

0336

BOX:

316

FOLDER:

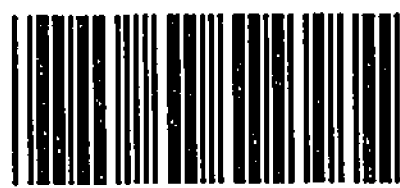
3008

DESCRIPTION:

Farley, John

DATE:

08/15/88



3008

0337

BOX:

316

FOLDER:

3008

DESCRIPTION:

McQuade, William

DATE:

08/15/88



3008

0330

Witnesses,

Counsel,

Filed 15 day of Aug 1888
Pleads, Not guilty 16

THE PEOPLE

vs.

John Farley

William McQuade

[Section 224 and 228, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL

W. J. G. 415.86 mo. P.B.M.
1 Sep 25/88
Prostate Cancer

Sept 21st Foreman.
W. J. G. 415.86 mo. P.B.M.
in interest. 9/25/88
of defense. P.B.M.
Sept 19th P.B.M.
Sept 25th P.B.M.

0339

Robert Goeller, Attorney.

DEUTSCHER RECHTS-SCHUTZ VEREIN,
GERMAN LEGAL AID SOCIETY,
35 NASSAU STREET,

New York, Sept. 25, 1894.

Hon. Randolph B. Martine,

Judge of the Court of General Sessions of Peace.

Dear Sir:-

On consulting the District Attorney's office to-day, we find that our request for a pardon for William McQuade has been referred to you by the District Attorney. We bespeak for William McQuade your kind offices in this matter.

From what we can learn from the assistant secretary of the Young Men's Christian Association, ~~as especially interest-~~ed himself in this case, he was convicted solely on circumstantial evidence and on account of the loss of the papers from the Clerk's office we have been unable to gain earlier attention.

McQuade has served his term, allowing for commutation for good behavior with the exception of the short time for a second offence. On account of the reasonable doubt and the time he has already served, we trust you can consistently favor this request for a pardon.

As this is a charitable organization having no pecuniary interest in the matter, we feel that this request is unbiased by any mercenary motives.

Yours very respectfully,

Robert Goeller
R. G.

0340

COURT OF GENERAL SESSIONS OF THE PEACE:

City and County of New York.

-----x

The People

x

against

x

William Mc Quade

x

Before,
Hon. Randolph B. Martine,

x

Indicted for Robbery in the
first degree.

and a Jury.

x

x

Indictment filed, July 1888.

x

-----x

Tried, September 25th., 1888

APPEARANCES:

Assistant District Attorney Bedford, for the People:

Messrs. House & Friend, for the Defence/

DANIEL KENT, the complainant, testified that he was a car driver on the Christopher Street road. He was in that employment in July, 1888, and was still in the employ of that road. At about midnight on July 16th. his car was on the corner of Christopher and Greenwich Streets. The car was suddenly stopped by four men and

0341

2.

two of them held his hands. One of the men got into the car a block above; this man was John Farley. The other 3 men came from the door of the liquor store, corner of Christopher and Greenwich Streets. Farley came into the car at the corner of Washington Street and rode about one block. Then he jumped off near the corner of Christopher Street and Greenwich Street and went over to the door of the liquor store and joined the three men there. They were standing nearer the window of the liquor store than the door; then the four men ran towards the car. The car was in motion. Two of the men held his hands in front of the dashboard. These two men were Farley and another man who hadn't been arrested. Then Farley ran around in front of the car while another man took his place in holding the complainant's hands, and took the money that was in the change box. The four men held the horse's head. There were five packages of change in the box, each containing 10 cents. The packages were in the form of paper envelopes. He had since seen the five envelopes in the station house. He identified the five envelopes as those that were taken from the change box

0342

3.

on the dashboard of his car. The men that held his hands tried to force a chew of tobacco into his hands, and he said he had no time to wait for it. While they were holding him, they asked him to take a *chew* of tobacco and tried to stuff the tabacco into his hands, and laughed at him when they saw he was powerless to do anything. The money in the cash-box was his own as the Company required the drivers to furnish their own change.

OFFICER LEWIS KIERNAN, testified that he was attached to the 9th. Precinct. At about midnight on the 16th. of July, 1888 he was on duty near the corner of Christopher and Greenwich Streets. He first saw the car-driver Kent at the corner of Hudson and Christopher Sts. driving his car. He saw the car going east. He was going south on his post when he saw 3 men at the corner of Greenwich and Christpoher Streets making a disturbance. They were talking loud and one of them had taken the hat of another one and was kicking it on the sidewalk. He crossed over on the side of the street

0343

4.

where they were and watched them. Just then the car driven by the complainant came up Christopher Street and passed him. At Christopher and Greenwich Streets there is an elevated railroad station, and it was quite dark under the station. He saw the men that he had been watching run towards the car. He noticed one of the men in particular; he caught a hold of the horses head and stopped him. He could identify that man. It was the defendant William Mc Quade. He was just about to run out and arrest the man who held the horse, when he saw another man dodge around the car and start to run up Greenwich Str., and he pursued him. He arrested this man, who proved to be Tip Champion, who gave the name of John Farley, and who had been jointly indicted with the defendant. He had seen Farley once or twice before in the neighbourhood. Farley had something in his hand, and he turned his head and saw him, the officer almost upon him, and he ran into a liquor store kept by a man named Holmes. He, the officer, followed Farley close and Farley tried to run out of the side door, when he, the officer overtook him. As soon as the officer got his hand him, he, Farley drop-

0344

5.

ped five envelopes,- containing the money stolen from the cashbox of the car,- on the floor. (The witness here produced the five envelopes, which were subsequently identified by the complainant). He, the officer, held on to Farley with his left hand, and picked up the envelopes from the floor. Then he took Farley out into the street, but, in the meantime, the car had driven on. He made Farley run with him, and overtook the car at Houston and Christopher Streets. When he first saw the three men skylarking on the corner, he crossed over to get clear of them, and stood for about five minutes watching them. They stood in front of the liquor store which was lit up; It was about a quarter to twelve. There was an electric light on the opposite corner. One of them had taken McQuade's hat off and was kicking it about the sidewalk; and he noticed when the men were fooling around that McQuade had only one arm. And he noticed that when he stooped to pick up his hat he didn't move his right arm. Just then the car came along, and he or the defendant ran out with the other men and caught hold of the horse's head.

0345

6.

CROSS-EXAMINATION. The witness testified that he had been a police officer for 16 months, and was in his 28th. year. He has been assigned to the 9th. Precinct, and had been there ever since; his regular post had been on Greenwich Street. The corner was dark somewhat, in patches, by the elevated station, but there was an electric light on the corner opposite the liquor store, and the three men stood in the light of the window of the liquor store, and he saw them distinctly. Greenwich St. was not a bright street, but that was an unusually light corner. It was between a quarter and 10 minutes of twelve o'clock when he first saw the three men skylarking on the corner. He was on his way to his relieving point at the corner of Houston St. and Greenwich. He was supposed to be at his relieving point precisely at 12 o'clock.

THE COMPLAINANT, being recalled, testified that he could not identify the defendant as the man who held the horse's head. The man who held the horse turned him to the left of the track.

0346

7

UNDER CROSS-EXAMINATION He testified that Farley ran around the car, on the south side , opened the box and took the money. When the man ran away he started the car , because he thought there was no use in running after them . He didnt see the officer running after Farley. When Farley first got on the car he didn't pay his fare but rode nearly to a corner where the three men were. Then he said , "there is a party here the corner that I want to see. " He looked back i-nto the car, just before Farley said this , because he thought that it was time to pay his fare. Farley was the only passenger. Then he saw Farley jump off and run towards these men . He thought that he would give Farley a chance to see the men on the corner and return to the car , and he slowed up . He didn't stand still but slowed down to nearly a walk. Farley didn't take hold of his hands , but got on the car and two other men as he now he remembered held his while Farley ran around the car from the back , and took the money . He thought that the men were going to get on the car , and he put his hands on the dashboard to look back and see when to stop , then the men grabbed his hands and held them on the dashboard.

0347

8.

UNDER CROSS-EXAMINATION. He testified that he had been a driver on that line for 6 months.

FOR THE DEFENCE: JOHN DUNDON testified that he was the book-keeper in the lodging house at 701 Greenwich Street. He had seen the defendant 5 or 6 times. The defendant had stayed in the lodging house about a week. He produced the register of names kept in the lodging house. On July 16th. William Mc Quade and John Monahan were assigned to beds 45 and 46 on the night of July 16th., 1888, in the lodging house, according to the entry in the book of lodgers. The entry was made by himself (then the witness identified a young man who stood up in the room as the John Monahan referred to in the entry in the register).

UNDER CROSS-EXAMINATION: The witness testified that there were twelve beds in each dormitory. He didn't sleep in the same room as the defendant and didn't sleep at all that night, being the night clerk of the lodging house. He was on duty on the first floor. He didn't visit the room occupied as he said by John

0348

9.

Monahan and the defendant during the night. He didn't see them in that room. He could not say what time they went to bed but he thought it was in the neighbourhood or 11 or 12 o'clock, but didn't remember at what time the entry was made in the register. The lodging house was open all night and people were coming in and out. The lodging house was about a square and a half from the corner of Greenwich and Christopher Streets.

In the RE-DIRECT EXAMINATION, the witness testified that Mc Quade's name appeared in the register on the night of the 17th. of July when he was assigned to bed 45; the same that he occupied the night before. The beds were in an open room. The lodgers usually sit in the sitting room until 11 o'clock, when the lights are put out or lowered. The patrons of the lodging house are supposed to retire at 11 o'clock, but there is nothing to hinder a man from taking a room or a bed and paying for it and going out and returning at any time that he saw fit.

0349

10.

JOHN MONAHAN testified that he knew the defendant Mc Quade. He, witness, stopped in the lodging house at 701 Greenwich Street on the night of the 16th. of July. It was the last night that he, the witness, stopped in the lodging house and therefore, he remembered it distinctly. He had only 10 cents that night and he asked the bookkeeper if he would trust him for 5 cents and the bookkeeper said he would. He asked ²the bookkeeper to have him called at half past three o'clock in the morning. He occupied bed 46. He and Mc Quade went to the lodging house between 10 and 11 o'clock when he and Mc Quade went to bed at once and he saw Mc Quade sitting on the side of his bed. He told Mc Quade that he wanted to go to sleep at once and went to sleep. Mc Quade then had off everything but his trousers. When he awoke in the morning, Mc Quade was asleep in bed. He first heard of the robbery on the following evening, when he read of it in the evening paper.

UNDER CROSS-EXAMINATION he testified that his right name was Michael Kelly. He took the name because he

0350

11.

was working for the New York City Iron Company and didn't want the people in the house to know him, because if his mother came to look for him she would find him. He didn't want them to know that he was there because if they found him there, they would make him go home. He had left home because he could not be called early enough to get to his work. His mother lived at 50 Leroy Street. He met Mc Quade on the night of the 16th. of July on the corner of Bank and Houston Streets at about 10 o'clock. Mc Quade was standing talking to some friends and he asked Mc Quade whether he was going down to go to bed and Mc Quade said, "yes" and joined him, and they went to the lodging house. He had known Mc Quade for some time- about a year. They had lived then 3 or 4 doors from each other.

- ----)------

JOHN FARLEY, the Co-defendant of the defendant for the testified that he had pleaded guilty of grand larceny in the first degree. On the night of the 16th. of July he went into Carr's restaurant and had something

0351

12/

to eat and bought a package of cigarettes. As he came out, he saw a car driven by the complainant Kent going up Christopher Street. It was then about 10 minutes to 12 o'clock. He stepped on the car to ride up to the corner of Greenwich street and the driver, Kent, asked him for a chew of tobacco. He said that he didn't use it and had none but told the driver that he had a package of cigarettes and he could have one if he wanted one and the driver said that he had no use for cigarettes. When he got to the corner of Greenwich Street, he standing there stepped off and asked the 3 men if any of them had a chew of tobacco. He had seen the men there before and one of them stepped out to give Kent a chew of tobacco. He, the witness, saw the change box open, and said to himself, "I will take a few of them now," He hepled himself to what he got out of the box and walked away, and the officer ran after him and he ran away and was caught in the liquor store and dropped the packages on the floor. The defendant Mc Quade was not there at all. He had asked to be put on the stand to prove Mc Quade's innocence.

0352

13

UNDER CROSS-EXAMINATION, he testified that he had known McQuade for over 6 years. He had not associated with him particularly, but had worked with him. He, the witness, had been convicted of an assault before and had been sentenced to the penitentiary for 4 months. He was going home when he got on the car. He stepped off the car to speak to the three men and ask for the tobacco, simply to oblige the driver, the driver stopping the car about three minutes to wait for him. One of the three men on the corner stepped up and handed the driver a paper of tobacco to take a chew. The driver accepted the paper and leaned on the rail of the car to take a chew and talk with the young man. He didn't hold the driver's hands down and didn't see any one else do so. No one was holding the horse's head. When he got on the car he intended to go to 9th Avenue and 16th Street where his mother lived. He knew the man Kelly. He had known him mostly under the name of Monahan. He had know him from childhood and had associated with him. He had first heard the name of Kelly in connection with Monahan about three years before.

0353

14.

WILLIAM Mc QUADE, the defendant, testified that he was 23 years of age and was born in Glasgow, Scotland. He lost his arm while working in the Starr Card Company. Up to the time that he lost his arm he had borne a good reputation for honesty. He had served a term in States Prison of 2 years and 10 months before. He pleaded guilty and served his term. He had been out of prison, when arrested for the charge at Bar, only 12 days. He had no connection whatever with the robbery of Kent and was in the lodging house at the time the robbery was committed. He went into the lodging house at about half past 10 with Kelly and went to bed at once. He awoke about half past 7 o'clock in the morning. He didn't go out of the house from half past 10 o'clock at night until the following morning. He went from the lodging house with Kelly to where Kelly worked in a Provision house. He ate his breakfast and went around the neighbourhood looking for work. He was arrested opposite the Gensewoort market on the morning of the 18th. of July. He was sitting with some men that worked in a stable there and they had been drinking some beer when the officer came up the men walked back into the hall-way and he

0354

15.

walked back with them. After the officer went away, they went out and sat down again. Soon, afterwards, Officer Kiernan, in citizen's dress came up and said, "Can you tell us where the Farmer's market is," and one of the men said, "It is right over there." Then the officer said, "Is that so" and caught him, the defendant, by the lapel of the coat and said, "I want you" He, the defendant, asked the officer what he wanted him for and the officer told him to come along and not give any trouble. Another officer came across the street and said, "That's your man" and pulled his the defendant's, hand out of his pocket. He, the defendant, had both of his hands in his pants pockets. Then he, the defendant, was taken to the station house and he repeatedly asked what he was arrested for, and the officer would not tell him.

UNDER CROSS-EXAMINATION. He testified that his arm was smashed in an embossing machine in the Starr Card Company's works. It was his right arm. If he should drop his hat and attempt to pick it up, he would use his left arm.
-----00000-----

Aug/88

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

The People

vs.

William McQuade

Indicted for Receiving the Trial
Degree.

Indictment filed July 1888.

Tried, Sept 25th 1888.

Before

Hon Randolph B. Hartine

and a Jury.

(13)

0355

0356

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

Lewis Krierin

of No. the 9th Precinct Police Street, aged _____ years,

occupation Police Officer being duly sworn deposes and says,

that on the _____ day of _____ 188

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

I positively identify William M. Guade
(now here) as one of the unknown men
mentioned in the affidavit made by
Daniel Kent on the 17th day of July
and he is the man that held Kent
hostage while the defendant John Farley
took the money from the money box of
the car.

Lewis Krierin

Sworn to before me, this _____ day

of _____

188

_____ day

Police Justice,

0357

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

Daniel Kent

of No. *224 West 17th* Street, aged *25* years,
occupation *Car driver* being duly sworn deposes and says,

that ~~on the 1st day of May, 1888~~
~~at the City of New York, in the County of New York,~~

Henry Feltus
(now here) is one of the unknown men
mentioned in the affidavit hereto annexed,
and he is one of the men who held deponents
arms while the defendant John Farley
took store and carried away the sum of
money mentioned in said affidavit
Daniel Kent

Sworn to before me, this *1st* day

of *July*

1888

day

J. M. [Signature]
Police Justice,

0358

CITY AND COUNTY }
OF NEW YORK, } ss.

Lewis Kriem
aged _____ years, occupation Police Officer of No. 9th Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Daniel Kent
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 18th day of July 1888 Lewis Kriem

J. Murray Bond
Police Justice.

0359

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

Daniel Kent
 of No. 224 West 17th Street, Aged 25 Years
 Occupation Car driver being duly sworn, deposes and says, that on the
16th day of July 1888, at the 9th Ward of the City of New York,
 in the County of New York, was feloniously taken, stolen, and carried away, from the ~~person~~ ^{presence} of de-
 ponent by force and violence, without his consent and against his will, the following property, viz:

five envelopes containing ten cents
each good and lawful money of
the united states together

of the value of Fifty cents
 the property of Deponent
 and that the deponent has a probable cause to suspect, and does suspect, that the said property was
 feloniously ~~seen~~ ^{taken}, stolen, and carried away, by force and violence as aforesaid by

John Farley alias Tip Campion (now here)
and three others whose names are unknown
and not yet arrested. from the fact that
at about the hour of 12 O'clock Midnight
deponent was driving his car up Christopher
St. and at that time deponent had said
property in the money box on the front
platform of his car and when the car
reached the corner of Christopher and Greenwich
streets. one of the unknown men not yet arrested
caught hold of deponents horse by the head and
stopped him and held him. when the other two
unknown men not yet arrested came in front

day of July 1888

Deponent before me

Police Justice

0360

of the car and each of them caught hold of defendant by the arms and held him when the said defendant who had just got off of the car ran around in front of the car and took said property from the money box when he and the said three unknown men ran away together.

Defendant is informed by Officer Lewis Krieger of the 9th Precinct Police that he the officer saw the said defendant and the said three unknown men together and saw the said defendant take something from the money box of said car and that he the officer followed the defendant into Holmes liquor store on the corner of Christopher and Greenwich streets and arrested him. but just before he arrested him he the officer saw him drop four of the aforesaid envelopes and shortly thereafter he the officer found the other envelope in said saloon near where the defendant had been. Wherefore defendant charges the said defendant and said three unknown men not get arrested. With him together and acting in concert with each other and feloniously taking stealing and carrying away said property from the presence of defendant by force and violence without his consent and against his will.

Sworn to before me
this 14th day of July 1888

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars
of the City of New York, until he give such bail
and be committed to the Warden and Keeper of the City Prison
Dated 1888
I have admitted the above named
to bail to answer by the undersigned hereto annexed.

Van Rensselaer

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

vs.

1.
2.
3.
4.

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

0361

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Farley

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 in the trial.

Question. What is your name?

Answer.

John Farley

Question. How old are you?

Answer.

21 years old

Question. Where were you born?

Answer.

New York State.

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

Answer.

433 Dr. 3rd St. New

Question. What is your business or profession?

Answer.

Cyteman

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

Answer.

~~I am not guilty~~

I admit I took it I was intoxicated

John Farley

Taken before me this 1st day of

1881

Police Justice.

0362

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

Henry Deltus

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. Henry Deltus

Question. How old are you?

Answer. 21 years old

Question. Where were you born?

Answer. Jersey City N.J.

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

Answer. 120 W. 25th St. Bayonne

Question. What is your business or profession?

Answer. Tin roofer

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

Answer.

I am not guilty. I don't
know anything about it.

Henry Deltus

Taken before me this

day of

188

Police Justice.

0363

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK, 188

William McQuade

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 of the trial.

Question. What is your name?

Answer. *William McQuade*

Question. How old are you?

Answer. *22 years old*

Question. Where were you born?

Answer. *Scotland*

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

Answer. *701. Greenwich St. 5 days.*

Question. What is your business or profession?

Answer. *Redder*

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

Answer.

*I am not guilty. I was in
bed at the time of this occurrence*

William McQuade

Taken before me this

day of

188

Police Justice.

0364

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

~~Wm. M. Luade and~~ John Farley

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Ten Hundred Dollars, ~~back~~ 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 17 188 8 J. M. Murphy Police Justice.

committed, and that there is sufficient cause to believe the within named

William M. Luade

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Ten Hundred Dollars, ~~back~~ 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 18 188 8 J. M. Murphy Police Justice.

Dated July 18th 188 8 J. M. Murphy Police Justice.

0365

No 2. Com for Bx July
18th 9.38 a.m.

No 3. Com for Bx
July 19th 9.12 a.m.

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Daniel Kent
224 West 17th

John Farley

Henry Gellus

William M. Quade

Offence

Dated

July 17th
Ford

188

Magistrate.

Lewis Krierin

Officer.

Precinct.

Witnesses

No.

9th Precinct Police

Street.

No.

Bill ordered against
John Farley + Wm M. Quade

Street.

No.

Henry Gellus dismissed

Street.

\$

Aug 14-1888 Bridgman

Street.

to answer

1000
L. Krierin

0366

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*John T. Sady, ~~James T. Sady~~
and William
Mc Duade*

The Grand Jury of the City and County of New York, by this indictment, accuse *John T. Sady, ~~James T. Sady~~ and
William Mc Duade* —

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

The said *John T. Sady, ~~James T. Sady~~
and William Mc Duade, ~~Sady~~* —

late of the City of New York, in the County of New York aforesaid, on the *six -
teenth* day of *July*, in the year of our Lord one thousand eight
hundred and eighty-*eight*, in the *time* of the said day, at the City and
County aforesaid, with force and arms, in and upon one *Daniel Kent*, —
in the peace of the said People, then and there being, feloniously did make an assault, and
*five silver coins of the United States
of the kind called dimes of the
value of ten cents each, and ten
nickel coins of the United States
of the kind called five cent pieces,
of the value of five cents each.*

of the goods, chattels and personal property of the said *Daniel Kent*
in the presence from the person of the said *Daniel Kent*, against the will,
and by violence to the person of the said *Daniel Kent*, —
then and there violently and feloniously did rob, steal, take and carry away, *(the said
John T. Sady, ~~James T. Sady~~ and William
Mc Duade, and each of them, being then
and there aided by an accomplice
actually present, to wit: each by the
other, and by certain other persons to
the Grand Jury aforesaid unknown)*
against the form of the statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

*John P. Hellems,
District Attorney*

0367

BOX:

316

FOLDER:

3008

DESCRIPTION:

Farrell, James

DATE:

08/16/88



3008

0368

Witnesses:

168
Counsel, *Blaker Sullivan*
Filed *16* day of *Aug* 188*8*
Pleads, *Not Guilty*

THE PEOPLE
vs.
James Farrell
ASSAULT IN THE THIRD DEGREE
(Section 219, Penal Code)

JOHN R. FELLOWS,
District Attorney.

6th Sept at New York
A True Bill.

Richard R. Rannels
Foreman.

F. J. Sept. 6. 1888
Sent to Court of Special
Sessions for trial on
motion of defendant.

0369

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Farrell

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

James Farrell

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

The said *James Farrell*.

late of the City of New York, in the County of New York aforesaid, on the *eight*
day of *August*, in the year of our Lord one thousand eight hundred and
eighty*eight* at the City and County aforesaid, in and upon the body of one *John*
X. Blahm, in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *in* the said *John X.*
Blahm, did then and there unlawfully beat, wound and ill-treat, to the great damage
of the said *John X. Blahm*, against the form of the
statute in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

JOHN R. FELLOWS,

District Attorney

0370

BOX:

316

FOLDER:

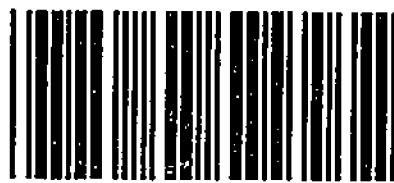
3008

DESCRIPTION:

Finn, James

DATE:

08/16/88



3008

0371

BOX:

316

FOLDER:

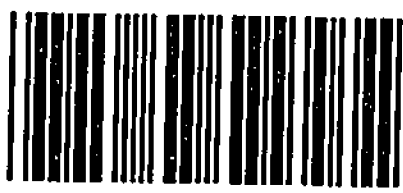
3008

DESCRIPTION:

Reilly, John

DATE:

08/16/88



3008

Witnesses;

100
At 8 Bays 2nd Run for Fine
Counsel, Stockler for Reilly

Filed 16 day of Aug 1888.

Pleads, No 2nd & 3rd
7/1 Not Guilty (1888)

THE PEOPLE
vs. James Finn
and John Reilly
Grand Larceny, 2nd Degree.
(From the Person.)
[Sections 528, 531 Penal Code.]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Mudlawle Correll
Foreman.
P. 3. Sept 5-1888.
N. 2 Tried and acquitted
P. 3 Sept 10. 1888
N. 1 Indictment returned

0373

Police Court—6 District.

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 573 East 153 James Fitzgerald Street, aged 32 years,
occupation coal dealer being duly sworndeposes and says, that on the 24 day of July 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession andperson of deponent, in the day time, the following property viz: One gold
watch of the value of Two hundred dollarsthe property of deponentand that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by James Finn and John Reilly, both
now here, from the following facts: At about seven
o'clock in the afternoon of said day deponent
was crossing the field near McComb's Steam
Road and 985 street in company with said
Finn, when said Finn snatched said watch
from deponent's vest pocket and handed it to
said Reilly who ran away with the same.James FitzgeraldSubscribed and sworn to before me, this 25 day of July 1888
of New York
McComb
Police Justice.

0374

Sec. 198-200.

6th District Police Court.CITY AND COUNTY }
OF NEW YORK, } ss.

James Finn 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. *James Finn*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *127 St & McCumb's Lane Road, 1 day*

Question. What is your business or profession?

Answer. *Teamster*

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

Answer. *I am not guilty*

James ^{*his*}
X
mark *Finn*

Taken before me this

25

1888

John J. McArthur
Police Justice.

0375

Sec. 198-200.

6th

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Riley 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.

John Riley

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.

63rd St and 8th Avenue; 8 years

Question. What is your business or profession?

Answer.

Driver of my own horse and cart

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

Answer.

I am not guilty

John Riley

Taken before me this

25

1888

Police Justice.

0376

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 Jamps

James and John R. R. R.
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, Each 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 25 1885 Wm. M. M. M. Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0377

\$1500 Bail End
For Ex July 26th

9 a.m.

BAILED,

No. 1, by

Chas Connor

Residence

18 East 12 Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Police Court---

6th

1160 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Fitzgerald

1 James Finn

2 John Reilly

4

Offence James Finn
From Prison

Dated

July 25

1888

Magistrate.

Officer.

Precinct.

Witnesses

Off. Testie

No.

31st Precinct

Street.

No.

Street.

No.

Street.

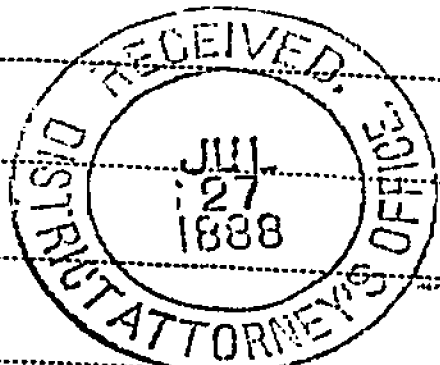
\$

1000 End

answer

G.S.

Committed



0378

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Smith and
John Reilly

The Grand Jury of the City and County of New York, by this indictment, accuse
James Smith and John Reilly
of the CRIME OF GRAND LARCENY in the ~~second~~ ^{second} degree, committed as follows:

The said James Smith and John
Reilly, both —

late of the City of New York, in the County of New York aforesaid, on the 24th
day of July, in the year of our Lord one thousand eight hundred and
eighty-eight, in the day time of the said day, at the City and County
aforesaid, with force and arms,

one watch of the

value of two hundred dollars.

of the goods, chattels and personal property of one James Fitzgerald,
on the person of the said James Fitzgerald. —
then and there being found, from the person of the said James Fitzgerald,
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

John R. X. [unclear],
Attorney

0379

BOX:

316

FOLDER:

3008

DESCRIPTION:

Fitzgibbons, William

DATE:

08/17/88



3008

0380

Witnesses;

Counsel,

Filed

day of

1888

Pleads,

THE PEOPLE

vs.

William Fitzgibbon

Burglary in the second degree.
Carrying and
Receiving and
[Section 48, 50, 52, 53, 54, 55, 56]

JOHN R. FELLOWS,

District Attorney.

By Sept 12, 1888,
and requested.

A True Bill.

William Lemmell

Foreman.

in motion Sept 7th
of annual Sept 13th
Sept 13th 9.5.13
Sept 14th 9.5.13

Police Court— District.

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

of No. 3-20 East 14 Street, aged 119 years,
occupation Labour being duly sworn

deposes and says, that the premises No. 320 E. 14th Street, 1st Ward
in the City and County aforesaid the said being a four story brick
building ^{located} on the 1st floor
and which was occupied by deponent as a sleep room
and in which there was at the time a human being, by name Chris Anderson

were **BURGLARIOUSLY** entered by means of forcibly *open the window*
coming into the room

on the 1st day of August 1888 in the By night time, and the following property feloniously taken, stolen, and carried away, viz:

Our silver watch and one nickel
watch of the value of nine dollars
good and lawful money of the United
States of the amount and value of five dollars
the 63/100 and one of the value of fourteen dollars
the 63/100

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

William Fitzgibbons (Newman)

for the reasons following, to wit: That previous to said Burglary and larceny the said property was in defendant's sleeping room and the window was securely closed and on defendant awakening at the hour of six am defendant discovered the window of his apartment open and the above property missing and shortly after defendant found the defendant a knife in a bag at the door and the key matches in his pantaloons pocket.

William Fager

William Hagan

Learn before me this
day of acceptance / 1885

Ed. Smith
Care, Kansas

0382

Sec. 198-200.

3
District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Fitzgibbon being duly examined before the undersigned 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. *William Fitzgibbon*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *235 W. 4th St. 5 years*

Question. What is your business or profession?

Answer. *Printer*

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

Answer. *I am not Guilty*

William Fitzgibbon

Taken before me this

day of

1888

Police Justice.

0383

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 *Aug 13* 188 *P. J. Murphy* Police Justice.

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

Dated..... 188..... Police Justice.

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

Dated..... 188..... Police Justice.

0384

Police Court---63 District. 1372

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Lagan
620 East 14th
William Fitzgerald

Officer Benjamin
Lagan

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated Aug 14 1888
Duffy Magistrate.
Kelly Officer.
14 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 500 to answer

Come

0385

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William F. Fitzgerald

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

— William F. Fitzgerald —

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

The said *William F. Fitzgerald*,

late of the *Seventeenth* Ward of the City of New York, in the County of New York
aforesaid, on the *fourteenth* day of *August*, in the year
of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, about the
hour of *three* o'clock in the *night* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *William Fagan*,

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit: *the said William Fagan*,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods
chattels and personal property of the said *William Fagan*,

in the said dwelling house then and there being, then and there feloniously and burglariously to
steal, take and carry away;

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

0386

SECOND COUNT—

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

— William Fitzgerald —

of the CRIME OF Petit LARCENY. —

committed as follows:

The said William Fitzgerald,

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

one watch of the value of five dollars, one other watch of the value of four dollars, and the sum of five dollars and eighty three cents in money, lawful money of the United States, and of the value of five dollars and eighty three cents,

of the goods, chattels and personal property of one William Fagan,

in the dwelling house of the said William Fagan. —

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

0387

THIRD COUNT—

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

William F. Keggelson—

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

The said *William F. Keggelson*.

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

one watch of the value of five dollars and one other watch of the value of four dollars,

of the goods, chattels and personal property of one *William F. Keggelson*—

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

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

William F. Keggelson—

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.

JOHN R. FELLOWS,
District Attorney.

0388

BOX:

316

FOLDER:

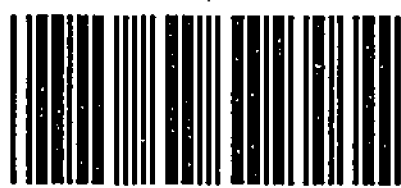
3008

DESCRIPTION:

Flegler, Leonard

DATE:

08/09/88



3008

Witnesses :

Counsel,

Filed

9 day of August 1888

Pleads,

Not Guilty

THE PEOPLE

Wm. H. H. H. H.

Wm. H. H. H. H.

Wm. H. H. H. H.

Leonard T. Egler

(Sections 278 and 218, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

Wm. H. H. H. H.

Aug 14/88

A True Bill. pleads. attempts
at Rape.

Produce Receipt

Foreman.

L.P. 9 yrs. 5 mo.
R.B.M.

0390

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss:POLICE COURT, 1 DISTRICT.Emma Spletzgerof No. 1115 Greenwich Street, being duly sworn, deposes and says,that on the 31st day of July 1888

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

Leonard Hegler, now here,
did feloniously and forcibly
harass deponent's child.

Margaret Spletzger, aged 5
years, now present, and has
personal connection with said
child and carnal knowledge
of her body in violation of
Section 278 of the Penal
Code of the State of New
York.

That said child informed de-
ponent that said defendant
had so assaulted her, on the
top floor of said premises and
deponent went to said floor
and found the said defendant
at once on said floor and saw
said child come down stairs
from where he was.

That said child is now suffering
with ~~the~~ inflamed private
parts and a discharge from
the same, as deponent is in-
formed by Doctor W. H. Moore of
41 East 28th Street; and said
doctor further informs deponent
that he examined the private
parts of the defendant and

0391

found the defendant had an
infections and loathsome disease.

Signed before me this }
5th day of August 1888
Emma Splitgerber.

J. M. Patterson
Police Justice.

POLICE COURT—DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Dated

1888

Magistrate.

Officer.

Witness.

Disposition

0392

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Leonard Flegler 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.

Leonard Flegler

Question. How old are you?

Answer.

27 years of age

Question. Where were you born?

Answer.

Germany

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

Answer.

115 Greenwich St. New York

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. I put my hands on the child but I did not put my penis into her.

Leonard Flegler.

Taken before me this

5th

day of

August

188

at

John J. McQuinn

Police Justice.

0393

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.....

Leonard Flegler

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

Dated *August 5* 188 *8* *J. M. Platt* Police Justice.

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

Dated.....188.....Police Justice.

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

Dated.....188.....Police Justice.

0394

1223

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Emma Spletzer
305 Greenwich
Leonard Spletzer

Offence *Rapes*

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 *August 5* 188*8*

Patterson Magistrate.

Wm J. Jones Officer.

2nd Precinct.

Witnesses *Margaret Spletzer*

No. *115 Greenwich* Street.

W. H. Snow, M. D.

No. *41 East 28* Street.

E. W. Gardner

No. *105 E 23* Street.

\$ *1000* to answer *G. S.*

Conrad

0395

41 DR. W. H. SNOW,
41 East 28th St.
NEW YORK.
9-10.30 A. M.
6-7.30 P. M.

New York, Aug 11 1888

E. J. Gerry Esq
Rev. S. P. C. C.

Dear Sir,

An examination
of Mary Spletgebner
Act 4 1/2 reveals the
following: External
genitals markedly inflamed
- hymen intact - on the
surface of thighs excoriated
from discharge which comes
from vagina. This child
has undoubtedly been
tampered with. I am un-
able to say that gonorrhea
is present - though I strongly
suspect it. Yours respectfully
W. H. Snow

0396

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 1 DISTRICT.

of No.

occupation

that on the

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

Edward Hegler (now here), on a

charge of having committed

Rape on the body of one

Margaret Spitzgerber and prays

he may be committed to en-

able upon him to return the

necessary evidence.

William Flynn

Subscribed to before me this

of

August

188

day

Police Justice,

0397

Police Court District.

THE PEOPLE, & c.

ON THE COMPLAINT OF

vs.

Leonard Stegler
105 9th 27 9th

AFFIDAVIT.

Dated

188

Patterson Magistrate.

Flynn Officer.

Witness,

Ex Aug 5
9 1/2 0m

Disposition,

0398

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Leonard B. Leaffer

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

— Leonard B. Leaffer —

of the CRIME OF RAPE, committed as follows:

The said *Leonard B. Leaffer,*

late of the City of New York, in the County of New York aforesaid, on the *thirty first* day of *July*, in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, with force and arms, in and upon one *Margaret S. Plitzger*, then and there being, wilfully and feloniously did make an assault and her the said *Margaret S. Plitzger*, then and there, by force and with violence to her the said *Margaret S. Plitzger*, against her will and without her consent, did wilfully and feloniously ravish and carnally know, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

— Leonard B. Leaffer —

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

The said *Leonard B. Leaffer,*

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 her the said *Margaret S. Plitzger*, wilfully and feloniously did make another assault, with intent her the said *Margaret S. Plitzger*, against her will and without her consent, by force and violence, to then and there wilfully and feloniously ravish and carnally know, against the form of the Statute in such case made and 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

— *Leonard Breeger* —

of the CRIME OF RAPE, committed as follows:

The said *Leonard Breeger*.

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 her the said *Margaret Splitgerber*, wilfully and feloniously did make another assault, and an act of sexual intercourse with her the said *Margaret Splitgerber*, then and there wilfully and feloniously did commit and perpetrate, against the will of the said *Margaret Splitgerber*, and without her consent; 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.

FOURTH COUNT—

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

— *Leonard Breeger* —

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

The said *Leonard Breeger*.

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 her the said *Margaret Splitgerber*, wilfully and feloniously did make another assault, with intent an act of sexual intercourse with her the said *Margaret Splitgerber*, against her will and without her consent then and there wilfully and feloniously to commit and perpetrate, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

~~JOHN R. FELLOWS,~~

~~District Attorney.~~

0400

Fifth COUNT.

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

- Leonard Fleeger -

of the CRIME OF RAPE, committed as follows:

The said Leonard Fleeger.

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 her
the said Margaret Splitzger, then and there being,
wilfully and feloniously did make another assault, she, the said Margaret
Splitzger, being then and there a female under the
age of sixteen years, to wit: of the age of four years; and the said
Leonard Fleeger, then and there
wilfully and feloniously did perpetrate an act of sexual intercourse with her the said
Margaret Splitzger, against the form of the
Statute in such case made and provided, and against the peace of the people of the State
of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0401

BOX:

316

FOLDER:

3008

DESCRIPTION:

Flynn, Stephen

DATE:

08/16/88



3008

Witnesses ;

Counsel,

Filed 16 day of Aug 1888.
Pleads,

THE PEOPLE

Grand Larceny, (From the Person.)
[Sections 528, 530, 535, Penal Code].

not proven
280
Stephen J. Ryan

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Brubaker Lemmle

Foreman.

August 17/88
Pleaded by J. H. Ryan
Elmura Ref B.M.

0403

Police Court—

1st District.

Affidavit—Larceny.

City and County } ss.:
of New York,of No. 419 West 45th Street, aged 27 years,
occupation Sample Binderdeposes and says, that on the 1st day of July 1888 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession and
person of deponent, in the night time, the following property viz.One Double cased gold Watch of
the value of Forty 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 Stephen Flynn (known here)from the fact that at about the hour
of two o'clock A.M. on said date deponent
sat down on a stoop in front of premises
No 266 Elizabeth Street and fell asleep
and about two hours afterwards deponent
awoke and missed said watch from the left
hand side pocket of deponent's vest worn
on the person of deponent.Deponent is informed by Francis Chimbark
3rd of North Street that the defendant Flynn gave
him a pawn ticket for a watch pawned at Charles
O'Leary's pawn office No 360 Bowery representing
the aforesaid watch which deponent has
seen in Court and identified as the property

Sworn to before me, this

Police Justice

0404

Carson Street and Carried Away from the
possession and person of defendant
wherefore defendant prays that said defendant
may be dealt with as the law directs

Sworn to before me this

5th day of August 1888 } Patrick Devine

Justice of the Peace

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

of the City of New York, until he give such bail.

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

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

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Office—LARCENY.

1
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer

Sessions.

0405

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Wanted woman of No. 318 West

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

Sworn to before me, this

day of

August 1883 Francis Timbrook

W. J. O'Connell

Police Justice.

W3 Mackin: I am says I reside
at 77 E. Houston^{or} - am a cigar
dealer. The defendant came
into my place on or about
the 9th of July last ^{between 5³⁰ and 7⁰⁰ am} and exhibited
to me a gold watch resembling
this watch shown with Charles
Slang on the 9th of July. He
said - "See the haul I made."
There was a ~~old~~ rolled gold
chain ^{and a charm} attached to the watch.
The charm had a black jet
set on one side and was light
colored on the other.

By McKie

Patrick Devine - further says that
~~the~~ chain and charm above
described was attached to his
watch when it was taken from
his person described in this
complaint. Patrick Devine

seems from the fact
we this on day of deposit

July. 1888
Devine

a similar
1888

0407

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Stephen Flynn 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.

Stephen Flynn

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

New York City

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

Answer.

280 Bowery 2 years

Question. What is your business or profession?

Answer.

Ice Man

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 the ticket was given to me by a young man by the name of Paul and I gave the ticket to Frances Timbrook

Stephen Flynn

Taken before me this

day of

188

Police Justice.

0408

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

Dated *Aug 15* 188 *and over* Police Justice.

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

Dated..... 188 Police Justice.

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

Dated..... 188 Police Justice.

0409

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick Devine
8419 West 45th St
Stephen Flynn

2

3

4

Officer
Larson

Dated

August 7 1898
Town

Magistrate.

Hugh McGrade
10 Precinct.

Witnesses

Francis Timbrook
House of Detention
No. 17
No. 17
No. 17

Street.

No.

1000 to answer

Street.

No.

\$

1000 to answer

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

Witnesses - Francis Timbrook

No. 1, by John B. McGrade

Residence

No. 1 Second Ave Street.

No. 4, by

Residence

Street.

0410

CITY AND COUNTY
OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

Hugh J. McGrade
of No. *110* *Precinct Police* Street, aged *32* years,

occupation *Police officer* being duly sworn deposes and says,

that on the *5th* day of *August* 188 *8*

at the City of New York, in the County of New York, *he arrested*

Stephen Flynn (nowhere) on suspicion
of having stolen a watch from the
person of one Patrick Devine and deponent
believes that Frances Timbrook is a
necessary and material witness for
the People in the prosecution of said
defendant and deponent prays that
said Frances be bound to give security
for her appearance when wanted to testify
or be sent to the House of Detention for Women

Hugh J. McGrade

Sworn to before me, this

of *August* 188 *8*

day

Police Justice,

04111

Police Court-- District.

THE PEOPLE, & c.

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated..... 188

Magistrate.

Officer.

Witness,

Committed to the
House of Detention.

Disposition,

0412

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, DISTRICT.

Hugh J. McGrade

of No. *10th Precinct* Street, aged *32* years,

occupation *Police Officer* being duly sworn deposes and says,

that on the *5th* day of *August* 188*8*

at the City of New York, in the County of New York, *he arrested*

Francis Timbrotts and Stephen
S. Lynn on suspicion of
having stolen a watch from
the person of one Patrick Blaine
Whomfor deponent prays that
the said defendants be held to
enable him to secure the necessary
evidence

Hugh J. McGrade

Sworn to before me, this

of

August

188

8

day

Police Justice,

0413

Police Court-- District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

Francis Timbrook
Stephen Flynn

Dated Aug 6 188

Magistrate.

Officer.

Witness,

Francis Timbrook
from House of detention
in default of \$100 bail

Disposition,

\$ 500 Each
Ex 200 Plu

Aug 6.

u 8. 9th Aug.
u 9 u 9

0414

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edmund Devine

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

Edmund Devine

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

The said *Edmund Devine*,

late of the City of New York, in the County of New York aforesaid, on the *eight*
day of *July*, in the year of our Lord one thousand eight hundred and
eighty-*eight*, in the *night* time of the said day, at the City and County
aforesaid, with force and arms,

one watch of the value of forty

dollars.

of the goods, chattels and personal property of one *Edmund Devine*, -
on the person of the said *Edmund Devine*, -
then and there being found, from the person of the said *Edmund Devine*, -
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.

04 15

SECOND COUNT—

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

Stephen B. Bynum

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

The said *Stephen B. Bynum*,

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,

one watch of the value of

twenty dollars,

of the goods, chattels and personal property of one *Edwin Derris*,—

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

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

Stephen B. Bynum,—

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.

JOHN R. FELLOWS,

District Attorney.