

0201

BOX:

36

FOLDER:

425

DESCRIPTION:

Faerstein, Adolph

DATE:

04/14/81



425

0202

May 15/82

Counsel,

*W. H. C. H. H. H.*

Filed 14 day of April 1882

Pleas not guilty.

THE PEOPLE

vs.

*Charles Stein*

Indictment.—Larceny.

*Samuel S. Miller*  
~~DEPT. K. PHILADELPHIA~~

District Attorney,  
New York

*Not on Dec 21, 1881*  
*Prisoner acquitted.*  
A True Bill.

*James H. H. H.*  
Foreman.

*On at 10/15/82*  
*Quarant. Henry 15*

THE PEOPLE OF THE STATE OF NEW YORK,  
COUNTY OF NEW YORK,  
ss. I, the Clerk of the County of New York,  
do hereby certify that the within and foregoing  
indictment was returned by the Grand Jury of the County of New York,  
at their session held at the Court House of the County of New York,  
on the 14th day of April, 1882, in the case of  
Charles Stein, charged with the crime of Larceny,  
and that the same is a true and correct copy of the original  
indictment as returned by the Grand Jury.

W. H. C. H. H. H.  
Clerk of the County of New York.

OF NEW YORK  
COUNTY OF NEW YORK

0203

Form 112.

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

Police Court—First District.

*Antonio Fusco*  
 of No. *172 New Church Street*, being duly sworn, deposes  
 and says, that on the *10th* day of *February* 18 *81*  
 at the City of New York, in the County of New York, was feloniously taken, stolen, and carried  
 away from the possession of deponent,

the following property, viz:

*Four x. law full*  
*money of the United States*  
*consisting of One*  
*Hundred Dollars*  
*and*

of the value of

Dollars,

the property of

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

*Joseph Testa*  
*(now here)* that deponent  
 and said *Joseph* occu-  
 pied a room together  
 and on *the night of* said day they  
 slept in said room.  
 The door being locked  
 before going to bed,  
 deponent saw money  
 which was in a  
 pocket book and the  
 pocket book was in  
 deponent's pantaloons  
 pocket. The pantaloons

Sworn to before me, this

18

Police Justice.

0204

were placed by defendant  
upon the bed at his  
feet, and the following  
morning defendant dis-  
covered that said  
note had been abstracted  
from said pocketbook  
& the said, Vidoe ph  
had gone out of  
the room, there was  
no other person he  
knew to have been  
from the time defendant  
last saw said money  
& the time he missed  
it as aforesaid.

Antonio Pirco

Sworn to before me this  
24<sup>th</sup> day of March 1881

A. Lulligan  
Minister.



0205

Police Court—First District,

CITY AND COUNTY }  
OF NEW YORK. } ss.

*Joseph Firestone*

being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

*Joseph Firestone*

Question. How old are you?

Answer,

*24 Years*

Question. Where were you born?

Answer.

*Germany*

Question. Where do you live?

Answer

*122 New Church*

Question. What is your occupation?

Answer.

*Clk*

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

Answer.

*I am not guilty*  
*A. Faerstein*

Taken before me, this

*24*  
*25*  
*26*  
*27*  
*28*  
*29*  
*30*  
*31*  
*1889*  
*Police Justice.*

0206

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Adalberto Inoco*  
*132 NW Church St.*  
*vs.*  
*Adalberto Inoco*

A. M. Davitt & Co.,

1. \_\_\_\_\_  
2. \_\_\_\_\_  
3. \_\_\_\_\_  
4. \_\_\_\_\_  
5. \_\_\_\_\_  
6. \_\_\_\_\_

*Much 24 1881*  
Date

*Marg. Magistrate.*

*M. L. 113*

*27*  
Clerk.

Witnesses:

*1881*  
to answer

at \_\_\_\_\_ Sessions

Retained at Dist. Atty's office

1881

BAILED:

*Wm. H. Thorsen*  
No. 1, by

*W. H. Thorsen*  
Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

0207

CITY AND COUNTY } ss.  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That

*Adolph Faerstein*

late of the First Ward of the City of New York, in the County of New York, afore-  
said, on the *eight* day of *February* in the year of our Lord one  
thousand eight hundred and ~~seventy~~ *eighty one* at the Ward, City and County  
aforesaid, with force and arms

*One* Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *a* United States Treasury Note of the  
denomination of *one hundred* dollar and of the value of *one hundred* dollar.

*One* Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *a* Bank Note of the denomination of  
*One hundred* dollars and of the value of *one hundred* dollar.

of the goods, chattels and personal property of one

*Antonio Frisco*

then and  
there being found, 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.

*David S. Rollins*  
**BENJ. K. PHELPS, District Attorney.**

0208

BOX:

36

FOLDER:

425

DESCRIPTION:

Flynn, Michael

DATE:

04/04/81



425

0209

BOX:

36

FOLDER:

425

DESCRIPTION:

Corrigan, William

DATE:

04/04/81



425

02 10

BOX:

36

FOLDER:

425

DESCRIPTION:

Coakley, John

DATE:

04/04/81



425

0211

Sight Hamilton from  
tickets on train  
for the first time  
be accompanied by

Counsel,  
Filed 4 day of April 1881  
Plends

THE PEOPLE

vs.

Larceny, and Receiving Stolen Goods.

Michael Lynn  
William  
John  
James

DANIEL C. ROLLINS,  
Attorney at Law

District Attorney

James  
April 27/81

Foreman

James  
Bath Elmer Ref

Chas. Speed of Hamilton of R.R. Co.  
J. H. Evans



02 12

People on complaint of  
Lissberger  
at  
Flynn et al

Vaughan says that in February 1881  
about 4 1/2 till some other boys  
were going down to Lexington  
Ave bet. 58 & 59 St. and I saw  
Coakley & Corrigan. Corrigan  
in the Cosmopolitan hall and Coakley  
watching. I saw Corrigan come  
out and hand an umbrella  
and overcoat to Coakley - they  
went up 59 St toward 2 Ave.  
I and these boys followed after  
and we saw them go to Flynn's house.  
He was looking out of the window  
he whistled as they came along &  
when they came to his house they  
went in. I have seen this coat  
at the Station House.

Pawn ticket for this coat found by  
Officer Hamilton with Flynn &  
Coat identified by Lissberger as  
his.

02 13

Lischenger  
Cora

Prople

apt

Flynn  
Coakley &  
Corrigan

02 14

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Michael Flynn, William Corrigan  
and John Coakley each*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
*twenty second* day of *February* in the year of our Lord  
one thousand eight hundred and eighty *one* at the Ward, City and County aforesaid  
with force and arms,

*Two coats of the value of forty dollars each*

of the goods, chattels, and personal property of one *Abraham K. Disberger*  
then and  
there being found, 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.

02 15

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Michael Flynn, William Corrigan  
and John Coakley each

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,

Two coats of the value of forty  
dollars each

of the goods, chattels, and personal property of the said Abraham H. Lissberger

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

Abraham H. Lissberger  
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said  
Michael Flynn, William Corrigan and John Coakley  
then and there well knowing the said goods, chattels, and personal property, to have been feloniously  
taken and carried away  
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.

DANIEL C. COLLINS,  
BENJ. K. PHEERS, District Attorney.

02 16

7 Subpoena

Commd, *Hand*  
Filed 4 day of April 1981  
(Plaintiff: *Inc. Co. (C)*)

Larceny, and Receiving Stolen Goods.

THE PEOPLE

vs.

*Michael Ryan,  
William Corrigan,  
John Conkley,  
et al.*

DANIEL G. ROLLINS,  
ATTORNEY AT LAW  
BANK OF AMERICA  
BANK OF AMERICA

District Attorney.

A True Bill.

*Monte Davis*  
Foreman.

02 17

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Michael Flynn, William Corrigan  
and John Coakley each*

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

*One coat of the value of four dollars*

of the goods, chattels, and personal property of one *Samuel Helman*

then and  
there being found, 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.

02 18

And the Jurors aforesaid, upon their oath aforesaid, do further present  
That the said

Michael Flynn, William Corrigan  
and John Coakley each

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,

One coat of the value of four dollars.

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

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

Samuel Holman  
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said  
Michael Flynn, William Corrigan and John Coakley  
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~~  
taken and carried away  
People of the State of New York, and their dignity.

DANIEL C. ROLLINS,  
BENJ. K. PHELPS, District Attorney.



02 19

12

Removal

Counsel,  
Filed 4 day of April 1881  
Pleads Ans. Quia in (3)

THE PEOPLE

vs.

Michael Flynn  
William Corrigan  
John Coakley  
(7 cases)

DANIEL C ROLLINS,

RECEIVED AT THE CLERK'S OFFICE  
OF THE DISTRICT COURT OF THE DISTRICT OF COLUMBIA  
JAN 11 1881

District Attorney.

A TRUE BILL.

John J. Parsons  
Foreman.

Larceny, and Receiving Stolen Goods.

0220

People were  
complaint of Elkey  
Capt  
Michael Flynn

Honorable Mr. Elkey was identify  
this person as stolen from  
him  
John Caprio Sgt. Zithua Clark  
of Police Star 98.5  
Zithua can identify  
Flynn as having passed  
that property the day of  
the theft

0221

Poplar  
Cottonwood  
Sider  
Maple  
Hydrangea  
Lamb  
A. M. S. K. 11  
12589

0222

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Michael Flynn, William Corrigan  
and John Coakley each*

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

*Two coats of the value of twenty  
dollars each*

of the goods, chattels, and personal property of one

*Abraham M. Elkers*

then and  
there being found, 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.

0223

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

*Michael Flynn, William Corrigan  
and John Coakley each*

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,

*Two coats of the value of twenty dollars  
each*

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

*Abraham M. Elkers*  
by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously  
stolen ~~of the said~~ *taken and carried away from the said*  
*Abraham M. Elkers*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said  
*Michael Flynn, William Corrigan and John Coakley*  
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.

DANIEL G. ROLLINS,

BENJ. K. PHELPS, District Attorney.

0224

2 10  
Counsel,  
Filed 4 day of April 1881  
Pleads *McCandless*

THE PEOPLE

vs.

*Michael Flynn*  
*William Corrigan*  
*John Coakley*  
(7 case)

DANIEL C. COLLINS,  
~~BENJAMIN PHELPS,~~

District Attorney.

A True Bill.

*John J. Quinn*  
Foreman.

Larceny, and Receiving Stolen Goods.

1121

0225

Trop Com Complaint of  
John Cohen  
~~of~~  
Flynn et al

About 4 weeks ago I Cookley  
Complaint Flynn were together  
in Flynn's house. Flynn had  
a ring with a large stone in it.  
I know it if I saw it. Cookley  
asked Flynn where he Flynn  
got it and Flynn that he got  
that and an overcoat in  
S. ~~to~~ Lexington Mass near 62<sup>nd</sup>  
63<sup>rd</sup> St. He'd never say he stole  
anything he ~~had~~ would say he  
got it. The next day Cornigan  
told me he pawned the  
ring in Bowery bet 4 + 5<sup>th</sup> St  
Sts.

Officer Hollinsworth has this  
ring which has been identified  
by <sup>Cohen</sup> owner. Cornigan told Officer  
that he Flynn pawned the  
then sold ticket to the man  
there.



0226

People on  
Camp of  
Cohen  
Capt  
Hypnotab.

0227

People on Complaint  
of Monheimer

at  
Flynn

2/22/27

Edward Vaughan says  
Corrigan & I went up to Monheimer  
at 215 E 60<sup>th</sup> about 2 weeks ago  
Corrigan went in and took an over-  
coat. We went to Flynn's. I left him  
at door and he went up into Flynn's.  
This was about 4 PM. Next day about  
10 am ago I saw Flynn leave the  
house with a covered basket. I didn't  
go with a fellow him. Corrigan told me  
they went to pawn the coat. I saw  
Flynn and Corrigan and I asked Flynn  
for some money out of the coat and  
he said to throw the coat away or he  
was going to get arrested.  
Corrigan didn't tell me what way  
done with the coat.

Pawn ticket of ~~the~~ speys for this coat  
found by Hammett with Flynn  
and coat is with property clerk  
and been identified by Mon-  
heimer.

0228

Monkman Case

1

People

app

Hayman

Congress \*

Coastley

0229

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Michael Flynn, William Corrigan  
and John Coakley each*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
*twenty-first* day of *March* in the year of our Lord  
one thousand eight hundred and eighty *one* at the Ward, City and County aforesaid  
with force and arms,

*One coat of the value of ten dollars*

of the goods, chattels, and personal property of one

*Joseph H. Monheimer*

then and

there being found, 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.

0230

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Michael Flynn, William Corrigan and  
John Craxley each

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,

One coat of the value of ten dollars

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

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

Joseph H. Monheimer  
Joseph H. Monheimer  
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said  
Michael Flynn, William Corrigan and John Craxley  
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.

DANIEL G. ROLLINS,  
BENJ. K. PHELPS, District Attorney.

0231

100  
H. H. H. H. H.

Counsel,  
Filed 4 day of April 1881  
Plends  
H. H. H. H. H.

THE PEOPLE  
vs.  
Michael Flynn.  
William Corrigan.  
John Leavley.  
(cases)

Larceny, and Receiving Stolen Goods.

DANIEL C. ROLLINS,  
DISTRICT ATTORNEY.  
BENJAMIN P. PHELPS,  
DISTRICT ATTORNEY.

A True Bill.  
J. H. H. H. H.  
Foreman.

0232

New York General Sessions

The People vs

against  
Michael Flynn

of the City and County of New York

Michael Flynn being duly sworn says

that his wife is a material and  
necessary witness for this defendant  
on the trial of this action without  
whose testimony he cannot safely  
proceed to the trial thereof as he is  
advised by his Counsel Charles S. Spence  
of 44 & West 23<sup>rd</sup> Street in New York  
City fully and fairly stating to him  
the case in this action & verily  
believes - that his said wife should  
be present & circumstances connected  
with his receiving the property which  
is the subject matter of this indictment  
and with instructions given defendant  
by detectives

Sworn April 7  
1887 before me

McFlynn

Almon Hall

Deputy Clerk of Court General Sessions  
City and County of New York

City and County of New York

Ann Walsh being duly sworn says that while

on this way with defendant this person  
to this Court and the Flynn wife of a man  
named Michael Flynn was some one  
at the corner of Grand St & Broadway  
in a public Car & this woman seems  
injured & confined in hospital where  
she now is said that Flynn is  
advised to pregnancy & defendant



0233

referred to in manuscript  
Theresa Spis 4  
1877 letter in

Ann. 20th

John L. Ligon  
Census of Seeds

W. D. Temple  
Michael J. Temple

W. D. Temple (1877)

0234

CITY AND COUNTY }  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present:

That

*Michael Flynn, William Corrigan and  
John Coakley each*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
*first* day of *March* in the year of our Lord  
one thousand eight hundred and eighty *one* at the Ward, City and County aforesaid  
with force and arms.

*Two coats of the value of seven  
dollars and fifty cents each*

of the goods, chattels, and personal property of one

*Thomas Lyons*

then and  
there being found, 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.

0235

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Michael Flynn, William Corrigan  
and John Coakley each

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,

Two coats of the value of seven  
dollars and fifty cents each

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

Thomas Lyons

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

Thomas Lyons

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Michael Flynn, William Corrigan and John Coakley  
then and there well knowing the said goods, chattels, and personal property, to have been feloniously  
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.

DANIEL C. ROLLINS,

BENJ. K. PHELPS, District Attorney.

0236

Counsel,  
Filed 4 day of April 1881  
Pleads  
*John C. Sullivan*

THE PEOPLE

vs.

*Michael Flynn*  
*William Corrigan*  
*John Oakley*  
*(y a a a a)*

DANIEL C. ROLLINS  
BENJ. K. PHELPS

District Attorney.

A True Bill.

*John C. Sullivan*  
Foreman.

*conv on another*  
*indict - Apr 29/81*

Larceny, and Receiving Stolen Goods.

0237

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Michael Flynn William Corrigan  
and John Coakley each*

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

*One coat of the value of eighteen dollars  
One hat of the value of two dollars*

of the goods, chattels, and personal property of one

*John H. Stone*

then and  
there being found, 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.

0238

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Michael Flynn, William Corrigan  
and John Coakley each

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.

One coat of the value of eighteen  
dollars

One hat of the value of two dollars

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

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

John H. Stone  
unlawfully, unjustly, and feloniously, did feloniously receive and have (the said

Michael Flynn, William Corrigan, John Coakley  
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.

DANIEL C. ROLLINS,

BENJ. E. PHELPS, District Attorney.

0239

April 18 1881

Counsel,  
Filed 4 day of April 1881  
Pleads *A. G. Davis (3)*

THE PEOPLE

vs.

*Michael Flynn,  
William Corradini,  
John Bradley,  
(7 cases)*

Larceny, and Receiving Stolen Goods.

DANIEL G. ROLLINS,  
Attorney at Law,  
100 N. 2nd St. PHILADELPHIA, PA.

District Attorney.

A True Bill.

*James J. Parsons*  
Foreman.



0240

The People { Court of General Sessions. Part I  
 Michael Flynn { Before Judge Cowing. April 29. 1881  
 jointly indicted with William Corrigan and John  
 Coakley for grand larceny and receiving stolen goods.  
 Edward Vaughan, sworn and examined.  
 testified. I live in Sixtieth St. with my mother; I  
 was living there last March; I know Corrigan  
 and Coakley two years. I know Flynn. I know Mr.  
 Stone's house in Sixty first St. I went with Coakley  
 and Corrigan to Mr. Stone's house; the first time  
 I went was in the early part of March; we took  
 a spring coat and two hats, Derby hats; it was  
 Corrigan who went in; we went down Sixty first  
 St. and we tied the coat up and we pawned  
 it; we came back and Corrigan gave Mr. Flynn  
 the two hats (Hats shown) Those are the hats;  
 he gave them to him in the hallway of 321 East  
 Sixtieth St. - Mr. Flynn's house. Nothing was  
 said about the hats at that time. Coakley, Cor-  
 rigan and myself went to Mr. Stone's about  
 three weeks after the first time, in the latter  
 part of March, about three or four o'clock in  
 the afternoon; we took some children's sashes  
 and two overcoats from the basement hall.  
 Corrigan got in and brought the things out.  
 He brought them down to Mr. Flynn at his  
 house; we went in the hallway and took them  
 behind the cellar door, and then they went  
 up stairs with them. I was standing in the

0241

hallway; he could see me with them. Did they call him? No, he was standing at the door; then they went in behind the cellar door and he took the coats up stairs and the saccos. Mr Flynn and Coakley took them up stairs. Coakley did not come down at all; Corrigan and myself stayed there for over an hour and a half and Coakley did not come down. Flynn did not say anything when he took this property up stairs. I went to Flynn's the next morning. Corrigan and I met Coakley on the corner of Second Avenue; we went down to Flynn's house; he said he could not pawn them yet; we would have to wait a while; we waited till that afternoon; then we could not see Flynn at all. The two coats were pawned two days after they were stolen; those were Mr. Stone's coats. Flynn pawned them at Frey's in Fifty sixth St. Coakley, Corrigan and myself were along. Flynn had a basket on his arm with a lid on it and Flynn went into the pawn shop; we stayed outside; when he came out he said he got two dollars for one coat and \$1.50 for another, and then he gave us fifty cents each. Those two coats were taken from Mr. Stone's. Cross Examined. I have been in prison before; it is nearly a year ago since I was arrested. I was sent to the Catholic Protectory and my

0242

friends got me out. I was not arrested except once before that, and that was for making a fire. I decline to answer the charge that was made against me when I was sent to the Protectory. I am 15 years old. I have taken stolen property about ten times to Flynn's. I have not taken any to any other people. John H. Stone, sworn and examined, testified. I live 235 East Sixty first St. I lived there in March. I lost some property from my house in March; on the 12<sup>th</sup> a coat and a hat. I could not recognize the hat that was lost on the 12<sup>th</sup>. March 23 two overcoats, three Misses' saggies and a hat belonging to members of my family were stolen. This overcoat (identifying it) was stolen the 12<sup>th</sup> of March; this was taken on the 23 and that is one of the saggies stolen (pointing them out) this hat (pointing it out) was stolen on the 23, and this one I cannot identify. The hat had my step son's initials on it; the mark is there yet. After I lost this property I saw it in different pawnshops. I went with the Sergeant to a pawnshop in Second Avenue near Forty Second St and saw him get this Misses' saggie; the coat that was stolen cost me sixty five dollars. Counsel for Prisoner. I will admit the property was worth \$25. Cross Examined. The letters on the hat G. H. M. were originally in gilt on the lining. I can see distinctly the imprint of the letters - the impression left by the letters; the owner of the hat is here

0243

George H. Mitchell, sworn and examined. I am the step son of Mr. Stone. I recognize the hat now shown to me. I know this is my hat which was stolen on the 23<sup>d</sup> of March out of the hallway. I can tell it by the lining and by the size; the gilt letters were taken out, but the impression of the letters is still there. Witness produced a duplicate hat. I identify it also by the initials H. M. S. & Co.

Bernard J. Frey sworn and examined. I am a licensed pawnbroker and do business at 919 Third Avenue (A coat was shown to the witness). I believe that coat was pawned in my place; the No. of the check is 5572. I loaned \$1.62 on it. I think it was Mr. Flynn pawned it. I do not remember that saccue (saccue shown). I do not believe it was pawned with me. Cross. Examined. This ticket (ticket shown) was put on my book; the ticket says it was pawned in the name of Ragan. I am not acquainted with Flynn to know him. I could not swear whether or not he pawned that coat; my son wrote the ticket; he is not here; he is about sixteen years old. I suppose he was not subpoenaed. I could not say I was present when this coat was pawned, but I know Mr. Flynn has been in my place.

John Hamilton, sworn and examined. I am a sergeant of police and in conjunction with officer Sammon arrested Flynn and the boys.

0244

I found this saccue in Brockheimers and I found that coat in Frey's. I found the pawn ticket for the coat which was stolen on the 23<sup>d</sup> of March from Mr. Stone's house in Flynn's house, which was in the name of Rafan. This hat I have seen before; it was claimed by Mr. Mitchell. I found it in the prisoner's residence on the 25<sup>th</sup>. Cross Examined. I found this particular ticket amongst others when searching the residence of the prisoner. I found the tickets in various places in the house; it would be hard for me to tell where I found this particular ticket. I found it in the front room. I could not tell whether I found it on the mantel piece or in the bureau. I marked all the tickets at the time. Officers Sammon and Smith were with me. There were present Mrs. Flynn, Mrs. Flynn's mother, and a young lady they called Annie. I found other tickets there. I will swear I did not take this particular ticket from any of the three ladies. Michael Flynn, sworn and examined in his own behalf testified. I heard the testimony of the first boy. That hat and coat I never saw until I see them here now. I saw the hat in the Fifty Seventh-st. Court. Sergeant Hammitton took my own hat off my head. I can produce men to show I wore it two months before I was arrested. A bit of stolen goods I never pawned; a bit of stolen goods never came

0245

into my house to my knowledge. What that boy <sup>says</sup> to is false; but tickets I had. I got them at the request of Hamilton, Cornish and Campbell; they are here and they cannot deny it. I say these three officers requested me to get tickets, it might be before March. There was some goods stolen from a butcher named Hennessey on First Avenue. Mr. Cornish (the detective) and me were acquainted maybe two or three years. He was asking me. Says I, "the parties is easy got." Well, he says, cant you find out for me? He says, "I dont want to know the parties, but find out what pawnshop is the goods in, and there is some money in it." Says I, "Detective Cornish, I dont want to be implicated in any evidence, but I can put you on the right road of recovering Mr. Hennessey's goods." "All right," he says, "come over to Fifty Ninth St. to the Paris garden to night at 6 o'clock and we will talk over it." I went to Paris garden; we played one or two games. We went to the Station house and Sergeant Hamilton was there. Cornish spoke to Hamilton, and he wanted to send a boot black with Detective Cornish and then they got a man that these parties did not know, a new policeman with big red side whiskers, and this man went down to the stone yard where these goods were hid



0246

in an old stable, and the parties did not show up to take out the goods at that time. Cornish before I got there left and the parties came to take out the goods. Then I run up to the station house and told Cornish. I said, "Cornish, if you will go round in Fifty Eighth St. you will catch the party with the clothes on him going to pawn it." Cornish went in and he brought out a policeman and sent him to meet the party in Fifty eighth St. and picked him up with Mr. Hennessy's coat and overcoat on his back. Then Cornish says, "Well, the Captain is sore on us up here, for we are pretty well cleared out, and if you can find out anything for me do it, and it will be all right." Says I, "Cornish, I don't want to have anything to do with it for fear I would get implicated in anyway, but, says I, there is a lot of pawn office tickets turning every day that I could get." You get me the tickets, he says, and that is all I want." Then I was going to do business with Mr. Campbell. Cornish says, "Campbell makes too much of every thing he gets; he brings it to the station house, and, he says, I won't do that. I will go to the parties that lost the goods I will hunt all the pawn shops around and get all their goods and I will



0247

bring them there for them to identify them, and I will make a dollar or two. Cornish is here, let him deny all this. I went and got tickets in pursuance of that arrangement. The first tickets I got was a gentleman in Sixty fifth St. anyhow between 61<sup>st</sup> and 62<sup>nd</sup> Sts. for two coats and a cameo ring. I gave the two tickets to Cornish. I got them from Corrigan, which Corrigan himself will tell you; he went round and got them and brought a man down to the pawn shop where the overcoat was and the young man identified it. I met Cornish the next day in Fifty seventh St. and he had this young man with him and he brought him before the Judge to get the overcoat without paying for it. I brought Corrigan to Cornish at a lager beer saloon in 59<sup>th</sup> St.; Cornish treated him and he treated Cornish, and he told Cornish all about the tickets again. I got that ticket (shown) from Will Corrigan to give it to detective Cornish or to the Sergeant. I got it for no other purpose. I never pawned any of the goods; the Sergeant knew I had the tickets in my possession before I was arrested. I told him that in the station house. I asked the sergeant could I get implicated in any

0248

way by getting the pawn tickets. He says, "No, we will see to that." There he is; let him deny those words." Cross Examined. I got that ticket from "Bill" Corrigan it might be the 25, 26 or 27<sup>th</sup> of March, maybe one or two days before I was arrested. I did not tell the Sergeant I had that particular ticket, I had a lot of tickets. I told him that the Wednesday night before I was arrested, I was arrested Friday night. He asked me where I got those tickets, and I told him I got them from Corrigan. I did not know Corrigan was a thief. I know Mr. Stan, a pawnbroker and know Mr. Cassidy. I have pawned clothes there. I bought a coat from John Coakley in Second Ave. in the street in the evening, I gave him three dollars for it. He asked me to buy it, and I asked him, "Johnny, where did you get it. If it is wrong, I won't have anything to do with it." "No," says he, "the coat is all right, Mike." It was an overcoat. Where did you get the article that you pawned on that ticket? I think that is the coat belonging to Mr. Pennessy if I am not mistaken. I got that coat from detective Cornish and then I went and pawned it. The night he arrested the young fellow he (the young fellow) dropped the coat and I picked it up and

0249

handed it to Cornish. He said, "throw it in the sewer". There was a kind of a sacred heart, a blessed instrument I found in the pocket. I asked Cornish to take this back to Mr. Hennessey, for people think a good deal of this. So Cornish put it into the overcoat in the station house. I pawned the coat and kept the \$3.65 I got on it. I paid three dollars for it and got \$3.50. I pawned things many be three or four times in Mr. Starr's when Mr. Cassidy was acting for him - a watch, a ring, a badge, all my own property. I thought only that one coat. The watch I always carry was the one I pawned at Mr. Starr's. I put it in when the house ran short. I had four young ones lying down in diphtheria, one of them died. I pawned that article [a bell shown]. I got it from Corrigan; he gave it to me, I did not buy it. I showed it to detective Cornish the very same day I got it. I left this very court room and went over to a large beer saloon corner of Chamber St and drank beer with Cornish; it might be the Wednesday before I was arrested. I asked Corrigan where he got the bell? He said he got it from a boy by the name of Frank Curley. I know Curley. I did not know he was an associate of Coakley and Corrigan. I believe Corrigan had been to my house once or twice. I don't know why Corrigan gave me the bell. I did not know

0250

it was stolen. I got all the tickets that are in the Court inside of nine days. I may have got the Ragan ticket a day or two before I was arrested, from Will Corrigan. Detective Cornish told him to give me all the tickets he could get hold of. There did he (Cornish) think Corrigan would get tickets? I do not know, sir, you must ask detective Cornish about that. I never pawned any wearables at all but my own. There are tickets there that represent my wife's and mother-in-law's things. This hat I bought of a rag man and I paid 15 cents for it; Sergeant Hammett took it off my head in the Court room and left me without a hat. I told my wife to try and find the rag man. I tore no lining or nothing out of the hat. William Corrigan, swim. I am 17 years old. I know detective Cornish; he did not say anything to me about giving anything to Mr. Flynn. I never gave him any tickets. Detective Cornish talked with me before I was arrested about a week before that about a ring. I met him in a lager beer saloon in Fifty ninth St. and Flynn was there. Flynn fetched me over there; he did not tell me that Cornish was to be there. Cornish wanted to know where the ring was. I told him the ring was in a pawn shop and I guess he went down and got it. I don't know whether he did or not. He did not arrest ~~me~~. I never told him anything about where

0251

stolen property was. I don't know what became of the coat and jacket. Cornish did not want me to sell goods to a man named Levy in Third Ave. Cornish said he would have me dressed out like a gentleman; he told me this corner of Third Ave. and 66<sup>th</sup> St. a week before I got arrested. I got a note written and thrown down into the cell to Flynn. He wanted me to take the blame of these tickets and I would not do it. [Mr. Bell reads] Dr. Flynn, I sorry I said I gave you them tickets, but I am going to say in Court I did not give you the tickets. Coakley is going to get a new trial." Flynn would 'hook' pawn these things and only give us half the money he would get. That is the way he lived all the winter John Coakley sworn. I only sold Flynn one coat and I got it in 60<sup>th</sup> St. and 4<sup>th</sup> Ave. I don't know anything about the tickets. Cornish never said anything to me. Mary Flynn, the wife of the prisoner, testified I saw Corrigan give some tickets to my husband. Detectives Cornish and Campbell came several times enquiring for Flynn and they sent two letters. One was: "Dr. Flynn: Come and see me in 59<sup>th</sup> St., you know where," with a little something in it. Henry J. Cornish, sworn. I sent two letters

0252

to Flynn. I saw Corrigan and Flynn in a large beer saloon in 54<sup>th</sup> St.; we had beer, Mr. Flynn paid for it. I heard Flynn's story on the stand. I only talked once or twice with him on police business. I did not tell Corrigan to find pawn tickets and give them to Flynn in order that he (Flynn) might give them to me. I never asked Flynn to help me to ferret out these transactions.

The jury rendered a verdict of guilty of receiving stolen goods.  
He was sent to the State prison for five years.

0253

Testimony in the Case  
Michael Flynn  
filed April 1988



0254

## Police Department of the City of New York,

Precinct No. ....

New York, ..... 188

The Residence of John B. Stone 235 East 61<sup>st</sup> St was burglarized entered on the <sup>12-13</sup> 18<sup>th</sup> day of March - Over Coat stolen from an <sup>19105</sup> 19105 - was found in D. Gruenheimer's Pawn Shop 796 E. Ave also Child's Waquer stolen to <sup>5572</sup> Over Coat stolen on 16<sup>th</sup> inst was found in Bernhard Drey's Loan Office 919 E. Avenue -

The residence of Abraham Edkus 71 East 59<sup>th</sup> St was entered March 19<sup>th</sup> - <sup>6757</sup> Coat which was stolen was pawned the same evening at Patrick Starrs Loan Office 983 E. Avenue & the other the same evening at Bernhard Drey's 989 E. Ave - The prisoner Flynn identified by Starrs clerk Joseph Cassidy as pawning Coat represented on Ticket 6757

The residence of Jacob B. Menheimer 215 East 60<sup>th</sup> St was entered March <sup>5537</sup> - Coat identified by him as portion of property stolen was found at Bernhard Drey's Loan Office - and it was received March 21 -

The residence of Thomas Lyons <sup>57601</sup> entered about March 8<sup>th</sup> was found 4 E Coats stolen, one found at Drey's Loan Office as the other at Bernhard Drey's 919 E. Ave where they were pawned on the 11<sup>th</sup> inst

The residence of Abraham Lissburg 715 Lexington Avenue was entered March <sup>19311</sup> - an Over Coat pawned on the 9<sup>th</sup> inst at John Stich's Loan Office 997 E. Avenue <sup>5537</sup> was identified by Lissburg as his property

The residence of Samuel Hermann 796 Lexington Avenue was entered & coat found on Prisoner Sam William Flynn aged about 15 yr was identified by Hermann as his property

The Residence of John Cohen 792 Lexington Ave. was entered March 9<sup>th</sup> - Over Coat pawned at Starrs Loan Office 983 E. Ave. at the same day was identified by Cohen as his property - from information received from prisoner Morgan a large Stone Canoe Ring <sup>6043</sup> was identified by him the property having been pawned at A. Schlang's Box 369 Boney -

Ticket  
in  
6757  
M 7  
identified  
pawned  
same  
day

0255

Edward Vaughan of 74 3<sup>rd</sup> 9  
E 60<sup>th</sup> street being truly  
sworn says:

I know the  
prisoner <sup>Michael</sup> ~~William~~ Flynn. I  
also know William Corrigan  
and Cokely. I have within  
the past month on four or  
five different occasions  
seen Corrigan and Cokely  
meet Flynn in his hallway  
at 321 E 60<sup>th</sup> street and  
deliver to him coats. On  
the last occasion Corrigan &  
Cokely came along with two  
coats which they told me they  
had stolen from a house on  
the corner of 60<sup>th</sup> St & 4<sup>th</sup> Ave,  
and they went right along  
to Flynn's and gave them to him.

Sworn before me

This 27 day of March 1881 Edward Vaughan

J. K. Keith

Police Justice

0256

John Hamilton a Sergeant  
of Police attached to the 28<sup>th</sup>  
Precinct being duly sworn  
says that on the day  
of March 1881 he arrested  
the prisoner ~~William~~<sup>Michael</sup>  
Flynn and found in his  
possession the hat mentioned  
in the annexed affidavit of  
John H. Stone, and upon  
searching his premises No  
321 E 60<sup>th</sup> Street deponent  
found 35 pawn tickets, repre-  
senting coats, shirts and  
jewelry. Ten of said pawn tickets  
represented coats, all of which  
have been identified by their  
owners as having been stolen,  
and including the coats  
mentioned in the annexed  
affidavits of Thomas Lyons,  
Abraham Listerger, Abraham  
Elkins, John H. Stone, Samuel  
Herman and Joseph H.  
Monkman.

Deponent has been informed  
by Edward Tanyhan now here

0257

that he Vaughan had on  
several occasions since  
February seen one William  
Conrigan and the prisoner  
Michael Flynn meet in the  
backyard of the house 321 E 6th Street  
and that the said Flynn  
receive from said Conrigan  
a coat or coats on these  
occasions. Said Conrigan admitted <sup>is defendant</sup> that  
he stole the coats from John 14 Street, 235 E 6th Street  
and met in the backyard Flynn by the name of Flynn.  
Said William Conrigan with having a coat and  
charges said Flynn with  
having received said property  
mentioned in said affidavit  
with a knowledge that the  
same were stolen.

Seen before me

John Hamilton

Mar 27 day of March 1887

J. W. H. H.  
Police Justice

0258

1

People

Capt

Michael Flynn +  
William Corrigan

Edward Vaughan now in House of Detention.  
Name known Flynn for about 1880 Flynn  
used to keep a policy shop in 320 E 60th at about  
a year ago and boys around there used to go  
in there to play policy. The boys used to steal  
over coats for and pawn them to get the  
money to play. Flynn used to wait  
in the hallway after some place and when  
the boys would return there with the stolen  
coats he would go with them and  
pawn them. Sometimes Flynn would go to  
the corner near where coats were being  
stolen and wait for and act as lookout  
and he told them he had a lawyer down  
town if they the boys ever got arrested he  
would get them out.

Some time around May 1880 I saw Cooney  
Corrigan and Curley come down 60th from  
direction of 2nd Ave with an over coat - Flynn  
was standing in hallway of apt 320 E 60th  
I saw them give the coat to Flynn - Flynn  
went up stairs with the coat and then  
came out with coat and he went up to  
2nd Ave on one side the boys working on the  
other - Flynn turned on right of 2nd Ave

and went to 58th, the boys joining him  
on right side left side of 2nd Ave & 58th  
they came and down on right side of  
2nd Ave. I followed and another boy by  
name of Dunn followed them at about

Edward Vaughan  
was stolen from  
the 320 E 60th  
in 1880.  
Flynn was  
standing in  
hallway of apt  
320 E 60th  
I saw them  
give the coat  
to Flynn -  
Flynn went  
up stairs with  
the coat and  
then came out  
with coat and  
he went up to  
2nd Ave on one  
side the boys  
working on the  
other - Flynn  
turned on right  
of 2nd Ave  
and went to 58th,  
the boys joining  
him on right side  
left side of 2nd  
Ave & 58th they  
came and down  
on right side of  
2nd Ave. I  
followed and  
another boy by  
name of Dunn  
followed them at  
about

0259

50 ft distance behind them. When they got to 50<sup>th</sup>  
ft - they turned around - and Flynn  
said to us you are following us to see where  
we are going - and I We said No -  
He says yes you are - You had better  
go down 320 ft or we'll make  
you. We then went down 50 ft. I  
don't know where that coat was taken  
from. Curley told me after that they  
paved in ~~147<sup>th</sup>~~ on 2nd Ave near  
42<sup>nd</sup> St.

about 4 weeks ago. I again saw these same boys, with two overcoats, coming from 2nd Ave & 60th towards Fluy's house. They went up 5' stairs in Fluy's house. Candy told me they took these two overcoats from Car 60th & 44th Ave. - Fluy was cooking out of his window where the boys came along and went into his house as if watching.

9 again about 3 weeks ago, I saw  
 same boys with a big letter and  
 a small coat coming from 1<sup>st</sup>  
 ave - they went into Flynn's house  
 he was looking out the window -  
 they came out and he shook his  
 head - They went into his house -  
 they the boys were coming along  
 were throwing cards and tickets away  
 one spotted up one - there was  
 a name on it - Don't recollect name  
 think it was 213 or 215 E 50<sup>th</sup>

Neen had any corner on the North Fly  
Coast. Neen as the one Co. & Co. at  
the fly policy.

I heard Kypur. tell to Corrigan + Conkley about  
2 wks ago 10 a.m. where they could start coal  
he mentioned one on both Oct. 3 & 2 at Ave.

S. S. Smith  
1209 100 Ave  
1209 100 Ave



0260

3

About 2 weeks ago, I went with Caddy and Corrigan to 42nd St 2nd Ave a pawn shop where they pawned a ~~an~~ Corp Coat - I don't know when they got it - I saw them come out of hallway of Flynn's house with a ~~covered~~ basket of Flynn's containing this coat.

About 2 mos ago I went with the same boys to Flynn's pawnshop at 3rd Ave bet 55 & 56 St where they pawned a Gentlemen's Spring overcoat. I met them at 57 & 58 St 2nd Ave coming from 2nd Ave. They had the coat in a basket. I didn't go into Flynn's.



0261

People

Flynn and  
Corrigan

Evidence of  
Edward Vaughan

0262

People  
apt  
Flynn

Edward Vaughan now in House of  
Detention

Sam Coakley, and Corrigan about  
Mch 12 went up to Stoves 235 E 61st St  
Corrigan went in and took out a <sup>spring over</sup> coat  
and 3 Derby hats - went hats. We passed  
the coat at Brook Bruckhimer's off in  
2nd Ave near 42 W St. They broke these  
hats

About 2 weeks after we went to Stoves  
again, Corrigan took out 4 ladies &  
children's socks, <sup>two Derby coats</sup> and two young men's  
hats - Derbys. Then Coakley & Corrigan  
We went up to Flynn's and Coakley  
whistled and Flynn came down stairs  
and Flynn took some of these clothes  
and <sup>and with Coakley & Corrigan</sup> went up stairs and I did not go  
up. Next day Flynn and Corrigan &  
Coakley and I went down to Frey's  
Hosiery shop on 3rd Ave near 55th St  
Flynn had these things in there 2 over-  
coats in a covered basket. Flynn went  
into the pawn shop alone. He then gave  
us 50 cents between us. He got \$2 on

0263

one coat and  $2\frac{1}{2}$  on the other. These coats  
about 5 PM. In the morning Flynn took  
Coakley & Corrigan sure that we would be in  
from  $3\frac{1}{2}$  to about 6 or 7 PM and if we  
got any coats we could fetch them then  
up to him.

including Flynn Bruckheimer  
From Jones we went down to ~~St. James~~  
paw shop in 2nd Ave near 143<sup>rd</sup>  
where Corrigan went in and pawned one  
of the coats. From there we and Flynn  
went to Harris' near Bruckheimer's where  
Coakley went in and pawned 3 of these  
Sacks - he gave Flynn 75 cts and Flynn  
gave me and Corrigan 37 cts each.

Officer Hamilton has pawn tickets for  
the Spring overcoat and one of the other  
overcoats and one of the Sacks which  
have been identified - the Spring overcoat  
by Mr. Stone and the Sack by Stone & his  
daughters and overcoat by Mr. Mitchell  
Step-son of Stone.

Stone Complainant

2 cases

People  
N  
Flynn &  
Corrigan &  
Coakley

0264

Police Department of the City of New York,

Precinct No. ....

New York, ..... 188

David Bruckheimer:

Bernhard Fey 919.3 Avenue

Bernhard Peller 967.2 Avenue

C. Schlang, Brr 360 Broadway

John Stutz 997.2 Avenue

R Simpson 195 Broadway.

Belld

0265

Witness

Tom Lopez

PS  
Michael Thompson

0266

-----+  
THE PEOPLE, &C.

VS.

MICHAEL FLYNN  
-----+

JOHN M. GURLEY

502 THIRD AVENUE.

I AM 17 YEARS OF AGE. I HAVE KNOWN MICHAEL FLYNN ABOUT TWO YEARS. HE WAS THEN LIVING AT 321 EAST 60TH STREET, WHERE HE IS LIVING NOW. HE TOLD ME HE WORKED AT A PAPER FACTORY. THE FIRST KNOWLEDGE I HAD OF ANY OF THESE LARCENIES WAS ABOUT FIVE OR SIX WEEKS AGO. I WAS STANDING OUTSIDE OF THE CANDY STORE NO. 317 EAST 60TH STREET, NEAR THE COAL BOX, ABOUT 7 O'CLOCK WHEN WILLIAM CORRIGAN ASKED ME IF I WOULD TAKE A WALK WITH HIM. I WENT WITH HIM TO 4TH AVENUE AND 60TH STREET. HE WENT IN TO TWO OR THREE PLACES THROUGH THE BASEMENT DOOR. HE DIDN'T GET ANYTHING THAT NIGHT. I DID NOT GO INTO ANY OF THOSE PLACES THAT NIGHT.

*Stone*  
THREE OR FOUR NIGHTS AFTER THIS CORRIGAN ASKED ME TO GO WITH HIM AGAIN, AND I WENT WITH HIM TO JOHN H. STONE'S RESIDENCE IN 61ST STREET BETWEEN 1ST AND 2ND AVENUE, NEXT TO THE CHURCH EAST. GURLEY, CORRIGAN, VAUGHN AND MYSELF WENT THERE. THIS WAS ABOUT TWO OR THREE O'CLOCK IN THE AFTERNOON. GURLEY WENT INTO THE BASEMENT OF THIS HOUSE AND TOOK A SPRING OVERCOAT, AND CORRIGAN WENT IN AND TOOK A DERBY HAT [THE HAT NOW SHOWN ME.] GURLEY WRAPPED THE COAT UP IN A PIECE OF PAPER AND GAVE IT TO VAUGHN TO PAWN. CORRIGAN WORE THE HAT FOR AWHILE. THE PAWN OFFICE WAS IN 42ND STREET. "BERNHEIM" I THINK WAS ON THE NAME OF THE PAWN TICKET THAT VAUGHN. CORRIGAN GAVE THE HAT TO FLYNN THAT SAME NIGHT. CORRIGAN AND I WENT

0267

TO FLYNN'S HOUSE AND SAT DOWN. FLYNN ASKED HIM WHERE HE GOT THE HAT AND HE WOULD NOT SAY, FLYNN THEN ASKED HIM FOR IT AND CORRIGAN DID NOT WANT TO GIVE IT TO HIM. SO FLYNN SAID HE WOULD GIVE HIM HIS HAT AND HE GAVE HIM A COAT AND TOOK THE HAT. VAUGHN PAWNED THE COAT AND GAVE THE TICKET TO CORRIGAN. CORRIGAN TOLD FLYNN THAT HE HAD PAWNED THIS COAT AND HAD THE TICKET AND SAID HE WOULD SELL THE TICKET TO HIM. HE SAID HE WANTED ONLY TEN CENTS FOR IT. CORRIGAN TOLD ME THAT HE GAVE THE TICKET TO FLYNN. I HEARD FLYNN ASK CORRIGAN FOR THE PAWN TICKET.

| THIS PAWN TICKET WAS FOUND ON FLYNN, AND SERGT. JOHN HAMILTON AND STONE WILL IDENTIFY THE COAT FOR WHICH THIS PAWN TICKET WAS THE RECEIPT. |

| THIS LARCENY AND RECEIVING OCCURRED ON THE 12TH OF MARCH |

ABOUT TWO WEEKS AFTER THIS OCCASION, CORRIGAN, VAUGHN AND MYSELF WENT TO THE SOUTH EAST CORNER OF 60TH STREET AND 4TH AVENUE. THREE GENTLEMEN WENT IN THROUGH THE BASEMENT DOOR, AFTER THEY HAD BEEN IN A FEW MOMENTS CORRIGAN OPENED THE GATE AND TOOK OUT TWO COATS. VAUGHN PUT ONE ON HIM AND CORRIGAN PUT THE OTHER ON HIMSELF AS HE WAS COMING OUT. CORRIGAN AND I WENT DIRECTLY TO FLYNN'S HOUSE. HE WAS NOT IN AND WE WAITED FIFTEEN MINUTES UNTIL FLYNN CAME IN. WE LEFT THE GOODS ON THE CELLAR STAIRS. WHEN FLYNN CAME IN WE BROUGHT THE GOODS UP AND ASKED HIM IF HE WANTED TO BUY A COAT, AND HE SAID NO HE DID NOT HAVE ANY MONEY. BUT WE LEFT THE TWO COATS THERE UNTIL THE NEXT DAY. THE NEXT DAY ABOUT NOON CORRIGAN AND I CALLED AGAIN. WE ASKED FLYNN HOW MUCH HE GOT FOR THE COATS AND HE SAID HE GOT \$3 APIECE, AND HE GAVE CORRIGAN \$3 AND ME \$3 --



0268

ALL THAT HE SAID HE HAD RECEIVED FOR THEM. THESE COATS WERE OVER-  
COATS. THE NIGHT PREVIOUS FLYNN OFFERED ME TWO DOLLARS FOR THE  
COAT. I SAID I COULD NOT TAKE IT -- I WANTED THREE DOLLARS. FLYNN  
SAID HE DID NOT HAVE THE MONEY THEN BUT TO COME IN THE MORNING,  
AND WHEN HE CAME IN THE MORNING HE GAVE ME THREE DOLLARS AND THE  
OTHER BOY THREE DOLLARS. HE DID NOT TELL ME WHETHER HE SOLD OR  
PAWNED THEM.

[ THE SERGEANT HAS NOT BEEN ABLE TO FIND THESE COATS. ]

ABOUT FOUR NIGHTS BEFORE FLYNN WAS ARRESTED I WAS STANDING AT  
FLYNN'S DOOR AND HE ASKED ME IF I WOULD TAKE A WALK. I SAID NO.  
HE SAID "WHERE ARE YOU GOING?" I SAID "UP THIRD AVENUE." HE SAID  
"COME ON WITH ME, I AM ONLY GOING TO 30TH STREET AND 3RD AVENUE.  
I SAID "WHAT ARE YOU GOING THERE FOR?" HE SAID "I AM XXXX GOING  
THERE TO PAWN THIS COAT. HE HAD THE COAT ON HIM -- A BROWN COAT  
WITH BIG BUTTONS. I WENT DOWN WITH HIM AND HE WENT IN AND RETURNED  
WITHOUT THE COAT. I RETURNED WITH HIM TO HIS HOME. I DID NOT ASK  
HIM WHERE HE GOT THE COAT, BUT HE SAID IT WAS HIS OWN COAT. AFTER  
HE LEFT THE PAWN OFFICE HE WENT INTO THE LIQUOR STORE IN HIS HOUSE  
AND REMAINED OUTSIDE.

I NEVER WAS WITH FLYNN OR THE BOYS ON ANY OTHER OCCASION WHEN  
GOODS WERE PAWNED OR STOLEN.

FLYNN TOLD ME THIS MORNING [MARCH 5TH] THAT IF HE GOT OUT HE  
WOULD GET ME OUT. HE SAID HE WOULD GET OUT. HE SAID "NEVER MIND,  
COARSELY, IF I GET OUT YOU WILL GET OUT. YOU AINT GOING TO BE  
BROUGHT TO COURT TO-DAY. YOU WILL BE TRIED SOME OTHER DAY. THEY  
HAVE NO CHARGE AGAINST YOU AT ALL." HE TOLD ME NOT TO SAY ANYTHING.

0269

HE SAID 'JOHNNY, DON'T BE NERVOUS. JOHNN DON'T SAY NOTHING.  
IF I GET OUT I WILL GET YOU OUT.'

BEFORE I WAS IN THE HABIT OF GOING WITH CORRIGAN, CORRIGAN SOLD  
ME A PAIR OF SEAL-SKIN GLOVES FOR TEN CENTS, AND I SOLD THEM TO  
CHAUNCEY SMITH FOR A DOLLAR.

| THESE GLOVES TOGETHER WITH THE OVER-COAT ARE WORTH \$45,  
AND WERE STOLEN FROM DAVID KAHN'S 343 EAST 62ND STREET. |

WE TOLD FLYNN WHERE WE GOT THE TWO COATS THAT WERE TAKEN IN  
60TH STREET AND 4TH AVENUE.

FLYNN TOLD ME IN THE MARIA THIS MORNING NOT TO SAY ANYTHING  
ABOUT THAT RING. SAID I TO CORRIGAN 'I AM IN FOR THAT RING.' HE  
SAID 'WHAT RING?' HE SAID THE RING THAT HE AND CURLEY GOT AND  
MIKE FLYNN SAID 'I WILL SETTLE THAT, IT IS ALL RIGHT ABOUT THE  
RING CASE.' HE TOLD US HERE THAT IF WE DIDN'T SQUEAL HE WOULD GET  
US ALL OUT OF IT. I NEVER SAW THE RING. CORRIGAN AND CURLEY  
SAID THEY GOT IT FROM A COAT. I DIDN'T SEE THE COAT. THEY TOLD  
ME THAT THEY PAWNED THE RING AND SOLD THE TICKET AFTERWARDS. TO  
THE PAWN BROKER. I IDENTIFY THE HAT SHOWN ME AS TAKEN FROM STONE'S  
HOUSE. THE GOLD LETTERS WERE TAKEN OUT BY CORRIGAN AND HE WROTE IN  
HIS OWN NAME INSTEAD.

| THIS HAT WAS TAKEN MARCH 23RD. |

0270

The People's

at

Michael J. Ryan

Witnessed:

John C. Kelly Jr.

0271

## Police Department of the City of New York,

Joseph Cassidy  
New York

Precinct No.

983

3rd Ave

Pawnshop

1881

Identified by Mr F

The Residence of Frederick Gittel 161 E 61st was entered on or about the 16th March 81, as 2 Boys coats one pawned Bernhard Rogers 969 2 Ave & the other at Bernhard Freys 919 3 Ave on the 16th was identified by Gittel as portion of Property stolen.

The Apartments of John B. Kennedy 1090 1 Ave was entered February 8th 81, as \$104 cash - 2 Coats. 5 Silver Spoons. 3 Gold Watch. 2 Gold Breast Pins. Barcha Shawl. one of which was taken from Patrick Starr Pawn Shop 983 3 Ave where it was pawned on the 11th day of February 1881. was identified at this station by him as portion of Property stolen at that time.

The Residence of Rev. Edward A. Reed 28 East 58th was entered March 4th as a Silver Plated Bell & Silver Napkin Ring stolen - Silver Bell found at R. Simpson Leans Office 195 Bowery was identified by him as his property.

Send for witnesses from  
Hof

Edward Vaughan

0272

He  
for  
Compan

0273

People on complaint of ~~the~~  
Lyons

agst  
Flynn et al.

Vanham says about 3 or 4 weeks  
ago Cookley Corrigan & I went down  
a 62<sup>nd</sup> Ave near 1<sup>st</sup> Ave. Corrigan  
went in there and took out 2 ~~some~~  
men's sack coats. We went down  
to Stone Yard of one Flynn on ~~2<sup>nd</sup>~~  
1<sup>st</sup> Ave. and had them there and kept  
8 of the three if we pawned ~~them~~  
one of them in 2<sup>nd</sup> Ave near 50<sup>th</sup>  
and Cookley gave Flynn the other  
two present them. Cookley <sup>Corrigan</sup> and  
Flynn went up stairs together. ~~At~~  
At time Cookley gave the Coat Corrigan  
gave Flynn the pawn ticket

~~These~~ Pawn tickets for the property found  
with Flynn and property identified by  
Lyons and his son

0274

Wm. S. Ford  
Case

The People

v.

Thompson et al

—



0275

District Police Court—

CITY AND COUNTY }  
OF NEW YORK, } ss.

of No. *215 East 60* Street,  
being duly sworn, depose and saith, that on the  
at the *19<sup>th</sup>*  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

*Joseph V Monheimer*

*21* day of *March* 188*1*  
Ward of the City of New York,

the following property viz. :

*A Coat of the value  
of about Ten*

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 *some person or persons unknown*

*to deponent deponent found said coat at  
the 28 Precinct Station House said  
coat is here produced and identified  
by deponent*

*J. V. Monheimer*

Sworn before me this *27* day of *March*, 188*1*  
*J. H. Smith*  
POLICE JUSTICE

0276

DISTRICT POLICE COURT.

AFFIDAVIT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Joseph H. Mendenhall*

VS.

DATED *March 27* 1881

*W. E. Booth*  
MAGISTRATE.

*Hamilton* OFFICER.

WITNESSES:

0277

District Police Court—

CITY AND COUNTY )  
OF NEW YORK, ) ss.

of No. *715 Lexington Avenue* street, *22* day of *February* 18*81*  
being duly sworn, depose and saith, that on the *22* day of *February* 18*81*  
at the *22* Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

the following property viz. :

*Two Coats of the value*  
*of the value of about Eighty 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 *some person or persons unknown*  
*to deponent One of said Coats is here*  
*produced and is identified by deponent*

*Abraham K. Lissberger*

Sworn before me this

*27*

day of *March* 18*81*

*J. M. Smith*

POLICE JUSTICE

0278

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Abraham M. Greenberg*

VS.

AFFIDAVIT—Larceny.

1887

DATED *March 27*

MAGISTRATE.

*W. C. Webb*

OFFICER.

*Hamilton*

*28*

WITNESSES:

0279

District Police Court—

Thomas Lyond

CITY AND COUNTY }  
OF NEW YORK } ss.

of No. 371 East 62<sup>nd</sup> Street,  
being duly sworn, deposeth and saith, that on the  
at the 19<sup>th</sup>  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

day of March 1881  
Ward of the City of New York,

the following property viz.:

Two Coats of the value  
of Fifteen 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 some person or persons unknown  
said coats were stolen from deponent's hall  
way. Deponent now identifies said  
property here produced as the property so  
stolen as aforesaid

Thomas Lyond

Sworn before me this 27 day of March 1881

William H. Justice  
POLICE JUSTICE

0280

DISTRICT POLICE COURT.

AFFIDAVIT—Larceny.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Lyons

vs.

DATED March 27 1887

W. L. Webb  
MAGISTRATE.

Hamilton  
OFFICER.

WITNESSES:

0281

District Police Court—

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Abraham M. Elkus*  
of No. *71 East 59* Street, *19* day of *March* 18*81*  
being duly sworn, depose and saith, that on the *19* Ward of the City of New York,  
at the *19* in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

the following property viz.:

*Seven Coats of the value  
of about Forty Dollars*

the property of *Elizabeth Elkus*

\_\_\_\_\_, 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 *some person or persons unknown*  
*to deponent said Coats are here produced*  
*and identified by deponent said Coats*  
*were stolen from the hall way of deponents*  
*residence*

*Abraham M. Elkus*

Sworn before me this *27* day of *March* 18*81*

*A. M. Elkus*  
POLICE JUSTICE



0282

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Abraham M. Ellis*

VS.

AFFIDAVIT—Larceny.

DATED *March 27* 1881

*W. L. Webb* MAGISTRATE.

*Hamilton* OFFICER.

*28*

WITNESSES:

0283

District Police Court—

CITY AND COUNTY }  
OF NEW YORK, } ss.

of No. *795 Lexington Avenue* *Street,*  
being duly sworn, depose and saith, that on the *17th* day of *March* 18*81*  
at the *19th* Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

the following property viz.:

*A Coat of the value*  
*of about Four Dollars*

the property of *deponent*

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen and carried away by *some person or persons unknown*  
*said Coat is here produced and identified*  
*by deponent*

*Samuel Herman*  
City and County  
of New York ss.

*John Hamilton of 28th*  
*Precinct being duly sworn says that on last*  
*evening deponent took the above described*  
*coat off of the person of William Flynn*

Sworn before me this *27th* day of *March* 18*81*

*J. J. McNeill*  
POLICE JUSTICE

0284

a boy aged about 11 years a son of  
Michael Flynn said coat is here  
produced John Hamilton  
shown to before me  
this 27 day of March 1881  
J. H. Killy  
Police Justice

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

VS.

AFFIDAVIT—Larceny.

DATED

187

MAGISTRATE.

OFFICER.

WITNESSES:

0285

District Police Court—

CITY AND COUNTY  
OF NEW YORK } ss.

of No. 235 East 61<sup>st</sup> Street,  
being duly sworn, depose and saith, that on the  
at the  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

*John H. Stone*

day of March 1881  
Ward of the City of New York,

the following property viz.:

*A Coat and a Hat  
of the value of about Twenty 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 some person or persons unknown  
to deponent. Deponent now identifies the  
coat and hat here produced as the  
property so stolen as aforesaid said  
coat and hat were stolen from the hallway  
of deponent's residence deponent found said  
property in a pawn shop in the  
near 42<sup>nd</sup> Street kept by Brickheimer  
*John H. Stone*

Sworn before me this 27 day of March 1881  
*J. J. Williams*  
— POLICE JUSTICE.

*John H. Stone*

0286

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*John H. Stone*

vs.

AFFIDAVIT—Larceny.

DATED

187

MAGISTRATE.

OFFICER.

WITNESSES:

0287

## District Police Court—

CITY AND COUNTY }  
OF NEW YORK. } ss.of No. 235 East 61 Street,  
being duly sworn, deposeth and saith, that on the  
at the  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

John H Stone

23

day of March 1881  
Ward of the City of New York,

the following property viz.:

Two Coats Thru Ladies  
Sacques a Hat of the value of about  
One hundred Dollarsthe 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 some person or persons unknown  
deponent now identifies said above de-  
scribed property here produced said Hat  
was found in the house Michael Flynn  
now present one of said Coat was  
found in the Pawn office of Fry in  
3<sup>d</sup> Avenue near 56<sup>th</sup> Street. One of said  
sacques was found at Buckhurners  
Pawn office 2<sup>d</sup> Avenue said property  
was taken from the hallway of deponents house

John H Stone

Sworn before me this 27 day of March 1881  
John H Stone  
Police Justice

0288

DISTRICT POLICE COURT.

AFFIDAVIT—Larceny.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John V Stone*

VS.

*Michael Flynn*

DATED *March 27* 188*1*

*W. C. C. C.*

MAGISTRATE.

*Hamilton*

OFFICER.

WITNESSES:



0289

**Police Court, Fourth District.**

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Michael Flynn*

Question. How old are you?

Answer.

*38 years*

Question. Where were you born?

Answer.

*Ireland*

Question. Where do you live?

Answer.

*321 E 68th*

Question. What is your occupation?

Answer.

*Paper box maker*

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

Answer.

*I am not guilty.*

*M. Flynn*

Taken before me this

*27*

day of *March*

1881

*John J. McLaughlin*  
Police Justice.

0290

**TORN PAGE(S)**



0292

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon*  
*their Oath, present:*

That

*Michael Flynn, William Corrigan*  
*and John Coakley each*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
*twenty-third* day of *March* in the year of our Lord  
one thousand eight hundred and eighty - *one* at the Ward, City and County aforesaid  
with force and arms,

*Two coats of the value of twenty*  
*dollars each*

*Three sashes of the value of nineteen*  
*dollars each*

*One hat of the value of three dollars*

of the goods, chattels, and personal property of one

*John H. Stone*

then and  
there being found, 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.

0293

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

*Michael Flynn, William Corrigan  
and John Coakley each*

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,

*Two coats of the value of twenty  
dollars each*

*Three sashes of the value of nineteen  
dollars each*

*One hat of the value of three dollars*

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

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously  
stolen ~~of the said~~ *taken and carried away from the said*

*John H. Stone*  
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

*Michael Flynn, William Corrigan and John Coakley*  
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~~  
*taken and carried away*  
People of the State of New York, and their dignity.

**DANIEL C. ROLLINS,**  
**~~EDWARD K. PLEERS~~, District Attorney.**

0294

BOX:

36

FOLDER:

425

DESCRIPTION:

Flynn, Thomas

DATE:

04/06/81



425

0295

BOX:

36

FOLDER:

425

DESCRIPTION:

Middleton, Margaret

DATE:

04/06/81



425



0296

W C

Filed  
day of April 188  
Pleads  
3rd Circuit 191

THE PEOPLE

vs.  
1  
Thomas Lynn  
2  
Morgan Middleton

DANIEL C ROLLINS,  
DISTRICT ATTORNEY

District Attorney.

A True Bill  
J. H. Lewis  
Foreman.

April 7 1881  
J. H. Lewis

James Henry Lee  
April 1881  
Mr. J. H. Lewis, Foreman  
No 1 CP 18 months as per  
No 2 Per 1 year as per

0297

POLICE COURT—

5<sup>th</sup> DISTRICT.—City and County }  
of New York, } ss:of No. 1638 3<sup>d</sup> Avenue Street, being duly sworn,deposes and says, that the premises No. 1638 3<sup>d</sup> AvenueStreet, 12<sup>th</sup> Ward, in the City and County aforesaid, the said being a Dwelling House  
the 1<sup>st</sup> floor and store ofand which was occupied by deponent and her husband as a dwelling and  
Tailor storeentered by means of forcibly breaking in the door leading into  
the front room on the 2<sup>d</sup> floor of said apartment  
**BURGLARIOUSLY**on the afternoon of the 31<sup>st</sup> day of March 1881

and the following property feloniously taken, stolen, and carried away, viz:

One Coat, Two Vests, One pair of Pantalons  
Two Sackes, and five ladies dresses  
all being of the value of sixty dollars \$60<sup>00</sup>the property of deponent and her husband Theodore Eytz  
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(involved) Thomas Flynn and Margaret Middleton  
for the reasons following, to wit: That on said day at about the hour  
of 2.30 P.M. deponent securely locked and fastened the  
doors leading into the said apartment on the 2<sup>d</sup> floor  
That at about the hour of 3 o'clock P.M. she was informed  
by officer Michael McCauley of the 23<sup>d</sup> Precinct Police  
that he had arrested said Thomas Flynn in the hall  
way of said premises having in his possession a Bag  
deponent identified said property as that of herself  
and husband, deponent then went upstairs and  
discovered that the front room on the 2<sup>d</sup> floor leading  
into her apartment had been Burglariously opened

0298

and the said property stolen away therefrom.  
 Dependent then returned and so informed the  
 officer when he further informed her that  
 at about the hour of 2 o'clock P.M. on said  
 day he saw said Flynn and said  
 Middleton in company with and talking  
 together on 3<sup>rd</sup> avenue about a half a block  
 from the said premises that he suspected them  
 and watched them that in about half an hour  
 after he saw said Middleton standing at the  
 hall way of said premises, that he immediately  
 went toward the said hall door when she started  
 and ran the officer then stated that he went  
 into said premises and found said property in  
 his <sup>Flynn's</sup> possession and that he also had at said  
 time a Bundle of Skeleton Keys and a Steel  
 Jimmy with him.

Dependent here for charges  
 the said Thomas Flynn with Burglarily  
 and feloniously breaking into her apartments  
 and stealing away therefrom said property  
 and the said Margaret Middleton with  
 acting in concert with said Flynn and also  
 with acting as looker out for him while in  
 the Commission of said Felony

George E. L.

Admitted to before me this  
 21<sup>st</sup> day of March 1881  
 Wm. H. H. H. H. H.  
 J. H. H. H. H.

0299

State of New York

City and County of New York SS

Michael McCauley of the 23<sup>d</sup> Precinct Police  
being duly sworn deposes and says that  
he has heard the foregoing affidavit  
read and that portion of said affidavit  
which refers to him is true of his own  
knowledge, and that when he got said  
Thomas Flynn to the Station House,  
he had a Coat on which ~~he~~ is  
mentioned in the foregoing affidavit  
and which is identified by the Complainant  
as the property of her husband

Michael McCauley

Sworn to before me this  
31<sup>st</sup> day of March 1881

Mauney J. Over

Police Justice

0300

POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Margaret Middleton*

Question. How old are you?

Answer.

*24 years*

Question. Where were you born?

Answer.

*New York City*

Question. Where do you live?

Answer.

*320 East 40th Street*

Question. What is your occupation?

Answer.

*Dress Maker*

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

Answer.

*I happened to be in the neighborhood previous to this man being arrested but I never seen him before,*

Taken before me, this

*31st*

day of

*March*

1877

*Margaret Middleton*  
made

*Mauney Power*

Police Justice.

0301

POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Thomas Flynn*

Question. How old are you?

Answer.

*18 years*

Question. Where were you born?

Answer.

*New York City*

Question. Where do you live?

Answer.

*615 1<sup>st</sup> avenue,*

Question. What is your occupation?

Answer.

*Soap Factory*

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

Answer.

*I have nothing to say*

*Thomas L. Flynn*  
*(mark)*

Taken before me, this

*31<sup>st</sup>*

day of

*March*

*1881*

*Maurice J. Brown*

Police Justice.

0302

POLICE COURT—FIFTH DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Narra Lyto*  
*1688 3<sup>rd</sup> an. E*

*James Henry*  
*Managers of the*



*March 31*

*1881*

*M. J. Ryan*  
*McCauley & Co. Officer*  
*234 Bremer*

*Witnesses,*  
*Michael McCauley 234 Bremer*  
*James Leamy 234 Bremer*  
*\$1000 Bail for each*

*To answer,*  
*clear*

Received in Dist. Atty's Office.

BAILED.

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



0303

CITY AND COUNTY } ss.  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That *Thomas Lynn and Margaret Middleton each*

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

*Louise Eyth*  
there situate, feloniously and burglariously did break into and enter, ~~by means of forcibly~~

*they* the said *Thomas Lynn and Margaret Middleton*

then and there intending to commit some crime therein, to-wit: the goods, chattels and personal property of

*Louise Eyth*  
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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, the said

*Thomas Lynn and Margaret Middleton each*

late of the Ward, City and County aforesaid,

*One coat of the value of ten dollars, two vests of the value of two dollars each - One pair of pantaloons of the value of six dollars - Two saques of the value of two dollars each - Five skirts of the value of three dollars each. Five overalls of the value of two dollars each*  
*Five waists of the value of two dollars each*

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

*Louise Eyth*

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.

0304

And the Jurors aforesaid, upon their oath aforesaid, do further present

THAT the said

*Thomas Lynn and  
Margaret Middleton each*

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,

*One coat of the value of ten dollars  
Two vests of the value of two dollars each  
One pair of pantaloons of the value of  
six dollars  
Two sashes of the value of three dollars  
each  
Five shirts of the value of three dollars  
each  
Five overshirts of the value of two dollars  
each  
Five waists of the value of two dollars each*

of the goods, chattels and personal property of the said

*Louise Eyster*  
by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ *taken and carried away from*  
*the said Louise Eyster*  
unlawfully, unjustly, ~~and for the sake of wicked gain~~, did feloniously receive and have (the said *Thomas Lynn and Margaret Middleton*

then and there well knowing the said goods, chattels, and personal property to have been feloniously stolen ~~against~~ *(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.

DANIEL C. ROLLINS,

~~JOSEPH P. PHILLIPS~~, District Attorney.

0305

BOX:

36

FOLDER:

425

DESCRIPTION:

Foley, John

DATE:

04/07/81



425

0306

Day of Trial

Counsel,

Filed day of

1881

Reads *Has G. J. 1881*

THE PEOPLE

vs.

*John Foley*

DANIEL G. ROLLINS,

Attorney at Law,  
CITY OF NEW YORK.

District Attorney.

*Wednesday 13<sup>th</sup> of April*

A True Bill

*Samuel J. Lewis*

Foreman.

*April 13. 1881*

*Frank J. Lewis*

*Pen one year*

0307

This is to certify that I have this day examined Mary Ann Foley of No 635 Greenwich St. Age 12 years, rather under size. There is nothing to indicate approaching woman hood, except enlarged breasts.

The result of the examination of her privates is this, a scratch of about  $1\frac{1}{4}$  inches on the left labia or lip. The Hymen has been ruptured, so that my index finger passes without difficulty. The edges of the ruptured Hymen are rough as though torn, and turned out, not thin and smooth as when found in imperfect Hymen in its natural state.

The ruptured Hymen would admit a small sized penis without pain. She informs me that about two

0308

her father had intercourse with  
her, and while doing so she  
hollered to her mother, as she  
did so she says her father caught  
her by the throat and choked her.  
On the left side of her neck I find  
just under the angle of the jaw  
4 marks as though made by his  
finger nails, and just under the  
right side of the angle of the jaw  
is another mark as tho made by  
the thumb of the same hand. These  
marks are of the size of finger nails  
and are concave towards the front  
of the neck.

J W Ramsey M D

New York March 24 1881

0309

Police Court—Second District.

CITY AND COUNTY)  
OF NEW YORK.

*John Foley* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

*John Foley*

QUESTION.—How old are you?

ANSWER.—

*Forty-six years of age*

QUESTION.—Where were you born?

ANSWER.—

*Ireland*

QUESTION.—Where do you live?

ANSWER.—

*635 Greenwich St.*

QUESTION.—What is your occupation?

ANSWER.—

*Laborer*

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

Answer.—

*I am not guilty of the charge.*

*John X Foley*  
*(Mark)*

Taken before me, this

*24<sup>th</sup>* day of *March* 188*1*

Police Justice.

*John Dutton*



0310

POLICE COURT—SECOND DISTRICT.

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

of 635 Greenwich May Ann Foley (mae. 25<sup>th</sup> 1881)  
Street, being duly sworn, deposes

and says, that on the 10<sup>th</sup> day of March 1881

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

and at and within said premises, deponents Arthur, John Foley, her mother,  
did feloniously have sexual  
intercourse with deponent and  
Carnal Knowledge of deponents  
body against the form of the  
statute in such case made and  
provided. That deponent is of  
the age of twelve years and is  
the daughter of said deponent.  
That for the past six months  
deponent has lived with her  
said father and her mother  
at said premises, and that during  
said time her said father  
has frequently co-habited with  
deponent. That about a year  
ago her said father first had  
connection with deponent when  
he forcibly ravished deponent  
against her will and Consent,  
and since said time deponent  
has submitted her person to  
him through fear of exposure  
and ill treatment at the part  
of her said father.

Subscribed before me this } May Ann Foley  
24<sup>th</sup> day of March 1881 }  
J. M. Patterson J. Police Justice

0311

342  
17

Police Court — Second District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*May Ann Foley*  
*1100 East 23 St.*  
*John Foley*

*Lynch*  
*Officer*

Dated, *March 24* 188*1*

*Patterson*  
*Justice*  
*Richards*  
*Officer*

*Witnesses,*  
*Adward Chandel*  
*190 East 23 St.*  
*J. W. Penning N. W.*  
*17 East 46 St.*

Committed in default of \$ *2000*, surety.

Bailed by

No.

RECEIVED

Street

RECEIVED  
MAR 28 1881  
DISTRICT ATTORNEY

RECEIVED  
MAR 28 1881  
DISTRICT ATTORNEY

03 12



*The New York Society for the  
Prevention of Cruelty to Children.*

*No. 100 East 23<sup>rd</sup> Street, (cor. 4<sup>th</sup> Ave.)*

*New York April 11, 188*

Hon. Daniel G. Rollins,

District Attorney &c.,

Dear Sir:

I am informed that John Foley, to whose case I invited your attention shortly since, has been indicted for incest, and that the case is set down for trial on Wednesday. If you have not examined the evidence in the case, please do so; as I am under the impression that it can be clearly shown that the offence was accomplished by violence; and I venture to suggest whether under the case of People v. Harridan, 1 Parker, Criminal Reports, 344-6, the indictment ought not to be for rape, and whether a conviction for incest can be sustained.

I remain with great respect,

*Wm. J. Gerry*

President &c.

0313

Memo  
of Officers Report case # 6242.

1881

March 24

Officers went to the 4th Precinct and saw Capt. Hadden who said that the previous evening a Mrs. Elizabeth Foley of 635 Greenwich Street came to the Station house with her two daughters Mary Ann 12 and Maggie 7 years when she wished to place in an institution. In questioning the woman and the oldest child the Captain learned that the girl accused her father of having carnal intercourse with her. Mr. Foley, who is a very large man, was half drunk and the Captain after hearing the girl's story sent an officer after the father John Foley, who denied it and said it was a put up job by his wife. Captain Hadden decided to retain the man and notified the society. Mrs. Foley was told to be at the Station house at 8 o'clock the next morning.

March 25

Mr. Foley and his daughters did not come and the Captain sent an officer to the house but Mary Ann could not be found.

Officers then went to the house and remained there over one hour. The rooms occupied by the Foleys are on the 1st floor, rear house, facing the alley-way and while off was speaking to Mrs. Foley he saw a young girl with a tin pail in her hand pass by and soon after a neighbor came in with the tin pail and told

03 14

Mrs Foley, that the nail was left by her daughter at Mrs Brady's - After she left, Officer asked Mr Foley where Mrs Brady lived and Officer went there and found the girl Mary Ann Foley 12 years old. Mother and daughter did not want to make any charge. Mary Ann said her father had had connections with her on several occasions; that the first time he made an attempt was on March 24<sup>th</sup> 1880 and she remembered the date as the baby was born 7 days before - Soon after a complaint was made see case 5154. The last time that her father John had connection with her was March 10<sup>th</sup> 1881 (Thursday) and as she called for her mother he put his right hand on her throat and choked her, leaving the five marks of the nails. Her father John had also taken improper liberties with Maggie 7 years old. Mrs Elizabeth Foley is a hard drinking woman; they have 5 children, Patrick 16 who earns 4<sup>th</sup> per week, Mary Ann 12, John 10, Maggie 7 and Eddie one year. Officer went to 2d District Court and Justice Flummer after hearing the case committed John Foley temporarily, on Officer's affidavit, and ordered girl to be examined by a physician and report in the afternoon - Officer brought girl

03 15

to Dr. Munney 17 E. 46<sup>th</sup> St. was examined  
and gave written certificate -

March 15.

Mary Ann Foley 18 years made complaint  
against her father of having carnal intercourse  
with her on March 10<sup>th</sup> 1881 and of raping  
her in March 1880. -

When John Foley was questioned by  
Justice Patterson he denied in toto and said  
it was a put up job by his wife, but when  
told that the wife did not want to prosecute  
him but the Society, he persisted in saying  
that it was his wife - Justice Patterson  
committed John Foley in \$2000<sup>00</sup> to answer

03 16

*Memo of  
Officer Report*



0317

(Foley.)

#6242

4/12/81

Memo  
Officer's Report

Officer called on Mrs Foley, who said that her boy received the above letter, and he went to see the lawyer and his father. John Foley asked his boy to swear against his mother & the fact, that the girl Mary Ann did get injured by a kick received some time ago from the mother; and also that he has heard his mother repeatedly threaten the father to send him to State prison, and also poison him; when Pat said to his father "but then mother would be arrested," the father had said, "let her be sent up, I can support you better than she can," or words to that effect. John Foley's lawyer has also heard that one evening Mary Ann accompanied by other two girls of her own age were found in a wagon by Mary Ann's mother with two young men or boys they were playing and Mary Ann said that nothing improper took place. Mary Ann was at service with Mr Michael T. Gibbon of 93 West 3<sup>rd</sup> St. Mr G. who is 63 years old, had wife 24 years old who did get drunk, and was

0318

sent to the inebriate Asylum by Mr. Gibbons. Mary Ann remained a week after after Mrs. G. had been sent up. Maggie Foley reported to her mother, one morning that her father was in bed with Mary Ann, and was on top of her. Mrs. Foley whipped M. A. for it who admitted to her of having connection with her father. Mrs. Foley does not know what to do, or say. She is afraid that a job may be put on her; She thinks by the way that Livingston spoke to her boy

Copy of

Officer's Report

03 19

Officer's Memo.  
Copy of letter.

To Mr. Patrick Foley (son of John Foley of  
635 Greenwich Street New York City N.Y.)

Dear Sir

Sat April 9<sup>th</sup> 81

Your father will be tried on  
next Wednesday am, at 11 o'clock.

The Court is at N<sup>o</sup> 32 Chambers St,  
Part I of General Sessions, before Judge Lansing

Your father if the Jury find him  
guilty, can be sent to prison for 30 years.  
you may be able to get him off.

Be sure and be there on time,  
send me word, if you can before that.

126 MacDougal St.

R. A. Livingston  
74 Bway N.Y.

0320

Copy of letter  
sent by

John Foley's Council  
to.

Patrick Foley's

0321

Atlas Dock April 13<sup>th</sup> 81

This is to Certify that John Foley has worked  
for me for three years or thereabout in the  
Capacity of long shore man and I have  
found him to be a sober & industrious man

Wm Carter  
Stinson

0322

CITY AND COUNTY } ss.  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That

*John Foley*

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the *tenth* day of *March* in the year of our Lord one  
thousand eight hundred and eighty - *one* at the Ward, City, and County aforesaid,  
with force and arms in and upon one *Mary Ann Foley*  
wilfully and feloniously made an assault, and that the said *John Foley*

*Mary Ann Foley* her the said  
then and there by force and with  
violence to her, the said *Mary Ann Foley* and against her  
will, did wilfully and feloniously ravish and carnally know

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

And the jurors aforesaid, upon their oath aforesaid, do further present: That the said

*John Foley*

late of the Ward, City, and County aforesaid, afterwards, to wit, on the  
day and in the year aforesaid, and at the place aforesaid, with force and arms, in and  
upon her, the said *Mary Ann Foley* wilfully and feloniously  
made an assault, with intent her the said *Mary Ann Foley*  
against her will, and by force and violence, to then and there wilfully and feloniously  
ravish and carnally know, against the form of the Statute in such case made and pro-  
vided, and against the peace of the People of the State of New York, and their dignity.

0323

And the jurors aforesaid, upon their oath aforesaid do further present:

That the said John Foley, late of the Ward, City and County aforesaid and Mary Ann Foley late of the same place <sup>afterwards to wit</sup> on the tenth day of March in the year aforesaid at the Ward, City and County aforesaid with force and arms did each with the other knowingly, wilfully and feloniously commit fornication and have carnal knowledge and connection and sexual intercourse, and that at the time of such fornication, carnal knowledge, connection and sexual intercourse as aforesaid they the said John Foley and Mary Ann Foley were as they and each of them then and there well knew, within the degrees of consanguinity within which marriages are declared by law to be incestuous and void to wit: in this that he the said John Foley was then and there the father of the said Mary Ann Foley as they the said John Foley and Mary Ann Foley and each of them then and there well knew 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.

Daniel F. Rollins  
District Attorney