

0546

**BOX:**

508

**FOLDER:**

4633

**DESCRIPTION:**

Dages, Christian

**DATE:**

01/11/93



4633

0547

POOR QUALITY ORIGINAL

Witnesses:

Officer Long

98

Stettler

Counsel,  
Filed day of Aug 1893  
Pleads, *Ignorantly*

THE PEOPLE

vs.

B

Christian Wages

Grand Juror, 1st and 2nd Degree.  
[Sections 24, 25, 26, 27 & Penal Code.]

DE LANCEY NICOLI,  
District Attorney.

A TRUE BILL.

J. Cathin

Foreman.

Part 2.

March 10 1893

Indictment Dismissed

I have investigated the within accus-  
ation. The defendant owned <sup>one of</sup> the horses  
which he is charged with having stolen.  
It was purchased by the complainant  
from an expressman to whom the defend-  
ant paid it. The other was owned by  
Patrick Hughes who was arrested at  
the same time as this defendant, but  
whose ownership was established in the  
Police Court and he was thereupon dis-  
charged. This defendant had nothing to do  
with its taking. The expressman Waker  
who sold the two horses to the Com-  
plainant, according to Officer Long, has fled.  
The indictment should be dismissed  
March 14/93 - Stephen J. O'Hara  
District Attorney

I concur in the  
above recommendation -  
Mar. 16. 93

Vernon M. Davis  
Assistant

0548

4<sup>th</sup> District  
Police Court

Joseph Slocadoto } Before Hon.  
- vs - } Chas. W. Winter,  
Christian Dagee } Justice  
and Patrick Hughes }

N.Y. Dec 19/92.

Marcus Otterbough, Esq. People  
appears for ~~defendants~~  
Louis Beckler, Esq. for defendants.  
Joseph Slocadoto, the  
compliment, being duly  
sworn, testified as follows:

By the Court:

I reside at 344 East  
63<sup>d</sup> Street.

Did you own any houses  
on December 14<sup>th</sup>?

Yes, two bay houses.  
I bought them in 12<sup>th</sup> St  
First & Second Avenue. I  
lost them in 60<sup>th</sup> Street  
and First Avenue. I

0549

2

paid a man named Nuhn  
for the horses.

Q What did you do with  
the horses?

A I took them home to  
Co. St. and put them  
in Fitzgerald's stable.  
I put them there at  
seven o'clock in the evening  
and in the morning they  
were gone.

Q Have you found them since?

A Yes, sir, in East 12<sup>th</sup> St;  
the defendants had them.

Q What did you pay for  
the horses?

A Eighty dollars. and  
twelve dollars for the  
wagon. I went to  
the Station House and  
the officer went down to  
12<sup>th</sup> Street with me and I  
saw the horses. They said  
the horses belonged to them.

0550

3

Q How did you come to buy them in 12<sup>th</sup> Street.  
A. There were a lot of Italian there and some friend of mine said if I wanted to buy nice horses there was going to be a sale.

Q Who was this man you bought the horse of?

A I know the man, but I don't know who he is.

~~Confrontation~~

By Mr Otterbourg:

Q You spoke to this man ~~Days~~ when you were down in the stable there?

A Yes, sir.

Q What did he say?

A He said the horse belonged to my boss Michael.

Q When you bought that horse it was in the

0551

street?

A Yes, sir.

Q Many people there?

A Yes, sir.

Q How far away from Mr  
Michael's stable was  
the sale of those horses?

A Half a block. It was  
between nine and ten  
o'clock, in the morning.

By Mr. Stebbins: Q Were either one of the  
defendants there when  
you bought the horses?

A No, Sir.

Q Didn't Dyer say to you  
after you or the officer  
asked him who came down  
with the horse & wagon  
that it was the horse's  
horse?

A The first time he said  
the horse belonged to him  
and then he said the  
horse belonged to the boss.

0552

I  
Q Didn't he tell you the  
first time you came  
there that the horse  
belonged to him?  
A Yes.

Thomas Robinson, called  
for the People, sworn,  
testified as follows;  
By the Court.

I reside at 902  
First Avenue

By Mr Otterbourg:

Q Do you know anything  
about these horses?

A Only that Mr Hahn  
stabled with me.

Q What kind of horses were  
they?

A. There was a mare in  
foal and a mustang  
with the brand 'D' on  
the left side of the

0553

6

shoulder  
Q Do you know anything  
about the sale of those  
horses?

A No, sir, not until the  
complainant told me  
about it.

Q Did he tell you to  
deliver those horses?

A I didn't deliver them  
to anybody. I know  
nothing about the sale  
of the horse

Q Who took the horses  
out of the stable?

A Mr Hahn's driver —  
Eddie Dighe.

Q Was he the man that  
took care of the horses  
while they were in  
the stable?

A Yes, sir.

Q Who took the horses  
away from the stable?

A Dighe. Mr Hahn paid

0554

7

me.

Q How long have those horses been stabled with you?

A I charged him \$3.50 for each horse.

Q Did you see that man, the complainant, there?

A Yes, sir, before the sale I had that sale advertised in the neighborhood?

A Not to my knowledge.

Q Did you have a conversation with the complainant?

A Yes, sir. He told me he was buying those horses, a truck and trap wagon. He told me he was going to pay \$200. for the whole business. I said 'If you buy at that price, you are getting it cheap, for the man told me he paid \$150. for the horse and

0555

8  
you can judge what  
the truck and wagon is

By <sup>yourself</sup> ~~left to Council~~

Q Who took those two  
horses out of the stable?  
A Eddie Dyer, Nahn's  
driver.

Q Did you ever see either  
one of these defendants?  
A I seen them, but not  
to know them.

By the Court.

Q It is a month since  
those men were in the  
stable?

A Yes, sir.

Q Did you have any conver-  
sation with them?

A No, Sir. They came to  
see a white horse.

Q Did they look at the  
white horse?

A Yes, Sir.

Q Did either one claim to  
be the owner?

0556

9

A I couldn't tell. Nahn  
paid me for rent.

Q Did they look at the  
white horse when they  
were in the stable?

A I couldn't say.

By Mr. Stekler

Q Does not the white horse  
belong to Mr. Michael's?

A I couldn't say, but I  
told Nahn to take the  
horse out of the stable

Q And he took it out?

A I couldn't say, because  
I was not there when  
the horse was taken out

By Mr. Otterbourg

Q Did either of these men  
ever claim that some of  
the horses that you  
stabled for Nahn belonged  
to them?

A No, sir. I understood Mr  
Nahn to be the owner.

He said he paid

0557

10.

\$45. for the horse.

John Long, called for the  
People, sworn, testified  
as follows:

By the Court:

I am an officer of the  
25<sup>th</sup> Precinct. Thursday  
morning the complainant  
came to the Station  
House. I went with  
him to 12<sup>th</sup> St., between  
1<sup>st</sup> & Ave. A. to Mr  
Michael's stable. He  
said the horses he  
bought the day before  
were in the possession  
of the defendants.  
I saw Dages and he  
said Mr Michael's owned  
one horse and Mr  
Hughes the other. I saw  
Mr Hughes and he didn't  
know whether the horse

0558

11

had been out of his possession a week or three months. I said 'How long has Mr Hahn had your horse? I asked him if it was a week. He said he guessed it was a week. I said 'Was it two weeks? He said he didn't know. I said 'Was it a month? He said 'Yes' I said 'Was it three months? He said he guessed it was three months - that is all Mr Hughes told me. Mr Dager told me Mr Michael's owned the other horse. He said 'My boss owns that horse. "Mr Hahn" he said "loaned that horse from my boss"

0559

12

By the Court

Q Did the complainant identify the horse in his presence as his property?

A Yes, sir.

Q Did you ask them how they obtained the horse?

A They didn't know how they came there

By Defts Counsel:

Q Who was there when this talk was going on - was Mr. Michaels there?

A No, sir

Q Was the boy there?

A Yes, sir.

Q Who else was there?

A There were two or three there I didn't know.

Q You have taken a great deal of interest in this case?

A Yes, sir.

Q Did you offer to settle and compromise this case

0560

13

downstairs today?

A No, sir.

Q Do you know Mr  
Clements?

A I do; I saw him today.

Q Did you talk with  
him?

A In the presence of other  
witnesses? Yes, sir.

Q Didn't you say if he  
would see that he got  
the horses back you  
would see that the case  
was dropped?

A No, sir.

Q Is it not true that  
you asked down at the  
stable who brought that  
horse and truck there?

A No, sir.

Q Is it not a fact  
that Dages asked you  
answered you 'That is my  
horse's horse'?

A No, sir.

0561

14

Q Is it not a fact  
that the man had  
three horses?

A I don't know.

Q Did the boy tell you  
that the horse that came  
with the wagon belonged  
to him?

A I don't remember what  
the boy said.

Q Didn't the boy tell you  
that the horse belonged  
to this man (Dager)?

A I didn't ask any  
questions.

Q What did Hughes tell  
you?

A He said he didn't  
know how the horse got  
in the stable.

0562

13)

Edward Michaels, Jr,  
called for defence, sworn  
testified as follows.

By Mr. Stekler:

I live at 433 East  
12<sup>th</sup> St. I keep a  
boarding stable.

Q How long have you  
been in that business?

A The last ten years.

Q How many horses do  
you keep in that stable?

A Fifty to sixty horses  
and I keep horses in  
24<sup>th</sup> St stable - from  
thirty to forty.

Q How many men do you  
employ?

A I employ six in 12<sup>th</sup>  
and three in 24<sup>th</sup> St.

Q Have you in your  
employ the defendant  
Dages?

A Yes, Sir.

16

Q Do you know where  
Hughes is employed?  
A Next store. He breaks  
up old iron and wagons.

Q How long has Dages been  
employed by you?

A Four years.

Q During the time he  
has been employed by  
you, has he been  
honest and truthful?

A Yes, sir. I would trust  
him with anything.

Q Do you know a man  
by the name of Nahn?

A Yes, sir.

Q Did you hire out horse  
to him?

A Yes, sir. Nahn's driver  
hired this horse and as  
I understood brought  
it back.

Q Do you know of your  
own knowledge whether  
Dages and Hughes own any horses?

0564

17

A Yes, sir.

Q Did they each own a horse?

A Yes, sir.

Q Was Dages' horse stalled with you?

A Yes, sir.

Q Do you know when he sold him?

A I heard he sold him.

He bought him from Mr. Clements. I heard

he say so a few weeks ago.

By the Court,

Q How long did he keep him in your stable?

A He only kept him in there a week and then sold him.

Q Do you know anything about the mare?

A No, sir. I seen her the other day in my stable Thursday or Friday.

0565

15

Q Who brought her there?  
a I couldn't tell you.  
Q Did you ask anybody  
where that horse came  
from?

a No sir.

Q Who had charge of her?  
a Dages.

Q This was last Thursday?  
a Yes, sir.

Q When was she in there  
before?

a This was months ago;  
she was bought at the  
sale up in 155 St.

Mr Dages sold her to  
Mr Clements afterwards  
about a month after.

Mr Clements worked her  
for a while and I  
believe he sold her  
back — so Dages  
told me — about five  
weeks ago. I saw  
Hahn drive her four

0566

19

weeks ago. I do  
~~not~~ not own the horse.

By Mr. Stecker:

Q Besides this horse that  
Daggs owned did  
Nahn have one of  
your horses?

A Yes, sir; he had a  
horse from me.

Q Was this horse of  
Hughes in your  
stable?

A No, sir; he kept  
him himself.

Q Did you ever see  
Hughes have the horse?

A Yes, sir.

Q Do you know of your  
own knowledge whether  
Nahn drove Hughes  
home?

A Yes, sir.

Q Do you know how  
Nahn came in possession

0567

24  
of Dages horse?  
answer.

Joseph Ebbett, called  
for defence, sworn,  
testified as follows:  
By Mr. Slecker:

I am an undertaker  
at 429 East 12 St  
I am nineteen years of  
age.

Q Do you know anything  
about this horse?  
A Yes, sir. I know their  
both men owned the horse  
because I was with them  
at the sale 153 St  
8th Ave and I led the  
horse to the stable for  
Mr. Dages. Mr. Serrick  
bought Mr. Hughes

0568

27

horse, Lemick sold  
him to the bookkeeper,  
he sold him to Mr  
Dager and Mr Dager  
sold him to Mr Hughes.  
It is about a month  
ago that I drove this  
horse and I had him  
in a coffin wagon.

Q Where you present when  
the officer and complain-  
ant came down there?

A Yes, sir. The officer  
said "Who does that  
horse and truck belong  
to" - a brown horse  
that was in Mr  
Michael's stable which  
was left there by  
Mr Hahn's driver. He  
said "Where is that  
horse and truck?" I  
said "Here is a horse  
and truck damn it."  
He said "Where

0569

72

owns the horse? I  
said "Mr Michael's  
owns the horse" He  
said "This gentleman  
bought the horse at a  
sale" He says he  
bought him of Mr Hahn.  
I said Mr Hahn didn't  
own him, he had the  
horse on condition that  
he would feed and  
stable him" He  
officer said "No,  
Mr Hahn owned every-  
thing" Mr Hahn  
didn't own anything;  
he owed me money  
for helping him move.  
I believe Hahn has  
gone to Germany

By Mr Otterbourg:

I saw the gentlemen  
buy those horses.

0570

23

I saw Mr Nohu most every day; also Mr Hays and Mr Dages.

Christian Dages, one of the defendants, sworn, testified as follows;

By Mr Stekler:

I live at 404 East 11<sup>th</sup> St. I know a man by the name of Nohu. I owned a horse; I bought him up at 155<sup>th</sup> & 8<sup>th</sup> Ave. about five months ago. Joseph Ebbitt was with me. I paid \$42.<sup>50</sup> for the horse; it was a bay mare. I sold it four months afterwards to Mr Clements. He used the horse. He paid me \$75. for it. He had it a month

0571

74

and I bought it back  
for \$50. and Mr Hahn  
used it nearly every day.  
Mr Hahn wanted to  
buy it before Clements  
had it. Mr Clements  
was not satisfied  
with it - It was too  
wild and Hahn said  
if I could get that  
mare he would like to  
have it. I bought it  
back from Clements  
and told Hahn he could  
have her for \$65. if  
he could pay me  
cash. He paid me  
\$77 in installments;  
he paid me three del-  
lars at a time and  
he used the horse.  
He was not to own  
the horse until he  
paid me \$65. I  
did not hear ~~him~~

0572

73

he sold the horse.  
Dyke, his driver, came  
for the horse. He  
used to drive for Mr.  
Dyke, said to me when  
I asked when the horse  
was that he believed  
Hahn skipped. I  
asked him what he  
did with the horse;  
he said he knew  
where they were up  
in CB 1A. He said  
he could get them  
for me in less than  
an hour. I said to  
get them <sup>if</sup> that Mr  
Hahn owed him three  
days pay and if he  
got that money he  
would get them.  
I said if he got  
them I would pay  
him that. He said  
all right. I went

0573

76

up with him and we  
took the two horses  
out of the stable in  
Co. Sr.

By the way

I did not see the  
owner of the stable.  
Jyke told me he  
put them in there  
himself. I took the  
horses out and put one  
~~down~~ in my former  
stable, and the other  
next store in Mr

Coyles stable. I did  
not tell the policeman  
the horse belonged to my  
boss; he asked me  
about a horse in a  
truck - that was not  
mine - that was the  
bosses. The horse  
was mine. I  
was never arrested.  
I have been in there

0574

27

Country six years. I  
have worked for Mr  
Michael five years

By Mr Otterbourg!!

I have after did Mr  
pay you three dollars  
a nearly every week.  
I received \$27. in all.  
I did Hughes know  
anything about your going  
with Dighe and taking  
his horse out of the  
state?  
a No sir.

I you took Hughes horse  
out of the state?  
a Dighe and me. We  
rode the horses down

0575

27

Country six years. I  
have worked for Mr  
Michael five years

By Mr Otterboory:

Q How after did Mr  
pay you three dollars  
a nearly every week?  
I received \$27. in all.  
Q Did Mr Hughes know  
anything about your going  
with Digbe and taking  
his horse out of the  
stable?  
A No sir.

Q You took Mr Hughes horse  
out of the stable?  
A Digbe and me. We  
rode the horses down

0576

28

Patrick Hughes, one of  
defendants, sworn, testi-  
fied as follows:

By Mr. Stecker:

I live at 435 East  
12 St. I work for  
Mr. Knoll.

Q Were you ever owner of  
a horse?

A Yes, sir. I bought him  
through Mr. Dager of Mr  
Lerrick. I did not  
sell the horse to any  
body. I used the  
horse. I hired him to  
a man named Stahn.  
I said he could care  
him if he cared for  
and fed him.

By Mr. Otterbourg:

I have had the  
horse ~~two~~ months. I  
knew Stahn very well.  
He lived around there

0577

79

I don't know how the  
horse got in the stable.  
Dages told me after  
murder.

By the Court:

I didn't sell  
the horse to Hahn.  
He hired the wagon  
of me. I did not  
know the horse was  
going to be sold.  
I didn't know anything  
about the sale. I  
didn't hear of it  
until Thursday.

Defendant Hahn  
discharged

Defendant Dages held  
to answer.

0578

Sec. 192.

4 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before Charles N. Taintor a Police Justice of the City of New York, charging Patrick Hughes Defendant with the offence of Grand Larceny

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned

We, Patrick Hughes Defendant of No. 435

East 12<sup>th</sup> Street; by occupation a laborer

and Eliza Boyle of No. 435 East 12<sup>th</sup>

Street, by occupation a housewife Surety, hereby jointly and severally undertake that the above named Hughes Defendant

shall personally appear before the said Justice, at the 4 District Police Court in the City of New York,

during the said examination, or that we will pay to the People of the State of New York the sum of Five

Hundred Dollars.

Taken and acknowledged before me, this 18 Patrick Hughes

day of December 1892 Eliza Boyle

Charles N. Taintor POLICE JUSTICE.

0579

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Sworn to before me, this 18<sup>th</sup> day of Dec 1881*  
*Charles A. Smith, District Police Justice*

*Eliza Coyle*

the within named Bail and Surety being duly sworn, says that he is a resident and *free* holder within the said County and State, and is worth *Ten* **Hundred Dollars**, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of *House and lot, N. 435*

*Car 12<sup>c</sup> Street, in this city, worth*  
*Three Thousand Dollars, over all encumbrances*  
*Eliza Coyle*

District Police Court.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

*Undertaking to appear during the Examination.*

Taken the ..... day of ..... 18

Justice.

0580

Sec. 192.

14 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before Charles W. Taintor a Police Justice  
of the City of New York, charging Christian Daper Defendant with  
the offence of Grand Larceny

and he having been brought before said Justice for an examination of said charge, and it having been made  
to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and  
the hearing thereof having been adjourned,

W. Christian Daper Defendant of No. 404  
East 11<sup>th</sup> Street; by occupation a Laborer  
and Edward Michelfo of No. 433 East 12<sup>th</sup>  
Street, by occupation a stable keeper Surety, hereby jointly and severally undertake  
that the above named Daper Defendant  
shall personally appear before the said Justice, at the 14 District Police Court in the City of New York,  
during the said examination, or that we will pay to the People of the State of New York the sum of Five  
Hundred Dollars.

Taken and acknowledged before me, this 18 Christian Daper  
day of December 1892 } Edward Michelfo  
Charles W. Taintor POLICE JUSTICE.

0581

CITY AND COUNTY }  
NEW YORK, } ss.

*John W. Van Hook*  
Justice

Sworn to before me, this

the within named Bail and Surety being duly sworn, says, that he is a resident and  
holder within the said County and State, and is worth Ten Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,  
and that his property consists of Stock and furniture of delivery

and Boarding Stable located at No. 433 East  
12<sup>th</sup> Street, in this city, worth Five Hundred  
Dollars, see an

*Edward Michel Jr.*

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Undertaking to appear  
during the Examination.

Taken the ..... day of ..... 18

Justice.

0582

(1365)

Police Court— 14 District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 344 East 63<sup>rd</sup> Street, aged 34 years,  
occupation liquor dealer being duly sworn,

deposes and says, that on the 14 day of December 1892 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night time, the following property, viz:

Two Horses, of the value of  
Eight Dollars, and One wagon of the  
value of Five Dollars, the whole of the value  
being ten Dollars  
\$12<sup>00</sup>  
100

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 Patrick Hughes and Christian

Rages (both now here) acting in concert,  
from the fact, that on the aforesaid  
date deponent placed said horses in  
his stable located at No. 379 East 63<sup>rd</sup>  
Street, <sup>and said wagon was standing outside said stable</sup> at about 7 P.M. that on the following  
day at 6 A.M. deponent went to said stable  
and found said property the missing and  
was informed by a person in said stable  
whose name is unknown to this deponent  
that he saw two men enter said stable  
and take away said horses. That on December  
15, 1892 deponent found his missing horses in  
stables at Nos 433 and 435 East 125<sup>th</sup> Street  
both defendants having said horses in their charge

of }  
Sworn to before me this }  
1892 }  
day

Police Justice



0584

Sec. 198-200.

*H* District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Patrick Hughes* 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.

*Patrick Hughes*

Question. How old are you?

Answer.

*26 yrs.*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*435 E 12th - 5 yrs.*

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  
Patrick Hughes*

Taken before me this  
day of *Dec* 189*7*  
*Wm. J. Barker*

Police Justice.

0585

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

4  
District Police Court

*Christian Dages* 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. *Christian Dages*

Question. How old are you?

Answer. *27 yrs*

Question. Where were you born?

Answer. *Germany*

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

Answer. *404 E 11th - 1 yr.*

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*  
*Christian Dages*

Taken before me this *17*  
day of *Sept* 188*7*  
*Charles M. ...*

Police Justice.

0586

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 Christian Dages*

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

Dated *Dec 30* 189 *2* *Charles N. Tainter* Police Justice.

I have admitted the above-named

*Christian Dages*

to bail to answer by the undertaking hereto annexed.

Dated, *Dec 30* 189 *2* *Charles N. Tainter* Police Justice.

There being no sufficient cause to believe the within named *defendant Patrick*  
*Hughes* guilty of the offense within mentioned, I order him to be discharged.

Dated *Dec. 19.* 189 *2* *Charles N. Tainter* Police Justice.



0588

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Christian Dages*

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

*Christian Dages*

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

The said *Christian Dages*

late of the City of New York, in the County of New York aforesaid, on the *14<sup>th</sup>* day of *December* in the year of our Lord one thousand eight hundred and ninety-*two* at the City and County aforesaid, with force and arms,

*two horses of the value of forty dollars each, and one wagon of the value of twelve dollars*

of the goods, chattels and personal property of one

*Giuseppe Socodato*

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.

0589

SECOND COUNT—

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

*Christian Wages*

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

The said

*Christian Wages*

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

*two horses of the value of forty dollars each, and one wagon of the value of twelve dollars*

of the goods, chattels and personal property of one

*Giuseppe Succato*

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

*Giuseppe Succato*

unlawfully and unjustly did feloniously receive and have; the said

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

*Christian Wages*

DE LANCEY NICOLL,

*District Attorney.*

0590

**BOX:**

508

**FOLDER:**

4633

**DESCRIPTION:**

Dagnelie, Harry

**DATE:**

01/23/93



4633

0591

Witnesses:

O Sherman  
Officer Bay

The Complaint is  
The within Case caused  
to form, at Tampa, Illinois  
Clerk has been made to  
accertain the Merchants,  
at the N. Atlantic Impart  
to obtain a competent  
Mans law. The Plaintiff  
All went to England  
at the time from since  
May 23<sup>rd</sup> in my opinion  
the same is to be charged  
upon her own Recognition  
W. H. [Signature]  
April 1893

1893

Counsel, William J. Coffey  
Filed, 23 day of July 1893  
Plends, M. G. Gully

THE PEOPLE

RECEIVING STOLEN GOODS  
(Section 550, Penal Code.)

Mary Dagnelie

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

J. L. Gattin  
Subscribed and sworn to before me  
at Tampa, Florida, this 19<sup>th</sup> day of April 1893.  
Attorney defendant discharged  
upon his verbal recognition

0592

Court of General Sessions.

THE PEOPLE

vs.

*Harry Dagnelie*

City and County of New York, ss:

*Allan Hay*

sworn, deposes and says: I am a Police Officer attached to the

in the City of New York. On the

I called at *470 - 7<sup>th</sup> Ave.*

*20<sup>th</sup> April*

being duly

Precinct,

1893.

the alleged residence of

*Jacob Grossman*

the complainant herein, to serve him with the annexed subpoena, and was informed by

*the people residing at the above address that the said Jacob Grossman had moved to another address on 7<sup>th</sup> Ave. bet. 23<sup>rd</sup> & 24<sup>th</sup> St. I inquired at the latter address and the people residing there told me had broken his business and had gone peddling through the country.*

Sworn to before me, this

*18<sup>th</sup> day*

of

*April*

1893

*John J. Buckley*  
*Com of Dist n Y Co*

*Allan Hay*

0593

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

vs.

*Samy Baguelic*  
*William Lucall*  
JOHN R. FELLOWS,  
District Attorney.

Affidavit of Police Officer

*Allan Gray*  
*26*

Precinct.

Failure to find Witness

0594

Police Court, 2 District.

1901

City and County of New York, ss.

of No. 470 Seventh Avenue Street, aged 24 years,  
occupation Shoemaker being duly sworn, deposes and says,  
that on the 13 day of January 1893 at the City of New  
York, in the County of New York, Harry Dagnell (alias)

did feloniously and knowingly receive stolen  
property which had been unlawfully  
appropriated in such a manner as to  
constitute a larceny in violation of Section  
200 of the Penal Code of the State of  
New York he knowing the same to have  
been stolen

For the reasons following to wit  
that on said date defendants place of  
business No 470 Seventh Avenue was  
broken into and a quantity of shoes  
and a coat was feloniously taken  
and carried away and  
and appears further that he  
is informed by Officer Allen Kay  
of the 20 Precinct Police that  
said Officer arrested one Richard  
Hughes on complaint of one Max Schwartz  
who charged charged said Hughes with  
breaking into said Schwartz store no 304  
Seventh Avenue and said Hughes admitted  
he had sold said coat to the defendant  
for fifty cents and said Officer found  
said coat in the defendant's possession  
which defendant identified as a portion  
of the property stolen from defendant and  
a portion of the proceeds of said burglary

Sworn to before me this 19th day of January 1893  
John H. [Signature]  
Police Justice

0595

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged 30 years, occupation Officer of No. Allen Hay

20th Street Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Jacob Grossman

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

Sworn to before me, this 17 day } Allen Hay  
of January 1899 }

John McWhorter Police Justice.

0596

Sec. 198-200.

District Police Court.

1882

City and County of New York, ss:

*Harry Dagneli* 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. *Harry Dagneli*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *Holland*

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

Answer. *342 West 23d St - 4 weeks*

Question. What is your business or profession?

Answer. *Watchman*

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*

*Harry Dagneli*

Taken before me this

day of

*Jan 24 1897*

*15*

Police Justice.

*John M. ...*

0597

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

*Harry Dagneli*

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

Dated, Jan 1893 *Joseph H. ...* Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

0598

Police Court--- 2

86 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Jacob Grossman  
476 7 Ave  
Harry Dagnoli

Recurring  
Offense  
Miles Gordo

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Dated, January 17 1899

Vorhis  
Hay & Curry

Magistrate.

Officer.

Witnesses  
20  
Chief of Police

No. .... Street.

No. .... Street.

No. .... Street.

\$ 200 to answer Yes

W.M.R.S.

0599

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

189

THE PEOPLE OF THE STATE OF NEW YORK

against

*Harry Dagnelie*

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

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

The said

*Harry Dagnelie*

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

*one coat of the value of ten dollars*

*[Large handwritten flourish]*

of the goods, chattels and personal property of one *Jacob Grossman* by one *Michael Steghe*, and

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

unlawfully and unjustly did feloniously receive and have; the said

*Harry Dagnelie*

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

DE LANCEY NICOLL,  
District Attorney.

0600

**BOX:**

508

**FOLDER:**

4633

**DESCRIPTION:**

Davidson, David

**DATE:**

01/05/93



4633

0601

Hand papers at  
Hess. 7/27

Witnesses:

Ed. M. Schneider

H. Weisberker

Mrs. M. Williamson  
of the circumstances  
surrounding the within  
Case. I am convinced  
that she is not one of the  
People - I mean the  
kind of people who are  
suffered by a discharge  
of the defendant upon  
his own recognition -  
the accompanying statement  
of the complainant. She  
is a woman of good  
character and she has  
a good family. Who are  
the witnesses I think I  
think I think I think  
this conclusion -

Made 7<sup>th</sup> 93  
Ed. M. Schneider  
Asst. Dist. Atty.

203  
Counsel,  
Filed  
Pleads,

5  
day of Aug  
1893

THE PEOPLE

vs.  
David Dawson

DA LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

Dany 7/27/93  
Catching

For the People  
of the District of Columbia

July 27  
29

Forgery in the Second Degree,  
[Sections 511 and 521, Penal Code.]

0502

Court of General Sessions.

-----X  
 The People etc.                    )  
                                       ):  
                                       ):  
                                       ):  
                                       ):  
 David Davidson.                    )  
 -----X

City and County of New York, SS:-

EDWARD M. SCHEIDER, being duly sworn, says that he is engaged in business as a wholesale tobacco dealer, at No. 142 Water Street, in the City of New York.

That he has been well acquainted with David Davidson, the defendant, for upwards of ten years, and that he has always regarded him as respectable and industrious, and deponent knows this to have been the general reputation of said defendant.

That deponent has knowledge of the circumstances of the defendant and his family at the time when the offence with which he is charged was committed and that he believes that the defendant was driven to commit such offence by poverty and the suffering of his wife and family on account thereof.

Deponent respectfully asks that this Honorable Court extend to the defendant its extreme clemency, believing that the defendant will, if an opportunity is afforded him, prove himself worthy of the mercy of the Court, and become a useful member of the community.

Deponent if permitted by this Honorable Court would, for the sake of the wife and children of defendant and his belief in the <sup>presence</sup> presence of defendant ask permission

0603

for the withdrawal of the complaint herein, or that the judgment of the Court be suspended. Deponent has been the only sufferer in this matter and earnestly and sincerely begs the Courts clemency on behalf of defendant.

Sworn to before me this )

16 day of January, 1893. )

*Edward M. Schneider*  
*Notary Public*  
*Brump Co. Co. to be held in N.Y.*



were without fuel and almost without food. Privation joined to anxiety as to the future of his family so preyed on his mind that he was incapable of work had he then secured employment, I do not think he realized anything other than that we must die of starvation unless food was obtained in some manner.

The <sup>charity</sup> ~~county~~ of friends and relatives, who had been as generous as their means would permit, had long since been exhausted, and my husband did not stoop to crime he was driven to it, I knew that crime was repulsive to his very feeling, I believe that he would have died himself sooner than have incurred dishonor, and that the love he bore for his family was alone the cause of his fall.

I ask the Court to extend its clemency, not so much in the hope that my husband may escape punishment; not so much that I and my family may escape being thrown on the charity of the world without support or a supporter, but rather that my husband may have an opportunity to shew to the world that he is not criminal. Knowing him as I do I am confident that his every effort will be bent to live down the consequences of his one evil act; that he will in time regain the respect, esteem and trust which all of his acquaintances have heretofore reposed in him, and that he will finish his life as he commenced it, an honest man in the eyes of all.

Sworn to before me this ) *Frederick Davidson*  
15 day of January, 1893. )

NOTARY PUBLIC KINGS COUNTY,  
CERTIFICATE FILED IN NEW  
YORK COUNTY.

0606

GOODS FROM AUCTION DAILY.

*Ferdinand Schulich,*

JOBBER IN

**Hosiery, Fancy Goods, Trimmings,**

GLOVES, LACES, RIBBONS,

EMBROIDERIES, BUTTONS, ETC.

**311 CHURCH STREET,**

Bet. Walker and Lispenard Sts.

**NEW YORK.**

CLOAKS A SPECIALTY.

0607

Court of General Sessions.

-----X

The People etc.

-agst-

David Davidson

-----X

City and County of New York, SS:-

*Ferdinand Ehrlich* being duly sworn, deposes and says; that he is engaged in the *Dry Goods* business, at No. *311 Church St* in the City of New York. That he has been acquainted with the above named defendant about *15* years, and that he has always regarded him as thoroughly conscientious, honest and industrious, and deponent knows this to have been the general reputation of said defendant.

Deponent respectfully asks that this Honorable Court <sup>*extend*</sup> toward the defendant its extreme clemency, believing that if the opportunity is afforded the defendant will prove himself worthy of the courts mercy, and become a useful member of the community.

Sworn to before me this )  
11 day of January, 1893. )

*Henry Nettman*  
*Nobdy Public*

*King Co NY*  
*Certificate filed in my city*

*Ferdinand Ehrlich*

*[Signature]*

0608

ADLER & CAHN,

IMPORTERS OF

:: WOOLENS, ::

No. 297 CHURCH STREET,  
NEW YORK.

0609

Court of General Sessions.

-----X

The People etc.

-agst-

David Davidson

-----X

City and County of New York, SS:-

*Ab. Adler* being duly sworn, deposes and says;  
that he is engaged in the *blott* business, at No. *297 Church*  
in the City of New York,. That he has been ac-  
quainted with the above named defendant about *5* years, and  
that he has always regarded him as thoroughly conscientious  
honest and industrious, and deponent knows this to have been  
the general reputation of said defendant.

Deponent respectfully asks, <sup>that</sup> this Honorable  
Court extend toward the defendant its extreme clemency,  
believing that if the opportunity is afforded the defendant  
will prove himself worthy of the Courts mercy, and become a  
useful member of the community.

Sworn to before me this  
11 day of January, 1893.

*Henry Fulton*  
*Notary Public*  
*Kings Co N Y*  
*Certificate filed N Y City*

*Ab. Adler*



06 10



Established  
1872.

*Gans Bros. & Gutwillig,*  
REPUTED TO

Manufacturers of  
LADIES' WRAPPERS  
AND  
TEE-DOWNS.

INFANTS',  
CHILDREN'S AND MISSES'

**CLOAKS,**

1016 & 318 CHURCH STREET,

*Between Lispenard and Walker.*

RALPH GANS,  
ROBERT GANS,  
HENRY GUTWILLIG

Represented by.....

NEW YORK.



06 12

LEVENE BROS.,  
REMNANTS AND SECONDS OF  
COTTON AND WOOLEN GOODS,  
JOBS IN DRY GOODS.  
86 WALKER STREET,  
Near Broadway, NEW YORK.

06 13

--Court of General Sessions.

-----X

The People etc.

-agst-

David Davidson

-----X

City and County of New York, SS:-

*Joseph L. ...* being duly sworn, deposes  
 and says; that he is engaged in the *Dry Goods* business, at  
 No. *86 Walker St* in the City of New York. That  
 he has been acquainted with the above named defendant about  
*10* years, and that he has always regarded him as thorough-  
 ly conscientious honest and industrious, and deponent knows  
 this to have been the general reputation of said defendant.  
*and said* Deponent respectfully asks that theis Honorable  
 Court extend toward the defendant its extreme clemency, be-  
 lieving that if the opportunity is afforded the defendant  
 will prove himself worthy of the Courts mercy, and become  
 a useful member of the community.

Sworn to before me this )

15 day of January, 1893. )

*Joseph L. ...*

NOTARY PUBLIC KINGS COUNTY,  
 CERTIFICATE FILED IN NEW  
 YORK COUNTY.

06 14

**H. GOTTSCHO,**

JOBBER IN

*Fancy \* Goods, \* Notions,*

GLOVES, LACES, ETC.

310 & 312 CHURCH ST.

Near Walker Street.

NEW YORK.

06 15

Court of General Sessions.

The People etc.

-agst-

David Davidson

City and County of New York, SS:-

being duly sworn, deposes and says; that he is engaged in the *fancy goods* business, at No. *310 Church St.* in the City of New York,. That he has been acquainted with the above named defendant about *10* years, and that he has always regarded him as thoroughly conscientious honest and industrious, and deponent knows this to have been the general reputation of said defendant.

Deponent respectfully asks that this Honorable Court extend toward the defendant its extreme clemency, believing that if the opportunity is afforded the defendant will prove himself worthy of the Courts mercy, and become a useful member of the community.

Sworn to before me this )  
day of January, 1893. )

*[Signature]*

NOTARY PUBLIC KINGS COUNTY,  
CERTIFICATE FILED IN NEW  
YORK COUNTY.

06 16

Court of General Sessions.

-----X

The People etc.

-agst-

David Davidson

-----X

City and County of New York, SS:-

*Joseph Hurts* being duly sworn, deposes and says; that he is engaged in the ~~business~~ <sup>as Bookkeeper</sup> business, at No. *311 Church* in the City of New York. That he has been acquainted with the above named defendant about *10* years, and that he has always regarded him as thoroughly conscientious, honest and industrious, and deponent knows this to have been the general reputation of said defendant.

Deponent respectfully asks that this Honorable Court, <sup>extend</sup> toward the defendant its extreme clemency, believing that if the opportunity is afforded the defendant will prove himself worthy of the courts mercy, and become a useful member of the community.

Sworn to before me this )

11 day of January, 1893. )

*Henry Hutton* *Joseph Hurts*  
*Notary Public New York City*  
*Certificate filed in City*

0617

Court of General Sessions.

-----X

The People etc.

-agst-

David Davidson

-----X

City and County of New York, SS:-

*Emanuel Neil* being duly sworn, deposes and says; that he is engaged in the *dry good* business, at No. *311 Church* in the City of New York,. That he has been acquainted with the above named defendant about *10* years, and that he has always regarded him as thoroughly conscientious honest and industrious, and deponent knows this to have been the general reputation of said defendant.

Deponent respectfully asks <sup>that</sup> this Honorable Court extend toward the defendant its extreme clemency, believing that if the opportunity is afforded the defendant will prove himself worthy of the Courts mercy, and become a useful memmber of the community.

Sworn to before me this *Emanuel Neil*

*11* day of January, 1893.

*Henry Hartman*  
*Notary Public*  
*Kings Co New York*  
*Certificate filed New York*  
*City*

05 18

---Court of General Sessions.

-----X

The People etc.

-agst-

David Davidson

-----X

City and County of New York, SS:-

*Samuel Weinberg* being duly sworn, deposes and says; that he is engaged in the *real estate* business, at No. *172 East 90<sup>th</sup> St.* in the City of New York. That he has been acquainted with the above named defendant about *15* years, and that he has always regarded him as thoroughly conscientious honest and industrious, and deponent knows this to have been the general reputation of said defendant. *and said* Deponent respectfully asks that ~~the~~ Honorable Court extend toward the defendant its extreme clemency, believing that if the opportunity is afforded the defendant will prove himself worthy of the Courts mercy, and become a useful member of the community.

Sworn to before me this )  
11 day of January, 1893. )

*Samuel Weinberg*

*[Signature]*  
Notary Public  
N.Y. & C.

06 19

Court of General Sessions.

-----X

The People etc.

-agst-

David Davidson

-----X

City and County of New York, SS:-

*Jos. Newberger* being duly sworn, deposes and says; that he is engaged in the *fur and Seal* business, at No. *311 Church St* in the City of New York. That he has been acquainted with the above named defendant about *12*-years, and that he has always regarded him as thoroughly conscientious, honest and industrious, and deponent knows this to have been the general reputation of said defendant.

Deponent respectfully asks that this Honorable Court <sup>*extend*</sup> toward the defendant its extreme clemency, believing that if the opportunity is afforded the defendant will prove himself worthy of the courts mercy, and become a useful member of the community.

Sworn to before me this )  
11 day of January, 1893. )

*Henry Fullman*  
Notary Public

*Kings Co N.Y.*  
*Certificate filed in City*

0520

---Court of General Sessions.

-----X

The People etc.

-agst-

David Davidson

-----X

City and County of New York, SS:-

*M. Rosenfeld*

being duly sworn, deposes

and says; that he is engaged in the *liquor* business, at  
No. *114 Canal St.* in the City of New York. That  
he has been acquainted with the above named defendant about  
*20* years, and that he has always regarded him as thorough-  
ly conscientious honest and industrious, and deponent knows  
this to have been the general reputation of said defendant.

*and said* Deponent respectfully asks that their Honorable  
Court extend toward the defendant its extreme clemency, be-  
lieving that if the opportunity is afforded the defendant  
will prove himself worthy of the Courts mercy, and become  
a useful member of the community.

Sworn to before me this )  
  :  
*19* day of January, 1893. )

NOTARY PUBLIC KINGS COUNTY,  
CERTIFICATE FILED IN NEW  
YORK COUNTY.

*M. Rosenfeld*

0621

N. Y.

General Sessions COURT.

Please take notice, that the within  
a true copy of a  
in the within entitled action, this day duly  
entered and filed in the office of the Clerk  
of this Court.

The People  
vs

Dated, N. Y. 189

against

Yours &c.,

ABRAHAM LEVY,

David Davidson

Att'y for

To

Esq.,

Applicant

Attorney for

ABRAHAM LEVY,

Attorney for *deponent*

61-65 PARK ROW, (World Building)

NEW YORK CITY.

Due and timely service of a copy of the within

is hereby admitted.

this day of 189

Attorney for

0622

UNITED STATES OF AMERICA,  
STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any peace officer in  
the State of New York:

Information upon oath having been this day laid before me, that  
the crime of *Forgery in the second degree* has been committed and  
accusing *David Davidson* thereof:

You are therefore Commanded forthwith to arrest the above-named *David*  
*Davidson* and bring him before me at *the Second*  
*District Police Court*, in the City of New York,  
or in case of my absence or inability to act, before the nearest or most accessible Magistrate  
in this County.

Dated at the City of New York, in the County of New York aforesaid, this *5<sup>th</sup>* day of  
*December*, 1892.

*John Ryck*  
Police Justice

0623

UNITED STATES OF AMERICA,  
State of New York.

THE PEOPLE  
OF THE STATE OF NEW YORK.

against

David Davidson

WARRANT OF ARREST.

Issued December 5, 1892

John J. Ryan, Magistrate

Chief Armorer's Office

To John J. Ryan Esquire,  
Police Justice, &c

CITY AND COUNTY OF NEW YORK, ss.

The return of Edward J. Armstrong  
a Detective Sergeant of the Municipal Police of the City of New  
York respectfully shows that the within named David  
Davidson can not with due diligence be found within  
the State of New York.

Dated at the City of New York, in the County of New York  
aforesaid, this 27th day of December, 1892.

Edward J. Armstrong  
Detective Sergeant.

0624



\$57 50

New York, Feb 11 1892

Three months after date I promise to pay to  
 the order of J. Davidson  
Fifty Seven 50 Dollars  
at Harlem River Bank  
 Value received

No. 107

J. Wisbecker

0625



\$57 50  
 New York, Feb. 11<sup>th</sup> 1892  
 Three months after date I promise to pay to  
 the order of J. Davidson  
Fifty Seven <sup>50</sup> Dollars  
at Harlem River Bank  
 Value received  
 No. 107  
 J. Wisbecker

0626

64  
F. Davin  
50 E. 104<sup>th</sup> St  
for collection  
Briarside  
[Signature]

0627

THOMAS W. ROE, Stationer and Printer, 63 Wall St., N. Y.

United States of America, }  
State of New York, } ss.  
City and County of New York, }

On the 16<sup>th</sup> day of May 1892  
at the request of One Plaza Bank

J. H. Hagedorn a Notary Public of the State  
of New York duly commissioned and sworn, did present the original note  
hereunto annexed, to Richard Roe

and demanded payment who refused to pay the same.

Whereupon, I, the said Notary, at the request aforesaid, did PROTEST, and  
by these presents, do publicly and solemnly PROTEST, as well against the Drawer and  
Endorser of the said note as against all others whom it doth or may  
concern, for exchange, re-exchange, and all costs, damages, and interest already incurred,  
and to be hereafter incurred for want of payment of the same.

Thus done and Protested in the City of New York, aforesaid, in the presence  
of John Doe and Richard Roe, witnesses.

IN TESTIMONIUM VERITATIS.

J. H. Hagedorn  
Notary Public

United States of America, }  
State of New York, }  
CITY AND COUNTY OF NEW YORK.

I, J. H. Hagedorn a Notary Public of  
the State of New York, duly commissioned and sworn, do hereby  
Certify, that on the 16 day of May 1892  
Notice of the Protest of the before mentioned note  
was served upon Richard Roe  
One Plaza Bank  
One Plaza Bank

J. H. Hagedorn  
Notary Public

E. M. Schindler  
17/5

0628

Protest, \$ 57<sup>50</sup>

Wiestricher

FOR

The Herald

New York, May 10 1892

W. H. H. H. H.  
Notary.

Protest, Notices, Postage, &c., \$ 1<sup>25</sup>

0629

Police Court, 2 District.

1901

City and County of New York, ss. Edward M. Scheider  
of No. 142 Water Street, aged 43 years,  
occupation leaf tobacco dealer being duly sworn, deposes and says.  
that on the 11<sup>th</sup> day of February 1892, at the City of New  
York, in the County of New York, one David Davidson

did make utter and forge, and pass upon deponent, a certain false and forged instrument of writing hereto annexed, purporting to be a note for fifty seven dollars <sup>57/100</sup> drawn by S Weisbaker in favor of Dr. Davidson for payment three months from date, and the date was Feb 11 1892, and the deponent then and there represented to deponent, falsely, that the name of the said note was Solomon Weisbaker now here, and deponent believed the said false representations of the deponent, and relied upon them and accepted the same in part payment of a debt due from the deponent to deponent, and also deponent gave the deponent a check for twenty six dollars and sixty eight cents which sum the deponent then and there obtained from deponent in part payment for said forged note, and deponent charges that deponent intended to defraud deponent by means of said forged note

Sworn to before me this  
5<sup>th</sup> day of December  
1892

John Ryan  
Not Public

Edward M. Scheider

0630

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Solomon Weisbecker*

aged *47* years, occupation *Broker* of No.

*1702 Lexington Avenue* Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Edward M. Bohede*

and that the facts stated therein ~~on information of deponent~~ are true of deponent's own

knowledge *as relates to the forgery of deponent's*  
*signature to said note*

Sworn to before me, this *5*

day of *December* 189*8*

*Salomon Weisbecker*

*John H. Ryan*  
Police Justice.

0631

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, ..... 189 ..... Police Justice.

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

Dated, ..... 189 ..... Police Justice.

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

Dated, ..... 189 ..... Police Justice.

0632

Police Court---

2

District.

M. 1604

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edward M. Schuler  
142 vs. Walter W.  
David Dandon

*[Signature]*

Offense

2  
3  
4

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated, *Sept 5* 189 *2*

*Ryan* Magistrate.

*Arresting* Officer.

*CO* Precinct.

Witnesses *A. Wurbenker*

No. *1702* *Lehigh* Street.

No. .... Street.

No. .... Street.

\$..... to answer.....

*[Handwritten marks]*

0633

Boston 25 Jan 93

Mr. J. L. Levy!  
Vorläufig ist Kurzwahl von  
meinem Mann das der Trieb  
einander aufgeben würde!  
Könnte Sie mir freundlichst bitten  
mir das angegebene Kurzwahl zu  
geben, wie die Karte zeigt, bitte  
mir die rechte Aufschrift zu  
schreiben, denn ich befinde mich  
in einer ungewöhnlichen Lage!  
Mein Landlord verlangt seine  
Miete, aber ich soll die Aufsumme  
nehmen! Mein Mann schon fünf  
Wochen im Bett! meine einzigen  
Einkommen sind zwei Dollars  
per Woche, die meine Köche verdienen.

0634

O, how long it has not been  
since your dear mother's  
to you, father, I must, that  
we improve ourselves to  
ourselves!

It is perfectly unequal with  
my dear children, but, I must  
know, I must know, I must  
know!

How many of our children  
it has not been!

I must, I must, I must  
and, I must, I must, I must  
and, I must, I must, I must  
and, I must, I must, I must

27 Cornhill St.  
Jamaica Plain,  
Boston, Mass.

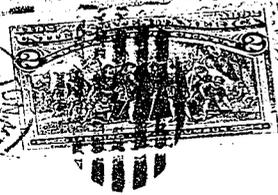
Miss Mary Ann  
Your affectionate  
Frederick Davidson.

0635

For F. Davidson 27 Cornhill at  
Jamaica Plain, Boston, Mass.

A. Levy. Esq.  
Counsellor at Law.

Room 181. World Building  
Park Row.  
New-York.  
City.



0636

Court of General Sessions.

-----X

The People etc.

Synopsis of affidavits.

-agst-

Daniel Davidson

-----X

1. First offence.
2. Excellent character as shown by all affidavits.
3. Will return to his family in Boston.
4. ~~Exxxxx~~ The defendant by reason of misfortune and poverty was driven to the necessity.
5. The complainant joins earnestly in request.
6. Whatever loss sustained by complainant, he being the only sufferer he foregoes but he will be reëmbursed although he does not ask it.

Please read annexed letter.

Chas. B. ...

0637

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

THE PEOPLE OF THE STATE OF NEW YORK

against

David Davidson

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

David Davidson

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

The said David Davidson

late of the City of New York, in the County of New York aforesaid, on the Eleventh day of February in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with intent to defraud; feloniously did forge a certain instrument and writing, which said forged instrument and writing is as follows, that is to say:

\$57.50 New York, Feb. 11 1892

Three months after date I promise to pay to the order of F.

Fifty seven ——— 57 Dollars at Harlem River Bank

Value received  
S. Weisbecker

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

*David Davidson*

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

The said *David Davidson*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say :

*\$57<sup>50</sup> New York, Feb 11 1892*  
*Three months after date I promise to*  
*pay to the order of F.*  
*Fifty seven \_\_\_\_\_ 50/ Dollars*  
*at Harlem River Bank*  
*Value received*  
*S. Weesbecker*

the said *David Davidson*

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.

DE LANCEY NICOLL,  
*District Attorney.*

0639

**BOX:**

508

**FOLDER:**

4633

**DESCRIPTION:**

Dean, Henry J.

**DATE:**

01/27/93



4633

0640

Witnesses:

Bernard Brady  
Officer Nash

317 ~~James McEllen~~  
~~James McEllen~~

Counsel  
Filed 17 day of May 1893  
Placed Wheat

THE PEOPLE

vs.

Henry J. Han

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

De Lancey Nicoll  
District Attorney  
July 9 1893  
Chief & Counselor of  
Armed Body

A TRUE BILL.

J. Cathin

Sept 2 - Oct 1st 1893 Foreman.  
trial and jury disagree  
Per one eye. 7 cm  
5 cm

0641

493

THE PEOPLE, COURT OF GENERAL SESSIONS, PART 1.  
vs. BEFORE JUDGE COWING.  
HENRY J. DEAN.

Wednesday, February 8th, 1893.

Indictment for ASSAULT, in the second degree.

A Jury was empanelled and sworn.

BERNARD BRADY, sworn and examined, testified:

Where do you live? No. 70 East 129th street. What is your business? Night watchman for Boes Brothers, 205 East 129th street. Do you know this defendant? I never spoke to the man. Do you know where he lives? He lives next door to the shop. Your business is to keep an eye on the place of Mr. Boes? Yes. What is their business? Boiler makers. On the night of the 22nd of January what time did you get to Boes's place? Six o'clock. You remained there how long? About a quarter to nine, and then I took a walk to the corner of Third avenue. I bought five cents worth of peanuts, and started down to the shop again. A train happened to come in at the time, it is right under the elevated station, I thought I would wait and see if I would know anybody; I waited there two or three minutes. Did you see this defendant? No. What did you do after the people came down off the station? I saw this defendant's wife run past me towards Third avenue. Did you say anything to her? No; I looked at her running, she was running quite fast. I heard footsteps coming behind me quite loudly, and I just turned around and I saw the defendant in the act of assaulting me; he was right on top of me, he was too close for me to avoid it. Did he have anything in his hand? He had that slung-shot. Was it in this broken condition? No, that was attached to it

0642

(pointing to the slung-shot). You turned around, and he had the thing raised? He had it over my head. Before you could get up your arm it descended on your head? Yes, it went down. You lost your senses? Yes. It knocked you senseless? Yes. Where did he hit you? On the top of my head; the next thing the officer had him alongside of me. Were you still on the ground? Yes, getting up. The police officer was standing over you with Mr. Dean, and a crowd around there? Yes, quite a crowd. What did you say, and what did the officer say? He asked me if this was the man assaulted me, and I said yes. Then you went to the station house, did you? Yes. After you were taken to the station house did you go to the hospital? Yes. Did you have your head sewed up? Yes. How many stitches were put in it? I believe five, but I am not sure. Is the cut still open, have the stitches been taken out? The stitches were taken out last Thursday.

CROSS EXAMINATION:

You say you never met the defendant, Dean, until this night? I met him several times, but never spoke to him. You never had any conversation whatever? No. Do you know his wife? Yes, I know his wife. How long had you known her? I guess four months, I knew where she lived. You had been in her apartments? Yes. Have you had trouble with her? Slightly. More than once? No. You were sworn as a witness on the previous trial of this case, weren't you? Yes. Didn't you testify upon that trial that you assaulted her? No, I did not --- did I what? Did you testify upon that trial that you assaulted the defendant's wife, in her own rooms? No. What did you testify to? I testified she assaulted me, her and her boarder. How many times have you been in her house,

0643

in the absence of the defendant? I couldn't tell that, quite often. On this night, previous to this assault, did you see Mrs. Dean, the defendant's wife? Only while she was running by me, that is the only time. Didn't you see her as she came in her home, and didn't you follow her into the alley? No. And had you this altercation in the alleyway with Dean, the defendant? No. You mean to have this Court and jury understand that, without ever having exchanged a word with Dean, that without any words whatever he came up and assaulted you with this weapon? Yes, that is what I would have them believe; and that is the truth. What is your business? Night watchman for Boes Brothers. Did you work at the plumbing business? I have, years ago. For how long? I served my time at it, I worked eight years at it. Did the defendant say anything when he struck you? No, he never spoke but ran up the street. Was he in his shirt sleeves, did he have any coat on? That is the way he was, in his shirt sleeves, bare-headed. Was this on the stairs, going up on the elevated station? About fifteen or twenty feet from the corner. How far away from his home? I should judge forty or fifty feet. You know his premises well? Yes. You had occasion to break in the glass front of those premises, down stairs? No, his wife broke it, but I paid for it, to save trouble. Have you ever been convicted of any crime? No. How long have you been a watchman? Since the cold weather started in, just after Christmas. What did you do before that? I worked in a boiler shop, for Boes Brothers. How long have you been working there? Since they have been in business, just five years. Were you working continuously five years? On and off; some weeks I made thirty-five dollars, and some weeks I wouldn't make a cent. Did you work

0544

two years out of the five? I guess I did, I am not positive. Have you ever been in trouble with this defendant's wife other than what you related upon the former trial? No.--- I would like to hear the question again. Have you ever had any trouble with the defendant's wife, other than what you have related here upon the witness-stand now? No. Isn't it a fact that you have been constantly following her up? No. Isn't it a fact that you abused her and grabbed her in her own hallway -- and that her husband ran down and found you have hold of her? No. Do you wish to be understood that you were simply a bystander upon that street and this husband assaulted you without ever any words with her? Yes. You never exchanged a word with him? Not to this day.

MORRIS NASH, sworn and examined, testified:

What precinct are you attached to? The 29th, East 126th street. Where was your post on the 22nd of January, and what tour of duty did you have, six to twelve? Six to twelve P. M. Where was your post? From 126th street and Third avenue to 130th street and Third avenue. Did you see that lady on your post that night (pointing to Mrs. Dean)? Yes. When and where did you see her? At 129th street and Third avenue, about twenty minutes to nine. You had a conversation with her, and in consequence of that conversation did you send her home, you told her to go home? Yes. You know where she lives? Yes. She went in the direction of her home, and she came back to you again, and you had another conversation with her? Yes. Did she run back or walk back? She ran back. Did you go on down towards her house after her, the second time? Yes, but not immediately, a very short time after. You had her in sight? Yes, I had her in sight

0645

as she went towards Second avenue, and I followed her in that direction. Did you, on your way down, meet this defendant when you followed her down the second time, did you see this man Dean? Yes. Where did you see him? I saw him about twenty feet East of Third avenue, on the avenue. Had the woman disappeared in the meantime? No. Where was she? She was ahead of him, coming towards me, and she passed me. You got in between her and him? Yes. Did he have anything in his hand when you saw him? Yes, he had that slung-shot. Was that slung-shot broken or intact when you saw it with him? Intact; he carried it like this in his hand, in an uplifted position over his shoulder. Was he running or walking? He was running. Was the woman running too? The woman was running ahead of him. I grabbed him around the neck, and took hold of his right hand; we were tussling until I got possession of this, we fought for some time, I threw him down and got possession of it; as I was taking him to the station house some citizen halloed. You gave him the foot, threw him down and took this thing away from him? Yes. While it was in your possession the head came off? Yes. Then you turned with this man; which way did you turn to bring him towards Third avenue or across the street? I started for the station house, towards Third avenue. Some citizen then called your attention to something? Yes; he says, "He is after laying out a man on the corner, officer, he is after assaulting a man on the corner." Where did you go then? I turned around with the prisoner, and went towards the corner. Was that from the direction in which this man ran with thing thing uplifted in his hand? Yes. Did you find out afterwards that the man who was assaulted was Brady, the complainant? Yes. You found Brady, the complainant, behind

0646

this man, then, and you went to the station house with Brady and the defendant? Yes. Did the wife of Brady go along? Yes. Was the wife in the station house when they were all arraigned before the sergeant? Yes. What was the name of the sergeant who was in charge? Sergeant Sullivan. You arraigned this prisoner before the sergeant? Yes. What did he say? He had nothing to say when accused. You locked him up? Yes. Did he make any charge against the complainant, Brady? No. Did his wife make any charge against the complainant, Brady? No.

CROSS EXAMINATION:

How long have you known this defendant? I never remember seeing him until the night I locked him up. How long have you known the complainant, Brady? By sight for about fifteen years; I never spoke much to the man until I came down; I simply saluted him, I know that his name was Brady and that he was a watchman. Did your beat extend over the premises that he watched? No. Did you meet him almost daily? Yes, I met him almost daily. You don't feel unfriendly towards him, do you? No. On the former trial of this accused, did you say that the defendant assaulted you too? He attempted to. Is it not a fact that some young boy came up to you with this weapon and handed it to you? No; it was hanging down when it was in his hand, I mean the weight, the billy. Who detached it? It got detached between me and him, I was about the first one to detach it, in trying to wrench the weight from his hand, I grabbed hold of the billy end of it and knocked him down. Did you use it on him? No. Haven't you sworn that you used the weapon on the defendant? No. Did you use any weapon on him? Yes. You had quite a scuffle there? Yes. You don't know what occurred between Brady

0647

and this defendant; and I don't know where it occurred.  
What weapon did you use on him? I used the butt end of that,  
(pointing to the slung-shot), and the night stick.

DISTRICT ATTORNEY: That is the case for The People.

The Case for The Defence.

HENRY J. DEAN, THE DEFENDANT, sworn and examined testified:  
Where do you reside? 205 East 129th street. What is your  
business? Brown stone cutter. How long have you been en-  
gaged in that business? I served my time until I was twenty-  
one years old, I am thirteen years a journeyman. Do you  
recollect the night of the 22nd of January? Yes, I do.  
Where were you about half-past eight or a quarter to nine  
o'clock? I was up in my kitchen, reading the Sunday paper.  
How many rooms have you? I have four rooms. Had you been  
drinking anything? No, I am not a drinking man. State what  
occurred about twenty minutes of nine? Between twenty min-  
utes of nine and nine o'clock I was sitting by the stove  
reading when I heard a noise, a sound of scuffling and loud  
talk in the hallway. Did you recognize any voices? Yes, I  
recognized my wife's voice. I ran to the head of the stairs  
and heard some one say, "Let go of me, you dirty loafer, get  
out of this hallway, I don't want you here, let go." I  
looked down and found my wife in the clutch of this man  
Brady, struggling to get away from him. I said to my wife,  
"What is this man doing in the hallway?" My wife says, "The  
dirty loafer followed me up from the corner into the hallway  
and took hold of me and tried to throw me down." I says to  
him, "What are you interfering with my wife for? Go out of

0548

the hall, you have no business here at all, get away from the premises. He said, "You son of a bitch, who the hell are you, anyhow?" I says, "I am this woman's husband, get out of the hall, get out of the hallway." He says, "God damn you," some words to that effect, "I was here before ever you was here, and I will be here after you." I says, "That may be, but I want you to get out now, I pay rent here, it is my premises, I have a right here and you have no right." He says, "You are some god damn pimp." I says, "No; you get out of here now, as quock as you can." I started to shove him out, when he drew something from his pocket and made a blow at me; the first blow hit me on the top of the head here, he struck me again, I put up my hand and got a blow on the arm here. I got him out of the hallway by this time, out on the landing. As he was coming at me again I struck him on the chin, I grabbed his hand and brought it down on his head. I then went towards Third avenue to see if I could see a policeman, I met this officer across the avenue, there was a crowd collecting there, I was bare-headed, I had no coat. Had you and your wife ny trouble that evening? No. Where had she been? She was visiting a neighbor, she went out in the afternoon, about six o'clock I judge. She had not returned to the house until you heard her voice down stairs, crying? She had not returned after going out to visit. You had no trouble with her, no words? No. Have you ever been arrested or convicted of any crime before? Never in my life, this is the first time I have been charged with crime. You know from communications made to you that this Brady had threatened your wife, and had attempted to assault her, didn't you? She wrote me a letter to Baltimore saying she was afraid to stop there alone; she had been an-

0649

noyed by a loafer, it was a pretty hard place. Have you related everything that occurred that night? Yes, every thing up to the time I was arrested. This man was in your own hallway? In the hallway of my house.

CROSS EXAMINATION:

You are sure you have told everything, haven't you, with the assistance of your counsel and the aid of your own memory? Yes, up to the time of my arrest. Don't you remember this complainant, Brady, hitting you twice on the head with this thing (the slung-shot)? No, he only struck me once on the head and once in the arm. You remember that, don't you? Yes, I have cause to remember it. Hit you two blows in the hall, before you got that weapon out of his hand? Yes; both blows were done with one weapon; the entry was not wide enough for him to get a good blow at me. He did the best he could under the circumstances. I did not hit him in the entry, he was on the landing when I hit him, he was in the open air, on a wooden landing or platform when I hit him. My wife dressed herself to go out to visit that afternoon, but she did not tell me where she was going, this was Sunday afternoon, after we had dinner. Do you remember testifying at the last trial that yourself and wife were in the room, that you had a paper in your hand, and that your wife got up to go out to get some things to eat for the supper, to go to market, this Sunday afternoon, immediately before that? Yes, that was long before; I remember saying that. I think I met the officer about twenty feet from the curbstone, on the avenue. Do you remember telling him anything about the fact that Brady had assaulted you? No, I did not speak to the officer until he had hold of me, when Brady came up. Officer Nash didn't bring you over to Brady? No, he didn't; I

0650

am positive he did not bring me to Brady. I did not have a chance to say anything to the officer. I was very much excited, and the excitement never ceased until I was landed in the cell. You remember being in the station house? Yes, I do. You remember your wife being there? I remember her being dragged up by another officer. You remember seeing Sergeant Sullivan? I couldn't remember who was behind the desk. Did you ever see that officer before (pointing to Officer Dixon, standing up)? No, I am not acquainted in that neighborhood. You are a peaceable and good man? Yes, I am. You never assaulted your wife? I have had a wordy quarrel, I never struck my wife. You never were arrested on her complaint for an assault on her? Objected to. Objection sustained. What kind of a house is it, a tenement or private house, you live in? It is a private house, there is no tenant, only me; the ground floor is occupied by offices, and stores, and I am the only tenant up stairs.

ANNIE DEAN, sworn and examined, testified:

You are the wife of the defendant? Yes. How long have you been married? I have been married five years the 18th of last January. You recollect the evening of the 22nd of January? yes. Where had you been that evening? I had been to Mrs. Duncan's. What time did you leave your home? I left I think it was about half-past two or three, somewhere about that, after I had dinner I went over to see her. Is she in court? No, she did not come to court; I didn't need her. What time did you return? I should think it was half-past eight, as near as I can remember. Who did you meet on your return? I met Barney Brady, that loafer that loafer that has annoyed me for months. Whereabouts did you

0651

meet him? Right by the corner, and he followed me up to the hallway door, he caught hold of me. Did you have any talk with him, did he say anything to you while he followed you? No, just followed me, as he has always followed me for months, breaking my windows and climbing in on them. I can prove by the sergeant here that I went five different times in two months for protection. One morning I went when I couldn't get an examination. When your husband was away in Baltimore? Yes. Confine yourself to this night, in this hallway? He caught hold of me in my own hallway. Did you make any alarm? I did, I screamed, I pushed him off my stairs, I went right up the stairs and when I went to go up he pulled me down I screamed and I ran out and he went away. What did you run out for? I ran to get away from him I couldn't go up, if I would he would pull me down into the street. Did you see your husband? He came down behind me and I ran, when I saw he had a scuffle I hallooed "Murder!" because I thought it would be morder, I ran straight across the street to the 129th street station, across where the peanut stand is, across on the right hand side going down, Mullen's liquor store. Your husband and this man were clinched? Yes. You ran up from your premises? Yes, I shouted "Police," "Murder." This man Brady had assaulted you before, in your own premises? Yes. How many times? One time he came in and hit me twice, and upset the stove and the table, and hit me, the scar is on my face, and I was all black and blue where he kicked me; that was the time I went to that sergeant there.

CROSS EXAMINATION:

When was your husband in Baltimore? He went the latter part of July, I don't really remember the date, last July. When

0652

did you move into 129th street? The 1st of August. You lived in 118th street before that time, didn't you? No, I didn't, I didn't live in 118th street. Did you ever see that officer there (pointing to Officer Dixon)? I might have seen him, but I don't remember. Where did you live before you were in 129th street? I moved from Park avenue, corner of 108th street, I lived there about three months; and then I moved to 205 East 129th street. That is where you were living when this assault occurred? Yes. You are now dispossessed from 205 East 129th street? No, I am not, I can prove it by my landlord that I am not, Mr. Teddy McGuire; it suits me to move. When you went across Third avenue that night did you see Officer Nash? No, I don't remember seeing him. I didn't see him that night, I saw a tall policeman standing five feet six or seven inches, with a black mustache. You didn't go out about nine o'clock and see that man and have a talk with him? No, I saw two other policemen but not him. He has had a dream? I can prove by policemen. Did you see him at all that night? Yes, I saw him going to the station house with my husband. The first time you went out you saw two big officers, but you did not see Nash; the second time Nash was the man you met; is that right? I did not meet him at all, I saw him with my husband. You had not seen him before that night and had no conversation with him, and did not tell him your husband assaulted you? No, I did not. When you went into the police station did you see Sergeant Sullivan? Yes. What occurred when you got in the station house? When they took my husband down these two policemen caught hold of me, this tall fellow held on to my hand tight --- two policemen were alongside of my husband, that was Nash, I suppose, and the other policeman; the tall

0653

policeman that was behind me he caught hold of my husband, he yanked him and he hit him twice, and the other two police officers they yanked him and had hold of me, and one of them a dirty -- excuse me for using the word -- that he was not my husband. Had you been arrested for street walking? I was never arrested in my life. What names did they give you? That is uncalled for, Judge; I will tell you, when I went to the station house Barney Brady made a charge ---the officers took Barney Brady and said this man (meaning her husband) assaulted him. What the policeman took me to the station house for I don't know, but he held tight on to me; after he made a charge against my husband these other policemen then said something; so the sergeant behind the desk said to me, "Is this your husband?" I said, "Yes." I thought Barney Brady said he was so and so; they was going to prove it was my husband; I didn't know I was getting in such trouble, I didn't know what it meant, I went out and went right straight home, for my house was all open. Then of course I seen Billy Boes, he came after me and he followed me down and he asked what happened. Did you see this altercation between your husband and the complainant in your hallway? Yes; it is a narrow hallway, he hauled off and gave my husband a clip, I couldn't say what it was, the blood came out of my husband's face. I saw holes in his head in the station house? He struck me once, and it was a good blow. Did you ever see the slung-shot in your husband's possession? No; the bartender picked it up and gave it to the policeman, Billy Boes said the bartender gave it to the policeman. Do you know whether this is your husband's slung-shot? My husband has no weapon, we have no call for it. Was that ever in your house? No. Are you quite positive you saw the

0654

complainant strike your husband? Yes, they had a scuffle; he yanked something out of Brady's hands and let him have it; I shouted "Police, Murder," I thought they were going to kill one another. Blood was on Barney Brady's head and was on my husband's head, I was near fainting in the street, I screamed, and the people said, "It will be all right, the policeman is coming." The policeman yanked me. Are you positive Brady struck your husband? Yes, he did strike him. Brady says he was standing out by the elevated station and you came running by him, he stood between you and your husband, and your husband struck him on the head? No; I am afraid of my life of that man Brady.

REBUTTING EVIDENCE.

WILLIAM W. SULLIVAN, sworn and examined, testified:

What precinct are you attached to? The 29th. Were you on duty in the 29th precinct on the 22nd of January last? Yes. Were you on duty when Officer Nash brought this defendant, Dean, and the complainant, Brady, and Mrs. Dean into the station house? Yes; Nash brought the prisoner and the complainant in. Did this defendant have any holes in his head as his wife testified to? No marks of assault at all, he did not complain of any. Was he kicked and pushed and pulled and hauled? No, he was not; the officer had hold of him by the left arm. Was there any kicking or cuffing or pushing or slashing in the station house? No. Was she held by the wrist in the station house by a bug strong officer? Nobody had hold of her at all in the station house.

ANNIE DEAN, recalled by District Attorney:

Did you, when you were in the station house in front of the

0655

sergeant, whom, you say, you do not remember, make a complaint against your husband, the defendant at the bar, of assaulting you? No, I told you before, when I was taken in I was taken by that policeman, that the sergeant then asked me "is this your husband?" and I said, "Yes;" that was the only question the sergeant asked me. Did you understand whilst you were at the station house that you were making a complaint against your husband? No, I made no complaint against my husband; I went over that night to Mrs. Duncan's, to go to church. He did not assault you? No, he never laid his hands on me.

WILLIAM W. SULLIVAN, recalled by District Attorney:  
Did you see the witness who has just left the stand, in your station house? Yes. What did she say to you when she came into the station house? After the officer had stated why he arrested Dean, and while Brady made his statement of the assault with the slungshot, she said repeatedly she wanted to make a complaint against her husband of assault. I asked her why; she pointed to her left eye, which was discolored, where she said he assaulted her, where he struck her with his fist. I am positive she had a black eye.

CROSS EXAMINATION:

Was there any complaint made, any action taken upon that statement? None at all. No warrant issued? I don't know about the warrant, I told her to go to the court; there was no need of a warrant, he was already under arrest for a felony; that is why I didn't take the complaint. Who brought her there? I don't know, she came there voluntarily. I saw nobody bring her there at all; there was quite a crowd

0656

of people there. How many officers were in the station house at that particular time? Three. How many had hold of Dean? One, Officer Nash. Did somebody assist Nash to bring him there? Yes, two others. Dean was bleeding when he was brought into the station house? No, Brady was bleeding. No marks upon him? No. How long have you known Brady? I never saw him until that night. How long have you been connected with that precinct? Nearly fourteen years. You never saw Brady? Never to my knowledge, I might have seen him before, I don't remember. You know nothing about this assault? No, only the facts stated to me at the time of the arrest. You were not sworn here upon the previous trial, were you? No; I was subpoenaed yesterday, I was not subpoenaed heretofore, on the former trial. How long has Officer Nash been under your control? I think about a year and a half; the subpoena for me was left at the station house last night. After the other trial you had a talk with Nash? No, not specially.. I don't know when it was decided that I was to be a witness; I cannot tell who sent my name to the District Attorney's office. The defendant was brought into the station house, before you, charged with assaulting Brady, was he? Yes. Did you have any conversation with the defendant at that time about the occurrence? No. Didn't you ask him at this time? No, the man Brady was so badly injured. Didn't you ask the defendant what he had to say about it? Yes. What did he say? He said nothing, he shook his head. I said to him, "What have you got to say?" after I held the slung-shot in my hand, and he shook his head, he said nothing. You never heard him give any explanation of this occurrence? No. Were you in court the next morning? No. You don't know what Dean stat-

0657

ed there, do you? No.

ELMER DIXON, sworn and examined, testified:

I am an officer connected with the 29th precinct, and during the Spring of 1892 my post was 118th street and Parkavenue. I know Mrs. Dean, the witness who is here, and the defendant at the bar. Do you know his character for peace and quiet? Yes. Were you frequently, during your patrolling of the post in East 118th street, called into the house by Mrs. Dean to arrest this man for assault? (Objected to. Objection sustained.)

CLARENCE G. STEVENS, sworn and examined, testified:

Where do you live? #2,401 Third avenue, near 130th street, on the corner. Do you know this defendant, Dean? I saw him on Sunday evening, the 22nd of January, at his house, between the hours of half-past seven and pretty nearly to nine o'clock. What was he doing? He was sitting there, with Mrs. Dean and a friend of theirs, and a friend of mine named Newton. Mrs. Dean was in the house at half-past seven o'clock? yes, when I was there and Dean was there. She introduced me and my friend, Mr. Newton; this was in 205 East 129th street. How long did you stay there? I stayed there until five or ten minutes to nine, probably it might have been nine o'clock; I wouldn't say exactly to a minute. Mrs. Dean went out, to the best of my knowledge, about half-past eight o'clock, and she was not back when I went away. Did any difficulty occur in those rooms between yourself and Dean or anybody else? No. Do you know a man named Thomas Butler? No. Was he there that day? Not while I was there.

0658

CROSS EXAMINATION:

Mr. Newton is a man who lives in Harlem, corner of 128th street and Third avenue, he is an engineer in the steamboat business, I have known him about a year. How long have you lived in New York? I have lived in New York all my lifetime. Have you ever been convicted of any crime? No. Where are you employed? Just at present I am not employed; I was employed last week, I work off and on at steamboating, on the Harlem River, for Mr. McConnell, on tug boats. How long have you been acquainted with Dean? I never met him until that night, I went around making a call on Mrs. Dean, I met Mrs. Dean a couple of months previous, I went this night with Mr. Newton; Mr. Newton is not in court. Who did you first tell this story to about being in Dean's that night? I didn't tell it to anybody. How came you here to-day? Because I was summoned here. Didn't you tell anybody you were in Dean's that night before you were summoned? No; only when I started to go down there there was a couple of parties up in Horton's saloon heards us saying where we were going; that's all. Do you know Brady? Yes. How long have you known him? I have known him quite sometime, say four years. Was it not in the morning you were at Dean's house, if at all that day? No, it was in the evening; I got up there about seven o'clock, it was Sunday, the 22nd of January. I slept the night before in Mr. Wolford's, who keeps a little restaurant, I have been lodging there for the last two months, I have been working on and off, I have had about twenty five days the last two months. I do some work beside steamboating when I get a change; sometimes I do collecting for different people; I have collected wharfage bills for Mr. Wolford; I have also collected for Captain Longstreet.

0659

Did you see any of this altercation between Dean and Brady, did you see any fight between them? No. Do you know anything about this slung-shot? No, I never seen it. You were left alone in Dean's house? Yes; Mr. and Mrs. Dean went down stairs, I don't know whether they went together or not; Mr. Newton had gone out, too, and left me all alone. All the time you were there there was no quarrel? No, all very friendly and drank a lot of beer together. While I was there I fell off in a doze, I drank a little too much? Mr. and Mrs. Dean and Mr. Newton and I were drinking ale in that house that night; Mr. Newton paid for it, and Dean went out and got it. I don't remember when this case was tried before. I saw Newton on the following Monday morning; I said, "Where did you go so soon last night?" He says, "I went down stairs; there is enough to show for it," and he showed me a lump on his head; he said he was hit on the head by Dean, and he ran right home.

BERNARD BRADY, recalled:

Brady, the night that you say this defendant struck you with this slung-shot, had you ever seen him before that night? Yes. Have you had any personal quarrel with him? No. No words with him whatever? Never spoke a word to the man. How far away from the defendant's home was it that you say you were struck? May be forty or fifty feet away, towards Third avenue. Had you been in his doorway that night, assaulting his wife? No. You didn't touch her at all? No. This slung-shot was yours, wasn't it? No. You say that your attention was first called -- there was something going on, you saw the wife run past you? Yes, ran by me. You say you looked around, and he struck you? I heard footsteps,

0660

I looked around and I distinctly caught him on the act of striking me. You had not been in his doorway that night at all? No, I just left my shop. You had not been in front of his house at all? No, I walked by it. You don't know why he struck you? I don't, he struck another man before me, he was mad, I guess.

By Counsel: I understood you yesterday to say that you had never been confined in prison, never been in prison? No. Never been in the Tombs? I have been in the Tombs twice.

By the Court: As an inmate, as a visitor or as a prisoner? I was not as a prisoner, you are not a prisoner until you are convicted.

By Counsel: Oh, yes, you are? I don't think you are.

By the Court: Have you ever been convicted of any offence at all, of any name or description? No.

By Counsel: How many times have you been in prisoner under a charge of crime? (Objected to. Objection sustained.)

HENRY J. DEAN, recalled by Counsel:

I heard the testimony of Mr. Steven's yesterday, I don't know the man, I never saw him before to my knowledge. Was he in your home on this night in question, the 22nd of January? No. Did you drink any beer with him? No, I haven't touched anything since New Year's day. Did you go out and get some beer? No., there was not a soul in my apartment except my wife; I am married; I was married by the Rev. Mr. Hartell, of the Laight street Baptist church, on the 15th of January before the "blizzard." Why did you use the slung-shot on the head of the complainant, what did you strike him on the head for? He used it on me first, and I grasped it away from him, I used it to protect myself. I was no match

0551

physically for that man. When you succeeded in grabbing this weapon from him what was Brady doing? He was coming for me for the third time, making a blow at me, I struck him on the chin and grasped this out of his hand, this lead pipe or whatever it is. Did you ever have that lead pipe, or slung-shot, or whatever you call it, in your possession? No, never carried a weapon in my life. I defy anybody to bring a charge that I was arrested.

By the Court: You are the person that did strike and wound this man? I don't know where I struck him, I struck blindly, I didn't care at the time.

By Counsel: You believed at the time you drew that weapon this man would inflict greivous bodily injury upon you? I did. You didn't believe yourself able to cope with him? I did not, not physically. How much do you weigh? I weight, as I stand now, about one hundred and thirty-four pounds, I should think. What does Brady weigh, do you know? I don't know what the man weighs, he acknowledged he was one hundred and ninety; you can deduct one hundred and thirty-four from one hundred and ninety, I am a light-weight and he a heavy-weight.

The Jury rendered a verdict of GUILTY.

0662

Testimony in the case of  
Henry J. Deane

filed Jan 1893

766

0663

Police Court— 5<sup>th</sup> District.

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

Bernard Brady

of No. 70 East 129<sup>th</sup> Street, aged 41 years,

occupation Labourer being duly sworn

deposes and says, that on the 22 day of January 1893 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Henry J. Dean (now here) who willfully and maliciously struck deponent on the head with a certain unlawfull weapon commonly known as a slung shot, deponent further says that this assault was committed

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 23<sup>rd</sup> day of January 1893

Bernard Brady

George Burke Police Justice.

0664

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss:

*Henry J. Dean*

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 sees 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. *Henry J. Dean*

Question. How old are you?

Answer. *33 years old*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *205 East 129th Five weeks*

Question. What is your business or profession?

Answer. *Stone Cutter*

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  
Henry J Dean*

Taken before me this

*23*

*John J. [Signature]*

Police Justice

0665

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

Dated, *January 10* 189

*Wm C. Burke* Police Justice.

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

Dated,.....189

.....Police Justice.

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

Dated,.....189

.....Police Justice.

0666

6266 5 105  
Police Court--- District.  
1884

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Bernard Brady  
70 East 129th  
Henry J Dean

Offense: Assault  
Assault

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

Dated, January 23 1893  
Birks Magistrate.  
Wash Officer.  
29 Precinct.  
Tapher

Witnesses: Thos Butler  
422 E 124th St top floor  
No. Street. *Personally*

Sgt Sullivan  
29th Precinct to bring clothes  
No. of July 22 Street.

Officer Dixon  
29th Precinct  
No. Street.

\* 7000 to answer I.S.  
C.M. Post  
Ch. Jan. 23 7 P.M.

0667

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

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

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

The said

Henry J. Reed

late of the City and County of New York, on the 10th day of January in the year of our Lord one thousand eight hundred and ninety-

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

Bernard B. Reed  
Henry J. Reed

with a certain which the said

in his right hand then and there had and held, the same being then and there a weapon and an instrument likely to produce grievous bodily harm, the said then and there feloniously did wilfully and wrongfully strike, beat, bruise and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

*Henry J. Keene*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Henry J. Keene*

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, in and upon the said *Bernard Brady*

in the peace of the said People then and there being, feloniously  
did wilfully and wrongfully make another assault; and the said *Henry J. Keene*  
the said *Henry J. Keene*  
with a certain *Henry J. Keene*

which the said *Henry J. Keene*

in *his* right hand then and there had and held, in and upon the  
*head* of *him* the said *Bernard Brady*  
then and there feloniously did wilfully and wrongfully strike, beat,  
bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully  
and wrongfully inflict grievous bodily harm upon the said *Bernard Brady*  
to the great damage of the said *Bernard Brady*  
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.

DE LANCEY NICOLL, *District Attorney.*

0669

**BOX:**

508

**FOLDER:**

4633

**DESCRIPTION:**

Dillon, Thomas

**DATE:**

01/09/93



4633

0670

Witnesses:

Chas. Zelenka

Officer Dymell

(28)

Comisol,

Filed

Pleas,

day of

1893

THE PEOPLE

vs.

Thomas Dillon

Robbery, second Degree, (Sections 224 and 229, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

J. Cathin

Foreman.

Openly Presided of

Wm. H. Day

COURT OF GENERAL SESSIONS OF THE PEACE,  
City and County of New York.

\*\*\*\*\*

T H E P E O P L E,

-against-

T H O M A S D I L L O N .

\*\*\*\*\*

"  
"  
"  
"  
"  
"

Before

and a Jury.

TRIED, NEW YORK, JANUARY 13TH, 1893.

\*\*\*\*\*

INDICTED FOR ROBBERY IN THE SECOND DEGREE.

INDICTMENT FILED JANUARY 9TH, 1893.

\*\*\*\*\*

APPEARANCES:

\*\*\*\*\*

ASSISTANT DISTRICT ATTORNEY JOHN F. MCINTYRE,

For THE PEOPLE.

MR. HYMAN,

For THE DEFENSE

\*\*\*\*\*

0672

2

CHARLES ZALENSKY, testified that he kept a restaurant, at 441 West 16th Street, on the 19th day of November, of last year, and was in the restaurant on that day and in the night time. The defendant came in the restaurant and asked for change for a 25 cent piece, after 7 o'clock in the evening. The complainant was behind the counter, and took his pocketbook out of his pocket, and was about to open it, when the defendant seized it---tore it out of his hand, and struck the witness in the face and ran away with the pocketbook, containing \$9. Nothing was ever recovered by the complainant. The complainant saw the defendant on the following evening, between 6 and 7 o'clock, and tried to catch him, but he ran away again. About 3 or 4 days later he saw him again, in Gansevoort Market, but he again failed to catch him. 14 days later the complainant again saw the defendant, who said, "Catch me you son-of-a-bitch, and ran away. The complainant saw the defendant always in that neighborhood. A detective notified him, the complainant, that the defendant had been arrested, and he saw him in the station-

0673

3

house. The complainant identified the defendant as the one who assaulted him and robbed him of the \$9. on the night in question. The defendant took the pocketbook first and then struck the defendant. In

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

the witness testified that when he tried to get hold of the defendant, after the defendant had snatched the pocketbook, he struck him, the complainant. He reported the robbery on the Tuesday after it was committed. He told three policemen about the robbery. He was also twice in Jefferson Market about it. He reported it to the police 14 days after the crime was committed.

\*\*\*\*\*

OFFICER JOHN TERRILL, testified that he was attached to the 16th precinct on the 19th day of November, and during the month of December. 441 West 16th Street is in the 16th Ward. He arrested the defendant, but not on the complainant's complaint but on another charge. There was a complaint made against him about the 29th or 30th of November. The complainant identified the boy and he

0674

was taken to court. In

4

C R O S S - E X A M I N A T I O N

he testified that he was not a regular officer on the beat, but Officer Martin was. He, the witness, was the special officer.

\*\*\*\*\*

0675

5

THE DEFENSE.

\*\*\*\*\*

THOMAS DILLON, the defendant, testified in his own behalf, that he was sixteen years of age on the 11th of July. He lived at 13th Street and 10th Avenue before he was arrested. He knew the complainant. He didn't go into the complainant's place on the night of the 19th of November. He didn't on that night, ask the defendant for change of a quarter, and when he offered to give the change, strike him or take a wallet of money from him. He did not effect to strik him, and he never stole any money belonging to the complainant. In

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

the witness testified that he had never been convicted, and had never been sent to the Protectory, or to the House of Refuge or to any other place. He peddled fruit. He lived at the hotel "Nina" for about six months before he was arrested, and, prior to that, he had a furnished

0676

6

room. He was born in England and had been in this country about 7 years. His father lives in Williamsburgh. He didn't go home, because he didn't know his father's address. He last saw his father about a year and a half ago. He knew the complainant and had eaten in his place. On the 19th of November, about 7 o'clock in the evening, the defendant testified that he might have been around that block. He didn't go in to the complainant's place to get 25 cents changed. He never ran away from the complainant. He saw the complainant almost every day up to the time of the arrest and the complainant didn't run after him.

\*\*\*\*\*

0677

Police Court 2 District.

CITY AND COUNTY }  
OF NEW YORK, } ss

Charles Zelenky

of No. 441 West 16 Street, Aged 40 Years

Occupation Restaurant Keep being duly sworn, deposes and says, that on the 19<sup>th</sup> day of November 1882, at the 16<sup>th</sup> Ward of the City of New York, in 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:

gold  
and lawful money of the  
United States

of the value of about 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

Thomas Dillon (now dead) the  
defendant came into deponent's restaurant on said date and asked for change for a twenty five cent piece and when deponent took out his purse the defendant struck deponent a violent blow in the face and then the defendant seized said property out of deponent's hands and to read off with it

Charles Zelenky

Sworn to before me this 29 day of December 1882  
John J. [Signature] Police Justice.

0678

Sec. 198-200.

1882

District Police Court.

City and County of New York, ss:

*Thomas Dillo*

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 a 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. *Thomas Dillo*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *W. S. England*

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

Answer. *Williamsburg.*

Question. What is your business or profession?

Answer. *Pecker.*

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*  
*Thomas Dillo*

Taken before me this

day of

1891

21

Police Justice.

*[Handwritten mark]*

0679

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

*Thomas DeLoe*  
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *200* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *Dec. 23.* 189*2* *[Signature]* Police Justice.

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

Dated, ..... 189 ..... Police Justice.

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

Dated, ..... 189 ..... Police Justice.

0680

Police Court---

1613 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Chas. Zelenky  
441 W 16th St  
Thoma Dillon

Offense  
R. M. King

1  
2  
3  
4

BAILED.

No. 1, by.....

Residence ..... Street.

No. 2, by.....

Residence ..... Street.

No. 3, by.....

Residence ..... Street.

No. 4, by.....

Residence ..... Street.

Dated, Dec 23 189

White

Magistrate.

Pyrell

Officer.

16

Precinct.

Witnesses .....

No. .... Street.

No. .... Street.

No. .... Street.

\$ to answer

W. O. G. S.

0681

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas Dillon*

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

*Thomas Dillon*

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

The said *Thomas Dillon*

late of the City of New York, in the County of New York aforesaid, on the *19<sup>th</sup>* day of *November* in the year of our Lord one thousand eight hundred and ninety-*two*, in the ~~time of the said day~~, at the City and County aforesaid, with force and arms, in and upon one *Charles Galensky* in the peace of the said People then and there being, feloniously did make an assault; and

*the sum of nine dollars in money, lawful money of the United States of America, and of the value of nine dollars, and one purse of the value of twenty-five cents*

of the goods, chattels and personal property of the said *Charles Galensky* from the person of the said *Charles Galensky* against the will and by violence to the person of the said *Charles Galensky* then and there violently and feloniously did rob, steal, take and carry away,

*[Signature]*

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.

*De Lancey Nicoll,*  
District Attorney

0682

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas Dillon*

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

*Thomas Dillon*

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

The said *Thomas Dillon*

late of the City of New York, in the County of New York aforesaid, on the *19<sup>th</sup>* day of *November* in the year of our Lord one thousand eight hundred and ninety-*two*, in the ~~time of the said day~~, at the City and County aforesaid, with force and arms. in and upon one *Charles Galensky* in the peace of the said People then and there being, feloniously did make an assault; and

*the sum of nine dollars in money, lawful money of the United States of America, and of the value of nine dollars, and one purse of the value of twenty-five cents*

of the goods, chattels and personal property of the said *Charles Galensky* from the person of the said *Charles Galensky* against the will and by violence to the person of the said *Charles Galensky* 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.

*De Lancey Nicoll,*  
*District Attorney*

0683

**BOX:**

508

**FOLDER:**

4633

**DESCRIPTION:**

Dobbelaar, Marenus J.

**DATE:**

01/19/93



4633

0604

Witnesses:

Officer Mulholland  
Francis Canal  
Henry Smith  
Henry O. Neib  
James O'Brien

1893

Counsel.

Filed, day of August 1893

Pleads,

THE PEOPLE

vs.

Marcus J. Dobbela

(2 cases)

LARCENY, (Sections 528 and 53 / of the Penal Code.)  
MISAPPROPRIATION

DE LANCEY NICOLL,

District Attorney.

Part III. Jan. 31 1893

A TRUE BILL.

J. Catlin

Part 3. January 31 1893  
Pleads guilty July 10  
2 470 per G.  
1 Feb. 1893

0685

Police Court

5<sup>th</sup>

District.

Affidavit—Larceny.

City and County } ss:  
of New York, }

Alexander List

of No. 261 West 113<sup>rd</sup> Street, aged 39 years,  
occupation Mason being duly sworn,

deposes and says, that on the 15<sup>th</sup> day of August 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

one Gold watch and Chain,  
together of the value of one  
hundred and twenty dollars

the property of Deponent.

Sworn to before me, this 11<sup>th</sup> day of January 1893

John B. ...  
Police Justice.

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

Marcus Dobbelaar now here, from the fact that deponent left said property at deponent's place to be repaired; when deponent called for said property, this deponent's place was closed, and deponent was gone. Wherefore deponent charges this deponent with taking, stealing, and carrying away said watch and chain, and prays that he may be dealt with according as the law directs.

Alexander List

0585

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*Marenius Dobbelaar*

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 sees 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. *Marenius Dobbelaar*

Question. How old are you?

Answer. *42 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *Lena N.J. Three months*

Question. What is your business or profession?

Answer. *Jeweler*

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  
Marenius J. Dobbelaar*

Taken before me this

day of *February* 1903

Police Justice.

0587

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

Dated, *January 11* 189 *John R. ...* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

0688

Police Court--- 5<sup>th</sup> 68<sup>1934</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Alexander List  
20 vs.  
Marenius Dohlaar

Grand  
arrest  
Office

1  
2  
3  
4

BAILED,

No. 1, by .....  
Residence ..... Street.

No. 2, by .....  
Residence ..... Street.

No. 3, by .....  
Residence ..... Street.

No. 4, by .....  
Residence ..... Street.

Dated, January 11 189 3

Worhis Magistrate.  
Mulholland & Carey Officer. S  
Central Office Precinct.

Witnesses Mr. R. R. Richard  
No. 77 East 116<sup>th</sup> Street.

Francis Barrah  
No. 533 Manhattan Ave

Robin Tracy  
No. 170 West 15<sup>th</sup> Street.

\$ 3000 to answer G S  
Comm.

C. A. Warner  
468 N 146

Handwritten notes and initials

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

THE PEOPLE OF THE STATE OF NEW YORK

*against*

*Marenius J. Dobbelaar*

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

of the CRIME OF *Petit* LARCENY, *Marenius J. Dobbelaar* committed  
as follows:

The said

*Marenius J. Dobbelaar*  
late of the City of New York, in the County of New York aforesaid, on the *15th*  
day of *August*, in the year of our Lord one thousand eight hundred and  
ninety-*three*, at the City and County aforesaid, being then and there the  
*bailee* of *one, Alexander List*

and as such *bailee* then and there having in his  
possession, custody and control certain goods, chattels and personal property of the said

*Alexander List*  
the true owner thereof, to wit:

*one watch of the value of  
seventy-five dollars, and one  
chain of the value of thirty  
seven dollars.*

the said *Marenius J. Dobbelaar* afterwards, to wit:  
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,  
did feloniously appropriate the said *goods, chattels  
and personal property*  
to his own use, with intent to deprive and defraud the said *Alexander List*

of the same, and of the use and benefit thereof; and the *same* goods, chattels and personal  
property of the said *Alexander List*

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

DE LANCEY NICOLL,  
*District Attorney.*

0690

Witnesses:

Alexander Sisti

Counsel.

Filed 19<sup>th</sup> day of May 1893

Pleas, *Not guilty*

THE PEOPLE

vs.

*Marcus J. Dobbela*

*C. C. C. C.*

*James LARCEY, s. m. c. s. e.*  
(MISAPPROPRIATION)  
(Sections 528 and 537 of the Penal Code.)

DE LANCEY NICOLL,

*District Attorney.*

A TRUE BILL.

*J. C. C. C.*

*Foreman.*

158

Court of General Sessions.  
County of New York.

The People  
vs  
\_\_\_\_\_ Against \_\_\_\_\_  
Marens J. Dobbelaar.

City and County of New York, ss:

I have lived in New York City my entire life, at sixteen years of age I entered the jewelry trade with the firm of Messrs Saffin, Stiles & Co. No. Maiden Lane. City and after my apprenticeship became a practical jeweler and worked for different firms, the last of which I may name as Messrs Hart Brothers, of Brooklyn and Tiffany & Company, New York, the above period of time being about four years - from 1870 to 1874. and for all of whom I worked faithfully and honestly. About the year 1874 upon the strength of my recommendation from Messrs Tiffany & Co during the year 1874 I obtained employment with the firm of C. Bernhard & Co. at that time located 169 Broadway. also engaged in the

jewelry trade, the position being  
their City Salesman. My service  
with this latter firm was of but  
short duration, when with their  
aid and assistance I began  
business on my account as a  
retail jeweler, (this being in the end  
of 1874) at No 811 - 8<sup>th</sup> Avenue  
this City, where I continued doing  
business for ten years - from 1874  
to 1884 - when I removed to No 110  
West 125<sup>th</sup> Street, where I remained  
up to the time of my collapse -  
a period of eight years - 1884 to  
1892 -

During these 18 years I have had  
jewelry of every description intrust-  
ed to me for repairs to the value  
of many thousands of dollars  
by my customers and have always  
dealt with them most honorably  
and this is the first time I have  
in my life that I have been called  
to answer to a criminal charge.

I attribute my unfortunate  
position to force of circumstances  
brought on by competition and loss

of capital in legitimate business. I became behind in my rent, having at the time exhausted every possible means at my command, I unfortunately and with no dishonest intent, took goods and pawned them at such times when I was pushed the hardest to keep a roof over my head and to try and save my name and position in the world.

About September 1892, the blow finally came, and I was dispossessed just as I was working the hardest to make restitution to my customers and I did make such restitution to several after I was dispossessed as aforesaid from assets I obtained from sales of my store fixtures, all of which went towards the redemption of property and was turned over <sup>by</sup> me, and thereafter I went <sup>to the</sup> home of my aged mother, penniless.

If I had been given an opportunity I could and would have paid every one, and I now declare that it shall be my

0694

aim in life to make full  
and complete restitution  
to each and every person  
who has in any manner  
suffered by my action.

sworn to before me this

8<sup>th</sup> day of February 1893

M. J. Wobbehaar.

Hil Waldheims  
W. T. H. T. H. H. H.  
my Co. H.

General Services

The People &  
- apt -  
Marens J. Dobbelaar.

City and County of New York, SS.

Richard J. Murray  
being duly sworn says. That for the past  
32 years I have been engaged at  
No 346 - 4<sup>th</sup> Ave N.Y. City engaged  
in the jewelry business -  
I have known the defendant  
for the past 25 years and  
have at all times regarded  
him as an honest and respected  
citizen of this community.

Others who have known him  
have looked upon in the same  
light.

Richard J. Murray

sworn to before me  
this 2<sup>nd</sup> day of Feb'y 1933

Phil Waldbein

Notary Public  
in & for the State of New York

General Sessions

The People

vs

Marens J. Dobbelaar.

City & County of New York ss:

Reminded Kaumlen being duly sworn says. I reside at No 2439 - 8th Ave N.Y. City and am engaged at present by Fred Baypr. Dofen 4th - 4th Ave also in said city.

I am a particular watchmaker and have been employed at my trade for about twenty eight years.

I know the defendant and about a year or so after he (the defendant) opened up business at No 811 - 8th Ave I began my employment with him and continued with him up to the time of his collapse - a period of fully 16 years - During all this latter period the defendant conducted a straight and honorable career - To my knowledge the defendant has never before been charged with the commission of any crime.

I have read the dependant's affidavit  
 verified February 8<sup>th</sup> 1893 and  
 the same is a correct and true  
 statement of his acts, so far  
 as I became acquainted with  
 him and his doings, during the  
 long and continued period of  
 my service.

sworn to before me the  
 10<sup>th</sup> day of February 1893

That was heard by  
 Wm. J. Public  
 my O.  
 C.

at Washburn, Wisconsin

0698

General Services.

The People,  
vs  
Marengo & Dobbelaar.

City and County of New York ss:

August, Eickelberg  
being duly sworn do depose and say  
for the past 15 years I have been  
engaged as an undertaker at No. 9 3rd  
St. Avenue in said City -  
During the time the defendant was  
engaged in business at No. 11 - 1<sup>st</sup> Ave.  
I became acquainted with him  
and for fully five years of the period  
came in contact with him very  
frequently and was well regarded  
by myself and his neighbors as an  
honest and respected citizen. I  
never heard or knew of the defendant  
being ever charged with the  
commission of any crime,  
previous to the present charge,  
brought against the defendant.

Witness my hand and seal  
this 9<sup>th</sup> day of Feb'y 1893  
That I am Public Notary  
E. A. Eickelberg

General Sessions.

The People vs  
- vs -  
Marcus J. Dolbelaar.



City & County of New York ss:

William Goodnow.

being duly sworn says I am engaged  
in the Real Estate business  
and have an office at No. 111  
Broadway this City.

I have known the defendant  
for about eight or nine years  
last past and up to the present  
trouble have never heard or knew  
of the defendant being charged  
with the commission of any <sup>crime</sup>  
To my mind he has always  
been a good character, and  
others whom I know and have  
spoken of the defendant have  
also regarded him in a  
favorable light.

Sworn to before me  
this 5th day of Feb'y 1873.

William Goodnow  
577.

Notary Public in & for the State of New York

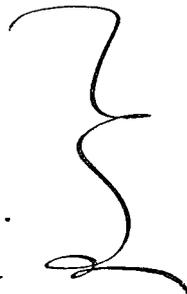
General Session

The People

vs

vs. apt vs

Marcus J. Dobbelaan.



City & County of New York ss:

Annie Spencer  
being duly sworn says I reside at  
No. 95 Greenwich Avenue in said  
City and am the sister of the  
defendant above named.

The defendant for the past 18 years  
has been engaged in the jewelry  
business in this City, and to my  
knowledge has previous to the  
present charge always conducted  
his business in a straight-  
forward and honest way.

Sworn to before me

This 9 day of Feb 1893

Subscribed & sworn to  
Notary Public  
C. J. G.

Miss Annie Spencer

0701

General Sessions

The People  
vs

— vs —

Mary J. Whelan

Affidavits.

Jessie Berlingham  
Prisoner for Debt,  
23 Clinton St.  
N.Y.

0702

District Attorneys Office.  
City & County of  
New York.

188

Complainants against

Marinus J. Wabbeaar

Nenny. O'Neil. 102 W. 126<sup>th</sup> St  
one gold watch at property Clerk

Jamies. O'Brien 976 E 168<sup>th</sup> St  
one gold watch at property Clerk

Francis. Narral. 533 Manhattan av  
one gold watch at property Clerk

M. R. Richards. Mrs. 77 E 116<sup>th</sup> St  
one gold watch at property Clerk

Mrs. <sup>James</sup> Bellie Smith. 116 W 122 St  
one gold watch at Simpsons  
91 Park Row - pawn broker in Court

Charles S. Warner. 132 Bowery  
one gold watch. at Narlan  
pawn office - pawn broker in Court

0703

Police Court

5<sup>th</sup>

District.

Affidavit—Larceny.

City and County } ss:  
of New York, }

Henry Smith

of No. 415 Lenox Avenue Street, aged 60 years,  
occupation none being duly sworn,

deposes and says, that on the 20<sup>th</sup> day of July 1892 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the pos-  
session of deponent, in the following time, the following property, viz:

One gold watch, of the value  
of one hundred and fifty 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 Messrs Robbelen  
from the fact, that deponent left said  
property with said defendant to  
be repaired. Deponent went after said  
property and found that the defendant  
had closed his store, and can not  
be found, and previous to the defendant's  
running away, deponent went to said  
place and demanded his property.

Henry Smith

Sworn to before me, this 28 day

of 1892  
Police Justice

0704

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss:

*Marenius Dobbelaar*

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 sees 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.

*Marenius Dobbelaar*

Question. How old are you?

Answer.

*4 1/2 years old*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*Leonia N.J. Three months*

Question. What is your business or profession?

Answer.

*Jeweler*

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  
Marenius J. Dobbelaar*

Taken before me this

day of

*Jan 11 1893*

*John W. ...*

Police Justice.

0705

1947

Sec. 151.

Police Court 5 District.

CITY AND COUNTY } ss. In the name of the People of the State of New York; To the Sheriff of the  
OF NEW YORK, } County of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Henry Smith of No. 415 Lenox Avenue street, that on the 20 day of July 1892, at the City of New York, in the County of New York, the following article, to wit:

One Gold Watch

of the value of One hundred and fifty Dollars, the property of Henry Smith was taken, stolen and carried away, and as the said Complainant has cause to suspect, and does suspect and believe, by Marcus Roblar

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 5 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 28 day of Sept 1892

[Signature]  
POLICE JUSTICE.

0706

Police Court..... District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Henry Smith*  
vs.

Warrant-Larceny.

*Wobbe Raar*

Dated *Sept 20<sup>th</sup>* 1891

*Meade* Magistrate.

*Melkolland & Carey* Officers

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

..... Officer.

Dated..... 189

This Warrant may be executed on Sunday  
or at night.

*W. Meade*  
Police Justice.

0707

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

*Leperant*

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

Dated, *July* 189

*John C. Mearns* Police Justice.

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

Dated, 189

Police Justice.

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

Dated, 189

Police Justice.

070E

W  
Police Court--- 5<sup>th</sup> District. 68 1934

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henry Smith  
Marek D. Abelaar

Offense Grand Larceny

2  
3  
4

BAILED,

No. 1, by.....

Residence ..... Street.

No. 2, by.....

Residence ..... Street.

No. 3, by.....

Residence ..... Street.

No. 4, by.....

Residence ..... Street.

Dated, Jan 11 1893

Walter M. Smith Magistrate.

Mulholland & Co. Officer.

Central Office Court Precinct.

Witnesses Henry W. Neil

No. 102 N 126<sup>th</sup> Street.

Fannie W. Brown

No. 926 E 168<sup>th</sup> Street.

Mrs. Lilah Sanderson

No. The Boulevard Street.

\$ 2000 to answer.

levm  
Jan 11 1893

0709

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

538

THE PEOPLE OF THE STATE OF NEW YORK

against

*Maremus J. Dobbelaar*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Maremus J. Dobbelaar*  
of the CRIME OF *Grand LARCENY in the second degree*, committed  
as follows:

The said *Maremus J. Dobbelaar*

late of the City of New York, in the County of New York aforesaid, on the *twentieth*  
day of *July* in the year of our Lord one thousand eight hundred and  
ninety-*two*, at the City and County aforesaid, being then and there the  
*bailee* of *one Henry Smith*

and as such *bailee* then and there having in his  
possession, custody and control certain goods, chattels and personal property of the said

*Henry Smith*  
the true owner thereof, to wit:  
*one watch of the*

*value of one hundred  
and fifty dollars;*

the said *Maremus J. Dobbelaar* afterwards, to wit:  
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,  
did feloniously appropriate the said *watch*

to his own use, with intent to deprive and defraud the said *Henry Smith*  
of the same, and of the use and benefit thereof; and the same goods, chattels and personal  
property of the said *Henry Smith*

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

DE LANCEY NICOLL,  
District Attorney.

0710

**BOX:**

508

**FOLDER:**

4633

**DESCRIPTION:**

Duff, Patrick

**DATE:**

01/06/93



4633

0711

Witnesses:

Baris Solaberg

W. Rinderman

Allen Howard

True a Capital  
Examination made  
in this case I have  
seen doubts of being  
able to make out  
a case against the  
Defendant and from  
the Amused & typical  
of good character  
of the Defendant I am  
strongly convinced he  
may upon the testimony  
of James Joseph  
George Newman his  
brother upon his the  
Examination

Filed  
Counsel,  
day of January 1893  
Pleads,  
Patrick Duff

THE PEOPLE

vs.

P

Patrick Duff

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

DE LANCEY NICOLL,  
District Attorney.

James H. Park III

A TRUE BILL.

L. Catin  
Foreman.

Patrick J. January 23<sup>rd</sup> 1893  
All released on his  
revelation.

0712

COURT OF CRIMINAL JUSTICE

THE PEOPLE

vs.

PATRICK HENRY

City of New York, 1917

PATRICK HENRY

I am at present under indictment for an assault to kill, and am confined in the City Prison of New York. That I was born in Ireland twenty-one years ago, and came to the City of New York in May 1892. I have been living here ever since. When I first came to New York I went to school in my boyhood days, ~~and~~ *and* ~~continued to do so until I came to this country, since which time I have resided with my sister and her husband at No. 134 Mulick Street, in the City of New York. I was engaged for sometime after my arrival in this country with the National Ice Company where I remained until my sister's husband was taken sick and went back to Ireland. I then took his place, and assisted my sister in the care of several buildings in ~~Suffolk~~ *Suffolk* Street, New York City. I remained at work there until the return of her~~

*1011-1012*

*for about six years*

0713

(2)

husband lived Ireland. I then went to work at a livery stable in East 19th Street between Avenue A, and 1st Avenue, and remained there until the time of my arrest. I do not know the person who accuses me of assaulting her and never saw her until the time of my arrest when I was brought before her in the street in Essex Street in this City. I never assaulted her with a knife or in any way, and never saw her to my knowledge until the time above stated.

The facts of my case are as follows: On the evening of December 26, 1892, I was invited by Robert Higgins, a friend of mine, who came to this country from Ireland about the same time I did, to go home with him and take supper. We went together to his boarding place, 127 Monroe Street, New York, where he was living with his sister and her husband. We took supper there, and I remained with him until about eight o'clock in the evening and then started for home. He said he would go with me and we walked out and went to Essex Street, no longer taking my place which was at that time as above stated, the Suffolk Street. We went towards Essex Street toward Grand. This is the way I always went when I went home after coming from him. There were a good many people on the street, and we stopped at a soda water fountain at the corner of Hester and Essex Street and called for a glass of soda water, and I heard Higgins make some remonstrance against the soda water, it being, as I understood it, put into a dirty glass, and the soda water man demanded two cents, and was going to hit Mr. Higgins with

0714

(3)

a glass. I told him not to hit me. The next water was then  
 case outside, the ~~XXXXXXXXXX~~ took hold of Higgins and called  
 so for a policeman. Then I took hold of Higgins, and told  
 the man water for to get him to get with me. I asked him  
 if Higgins was doing anything to you. He said he was not  
 up (and I went to the top of the street and called to  
 the man (Higgins) to get him to get with me. I told  
 him to get away. He said no, but I said I would and  
 said he would hold me for a policeman. Then I pulled away  
 from him and he struck me and knocked me down. Then I got  
 up and I struck him. Then a crowd of people gathered around  
 and yelled, "Put them out of the block." "Lick them. They  
 are loafers." I was not going away, but Higgins said to me,  
 "Come on. They will murder <sup>you</sup>." So I ran away and yelled  
 for a policeman. I went up Broadway Street to West Street  
 and I went into a hallway on West Street. Several of the  
 crowd followed in after me and struck me and put me down.  
 Then I got up through a door which was beside the hallway  
 and I hid in a policeman's car. Then I got up the street  
 and I hid in a policeman's car. I hid in the car, and  
 I hid with Higgins in a car on West Street. The  
 woman was, she said that Higgins cut her and that she  
 said that it was me. This is the first time that I ever  
 saw the woman or knew that any one had been injured. I de-  
 clare and say that I did not injure her, and that I do not  
 know who did injure her. That I did not have any knife with

0715

(4)

me and had not before for some time previous. That during  
the disturbance of the water fountain I had all I could  
do to take care of myself and to get away from the furious  
crowd which had gathered there. If there was any one injured  
at this place as alleged in the indictment against me, it  
was by some other person than myself. I did not see the  
water there and I know that I did not injure any. I had  
nothing to do with the crowd which was assembled at that place.  
I do not know the crowd which was assembled at that place.

*I do not refer me  
this 17th day of June 1893  
James W. Brown  
Commissioner of Deeds  
Pittsfield*

Court of General Session.

The People  
vs.  
Patrick Duff

City and County of New York.

Howard L. Pinchney  
being duly sworn says, I reside in the City  
of Brooklyn, I am in the real estate business  
and have an office at No. 71 Broadway in  
the City of New York. I have known the  
above named defendant Patrick Duff for  
about 8 months; I have always found  
him to be honest, sober and faithful,  
otherwise a man of good character; for several  
months after his arrival in this country he  
worked for his sister, who with her husband have  
charge of some buildings for which I am  
agent and during such time I frequently saw  
him, and found him to be as above stated.

Given to before me this  
1<sup>st</sup> day of January 1853  
E. P. Payne

Howard L. Pinchney

Notary Public  
Queens County  
Certified in N.Y. Co.

Court of General Session

The People  
vs  
Patrick Duff.

City and County of New York, ss. James B. Brady being  
duly sworn, says, I am in the Livery Stable  
business at No. 441 East 19th Street in  
the City of New York. I have known Patrick  
Duff, the above named defendant about  
one month, that he was employed  
at said Livery Stable at the time of his  
arrest. He is a man of good character, and has  
proved himself to be honest, sober and faithful  
and I cheerfully make this affidavit in his  
behalf.

Subscribed and sworn to before me  
this 19<sup>th</sup> day of January 1893 } James B. Brady

Oliver Post  
Notary Public  
No 31

0718

Board of General Sessions  
The People  
vs  
Patrick Duff.

City and County of New York p. Patrick Gill

being duly sworn says I have known  
the above named defendant Patrick  
Duff, residing he has been in this  
country, and know him to be sober, honest,  
and industrious and otherwise a man  
of good moral character, and I highly  
recommend him as such.

I so on to perform  
this 15 day of January 1893

Patrick H. Hays } to Patrick Gill  
Notary Public }  
(194) New York Co }

Board of General Sessions

The People  
vs.  
Patrick Duff. }

City & County of New York, E. Graham being  
duly sworn says, I am for many years past  
of the National Fire Company of the City of New  
York; I have known Patrick Duff, the above  
named defendant for more than four months  
that he has worked for the above named  
Company for about four months, and  
has always been found to be sober, honest and  
of good character.

Shown to me this }  
10<sup>th</sup> day of January 1873. } E. Graham

Henry Graham  
City & County

0720

Police Court— 3 District.

1931

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

of No. 50 Essex Street, aged 23 years,  
occupation Expressman being duly sworn,

deposes and says, that on the 26 day of December 1897 at the City of New  
York, in the County of New York, he saw Betsy Goldberg

~~was~~ violently and feloniously ASSAULTED and BEATEN by Patrick  
Duff (now here) who cut and stabbed  
said Betsy in the back with the  
blade of a knife then held in  
his, Duff's, hand  
Said assault was committed

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 27 day }  
of December 1897 } Harris Goldberg  
mark

Police Justice. !

0721

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Patrick Duff* 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. *Patrick Duff*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *134 Suffolk St. 7 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*  
*Patrick Duff*

Taken before me this *27*  
day of *September* 189*3*

Police Justice.

0722

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

*defendant*

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

Dated, *Dec 27* 189*2* *[Signature]* Police Justice.

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

Dated, ..... 189 ..... Police Justice.

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

Dated, ..... 189 ..... Police Justice.

0723

Police Court,

3

1623

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Harris Goldberg  
vs  
Patrick Duff

Officer Delaney  
Hector Goldberg

BAILED,

No. 1, by .....

Residence..... Street.

No. 2, by .....

Residence..... Street.

No. 3, by .....

Residence..... Street.

No. 4, by .....

Residence..... Street.

Dated, Dec 27 1892

Hogan Magistrate.

Howard Officer.

11 Precinct

Witness

No. ~~169 E Broadway~~ Street.

Harris Brauberman

No. 169 E Broadway Street.

Wolf Brauberman

No. 141 E Broadway Street.

Hogan

\$ 1000 to answer

Harris Goldberg

no entry SA

0724

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Wuff

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

Patrick Wuff  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Patrick Wuff

late of the City of New York, in the County of New York aforesaid, on the ~~twenty-sixth~~  
day of December in the year of our Lord one thousand eight hundred and  
ninety-two, with force and arms, at the City and County aforesaid, in and upon  
the body of one Betsy Goldberg in the peace of the said People  
then and there being, feloniously did make an assault, and her the said  
Betsy Goldberg with a certain knife

which the said Patrick Wuff  
in his right hand then and there had and held, the same being a deadly and  
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and  
wound,

with intent her the said Betsy Goldberg  
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

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

The said Patrick Wuff

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, with force and arms, in and upon the body of the said  
Betsy Goldberg in the peace of the said  
People then and there being, feloniously did wilfully and wrongfully make another assault,  
and her the said Betsy Goldberg  
with a certain knife

which the said Patrick Wuff  
in his right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully  
and wrongfully strike, beat, cut, stab 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.

THIRD COUNT—

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

*Patrick W. Raff*

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

The said

*Patrick W. Raff*

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the said *Heley* *Goldberg* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *he* the said

with a certain *knife*

*Det. Goldberg*

which *he* the said

*Patrick W. Raff*

in *his* right hand then and there had and held, in and upon the *back* of *he* the said

*Det. Goldberg*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, ~~bruise~~ and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said

*Betty Goldberg*

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.

DE LANCEY NICOLL,  
District Attorney.

0726

**BOX:**

508

**FOLDER:**

4633

**DESCRIPTION:**

Dunbar, Amelia

**DATE:**

01/03/93



4633

0727

(10)

*M. J.*

Counsel,  
Filed  
Plends

*any of [unclear]*  
1893

THE PEOPLE

22  
2374 Hobbs

Amelia Dunbar  
*(2 names)*

Grand Larceny, *Penal Code.*  
[Sections 528, 527]

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

*L. C. C. C.*

Jan 2 - Jan. 6, 1893  
Foreman.

*Guilty*

*Penalty \$100*

Jan 1893

Witnesses:

*Willie E. Throck*

~~*[Crossed out signatures]*~~

0728

(1865)

Police Court - 14 District.

Affidavit - Larceny.

City and County }  
of New York, } ss.

of No. 37 East 63rd Street, aged 45 years,  
occupation Homekeeper being duly sworn,

deposes and says, that on the 6 day of Dec 189 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property, viz:

One seal skin Cape  
of the value of Fifty  
dollars  
(Fifty 00/100)  
the property of deponent

of }  
Subscribed before me, this }  
189 }  
day }

Police Justice.

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 Amelia Durbor (now Lee)  
from the fact that on  
said date deponent employed  
said Amelia Durbor as a  
servant. That she was di-  
rected by deponent to make  
the bed. That said prop-  
erty was hanging on a chair  
in deponent's bedroom. That  
shortly afterwards said def-  
endant came down stairs and  
said she did not like the  
room in which she was to  
sleep and left the house.  
That shortly after said def-

0729

defendant left the house, de-  
 spondent misgived said prop-  
 erty from her room  
 defendant with the Garage  
 of said property and  
 says that she only dealt  
 with as the late deicato  
 Sworn to before  
 this 14<sup>th</sup> day of } Aurcia Long  
 December, 1921 }  
 J. Hillman  
 Plaintiff

0730

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK. } ss.

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

Question. What is your name ?

Answer.

*Amelia Dunbar*

Question. How old are you ?

Answer.

*27 yrs.*

Question. Where were you born ?

Answer.

*Virginia*

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

Answer.

*737 W 48 St - 3rd fl*

Question. What is your business or profession ?

Answer.

*Domestic*

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*

*Amelia Dunbar*

Taken before me this *14*  
day of *Dec* 189*7*  
*W. M. ...*  
Police Justice.

0731

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, Dec 14 1894 W. H. M. M. Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

0732

*nno*  
Police Court--- *11* District <sup>1577</sup>  
1334

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Angelia Levy*  
*376 W. 1st St.*  
*Amelia Dunbar*

*Miss*  
*Mad. Green*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated *Dec. 14* 189 *2*

*W. H. ...* Magistrate.

*W. H. ...* Officer.

\_\_\_\_\_ Precinct.

Witnesses *Regina Kroschus*

No. \_\_\_\_\_ Street.

*Annie Smith*

No. *37 E 6th* Street.

*Mr. Sigel's Spring*

No. *308 2nd* Street.

§ *1000* to answer *G. S.*

*It further is ordered*

*Mr. A. Jacobson*

*265 5th St.*

0733

1852

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 4<sup>th</sup> DISTRICT.

of No. 37 West 62<sup>nd</sup> Street, aged \_\_\_\_\_ years,  
occupation: House-keeper being duly sworn, deposes and says  
that on the 13<sup>th</sup> day of December 1892  
at the City of New York, in the County of New York, Dependent

caused the arrest of Amelia Lombard  
(now here) on the suspicion of having  
committed a larceny. Dependent  
notes that said Amelia may be  
committed for examination in order  
that dependent may procure  
proper evidence.

Amelia Lombard

Sworn to before me, this

of \_\_\_\_\_

1892

(day)

Richard M. [Signature]  
Police Justice.

0734

Police Court, 4 District.

226

THE PEOPLE, Etc.,

ON THE COMPLAINT OF

Amelia Humber vs.

AFIDAVIT.

Carson

237 Pr 48, 22, Belknap

Dated Nov 13 1892

Hilburt Magistrate.

Mohr Officer.

Witness,

Disposition, 4 for Dec 14

at 10

0735

Court of General Sessions.

-----o  
 :  
 The People :  
 :  
 vs :  
 :  
 Amelia Dunbar :  
 :  
 -----o

City and County of New York, ss:-

HIRAM LEWIS being duly sworn deposes and says,  
 that he resides at No.475 Seventh Avenue, in the City of  
 New York. That the above named defendant is deponent's  
 wife. That he has known her about three years and married  
 her on February 25th. 1892, in the City of New York. That  
 the defendant has always borne a good character for honesty  
 among those who know her. It was not necessary for her to  
 go out to work and deponent did not desire her so to do,  
 as deponent was well able to take care of her at his home.

Sworn to before me this :  
 :  
 5th. day of January 1893.:

*[Handwritten signature and notes]*

0736

Court of General Sessions.

-----o  
 :  
 The People :  
 :  
 vs :  
 :  
 Amelia Dunbar :  
 :  
 -----o

CITY AND COUNTY OF NEW YORK, SS:-

Miss Mollie Lewis being duly sworn deposes and says, that she resides at No. 475 Seventh Avenue, in the City of New York. That she has known the above named defendant for about three years and knows other people who know her and her character has always been very good. That her husband always had a good home for her and it was not necessary for her to go out to steal. That Mr. Lewis told her repeatedly not to go out to work, but to remain home and attend to household work.

Sworn to before me this : *Mollie Lewis*  
 :  
 5th. day of January 1892 :

*James M. [unclear]*  
*[unclear]*

0737

*U. S. Court of Gen. Sec*

*The People*

*Plaintiff*

*against*

*Amelia Deubar*

*Defendant*

*Affidavits*

*FURDY & McLAUGHLIN,*

*Attorneys for Deubar*

*No. 280 BROADWAY, New York City*

Due and timely service of cop of the  
within hereby admitted  
this day of 18  
*Attorney.*

To.....

0738

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Amelia Dunbar

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

Amelia Dunbar

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

The said Amelia Dunbar

late of the City of New York, in the County of New York aforesaid, on the 6th day of December, in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms,

one seal-skin cape of the value of fifty dollars

of the goods, chattels and personal property of one Austin Levy

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.

Re Lancey Neall, District Attorney

0739

Witnesses:

*Amelia Dumber*

.....  
.....  
.....  
.....

*John*

Counsel,

Filed

Day of

*Dec*

1895

Pleads,

*Amelia Dumber*

THE PEOPLE

vs.

*1*

*Amelia Dumber*

*(Respondent)*

Grand Larceny, *Second Degree*,  
[Sections 528, 529, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*Wm. D. Davis*

*Sealed truly* Foreman.

*on another indictment*

*Part 2 - Jan 6/95*

0740

*deponent*  
*deponent*

Nellie Shock, of No. 218 West 25th Street, New York City, being duly sworn, deposes and says:

That on the 21st day of April, 1892, at the City of New York, one Amelia Dunbar did feloniously take, steal and carry away one finger ring of the value of \$200.00, belonging to deponent, under the following circumstances:

On the said day, deponent employed the said Dunbar as a domestic and at that time, the said finger ring was contained in a jewel box in a room on the second floor of the above premises; that about 2 o'clock in the afternoon of the said day, the said Amelia Dunbar left deponent's premises and deponent did not see her thereafter, until on or about the 19th of December, 1892.

Shortly after her disappearance, deponent missed the said finger ring. That on the 19th of December, 1892, deponent having learned that the said Amelia Dunbar had been arrested upon another charge of larceny, visited her at the said prison, where she acknowledged to deponent that she had stolen the said finger ring and, at the same time, she stated to deponent that she had pawned the same in a pawn-shop on the east side of Sixth Avenue, between 26th and 27th Streets. Deponent thereafter, visited the said ~~xxx~~ pawn-shop in the company of a police officer, but she was informed by the person in charge of the said pawn-shop that the books did not show that any such ring had been pawned there.

Sworn to before me  
December 27th, 1892.

*Nellie Shock*

*Justus ...*  
*Justus ...*  
*Justus ...*

DISTRICT ATTORNEY'S OFFICE.

City and County of New York

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Nellie E. Thack  
218 W 25<sup>th</sup>

Amelia Dunbar

(Licenses)

Offence *Food Licenses*

Dated *December 27* 18*92*

Witnesses, *Officer Miller*

No. *25<sup>th</sup> Precinct* Street;

No. \_\_\_\_\_ Street,

No. \_\_\_\_\_ Street,

0741

0742

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

THE PEOPLE OF THE STATE OF NEW YORK  
*against*  
*Amelia Dunder*

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

*— Amelia Dunder —*

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

The said *Amelia Dunder,*

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

*one finger ring of the value of*  
*two hundred dollars,*

of the goods, chattels and personal property of one *William E. Stoddard,*

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.

*Edmund Hall,*  
*Attorney*

0743

**BOX:**

508

**FOLDER:**

4633

**DESCRIPTION:**

Dunn, Charles

**DATE:**

01/19/93



4633

0744

146. Charles R. ...  
Counsel,  
Filed, day of May 1893  
Pleads, *Allegedly*

THE PEOPLE  
vs.  
B  
Charles R. ...  
Circuit, 2nd degree  
Circuit, 1st degree

DE LANCEY NICOLL,  
District Attorney.  
*[Signature]*  
A TRUE BILL.

J. Catlin  
Foreman.  
Jury March 8/93  
Said & acquitted

Witnesses:  
Alfred Hyland  
Thomas L. ...  
Edward M. ...

0745

Sec. 193-200.

District Police Court

CITY AND COUNTY OF NEW YORK, ss.

*Charles Durr* 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 Durr*

Question. How old are you?

Answer. *44 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *No 462 Third Avenue, - 7 mos.*

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.*

*Charles Durr*

Taken before me this *5* day of *March* 18*93*  
*Charles W. Deuster*  
Police Justice.

0746

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

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

Dated, Jan 3 1893 Charles M. ... Police Justice.

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

Dated, Jan 3 1893 Charles M. ... Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

0747

#500 for ex  
July 5/93 2 PM  
July 7/93 9 AM  
July 19-1890-3 PM

(146) Ordina  
Police Court--- 4 District. 45

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Peter Weigand  
vs.  
Charles Dunn

Offense *Manslaughter*

BAILED,  
No. 1, by *Fred. P. Foster*  
Residence *49 W. 19* Street.

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

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

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

Dated, *July 5* 189 *3*  
*Tadutor* Magistrate.  
*Weigand* Officer.  
*21st* Precinct.

Witnesses *Call Officer Weigand*  
No. *Thomas Lyman* Street.  
*161 East 32nd St*  
*Edward McGoey*  
*147 East 31st*  
No. *David Warrimon* Street.  
*140 East 31st St.*  
*Mr. Henry 448 32nd St.*  
No. \_\_\_\_\_ Street.  
\$ *500* to answer *G. J.*

*[Signature]*

0748

FREDERICK FORSTER  
FRANCIS SPEIR, JR.  
HENRY A. FORSTER.

FORSTER & SPEIR,  
COUNSELLORS AT LAW,  
58 WALL STREET.

New York, Jan. 11, 1893

Hon. Delancy Nicoll,  
District Attorney,  
32 Chambers Street.

*Handwritten notes:*  
any other  
the  
the  
the  
the  
the

Dear Sir:

I desire that Charles Dunn may be permitted to go before the grand jury when the matter of his indictment comes up. The facts in the matter are these. Dunn has been in my employ for upwards of two years, this being the third year. He has been charged with assault of some kind, and has been held by Judge Taintor, though I thought the testimony justified his discharge, in view of the fact that the person attacked did not desire to press the complaint. The testimony on the examination, which I trust will be forwarded to you, as it was taken down by a stenographer, shows

0749

FORSTER & SPEIR,  
COUNSELLORS AT LAW,  
58 WALL STREET.

FREDERICK P. FORSTER  
FRANCIS SPEIR, JR.  
HENRY A. FORSTER.

NEW YORK, ..... 18

that there were two altercations; the first one the complainant says that he does not know whether he struck the first blow or not. Dunn says he did. The complainant concedes that he struck him hard enough to black Dunn's eye. The only independent witness testified that he struck hard enough to knock Dunn down. As to the second altercation, the complainant concedes that he struck the first blow; that he struck hard; that there was a scuffle in which he says he fell underneath, and in which Dunn says the complainant fell underneath, but turned him over, and in trying to get away, Dunn bit his lip. The complainant was all through the aggressor, and concededly so. He admits that he, though a short man, weighs 175 pounds, while Dunn only weighs 155, the complainant

0750

3

FORSTER & SPEIR,  
COUNSELLORS AT LAW,  
58 WALL STREET.

FREDERICK P. FORSTER  
FRANCIS SPEIR, JR.  
HENRY A. FORSTER.

NEW YORK.

18

being much the more powerful man.

May I therefore trouble you, if you deem it proper to do so, to permit the accused to be present before the grand jury when the matter of the indictment is considered.

Very respectfully yours,



0751

Sec. 192.

4

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before Charles J. Austin a Police Justice  
of the City of New York, charging Charles Lunn Defendant with  
the offence of Receiving

and he having been brought before said Justice for an examination of said charge, and it having been made  
to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and  
the hearing thereof having been adjourned

We Charles Lunn Defendant of No. 463  
Marion Street; by occupation a Labourer  
and Frederick Forster of No. 49 West 19  
Street, by occupation a Barber Surety, hereby jointly and severally undertake  
that the above named Charles Lunn Defendant  
shall personally appear before the said Justice, at the 4 District Police Court in the City of New York,  
during the said examination, or that we will pay to the People of the State of New York the sum of Five  
Hundred Dollars.

Taken and acknowledged before me, this 7 Charles Lunn  
day of February 1893 John F. Smith  
Charles N. Lainto POLICE JUSTICE.

0752

CITY AND COUNTY }  
NEW YORK, } ss.

Sworn to before me this  
day of July 18  
1891  
Charles J. Connelley Police Justice

the within named Bail and Surety being duly sworn, says, that he is a resident and  
holder within the said County and State, and is worth Five Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,  
and that his property consists of House and lot 174

situate at 104 1/2 West 19th Street  
of the value of Five Thousand  
Dollars  
J. W. M. M.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear  
during the Examination.

Taken the ..... day of ..... 18

Justice.

0753

This certifies that I attended David Mannon, that he sustained a severe injury of the hip, and is unable to attend Court.

Belleme Hospital  
Jan. 5-93.

John J. Hagerty

0754

1852

CITY AND COUNTY }  
OF NEW YORK, } ss.

POLICE COURT, 4 DISTRICT.

Peter Wiegand

of no. 21<sup>st</sup> Precinct Police, aged 31 years,  
occupation: Police Officer, being duly sworn, deposes and says  
that on the 11<sup>th</sup> day of January, 1893  
at the City of New York, in the County of New York, deponent was

informed by one David Marmion of no. 140 East 31<sup>st</sup> Street, that Charles Deum (now here) did wilfully and feloniously, with intent to injure, disfigure and disable said Marmion, mutilate the person of said Marmion by biting off a portion of said Marmion's upper lip on the aforesaid date. That deponent saw said mutilation of said Marmion's person and was also informed by several witnesses

Sworn to before me, this

of

1893

day

Police Justice

0755

to wit: one Thomas Lyman of no. 161 East 35<sup>th</sup> Street and ~~Edison~~ W. Gorry, of the Southwest corner of 31<sup>st</sup> Street & Third Avenue, that said assault was committed by the defendant. That the said Masmon is now confined in his home as the result of said injury and deponent prays that the defendant may be dealt with according to law

Known to before me this } Peter Wiegand  
5<sup>th</sup> day of January, 1893 }  
1893

1893  
Magistrate  
Office  
Charles N. Lantier  
Police Justice

Police Court, District.

THE PEOPLE, Etc.,

ON THE COMPLAINT OF

vs.

Date

Witness

Disposition

0756

1877

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Thomas Lyman*

aged *28* years, occupation *Carpenter* of No.

*161 East 32* Street, being duly sworn, deposes and

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

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

Sworn to before me, this

day of *May* 189*3*

*Sho*

*Lyman*

*Charles N. Smith*

Police Justice.

0757

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877.

*Edward M. Gorry*  
aged 30 years, occupation bartender of No.

147 East 31 Street, being duly sworn, deposes and

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

Sworn to before me, this

day of

5 }  
May 1893 }

*Edward M. Gorry*

*Charles N. Linton*  
Police Justice.

0758

(455)

**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 Dunn*

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

of the crime of *Assault in the second degree,*

committed as follows:

The said *Charles Dunn*,

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *January* in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid,

*in and upon one David Garrison,*  
*deliberately did unlawfully and wrongfully*  
*make an assault, and then and there*  
*deliberately did unlawfully and wrongfully*  
*inflict grievous bodily harm upon the*  
*said David Garrison, by then and there*  
*striking and mutilating his nose tip;*  
*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.*

*Deane Hall, District Attorney*