

0299

BOX:

114

FOLDER:

1212

DESCRIPTION:

Vail, Michael

DATE:

09/19/83



1212

0300

BOX:

114

FOLDER:

1212

DESCRIPTION:

Miller, John

DATE:

09/19/83



1212

POOR QUALITY  
ORIGINAL

0301

Counsel,

Filed 19 day of

1883

Pleas

Not guilty

THE PEOPLE

vs.

Michael Vail

and

John Miller

236 E. 4th

JOHN McKEON,

District Attorney.

A True Bill. Sentence suspended

Wm. B. Woodruff

Sept 20/83. Foreman

Headquately

House of Refuge.

0302

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 Vail  
and  
John Miller

The Grand Jury of the City and County of New York, by this indictment, accuse Michael Vail and John Miller, of the crime of Attempting to Commit

—the CRIME OF BURGLARY IN THE Second DEGREE, committed as follows:

The said Michael Vail and John Miller

late of the Twentieth Ward of the City of New York, in the County of New York aforesaid, on the twelfth day of September in the year of our Lord one thousand eight hundred and eighty- three with force and arms, about the hour of twelve o'clock in the day time of the same day, at the Ward, City and County aforesaid, the dwelling house of

\_\_\_\_\_ Samuel Goodman \_\_\_\_\_  
there situate, feloniously and burglariously did <sup>attempt to</sup> break into and enter, \_\_\_\_\_

whilst there was then and there some human being, to wit, one \_\_\_\_\_  
Eliza Goodman within the said dwelling house, the said  
Michael Vail and John Miller  
then and there intending to commit some crime therein, to wit: the goods chattels and personal property of the said Samuel Goodman  
\_\_\_\_\_ in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John McKeon  
District Attorney



0303

THEODORE W. DWIGHT, LL.D., *President.*  
 EUGENE SMITH, *Secretary.*

CORNELIUS B. GOLD, *Treasurer*,  
STEPHEN CUTLER, *General Agent*.

PRISON ASSOCIATION OF NEW YORK,

65 BIBLE HOUSE, ASTOR PLACE,

New York, Sept 28<sup>th</sup> 1883

The people  
ag<sup>t</sup>  
John Miller

whose right name is John Foster - In examining this case we find John has a mother deeply anxious for him in the best sense, has tried to train him up to be an honest industrious boy & had succeeded very well till quite recently he made the acquaintance of bad boys & permitted himself to be led away by them, there is good evidence that John sees his error and will break away from them & give heed to his mother, who will help her son by moving from the neighborhood where she now lives into some other quarter -

Therefore the undersigned has great confidence in <sup>re</sup>commending to his Honor Judge Cowing to suspend judgement in this case & let the mother <sup>have</sup> her boy & his further training, believing it to be the very best for all parties concerned.

Respectfully

S. Cutter

In view of present youth  
and present of the other side, I do  
not wish to let the money of  
the Cash. A & Regent unofficially

0304

BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Police Court No. 208 724 District \_\_\_\_\_

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*James Thompson*  
242 E 149 St  
*Michael Smith*  
*John Miller*

Office *Attempted*  
*Burglary*

Date *Sept 15* 1883  
*John H. Thompson* Magistrate.  
*John J. Smith* Officer.  
19 Precinct.

Witnesses *Morris P. Hatzel*  
No. 223 E 49 Street.  
*James Hatzel*  
No. 223 E 49 Street.

No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
§ \_\_\_\_\_ to answer *1883*  
*John*

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 *Alfred Smith*

guilty thereof, I order that *Smith* be held to answer the same and he be admitted to bail in the sum of *700* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated *Sept 15* 1883 *[Signature]* Police Justice.

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

Dated \_\_\_\_\_ 1883 \_\_\_\_\_ 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 \_\_\_\_\_ 1883 \_\_\_\_\_ Police Justice.

0305

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

4 District Police Court.

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

Question. What is your name?

Answer. *John Miller*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *336 East 8th St 3 weeks*

Question. What is your business or profession?

Answer. *I work in the paper factory*

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

Answer. *I am not guilty*  
*John Miller*  
*mark*

Taken before me this  
day of *Sept* 1905  
*John Miller*  
Police Justice.

0306

Sec. 198-200

Y District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

*Michael Vail*

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. *Michael Vail*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *England*

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

Answer. *336 East 48 five years*

Question. What is your business or profession?

Answer. *Work in the paper factory*

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 Vail*  
*his mark*

Taken before me this

day of

*Oct 11 1888*  
*John J. [Signature]*  
Police Justice.



0307

CITY AND COUNTY }  
OF NEW YORK, } ss.

Moses D. Kakulas

aged 21 years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

210 Canal 49 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Samuel Goodman

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

Sworn to before me, this 15  
day of Sept 1883

Moses D. Kakulas

[Signature]  
Police Justice.

0300

Police Court—14<sup>th</sup> District.

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

of No. 242 E 49 Street, aged 54 years,  
occupation is Business being duly sworn

deposes and says, that the premises No 242 East 49 Street,  
in the City and County aforesaid, the said being a dwelling

and which was occupied by deponent as a dwelling  
and in which there was at the time a human being, by name deponent's

family  
attmpted to be BURGLARIOUSLY entered by means of forcibly opening

the front door leading into  
said premises with a false key

on the 2<sup>d</sup> day of September 1883 in the day time, and the  
attmpted to be following property feloniously taken, stolen, and carried away, viz:

One over Coat and a clock  
and picture in all of  
the value of about one  
thousand dollars

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

Michael Vail and John Miller  
(both known)

for the reasons following, to wit: that deponent has  
been informed by Mrs. S. Harkins of  
243 East 49 Street that he saw the  
said defendants attempt to opening  
the front door leading into said  
premises with a false key

Given & before me  
this 15<sup>th</sup> day of Sept 1883  
Samuel Goodman.

0309

BOX:

114

FOLDER:

1212

DESCRIPTION:

Van Cott, John

DATE:

09/19/83



1212

POOR QUALITY  
ORIGINAL

0310

No 207  
Counsel,  
Filed 19 day of Sept 1883  
Pleads *Not Guilty.*

THE PEOPLE  
vs.  
*John Dan Cox*  
BURGLARY—Third Degree, and  
Grand Larceny.  
P

JOHN McKEON,  
District Attorney.  
*Sept 25/83*  
*Plead attamp.*  
A True Bill. *Per: Six ms.*  
*W. B. Wooley*  
Foreman.

Verdict of Guilty should specify of which count.



0311

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 Van Cote

The Grand Jury of the City and County of New York, by this indictment, accuse  
John Van Cote  
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows :

The said John Van Cote

late of the ~~nineteenth~~ Ward of the City of New York, in the County of  
New York aforesaid, on the ~~ninth~~ day of ~~September~~ in the  
year of our Lord one thousand eight hundred and eighty ~~three~~ with force and arms,  
about the hour of ~~twelve~~ o'clock in the ~~day~~ time of the same day, at the  
Ward, City and County aforesaid, the dwelling house of ~~Archibald~~  
~~C. E. Hawthorn~~  
there situate, feloniously and burglariously did break into and enter, ~~by means of force~~ he the said

John Van Cote

then and there intending to commit some crime therein, to wit : the goods, chattels and  
personal property of ~~the said Archibald C. E.~~  
~~Hawthorn~~ in the said dwelling house then and there being, then and  
there feloniously and burglariously to steal, take and carry away, against the form of the  
Statute in such case made and provided, and against the peace of the People of the State  
of New York, and their dignity. ~~John Van Cote~~

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

~~of the CRIME OF GRAND LARCENY IN A DWELLING HOUSE, committed as follows :~~

~~The said~~

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, with force and arms,

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

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

JOHN McKEON, District Attorney.



0313

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK, } ss.

4 District Police Court.

*John Van Cott* 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 Van Cott*

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. *304 East 8th Street New York*

Question. What is your business or profession?

Answer. *Painter*

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 Van Cott*

Taken before me this

14

day of September

1885

Police Justice.

0314

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 17 years, occupation Messenger of No. 116

East 3 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Peter Schubert

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

Sworn to before me, this 11 day of September 1883 } Cornelius Buckley

[Signature]  
Police Justice.



0315

Police Court—4 District.

City and County } ss.:  
of New York,

Peter Schubert

of No. 73 East 54 Street, aged 36 years,

occupation Janitor being duly sworn

deposes and says, that the premises No 73 East 54 Street,  
in the City and County aforesaid, the said being a Brick Building

and which was occupied by deponent ~~as~~ <sup>and</sup> ~~for~~ <sup>for</sup> other family as a dwelling  
and in which there was at the time a human being, by name J. Evans <sup>and</sup>

deponent

were BURGLARIOUSLY entered by means of forcibly opening the front  
door leading into said premises by a false key  
and forcing open the door on 2<sup>d</sup> floor of said  
premises leading into the apartments of  
A. C. Hawthorne

on the 18<sup>th</sup> day of September 1883 in the day time, and the  
~~attempt to be taken~~  
following property feloniously taken, stolen, and carried away, viz:

a Quantity of Clothing and a  
Trunk and bed clothes of the  
amount of about  
one thousand dollars

the property of Archibald & Hawthorne

and deponent further says, that he has great cause to believe, and ~~does~~ <sup>he</sup> believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

John Danforth (Nowhere)

for the reasons following, to wit:

That this deponent has  
been informed by Cornelius Buckley  
a messenger of the Mutual District  
Fire and Life Insurance Company that he saw  
the said John Danforth and another  
person, not arrested, coming out  
of the apartments mentioned above.  
Deponent therefore charges the said  
John Danforth with Burglariously entering

0316

the apartments of Archibald  
& Holston and attempting to  
steal the Miller mentioned property  
which was in his care and charge  
known before me  
this 11<sup>th</sup> day of September 1883 Peter Schubert  
*[Signature]* Police Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

committed in default of \$

Bail.

ailed by

Street.