

0832

BOX:

202

FOLDER:

2027

DESCRIPTION:

Dalia, Michelo

DATE:

01/26/86



2027

0033

252

Witnesses:

Counsel, *R. H. Reed*
Filed *26* day of *January* 188*6*.
Pleads *Guilty*

vs.
Michael Dalia
Prison 10 days.
Placed in custody.
Prison 10 days.

THE PEOPLE

RANDOLPH B. MARTINE,
Prison 10 days. District Attorney.

A True Bill.

Bureau of Prison
Foreman
John S. Jones 29/10
29/10

[Section 1110 - Penal Code].

0034

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

POLICE COURT, 1st DISTRICT.

of Charles M. Mannes
of No. The 6th Precinct Police Street, being duly sworn, deposes and says,
that on the 19th day of January 1886
at the City of New York, in the County of New York, Michael Dalia

(nowhere) did unlawfully carry concealed
on his person with intent to use
against another a weapon ^{of the kind} commonly
known as a dagger or dangerous knife
and did also have in his possession and
carried concealed on his person a loaded
pistol in the hall way of premises no 35
Mulberry Street in violation of Section
4410 of the Penal Code of the State of
New York
Charles B. McCharles

Sworn to before me, this

of

188

day

Samuel W. McCharles, Justice.

0835

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

105 District Police Court.

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

Question. What is your name?

Answer.

Michelo Dalia

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

Italy

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

Answer.

215 North Second St Brooklyn One month

Question. What is your business or profession?

Answer.

Port Black

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

Answer.

I am not guilty of the charge
his
Michelo X Dalia
mark

Taken before me this

25th

day of *January* 188*6*

James J. McKeef Police Justice.

0836

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

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

Dated Janry 20th 1886 Sam'l O'Reilly Police Justice.

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

Dated Jan. 21- 1886 Sam'l O'Reilly Police Justice.

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

Dated _____ 188 _____ Police Justice.

0837

Police Court

10th 82 District

THE PEOPLE, & c.,

ON THE COMPLAINT OF

Charles M. Mann
6 Prec.
Michela Dalia

2.

3.

4.

Carrying
concealed weapon

Dated

Jan 20 1886

Magistrate

Officer.

6 Precinct.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Witnesses

No.

Street.

No.

Street.

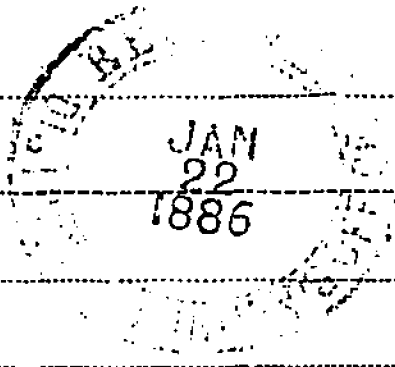
No.

Street.

\$

1000 to answer

Bailed



0038

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Michaela Dalia

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

Michaela Dalia

of the CRIME OF CARRYING A CONCEALED WEAPON, committed as follows:

The said *Michaela Dalia*,

late of the First Ward of the City of New York in the County of New York aforesaid, on the *nineteenth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*nine*, at the Ward, City and County aforesaid, with force and arms, feloniously did knowingly and secretly conceal upon his person a certain ~~instrument and weapon of the kind known as a~~ *dagger and* ~~dagger and~~ *dagger*, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

Michaela Dalia

of the CRIME OF POSSESSING A CONCEALED WEAPON, committed as follows:

The said *Michaela Dalia*, late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did wilfully and furtively possess a certain ~~instrument and weapon of the kind known as a~~ *dagger and* ~~dagger and~~ *dagger*, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Richard B. Martin
~~JOHN M. MURPHY~~, District Attorney.

0839

BOX:

202

FOLDER:

2027

DESCRIPTION:

Davis, Adolphus

DATE:

01/05/86



2027

0040

BOX:

202

FOLDER:

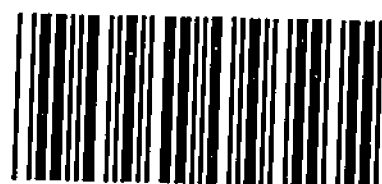
2027

DESCRIPTION:

Forgette, Frederick

DATE:

01/05/86



2027

0841

30

Witnesses:

Counsel, *R*
Filed *Jan* 1886
day of
Pleadings, *Merch*

THE PEOPLE

19
30 vs. *R*

Adolphus Davis
vs. Charles

vs. Charles
vs. Charles

Fredrick Forgette

By *Section 498* in the Third Degree.

RANDOLPH B. MARTINE,

Jan 1876 District Attorney.

Not tried convicted.

S. P. McLean each.

A True Bill.

Foreman

Jan 12

Jan 12

Jan 12

0842

Police Court—2^d District.City and County }
of New York, } ss.:of No. 687 Hudson Street, aged 34 years,occupation Night Agent 33rd St Depot being duly sworndeposes and says, that the premises No. A Railway freight car Street,
in the City and County aforesaid, the said being a freight car loaded with
freight of various kinds & lying at the time in the yard or depot
of the New York Central & Hudson River Rail Road at the foot of
West 33rd Street
and in which there was at the time no human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking off
the lead and tin seals of the door of said
car and unfastening the catchon the 24th day of December 1885 in the Night time, and the
following property feloniously taken, stolen, and carried away, viz:Several articles of Merchandise of
the value of five thousand dollarsthe property of in the care and custody of the New York Central
and Hudson River Rail Road Company as Common Carriers
and deponent further says, that he has great cause to believe, and does believe, that the aforesaidBURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Adolphus Davis and Frederick Forgett
(both now here)for the reasons following, to wit: that deponent is informed
by John M. Mahon of No 355 E. 58th Street
the Night Watchman at said depot that he
the said Mr. Mahon examined said car
at about the hour of 11.30 O'clock P.M. on
the 23rd day of December 1885. and found
said car securely fastened by means of the
tin and lead seals used for that purpose
and when the said John M. Mahon saw

0843

said car again at about the hour of one o'clock am on the 24th day of December 1885. he found said car had been broken open. and when said Mr. McArthur got assistance he found the said defendants together in said car and fastened them in and kept them in said car until the arrival of Officer John Mc Donald of the 20th Precinct Police who arrested said defendants. Wherefore deponent charges the said defendants with Burglary, entering said car and attempting to feloniously take and carry away the aforesaid property.

J. F. Gullard

Sworn to before me
this 24th day of Dec 1885

Sam'l O'Keefe Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0844

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 41 years, occupation John Mc Mahon
355 E. 58th of No.

Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of William Fallace
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 24th
day of December 1889 } John Mc Mahon

Sam'l C. Kelly
Police Justice.

0845

Sec. 198-200.

21 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Adolphus Davis

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

Question. What is your name?

Answer. Adolphus Davis

Question. How old are you?

Answer. 18 years old

Question. Where were you born?

Answer. Canada

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

Answer. 302 E. 29th St about 2 months

Question. What is your business or profession?

Answer. Writer

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

Answer.

I am not guilty

Adolphus Davis

Taken before me this

day of December 1888

David C. Smith Police Justice.

0846

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

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

Question. What is your name?

Answer.

Frederick Forgett

Question. How old are you?

Answer.

20 years old

Question. Where were you born?

Answer.

Norwell, Mass

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

Answer.

in Bowery lodging house

Question. What is your business or profession?

Answer.

Wine Worker

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

Answer.

I am not guilty
Frederick Forgett

Taken before me this

day of Dec

188

David A. Hall Police Justice.

0847

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 250 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated Dec 24 1885 Samuel J. Kelly Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named

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

Dated _____ 188 _____ Police Justice.

0848

30

1466

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Fallace
687 Hudson

Adolphus Dan
Frederick Forget

3

4

Offence

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

December 21st

1885

D. O'Neill

Magistrate

John M. Donahue

Officer.

Precinct.

Witnesses

John M. Mahan

No.

353. E 5th

Street.

No.

Street,

No.

Street,

\$

25000 to answer

Gen Geo

0049

S. T. Smith,
14 Park Place, N. Y.

STENOGRAPHERS' MINUTES.

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

THE PEOPLE

...against.

Adolphus Davis, and
Frederick Forget.

Indicted for burglary in the second degree.

BEFORE

Hon. Henry A. Gildersleeve.

And a Jury.

Tried - January 15th, 1886.

Witnesses :

Direct.

Cross.

Re-Direct. Re-Cross.

0850

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

The People
against
Adolphus Davis, and
Frederick Forget.

Indicted for burglary in the
second degree.

Before
Hon Henry A. Gildersleeve,
And a Jury.

Tried - January 15th, 1886.

Appearances:

Assistant District Attorney, Gunning S. Bedford, for the People.
Mr Sullivan, for the defense.

John McMahon, formerly a Watchman for the
New York Central and Hudson River Railroad, testified that,
on the 23rd of December, he was employed by the New York
Central and Hudson River Railroad, as a Watchman. His duty
was, to watch the cars standing on the south track of the

0851

Railroad, between 30th, and 31st Streets. At 11.30 on that night, he tried the door of the car in question, and found that it was secured. Again, at 12 o'clock, he found that the car was fastened. At one o'clock, the Roundsman told him to get his lunch. Twenty minutes ^{later,} he found that the car in question, and four others, had been broken open. He looked into the car in question, and saw the two prisoners in it. He then closed, and fastened the door, and went for assistance. There were various wagon supplies, and hardware in the car, valued at \$5.000.

Under cross-examination, he testified that, a Cheese, which belonged in another car, was found in the car in which the prisoners were. Each of the cars ^{was} ~~was~~ secured by a wire, which was sealed with the Company's seal, in addition to the regular lock. The seal was broken on five of the cars, including the one in which the prisoners were. The prisoners were apparently sober.

William F. Fallis, Night-Agent of the New York Central and Hudson River Railroad, testified that, at about 1.20, he was informed, by the previous witness, of the burglary, and that the prisoners were still in the car. He sent for Officer John Mc Donald, of the 20th Precinct, and

0852

went with him to the car. The car was opened, and the prisoners were directed to step out.

Officer John Mc Donald, of the 20th Precinct, corroborated this evidence.

For the defence, Adolphus Davis, one of the defendants, testified that, he was a Waiter, and that he attended the Casino Theatre, at Broadway and 39th Street, on that night, with his brother. He left his brother at Madison Avenue, and 33rd Street. He walked down Sixth Avenue, and met a friend. They talked some time, and parted, and then he met Forget, whom he had known for some years, and they began to talk about old times in Lowell, Mass. They walked down towards the North River, talking. It began to rain, and they went into the car for shelter, about one o'clock. They had been drinking somewhat, and were sleepy, and fell asleep on a box in the car. They had no idea of stealing anything, and found the car open. He had never been arrested before. He came from Lowell, Mass., on the 20th of October, and had been living with his brother, at 302 East 29th Street. He had been employed by Mrs Ward, at 515 Madison Avenue, and Mrs Lee, of 39 West 54th Street, as a Waiter, and his counsel had his recommendations.

0053

Frederick Forget, the co-defendant, testified to the same facts. When he met Davis, in Sixth Avenue, they began to talk about Lowell, Mass., and the people they had known there, and strolled down towards the North River, without any knowledge really of where they were going. The car they entered, was open.

The case was argued on both sides, and the Jury found the prisoners guilty.

0854

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Adolphus Davis and
Frederick Boragette

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

Adolphus Davis and Frederick Boragette
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said Adolphus Davis and Frederick
Boragette, each -

late of the ~~Twentieth~~ Ward of the City of New York, in the County of
New York, aforesaid, on the ~~twenty-fourth~~ day of ~~December~~ in the year of
our Lord one thousand eight hundred and eighty-~~five~~, with force and arms, at the Ward,
City and County aforesaid, a certain building there situate, to wit: the ~~railway-car~~
of the ~~New York Central and Hudson~~
River Railroad Company. -

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to
wit: with intent, the goods, chattels and personal property of the said ~~New~~
~~York Central and Hudson~~
~~River Railroad Company~~
in the said ~~railway-car~~, 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.

Randolph B. Martinie,
District Attorney

0855

BOX:
202
FOLDER:
2027

DESCRIPTION:
Davis, Mary

DATE:
01/06/86



2027

0856

Witnesses:

41 R
K & A

Counsel,
Filed 6 day of Jan 1886
Pleads, *Not guilty*

THE PEOPLE

vs.

R

Mary Davis

RECEIVING STOLEN GOODS

[Section 550, Penal Code].

RANDOLPH B. MARTINE,

Atty & C. District Attorney.

Speedy & acquitted.

A True Bill.

James H. Rogers
Foreman.

Jan 28th
J. J. B.

0857

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

POLICE COURT, 2 DISTRICT.

Bella C. Humphreys

of No.

726 West 34th

Street, being duly sworn, deposes and says,

that on the

day of

December

1885

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

of the value of ninety dollars
 silk dress, was stolen and
 carried away from said
 premises and deponent's poss-
 session in the night time of
 the day and date above;
 that the said dress was
 pawned at St. McManus of
 194-8th av; that Mrs Mary
 Davis (now here) took the
 said dress out of pawn
 on the 15th of December 1885 by
 making the pawned affidavit
 and on the 16th day of Dec 1885
 repawned the said dress at
 Isaac Alexander of No 103 W. 31st
 for ten dollars; that said
 defendant is known to have
 received the said dress,
 knowing the same to have
 been stolen and is guilty
 of criminally receiving the
 same (as well as other property)
 by James A. Price of the 29th
 Police Precinct, therefore
 deponent prays that the said
 defendant be dealt with as
 the Law directs.

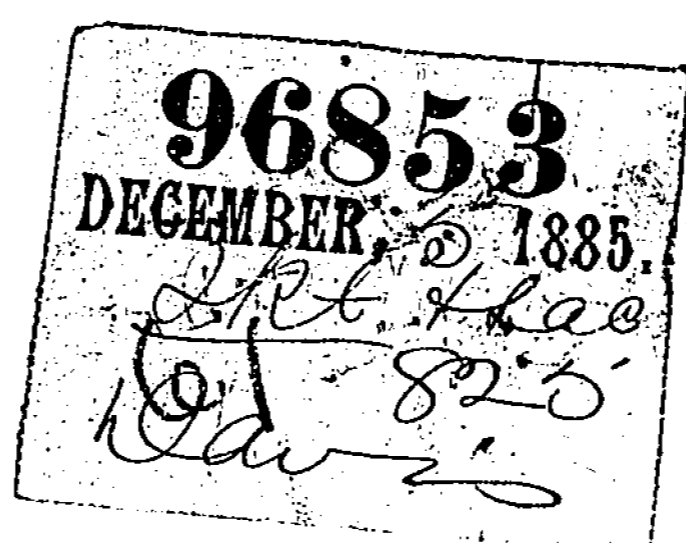
 Sworn to before me
 this 28th day of Dec 1885

Bella C. Humphreys

 W. J. O'Neil
 (Notary Public)

Police Justice.

0858



0859

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 60 years occupation Ironworker of No.

103 West 31" Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of Dec 1888

James Alexander
Police Justice.

0860

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 38 years, occupation James H. Price Policeman of No. the 29th Precinct

Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Bella C. Humphryville and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 28th day of Dec 1888 by James H. Price

W. G. Over
Police Justice.

0861

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK

2 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty

Mary Davis
My nephew
Levi Bartholomew said he had
been to a raffle and he had
won a nice dress - he looked
through his pockets and could find
the Pawn ticket for it; and he
said it is in *McAleen's Pawn*
Shop - You go before any me (may
have found the ticket *Diagon Court*)
take it out - there is \$8 - on the
dress. It is in your name
for I got it for you; and you
tell them to give you the dress
that was put in from 202
West 18th for in the name of
Davis on Saturday night when
the Raffle came off. I
cannot recall the day of the

Taken before me this
day of *Dec* 188*8*

Police Justice.

0862

asked for the dress - when my nephew
told me this - I do not know
where my nephew lives - when he
told it is at writing. I went
~~the next week~~ about two days
after my nephew told me this
to Mr. Allen - I said I
want a dress that was put in
last Saturday night by the
name of Davis - 202-187
Street - with 8 on it - so he looked
at the book and ~~wrote the name~~
me the annexed form of affidavit
and I took it to the Notary
Public in 8th Avenue near
21st St. - on the East side -
he asked me to sign it - I signed

my name "M. Davis" to the
affidavit, ^{but did not read it nor did I know its contents.} I took the same

to Mr. Allen, paid the
price of \$8.25 and got the dress
has now identified by Mr. Humphreys

129. W. 32nd St. I took the dress home
and ~~took~~ next day took it to
25th St. near 6th Ave. the Ombudsman
(here) and gave me 10 on the
dress. I did not know the

dress was stolen. I know my nephew
lives at Highland Falls, Carl Sumner and
last in 31st St. - but I do not know
who with there nor where there
my nephew said "I won the dress last
Saturday night" - when he gave me the
right to get it at Mr. Allen.

Mary Davis

I am to be for the 1st 28th
day of October 1887
in the Court Office

0863

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

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

Dated Dec 28 1883 By John Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0864

Police Court-- 21474 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Paul G. Murphy
226 West 34th

Mary Davis

Officer
Studen
Grove

BAILED,

No. 1 by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

Dec 28

188

Power

Magistrate

Garrett

Officer.

20

Precinct.

Witnesses

Isaac Alexander

No.

Paumborn

Street

103 West 31st

No.

H. McAlister

Street,

194 - 8 Ave.

No.

\$ 1500

to answer

GB

Street,

TORN PAGE

0865

COPY OF

96853
Dec 1885
Davis

COUNTY OF NEW YORK, ss.

Mrs. Mary Davis residing at
202-10 St in the City of *New York*
being duly sworn, says, that on the *5* day of *Dec*
this deponent Pawned or pledged with H. McALEENAN, Pawnbroker, No. 194 Eighth Avenue, in this City.

Black Silk Dress
825 Skin Brads in Front & Waist
with a Row of Brads Down Front
and received the sum of *Eight Dollars* thereon
and also, at the same time, received a Ticket, a copy of which is set forth on the margin hereof, that said pawn ticket has since been lost or mislaid so that I am unable to find or produce the same; that I have not sold, transferred, assigned or in any manner disposed of said Ticket to any person whatever, that I was the sole and lawful owner of said before mentioned property at the time I so pledged or pawned it as aforesaid, and am still the legal owner thereof and that I have never authorized or empowered any person to redeem said property or in any manner procure possession of the same.

Subscribed and sworn before me, this *16* day of *Dec* 1885-
15th day of *December* 1885-

John S. Carr
Notary Public Kings Co.
Cert - filed in 1000 New York

0066

218. 8000.

CITY AND

NO

0867

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Mary Davis

The Grand Jury of the City and County of New York, by this indictment, accuse *Mary Davis* —

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

The said *Mary Davis*,

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

one dress of the value of twenty

dollars,

of the goods, chattels and personal property of one *Bella C. Dundyville* —
ville, by one Louis Bartholomew, and
by — certain *other* persons to the Grand Jury aforesaid unknown, then lately
before feloniously stolen, taken and carried away from the said *Bella C. Dundyville*.

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

Mary Davis, —

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.

RANDOLPH B. MARTINE,
District Attorney.

0068

BOX:

202

FOLDER:

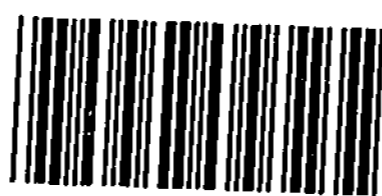
2027

DESCRIPTION:

Day, Alexis

DATE:

01/25/86



2027

0069

171
Counsel, *J. J. Blake*
Filed *day of January* 1886.
Pleads, *McKully & Co.*

18. 3d
McKully & Co.
THE PEOPLE
vs.
18. 3d
McKully & Co.
Burglary in the Third Degree.
Grand Jurors, Second
Sections 498, 506, 528, 531, 535, 536

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Chambers Higgins
May 9th Foreman
Charles J. May 3d
Amos R. J.

Witnesses:

0870

Police Court—14 District.City and County } ss.:
of New York,of No. 402 East 25th Street, aged 35 years,occupation Liquor Merchant being duly sworndeposes and says, that the premises No. 428, 1st Ave Street, 18th Wardin the City and County aforesaid the said being a barroom anddwelling houseand which was occupied by deponent as a liquor storeand in which there was at the time a human being, by name James Mohanwere BURGLARIOUSLY entered by means of forcibly breaking downa partition in the cellar of said premisesand entering said premises througha trap door to the liquor storeof whichon the 19th day of January 1888 in the night time, and the

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

One thousand square of the valueof fifty dollars and onepair of Opera glasses ofthe value of eight dollarsand other small articles alltogether of the value of fiftydollarsthe property of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Alfred Ray (sup) in companywith Philip Mohan 428 1st Avefor the reasons following, to wit: that in the morningof said date deponent was andwas informed by Officers LawrenceClinton of the 21st Precinct Policethat he (Clinton) arrested said Raycoming from the direction of saidbroken premises with said describedproperty in his possession. Deponentfurther says that he discovered

0871

The loss of said property and found his premises broken and described and fully identifies the aforesaid property as his and that which was stolen from his premises on said date

District Attorney

Sworn to before me this 19th day of January 1886

Andrew White

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated 1886

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

Dated 1886

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

Dated 1886

Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

vs.

1
2
3
4

Dated 1886

Magistrate.

Officer.

Clerk.

Witnesses,

No.

No.

No.

\$

to answer General Sessions.

0872

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer. Alexas Day

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. NY

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

Answer. 229 E 28th Street

Question. What is your business or profession?

Answer. Expressman

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

Answer. I am not guilty of returning the money, the stuff was given to me
Alexius J Day

Taken before me this

19

day of

August

188

William J. Smith
Police Justice

0873

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

Alfred Ray

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

Dated *January 19* 188 *Andrew J. White* Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ Police Justice.

0874

Police Court

90 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Patrick M. Giguere
402 E. 25th
Alias May

Offence

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

188

Magistrate

Officer.

Precinct.

Witnesses

No.

Street.

No.

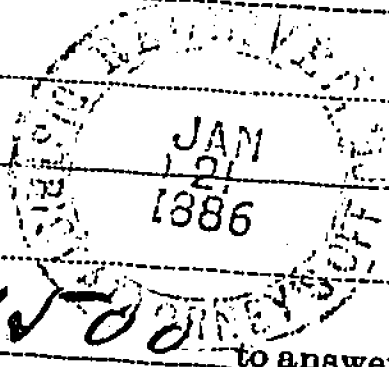
Street,

No.

Street,

\$

to answer



0075

CITY AND COUNTY }
OF NEW YORK, } ss.

Laurence Clinton
aged *39* years, occupation *Pharmacist* of No. *141*
141st Street

Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Patrick W. Guley*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

188

January *19*
Laurence Clinton
Charles J. Smith
Police Justice.

0876

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Alexis B. Day

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

Alexis B. Day

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

The said Alexis B. Day

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

Patricia McQuinn.

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Patricia McQuinn.

in the said Store 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.

0877

SECOND COUNT—

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

— *Alexis E. Dargy* —
of the CRIME OF *Grand* LARCENY *in the second degree*, committed as follows:

The said *Alexis E. Dargy*

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

one thousand rings of the value
of five cents each, and one
pair of opera glasses of the
value of eight dollars.

of the goods, chattels and personal property of one *Patrick McGurney* —

in the *store* of the said *Patrick McGurney*.

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

0078

THIRD COUNT—

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

Alexis B. Dany

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

The said *Alexis B. Dany*

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

*one thousand cigars of the
value of five cents each,
and one pair of opera glasses
of the value of eight dollars.*

of the goods, chattels and personal property of one *Patrick McGurney*

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

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

Alexis B. Dany

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.

RANDOLPH B. MARTINE,

District Attorney.

0879

BOX:

202

FOLDER:

2027

DESCRIPTION:

Day, Marshall

DATE:

01/29/86



2027

0000

Witnesses:

2-2-91
Counsel
Filed 29 day of May 1886
Pleas: Guilty
up

THE PEOPLE

vs.

Marshall W. Day

M.W. 13/81
R-3

RANDOLPH B. MARTINE

District Attorney

A True Bill.

1 Moved in April 87

quar. 2/87

Free cutting

cut to a piece

at a cost of 1000

of fuel

Counsel

[Sections 628 and 682, of the Penal Code].
Larceny, —
(MISAPPROPRIATION.)

0001

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Calvin M. Bream

of No. 548 + 550 West 23^d Street, aged 40 years,
 occupation President of the Fowler Manufacturing Company Limited being duly sworn
 in or about 3rd day of July 1885 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of the Fowler Manufacturing Company Limited
 of deponent, in the day time, the following property viz:

Good and lawful
 money of the United States of the
 sum and value of Ten dollars (\$10⁰⁰/₁₀₀)

the property of The Fowler Manufacturing Company
 Limited, in charge of deponent and represented
 by deponent as its President

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 Marshall W. Day in the following
 manner, to wit: The said defendant while
 in the Employ of the Company above named
 as an agent to sell goods and collect
 the money therefor and return the said
 collected money to the Company, did col-
 lect and receive from one Leonard Winkler
 to the use of the said Company as deponent
 is informed by said Winkler and verily
 believes the said sum of money, to wit
 the sum of Ten dollars.

Deponent further saith that the said
 Day has failed and neglected to make
 any return to deponent or said Company
 of said sum of money or to pay the

Sworn to before me, this
 188 } day

Police Justice.

0002

same or any part thereof to the said
Company. Depoent therefore charges
that the said Day did unlawfully
convert said money to his own use
and benefit

Sworn to before me
this 3^d day of Decem- } *Carrie M. Coran*
- ber 1885

W. J. F. B. B.

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1885
Police Justice.

I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1885
Police Justice.

There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 1885
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY

vs.

1
2
3
4

Dated

1885

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer

Sessions.

0003

CITY AND COUNTY }
OF NEW YORK, } ss.

Leonard Winkler

aged 32 years, occupation a butcher of No.

120. 8th Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Calvin M. Cram

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

Sworn to before me, this 3^d

day of December 188 5

Leonard Winkler

John P. Pude

Police Justice.

0004

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

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

Question What is your name?

Answer *Marshall H. Day -*

Question How old are you?

Answer *30 Years -*

Question Where were you born?

Answer *New York -*

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

Answer *132 West 15th Street 1 Year -*

Question What is your business or profession?

Answer *Salesman -*

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

Answer *I am not guilty - and demand a trial by jury -*

M. H. Day

Taken before me this

day of *December* 188*8*

James M. White

Police Justice.

**POOR QUALITY
ORIGINAL**

0005

Lease No. } Order Book.
pg.

Wm. H. ...
120-890

Mrs. J. W. Day

No. 10

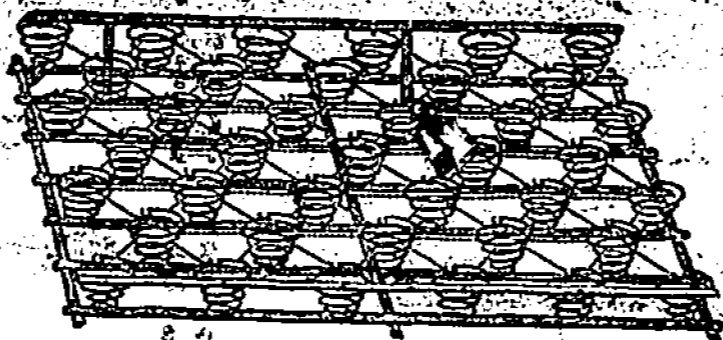
No. 10

POOR QUALITY
ORIGINAL

00006



Ready for Use.



Rolled up for Transportation.

PRICE-LIST.

BAND BEDS. Patented 1877.

- 5 Strip, made to fit Bedsteads from 2 ft. 8 in. to 3 ft. 2 in. wide, \$7.50
- 6 Strip, made to fit Bedsteads from 3 ft. 4 in. to 3 ft. 8 in. wide, 9.00
- 7 Strip, made to fit Bedsteads from 3 ft. 10 in. to 4 ft. 2 in. wide, 10.50
- 8 Strip, made to fit Bedsteads from 4 ft. 4 in. to 4 ft. 10 in. wide, 12.00
- 9 Strip, made to fit Bedsteads from 5 ft. 0 in. to 5 ft. 4 in. wide, 13.50

Patented 1882.

- 5 Strip, will fit ANY Bedstead from 38 in. to 38 in. wide, \$7.50
- 6 Strip, will fit ANY Bedstead from 44 in. to 44 in. wide, 9.00
- 7 Strip, will fit ANY Bedstead from 50 in. to 50 in. wide, 10.50
- 8 Strip, will fit ANY Bedstead from 56 in. to 56 in. wide, 12.00
- 9 Strip, will fit ANY Bedstead from 62 in. to 62 in. wide, 13.50

0887

Entered
Order Book

ORDER.

Date May 23 188

Name, Mrs. W. K. Kly

Address, 120 - 8th Ave

Floor.

Size

Width 4 feet 4 inches.

Length 6 feet 0 inches.

Agent.

REMARKS.

M. W. Day

0000

Collections by Monday, 7 May 1885

Cash Account

Office

1885

RECEIPTS

DISBURSEMENTS

Main Office Lease Acct Date

Exp'n Expenses Commissions Deposits

L. Number	Article	To whom Sold	Residence	Price	Aut-collect	
Amount brought forward from last Statement,						
G. 131	SPed	Snyok	547 M 3	1	✓	
1763	"	Schaefer	412 E 6	8 =	✓	
G. 1457	"	Geisler	445 M 4 8	10 =	✓	
G. 1402	"	Murman	214 +	10	✓	
958	"	William	146 E 4 3	6 50	✓	
G. 3668	"	Yan	Elect 24301	11 =	✓	
G. 2520	W. S. S. S. S.	P. N.	82 E 109	500 280	320	✓
G. 2577	Wingman	"	" " "	6 50	✓	
G. 1795	SPed	Wacklin	314 E 12	9 =	✓	Rugely
G. 2007	"	Kinasti	1528 area	11 =	✓	Sued
G. 2326	"	Sherman	757 Washington	9 =	✓	Stack 200 1/2
G. 966	"	Murphy	174 E 102	8 =	✓	
G. 4676	"	Backus	508 2250	8	✓	Drummond
G. 403	"	Munder	266 M 143	11	✓	
G. 1135 8	"	Leonard	467 M 9	6 =	✓	Donohue
14151	"	Shannon	535 M 41	5 =	✓	
4446	"	Stiles		50	✓	
G. 1550	"	Forman	537 E 10	7 =	✓	
G. 745	"	Killitt		1 50	✓	
1279	"	Past		2 =	✓	
5227	"	Starkine		1	✓	
1306	"	Sing Mah		5 =	✓	
1685	"	Bill		6 50	✓	
2311	"	Harding		9 50	✓	
150 Helen	"	Waters	52 Greenwood 40	50	✓	
G. 14950	SPed	Snyok	1175 - 11000	17 =	✓	Drummond
G. 1521	S. S. S. S.	Inell	265 M 22	1 33		
" 102811	"	Vail	570 Fulton	4 00		
G. 2819	Pluto	Fields	110 M 27	2 00	✓	
G. 1656	SPed	Ames	82 M 1000	2 00	✓	
G. 2001	SPed	Turner	24 Ridge	50	✓	
" 2075	"	Green	145 Forsyth	50	✓	
" 2448	Miner	Sheehan	416 E 17	2 50	✓	
G. 1937	"	Behrens	189 Allen	17 50	✓	17 50
- 1918	SP.	Darwin	112 Horatio	50	✓	
G. 3856	"	Galligan	156 E 98	2 =	✓	
G. 4455	"	Charles	13	50	✓	
G. 302	"	Green	165 Suffolk	50	✓	
				181 53		

0889

Collections M W Day 72014th

Cash Account

Office

1885

RECEIPTS

DISBURSEMENTS

Main Office	Lease Acct	Date	Howhow sold	Price	Cost	Coll	Expenses	Commissions	Deposits
St. Red	10523		Amount brought forward from last Statement.						
"	82193		Hammurby 1435.67	1050	9				
"	82463		Dossing 198 and	750	6				
"	60571		Colled 154 m 28	1050	9 =				
"	64461		Thorton 1613 & 400	1050	9 =				
"	60777		Hogan 882 - 1100	9	8 =				Donohue & Sons
"	89134		Meyan - 9 Hayter Row 12		10.00				
"	90913		Murphy 513 m 53	1050	9 =				
"	77244		Poole 66 Spring	1050	9 =				
"	57723		Winkley 120 - 500	12 =	10 =				Day Coll July/80
"	72864		Smith 30 60 15	12 =	10 =				
"	54965		Schwager 439 m 53	1050	9				
"	76409		Shaw 305 6103	12 =	10 =				Pasquet
"	93829		Kair 441 m 52	1050	9 =				Wolf
"	94810		Delany 534 m 47	12 =	10 =				Donohue Sept 80
"	73302		Ward 324 m 15	12 =	10 =				
"	91778		Haskett 370 m 11	1050	9 =				
"	73404		" " "	12 =	9 =				
"	66760		Drum 107 - 7 and 12 =		10 =				Day coll July 9/80
"	61560		Ebing 99 61	1050	9 =				
"	82218		Green 30 cornelia	1050	9				Sept/80
"	58702		Dorgan 332 m 40	12 =	10.50				Quinn
"	73459		McMahon 678 9 am	10.50	8.50				Donohue July/80
"	46933		Shelton 7860 - 8 am	12.00	18.50				
"	92742		McKean 839 - 9 am	12.00	5.00	✓			

264 -

New

0890

2nd

STENOGRAPHER'S MINUTES.

District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

BEFORE HON.

POLICE JUSTICE,

188

APPEARANCES:

For the People,

For the Defence,

188

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

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L. Munkel		45		16
M. H. Day	17			20
Bonner		21		22

M. J. Cheney

Official Stenographer.

0891

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

agst.

Examination had

188

Before

Police Justice.

I, *M. J. O'Reacy* Stenographer of the District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of _____

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

Dated

188

M. J. O'Reacy
Stenographer.

W. A. Burke
Police Justice.

0892

New York Jan 16th 1886
Second District Police Court.
Calvin M. Gram

Marshall W Day

Peter

Larney

Calvin M

Gram being duly sworn
deposes and says that he
is 40 years of age, lives at
1495 Broadway and is the
President of the Fowler
Manufacturing Company
Limited. (Direct)

Ques

Did you

on or about June 23rd 1885
receive an order from the
defendant for a Spring
Bed sold by him to be
delivered to one Winkler?

Ans

As President
of the Court, I received
such an order, but had
no knowledge of the sale,
the Defendant or that
time was, employed

(2)

by the Com' as agent
to sell Spring Beds on
commission. He was
required to pay over once
a week the collection. The
price of the Bed.

By the Court

Mr

Did he account
for the money to you?

Mr

He did not.

Mr

Do you know that he
has received it?

Ans

Not of my

Mr

own knowledge.

When you
first answered the question
whether he had accounted,
did you understand the
question to mean whether
he had given an account
of the fact that he had
received the money?

Mr

He had not

Mr

Has the defendant paid
in money or otherwise

3

ten dollars or any other
sum on account of that
Spring Bed, so sold?

Ans

He
has not

(Cross)

Mes

Did you ~~etc~~ receive
the order?

Ans

I did

Mes

From Day personally?

Ans

I opened it in

Mes

my Mail.

Produce it, where
hand writing?

Ans

I do not know

Mes

In the Defendant's?

Ans

I do not

know. I should say it
was not Ho days hand
writing that was the order
on which I delivered the
Bed. I should say it was
not in his hand writing.

Mes

On
the strength of that order

0895

H

You delivered the Box to
somebody.

Ans

Mrs

It was delivered
by Driver D. Gallagher
Where is
he?

Ans

Mrs

I do not know.
You know nothing of
any payment on that?

Ans

No day has
acknowledged that he
received pay for it.

Ans

Ans

Mrs

Ans

When?
It was in our office.
What was said?

There was
no particular conversation,
he was checking off receipts
and wrote certain money
he had received and not
accounted for.

Mrs

You say he
wrote it down?

Ans

Part of a list
of names, I have the list
H

5

Q Those hand writings?

A Yes
Q Is this the list you got?

A Yes That is it. No other list was being made up, that I remember, except on losses, this is his list.

Q Does he account for the 10.00 ten dollars you charge him with stealing?

A Yes
Q What is the date of this Complaint?

A Yes
Q Dec 3rd.

Q He had accounted to you then?

A Yes
Q He acknowledged that he got the money?

Q That was a list of money that he had accounted to you for?

5

⑥

Ans He did not account
to us.

Mrs What is this list?

Ans A checking off. He told
Mrs you that he had received
ten dollars.

Ans I saw it there,
we went over the Books.

Mrs He
went there to help you?

Ans I think so.

Mrs How long
was your agent how long?

Ans Since 1883
Mrs When did his connection
cease?

Ans Since I discovered
this irregularity.

Ans About
what time?

Ans The day of
his arrest 10-10.

Me He
worked for you up to

17

His late?

Ans

Yes Sir.

Ques

Was he the sole agent?

Ans

No Sir. I had

no dispute with him, I had no knowledge of his going to leave me.

Ques

How many times ~~had he~~ ^{you} ~~been~~ ^{been} in his place since the arrest?

Ans

Considerably, after that time.

Ques

(Redner)
What did he come for after his arrest?

Ans

In connection with our trying to get a solution of this irregularity and he also desired to continue in our employ.

Ques

This question as to which you testified on cross examination is marked M. H. collection M. H. Day

P

Ms Re-Cross) What was
 that list taken from?

Ans

I really cannot really say,
 it was done by our clerks.
 Where was the
 Compauson taken?

Mrs

Ans

Our Office. It was from
 our records and what he
 made known to us, and
 what we discovered when
 we went around that
 Windkel had paid ten
 dollars.

Mrs

Was there some
 memorandum on your
 Books, to show that
 Windkel was indebted to
 you, and this was from
 your Books?

Ans

I cannot
 say whether it was taken
 from our Books or not

9

Ques I ask you if it appears on your books, or list an account of 10. \$ sold to a man named Winkler?

Ans No Sir; There is something to show that the Bed left the place, but nothing else, nothing to show that any sale was consummated.

Ques Your books show that the sale was made?

Ans On trial.

Ques Is that not a copy from your books?

Ans No Sir, it was not

Ques What was it copied from?

Ans The receipt we obtained from Winkler; we did not tell him we had a receipt.

Qs You had the evidence of
the ten dollars being taken.

Ans I doubt, if we
had at that time.

Qs When did Mr. Lander
see Mr. Day?

Ans Here in
court.

Qs You pointed him
out as the man?

Ans No sir!

Qs (Re-direct) What was the
course of business followed
by Agents in selling goods?

Ans The course of
business was to have
Agents to send in the
orders and Goods were
delivered, subsequently they
were visited by Agents to
see if the people would
keep them, as they would
take them the sales should
be reported to us. When not

0902

//

Q Taken they should be
taken back; in this case
the goods were not returned

Ans

A Not true & you
to the effect that he sold
the Fed & Whisker and
collected the ten dollars,
was made at the time you
had a charge of larceny
pending against him for
collecting money.

Q
Ans

Q You did not charge goods
delivered in your accounts
of sales, till the sales
were closed, that the
customers agreed to keep
the goods or made a
payment?

Ans
Q

A No did not.
What was the first thing
Mr Day said when he came
into your office, when this
statement was made out?

//

12

Ans
Mrs

I do not remember.
None of the sales on the list
or collections, here produced
in Days hand writing, had
ever been turned in or
reported to your company
before he made out this
list?

Mrs

They had not, other
than in connection with mak-
-ing up that list.

Look at
the paper now shown you
which is a receipt dated
New York June 26 1885 on its
face and indorsed on the
back 10. # m full M. N. Day
state if you know the
hand writing?

Ans

Mrs

In the hand
writing of M. N. Day.

Is the
signature on the paper
now shown June 23/85
with M. N. Day stamped on it
12

(13)

Is that stamp ~~in~~ the
same form as other orders
which you had received
of Mr Day?

Ans

It was. He
was in the habit of
sending orders in that
way.

(A and B in evidence)
(Recross)

Mes

You say the
custom was to recognize
the orders of Mr Day and
his agents, you did do
business with the knowledge
that Mr Day had other Agents?
I did.

Ans

Mes

On a Sale of ten dollars
what would be his Commission?
 $3\frac{1}{2}$ Per cent on 10.00

Ans

Mes

What would the commission
be to his subagents, how
much will you net?

Ans

Ten dollars
less $3\frac{1}{2}$ on 10.00
 1.30

0905

(14)

His Commission would be
4.70 \$

Mrs

And deader than
from ten dollars. Was not
a list similar to the one
you have made, in the
hand writing of some
one else, some one of your
employees?

Ans

I cannot say
as to that.

Mrs

Why cannot
you say that?

Ans

I am not
conversant with all the
details.

Mr

Can you say that
the list Mr Day now has
was not made out first
and copied afterwards?

Ans

I cannot say
I know before me } before H. Crane
this 16 day of Jan 1886 }

Wm. H. Crane Police Justice
14

L. Finkel Age 32,
residence 170 Eighth Av,
and a Butcher by trade,
being duly sworn deposes
and says,

Ques

Did you get
on or about the 26th
day of June 1885 a Spring
Bed from the Fowler Manufacturing
Company?

Ans

Yes Sir. I paid
Mr Day for it a week
after he came and brought
the Bill. The Defendant
is the man I paid the
Bill to. He receipted it.
That is the Bill. I paid
him ten dollars in money.

Ques

Cross Examination
Who was the first person
you saw about this Bed?

Ans

Mr Day himself. I
cannot tell if it was the
1st of Nov. I do not remember

16

I had a conversation
with him. I did not say
the man I paid the
money to had side whiskers
and moustache. I did
not say the man I paid
the money to was a young
man 22 years of age, with
side whiskers and moustache.

Me

When you were asked by
Mr Day, who paid this
money, why did you not
say, "you are the ~~wrong~~
man"

Me

I did not look at
the man, I saw him again,
this is the man. When he
was in Court Mr. Crane
pointed him out, but I told
him before that, he was the
man (Complainant rested)

Sworn to before me
this 16th day of May 1886

Leonard Winkler

M^{rs} Hall Police Court

16

17

Q. H. Day being duly sworn
deposes and says,

Ans

In July
last did you collect ten
dollars from this man
Winkler?

Ans

I did not. I
went to see him about
the collection. He said he
paid a young man about
22 years of age; that young
man was a collector, I
made a memorandum on
the back of the paper. At
no time since July last
did I collect this money.
The collection was made by
Drummond. He was in
my employ. I do not know
where he is now. I made
every effort to find him.
I gave Drummond a
receipt for Winkler and
Drummond handed the
receipt to him.

18

Ques This statement appears to be in your hand writing, that is a copy furnished by the firm?

Ans

It is a copy, I have that in my Office. I copied it from the statement they made. I do not know who made the Original statement. I gave them a copy and can prove it.

Cross Examination.

Ques When an article of merchandise is delivered by the Fowler Man' Co, or by your order, do you make any note of it?

Ans

I do, I reported it. It is my duty to see that the money is collected. No first payment was made. I never received any payment. We leave beds on trial from 2 weeks to 6 months.

18

09 10

19

The rule was three weeks. I sent around every seven days to every one. A great many people run over (visit) months.

He sent around within 7 days to see what they were going to do.

Me

You say you gave this bill receipt to Hammond?

Ans

I see think it was Hammond, he was a collector.

Me

How did you happen to give him a receipted bill?

Ans

The same as I gave to other collectors.

Me

Did you ~~then~~ have authority to give receipts?

Ans

Yes Sir.
By the Court, if you

0911

20

If you gave a man
a receipt for ten dollars
you would make a
return?

Ms
Ms

I would
By Counsel, No money
came from this receipt?

Ms

I have not seen
Ammon since he
collected this money. I
knew he had walked off
with this money three
months ago. I did not
report to the company that
the money had been collected,
because I did not know it.

Ms

You never reported voluntarily
reported to the company that
the sale had been consummated
but that Ammon had stolen
the money?

Ms

No Sir.
I sworn before me
this 16th day of Jan 1886
M. H. Wells, Police Justice

0912

21

Engene Berner, being duly sworn deposes and says, That she is a clerk for Mr Day.

Ques

Here

You present when this settlement was made of which this statement is a copy?

Ans

I do not

remember ever seeing this.

Ques

Do you

remember sometime in Nov when these gentlemen were talking over accounts?

Ans

Yes Sir.

Ques

Do you remember Mr Day making a copy.

Ans

Mr Dan Buehler

made the statement.

Ques

Did you

see Mr Day copy it?

Ans

I do not

know that. It was made after Dan Buehler's was made.

Coose Gammaton

21

0913

22

Ans You say you did not
see this paper in Mr Day's
hand writing, him make
it.

Ans I did not see him
make it. I know that
the Original was made
by Mr Van Buren, because
he brought out the sheets
from the main office

Q You do you know that
he did not make his
sheets from these?

Ans I do not
know

Known & before
me this 16th day of Jan 1886

Wm. H. Justice

22

0914

District Police Court.

Garvin H. Conn

vs.

Amos H. H. Day

John J. Conroy

STENOGRAPHER'S TRANSCRIPT.

Jan 16th 1886

BEFORE HON.

Charles H. Hilde

Police Justice.

John J. Conroy

Official Stenographer.

09 15

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

Marshall W. Day

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

Dated

July 26th 1886

M. A. Bolde

Police Justice.

I have admitted the above-named

Defendant

to bail to answer by the undertaking hereto annexed.

Wm. G. Chamberlain for the sum of Seven hundred

Dated

July 27 1886

M. A. Bolde

Police Justice.

There being no sufficient cause to believe the within named

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

Dated

188

Police Justice.

0916

Recd
The justice of the peace
at the 2nd Precinct Police
Court will receive
hear and determine
the case in my
absence.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 2

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Calvin M. Gram
548 1/2 St. West 23rd

Marshall H. Day
Madilla, N.Y.

2
3
4

Dated

188

Magistrate

Officer

Precinct

Witnesses

No. 120 8th Avenue Street

No. Bailed by - Street

Certificate of deposit

No. City Ch and Building Street

\$ 700 to answer

January 26 2-9 PM

H. Recd 18. 4. 1888

Bond in other case

09 17

J. TREDWELL RICHARDS.
ALFRED S. BROWN.

RICHARDS & BROWN.
COUNSELLORS AT LAW
NO. 40 WALL STREET,
NEW YORK.

April 2d, 1887.

Randolph B. Martine Esq.,

District Attorney,

Dear Sir:-

In the case of The People vs. Marshall W. Day, which is set down for the first Monday in April, I understand that the bondsmen have been unable as yet to find Day, and fear they cannot produce him on the day set. They have, however, some clues to his whereabouts which they hope to follow up effectually if they can have a brief adjournment for that purpose. We are counsel for the Fowler Manufacturing Company, the prosecutor of the complaint, and our client has no desire to see loss inflicted on the bondsmen. The prosecution was only undertaken to deter other employees of the Company from peculations, and if the bondsmen can produce Day by giving them ten days or two weeks time, it will be of more service to secure his conviction than to forfeit the bondsmen's money.

We shall be glad to see an adjournment of two weeks granted in this case.

Yours truly,

J. T. Richards

09 18

RICHARDS & BROWN.
COUNSELLORS AT LAW
NO. 40 WALL STREET,
NEW YORK.

Randolph B. Martineau Esq.
District Attorney,
32 Chambers St.
New York

0919

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Marshall W. Day

The Grand Jury of the City and County of New York, by this indictment, accuse Marshall W. Day — of the CRIME OF Petit LARCENY, — as follows: committed

The said Marshall W. Day

late of the First Ward of the City of New York, in the County of New York aforesaid, on the third day of July, in the year of our Lord one thousand eight hundred and eighty five, at the Ward, City and County aforesaid, being then and there the clerk and servant of a certain corporation then and there known and designated as The Sander Manufacturing Company, Limited, and as such clerk and servant then and there having in his possession, custody and control certain moneys, goods, chattels and personal property of the said corporation,

the true owner thereof, to wit: the sum of ten dollars in money, lawful money of the United States and of the value of ten dollars,

the said Marshall W. Day, afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, did feloniously appropriate the said sum of money

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

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

~~RANDOLPH D. MARTINE~~

~~District Attorney~~

0920

Second COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
- Marshall W. Day -
of the CRIME OF PETIT LARCENY, - committed
as follows:

The said Marshall W. Day,
late of the First Ward of the City of New York, in the County of New York aforesaid, on
the third day of July in the year of our Lord one thousand eight
hundred and eighty-five, at the Ward, City and County aforesaid, being then and there
the clerk and servant of a certain corporation, then
and there known and designated as The
London and Lancashire Insurance Company, Limited,
and as such clerk and servant then and there having in his possession, custody and control
certain moneys, goods, chattels and personal property of the said corporation,

the true owner thereof, to wit: the sum of ten dollars
in money, lawful money of the
United States and of the value of
ten dollars,

the said Marshall W. Day, afterwards, to wit,
on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and
arms, did feloniously appropriate the said sum of money

to his own use, with intent to deprive and defraud the said corporation,
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said corporation, -

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

RANDOLPH B. MARTINE,
District Attorney.

0921

BOX:

202

FOLDER:

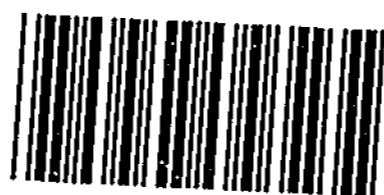
2027

DESCRIPTION:

Dedrick, John

DATE:

01/26/86



2027

0922

26th Geo. B. Borden
Fitch -
204 of law - 1886

Counsel,
Filed 26 day of Jan'y 1886
Pleads *Not guilty* 27.

THE PEOPLE

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

vs.

R
John Radrick

Geo. 11/96
Discharged on his
own recognizance

RANDOLPH B. MARTINE

District Attorney.

The complaint is in the
supplement to the indictment

A True Bill.

Wm. H. Higgins

Foreman.
July 5th 1886

Adm.

Not having sufficient evidence on account of
complaint dying from natural causes) and other
witnesses having gone to sea. Sent to Court to
discharge Defendant from custody.

Witnesses:

Geo. 11/96

G. S. B.
a. g. a

0923

Police Court—10th District.

City and County } ss.:
of New York,

of No. 7 Broadway Street, aged 46 years,

occupation Seaman being duly sworn

deposes and says, that on the 23 day of January 1886 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John

Hedrick (now here) who
struck deponent a violent
blow on the head with a
loaded cane which he
then held in his hand

Thomas Corbett

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

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

Sworn to before me, this 24 day }
of January 1886.

Thomas Corbett

Samuel Corbett Police Justice.

0924

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty

John Dedrick

Taken before me this

day of

January 1885

Police Justice.

0925

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

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

Dated *Jan 14* 1886 *Samuel C. Bell* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0926

Police Court 86 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thos Corbett
7 Broadway
John Deane

1
2
3
4

Office

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

1886

Magistrate

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$ 1000

to answer

Committed

0927

New York, Feb'y 5-86
N.Y. Bivay

This certifies that Thos. Corbett
of No. 7 Broadway is
lying dead at this
number and that he
died of intussusception of the
bowels, & entirely of natural
causes

Very Respectfully

J. P. Thomas M.D.

0928

R. DUFFY,
FURNISHING UNDERTAKER,
82 GREENWICH STREET,

FIRST-CLASS CARRIAGES & HEARSEES ALWAYS ON HAND.

New York, Feby 5 1886

This is to certify that I have charge
of the funeral of Thomas Corbett
who died at 9.30 P.M. Feby. 4th
1886 at No. 7 B'way.

R. Duffy
M.

0929

Court of General Sessions
The People }
vs
John Dedrick }

City & County of New York fo:-
John McDonald a
Police Officer of the 27th Precinct
being duly sworn says:- That he
arrested the defendant herein
on complaint of Thomas
Corbett of No 7 Broadway
in the City of New York.

That deponent called at the
residence of the said Thomas
Corbett at No 7 Broadway ^{On February 5. 1886} and
saw the dead body of the
said Thos. Corbett lying in a
coffin. That deponent positively
identifies the said body as that
of the said complainant Thomas
Corbett herein.

That deponent has received
the annexed certificates from
the Doctor and Undertaker
respectively.

Sworn to before me this
5 day of February 1886
Rudolph L. Schaaf
Commissioner of Deeds
N.Y. City

John McDonald
Patrolman 27 Prec

Count of General
Sessions —

Thelma

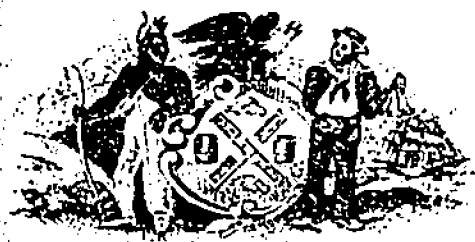
vs.
John Sedrick

Affidavit & Certificate
of the death of the
complainant.

Randolph B. Martin
Dist. Atty.

0930

0931



Coroner's Office,

13 & 15 Chatham St.

New York, Feb 8 1886.

Hon R B Marline
District Attorney
New York

Dear Sir

As per your note
of the 6th inst I called, with
my Deputy, Dr Jenkins - on
that date at 7 Broadway
to investigate the cause of the death
of Thomas Corbett. The examination
made by Dr Jenkins and the
history as furnished by the
relatives of deceased and
Dr Turner convinced me
that this case was as it
was certified to, in the
burial certificate, by Dr
Turner - one of natural causes.

0932

Intercusception with probably
chronic diffuse Nephritis.
An autopsy was deemed
unnecessary under the
circumstances.

Very Respectfully
Ferdinand Levy
Coroner

0933

The People
vs
Dederick

0934

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Dedrick

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

John Dedrick -
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *John Dedrick*,

late of the City of New York, in the County of New York aforesaid, on the
Twenty third day of *January*, in the year of our Lord
one thousand eight hundred and eighty-*six*, with force of arms, at the City and
County aforesaid, in and upon the body of one *Thomas Corbett*,
in the peace of the said People then and there being, feloniously did make an assault
and *in* the said *Thomas Corbett*,
with a certain *loaded cane* -

which the said *John Dedrick* -
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did beat, strike, ~~stab, cut~~ and wound

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

SECOND COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
John Dedrick -
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *John Dedrick*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the
year aforesaid, at the City and County aforesaid, with force and arms, in and
upon the body of one *Thomas Corbett*,
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and *in* the said *Thomas Corbett*,
with a certain *loaded cane* -

which *he* the said *John Dedrick* -
in *his* - right hand then and there had and held, the same being a
weapon - likely to produce grievous bodily harm, then and
there feloniously did wilfully and wrongfully beat, strike, ~~stab, cut~~ and wound,
against the form of the statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

Paul J. Martin
District Attorney

0935

BOX:

202

FOLDER:

2027

DESCRIPTION:

DePollido, Andrea

DATE:

01/20/86



2027

Counsel, _____
 Filed 20 day of Jan 1886 _____
 Pleads _____

THE PEOPLE

U.S.

Andrea De Polido

RANDOLPH B. MARTINE,

District Attorney,

A True Bill.

Superintendent
February 17, 1896.
Foreman
Speed & Corcoran of
Wendover, W. Va.
New Market, Va.
Feb 23 1896

0936

0937

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the house of Coroners' Office
 No. 15 Chatham Street in the
 New York, in the County of New York, this 20 day of 4th Ward of the City of
 in the year of our Lord one thousand eight hundred and 86 January
 before
 Coroner,

of the City and County aforesaid, on view of the Body of *Quitana de Pollida*
 lying dead at

Nine good and lawful men of the State of New York, duly chosen and
 sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said
Quitana de Pollida came to her death, do
 upon their Oaths and Affirmations, say: That the said *Quitana de Pollida*
 came to her death by

Pistol shot wound of the
 Chest at the hands of her husband *Andrea de Pollida*
 at 65 Mulberry St. on January 18/86 about 12.30 A.M.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition
 set our hands and seals, on the day and place aforesaid.

JUROR

Alexander Cotton 228 Beaufort St. *William S. O'Neill*

Herman Stegns 163 Canal St. *179 Canal St.*

Leola Ferguson 88 Mott St.

William Brickelmaier 197 Canal St.

Martin Luchman John C. Herbert

205 Canal St.

Mar. J. Forger

203 Canal St.

Leola Ferguson

161 Canal St.

Ferdinand Levy CORONER, I. S.

0938

CORONER'S OFFICE. •

TESTIMONY. /

Officer John J. Wimmer 6th Prec. being sworn says & I
~~reside at~~ On Jan 18/86 about 12.30 PM.
 I was on post at Mulberry St. I heard
 a man call "Police" a citizen told me
 that a man had shot his wife, I went
 up stairs and found the deceased
 lying on the 4th floor at 65 Mulberry
 St. with a ~~for~~ wound in her breast.
 I saw three men in the room I asked
 who did it and was told that it
 was her husband. he had blown out
 the light & shot her, he went away.
 The deceased was dead when I saw her.
 The people were in their drawers & under
 shirts. I reported the case at the Station
 House, An Ambulance was sent for, but
 the deceased was dead.

John J. Wimmer

Taken before me

this 20 day of January 1886
 Ferdinand Levy

CORONER.

0939

CORONER'S OFFICE. •

TESTIMONY.

2

Officer John Cottrell (Professing sworn say so: I reside at - On Jan'y 1886 about 1:15 AM went to 65 Mulberry St. 4th floor near the deceased was lying on the floor - there was a large hole in her breast like a pistol shot wound, I asked for her husband, I went to look for him & found he had gone on the Elevated Station. Went to 111th St and asked ^{spoke to} 2 "Italians" who did not appear to be the proper persons. I met the prisoner at St. E. Cor 111th St & 1st Ave. I called him by his name, he shook hands, I saw on his cap some woman's hair. I asked him where he lived and he told me at 65 Mulberry St. I asked him why he shot his wife and he said "Son of a bitch - no good - me' no care" I searched him and asked what he had done with the pistol - he said he had clucked it in the ~~Room~~ Bayard St. I brought him to the Station House & and the witnesses identified him at once and said "That's the man". He acknowledged that he had shot his wife.

John Cottrell

Taken before me

this 20 day of January 1886

Ferdinand Levy

CORONER.

0940

CORONER'S OFFICE. •

TESTIMONY. 3

Michola Picchiarella being sworn says "I
 reside at 65 Mulberry St. 2^d floor, rear,
 On Jan 18/86 about 12.25 Am. I ~~saw~~
~~in the room~~ with the deceased a quarrel
 between the deceased and her husband
 but could not tell what it was
 about, the noise awoke me, I saw
 the prisoner take the key from the
 door and strike his wife with it.
 The prisoner has a child living in Troy
 I did not see Johan. Butcher in the
 room, I saw a pistol in the hands of
 the prisoner & he fired once at the
 deceased, the father prisoner ran away
 There were not many quarrels previously

Michola ^{his} Picchiarella
 signed

Taken before me

this 20 day of January 1886

Frederick Levy

CORONER.

0941

CORONER'S OFFICE.

TESTIMONY. 4

Antonio Picchiarella being sworn says: I reside at 65 Mulberry St. On Jan. 18/86 About 12.30 I was sleeping when I heard a noise I got up and said the prisoner with a key in his hand knocking his wife. I ran to him & told him to stop or he would be arrested, he asked him for the key and he gave it to me & I told him to go to bed to rest, I left him to go to my own bed, when I heard a shot, I saw the flash of the pistol, I saw the wife pushing from the room and she expired in my arms the prisoner ran away, I did not go after him,

Antonio ^{his} Picchiarella
mark

Taken before me

this 20 day of January 1886

Ferdinand Levy

CORONER.

0942

CORONER'S OFFICE.

TESTIMONY. 4

Antonio Picchiarella being sworn says: I reside at 65 Mulberry St. On Jan. 18/86 About 12.30 I was sleeping when I heard a noise I got up and said the prisoner with a key in his hand knocking his wife. I ran to him & told him to stop or he would be arrested, he asked him for the key and he gave it to me & I told him to go to bed to rest, I left him to go to my own bed, when I heard a shot, I saw the flash of the pistol, I saw the wife pushing from the room and she expired in my arms the prisoner ran away, I did not go after him,

Antonio ^{his} Picchiarella
mark

Taken before me

this 20 day of January 1886

Hermann Levy
CORONER.

0943

CORONER'S OFFICE. •

TESTIMONY. 5

Laviero Grottola being sworn says I reside at 65 Mulberry St. On Jan 18/86 I was in the same room with the prisoner and saw him shoot his wife. I heard the shot & but I did not see the occurrence. After the prisoner shot his wife he blew the ^{light} gas out, some one went for a policeman, The deceased rushed from the room and said "O! my husband what have you done?" The prisoner blew the light out first and then shot his wife

Laviero ^{his} Grottola
mark

Taken before me

this 20 day of

January 1886
Ferdinand Levy CORONER.

0944



CORONERS' OFFICE,

Nos. 13 AND 15 CHATHAM ST.,

New York, 188

MEMORANDUM.

Wm. J. Enslin, M.D. being sworn says:
I made an autopsy on body of
^{Gaitana}~~Antonio~~ de Pollida - white male
at 65 Mulberry St. Jan'y 18th/88
at 1 P.M. - and found cuts
since I on back of left forearm
wrist and hand - probably produced
in working off blow.
A pistol shot wound of left
side of chest bullet entering
between 2nd & 3rd ribs about 3 inches
to left of median line, direction
inward and backward passing
through anterior border of upper
lobe of left lung, arch of Aorta
(large blood vessel from heart) broken
(wind pipe) posterior border of
upper lobe of left lung passing
out between 4th & 5th ribs behind and
lying beneath the scapula

0945



CORONERS' OFFICE,

Nos. 13 AND 15 CHATHAM ST.,

New York, 188

MEMORANDUM.

(Shoulder Blade).
Other organs normal

Cause of death: Pistol shot
wound above described -

Death must have been almost in-
stantaneous

W. T. Franklin M.D.

In Coroner's Log.

0946

Coroner's Office,

CITY AND COUNTY
OF NEW YORK, } ss.

Andrea de Pallido 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—

Andrea De Pallido

Question—How old are you?

Answer—

forty seven years

Question—Where were you born?

Answer—

Italy

Question—Where do you live?

Answer—

65 Mulberry 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?

(The Cause of the quarrel bet. myself and my wife was jealousy. She was connected with another man John Boccia. He used to come and see her while I was out. My wife was 44 years old. On the day before Christmas Boccia came to see her and whipped my wife severely so that I had to call a Doctor. He wished her to leave me & stay with him. My wife was going to kill me with a knife on the night of the 20th. She had a large stiletto which I threw away. I did not shoot or kill my wife)

Andrea de Pallido
Mark

Taken before me, this 20 day of January 1886

Ferdinand Levy CORONER.

0947

MEMORANDUM.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE When Reported.
44 Years.	Months.	Days.	Italy	65 Mulberry St	Jan 18/86

3-10-86
1886

104-211-1886
HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

Andreas de Caldas

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

Andreas de Caldas

Inquest taken on the 20 day
of January 1886

Ferdinand L. Coroner.

Committed

Obtained

Discharged

Date of death January 18-1886

MEMORANDUM.

AGE.	44 Years.
PLACE OF NATIVITY.	Italy
WHERE FOUND.	65 Maclean St Jan 1886
DATE, When Reported.	Jan 1886

1st - 211 - 1886

HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

Quintana de Colleda

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

Andrea de Colleda

Inquest taken on the 20 day of January 1886 before

Ferdinand Lopez Coroner.

Committed

Bailed

Discharged

Date of death January 18th 1886

0948

0949

6

-----X

The People

vs

Andrea DePollido

-----X

Vincenza Piccarrella --

Statement :- How old are you ? A. ten years old.

Q. Where do you live ? A. No. 65 Mulberry St.

Q. Do you know Andrew De Pollido ? A. Yes .

Q. You knew his wife ? A. Yes sir.--lived in the same house with us.

Q. Do you know Joan Buche ? A. Yes.

I live with my father Antonio Biccarella; I have no mother.

Q. Was it in the night or day that the man fired and ran away ? A . In the night.- she heard the report- she was awake, does not know whether she was awakened by the report, or before it happened.- I did not see the pistol don't know anything more than I heard the report- the only thing she heard was the report- She don't know who did it nor did not see the flash.

0950

Statement :

Officer John Cotrel:- About 1:15 on the 18th of January I visited the premises 65 Mulberry Street, 4th floor, rear, and found a body laying on the floor- the deceased, with a wound in her left breast, which looked like a pistol shot wound. I made inquiries as to who had done it, and in consequence of those inquiries I went out to look for the person - went to the elevated railroad station at 111th Street and First Avenue, where I arrested the prisoner- I went up and called him by name- in Italian, bonjure Andreaz -meaning good morning, he said good morning in Italian back to me. I asked what was the matter with him and his wife- he said " son of a bitch, no good". I says, you kill your wife? He says, "Yes me shoot her. I patted him on the back and asked him what he had done with the pistol- "me chuck the pistol in the Bowery at Bayard St. On his cap was a bunch of woman's hair; it was long. I took the hat off and seen a bald spot on his head. I asked him where he lived he said 65 Mulberry; asked him his name, he said he was Andrea De Pollido. I brought him then to the elevated station, and on the station he was making a statement to three young men - strangers to me, while he sat there he was explaining, " son of a bitch; no good, me shoot her - Joan Ruche. I asked him when he had seen Ruche, he said Christmas. did you have a fight with your wife before you shot her, he said yes we had a fight.

0951

a

When we got to the station house I told sergeant Young that this was the prisoner and arraigned him before the sergeant- showed him the hair on the cap- he confessed that he had done it; he also told me that he got the pistol out of the trunk. The sergeant says did you shoot your wife? he said yes; me shoot my wife; me don't care, Joan catch me at IIIth, St.; me wanted to go away to work. he was fully identified at the Station house. Captain McCullah asked him what he had to say, - me shoot her; yes everybody talk of me; me don't care. Captain McCullach asked him did you shoot the woman in Mulberry Street- your wife, he said yes. After that I had no further conversation with him, until coming from the Coroner's inquest, walking through Center Street, He said by andbby me die to, making a motion across his neck with the handcuffs. Keeper O'Brien and officer Wimmer were with me at the time he made this declaration.

0952

STATEMENT :

N Nicola Piccerrella :-

Where do you live ? A. 65 Mulberry Street.

Q What relation are you to the former witness ?

A He is my father.

Q. Do you live in the same room as your father ?

A Yes sir.

Q Do you know Andrea DePolido ? A. Yes sir.

Q. Do you know his wife, Gateno ? A. Yes.

Q. Were you in bed that night with your father^h ? A. Yes
it happened at half-past twelve.

Q. How did it commence ?

A. They commenced to quarrel inside, the husband with his wife and that woke us up, the loud talking- he commenced to beat his wife with a key; my father went into the room to prevent it. I only heard him say " I will give it to you with that key". I saw my father take the key out of his hand and say it was a shame to make such a disturbance in the house and all the people are asleep then my father came back and laid down next to me on the bed - about two or three minutes elapsed since the beating of his wife with the key until Polido came again to my father and says give me the key I want to go out- my father hesitated, and said go to bed, then he said "for the soul of your dead wife give me the key I want to go out and get fresh air ". He then give him the key. - He was dressed then - his wife was dressed also. He opened the door and went to the lamp and blew it out; the lamp was on the sill of the window next to the bed room - he

0953

2

blew out the light and fired immediately after - the door was open - he opened the door and left it a little ajar;blew out the light and fired the shot- I saw the pistol in his hand before he blew out the light. Q.

Where did he stand- how far away was he when he fired ?

A. About four feet away.- I was laying on the bed. He fired and then ran away; my father got up first, this man (Lavarie Grotollo) brought in a light

Q What did you hear the wife say when he fired?

A. I did not hear what she said.

Q When the light was brought in what occurred ?

A My father got up, the woman came out of the room, and staggered in out of the room; he tried to hold her, but her knees bent and she fell to the ground.

0954

X

Statement : Antonio Piccarello .-----

Q. Where did you live at that time? A. In 65 Mulberry Street ,fourth floor.

Q. Do you know Andrea De Pollido? A. Yes sir.

Q. How long have you known him? A. Three months.

Q. Do you know his wife ? quitare De Polido ? A. Yes sir
- we had two rooms, one room was occupied by^{7L4} Pollido
had the bed room.

Q. How many were sleeping in the room with Pollido ?

A. Three men sleeping in the room where the stove was.

Q. Is there a door between ~~the~~ rooms ? A. Yes .

Q. Do you recollect the night of the 18th of January?

A. yes sir.- It happened at half-past twelve.

Q. What time did you get to bed that night.? A. At eight
o'clock I went to bed. Q. What time did you see Pollido.

A. When we came home about five o'clock in the evening
I found Pollido home - he and his wife were at home.;
they remained in the room; I went to bed, they were up
yet at eight o'clock.

Q. Was the door open between the rooms? In day time
they kept it locked, at night time they kept it open; and
it was open that night.

Q. What did you hear between Andrea and his wife ?

A. I was asleep and the noise, they were quarrelling
awaked me- by the loud talking. When I got up the wife
was not saying anything, she was crying and weeping and he
was knocking her on the head with a key,- I will beat
you with that key in the head.

0955

The wife was partly on the floor, and he was bending over beating her with the key, of the door - it was a brass key ordinary size, he did not say anything but was picking away with the key- she was dressed at that time, the husband was also dressed, I took the key away from him- I got hold of his arm and took away the key. I said keep quiet and go to bed, he says " for the soul of your dead wife give me the key I want to go out " ,Pollido was the proprietor,-I rented rooms from him - I gave him the key and went back to bed;when I gave him the key he was in our room near the door leading to the hall , and the wife at the same time was in the bed room. He opened the door with the key,as soon as he opened the door he fired the shot- the door of the hall,- he opened the door and then turned quickly around and fired.- I don't know if he left the key in the door- I saw the pistol but don't know where he got it from.

Q. Was the door of the bed room open at that time ?

A The door was open and the wife stood a little side-wis-e inside .

Q. What was she doing the time the shot was fired ?

A The bed is on this side of the room;she was on her feet,right here on this side of the door- j st in line with the door. She cried out holy virgin;and then she said my dear Antony- meaning witness- she fell on my arm. before he fired the shot ,the lamp was burning through the effect of the shot the lamp was extinguished it was dark- I tried to get hold of her but she slipped down to the floor.- she died instantly.

0956

X Q Have you always been friendly with the prisoner ?

A Yes sir. At the same time Grotto-lo Javiara went next door and brought in a lamp.

0957

STATEMENT :

~~LAVARIE~~ GROTOLO *Laviera*

Q. Where do you live ? A. 65 Mulberry Street.

Q. Do you live with those two other witnesses? A. Yes sir

Q. Lived in the same room ? A. Yes sir.

Q. State what you saw or heard about this case ?

A. I went to bed, I was with the other people here, all at once we were awakened by the noise of the quarrel between the husband and wife; we told them to be quiet. they were beating each other- I did not see that he was beating her with the key- she was crying out - she hal- lowed out , " he is beating me with the key on the head." then the old man got up and went to the other room and said be quiet ;it is too late to make a noise- you should be ashamed of yourself, every body in the house is asleep, and the husband says it is none of your business; that is my business- the old man took hold of his arm and took the key away- I heard him say give me the key, and at the same time I saw him grab Pollido and come back with the key in his hand. The in a moment after Pollido came to the old man and said: " for the soul of your dead wife give me the key,I want to go out " he said where do you want to go, he says I want to go out and get some fresh air- then he opened the door and left it a little ajar-(door leading out to the hall) then he blew out the light and fired the pistol. When he fired the shot the door of the bed room was open - both were dressed,the wife and husband. At the same time he

0958

(meaning Antonio) jumped from the bed and ran to the little room, she met him, and he got hold of her, she fell in his arms and she said , my dear Antony I am dead. She fell down. I got out and got a light; when I came in I saw the woman lying on the floor dead, - I left the lamp there and ran out after a policeman.

TORN PAGE

0959

Good that
Curtis was
12 been
7 30.00. was

TORN PAGE

0960

R. H. Pinsky
Have ~~Amherst~~ ~~Amherst~~
made by the Deceased
for 70 years

THE PEOPLE OF THE STATE OF
NEW YORK

against

Andrea De Puccio

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,
NEW YORK CITY

0961

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

POLICE COURT, 10th DISTRICT

of No. the 6th Precinct Police Street, being duly sworn, deposes and says,
that on the 18th day of January 1886
at the City of New York, in the County of New York, he arrested

Andrea De Polido on the Corner of
111th Street and First Avenue and
the said Andrea admitted and confessed
to deponent that he had shot his wife
in their own apartments in premises no
65 Mulberry Street and when he was
running away he threw the pistol in
the street at the Corner of Bayard Street
and the Bowery John. Cottrell

Sworn to before me, this

of

day

Police Justice.

0962

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

POLICE COURT, 1 DISTRICT.

of No. The 6th Second Precinct Street, being duly sworn, deposes and says,
that on the 18 day of January 1888
at the City of New York, in the County of New York, Lavino Grotto

Antonio Piccharella & Nicola Piccharella
all now here are Material witnesses
in a case of Homicide

Wherefore deponent prays
that they may be held as witnesses
and to find Surety as such witnesses
John. Cottrell

Sworn to before me, this

of January

1888

day

Samuel W. Kelly Police Justice.

0963

City & County of }
New York SS }

Lavino Granello, Antonio
Pietrillo and Nicolois Pietrillo.
each and severally
each being, separately and severally
~~separately~~ each depose and say.
That they reside on the 4th floor
in the rear of the premises 65 Mul-
berry Street, and that the back room
adjoining the room occupied by the
said deponents was occupied by
Andrea De Polido and Gitano De Polido his
wife. And that about the hour of 12³⁰
o'clock a.m. on the morning of the
17th day of January 1886. said De Polido
and his wife were in the room occupied
by them. And that said deponents heard
said De Polido and his wife fighting
and hallering and went into said De Polido's
room and found said De Polido beating
his wife with a key. And Antonio Pietrillo
took said key away from said De Polido
while said Lavino Granello and Nicolois
Pietrillo separated them. And then went
to their own rooms; when said De
Polido came to Antonio Pietrillo
and asked him for the key and said if

0964

he would give him the key. he would
go to bed and be quiet. Thereupon said
Pacholona did give said DePalido
said key and said DePalido went to
his room; and about 3 minutes after
I gave him the key I heard a shot, and
saw said DePalido run out of said
room into the street. And said Savino
Gratello followed said DePalido into
said street and last sight of him, while
said Lidana DePalido deponents
wife ran out after room and into
the hallway of said premises, and into
said deponents room and fell against
Antonio Prieterello and dropped dead.

I have to before me } ~~Antonio Gratello~~
this 18th day of January 1886 } Antonio ^{de} Prieterello.
Mica ^{son} ~~his~~ Prieterello
son

Samuel C. Kelly Police Justice

0965

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

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

Question What is your name?

Answer *Andrea De Pollido*

Question. How old are you?

Answer *47 years.*

Question. Where were you born?

Answer. *Italy.*

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

Answer. *65 Mulberry Street about 27 years.*

Question What is your business or profession?

Answer *Laborer*

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

Answer. *I shot my wife and am guilty
of shooting her, on account of
John Rochee.*

Andrea ^{*Chris*} *De Pollido*
^{*X*}
^{*more*}

Taken before me this

day of *January* 1886

Samuel M. Kelly Police Justice.

0966

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

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

Dated Jan'y 18 1886 Sam'l O'Reilly Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0967

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court

66 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Cottrell
6th Precinct.

1 Andrea De Polido

2

3

4

Offence Homicide

Dated

Jan 4 1886

188 6

D. O. Reilly

Magistrate

John Cathrill

Officer.

John Cathrill

6th Precinct.

Witnesses

Salvatore Grattello

Antonio Piccarello

Street.

Micallano Piccarello

Common House of Detention

default of \$1000 to appear

Francisco Piccarello

to the Society to P. O. Children

committed to answer

Genial Secorans

0968

DISTRICT ATTORNEY'S OFFICE,

New York,

188

People vs. Polizzo.

John Favalli.

Interpreter at Tomb
I interpreted Dept before
Magistrate.

Carver Levy.

& Interpreter at Inquest.

Went at Tomb under
Took Examination

Sargent Young.

Capt John McQuinn

0969

Miller
+ Jimmy
White
~~O'Brien~~
Strogg
Clark

0970

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Andrea De Pollido

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

Andrea De Pollido
of the CRIME OF Murder in the first degree, —

committed as follows:

The said Andrea De Pollido, —

late of the Sixth Ward of the City of New York, in the County of New York aforesaid, on the eighteenth day of January, in the year of our Lord one thousand eight hundred and eighty-six — at the Ward, City and County aforesaid, with force and arms, in and upon the body of one Gitana De Pollido, in the peace of the said People, then and there being, wilfully, feloniously and of his malice aforethought did make an assault; and the said Andrea De Pollido, a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol he the said Andrea De Pollido in his right hand then and there had and held, to, at, against and upon the said Gitana De Pollido, then and there wilfully, feloniously and of his malice aforethought did shoot off and discharge; and the said

Andrea De Pollido, with the laden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth and discharged as aforesaid, her the said Gitana De Pollido, in and upon the breast of her the said Gitana De Pollido, then and there wilfully, feloniously and of his malice aforethought, did strike, penetrate and wound; giving unto her the said Gitana De Pollido, then and there, with the laden bullet aforesaid, so as aforesaid discharged, sent forth and shot out of the pistol aforesaid, by the said Andrea De Pollido, in and upon the breast of her the said Gitana De Pollido, one mortal wound of the breadth of one inch and of the depth of six inches, of which said mortal wound she, the said Gitana De Pollido, then and there died.

And so the Grand jury aforesaid do say, that the said Andrea De Pollido, her the said Gitana De Pollido, in the manner and form, and by the means aforesaid, wilfully, feloniously and of his malice aforethought, did kill and murder; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York

0972

and their dignity.

Randolph B. Martine,
District Attorney.

0973

BOX:

202

FOLDER:

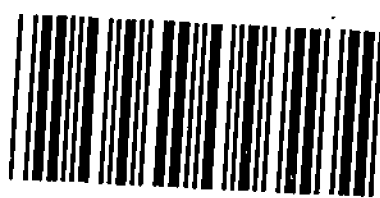
2027

DESCRIPTION:

Dillon, Martin

DATE:

01/07/86



2027

0974

BOX:

202

FOLDER:

2027

DESCRIPTION:

Proctor, Frank

DATE:

01/07/86



2027

~~Witnesses:~~
~~Dee. 27/88~~
~~13. Franklin~~
~~supp. etc.~~

15 L. Pullman vs B
Counsel,
Filed 7 day of Jan 1886
Pleads, Ch. 2

Ch. 2
THE PEOPLE
vs.
Martin Dillon
2 9/11 R
Frank Proctor
H. 215 2nd St

RANDOLPH B. MARTINE,
Feb 5/88. District Attorney.
Spec. & Granted of
Bridging 3 deg.
A True Bill.
S. P. 3 yrs. Feb 4/88
Feb 9/88. 9. S. R.
Am. in Reg. 9/88

Foreman
J. J. Lang 7/88
J. J. Lang 7/88
J. J. Lang 7/88
J. J. Lang 7/88
J. J. Lang 7/88

Sections 408 & 506, 528 & 531
Bridging in the Third Degree.

41

The People } Court of General Sessions Part I.
 Frank Proctor } Before Judge Cowing February 5. 1886
 jointly indicted with Martin Dillon for burglary
 in the third degree.

James Forfar sworn. Live at 119 Sand St.
 Brooklyn and do business at 28 Frankfurt St.
 New York. When I left the store on the 26th of Dec.
 the windows and door were fastened. Saturday
 about ten minutes off five. I next visited the store
 on Sunday Dec. 27th about 4 1/2 in the evening.
 The shutter had been unfastened, but it was
 put back in its place. I missed sixty nine
 pairs of shoe uppers valued at \$119.75; the
 property belonged to Talbert and Forfar. I
 saw the goods at the station house and
 identified them there; we gave a receipt for
 the goods and got them back.

Charles Gobel sworn I am salesman
 for Talbert and Forfar. I locked up the place on
 the 26th of Dec. and visited on the following Mon-
 day morning at half past seven. I don't know any-
 thing of my own knowledge of the burglary
 committed in the premises. Cross Examined
 On the night of the burglary the door was bolted
 by four bolts and a wooden bar. One door
 was forced open and a pane of glass was
 broken when I came to the store. The shutter
 of the back window was pried off.

0977

Albert Kulle sworn. I am a police officer of the Fourth precinct, I was on duty on the evening of the 27th of Dec. at 28 Frankfurt st. I was trying my doors about 20 minutes past six and I passed the door 28 Frankfurt st. I saw the cross bar of the rear door off. I told my side partner there was something wrong in 28 Frankfurt st. As I came there the door partly opened about a foot. I saw the hat of a man behind the counter. I said, "he is inside." I called more help and posted them on the Elm street and Rose st. side; the rear of 28 Frankfurt st. leads in the arches of Brooklyn bridge. I went over the fence and there was three men in the arch way below; they ran ahead and they got out on the Elm st. side where they captured by officers Botaling and Sullivan; the prisoner is one of the three, Martin Dillen got away. There was another officer which had him, but I had to go in one side. By that time they ran through the archway and they got out at the upper side of Elm st. I asked them what they done with the goods? Frank Procter said that they were on the upper end of the archway on the Elm st. side. I saw somebody before this in the rear passing

goods out of the store. I saw goods passed out where this archway was - one man passed goods down to the other man where Proctor ran from. I found three boxes containing uppers which the complainant identified. I recognized the hat which belonged to Proctor. I did not tell Proctor that I had a good notion to blow out his brains. I held a pistol in my hand and I said to him, "you tell me where the goods are."

The Case for the Defence

Eliza Yearwood sworn. I am the aunt of the prisoner and have known him 18 years; his character has always been good, he was never arrested to my knowledge, I have entrusted him a good many times with money and always found him faithful.

Edward Mathews sworn. I am a fancy wood worker. I know Proctor between five and eight years. I was a chum of his; his character is very good as far as I know. I never heard it questioned by anybody. I was not with him on the 27th of Dec. when this burglary was committed and his hat was found under the archway next to the stolen property.

Frank Proctor sworn. I am 18 years old and was born in this city. I live at 215 Elm St. I was coming from a friend's house in Twenty-Seventh St. and was passing through

0979

When about going home to my supper, and
passing the arch I heard some one call my
name. I got over the fence and a policeman
came all around me. I did not make any
attempt to get away. I asked what was the matter
and asked my friends what they were doing?
They told me they were committing a burglary
and they told me where the goods were
I did not have anything to do with the
burglary. I had been with those men about
ten a month or more before the officer came
It was Barney Berger who called me. I did
not know any of the others. I did not know
they were committing burglary when I came
over the fence. I have never been arrested
before. I have always lived with my family
mother at 115 Elm St. Long Island
Berger did not tell me right away
about the burglary. He asked me if I would
help him with the thing and I told him
no. He said if I did not he would have
one left as an accomplice. He wanted
me to aid him in carrying out the stuff
and I would not do it. I did not see
anything drop a hat.
The jury rendered a verdict of guilty of
burglary in the third degree with a second
murder to me.

0980

Testimony in the
case of
Frank Proctor

filed Jan.
1886.

0981

Police Court—First District.City and County }
of New York, } ss.:

of No.

28 FrankfortStreet, aged 42 years,

occupation

Leather and findings

being duly sworn

deposes and says, that the premises No. 28 Frankfort Street, 4^E Wardin the City and County aforesaid the said being a Four story brickbuilding in part and which was occupied by deponent as a Leather finding storeand in which there was at the time no human being, ~~by name~~were BURGLARIOUSLY entered by means of forcibly prying off one
of the shutters of the rear door and raising
the wooden bar inside said door — and entering thereinon the 27th day of December 1885 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Sixty nine pair of Gaiter Uppers
and one bundle of leather shoe laces
altogether of the value of One Hundred
and Nineteen Dollars & Seventy five Centsthe property of Simon H. Talbot & deponents
and deponent further says, that he has great cause to believe, and does believe, that the aforesaidBURGLARY was committed and the aforesaid property taken, stolen and carried away by
Martin Dillon Frank Proctor (both now here)
and another man not arrestedfor the reasons following, to wit: that deponent is informed
by Charles Goebel of No 28 Frankfort Street
that he securely locked and fastened the
windows and doors of the above described
premises on the 26th day of December 1885 at
the hour of five o'clock P.M. and deponent
found the said premises had been burglarized
on the 27th day of December 1885 at about the
hour of seven o'clock P.M. and deponent

0982

is, further informed by Officer Albert
Keller of the 44th Precinct Police that
on the night of the 27th day of December 1885
at about the hour of six o'clock and twenty
minutes P.M. he found the aforesaid prem-
ises had been burglarized and he saw
the men in said premises passing out goods
and said Officer saw the said defendants
in an arch way in the rear of said premises
where the said stolen property was found
and depones therefore charges the said
defendants and said other man not arrested
with burglarizing said premises and taking stealing
and carrying away said property,
Sworn to before me this (James Horan
27th day of December 1885
Wm. Norman Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1885
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1885
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1885
Police Justice.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
vs.	
Offence—BURGLARY.	
1	
2	
3	
4	
Dated	1885
Magistrate.	
Officer.	
Clerk.	
Witnesses.	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

0983

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Goebel
aged 35 years, occupation Sailor of No. 28 Frankfort Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of James Fox
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 25 day of Dec 1883 } Charles Goebel.

Wm J. Murray
Police Justice.

0984

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 39 years, occupation Police Officer of No. 44th Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of James T. Foran
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

29th December 1888 Albert Kulle

Henry J. Murray
Police Justice

0985

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK.

District Police Court.

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

Question What is your name?

Answer

Martin Dillon

Question. How old are you?

Answer

22 years

Question. Where were you born?

Answer.

New York City

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

Answer.

4 East Broadway 2 months

Question What is your business or profession?

Answer

Printer

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

Answer.

I have nothing to say
Martin Dillon

Taken before me this

188

Police Justice.

0986

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

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

Question What is your name?

Answer

Frank Proctor

Question. How old are you?

Answer

18 years

Question. Where were you born?

Answer.

New York City

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

Answer.

215 William Street 14 years

Question What is your business or profession?

Answer

Telegrapher

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

Answer.

*I have nothing to say until I see my
Counsel
Frank Proctor*

Taken before me this

day of

188

Police Justice.

0987

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

& Frank Proctor

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

Dated Dec 25 188

John J. [Signature] Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188

Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188

Police Justice.

0988

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James G. Far
28 Frankfort
Martin Dillon
Frank Proctor

Offence

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Dec 20 1885

Magistrate

Officer.

Precinct.

Witnesses Call the officers

No. Street.

No. 28 Frankfort Street.

No. Street.

\$ 2000 to answer

(Qm)

0989

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against.

Martin Dillon and
Frank Proctor

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

Martin Dillon and Frank Proctor

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

The said Martin Dillon and

Frank Proctor, each —

late of the South — Ward of the City of New York, in the County of
New York, aforesaid, on the twenty-ninth day of December, in the year of
our Lord one thousand eight hundred and eighty-five, with force and arms, at the Ward,
City and County aforesaid, a certain building there situate, to wit: the store of one

James Sadler —

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to
wit: with intent, the goods, chattels and personal property of the said

James Sadler, —

in the said store 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.

0990

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said
Martin Dillon and Frank Proctor
of the CRIME OF *Robbery* LARCENY in the second degree committed as follows:

The said *Martin Dillon and Frank Proctor, each —*

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

*sixty nine pairs of garter
knives of the value of
two dollars each pair, and
one bundle of shoe laces
of the value of thirty
dollars.*

of the goods, chattels and personal property of one *James Taylor,*

in the *Store* of the said *James Taylor, —*

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

*Randolph Martin
District Attorney*

0991

BOX:

202

FOLDER:

2027

DESCRIPTION:

Doherty, John

DATE:

01/25/86



2027

0992

138,

Witnesses:

Counsel,

Filed *15* day of *January* 188*6*

Pleads, *McMurry & Co.*

THE PEOPLE

vs.

R

John Roberly

Grand Larceny, 2nd Degree.
(From the Person.)
[Sections 528, 531, — Penal Code.]

W RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Wm. H. Higgins

Foreman.

Feb 4/86

Plenty Guilty

Wm. H. Higgins

0993

Police Court—4 District.

Affidavit—Larceny.

City and County } ss.:
of New York,

William Fleming
of No. 365 Avenue A. Street, aged 34 years,
occupation car driver. being duly sworn

deposes and says, that on the 20 day of January 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and
Person of deponent, in the day time, the following property viz:

United States Silver and nickel coins
in all of the value of \$7.00 Dollars.

the property of Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by John Doherty, now present.

That said money was in envelopes in the outside
pocket of the coat then worn by deponent.

That deponent saw said defendant put his
hand in deponent's pocket and seized hold of
him, and another in his company.

That while deponent was taking said defen-
dants into the office of the Railroad Company
the defendant in company with said
Doherty threw said money upon the side-
walk. That three of said envelopes containing
fifty cents each were picked up and handed
to deponent by John Lagan another driver
in the employ of the same Railroad Company
as deponent was informed by said Lagan.

Wm J. Fleming

Sworn to before me, this 20 dayof January 1888

Donald Smith
Police Justice.

0994

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 26 years, occupation Cashier of No.

396 Greenwich Street, being duly sworn deposes and

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

Sworn to before me, this 20
day of January 188

John Lagan
Arthur J. White
Police Justice.

0995

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss

H District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

Not guilty
John Doherty

Taken before me this

day of

188

Police Justice.

0996

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

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

Dated January 20 188 J. Anderson Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0997

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Fleming
365 Ave. A

1 John Doherty

2

3

4

Dated

January 20 188
White

Magistrate

Officer.

Precinct.

Witnesses

No.

John Logan
396 Greenwich

Street.

No.

Street,

No.

Street,

to answer

0998

OFFICE OF

The Central Cross Town R. R. Co.

AVENUE A, BET. 22D AND 23D STS.,

J. B. SLAWSON, President.
M. I. MASSON, Sec'y & Treas.

NEW YORK, 188

People vs. Dougherty

Officer Monahan 18 Precinct - arrested

him for "going through

Soap Kelly" got 30 days

Officer Dunn - 18 Precinct - arrested him

for stealing coffee and the man

would not press charges.

Arrested by Roundsman Herlihy

for Assault. Dis. in H. Dis. Police

Court for non appearance of Couple

and found their Ley from Person

about an

hour after leaving Court

0999

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Doherty

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

John Doherty
of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said John Doherty,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
twentieth day of January, in the year of our Lord one thousand
eight hundred and eighty-six, in the day time of the said day, at the Ward, City and
County aforesaid, with force and arms,

two silver coins of the United States of America, of the
kind called dollars, of the value of one dollar each,
five other silver coins of the United States of America, of
the kind called half dollars, of the value of fifty cents
each, ten silver coins of the United States of America, of
the kind called quarter dollars, of the value of twenty
five cents each, twenty five silver coins of the United
States of America, of the kind called dimes, of the
value of ten cents each, and fifty nickel coins of the
United States of America, of the kind called five
cent pieces, of the value of five cents each, and
ten paper envelopes of the value of one cent
each,

of the goods, chattels and personal property of one William Fleming,
on the person of the said William Fleming,
then and there being found, from the person of the said William Fleming,
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.

Randolph Martin,
District Attorney

1000

BOX:

202

FOLDER:

2027

DESCRIPTION:

Dolan, Owen

DATE:

01/13/86



2027

1001

BOX:

202

FOLDER:

2027

DESCRIPTION:

McLoughlin, James

DATE:

01/13/86



2027

1002

Witnesses:

Counsel,

1774
Filed 13 day of Jan 1886
Plead's Voluntary 14

THE PEOPLE

vs.

Cwen Dolan

and

James McLoughlin

Assault in the Second Degree.
(Section 218, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Part III. Mich 7/87
Chas. H. Huggins
Bottle
said & executed
March 17th
C. H. Huggins

1003

Police Court— 4 District.CITY AND COUNTY
OF NEW YORK.

Bernard Kiernan
 of No. Police Street, aged 36 years,
 occupation Police Officer being duly sworn, deposes and says, that
 on the 24 day of December 1885 at the City of New York,
 in the County of New York,

he was violently ASSAULTED and BEATEN by Men Dolan and
James M. Loughlin both now here
since the said Dolan struck upon
over the back with a walking stick and
the said M. Loughlin struck upon
over the hand with a poker
 without any justification on the part of the said assailant

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

Sworn to before me, this 25
 day of Dec 1885

Bernard KiernanPolice Justice.

1004

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty
I am a witness in an examination
and a trial in the Court of
Special Sessions*

James M. Loughlin

Taken before me this

25

day of

Dec

1885

John J. ...
Police Justice.

1005

Sec. 198-200

CITY AND COUNTY
OF NEW YORK

District Police Court.

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

Question. What is your name?

Answer *Wm. Dolan*

Question. How old are you?

Answer *25 yrs*

Question. Where were you born?

Answer *Chicago*

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

Answer *527 East 16 St 4 yrs*

Question. What is your business or profession?

Answer *I work in a lumber yard*

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

Answer *I am not guilty*
I demand a trial at the Court of
Special Sessions

Geo. W. Longfellow

Taken before me this *25*

day of *Nov*

1885

John J. McLaughlin
Police Justice.

1006

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

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

Dated Dec 17 53 1883 John Herman Police Justice.

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

Dated Dec 26 53 1883 John Herman Police Justice.

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

Dated _____ 188 _____ Police Justice.

1007

\$1500 bail for Ex
Decr 26 9 AM

BAILED.
No. 1, by Palmer M. M. M.
Residence 204 Wm B. Street.
No. 2, by Sum
Residence Street.
No. 3, by Sum
Residence Street.
No. 4, by Sum
Residence Street.

Police Court 1469 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James M. Loughlin
18. Precinct
James M. Loughlin
Office

Dated Dec 25 1885
Yorru Magistrate
Sum Officer.
18 Precinct.

Witnesses Off John Kelly
No. 257 Street.

Police office 18 Precinct

No. 700 Street,

No. 700 to answer 98

Bureau

1008

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Owen D. Dan

and

James Mc Donoghlin

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

Owen D. Dan and James Mc Donoghlin

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

The said Owen D. Dan and James

Mc Donoghlin, each —

late of the City and County of New York, on the ~~twenty fourth~~ day of
~~December~~ 1, in the year of our Lord one thousand eight hundred and
eighty ~~four~~, with force and arms, at the City and County aforesaid, in and upon one

~~Bernard Sherman,~~ —

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault; and the said Owen D. Dan and

James Mc Donoghlin, —

with a certain ~~stick~~ ~~which~~ ~~the said~~

Owen D. Dan and James Mc Donoghlin

in ~~their~~ right hands then and there had and held, the same being then and there

~~things~~ likely to produce grievous bodily harm, ~~the said~~

the said ~~Bernard Sherman,~~ then and there feloniously

did wilfully and wrongfully strike, beat, _____ bruise and wound,

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

Charles J. Martin,

District Attorney

1009

BOX:

202

FOLDER:

2027

DESCRIPTION:

Donnelly, Edward

DATE:

01/05/86



2027

10 10

Witnesses:

Counsel,

Filed *28* day of *May* 188*6*

Pleads, *voluntarily*

THE PEOPLE

vs.

Edward Donnelly

Burglary in the second Degree.

[Sections 488]

RANDOLPH B. MARTINE,

Pro. Con. J. H. District Attorney

perjury attempt
perjury attempt
perjury attempt
A True Bill.

Wm. C. Higgins

Foreman

1011

Police Court—1st District.

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

of No. 630 Third Avenue John P. Rile Street, aged 37 years,
occupation Carpenter being duly sworn.

deposes and says, that the premises No 630 Third Avenue Street,
in the City and County aforesaid, the said being a dwellings house
in the 19th Ward of the City of New York
and which was occupied by deponent as a Carpenter's dwelling
and in which there was at the time a human being, by name John P. Rile

were BURGLARIOUSLY entered by means of forcibly opening a
door leading to the cellar and
premises from the back yard
thereof

on the 24 day of December 1885 in the Morning time, and the
following property feloniously taken, stolen, and carried away, viz:

Machinery & tools of the value
of about fifty dollars \$50.00

the property of deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Edward Dannelly (nowhere)

for the reasons following, to wit: That deponent was
informed by Benjamin Strick
(nowhere) that he (Strick) at the time
mentioned saw defendant climb
over a fence into the back yard
of said premises. And that
he (Strick) subsequently saw
defendant in the cellar of said
premises. John P. Rile

Subscribed and sworn to before me
this 24th day of December 1885
John P. Rile
Police Justice

10 12

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 22 years, occupation Clerk of No. 632 Third Avenue

Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of James P. Mc and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 24 day of December 1885 } Benjamin Strick

James P. Mc
Police Justice.

1013

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

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

Question. What is your name?

Answer.

Edward Donnelly

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

United States

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

Answer.

530 West 35 Street. 2 months

Question. What is your business or profession?

Answer.

Waiter

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

Answer.

Not guilty

Ed. Donnelly

Taken before me this

day of December 1885

James J. [Signature] Police Justice.

10 14

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

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

Dated December 24 1889 John F. Ennis Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

10 15

Police Court

1461 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John P. Kils

630. 3rd Ave

Edw. Jannelly

Office A. Dugan

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

December 24

1885

Magistrate

Officer.

Precinct.

Witnesses

Benj. Strick

No.

632-3rd Ave

No.

Street.

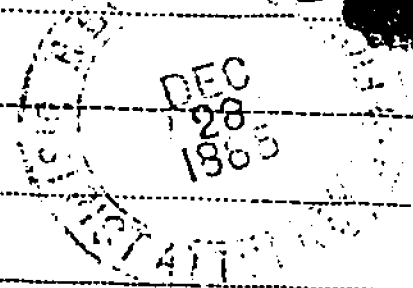
No.

Street,

\$

1000 to answer G.S.

Chas



10 16

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Donnelly

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

— Edward Donnelly —

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

The said *Edward Donnelly*

late of the *Nineteenth* Ward of the City of New York, in the County of New York
aforesaid, on the *Twenty-fourth* day of *December*, in the year
of our Lord one thousand eight hundred and eighty-*five*, with force and arms, about the
hour of *seven* o'clock in the *day* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *John P. Pils,*

there situate, feloniously and burglariously did break into and enter, there being then and there some
human being, to wit: *The said John P. Pils,*

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

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,

Randolph B. Martin

District Attorney

10 17

BOX:

202

FOLDER:

2027

DESCRIPTION:

Donovan, John

DATE:

01/12/86



2027

10 18

Witnesses:

104 H. H. H. H. H.
H. H. H. H. H. H.
H. H. H. H. H. H.

Counsel,

Filed 12 day of Aug 1886

Pleads, Not guilty

THE PEOPLE

vs.

R

John Donovan

vs. 15771 Ave

17th

ASSAULT IN THE THIRD DEGREE

(Section 219, Penal Code.)

RANDOLPH B. MARTINE,

For Aug 12/86 District Attorney.

Pleads guilty.

Per: J. H. H. H.

A True Bill.

Concurrent Haggas

Foreman

Jan 27
J. S. B. Jan 27
J. S. B.

10 19

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

2 District Police Court.

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

Question. What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty and demand a trial by jury. I further say I was drunk and did not know what I was doing.

John Donovan
mark

Taken before me this

day of

188

Police Justice.

1020

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 3 - Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated Jan'y 4 188 5 Sam'l McKillop Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

1021

Police Court 4 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Annie Huldebrand
667 11 Ave

John Donovan

1 _____
2 _____
3 _____
4 _____

Assault
Offence

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated *Jan 4* 188 *5*

D. O. Kelly Magistrate

Fitzpatrick Officer.

22 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street,

No. _____ Street,

\$ *300* to answer *GS*

1022

ALLAN LEE SMIDT,
COUNSELLOR AT LAW,

STEWART BUILDING,
280 BROADWAY,

People

vs
John Donovan

Assault

NEW YORK CITY,

January 15 1886

My dear Sir

Please take my
name from the papers in
this case. It is set down
for Monday next (18th) for
trial.

Since my retainer I
have been notified by a
friend of the prisoner that
other counsel had been
retained for trial and have
from that friend, this morning
received the enclosed
postal card

Yours Sincerely
Allan Lee Smidt

John M. Roman Esq

Asst Dist Atty

& Chief Clerk

1023

Police Court—4 District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Annie Hildebrand
of No. 667 Eleventh Ave Street, aged 18 years,
occupation Recler being duly sworn, deposes and says, that
on the 3 day of January 1886 at the City of New York,
in the County of New York,

She was violently ASSAULTED and BEATEN by John Dorwan (now here)
who struck deponent a blow on the face
with his fist blackening her eye

without any justification on the part of the said assailant

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

Sworn to before me, this 4 day of Jan 1886, Annie Hildebrand
James O. Kelly Police Justice.

1024

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Donovan

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

John Donovan —

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

The said

John Donovan

late of the First Ward of the City of New York, in the County of New York
aforesaid, on the *third* day of *January*, in the year of our Lord
one thousand eight hundred and eighty-*six*, at the Ward, City and County
aforesaid, in and upon the body of one *Annie Stiddbrand*,
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and *then* the said *Annie Stiddbrand*,
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said *Annie Stiddbrand*, 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.

RANDOLPH B. MARTINE,

District Attorney.

1025

BOX:

202

FOLDER:

2027

DESCRIPTION:

Downey, Walter

DATE:

01/18/86



2027

166.

Witnesses:

Sept 20th 1886

20
1886

Counsel,
Filed 18 day of Jan'y 1886
Pleads,

THE PEOPLE

vs.

R

Walter Downey

Wm. H. Downey

RANDOLPH B. MARTINE,

District Attorney.

Registry in the Third Degree.
[Section 408, 56, 528 and 532]

A True Bill.

George H. Higgins
Foreman
Jan'y 19/86
Wm. H. Downey
1211 6th St
S.F.

1027

Police Court 3d District.City and County } ss.:
of New York,of No. 25 Allen Fanny Rose Street, aged 35 years,
occupation Housekeeper a room in being duly sworndeposes and says, that the premises on aforesaid 10th Street
in the City and County aforesaid, the said being a Dwelling where
deponent resides with her family
and which was occupied by deponent as a Dwelling
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of force forcing
open a door leading from a hallway
into said room with intent to commit
a larceny thereinon the 13th day of January 1886 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:A Prince Albert coat of the
value of fourteen dollarsthe property of Joseph Rose, deponent's husband, in charge of deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Walter Downey now presentfor the reasons following, to wit: That deponent having occasion
to go to the roof of said premises to look
after some clothes, locked the door leading
to said room and put the key thereof in
her pocket. That deponent was absent about
five minutes and when she returned, and put
her hand on the door she found it was unlocked
and opening and deponent then saw the defendant
in the room having said coat in his possession

1028

That deponent shouted for help when the defendant dashed past her, and ran into the street followed by deponent who raised a cry of "Stop thief!"

That the defendant was soon after arrested by Officer Michael Harris 10th Precinct - And identified by deponent as the person whom she saw in her room and who ran past her with the coat on his arm. Deponent further says that she is informed by one Morris Rosenthal that the defendant was seen by him running along Hester street, having in his hand a pistol with which he intimidated persons from going near him, to stop him in his flight. And deponent believes the same to be true.

Jenny Rose
deponent

Subscribed before me this
13th day of January 1886
by David Police Justice

Police Court	District.
THE PEOPLE, &c., ON THE COMPLAINT OF	
vs.	Burglary
Dated	188
Magistrate.	Officer.
Clerk.	Witnesses:
Committed in default of \$	Bail.
Bailed by	No.
Street.	

1029

CITY AND COUNTY
OF NEW YORK, } ss.

Morris Rosenthal
aged *28* years, occupation *Machinist* of No. *153 Allen*

Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Fanny Rose*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

188

13
January
by Oliver
Maurice Rosenthal
Police Justice

1030

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

3
District Police Court.

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

Question. What is your name?

Answer.

Walter Downey

Question. How old are you?

Answer.

23 Years

Question. Where were you born?

Answer.

New York City

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

Answer.

115 Mott Street About 5 Years

Question. What is your business or profession?

Answer.

Nickel Plater

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

Answer.

I am not guilty of the charge
Walter Downey

Taken before me this

day of *February* 188*8*

W. J. Downey
Police Justice.

1031

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

Walter Downey

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

Dated *January 19th 1886* *Wm. J. O'Connell* Police Justice.

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

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ Police Justice.

1032

2 m for 4th
Jan 14th 3 PM.

4/135 58
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Amey Rose
Walter Downey

Offence *Amey*

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated January 13 1886
Magistrate
Michael Davis Officer.
Precinct.

Witnesses Morris Rosenthal
No. 153 Allen Street.

No. _____ Street,

No. _____ Street,
\$ 2000 to answer

1033

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Walter Downey

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

— Walter Downey —

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

The said *Walter Downey*

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

Joseph Rose,

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Joseph Rose,

in the said *dwellig 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.

1034

SECOND COUNT—

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

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

The said *Walter Donnelly*;

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

one coat of the value of
fourteen dollars.

of the goods, chattels and personal property of one *Joseph Rose*. —

in the *dwellin^g house* of the said *Joseph Rose*. —

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

Randolph B. Martin
District Attorney

1035

BOX:

202

FOLDER:

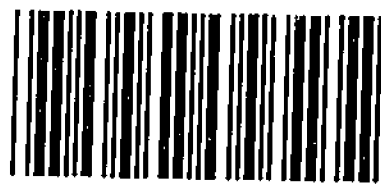
2027

DESCRIPTION:

Dunn, Peter

DATE:

01/19/86



2027

Witnesses:

185

Counsel, *M. Brady*
Filed *19* day of *Aug* 188*6*
Pleads, *W. H. W. S.*

THE PEOPLE

W. H. W. S.
worded.

Peter Dunn

Grand Larceny, 2nd Degree.
(From the Person.)
Sections 528, 529, 550, Penal Code.

RANDOLPH B. MARTINE,

District Attorney.

In Day 26/86
pleads guilty I.L.

A True Bill.

Wm. C. H. H. H.

Francis Higgins

Foreman.

1036

1037

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No.

occupation.

deposes and says, that on the

18.

day of

December

1885

being duly sworn

1886

at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and
from of deponent, in the following time, the following property viz:

One Fur Cap - of the Value
of Five 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

John Dunn. (Don't know)
from the fact that on said date
deponent to John James W. Hyde
called 5 years - informed deponent
that some boy had taken stolen
and carried away his Cap -
by snatching the Cap from his
head in such a way that he was running
away with the Cap in his possession
deponent further says that on the
1st day of January 1886. He caused
the arrest of the said Dunn and
found in his possession the Cap
here shown which deponent fully
identifies as the Cap taken stolen

Sworn to before me, this

188

day

Police Justice.

1038

and carried away as aggressor
and that the said James M. Hyde
identified the said ~~James~~
in defendant's presence as the
person who had taken from
him carried away his cap

Given to be true
me this 15 day of January 1886
Wm. Hyde
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1886 Police Justice.

I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1886 Police Justice.

There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1886 Police Justice.

Police Court, District,	Offence—LARCENY.
THE PEOPLE, &c., on the complaint of	
1.	
2.	
3.	
4.	
Date 1886	Magistrate.
	Officer.
	Clerk.
Witnesses,	
No.	Street.
No.	Street.
No.	Street.
\$	to answer
	Sessions.

1039

See 198-200.

CITY AND COUNTY
OF NEW YORK.

District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

*Knock the cap from
another boy -*

Peter Dunn

Taken before me this 16

day of *March* 188*8*

Police Justice.

1040

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

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

Dated May 15 1886 *H. S. Smith* Police Justice.

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

Dated.....188 . Police Justice.

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

Dated.....188 . Police Justice.

1041

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street

No. 4, by

Residence

Street.

Police Court

District

THE PEOPLE, &c,
ON THE COMPLAINT OF

James L. Hyde
341 W. 7th St.
vs.
Peter Dunn

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

G.S.
Om

1042

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Peter Dunn

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

Peter Dunn

of the CRIME OF GRAND LARCENY in the ~~second~~ degree, committed as follows:

The said *Peter Dunn*.

late of the First Ward of the City of New York, in the County of New York aforesaid, on the ~~eighteenth~~ day of ~~December~~, in the year of our Lord one thousand eight hundred and eighty-~~five~~, in the ~~year~~ time of the said day, at the Ward, City and County aforesaid, with force and arms,

one year and of the value of

five dollars.

of the goods, chattels and personal property of one *James D. Shippey*
on the person of the said *James W. Shippey*
then and there being found, from the person of the said *James W. Shippey*
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.

1043

SECOND COUNT—

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

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

The said *Peter Dunn*

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

*one gun saw of the value
of five dollars,*

of the goods, chattels and personal property of one *James E. Hyde*
by ~~a certain~~ *persons* to the Grand Jury aforesaid unknown, then lately before feloniously
stolen, taken and carried away from the said *James E. Hyde*.

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

Peter Dunn
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.

RANDOLPH B. MARTINE,
District Attorney.

1044

END OF
BOX