

0311

BOX:

147

FOLDER:

1516

DESCRIPTION:

Scolese, Rocco

DATE:

08/20/84



1516

POOR QUALITY
ORIGINALS

03 12

11/17.

Day of Trial,
Counsel,
Filed, 20 day of Aug 1884
Pleads

Assault in the First Degree.

THE PEOPLE
vs.
P

Rocco Scolori

W. H. Olney

PETER B. OLNEY,
~~JOHN W. OLNEY~~
District Attorney.

A TRUE BILL.

W. H. Olney

Foreman.
Sep 1/04

*Thank you very much
S. P. Two eye case.*

0313

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Rocco Soderre

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

of the CRIME OF *Assault in the first degree*, committed as follows:

The said *Rocco Soderre*

late of the City of New York, in the County of New York, aforesaid, on the *nineteenth* day of *August* in the year of our Lord one thousand eight hundred and eighty *eight*, with force of arms, at the City and County aforesaid, in and upon the body of *Samuel Brande* in the peace of the said people then and there being, feloniously did make an assault and *in* the said *Samuel Brande* with a certain *knife* which the said *Rocco Soderre*

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 *Samuel Brande* 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 *Rocco Soderre*

of the CRIME OF Assault in the Second Degree, committed as follows:

The said *Rocco Soderre*

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Samuel Brande* then and there being, feloniously did, willfully and wrongfully, make an assault and *in* the said *Samuel Brande* with a certain *knife* which the said *Rocco Soderre*

Rocco Soderre in *his* right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, willfully and wrongfully then and there 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.

PETER B. OLNEY,

JOHN McKEON, District Attorney.

BAILED,

No. 1, by _____

Residence _____

Street _____

No. 2, by _____

Residence _____

Street _____

No. 3, by _____

Residence _____

Street _____

No. 4, by _____

Residence _____

Street _____

Police Court No. 2 District. 1844

THE PEOPLE, &c.,
ON THE COMPLAINT OF
George Frank
37 West 12th St
Green Island
John J. Lyons
Woodman

2 _____
3 _____
4 _____

Dated August 14 1844

Hubert Magistrate.
Harriet Officer.
16 Precinct.

Witnesses _____

No. _____ Street. _____

No. _____ Street. _____

No. _____ Street. _____

\$ 1000 to answer G.S.
Leary

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 Rocco Senese

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 100 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail. *He is legally discharged*

Dated Sept 14 1884 J. B. K. 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.*

0315

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

2nd District Police Court.

Rocco Scullese 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

Rocco Scullese

Question. How old are you?

Answer

22 years

Question. Where were you born?

Answer.

Italy

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

Answer.

25 Mulberry Street ten days

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 cut him in self defense he
threw a stone at me*

Rocco Scullese

Taken before me this
day of *Sept*

188

Police Justice

0316

Police Court—2nd District.
CITY AND COUNTY OF NEW YORK, } ss. Louis Frank Boggs
of No. 72 Thompson Street,

being duly sworn, deposes and says, that
on Wednesday the 13 day of August
in the year 1888 at the City of New York, in the County of New York,
he was violently and feloniously ASSAULTED and BEATEN by Rocco

Scullese (now here) who did
then and there cut deponent
in four different times on both
arms with a razor then and
there held in the hands of
defendant

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 14th day
of August 1888

Luigi Frank

J. M. Smith
POLICE JUSTICE.

03 17

BOX:

147

FOLDER:

1516

DESCRIPTION:

Sevat, Charles

DATE:

08/05/84



1516

Witnesses:

The principal witnesses
in this case cannot be
found and the case
having been on the
Calendar several times
I cannot find it appropriate
motion of the Court
for his discharge on
his own recognizance

Amended
copy attached
My Clerk

a B Morrell

Filed 5 day of Aug 1884
Pleads Not Guilty (6)

THE PEOPLE
vs.
Charles Saxon
Assault in the First Degree,
(Firearms.)

PETER B. OLNEY,
~~JOHN JACKSON~~
District Attorney.

A TRUE BILL.
W. W. M. K. S.
Foreman.

Let the case
be set on for trial
on the 10th day of
Sept. (see memo)
Sept 8/84

POOR QUALITY
ORIGINALS

0318

03 19

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

THE PEOPLE OF THE STATE OF NEW YORK
AGAINST

Charles Savat

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

of the CRIME OF *Assault in the first degree*, committed as follows:

The said *Charles Savat*

late of the City of New York, in the County of New York aforesaid, on the
seventeenth day of *July* in the year of our Lord
one thousand eight hundred and eighty *eight* with force and arms, at the City and
County aforesaid, in and upon the body of *William F. Rade*
in the peace of the said People then and there being, feloniously did make an assault,
and to, at and against *him* the said *William F. Rade*
a certain *revolver* then and there loaded and charged with gunpowder and one
lead bullet, which the said *Charles Savat*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge, with
intent *him* the said *William F. Rade*
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

Charles Savat

of the Crime of assault in the second degree, committed as follows:

The said *Charles Savat*

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid,
with force and arms, in and upon the body of the said *William F. Rade*
F. Rade then and there being, feloniously did, wilfully and wrongfully,
make an assault, and to, at and against *him* the said *William F. Rade*
F. Rade a certain *revolver* then and there loaded and
charged with gunpowder and one lead bullet, which *he* the said
Charles Savat
in *his* right hand, then and there had and held, the same being an instrument
likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and
there shoot off and discharge

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

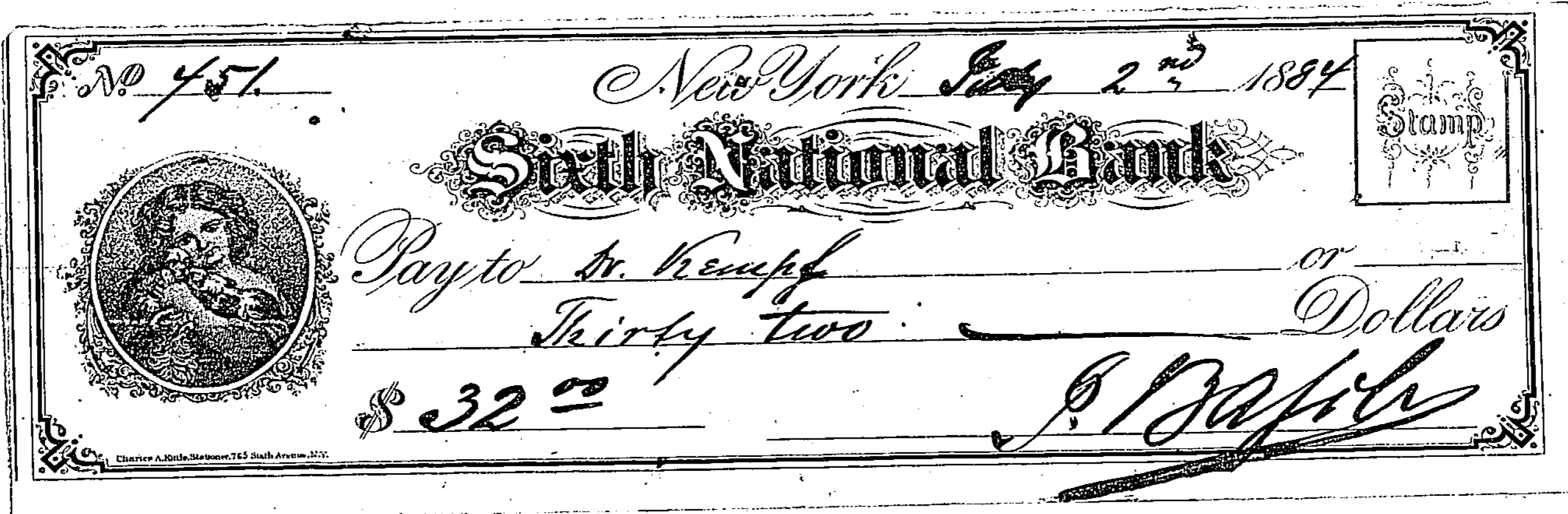
PETER B. OLNEY,
JOHN McKEON District Attorney.

POOR QUALITY
ORIGINALS

0320

Hemp
John D. Gerken
John Kiser
John Kiser

0321



0322

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Police Court- 2d District.

William B. Black
260 7th St
Charles Sever

1
2
3
4

Offence Assault

Dated July 21st 1884

J. H. B. B. Magistrate.

J. H. B. B. Officer.

J. H. B. B. Precinct.

Witnesses Said Officer
John H. B. B.
John H. B. B.

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

Wm. B. B.
Wm. B. B.

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 Charles Sever

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

Dated July 21st 1884 J. H. B. B. 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.

0323

Sec. 198-200

2^d District Police Court.CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Sever 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. *Charles Sever*

Question. How old are you?

Answer. *45 years*

Question. Where were you born?

Answer. *France*

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

Answer. *No 97 South 5 Avenue, 2 years*

Question. What is your business or profession?

Answer. *Looking glass plates*

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. *3*

I had been hit with bricks by this man and fired my pistol in self defense
Chs Sever

Taken before me this

2nd day of

July

188

Police Justice.

0324

Police Court 2d District.

CITY AND COUNTY
OF NEW YORK, { ss.

driver

of No.

260 Water

Street,

Brooklyn

being duly sworn, deposes and says, that

on

Sunday

the

20

day of

July

in the year 1884

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

in the yard of No 97

South 5th Avenue

he was violently and feloniously ASSAULTED and BEATEN by

Charles

S'Ever, now here, who pointed
at the person of deponent a revolving
pistol loaded with powder and ball
then held in the hand of said S'Ever
and discharged the same against the
person of deponent and a ball from
said pistol so discharged entered the
right arm of deponent, inflicting
a severe wound and said assault was committed

And
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~~ bound to answer
for the above assault, etc, and be dealt with according to law.

Sworn to before me, this 21st day
of July 1884

William J. Rack
his
Mar

J. Henry B. M.

POLICE JUSTICE.

COURT OF GENERAL SESSIONS.

The People, &c.

VS.

Charles Sevat

OFFENCE - *Murder*

PETER B. OLNEY,
District Attorney.

Attest of Chas. Merritt

0325

POOR QUALITY
ORIGINALS

0326

PART 2.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *John Fitzpatrick*

of No. *97 So. 5 Ave* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *8th* day of *Sept* instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Charles Levat

in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Sept* in the year of our Lord 188*8*

PETER B. OLNEY, ~~JOHN McKEON~~ District Attorney.

GLUED PAGE

POOR QUALITY
ORIGINALS

0327

Court of General Sessions.

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Off Landers*

of No. _____ Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the day of *Sept* instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Charles Levat
in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Sept* in the year of our Lord 188*X*

PETER B. OLNEY, JOHN McKEON, District Attorney.

PART 2.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.

If this Subpena is disobeyed, an attachment will immediately issue.

Bring this Subpena with you, and give it to the Officer at the Court-

Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

POOR QUALITY
ORIGINALS

0328

Court of General Sessions.

THE PEOPLE

vs.

Charles Levat

City and County of New York, ss.:

Charles Merritt being duly
sworn, deposes and says: I reside at No. 431 West 24th

Street, in the City of New York. I am a subpoena server in the
office of the District Attorney of the City and County of New York. On the 6th day
of September 1884, I called at No 97 South 5th Avenue

the alleged residence of John Fitzpatrick

the complainant herein, to serve him with the annexed subpoena, and was informed by the harness
maker at No 95 S. 5th Ave. that said Fitzpatrick had left
there, but he could not say where to. I also called
in the Liquor Store at the corner of S. 5th Ave. & Prince
Street and was told that he had ~~been~~ not seen him
in a week. On the same day I called at the 8th
Precinct Police Station to serve the annexed subpoena
on Officer Landers and was informed by the
Sergeant in command that said Landers is not on
the force and could not tell where he is at
present. I have made diligent search for said
Fitzpatrick and Landers and have been
unable to find either of them.

Sworn to before me, this

8th day

of

September 1884

Rudolph L. Schaaf
Court of Deeds
N.Y. City & Co.

Charles Merritt

Subpoena Server.

0329

BOX:

147

FOLDER:

1516

DESCRIPTION:

Shear, L.C.

DATE:

08/05/84



1516

POOR QUALITY
ORIGINALS

0330

10/16
B. W. Aug 1884
1558

Counsel,

Filed 5 day of Aug 1884
Pleads Not Guilty (18)

THE PEOPLE

vs.

C. S. Shaw

alias

C. Cameron

PETER B. OLNEY,

~~JOHN WICKSON,~~

Court by Court District Attorney.
Aug 15/84 Conting

A True Bill.

M. J. H. H. H.
Foreman.

Aug. 20. 1884.

Pleads Guilty

S.P. 5 years.

Forgery in the Second Degree.
(Sections 511 and 521.)

0331

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

D. C. Shear, otherwise
called C. Cameron,
whose real name is to
the Grand Jury unknown

The Grand Jury of the City and County of New York, by this indictment, accuse D. C. Shear, otherwise called C. Cameron, whose real name is to the Grand Jury aforesaid unknown, of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said D. C. Shear, otherwise called C.

Cameron, -----

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the Second day of June in the year of our Lord one thousand eight hundred and eighty-four, with force and arms, at the Ward, City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in the forging a certain instrument and writing, to wit: an order for the payment of money of the kind commonly called bank checks -----

which said forged bank checks, -----

is as follows, that is to say:

Capital \$200,000.

Belvidere National Bank
No. 1424 Belvidere, N.Y. June 2nd 1884
The National Bank of New York
Pay to the order of C. Cameron
Fifty + ----- $\frac{1}{100}$ Dollars
\$50. $\frac{00}{100}$
J. Davis $\frac{1}{100}$ / cashier
\$50. $\frac{00}{100}$

with intent to defraud, 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.

0332

SECOND COUNT.

And the Grand Jury aforesaid by this indictment further accuse the said *J. C. Shear* otherwise called *C. Cameron*, and whose real name is to the Grand Jury aforesaid unknown, of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *J. C. Shear*, otherwise called *C. Cameron* _____

late of the Ward, City and County aforesaid, afterwards, to wit, on the said *Second* day of *June* _____ in the year of our Lord one thousand eight hundred and eighty ~~four~~ *four* with force and arms, at the Ward, City and County aforesaid, with intent to defraud, *having* _____ in his possession, a certain forged instrument and writing, to wit: an order for the payment of money of the kind commonly called bank checks _____ which said last-mentioned forged bank check is as follows, that is to say:

Caird \$300.000

Belvidere National Bank
No. 1424 *Belvidere, N.Y. June 2nd 1884*
The National Park Bank of New York
Pay to the order of *C. Cameron*
Fifty _____ *100 Dollars*
\$ 50.00 *J. Harris* *\$50.00* *Cashier*

with force and arms, the said forged bank check then and there feloniously did utter, dispose of and put off as true, ~~the~~ the said *J. C. Shear* otherwise called *C. Cameron* then and there well knowing the same to be forged, 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.

PETER B. OLNEY,

~~JOHN MCKEON~~, District Attorney.

0333

Answered
Dec. 30/94
R B Sw.

Shaw

0334

VI

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

November 29th, 1887

Sir:

Application for Executive clemency having been made on behalf of Luther C. Shear----- who was convicted of forgery, second degree in the county of New York----- and sentenced August 20, 1884, to imprisonment in the Sing Sing Prison----- for the term of five years-----, I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial, or upon the preliminary examination, or before the coroner's jury if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since conviction?

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

I am,

Hon. R. B. Martine,
District Attorney, &c.,
New York City.

very respectfully yours,

William G. Rice
Private Secretary.
W. G. Rice

0335

To the Court:

Sir:-

Since June 30th have spent five weeks in bed: Surgical operation for constriction of bowels - with Fistula.

Gave my money to my wife who will be nearly destitute; therefore have no Counsel.

Have the best wife in the world. Have, since arrest aided officers in discovering crime, even to my own detriment.

Desire my punishment ended - am willing to begin - shall not murmur.

Please try to believe nothing can again induce dishonesty: Please think of my wife as I should have thought, and of my health as it is.

I am guilty.

Sir, I am with great respect,
L. C. Shear.

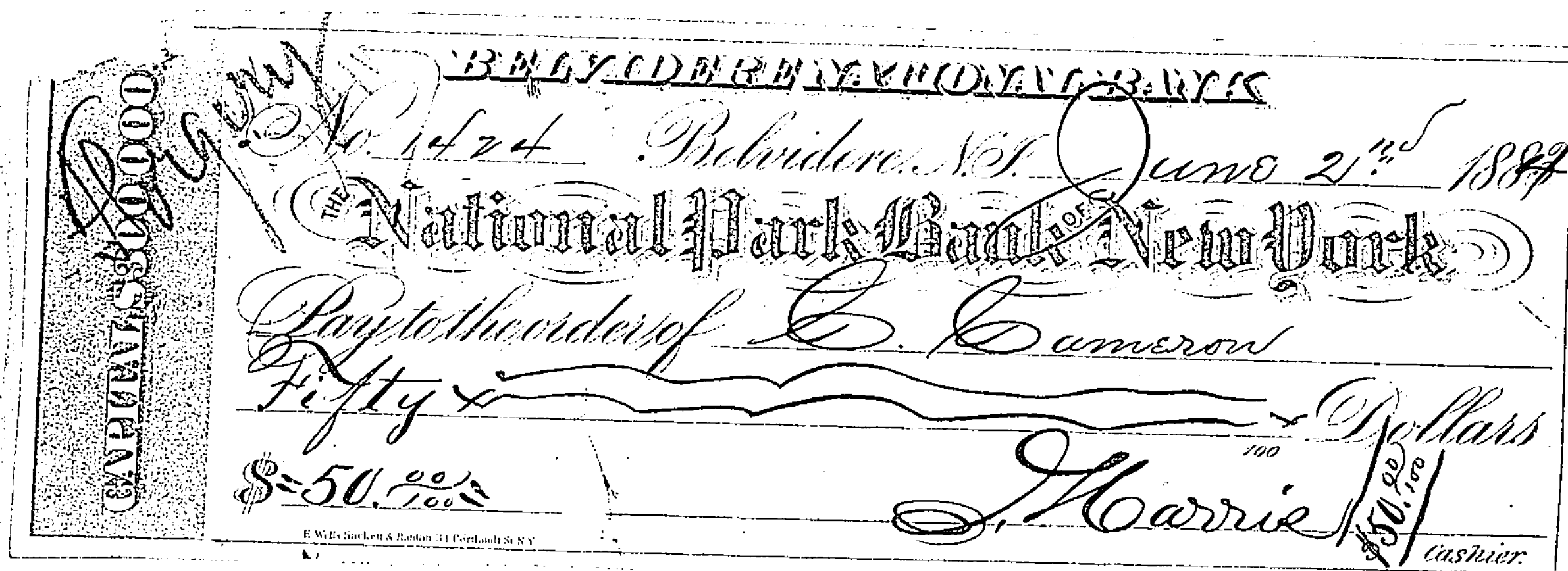
J. A. Mallet
L. C. J. Shear (alias
C. Cameron)

Witnesses:—
James C. Beech,
Park Branch.
Abbie E. Goelen,
109 Christopher St.

0336

POOR QUALITY
ORIGINALS

0337



POOR QUALITY
ORIGINALS

0338

C. Cameron

[Signature]

FOR BANK DEPOSIT

10-29
M. M.

J. Th. Mueller

L. C. J. Sharr (Oliver
C. Cameron)

Witnesses:—

James C. Peck,

Clark Bank.

Abbie E. Goeden,

109 Christopher St.

0339

0340

City and County of New York, N. Y.:

James C. Pettit, of New York, N. Y., being duly sworn, deposes and says: That he is a Clerk in the National Park Bank of the City of New York; That he is familiar with the signature of J. Harris, the Cashier of the Belvidere National Bank of New York, N. Y., which said Bank keeps an account with the said National Park Bank of the City of New York; That the check hereunto annexed purporting to have been drawn and signed by the said J. Harris in his official capacity as Cashier of the said ^{National} Belvidere Bank is a forgery.

Sworn to before me this 4th day of August, 1884.

John M. Brennan
Notary Public
N. Y. Co

James C. Pettit

0341

City and County of
New York, ss.

Abbie E. Gordon of No.
109 Christopher Street, in said
City, being duly sworn, deposes
and says: That she is Cashier
for R. H. Macy and Company,
dry goods merchants doing
business at the South East corner
of 14th Street and 6th Avenue,
in said City; That on the 2nd
day of June, 1884, she cashed
the check annexed to the affidavit
of James C. Pettib, the party to
whom the money was given repre-
senting himself as C. Cameron,
the payee named in said check;
That said check was deposited
for collection by the said firm
of R. H. Macy & Company in the
New York County Bank and was
afterwards returned to said firm
by the last named bank, accom-
panied by the statement that said
check was a forgery.

Sworn to before me this
4th day of August, 1884. } Abbie E. Gordon

John H. O'Connell
Notary Public (N.Y.)
N. Y. Co

0342

BOX:

147

FOLDER:

1516

DESCRIPTION:

Sheridan, Alfred

DATE:

08/19/84



1516

0343

BOX:

147

FOLDER:

1516

DESCRIPTION:

McCabe, Peter

DATE:

08/19/84



1516

POOR QUALITY
ORIGINALS

0344

No 2 has been
a team in S.P.

Imperial Japan

1 June 1904

Alfred Shindler - 1899

Alfred B. Stettin

Alfred Shindler

Counsel,

Filed 19 day of Aug 1884
Pleads Not guilty

THE PEOPLE
vs.
Alfred Shindler
vs.
Peter me Cabe
N.D.
PETER B. OLNEY,
District Attorney

Tr Sept 4/04 District Attorney
Not guilty to Rob. 2d
A TRUE BILL.
W. Shindler
Foreman.

Chas. J. P. 157/04
No 2. J. P. 157/04
Tr Sept 4/04
Not tried & conc. old.
Rob. 1 dy.

0345

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Alfred Sheridan
and Peter McCole

The Grand Jury of the City and County of New York, by this indictment, accuse, Alfred Sheridan and Peter McCole, of the CRIME OF ROBBERY IN THE First DEGREE, committed as follows:

The said Alfred Sheridan and Peter McCole, each

late of the First Ward of the City of New York, in the County of New York aforesaid, on the Fifth day of August in the year of our Lord one thousand eight hundred and eighty-four, at the Ward, City and County aforesaid, with force and arms, in and upon one August Johnson in the peace of the said People then and there being, feloniously did make an assault of them the said Alfred Sheridan and Peter McCole then and there aided by an accomplice actual: by present and one watch of the value of one hundred dollars;

of the goods, chattels and personal property of the said August Johnson from the person of said August Johnson, and against the will and by violence to the person of the said August Johnson, then and there violently and feloniously did rob, steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity,

~~JOHN J. HENRY, District Attorney~~

0347

Second COUNT.

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

Alfred Sheridan and Peter Mc Cabe
of the CRIME OF Robbery in the first degree,
committed as follows:

The said Alfred Sheridan and Peter
Mc Cabe, each —————

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
5th day of August — in the year of our Lord one
thousand eight hundred and eighty four, at the Ward, City and County aforesaid, with force
and arms, in and upon one August Johnson,
in the peace of the said People then and there being, feloniously did make an assault each
of them the said Alfred Sheridan and
Peter Mc Cabe seizing then and there
aided by an accomplice actually present
and one watch of the value of one
hundred dollars, of the goods, chattels
and personal property of the said
August Johnson, from the person of
the said August Johnson, against his
will and by means of putting him
the said August Johnson in fear of
some immediate injury to his person,

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

~~from the person of said~~

~~the will and by violence to the person of the said~~

then and there violently and feloniously did rob, 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,

PETER B. OLNEY,

JOHN McKEON, District Attorney.

and against

POOR QUALITY
ORIGINALS

0348

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Police Court District. 1551

1 Alfred Sheridan Robbery
2 Peter M. McCabe
3
4

Dated August 10 1887
Alfred Sheridan
Magistrate.

Witnesses
No. 1 Simon Rich Street
No. 2 Lawrence G. B. B. Street
No. 3 Off. to grand jury Street
No. 4 1551 Street

No. 1 Peter M. McCabe
No. 2 Alfred Sheridan
No. 3
No. 4

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 Sheridan
Peter M. McCabe
guilty thereof, I order that they 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. be legally discharged

Dated August 10 1887 Solomon B. Smith Police Justice

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

Dated _____ 1887 _____ 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 _____ 1887 _____ Police Justice.

0349

Sec. 198-200

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Peter McCabe

Taken before me this
day of *March* 188*8*
Seamus J. Sullivan
Deputy District Attorney

0350

Sec. 198-200

District Police Court.

CITY AND COUNTY
OF NEW YORK

Alfred Sheridan 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.

Alfred Sheridan

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

108 Carmichael St, Manhattan

Question. What is your business or profession?

Answer.

Glassmaker

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.

Alfred Sheridan

Taken before me this *16*
day of *March* 188*8*
Seamus J. Sullivan
Justice.

0351

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

Police Court--First District.

of No.

and says, that on the

at the

County of New York, was feloniously taken, stolen, and carried away from the person of deponent, by force and violence, without his consent and against his will, the following property viz:

August Johnson Pkoy, Cook
14 Hamilton Street, being duly sworn, deposes,
4th 10 day of August 1884
Ward of the City of New York, in the
in the night time
One Gold Watch of the value
of One Hundred Dollars

of the value of

the property of

Deponent

Dollars,

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 force and violence as aforesaid, by

Alfred Sheridan and Peter McCabe, who each seized hold of deponent in an alley way at No. 357 Water Street, said McCabe knocking deponent down, while said Sheridan displayed an opened knife and did

Sworn to, before me, this

of

18

day

Police Justice.

0352

Threaten to cut deponents
throat if he deponent did
not give up said Watch, and
David McCabe did then and
there forcibly open deponents
closed hand, and take there-
from the property above
described

Shown be fore me this
16 of August 1874

August Johnson

Solomon Smith

Justice

POOR QUALITY
ORIGINALS

0353

(Signature)

Answered
Oct 27 31st 1889
L. P. S.

Filed 19 Aug 1891

POOR QUALITY
ORIGINALS

0354

VI

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

Sept. 9, 1889.

Sir:

Application for Executive clemency having been made on behalf
of Alfred Sheridan..... who was convicted of robbery.....
.....in the county of New York.....and sentenced Sept. 4, 1884,
to imprisonment in the Sing Sing Prison.....for the term of
15 years..... I am directed by the Governor
respectfully to request that, in pursuance of Section 695 of the Code
of Criminal Procedure, as amended in 1884, you will forward to him a
concise statement of the facts and circumstances developed upon the
trial, or upon the preliminary examination, or before the coroner's
jury if no trial was had, together with your opinion of the merits of the
application. Will you also inform the Governor of any other matters
~~connected with this~~ case which have come to your knowledge
since conviction?

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

I am,

Hon. J. R. Fellows,

Dist. Att'y.,

New York City.

very respectfully yours,

William G. Rice
Private Secretary.

To go with the
papers in Clerk
Harris office

Per
Sherridan Sing Sing Prison

District Attorney Hellous
Sir

I am given to understand by Mr. Larkin counsel in charge of my case now on file before at the office of the Governor appealing to his Excellency for a pardon on the grounds of innocence that you have entered an objection to my pardon on the grounds that the statements made by Peter McCabe and Cornelius O'Connell are not worthy of belief. If you have the slightest doubt remaining I would refer you to the minutes of the trial and you will find that though Cornelius O'Connell was standing bar in the saloon where Timothy Lyons claims he was asleep in a room situated behind the bar, the said Cornelius O'Connell in his testimony states that he did not see me until five o'clock on the morning of the 16th of August, where as Timothy Lyons claims that I entered that saloon at 3-30 on the morning of the 16th of August and awoke him up out of a sleep to give him a watch to mind for me stating that it was the property of a friend of mine. That story in itself is too shallow to be accepted by a man of your perception without taking into consideration the fact that I could not have entered that saloon at the time specified by Timothy Lyons without being seen by Cornelius O'Connell. Take into consideration the character

0356

of the witnesses for the prosecution, both of whom made their living at the very business of which they accused me and one of them being the real perpetrator of the deed for which I have suffered already for six years and three months. I would also wish to draw your attention to the fact that Cornelius O. Connel has by his own confession laid himself open to the law as a perjuror which only aggravates the former discrepancy as shown in the testimony of Lyons and O. Connel.

I sincerely hope that your love of justice will be your guide in urging you to make a more lenient investigation of my case and give to the Governor a more favourable decision than I am led to believe you have already sent to him.

Trusting that you will not take offence at my presumption in writing to you upon this matter I simply ask you to render me the justice which is my due more for the sake of my family and from the dictates of humanity rather than for my own personal consideration.

I remain with all due respects

Yours very sincerely

Alfred Sheridan
Cell 250 King's Prison

P. 2-100000
Sep 4/84
ang/84

0357

VI

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

Sept. 9, 1889 .

Sir :

Application for Executive clemency having been made on behalf of Alfred Sheridan..... who was convicted of robbery.....
.....in the county of New York.....and sentenced Sept. 4, 1884, to imprisonment in the Sing Sing Prison.....for the term of 15 years..... I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial, or upon the preliminary examination, or before the coroner's jury if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since conviction ?

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

Hon. Frederick Smyth,

I am,

Recorder,

very respectfully yours,

New York City.

William G. Rice
Private Secretary.

POOR QUALITY
ORIGINALS

0358

18/11/71
L
A. J. H. H.
H. J. H. H.

18/11/71

0359

The People

vs

Alfred Sheridan
Defendant

By Facts of the Case
as stated by Sheridan
his attorney

James Barker
Long Long New York

0360

Officer Hogan arrested me on August 16th. I expressed to him my wonder at his entering his suspicions upon me as he had never known me to have previously been guilty of any wrong. In explanation he said Lyns told me you the man - I asked him to confront me with Lyns but he said "No" I then told him to arrest Lyns. He would not do so. I then gave him to understand that Lyns was the proper person to arrest. He then went to Lyns and received from him the stolen property. It was his duty to immediately take Lyns before a magistrate to have him detained as a witness. Such was not done as Hogan decided that for his special benefit.

It will be remembered that at the station house the complaining witness postively identified me as his assailant and man with whom he was drinking. As for me he never remembered having been seen me. In testifying before the jury he swore that I was the man with whom he was drinking. I was convicted upon the evidence.

0361

of Lyons and O. Conwell agreeing
that the robbery was committed at 8³⁰
o'clock - If said the judge to the jury
you find that the man could have
left leaving the scene of this crime
at 8 P.M. Reached home in 5 minutes
and returned in time to commit this
crime at 8³⁰ you must find him
guilty - Mr. McCabe the perpetrator
avows that the robbery at 7.30 or 7.45
and positively before 8 P.M. - I should
like to be shown the consistency of a
statement in accord with the judge's
charge - This crime was committed
before 8 P.M. yet he tells the jury to find
me guilty if they are satisfied I could
have reached the scene at 8³⁰ - This
proves the inconsistency of Lyons and
O. Conwell's testimony

POOR QUALITY
ORIGINALS

0362

Court of General Ses-
sions of the City and
County of New York

The People

vs
Alfred Shendean
Prisoner

Defendant of

Carmie Robinson

~~Prisoner~~ Prisoner

of Long Is.

Def's atty

✓

POOR QUALITY
ORIGINALS

0363

County of General Sessions
of the City and County
of New York

The People

vs
Alfred Sheridan

City and County of New
York ss: Carrie Robinson of the City and
County of New York being duly sworn
says that she was well acquainted
with Alfred Sheridan the above named
defendant and was a witness for him
in his trial in the above entitled cause
and what she testified to in the trial
was in all respects true, that defendant
was in the company with the defendant
on the 15th day of August 1884 from 7 o'clock
in the evening in a house in
Hamilton Street in the City of New
York from 7 o'clock until about 9 o'clock
of the evening of August the 15th of Au-
gust 1884 and during said time from
7 to 9 o'clock he was not out of her sight
and could not have committed
the robbery charged against him
and defendant further says that the
said defendant then went to bed

0364

in the same house and remained
in said house until he was arrest-
ed in the morning of the 16th of August
1884 when he was arrested by the officers

And deponent further says that
he remembers distinctly the evening
of the robbery and that he was a boarder
in the same house with the said
Sheridan and has never forgotten
the time he came into the house
for he looked at the clock when
he came to the house - Deponent
has now forgotten the number of the
house in which the officer arrested
the defendant

And further deponent sent out
Sworn to before me Caroline Robinson
the 3^d day of August
1889

Jno H Mauley
Notary Public (91)
N.Y. County

POOR QUALITY
ORIGINALS

0365

The People vs. Alfred Sheridan
former
owner of papers
250 Water Street
White Hollands
Providence
20th Street
Come

0366

He babe an accomplice of said Timothy
Lyons and which I have no doubt will
arouse the kindly interests of your Honor
in my behalf. In addition to this aff-
davit your Honor is respectfully referred
to officer Hogan who made the arrest
in the case and who has repeatedly expressed
~~himself~~ his willingness to come forward
at any time and certify to my inno-
cence, as he is now thoroughly con-
vinced that I was in no way implicated
in the commission of said crime.

Your Honor is universally known and re-
spected ~~authority~~ antipathy to crime in
any form to any thing or circum-
stances connected with the perpetration
thereof is most thoroughly appreciated
particularly so, as this application is
well known that your Honor's
exalted sense of rectitude and justice
will not countenance such further
impugnations of known truth.

According to the confession of Peter
the babe it is evident that perjury
of a gross calumnious nature was
committed at the trial, that two men
with the criminal intention of shield-
ing the actual criminals and degrading

0367

CORRECTION

0368

" At a Court of General Sessions of the
Peace holden in and for the City and County
of New York at the City Hall of the said City
on Thursday the 4th day of September in the
year of our Lord one thousand eight hun-
dred and eighty four
Present The Honorable Frederick Smith
Recorder of the City of New York

The People of the State of }
New York }

against } On conviction by ver-
Alfred Sheridan } dict of Robbery in the
first degree

Whereupon it was ordered and
adjudged by the Court that the said Alfred
Sheridan for the felony aforesaid whereof
he is convicted be imprisoned in the
State Prison at hard labor for the term
of fifteen years.

A true extract from the minutes
John Sparks Clerk.

I hereby certify that the prisoner
within named was examined by the
Court before judgment was pronounced
and he stated that he had not learned

0369

"practised any mechanical trade
John Sparks
Clerk."

Endorsed -

"N.Y. General Sessions of the Peace
The People of the State
of New York

against
Alfred Sheridan

September 4th 1884

Copy of sentence to State Prison
for the term of fifteen years"

Clerks office Sept 5. 1884
Lucy Lucy Prison N.Y.

0370

"State of New York
County of Westchester: Peter McCabe
of full age being duly sworn deposes and saith that on or about the sixteenth
day of August A.D. one thousand eight
hundred and eighty four he was arrest-
ed as being an accomplice in and to
the commission of the crime of High-
way Robbery, said crime having been
committed as charged by and against the
person of one August Johnson, the place
of commission being in a certain
house known as No 354 Water Street in the
city of New York; that defendant upon ar-
raignment before Hon. Frederick Smyth
Recorder did plead guilty to the in-
dictment for Highway Robbery and
was sentenced to imprisonment for the
term of 15 years -

That there was arraigned before said
Recorder Smyth one Alfred Sheridan
of the city of New York who was indicted
as being the perpetrator of said crime
of Highway Robbery to which this defendant
was charged as being an accomplice
that said Sheridan was tried and con-
victed of said crime and sentenced

0371

to imprisonment for the term of fifteen years

That this deponent having in view the mitigation of his personal imprisonment and desirous of propagating the influence of his accusers refrained from giving evidence in favor of said Sheridan and in absence of said evidence said Sheridan was convicted.

That this deponent unable longer bear the weight upon his conscience occasioned by his knowledge of the entire innocence of said Sheridan now makes the following deposition:

That on the night of August 15, 1884 deponent and one Timothy Lyons met said August Johnson at the corner of James ~~and~~ St. and Cherry St in the City of New York and entered with him the saloon of Daniel O. Cornell situated on said corner and from there into the hallway of said 354 Water Street; that said hallway being very dark, it being after 8 o'clock P. M. and immediately after the entrance of said Johnson this deponent robbed him of his watch and while committing said robbery said Johnson called for as-

0372

distance whereupon said Lyns ~~then~~
 drew a knife and placing same at the
 throat of said Johnson compelled him
 by divers threats to keep silence. im-
 mediately after the commission of
 said crime deponent fled into an
 eating saloon situated on South Street
 and about four blocks from the scene
 of above recited crime. That the
 next day he was arrested as aforesaid
 and pleaded guilty and was sentenced
 that upon the trial of said Sheridan said
 Lyns presented himself as a witness for the
 State and deposed against said Sheridan
 deposing that said Sheridan was in
 company of and with said Johnson and
 at 3 o'clock of the morning of the 16th of Au-
 gust 1884 said Sheridan gave him the
 watch which was stolen from said John-
 son.

This deponent now would state that said
 assertions sworn to by said Lyns are and
 were wholly false and untrue, that said
 Sheridan was not in the company of
 said Johnson at the time of said robbery
 that said Sheridan never had in his
 possession the said watch nor was said

0373

Sheridan in any way or manner
directly or indirectly connected with the
commission of said crime.

That said watch was given by deponent
to one Edward Gallagher and in the presence
of deponent said Gallagher at the demand
of said Lyons, surrendered said watch
to said Lyons. That deponent and said
Lyons were alone guilty of said offense
and that deponent was influenced or
gained said Sheridan by said Lyons
and his friends.

That all and every statement and
assertion sworn to against said Sheridan
were false in every particular and
that said Sheridan is innocent of said
crime even to the knowledge of the com-
mission of same previous to his arrest.

That said deposition and confessions
made by this deponent of his own free will
and accord and without any influence
or coercion on the part of said Sheridan
or any of his friends nor at the instigation
of any person or persons connected di-
rectly or indirectly with said Sheridan
in this deponent.

Peter Mc Cabe

Sworn to before me this
10th day of October 1888
James S. Barker
Notary Public

0374

To His Excellency

David B. Hall

Governor of the State of New York

May it please your Excellency

The Petitioner of Alfred Sherridan would respectfully set forth. That having been indicted tried and convicted of the crime of highway Robbery on the 4th day of September A.D. 1884 in the Court of General Sessions of the Peace holden in and for the County of New York Thom-Fred-erick Smyth Recorder was sentenced to imprisonment at Sing Sing Prison for the term of fifteen years

That your petitioner at the time of the above mentioned conviction was 27 years old and had never previous to his apprehension in above charge been arrested or guilty of any offence against or violation of any of the laws of this, or any other State or government or country

That your petitioner did not commit the offence as charged in said indictment nor was he in any manner cognizant of the commission of same prior to his arrest and subsequent imprisonment

That one Peter Mc Cabe who was arrested

0375

as and charged with being an accomplice of your petitioner in the commission of said crime did plead guilty to the indictment against him found and was sentenced to imprisonment for the term of fifteen years.

That your petitioner most humbly refers your Excellency to the evidence as given at the trial of your petitioner and would respectfully request your Excellency to note the many and important contradictions and numerous discrepancies as therein contained.

That your petitioner now humbly presents to your Excellency an affidavit subscribed and sworn to by said Peter McCabe and made by which depositions the said Peter McCabe doth exonerate your petitioner of all wrong or guilt in the aforesaid premises and which affidavit to better facilitate the reference by your Excellency thereto has been herewith annexed and forms part of this your petitioner's petition.

Wherefore in view of the facts as set forth in said affidavit and annexation of the great wrong and injustice done unto your petitioner by the Mass-

0376

pleatyr of justice your petitioner
would humbly pray the Executive Clemency
on his your petitioners behalf and in
further consideration of the unjust
severitude of more than four (4) years
by your petitioner suffered in impris-
onment of a crime of which your pe-
titioner was entirely innocent even
to the conception thereof, he doth hum-
bly pray that a pardon be forthwith
granted restoring unto your peti-
tioner the liberty and civil rights so
unlawfully and unjustly from him
wrested

In consideration whereof your
petitioner well as in duty bound
ever pray - Very Respectfully
Dated Oct 10th 1888.

Alfred Shendan

0377

"Baren 15/89

Mr Barker

Dear Sir - The following few details will I think better explain my case - On the morning of Aug 16. 1884 I was arrested by detectives Brett and Hogan and taken to Oak St Station, and confronted with the complainant for identification but he could not in any way connect me with the robbery of which he was the victim of the night previous simply saying "I think he is one of them" When he was placed upon the stand in General Sessions his memory was strangely retentive - he remembered every thing testifying that I was the man who placed a knife on his throat but did not know if I drew the knife from my pocket or received it from McCabe and stated further that he was perfectly sober but could not tell to within an hour at what time he was robbed whereas I was expected to testify to within a minute of going home -

Samuel Lym testified that he was asleep in his house No 1. James Slip when I entered at 3. ²⁰ A.M Aug 16th awakened him and gave him a watch to mind

0378

for me - Now Lyons at the time of this robbery resided at No 69 James St. There are no sleeping accommodations in No 1 James St. It being but a ground floor room about 36' x 14' occupied as a saloon - Cornelius O'Connell testified that he was night bartender in the above saloon that he saw me with the complainant about 8¹⁵ P.M. Aug 15th and did not see me again until the next morning -

Now as Cornelius O'Connell remained on ^{duty} at the saloon throughout the night of Aug 15th it would have been impossible for me to have entered the saloon, armed Lyons and given him the watch without attracting the attention of O'Connell. It is evident that Lyons statement is untrue.

"Hon Frederick Smyth Recorder
County of New York

Sir - Permit me to recall your Honor kindly note the case of The People vs Alfred Shergan in indictments for Highway Robbery and which was tried before your Honor on the 4th day of September A.D. 1884 - The defendant

0379

3.

Alfred Sheridan would now most respectfully request your Honor to review the testimony offered at said trial as also the notes taken thereof by your Honor, and in the latter it will be noticed that this defendant positively asserted his innocence of said crime, and further remarked, immediately before the imposing of sentence by your Honor "that at some future day it would be made clear and evident to the Court that an innocent man had been falsely accused, convicted and incarcerated."

It will be found by reference to the testimony. The principal witnesses of the State were one Timothy Lyons and one Cornelius O. Connel both of impeachable reputation, the former being a thief and the latter as by information since acquired by this defendant having shared in the proceeds of the crime for which this defendant was imprisoned and of which said Timothy Lyons was the perpetrator.

Herein will be handed to your Honor the sworn statement of one Peter

0380

" At a Court of General Sessions of the
Peace holden in and for the City and County
of New York at the City Hall of the said City
on Thursday the 4th day of September in the
year of our Lord one thousand eight hun-
dred and eighty four
Present The Honorable Frederick Smith
Recorder of the City of New York

The People of the State of }
New York }

against

Alfred Sheridan

{ On conviction by ver-
dict of Robbery in the
first degree

Whereupon it was ordered and
adjudged by the Court that the said Alfred
Sheridan for the felony aforesaid whereof
he is convicted be imprisoned in the
State Prison at hard labor for the term
of fifteen years.

A true extract from the minutes
John Sparks Clerk.

I hereby certify that the prisoner
within named was examined by the
Court before judgment was pronounced
and he stated that he had not learned

0381

"practised any mechanical trade
John Sparks
Clerk."

Endorsed -

"N.Y. General Sessions of the Peace
The People of the State
of New York

against
Alfred Sheridan

September 4th 1884

Copy of sentence to State Prison
for the term of fifteen years"

Clerks office Sept 5. 1884
Sug Sug Prison N.Y.

0382

"State of New York
County of Westchester: Peter McCabe
of full age being duly sworn deposeseth
and saith that on or about the sixteenth
day of August A.D. one thousand eight
hundred and eighty four he was arrest-
ed as being an accomplice in and to
the commission of the crime of High-
way Robbery, said crime having been
committed as charged by and upon the
person of one August Johnson, the place
of commission being in a certain
house known as No 354 Water Street in the
City of New York; that defendant upon ar-
rangement before Hon. Frederick Smyth
Recorder did plead guilty to the in-
dictment for Highway Robbery and
was sentenced to imprisonment for the
term of 15 years -

That there was arraigned before said
Recorder Henry M. Alfred Sheridan
of the City of New York who was indicted
as being the perpetrator of said crime
of Highway Robbery to which this defendant
was charged as being an accomplice
that said Sheridan was tried and con-
victed of said crime and sentenced

0383

to imprisonment for the term of fifteen years

That this deponent having in view the mitigation of his personal imprisonment and desirous of propagating the influence of his accusers refrained from giving evidence in favor of said Sheridan and in absence of said evidence said Sheridan was convicted.

That this deponent unable longer bear the weight upon his conscience occasioned by his knowledge of the entire innocence of said Sheridan now makes the following deposition:

That on the night of August 15, 1884 deponent and one Timothy Lyons met said August Johnson at the corner of James ~~and~~ St. and Cherry St in the City of New York and entered with him the saloon of Daniel O. Cornell situated on said corner and from thence into the hallway of said 354 Water Street; that said hallway being very dark, it being after 8 o'clock P. M. and immediately after the entrance of said Johnson this deponent robbed him of his watch and while committing said robbery said Johnson called for as-

0384

Sister Lohrman said Lyns ~~then~~
then a knife and placing same at the
throat of said Johnson compelled him
by direct threats to keep silence. Im-
mediately after the commission of
said crime deponent fled into an
eating saloon situate on South Street
and about four blocks from the scene
of above recited crime. That the
next day he was arrested as aforesaid
and pleaded guilty and was sentenced
that upon the trial of said Sheridan said
Lyns presented himself as a witness for the
State and deposed against said Sheridan
deposing that said Sheridan was in
company of and with said Johnson and
at 3 o'clock of the morning of the 16th of Au-
gust 1884 said Sheridan gave him the
watch which was stolen from said John-
son.

This deponent now would state that said
assertions sworn to by said Lyns are and
were wholly false and untrue, that said
Sheridan was not in the company of
said Johnson at the time of said robbery
that said Sheridan never had in his
possession the said watch nor was said

0385

Sheridan in any way or manner
directly or indirectly connected with the
commission of said crime.

That said watch was given by deponent
to one Edward Gallagher and in the presence
of deponent said Gallagher at the demand
of said Lyons, surrendered said watch
to said Lyons. That deponent and said
Lyons were alone guilty of said offense
and that deponent was influenced or
gained said Sheridan by said Lyons
and his friends.

That all and every statement and
assertion sworn to against said Sheridan
were false in every particular and
that said Sheridan is innocent of said
crime even to the knowledge of the com-
mission of same previous to his arrest.

That said deposition and confessions
made by this deponent of his own free will
and accord and without any influence
or coercion in the part of said Sheridan
or any of his friends nor at the instigation
of any person or persons connected di-
rectly or indirectly with said Sheridan
in this deponent.

Peter Mc Cabe

Sworn to before me this
10th day of October 1888

James Lusk
Notary Public

0386

McBabe an accomplice of said Timothy
Lyons and which I have no doubt will
arouse the kindly interests of your Honor
in my behalf. In addition to this aff-
davit your Honor is respectfully referred
to officer Hogan who made the arrest
in the case and who has repeatedly expressed
~~himself~~ his willingness to come forward
at any time and certify to my inno-
cence, as he is now thoroughly con-
vinced that I was in no way implicated
in the commission of said crime.

Your Honor is universally known and re-
spected ~~authority~~ antipathy to crime in
any form to any thing or circum-
stances connected with the perpetration
thereof is most thoroughly appreciated
particularly so, as this ~~application~~ case
is well known that your Honor's
exalted sense of rectitude and justice
will not countenance such further
impugnations of known truth.

According to the confession of Peter
McBabe it is evident that perjury
of a gross calumnious nature was
committed at the trial, that two men
with the criminal intention of shield-
ing the actual criminals and ~~deceiving~~

0387

their inordinate desire of revenge
for some favored army did not hes-
itate to add perjury to the catalogue of
crime and thereby consign to an unjust
imprisonment a fellow being whom
they knew to be innocent. Even if the
exceptions of the crime, they well
knowing, every word by them uttered
under oath against the appellant to be
false and untrue in every particular.

This appellant totally unaccused
of the great wrong about to be perpetrated
against him, was wholly unprepared
to defend himself against the same
and on reputation of the slanders and
perjured statements, could only offer
his innocence sustained by the
testimony of a lady and a girl, the latter
being but 14 years old and both dis-
interested but all to no effect.

This defendant neither had nor
has at his command friends or means
to advance to favorable denunciations
such misprision of justice and has been
thereby forced to address in his personal
behalf a petition to Governor of the State
and now seeks by a presentation of proof

0300

of his innocence to incorporate the powerful aid and influence of your Honor in this his the appellants behalf. Therefore does he earnestly entreat your Honor to impartially review the testimony offered in this case at the time to question officer Hogan and thus taking into consideration the reiterated avowals of innocence by him the appellant at all times made, as also the important fact that he had never been arrested on any charge whatever previous to the above, that the perpetrators of the crime have been exposed by the confession of an accomplice who without consideration of any ^{kind} reward by him received hereafter to be received has exculpated the appellant of any complicity in the commission of said crime that upon him dwells the oppressive sense of being a victim of a gross injustice and revengeful conspiracy as also the fact that his two children are now and since the appellants unjust incarceration, have been dependant upon the charity of strangers for support and that his great object and ambition

0389

rendered the more firm by paternal affection are to return to them that he may as in duty bound provide for their proper maintenance and education and by good example enable them to become future good members of society, will be most earnestly pray within your Honor to favorably consider this appeal and by so doing commend this appellant to the clemency of the Executive.

Most obediently and respectfully
your appellant - Dated Oct 10. 1888
Alfred Sheridan

0390

BOX:

147

FOLDER:

1516

DESCRIPTION:

Siegler, Joseph

DATE:

08/14/84



1516

*Complainant admits that the
Defendant was first struck
by him and knocked down
and took deft. then struck
him with a pen knife, I
believe Complainant was the
aggressor + that the deft.
should be discharged*

*N.Y. Aug. 20/84
Jno. Vincent
Asst. Dist. Atty*

W119
Day of Trial,
Counsel,
Filed, 14 day of Aug 1884
Pleads *Not Guilty*

THE PEOPLE
vs.
Joseph Singer
Assault in the First Degree.
PETER B. OLNEY,
~~JOHN MCKEON,~~
District Attorney.

A TRUE BILL.
W. J. Smith
Foreman.
Aug 20, 1884
*Discharged on his verbal
recognizance*

0391

0392

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Joseph S. Siefer

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

Joseph S. Siefer

of the CRIME OF *Assault in the first degree*, committed as follows:

The said

Joseph S. Siefer

late of the City of New York, in the County of New York, aforesaid, on the *third* day of *August* in the year of our Lord one thousand eight hundred and eighty *four*, with force of arms, at the City and County aforesaid, in and upon the body of *Martin Emanuel* in the peace of the said people then and there being, feloniously did make an assault and *in* the said *Martin Emanuel* with a certain *knife* which the said *Joseph S. Siefer*

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 *to* the said *Martin Emanuel* 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

Joseph S. Siefer

of the CRIME OF *Assault in the Second Degree*, committed as follows:

The said

Joseph S. Siefer

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Martin Emanuel* then and there being, feloniously did, wilfully and wrongfully, make an assault and *in* the said *Martin Emanuel* with a certain *knife* which the said *Joseph S. Siefer*

Siefer

in *his* right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and there 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.

PETER B. OLNEY,

JOHN McKEON District Attorney.

0393

Police Court 3d District. 1882

THE PEOPLE, &c.,
OF THE COMPLAINANT OF

Antonio Serrano
148 Sullivan St.

Joseph S. Sizer
Offence

BAILED.

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Witnesses Quatar Bouchard
No. 153 Sullivan Street _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

Dated August 4 1882
Magistrate
Officer
Precinct

to answer at

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 Joseph Sizer

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Two 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 August 4 1882 W. J. Patterson 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.

0394

Sec. 198-200

CITY AND COUNTY } ss.
OF NEW YORK, }

3^d District Police Court.

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

Question. What is your name?

Answer. Joseph Siegler

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. Germany

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

Answer. 139 & 141 Leicestershire Street 6 months

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 am not guilty

George G. G. G.

Taken before me this 4
day of August 1884
John J. G. G.
Police Justice.

0395

Police Court—34 District.CITY AND COUNTY
OF NEW YORK, } ss.of No. 148 Leedlow Street,in the 17th Ward being duly sworn, deposes and says, thaton Sunday the 3^d day of Augustin the year 1887 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Joseph Siegler (name here)who wilfully and feloniouslystruck and cut this deponentin the face with a knifewhich the defendant thenand there held in his hand

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 4 day
of August 1887J. M. Patterson

POLICE JUSTICE.

0396

BOX:

147

FOLDER:

1516

DESCRIPTION:

Sinclair, Joseph

DATE:

08/19/84



1516

POOR QUALITY
ORIGINALS

0397

Witnesses :

Counsel,

Filed 19 day of Aug 1884

Pleads

Grand Larceny 2nd degree
[Sections 528, 531, — Penal Code.]

THE PEOPLE

vs.

Joseph Sinclair

PETER B. OLNEY,

District Attorney.

A True Bill.

Foreman.

Aug 19. 1884

Pleads Guilty

S.P. 4 years.

0398

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph S. Sinclair

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

Joseph S. Sinclair

of the CRIME OF GRAND LARCENY in the *Second* degree, committed as follows:

The said *Joseph S. Sinclair*

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

one parcel of the value of
thirty nine dollars, of the
goods, chattels and personal
property of one David M.
Smith, and twelve acres
of the value of two dollars
each

of the goods, chattels and personal property of one *Raymond J.*
Morris,

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

Peter B. Owen
District Attorney

0399

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court District 154
THE PEOPLE, &c.,
ON THE COMPLAINT OF
Patrick H. Hagg
215 1st 46 St.
Joseph M. Hagg
215 1st 46 St.
District Attorney
46
1884
Office Grand Jurors
Dated August 11 188 X
Magistrate
James M. Hagg
Precinct
Witnesses
Kathleen J
215 1st 46 St
Street
No. _____
Street _____
Sessions
to answer _____

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

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

Dated August 11 188 J. M. Hagg 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.

0400

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, N.Y.

District Police Court.

Joseph Smelani 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.

His
Joseph Smelani
mark

Taken before me this

day of *March* 1988

Police Justice.

0401

Police Court—4 District.

Affidavit—Larceny.

City and County } ss.:
of New York, }Katie McHugh
of No. 215 West 46 Street, aged 23 years,
occupation Servant being duly sworndeposes and says, that on the 10 day of August 1884 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of Raphael J. Moses, and deponent
of deponent, in the day time, the following property viz:one single case gold watch
value twenty five dollars
one dozen silver spoons
gold lined
value twenty five dollarsall of the value of fifty
dollars
the property of Complainant and Raphael
J. Moses.and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Joseph Sinclair (nowpresent) from the fact
that said Sinclair was
working in said Raphael
J. Moses house 215 West
46 street on Saturday Aug
9. 1884, on Sunday the 10th
August at about a quarter
to 1 o'clock, said Sinclair
called at the house and
asked for some tools
that he had left there.
The property as above described
was in the house just before
said Sinclair came in. A

Sworn to before me, this

1884

Police Justice

0402

few moments after said
Sinielari left the house
deponent missed the
property - no other person
had been in the house
except said Sinielari.
I am to refuse me
this 14 day of August 1888 Kate Mearns
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 1888 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereunto annexed.
Dated 1888 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 1888 Police Justice.

Police Court, District,	Office - LARCENY.
THE PEOPLE, &c.,	
on the complaint of	
1	
2	
3	
4	
Dated 1888	Magistrate.
	Officer.
	Clerk.
Witness,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer Sessions.

0403

BOX:

147

FOLDER:

1516

DESCRIPTION:

Smith, Edward E.

DATE:

08/06/84



1516

Witnesses:

Counsel,

Filed 6 day of Aug 1884

Pleads *Not guilty*

THE PEOPLE
vs. **P**
Edward E. Smith
21 4 May 18
161 May 18

Charge & penalty
PETER B. OLNEY,

District Attorney.

Aug 7/84

Pleads by C. L. 2d/14. 13.
A TRUE BILL.
[Signature]

Foreman.

S.P. 3 year,
high again convicted
May 18/87 & sentenced
to 94:11 New York
Recorder, —

12

0404

0405

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 E. Smith

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

Edward E. Smith

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

The said Edward E. Smith

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
twenty fifth day of *July* in the year of our Lord one thousand
eight hundred and eighty-*four*, in the *night* time of the said day, at the Ward, City and
County aforesaid, with force and arms, *one watch of the*
value of six dollars, and one
chain of the value of one dollar

of the goods, chattels and personal property of one *John Schwartz*
on the person of *the said John Schwartz*
then and there being found, from the person of the said *John Schwartz*
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.

Peter B. Olney,
District Attorney.

POOR QUALITY
ORIGINALS

0406

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Witnesses: Abraham M. Koffsky
No. 13 Foregate Street.

No. _____ Street,
No. _____ Street,
\$ 5 to answer by A. Street,

Dated 27 July 188 4
Deerly Magistrate.
Deer Officer.
10 Precinct.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
James Stewart
27 Foregate St
Edward Smith
1
2
3
4
Offence Larceny
from the person
in the night time

Police Court 1502
District 1

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 defendants

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 5 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 27 July 188 4 Samuel C. 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 h to be discharged.

Dated _____ 188 _____ Police Justice.

0407

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

Edward Smith 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. *Edward Smith*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *101 Broadway St 3 mos*

Question. What is your business or profession?

Answer. *Carrage painter*

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

Answer.

I am not guilty

Edward E. Smith

Taken before me this

day of

188

July
188
James H. McElroy
Police Justice.

0400

3a

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

Jacob Schwartz

of No. 27 Ludlow Street,

being duly sworn, deposes and says, that on the 26 day of July 1884

at the City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent ^{from his} ~~und. person~~ in the night time
the following property, viz :

One silver watch with plated
chain attached of the value
of seven dollars

the property of deponent who is 21 years
old and is a pedler

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 Edward Smith (narrow)

That deponent caught said Smith
in the act of taking stealing &
carrying away said property
from the pocket of the vest
then and there worn by deponent
in Chrystie Street in said City
That said defendant struck
deponent on the face and attempted
to get away from his custody after
he took said property Jacob Schwartz
made

Sworn before me this

27 day of

1884

Police Justice,

0409

BOX:

147

FOLDER:

1516

DESCRIPTION:

Smith, Emma

DATE:

08/14/84



1516

Witnesses

W 10p Christ

Counsel,

Filed 14 day of Aug 1888

Pleads Not Guilty

vs. THE PEOPLE
vs. P
Emma Smith

PETER B. OLNEY,
JOHN McKEON,
District Attorney.

A True Bill.
J. W. Mober
Aug. 20, 1888 Foreman.
Tried and convicted
A. J. dg.
Pen 30 days.

0410

0411

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Emma Smith

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

_____ Emma Smith _____

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

The said Emma Smith _____

late of the City and County of New York, on the _____ day of
August, 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

_____ Markie Walker _____
in the peace of the people of the said State then and there being, feloniously did
willfully and wrongfully make an assault: and the said Emma

Smith _____
with a certain _____ which she the said

_____ Emma Smith _____
in her right hand then and there had and held, the same being then and there an
instrument likely to produce grievous bodily harm, she,
the said Markie Walker then and there feloniously
did willfully and wrongfully strike, beat, stab, cut, 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.

Peter B. O'Leary

District Attorney

POOR QUALITY
ORIGINALS

04 12

Testimony in
the case of
Emma Smith
filed Aug. 1884.

0413

4-
 The People vs. Emma Smith
 Court of General Sessions. Part I
 Before Judge Cowing Aug. 20, 1884
 Indictment for assault in the second degree
 Mattie Walker, sworn, and examined, testi-
 fied. Where do you live? No. 57 Baxter St.
 Do you remember the 5th of August, the day
 on which this attack was made upon you?
 Yes sir, certainly. You saw the defendants on
 that day? At night at 43 Baxter St. she
 stabbed me. Just state to the jury what
 occurred at that time? Me and Emma
 Smith had a little muss, a little fight in
 the basement in Baxter St. After this
 fight I left Emma Smith in the place where
 we was fighting and went in another
 place and Emma Smith came up where
 I was and she shoved against me saying,
 "Don't knock me down", and as I said
 that she up and gave me the knife in
 the head. She made a second blow, but
 a man stopped her. What kind of a knife
 was this? A white pearl-handled knife
 In what part of the head were you cut?
 Right near the temple. It made you
 bleed, did it go into your skull? Yes sir.
 Cross Examined. He had a fight before
 that, about fifteen minutes before. Who
 got the best of that fight? I do not know

POOR QUALITY
ORIGINALS

0414

who got the best of it. There was neither one injured; she bit me on the finger and scratched my face. You were all drinking, what did you drink? I don't know what that woman drank. I was alone by myself. I was not with her. I was not in company with that lady. Did you drink by yourself? I did before the fight. Did you drink many times? No. I did not. I was not tight or anything of that kind. What did you drink, beer, gin or brandy? I drank beer. I did not drink four or five times. In the last fight there were a good many people there. The dance hall was crowded. I was standing in the middle doorway as you go in the dance hall; she shoved against me and she up and let me have the knife. In the first fight we had we both clinched and fell. I left her and she followed me up to this place, the dance hall; she must have come to fight me. How far away was that from this place? About four or five doors. You are all accustomed to go in and around that way all the day long from one place to another? Certainly, but that don't say she should follow me up and stab me.

04 15

She came in with three ladies and she asked them to drink. You had a drink? Not to me, she did not talk to me, she was talking to the three ladies that came in with her after I got in there. I was standing at the door inside. They had not got the drinks when she stabbed me. The four of them walked in together and she asked them to have a drink. And were you standing in the doorway looking at them getting treated without making any remark about it, without any remark being slighted? Why certainly. I do not drink with that woman. Why should I make any remarks? The three of them walks right in the door, and as she walked in she never stopped at the bar; she walked right to the door; she shoved me, I said, "Please don't knock me down," and she let me have the knife in the head. I had no time to make remarks or nothing else.

The case for the Defence.

Emma Smith, sworn and examined in her own behalf testified: Tell your story Emma; you met this girl, you had trouble with her, where did you meet her first? I met her in Mike Murphy's in

04 16

the basement. I could not tell the number, in Baxter St. What did she do to you and you to her? At the time I was speaking to her about the remark she passed she sprung to me and scratched my face. She left me at this place and went to a ball. I do not know the number, a few doors above, and when I followed her up. I asked the musicians and the three ladies who went in with me to have a drink. She pushed against me and she said "Don't knock me down." I made no answer to her, and she shoved me again. I raised my hand and struck her in the head with a pen knife which I had in my hand at the time. It was open. What did you do that for? She drew my blood. She is a heavier woman than I am. I took my part in self defence. I did not hurt her up. I went to this place. She got the best of me in the first fight. I did not think to have her arrested. I have been in prison fifteen days. The jury rendered a verdict of guilty of assault in the third degree. The Court sentenced her to the penitentiary for thirty days.

BAILED,	
No. 1, by	Secret
Residence	
<hr/>	
No. 2, by	Secret
Residence	
<hr/>	
No. 3, by	Secret
Residence	
<hr/>	
No. 4, by	Secret
Residence	
<hr/>	

Police Court- District

66/117

THE PEOPLE, &c.
ON THE COMPLAINT OF

Ötite Macra

67

1 Anne M. H.

20

10

CEI
AUG 8 1884
ORR

(Faint handwritten notes and markings)

Dated 11/14/2019

German

07

Withness

IN JUDGES

.....

No.

.....

No.

[illegible]

No. 7

157-10118

to answer

○



1. *What is the purpose of this study?*
 2. *What are the research objectives?*
 3. *What is the research methodology?*
 4. *What are the results of the study?*
 5. *What are the conclusions of the study?*
 6. *What are the limitations of the study?*
 7. *What are the implications of the study?*
 8. *What are the future research directions?*
 9. *What are the contributions of the study?*
 10. *What are the key findings of the study?*
 11. *What are the main results of the study?*
 12. *What are the primary outcomes of the study?*
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[illegible]

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[illegible]

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 May 9th 1887 St Michael's 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.*

04 18

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

*She
Emma Smith
Mark*

Taken before me this

day of

1889

Police Justice.

0419

Police Court—1st District.

CITY AND COUNTY
OF NEW YORK, } ss.

of No.

Street,

Walter Walker, 25 1/2 Domestic
5th Street
being duly sworn, deposes and says that

On Tuesday the 5th day of August

in the year 1884 at the City of New York, in the County of New York,

§ he was violently and feloniously ASSAULTED and BEATEN by

Emma Smith

(nowhere) who did cut
and stab deponent on the
head with a pocket knife
then and there held in the
hand of said Emma Smith

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

day

1884

Charles J. White POLICE JUSTICE.

0420

BOX:

147

FOLDER:

1516

DESCRIPTION:

Smith, John

DATE:

08/14/84



1516

POOR QUALITY
ORIGINALS

0421

Counsel,

Filed 14th day of Aug 1884

Pleads Not Guilty

THE PEOPLE

vs.

John Smith

H.D.

PETER B. OLNEY,

JOHN MCKEON

District Attorney

A True Bill.

W. M. McKen
Foreman.

Aug. 18. 1884

Tried and convicted

S.P. 12 years.

Robbery in the First Degree
(Sections 224 and 225.)

0422

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 Smith

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

John Smith

of the CRIME OF ROBBERY IN THE ———— DEGREE, committed as follows:

The said

John Smith

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Sixth day of ———— August ———— in the year of our Lord one
thousand eight hundred and eighty-four, at the Ward, City and County aforesaid, with force
and arms, in and upon one John Conway ————
in the peace of the said People then and there being, feloniously did make an assault

said John Smith then and
there aided by an accomplice
actually present, whose name
is to the Grand Jury aforesaid
unknown and divers silver
coins of the United States of
America, of a number, kind
and denomination to the
Grand Jury aforesaid unknown,
of the value of nine dollars

of the goods, chattels and personal property of the said John Conway ————
from the person of said John Conway ———— and against
the will and by violence to the person of the said John Conway ————
then and there violently and feloniously did rob, 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,

PETER B. OLNEY,

~~JOHN MCKEEN~~, District Attorney.

0423

Testimony in the
case of
John Smith

filed Aug.
1882-

0424

The People
vs.
John Smith.

Court of General Sessions, Part I.
Beofre Judge Cowing.

August 18, 1884.

Indictment for robbery in the first degree.

John Conway sworn and examined, testified: I left Staten Island on the nine o'clock boat Wednesday night and came up to New York and I landed on the Battery; from the Battery I took the belt line and came up Rosevelt Street to Mulberry and came along Mulberry Street where I was tackled, I got an arm around my neck. Do you know what street it was, near what street? Park Street. You were passing along the street? Yes. Was the arm placed from behind? It come from behind. Was it rough or gentle? It was rough, I got a smash in my nose. Was the blow from the arm that seized you? It was not from the man that seized me; I was knocked down and I knowed nothing after that until the policeman came in and asked me if I lost any money, I put my hand in my pocket and I missed nine dollars, I had a little change left in another pocket, that is all I know about it, I don't know whether that man (the prisoner) did it or not. About how old are you? I am sixty-seven years old. You live where? Sailor's Snug Harbor. About what hour of the night was this? It was the nine o'clock boat you came up in? Yes sir, the Adelpia. When this arm was placed around your throat in the way you described were you pulled backward? My head was pulled back. Can you tell us whether any other hand was put on you? No sir, I could not. Were your arms disturbed? I was pulled back and I could not see nothing, I got a smash, I was all covered with blood. Can you tell us whether any other part of your body was touched after the arm was placed around you and while it was still, around your throat? No sir, I

0425

seen nothing afterwards but my hands were all cut. After the arm was put around your neck and you were ^{put} ~~left~~ backwards were your arms held? Yes my arms were held and I could not use them. You have told us that the arm was put around you and you were pulled back, were you thrown down? Yes sir, I went down. Did your head strike the pavement? No, this was in a yard or alley whatever you call it. You were taken from the street? Yes sir, taken from the stoop. When this arm was placed around your neck in the way you have described then you were dragged into a passage-way or alleyway leading into the rear of the house? Yes. After you were dragged in did you see any persons at all? No, I was covered with blood, I could not see any one until the policeman brought that man there (the prisoner). I had been struck two or three times after I got struck in the nose. I want to find out whether it was another arm than the one that was put under your chin that struck you? Yes sir, that struck me on the nose. Was that from the front the blow came? Yes. And the arm that was holding you was from a person in the rear? Yes. How many blows did you get in the face? I got two, the marks are there I guess it is well now. After that you became senseless? Yes. What was the next thing you remember? The policeman coming. The policeman coming in and picking you up? Yes, and he had that man there with him, the prisoner. Before you went in how much money did you have on your person? I had nine dollars in bills in my pants pocket and I had sixty cents in small silver money. After the policeman came in and took you away did you have any of this property in your possession then? I had sixty cents in small change but the bills were gone. I walked to the Station House, I was

0426

not under treatment with a physician, I went ot the house of Detention and the nex day after I went before the Judge. Were there any other wounds on yo beside those? No sir. Cross Examined. What did this man do to you? I cannot swear that he did anything to me. How long have you known Johnnie? About a year. Ha you been drinking that night? I did not drink much, I drank whis- key and beer, not over a couple of whiskeys and a couple of be ers. You c ame from Sailor's Snug Harbor and left on the nine o'clock boat? Yes. What did you come up here that ni ht for? To see my sister; she lives in Mulberry Street, she did live in 106 when I left here, I don't know where she lives now. You don't know that this boy did anyt hing to you? No sir, I do not I could not swear o it.

Jeremiah J. Murphy swor and examined. You are connect ed with the police in what precinct? The Sixth precinct. Wher was your post on the night of the 6th of August? Mulberry Street from Bayard to Hester, two blocks. Did you find this old gentleman there that night? Yes in the hallway. About what hour was it when you found him? About ten minutes to eleven. Go on and state what condi- tion you found him in and what part of the hallway? I found him a out twenty-five feet from the curb-stone, and about forty feet I should judge; it is a very dark spot about one of the darkest spots on that block between Bay- ard and Canal Streets on the east side. A lady notified me, I was standing two hundred feet away. This lady came to me and told me there was an old gentleman down the stre- getting dragged through the hallway, I immediately made way for the hallway and directly came right down and on getting in front of the hallway this young man the pris-

0427

1

oner stepped out to me with this cane in his hand behind his back; there was blood all over his knuckles and the back of his hand, I particularly took notice of his hands. I says, what are you doing in there? He says, nothing. I sounded an alarm rap and brought another officer, I still kapt my eye on the hallway so that nothing could go through I sen t the other officer in to see who was in there; he brought this old man out to me, he was bleeding from the mouth and from the nose and both of his hands were all scarred. I t ok this young man to the Station House without any further conversation. The cane belongs to the old gentleman and he identified it right away; the prisoner had it behind his back coming out from where he was knocked down. Where does that hallway lead to? There is two yards in the rear of that hallway, o e to the right and one to the left where horses are kept; this hallway opens out of the sidewalk; there are stables there. Is there any means of getting from the street other than through this hallway? You can get through into Mott Street through what they call the White House in the rear; that is a pretty hard place.

Cross Examined. Did you say anything to the complainant in the presence of th prisoner other than what you have told us to-day? No, sir. I did not say anything, I heard the complainant say s mething in the Station House, noe on the sidewalk. He said that the prisoner was the man who robbed and beat him. Did not he say on the contrary, Johnnine, you did not rob me? I will swear that he did not say so in my presence, I am pretty sure I heard everything that wa s said there; if it had been said I thinkI think I would have heard it. What idd the prisoner say about this cane? He did not give me any information about this ca ne;

0428

the prisoner carried it behind his back and walked deliberately to me; he thought he would pass me out but I stopped him. I heard the complainant give his evidence and heard him swear that he did not see the prisoner do anything to him. Still, you insist on your statement that he accused him of robbing him in the Station House? Yes.

John Conway, recalled. This is my cane, I had it two or three months, I saw the prisoner in the custody of the policeman that night. I know the prisoner's face but I don't know anything about him, I did not know his name was Johnnie, I went into one saloon with him and drank whiskey, I may have drank two; it is not a fact that I gave the prisoner the cane going through Mulberry Street; it is not true that I wanted to go in a place and he said no, he would not go in with me. I did not accuse him in the Station House of robbing me. I saw this prisoner first in Mulberry Street about a year ago, he was with my nephew one day and that is all I know about him, I saw him about eight months after that in Mulberry Street. Upon this night in question I went in and had a drink with him; there was no one else with us, I paid for them. I did not give the prisoner my cane, it was taken from me.

The Case for the Defence.

John Smith sworn and examined, testified. John Smith is my right name, I am nineteen years of age. Have you ever been arrested before? No sir, never have been arrested before. What do you work at? Cigars. For whom? Bellvue and Seebach. Where do they keep? In Seventh Street corner of Third Avenue. How long did you work for them? I worked about eight months for them. For whom did you work before that? Mendel Brothers. What business are they? Cigars. Where do they keep their business? On the Bowery near

0429

Division Street. Did you knock this old man down? I never did, I never laid a finger on him. Did you take that cane away from him? No, he handed it to me when we came out of the drinking saloon. Where did you first meet him that night? I met him on the corner of Worth and Mulberry Streets. And did you speak to him? No sir, he came over to me and he says, hello, Johnnie I haint seen you in a long time. How long had you known him? I know him for a year or two. You went and had some dr nks? Yes he asked me in. The officer says he found you in the hallway nad your hand all b loody, how did that occur? No; when we came down from that street he struck a man, a few young fellows were standing, he wanted to go up stairs in a place and I refus ed to go; he came down stairs, if you ~~if you~~ young fellows were sitting down and a few standing up, Mr Conway struck one of these young fellows; there were five or six there and they jumped on him; I could not do anything, he gave me the cane to hold. How did you get blood on your hands? I took hi m in the hallway and washed his face, I had two or three handkerchiefs of my own and I threw them away. You swear to thi jury that you never assaulted or robbed him? No sir, never laid a finger on him. Or struck him, or dragged him into this alleyway or took that cane away? No sir. Cross Exam ned. Where did you work on the 5th of August? I worked in Seventh Street corner of Third Avenue making cigars, I was employed there seven or eight months, I did not work on the 4th or 5th of August, I worked a week before this officer took me in, I worked in Milwaukee, Wisconsin, I had been there about four months, I have never been arrested before; at the time ths occurred I had only been in the city about a

0430

week. Whom did you live with? I did not live with anybody, I stopped at the corner of Pearl and Chatham Streets in the ^{Imperial} ~~interior~~ of the hotel. How long had you been stopping there? Before I went away I stopped there about five or six months. Were you there all the time between the time of your arrival here and the night you were arrested? No I was not there all the time. I have a sister living up town corner of 80th Street and Second Avenue. How many nights have you spent with her? About two. How many nights did you spend at the hotel? Since I came about three or four. So that you were here altogether about seven or eight days before this thing occurred? yes. Where was the last city that you lived in the west? The last place that I lived in was Milwaukee, I had lived in Marineta about four weeks, I went to Green Bay, Wis., I had been there about ten weeks and then I went to Milwaukee, I had been there about five or six weeks then I came to New York. I lived at Hurd's boarding house in Marineta but I could not tell you the street. I worked for a farmer named Allen Brown two miles out of Milwaukee. I was working in Green Bay for the Milwaukee and Northern Railroad. I am nineteen years of age, I was examined before the magistrate in this case, I read and write a little, I signed a paper there, I told them my name was John Smith and that I lived in the Imperial Hotel. Where was the old man at the time when you were coming out of the hallway that night with the tick behind your back? He was standing right along side of me, the officer came and asked me what was the matter between me and this man. Where did the officer arrest you? Right in front of the alley on the sidewalk, I was standing with the man when he came o

0431

me, I was not walking out of the alley at all. Did you have any blood on your knuckles? I do not know whether I did or not, I washed his face. Did not the officer take up your hand and look at it? No he never took my hand, he took me by the sleeve of the coat and said, I will take you in. I washed off the old man's face, I do not know where he was cut, I was going down the street and a woman asked me what was the matter with the man why didn't I take him in and wash his face. I said I am looking for a hydrant; she said, go back there. Where were those young men sitting, how far away from this hallway? In front of the stoop near Bayard Street, I do not know the house, it must be ten or fifteen houses from the hallway. How came the old man to strike one of these men? The old man was going down the stoop when I told him I would not go in there, he was struck right in front of the stoop, I was standing on the sidewalk, there were five young men sitting down on the coal box and two were standing up. The old man did not say a word but struck the young man with his fist. Did he have this cane in his hand? No sir, I had that he gave it to me to hold before he went up the stoop? Why did he give it to you to hold? I do not know. The young fellow struck him two or three times, I did not lay a finger on him, I was preventing the young fellow from hitting him, there was so many I could not do anything, they knocked the old man down, I went to go down to wash his face and when we got down the officer arrested me. These young fellows must have been from twenty-two to twenty-five years of age; the young fellow who struck him was about as tall as I am, I never saw him before, he had a black vest and a jumper on. They ran away and the officer came and took me in and accused me of robbing him.

0432

When had you been in that hallway before? When I took him in that is the only time I ever had been in. I saw nobody put his arm around the complainant's neck. He gave me the cane before he was struck.

Jeremiah J. Murphy recalled. I understand you to say on your direct examination that this man was found by you about forty feet from the curb stone? yes, I guess it was about twenty feet from the doorway, I seized the defendant by the arm and went back to see what was going on. The complainant had his head down and he was trying to recover himself, I saw the blood on his face, I sent out a wrap to get the assistance of another officer, in two or three minutes he recovered himself. I don't know whether there was a hydrant there or not. Was there any water on his clothing? There was nothing but blood and the blood was dried a little. There was a lady came to me on the sidewalk and told me there was two men dragging an old man in the alleyway. The defendant was coming towards me out of the alley, he had the cane in his left hand and his right hand was down by his side. In the Station House Mr Conway accused this boy of robbing him.

The jury rendered a verdict of guilty and the defendant was sentenced to the State prison for twelve years.

0433

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 Twenty five
Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he
give such bail.

Dated Oct 10 1887 Richard 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 h to be discharged.

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINALS

0434

Sec. 198-200 District Police Court.

CITY AND COUNTY OF NEW YORK

John Smith 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.

John Smith

Taken before me this
day of *March* 188*8*
Charles J. Smith
Police Justice.

0435

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

Police Court--First District.

House of Detention.
of *John Conway by J.P.*
and says, that on the *6th* day of *August* 18*84*

at the *6th Ward* Ward of the City of New York, in the
County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent, by force and violence, without his consent and against his will, the following property viz:

In the right hand
Silver Coin of the United States
to the Amount and Value of about
Nine Dollars

of the value of *Nine* 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 force and violence as aforesaid, by

John Smith and another person
whose name is unknown, and
who is not arrested. That said
Smith and said unknown person
seized hold of this deponent
in a hallway of premises No
48 Mulberry Street, knocked
deponent down, kicked
and beat him, and took from
the right hand pocket of the
trousers, worn upon deponent's
person, the property above
set forth.

John Conway
Deponent

Sworn to, before me, this

Police Justice.

0436

BOX:

147

FOLDER:

1516

DESCRIPTION:

Smith, Joseph

DATE:

08/08/84



1516

POOR QUALITY
ORIGINALS

0437

201
Counsel,
Filed 8 day of Aug 1884
Pleads
[Sections 498, 506, 512, 529, 559]
and Court Record
Burglary in the THIRD DEGREE,
THE PEOPLE
vs.
Joseph Smith
PETER B. OLNEY,
District Attorney.
A TRUE BILL.
Aug 12. 1884 Foreman.
Pleas guilty
Burg 3 days
S.P. 2 1/2 years.

Witnesses:

0438

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Smith

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

Joseph Smith

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

The said *Joseph Smith*

late of the *Thirteenth* Ward of the City of New York, in the County of New York aforesaid, on the *22nd* day of *July* in the year of our Lord one thousand eight hundred and eighty-*four*, with force and arms, at the Ward, City and County aforesaid, a certain _____ building there situate, to wit: the *store* of one *Martin*

Meyer

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

Martin Meyer

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.

0439

SECOND COUNT.

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

Joseph Smith
of the CRIME OF Petite LARCENY
committed as follows:

The said Joseph Smith

late of the Shirburn Ward of the City of New York in the
County of New York aforesaid, afterwards, to wit: on the said 22nd day of
July in the year of our Lord one thousand eight hundred
and eighty-four, at the Ward, City and County aforesaid, in the night
time of said day, with force and arms, four shoes of

the value of seventy five
cents each

of the goods, chattels and personal property of one Martin Meyer
in the store of

the said Martin Meyer
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.

John B. O'Leary
District Attorney

0440

Grand Jury Room.

PEOPLE

vs.

Joe Smith

H. Meyer
A. Wagner
Off. Taylor

0441

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Witnesses John Maguire
No. 201 Broadway Street.

No. _____
Street _____

No. _____
Street _____

No. 100 to answer 6/8
Street _____

Police Court 3 District 4

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles C. Grand
Joseph C. Small

RECEIVED
JUL 24 1884
CLERK OF DISTRICT ATTORNEY

Dated July 22 1884

Geo A. Kelly Magistrate.
Geo A. Kelly Officer.
1/3 Precinct.

Offence Burglary

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 10 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 22 1884 Samuel C. 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 h to be discharged.

Dated _____ 188 _____ Police Justice.

0442

Sec. 198-200

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Smith

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

Question. What is your name?

Answer.

Joseph Smith

Question. How old are you?

Answer.

22

Question. Where were you born?

Answer.

New York

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

Answer.

Allentown Pa

2 years

Question. What is your business or profession?

Answer.

Cabinet maker

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

Answer.

I am not guilty

Joseph Smith

Taken before me this

day of

July 188

Samuel P. Justice

0443

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 23 years, occupation Cyclist of No.

201 73rd Ave Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Martin Meyer
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 22
day of July 1889 } Arthur Wagner

Samuel C. Kelly
Police Justice.

0444

Police Court— 3 District.City and County } ss.:
of New York, }

Martin Meyer
of No. 444 Grand Street, aged 42 years,
occupation Shoe business being duly sworn
deposes and says, that the premises No 444 Grand Street,
in the City and County aforesaid, the said being a Store

and which was occupied by deponent as a deponent store for the sale
and in which there was at the time a lantern being, by name
of Ohio

were BURGLARIOUSLY entered by means of forcibly breaking a
plate of glass in the store door leading
into said store

on the 22 day of July 1884 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Two pair Shoes of the value of Three
dollars

the property of deponent

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

Joseph Smith (now here) and another person
whose name is unknown

for the reasons following, to wit:

That deponent is informed by
Robert Wagner that he saw said
defendant at about the year of
3, 30 a. d. in said date in company
with said unknown person break said
pane of glass in said store door and
go in said premises and immediately
thereafter said defendant and said
unknown person came running out

0445

of said store and that he said
Wagner pursued him and caught
said Smith in Ridge Street.

Deponent further says that he
found said property lying on
the sidewalk in front of said
premises.

Walter Meyer

Subscribed before me

this 22 day of July 1884

Samuel C. Tracy, Police Justice

Police Court — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.