

0072

**BOX:**

372

**FOLDER:**

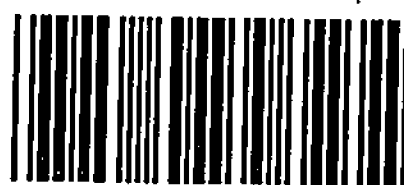
3487

**DESCRIPTION:**

Donnelly, Peter

**DATE:**

11/12/89



3487

POOR QUALITY  
ORIGINAL

0873

Witnesses;

John Murray

After thorough examination,  
I am of opinion the facts are  
indisputably proved for  
conviction, and accordingly re-  
commend the discharge of the  
indictment.

Nov 18/89. J. D. Parker

Deputy.

Counsel,

McKelland

Filed

12 Nov 1889

1889

Pleads,

Chiquilly 13/

THE PEOPLE

vs.

Peter Donnelly

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

Nov 18 1889, at City of New York.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

McKelland  
Nov 18/89 Foreman.  
In presence of  
all on Nov 18/89  
of true decty  
J. D.

POOR QUALITY  
ORIGINAL

0074

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

*In Case of John Murray*  
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 *L. Litchfield Hann Surgeon*  
of No. *Rosevelt Hospital* 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 *15* day of *November* 1889, 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

*Peter Donnelly*  
Dated at the City of New York, the first Monday of *November* in the year of our Lord, 1889.

JOHN R. FELLOWS, District Attorney.

*at 10:30 A.M. Mr. Barker*

POOR QUALITY  
ORIGINAL

0075

R Hosp

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

0076

ROOSEVELT HOSPITAL,

59TH STREET AND NINTH AVENUE,

JAS. R. LATHROP,

SUPERINTENDENT.

New York, Nov 14<sup>th</sup> 1889

John J. Fellows, Esq.  
District Attorney.

Dear Sir,

When I return Subpoena left at  
this Hospital to-night for "L. Fitzfield,  
House Surgeon" in case of John Murray.  
The Officer who left the Subpoena was  
informed that there was no one here  
by that name and requested to wait  
until the records could be examined  
to see if there had been a patient in  
the Hospital by the name of John  
Murray but he declined to wait on the  
ground that he hadn't time. I have  
caused the records of the Hospital to

POOR QUALITY  
ORIGINAL

0077

be examined since Jan'y 1<sup>st</sup> 1889 with  
the result that the name of John  
Murray has not been found as an  
in-door patient since that time.

Very respectfully,

Jas. R. Galtrop, Sup't.

POOR QUALITY  
ORIGINAL

0078

Police Court  
Second District  
The People vs  
John Murray  
Peter Donnelly

Examination Before Justice Donnelly  
Sept 30 1889

For the Defendant vs Mc Clelland

John Murray the complaining witness  
being duly sworn and examined  
as a witness for the people  
deposes and says: I live at  
at 461 West 32nd Street  
I am a Truck Driver.

Q On the 9th of August was  
you assaulted

A Yes

Q By whom?

A By the Defendant Donnelly.

Q Where did it take place?

A At the corner of 29th Street  
and 10th Avenue

Q At what time?

A Half past nine P.M.

Q State what occurred at that

time?

A The Defendant and I had been at work together. We got a falling out over the job we were on. We had a little growl going home. I hit this man. Then I went around home. I came out of the house about twenty minutes after. I was standing on the corner talking with two women Sheehan and Black when

Donnelly came up. Donnelly jumped up and said "You big son of a bitch I will kill you. with that he made at me just this way and then that

Q What do you mean by saying he made at you?

A He cut me. That is what he done.

Q What was the affect of it?

POOR QUALITY  
ORIGINAL

00000

A He cut me and I was  
sent to the hospital

2 He struck you or made  
a plunge at you?

A - He made two plunges

2 Did it cut through your  
coat?

A Yes Sir

2 And cut your abdomen?

A Yes Sir.

2 How many times?

A He cut me once - He  
made three efforts to do  
it - After he done it  
I ran down 29th Street.

He said "You son of a  
bitch I will kill you"  
I was taken to Bellevue  
Hospital.

2 Had you said anything  
to him before he made  
the first plunge at you?

A No Sir

3 Cross examined by Mr. Mc Callister



POOR QUALITY  
ORIGINAL

00001

2 When was it you struck  
this man?

A About twenty minute or  
day or two before he  
slapped me

2 Where?

A Right down the middle  
of the block

2 Did you strike him more  
than once?

A I struck him twice  
with what?

A With my fist.

2 Are you sure you struck  
him no more than twice?

A I am sure I struck  
him twice.

2 No more?

A No

2 What is your weight?

A About 175 pounds.

2 What was the effect of  
you striking defendant?

A He went down.

4 2 Did he go down twice?



POOR QUALITY  
ORIGINAL

0002

A. I could not swear as to that.

Q Who was present?

A Adam Schuender.

Q Is he here

A No Sir

Q Did you remember saying after striking him that you would "do him up" when you met him again?

A No Sir. I swear I never made any such statement.

Q Is it not a fact that at the time you claim that Donnelly stabbed you that you were walking across the street and came towards him?

A No Sir.

Q How near was Donnelly when you first saw him the second time?

A It was the same as if he was shot out of the ground.

POOR QUALITY  
ORIGINAL

00003

Q How many people were around there?

A There was two talking to me

Q Did you make any <sup>effort</sup> ~~threat~~ to use your hands on this man at all?

A No Sir.

Q As I understand you you came out of your house and he made two ~~plunges~~ <sup>plunges</sup> at you with something you had in your hand and you were cut?

A Yes Sir.

Q And you had not made a threat against this man to do him violence?

A No Sir.

Q Is that statement as true as what you have testified to as to the stabbing?

A Yes Sir.

Q How many times have you been in court?

6

POOR QUALITY  
ORIGINAL

0004

A Twice. - I from family affairs.  
Q On Dec 15 was you not  
arrested and punished for  
assault upon your wife?

A I was arrested  
Q What was done to you  
on that occasion?

A I got a month.

Q On the other occasion what  
was the result.

A I was let off.

Q When was that?

A I should judge about eight  
years ago.

Q Since then have you honored  
the Court with your appearance?

A - Never

Sworn to before me this  
30th day of September  
1889, John W. Bond  
Notary Public

Daniel Sheehan being duly  
sworn and examined as a witness  
for the People deposes and

I live at 326 Leuth Avenue.  
I am a box maker. I re-  
member the night of the 9th  
of August when this difficulty  
took place.

Q Where was you?

A I was standing at the corner  
of 29th St. and 10th  
Avenue

Q What time?

A about 8 o'clock or after

Q State all you saw and  
heard at that time:

A Well I was talking to Mr.  
Black. This man Murray  
that got stabbed came down  
29th St. This man came  
up and made a shove at  
him and said "You big son  
of a bitch I will kill you"  
That is all I know. Murray  
ran up the street and this  
man followed him.

Q What became of Murray  
afterward?

g

A Murray Turned around. He said "I have got cut: send for my wife"

2 How many times did this man strike him?

A Once I believe. I did not see more than once.

2 He started and ran?

A And Donnelly followed - I do not know where he went.

2 Where did you see Murray next?

A In the hospital.

Cross examined by Mr. de C. Clend

2 Where had you been the evening before?

A Up stairs. I had just come down stairs.

2 Did you see Murray make a move towards Donnelly when Donnelly came up?

A I did not.

2 Could he not have done it without your notice?



A - He might have

Q Did you see Murray say anything?

A I did not

Q Could he have said anything without you hearing?

A I do not know

Recount -

Q - You were standing right alongside of him?

A Yes Sir.

By Mr McClelland

Q How long have you been acquainted with Murray?

A Eight or nine years.. I have been living in the same ward. I have seen him once since this occurred

Q Have you talked with him about this case?

A No Sir.

Q When did you first learn that you were to be a witness?



POOR QUALITY  
ORIGINAL

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A - Sunday. I would not come without a subpoena. It don't buy me anything to come down here.

Q Do you know Defendant Donnelly?  
A No Sir.

Sworn to before me  
this 20th day of September  
1889 J. Murray Ford  
Police Justice

Robert Black being duly sworn  
as a witness for the People deposes  
and says:- I live at 534 West  
29th St. I am a stone cutter  
I remember this differently.

Q State what you saw:-

A I was standing at the corner  
of 29th street talking with  
this man Sheehan. I saw  
this man Donnelly knocked  
down twice by Murray. Previous  
to the cutting

Q How long before

" A About ten minutes

POOR QUALITY  
ORIGINAL

00009

2 after he knocking down did  
Murray go away?

A He stayed there talking with  
me and Sheehan at the corner  
of 29th St.

2 after the knocking down?

A After the knocking down occurred,

2 Do you mean to say that Murray  
did not leave the place that  
time until the time he was  
cut?

A He did not leave until after  
he was with me.

2 When Murray knocked  
Donnelly down as you say, did  
Murray go away from there?

A No Sir

2 He did not leave that  
place until he was cut.

A No Sir

2 Did Donnelly go away after  
he was knocked down?

A Yes Sir: He did

2 And Murray stayed there?

A Yes Sir

2 Do you know where Donnelly was?

A I do not.

2 How long was it before he came back

A about a quarter of an hour.

2 You was standing there talking with Murray?

A Yes, and with Sheehan

2 How near were Murray and Sheehan?

A close together

2 Where was Donnelly when you first saw him?

A He came near and ran between us

2 What occurred then?

A Murray ran up the street, then he came back and said "I am cut; notify my wife"

2 When Donnelly came between you what did Donnelly do?

A I could not say; I did not see a knife.

2 I ask you what Donnelly

A. did when he ran between you?  
He said he was going to  
knock him out.

2 What did Donnelly do?

A. I cannot tell - I was  
looking the other way.

2 Did you not turn around  
when Donnelly came between

A. <sup>you</sup> I seen him running

2 Do you say that Donnelly  
came between you and Murray  
and you do not know or see  
how he was cut?

A No Sir; I do not

{ Sworn to before me this 30th day of  
September 1889  
J. H. H. Police Judge }

James Haler being duly sworn and  
examined as a witness for the  
defendant deposes and says:-  
I live at the south west corner  
of 31st Street and 9th Avenue,  
2 Do you know the Complainant?

A Only he came into my place once. I am a saloon keeper. He made the assertion that that was heard by two witnesses. Here I asked him how he came to be there. He said he had a few words, and he said where it was; but he <sup>would do</sup> ~~that~~ his man that night. I said I would have the affair and give my evidence.

Q Did you hear the difficulty between Meagher and Donnelly?

A No sir.

Q Where was this?

A At the corner of 34th St and 9th Avenue about half past nine.

Q He said he moved to his man?

A That is the remark he made there.

Q Is this the man you saw there?

15-A (Looking at the cross-examiner)



**POOR QUALITY  
ORIGINAL**

0093

A That is the man:  
Sworn to before me this 30<sup>th</sup>  
day of September 1889  
J. M. M. M. M.  
O. S. J. J. J.

Peter Donnelly the defendant  
states in his own behalf: - I  
know the complainant about  
seven years.

2 on August 9 last did he assault you?

A. He did

2 Under what circumstances?

A - We were going home from work  
And we were arguing about the  
way the work was done during  
the day. It was in the neighborhood  
of 8 and 9 O'clock. During the  
argument I made use of an  
expression that a man was a  
chump that would argue that  
way. We had a drink and  
I thought that would end it.  
He said "If you call me that



again I will knock you out.  
 You son of a bitch. He struck  
 me and knocked me off my  
 feet, after a while he knocked  
 me down. There was a policeman  
 there and two or three people  
 pushed me and I walked up  
 the Avenue first. Then I started  
 back. My nails had got  
 broken and I had this pocket  
 knife and I took it out and  
 was paring my nails. I  
 saw some people standing on  
 the corner and I did not  
 know them. I walked right  
 close to them. As I walked  
 close they separated and the  
 first thing I saw was Meagher  
 coming right toward me. I had  
 this knife in my hand. He  
 punched at me. He ran  
 across the street and I  
 ran across the street also.  
 2 Did you have any purpose  
 to hurt him or stab him

at all?

A - None at all.

2 You and he had been friendly?

A Always.

2 Had he made threats to do you violence?

A He told me right after when he struck me the first time he said "You son of a bitch I will knock you out"

2 You say you had no expectation of meeting him at this time?

A None whatever

2 When you first saw him he started towards you?

A Yes Sir.

2 And struck at you?

A Tried to get close to me

Yakov  
Arrived before me the 20th

day of October 1889

G. M. Simpson

Police Officer

Offered to answer \$1000 bond.

POOR QUALITY  
ORIGINAL

0096

John Murray  
Admitted to B.H. Aug 9. '89

Lacerated wound  $\frac{5}{8}$  of an  
inch long over right side  
just below ribs - triangular  
in shape - slight swelling  
Tenderness down to right  
 $1\frac{1}{2}$  inches  
no shock -

Discharged Aug 20. Cured

L. Litchfield  
House Surgeon

POOR QUALITY  
ORIGINAL

0097

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before Henry Louis Brown a Police Justice  
of the City of New York, charging Peter Donnelly Defendant with  
the offence of Assault with a Weapon

and he having been brought before said Justice for an examination of said charge, and it having been made to  
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-  
ing thereof having been adjourned.

We Peter Donnelly Defendant of No. 356  
Seventh Ave Street, by occupation a Leather Worker  
and Peter C. Donnellon of No. 348 W. 12th  
Street, by occupation a Mineral Water Manufacturer Surety, hereby jointly and severally undertake that  
the above named Peter Donnellon Defendant  
shall personally appear before the said Justice, at the 4 District Police Court in the City of New York,  
during the said examination, or that we will pay to the People of the State of New York the sum of Ten  
Hundred Dollars.

Taken and acknowledged before me, this 29

day of Sept

188

J. Murphy POLICE JUSTICE.

Peter Donnelly  
P. C. Donnellon

POOR QUALITY  
ORIGINAL

0098

CITY AND COUNTY } ss.  
OF NEW YORK,

Sworn to before me, this  
day of April 1889  
*J. Murphy* District Justice.

*Peter E. Donnellan*

the within named Bail and Surety being duly sworn, says, that he is a resident and free  
holder within the said County and State, and is worth Twenty Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and  
liabilities, and that his property consists of home and lot of

land no 348 W 12th St.  
worth \$9,000 mortgaged  
\$2,000

*P. E. Donnellan*

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear  
during the Examination.

Taken the day of 188

Justice.



POOR QUALITY  
ORIGINAL

0099

Police Court—2 District.

City and County { ss.:  
of New York,

of No. 461 West 82 Street, aged 33 years,

occupation driver being duly sworn

deposes and says, that on the 9 day of August 1888 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

John R. Murrelly (Gowanus)

Who wilfully and maliciously  
cut and stabbed deponent  
in the abdomen, with  
some sharp instrument,  
he the defendant then and  
there held in his hands,

Deponent says  
that said assault was  
committed

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

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

Sworn to before me, this 29 day  
of Sept 1888

John Murray

J. M. Murrelly Police Justice.



POOR QUALITY  
ORIGINAL

0900

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK ss.

*Peter Dannelly* 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 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 ( waiver cannot be used  
against h ( 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.

*Peter Dannelly*

Taken before me this  
day of

188

Police Justice.

POOR QUALITY  
ORIGINAL

0901

4,000.00 back  
of Rept 3<sup>rd</sup> 9, 1891  
Oct 1<sup>st</sup> 9:30 a.m.

BAILED  
No. 1, by John E. D. Sullivan  
Residence 111 1/2 St.  
Street  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street

Police Court--- 2 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
John Sullivan  
401 1/2 St. 32 1/2 St.  
Robert J. Meeley  
Offence Assault felony

Dated Sept 29 1889  
Magistrate David  
Officer Green  
Precinct 2d  
Witnesses Samuel Jackson  
No. 326 South St.  
Street  
Robert I. Black  
No. 538 1/2 St.  
Street  
Adolphus Jackson  
No. 1000  
Street  
to answer Sept 29  
David

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

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

Dated Sept 29 1889 John E. D. Sullivan Police Justice.

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

Dated Sept 29 1889 John E. D. Sullivan 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

0902

2 DISTRICT POLICE COURT.

THE PEOPLE,  
ON COMPLAINT OF  
John Murray  
agst.  
Pete Donnelly

Examination had Sept 30 1889  
Before Henry Ford Police Justice.

I, W. L. Crumby Stenographer of the 2 District Police  
Court, do hereby certify that the within testimony in the above case is a true and correct copy of  
the original Stenographer's notes of the testimony of John Murray  
Samuel Sheehan Robert Black Pete Donnelly  
as taken by me on the above examination before said Justice.

Dated Sept 30 1889

W. L. Crumby  
Stenographer.

Henry Ford  
Police Justice.

POOR QUALITY  
ORIGINAL

0903

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Peter Donnelly

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

Peter Donnelly  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Peter Donnelly  
late of, the City of New York, in the County of New York aforesaid, on the  
ninth day of August in the year of our Lord  
one thousand eight hundred and eighty nine with force and arms, at the City and  
County aforesaid, in and upon the body of one John Murray  
in the Peace of the said People then and there being, feloniously did make an assault  
and ~~him~~ the said John Murray  
with a certain sharp instrument to the  
Grand Jury aforesaid unknown  
which the said Peter Donnelly  
in his right hand then and there had and held, the same being a deadly and  
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and  
wound,

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

SECOND COUNT—

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

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

The said

Peter Donnelly  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of  
the said John Murray in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and ~~him~~ the said  
John Murray  
with a certain sharp instrument to the  
Grand Jury aforesaid unknown -  
which the said Peter Donnelly  
in his right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did  
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York,  
and their dignity.



POOR QUALITY  
ORIGINAL

0904

THIRD COUNT—

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

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

The said

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

him the said

*John Murray*  
with a certain sharp instrument to the  
Grand Jury aforesaid unknown  
which he the said *Peter Donnelly*

in his right hand then and there had and held, in and upon the abdomen  
of him the said *John Murray*

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

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.



0905

**BOX:**

372

**FOLDER:**

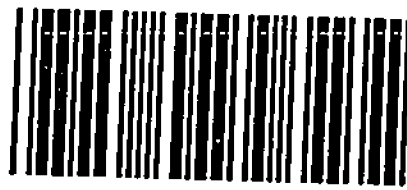
3487

**DESCRIPTION:**

Donoghue, Florence

**DATE:**

11/27/89



3487

POOR QUALITY  
ORIGINAL

0906

Witnesses:

Officer Mulholland  
Amos Reynolds

Counsel,

Filed 27 day of Nov 1889

Plends,

THE PEOPLE

MURDER IN THE FIRST DEGREE

[Section 188, Penal Code.]

Florence R. Maghine

Jan 21/90

JOHN R. FELLOWS

District Attorney.

A True Bill.

M. W. Little

Foreman.

1st Tuesday in Jan'y '90

20 W. J. Little  
Jan'y 31/90

POOR QUALITY  
ORIGINAL

0907

Coroner's Office,

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Florence F. Donohue* 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—*Florence Donohue*

Question—How old are you?

Answer—*About 38 years*

Question—Where were you born?

Answer—*England*

Question—Where do you live?

Answer—*341 E. 35<sup>th</sup> St*

Question—What is your occupation?

Answer—*Florist*

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

*I am not guilty*  
*Florence Donohue*

Taken before me, this 27 day of September 1889

*Daniel Hanly*

CORONER.

POOR QUALITY  
ORIGINAL

0908

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
49 Years - Months - Days	Ireland	341 E. 35 <sup>th</sup> St	Sept. 21/89

~~1000~~ 1500  
Ind. Quar - 1889  
HOMICIDE.

AN INQUISITION.

On the VIEW of the BODY of

Peter Reynolds,

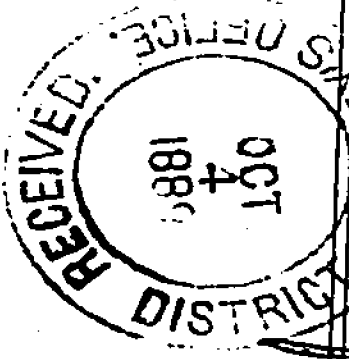
whereby it is found that he came to  
his Death by the hands of

Mercene J. Donahue

Inquest taken on the 27 day  
of September 1889  
before

Daniel J. Donahue  
CORONER.

Committed  
Examined  
Discharged



Date of death



POOR QUALITY  
ORIGINAL

0909

TESTIMONY.

Philip E. Dolan M.D. - Family Surgeon -  
supt. 12 Sept 21. 1889 at 341 E 35 - 6  
It I made a post mortem examination  
of the body of Peter Reynolds and found  
four stab wounds of the body.

The first stab wound was one inch in length  
was seven inches to the left of the  
median line of the back. Two inches  
behind and one inch over the crest of the ilium.  
The direction was inward between the  
11 & 12<sup>th</sup> rib ~~wound~~ <sup>depth</sup> injuring the  
small vessels and fat around the pelvis  
of the left kidney.

The 2<sup>d</sup> - stab wound was one inch  
in length was 7 inches to the left of the  
Anterior Median Line & between the 8 & 11  
rib. The direction was backwards and  
inward through the diaphragm into  
the thoracic cavity.

The 3<sup>d</sup> and fatal wound was one  
inch in length about 4 inches <sup>to the right of</sup> the  
median line ant. it entered between the  
2<sup>d</sup> & 3<sup>rd</sup> ribs. The direction was inward and  
downward passing through the upper  
border of the upper lobe of the right lung through  
the pericardium and passed into the heart  
about an inch above its junction with  
the heart - making a jagged wound  
an inch wide.

The 4<sup>th</sup> wound was one inch in width  
along the upper border of the right

Sworn to before me,

this

day of

18

CORONER.



POOR QUALITY  
ORIGINAL

09 10

TESTIMONY.

M. D., being duly sworn, says:

I have made

of the body of  
now lying dead at

and from such

and history of the case, as per testimony, I am of opinion the cause of  
death is

Starved over its rule 3d the deceleration  
of this was downward and upward  
into the Thoracic cavity, into the  
apex of the right lung and wounding the  
tissues behind the trachea

M. D.

The other organs were normal

Death is due to shock & laceration of  
muscle wound of the heart & right  
lung

BE D. M. D.

There were some small contusions from  
a fall of a few feet on the head  
& forehead

Sworn to before me,

this 21

day of

Sept. 1889  
Daniel Hardy

CORONER.

09:11

# MEMORANDA.

49 =

177

27 Oct 1950

Wm. Edwards

1889

Can the VIEW of the BODY of

John H. Carter

whereby it is found that he came to  
his death by

*Inquest taken on the*

day  
18 before

**DANIEL HANLY, CORONER.**

1066

POOR QUALITY  
ORIGINAL

09 12

Witnesses to Character.

Memorandum

from

Peter Mitchell.

Mrs. Field

14 West 36<sup>th</sup> St.

Henry Teabrecht

409, 5<sup>th</sup> Ave.

Chas Klonder

1144 Broadway

Austin Corbin

192 Broadway

over.

POOR QUALITY  
ORIGINAL

09 13

Henry Butler  
918 Broadway

Ernest A. Jurgens  
Eden Musee,  
35 West 23<sup>rd</sup> St.

Robert Pinkerton  
66 Exchange Brooklyn

Witnesses called by  
defendant to show  
character

POOR QUALITY  
ORIGINAL

0914

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 4<sup>th</sup> Ward of the City of  
New York, in the County of New York, this 27 day of September  
in the year of our Lord one thousand eight hundred and '89 before  
Daniel Hanly Coroner,  
of the City and County aforesaid, on view of the Body of Peter Reynolds

lying dead at

Upon the Oaths and Affirmations of  
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  
Peter Reynolds came to his death, do  
upon their Oaths and Affirmations, say: That the said Peter Reynolds  
came to his death by

Shock and Hemorrhage  
from stab wound of the Aorta and right Lung  
inflicted with a Knife in the hands of Florence  
J. Donohue at 341 E. 35<sup>th</sup> St. on September 20/89.

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.

J. M. Eachus, 1476-3<sup>rd</sup> Ave

S. B. Dorega 497 3<sup>rd</sup> Ave

Ben i. H. Irving 509 3<sup>rd</sup> Ave

Adam Knott 571 3<sup>rd</sup> Ave

J. D. Wilcox 570 3<sup>rd</sup> Ave

Leopold Martin 538 2<sup>nd</sup> Ave

A. H. Wallenstein 491-3<sup>rd</sup> Ave

John Hartmann 517. 3<sup>rd</sup> Ave

A. M. Myers 504 3<sup>rd</sup> Ave

Mark Blumenthal 576 3<sup>rd</sup> Ave

Thomas Doyle 478-3<sup>rd</sup> Ave

William Bennett 493. 3<sup>rd</sup> Ave

Daniel Hanly CORONER, E. S.



POOR QUALITY  
ORIGINAL

0915

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

INQUEST IN THE MATTER OF THE

BEFORE

DEATH OF

HON. DANIEL HANLY,  
CORONER,  
AND A JURY.

PETER REYNOLDS.

NEW YORK, FRIDAY, SEPTEMBER 27TH, 1889.

I N D E X.

ISAAC MILLHAUSER-----	<i>21 to 22</i>	3
ANNIE REYNOLDS-----	<i>285 Bedford Ave, Blyn E.D.</i>	7
SADIE FURPHY-----	<i>694 Avenue A, City</i>	15
MRS. ELIZA DONOHUE-----	<i>506 West 29th St 4</i>	30
ANNIE SPENCER-----	<i>339 East 35th</i>	43
LIZZIE F. BRONDEGE-----	<i>346 East 35th</i>	54
DANIEL REYNOLDS-----	<i>285 Bedford Ave, Blyn E.D.</i>	65
MEDICAL TESTIMONY-----	<i>Off Park Road, 21st Precinct</i>	72
CHARGE-----		74
VERDICT-----		75

—O X O—

Reported in full by H. H. ALEXANDER, stenographer, 67 Park Row, City

**POOR QUALITY  
ORIGINAL**

0915

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

INQUEST IN THE MATTER OF       : BEFORE  
                                      :       HON. DANIEL HANLY,  
                                      :       CORONER,  
PETER REYNOLDS.: AND A JURY.

---

NEW YORK, FRIDAY, SEPTEMBER 27TH, 1889.

For the Prisoner, Florence J. Donohue, appeared  
HON. PETER MITCHELL, of 280 Broadway.

THE CORONER: Gentlemen of the Jury, this case you  
are doubtless all familiar with. It is the case of  
Peter Reynolds, who is said to have come to his death  
by injuries received at the hands of the prisoner,  
Florence J. Donohue, who is here in Court. You have  
already viewed the body and you are somewhat familiar  
with the circumstances of the case, and through the  
evidence that will be offered before you you will be  
able to arrive at a satisfactory conclusion. The first  
witness in the case will be the officer who made the  
arrest.

---

**POOR QUALITY  
ORIGINAL**

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I S A A C M I L L H A U S E R

(a police officer) sworn and examined.

BY THE CORONER:

Q. To what precinct are you attached? A. The 21st Precinct.

Q. Officer, you are familiar with the case of Peter Reynolds, who received injuries at the hands of Florence J. Donohue, as we understand it, and you will please state to the Jury in your own way what you know about the case----where you were, what time it happened, and the locality and so on? A. My night post is 35th Street from 1st to Park Avenue. I was on patrol duty on Friday night, September 20th, and about ten minutes past eleven I was at the corner of 2nd Avenue and 35th Street speaking to an officer who is on 2nd Avenue post, Officer Hand, when a little boy ran up to us and told us there was a fight down at 341 East 35th Street. He says, "There's a man there trying to throw a woman down stairs."

MR. MITCHELL: I do not think it is competent to

**POOR QUALITY  
ORIGINAL**

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give hearsay evidence of what the boy said. It is proper that he should state that he was informed that there was a difficulty down there, or trouble of any kind, and that he proceeded there, as it was his duty to do. But your Honor will see the force of the objection; that the boy, who is not here, said something, and the officer is giving hearsay evidence.

THE CORONER: Is the boy in Court, officer?

THE WITNESS: Yes, sir.

THE CORONER: It is necessary, counsellor, to ascertain how he came to be informed.

MR. MITCHELL: Oh yes, that is proper. I am willing he should state he was informed there was trouble there.

THE CORONER: Proceed, officer?

A. (Resuming) Officer Hand and I then proceeded down to this number and on our way there, when we got half way down, I heard a cry of "Murder," and other shrieks. We then ran a little quicker, and when we got there I saw a man lying in the Street motionless. I ascertained then from the bystanders that the man that had committed the deed lived upstairs on the first floor, or one flight up rather, the second floor. I proceeded

**POOR QUALITY  
ORIGINAL**

09 19

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upstairs and went to the room which I thought the man lived in, opened the door, and there I saw Florence Donohue in his room in his night clothes, his head and clothes covered with blood. As I approached him I asked him if he stabbed the man down stairs? He says, "I did." I then asked him what he stabbed him with. He says, "With a knife." Then I asked him where the knife was and he says, "I don't know; I think I threw it downstairs." I then ordered him to put his clothes on, and in the meantime I searched around the room for evidence, and going to the closet I found two carving knives in the closet in the knife box. I brought them both over to the light to where Florence Donohue was standing and examined them both and found blood stains on the blade and handle of one of the knives. I then took the knife over to where Florence Donohue was, in the presence of Officer Hand, and I asked him, "Is this the knife you stabbed that man with?" He stated to me, "That is the knife." Then as soon as he got his clothes on I took him to the station house.

Q. (Exhibiting a carving knife) Is this the knife, officer? A. That is the knife.



**POOR QUALITY  
ORIGINAL**

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{At this point the carving knife identified by the witness was submitted to and examined by the Jury.}

Q. Is there anything else you have to state, officer?

A. Nothing.

THE CORONER: Is there any question the Jury wish to ask the witness? (No response .) Does the counselor wish to ask the witness any questions?

MR. MITCHELL: No, sir.

---

POOR QUALITY  
ORIGINAL

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ANNIE REYNOLDS

sworn and examined.

BY THE CORONER:

Q. Where do you reside? A. 341 East 35th St.

Q. You are the daughter of the deceased, Peter Reynolds? A. Yes, sir.

Q. Were you in the house on the night of the trouble? A. Yes, sir.

Q. Will you please state to the Jury in your own way what you know about the case of your own personal knowledge, what you saw happen that night? A. Well, it was after eleven o'clock and I had just gone to bed a few minutes. I had been up late with a sick child, and my father went to bed a good deal earlier and he was in his first dose like, when I heard a noise upstairs, which sounded like a rumbling, someone felling or something, and I called to my father. I says, "Papa, there is some noise upstairs," and he woke up. I had to call him two or three times. He says, "Where?" I says, "Up over head in Donohues;" and he went up ~~just~~ as he

**POOR QUALITY  
ORIGINAL**

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jumped out of bed, in his night drawers and shirt, and he went upstairs and he had got no further---I don't know how far he went upstairs. I know he wasn't long gone until he came down with his nose bleeding where the man punched him and that stunned him. I suppose the man hit him right in the dark. And then he told me to get him some lukewarm water so as to wash his nose off, and he was in the back room a little while. The front room door was open all the time until he came out and he lit his lamp and looked into the hall to see if he could see the man and he didn't see him and he had the lamp looking in the hall to see if he could see the man and his wife just happened to come down at that time and was standing right by him.

Q. Whose wife? A. Mr. Donohue's wife came down from upstairs.

Q. The prisoner's wife? A. Yes, sir.

Q. Do you see the prisoner in Court? A. Yes, sir.

Q. Do you identify him? A. Yes, sir.

THE CORONER: Rise up, prisoner.

(The prisoner arose.)

**POOR QUALITY  
ORIGINAL**

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Q. Is that the man? A. Yes, sir.

Q. Is Mrs. Donohue in Court? (Mrs. Donohue arose.)

Is that the lady? A. Yes, sir. Mrs. Donohue said to my father to get a policeman and father never said nothing, and then after he hollered up to Mr. Donohue, I don't know whether he said "You are a wife beater"---

Q. (Interposing) Who said that; your father?

A. My father. Then he came inside again, and by that time Mr. Donohue was downstairs, and then he ran out in the Street after his wife and he couldn't find her. Then the door got shut on him. It was a catch lock. It said in the paper that my father locked the door on him, but he didn't. It was a catch lock. When the door shut on him it locked him out, and then when he came to get in the door he found it locked and he burst it in. I called to my father and said, "Father he is bursting the door in." My father never said nothing, and it was a long time after that before he broke in our front door. I don't know whether he went upstairs or what happened. Of course our front room door was shut and locked all the time. In another

**POOR QUALITY  
ORIGINAL**

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little while he came down and burst our front room door open and demanded his wife, and his wife wasn't in there.

Q. Was his wife in there? A. No, sir; his wife wasn't in our front room, never. She was in sometimes to see the little baby.

Q. She wasn't in your room that night? A. No, sir; and he broke the door right in. My father was in the back room, partly, and he heard him bursting open the front door and he had the door burst open and my father just got to the door and kind of pushed or clubbed him out with a club, and Donohue pushed in and pushed in so that he got partly in between the door so that my father couldn't shut it, and then he was in and stabbed him.

Q. Into the room? A. Yes, he got right in.

Q. Did you see him stab your father? A. Yes, he stabbed him up in the collar bone first, and stabbed him in the heart next, I think, I am not sure. I was so stunned I was crazy.

Q. How often did you see him stab your father?

A. Twice. I think the last time he stabbed my father was in the hall. When my father went out in the Street



**POOR QUALITY  
ORIGINAL**

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that last time I saw him stab him in the back, and then he ran upstairs.

Q. Did you see the knife in his hand? A. Yes, I seen the knife in his hand when he came in the door.

Q. (Exhibiting knife previously identified) Is that the knife? A. It was a long knife; yes, sir. I went once over to Donohue to push him off my father, but I couldn't do it.

Q. Were they standing up? A. My father doubled over the little marble table there and he got him up in the corner of the room and finished him.

Q. Was there another girl there? A. Yes, sir.

Q. Your sister? A. No; a friend that I had stopping there.

Q. Anything else? A. That is all I know.

Q. How long after the stabbing was it before the father died? A. I don't know; I think he must have died right away.

Q. How long was he out on the Street before he was brought back into the room? A. He was out about a quarter of an hour.

Q. Was he dead when he was brought in? A. When

**POOR QUALITY  
ORIGINAL**

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I went out and seen him laying in the Street I knew he was dead. They told me he wasn't, but I knew he was.

Q. Did you fully identify the body as that of your father when it was taken into the room? A. Yes, sir.

BY A JUROR:

Q. Mrs. Donohue wasn't in the room that evening at any time? A. No, sir.

BY THE CORONER:

Q. Was your father a temperate man? A. Yes, sir; he was temperate. He never went into any liquor store and never had anything to do with anyone.

Q. Was he drinking anything that night? A. No, sir. Everyone thought he was quiet. He would always come in and get his supper and lay down afterwards, never would go out.

BY MR. MITCHELL:

Q. You have told the story without stating at any time that your father had a club. You forgot that, didn't you? A. Yes.

THE CORONER: She stated her father did try to strike

**POOR QUALITY  
ORIGINAL**

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the prisoner with a club when he came in the room.

Q. Did you notice whether your father had a club in his hand when he went upstairs? A. No, sir; he had no club; he just went up to make peace among them, to tell them it was after ten o'clock.

Q. Do you know that fact? A. Yes, sir. He didn't have any club until after he was struck.

Q. What kind of a club did he have? A. I guess it was about that long (illustrating.) He had had it for years.

Q. (Exhibiting a club) Is that the club? A. Yes, sir; that is the club.

BY THE CORONER:

Q. What did your father keep that in the house for?

A. I don't know what he kept it for. He had it hanging there on the rack. That is the only weapon he had.

BY A JUROR:

Q. Was that club ever used on any other person living in that house? A. No, sir; there never was any fight or anything of the kind before.

**POOR QUALITY  
ORIGINAL**

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BY THE CORONER:

Q. Did he keep a pistol? A. No, sir.

Q. How long are you living in that house?

A. Twelve or thirteen years.

Q. Did your father own that property? A. He partly owned it.

-----

**POOR QUALITY  
ORIGINAL**

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S A D I E F U R P H Y

sworn and examined.

BY THE CORONER:

Q. Where do you live ? A. 341 East 35th Street.

Q. Were you there on the night of September 20th,  
last Saturday night ? A. Yes, sir.

Q. Were you in the house at the time of the oc-  
currence of the trouble between the deceased, Peter Rey-  
nolds, and the defendant, Florence J. Donohue ? A. Yes,  
sir.

Q. Did you see the occurrence ? A. Yes, sir.

Q. Will you please state to the Jury just what you  
saw and know of your own personal knowledge, and about  
what time in the night it was ? A. It was after  
eleven o'clock and we all were in bed except Annie and  
she was minding the baby, which was sick, and she was  
undressed, and we heard a noise upstairs and Annie woke  
her father up and told him that there was a great noise  
upstairs and she was afraid the ceiling would come down  
and her father got up and he says "Where ?" And then



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he went upstairs in his night clothes and before he got half way upstairs somebody hit him in the nose and he came down stairs with his nose bleeding.

Q. Did you see him when he came down stairs ?

A. Yes, he came right in the room. I was up then.

Q. Did you see the blood coming from his nose ?

A. Yes, because he had the handkerchief up to his nose and then he went into the back room and he washed it and he asked Annie to wet a cloth for him and then he came back to the door and Mrs. Donohue was at the door then.

Q. Where was Mrs. Donohue at the door ? A. In the hall where she just came down stairs.

Q. Was she in Mr. Reynold's room ? A. No, sir; she had just come down stairs and she told Mr. Reynolds to get a policeman to arrest Mr. Donohue, and then she went out and then he went in the back again, and Mr. Donohue came down stairs and went outside looking for his wife and the door shut on him, the catch went down, and then he came back and banged on the door until---

Q. (Interposing) Did anybody close the door on him that you know of ? A. No, sir; the door had a

**POOR QUALITY  
ORIGINAL**

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catch on it and always shut caught when anybody pulled it behind them. Then he came back and knocked the door down and went upstairs and got a knife and came down stairs and hammered at Mr. Reynolds's door and said he wanted his wife and hammered more, until the door was bursted, and Mr. Reynolds pushed him and ~~had~~ he had a club in his hand and he was hitting him to keep him out, so that he wouldn't get in the room, and then he pushed all the more. All the more Mr. Reynolds would hit him he would push more, and then he came in and he took the knife and stabbed Mr. Reynolds in the room by the marble table.

Q. Did you see Donohue stab Mr. Reynolds ?

A. Yes, sir.

Q. How often did you see him stab him ? A. I don't know how many times.

Q. Did you see him stab him over once ? A. Yes, sir.

Q. Well ? A. And then I got so excited I didn't see none of them run out, but afterwards when I went outside I saw Mr. Reynolds, where he fell in the Street.

**POOR QUALITY  
ORIGINAL**

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Q. Mr. Reynolds was in the Street when you next saw him? A. Yes, where he fell right down on his face and hands. And then the policemen came in and asked me where was Mr. Donohue and I gave them a light and they went upstairs. And then I saw Mr. Reynolds when he was dying.

Q. Where did he die? A. Right by his door; they sat him up against the wall.

Q. Did he say anything before he died? A. No, sir; I didn't hear him say anything. And then they brought him inside.

Q. Brought him inside in his own rooms? A. Yes, sir.

BY A JUROR:

Q. When Mr. Donohue came to Mr. Reynold's door, what did he ask for; did he ask for his wife? A. Yes, sir.

Q. And she wasn't in there? A. No, sir; she was never there but twice.

BY THE CORONER:

Q. Are you sure she wasn't there that night? A. Yes,

**POOR QUALITY  
ORIGINAL**

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I am sure she wasn't there.

BY A JUROR:

Q. Was she there at any time during the day ?

A. No, sir.

BY THE CORONER:

Q. Were you stopping with Miss Reynolds at the time ?

A. Yes, sir.

Q. Then if Mrs. Donohue was in the room would you know it ? A. Yes, sir; because I was there all the time.

Q. You were there all that day and that evening ?

A. Yes, sir. She only came there twice, I believe, to see the baby, because he was sick.

Q. How long ago was that ? A. I guess it was that week.

BY A JUROR:

Q. Did you see Mr. Reynolds strike Donohue with the club ? A. Yes, sir; between the door, after he burst the door open.

Q. When did he strike him; before the cutting or afterwards ? A. When Mr. Donohue burst the door open Mr. Reynolds then hit him. He was hitting him when he was between the door to keep him out, so that he wouldn't

**POOR QUALITY  
ORIGINAL**

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come in his room.

BY THE CORONER:

Q. He tried to push him out and then he struck him with the club ? A. Yes, trying to keep him out.

Q. He struck Donohue before Donohue stabbed him ?

A. Yes, because he burst the door open.

BY A JUROR:

Q. After Mr. Reynolds struck Mr. Donohue, did Mr. Donohue go upstairs ? A. I don't know about that.

BY THE CORONER:

Q. After Mr. Reynolds struck Mr. Donohue with the club did Mr. Reynolds go upstairs ? A. No, sir; he staid down in his own room.

BY A JUROR:

Q. Did Mr. Donohue go up stairs to his own room ?

A. No, sir; he just came in and stabbed him in the room after Mr. Reynolds had hit him.

BY THE CORONER:

Q. Did Donohue go upstairs after he was first struck with the club ? A. No, sir; the door was open where he burst it in.



**POOR QUALITY  
ORIGINAL**

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Q. When Donohue came to the door to burst the door in did he have the knife at that time? A. Yes, sir.

Q. He didn't go upstairs for the knife after he was clubbed, did he? A. No, sir; because he stabbed him that time when he came in.

BY A JUROR:

Q. How many times did he attempt to get in; only once? A. More than that; two or three times he pushed.

Q. All at one time? A. Yes, sir; pushed and pushed, and Mr. Reynolds was pushing him out. He came right in, and then he stabbed him.

Q. Did you see Donohue stab Reynolds? A. Yes, sir.

Q. When he was trying to force open the door was he trying to stab Mr. Reynolds at the time, or was he trying to get in? A. He was trying to get in to kill him. When he got the door burst wide open he went for Mr. Reynolds with the knife.

Q. Was Mr. Reynolds clubbing him at the time?

A. He hit him until he got inside the door; he didn't touch him then; the door was wide open and Mr.

**POOR QUALITY  
ORIGINAL**

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Donohue went for Mr. Reynolds then.

Q. As soon as Donohue got into the room was he trying to stab Reynolds with the knife? A. Yes, sir; as soon as he got in the door, and he killed him right in there and Mr. Reynolds ran out.

Q. Did Reynolds strike Donohue twice before Donohue used the knife? A. I don't know. He was trying to keep him out after he burst the door in?

BY THE CORONER:

Q. How many times did you see Reynolds strike Donohue with the club? A. I don't know how many times; but he was trying to keep him out. He said "Keep out of here," and then he was hitting him with the club when he burst the door in and Donohue pushed all the more then.

BY A JUROR:

Q. Did you hear Donohue state why he was trying to get in the room? A. He said he wanted his wife.

Q. And did Mr. Reynolds say his wife wasn't there?

A. He didn't say nothing; I didn't hear him say anything at all.

Q. Reynolds didn't say Donohue's wife wasn't there?

POOR QUALITY  
ORIGINAL

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A. No, sir; he thought it would be nothing at all; he didn't answer him.

Q. You knew Mr. Donohue to have that knife without going upstairs, having once gone down? A. Well, I don't know.

Q. You don't know whether he went upstairs after coming down? A. Oh yes, he went upstairs. He says, "I'll fix you," and then he went upstairs again and he came down with the knife.

Q. After Donohue bursted the front door in he then went directly upstairs? A. I don't know if he went upstairs or not. He said he would fix him, and then he hammered at Mr. Reynolds door.

Q. He didn't attempt to burst ~~he~~ open the front room door of Reynolds after bursting open the front door, but he went upstairs directly.

BY THE CORONER:

Q. (Interposing) When he burst open the front door and came in off the Street did he go upstairs or did he commence to burst Reynolds' room door open?

A. I don't know if he went upstairs or not, but he staid a little while afterwards and he came right

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down and said he would fix him, and then he burst the door in and came right into the room.

Q. You don't know whether he went upstairs or not, but he came in a little while after and said he would fix him? A. Yes, sir.

Q. And after he had commenced to burst the door open leading from the hall into Reynolds' room, did he go upstairs from that time until he stabbed Mr. Reynolds? A. He didn't stop; he pushed it in until he killed him.

Q. From the time he pushed that door did he go upstairs before he stabbed him? A. He didn't go upstairs, but he staid there until he killed him.

Q. You don't know whether he went upstairs and came down after he first went out on the Street until he came to Mr. Reynolds room, do you? A. No, sir.

Q. But when he came to Mr. Reynolds' room to push the room door in, he didn't leave the door until he got inside, did he? A. He pushed all the more.

Q. And he came in? A. Yes, until the door was wide open then.

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Q. And then he stabbed Reynolds in Reynolds' room ?

A. Yes, right in the middle of the room there.

BY MR. MITCHELL:

Q. Did you see Mrs. Donohue when she came down stairs ? A. No, sir; but I heard her voice.

Q. You didn't see any marks of violence on her, did you ? A. No, sir; because I didn't see her.

Q. Did you see Mr. Reynolds when he started to go upstairs after hearing the noise that was upstairs ?

A. Yes, sir; because he had just jumped out of bed.

Q. And he was in his nightshirt and drawers when he went upstairs ? A. Yes, sir.

Q. Did he take the club with him ? A. No, sir.

Q. Are you quite sure of that ? A. Yes, sir; he didn't have nothing at all in his hands.

Q. Did you see him when he went out of the door to go upstairs ? A. Yes, sir; because he got right out of bed.

Q. And could you see his right hand to see whether he had the club in it or not ? A. I didn't take notice, but he didn't have anything I know.



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Q. Then, as a matter of fact, you don't know whether he had or had not a club in his right hand at all?

A. He didn't have anything in his right hand at all, because he just jumped out of bed and went right up there.

Q. Did Mr. Reynolds sleep in the front or the rear of the house? A. In the front.

Q. Where is the room situated in which Miss Reynolds slept; is it nearer the back? A. Right next to the front room.

Q. And Mr. Reynolds slept in the front room? A. Yes, sir.

Q. Was there more than one entrance to the apartments of Mr. Reynolds? A. There is one door going to the hall, and there was a kind of arch between Annie's room and her father's.

Q. So some person could come in the front room after Miss Annie Reynolds went to bed at any time, and go into Mr. Reynolds' room without her knowing it if they went in easily, couldn't they? A. No, sir.

Q. If her room was beyond her father's? A. No,

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sir; we can see everything in the front room, even the bed, because the head of the bed kind of goes into our room.

Q. His room is in no way partitioned off from hers ?

A. No, sir.

BY THE CORONER:

Q. How is it separated; by a curtain or by a door ?

A. No curtain and no door; it is a big arch.

Q. An open arch ? A. Yes, sir.

Q. Nothing to prevent you where you sleep from seeing to where Mr. Reynolds was sleeping ? A. No, sir.

Q. No obstacle at all ? A. No, sir.

BY MR. MITCHELL:

Q. And of course if Miss Reynolds was sleeping in her room she could neither see nor hear who came into the front room or went into her father's room ? A. No, sir.

Q. When Mr. Donohue came to the door of Mr. Reynolds and insisted upon coming in, did he not exclaim, "I want my wife " ? A. Yes, he said he wanted his

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wife.

Q. And he pushed the door in? A. Yes, sir; he pushed all the more when Mr. Reynolds was hitting him.

Q. And the door became partially opened, did it not?

A. Yes, it was opened further and further the more he pushed.

Q. And it was open wide enough so that Mr. Reynolds could swing that club and hit Donohue while he was trying to push the door in? A. No, sir; because Mr. Donohue was between the door and Mr. Reynolds was hitting him all the more while he was pushing.

Q. Reynolds was hitting him while he was trying to come in Reynold's room and demanding his wife? A. Yes, sir.

Q. And while Mr. Reynolds was hitting Donohue, Donihue made no attempt at that time to stab him in the doorway, did he? A. Well, when he got the door open he went right for him.

Q. Isn't it a fact that after Donohue got that door open Mr. Reynolds made a terrible swing and hit him on

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the head with the club before the stab wound was given;  
now isn't that a fact----that he swung the club and hit  
him this violent blow on the head? A. I didn't see  
him swing it; he just had it in his hand.

Q. Well, didn't he hit him? A. Yes, sir.

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M R S.   E L I Z A   D O N O H U E

sworn and examined.

BY THE CORONER:

Q.   Where do you reside ?   A.   341 East 35th Street

Q.   Are you the wife of the prisoner here, Florence  
J. Donohue ?   A.   Yes, sir.

Q.   Did you see the trouble between your husband,  
Florence J. Donohue, and the deceased, Peter Reynolds,  
on last Saturday night ?   A.   A part of it, sir.

Q.   Please state to the Jury what you saw of it, just  
what you know of your own personal knowledge ?   A.   About  
half past ten Friday night I went down stairs for some  
brandy and when I came back my husband was at the top  
of the stairs and he moved back in to the door and when I  
went up he says, "I have got you at last; you were after  
coming out of Mr. Reynolds' room."   And I said, "No."  
He says, "Yes, you are; I saw you coming out;" and he  
caught me and he shoved me back against the banisters  
and he says "Look down and see if the door isn't open,"



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and I did look down and the door was partly open, but not wholly open.

Q. Whose door? A. Mr. Reynolds' bedroom door, his front door. And he pulled me in the room and he says, "Now this is the last time you will ever go there again; I have forbidden you before to go and I won't do it no more;" and he commenced to beat me. Mr. Reynolds came up in his night-clothes and shoved open the door and he says "Here, I want this noise stopped; I won't have it no more; you must leave here; you are nothing but a woman beater." My husband caught hold of him and he says "Go down stairs; I am paying for these rooms; mind your own business; you had my wife in the room." Mr. Reynolds went down, and my husband pulled me in the room again, but he didn't beat me, though he jawed me good enough.

Q. Did Mr. Reynolds strike your husband upstairs at that time? A. Not at that time. I went out in the hall again. Says he, "Here, you must go out in the hall," and Mr. Reynolds came up and had the club

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in his hand and he hit my husband right at the top of the stairs.

Q. When Mr. Reynolds first came up to tell you and your husband to stop quarrelling that night, did Mr. Reynolds have a club in his hand then ? A. Not when he came up first; but when he came up the second time he says, "I'll not have you in the house, Donohue; I've told you before you must go," and he says again "You are a woman beater," and while he was hitting him with the club I went down stairs and I stood in the dark there and Mr. Reynolds came down stairs and went in his own door and my husband came down stairs and he says, "Give me out my wife, she is there again." Mr. Reynolds took up the club and hit him three or four times and when I saw the blood pouring out of his head I went back further in the hall and he went upstairs and I went to the front door and I put the latch on, thinking he would go to sleep and get quiet, so that I could go back again.

Q. Your husband went upstairs ? A. Yes, sir; after he got clubbed. And I put the latch on and I moved back towards the Brundeges door and he came out in his night clothes and he stood on the door and he

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didn't see he couldn't get in again.

Q. The front door was locked ? A. The front door was locked, and I saw him putting his knees to it to shove it in and I turned in the grocery store and the woman at the grocery store said "You had better go inside, Mrs. Donohue; your husband is crazy; if you stay at the store you had better go in the door," and so I staid there until I saw Mr. Reynolds dead in the house.

Q. You didn't see the knife ? A. No, sir; I didn't see the stabbing nor the knife.

Q. But you saw Mr. Reynolds strike your husband with the club ? A. Yes, sir; twice upstairs, and at the front door.

Q. State if he struck him heavily and whether you saw blood ? A. He was covered with blood, and the room was all full of blood when I went upstairs after I came out of the grocery store. I saw Mr. Reynolds in his short sleeves. I thought there was nothing on him and I went in and brought out a basin of water and a towel and I says, "He is only in a faint" and I looked upstairs and my husband was in the room with the station house men and I came down stairs and that is all I seen

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until I seen Mr. Reynolds dead.

Q. Were you in Mr. Reynolds' rooms that night ?

A. No, sir.

Q. Or at any time that day ? A. No, I was not.

BY A JUROR:

Q. After your husband ordered Mr. Reynolds out of your room, did Mr. Reynolds go down stairs and get the club ? A. He went down stairs and came up again. When he heard my husband putting me out in the hall he came up again.

Q. That was the second time he came up ? A. That was the second time he came up. But he had no club the first time.

Q. But he went down stairs and got a club after he had gone up the first time ? A. He went down and got a club and by the sink at the top of the stairs he hit him and my man came in and he says, "I'll fix that now," and it was me he went to beat and I got away from him and went down stairs and he thought because Mr. Reynolds' door was open that I went in the room.

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BY THE CORONER:

Q. And did your husband say he would fix---A. (Interrupting) No; he said, "I'll fix this."

Q. Did your husband strike you at all that night?

A. No.

BY A JUROR:

Q. Did you see Mr. Reynolds club your husband at his door? A. At his own door, the second time.

I was back in the hall.

Q. And you didn't see him try to push that door in?

A. I wasn't there at all then; I was in the grocery store.

Q. And still you saw him club him the second time?

A. Yes, sir; he done it the second time, before he went out on the sidewalk. I seen him club him two different times, upstairs and at his own door.

Q. After that your husband went in the street to look for you? A. He went upstairs and I put the latch on the front door, thinking that he would go to bed so that I could get upstairs again. And when I heard him coming down I knew it was for me and I went over to the grocery. He came outside and stood a minute



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and when he came back to the door the door was locked and I saw him put his knee to it and push it in.

Q. Where were you ? A. I was standing by the coal box at the grocery store, but he didn't see me.

Q. When Mr. Reynolds struck Donohue, did Donohue strike Reynolds first ? A. No, sir; Mr. Reynolds struck him upstairs first and then at his own door.

Q. Why did he strike him upstairs ? A. That I can't tell. They had some hot words. He said I was in Mr. Reynolds room and Mr. Reynolds denied it, said I wasn't there.

Q. You didn't see your husband strike Reynolds at all ? A. No, my husband didn't strike him.

Q. Either down stairs or upstairs ? A. Either downstairs or upstairs/

MR . MITCHELL: I would like this lady to state whether she had been in the habit of going into Reynolds' room; I am not assuming for any bad purpose, but for any purpose ?

THE WITNESS: When I went with the rents. And Mr. Reynolds would often send for me to go down to speak

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about the rent, too; that is, when he wouldn't get the rent by the first of the month. My husband was at the Beach and wouldn't get paid, and Mr. Reynolds used to come up to the door and say we would have to move. His little boy is sitting there and he knows he would often come and speak to me.

BY MR. MITCHELL:

Q. The daughter says you were only in their apartments twice? A. I was in there more than twice, but I went to pay the rent. I generally paid the rent myself.

THE CORONER: I understood the daughter to say that she was in the room to visit the sick child.

MR. MITCHELL: Yes, that is the only time she said she saw her there.

MISS ANNIE REYNOLDS: I meant that week.

THE CORONER: You saw her in the room that week twice to visit the sick child; is that what you mean?

MISS ANNIE REYNOLDS: Yes, sir.

BY MR. MITCHELL:

Q. And although your husband thought you went for

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an improper purpose, you did go in frequently for an honest purpose ? A. Yes, sir.

Q. Your husband appeared to you as believing honestly that you went in there for an improper purpose, didn't he ? A. Yes, sir; he did.

BY A JUROR:

Q. Did you lock the door when the prisoner wanted to get out ? A. No, but I put the catch on so that I could come back. I opened the door and put the catch on the door, for the door was always locked at ten o'clock. I put the catch on so that I could go back.

BY MR. MITCHELL:

Q. Did someone fix the catch after you fixed it so that you could return without the key ? A. He came right down and opened the door after me. I had only just put the catch on. He wasn't upstairs more than two seconds when I put the latch on.

Q. You fixed the door so that you could return without a key when you went out ? A. Yes, sir.

Q. Then didn't someone have to fix it so that the latch would catch and fasten when it closed again ?

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A. Yes, it had to be fastened inside.

Q. Someone must have done something with it in order to shut your husband out ? A. Yes, somebody must have locked it. I put the catch on.

BY A JUROR:

Q. Could it not have been possible when Mr. Monohue went out that lock slipped itself ? A. Not that I know of, it couldn't; for I have often been locked out and Mr. Reynolds had to open it for me, for I had no key. I could never open the door, Mr. Reynolds had to open it for me; my husband always carried the key.

BY THE CORONER:

Q. But after you had fixed the door your husband came down and went out after you ? A. Went out after me.

Q. Would it be possible for it to slam so that it got caught ? A. The door couldn't be caught without it was unfastened inside; it couldn't bang. The draft of the back door might sometimes lock it.

Q. Then if it did get a heavy slam it might be possible for it to latch itself ? A. I don't know about that; I am only saying that I could never open it

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without I had the key and someone was obliged to open it for me.

BY MR. MITCHELL:

Q. But you could fix it so that it could open ?

A. Yes, sir.

Q. And you did that ? A. I did that.

BY A JUROR:

Q. When Mr. Donohue was at the front door where were you at the time A. I was walking to the grocery store .

Q. Was he looking for you then ? A. He came out on the sidewalk to see if he could see me and he didn't see me where I was standing.

Q. You saw him ? A. I saw him, but he didn't see me.

Q. And you say you were standing by the coal box ?

A. Yes, sir.

Q. Couldn't he see you if you were there ? A. No, there was two more women there.

Q. And did he go up there to see if you were there ?

A. He didn't go up at all, he turned right back to the door and the door was locked and he shook it and I



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saw him put his knee against it and shove it in.

Q. You think he didn't see you? A. I know he didn't see me.

MR. MITCHELL: I think it important, your Honor, that this witness should detail what business her husband was in and whether he had left one situation and got another, and whether he had railroad tickets to go to his destination to go to work, in order that the Jury may see that he intended to go there on Monday morning and had his railroad tickets and passes on the road given to him by his employer.

BY THE CORONER:

Q. What was your husband's occupation? A. A florist.

Q. Where was he working at the time? A. He was after leaving the Beach. He was a policeman down at the Beach for the summer, and his wages were going on where he was to go, in Philadelphia, since the 15th of the month, and he was to go on the midnight train Saturday night.

BY MR. MITCHELL:

Q. Who was he employed by? A. I forget his name.

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Q. Wasn't it Austin Corbin, of the Reading Railroad?

A. Yes, sir.

Q. To work on that road? A. Yes, sir.

Q. As a florist? A. Yes, sir.

Q. And his brother is in Mr. Corbin's employ now?

A. Yes, sir; his gardener.

Q. He had his railroad tickets, did he not?

A. Yes, sir.

Q. And he was going to start at 12 o'clock Saturday night? A. He went there Monday and it was so wet he couldn't go to work and he came back Wednesday and was to return Saturday night on the last train.

MR. MITCHELL: I have the railroad tickets now if anybody wishes to see them.

THE CORONER: It is not necessary.

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ANNIE SPENCER

sworn and examined.

BY THE CORONER:

Q. Where do you live ? A. 339 East 35th Street.

Q. Did you see the occurrence ? A. Yes,  
I seen the whole of it, but I didn't see Mr. Reynolds  
go up stairs. It was after eleven o'clock and there  
was a sick girl down at the corner----

Q. (Interposing) Tell us what night, the day of  
the week ? A. After eleven o'clock on Friday, the  
20th.

Q. Where was the place ? A. 341 East 35th St.  
It was after eleven o'clock, and my Aunt went down to the  
corner to see a sick girl and she left me to mind the  
store, and I heard some cries up stairs "Oh Papa, Don't  
kill Mama," and I went out in the Street and I says,  
"Don't kill the woman"---I hollered up at the window,  
"Don't kill the woman"---and with that Mr. Reynolds' son,  
Dannie, came up with a club in his hand and he rapped---

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out three times on the Street and I says "Dannie, that club wont bring no policeman, for it aint got a loud sound." So he said "Mr. Donohue is fighting upstairs and my father went upstairs and Mr. Donohue punched my father in the nose." So then I went in the hall with Dannie and I heard noise up on the first floor and Mr. and Mrs. Donohue came down stairs and Mr. Reynolds came out with his club in his hand and says, "Here, Donohue, I've got a sick child in the house and I don't want no more noise." With that Mr. Donohue called him a whore-master. Mr. Reynolds says "You are nothing but a women-beater," and Mr. Donohue came over to Mr. Reynolds room to hit him and Mr. Reynolds hit Mr. Donohue twice on the head with the club, and Mr. Donohue ran up half the stairs and Mr. Reynolds followed him to the foot of the stairs and hit him twice again across the arm and Mr. Donohue says, "I'll fix that. " So then the wife came out in the Street with me and she came in the house and she put the latch on the back of the door.

Q. Who do you mean by the wife ; Mrs. Donohue ?

A. Yes, sir. So she came in the store with me

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and her hair was half falling down and she asked for a comb and I gave her a comb and two hair pins and she fixed her hair in our house, in the grocery store. So then Mr. Donohue came down stairs and he came out in the Street and the door locked on him and he turned around and he says to me, "Did you see my wife?" I said "No, Mr. Donohue, I did not;" and he thought to push the door in and the door wouldn't go in, so he came over and somebody, Mrs. Brundage, says "Hide the woman under the bed." Says I, "I'll have nothing to do with the woman." So then Mr. Donohue came in our house and he had the knife up his sleeve and that cloth (indicating bloody cloth on Coroner's desk) in his hand and his hand up to his head.

Q. (Exhibiting knife previously identified) Is that the knife? A. Yes, that is the knife. And I says "Get out of here, Mr. Donohue, for God's sake." And I says "There's no doors in our house to let nobody out." And he went over to the front door and he put his knee to it and the door cracked and went in and in about two seconds he went upstairs and came down and put his knee to Mr. Reynold's door.



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Q. Did you see him put his knee to Mr. Reynold's door ? A. Yes, sir; I came in and looked at him. So he put his knee to the door and he got in and Mr. Reynolds struck him with the club. Mr. Donohue pushed the door half way open, ran in and grabbed Mr. Reynolds around the waist and Mr. Reynolds dropped the club and ran behind the table and the two of them got standing and I went in the middle of the floor and slammed the door back and he pushed Mr. Reynolds up in a corner between the door and the wall and he stabbed him here (Indicating ) and up there (indicating), and I ran out in the Street and I was no more than out in the Street before Mr. Reynolds ran out and I hollered "Murder," and I seen two policemen coming from second Avenue, and Mr. Reynolds fell down and tried to raise his head up and he says "Oh, I'm gone."

Q. Mr. Reynolds said that ? A. Yes, sir.

Q. How often did you see Donohue stab Reynolds, did you say ? A. Twice.

BY A JUROR:

Q. Did Mrs. Donohue go into your house after she came out ? A. Yes, sir; she stood at the door for a

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few minutes and then went in the house with me and asked me for a comb and I gave her a comb and two hairpins to fix her hair.

Q. And she came out again? A. I don't know whether she came out again or not; but there was another woman came up for coal and wood and she says "Oh, here's MR. Donohue, hide Mrs. Donohue under the bed." Says I, "I'll have nothing to do with Mrs. Donohue."

Q. Was Mrs. Donohue standing at the coal box when you made that remark? A. No, sir; she was in the bed room.

Q. Did you see Mr. Donohue force open Mr. Reynolds front door? A. Yes, sir; with his knees.

Q. And how near were you to the front door ~~there~~ then? A. I was at Mr. Reynolds front door.

Q. Where was Mrs. Donohue then? A. I couldn't tell you---she was in our bedroom.

Q. She wasn't outside by the coalbox then, was she?

A. No. This was after she was outside by the coal box, when he asked me where was his wife and I said I didn't see her.

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Q. At the time he forced open the front door she wasn't at the coal box? A. No, sir; I couldn't tell you where she was. I think she ran out. I couldn't tell you whether she ran out or not.

Q. Did you see Reynolds strike Donohue with the club? A. Yes, in the hall, and he followed him to the foot of the stairs, and struck him on his arm and Donohue said "I'll fix that."

Q. Did he say "I'll fix that," or "I'll fix you."

A. "I'll fix that."

Q. Did you see Mr. Reynolds when he had his nose bleeding? A. No, sir.

Q. Did you see any marks on Mr. Reynolds' face previous to the clubbing? A. No, sir; only I seen Mr. Donohue; he had that cloth in his hand; he was wiping his head with it, which was all bleeding.

Q. I mean Mr. Reynolds? A. No, sir; I didn't see no marks.

Q. Did you see any light in the hall? A. No light in the hall at all. But there was a light in the front room.

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BY THE CORONER:

Q. What kind of light ? A. I think it was a lamp in the front room.

BY A JUROR:

Q. You say it was claimed just now that Mr. Reynolds got punched in the nose ? A. His son, Dannie, told me that he got punched in the nose.

Q. You didn't see any blood on Mr. Reynolds ?

A. No, I didn't see any blood on Mr. Reynolds.

BY MR. MITCHELL:

Q. Your memory is quite clear about Donohue being struck on the stairs by Mr. Reynolds, isn't it ?

A. He followed Mr. Donohue to the foot of the stairs and struck him across the arm. But he struck Mr. Donohue in the bottom of the head twice across the head, then he followed Mr. Donohue to the foot of the stairs and hit him across the arm twice.

Q. Now when he struck him those blows on the head, didn't the blood flow profusely ? A. Yes, the blood flowed from his ~~back~~ head.

Q. And with the cloth he had in his hand he was trying to stop the flow of blood ? A. Yes, he had

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that cloth in his hand when he came in the grocery store and asked to get out.

Q. Now his wife may have been outside near the grocery store, or in the grocery store, when Mr. Donohue went outside on the stoop and looked for the wife when the door closed on him, may she not? A. She was standing at the door and I went to the door and she says "Give me a comb," and I says, "There's a comb inside," and I handed her two hairpins.

Q. Is that door you speak of next door, ~~to~~ the grocery store? A. Yes, sir; she stood on the steps.

Q. She was outside of her own house? A. No, she was on top of the step.

Q. She wasn't in her own house? A. No, she wasn't  
BY THE CORONER:

Q. She wasn't in your house? A. No, she didn't come in that time, she came in the second time, when Mr. Donohue turned around to go in the door.

BY MR. MITCHELL:

Q. Now when Mr. Donohue went to Mr. Reynolds door and got it part way open and put his knee in there,



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he said he wanted his wife, didn't he? A. I didn't hear him say that.

Q. You didn't hear him make any threat to Mr. Reynolds? A. No, I didn't.

Q. And Mr. Reynolds was at that time using his club on him? A. Yes. Donohue got between the door and Mr. Reynolds thought to shove him out and he hit him. I don't know where he hit him. Mr. Donohue pushed the door open and Mr. Reynolds ran to the table and Mr. Donohue ran to him and put his arms around his waist.

Q. After the door was opened, didn't Reynolds swing the club and hit Donohue just as the door was opened?

A. No, Mr. Donohue was between the door; he was half way in and half way out.

Q. Well, was it then that he received an additional blow on the head? A. I don't know where he hit him, but I knew he hit him twice in the bottom of the hall.

Q. And he was using the club as Donohue was trying to force his door open? A. That was before he had the knife. He wanted to follow Mr. Reynolds into the room.

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Q. After he got t' a knife and was trying to get in the door, did you see him then? A. I seen Mr. Donohue try to force his way in.

Q. Wasn't Mr. Reynolds hitting him then with the club? A. Yes, I seen him hit him once, but I didn't see him hit him no more.

BY A JUROR:

Q. You claim that you saw Mr. Donohue have the knife, do you? A. Yes, he had it up his sleeve.

Q. Did he have this knife before Mr. Reynolds clubbed him? A. No, he didn't have any knife in his hand. He was only in his nightshirt and drawers. He had nothing in his hand when him and his wife came down stairs together.

BY THE CORONER:

Q. It was after he got clubbed that he went upstairs and got the knife? A. It was after he got clubbed he went upstairs. He didn't go to Mr. Reynolds' door but he went upstairs and staid about two seconds and then he came down stairs and forced the door open. Then he had the knife.

Q. Can you show the Jury how you saw him have the

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knife? A. He had it that way (illustrating) and he had about that much of the point sticking out.

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

MR. MITCHELL: Now, your Honor will see that Donohue passed Reynolds' door going out and having the knife in his hand. It was after he had been struck with the club. He had even passed Reynolds' door when and made no attempt to break it in until he found that his wife was not where he supposed she had gone, outside, but thought she was then in Reynolds room, and, according to the young girl, it was then that he demanded his wife there; and he only took the knife, as your Honor will see, after he had been clubbed.

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L I Z Z I E F. B U N D E C E

sworn and examined.

BY THE CORONER:

Q. Where do you live ? A. 845 East 35th Street.  
I live on the Third story, front room.

Q. Did you see this trouble between Mr. Reynolds  
and the defendant, Mr. Donohue ? A. Last Friday  
night ten minutes past eleven I went in for coal and  
wood to Mrs. Lantry's grocery store and found Miss  
Spencer was alone. Her Aunt was down at the corner,  
on an errand I suppose. Finally I saw a man come out  
of Mr. Reynold's house with his undershirt and drawers  
on and I says "What's the matter, Annie ?" "Why," she  
says, I'm all alone in the store; won't you come back ?"  
I left the wood and coal home and I came right back  
again. I stood with the girl for a few minutes and  
finally says I, "What's the matter with that man ? Why  
he must be crazy from the way he acts."

Q. To whom had you reference ? A. Mr. Donohue.

Q. Do you see him in the Court room here ? A. I

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don't know the gentleman. I never spoke to him at all.

Q. Do you recognize him at all? A. I recognize him now from his appearance, but that is all. I never spoke to the gentleman, and I never spoke to the deceased.

Q. (Indicating prisoner) Is that the man?

A. Yes, sir.

THE CORONER: Arise, Mr. Donohue.

(The prisoner arose).

Q. That is the man, is it? A. Yes, sir.

So finally he came out in his shirt and drawers and I went back to the store the second time and staid with Miss Spencer, Mrs. Lantry's niece. He came out then and a woman came out and says I, "Aint that a terrible man; look at the way he goes in the Street, dressed like that." "Why," she says, "that's my husband." Says I, "Are you Mrs. Donohue?" "Yes," she says. "Well," says I, "you had better go in to Mrs. Lantry's and get under the bed from him; he's got a knife in his hand." So she went into the grocery store. Where she went I can't tell you, but it was me that ordered her in.

Q. Did you see the knife in Donohue's hand? A. Yes



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sir; he had it in his left hand.

Q. (Exhibiting knife previously identified) Is that the knife? A. The knife was this way (illustrating) in his left hand. I couldn't tell exactly whether that is the knife or not.

Q. Was it a knife something similar to that?

MR. MITCHELL: (Interposing) I guess there is no doubt, your Honor, but what that is the knife.

Q. ~~PROCEED~~ Proceed. A. So then he came right out and I got the woman, Mrs. Donohue, in and went into the store. He came right out on the sidewalk and put his knee right to the door and bursted in Mr. Reynolds' door.

Q. Do you mean the hall door? A. I mean the hall door.

Q. Leading from the Street? A. Yes, sir. And finally when he bursted in the door, he went upstairs and he came down. Annie Spencer and I stood in the hall and when I heard the rumpus inside I went to Mr. Reynolds' door and I looked in and I saw Donohue stab Mr. Reynolds with the knife, here (indicating) and here (indicating), and when I saw that I ran out on the

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Street and finally Mr. Reynolds came forward, with nothing in his hand at all, went out and fell right deliberately like that (illustrating) right on the Street, and I put my arm under him to lift him up and he said "I'm done." That is the last word he ever said. And I felt something hot upon my arm, never thinking the man was going to die; I never recognized it at the time at all, but I was all covered with blood. When that policeman there (indicating) came up I was trying to help him up on the sidewalk and couldn't. That is all I know about it.

BY A JUROR:

Q. When you saw Mr. Donohue with the knife in his hand was he trying apparently to hide it? A. He said he would fix somebody, and I believe he didn't mean to murder Mr. ----

Q. (Interposing) He didn't say who he would fix?

A. No, he didn't mention any name.

Q. Was the knife up his sleeve? A. He had it right this way (illustrating) on his left arm, just as I ~~xxx~~ showed you before.

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Q. He had nothing but his nightshirt on ? A. He couldn't hide it very well when he had nothing on but his shirt and drawers.

BY MR. MITCHELL:

Q. You are sure of one fact: that he had not the knife when he was outside and when the door closed on him ? A. He had not at that time, sir; decidedly not.

Q. I understood you to say that he did have the knife when he was outside and you saw it ? A. The second time, sir.

Q. He was outside twice, was he ? A. Yes, sir; he was out after his wife first and he asked me if his wife was there and I says "No, sir." Then I told the wife to hide under Mrs. Lantry's bed.

Q. Then he went in and went upstairs ? A. Yes, and when he came down again he had the knife in his hand and says, "I'll fix him."

Q. Did he go out of doors the second time ? A. Yes, decidedly; I seen him burst in the door and all about it.

Q. I mean the Street door. Did he go outside of

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the Street door the second time? A. He went out the second time and he had the knife in his hand and he asked me, "Is my wife there?" And I says "No, sir; she is not there." I was standing on the sidewalk, and it wasn't five minutes from that time until Mr. Reynolds was a corpse.

Q. Then he went to Mr. Reynolds' door looking for his wife there, didn't he? A. Yes, sir.

Q. And you heard him demanding his wife: "My wife is in there and I want her," didn't you? A. He demanded that before.

Q. Did he not the second time make the demand, saying "My wife is in there and I want her?" A. I didn't hear him say that at all.

Q. Did you see him have his knee, or part of his leg, in between the door and the case of the door of Mr. Reynolds' room? A. I seen him push back Mr. Reynolds sitting room door, and Mr. Reynolds crouched right back of the door and he stabbed him right here and here (illustrating).

Q. Did you not see Mr. Reynolds use his club on

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Donohue when Donohue had the door partially opened?

A. I did not.

Q. Then if his daughter, or a young lady, testify that they saw him use the club, that he did club Donohue, you didn't see it? A. I didn't see Mr. Reynolds---

Q. (Interposing) But you won't pretend to say that he didn't use the club then? A. I didn't see Mr. Reynolds use no club at all.

Q. No, club at any time? A. No; but I seen him cut with the knife. I testify to just what I saw.

Q. Madam, won't you kindly state whether you saw any wound on the head of Mr. Donohue at the time you saw him, or any blood flowing from any part of his head or face, covering his entire shirt front with blood, before he stabbed Mr. Reynolds? A. I saw the blood stains upon him. I didn't wait to look. I got so scared when I seen him use the knife that I cleared out in the Street, and I was lifting Mr. Reynolds up when the policemen came down.

Q. You have told us that. Won't you kindly tell us whether you did or did not see any cut or blood on Mr. Donohue's face, or any blood on Mr. DONOHUE's



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body before he stabbed Mr. Reynolds? A. Yes, he had; he had it from the right side of his head, streaming down.

BY THE CORONER:

Q. Then you did see blood on Donohue before he stabbed Reynolds? A. Yes, sir;

BY A JUROR:

Q. When you saw Mr. Donohue push in Mr. Reynolds' door were you in the Street looking through the hall door? A. I was in the hallway at Mr. Reynolds own door at the time I seen Donohue put the knife to him.

Q. Then his head could 't have been inside the door and his body outside? A. I was outside on the sidewalk when the man ran out and flung himself on the Street, and I had my arms around him trying to hold him up.

BY THE CORONER:

Q. But what the Juror wants to know is, did Mr. Donohue go into his room from the hall before he stabbed him? A. No, no; Mr. Reynolds clubbed him.

Q. I know; but did Mr. Donohue go into Mr. Reynolds room before he used the knife on Reynolds; did he go into the room, or ~~what~~ was it done in the hall?

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A. It was done in Mr. Reynolds' room.

Q. And you were standing, you say, in the hall at the time? A. Yes, sir.

BY A JUROR:

Q. Mr. Donohue went on to the sidewalk twice?

A. No, sir; I never said so, it was Mr. Reynolds, I said.

Q. I understood you to say Mr. Donohue went on the sidewalk in his drawers and undershirt? A. Oh yes; I beg your pardon.

Q. He went there twice? A. Yes, sir.

Q. Was it the first time he burst in the door, or the second time? A. The first time he came out and he bursted in the door and his wife was outside at the coal box and he asked me if his wife was there and I says "No, sir," and I made her go into Mrs. Lantry's grocery store and I told her to get hid under the bed he had a knife in his hand. He came down, and it wasn't six minutes until he had the man killed.

Q. Did he have the knife the first time or the second time he came out? A. The second time.

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Q. It was the first time he came out that he forced the door? A. Yes, sir.

Q. He didn't have the knife at the first time?

A. He did not.

Q. Were you in Mr. Reynolds' room at the time the stabbing was done, or out in the hall? A. I went in when I heard the rumpus, along with Miss Spencer, and looked in the door. The door was wide open. Mr. Reynolds was crouched back of the door at the time I seen Donohue stabbing him. I didn't see the clubbing affair at all.

Q. You saw it from the hall? A. I saw it with my own eyes. The door was open. I was as near to it as I am to that gentleman there (illustrating).

Q. It could not be possible then for Mr. Reynolds to hit Donohue with a club without your seeing it?

A. I didn't realize what the man was doing. I was afraid he was going to kill his wife first off.

BY THE CORONER:

Q. What the Juror wants to know is, did you see Mr. Reynolds strike Mr. Donohue with a club? A. I did not.

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THE CORONER: But she saw the blood on Mr. Donohue's face, where he had received an injury of some kind ?

THE WITNESS: And I seen Mr. Donohue stab him twice, here and here (illustrating).

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ORIGINAL**

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DANIEL REYNOLDS

sworn and examined.

BY THE CORONER:

Q. You are a son of the deceased, Peter Reynolds ?

A. Yes, sir.

Q. And you live at what number ? A. 341 East 35th Street.

Q. Did you see this trouble between Mr. Donohue and your father ? A. No, sir; I only seen my father hitting Mr. Donohue.

Q. Just tell the Jury what you saw ? A. I only saw my father hit Mr. Donohue when he was coming in the door, and when I saw that I ran directly up to 2nd Avenue and told Policeman Millhauser and another policeman, but I don't know the other policeman, and they came directly down, and when we were half way we heard screams of murder. I came before the policeman and the policeman came directly after me. I started from 2nd Avenue before the policeman.



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Q. You saw your father strike Donohue with the club, did you? A. Yes, sir.

Q. Where was Mr. Donohue when your father struck him with ~~the~~<sup>the</sup> club? A. He was half way in the door.

Q. Coming into your room? A. Yes, sir.

Q. And your father was trying to keep him out?

A. Yes, sir.

Q. Did you see him stab your father? A. No, sir; I was on 2nd Avenue at the time.

Q. You ran out to get an officer; is that the idea? A. Yes, sir.

BY A JUROR:

Q. Were you awake at the time that your sister woke your father to go upstairs? A. No, sir; but about two minutes after I woke up, when my father came down after getting hit upstairs.

Q. Did you see blood on your father's face?

A. Yes, on his nose, and he asked my sister for a warm rag and she gave it to him and he wiped his nose and went in the back.

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BY THE CORONER:

Q. Did he say who struck him? A. I asked him "Did anyone strike you Papa?" And he said "The man upstairs," and I said "For doing what" and he said "Just for going up there."

Q. Did he mention any name? A. He said Mr. Donohue.

BY A JUROR:

Q. Did your father have a club when he went upstairs? A. No, sir. My father only went upstairs once.

BY THE CORONER:

Q. Did you see him going upstairs? A. I seen him coming down, but I didn't see him going up.

Q. Could he go up twice without your knowing it?

A. No, sir; he didn't go up twice.

Q. Are you sure he didn't? A. Yes, sir.

BY MR. MITCHELL:

Q. How isn't it the fact that your father went upstairs once and came down, as you say, with a little blood on his nose, but he then took the club and went out of your apartments again? A. No, sir; I had

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the club in my hand at the same time I went out and rapped for the policeman. It was me gave him the club.

Q. Can you tell this Jury how Donohue received these blows from that club on his head before he went to your father's door if your father didn't strike him.

A. My father struck him just as he came in the door; he hit him twice.

Q. But according to the testimony of other witnesses here, it is to the effect that Donohue had cuts on his head and was covered with blood when he went to your father's door? A. No, sir.

Q. You say that is not so? A. Yes, sir.

BY THE CORONER:

Q. Will you tell this Jury whether Mrs. Donohue was in your father's rooms that night, or that afternoon, or any time that day to your knowledge? A. No, sir; I was to school.

Q. What time did you come home from school? A. Three o'clock.

Q. Did you remain in the house after you came home from school? A. Yes, sir.

Q. What time did you go to bed? A. About ten

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minutes to ten.

Q. From the time you came from school until you went to bed was Mrs. Donohue in your father's room to your knowledge? A. No, sir.

Q. Could she be there without your knowing it.

A. No, sir; for I was in the house all day.

Q. Then you tell the Jury that Mrs. Donohue was not in your father's rooms that night? A. Yes, sir.

BY A JUROR:

Q. You claim that you gave your father the club?

A. Yes, sir.

Q. Did you see your father go upstairs? A. He went upstairs without a club first.

Q. Did you see him going? A. No, sir.

Q. When and where did you give him the club? A. I gave him the club when he came down.

Q. And did he leave the room again after you handed him the club? A. No, sir; he stood at his own door.

Q. Are you positive he didn't go out of the room again after you handed him the club? A. No, sir; he did not.

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BY THE CORONER:

Q. You say you went out on the sidewalk and repped on the sidewalk with the club ? A. Yes, sir.

Q. Then you came back to the house ? A. Yes, sir.

Q. And gave the club to your father ? A. Yes, sir.

Q. Then where did you go ? A. Then I went directly for a policeman.

Q. Where was Donohue then ? A. Donohue was up at the head of the stairs.

Q. When you went looking for a policeman ? A. Yes, sir.

Q. Had your father clubbed Donohue at that time ?

A. No, sir; he didn't club him at all until he came down to his door.

Q. After you had knocked on the sidewalk with the club you came back and gave it to your father and then your father clubbed Donohue twice to your knowledge ?

A. Yes, when he came down and shoved in his door.

BY A JUROR:

Q. You claim you were at second avenue ? A. I went



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away just as my father hit him on the head.

Q. Where did he strike him? A. He struck him at the sill of the door, where the door closes. He had one foot inside and one foot outside.

Q. He was trying to get in your room when you left to call a policeman? A. Yes, sir.

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The Clerk here read the following Medical testimony by direction of ~~XXXXXXXXXXXX~~ the Coroner.

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M E D I C A L      T E S T I M O N Y.  
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"PHILIP E. DONLIN, M.D., being sworn, says: On September 21st, 1889, at 341 East 35th Street, I made a post mortem examination of the body of Peter Reynolds and found four stab wounds of the body.

The first stab wound was one inch in length, was seven inches to the left of the median line of the back, two inches behind and one inch over the crest of the illium. The direction was inwards, between the 11th and 12th ribs, injuring the small vessels and fat around ~~the valves of~~ the left kidney.

The second stab wound was one inch in length, was 7 inches to the left of the anterior median line and between the 9th and 10th ribs. The direction was backwards and inward through the diaphragm, into the thoracic cavity.

The third and fatal stab wound was one inch in length about 4 inches to the right of the median line anterior. It entered between the 2nd and 3rd ribs. The direction

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was inward and downwards passing through the inner border of the upper lobe of the right lung, through the pericardium and passed into the aorta about an inch above its junction with the heart, making a gaping wound about an inch wide.

The 4th wound was one inch in width along the upper border of the right clavicle over its outer third. The direction of this was downwards and inwards into the thoracic cavity into the apex of the right lung and wounding the tissues behind the trachea.

The other organs were normal.

Death is due to shock and hemorrhage from stab wounds of the aorta and right lung.

P. E. DONLIN.

There were several small contusions from the size of a pea to a pea-head over nose and forehead. "

-----  
MR. MITCHELL: I would like for the Jurors to see the scalp of the prisoner.

THE CORONER: Very well. It has been admitted, counsellor, by all the witnesses that Mr. Reynolds clubbed the defendant.

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MR. MITCHELL: The places I want them to see are directly over the brain.

(At this point the bandages were removed from the head of the prisoner and his wounds were inspected by the Jury.)

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C H A R G E.

THE CORONER: Gentlemen of the Jury, the testimony of Dr. Donlin, who made the autopsy on the body of the deceased, closes the evidence in this case. That is all the evidence we have to lay before you. The evidence is all fresh in your memory and it is hardly necessary for me to say more than a very few words in the matter.

You are now to be the sole judges in this case whether Mr. Donohue had sufficient provocation to use a knife on Mr. Reynolds, which caused the death of the deceased by the wounds received. I would simply ask you gentlemen, to view the evidence carefully and to bring in

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a written verdict in accordance with the evidence before you. When you do that, gentlemen of the Jury, we have performed all the duties and functions imposed upon us. It is your duty as Jurors in this case to bring in a verdict in accordance with the evidence before you, as to whether Mr. Donohue was justified in stabbing Mr. Reynolds, or whether Mr. Reynolds was justified in using the club on Mr. Donohue in trying to keep him out of his room. You will perform your duties as good citizens by bringing in a verdict in accordance with the evidence before you.

At this point the Jury retired and after some time spent in deliberation returned and submitted the following

V E R D I C T.

"We, the Jury, find that Peter Reynolds came to his death at 341 East 35th Street on Friday night, September 20th, 1889, between 11 and 12 o'clock, by stab wounds from a knife at the hands of Florence J. Donohue.

ADJOURNED.



POOR QUALITY  
ORIGINAL

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Court of General Sessions. Part I.

-----x  
The People of the State of New York, :

--against--

~~Florence~~ DONOUGHUE . :

B e f o r e ,

Hon. Frederick Smyth

and a Jury.

-----x  
Indictment filed November 27th, 1889. Indicted for  
Murder in the First Degree.

New York, January 15th, 1890.

APPEARANCES: For the People, Assistant District Attorney  
V. M. Davis.

For the defendant, Mr. Peter Mitchell.

The Jurors were called, examined and sworn.

MR. Davis opens the case for the People.

A n n i e R e y n o l d s , a witness called for the  
people, sworn and examined.

I live at 341 East 35th Street in this City. The de-  
ceased Peter Reynolds was my father. Besides myself  
there lived in the same house my four brothers and two  
little sisters and a girl names Sadie Furphy. It was a  
three story brick tenement house between Second and Third  
Avenues. The defendant Florence Donuoghue with his wife  
and four children lived in the first floor above our  
apartments. Our apartments consisted of four rooms; a front  
room, two bedrooms and kitchen. On the 20th of Septem-  
ber 1889, my father and the rest of the family retired at  
ten o'clock. My father slept in the bed room nearest the  
front room, and I slept with my two little sisters in the  
bed room nearest the kitchen. At about eleven o'clock

**POOR QUALITY  
ORIGINAL**

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I was awakened by hearing a noise up stairs. I listened for a while and then I called my father. My father got up and ran out of the front room door and up stairs. I remained in my own room. I heard some noise out on the stairs and in a few minutes my father came back. When my father returned he had his hand to his nose as though someone had given him a punch or struck him with something in the face. He came into the kitchen and got some <sup>lukewarm</sup> ~~lukewarm~~ warm water and washed his face with it. In a short time there was a noise as if some one pounding on our front room door. My father put on his trousers and went to the front door. As soon as he opened it the defendant put his shoulder inside of the door. I heard him say something to my father. My father said to him, "you are nothing but a wife beater". My father then came in and shut the door and the defendant still remained hammering at the door. I heard the defendant, Mr. Donoughue call out that he wanted his wife. My father did not answer him at once, but finally the hammering became so loud that my father came into the front room and opened the door. When he opened it I saw the defendant Donoughue there again. My father had a club in his hand, he struck Donoughue over the head. Donoughue demanded his wife again and my father said his wife was not in there and he hit Donoughue on the head with the club. There was some scuffling in the hall and that was the time the clubbing was done, before the stabbing. My father did not answer Donoughue when he said he wanted his wife, but struck him over the head with the club and

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told him to go up stairs. Donoughue started to go up stairs and ~~then~~ went. Before he went he said, "I will fix you". I think my father struck Donoughue on the head twice with the club. In a few minutes Donoughue came down again and came to our front room door. My father was still at it and as soon as Donoughue appeared he made a dash at my father with a knife. My father retreated behind a little parlor table which we had and Donoughue stabbed him with the knife seven times in the back while my father was ~~xxxx~~ leaning across the table. At this time my father did not strike Donoughue at all with his club or with his hand. My father was in the corner leaning over the table exhausted, at the time Donoughue stabbed him in the back. As soon as Donoughue had stabbed him seven times, he ran out and ran up stairs. I did not see him after that at all until he was arrested and in charge of the police officer. My father never spoke after he leaned over the table and was stabbed. I attended his funeral. He was burried in Calvary Cemetery.

C R O S S     E X A M I N A T I O N :

I was examined as a witness before the Coroner. I told the story to him the same as I have told it now. I repeat as I said before, that my father was lying asleep in the room next to the parlor. I could not tell you how far my father went up stairs when he left our apartments the first time. I could not tell whether he went up stairs at all, as I never followed him at all in the hall. He was gone about five minutes when he came back and his nose was bleed-

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ing. I don't know who it was that struck him in the face. My father remained in the kitchen about five minutes, washing his face. I did not see my father go up stairs at any time. He didn't get the club until he had finished washing his face and he heard the noise at the front door. I did not see my father strike Donoughue very hard, I thought he only hit him a little. I saw my father stabbed by the defendant at least five or six times. The statement that I made before the Coroner is correct. It is the same statement I have made here. If I did not testify there that I heard the defendant use the words, "I will fix you", it was because I forgot them at the time.

S A D I E F U R P H Y, a witness, called for the people, sworn and testified.

I live at 694 Second Avenue in this City. On the 20th of September 1889, I lived in the same house with Miss Reynolds, 341 East 36th Street. I was sleeping with her on the night when her father was killed. I was awakened at about eleven o'clock by hearing a noise as if someone was rapping at the front door. I heard Miss Reynolds call to her father to get up. I saw Mr. Reynolds go to the front room door to go out. In about five minutes he came back and I saw him in the kitchen washing his nose with a rag. I could not tell where he went to. While he was washing himself in the kitchen a noise came at the front door again. Mr. Reynolds put on his trousers and went out. When he got to the front door I heard a voice ask if his

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ORIGINAL**

0994

wife was in there and Mr. Reynolds told him that she was not and that he was nothing but a wife beater. Mr. Reynolds then came in side and locked the door. I saw him go and get the club. There was a noise again at the front door and Mr. Reynolds went to it. I saw the defendant get his shoulder inside the door and kept pushing as though he wanted to get inside the room. I saw Mr. Reynolds strike him with the club and I heard the defendant say, "I will fix you".. Afterwards I saw Donoughue come to the door with a knife and stab Mr. Reynolds in the back. I saw Mr. Reynolds retreat behind a small marble table in the front room and while he was leaning over that I saw the defendant stab him in the back at least four times. I went out and I saw the defendant go into the store next door to the house in which I lived. I attended the funeral of Mr. Reynolds, he was Burried in Calvary Cemetery.

C r o s s   E x a m i n a t i o n :

I was living with Mr. Reynolds family at the time he was killed. I slept in the same room with Annie Reynolds.

P H I L L I P   E . D O N L I N , a witness called for the people, sworn and testified:

I am a physician and surgeon and Coroner's physician. I was called upon in my official capacity on the 21st day of September, 1839, to make an autopsy on the body of one Peter Reynolds at 341 East 35th Street, in this City.



**POOR QUALITY  
ORIGINAL**

0995

I found four stab wounds on the body of the deceased. The first wound was in the small of the back about seven inches to the left of the median line. I found another one about two inches above the first and towards the prominent part of the hip bone. One of the wounds was an inch in length and seven inches in depth. I found still another wound between the eleventh and twelfth rib. I found still another wound between the ninth and tenth ribs. The direction of these wounds was inwards and down-wards. One of the wounds severed the aorta, the principal blood vessel of the body. The cause of death was hemorrhage caused by these various stab wounds.

C r o s s • E x a m i n a t i o n :

I have been a Coroner's Physician since 1879 and I have made during that time very many autopsies. I have examined at the request of the counsel the skull on the head of the defendant this morning. In my opinion it was caused by a club or something sharp. By a club or some sharp instrument. The bones of the skull are very sensitive and if a wound is inflicted it has some effect upon the brain. The first effect of a blow on the head with a club would be to render the person unconscious from the shock. The second effect would be if the blow was not sufficient to produce concussion or partly stun the person, the effect would be to throw a person into a rage; ordinarily. Blows on the head with a club have been known to make one frenzied and temporarily insane.

**POOR QUALITY  
ORIGINAL**

0996

C r o s s   E x a m i n a t i o n   o f   S a d i e   M u r p h y : ) continued

I reside with my mother now. During the time that I resided with Mr. Reynolds' family I never knew of his having trouble with the defendant. I testified before the Coroner. I make the same statement here now that I made before the Coroner when I was examined, I testified that I heard some one use the words, "I will fix you". I heard the defendant Donoughue come to the door and ask Mr. Reynolds for his wife. Mr. Reynolds told him his wife was not there. I saw the defendant outside in the street after he had done the stabbing. He was trying to get into the next house. I noticed the condition of the front door of Mr. Reynolds house. One of the panels was broken.

A n n i e   S p e n c e r , a witness for the people, sworn, testified:

I live at 339 East 35th Street . That is next door to 341 where Mr. Reynolds' family lived on the 20th of September. I lived there nine years. I knew the deceased and his daughter Annie. I recollect the 20th of September I saw the defendant while the fighting and quarreling was going on. His wife was in our store early in the evening and I heard the defendant at that time quarreling with his wife. At about ten ten minutes to eleven o'clock I heard some noise up stairs in Mr. Donoughue's apartments, and in a short time I saw Mrs. Donoughue come down and stood in the hall. I stood there with her for quite a time. The first thing I saw was Mr. Reynolds' son Danny come out and rap a club on the street three times. I asked what was

**POOR QUALITY  
ORIGINAL**

0997

the matter. He did not give me any answer. Then in a short time afterwards I heard cries up stairs on the first floor. I did not see anything at that time. After Dan Reynolds had knocked on the flag stones with the club he went inside and shut the door after him. I heard Mr. Reynolds tell the defendant Donoughue to go up stairs and not make any more noise. Then I heard Donoughue say to him, "Get out of here", in an angry tone. I heard Mr. Reynolds say I don't want any more noise here because I have a sick child. Mr. Donoughue went up stairs and in a short time came down when he struck Mr. Reynolds. Mr. Reynolds struck him twice on the head with a club and then Mr. Donoughue ran up stairs again. Mr. Reynolds followed him to the foot of the stairs and struck him across the arm with the club. I heard Donoughue say, "I will fix that". Donoughue came down again and went to Reynolds door and Reynolds came out and again struck him with the club. I saw Donoughue come out of the room a short time after and come into our store. He asked if I saw his wife and then he asked me if he could get out of our back window and get into his house that way. I told him I would not let him go out that way. I saw blood on his hands and there was blood coming from his head when he walked into our store. I saw Donoughue run after Mr. Reynolds, and when he got into the corner stab him twice. After he had done this, he ran out into the street into our store. I did not see Mr. Donoughue after that on that night.

**POOR QUALITY  
ORIGINAL**

0998

C r o s s   E x a m i n a t i o n .

When I first saw Donoughue on that night he was quar-  
reling with his wife in the hall. I did not see him hit  
his wife, but saw him call her names. I am positive I  
saw Mr. Reynolds strick Donoughue on the head. That I  
saw blood flowing from his head. When Donoughue came into  
~~entr~~ our store the first thing he asked was if his wife  
was in there. I saw the knife with which the stabbing  
was done in Mr. Donoughue's hand. I saw the defendant  
Donoughue put his shoulder to the front door of the house  
and try to return after it had been locked by some one  
inside. I could not say what became of the club with  
which Mr. Reynolds struck Donoughue.

D a n i e l   R e y n o l d s , a witness, called for the  
People, sworn and testified:

I lived at 341 East 35th Street. I now live at  
285 Bedford Avenue, Brooklyn. The deceased Peter Reynolds  
was my father. On the night on which he was killed I was  
sleeping in the same room with him. I went to bed at about  
half past nine o'clock. I was awoken<sup>ed</sup> at eleven o'clock  
by hearing a noise at our front door. I went into the kit-  
chen and I saw my father and sister there. My father was  
washing his nose with a rag. My father told me to take the  
club down and go out and rap it on the side walk. I went  
out and rapped, but when I came back I handed the club to  
my father. Just then there was some noi se at the front  
~~rear~~ room door and my father took the club from where it

**POOR QUALITY  
ORIGINAL**

0999

was hanging and went into the front room. I saw the defendant Donoughue standing at the front room door when my father opened it. Then I saw him run up stairs in the rooms and saw him come down again. He tried to burst in our door and my father struck him over the head with his club. I went out into the street and called a policeman. When I got back I saw my father lying there dead. The defendant Donoughue appeared to be quite angry on this night.

**C r o s s - E x a m i n a t i o n :**

When father first left the room I was in bed. I did not hear the noise at all. When I woke up I found father washing. Of course I did not know what occurred between him and Donoughue when I was asleep. When I got up I seen father in the back room. I seen blood on him and I got the club and went out and sounded it. Father did not have the club in his possession before I got it. I found the club in the bed room hanging on a rack that was the usual place to keep it. I don't know how long father had it, but I seen the club there. All I know about it is that I found the club hanging there and I took it and went out and rapped with it. When I came back I gave the club to Father and he laid it on the bed. I testified before the Coroner's Inquest that I gave father the club. I also said that father went up stairs with the club. Now I say I was ~~at~~ asleep when he first went up. When I woke up father was in the back room. He had been out of the room. At least that is what my sister told me at that time. At that time



**POOR QUALITY  
ORIGINAL**

1000

father did not club him until he came down to his door. I went away just as my father hit him on the head. My father did hit him on the head before I went to Second Avenue to look for a policeman. I saw him when he was striking him. I did not see blood flowing from Donoughue's head. On Re-direct examination by Mr. Davis, I did say before the Coroner's Inquest that I did not see him go up stairs, because I was asleep at the time. The club was hanging on the rack as I said where I found it and that is the reason I concluded he went up stairs without the club. I don't know what took place up stairs while I was asleep. The reason I said he did not club him before was because I had had the club with me myself. Father lived in 35th Street between First and Second Avenue. My father's house was on the up town side. When I went into the front hall door to go to father's room I was on the right hand side. There was a room there with an arch and then there was a bed room back of the front room which had sliding door in it and then there was a kitchen. The club was in the bed room next to the kitchen. I found the club hanging up on one of the racks in that room on the Second Avenue side. Father had to pass the room where the rack was when he had to go through the room to the kitchen to wash his nose. He could have taken the club off the rack and put it back as he pleased.

A n n i e S p e n c e r , re-called:

Mr. Reynolds' lived next door to my house. It was up town side nearest first Avenue. Between first and Second.

**POOR QUALITY  
ORIGINAL**

1001

I was standing near Mr. Donoughue when he was trying to push open the door. He had his right shoulder in and I was behind him. Mr. Reynolds struck him on the left shoulder with the club. At that time he was so that his left shoulder was in so that he could strike him.

Isaac Milhauser, a witness for the people, sworn, testified:

I am an officer of the 21st Presinct Police. I was on the 21st of September on post between six and twelve o'clock. My post was in East 35th Street, from the Park through from 35th street on the East side. I know where the premises 341 East 35th Street are. That was on my post that night. I was called to those premises by a boy whose name I do not know. Officer Hand was with me. When I got there I found a man lying on the street in front of the premises between the gutter and car track and I saw a crowd standing in front of the door. Some of the crowd was hollowing and said he lived up stairs, I said who, and some of the crowd said the man that stabbed that man. I proceeded to go up stairs and went into the front room and found the door partly open. About an inch. I went in the door and was followed by Officer Hand. There in one of the rooms I found Donoughue standing facing me, as I came in. He was pretty well covered with blood from head to feet. Feet hands, underclothes and stockings. I asked if he stabbed the man down stairs and he said I did. I asked what did you stab him with and he replied with a knife. I asked where is the knife and he says, I don't know I think

**POOR QUALITY  
ORIGINAL**

1002

I threw it down stairs. I ordered him to put his clothes on as he was in his underclothes at the time. At the same time I ordered officer Hand to stay with him while I searched for the knife. I saw clothing lying in the room spotted with blood which I have here. I searched and I went into the closet and I found two bread knives and I took them to the light where the prisoner was with the officer. I found one clean and the other streaked with blood. I put the clean one back the other one I took over and I asked the defendant if that is the knife he stabbed the man down stairs with and he said, "that is the knife". He then finished putting on his clothes and I took him to the station house. I identify the knife in Court as the knife the defendant said he stabbed the deceased with. At the time I brought the defendant down stairs the deceased was still lying in the street in the same position as far as I could see. He was still motionless. I took Donoughue down to the station house and then brought him back afterwards as I was ~~afraid~~ afraid to take him in front of the door because of the crowd there and I thought the best thing to do was to take him back to the station house as they would mob him. I saw the deceased in a sitting position up against the wall of the house. Doctor Shears came there about the same time as I did. He put his hand on the man's ~~heart~~ left breast. I then whispered to the Doctor and asked him if the man was dead or not without asking it aloud to the crowd as some said hang him. He whispered that he was and I took Donoughue back to the station house.

~~Sargxxx~~

**POOR QUALITY  
ORIGINAL**

1003

Sergeant O'Brien was at the desk at the time. The Captain was at the door at the time and followed us in and took charge of the case. Captain Ryan this was. I was then sent down to 341 to take charge of the body. I refused to go first until the prisoner was locked down stairs. The Sergeant insisted that I should go and I left the prisoner there in charge of the officers. I don't know who they were and I went back to the house to get what evidence I could. Going back to the first instance when I went into the house. I found the prisoner standing in his room with his back turned, in his underclothes. In a straight standing position. His head, face clothes being bloody at different parts. As I approached him I asked him the questions that I have stated. On the way to the station house I asked him why he committed the crime. He said that night he had been out and came in at about ten o'clock. His wife wanted some groceries and he gave her some money, about 45 cents I think he said. She did not return as quick as he thought she should and he went to hunt for her and found her standing in the hall way at Reynolds door and that Reynolds door was partly open. And he stated also that he thought his wife came from Reynolds room and he upraided her for it and in his quarrel with her Reynolds came out and interfered. and that is all he stated to me. Can't recollect anything else at the present that he said. On his way down from his room he seemed to be rather afraid that some of the people outside would mob him.

**POOR QUALITY  
ORIGINAL**

1004

C r o s s   E x a m i n a t i o n .

He didn't say anything about doing it in self defence. But he said he had to do it. Didn't say that he was clubbed. . I was examined before the Coroner! I believe then that I said that the defendant told me that he had to do it. I told the Coroner all that I remembered. The defendant did not make any denial of the act. Admitted that he used the knife. I am not a judge of the fact as to whether he was confused or laboring under great excitement at the time. I have stated that he kept very calm. Whether he was excited or not, I do not know.

JOSEPH A. SIEARS, a witness for the People, sworn and testified:

I am a physician and surgeon and was such on the 20th of September, 1889, at an office at 323 E. 25th. I know the premises 341 E. 35th St. I was there on the 20th of September last between 10 and 12 o'clock. I was called there to see a man who was stabbed. I found a man sitting in front of his house on the sidewalk with his back braced against the wall, and he was supported by another gentleman on one side. I felt his pulse and put my hands in the region of his heart thinking I could get some heart beats, but the respiration had ceased and I pronounced the man dead.

THOMAS H. RYAN, a witness for the People, was sworn and testified:

I am a captain of the Municipal Police attached to  
15  
the 21st Precinct and was such on the 20th of September, 1889.



**POOR QUALITY  
ORIGINAL**

1005

On that night I was standing outside on the street and I saw the prisoner taken to the station house by the officer and I then went in and took charge of the case. I talked to the prisoner, reducing the conversation to writing. I have since lost the written instrument and I believe some of the reporters got hold of it and took it away, but I recall every word of it. I asked the defendant if he used this knife on Mr. Reynolds, showing him the knife the officer produced, and he said, yes, he did. I asked him how he came to do that, what was the cause of his using the knife in such a manner. He said, "I went to bed. Before I went to bed I gave my wife some money to go out to make purchases but after I had been in bed some time I felt uneasy, or something to that effect, because of my wife staying out so long. He said he went out into the hall and looked downstairs and saw his wife coming from Reynolds's door. He said he accused her of coming from Mr. Reynolds's room. He said she was somewhat intoxicated and had a bottle of whiskey with her, and he got angry and spoke angry to her, and spoke loud, and then, he said, Reynolds came up and abused him and then he got a knife and went after Reynolds,; that Mr. Reynolds was downstairs and his wife went after him, and he followed her down. He thought his wife was in Reynolds's room, he went to the door, and then Mr. Reynolds came to the door with a club and then he used the knife on him. Mr. Donoghue was quite sober and appeared to be not at all intoxicated.

**POOR QUALITY  
ORIGINAL**

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CROSS EXAMINATION:

He didn't say he went down after Mr. Reynolds alone, but that he went down after both. He didn't say that he went for Reynolds separately, but that he went for them both.

ELIZA DONOGHUE, a witness for the People, was sworn and testified:

I lived in 341 E. 35th St., but now I reside at 506 W. 29th with my father-in-law, the father of the prisoner, and I have been living with him since my husband was arrested, my husband being the defendant. I recollect the 20th of September, 1889; I was living on the second floor of 341 E. 35th St. at that time, one flight up. I was living with my husband and four children, being there from the 1st of April. My husband lived there one month before that with my children, but I wasn't there. I remember the day I arrived at the house. When I came home there was nobody there at ten o'clock in the morning. The door was locked and I could not get in, but subsequently when the children came home from school I was admitted, that was about half past eleven, and then I went in my own room.. I saw my husband that day about three o'clock, and I had a conversation with him. He asked where I had been for a month, and I told him I had been living out. He had his dinner, and the woman who used to come to take his clothes to the laundry came in to take his shirts, her name was Annie Downing, When she came in I said to leave the clothes there as I was there myself and could wash them. I had no quarrel with the woman at all, and there was no woman living with my husband. I saw Mr. Reynolds that night in the cellar where

**POOR QUALITY  
ORIGINAL**

1007

he came with a lantern to do something. I saw him after that about 9 o'clock and also 11 o'clock, when he came up to our own room. Prior to that I had a quarrel with my husband when he came home to his supper. After eating his supper he went to bed, and I owed a bill in the grocery store of seventy cents, and he gave me seventy-five cents telling me to take it down and pay it; I took it down and paid it and when I came back my husband was in bed. I then took a bottle and went down stairs and got whiskey or brandy, I think it was brandy. I came back and went out in the yard, and when I was coming up stairs, my husband was looking over the banisters. Mr. Reynolds's door was partly open, leading into his front room, and when I came up my husband said he had been watching a long time and had caught me at last, and he grabbed me by the shoulder saying, "You are after coming out of Reynolds's room." I told him no and he said "Yes, you are, look back and see his door open, and he then shoved me against the banister. He ordered me to go into the room and asked me where I got the brandy. I told him in the liquor store. He said I didn't get that kind of a bottle in the liquor store, it was a syrup bottle. So during the quarrel Mr. Reynolds came up with a club in his hand. My husband didn't do anything to me while I was in the room, but scolded me about being in Mr. Reynolds's room. But his talk was pretty loud. The children were asleep in bed, and one of them did not say, "Papa, do not kill Mama," but there was a cry when I was downstairs, although I didn't hear any child crying.

**POOR QUALITY  
ORIGINAL**

1000

CROSS EXAMINATION:

My husband was working at Manhattan Beach all summer until the 15th of September, and he had just returned from the beach a couple of days. I have had five children by my husband, one is dead and four living, whose ages are eleven, eight, four and five. Sometimes Mr. Reynolds use to come for the rent and sometimes one of his boys came for it. He used to tell one of his boys to send me down about the rent. I went down and he then spoke about the rent and sometimes I didn't have it on the first of the month. He was very particular about it and he asked a couple of times if the boss had come home yet. When my husband came home he asked if Mr. Reynolds had been there yet for the rent, and I said no. He said it was strange, and I said he had got very nice lately and didn't press us for the rent. Sometimes when I was at the front door Mr. Reynolds would send his oldest girl out for me to go in, and in response to the invitation I went, but I could not tell how often. Generally Mr. Reynolds was in the kitchen when I went in. Sometimes he was there alone, sometimes the boy would be there. Occasionally the visits would be in the night. Mr. Reynolds never invited me to take any drink or anything else in his premises. He never made any immoral proposals to me and never attempted to caress me. I had told my husband about Mr. Reynolds becoming very nice regarding the rent. When I came upstairs and Mr. Reynolds's door was partly open I was near it when my husband saw me: I am positive this door was open. When Mr. Reynolds came up he had red flannel shirt and red flannel drawers on, and that is all. The club now shown me looks like the one Mr. Reynolds had when

**POOR QUALITY  
ORIGINAL**

1009

he came up. He called my husband a woman beater, but I did not hear my husband answer him by saying he was a whore-master. Mr. Reynolds pushed the door open and said, "Donoghue, stop this noise," my husband said, "Go downstairs, Reynolds, you had my wife in your room just now with you." And Reynolds said, "You are nothing but a woman beater." My husband said, "That shows that Reynolds came up to take your part," and he then ordered Reynolds downstairs, saying, "If I am a woman beater, she is my wife, and I am not beating her at all I am only speaking to her about you, and you had better go downstairs." My husband then went to the door and said, "Downstairs," whereupon Reynolds struck him with a club and I ran downstairs. The blow sounded terrible on my husband's head, and blood flowed from them, and when I seen the blood it frightened me, and I went downstairs; so did Mr. Reynolds. The reason I didn't do anything for my husband was because I was too frightened.. Mr. Reynolds went into his room. My husband had not touched Reynolds until he struck him with a club. I stood in the back of the hall downstairs hidden from the light, and my husband came down after me. He went to Reynolds's door and said, "You have my wife there, give her out to me," and Mr. Reynolds said, "No, I know nothing about the woman." He said, "You do, and if you don't give her out to me I will go in and pull her out." Mr. Reynolds then took the club and struck my husband three times on the head. I went to the front door, put the latch back, and I thought my husband had gone to bed. The reason I put the latch back was because I thought <sup>i</sup> could come back when my husband was asleep. I went behind the coal box in the store and there were two



**POOR QUALITY  
ORIGINAL**

10 10

women there, one a Miss Spencer. My husband came down to the street and looked all over for me. My husband asked Annie Spencer if he could get into the house through the store. She replied that there is no way, and he turned back into the street. From that time I know nothing else until I heard the cries. My husband was engaged as a florist by Mr. Corbin on the Reading Railroad. My husband always brought home his money. He is a man of sobriety and has always retained his position. He might occasionally take a glass of beer. He was always good to me except when I drank something and then he would scold me, but if I did not drink he was always kind and good.

**REDIRECT EXAMINATION:**

On one or two occasions he shoved me but did not beat me. I have often got a black eye myself, but never from him. Whenever I had too much drink I would fall down and then hurt myself. Since my husband's arrest I have drank some, but not to get drunk, and my mind is quite clear of the occurrence that took place that night. I went out to get the brandy that night for myself, and as I came upstairs with it, my husband upbraided me and pushed me against the banisters. I told him distinctly that I had not been in Mr. Reynolds's room. I remember testifying before the coroner that my husband pulled me into the room and said this was the last time I should ever go there again, but he did not beat me. I did not say before the Coroner that he commenced beating me after scolding me. I remember saying that Mr. Reynolds said to my husband that he must stop making such a noise, that he is a woman beater,

**POOR QUALITY  
ORIGINAL**

10 1 1

my husband said to Reynolds to go downstairs and mind his own business, that he was paying rent for those rooms. Mr. Reynolds struck my husband before he went down the first time. I do not remember testifying before the coroner that he went down without striking my husband. But I might have said it. If I did say so, I said what was wrong because he did strike my husband. When Mr. Reynolds came up he had a club in his hand, but he might have had the club when he stood at his door. My husband said to me "You can go downstairs with him now, as you are after coming from him," and my husband caught me by the hair as I started to go downstairs, and Reynolds said, "Donoghue, didn't I tell you to stop. You will not be allowed in the house," and he used some vile words to him, and then lifted the club and struck my husband twice. I didn't see my husband have any knife in his hand. The reason I ran downstairs was because I was afraid my husband would commence to scold me again, and when I saw my husband at Reynolds's door the second time I was too frightened to call out and let him know I was in there. When I was in Mrs. Langtry's store I sat on the edge of the bed and not under the bed. If there had been no trouble and I was not frightened at the sight of the blood I could have applied my reasoning powers and helped my husband.

**POOR QUALITY  
ORIGINAL**

10 12

D E F E N C E .

FRANCES B. FIELDS, a witness for the defendant, sworn, testified:

I reside at No. 14 W. 36th St. I am a widow lady with four children. I have a city house and a country home. I have known the defendant Donaghue eight years. He has taken charge of my plant and flowers both at my city and country house. His character both for peace and quietness is the best.

HENRY SEEBACH, a florist, also testified to the good character of the defendant.

HENRY BUTLER, CHARLES F. KLUMBER, DUNCAN McPHERSON also testified to the good character of the defendant for peace and quietness.

FLORENCE DONOGHUE, the defendant, sworn, testified:

I am thirty-eight years of age and have been in this country fifteen years. I am a Florist by occupation and have been employed by different people in this city and by Mr Corbin of the Long Island Railroad Company. On the day of the killing of Mr. Reynolds I went down town and visited several people. I stopped in at the Astor House to see my brother and went uptown with him. I went home at about nine o'clock. When I got into the house my wife asked me if I would have supper, and I told her I didn't care about any. She asked me if I would let her have sixty or seventy cents as she wanted to pay the grocery woman some money. After a short time I went to bed and my wife was

**POOR QUALITY  
ORIGINAL**

10 13

out in the hall. She went downstairs and when she came up I accused her of being with Mr. Reynolds in his room; she said she had not been in there. She had a bottle of whiskey in her hand and I told her she had got that from Mr. Reynolds. Then I began quarrelling with my wife, and in a few moments Mr. Reynolds came up and said, "Stop this noise here." I said, "I have paid for these apartments, and I don't want you to come between me and my wife. You have had here in the room there now." He went downstairs and returned in a few moments with a club and struck me over the forehead with it. I tried to prevent him from striking me a second time, but he raised the club again and knocked me against the wall with it. When he got downstairs he said, "I will go up there and kill you, you woman beater." My wife was downstairs at this time and I went down to get her. Before I went I picked up a bread knife which was lying on the table in order to defend myself against Mr. Reynolds's club. I went out on the street looking for my wife, and as soon as I got out the street door was closed behind me. I tried to get in, but someone locked the door. I then put my shoulder to the door and forced it in. As soon as I got inside the door Mr. Reynolds struck me over the head several times with the club. I had this knife in my hand and was almost crazy from the blows which he struck at me; I raised my arm wildly to protect myself, and Reynolds and I stumbled together into his room. I do not know how many times I stabbed him. I have no recollection whatever of stabbing him in the room. I never made any threat in my life against Mr. Reynolds. I did not stab him until after I had been struck over the head

**POOR QUALITY  
ORIGINAL**

10 14

with the club several times. I went to the station house and made a statement to the captain, but I do not recollect exactly what it was. I had no intention of killing Mr. Reynolds. Since the day of this occurrence my head has been very light, and I have suffered considerable from the effects of the clubbing I received. I have no recollection whatever of stabbing Mr. Reynolds in his own room.

**CROSS EXAMINATION:**

I went downtown that afternoon to see the vice president of the Reading Railroad Company. On the way home I visited my father's house and had a cup of tea there. I drank two or three glasses of beer during the afternoon, but I was not under the influence of liquor. There was another gentleman with my brother and myself when we went uptown. When I got home my wife told me she wanted to pay a bill to Mrs. Langtry who kept a grocery store next door to our house. My mother was stopping in the house with my wife, and on that account I told my wife I would sleep in the bed with the children. It was after my wife returned from downstairs with a bottle of whiskey that I began quarrelling with her. While my wife was downstairs I got out of bed and looked down and saw her walking away from Mr. Reynolds's door. I supposed from that that she had been in the room with him, and as soon as she came upstairs I quarrelled with her, telling her that I had seen her coming out of Reynolds's room; it was while we were quarrelling that Mr. Reynolds came up and told us to stop the noise. I was quite angry on account of his interference between myself and my wife. Some very angry words passed between my-



**POOR QUALITY  
ORIGINAL**

10 15

self and Mr. Reynolds. Mr. Reynolds stayed up on my floor about three minutes the first time he came up. He said to me, "You are nothing but a woman beater", and I told him he had no right to interfere between a man and his wife. Then Reynolds went downstairs and the next time he came up he had a club in his hand. Between three and four minutes elapsed while Reynolds was downstairs, and during that time I continued fighting with my wife in the hall. When Reynolds reached the top of the stairs he said, "Stop this noise"; I told him to mind his own business, and with that he struck me with the club. As I saw the club coming I stopped it with my hand and then he struck me again; he hit me here on the head with the club and it dazed me and knocked me against the door of room. I did not strike Reynolds at all at that time. I was dazed for a minute or two from the blow which he gave me with the club. Then Reynolds went downstairs, and when he got down he said, "I will kill you, you woman beater". I found a knife laying on the table, and I took it downstairs with me for my own protection. I had a knife in my hand as I walked down the stairs. I thought my wife had gone out in the street and I went out of the door after her. I was very angry at the door being closed upon me. I burst the door in and as soon as I got inside I was struck over the head by Mr. Reynolds's club. I remember distinctly everything that occurred up to the time of the stabbing. I was frenzied from the repeated blows on my head. I lost my senses after he had struck me over the head three or four times and I used the knife wildly. I do not know whether I walked or ran out

**POOR QUALITY  
ORIGINAL**

10 16

of Mr. Reynolds's room after I had used the knife on him. I do not remember telling the officer that I had stabbed the man with a knife. I have no recollection now of having made any such statement. I supposed I stabbed him because the other people in the room said so. I made a statement about this affair to Captain Ryan but do not remember exactly what I said. My wife was somewhat intoxicated when she came upstairs with the bottle of whiskey. I did not go near Mr. Reynolds's front room door when I went downstairs with the knife. I simply carried the knife in my hand in case he should again attack me with the club.

AUSTIN CORBIN, a witness for the defendant, sworn, testified:

I am the President of the Long Island Railroad Company. I have a country residence on Long Island. I am also president of the Reading Railroad Company. I have known this defendant about eight years; he has worked for the railroads in which I am interested as a florist. He has done some splendid work in that line and I have always found him honest, quiet and peaceable.

ROBERT A. PINKERTON, a witness for the defendant, sworn, testified:

I am in the detective business and reside in Brooklyn. The defendant was employed by me last summer as a special policeman at Manhattan Beach. His character for peace and quietness, in my judgment, is excellent.

**POOR QUALITY  
ORIGINAL**

10 17

ALEXANDER S. BURNS, a witness for the defendant, sworn, testified:

I reside at Woodside, Long Island, and am a florist by occupation. I have known the defendant about eight years. His character for peace and quietness is excellent.

CHARLES A. DODGE, a witness for the defendant, sworn, testified:

I am a florist, doing business at the corner of 44th St. and Madison Ave. I have known the defendant for eighteen years. I consider him one of the best tempered men I have ever met with.

THOMAS M. RYAN, recalled:

Q [By Mr. Mitchell.] Will you tell the jury whether that club which, it is admitted, was used on Donoghue's head is a policeman's day or night club?

A I do not think it is a policeman's club at all; it is not a regulation club.

Q In your opinion, Captain, is that a dangerous weapon?

A It is, if it is used in a certain way.

Q Could you strike a blow with that club that would crack a man's skull?

A I think I could if I wished to do so;; policeman don't generally strike as heavy as that, they generally give a short tap so as to stun a person.

Q But, a man in anger could hit a blow hard enough to knock a man down with that club?

A He could knock a horse down

**POOR QUALITY  
ORIGINAL**

10 18

JEREMIAH DONOGHUE, a witness for the defendant, sworn, testified

I am the father of the defendant. I recollect the evening on which Mr. Reynolds was killed. My son was at my house that evening and stayed for supper. The defendant has been a peaceable and quiet man from boyhood up.

LEONARD D. HENDERSON, a witness for the defendant, sworn testified:

I am a physician and surgeon. On the night of this homicide I went to the premises 341 E. 35th St. At the station house I examined the head of the defendant. I found a scalp wound over the frontal bone, two and a half inches long; I found another wound thirteen inches long, and also a number of contusions about the head. These wounds were bleeding freely at the time I saw them.

ANNIE REYNOLDS, recalled:

I was awake at the time my father first went upstairs.

Q Do you remember of his coming down a second time and taking a club up with him?

A No, sir; I don't remember his going out at all only the first time.

Q He didn't go up a second time?

A No, not as I know of.

The jury returned a verdict of guilty of manslaughter in the first degree.

POOR QUALITY  
ORIGINAL

10 19

Indictment filed Nov. 27-1889

COURT OF GENERAL SESSIONS

Part III.

The People &c.

against

F LORENCE DOMOUGHUE .

Abstract of testimony on

trial New York Jan. 15th

1890.



POOR QUALITY  
ORIGINAL

1020

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Florence Donoghue*

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

*Florence Donoghue*

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

The said *Florence Donoghue*,

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

*Peter Reynolds*,

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

*Florence Donoghue*, *him*,

the said *Peter Reynolds*, with a certain *knife*  
which *he* the said *Florence Donoghue* in  
*his* right hand then and there had and held, in and upon the *body*  
of *him* the said *Peter Reynolds*,  
then and there wilfully, feloniously, and of *his* malice aforethought did strike,  
stab, cut and wound, giving unto *him* the said *Peter Reynolds*,  
then and there with the *knife* aforesaid, in and upon the *body*  
of *him* the said *Peter Reynolds*,  
one mortal wound of the breadth of one inch, and of the depth of six inches, of which said

POOR QUALITY  
ORIGINAL

1021

mortal wound — *he* — the said *Peter Reynolds* then and there died.  
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 so the Grand Jury aforesaid do say: That the said *Florence*  
*Donoghue, him* \_\_\_\_\_  
the said — *Peter Reynolds*, — 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  
\_\_\_\_\_ *Florence Donoghue* \_\_\_\_\_  
of the same CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said *Florence Donoghue*, —

late of the City and County aforesaid, afterwards, to wit: on the said *twentieth*  
day of *September*, in the year of our Lord one thousand eight hundred  
and eighty- *nine*, at the City and County aforesaid, with force and arms, in and  
upon the said *Peter Reynolds*, —

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  
— *Peter Reynolds*, — , did make another assault, and  
the said *Florence Donoghue, him*, — the said  
*Peter Reynolds*. — , with a certain *knife* —  
which — *he* — the said *Florence Donoghue*, in

POOR QUALITY  
ORIGINAL

1022

~~his~~ right hand then and there had and held, in and upon the body  
of him the said Peter Reynolds,  
then and there wilfully, feloniously, and with a deliberate and premeditated design to effect  
the death of him the said Peter Reynolds, did strike, stab, cut and  
wound, giving unto him the said Peter Reynolds, then  
and there, with the knife aforesaid, in and upon the body  
of him the said Peter Reynolds,  
one mortal wound of the breadth of one inch and of the depth of six inches, of which said  
mortal wound he the said Peter Reynolds then, at  
~~the City and County aforesaid, from the said~~  
~~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~~  
~~aforesaid, of the said mortal wound did die.~~  
and there died.

And so the Grand Jury aforesaid do say: That the said Florence  
Donoghue, him,  
the said Peter Reynolds, 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 Peter Reynolds,  
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.

1023

**BOX:**

372

**FOLDER:**

3487

**DESCRIPTION:**

Doran, John

**DATE:**

11/08/89



3487

1024

Yr. Obedt

*Smith*

225-

John Doran

*Burglary in the Decades.*

Section 49 *Final Code.*

JOHN R. FELLOWS,

*District Attorney.*

# A True Bill

Quinn Little,

*Foreman.*

115 187  
c. Park III November 1889

Trued and Reprinted



POOR QUALITY  
ORIGINAL

1025

Police Court— District.

City and County } ss.:  
of New York,

of No. 317 East 11th Street, aged 44 years,  
occupation Dutchman being duly sworn

deposes and says, that the premises No. 317 East 11th Street, 19 Ward

in the City and County aforesaid the said being a four story brick

building in part dwelling 29 floor outside

and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly Opening a

window of the rear room and  
entering therein with intent  
to commit a felony

on the 21 day of October 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

Gold and lawful money of the

United States of the amount

and value of Five dollars

and a quantity of gentlemen's

clothing all together of the

value of Ten dollars (\$10.00)

the property 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  
John D. Brown (number)

for the reasons following, to wit: That at about 10

O'clock PM Oct 20<sup>th</sup> 1889 deponent locked

and fastened said rear window

and then went to bed, that at about

2 O'clock AM the following morning

deponent was awakened by a noise

and upon looking around saw

defendant in the adjoining  
room and in the act of looking

POOR QUALITY  
ORIGINAL

1026

Stealing and carrying away  
said property  
Wherefore defendant prays  
that defendant be held to  
answer and be dealt with as  
the law directs

Summons before me  
this 25th day of Oct 1889 ✓ William Bohn  
Police Justice

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.

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

Dated 1889 Police Justice.

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

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

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—BURGLARY.

vs.

1.  
2.  
3.  
4.

Dated

1889

Magistrate.

Officer.

Clerk.

Witness,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

POOR QUALITY  
ORIGINAL

1027

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*H* District Police Court.

*John Doran* 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 Doran*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *No 32 Attorney St. New City*

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

Answer. *No 31 East 145 St. 7 months*

Question. What is your business or profession?

Answer. *Gas Fitter*

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

Answer.

*I am not guilty  
and I demand an  
Examination  
John Doran*

Taken before me this

day of *Dec* 188*7*

*Wm. H. Brown*  
Police Justice.

POOR QUALITY  
ORIGINAL

1028

#2000-001 for 32  
Oct 28<sup>th</sup> 2 1/2 P.M.  
2 1/2 P.M.

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 \_\_\_\_\_

115  
Police Court 1634  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John D. ...*  
Offence *Burglary*

Dated *Oct 28* 1889

*Henry ...* Magistrate

*Henry ...* Officer.

*350* Precinct.

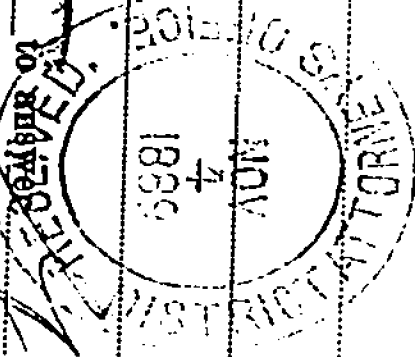
Witnesses

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

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

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

*1000* to add to



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 *Oct 28* 1889 *Henry ...* 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 within mentioned, I order he to be discharged.

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINAL

1029

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 Doran*

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

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

The said *John Doran*,

late of the *Ninth* Ward of the City of New York, in the County of New York  
aforesaid, on the *fourth* day of *October*, in the year  
of our Lord one thousand eight hundred and eighty-*nine*, with force and arms, about the  
hour of *two* o'clock in the *night* time of the same day, at the Ward,  
City and County aforesaid, the dwelling house of one *William Bohm*,

there situate, feloniously and burglariously did break into and enter, there being then and there  
some human being, to wit: *the said William Bohm*,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods  
chattels and personal property of the said *William Bohm*.

in the said dwelling house then and there being, then and there feloniously and burglariously to  
steal, take and carry away;

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

*John R. Williams,*  
*Attorney*



1030

**BOX:**

**372**

**FOLDER:**

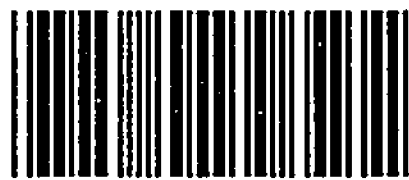
**3487**

**DESCRIPTION:**

**Douglass, Alonzo R.**

**DATE:**

**11/18/89**



3487

POOR QUALITY  
ORIGINAL

1031

Witnesses: 1  
*Green Clark*

Counsel,  
Filed, *1889*  
Pleads, *Opportunity 19*

THE PEOPLE,  
vs.  
B  
*Alongo R. Douglas*  
*charity*  
Sent to the Court of Special  
Sessions for trial, by request  
of Counsel for Defendant.

VIOLATION OF EXCISE LAW  
(Keeping Open on Sunday.)  
[111 Rev. Stat. (7th Edition), Page 1989, Sec. 5.]

JOHN R. FELLOWS.  
District Attorney.

A True Bill.  
*Audon Little*  
Foreman.

POOR QUALITY  
ORIGINAL

1032

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Alonzo R. Douglass*

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

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

JOHN R. FELLOWS,

*District Attorney.*

1033

**BOX:**

372

**FOLDER:**

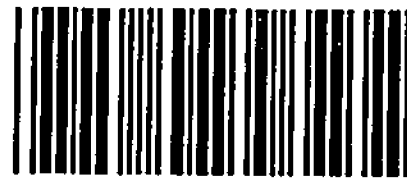
3487

**DESCRIPTION:**

Driscoll, John

**DATE:**

11/14/89



3487

POOR QUALITY  
ORIGINAL

1034

#130

Witnesses;

Eugene Edwards

Counsel,

Filed

14 Apr 1889

Pleads,

THE PEOPLE

vs.

John Riscoll

JOHN R. FELLOWS,

District Attorney.

Grand Larceny first degree.  
[Sections 528, 580 - , Penal Code].  
(Transcribed in right hand)

A True Bill.

Andrew Little

Foreman.

Mar. 15/89

James J. Gray  
J. R. Little



POOR QUALITY  
ORIGINAL

1035

Police Court First District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 318 E 59th Street, aged 28 years,  
occupation Sailor being duly sworn  
deposes and says, that on the 8th day of November 1889 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:

Good and lawful money of the United  
States of the amount and value of  
Sixty dollars viz Three bills of the denom-  
ination and value of Five dollars Each <sup>and</sup>  
Six bills of the denomination and value  
of Five dollars Each 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 Driscoll (now here)

Deponent says that he was a passenger on  
board of the steamboat Pilgrim which  
was on its way to Pier 28, Hudson  
River in said City when he missed  
said money. Deponent says that he  
suspected that said defendant took  
said money and informed John P.  
Lynch an officer on said Boat of  
the aforesaid fact. That said Lynch  
accused said defendant of taking the  
same and he denied it. That said  
Lynch searched defendant and found  
said money concealed upon his person

18

Police Justice

POOR QUALITY  
ORIGINAL

1036

That said defendant then acknowledged  
and confessed in the presence of said  
Dynda that he took the aforesaid  
money

Eugene Edwards

Sworn to before me

this 8th day of Dec 1889

J. J. Kelly Police Justice

POOR QUALITY  
ORIGINAL

1037

CITY AND COUNTY {  
OF NEW YORK, } ss.

aged 55 years, occupation John P. Lynch of Stamboat  
Pelham Bay Pier 28 Hudson River Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Eugene Edwards  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of Nov 1889

J. P. Lynch  
Police Justice.

POOR QUALITY  
ORIGINAL

1030

Sec. 192-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

John Driscoll 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 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 waiver cannot be used  
against h — 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 am guilty of the charge  
it is my first offence

John Driscoll

Taken before me this

day of

188

Police Justice.



POOR QUALITY  
ORIGINAL

1039

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

Police Court

District

1665

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Eugene Edwards

1 John Russell

Offence Larceny  
Felony

Dated September 8 1889

Daniel O'Reilly

Magistrate

John Finnerty

Officer

Witnesses John Russell

Steamboat Pilgrimage

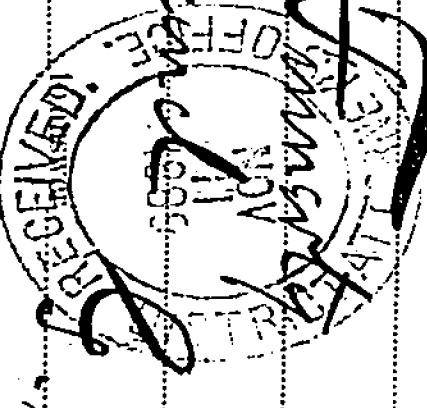
Leaving River 28 Hudson

River

John Finnerty

28 Russell

\$1000



COMMITTED,

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 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 Jan 8 1889 J. O'Reilly 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

1040

District Attorney's Office.

PEOPLE

vs.

John Driskoll

Eugene Edwards  
318 E. 59 St

Geo. P. Lynch  
Steamboat Pilgrim  
Pier 28 North River

Off. Finnerly  
28th Precinct

X

POOR QUALITY  
ORIGINAL

1041

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 Dinscott*

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

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

The said *John Dinscott*,

late of the City of New York, in the County of New York aforesaid, on the *eight*  
day of *November* in the year of our Lord one thousand eight hundred and *nineteen*,  
*in the month of June of the same year*, at the City and County aforesaid, with force and arms,

*Three* promissory notes for the payment of money, of the kind commonly called United  
States Treasury Notes, of the denomination and value of *ten* dollars each; *three*  
promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-  
nomination and value of *ten* dollars each; *three* United States Gold Certificates,  
of the denomination and value of *ten* dollars each; *three* United States  
Silver Certificates, of the denomination and value of *ten* dollars each;

*six* promissory notes for the payment of money, of the kind commonly called United  
States Treasury Notes, of the denomination and value of *five* dollars each; *six*  
promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-  
nomination and value of *five* dollars each; *six* United States Gold Certificates,  
of the denomination and value of *five* dollars each; *six* United States  
Silver Certificates, of the denomination and value of *five* dollars each;

of the goods, chattels and personal property of one *Eugene Edwards*, in  
a certain vessel, to wit: the steamboat called  
the "*Belgian*", then lying and lying in the waters  
of this State there, *from the vessel aforesaid*  
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. Kellogg*  
*District Attorney*

1042

**BOX:**

372

**FOLDER:**

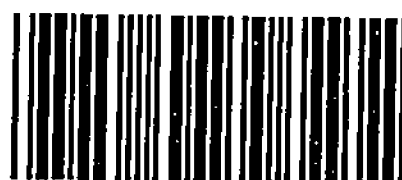
3487

**DESCRIPTION:**

Duffy, James

**DATE:**

11/22/89



3487

Witnesses;

William T. Hand

Wm. Hayes  
(19. Dec)

Counsel,  
Filed *DR* day of *Nov* 18 *79*

Pleads,

THE PEOPLE

vs.

*James Duffy*

Grand Larceny (second degree)  
[Sections 528, 536, 572, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Amey Little*  
Foreman.

*Shropshire*  
*Pleas. D. J.*  
*W. C. Hand*  
*Chas. H. Hand*  
*26*

1043

POOR QUALITY  
ORIGINAL

1044

Police Court

District

Affidavit—Larceny.

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

William P. Rand  
of No. 140 West 30 Street, aged 53 years,  
occupation Living stable keeper being duly sworn  
deposes and says, that on the 17<sup>th</sup> day of November 1889 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, the following property, viz:

Four horse blankets  
together of the value of  
thirty dollars.

(#30.00)

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 James Duffy (now here)

from the fact that at about  
the hour of 10 O'clock P.M. on  
said date, Deponent missed  
said property from his stable  
at said address.  
Deponent is informed by Officer  
Joseph Warner that at the hour  
of 8.30 O'clock P.M. said date,  
he saw the said defendant  
on 9<sup>th</sup> Avenue between 29<sup>th</sup> and  
30<sup>th</sup> Streets with horse blankets  
in his possession.  
Deponent is further informed  
by Thomas F. Hayes a

of  
1889  
days

Police Justice



POOR QUALITY  
ORIGINAL

1045

Detective of the 19<sup>th</sup> Precinct Police  
that after he arrested the said  
defendant he admitted and confessed  
to him that he the said defendant  
had taken said blankets and  
took him the said Detective to  
the place where one of said  
blankets was concealed.

Wherefore I present charges the  
said defendant with feloniously  
taking stealing and carrying  
away said property.

Served before me } J. J. R. R.  
this 20<sup>th</sup> day of Nov 1889 }

G. M. R.  
Police Justice

POOR QUALITY  
ORIGINAL

1046

CITY AND COUNTY { ss.  
OF NEW YORK,

aged \_\_\_\_\_ years, occupation Joseph Warner Police Officer of No.

19th Precinct Police Street, being duly sworn deposes and

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

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

Sworn to before me, this 20

day of Nov 1888

J. M. Murphy  
Police Justice.

Joseph Warner

CITY AND COUNTY { ss.  
OF NEW YORK,

aged \_\_\_\_\_ years, occupation Thomas L Hayes Police Officer of No.

19th Precinct Police Street, being duly sworn deposes and

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

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

Sworn to before me, this 20

day of Nov 1888

J. M. Murphy  
Police Justice.

Thos. L. Hayes

POOR QUALITY  
ORIGINAL

1047

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*James Duffy* 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 am guilty.*  
*James Duffy*

Taken before me this

day of

188

*John J. [Signature]*  
Police Justice.

POOR QUALITY  
ORIGINAL

1048

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

Police Court...  
District...  
1419

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
John J. H. H. H.  
140 W. 50 St.  
James H. H. H.  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offered Larceny

Dated March 20 1889

For and Magistrate.

Harold Butt Officer.

14 Precinct.

Witnesses  
Frederick W. H. H.

No. 14 14th Precinct

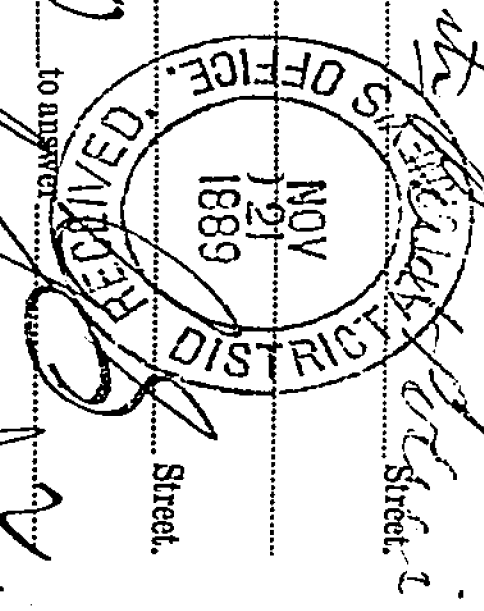
James H. H. H.

No. 14 14th Precinct

Street

No. 500 to answer

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 ~~Three~~ 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 20 1889 J. G. H. H. H. 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 within mentioned, I order h to be discharged.

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINAL

1049

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*James Duffy*

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

*James Duffy*

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

The said

*James Duffy*

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

*four blankets of the value  
of eight dollars each*

of the goods, chattels and personal property of one

*William F. Rand*

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**

1050

SECOND COUNT—

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

*James Duffy*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

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

*four blankets of the value  
of eight dollars each*

of the goods, chattels and personal property of one

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

*William F. Rand*  
unlawfully and unjustly, did feloniously receive and have; the said

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

JOHN R. FELLOWS,  
District Attorney.

1051

**BOX:**

372

**FOLDER:**

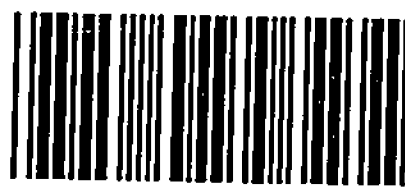
3487

**DESCRIPTION:**

Dugan, William B.

**DATE:**

11/04/89



3487

POOR QUALITY  
ORIGINAL

1052

Witnesses:

Counsel,

Filed

day of

1889

Pleads,

THE PEOPLE

vs.

William B. Dugan

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Foreman.

Same complaint as in case of  
Farrell Mallory

POOR QUALITY  
ORIGINAL

1053

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 B. Dugan

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

Indictment accuse

William B. Dugan

of the crime of

against nature,

committed as follows:

The said

William B. Dugan,

late of the City of New York, in the County of New York, aforesaid, on the

fourteenth day of October, in the year of our Lord one thousand

eight hundred and eighty-

nine

, at the City and County aforesaid,

with force and arms, in and upon one Samuel  
Mallory, a male person, feloniously did  
make an assault, and beat the said Samuel  
Mallory in a manner contrary to nature,  
then and there feloniously did carnally  
know; against the form of the Statute  
in such case made and provided, and  
against the peace of the People of the State  
of New York, and their dignity.

John F. Bellows,

District Attorney.

1054

**BOX:**

372

**FOLDER:**

3487

**DESCRIPTION:**

Malloy, Farrell

**DATE:**

11/04/89



3487



POOR QUALITY  
ORIGINAL

1055

1622

*Henry Chapman*

Counsel,

Filed

4 day of Apr 1889

Pleads

*McGuilly*

THE PEOPLE

vs.

*James M. Malloy*

*Crime against nature*  
*(Sec. 303, Penal Code)*

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL,

*Wm. W. Little*

Foreman.

*James M. Malloy*

*B. C. Proctor*

*Same complaint as in case of*  
*William B. Dugan*

Witnesses:

POOR QUALITY  
ORIGINAL

1056

Police Court, District.

City and County } ss.  
of New York,

of No. 4<sup>th</sup> Police Precinct Street, aged \_\_\_\_\_ years,  
occupation Police officer being duly sworn, deposes and says,  
that on the 26<sup>th</sup> day of October 1889, at the City of New  
York, in the County of New York, William B. Dugan and

Farrell Malloy (both now here) did  
carnally know one another in a  
manner contrary to nature and voluntarily  
submit to such carnal knowledge  
in violation of section 303 of the Penal  
Code of the State of New York for the  
reasons following: That at about the hour  
of two o'clock on the morning of said  
day deponent was patrolling James  
Street and deponent heard <sup>covered</sup> a  
noise coming from a wagon standing  
on the opposite side of the street from  
deponent and deponent crossed over and  
looked into the tail end thereof and  
saw two figures lying on the bottom  
of the wagon one on top of the other  
Deponent heard a boy's voice say: "get  
off" and was crying and said: "take  
it out and put it between my legs"  
The wagon was shaking indicating the  
movement of sexual intercourse. Deponent  
then went to the front of said wagon  
and again looked in and saw the  
man get up and saw his penis exposed  
and saw the naked <sup>of the boy</sup> buttocks. Deponent  
saw the man sitting on the bottom of  
the wagon and the boy sitting near  
the man; then deponent again went  
to the rear of the wagon and saw  
the boy having the penis of the  
man in hand masturbating the man.  
Deponent thereupon arrested both defend-  
ants.

Wherefore deponent charges

POOR QUALITY  
ORIGINAL

1057

the defendant <sup>Dugan</sup> with carnally knowing the  
said Malloy, contrary to nature and the  
said Malloy with voluntarily submitting  
thereto.

Sworn to before me  
this 26<sup>th</sup> October, 1889

John J. Gallagher  
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 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.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

1  
2  
3  
4

Offence,

Dated 1889

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

to answer Sessions

POOR QUALITY  
ORIGINAL

1058

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*William B. Dugan* 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

*William B. Dugan*

Question. How old are you?

Answer

*21 years*

Question. Where were you born?

Answer

*Brooklyn; New York*

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

Answer

*Myrtle Ave cor Summer Ave.; 1 year*

Question. What is your business or profession?

Answer

*Laborer*

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

Answer

*I have nothing to say at  
present to the charge. I will  
wait until I consult a lawyer*  
*William B. Dugan*

Taken before me this

26<sup>th</sup>

day of October 1889

*John J. P. Justice*  
District Police Justice



POOR QUALITY  
ORIGINAL

1059

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Farrell Malloy* 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. *Farrell Malloy*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *501 East 79<sup>th</sup> Street; 3 years*

Question. What is your business or profession?

Answer. *I work in a printing office*

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

Answer. *The said Dugan made me do it*

*Farrell Malloy*

Taken before me this *26<sup>th</sup>*  
day of *October* 188*9*

Police Justice



1060

*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.....*

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

POOR QUALITY  
ORIGINAL

1061

Court of General Sessions of the Peace  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Samuel Mallory*

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

Indictment accuse

*Samuel Mallory*

of the crime of

*against nature.*

committed as follows:

The said

*Samuel Mallory*

late of the City of New York, in the County of New York, aforesaid, on the

*Twenty-fifth* day of *October*, in the year of our Lord one thousand  
eight hundred and eighty- *one*, at the City and County aforesaid,

*deliberately did voluntarily submit*  
*to carnal knowledge of himself by*  
*one William B. Dugan, a male person,*  
*in a manner contrary to nature, 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. Mallory,*

*District Attorney*

1062

**BOX:**

372

**FOLDER:**

3487

**DESCRIPTION:**

Duggan, John

**DATE:**

11/19/89



3487

POOR QUALITY  
ORIGINAL

1063

27/2/1889

Witnesses:

Geo. Clark

Wm. Lawrence

Counsel,

Filed

Pleads

19 Nov. 1889

THE PEOPLE

vs.

John Duggan

JOHN R. FELLOWS,  
District Attorney.

A TRUE BILL.

*Wm. Lawrence*

Dec 24/89

Foreman.

*Inductment*

*Dismissed*

Dec 24<sup>th</sup> 1889.  
I recommend the  
dismissal of this indictment  
as the defendant has been  
indicted in all of Court  
since he tried in January  
next.

*J. R. Fellows*  
Dist. Atty.

Inductment for shipment, etc.  
Sec. 389, Code, and  
Sec. 458, Consolidation Act.



POOR QUALITY  
ORIGINAL

1064

District Attorney's Office.

PEOPLE

vs.

John Dugan

With great respect for  
the opinion of Mr. Lindsay  
I believe that the acts  
complained of constitute  
a felony. Construing  
§ 11. with § 389 of the  
Penal Code the def-  
endant is presenter for  
shipment or cause to be  
the powder which was  
secretly conveyed on board  
sloop that move is far  
worse than an open offering

John W. Giff  
Asst Dist Atty

Grand Jury Room.

PEOPLE

vs.

John Dugan

These papers were  
sent for my report  
on representation of  
complaints that the  
offense came within  
§ 389 Penal Code.

Upon examination  
I do not think this  
is so.

The offender was  
not "presented for  
shipment" as law  
was amended on  
board the vessel.

Therefore the offense  
is within the condition  
act under which the  
complaint is drawn,  
and the papers should  
be sent back to the  
Court of Special  
Sessions where the  
defendant elected  
to be tried.

Aug 8/89 Geo Lindsay  
Judge. Rev.



POOR QUALITY  
ORIGINAL

1065

TO THE CHIEF CLERK.

~~Please send me the Papers in the Case of~~

PEOPLE

vs.

Dugan

This case appears to be  
only a misdemeanor &  
Special Sessions has  
jurisdiction.

Can an assistant  
or deputy be assigned  
to keep track of the  
case there?

Wm J. Lindsay

To the  
District Attorney

District Attorney.

Approved  
J. E. D.

Sept 9<sup>th</sup> 1889

POOR QUALITY  
ORIGINAL

1066

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

POLICE COURT, DISTRICT.

Daniel Lawrence

of Pier 16 East River Street, being duly sworn, deposes and says,

that on the 11<sup>th</sup> day of July 1889

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

John Dorgan did wilfully violate Section 455 of Chapter 410 of the Laws of 1882 of the State of New York, in re-  
lating to the Storage and Keeping  
of explosive and Combustible  
materials, in this, to wit:

That he did then and there  
convey and place on board  
the Steamship "City of Columbia"  
lying at and being made fast  
to Pier 16 East River in the  
City of New York, a quantity  
of gunpowder consisting of  
ten boxes containing twenty four  
pounds each of gunpowder, all  
of which is in violation of law.  
That said powder was not placed  
on board said Steamer as freight  
but was taken from a row  
boat in the river and smuggled  
on board said Steamer, and deponent  
found the powder in possession  
of said Dorgan in the forecabin  
of the Steamer when the fire-  
men live. Deponent, therefore, says  
said Dorgan may be arrested and  
dealt with as the law may direct.

Daniel Lawrence

Sworn to before me this  
13<sup>th</sup> day of July 1889  
John J. Hall Police Justice

POOR QUALITY  
ORIGINAL

1067

POLICE COURT / DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of *Daniel Lammie*

For *Misdemeanor*

*John Duggan*

*Viol Chap 410, Sect. 155  
Laws 1882*

After being informed of my rights under the law, I hereby waive a trial, by Jury, on this complaint, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated *Aug 15* 188*9*

*E. Hagan*  
Police Justice.

*John Duggan*

POOR QUALITY  
ORIGINAL

1058

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Duggan* 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 Duggan*

Question. How old are you?

Answer.

*29 years of age*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*16 West St. 9 years*

Question. What is your business or profession?

Answer.

*Seaman*

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 Duggan*

Taken before me this

day of

1889

Police Justice

POOR QUALITY  
ORIGINAL

1069

Sec. 151.

Police Court 1<sup>st</sup> 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 Harriet Lawrence  
of No. Pier 16 East River Street, that on the 11<sup>th</sup> day of July  
1889 at the City of New York, in the County of New York,

John Dugan did wilfully violate  
Section 45-5 of Chapter 110 of the  
Laws of 1882 of the State of New  
York, by placing on board the Steam  
Ship "City of Columbia" going at said Pier  
ten boxes of gunpowder containing twenty  
four pounds each.

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 him  
forthwith before me, at the 1<sup>st</sup> 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 13<sup>th</sup> day of July 1889

[Signature]  
POLICE JUSTICE.



POOR QUALITY  
ORIGINAL

1070

City of Columbia

The within named

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.

Dated 188

28  
J. S. Saylor  
16 West

Police Justice.

POLICE COURT DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Daniel Lawrence

vs.

John Dugan

Warrant-General.

Dated July 13<sup>th</sup> 1889

Hogues Magistrate.

Deanna Officer.

The Defendant John Dugan  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Officer.

Dated July 15<sup>th</sup> 1889

This Warrant may be executed on Sunday or at  
night.

Police Justice.

POOR QUALITY  
ORIGINAL

1071

Transferred to the Court of Special  
Sessions for trial and final dis-  
position. *See names*  
Dated *Sept. 14* 1889.

BAILED,  
No. 1, by *Reuben Padmore*  
Residence *to Mitchell* Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Police Court...

District...

*Alvin Lawrence*  
*Victim Eastman*  
*John Morgan*

Offence *Murder*  
*Paid Chap. H. 10 - Act.*  
*See \$355. Law 1882*  
*Per. 1882*

Dated

*July 15* 1889

Magistrate.

*William* Officer.

*Frank* Precinct.

Witnesses

No. 1

*David Lawrence*  
*George Clark*  
*John Morgan*

No. 2

*Alvin Lawrence*  
*Victim Eastman*  
*John Morgan*

No. 3

*Alvin Lawrence*  
*Victim Eastman*  
*John Morgan*

No. 4

*Alvin Lawrence*  
*Victim Eastman*  
*John Morgan*

No. 5

*Alvin Lawrence*  
*Victim Eastman*  
*John Morgan*

No. 6

*Alvin Lawrence*  
*Victim Eastman*  
*John Morgan*

No. 7

*Alvin Lawrence*  
*Victim Eastman*  
*John Morgan*

No. 8

*Alvin Lawrence*  
*Victim Eastman*  
*John Morgan*

*Alvin Lawrence*  
*Victim Eastman*  
*John Morgan*

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

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

Dated *July 15* 1889 *Police Justice.*

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

Dated *July 19* 1889 *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 \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

1072

MEMORANDUM.

UNITED STATES ATTORNEY'S OFFICE,

New York, ..... 188

James Dugan

Shipping gun powder  
on N. Y. & Cuba Mail  
S. S. 60

POOR QUALITY  
ORIGINAL

1073

Court of General Sessions, PART *ONE*

THE PEOPLE

vs.

INDICTMENT

For

*John Ruggan*

To

M.

*Robert Parkinson*

No.

*40 Whitehall*

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *Pleading* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *November* the *20<sup>th</sup>* day of instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

JOHN R. FELLOWS,  
District Attorney.

POOR QUALITY  
ORIGINAL

1074

40- Whitehall

Examine to see if this person  
is not also indicted in A  
& book on same charge  
J R R



POOR QUALITY  
ORIGINAL

1075

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 Duggan*

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

Indictment accuse

*John Duggan* of the crime of

~~of the crime of~~

committed as follows:

The said

*John Duggan,*

late of the City of New York, in the County of New York, aforesaid, on the

~~seventh~~ day of *July*, in the year of our Lord one thousand  
eight hundred and eighty- ~~nine~~, at the City and County aforesaid,

*John Duggan* did knowingly and  
cause to be presented and offered for  
shipment, to the New York and Cuba  
Mail Steam Ship Company the same  
being a steamship company engaged as  
common carriers of passengers and  
freight, a quantity of powder and  
explosives dangerous to life and limb,  
to wit: two boxes each containing twenty  
pounds of gunpowder, without  
revealing the true nature of the said  
explosives so offered, to the said steam

POOR QUALITY  
ORIGINAL

1076

ship company, against the force of  
the Statute in and case made and  
provided, and against the force of the  
People of the State of New York, and  
their dignity

POOR QUALITY  
ORIGINAL

1077

~~Second~~ COUNT.

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

~~John Duggan of a misdemeanor,~~  
of the Crime of

committed as follows:

The said ~~John Duggan,~~

late of the City and County aforesaid, afterwards to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, ~~did unlawfully carry and~~  
~~convey to and on board of a certain vessel~~  
~~of the New York and Cuba Mail Steam~~  
~~Ship Company, being a corporation~~  
~~engaged as common carriers of passengers~~  
~~and freight, to wit: the Steamship "City~~  
~~of Columbia" of the said corporation, (not~~  
~~for the purpose of distribution to or~~  
~~delivered from any store or building in~~  
~~the said city, a quantity of gunpowder~~  
~~greater than fifteen pounds, to wit:~~  
~~ten boxes each containing twenty~~  
~~four pounds of gunpowder; against~~  
~~the terms of the Statute in such~~  
~~case made and provided, and~~  
~~against the peace of the People~~

POOR QUALITY  
ORIGINAL

1078

of the State of New York, and  
their dignity.

John D. Holland,

Attorney