

0407

BOX:

419

FOLDER:

3874

DESCRIPTION:

Dalton, Robert

DATE:

12/11/10



3874

0408

Witnesses:

J. Goldmule
W. Burch

\$126

B.N. Dec 12/90

Counsel,

Filed

day of

1890

Pleads,

23 THE PEOPLE

Shotes, Penn vs.

Robert Dalton

Grand Larceny, 2nd degree
(MISAPPROPRIATION)
(Sections 628 and 631 of the Penal Code)

JOHN R. FELLOWS,

District Attorney.

Cond Dec 12/90

A True Bill.

John W. Kennelton
Foreman.

Jan 2 - Dec. 23, 1890

Pleads Petit Larceny

6 nroo Pen Jry

Fol. 1

State of New York, :
:ss:
County of New York, :

J. C. G O T H W A I T E, being duly sworn,
says, that he resides in the City of New York , in
the State of New York.

That he is Chief Clerk of Wells, Fargo
& Company, a corporation duly organized and existing un-
der and by virtue of the laws of the State of Colorado,
and having a place for the transaction of its business
at No. 63 Broadway in the City of New York.

That on or about the days hereinafter mentioned, at
the City of New York in said county, one Robert Dalton,
being a servant or agent of the said Wells, Fargo & Com-
pany, and not an apprentice nor within the age of eight-
een years, did feloniously embezzle and convert to his
own use, without the assent of the said Wells, Fargo &
Company, the property of the said Wells, Fargo & Company
which had come into the possession of the said Robert
Dalton as such servant or agent, as follows:

That on or about March 19th 1890 the said Robert
Dalton received from the American Surety Company
the sum of \$10.06.

That on the first day of May 1890, the said Robert
Dalton received from one W. J. Hancock, General Superin-
tendent of Wells, Fargo & Company, the sum of \$75., and
from one F. G. Airy, a clerk of the said Wells, Fargo &
Company, the sum of \$25.

2

Handwritten notes:
\$1100
\$75
\$25
\$15

(2)

That on May 14th 1890, the said Robert Dalton received from one T. M. DeWitt, Superintendent of said Company at Cleveland, Ohio, the sum of \$6.50.

That on May 16th 1890 the said Dalton received from the said T. M. DeWitt, Superintendent as aforesaid, the sum of \$19.64.

4

That on May 24th 1890 the said Dalton received from the said T. M. DeWitt, Superintendent as aforesaid, the sum of \$21.

That on May 27th 1890, the said Dalton received from one H. B. Parsons, General Agent of said Company, at New York, the sum of \$12.75.

That on May 29th 1890, the said Dalton received from one E. A. Stedman, Superintendent of said Company at Jersey City, New Jersey, the sum of \$4.50.

That each and every of the said sums were received by the said Robert Dalton with the express and specific direction to pay the same to Wells, Fargo & Company, but that the said Robert Dalton failed and neglected to pay the same to the said Company, and did feloniously embezzle and convert the same to his own use as aforesaid.

5

Sworn to before me this :
10th day of December 1890.:

A. W. Zimmerman
Notary Public
King's County
City filled in New York County
J. C. Gothwaite
Chief Clerk

0411

A F F I D A V I T
of J. C. Gothwaite as to em-
bezzlement of funds of Wells,
Fargo & Company by Robert Dal-
ton.

0412

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

City and County }
of New York, } ss.

of No. *Street, aged* *years,*
occupation *being duly sworn, deposes and says,*
that on the *day of* 18, *at the City of New*
York, in the County of New York,

0413

1887

DISTRICT ATTORNEY'S OFFICE.

City and County of New York.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

J. C. G. G. G. G.
vs. *53 Broadway*

Robert Dalton

W. J. Hancock

*Offence Grand Jurors
second report*

Dated *December 10* 18 *90*

Witnesses *W. J. Hancock*

No. *53 Broadway*

No. Street,

No. Street,

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Robert Dalton

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

Robert Dalton

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

The said *Robert Dalton*,

late of the City of New York, in the County of New York aforesaid, on the *first* day of *May* in the year of our Lord one thousand eight hundred and eighty *ninth*, at the City and County aforesaid, being then and there the clerk and servant of *a certain corporation*

Trueman W. Wells, Bangs and Company,

and as such clerk and servant then and there having in his possession, custody and control certain moneys, goods, chattels and personal property of the said *corporation*.

the true owner thereof, to wit: *the sum of seventy five dollars in money, lawful money of the United States of America, and of the value of seventy five dollars.*

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

to his own use, with intent to deprive and defraud the said *corporation*

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and personal property of the said *corporation*.

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

JOHN R. FELLOWS,
District Attorney.

04 15

BOX:

419

FOLDER:

3874

DESCRIPTION:

Davis, John T.

DATE:

12/18/90



3874

Witnesses:

Henry Price
Officer Morney

\$100 *Henry Price*

Counsel,

Filed *18* day of *Dec* 18*90*

Pleads *Not guilty*

45 THE PEOPLE

vs.

John T. Davis

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

Part 2 - Jan. 12, 1891. JOHN R. FELLOWS,
District Attorney.
The jury find the defendant sane

A True Bill.

William T. ...
Foreman.

*The court (Judge ...) direct
the County Physician to examine
this deft as to his sanity. Dec 22/90
Part 3 W.D.
Part 2 - January 12th 1891.
Child and comidit
S.P. 8 yrs.*

0417

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, DISTRICT.

I, *John Morrey*
of No. *45* *Princes* Street, aged _____ years,
occupation *Police Officer* being duly sworn deposes and says,
that on the *18th* day of *November* 188*8*
at the City of New York, in the County of New York, he arrested

John J. Davis for assaulting
one Gladys Rice and inflicting
such injuries as caused her
to be confined to the *Chambers*
Street Hospital. *At* The said
Gladys Rice identified the de-
fendant in the presence of de-
ponent as being the one who in-
flicted said injuries.

John Morrey

Sworn to before me this

1888

day

Police Justice.

0418

Police Court, _____ District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

AFFIDAVIT.

vs.
John S. Davis

Dated *Apr 19 30* 188

White Magistrate.

Officer.

Witness, _____

Ex Am 51. 1000

Disposition, *7/2 12*
Held to await
the result of reports
of

Police Court— District.

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

of No. 140 Forsythe Street, aged 54 years,
occupation Organist being duly sworn

deposes and says, that on the 18 day of November 1889 in the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John T. Davis (now here) who pointed aimed and discharged a loaded pistol at deponent discharging a shot therefore which penetrated deponent's body inflicting a dangerous wound and that said assault was committed with

~~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 9th day }
of December 1889 } G. Price.

John B. Smith
Police Justice.

0420

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *John T. Davis*

Question. How old are you?

Answer. *46 years*

Question. Where were you born?

Answer. *W.*

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

Answer. *Union Hotel. West 4 Bowry*

Question. What is your business or profession?

Answer. *Accountant.*

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 T. Davis

Taken before me this

day of *Nov* 188*8*

Police Justice

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

.....
)
 T h e P e o p l e,) Before
)
 vs.) - HON. RUFUS B. COWING,
)
 JOHN T. DAVIS.) and a Jury.
)

Tried January 12th, 1891.

Indicted for ASSAULT IN THE FIRST DEGREE.

Indictment filed December 18th, 1890.

APPEARANCES:

Assistant District Attorney Davis, for The People,

George H. Hooper, Esq., for The Defense.

(A Jury is first impanelled to pass upon the question of the defendant's mental condition, and the Jury find that he is sane.)

GLADYS PRICE, the Complainant, testified that she lived at 140 Forsyth Street, and was an organist. On the 18th of November, 1890, she saw the defendant in the meeting of the Mariners' Church, of which she was the organist, at the Corner of Catherine and Madison Streets. It was in the evening. She first saw him a little after 8 o'clock. After the service she, the witness, closed her organ and prepared to leave the church. Just as she reached the front door, she felt a sting in her back, and heard a pistol shot. She ran back into the church, screaming, and entered the Pastor's study. Dr. Manning,

the ambulance surgeon, examined the wound. Just after she felt the sting and heard the pistol shot, she saw the defendant standing behind her, with a revolver, smoking, in his hand. At the time that the pistol shot was fired, she was standing just outside of the church door, on a grating in front of the door. The grating was over the cellar. She was facing towards East Broadway. The defendant did not say anything when she turned and saw him. She was taken to the Chambers Street Hospital, in an ambulance, and remained there three weeks, less one day. She was under treatment all of that time. The wound was in her left shoulder. The bullet penetrated the left lung. She had seen the defendant before, in the meeting room and lecture room of the church for some time before the shooting. She had never spoken to him, and did not know him, except by sight. In

C r o s s - E x a m i n a t i o n,
the complainant testified that the defendant had

0425

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been attending services at the church for some time. The only daily service was held at night. The defendant had never spoken to her, and she knew nothing of him, except what she had seen of him in the church, and there was no reason, that she knew of, why he should have shot her.

JOHN HARTY, truck driver, of 37 Munroe Street, testified that on the evening of November 18th, he saw the defendant shoot Miss Price, as she was standing just outside of the door of the church. The defendant followed Miss Price out of the church, and pulled out a revolver and fired one shot at her. She turned and ran into the church. He, the witness, was standing on the opposite side of the street, and he ran over. The defendant followed Miss Price into the church, and, as he was about to fire again, he, the witness, took the pistol from him, and knocked him down and held him until Officer Mooney came. He did not hear the defendant say anything, until Officer Mooney ran across the street to the church. Then he said to Officer Mooney, "Why didn't you bring up the whole precinct to lock me up?" The defendant struggled with him, the witness, and scratched his, the wit-

ness's, neck and face. In

Cross - Examination,
the witness testified that Officer Mooney was the
only Officer present when the defendant asked why
the whole precinct was not brought up to arrest
him. Other officers were just entering the
church. He, the witness, did not know the defend-
ant.

0428

7

OFFICER JOHN MOONEY, of the 4th Precinct, testified that he arrested the defendant in the church, at about 9 o'clock, on the evening of November 18th, 1890. He found John Harty holding the defendant. Harty gave him, the witness, the pistol, in the presence of the defendant. There were several men assisting Harty in holding the defendant, and, among them was the pastor of the church. He, the witness, took the defendant into the presence of Miss Price, and he asked the defendant why he had shot her, and the defendant said, "She's my wife; she has abandoned me, and taken my clothing, and I have a perfect right to shoot her." The defendant did not seem to be excited, but was, on the contrary, cool and collected. He, the witness, then took the defendant to the police station. On the way there he, the witness, asked the defendant again

why he had shot Miss Price, and the defendant replied, that she was in company with Grover Cleveland, in the church, and that she went with Grover Cleveland. The defendant appeared to be rational, and talked calmly and coherently. A few days later when he, the witness, was taking the defendant to the police court, the defendant asked him how Miss Price was, and said, that he was glad that she was alive and well. The defendant said that he had put in a horrible night, and that he was sorry for shooting her, and that it was Cleveland that he wanted to shoot; not her. Then he, the witness, asked the defendant a few more questions, and the defendant replied that if he had anything more to say he would say it through counsel. In the police court he refused to answer any questions, but, on December 9th, he answered the questions that were put to him intelligently, and signed his name to the examination papers. On that morning he, the witness, asked Miss Price, in the hospital, if she was the defendant's wife, and

0430

9

she laughed, and said it was ridiculous. Then he, the witness, asked the defendant where he was married, and the defendant replied, "In England--- a year ago." In

C r o s s - E x a m i n a t i o n,
the witness testified that when he first arrested the defendant, he took him into Miss Price's presence, and asked her if the defendant was the man who had shot her, and she replied that he was.

JOHN T. DAVIS, the defendant, testified that he knew the complainant. He could only give a confused statement of what had occurred on the evening of November 18th. He had no distinct remembrance of what occurred on that evening. He had an indistinct and inadequate recollection that several men were present in the room during the evening service, and they assailed him---they assailed his character and reputation, and their actions were such as to drive him into a frenzy, into such a condition as that he didnot realize what occurred. The complainant had not given a complete statement, but only a portion of the evidence. What she had left out he was confident would lead the Jury to believe that her actions and the actions of all those present would be more than sufficient to drive any man beyond the control of his own faculties. All

of them accused him of various offenses. The most that he could recall was the statement of a negro, who was there. He did not know the negro's name. He assailed his, the defendant's, character, in a very disgusting manner. The complainant said that she, the complainant, was about to abscond. He, the defendant, did not remember saying to the Officer that he intended to shoot Grover Cleveland. He preferred not to answer whether he had ever had any trouble with Grover Cleveland. He, the defendant, did not sleep well at night, and he had been taken out of his room and transported to different places in the City. He had been taken from his room at night, to the Port Society's church, and also to the Mariners' Church. He could not tell who did this. Just before the shooting, he, the defendant, was engaged in closing up the accounts of a gentleman who had been engaged in business in Laurel, Long Island. That gentleman's books were in a confused condition. He, the defendant, had been living at the Union Hotel, cor-

ner of Hester Street and the Bowery. Miss Price, he was prepared to prove, had used his, the defendant's, name, and had threatened to abscond. He, the defendant, had been a frequent attendant at the church for a number of years. He had been a member of the young people's association of the church. He, the defendant, had no recollection of Harty approaching him, or struggling with him, on the night in question. In

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

the defendant testified that he had no distinct recollection of the hour at which he entered the church, but he believed it was between 6 and 7. He was in the habit of going there in the evenings, and reading the newspapers and periodicals, which were on file there, until the service began. Miss Price's usual time of coming to the church was 7 o'clock, but he did not see her that evening until about 7:30, when she was behind the organ. He had

always spoken to her, and he spoke to her that evening as she sat behind the organ. He talked to her at intervals of ten or fifteen minutes, for an hour. He did not talk with her before the service began, because he had no opportunity to do so, but he did talk to her during the service. He had no intention to injure her when he walked out of the church behind her. The insults that were heaped upon him put him in such a mental condition that he did not know what he did when he shot her. His idea was, when he shot her, as near as he could recollect, to prevent her from absconding, as she said she would do. He did not, to his recollection, aim at her. He had got the pistol to protect himself from unseen enemies, who got into his room at night, and took him out. He had warned them repeatedly not to do it. He had an indistinct recollection, upon second thought, of drawing the pistol out of his pocket and aiming at Miss Price, and shooting her. In his, the de-

defendant's, opinion, he was perfectly sane, and he had not the slightest reason to doubt his sanity. But he thought that he was justified in using any weapon against persons who made such charges against him, and even taking the life of any such person. He had had the pistol about forty-eight hours, in his possession, but he had owned it for about three months. When he was taken before Miss Price, to be identified, she positively claimed to be his wife, and used his name. He, the defendant, wanted Miss Price asked whether she had ever gone under any other name. He had heard the pastor introduce her to the whole audience under the name of Maud. He put the pistol into his pocket two days before the shooting, to sell it.

SAMUEL BOLT, testified that he was the pastor of the church where the shooting occurred. He had known the defendant for about twelve months. The defendant had frequently applied to him for situations, but he had refused to get situations for the defendant, because of his bad record as a drinking man. Miss Price had been organist of the church for about four years. The defendant had not been drinking of late, and had been perfectly rational, and had been writing perfectly rational letters to his friends. He, the witness, had never known Miss Price to go under any assumed name. She was a most worthy young woman, and was supporting her mother. He, the witness, had noticed the defendant coming to the meetings at the Mariners' Church for about two years. During the service on the evening of November 18th, he noticed that the de-

fendant watched Miss Price closely. He, the witness, had not spoken a word to the defendant for about a week previous to the shooting. The defendant then brought his old references, and wanted him, the witness, to go to Railroad Commissioner Finck, and other places, and get him restored to his old position. He spoke entirely rationally.

0438

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, Dec 7 - 189

Miss Price we got Candace and
leave Hospital tomorrow (Dec 8) -

And we wish

Yours

0439

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, ^{29th} Nov 1890.

This is to certify that the condition
of Miss Gladys Rice is excellent
and that she is entirely out of
danger, though still under treatment
at this Hospital.

John H. Russell M.D.
for House Surgeon.

0440

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, Nov. 27th 189

*This Puce is still under
treatment at this Hospital
and unable to appear in
Court today -*

*J. R. Coffin
for S. R.*

0441

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, *Nov. 25th* 189

To whom it may concern:-

This is to certify that
Gladys Price is under treatment at
this hospital for pistol-shot wound
of chest and is unable to appear in
court -

Fred. L. Wells -
House Surgeon

TORN PAGE

The Society of the New York Hospital,
HOUSE of RELIEF, 160 Chambers St.,
New York, *Nov. 23* - 189

*Miss Gladys Price is still under
treatment at this hospital +
unable to appear in court -*

F. L. Wells -
177

0443

The Society of the New York Hospital,
HOUSE of RELIEF, 160 Chambers St.,
OFFICE OF HOUSE SURG.
New York, *Nov 21* - 189

THIS IS TO CERTIFY,

*Mary Price still
at Chambers St Hosp & unable
to appear in court. Evidence good*

J. L. Wilkes
J. L.

0444

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, Nov 19 1890

Miss Gladys Price is in Chambers
St Hosp^e seriously injured, and
unable to appear in court for some
time

Fred L. Welles M.D.
House Surgeon

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 T. Davis

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

John T. Davis of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

John T. Davis

late of the City of New York, in the County of New York aforesaid, on the eighteenth day of November, 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 Gladys Bruce in the peace of the said People then and there being, feloniously did make an assault and to, at and against her the said Gladys Bruce a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said John T. Davis in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent her the said Gladys Bruce 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

John T. Davis of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

John T. Davis

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 Gladys Bruce in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against her the said Gladys Bruce a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said John T. Davis 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 shoot off and discharge, 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.

0446

BOX:

419

FOLDER:

3874

DESCRIPTION:

De Courcey, Daniel

DATE:

12/24/90



3874

0447

\$200

Witnesses:

Officer Morrey

Counsel,

Filed 24 day of Dec 1890

Pleads

THE PEOPLE

vs.

Daniel De Courcy

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday)

[III Rev. Stat. (7th Edition), Prec. 189, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

William T. Kennel
Dec 24/90 Foreman.

Pleads Guilty
Sentence suspended
P.B.M.

0448

Excise Violation—Keeping Open on Sunday.

POLICE COURT, 3 DISTRICT.

CITY AND COUNTY OF }
NEW YORK, } ss.

William J. Mooney

of the 11. Police Precinct of the City
of New York, being duly sworn, deposes and says, that on SUNDAY, the 21 day

of December, 1890, in the City of New York, in the County of New York,

Daniel DE Coursey (now here)
being then and there in lawful charge of the premises No. 124 Forsyth

Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises, DID NOT KEEP SAID PLACE CLOSED, contrary to and in violation of
the statute in such case made and provided.

WHEREFORE, deponent prays that said *Daniel DE Coursey*
may be ~~dealt with~~ dealt with according to law.

Sworn to before me, this 21 day } *William Mooney*
of Dec 1890 }

J. P. Puffly
Police Justice.

0449

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Samuel DeCoursey*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *124 Jorseyth St - one day*

Question. What is your business or profession?

Answer. *Bar tender*

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
if held demand a trial
by jury*

Samuel DeCoursey

Taken before me this *21*
day of *Dec*
[Signature]
Police Justice.

0450

Police Court... District 3 1890

THE PEOPLE
ON THE COMPLAINT OF

William J. Conroy
Charles W. Conroy

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

3

4

Offence

Dated

DEC 21 1890

Magistrate

William J. Conroy

Officer

Witnesses

No.

Street

No.

Street

No.

Street

\$

to answer



[Handwritten signature]

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

Defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 *DEC 21 1890* *[Signature]* Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Daniel De Coursey

The Grand Jury of the City and County of New York, by this indictment, accuse *Daniel De Coursey* 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 *Daniel De Coursey* late of the City of New York, in the County of New York aforesaid, on the *21st* day of *December* in the year of our Lord one thousand eight hundred and *ninety*, 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.

0452

BOX:

419

FOLDER:

3874

DESCRIPTION:

Diamond, Michael

DATE:

12/22/90



3874

0453

Witnesses

Julius Bernstein
Jacob Margolis
Officer Stapleton

1220

Alex. S. Rosenthal
78 Essex St

Counsel,

Filed 22 day of Dec 1890

Pleads Not Guilty - Jan 1/91

THE PEOPLE

vs.

P
R

Michael Diamond

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

Committed
Dec. 23/90

JOHN R. FELLOWS,

District Attorney.

A True Bill.

William A. ...

Foreman.

Jan 13/91
Pardon granted Jan 13/91 -
Tried and Acquitted

Police Court 3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 298 Cherry Street, aged 21 years,
occupation Pants Manufacturer being duly sworn
deposes and says, that on the 15th day of Dec 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property, viz:

About 132 pairs of pants
of the value of about
Three hundred dollars

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Michael Diamond (nowhere) who acted
in concert with four men not arrested, for the
reasons following, to wit:

Deponent says, said property was in said
premises, and is informed by Jacob Margolus
of 5 Norfolk Street, a fireman in deponent's employ,
that at about 5 Am of said date, defendant
and said four men not arrested, came into said
premises, whilst said Jacob Margolus was
therein, and who intimidated said Jacob Margolus
and took aforesaid property, and went away
with same.

Deponent further says, he caused
defendants arrest by officers Stapleton and
Haggarty of the 7th Precinct, and deponent

Sworn to before me this
15th day of Dec 1890
Police Justice.

is informed by said officers, that defendant admitted to them, that he had been concerned in the taking of said property, claiming that deponent was indebted to him, and had said property in his possession, in lieu of the claim against deponent.

Wherefore, deponent charges defendant with acting in concert with said four men not arrested, and taking, stealing and carrying away said property from deponent's possession.

Sworn before me }
this 16 day of Dec 1870 }

J. B. [Signature]

[Signature]

Police Justice

0456

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 37 years, occupation Jacob Murgolus
Presser of No.

5 Marbach Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Zelig Barstein

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

Sworn to before me, this 16 day of Dec 1885 } Jacob X Murgolus
mark

[Signature]
Police Justice.

0457

3

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Michael Diamond

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. Austria

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

Answer. 260 Rivington St 1 mo.

Question. What is your business or profession?

Answer. Pastry maker

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

Answer. I am not guilty.

Michael ^{his} Diamond
mark

Taken before me this

day of

Sept 16 1935

Police Justice

0458

Sec. 192.

3 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Patrick G. Duffy a Police Justice of the City of New York, charging Michael Diamond Defendant with the offence of Grand Larceny

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 hearing thereof having been adjourned,

We, Michael Diamond Defendant of No. 260 Amington Street; by occupation a Pauper make and Victor Steiner of No. 105 Amington Stancey Street Street, by occupation a Hotel Keeper Surety, hereby jointly and severally undertake that the above named Michael Diamond Defendant shall personally appear before the said Justice, at the 3 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 _____ Hundred Dollars.

Taken and acknowledged before me, this 16th day of December 1890

Patrick G. Duffy
POLICE JUSTICE.

Michael Diamond
Victor Steiner

0459

CITY AND COUNTY }
OF NEW YORK, } ss.

Victor Ferris

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*

land situated at No 105 Broadway
Street and valued at Nine
Thousand dollars clear

Victor Ferris

Sworn to before me, this
10
th
of
1881
Police Justice

District Police Court.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the day of 188

Justice.

0460

1109
W. Mery P.M.
beamed in

BAILED,
No. 1, by *Michael Stein*
Residence *105 Belmont Street*
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

1862
2
District

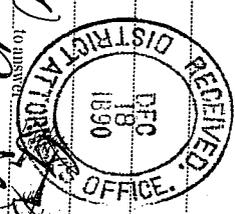
THE PEOPLE, v.
ON THE COMPLAINT OF
Police Court
Michael Stein
Michael Stein

offence *Grand Larceny*

Date *Dec 16 1890*

Magistrate
Stephen M. Murphy

Witnesses *David O'Hara*
James Mangan



No. _____
Street _____
No. _____
Street _____
No. _____
Street _____
No. _____
Street _____

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

Defendant
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *100* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.
Dated *Dec 17 1890* *Police Justice*

I have admitted the above-named *Defendant* to bail to answer by the undertaking hereto annexed.
Dated *Dec 17 1890* *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*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael Diamond

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

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

The said *Michael Diamond*

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

one hundred and thirty-two pairs of trousers of the value of two dollars and fifty cents each pair

of the goods, chattels and personal property of one *Gely Burstein*

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

*John R. Fellows,
District Attorney*

SECOND COUNT—

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

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

The said

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

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,
District Attorney.

0463

BOX:

419

FOLDER:

3874

DESCRIPTION:

Dineen, Joseph

DATE:

12/19/90



3874

0464

Brother of Murty Dineen -

212

Witnesses:

John Reilly
Off. McCarthy

Counsel,

Filed

19 day of Dec 1890

Pleads,

THE PEOPLE

vs.

Joseph Dineen

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

To
J. M.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John Van Hornel
Dec 20/90 Foreman.

Wm. D. Dwyer Esq
S. P. 2 1/2 3 1/2
R. B. M.

Police Court 3 District.

City and County of New York, ss.:

John Raily

of No. 127 Monroe Street, aged 48 years, occupation Bar tender being daily sworn

deposes and says, that the premises No. 552 Cherry Street, 7 Ward in the City and County aforesaid the said being a Five story brick

tenement house the ground floor ~~and~~ which was occupied by deponent's ^{employee} a Liquor Saloon and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly breaking the plate glass window in the front part of said building

on the 15th day of December 1887 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

Two dollars and ninety three cents in gold and lawful money of the United States and one bottle of Claret wine the whole valued at three dollars and ninety three cents

\$ 3 93
100

the property of Charles Matteson in the care and custody of deponent ^{as Bar tender} 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

Joseph J. MEEU

for the reasons following, to wit: Deponent regularly locked and bolted the doors and windows of said premises at the hour of 11 40 p.m. on said date. Deponent is informed by Officer McCarthy that Mr. Coughlin the defendant in the act of coming out of said place through the stair window. Deponent further says that he was seen for and returned to said Stair

0466

at the hour of 2 A M on the 16th day
of December 1890 and found the plate
of glass in the show window broken and
a large stone on the floor of said premises
Deposits thereon charges the defendant
with having Burglariously entered said
premises and having taken carried
away and stolen said property and
prints that he is held to answer

John Rully

Sworn to before me
this 16th day of December 1890

J. G. Ruffley
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 1890 Police Justice
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1890 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 1890 Police Justice

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

1
2
3
4

Dated 1890

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

0467

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 30 years, occupation Police Officer of No. 7th

Parson Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John Rully

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

Sworn to before me, this 16 day of December, 1890 } Andrew McCarthy

[Signature]
Police Justice

0468

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph D. Mullen 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.

Joseph D. Mullen

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

New York

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

Answer.

80 Pike Street 9 1/2 years

Question. What is your business or profession?

Answer.

Stevedore

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

J. D. Mullen

Taken before me this

day of

January

1889

16th

[Signature]

Police Justice

0469

#414
Police Court--- 3
District. 1890

THE PEOPLE, &c.,
ON THE COMPLAIN OF

John G. Kelly
187 Broadway
Joseph Durkin

Offence Burglary

1
2
3
4

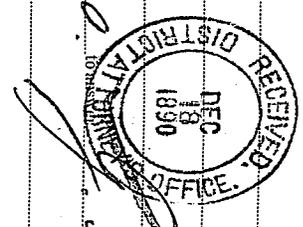
Date December 16 1890

W. J. Kelly Magistrate
1st Precinct in
City Officer.

Witnesses
Carl Miller
Street.

No. _____ Street.

No. 1000 Street.



Carroll
Burke

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
he 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 ~~is discharged~~

Dated December 16 1890 [Signature] Police Justice.

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

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

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

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

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Dineen

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

Joseph Dineen

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

The said

Joseph Dineen

late of the *Seventh* Ward of the City of New York, in the County of New York aforesaid, on the *fifteenth* day of *December* in the year of our Lord one thousand eight hundred and *ninety* —, with force and arms, in the *night* — time of the same day, at the Ward, City and County aforesaid, the dwelling-house of one *a certain building, to wit:*

the store of one, Charles Masterson —

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said *Charles Masterson in the said store* ~~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.

SECOND COUNT—

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

Joseph Dineen

of the CRIME OF *Petit* LARCENY, committed as follows:

The said *Joseph Dineen*

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

the sum of two dollars and ninety-three cents in money, lawful money of the United States of America, and of the value of two dollars and ninety-three cents, and one bottle of claret of the value of one dollar

of the goods, chattels and personal property of one *Charles Masterson*

in the ~~dwelling house~~ *store* of the said *Charles Masterson*

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

John Q. Fellows,
District Attorney.

THIRD COUNT—

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

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

The said

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

of the goods, chattels and personal property of

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

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

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen,) 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.

0473

BOX:

419

FOLDER:

3874

DESCRIPTION:

Dobson, Robert

DATE:

12/02/90



3874

0474

Left is a son of Backenham
convicted of murder 1st in
this Court. R.B.M.

Witnesses

Officer Armstrong

17/0

Counsel, *[Signature]*

Filed

day of

Dec 1890

Pleads,

THE PEOPLE

vs.

Robert Hobson

Grand Larceny 1st degree.
[Sections 528, 537, Penal Code].

17
143
Barnes
Parker

JOHN R. FELLOWS,

District Attorney.

A True Bill.

[Signature]
Foreman.

Dec 3/90
I Henry J. J. 2nd
Elmira Ref.
R.B.M.

0475

CITY AND COUNTY }
OF NEW YORK, } ss.

Edward J. Armstrong
Detective Sergeant of No.

aged _____ years, occupation *Central Office*

Street, being duly sworn deposes and
Clarkson Marwick

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

Sworn to before me, this *20*
day of *March* 18*99*

Edward J. Armstrong

[Signature]
Police Justice.

2

Police Court— District. Affidavit—Larceny.

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

Clarkson Merrick

of No. 34 West 24 Street, aged 52 years,
occupation Clerk being duly sworn

deposes and says, that on the 13 day of September 1887 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Two Gold Bracelets of the value of Twenty five dollars, 1 Gold Scarf Pin of the value of Five dollars, 4 pair of pants of the value of Twenty five dollars, 1 Topaz Ladies Breast Pin of the value of Forty dollars, and Good and lawful money of the United States, of the amount of Fifty dollars, all of the amount and value of one hundred and three dollars (\$103)

the property of Deponent, and in the deponent's care, and custody

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

from the following facts to wit: that the said defendant was in the employ of deponent, as a helper in the aforesaid premises, and by reason of said employment had access to the various rooms in said premises, and deponent further says that on the aforesaid date said defendant left the employ of deponent and left the said premises, and that immediately deponent missed said property.

And that the defendant admitted and confessed to deponent in presence of Detective Sergeant Edward J. Armstrong

of }
Sworn to before me, this }
1887 }
day }

Police Justice.

0477

of the Central Office that he had
taken stolen, and carried away said
property.

Sworn to before me }
this 30th day of November 1898 }
S. J. Kelly }
Police Justice

0478

Sec. 108-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Robert Johnson

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

Question. What is your name?

Answer.

Robert Johnson

Question. How old are you?

Answer.

17 years.

Question. Where were you born?

Answer.

New York

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

Answer.

143 Bowery. 6 months

Question. What is your business or profession?

Answer.

Printer

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

Answer.

I am guilty
Robert Johnson

Taken before me this 20 day of November 1887

[Signature]

Police Justice.

0479

Police Court... 2-1980 District

THE PEOPLE, v.c.,
ON THE COMPLAINT OF

William M. ...
34 Dec 24
Robert Johnson

1
2
3
4
Office

Date: December 30 1890

Magistrate
Officer
Precinct

Witnesses

No. Street

No. Street

\$1000 to answer



It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named 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 December 30 18 90 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.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Robert Dobson

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

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

The said Robert Dobson

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

two bracelets of the value of twelve dollars each, one scarf-pin of the value of five dollars, four pair of trousers of the value of six dollars each pair, one breast-pin of the value of forty dollars, and the sum of six dollars in money, lawful money of the United States of America and of the value of six dollars,

of the goods, chattels and personal property of one Clarkson Maverick

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

John R. Fellows, District Attorney.

SECOND COUNT—

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

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

The said

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

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,
District Attorney.

0482

BOX:

419

FOLDER:

3874

DESCRIPTION:

Dondero, Joseph

DATE:

12/18/90



3874

Sway

Witnesses:

Officer Downer
Seen for officer
F. D.

Some evidence
of presence
found by
F. D.

#207

W. A. Greedy

Counsel,

Filed 18 day of Dec 1890

Pleads, Guilty

THE PEOPLE

vs.

Joseph Donders

29. W. B.

CONCEALED WEAPON.

(Section 410, Penal Code).

John R. Fellows

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John R. Fellows
Foreman.

Jan 6/91
Pleas Guilty
149 mos. P.
Jan 9/91

0484

ALBERGO OLCESE,

524 Broome Street

NEW YORK.

In questo locale si trova una vasta Sala per Riunioni di Società e per Banchetti. Vi è Trattoria con cucina all'Italiana. Vi è pure annesso un magnifico *GIUOCO DI BOCCIE*.

SI ALLOGGIANO IMMIGRANTI.

Si forniscono biglietti di passaggio da e per l'Europa e per tutte le linee ferroviarie degli Stati Uniti.

LUIGI OLCESE, Proprietario.

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

Joseph DeBarberi

being duly sworn deposes and says. I am Foreman in Steam Laundry I reside at 106 Thompson Street I know Joseph Boudero now charged with carrying concealed weapon and awaiting sentence in Court of General Sessions I have known him nine years I know people who know him he is a man of good character I have always found him an honest industrious peaceable man

Sworn to this 4th day
of January 1891 before me.

Thos G. Morgan

Commissioner of Deeds
N.Y.C.

Joseph DeBarberi

1891

State of New York
 City and County of New York
 Louis Olcese.

being duly sworn says I
 am a Saloon-Restaurant Keeper I reside
 at 524 Broome Street. I know
 Joseph Boudero now charged
 with carrying concealed
 weapon and awaiting sentence
 in Court of General Sessions
 I have known him six years
 I know people who know him
 I have always known him to
 be a hard working, honest,
 and peaceable man.

Sworn to this 9th day
 of January 1891 before me } Kingi Olcese
 Thos. A. Maguire
 Commissioner of Clubs
 N.Y.C.

State of New York
City and County of New York

John Merry.

being duly sworn says I am a
Laborer ~ I reside at N^o
408 West 16th. I know Joseph
Donders now charged with
carrying a concealed weapon
and awaiting sentence in Court
of General Sessions he is a
man of good character I
have known him seven years
and know people who know
him I have always found
him to be an honest indus-
trious and peaceable man

Sworn to this 9th day of
January 1891 before me

J. G. Mason

Commissioner of deeds

N.Y.C.

John
his mark
Merry

N. D. General
Sessions of the Peace

The People vs

vs

Joseph Dondero

Affidavits Character

Chas. Goldrey
of Counsel

0488

0489

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, Dec 2^d 1890

To certify that Gladys Price
is in good condition & will
be able to leave Hospital in
a few days.

Geo. L. Wells M.D.
J. S.

0490

J. V. L. Weber,
Builders.

212 East 80th St.

TELEPHONE
964-39th ST.

New York, Dec 30 1890

The Honorable

The Recorder or Judge of Court of Sessions

We are glad to testify
to the good character of Joseph Cucularo, who
has been in our employ for the past seven years
and whom we have always known as an
industrious honest and sober man - without vi-
cious habits - We regard the unfortunate occurrence
to him as an accident, and are ready to
have him continue in our employ, any time
he will be at liberty to do so

Very respectfully

J. V. L. Weber
John

Police Court, 2nd District.

City and County of New York } ss. James A. Downigan
of the 15th Precinct Police Street, aged 24 years,
occupation Police officer being duly sworn, deposes and says,
that on the 15th day of December 1890, at the City of New
York, in the County of New York, defendant arrested

Joseph Dondoro (Bourbon) in
Mr. 3rd Street, and defendant found
concealed upon his person that
unlawful weapon commonly known
and called Metal Knuckles
Defendant believes and charges that
said defendant had said felonious
weapon in his possession, with the
intent to use the same in violation
of section 410 of the Penal Code of
the State of New York

James A. Downigan

Subscribed before me this
2nd day of December 1890
J. P. [Signature]
Police Justice

0492

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Joseph Bouders 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. *Joseph Bouders*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *408 West 16 Street 3 months*

Question. What is your business or profession?

Answer. *Labourer.*

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 quite I found the
weapon in 129 Street 4th Avenue
when I was Employed as a Labourer
on last Saturday I picked it
up for junk*

Joseph Bouders

Taken before me this

Joseph Bouders

Police Justice.

0493

BAILED

No. 1, by *Luigi Meese*
 Residence *324 Borne* Street

No. 2, by _____
 Residence _____ Street

No. 3, by _____
 Residence _____ Street

No. 4, by _____
 Residence _____ Street

1892
 Police Court... 2
 District

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

John A. Harrison
 1 *Frank Sanders*
 2
 3
 4

Offence *Carrying Weapon*
felony

Dated *Dec 2* 1892

Mealy Magistrate
Mauryan 15 Officer
 Precinct

Witnesses _____
 No. _____ Street

No. _____ Street

No. _____ Street

Luigi Meese

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 special bail.

Dated *Dec 2* 1892 *W. J. Duffy* Police Justice.

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

Dated *December 4* 1892 *John Harrison* 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.



Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Donders

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

Joseph Donders
of a FELONY, committed as follows:

The said *Joseph Donders*
late of the City of New York, in the County of New York aforesaid, on the *first*
day of *December*, in the year of our Lord one thousand eight hundred and
~~eighty~~ *ninety* at the City and County aforesaid, with force and arms, feloniously did
furtively carry, concealed on his person, a certain instrument and weapon of the kind
commonly known as *metal knuckles*
with intent then and there feloniously to use the same against some person or persons to the
Grand Jury aforesaid unknown, 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
Joseph Donders
of a FELONY committed as follows:

The said *Joseph Donders* 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, feloniously did possess a certain instrument
and weapon of the kind commonly known as *metal knuckles*
by him then and there concealed, and furtively carried on his person,
with intent then and there feloniously to use the same against some person or persons to
the Grand Jury aforesaid unknown, 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.

0495

BOX:

419

FOLDER:

3874

DESCRIPTION:

Donohue, John

DATE:

10/20/90



3874

0496

161

Witnesses;

no Fort

Counsel,

Filed

24 day of *Oct* 18 *90*

Pleads,

Not Guilty

20 THE PEOPLE

John Donohue
71 D.

Grand Juror, *2nd* Degree.
(From the Person.)
[Sections 528, 530, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Part 2 - Oct 22, 1890 Foreman.

Pleads Grand Juror 2 Degree

E. K. G.

Police Court 3rd District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. John Gray
Tarrytown N.Y. Street, aged 24 years,
occupation Driver being duly sworn

deposes and says, that on the 13 day of Oct 1898 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the night time, the following property, viz:

A silver watch of the value of Four ⁵⁰/₁₀₀ Dollars, and a plated chain of the value of 50 cents, both of the aggregate value of Five Dollars the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by John Donohue (now here) for the reasons following, to wit:

Deponent says, - at about eight P.M., of said date, he was riding on a Grand Street car going in a westerly direction, when two minutes thereafter defendant also boarded said car and seized said property, then wore on the vest of deponent's person, and ran off therewith.

Deponent further says, - he pursued defendant, and caused his arrest by Officer John T. Coyle of the 12th Precinct who saw defendant running, and joined deponent in the chase.

Sworn to before me this 13 day of Oct 1898
Police Justice, #1

for defendant and subsequently
arrested defendant in the hallway
of 400 Madison Street, into which
house deponent and said Officer
Boyle, saw defendant enter.

Deponent further says - he found
in the possession of defendant a portion
of a plated chain, which fragment
deponent identified as being a portion
of the chain he had worn on his person
and as being a portion of the identical
chain defendant had seized in the ^{same}
manner aforesaid and identified defendant ^{as being the man who seized}

Wherefore deponent charges de-
fendant, with taking, stealing and
carrying away said property from his
person and possession.

Sworn to before me
this 14th day of Oct 1891

John Fry

Police Justice

~~W. W. [unclear]~~

0499

CITY AND COUNTY }
OF NEW YORK, } ss.

John T. Coyle
Officer

aged years, occupation of No.

12 - Ave

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

John Fox

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

Sworn to before me, this

14

day of

Oct 1890

John T. Coyle

[Signature]

Police Justice.

0500

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

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

Question. What is your name?

Answer. *John Donohue*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *72 Jackson St - 1 year*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty.*

John Donohue

Taken before me this

day of

[Signature]
Police Justice.

0501

Police Court... 9-1565 District.

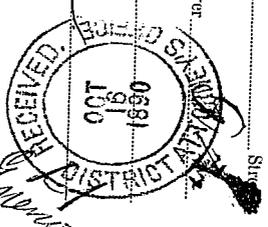
BAILED,

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

THE PEOPLE, Etc.,
OF THE COMPLAINT OF
John W. ...
John W. ...
John W. ...

Date: *Dec 14 1890*
Magistrate: *John W. ...*
Officer: *...*
Precinct: *125*
Witnesses: *...*
No. _____ Street _____
No. _____ 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 *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 *Dec 14 1890* 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.

0502

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

John J. Boyle
of No. 12th Avenue Street, aged _____ years,
occupation Police Officer being duly sworn deposes and says,
that on the 13th day of Oct 1885

at the City of New York, in the County of New York, he arrested John Donohue (now here) on complaint of one John Fox, for harboring from person. Depoent says - that said John Fox is a necessary and material witness for the People in said action.

Depoent says - that said John Fox has no permanent residence in the City, and fears that he will be unable to produce him at trial, and prays that he may be committed to the House of Detention in default of bail to testify. John J. Boyle

Sworn to before me this 14th day of Oct 1885

[Signature]
Police Justice.

0503

ESTABLISHED 1857

Office of Griggs & Co.,

154 East 55th Street, 1160 Third Avenue, cor 68th Street,
And 21 Jackson Street,

New York, Aug 6 1890

To whom it may concern.

The bearer John Donahue,
has been in our employ as
Driver. We would recommend
him to any who may need his
services as being a careful
Driver and a steady ^{and} reliable
young man.

Respectfully yours

Aug 16
21 Jackson St
N.Y. City

0504

New York, May 3rd 1890
To whom it may concern.

To Thomas P. Martin, Dr.

This is to certify that the bearer,
John Donahue, has been in my employ
for the past year, and I have always found
him honest, sober, and capable, and can
recommend him as such, to any party
desiring his service.

Yours truly
Thos. P. Martin

0505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Donohue

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

John Donohue
of the CRIME OF GRAND LARCENY in the *first* degree committed as follows:

The said

John Donohue

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

one watch of the value of four dollars and fifty cents and one chain of the value of fifty cents

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

John R. Fellows,
District Attorney.

SECOND COUNT—

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

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

The said

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

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOYS,
District Attorney.

0507

BOX:

419

FOLDER:

3874

DESCRIPTION:

Donovan, John

DATE:

12/02/90



3874

0508

Witnesses:

A. Rogers
J. P. Gaudin
Officer Courtland

#25

Counsel,

Filed

day of

1890

Pleads,

Not guilty 3

THE PEOPLE

19 *John* vs.

28 *Frank* of

John Donovan

Burglary in the THIRD DEGREE
and Cellulose and
(Section 498, 504, 513 & 503-788)

~~John R. Fellows~~ JOHN R. FELLOWS,
District Attorney.

A True Bill.

William T. Cunningham
Part 2 - Dec. 12, 1890 Foreman.
On Motion of District Attorney
defendant discharged on
his own recognizance

Upon reading the
within indictment
& affidavits of good
character & con-
sidering the youth
of the defendant, I
ask that he be
discharged on his own
recognizance - for the
purpose of giving him
an opportunity to become
a good citizen -

Dec 12th 90

William T. Cunningham
D. A.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

John Donovan

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. I have known the defendant for a year and a half, and know him to have been heretofore a good boy with respectable parents. I respectfully ask this honorable Court to deal leniently with the defendant, as I have no desire to have him punished any more than he has already suffered - knowing his father very well as I do - I feel that should this honorable Court discharge him from custody, that no harm can come of it, as I am assured by his father that he has a position awaiting him now. I make this statement voluntarily and freely and trust this honorable Court will give my wishes due consideration and discharge the defendant.

Sworn to before me this }
10th day of December 1897

his }
Alfonso X Pancera
Mark

Gilbert P. Klein,
Commissioner of Deeds,
N.Y. County.

05 10

Court of General Session

The People vs

vs.

John Donovan

Complainant

Withdrawal

0511

MANUFACTURER OF
CHAIRS,
Chamber Furniture
— AND —
FOLDING BEDS,
— FOR —
FOREIGN and DOMESTIC
TRADE.

Josiah Partridge,

No. 360 Pearl Street,

NEW YORK.

FACTORIES:

Phoenicia, New York.
Oneonta, New York.
26 Cherry St., New York.
19 to 21 Roosevelt St.,
New York.

NOVEMBER 8TH 1890.

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY THAT JOHN DONOVAN HAS BEEN IN MY EMPLOY UP YTO
TWO WEEKS AGO-- FOR THE PAST THREE MONTHS-- HIS CONDUCT WAS SATIS-
FA CTORY AND TO THE BEST OF MY KNOWLIDGE HIS WORK WAS PERFORMED
CONSCIENTIOUSLY.

Josiah Partridge
N. M. P.

Court of General Sessions

The People
John Dawson }
vs

Thomas Sullivan
being duly sworn says he has
known the above defendant for
Eight years and ~~never~~ always
believed him heretofore to be a
good honest buy - defendant
Also knows defendant's father and
feel certain that it is ~~just~~

Case for the exercise of the utmost
Judicial Caution
Done to wit for Thomas Sullivan
on Dec 12. 1890

William H. Perry
Clerk

05 13

CITY AND COUNTY OF NEW YORK, } ss.

Giuseppe Lapardo

aged 70 years, occupation Bar black of No.

54 James Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Alphonso Senzani

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

Sworn to before me, this 20th day of Nov 1887 *Giuseppe Lapardo*

A. J. White
Police Justice.

Police Court 1st District.

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

of No. 61 James Street, aged 32 years,
occupation Shoemaker being duly sworn

deposes and says, that the premises No 61 James Street,
in the City and County aforesaid, the said being a two story

building a portion of the ground floor
of and which was occupied by deponent as a shoe shop
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly breaking
open a door leading
into said store

on the 19 day of November 1890 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

two pairs of shoes
valued at One 20 dollars

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 Donovan (now here)
and several other men yet arrested

for the reasons following, to wit: deponent having
recently locked the said door
and having found the same
broken open and said shoes
missing he is informed
by Giuseppe Lupardo (now here)
who saw this defendants with
three other force upon said
door and he saw the defendants

05 16

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Donovan 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 Donovan.*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *28 Madison St. Brooklyn*

Question. What is your business or profession?

Answer. *Work on Chairs*

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 Donovan*

Taken before me this
day of *July* 188*8*
[Signature]
Police Justice.

0517

Police Court---
District
1954

THE PEOPLE, etc.
vs.
OTHER COMPLAINANT

[Handwritten signatures and names]
James H. ...
John W. ...

BAILIED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

1
2
3
4

Offence

Dated

[Handwritten date]

Magistrate

Officer

Precinct

Witnesses

[Handwritten witness names and addresses]
James H. ...
John W. ...

No.

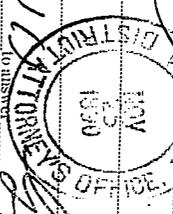
Street

No.

Street

\$

as



[Handwritten signature]
Committee

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

[Handwritten name]
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *[Handwritten amount]* 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 *[Handwritten date]* 18 *[Handwritten name]* Police Justice.

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

Dated *[Handwritten date]* 18 *[Handwritten name]* Police Justice.

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

Dated *[Handwritten date]* 18 *[Handwritten name]* Police Justice.

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 Donovan

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

John Donovan

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

The said

John Donovan

late of the Fourth Ward of the City of New York, in the County of New York aforesaid, on the nineteenth day of November in the year of our Lord one thousand eight hundred and eighty-ninety, with force and arms, in the night-time of the same day, at the Ward, City and County aforesaid, the building, to wit: the dwelling house of one shop of one Alphonso Panzera a certain

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said Alphonso Panzera, in the said shop 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.

SECOND COUNT—

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

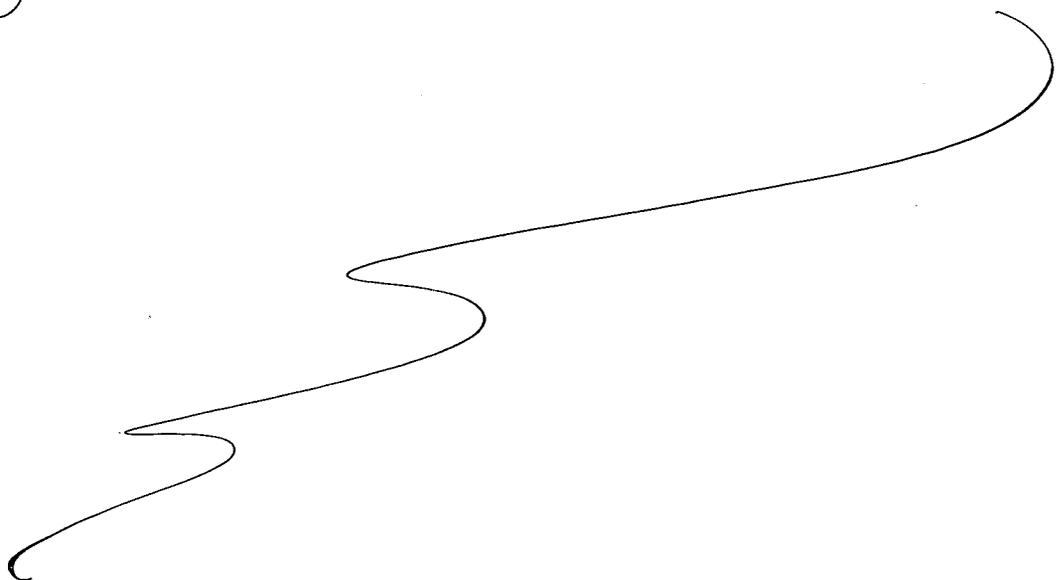
John Donovan

of the CRIME OF *Petit* LARCENY _____, committed as follows:

The said *John Donovan*

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

two pair of shoes of the value of eighty-five cents each pair



of the goods, chattels, and personal property of one *Alphonse Panzera*

in the ~~dwelling house~~ *shop* of the said *Alphonse Panzera* —

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

John R. Fellows,
District Attorney.

THIRD COUNT.

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

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

The said

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

of the goods, chattels and personal property of

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

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

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen), 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.

0521

BOX:

419

FOLDER:

3874

DESCRIPTION:

Doolittle, Erastus H.

DATE:

12/22/90



3874

0522

BOX:

419

FOLDER:

3874

DESCRIPTION:

Goodrich, Eugene

DATE:

12/22/90



3874

0523

Witnesses:

Officer Mearns
Officer Smith

J. W. Osborne
107 Hall

Counsel,

Filed 22 day of Dec 18 90

Pleads *Not Guilty*

THE PEOPLE

vs.

Erastus H. Doolittle

(2 cases)

and

Engene Goodrich

SABBATH BREAKING.

(Section 205, Penal Code.)

JOHN R. FELLOWS,
District Attorney.

A True Bill.

William Van Hamden

Foreman.

Each fined \$57

0524

Sec. 151.

Police Court..... District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Pete Nugent of No. 207 Mulberry Street, that on the 7 day of December 1890 at the City of New York, in the County of New York,

one John Joe and one other did cause and permit a certain theatrical and dramatic entertainment and jugglery on the first day of the week called Sunday at No 537 Fifth Avenue in violation of the Penal Code of the state of New York

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring them forthwith before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 8 day of December 1890

Do J. C. [Signature] POLICE JUSTICE.

0525

POLICE COURT DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated 188

..... Magistrate.

..... Officer.

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

..... Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

[Signature] Police Justice.

Police Justice.

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

The within named

0526

DISTRICT POLICE COURT.

THE PEOPLE,
IN COMPLAINT OF

Peter Nugent

agst. *Eugene Goodrich*

Examination had

Dec 16

1880

Before

Daniel O'Reilly

Police Justice.

I, *W. L. Ormsby*

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 *Peter Nugent*

Patrick H. Callahan, John W. Walters, Erastus K. Doolittle

as taken by me on the above examination before said Justice.

Dated

Dec 16

1880

W. L. Ormsby

Stenographer.

D. J. Callahan
Police Justice.

0527

POLICE COURT,
SECOND DISTRICT,
W. L. ORMSBY, JR.
STENOGRAPHER.

The People
Peter Nugent

vs
Eugene Goodrich.

Examination Before Judge O'Reilly
Dec 16 1890

Peter Nugent the complaining witness
being cross examined on his affidavit
deposes and says:

By Mr. Stiner

Q - Do you mean to say that
there was jugglers going on
there?

A Well no; I could not exactly
say a burglary

Mr. Stiner moves to strike out the
word jugglers from the complaint
Motion denied.

Q Explain what you mean
by jugglers?

A There was a shadow performance
made by the hands representing
the heads of different animals.

2 There was no person on the stage in uniform was there
 in? There was music that
 was all there was of it?

A Yes up stairs - down stairs
 the theatrical part of it.

2 Where were the songs sung?

A Down stairs

2 Is that the performance you
 made complaint of?

A Of both of them

2 Where were the Indians?

A Up stairs - in the Museum.

2 They were not doing anything?

A They were sitting on Exhibitors.

2 Looking as usual - the dresses
 they always wear?

A I do not know what they
 always wear

2 Citizens dress?

A Citizens dress - but the dresses
 that they wear - it was explained
 the dresses they wear other days
 lay alongside of them

2 That was explained by the

lecturer?

A Yes.

Q He lectured on their mode of living

A Yes sir

Q How they lived upon the plains?

The Court - Explain what he did.

A The lecture explained why they were called by such names as "the fawn"

Q Who explained that?

A The defendant Goodrich.

By the Stone

Q Did he state that he was raised in that section of the country

A He did.

Q That he knew the habits of the Indians?

A Yes

Q That he had lived among the various tribes of Indians in that country?

3 A He said that he had lived

in that country.

Q Was that all that du Goodrich did?

A Yes Sir — There was a fortune teller there — he explained his fortune telling.

Ex-ammud by du Bruce counsel for the people

Q — Go on and state from the beginning what you saw.

A He explained that there was a fortune teller there who told fortunes for men for 25 cents. He then went on and said there was a wood carrying man who had small bits of wood and a few knives. He made fans out of the wood. He said that on week days they were given to ladies or sold. He said that the day being Monday he would not sell any or give them away. They were on a little platform in the Museum

Q 2 Then the Indians came?

A. He told all about the Indians
By du Stone

Q. As far as the Indians were concerned they exhibited nothing did they?

A. No sir, he sat on a little platform

Q. Mr Goodrich was simply then explaining the method the mode of representing.

A. That was it.

Q. To the audience around there?

A. Yes

Q. Did you see then play upon any instrument?

A. No sir.

Q. What else?

A. There was a monkey that he took on his shoulder.

Q. Did he tell about the monkey?

A. He kept it on his shoulder and took it in his hand, to go on a table

Q. Carried it on his shoulder

5 That was all?

A That was all.

Q He did not explain the monkey?

A No Sir

Q Is that all you saw in that room?

A No Sir! Different fishes - some other things, a regular museum. There was a fat woman there. She sat on a platform -

Q She did not do anything?

A No

Q Or say anything?

A No Sir.

Q Simply sitting there?

A Yes Sir

Q You don't know whether she was on exhibition?

A She was sitting there.

Q You do not know whether she lives there?

A I do not know Sir

By the Court?

Q What kind of costume did

6 she wear?

A A street dress - walking dress

2 What do you mean?

A The same as she would wear
in a room

By Mr. Prince

2 Low neck and short sleeves:

A No sir - long sleeves

By Mr. Stiner

2 Now as a matter of fact
about the time - was it
really that Sunday;

A I will take the fat woman
out. I am mixed up with
what I saw another Sunday

2 Are you a judge of music,
object to

2 You have heard singing at
sacred concerts?

A Yes.

2 Have you heard at sacred
concerts or Sundays. Have you
heard songs similar to the songs
which you heard in this hall?

A Not exactly at sacred concerts.

7 2 Will you mean that you have

not heard similar songs at
said courts?

A. No; not that I heard.

Q. Have you not heard of the
Soldier's Farewell song?

A. No Sir.

Q. Was any singing similar to
that?

A. "Down on the Farm"

Q. Anything similar to the
Soldier's Farewell?

A. No Sir.

Q. Was there a song on that
occasion "Down on the
Farm"?

A. Yes.

Q. Do you know what kind of
a song that is?

A. Yes; I should say a
sentimental song.

Q. The mother's appeal to her
boy was that song?

A. No Sir. There was two - I
did not catch any two

of

names.

2. Do you know whether a song called "the watcher" was sung there?

A. No sir

2. A working man's song?

A. Yes sir "A song 'You can't keep the working man down'"

2. Do you know whether that is a comic song?

A. A sentimental song

2. It is not out of place to be sung at any place is it sir?

A. I do not think it would do in a church

2. Would it be out of place to be sung at your house?

A. No sir

2. Were there any songs sung on that occasion that were not proper to be sung at any place, church or otherwise?

A. I cannot judge of that

2. Do you think they were objectionable?

A - I do not think they would do to sing in a church?

Q You would not think "Home Sweet Home" would be proper in a church?

A No sir

Q They sing it in churches?

A I never heard it.

Q There was no person in uniform there - no person in costume other than their usual costume?

A No sir; there was none in costume.

By the court

Q Tell the songs that were sung there.

A - "Down on the Farm" "The Brigade on the Mountain"

"My Daddy's Grocery Store" and comic songs - I did not get their names.

Q These songs are ^{the} songs that you have heard at sacred concerts?

A - No sir.

Q You have visited sacred concerts?

A Yes: I have been to them.

Q Have you heard these songs there?

A No sir

By Mr. Stiner

Q Have you heard any of these songs sung at sacred concerts?

A No sacred concerts

Q Have you ever been to concerts in the Broadway Theatre?

A No sir.

Q or at the Grand Opera House?

A No sir

Q or at the Bijou Opera House?

A I believe I have once.

Q Do you know the songs sung there?

A I do not remember.

Q Have you been to Palmer's Theater concerts on Monday night?

A No sir.

Q or to the Casino?

11 A No sir

- 2 Do you mean to say that these songs that were sung at that place were not proper songs for concerts that ~~were~~ ^{are} given at various theatres throughout the country on Sundays;
- A- I am not to judge about that. That is for the judge to say.

By Mr. Bruce

- 2 Before the audience went down stairs did you hear any remarks by the lecturer?
- A- Yes sir, he said you will all go down stairs.
- 2 Did he say what would be there?
- A- "The performance down stairs was just commencing."
- 2 Did he mention what that performance would consist of?
- A- I do not recollect.
- 2 Was there any extra admission charged to go down stairs?
- 12 A- There was an extra fee to

get a seat of five cents.

2 Who gave the notification.

A I think the lecturer said "You can go down stairs"

2 About how long did the concert down stairs last?

A I should judge about half an hour.

2 Were there any musical accompaniment?

A A piano.

2 In the exhibition up stairs was there any reference made to the performance or exhibition which was given during the week?

A There was when he was speaking the Indians.

2 Describing the Indians?

A No Sir. He did not describe the Indians only the usual uniform of the Indians; their ~~customs~~ costumes they wear west dress.

2 Exhibited the costumes?

13 A - They were lying alongside of him

2. Did the lecturer explain the
or describe the man who was
carving wood?

A. He did.

2. at at the time that was
going on the man was
performing the act?

A. No; he was not at that time.

2. Had he been doing so before
that time?

A. Previous to that

2. Did you see him cut?

A. Yes Sir.

2. Were these songs serious or
comic?

A. Some were comic

2. Did they provoke laughter?

A. I believe some of the audience
laughed.

2. Did the performers in singing
songs act them out with
gestures

A. Sometimes moved their arms
around.

14 2. You were charged admission when

you first went into the hall

A Yes Sir

Q and then charged for admission to reserved seats;

A Yes Sir

By Mr. Stone

Q You were charged for seats and for admission the same as is done at sacred concerts;

A Well I do not know about that

Q The charge for admission was 10 cents;

A Yes Sir

Q What was charged for admission to seats;

A Five cents

Q and the admission to sacred concerts is usually from 5 cents to \$1.50; and \$2.00

A Yes Sir

Q There has really never been anything objectionable at these places that you know of;

15- A No Sir

Q You saw nothing out of the way there?

A Well; I did not see direct

Q What do you mean by nothing out of the way?

A No disorderly acts; no fighting or annoying people who were in there;

~~By the witness~~
A - Of anybody else

A I could not see it.

~~By the court~~

Q There was singing of course song?

A Yes sir.

Q What else?

A A Punch and Judy show

Q How was the Punch and Judy show?

A - That was down stairs.

Sworn to before me this 18 day

December 1900

John J. [Signature]

Police Justice.

Patrick H. Callahan, being duly

sworn and examined as a witness

for the people response and says: - I am 35 years old. I am a detective at the Central Office

Q Were you present at the time of this alleged violation of the Sunday Law?

A Yes sir.

Q State what occurred?

A We went in on Sunday afternoon. This gentleman, (The Defendant Goodrich) was examining the curiosities & peering about the Indians.

Q What were those curiosities?

A The Indians, and the fortune teller: how the Indians came to be called by different names. He explained how the fortune teller would tell fortunes for 25 cents. There was a man in there carving out fans out of pieces of wood with a Jack Knife. He

17 explained about the wood carver.

He explained about how there was
 a ~~wood~~ car an exhibition down
 stairs in the exhibition hall,
 In the concert hall we paid
 5 cents extra for a seat. There
 was singing of songs down
 there sentimental and
 comic songs.

By Mr. Stone

2 What are called serio comic?

A Comic or serio comic. They
 were "Down on the Farm"
 The Orphans on the Mountain.

2 How are pretty songs?

A Some of them. There was a
 song "My Daddy's Grocery
 Store" and a duet by two
 young men, and a song
 "You can't keep the workmen
 down."

2 Nobody was telling fortunes?

A I did not see them.

2 He was simply explaining how
 she would do it?

18 A Yes

2. There was no fortune told there;

A - I have not seen any.

2. There was an audience there quite a number of people.

2. You are not a musician are you?

A. No Sir

2. Do you know anything about sacred concerts?

A. Very little.

2. Or concerts at the different theatres?

A. Very little.

Rediviv

2 - Were there songs sung by performers on the stage?

A. A stage - yes Sir

2. Was the stage set with scenes?

A. A scene in the rear - no shifting of scenes, - simply a stage with a little back scene.

2. It was a stage with a scene?

19 A. Yes.

Q Were the performers all on the stage at once?

A They came on singly one after another.

Q Did any of the performers make gestures?

A They moved their arms. They just came on the stage again and sang.

Q Then the lecturer gave the invitation to go down stairs?

A Yes.

Q You corroborate the last witness in that respect?

A Exactly the same.

Q How many people were there then?

A There was from 50 to 75.

Q What class of people were they?

A They were working people.

Q Many very young people?

A No.

Q Boys and girls 16 to 18 years?

Q A Very few young people.

There were not over fifty
altogether - mostly grown
people

Q You paid admission to get
into the place?

A Yes.

By Mr. Stiner

Q They were working people
most of them?

A Yes.

Q You did not see any
acts of murder there?

A No, nothing in any way.

Q It was conducted with
propriety?

A Yes.

Sworn to before me this 18 day
of December 1950
by John W. Walters
Justice

John W. Walters being duly
sworn and examined as a
witness for the people before
and says I am an officer
attached to the Census Office.

Q Were you present at the time

of this alleged violation of the
Sunday law?

A. Yes sir

Q. State what occurred.

A. We went into a hall. There
was a lecturer there and
Indians, and a lady who
was said to be a fortune
teller, and the lecture re-
ferred about the wood carver
and about the lady, and
about the Indians, and
their manners and customs
Then we went down stairs
and paid five cents extra for
a seat in the concert hall
and a young man sang a
song "Down on the Farm," "The
Burgands on the Mountain" a
song by a young lady "My
Daddy's Grocery store" and
comic songs, and a duet
by two young ladies.

By the Court

Q. Were these songs, such as

as one sung at sacred concerts,

A I have never been at
sacred concerts

Q Have you ever been at church
concerts?

A No sir

By Mr. Stinner

Q These were sentimental songs?

A Yes.

Q - At sacred concerts have
you lead sentimental songs?

A I have lead sentimental songs,
I have never been to sacred
concerts

Q On Sunday?

A No sir.

By Mr. Bruce

Q Have you heard all these
songs sung?

A I have heard them in
houses of friends of mine

Q You have heard the testimony
of Miss Vajant and Miss
Callahan do you desire to
corroborate their evidence?

A I do.

Q You paid admission

A They paid it for me.

Q You went with them?

A Yes.

By the court:

Q You paid extra admission down stairs?

A Yes, five cents for reserved seat.

By the Prues

Q These songs were sung from a platform?

A Yes, Sir.

Q Were there any shifting of scenes on the stage?

A No

Q But one scene?

A Yes, a back scene - nothing painted on the wall - it might have been on the wall.

Q Did the performers come out from behind the scene?

A They came from the side places

Q - Where was the man?

A - Down on the floor.

Q - It was not upon the stage?

A - No Sir

Q - What kind of costume was this young lady in?

A - Walking street costume

Q - Or evening costume?

A - No hat on.

December 1900 The People's Rest

~~De Witt's~~

Mr. Stines moves to dismiss the complaint on the ground that it is not shown that any section of the law has been violated; that section 277 has not been violated; that Mr. Dependent Goodrich has not been guilty of violation of any law on a simple lecture.

Motion denied

Erastus K. Fowlittle one of the dependents being duly sworn and examined as a witness in his
25 own behalf deposes and says:-

I am 53 years old. I live at
53 8th Avenue. I am manager
of the Star Museum. I have
been in the theatrical business
6 months.

Q Have you been at various
concerts before?

A Yes sir

Q and theatres?

A Yes sir

Q and sacred concerts?

A I have

Q at many?

A A great many.

Q Various theatres throughout the
country?

A I have.

Q Will you tell the court whether
you have heard singing in
such places of songs similar
to those described by Officer
Najant and the other officers?
Objected to

A I have heard those songs
and songs of that character

all over the country -

Q at Sacred Concerts?

A at Sacred Concerts all over the country on Sunday.

Q were any of these songs improper to be sung on Sunday?

A - I never allow anything improper.

Q answer the question?

A Nothing improper

Q Was there anything done there by Mr Goodrich or any person there in violation of any section of the Code?

Objected to

Objection sustained.

Q Was there anything done by you in violation of the Code?

Objected to

Sworn to before me this 16 day

of December, 1890

[Signature]
Notary Justice.

27 Joseph W. Stines - being duly

sworn and examined as a witness for Defendant her poses and says: I am 53 years old

Q Where do you live?

A at 103 E 64th st for the present.

Q What is your business?

A Lawyer. I have heard the testimony given by Officer Nugent. I have attended such places, concerts, all my life. I am somewhat of an amateur musician myself. In ~~addition to the~~ ~~various~~ ~~concerts~~ ~~and~~ ~~places~~ ~~mentioned~~ ~~by~~ ~~Officer~~ ~~Nugent~~ I believe to be and know: -

objection to

objection sustained.

Re Court

28 Q - Were you present at the time of this occurrence?

A No Sir.

Q How do you know when
you were not present;

A I know the songs.

16
December 1890

~~Do I know the songs~~

Mr. Stines - I move for the
discharge of the defendant
Doolittle. There is no
evidence that he has
violated any law.

Motion denied

Defendant held to answer
\$300 bail.

FOREIGN COURT,
SECOND DISTRICT,
W. L. ORMSBY, JR.,
STENOGRAPHER.

0556

Police Court, 2 District.

City and County } ss.
of New York,

Pete Nugent

of No. 901 Mulberry

Street, aged _____ years,

occupation Selective

being duly sworn, deposes and says,

that on the 7 day of December 1890, at the City of New York, in the County of New York, one John Doe, did cause

and one other

and permit a certain theatrical and dramatic performance and jugglery, at 531 Eighth Avenue, and in a theatrical hall at said place, the said performances consisting of fortune telling, performances by Indians, comic singing, wood carving by a man and woman in costume, in violation of Section 277 of the Penal Code of the State of New York; the said acts being done on the first day of the week called Monday

Sworn to before me this _____ day

of December 1890

James C. [Signature]
Police Justice

Pete Nugent

0557

No. 77
Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Pete. Neypat
vs.
John Doe
and one other

Dated *Dec 5* 18*80*

O'Reilly Magistrate.
Neypat Officer.

Clerk.

Witnesses *Patrick H. Callahan*

No. *John W. Walter* Street, *CD*

No. _____ Street, _____

No. _____ Street, _____

\$ _____ to answer _____ Sessions.

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 *One 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 _____ 188_____ Police Justice.

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

Dated _____ 188_____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188_____ Police Justice.

0558

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Erastus H. Doolittle 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.

Erastus H. Doolittle

Question. How old are you?

Answer.

53 years

Question. Where were you born?

Answer.

Mass.

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

Answer.

5-31 8th Ave

Question. What is your business or profession?

Answer.

Museum.

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.

*Saw not guilty
Erastus H. Doolittle*

Taken before me this
day of

188

W. H. C. J.
Police Justice.

0559

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
NEW YORK, } ss.

Eugene Goodrich 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. *Eugene Goodrich*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *Ill.*

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

Answer. *531 8th Ave*

Question. What is your business or profession?

Answer. *Lecturer*

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*

Eugene Goodrich

Taken before me this
day of *Sept*
189*8*

Police Justice.

0560

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

Peter Nugent

of No. *Leubrook Place* Street, being duly sworn, deposes and says,

that *Eugene Goodrich* (now present) is the person of the name of

Richard Roe mentioned in deponent's affidavit of the *8*

day of *December* 188*7*, hereunto annexed.

Sworn to before me, this *9*
day of *Dec* 188*7*

Peter Nugent

So I certify POLICE JUSTICE.

0561

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

Peter Nugent

of No. *Central Office* Street, being duly sworn, deposes and says,

that *Ernestus H. Doolittle* (now present) is the person of the name of

John Doe mentioned in deponent's affidavit of the *8*

day of *December* 18*90* hereunto annexed.

Sworn to before me, this *9* day of *December* 18*90* } *Peter Nugent*

John J. Bennett POLICE JUSTICE.

0562

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel O'Reilly Esq a Police Justice of the City of New York, charging Eugene Goodrich Defendant with the offence of violation of sec 277 of the Penal Code

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 hearing thereof having been adjourned,

We, Eugene Goodrich Defendant of No. 531 8th avenue street, by occupation a Lecturer and Hugh Dolan of No. 272 West 36th Street, by occupation a Liquor Dealer Surety, hereby jointly and severally undertake that the above named Eugene Goodrich Defendant shall personally appear before the said Justice, at the 2 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 Three Hundred Dollars.

Taken and acknowledged before me, this 9 Eugene Goodrich day of December 1890 Hugh Dolan
D. C. [Signature] POLICE JUSTICE.

0563

CITY AND COUNTY } ss.
OF NEW YORK,

Sworn to before me, this
day of Dec 1890
of 1890
Police Justice.

Hugh Nolan
the within named Bail and Surety being duly sworn, says, that he is a resident and House
holder within the said County and State, and is worth Five 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 the stock and fixtures
of the Liquor Store no 516 Eighth
Avenue and worth Ten thousand
dollars unincumbered

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the day of 18

Justice.

Hugh Nolan

0564

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel O'Reilly Esq a Police Justice of the City of New York, charging Erastus H Doolittle Defendant with the offence of vio of sec 277 of the Penal Law

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 hearing thereof having been adjourned,

We, Erastus H Doolittle Defendant of No. 531
8th Avenue ~~West~~; by occupation a Museum Keeper
and Hugh Dolan of No. 272 West 36
Street, by occupation a Liquor-dealer Surety, hereby jointly and severally undertake that the above named Erastus H Doolittle Defendant shall personally appear before the said Justice, at the 2 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 Three Hundred Dollars.

Taken and acknowledged before me, this 9

day of December 1890

Daniel O'Reilly POLICE JUSTICE.

Erastus H Doolittle
Hugh Dolan

0565

CITY AND COUNTY }
OF NEW YORK, } ss.

Do not write on this
day of *Dec*
1890

Sworn to before me, this

Hugh Dolan
the within named Bail and Surety being duly sworn, says, that he is a resident and *House*
holder within the said County and State, and is worth *Five* 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 *the stock and fixtures*
of the Liquor store situated at no
516. Eighth Avenue and worth
Ten thousand dollars unincumbered

District Police Court.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination.

Taken the day of 18

Justice.

Hugh Dolan

0566

1300 E Beall
2 P M

PAID

No. 1, by Hugh Loken
Residence 516 8th Avenue Street

No. 2, by Hugh Loken
Residence 516 8th Avenue Street

No. 3, by _____
Residence _____ Street

No. 4, by _____
Residence _____ Street

No. 5, by _____
Residence _____ Street

No. 6, by _____
Residence _____ Street

Police Court... 2-1869
District

THE PEOPLE, v.,
ON THE COMPLAINT OF

Peter Vincent

George H. Strickland
George Strickland

1
2
3
4

Offence Voluntarily
Disobeying

Dated Dec 9 1890

O'Reilly
Magistrate

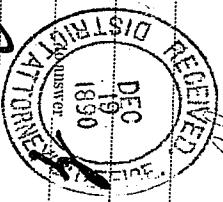
John W. Walker
Precinct

Arthur J. O'Brien
Precinct

Robert F. Bealla
Precinct

Samuel J. O'Brien
Precinct

No. 300
Street 8



Bailed

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 George H. Strickland

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 they give such bail.

Dated Dec 17th 18 90 Da J. O. Reilly Police Justice.

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

Dated Dec 17th 18 90 Da J. O. Reilly 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.

The presiding magistrate is authorized to hear and determine this case in my absence, and to accept bail.

Da J. O. Reilly
Police Justice.

PRESENT SUNDAY LAWS.

(As amended May 5th, 1883.)

PENAL CODE.—TITLE X.—OF CRIMES AGAINST THE PERSON AND AGAINST PUBLIC DECENCY AND GOOD MORALS.

CHAPTER I.—Of Crimes against Religious Liberty and Conscience.

§ 259. The first day of the week being by general consent set apart for rest and religious uses, the law prohibits the doing on that day of certain acts hereinafter specified, which are serious interruptions of the repose and religious liberty of the community.

§ 260. A violation of the foregoing prohibition is Sabbath breaking.

§ 261. Under the term "day" as employed in the phrase "first day of the week," when used in this chapter, is included all the time from midnight to midnight.

§ 263. All labor, on Sunday, is prohibited, excepting works of necessity or charity. In works of necessity or charity is included whatever is needful during the day for the good order, health, or comfort of the community.

§ 264. It is a sufficient defense to a prosecution for servile labor on the first day of the week, that the defendant uniformly keeps another day of the week as holy time, and does not labor upon that day, and that the labor complained of was done in such a manner as not to interrupt or disturb other persons in observing the first day of the week as holy time.

§ 265. All shooting, hunting, fishing, playing, horse-racing, gaming or other public sports, exercises, or shows, upon the first day of the week, and all noise disturbing the peace of the day, are prohibited.

§ 266. All trades, manufactures, agricultural or mechanical employments upon the first day of the week are prohibited, except that when the same are works of necessity, they may be performed on that day in their usual and orderly manner, so as not to interfere with the repose and religious liberty of the community.

§ 267. All manner of public selling or offering for sale of any property upon Sunday is prohibited, except that

0568

**POOR QUALITY
ORIGINAL**

2

articles of food may be sold and supplied at any time before ten o'clock in the morning, and except also that meals may be sold to be eaten on the premises where sold or served elsewhere by caterers; and prepared tobacco in places other than where spirituous or malt liquors or wines are kept or offered for sale, and fruit, confectionery, newspapers, drugs, medicines and surgical appliances may be sold in a quiet and orderly manner at any time of the day.

§ 268. All service of legal process of any kind whatever, upon the first day of the week, is prohibited except in cases of breach of the peace, or apprehended breach of the peace, or when sued out for the apprehension of a person charged with crime, or except where such service is specially authorized by statute.

§ 269. Sabbath-breaking is a misdemeanor, punishable by a fine not less than one dollar and not more than ten dollars, or by imprisonment in a county jail not exceeding five days, or by both.

§ 270. In addition to the penalty imposed by the last section, all property and commodities exposed for sale on the first day of the week in violation of the provisions of this chapter shall be forfeited. Upon conviction of the offender by a justice of the peace of a county, or by any police justice or magistrate, or a mayor, recorder or alderman of a city, such officer shall issue a warrant for the seizure of the forfeited articles, which, when seized, shall be sold on one day's notice, and the proceeds paid to the overseers of the poor, for the use of the poor of the town or city.

§ 271. Whoever maliciously procures any process in a civil action to be served on Saturday, upon any person who keeps Saturday as holy time, and does not labor on that day, or serves upon him any process returnable upon that day, or maliciously procures any civil action to which such person is a party to be adjourned to that day for trial, is guilty of a misdemeanor.

§ 276. All processions and parades on Sunday in any city, excepting only funeral processions for the actual burial of the dead, and processions to and from a place of worship in connection with a religious service there celebrated, are forbidden; and in such excepted cases there shall be no music, fireworks, discharge of cannon or firearms, or other disturbing noise. At a military funeral, and at the burial of a national guardsman or of a deceased member of an association of veteran soldiers, or of a disbanded militia regiment, music may be played while escorting the body, but not within one block of a place of worship where service is then celebrated. A person wilfully

3

violating any provisions of this section is punishable by fine not exceeding twenty dollars, or imprisonment not exceeding ten days, or both.

§ 277. The performance of any tragedy, comedy, opera, ballet, farce, negro minstrelsy, negro or other dancing, wrestling, boxing, with or without gloves, sparring contest, trial of strength, or any part or parts therein, or any circus, equestrian or dramatic performance or exercise, or any performance or exercise of jugglers, acrobats, club performances or rope dancers on the first day of the week is forbidden; and every person aiding in such exhibition, performance or exercise by advertisement, posting or otherwise, and every owner or lessee of any garden, building or other room, place or structure, who leases or lets the same for the purpose of any such exhibition, performance or exercise, or who assents to the use of the same, for any such purpose, if it be so used, is guilty of a misdemeanor. In addition to the punishment therefor provided by statute, every person violating this section is subject to a penalty of five hundred dollars, which penalty "The Society for the Reformation of Juvenile Delinquents" in the City of New York, for the use of that society, and the overseers of the poor in any other city or town, for the use of the poor, are authorized, in the name of the people of this State, to recover. Besides this penalty, every such exhibition or performance or exercise, of itself, annuls any license which may have been previously obtained by the manager, superintendent, agent, owner or lessee, using or letting such building, garden, room, place or other structure, or consenting to such exhibition, performance or exercise.

[To the above are to be added the special provisions of the Excise law (Laws of 1857, ch. 628, Laws of 1873, ch. 549) against the selling of intoxicating liquor on Sunday. The Excise law is not included in the Penal Code.]

0569

Henry A. Oakley, Chairman,
A. G. Agnew,
Gerard Beckman,
Robert Lenox Belknap,
Wm. A. Booth,
William A. Cauldwell,
Joseph H. Chapman,
Wm. W. Hoppin,
Theodore Gilman,
62 Cedar St., Treasurer.

E. Francis Hyde,
J. Pierpont Morgan,
John E. Parsons,
D. B. St. John Roosa,
Jno. Noble Stearns,
Frederick Sturges,
Gustav H. Schwab,
Wm. Alex. Smith,
W. W. Atterbury,
Secretary.

NEW YORK SABBATH COMMITTEE,

No. 31 Bible House,

New York, January 15, 1891.

De Lancey Nicoll, Esq.

Dist. Atty.

Dear Sir:

A good deal of complaint has been made by citizens in that neighborhood of certain Dime museums on Eighth Ave. The proprietors were arrested some time ago for violations of the Sunday laws. We beg leave to call attention to these cases.

Doolittle and Goodrich of Kimbal's Star Museum were indicted by the Grand Jury in December under section 265 of the Penal Code. Doris of Doris's Museum was held at Jefferson Market Court Dec. 30th. for violations of the Sunday theatre section. His case has not yet, we believe, been brought before the Grand Jury.

We think it is in the interests of law and order that prompt attention be given to these cases.

Very respectfully yours,

W. W. Hoppin
Chairman Committee on Law

*Sunday Society as when these cases are to be tried
N. Y. A.*

*Put these cases
in collection
Have clerks
do them*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frederic M. Dodette

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

Frederic M. Dodette

of the CRIME OF SABBATH BREAKING, committed as follows:

The said Frederic M. Dodette,

late of the City of New York, in the County of New York aforesaid, on the fourteenth day of December, in the year of our Lord one thousand eight hundred and ninety the same being the first day of the week, commonly called and known as Sunday, at the City and County aforesaid, unlawfully did publicly sell and expose for sale to view, exhibit and offer to public view, in a certain building there situate, known and designated as number five hundred and thirty one Fifth Avenue a certain public show, consisting, among other things, of the public exhibition of certain Indians, and of certain and performance of women singing songs, of a man carrying wood, the exhibition of a woman of great and unusual adiposity and pinquitude, and of divers other curious and unusual spectacles and things, (a more particular description of which said public show is to the Grand Jury aforesaid unknown, and can not now be given);

to the serious interruption of the repose and religious liberty of the community, against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

JOHN R. FELLOWS, District Attorney.

0571

Witnesses;

Officer Keyser

#216 *L. W. Osborne*
117 Wall

Counsel,

Filed *22* day of *Dec* 18 *90*

Pleads, *Not guilty*

THE PEOPLE

vs.

P. B.

Erastus H. Doolittle
(2 cases)

SABBATH BREAKING.
(Section 305 Penal Code.)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

William H. Bennett
Foreman.

*Copy to Case 216
Court records paid
Feb 3/91*

0572

Police Court, 2 District.

City and County } ss.
of New York,

George Smith

of No. 20th Precinct

Street, aged 24 years,

occupation Policeman

being duly sworn, deposes and says,

that on the 14th day of December 1880, at the City of New York, in the County of New York, the same being the

first day of the week called Monday,
one Erastus H. Doolittle did unlawfully
cause and permit a certain theatrical
and dramatic performance at No 53 1/2
Eighth Avenue, and in a place called
The Curio Hall there, said performance consisting of
The Curio Hall there, eight colored
jubilee singers, four men and four
women, singing songs, a lady fortune
teller, ^{and} a number of Indians, and
in the Auditorium at said place
there was a comic song, a song "The
mother's appeal to her boy" a song "You
can't keep the workmen down" a
comic song by a colored lady; a
song "The old arm chair" a senti-
mental song by a man, a trio
song, a sentimental song by

0573

three men and one woman, all the said songs were sung to piano accompaniment, and from a stage in the presence of an audience, the same being in violation of the Penal Code of the State of New York Section 277.

Subscribed before me this 16 day of December 1880

George Smith
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 1880
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1880
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1880
Police Justice.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

1
2
8
4

Offence,

Dated 1880

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street.

\$ to answer Sessions.

0574

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

H. ... 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. *Francis H. ...*

Question. How old are you?

Answer. *53 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *531 8th Ave 6 months*

Question. What is your business or profession?

Answer. *Manager*

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 was not guilty and
I demand an Examination and I
demand a trial by jury if held.
Francis H. ...*

Taken before me this

day of *June* 188*9*

So Police Justice.

0575

BAILED

No. 1, by Hugh Colon
 Residence 516 St. James Street

No. 2, by _____
 Residence _____
 Street _____

No. 3, by _____
 Residence _____
 Street _____

No. 4, by _____
 Residence _____
 Street _____

Police Court
 District

THE PEOPLE, Ec.,
 ON THE COMPLAINT OF
James P. Quinn
 vs. Hugh Colon
 Offence Yard of Law
277 Canal Street

Date Dec 16 1890

W. Kelly Magistrate
James Quinn Officer
 Precinct 20



Witnesses _____
 No. _____ Street _____
 No. _____ Street _____
 No. 300 Street 43
 \$ _____ to insure
Bailed

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 _____

Superintendent
 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 Dec 16 1890 Do Police Justice.

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

Dated Dec 17th 1890 Do 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.

0576

At Jefferson Market Police
Court, Tuesday, Dec 16 -
Doolittle & Goodrich,
arrested for violation of Sun-
day laws at Kimball Star
Museum, were held by
Justice O'Reilly in \$300.
bail under each of two
separate complaints, to
await action of the
Grand Jury.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Rudolph W. Dadiotte
and Eugene Goodrich*

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

Rudolph W. Dadiotte and Eugene Goodrich

of the CRIME OF SABBATH BREAKING, committed as follows:

The said *Rudolph W. Dadiotte and*

Eugene Goodrich both _____

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

seventh day of *December*, in the year of our Lord one thousand eight hundred and *ninety*, — the same being the first day of the week,

commonly called and known as Sunday, at the City and County aforesaid, unlawfully

did publicly sell and expose for sale to ~~view, exhibit and offer~~

~~to public view, in a certain building there situate,~~

~~known and designated as number five hundred~~

~~and thirty one Fifth Avenue, a certain public show~~

~~consisting, among other things, of the public exhibition~~

~~divers~~ persons to the Grand Jury aforesaid unknown, certain property,

~~of certain Indians, several Indian costumes, and~~

~~apparel, of the public exhibition and performance of~~

~~women singing songs, of a man carrying wood, the~~

~~exhibition of a woman of great and unusual beauty,~~

and of divers other curious and unusual sights

and things (a more particular description of

which said public show is to be found among

of aforesaid unknown, and cannot now be

given); _____

to the serious interruption of the repose and religious liberty of the community, against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

JOHN R. FELLOWS,
District Attorney.

0578

BOX:

419

FOLDER:

3874

DESCRIPTION:

Dunn, James

DATE:

12/17/90



3874

0579

Previously convicted
R.B.M.

#12

Witnesses:

John J. Powell
Officer

Counsel,

Filed *17* day of *Dec* 18*90*

Pleads,

THE PEOPLE

vs.

James Dunn

John R. Fellows

Burglary in the THIRD DEGREE
and
(Section 498, J7 G, 524, 531, 532)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

William Van Buren
Foreman.

Dec 17/90
Shadesburg 3 day
S. P. 3 yrs 3 mo.
R.B.M.

0580

Police Court 2 District.

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

of No. 167 East 96th Street, aged 49 years,
occupation Housekeeper being duly sworn

deposes and says, that the premises No 167 East 96 Street,
in the City and County aforesaid, the said being a Three story brick
dwelling house

and which was occupied by deponent as a Tenement
and in which there was at the time ^{no} human being, by name

were BURGLARIOUSLY entered by means of forcibly opening a
door leading from the kitchen into
the Hall, with false keys, on the top
floor of said premises,

on the 22 day of November 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

One pair Field Glasses, One gold
Lady's ring, & a pocketbook containing
fourteen cents, all of the amount
and value of Fifteen dollars
($\$15 \frac{00}{100}$)

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

James Duran (now here) and one another
not yet arrested, while acting in concert with each other,
for the reasons following, to wit:

That on the aforesaid date
deponent securely locked the door of said
kitchen, and went away, leaving the
said property in a Bureau, in the
front room,

And that deponent is informed
by Catherine O. Donnell of No 167 East
96th Street, that about the hour of 11.30 a.m,

of the aforesaid date, said defendant in Company with another not yet arrested knocked at the door, of her apartments on the 4th floor of said premises, and asked for some person not residing in said house, and that the defendant in Company with another not yet arrested then went up the stairs, in the said house, and that shortly after, deponent is informed by the said Catherine McDonnell she went up the stairs, and discovered the door of said kitchen open, and the said defendant in Company with another not yet arrested, standing in the said kitchen, and that as soon as said defendant saw he was discovered he immediately ran down the stairs, and got away.

12
December 1880

Mary + Kennair
Maak

[Signature]

Police Court ----- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Degree

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0582

CITY AND COUNTY }
OF NEW YORK, } ss.

Catherine O'Donnell

aged *45* years, occupation *Housekeeper* of No.

167 East 96 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Mary Kinnaird*

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

Sworn to before me, this *12* day of *December* 188*9* } *Catherine O'Donnell*

[Signature]
Police Justice

0583

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

James Dunn

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

New York

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

Answer.

214 7th Ave 2 weeks

Question. What is your business or profession?

Answer.

Proper.

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
James Dunn*

Taken before me this
day of *Sept* 1912
1889

San Lee

Police Justice.

0584

1899
2
Police Court... District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary Morris
167th East 96th
James Simon
Offence Burglary

BAILLED,
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

Date December 12 1899

Magistrate
C. P. O'Connell
Precinct

Witnesses
Catherine O'Connell

No. 167 East 96
Street

No. 168 East 96
Street

No. 150
Street
D.C. DISTRICT ATTORNEY'S OFFICE
DEC 15 1899

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 defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifty 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 December 12 1899. James Simon 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.

0585

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

August 30, 1894.

Sir:

Application for Executive clemency having been made on behalf of
James Dunn who was convicted of *Burglary 3d*
in the county of *New York* and sentenced *18 Dec. 1890*
to imprisonment in the *Ding Ding Prison* for the term of
three years, nine months I am directed by the Governor
respectfully to request that, in pursuance of Section 695 of the
Code of Criminal Procedure, you will forward to him a concise state-
ment of the facts of the case, together with your opinion of the
merits of the application.

It is particularly requested that each letter of inquiry from
the Executive Chamber should be separately answered.

Very respectfully yours,

J. S. Williams
Private Secretary.

Hon. R. B. Martine,
New York City.

0586

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

August 30, 1894.

Sir:

Application for Executive clemency having been made on behalf of
James Dunn who was convicted of *Burglary 3d*
in the county of *New York* and sentenced *18 Dec. 1890*
to imprisonment in the *Sing Sing Prison* for the term of
three years, nine months I am directed by the Governor
respectfully to request that, in pursuance of Section 695 of the
Code of Criminal Procedure, you will forward to him a concise state-
ment of the facts of the case, together with your opinion of the
merits of the application.

It is particularly requested that each letter of inquiry from
the Executive Chamber should be separately answered.

Very respectfully yours,

J. S. Williams

Private Secretary.

Hon. John R. Fellows,
District Attorney,
New York City.

0587

Sent for office
Sept. 21st 94.

Green

Wrote Gray 3rd letter
more tax

Term expired

PAID
RECEIVED

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 Dunn

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

James Dunn

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

The said

James Dunn

late of the *Twelfth* Ward of the City of New York, in the County of New York aforesaid, on the *twenty second* day of *November* in the year of our Lord one thousand eight hundred and ~~eighty~~ *ninety*, with force and arms, in the *day* - time of the same day, at the Ward, City and County aforesaid, the dwelling house of one *Mary Kunair*

there situate, feloniously and burglariously did break into and enter, with intent to commit some ~~crime~~ therein, to wit: with intent, the goods, chattels and personal property of the said *Mary Kunair* 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.

SECOND COUNT—

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

James Dunn

of the CRIME OF *Petit* LARCENY, committed as follows:

The said

James Dunn

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

one pair of field-glasses of the value of eight dollars, one finger ring of the value of seven dollars, one pocketbook of the value of twenty-five cents, and divers coins of a number kind and denomination to the Grand Jury aforesaid unknown, of the value of fourteen cents

of the goods, chattels, and personal property of one

Mary Kunai

in the dwelling house of the said

Mary Kunai

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

John R. Fellows
District Attorney

THIRD COUNT.

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

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

The said

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

of the goods, chattels and personal property of

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

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

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen), 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.