q. Do you know what an oath means? A. No, sir.
Q. Do you know what was said to you when you kissed the Bible?
A. Yes, sir.

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Q. What you are here for, what you are bound to do ? A. Yes, to speak the truth and nothing but the truth.

Q. And if you should, after having made such an oath, say something which is not true, what will happen to you ? A.

BY THE CORONER:

Q. (Interposing) Do you suppose you would be rewarded or punished ? A. I would be punished.

BY MR. GROSSE:

Q. How ? A. According to law.

BY MR. WESTERFIELD:

Q. Can you tell us really what time it was you left that store ? A. Between the hours of quarter past and half past.

Q. Quarter past and half past what ? A. 12.

Q. And what time did you reach the flat ? A. One o'clock.

Q. Did you go directly from the store to the flat ? A. No, sir.

Q. Where did you go ? A. Stood on the corner.

Q. What corner. A. Corner of 99th Street.

Q. How long did you stand there ? A. Quite a little while.

Q. How many doors are there to that flat on the ground floor ?

A. Two.

Q. When you reached it that night was either of them opened, or were they both closed, or both open ? A. They were both closed.

Q. And what did you do ; open one of them ? A. I pushed one of them open; it wasn't locked.

Q. You pushed it open yourself, did you ? A. No, sir; my brother in law pushed it open.

Q. And what is the distance from that door to the second door ?

THE CORONER: Just tell us about what distance ?

A. Well, about four feet, as near as I can remember.

Q. And when did you first become aware of the presence of the accused; when did you first know that he was anywhere around or near you ? A. Not until the door was opened.

Q. Which door ? A. The first outside door.

Q. Where was he ? A. Behind that first door.

Q. Was the other door closed ? A. Yes, sir.

Q. Was there any light in that vestibule ? A. No, sir; there was no light at all.

Q. Now, what was the first thing that you noticed, either spoken or done ? A. I looked behind the door and I found him there.

Q. How did you come to look behind the door ? A. I had to come in the door and then shut it.

Q. Where was he standing ? A. (Illustrating) Say this was the door here; he was right in behind it.

THE CORONER: Right behind the door; that is plain enough.

Q. Who spoke first; you, or your brother-in-law, or the accused ? A. My brother in law.

Q. What did he say to him ? A. He asked him what he was doing there.

Q. Did this defendant live there, A. Yes, sir.

Q. How long had he lived there to your knowledge ? A. Well, he was in there a month before I was there.

Q. And your brother in law had lived there about how long ?

A. About a month.

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Q. You have seen Morris Miller before? A. Yes, sir.
Q. Did you ever have any talk with him? A. Yes, sir.
Q. You have spoken to him? A. I have been the best of friends with him.

Q. Was your brother-in-law friendly with him? A. Yes, they always spoke when they met each other.

Q. Then your brother-in-law asked him what he was doing there?

A. Yes, sir.

Q. How did he say it; in a loud tone? A. Yes, sir.

Q. What did the man reply? A. He said he would show him.

Q. Well, what took place next? A. He uttered a curse.

Q. Well, what was it?

THE CORONER: Do you think it necessary to go over this whole thing again? We have had it in the District Attorney's examination.

MR. WESTERFIELD: I want to get at some point particularly.

THE CORONER: Well, come right down to that point.

Q. Did you see anything take place there? A. No, sir; not at that time.

Q. How was the second door opened? A. I pulled the bell and my sister-in-law opened it.

Q. Before the door opened had anything further occurred?

A. No, sir; he only uttered a curse, that's all.

Q. Then did you all three go in? A. No, sir; my brother went in ahead of me.

Q. And who came next? A. I came next.

Q. Who came next; the prisoner? A. The prisoner made a grab for me and I ran.

Q. Where did you run; upstairs? A. Half way.

Q. Did you see anything take place when you ran upstairs?

A. I heard a noise.

Q. And that was all? A. Yes, sir.

Q. How long did it take you to run upstairs? A. I ran up pretty lively.

Q. You say you lit a match at the top of the steps.

Q. Yes, sir.

Q. How many stairs are there to that staircase; is it an ordinary one? A. Yes, sir; there are a good many stairs to that flight.

Q. Quite a long pair of stairs, then, isn't it? A. Yes, sir.

Q. In lighting matches, how many matches did you light at once? A. Two.

Q. And in lighting matches there, how did you hold the matches?

A. (Illustrating) Like that.

Q. You say you could see what took place down this long flight of stairs? A. Yes, I could.

Q. What did you see? A. I seen the defendant there stab my brother-in-law once in the back of the neck.

Q. Did you see what he had in his hand stabbing him with?

A. No, sir; I only saw him stab him.

Q. You saw him make a blow then? A. Yes, sir.

Q. How do you know he stabbed him? A. Because he made another blow at him.

Q. You don't know that he stabbed him; you say you did not see anything in his hand.

THE CORONER: We have the result of the autopsy; that speaks for the wounds.

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BY THE CORONER:

Q. Did you see any blood ? A. Yes, I saw blood after the plunging; it was on his shirt.

BY MR. WESTERFIELD:

Q. You saw that by the light of the matches ? A. No, sir; but I seen him plunging.

Q. Where was your sister-in-law at that time ? A. In bed.

Q. Was there any one present other than you and the prisoner and the deceased ? A. Yes, sir.

Q. Who else was present ? A. Mrs. Lawrence and Miss Miller.

Q. Where were they ? A. In the hallway.

Q. In the hallway above you ? A. Yes, sir.

Q. Where were they standing ? A. Just in off the hallway, just up against the sill of the door.

Q. You say that you saw this knife in the hands of this defendant. What time of the day was it when you saw it ? A. Well, it was along about 12 o'clock.

Q. Where was it ? A. In his hand.

Q. In what location; in what Street or what building ? A. It was in the same house.

Q. What was he doing with it ? A. He was up in his house, upstairs where he lived.

Q. Were you up there with him ? A. Yes, sir.

Q. What did he do with the knife ? A. He just had it out playing with it.

Q. Did you see it distinctly ? A. Yes, sir.

Q. And from just seeing the knife in the man's hand playing with it that way, you are positive now that it is the same knife ?

A. Yes, sir.

Q. You said in answer to a question of Mr. Grosse that you saw the knife four or five days before. You then ~~saw~~ said you saw it the second Friday before. That would make it ten days, wouldn't it ? A. I saw this knife twice.

Q. When was the first time you saw it ? A. The first time was on Friday; it was the day it rained so hard, as near as I can remember.

Q. What time of the day ?

THE CORONER: What difference does that make ? He says he saw it. If you can contradict him on that point, well and good.

MR. WESTERFIELD: I only want to ask him on this point.

THE WITNESS: The first time I seen this knife was in Miller's rooms, upstairs where he lived.

Q. About 12 o'clock ? A. Yes, sir.

Q. And the second time ? A. The second time I seen it on the Street.

Q. About what time ? A. About 11 o'clock.

BY MR. GROSSE:

Q. How do you fix the time when you went home that night ? You said it was half past twelve o'clock when you left the cigar store. Did you look at the clock ? A. No, sir; that was as near as I could guess.

Q. It was guess work ? A. Yes, sir.

Q. But you are not positive about the time ? A. No, sir; I couldn't exactly tell what time it was.

Q. It might have been one o'clock, and it might have been half past 12 o'clock ? A. Yes, sir.

Q. But it was late at night ? A. Yes, sir.

Q. Did you see the defendant take out the knife ? A. I

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seen him go down in his pocket.

Q. Did you see the knife in his hand? A. No, sir; not at that time.

Q. Do you know of any quarrel that ever took place between this defendant and the deceased? A. No, sir; not as I know of.

Q. You don't know of any quarrel? A. No, sir.

THE CORONER: He said he thought they were on friendly terms.

-----OXO-----

MALVINIA LAWRENCE, (colored), sworn and examined.

BY THE CORONER:

Q. Are you Miss or Mrs? A. Mrs.

Q. Is the last witness your husband? A. Yes, sir.

Q. How long have you been married? A. Three years.

Q. Have you got a family? A. No, sir; they are all dead.

Q. And you live where? A. 1775 Third Avenue. Me and my sister keep house together.

Q. What sister? A. Mrs. Miller.

Q. The widow? A. Yes, sir.

Q. What has your husband been doing? A. He has been a porter on the elevated road.

Q. Was he discharged? A. No, sir; he was not.

Q. He was still a porter at that time? A. No, he got off to be home awhile to take a rest.

Q. Is he still employed on the road? A. He was at that time.

Q. And his being in the House of Detention got him out of his position? A. Yes, sir.

Q. Now, tell the Jury what you saw on that occasion from the commencement? A. As they rang the bell for the door to be opened----

Q. (Interposing) Who do you mean by "they"? A. My husband and brother-in-law rang the bell and I opened the door and I heard my brother-in-law say, "Who is this behind the door?" When he said that this Morris Miller said, "I'll let you know." My husband went upstairs ahead. With that I went in and got a handful of matches and I lit one after the other and I hollers, "Light the light quick until I see Morris; he is killing my brother-in-law."

Q. You mean Morris Miller? A. Yes, sir; I says, "He is killing my brother-in-law," and I seen him make a plunge like that (illustrating) twice into my brother-in-law.

Q. What part of the body? A. One was up in the neck and the other somewheres around the chest.

Q. Did he say anything before he made those plunges or those movements? A. He says, "I'll let you know who it is," with a swearing word, and my brother-in-law says, "Go away, Morris, I don't want to fight."

Q. That is what the deceased said? A. Yes, and he pushed Morris away and Morris followed him up as he got up this pair of stairs.

Q. And the stabbing was on the stairway? A. Yes, sir; and I seen Morris when he made a plunge at him twice.

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Q. Did you see him have a knife in his hand? A. No, sir; I couldn't see what it was.

Q. Did he hold up his hand and strike? A. Yes, sir; he done like that (illustrating) and struck him twice.

Q. Did you see blood after that? A. Yes, sir; it came trickling all down on his side.

Q. Did you see a knife at all that evening? A. No, sir; I couldn't see what it was.

Q. How often did he make a movement as if to stab him?

A. Twice, as far as I could see.

Q. What did the prisoner do then? A. Then he ran upstairs and then I called my sister's name and I says, "Oh, he has killed my brother-in-law."

Q. When your brother-in-law was stabbed did he fall? A. He just had time to get upstairs to the door and he fell right down in my bed room.

Q. Bleeding? A. Yes, sir.

Q. From the neck? A. Yes, sir.

Q. And where else? A. I couldn't say where else.

Q. Bleeding profusely? A. Yes, sir; and his daughter says, "Oh, pape, you are cut," and he never made any reply and just fell right back and I says, "Oh, Jim, ~~is~~ is cut; Morris killed him."

Q. Who else was there when you called Mrs. Miller, the wife of the deceased? A. I says, "Abbie, come quick; Morris is killing my brother in law;" I felt so bad over it.

Q. Who else saw it? A. His daughter.

Q. Who is his daughter? A. Carrie Miller; she is sixteen years old.

Q. But the widow didn't see it? A. No, sir.

Q. Your husband was there? A. Yes, sir.

Q. And who else? A. And myself and the daughter of the deceased.

Q. Is the prisoner married? A. Not to my knowledge.

Q. How long have you known him? A. I haven't been acquainted with him such a great while.

Q. Was there any trouble between him and your brother in law?

A. No, sir; they were always great friends as far as I knew. I never knew them to have any fuss at all. Just two or three nights before then Morris Miller was in our house trying to play our organ.

Q. You have told us all about the stabbing. That is the time Morris Miller made two plunges at your brother in law?

A. Yes, sir.

Q. What time was this; do you think it was about one o'clock?

A. Well, I guess so, but I couldn't tell, because I didn't look at any clock.

Q. Anyhow, it was late at night? A. Yes, it was very late at night.

Q. Had they been drinking? A. No, sir; he was a very steady man.

Q. Was your husband sober? A. Yes, sir; he don't drink anything. They were both hard working men, my husband and my brother in law.

Q. What did your brother in law do? A. He worked in a stove store up on 16th Street.

BY MR. GROSSE:

Q. You say that you cried out "He will kill my brother in law?"

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A. Yes, I said he had killed him.

Q. But you didn't say it before he had killed him? A. No, sir.

Q. (Submitting knife previously produced) Look at this knife; did you ever see this knife before? A. No, sir.

BY MR. WESTERFIELD:

Q. What were you doing up at eleven o'clock at night? A. I was waiting for them to come in and I was trying to help my niece to get ready to go out on Sunday.

BY THE CORONER:

Q. Was this Saturday night? A. Yes, sir.

BY MR. WESTERFIELD:

Q. In what room were you? A. I was in the kitchen.

Q. Had you been drinking anything? A. No, sir; I don't drink.

BY THE CORONER:

Q. That is, no liquors, you mean? A. No, sir.

Q. You drink tea and coffee? A. I drink tea and coffee.

Q. And Sarsaparilla and soda? A. I don't bother with them.

BY MR. WESTERFIELD:

Q. This kitchen door is at the end of the hall? A. Yes, sir; on this side (motioning) at the end of the hall.

Q. What were the first words you heard that evening? A. The first words I heard were, "Who is behind the door?" and then I heard the answer "I'll let you know damned quick who is behind the door."

Q. Are you quite sure you heard the bell ring before that?

A. Yes, because the bell was right inside the kitchen.

Q. What was the first thing you heard? A. I heard him ask who was there.

Q. And then you heard the bell? A. No, sir; I heard the bell. I stood there and I held the door open and I heard him say "Who is behind the door?" and Morris says "I'll let you know damned quick who is behind the door."

Q. That was after the bell rang? A. That was after the bell rang.

Q. Don't you burn gas in your rooms? A. Yes, sir.

Q. And when you opened the door you came out and stood right in the hall door? A. I stood right in the hall; I held on to the door opener that opened the door.

Q. There is where you stood all during this time? A. No, sir; when I heard him asking who was there I listened and then I ran in and got a handful of matches while my husband ran upstairs ahead and I says, "Light the light quick so I can see who it is; Morris is killing my husband."

Q. You ran into the kitchen and got the matches? A. That is where I went.

Q. How many matches did you have? A. I had a handful, because I upset the box right on the floor.

Q. In what room? A. In the kitchen; that is where I keep all the matches.

Q. And up to that time there had been no light in the hall whatever? A. No, sir; not until he ran in and lit the light as I told him and I took the light.

Q. When you came out with the handful of matches did you commence lighting the matches? A. Yes, I lit them one after the other until he lit the light.

Q. About how many matches did you light? A. I had a handful;

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I can't tell you how many I lit.

Q. Meanwhile, who ran upstairs ? A. My husband ran upstairs.

Q. You are quite sure of that ? A. Yes, I am sure of that.

Q. And where was he when you first saw him ? A. He was running upstairs and I hollered for him to get the light, I had the matches. He stood on the stairs.

Q. When you looked down in that hallway then you saw your husband standing on the stairs ? A. He was standing on the stairs looking to see who it was, and when he heard the noise he ran upstairs and I says, "Get the light."

Q. And all this time you were lighting matches ? A. I was lighting matches, because it didn't take five minutes to light the light. There were plenty of matches on hand and the gas was lit in the house.

Q. Where did you first notice the man that was killed and the defendant ? A. It was on the stairs. The defendant followed him from behind the door to the stairs.

Q. How long a distance is it from the hall door to the stairs ?

A. Just about like this (Indicating from witness chair to the back wall of the Court room.).

Q. And in what part of that hall was Mr. Miller, the deceased, standing ? A. He wasn't standing anywhere; he was walking to the stairs; he was going right on talking.

Q. He said, "Who is this behind the door ?" A. Yes, and the prisoner said "I'll let you know damned quick who it is."

Q. Then Morris Miller was outside of the hall door yet ?

A. No, sir; he was following him up.

Q. You said he said, "Who is this behind the door ?" A. Yes, sir.

Q. Did you see him ? A. I told you I ran in and got the matches to see who it was.

Q. Did you see them come in together ? A. I seen Morris Miller when he grabbed the deceased.

Q. How did he grab him ? A. The deceased was coming up stairs and Morris Miller made a grab for him and the deceased said "Go away, Morris, I don't want no fuss; go away," and with that I seen Morris Miller plunge for him twice.

Q. Didn't you testify on your direct examination that he said "Go away, Lawrence, I don't want any fight ?" A. No, sir; I didn't say that.

Q. And did anyone fall there in the hall ? A. No, sir; there was no falling at all, only he made him stumble until he got down to the 6th step.

Q. Did you count the steps ? A. I can judge how many steps.

BY THE CORONER:

Q. You think it was about six ? A. Yes; he made him stumble by him grabbing him.

BY MR. WESTERFIELD:

Q. Did you look in the hall after that ? A. No, sir.

Q. The next day did you look in the hall ? A. No, sir; because I wasn't there.

Q. What time did you leave the house ? A. I left the house that night about three o'clock.

Q. And the other two witnesses left with you ? A. Yes, sir.

Q. And you haven't been back since ? A. No, sir.

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Q. When the man who was killed came in, did he grab the knob of the door? A. No, sir; it was me. I was afraid he was coming in after me and I ran in and shut the door. When I heard him running upstairs I ran in quick and shut the door because I got afraid.

Q. And where was the defendant then? A. When he ran up stairs I ran in and shut the door.

Q. Who ran up first? A. My brother had just time to run upstairs after Morris cut him, and he got just by my bedroom door as he fell and died.

Q. You were holding on to the door all this time? A. I listened at the door until I heard him go upstairs and I says to my husband, "You run out quick and get a policeman, he has killed my brother."

Q. That was after your brother had fallen down? A. Yes, sir/.

Q. Did you or any other person take anything off your brother's body before the police came? A. No, sir.

Q. Are you quite sure of that? A. Yes, sir.

Q. What kind of cap did the deceased wear? A. A little fur cap.

Q. And when he fell down there, where did the hat fall?

A. I couldn't tell you where the hat fell.

Q. Was deceased dead when the officer came? A. Yes, sir.

Q. He died almost immediately after he came upstairs? A. Yes, sir.

Q. How long after he died was it before the officer came there?

A. He was dead some minutes before the officer came upstairs; he died right away.

Q. About how long was it? A. I couldn't tell you.

Q. Was it as much as half an hour? A. No, sir; it was about twenty minutes.

Q. You said that when you heard this noise you called "Abbie, come quick?" A. Yes, sir.

Q. Did she come then? A. She hadn't her clothes on; she was trying to get her clothes on.

Q. And had you already got a light by that time? A. Yes, sir.

Q. And where did she stand? A. She was putting on her clothes.

Q. When she came out where did she stand? A. She stood over her husband.

Q. She didn't come out into the hall? A. No, sir.

Q. Who did come out in the hall? A. I came out in the hall.

Q. Are you the only one that came out into the hall? A. And his daughter.

Q. When did she come out into the hall? A. I went out first and screamed and she came out.

Q. And then you ran back and got the matches? A. Yes, sir.

Q. And what did she do? A. She stood there.

Q. She stood there in the dark? A. Yes, sir.

-----OXO-----

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By the advice of Counsel the Prisoner declines to testify.

At this point, after reading the medical testimony to the Jury, the Coroner charged the Jury, who, without leaving the box, rendered the following

V E R D I C T.

We, the Jury, find that James H. Miller came to his death from stab wounds received at the hands of Morris Miller on February 16th, 1890, at 1775 Third Avenue.

ADJOURNED.

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STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the house of Coroners Office
No. 67 Park Row Street, in the 4th Ward of the City of
New York, in the County of New York, this 20th day of March
in the year of our Lord one thousand eight hundred and 90. before
Ardinand Levy Coroner,
of the City and County aforesaid, on view of the Body of James H. Miller
(colored) lying dead at

Twelve 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
James H. Miller came to his death, do
upon their Oaths and Affirmations, say: That the said James H. Miller

came to his death by
Stab wound of left chest wall, inflicted
with a knife in the hands of Morris
Miller. at 1745 Third Avenue
February 16th 1890

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.

JURORS.

John Kayman 147 E 4th St.
John Samler 223 Stanton St.
George Miller 160 - 2 St.
Henry Decker 309 Rivington St.
Barnabas Harless 188 2nd St.
Anthony J. Smith 61 Stanton St.

Albert Flug. N. 203 E 4th St.
Simon Flatter N. 445 E 4th St.
Louis Herbst 165 E. 4th St.
John Kahn 252 Rivington St.
Carl H. Kelly 234 E 4th St.
Wm. Weber 225 E 4th St.

Ardinand Levy
CORONER, E. S.

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TESTIMONY.

Wm. L. Jenkins

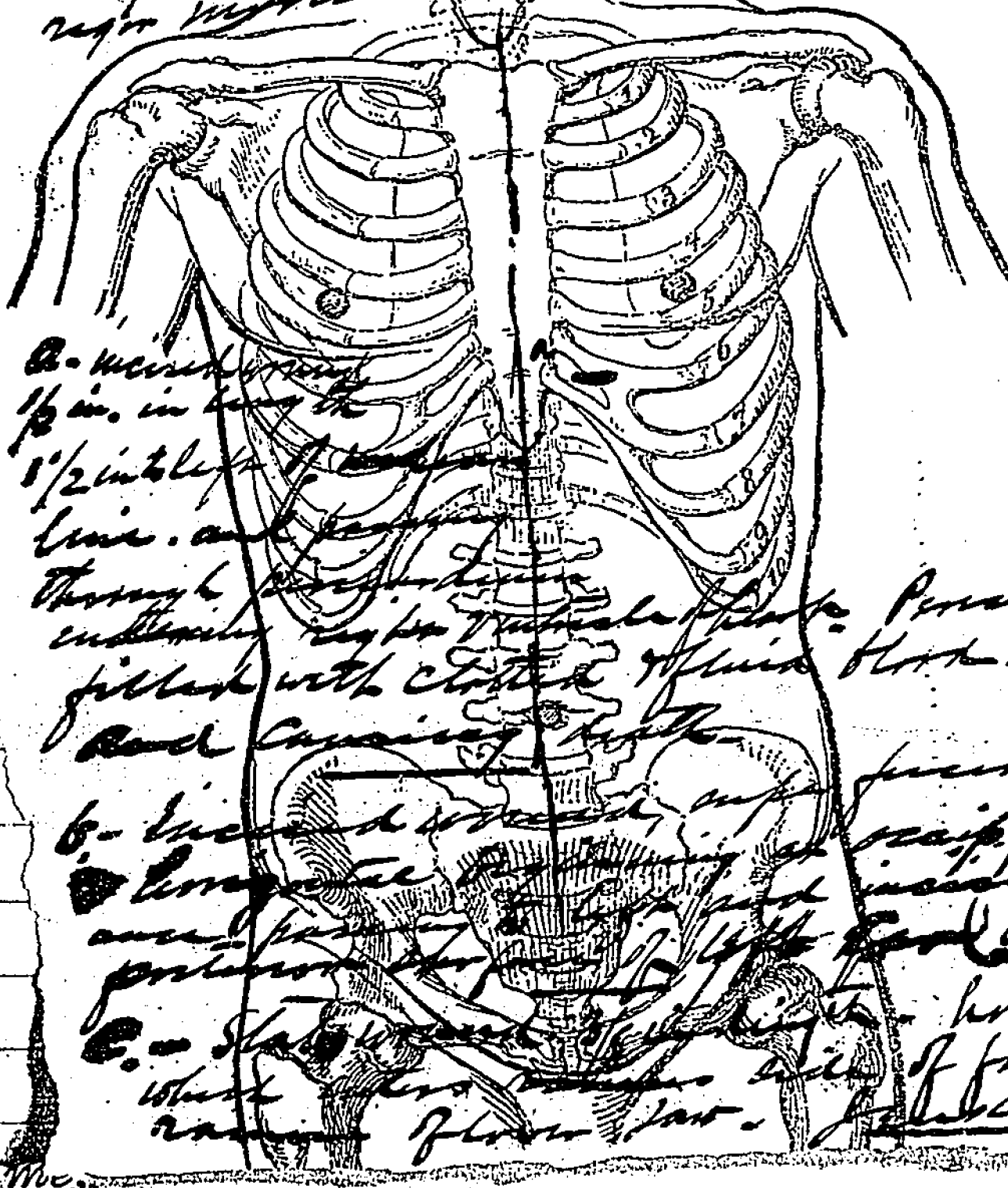
M. D., being duly sworn, says:

I have made an autopsy on of the body of
James H. Miller now lying dead at
1775-3rd Ave and from such Examination
and history of the case, as per testimony, I am of opinion the cause of
death is ~~a~~ *truncidul incisid & stab wound*
Stab wound of left chest wall one and half inches
to left of median line, half an inch in length
penetrating pericardium and right ventricle
near apex. Pericardium filled with clotted
& fluid blood. Hemorrhage. See Diagram

M. D.

Wm. L. Jenkins, M.D.

1775-3rd Ave. Feb 16th 1890 at 6:30 P.M.
Autopsy on body of James H. Miller
Colonel, Married, aged 38 years 2 mos. 4 days
Said to have died between 18th & 19th Dec.
Body well nourished,
no signs of disease.



Sworn to before me,

this *16th* day of *Feb* - *1890*

Frederick L. Levy

CORONER.

POOR QUALITY
ORIGINAL

1000

MEMORANDA.

| AGE | PLACE OF NATIVITY | WHERE FOUND | Date When Reported |
|--------------------------------------|-------------------|----------------|--------------------------|
| 38 Years 2 Months 4 Days | Virginia | 1775 Third Ave | Feb 16 th '90 |
| Wife Jennie Miller 1775 Third Ave | | | |

Ed
H. J. B. M.

Mar 20

10.30

10.30

Mar. 18

Sp. 736

1st Exam.

1890

AN INQUISITION

On the VIEW of the BODY of

Jennie Miller
(Victim)

where it is found that he came to
his death by

Inquest taken on the

day

of
Michael J. B. Messenger, Coroner.

1890

736

POOR QUALITY
ORIGINAL

1089

Coroner's Office,

CITY AND COUNTY } SS.
OF NEW YORK,

Morris Miller 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—

Morris Miller

Question—How old are you?

Answer—

21 yrs last August

Question—Where were you born?

Answer—

Virginia

Question—Where do you live?

Answer—

1775 - 3rd Ave

Question—What is your occupation?

Answer—

Labourer

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

*By advice of Counsel
the prisoner has nothing
to say at present*

Morris ^{his} *Miller*

Taken before me, this *20th* day of *March 1890*

Ferdinand Levy

CORONER.

POOR QUALITY
ORIGINAL

1090

MEMORANDA.

| AGE | PLACE OF NATIVITY | WHERE FOUND | DATE When Reported |
|--------------------------|-------------------|----------------|-----------------------|
| 38 Years 2 Months 4 Days | Virginia | 1775 Third ave | July 16. 1890 |

ch 264 1890
M. Swan, 706.
HOMICIDE.

AN INQUISITION. 465

On the VIEW of the BODY of

James H. Miller

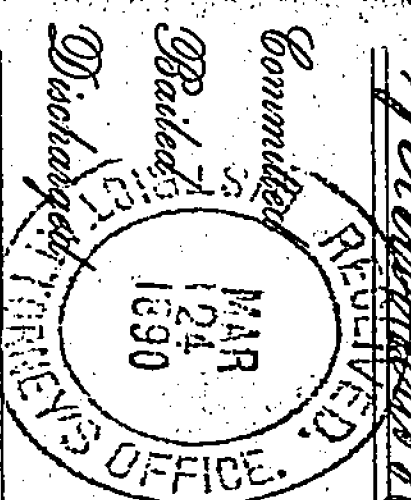
whereby it is found that he came to
his death by the hands of

Morris Miller

Inquest taken on the 20th day

of August 1890

before
Richard H. Berry, Coroner.



Date of death

POOR QUALITY
ORIGINAL

1091

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Morris Miller

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

Morris Miller

of the CRIME OF Murder in the First Degree, committed as follows:

The said *Morris Miller*,

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

James H. Miller,

in the peace of the said People then and there being, wilfully, feloniously, and of
his malice aforethought, did make an assault, and *he* the said

Morris Miller,

the said *James H. Miller*, with a certain *knife*
which *he* the said *Morris Miller* in
his right hand then and there had and held, in and upon the *breast*
of *him* the said *James H. Miller*
then and there wilfully, feloniously, and of *his* malice aforethought did strike,
stab, cut and wound, giving unto *him* the said *James H. Miller*,
then and there with the *knife* aforesaid, in and upon the *breast*
of *him* the said *James H. Miller*,
one mortal wound of the breadth of one inch, and of the depth of six inches, of which said

POOR QUALITY
ORIGINAL

1092

mortal wound — *he* — the said *James H. Miller* *then*
at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the
day of _____ in the same year
aforesaid, did languish, and languishing did live, and on which said
day of _____ in the year aforesaid, the said
at the City and County aforesaid,
of the said mortal wound did die.
and there died.

And so the Grand Jury aforesaid do say: That the said

Morris Miller, him, —

the said *James H. Miller*, in the manner and form, and by
the means aforesaid, wilfully, feloniously, and of *his* malice aforethought, did kill,
and murder, against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

_____ *Morris Miller* _____
of the same CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said *James H. Miller*, —

late of the City and County aforesaid, afterwards, to wit: on the said *sixteenth*
day of *February*, in the year of our Lord one thousand eight hundred
and *eighty* *ninety*, at the City and County aforesaid, with force and arms, in and
upon the said *James H. Miller*, —

in the peace of the said People then and there being, wilfully, feloniously, and with
a deliberate and premeditated design to effect the death of — *him* — the said
— *James H. Miller* —, did make another assault, and
the said *Morris Miller, him,* — the said
James H. Miller, with a certain *knife* —
which — *he* — the said *Morris Miller* — in

POOR QUALITY
ORIGINAL

1093

~~His~~ right hand then and there had and held, in and upon the ~~breast~~
of ~~him~~ — the said ~~James St. Miller~~,
then and there wilfully, feloniously, and with a deliberate and premeditated design to effect
the death of ~~him~~ the said ~~James St. Miller~~, did strike, stab, cut and
wound, giving unto ~~him~~ the said ~~James St. Miller~~, then
and there, with the ~~knife~~ aforesaid, in and upon the ~~breast~~
of ~~him~~ — the said ~~James St. Miller~~, —
one mortal wound of the breadth of one inch and of the depth of six inches, of which said
mortal wound ~~he~~ — the said ~~James St. Miller~~ — at
the City and County aforesaid, from the said ~~day of~~
in the year aforesaid, until the ~~day of~~ ~~in the~~
same year aforesaid, did languish, and languishing did live, and on which said
~~day of~~ ~~in the year aforesaid,~~
the said ~~at the City and County~~
aforesaid, of the said mortal wound did die.
~~then and there died.~~

And so the Grand Jury aforesaid do say: That the said
~~James St. Miller~~, ~~him~~, —
the said ~~James St. Miller~~, in the manner and form, and by
the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design
to effect the death of ~~him~~ — the said ~~James St. Miller~~,
did kill and murder, 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.

1094

BOX:

392

FOLDER:

3654

DESCRIPTION:

Mills, David H.

DATE:

04/15/90



3654

POOR QUALITY
ORIGINAL

1095

Witness;

David Mills

Officer Mooney

Counsel,

Filed

Pleas,

THE PEOPLE

vs.

David H. Mills

JOHN R. FELLOWS,

District Attorney.

Apr. 16/90

Apr. 17/90

Apr. 23/90

A True Bill.

Apr. 24/90

W. J. Berry

Foreman.

April 24/90

Tried and acquitted

Grand Larceny, Second Degree.
[Sections 528, 531, Penal Code].

1890

POOR QUALITY
ORIGINAL

1096

Police Court—3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Sarah Mills
of No. 21 Delancey Street, aged 48 years,
occupation married being duly sworn
deposes and says, that on the 2nd day of April 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

Fifty dollars in good and
lawfull money of the united
states of america
\$50.00

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 Sarah Mills (now here)

in the following manner to wit:

said money was in a patch and
deponent placed the same under the
sofa in the Basement of aforesaid premises,
deponent gave to defendant the key of
said room and when he defendant
left, deponent missed said money
deponent thereupon charges this defendant
with having taken, carried away and
stolen said property and swears
that he is held to answer

Sarah Mills
sworn

Sworn to before me, this 9 day
of April 1890
Charles W. Martin Police Justice.

POOR QUALITY
ORIGINAL

1097

Sec. 198-200.

3 District Police Court.

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

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

Question. What is your name?

Answer.

David H Mills

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

Catheter, 215 Llanney St. 9 years

Question. What is your business or profession?

Answer.

Cashier

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

Answer.

*I am Guilty of
perjury
David H Mills*

Taken before me this 1st

day of April

1893

Charles H. Stanton

Police Justice.

POOR QUALITY
ORIGINAL

1048

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

Police Court... District.

No 1003 349

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Miller
21. Melancony
1. Edward Miller

Offence

Dated

April 9 1880

Magistrate

Officer

Precher

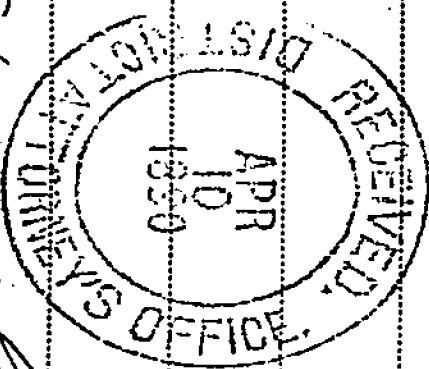
Witnesses

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 _____

Safunder

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 *April 9* 1880 *Charles Melancony* Police Justice.

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

Dated _____ 18 _____ Police Justice.

There being no sufficient cause to believe the within named _____

_____ guilty of the offence within mentioned. I order h to be discharged.

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

1099

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

The People of the State of New York.

David H. Mills.

City & County of New York:

William J. Mooney being
duly sworn says: I am a police officer attached
to the 11th Precinct in the city of New York. I am the
officer who made the arrest in this case. I arrested
the boy in his bed at his mother's (complainant's)
home at 2 in the morning. The house 21 Delancey
Street kept by the complainant is a notorious house
of ~~immoral~~ ^{assignation} & known to be so throughout the precinct.
I have arrested many of its inmates (women)
& one that I arrested recently for soliciting &
drunkenness is now there at said house. The
Police of our precinct have tried to find
sufficient evidence to pull the house & would
very glad to do so at the first opportunity.

Sworn to before me this }
22nd day of April 1890 }

David Anderson

Notary Public (100)
New York Co.

William J. Mooney

POOR QUALITY
ORIGINAL

1100

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 H. Mills

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

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

The said

David H. Mills

late of the City of New York, in the County of New York aforesaid, on the *second*
day of *April* in the year of our Lord one thousand eight hundred and
ninety, at the City and County aforesaid, with force and arms, in the
day - time of the same day, divers promissory notes for the payment of money, being
\$50.00 then and there due and unsatisfied (and of the kind known as United States Treasury
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the
payment of and of the value of *fifty*

dollars; divers other promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination
to the Grand Jury aforesaid unknown, for the payment of and of the value of
fifty
dollars; divers United States Silver Certificates of a number and denomination to the Grand
Jury aforesaid unknown, of the value of *fifty*

dollars; divers United States Gold Certificates of a number and denomination to the
Grand Jury aforesaid unknown, of the value of *fifty*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *thirty dollars*

of the goods, chattels and personal property of one *Sarah Mills*
then and there being found,

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

JOHN R. FELLOWS, *District Attorney.*

1101

BOX:

392

FOLDER:

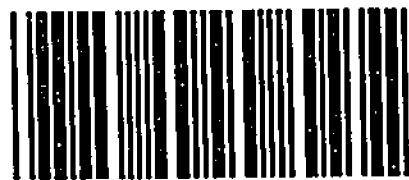
3654

DESCRIPTION:

Monroe, William

DATE:

04/09/90



3654

1102

Page one of 1

Witness:

[illegible]

POOR QUALITY
ORIGINAL

1103

Police Court—

District.

City and County { ss.:
of New York,

of No. 67 Maiden Lane Street, aged 28 years,
occupation Plumber being duly sworn

deposes and says, that the premises No. 67 Maiden Lane Street, 2nd Ward
in the City and County aforesaid the said being a business building the
cellar or basement of
which was occupied by deponent as a shop
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking the
hasp and removing the pad-lock and
entering said premises

on the 23rd day of March 1880 in the day time, and the
following property ^{attempted to be} feloniously taken, stolen, and carried away, viz:

A quantity of plumbing tools and
material of the value of about One
hundred and twenty five dollars

the property of deponent and his copartner
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property ^{attempted to be} taken, stolen and carried away by

William Monroe (now here)

for the reasons following, to wit: that on the previous day
deponent securely locked and fastened
the door of said basement and
said property was therein. Deponent
has since found that the said basement
has been ^{broken into} entered in the manner aforesaid.
Deponent is informed by Louis Bachman
(now here) that he saw the defendants in
the act of breaking the hasp and entering

POOR QUALITY
ORIGINAL

1104

said basement.

Wherefore deponent charges the defen-
dant with breaking into said premises
with intent to steal said property,
Sworn to before me, *Charles Harrington*
24 March, 1890

John Thomas
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
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 1888 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888 Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888 Police Justice.

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Office—BURGLARY.

1
2
3
4

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

1105

CITY AND COUNTY }
OF NEW YORK, } ss.

Louis Bachman
aged 19 years, occupation Barber of No.
67 Maiden Lane Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Timothy Harrington
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 24th }
day of March 1887 } Louis Bockmann

John J. Horner
Police Justice.

POOR QUALITY
ORIGINAL

1106

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

William Monroe

Question. How old are you?

Answer.

57 years

Question. Where were you born?

Answer.

United States

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

Answer.

No home

Question. What is your business or profession?

Answer.

Plumber

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

Answer.

*I am not guilty
Wm Monroe*

Taken before me this

24

day of *March* 1890

John W. ...
Police Justice

POOR QUALITY
ORIGINAL

1107

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

No 23

448

Police Court District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James H. Mott
to the Mayor's Office
William Mott

2 _____
3 _____
4 _____

Offence *Burglary*
& Adm. Law

Dated *March 24* 1890

Erman Magistrate.

Barth Officer.

14 Precinct.

James Bachman

No. 67 *Mattison* Street.

James Barth

No. 67 *Mattison* Street.

James Barth

No. 67 *Mattison* Street.

James Barth

James Barth

James Barth

James Barth

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

defendants
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *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 *March 24* 1890 *James Erman* 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

1108

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 Monroe

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

William Monroe

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

The said

William Monroe

late of the Second Ward of the City of New York, in the County of New York, aforesaid, on the twenty-third day of March in the year of our Lord one thousand eight hundred and ninety, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the shop of one

Timothy Harrington

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

Timothy Harrington

in the said shop 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.

John R. Fellows,
District Attorney

1109

BOX:

392

FOLDER:

3654

DESCRIPTION:

Morris, Isaac

DATE:

04/09/90



3654

POOR QUALITY
ORIGINAL

1110

Witnesses;

Ethel L. Moss,

Counsel,

Filed

Pleads,

1890

THE PEOPLE

vs.

P.

Isaac Morris

Grand Larceny ~~second~~ degree.
[Sections 528, 531 — Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

William J. Berry

Foreman.

Wm. J. Berry

POOR QUALITY
ORIGINAL

Police Court— / — District.

Affidavit—Larceny.

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

Chas L. Moss

of No. Street, aged 18 years,
occupation Laidi maid and nurse being duly sworn
deposes and says, that on the 7th day of April 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

Good and lawful ^{money} of the United
States of the value of about Sixty
dollars

the property of deponent

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

the reasons that deponent and the
defendant ~~were~~ and another woman
were in company with each other
and traveled together and at the City
of Jacksonville in the State of Florida

One the 3d of Apr 1890
the defendant induced deponent entrust
an envelope containing the above sum
of money which the defendant repre-
sented to deponent that he would
safely keep for deponent when they
arrived at New York City. That
upon deponents' arrival at the City
of New York deponent demanded the
return of said envelope containing

Sworn to before me, this 188 } day

Police Justice.

POOR QUALITY
ORIGINAL

1112

said money and the defendant gave
deponent the envelope and upon
examining the envelope found that it
had been broken open and said money
abstracted and other legal notes inserted
so as to deceive deponent and induce
her to accept the same as containing
the original sum entrusted to the de-
fendant. That said notes were of the
value of nine dollars and no more.

Wherefore deponent charges the
defendant with secreting, with holding
or appropriating to his own use
the said money and depriving deponent
of the use and benefit thereof.

Sworn to before me 2
this 8th March 1890 3

Wm. L. Hoag

Salon B. Smith
Police Justice

POOR QUALITY
ORIGINAL

1113

Sec. 193-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Isaac Morris*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *England*

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

Answer. *No permanent home at present*

Question. What is your business or profession?

Answer. *Butler*

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*
I Morris

Taken before me this
1890
John A. Smith
Police Justice.

POOR QUALITY
ORIGINAL

1114

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

Police Court No. 14 / 523 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Arthur J. Moss
Isaac Morris
Grand Jurors

Offence: Grand Jurors

Dated April 8 1890

Swick Magistrate

Devere Officer

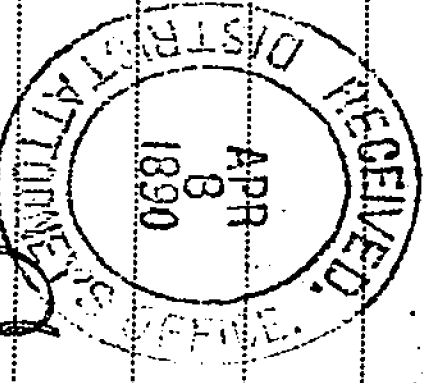
Witnesses: ~~Isaac Morris~~
~~Arthur J. Moss~~

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ 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 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 April 8 1890 Solomon Belmont 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

1115

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Isaac Morris

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

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

The said *Isaac Morris*.

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

*the sum of sixty dollars in money,
lawful money of the United States
of America, and of the value of
sixty dollars.*

of the goods, chattels and personal property of one *Ethel S. Moss*.

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

1116

Second COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further
accuse the said Isaac Morris —
of the same CRIME of Grand LARCENY, in the
second degree, committed as follows:

The said Isaac Morris, —

late of the City of New York, in the County of New York aforesaid, on the
seventh day of April, in the year of our Lord
one thousand eight hundred and eighty-nine, at the City and County aforesaid, being
then and there the agent and trustee of

one Ethel S. Moss, —

and as such agent and trustee then and there having in his possession,
custody and control certain moneys, goods, chattels and personal property of the said

Ethel S. Moss, —
the true owner thereof, to wit: the sum of sixty dollars
in money, lawful money of the
United States of America, and of
the value of sixty dollars;

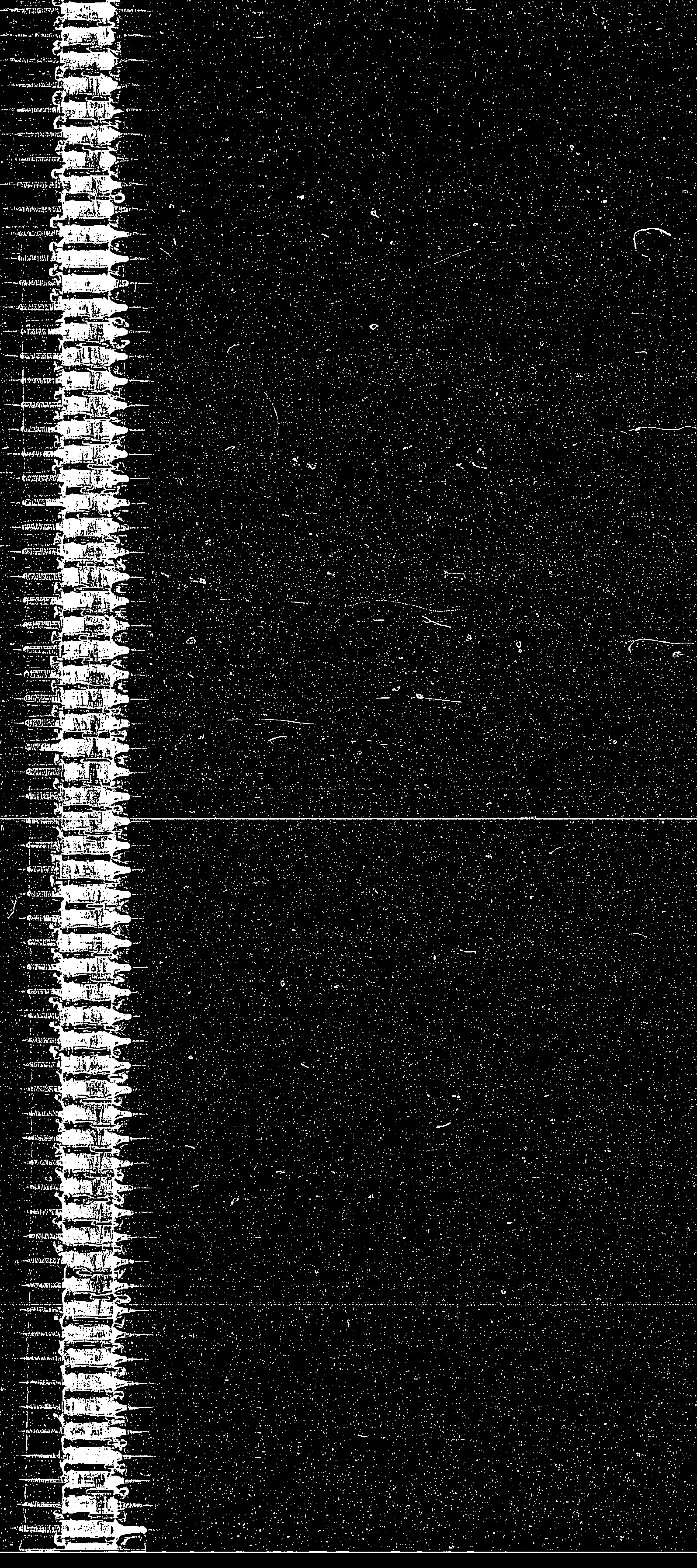
did afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
feloniously appropriate the said sum of money —

to his own use, with intent to deprive and defraud the said Ethel S. Moss,

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said Ethel S. Moss, —

did then and there and thereby feloniously steal, 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.



POOR QUALITY
ORIGINAL

1112

✓ said money and the defendant gave
deponent the envelope and upon
examining the envelope found that it
had been broken open and said money
abstracted and other legal notes inserted
so as to deceive deponent and induce
her to accept the same as containing
the original sum entrusted to the de-
✓ fendant. That said notes were of the
value of nine dollars and no more.

Wherefore deponent charges the
defendant with secreting, with holding
or appropriating to his own use
the said money and depriving deponent
of the use and benefit thereof.
Sworn to before me 2nd Ethel L. Hoff
the 8th March 1890 3

Edwin R. Smith
Police Justice

POOR QUALITY
ORIGINAL

1113

Sec. 198-200.

1 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. Isaac Morris

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. England

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

Answer. No permanent home at present

Question. What is your business or profession?

Answer. Butler

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
I Morris

Taken before me this
18th day of March 1891
John D. Smith
Police Justice.

POOR QUALITY
ORIGINAL

1114

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

Police Court... District...

4014

533

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Carl J. Moss
2nd Street
Isaac Morris

2 _____
3 _____
4 _____

Offence

Grand Larceny

Dated *April 8* 1890

Smith Magistrate.

Rever Officer.

Witnesses

No. _____

[Signature]
[Signature]

Street

No. _____

[Signature]

Street

No. _____

[Signature]

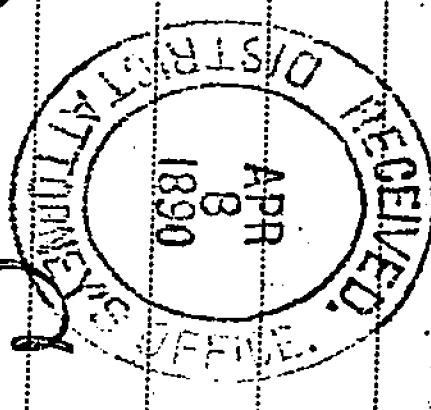
Street

\$

500

to answer

[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 *April 8* 1890 *Solomon B. Smith* 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

1115

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Isaac Morris

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accuse *Isaac Morris*

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

The said *Isaac Morris*.

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day of *April*, in the year of our Lord one thousand eight hundred and *ninety*
_____, at the City and County aforesaid, with force and arms,

the sum of sixty dollars in money,
faulted money of the United States
of America, and of the value of
sixty dollars.

of the goods, chattels and personal property of one *Ethel S. Moss.*

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

1115

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AND THE GRAND JURY AFORESAID, by this indictment further
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late of the City of New York, in the County of New York aforesaid, on the
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one thousand eight hundred and eighty-ninth, at the City and County aforesaid, being
then and there the agent and trader of

one Ethel S. Moss, —

and as such agent and trader, then and there having in his possession,
custody and control certain moneys, goods, chattels and personal property of the said

Ethel S. Moss,
the true owner thereof, to wit: the sum of sixty dollars
in money, lawful money of the
United States of America, and of
the value of sixty dollars.

did afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
feloniously appropriate the said sum of money —

to his own use, with intent to deprive and defraud the said Ethel S. Moss,
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said Ethel S. Moss, —

did then and there and thereby feloniously steal, 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.

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BOX:

392

FOLDER:

3654

DESCRIPTION:

Morton, George

DATE:

04/30/90



3654

1118

BOX:

392

FOLDER:

3654

DESCRIPTION:

Cleary, Thomas

DATE:

04/30/90



3654

POOR QUALITY
ORIGINAL

1119

No 298

Counsel, Morris Mayer
Filed 30 day of April 1890
Pleads, Not Guilty (May 1)

THE PEOPLE
George Morton
and
Thomas Cleary
[Section 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

M. J. Berry
Foreman.

May 11 1890
We have tried and convicted
George Morton
May 11 1890

Witnesses;

David Collins

Alfred Cottrell
Rept. Sec. of
Vernon County
J. P. P.

437 0220
250 504
163 96
222 308
39 508.30
1114 350.75
902.05
1213.95
43
902.05

POOR QUALITY
ORIGINAL

1120

Police Court— District.

City and County } ss.:
of New York,

David C. Lines
of No. ~~43 West 35~~ East 19th Street, aged 32 years,
occupation Clerk being duly sworn

deposes and says, that the premises No. 5 East 19th Street, 18th Ward

in the City and County aforesaid the said being a business building

the third loft or floor of
and which was occupied by ~~deponent as a~~ William H. McCloud as a store room
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly unlocking the
door leading into said loft by a false
or imitation key

on the 13th day of February 1889 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of woollen and silk
underwear of the value of about
Six hundred and fifty dollars

the property of William H. McCloud and in care and charge
of deponent
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

George Wilson and
Thomas Cleary

for the reasons following, to wit: that said McCloud occupied
the first and third lofts of said premises
and on said day at about the hour
of 3 o'clock P.M. deponent securely
locked and fastened the door of
said loft and said property was
therein. Deponent in about a half an
hour thereafter had occasion to go
upstairs to said loft from the first loft

POOR QUALITY
ORIGINAL

1121

and as deponent came out of the door deponent saw a man at the foot of the stairs carrying a bundle. Deponent recognized said man as the defendant Cleary. Deponent then went up stairs and ~~met~~ on the stairway met a man whom deponent afterwards recognized as the defendant Wilson, coming down stairs. Deponent found the said door locked and upon opening it found a large number of bundles containing property and ready for removal deponent then made an investigation and missed the aforesaid property. The defendants in the presence of Detective John Cottrell, acknowledged and confessed to deponent on February 18, 1889, that they committed said burglary and larceny.

The defendants are now in State Prison serving a term of imprisonment for burglary. Sworn to before me this 19th February, 1890

John J. Herman David Chas. Tine
Police Justice

It appearing to me by the within depositions and statements that the crime herein 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 1889
Police Justice.
I have admitted the above named to bail to answer by the undertaking hereto annexed.
Dated 1889
Police Justice.
There being no sufficient cause to believe the within named guilty of the offence mentioned, I order he to be discharged.
Dated 1889
Police Justice.

Police Court, District, Office—BURGLARY.

| | | | | | | | | | |
|------------------------------------|---|---|---|-------------|---|----------|---|---------|----|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 |
| THE PEOPLE vs. on the complaint of | | | | Magistrate. | | Officer. | | Clerk. | |
| Witnesses. | | | | Street. | | Street. | | Street. | |
| No. | | | | No. | | No. | | No. | |
| to answer General Sessions. | | | | | | | | | |

**POOR QUALITY
ORIGINAL**

1122

COURT OF GENERAL SESSIONS PART III.

The People of the State of New York, : Before Hon. Fredk.
: :
against. : Smyth and a Jury.
G E O R G E M O R T O N . :
:

Indictment filed New York April 30th 1890.

Ind icted for Burglary in the 3rd degree .

N e w Y o r k , M a y 7 t h 1 8 9 0 .

APPEARANCES: For the People Assistant District Attorney A. D. Parker.

For the defendant Mr. Maurice Meyer .

DAVID C. LYONS, a witness for the People, sworn, testified:

I live at No. 100 W. 38th Street in this city .
I am a clerk employed by W. H. McLeod, No. 5 E. 19th
Street . I was such clerk on the 13th of February 1889.
On that date our firm occupied the first and third lofts
of that building . Mr. McLeod is an importing merchant
of underwear and all sorts of apparal. The store room
was on the third ,loft and the door of the room was always
kept locked . On the afternoon of the 13th of February
I left that store room at about three o'clock in the af-
ternoon . I was sorting out some goods up there . I
locked the door and came down stairs to our store which
is one the sfirst loft . I stayed down stairs in the
slass room about half an hour and returned agani n upstairs
As I went up stairs I saw am man coming down and go out

POOR QUALITY
ORIGINAL

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of the door. I saw some bundles in his hands; they were about eighteen inches wide and about that thick. He had one bundle in each hand. I only saw his back and did not get a look at his face. I allowed him to pass out of the building and I continued on up stairs. On my way upstairs I passed another man and that man was the prisoner at the bar. I am certain he is the man. I did not say anything to him at all. I could see him clearly and distinctly. I passed him by and went up stairs to the store room. When I went in I found bundles of stuff scattered all around the floor of the room and in the vicinity of the door. I examined the goods on the shelves and took stock of everything in the place. I found that about \$650. worth of goods were missing. I was brought to Police Headquarters a few days afterwards and I positively identified the defendant there as the man whom I had passed on the stairs. I also identified him in the Police Court. At the examination in the Police Court I had an interview with the defendant. He told me that if I would not bring a charge against him he would restore the goods to me. I told him I would agree to do that. I did not have any further talk with him.

CROSS EXAMINATION:

I do not know whether any of the other clerks were in that store room on that day. I was the only one that had a key to it. I am positive that I locked it when I went down stairs to the store. It is my habit to lock it and I did it on this occasion. I took an account

**POOR QUALITY
ORIGINAL**

1124

3

of stock the very same afternoon that I passed these men on the stairs and I found the amount missing which I have stated . . I had never seen the defendant previous to the 13th day of February 1889. It is now over a year since this affair happened . . I could not say what was in the bundles that the other man carried out of the door . There was sufficient light on the stairs for me to identify this man by . This was in the winter . I did not look at him for any great length of time, but just quite long enough to recognize his face . I did not run after him and it was some days afterwards that I saw him at the Police Headquarters and recognized him . . The detectives were quite active in this case . It was Detective Cottrell who called at my store and asked me to come down to the station and see if I could not recognize this man . I did not have any hesitation in picking him out as the man whom I had seen on the stairs . . Some 10 or 12 persons were placed in line with the defendant at the time I identified him . I am not sure whether I knew any of them or not . . The defendant was arrested upon another charge . I am certain that the conversation which I have related took place in the Police Court just as I have stated it .

JOHN COT TRELL, a witness for the People, sworn, testified:

I am a police detective attached to headquarters . On the 16th day of February 1889 I arrested the defendant Morton. I arrested him in the act of committing a burglary . I notified the last witness to come to Headquarters and see if he could identify the defendant .

**POOR QUALITY
ORIGINAL**

1125

4

He came there and after inspecting the other men and this man he said he was positive that this man was the one who was in his place on the day named . The defendant was the sent to prison on the other charge where he has been ever since . I was present at the Police Court examination and I heard the statement made by the defendant to the complainant . The defendant said "If you dont hold me I will get you your goods back ". The complainant said to him that he would like to get his goods back, that he was responsible; and the defendant then said that he would get the goods back for him if he did not make any complaint . When the defendant said this Mr. Lyons said Now I know you are the man". . I said to the defendant a few days afterward in Jefferson Market. "Cant you help me to get that man's property back" ; he said he would try but he must have time .

CROSS EXAMINATION:

I was present at the identification at Police Head quarters; the defendant was standing up in a line with ten or twelve others and he was positively identified by the complainant . Cleary was also identified as one of the men whom the complainant had seen.

GEORGE A. ALONCLE, a witness for the People, sworn, testified:-

I am a detective officer attached to the Central office in this city . I assisted in the arrest of the defendant in company with Officer Cottrell. I recognize Mr. Lyons as having been at headquarters and identifying these men whom we had arrested . I was present at Jeffer-

POOR QUALITY
ORIGINAL

1126

5

son market at the time of the examination and I heard the statement made by the defendant to Mr. Lyons. He said that if Mr. Lyons did not appear against him he would see that his goods were returned. Mr. Lyons replied to this that he was satisfied with such an arrangement.

CROSS EXAMINATION:

There was only one conversation had in the examination room of the police Court between the defendant and Mr. Lyons. I was present at the identification at Police Headquarters and I saw the prisoner being identified.

D E F E N C E .

GEORGE MORTON, the defendant, sworn, testified:

I am thirty three years of age. George Morton is my right name. I was arrested in the month of February 1889 charged with committing a burglary in Ridge Street and I was guilty of that crime. I was sentenced to the penitentiary and have served out my time. I was discharged on the 11th of January 1890. I have not committed any crime since the time of my last conviction or before it. I was living with my wife all the time I have been in the city. Since I came out of prison I have been living with her and trying to support her and the child which I have. The first time I ever saw Mr. Lyons in my life was at Police Headquarters at the time he is said to have identified me there. I did not break into the premises of Mr. McLeod as he has stated or as the witnesses have

POOR QUALITY
ORIGINAL

1127

6

stated . I remember having a conversation with Mr. Lyons in the Police Court . Mr. Lyons asked me if I had ever seen him before and I said No sir . Mr. Lyons said he had never seen me before in his life . I did not state to Mr. Lyons in the presence of the detectives or at any other time that if he did not make any charge against me that I would get his property back for him . I did not know whether the property was as I had not ever seen it or taken it .

CROSS EXAMINATION:

I have not been doing any steady work since I came from prison . I have been trying to but have been unable to secure it . I spent part of my time in an opium joint in Pell Street . I smoke opium at times . I was convicted of an attempt at burglary in 1883. I have known this man Cleary for four or five years . I committed the burglary in Ridge Street in company with him and he was sentenced to prison at the same time I was . The same detectives arrested us at that time . I met Cleary at a saloon at the corner of Pell Street and the Bowery and it was there that we agreed to commit the burglary in Ridge Street . It was he who suggested it . I am not a professional in this business . I have tried to do right but cannot get along on account of the detectives .

The jury returned a verdict of Guilty of burglary in the third degree .

**POOR QUALITY
ORIGINAL**

1128

CONFIDENTIAL IN THE EYE OF THE LAW

[illegible]

IN BETT SLEEP : I SMOKE OPIUM 8-10 TIMES • I AM 6 CM-

to secure it. On 10/10/50, the following information was obtained from the Bureau of the Census:

FROM DIRECTOR • R T BUREAU OF INVESTIGATION FOR THE UNITED STATES DEPARTMENT OF JUSTICE

[illegible]

09082 EXHIBIT E

 of
 Y

FROM AIRTEL TO BUREAU AND SAC, NEW YORK, DATED OCTOBER 1967.

CONFIDENTIAL

100-443887-100

11-11-67 10:00 AM

[illegible]

13. 1975 501400 (GOLF) - 100. 170000 501400 100 100 100 100.

1 REMOND, ST. BEATRE S C CHASLESTON ARIZ. PHONE

100-443887-100

100

POOR QUALITY
ORIGINAL

1129

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

David C. Limer
of No. 5 East 19th Street, being duly sworn, deposes and says,
that George Morton (now present) is the person of the name of
George Wilson mentioned in deponent's affidavit of the Thirtieth
day of February 1889, hereunto annexed.

Sworn to before me, this 23rd
day of April 1890

David C. Limer

John M. Munn
POLICE JUSTICE.

POOR QUALITY
ORIGINAL

1130

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

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

Question. What is your name?

Answer.

George Morton

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

California

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

Answer.

38 Clinton Place — 3 weeks

Question. What is your business or profession?

Answer.

Carriage finisher

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

Answer.

I am not guilty

Geo Morton.

Taken before me this

23rd

day of

August 1891

John J. McNamee

Police Justice.

POOR QUALITY
ORIGINAL

1131

Sec. 151.

Police Court..... District.

CITY AND COUNTY }
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County
of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by David C. Lewis

of No. 5 E. 19th Street, that on the 13 day of February

1889 at the City of New York, in the County of New York, George Wilson and Thomas

McCloud, in the day time, forcibly, feloniously
and burglariously broke open and entered the
premises 5 East 19th Street occupied by William H.
McCloud as a storeroom with intent to steal, and stole
and carried away property valued six hundred and
fifty dollars, property of said McCloud

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

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

Dated at the City of New York, this 19 day of February 1889

John J. Thomas POLICE JUSTICE.

1132

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Feb 19 28

² *Adrianus Clever*

Offence Burglary

Dated April 28th 1891.

John Magistrate

Arthur Stenck Officer

Precinct,

Witnesses: *David A. H. Ellis*

No. _____ Street.

No. Street.

Street.

RECEIVED.
DISTRICT ATTORNEY
APR 23 1890
OFFICE.

No. 1
\$ 2000
No. 2 not needed

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

Dated April 23rd 1890 John W. Moore Police Justice.

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

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

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

Dated: _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

1133

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 Morton
and
Thomas Cleary.

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

George Morton and Thomas Cleary

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

The said *George Morton and Thomas Cleary, both*

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

William H. Mc Cloud

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 H. Mc Cloud

in the said *building* 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

1134

SECOND COUNT—

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

George Morton and Thomas Cleary
of the CRIME OF *Grand LARCENY* in the first degree, committed as follows:

The said *George Morton and Thomas Cleary*, 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 the said day, with force and arms,

*divers articles of underclothing, of a
number and description to the
Grand Jury aforesaid unknown, of
the value of six hundred and
fifty dollars*

of the goods, chattels and personal property of one *William H. Mc Cloud*

in the *building* of the said *William H. Mc Cloud*

there situate, then and there being found, *in* the *building* 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.

John R. Fellows,
District Attorney.

1135

BOX:

392

FOLDER:

3654

DESCRIPTION:

Mosely, Edward

DATE:

04/09/90



3654

POOR QUALITY
ORIGINAL

1136

At 35 B₂

Counsel,

Filed

day of

1890

Pleads,

34 THE PEOPLE
vs.
R
Edward Moschys

Grand Larceny, First Degree.
(DWELLING HOUSE.)
[Sections 528, 530 Penal Code]

JOHN R. FELLOWS,

249 6th St. District Attorney.

A True Bill.

Sub 2 - April 18/90
Pleas G. d. 2nd deg.

William J. Berry
Foreman.

April 14. 90 UNED

April 16. 90. UNED.

April 17/90 AMP

April 18/90 UNED

Witnesses:

Officer Henry
W. H. Herson.

16/4

POOR QUALITY
ORIGINAL

1137

Police Court—

2

District.

Affidavit—Larceny.

City and County } ss.
of New York,

Ella Pearson
of No. *12 Dowling* Street, aged *26* years,
occupation *Housekeeper* being duly sworn
deposes and says, that on the *31* day of *December* 18*90* at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the *night* time, the following property, viz:

*A quantity
of clothing of the value
of Seventy five dollars
75.00*

the property of *her husband Henry Pearson*
and in the care and custody
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 *Edward Mosely (now here)*

from the fact that on the
said date the said property
was in a room in the above
premises and on January 2^d
1890 deponent missed said
property.

Deponent has since been
informed by one *Lucy Bailey*
of *12 Dowling Street* that she
saw the said defendant *Mosely*
in the room where said property
was on the night of *December*
31 1890 and deponent has
been further informed by one

Sworn to before me, this
18

Police Justice.

POOR QUALITY
ORIGINAL

1138

William Thompson of 20 Minnesota
Lane that he saw the said
defendant mostly pawn a quantity
of clothing on December 31 1890
Deponent has ever seen said
clothing and fully and positively
identifies it as the property
taken stolen and carried away
from the possession of deponent
and deponent asks that defendant
be dealt with as the law directs

Sworn to before me this 29th day

of January 1891

A. J. White

Police Justice.

Ella Pierson

POOR QUALITY
ORIGINAL

1139

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Edward Morley

Question. How old are you?

Answer.

34 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

11 Monette St.

Question. What is your business or profession?

Answer.

I am a truck 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
E. Morley

Taken before me this

day of

1887

Police Justice.

1140

Police Court - 2 District 491

Elle Pinner

1 Edward Hooley

Lancing
felony

Office.....

March 29

1862

.....

Magistrate

Officer.

.....

Precinct.

244

10

100

.....

100

22

since the 1970s

Street.

1850

7

...not ...

Direct.

to answer

1

Edward Mosley

~~With~~ thereof,
Five

Dated May 29 18 90 [Signature] Police Justice.

I have admitted the above-named.

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

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

Dated *18* *Police Justice.*

POOR QUALITY
ORIGINAL

1141

CITY AND COUNTY }
OF NEW YORK, } ss.

Jimmie Bailey
aged 23 years, occupation Married of No. 12 Downing Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Ella Pearson
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 29 day of March 1910 } Jimmie Bailey

A. J. White
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Thompson
aged 17 years, occupation Longshoreman of No. 20 Minnetta Lane Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Ella Pearson
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 29 day of March 1910 } William Thompson

A. J. White
Police Justice.

POOR QUALITY
ORIGINAL

1142

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Ramond Morand

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

Ramond Morand
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said *Ramond Morand*.

late of the *ninth* Ward of the City of New York, in the County of New York
aforesaid, on the *ninth* day of *December*, in the year of
our Lord one thousand eight hundred and eighty *nine*, in the night time of the same day,
at the Ward, City and County aforesaid, with force and arms,

did enter and
of clothing and wearing apparel, of
a number, and description to the
of said person unknown
the value of seventy five dollars.

of the goods, chattels and personal property of one *Henry Pierson*.

in the dwelling-house of the said *Henry Pierson*,

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.

John R. Kellogg
District Attorney

1143

BOX:

392

FOLDER:

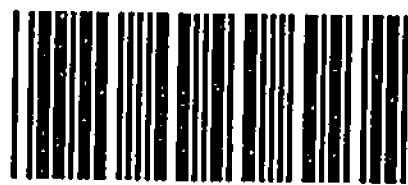
3654

DESCRIPTION:

Murphy, Joseph

DATE:

04/24/90



3654

POOR QUALITY
ORIGINAL

1144

ch 204 307
Cury

Counsel, *J. J. Kelly*
Filed *May 24 1890*
Pleads, *J. J. Kelly*

[Sections 224 and 229, Penal Code.]
Robbery in the second degree.
(MONEY.)

THE PEOPLE

vs.

Joseph Murphy

JOHN R. FELLOWS,
District Attorney.

duckys
May 22/90

A TRUE BILL.

M. J. Berry
Foreman.

*do not again put in evidence
more except found
May 8/90*

Witnesses:

Edw. Cookley

Off. Hugh Martin

*I have my report on -
received herein I re -
announced the dis -
charge of the within
defendant on his own
recognition.*

Dated N. Y., May 2, 1890

Edward Gross
Dep. Dist. Atty.

*I concur in the above
recommendation
Subr May 22/90*

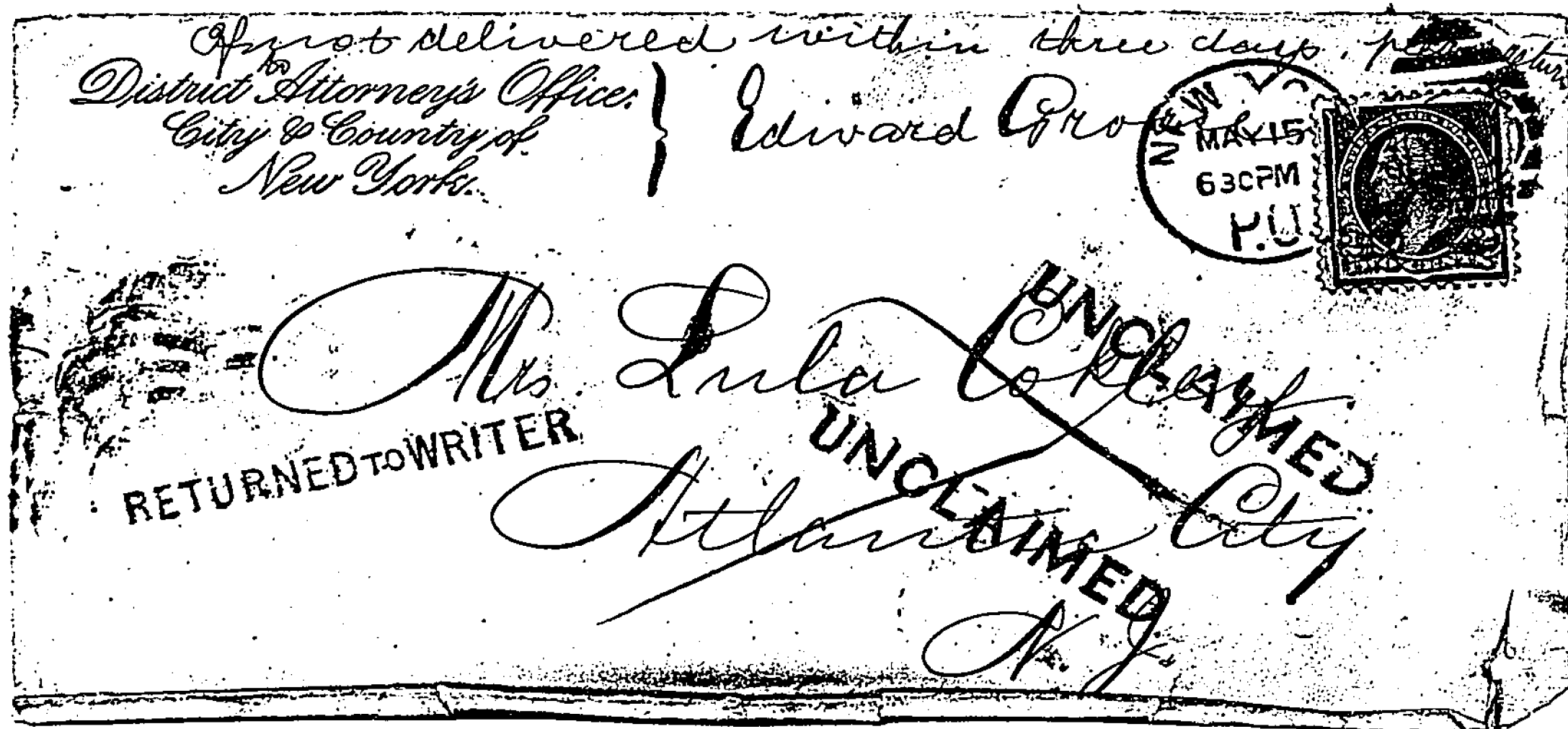
W. J. Moore

Dep. Atty.

*Defendant discharged
Jan 2 May 22/90*

POOR QUALITY
ORIGINAL

1145



POOR QUALITY
ORIGINAL

1146

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

May 25 1890

Mrs. Dula Oakley.
Atlantic City, N.J.

Madame,

Will you please,
to inform me at what
earliest day you can
appear at my office
for the purpose of the
trial of Joseph Murphy
who has been indicted
for highway robbery
on your complaint.
I shall not detain you
long, but shall expedite

POOR QUALITY
ORIGINAL

1147

the matter as much as
possible.

Yours Respectfully
Edward Grosse
Deputy Assistant
District Attorney

Court of General Sessions
The People
vs.
Joseph Murphy

Report.

This case has been referred to me from Part II at the instance of the Jurors.

From the annexed affidavit of subpoena served Schaeffer it appears that the complainant has left her given residence and that she is presumed to be gone to Atlantic City, N.J.

I, therefore, addressed the annexed letter to her, but the same has been returned unclaimed. I have been unable to obtain any other information in regard to complainant's present whereabouts.

Two witnesses appeared before me who saw the alleged robbery and who claim to be positive

POOR QUALITY
ORIGINAL

1149

that the complainant is mistaken in the identity of the defendant. that the robbery was committed by a man taller than the defendant and that the latter was not near the complainant, when the robbery occurred.

Under the circumstances I am of the opinion that the defendant should be discharged on his own recognizance and I hereby so recommend.
Dated N. Y., May 21. 1890

Edward Groves
Dep. Assistant

William Summary, plasterer's
super, 201 East 64th Street, was present
when the robbery occurred and
says that the man who took
the pocket book from the com-
plainant, was taller than the
defendant. He is positive that
the defendant did not com-
mit the robbery. That the
defendant was not at the
place where and when the
robbery occurred.

Robert Witters, plasterer's helper,
201 East 64th Street, saw the re-
sults and corroborates Mr.
Summary's statement.

Patrick Murthagh, liquor dealer,
414 East 28th Street, and

Hugh Roman, inspector
of 2d Avenue N. Y., 1381 2nd
Avenue,

have known defendant
since his boyhood and say
that his character for honesty
is good and was never
doubted.

POOR QUALITY
ORIGINAL

1151

Left this Hotel same
time ago. present

PART II.

One of the following names is the name of the person who has been arrested, an arrest which will immediately issue.

Bring this Subpoena to you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To Libor C. Kelly
of No. 5 Madison Ave Street

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 8th day of

MAY 1890 at the hour of 11 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

Joseph Murphy
Dated at the City of New York, the first Monday of MAY 1890
in the year of our Lord, 1890

JOHN R. FELLOWS, District Attorney.

POOR QUALITY
ORIGINAL

1152

Not stopping here
at present left
about two weeks ago

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

1153

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

affidavit wanted, ask to see Mr. Gray
SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF
GENERAL SESSIONS.

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

To *Sula Coakley*
of No. *5 Madison ave* Street.

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of *April* 1890, at the hour of 10 $\frac{1}{2}$ 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

Joseph Murphy
Dated at the City of New York, the first Monday of *April* in the year of our Lord 1890.

JOHN R. FELLOWS, District Attorney.

POOR QUALITY
ORIGINAL

1154

Mrs Cookley left
here on March 12th
for Atlantic City.

W. H. Wick

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when.

If other witnesses in this case are called, and another case taken up, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire, mentioning your withdrawal to the officer or clerk.

If you are ill when served, send timely notice of that fact to the District Attorney.

If you do not obey this Subpoena, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk in the witness room know this at an early moment.

The Grand Jury calls witnesses in whatever order it Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

POOR QUALITY
ORIGINAL

1155

Court of General Sessions.

THE PEOPLE

Lula Coakley

vs.

Joseph Murphy

City and County of New York, ss :

Jacob Schaeffler being duly
sworn, deposes and says : I reside at No. *195 East Houston*
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 *April* 189*0*,
I called at #*5 Madison Avenue, N.Y. City*

the alleged *residence* of *Lula Coakley*
the complainant herein, to serve her with the annexed subpoena, and was informed by *Elmer F.*

Wasserman, the Proprietor of said premises that the said
Lula Coakley left there on March 12th and said that
she was going to Atlantic City and she could not
tell when she would return.

I also called there on several other occasions with
the same result.

Sworn to before me, this *18th* day
of *April* 189*0*

of

Wm. J. Connelley
Notary Public

Jacob Schaeffler
Subpoena Server.

POOR QUALITY
ORIGINAL

1156

no 204

Court of General Sessions.

THE PEOPLE, on the Complaint of

Lula Costley

vs.

Joseph Murphy

Offence: *Robbery*

JOHN R. FELLOWS,
District Attorney.

Affidavit of

Lacord Chaffler
Subpoena Server.

Failure to Find Witness.

POOR QUALITY
ORIGINAL

1157

Court of General Sessions

The People

vs.

Joseph Murphy

REPORT.

For the District Attorney.

Dated May 21 1890
Edward Brooke
Deputy Assistant

POOR QUALITY
ORIGINAL

1158

Police Court—4th District.

CITY AND COUNTY }
OF NEW YORK, } ss

Lula Coakley
of No 5 Madison Ave Street, Aged 34 Years
Occupation None being duly sworn, deposes and says, that on the
26 day of February 1890, at the 19 Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

A leather purse with silver top of the
value of Five dollars containing
gold and lawful money of
the amount and value of Twenty
five dollars all

of the value of Thirty DOLLARS,
the property of Deponent who is a widow
and that this deponent has a probable cause to suspect, and does suspect, that the said property was
feloniously taken, stolen, and carried away, by force and violence as aforesaid by

Joseph Murphy (now here) Deponent says
that about the hour of 8 P.M. on said
date she was standing on the south-
East corner of 64th Street and Third
Avenue in said City when said de-
fendant came up to her and attempted
to take said property from her
hand. That said defendant then
and there caught hold of her by
the arm and threw her down and
while down took said property
from her hand and ran away.

— Lula Coakley

day of

Sworn to before me, this 10th

1890

Police Justice.

POOR QUALITY
ORIGINAL

1159

Sec. 193-200.

4 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I dont know nothing
about it*

Joe Murphy

Taken before me this

day of

March 1893

Police Justice.

POOR QUALITY
ORIGINAL

1160

BAILED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____
No. 5, by _____
Residence _____ Street _____
No. 6, by _____
Residence _____ Street _____
No. 7, by _____
Residence _____ Street _____
No. 8, by _____
Residence _____ Street _____

82 ch 204 384
Police Court 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Julia Goodly
5 Madison's ave
Goodly's wife
Offence Robbery

Dated Nov 6 1890

JOHN McLELLAN Magistrate
25 Precinct.

Witnesses
\$2500 & Nov 6 Street
20 St

No. 2500
MAR 10 1890
DISTRICT CLERK
OFFICE.

Fennell & Co.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 Nov 6th 1890 D. J. McLehane Police Justice.

I have admitted the above-named Defendant 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

1161

Court of General Sessions
The People

vs.
Joseph Murphy

Sir

Please take notice that I will move
in Part II of the Court of General Sessions
of the Peace on Thursday the 22nd day of May
1890, for the discharge of the above named de-
fendant, upon the Indictment and all the
proceedings had in the case, and under sections
668 and 669 of the Code of Criminal Procedure,
at 11 o'clock in the forenoon or as soon thereafter
as Counsel can be heard

Yours Respectfully
Purdy & MacLaughlin
Attys for Defendant
480 Broadway
New York

To
John C. Fittone Esq.
Dist Atty etc

POOR QUALITY
ORIGINAL

1162

STATE OF NEW YORK,
STATE 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 leaving a copy thereof with

Sworn to before me this
day of 18

Plaintiff
W. H. C. C. C.

Plaintiff,

against

Joseph Murphy

Defendant.

Notice of Motion

PURDY & McLAUGHLIN,

Attorneys for

No. 280 BROADWAY, New York City.

Due and timely service of cop of the within

hereby admitted

18

Attorney.

day of

this

RECEIVED

MAY

1890

DISPATCH

TO

John J. C. C.

POOR QUALITY
ORIGINAL

1163

Court of General Sessions.

xx:

The people.

vs. *against*

Joseph Murphy.

xx:

To John R. Fellows,; Esq.

District Attorney.

Dear Sir.

Please take notice that I will move in Part I
of the Court of General Sessions of the Peace, on Monday
the 14th day of April 1890, at eleven o'clock in the fore-
noon or as soon thereafter as Counsel can be heard for the
discharge of the above-named defendant under sections 668
and 669 of the Code of Criminal Procedure.

Yours Respectfully

Purdy & McLaughlin

Counsel for Defendant.

POOR QUALITY
ORIGINAL

1164

STATE OF NEW YORK,
STATE 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 leaving a copy thereof with

Sworn to before me this
day of 18

No 204

Plaintiff,
County of New York
The People

against

Defendant.
Joseph Murphy

Notice of Motion

PURDY & McLAUGHLIN,

Attorneys for

No. 280 BROADWAY, New York City.

Due and timely service of copy of the within

hereby admitted

this 12 day of April 18 92

Attorney.

John F. Murphy
per

by Friday 18 April

POOR QUALITY
ORIGINAL

1165

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

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

of the crime of ROBBERY IN THE DEGREE, committed as follows:

The said

late of the City of New York, in the County of New York aforesaid, on the ~~twenty fifth~~ day of ~~February~~, in the year of our Lord one thousand eight hundred and ~~eighty~~ in the ~~month~~ time of the said day, at the City and County aforesaid, with force and arms, in and upon one ~~Sula~~, in the peace of the said People then and there being, feloniously did make an assault, and ~~one~~ promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars ; ~~two~~ promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each ; ~~five~~ promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each ; ~~ten~~ promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each ; ~~ten~~ promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each ; ~~one~~ promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars ; ~~two~~ promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each ; ~~five~~ promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each ; ~~one~~ United States Silver Certificate of the denomination and value of twenty dollars ; ~~two~~ United States Silver Certificate of the denomination and value of ten dollars each ; ~~five~~ United States Silver Certificate of the denomination and value of five dollars each ; ~~ten~~ United States Silver Certificate of the denomination and value of two dollars each ; ~~ten~~ United States Silver Certificate of the denomination and value of one dollar each ;

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~~one~~ United States Gold Certificate of the denomination and value of twenty dollars
~~two~~ ; ~~two~~ United States Gold Certificates of the denomination and value of ten
dollars each ; ~~five~~ United States Gold Certificates of the denomination and value of
five dollars each ; and divers coins, of a number, kind and denomination to the Grand Jury
aforesaid unknown, of the value of ~~five~~ dollars, and one purse
of the value of ~~five~~ dollars,

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

against the form of the Statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

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BOX:

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FOLDER:

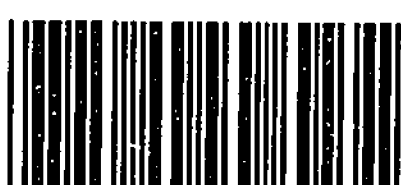
3654

DESCRIPTION:

Mussmann, Henry

DATE:

04/11/90



3654

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ORIGINAL

1168

258

4273
Edmond

Counsel

Filed

11 day of April 1890

Pleads,

Chargilly

THE PEOPLE

vs.

B
Henry Musmann

VIOLATION OF EXCISE LAW.
(SELLING TO MINOR).
[Section 290, Penal Code, sub. 8.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. J. G. Berry
Foreman.

Complaint sent to the Court
of Special Sessions,

Part III, April 17, 1890.

Witnesses:

Officer Kant

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Musmann

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

accuse

Henry Musman
of a MISDEMEANOR, committed as follows:

The said

Henry Musmann

late of the City of New York, in the County of New York aforesaid, on the *fifth*
day of *April* in the year of our Lord

one thousand eight hundred and ninety _____, at the City and County aforesaid,

certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell, and cause and procure and permit to be sold to one

Harry Dugman who was then and
there a child actually and apparently under the age of sixteen years, to wit: of the age of

twelve years, 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.

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**END OF
BOX**