

0792

BOX:

360

FOLDER:

3387

DESCRIPTION:

Monroe, James

DATE:

07/02/89



3387

0793

BOX:

360

FOLDER:

3387

DESCRIPTION:

Gray, Philip

DATE:

07/02/89



3387

0794

Witnesses:

Officer Peter J. Proctor
James Garib
Henry Walters

Counsel
Filed
Pleaded
day of July 1889
THE PEOPLE
vs. *James Monroe*

Grand Larceny, Second Degree.
(From the Person.)
[Sections 628, 687, 688 Penal Code].

James Monroe
and
Philip Gray

John R. Fellows,
District Attorney.

Pen order
A True Bill.

John R. Fellows
July 2/89
Foreman.

John R. Fellows
S. P. 2 1/2 yrs.

0795

Police Court

District.

Affidavit—Larceny.

City and County } ss.:
of New York,James Banks
of No. 260 Grove St Jersey City Street, aged 24 years,
occupation Truck driver being duly sworn

deposes and says, that on the 23 day of June 1887 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and

person of deponent, in the day time, the following property, viz:

One watch and chain of the value
of Twenty eight 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 James Monroe and PhilipGray (both now here) who were in company
with each other and acting in concert
for the reasons that at about the hour
of six o'clock in the morning of said
day deponent was sitting asleep in the
Pennsylvania Ferry House at Courtlandt
Street, North River, and deponent had said
watch and chain worn on his body and
attached to the vest then worn on his person.
Deponent is informed by Henry Walters (nowhere)
that he, Walters, saw the defendants in company
with each other and saw the defendant
Monroe take said watch and chain from
deponent's person and the defendants walkedof
1887
day
Subscribed and sworn to before me this

Police Justice

0796

away from ~~said~~ said Ferry house together. Depoent
is further informed by Peter J. Tucker (now
here) that he Tucker found the watch here
shown upon the ^{person of the} defendant Gray who was
in company with the defendant Monroe.
Depoent here identifies the property taken from
said Gray as his property.

Sworn to before me

this 23rd June, 1889

James Banks

W. H. H. H.
Police Justice

0797

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation Sell newspapers of No. 160 Park Row Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of James Bank and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 23
day of June 1889

Henry Walters

L. Hagan
Police Justice.

0798

CITY AND COUNTY } ss.
OF NEW YORK, }

aged _____ years, occupation Peter J. Tucker of No. 2nd Avenue

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of James B. Burke

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

Sworn to before me, this 23
day of June 1889

E. Hagan
Police Justice.

Peter J. Tucker

Peter J. Tucker

0799

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Philip Gray 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. *Philip Gray*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *140 Cherry Street - 2 months*

Question. What is your business or profession?

Answer. *Steamfitter*

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*

Philip Gray

Taken before me this *23*

day of *June*

188

Police Justice.

0800

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer. *James Monroe*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *137 Greenwich St. 1 year*

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.*
James Monroe

Taken before me this

23

day of *June*

188*9*

Police Justice.

W. H. Hagan

0001

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

defendants
guilty thereof, I order that they be held to answer the same and they 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 they give such bail.

Dated June 23 1887 [Signature] Police Justice.

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

Dated [Signature] 1887 [Signature] 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 [Signature] 1887 [Signature] Police Justice.

0002

Police Court---

931
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Banks
260 vs. *James Monroe*
Philip Gray

Offered in person

BAILED,

No. 1, by _____
Residence _____ Street.

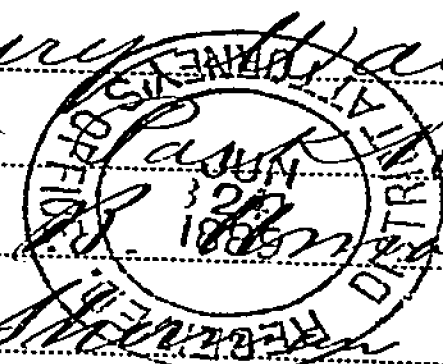
No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated *June 23* 188*9*
Hogan Magistrate.
Tucker Officer.
21 Precinct.

Witnesses *Off. Tucker*
No. *2nd Precinct* Street.
Henry Walters
No. *160 Park Row* Street.
Noel Henry
No. *108 Henry* Street.
Stewart, Mayday
\$ *500.00* to answer.



Comedian

0003

~~Grand Jury Room.~~

Parvone
PEOPLE

vs.

Philip Gray
July 12th 1889

of Servord Persons
others Issued
to be Servord Persons

0804

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 Monroe and
Philip Gray*

The Grand Jury of the City and County of New York, by this indictment, accuse
James Monroe and Philip Gray
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

*James Monroe and Philip
Gray, both*

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

*one watch of the
value of twenty dollars and
one chain of the value of
eight dollars*

of the goods, chattels and personal property of one
on the person of the said

then and there being found, from the person of the said

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.

James Banks
James Banks
James Banks

0805

SECOND COUNT—

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

James Monroe and Philip Gray
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:
The said *James Monroe and Philip Gray, both*

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, and one
chain of the value of eight
dollars*

of the goods, chattels and personal property of one

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

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

James Monroe and Philip Gray—
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.

0806

BOX:

360

FOLDER:

3387

DESCRIPTION:

Moran, Stephen

DATE:

07/16/89



3387

0000

Police Court _____ District.

CITY AND COUNTY
OF NEW YORK, } ss.

_____ *Lucia Ferrulo* _____
of No. *37 Mulberry* _____ Street,

Keehouse _____ being duly sworn, deposes and says, that

on *Thursday* the *11th* day of *July*

in the year 188*9* at the City of New York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by *Stephen*

Moran (now here) who cut and

stabbed deponent upon her hand

with the blade of a knife which

knife was held in his hand. That said

assault was committed while

deponent was preventing the defendant

from carrying away a handkerchief

from her stand.

Said assault was committed

with the felonious intent to ~~take the life of deponent, or to do him~~ *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 *12* day
of *July* 188*9* . }

Lucia Ferrulo
mark

E. J. Hogan
POLICE JUSTICE.

0009

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Stephen Moran 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 Moran*

Question. How old are you?

Answer. *59 years*

Question. Where were you born?

Answer. *Canada*

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

Answer. *122 Bayard Str. 3 months*

Question. What is your business or profession?

Answer. *Shoemaker.*

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 was intoxicated.*
Stephen ^{his} Moran
mark

Taken before me this

12

day of July

188

Police Justice.

08 10

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.....

Stephen Moraw

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 July 12 1889

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.

0011

Police Court---

1033 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Lucia Ferullo

vs. *St. Mulberry*

Stephen Moran

2

3

4

Offence *Voluntary Assault*

Dated

July 12 - 1889

Hogart Magistrate.

Wimmer Officer.

6 Precinct.

Witnesses

No.

Street.

No.

Street.

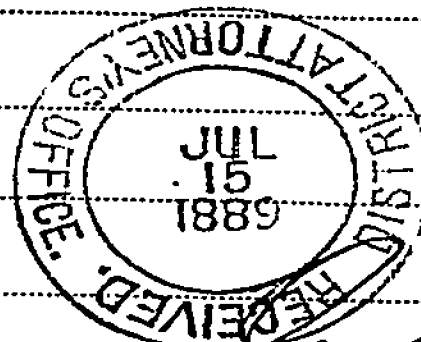
No.

Street.

\$

500

to answer



J. S. N
Comptroller

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

08 12

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Stephen Moran

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse

Stephen Moran

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

The said

Stephen Moran

late of the City and County of New York, on the eleventh day of July, in the year of our Lord one thousand eight hundred and eighty, with force and arms, at the City and County aforesaid, in and upon one

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

with a certain knife, which he the said

Stephen Moran in his right hand then and there had and held, the same being then and there a weapon and an instrument ~~and weapon~~ likely to produce grievous bodily harm, her, the said Lucia Ferrulo then and there feloniously did wilfully and wrongfully strike, beat, cut, stab ~~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.

0813

SECOND COUNT—

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

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

The said

Stephen Moran
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

Lucia Ferrulo
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault; and the said *Stephen Moran*
the said *Lucia Ferrulo*

with a certain *knife*
which *he*, the said *Stephen Moran*
in *his* right hand then and there had held, in and upon the
hand of *her* the said *Lucia Ferrulo*

then and there feloniously did wilfully and wrongfully strike, beat, *cut, stab*
bruise and wound, and did then and there and by the means aforesaid, feloniously,
wilfully and wrongfully inflict grievous bodily harm upon the said *Lucia*
Ferrulo to the great damage of the said *Lucia Ferrulo*
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.

0814

BOX:

360

FOLDER:

3387

DESCRIPTION:

Morris, William H.

DATE:

07/11/89



3387

08 15

Witnesses:

Counsel,

Filed

Pleads,

1889

THE PEOPLE

vs.

William H. Moore

JOHN R. FELLOWS.

District Attorney.

A TRUE BILL.

Foreman.

Per J and.

0816

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss:POLICE COURT, 1st DISTRICT.

of 24th Precinct Police Street, being duly sworn, deposes and says,
that on the 19th day of July 1889
at the City of New York, in the County of New York,

William H. Morris, now
here, did feloniously keep
conduct and used a certain
space and table on the main
deck of the Steamer St. John,
for the purpose of gambling,
in violation of the Statute
in such case made and
provided.

That defendant was on board
said Steamer on her 12th
trip from New York to
Sandy Hook, and then and
there while in the Bay of
New York, saw the said
defendant sit on a stool
with a lay out board on
his lap with the letters
and figures painted thereon
as follows:—"Under 7, over
7 and even 7" which is
a device used for gambling
and called a "Roulet board".
That a certain game of
chance for money was then
being played with dice on
said board and defendant
played at said game with
said defendant and then

08 17

And there (now the sum
 of two dollars playing at
 said game which is called
 "under, over and even seven".
 That defendant,
 therefore, charges said de-
 fendant with being a
 common gambler, and with
 having thrown the dice
 and conducted said game
 of chance, where money
 was depending upon the
 result in violation of the
 law.

Sworn to before me this
 7th day of July 1889

Joseph Scott
 M. Patterson Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

AFFIDAVIT.

vs.

Dated

188

Magistrate.

Officer.

Witness,

Disposition

0818

Sec. 198—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

William H. Morris 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. *William H. Morris*

Question. How old are you?

Answer. *32 years or age*

Question. Where were you born?

Answer. *New Jersey*

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

Answer. *649 Atlantic Ave. Brooklyn*
3 years.

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 think will tend to your
exculpation?

Answer. *I am not guilty. I*
demand an examination

William H. Morris

Taken before me this *7th*
day of *Nov* 188*4*
John H. Williams
Police Justice.

0819

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.....

William H. Morris
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 July 7 188 J. M. Patterson Police Justice.

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

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

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

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

0820

Police Court---

995
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Scott
Wm H Morris

Gambling
Offence

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

2 _____
3 _____
4 _____

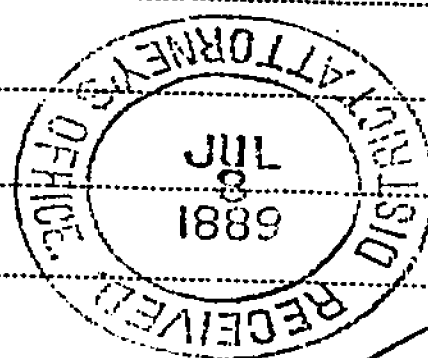
Dated *July 7th* 188*9*
Patterson Magistrate.
Scott Officer.
24 Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street.

No. _____ Street.

No. *500* to answer *G. S. Bond*



0021

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 H. Morris

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

Indictment accuse

William H. Morris

of a misdemeanor,

of the crime of

committed as follows:

The said William H. Morris,

late of the City of New York, in the County of New York, aforesaid, on the

sixth day of July, in the year of our Lord one thousand
eight hundred and eighty-nine, at the City and County aforesaid,

undoubtedly did knowingly keep
and use, a certain table, dice and
other articles and apparatus, commonly
used, and intended to be used in
playing a game of chance called
"swear" upon which money is usually
wagered, to wit: one table, five dice,
and a certain article and apparatus
known as a swear board, within a
certain vessel, being a steamboat
called the St. John, then navigating
the waters of this State, then, known

0022

as new York Conf., against the
form of the Statute in such case
made and provided, and against
the peace and integrity of the
said People.

John D. Mellows,

John D. Mellows

0823

BOX:

360

FOLDER:

3387

DESCRIPTION:

Morrison, Frank

DATE:

07/09/89



3387

Witnesses:

Off. David Montgomery
1st Precinct
John Livingston
63 Box 1st

57
Counsel,
Filed
Pleads,
13th day of July 1889

THE PEOPLE

vs.

- R

Frank Morrison

106
Frank Morrison

Burglary in the THIRD DEGREE

(Section 498,

JOHN R. FELLOWS,

District Attorney.

A True Bill.

J. Hays Vance

Foreman.

July 11/89

Heads Jury 24

S.P.H. 408.

0024

0025

Police Court— / District.

City and County } ss.:
of New York,of No. 63 Baxter Ziphi Livingstone Street, aged 55 years,
occupation Keep house being duly sworndeposes and says, that the premises No 63 Baxter Street,
in the City and County aforesaid, the said being a dwelling house, the
apartments on the first floor of
and which was occupied by deponent as a dwelling
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly moving the
the window fastener attached to the
rear window of said apartments and opening
the window and entering said apartment.on the 2nd day of July 1889 in the day time, and the
Attempted to be
following property feloniously taken, stolen, and carried away, viz: A quantity ofjewelry, wearing apparel and other
property, all of the value of about
the sum of One thousand dollarsthe property of deponent and her husband
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed Attempted to be and the aforesaid property taken, stolen, and carried away by
Frank Morrisonfor the reasons following, to wit: That on said day the doors
and window leading into said apartments
were securely locked and fastened and
said property was therein. That deponent
returned to said apartment and found
the defendant therein and a large portion
of said property strewn about on the
floor. That the defendant jumped out
of the rear window into the yard and

0826

ran away pursued by Officer David A. Montgomery, of the 6th Precinct who arrested the defendant. Deponent has since made an investigation of said apartment and found the same broken open and entered in the manner aforesaid.

Sworn to before me this 2nd July, 1889

Ziphi^{ls} Livingston

A. Hagan
Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0027

Sec. 108—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

First District Police Court.

Frank Morrison 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. Frank Morrison

Question. How old are you?

Answer. 26 years of age

Question. Where were you born?

Answer. New Scotland

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

Answer. 20 Flushing Ave. Brooklyn

Question. What is your business or profession?

Answer. Barber

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

Frank Morrison

Taken before me this
day of July 1889

2nd

Police Justice.

W. H. Hagan

0828

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 July 2 188 9 W. J. Fagan 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.

0829

No. 52
B.O.
Police Court--- / District. 980

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ziphi Livingstone
vs.
Frank Morrison

Office Burglar

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

2
3
4

Dated July 2 1889

Hogan Magistrate.

Montgomery Officer.

Precinct.

Witnesses

No. Street.

No. Street.

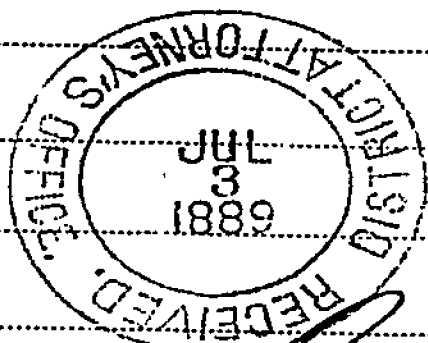
No. Street.

No. Street.

\$ 2000 to answer

Committed

at 12



0830

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank Morrison

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

Frank Morrison

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

The said

Frank Morrison

late of the *sixth* Ward of the City of New York, in the County of New York
aforesaid, on the *second* day of *July* in the year of our Lord one
thousand eight hundred and eighty-*nine*, with force and arms, in the
day - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one

Morris Livingstone

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

Morris Livingstone

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.

0031

SECOND COUNT—

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

Frank Morrison of the Crime of Attempting
of the CRIME OF *Grand* LARCENY in the first degree committed as follows:

The said

Frank Morrison

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

*divers articles of jewelry of a
number and description to the
Grand Jury aforesaid unknown,
of the value of six hundred
dollars, and divers articles of cloth-
ing and wearing apparel of a
number and description to the
Grand Jury aforesaid unknown,
of the value of four hundred
dollars*

of the goods, chattels, and personal property of one

in the dwelling house of the said

*Morris Livingston
Morris Livingston*

there situate, then and there being found, from the dwelling house aforesaid, then and
there feloniously did ^{attempt 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.

*John R. Bellows,
District Attorney.*

0032

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank Morrison

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

Frank Morrison

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

The said

Frank Morrison

late of the *sixth* Ward of the City of New York, in the County of New York
aforesaid, on the *second* day of *July* in the year of our Lord one
thousand eight hundred and eighty-*nine*, with force and arms, in the
day - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one

Morris Livingstone

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

Morris Livingstone

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.

0833

SECOND COUNT—

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

Frank Morrison of the Crime of Attempting

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

The said

Frank Morrison

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

divers articles of jewelry of a number and description to the Grand Jury aforesaid unknown, of the value of six hundred dollars, and divers articles of clothing and wearing apparel of a number and description to the Grand Jury aforesaid unknown, of the value of four hundred dollars

of the goods, chattels, and personal property of one

in the dwelling house of the said

Morris Livingstone
Morris Livingstone

there situate, then and there being found, from the dwelling house aforesaid, then and there feloniously *attempt 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.

John R. Fellows
District Attorney

0834

BOX:

360

FOLDER:

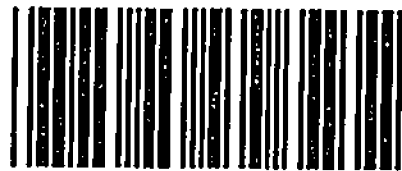
3387

DESCRIPTION:

Morrissey, John

DATE:

07/18/89



3387

0035

Witnesses

Officer Wm. Kenna
Signed at the Precinct

Counsel,

Filed

Pleads,

1889

THE PEOPLE

vs.

John Morison

Burglary in the THIRD DEGREE

JOHN R. FELLOWS,

District Attorney.

A True Bill

Foreman.

July 18/89.
Charles H. Bury Jury
Row 1 op.

I recommend acceptance
of a plea of a complete
acquittal in 1889
July 17/89
J.R.F.

0036

Police Court—1st District.City and County } ss.:
of New York,of No. 75 West Street, aged 43 years,
occupation Bar-keeper being duly sworndeposes, and says, that the premises No 75 West Street,
in the City and County aforesaid, the said being a brick building in the
First Ward, the store floor of
and which was occupied by deponent as a Liquor Store
and in which there was ^{not} at the time a human being, ~~by name~~Broke and
were BURGLARIOUSLY entered by means of forcibly breaking
open the side door of said
store, about the middle of
12th o'clock A. M.on the 15th day of July 1889 in the night time, and the
following property feloniously taken, stolen, and carried away:
attempted to be stolen and
carried away, viz: a quantity
of Liquors and papers of the
value of three thousand dollarsthe property of Michael J. Phipps
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 byJohn Morrissey, now here,
for the reasons following, to wit: That deponent, who
is the Bar-keeper at said
store and in charge of the
same, securely locked and
closed said store about the
hour of midnight, and the
property aforesaid was then within

0037

Said Store. That about the hour
of 12 1/2 o'clock Officer McKenna,
then present, called deponent
up, and deponent then and
there found the side door of
the Store broken open.

That said officer then in-
formed deponent that he,
said officer, found said door
broken open and the said
deponent within the store
and behind the bar.

Sworn to before me this
15th day of July 1886

C. S. Hagan Martin Keane
Police Justice

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ _____ Bail.

Bailed by

No. _____ Street.

0030

CITY AND COUNTY } ss.
OF NEW YORK, }

aged 28 years, occupation James M. Kenna
Police Officer of No.
2nd Precinct Street, being duly sworn deposes and

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

Sworn to before me, this 15
day of July 1888 } James M. Kenna

[Signature]
Police Justice.

0039

Sec. 193-200.

CITY AND COUNTY OF NEW YORK, ss.

First District Police Court.

John Morrissey 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 Morrissey

Question. How old are you?

Answer. 23 years

Question. Where were you born?

Answer. N. Y. City

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

Answer. 74 Washington Street. 6 months.

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am Guilty.

J Morrissey

Taken before me this 15
day of July 1889

Police Justice

[Signature]

0840

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..... *July 15*..... 188 *9*..... *W. H. Hagan*..... *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.*

0841

Police Court---

1033 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Martin Keane
vs. 75 West
John Morrissey

Offence Burglary

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated July 15 1889

Hogan Magistrate.

McKenna Officer.

2 Precinct.

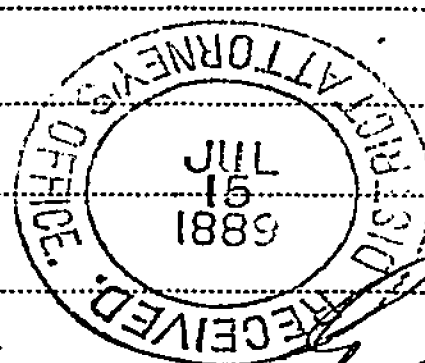
Witnesses James McKenna

No. 2nd Precinct Street.

No. _____ Street.

No. _____ Street.

\$ 1000.00 to answer



Conrad

0842

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 Morrissey

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

John Morrissey

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

The said

John Morrissey

late of the First Ward of the City of New York, in the County of New York
aforesaid, on the fifteenth day of July in the year of our Lord one
thousand eight hundred and eighty-nine, with force and arms, in the

night time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one Michael J. Phipps

there situate, feloniously and burglariously did break into and enter, with intent to
commit some crime therein, to wit: with intent, the goods, chattels and personal property
of the said Michael J. Phipps in the

said store 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.

John R. Allows,
District Attorney.

0043

BOX:

360

FOLDER:

3387

DESCRIPTION:

Murphy, James

DATE:

07/03/89



3387

Witnesses:

Off. Patrick Hough
to present

William G. Gammely

vs. 8.10.17

C. Lannery

No 4
Counsel,
Filed
Pleads,
1889

THE PEOPLE

vs.

R

James Murphy

Grand Larceny
(From the Person.)
[Sections 528, 587 Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

(Signed) [Signature]

Foreman.

[Signature]
Foreman
S. P. 2 1/2 yrs.

0844

0845

Police Court- / District.

Affidavit—Larceny.

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

Martin W. Seewitzer
of No. New York Post office Street, aged 34 years,
occupation Postal clerk being duly sworn

deposes and says, that on the 27 day of June 1889 at the City of New

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

One gold watch of the value
of 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 James Murphy (now here) for

the reason that on said day deponent
was on Park Row and had said
watch attached to a chain which
watch was in the pocket of the
vest then worn on his person and
part of his bodily clothing deponent
saw the defendant standing in front
of deponent, and deponent
missed said property
and saw the same in the possession
of the defendant who returned the
same to deponent.

Martin W. Seewitzer

Sworn to before me, this 27 day
of June 1889
Charles W. Demarest
Police Justice.

0046

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

First District Police Court.

James Murphy 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.

James Murphy

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.

Morison Street refused to give number

Question. What is your business or profession?

Answer.

Brushmaker

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

Refuses to sign

Taken before me this

27th

day of *June* 188*9*

Charles W. Tamm
Police Justice.

0847

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

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

Dated *June 27th* 188*9* *Charles N. Linton* 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.

0848

Police Court--- *First* District. ⁹⁷¹

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Martin W. Switzberg
vs. *N.Y. P.O.*

1 *James Murphy*
2
3
4

Offence - Larceny
from the person

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated *June 27th* 188*9*

Saints Magistrate.

Haugh Officer.
6th Precinct.

Witnesses *Correlius Lamm*

No. *213* *Greene* Street.

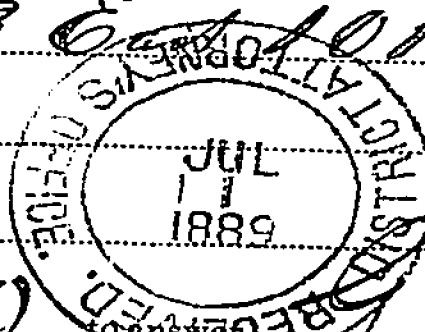
Pinkus Emanuel

No. *223* *East 101st* Street.

No. _____ Street.

\$ *1500*

Comm. Sec. 4



0849

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 Murphy

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

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

The said

James Murphy

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

*one watch of the
value of fifty dollars*

of the goods, chattels and personal property of one *Martin W. Sweitzer*
on the person of the said *Martin W. Sweitzer*
then and there being found, from the person of the said *Martin W. Sweitzer*
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. Fellows,
District Attorney.

0850

BOX:

360

FOLDER:

3387

DESCRIPTION:

Murphy, Martin

DATE:

07/18/89



3387

0851

BOX:

360

FOLDER:

3387

DESCRIPTION:

Lyons, Jeremiah

DATE:

07/18/89



3387

0052

BOX:

360

FOLDER:

3387

DESCRIPTION:

Murphy, Michael

DATE:

07/18/89



3387

0853

BOX:

360

FOLDER:

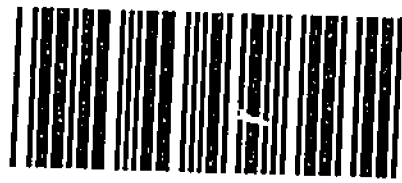
3387

DESCRIPTION:

Levy, Oscar

DATE:

07/18/89



3387

0054

un-recd.
 R3. M.
 15 Hwa. 89
 Part of 100
 101. 2. 2. 46 13 1995
 15 M.
 Oct 25 1889
 as 2 1/2
 100 2 1/2 1995
 15 M.

0855

Third District

Peace Court

James J. Clark

vs

Martin Murphy

Oscar Levy

Charged with
Larceny & receiving

Stolen property

(Before Hon

Edmund Hogan

Peace Justice

June 6th 1889.

James J. Clark says sworn in
his affidavit

That Clark says in the 1st of June
1889 a warrant containing 3rd
umbrella as a photo value of fifty
dollars was taken from your
establishment?

Answer

And you charge Martin Murphy and
another person whom you don't know
and who is not arrested with
stealing them? Oscar Levy with
receiving them?

Answer

Mr. Clark would kindly tell me what

0056

you knew about this & in fact was
your attention first attracted on that
day? when did you learn the um-
brellas had been stolen?

About noon on the evening
of Sunday last you know?

About noon Sunday.

Just when did you learn they were
stolen?

About noon.

Just came to the point what reason you
have for believing that you should
charge Martin Murphy with stealing
them?

A Monday morning Officer Cosgrove
came in and said he had found the
umbrellas and had them at the Station
house he had been at the premises
of Levy at 103 Greenwich Street and
that Levy told him Martin Murphy
had stolen the goods and he
arrested him. As I went over to
the Station house and identified
the goods & as being mine.

And that is all you know about it is
 Ayco Sir

By the Court

Q Show many persons were in the store
 at the time of this robbery?

A My daughter and myself & three two
 more, I remember. I saw Mr. Michael
 Murphy. I was in sitting in those two
 men when the umbrellas were taken

Q Show how long these men were in
 your place?

A I suppose 10 or 12 minutes when they
 were there.

Q Did they purchase anything?

A Yes Sir

Q What did they purchase?

A Beavers, and a scarf and after
 they had paid for them one of them
 bought a shirt

Q How long was it after these men
 had made the purchase and left
 the store was it that you are covered
 the loss of the umbrellas?

A These men were in the store at the

0058

4

time the young man came in and
saw the umbrellas were gone.

Q They had not left the store?

A No sir they passed out the time I did

Q Did you have any conversation with
the defendant Murphy or with
either of those two men Lyons and
Murphy since the umbrellas were
taken?

A No sir not a word to them I never saw
the defendant to my knowledge

Q After the passing of those umbrellas
where did you next see Martin
Murphy, or either of these two men?

A I saw Martin Murphy when I came
to court Monday afternoon when
he was pointed out to me

Q Where did you see the two other men
Murphy & Lyons?

A Tuesday afternoon

Q Where did you see them?

A Lyons was sitting head pointing
and Murphy (see) pointing

Q They were in this Court room back

0059

5

in different parts of it
Ayer & Co

Q Did you know these names at that
time?

A Yes sir

Q What did you say as to when you
saw these men?

A I said to the officer the man whose
hair was parted in the middle
was telling him something

Q What did you say about the other?

A I said I didn't identify the other

Q Did you identify the man whose

Ayer & Co but the stand was not
recovered.

Q How did you identify him?

A By my marks.

Q When and where did you identify
them?

A Monday noon at the State House

Q How did you see the defendant Murphy
before he was arrested?

A I said that to my knowledge

Ayer Examined.

0060

6
Q When you were here the next day and
this is your statement as furnished to this
afternoon did you not inform Justice
Morgan that there were two persons
involved at that time that your
daughter could identify as being
the persons who were in the store
at the time of this shooting?

A I don't think my daughter could
identify them if she was here.

Q At that time could you identify
them when you were here?

A Certainly but I cannot state unless
she were here.

Q Since you now swear that Martin
Murphy, Theodore and Lyons are
the 3 persons who were in your
store on the day when this shooting
occurred?

A I do swear to it.

Q Did you at the time they were in
your store on that day notice any-
thing in this manner or in some
action which would lead you

to receive that they were noting in
concert with any person?

Ayeson

Do you now receive those goods
immediately from your store at the
time they were present in the
store?

Ayeson

What portion of the store were they
standing in when you wanted in
store?

A front part of the store at the time
I received your store is situated the
same as other stores as you enter
the door there are chairs cases running
along side?

Ayeson

Now when they came in what did
they do you?

A They asked me to step to the door
they wanted a caller line the one
in the case outside.

And did they then go into the store
Ayeson

0062

8

And you went behind the counter
And they told you?

Ayes Sir

And also was in the line besides
you and those two men?

A my daughter

And she opposite you on the same
side?

Opposite me

And when you were waiting on them
she had an unobstructed view of
the whole line?

A yes Sir

And therefore they could not at that
time when you waited on them
accuse any person to pass or
themselves in the light of the door
way for taking property without
your knowing it?

A Not at that time

And when they finished making
their purchases what did they
do after you waited on them?

A They walked out,

0063

9.

They did not stay any longer of time
in making their exit from the store
A 2nd they lost the same returned me
I said that is all that you know about
these men from the time they
entered the store until the time they
left it.
Ayes Sir

4

0064

10

Framie W. Brown being duly
presented and says

If you were in the store 281 Greenwich
Street on the first of June would
you not?

Ayes Sir

If and where you were in the store is
you informed of Joseph Hogan that
Michael Murphy whom you introduced
your day stood in front of the door?
Ayes Sir

If kindly tell us just exactly what
you discovered Michael Murphy doing
from the time your attention was
first attracted to him until the time
he left the store?

A These two men were looking in the
store door looking up when the car
stopped where was in the store went out
they came in and they asked Mr
Clane for something at the end of
the store by then they came about
half way in the store and where Mr
Clane was getting the goods for

0865

11

Now another customer came in and
I went down to meet him & then the
man went towards the door and the
gentleman had a little difficulty
in getting in. & the gentleman said
I'll come in and wait on him and
I turned my back & in a moment
a young man came in & he asked
if we had any food anything, any
umbrellas. The clerk went out and
said yes and they went out and
that's all I know about it
By the Court

Are you positive as to the identity
of these men?

A Yes

Do you not think you are mistaken
about it?

A I don't think so to the best of my
recollection

Re Cross

Where were you first informed that
you were to be witnesses in this case
A Two day night.

0066

14

What informed you?

A. M. Allen

What was he saying to you at the time
he asked you to look at the persons
in this Court room? He told me
I was to go to the Justice of the Peace that
you came in with by telling me being
the two persons who were in the
store at the time of the robbery.
of these umbrellas?

A. He said he was somewhat afraid of
men that were in the store

What did you say to him?

A. I described one of them and said
he was very light and very light
was to be called by his name as a
longer person

What did you tell him the color of his hair
and eyes?

A. I cannot tell the color of a person's
eyes from the distance

Do you consider Martin Murphy
as being a person such as you
described?

0067

13

Ayesen

When you came to the court house today
did you see Mr. John Murphy first?
A Did not at first

If you were accompanied by Mr. Cook
were you not?

A Yes.

And he sat near you at that time?
A He sat here (pointing).

And did not detain Eugene
out here (showing)?

A No Sir (here) showing.

And when Michael Murphy came
in did not Mr. Cook stop him
and speak to you?

A Not at first after I recognized him
I heard you when you said the middle
Jury at the request of Mr. Eugene
and took at him again?

A Yes and said I was satisfied.

At the time Murphy & Lyons had
left the store the Coroner had
arrived had it not?

A Yes Sir

0068

14

Did you know anything in this manner
that they were accused in the fact
that the goods were stolen?

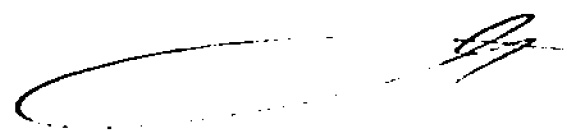
Ans. Sir

If you are positive that you identify
Murphy without the aid of any
person?

Ans. Sir

Are you now willing to swear that
Michael Murphy & Joseph Lyons
were acting in concert with any
one of the defendants in the taking
of these umbrellas?

Ans. Sir



0064

15.

Patrick McGovern being duly sworn
deposed and says

If you are a peace officer
Answer

If attached to urban precinct
Answer

By the Court

If during arrest the defendant Murphy
Answer

Where and where

At 56 Trinity place corner Rotten Tree
at 6:10 am on Sunday morning
Where and where had you seen the
defendant before this

A Saw Murphy on Saturday night in the
neighborhood of half past 7 on Greenwich
Street near park place

Where is the store where those umbrellas
were taken

A In Green west Street between Murray
and Women Street

What distance from where you saw
Murphy

About a block and a half

0870

16

Q Did you recover the property that is said
to have been stolen?

A Yes Sir

Q Has it been identified?

A Yes Sir. Mr. Clarke identified it

Q As being the property stolen from his
place of business?

A Yes Sir.

Q Have you heard Michael Murphy and
Jeremiah Lyons?

A Yes Sir.

Q Have they in court here last Tuesday?

A Yes Sir.

Q Have anything said to you about these
two men?

A Mr. Clark said that these two men
were when they were buying some stuff
in this night.

Q Had these two men been pointed out to
you by any body, as far as you know?

A No Sir. I was with me.

Q If you done nothing or said anything that
would cause him to identify these
two men?

0071

17

Q And in

of the day present to day when the lady Miss
Blair entered the Court room?

A Yes.

Q Did you say anything to her about that
the man?

A I did not at first.

Q Were they sitting together in a part in
the Court room?

A They were sitting apart.

Q Did you have the identification made?

A Miss Blair and I were sitting here on the
1st row and Miss Blair and the
lady who is with her now were sitting
on the second row and 3rd seats away
from us, and when they came in
my back was turned & I was standing
near the door. Miss Blair was also
talking to me she said that on the
other 2 men, and one was sitting
behind the stone, and I said you
better walk down the aisle and
make sure and shade, nobody.

0072

18

identified them.

Q He identified the 3 men barely sitting there?

A Yes Sir.

Q You had not said anything to her or done anything to her to attract her attention to them?

A No Sir. I didn't see them coming in. When you asked Murphy on Sunday morning did you say anything to him about the property that you had recovered?

A I didn't say anything until I was near the station house.

Q Then what did you say to him as late as you?

A He said what is the matter now, I paid all about those umbrellas you stole last night.

Q What did he say?

A He said nothing but laughed.

Q He didn't deny it?

A No Sir.

Q Nor affirm it?

0873

19

A. No Sir

Q. Did you tell him what he was told
to you and it?

A. Yes Sir

Q. And you told him you received the
property? What was said by the person
who told you about the witnesses?

A. Yes Sir

Q. And what did he say as to that?

A. He never said anything, only laughed.

Mr. Keane defendants counsel
moves to dismiss the complaint
against Murphy, there not being
sufficient evidence to hold him
By the Court Motion Denied
Atty General. Waives further examination

4

0074

20

Patron Fargura Capt. warned by
Mulanah Council for Door Long
one of the defendants.

If you arrested Long last one of the defen-
dants on a charge of receiving stolen
property?

Yes Sir

What conversation if any took place
between you and Long?

A. I went up stairs to his room where he
has 103 pounds of steel wire & floor
and he was at the door, he wanted
to know what was the matter and I
told him to open the door that his store
was open and when he got up I said
come down please Sir give me those
umbrellas and he said what umbrellas
and I said the umbrellas you got
in there, and he said I did not get
any and I said they were there and
I know they are, and he said anyone
know who gets them there, and I
said I do not make any difference
I know they are there and all about it.

0075

21

Q. Who said Smith and Ouel are the
persons who brought them in? By they
told me to remind them for them and
they are going to take them away
next morning. Q. Who said Ouel and
Smith took them over?

A. That's all I know. Q. Where is he?
A. In the house.

Q. You mean him to be a witness? A. Yes.

Q. What business does he conduct there?

A. Tobacco and cigars and dry goods.

Q. How long have you been associated with
him?

A. 5 years.

Q. Has anyone ever heard a complaint against
him or any thing concerning him in
5 years?

A. I have complaints have been made
against him.

Q. Of your own knowledge?

A. I heard it from witnesses.

By the Court.

Q. What became of the other 2 members?

Unbelleas

0877

Police Court

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 281 Greenwich Street, aged 53 years,
 occupation Furniture furnisher being duly sworn
 deposes and says, that on the 1st day of June 1889 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:

One stand containing thirty four
umbrellas of the value of about
Fifty dollars

the property of in care and charge 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 Martini Murphy and Oscar
Levy (both now here) for the reasons that
on said day said property was in the
above premises and deponent having
missed the same deponent is informed
by Patrick H. Cosgrove (now here) Police officer
of the 2nd Precinct, that he, Cosgrove found
the said property in the possession of
defendant, at premises 103 Greenwich
Street. That the said Levy at first denied
he had possession of said property but
subsequently admitted having the possession
and delivered the same to said Cosgrove
That said Levy acknowledged to said Cosgrove
that he knew said property to have been

Subscribed and sworn to before me this
 1889 day of June

Police Justice

0078

stolen and that he had received the same from the defendant Murphy and another man who brought said property to him for safekeeping.

Wherefore deponent charges the defendant Murphy with taking, stealing and carrying away said property and the said Levy with knowingly receiving, concealing, withholding or aiding in the concealment of said property, he well knowing the same to have been stolen.

Sworn to before me }
this 4th June, 1889 } James J. Clark
J. H. M.
Justice

0874

Police Court, / District.

City and County } ss.
of New York,

of No. 281 Greenwich Street, aged 53 years,

occupation Gentleman, furnisher being duly sworn, deposes and says,
that on the 1st day of June, 1889, at the City of New

York, in the County of New York, that he identifies

Michael Murphy and Jeremiah Lyons
both now here as being present in de-
ponents place of business at the
above premises on the said 1st day of
June, 1889 and at the time of thecommission of the larceny charged
in the annexed affidavit. That said
Michael Murphy and Jeremiah Lyonsentered said store and purchased
several articles of merchandise and
attracted deponents attention and whiledeponent was in the rear of his store
looking for articles called for by said
Michael Murphy and said Lyons theythe Michael and Jeremiah stood in front
of said umbrella stand so as to hide
it from deponents view and at thesame time said larceny was committed
and deponent immediately missed said
property. Deponent on the 6th day of June, 1889was present in Court and heard Officer
Patrick Cosgrove of the 2nd Precinct swear
that he Cosgrove saw the defendantMartin Murphy in the vicinity of
deponents store ~~at~~ shortly before
the time of the commission of saidlarceny. Deponent further heard
Officer Cosgrove testify in Court
that a woman informed him, Cosgrove,that the defendant Martin Murphy
and one O'Neil (not arrested) had
gone into the defendant Levy'sstore with a bundle of umbrellas.
Officer Cosgrove further testified that
said Levy had informed him that

0000

the defendant Martin Murphy and said I need
left with him thirty four umbrellas and took
away two with them. That the number of
umbrellas recovered is thirty two. That ~~Michael~~ ^{Martin}
Murphy admits being a brother ~~and~~ ^{being}
~~a brother~~ of the defendant Michael Murphy.

Therefore deponent ~~charges~~ charges the defen-
dants with being in collusion with each
other and acting in concert with taking, stealing
and carrying away said property and defendant
Levy with receiving said property in the
manner ~~said~~ forth in the annexed affidavit
sworn to before me

this 7th June, 1889 } James J. Clark.
Police Justice

Dated 1889 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 1889 Police Justice.

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

Dated 1889 Police Justice.

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

vs.

1
2
3
4

Offence,

Dated 1889

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer Sessions

0001

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 30 years, occupation Police officer of No.

2nd Precinct Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of James J. Clark
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 4
day of June 1889

Patrick H. Cosgrove
C. J. Hogan
Police Justice.

0002

Sec. 193-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

Martin Murphy

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.

Martin Murphy

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

New York

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

Answer.

56 Trinity Place. 18 mos.

Question. What is your business or profession?

Answer.

Driver

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
Martin Murphy

Taken before me this

day of June

1889

Police Justice

0003

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Oscar Levy

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. *Oscar Levy*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *103 Greenwich St. 6 years*

Question. What is your business or profession?

Answer. *Dry good*

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 -
O Dry.*

Taken before me this *4*

day of *June* 188*9*

Police Justice

0004

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Edward Hogan Esq. a Police Justice
of the City of New York, charging Martin Murphy Defendant with
the offence of Larceny and Receiver of stolen Goods

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 hear-
ing thereof having been adjourned,

We, Martin Murphy Defendant of No. 56
Trinity Place Street; by occupation a Driver
and Edward Adamson of No. 89 Greenwich
Street, by occupation a Liquor Dealer Surety, hereby jointly and severally undertake that
the above named Martin Murphy Defendant
shall personally appear before the said Justice, at the first 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 3rd day of March 1889

Edward Hogan
POLICE JUSTICE.

Martin Murphy
Edward Adamson

0005

CITY AND COUNTY } ss.
OF NEW YORK, }

Edward Adamson

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 situate*

on South East Corner of Rhyer Avenue and
182nd Street in said City, valued Three Thousand
dollars (\$3000.00)

Edward Adamson

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination.

Taken the day of 188

Justice.

0006

Sec. 192.

First District Police Court..

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Edward Hogan Esq a Police Justice
of the City of New York, charging Oscar Levy Defendant with
the offence of Larceny & Receiver of stolen Goods

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 hear-
ing thereof having been adjourned,

We, Oscar Levy Defendant of No. 103
Greenwich Street; by occupation a dry goods dealer
and Joseph Levy of No. 23 Orchard
Street, by occupation a Clothier Surety, hereby jointly and severally undertake that
the above named Oscar Levy Defendant
shall personally appear before the said Justice, at the First 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 2nd

1889.

Ed Hogan
POLICE JUSTICE.

Joseph Levy
Midway

0007

CITY AND COUNTY OF NEW YORK, ss.

Sworn to before me, this 2nd day of June 1889
Joseph Levy
Police Justice.

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 No 145 Forsyth Street in said City, valued ten thousand Dollars, free & clear

Joseph Levy

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick W. Brown

Oscar Levy

Taken the 2nd day of June 1889

Underlying to appear during the Examination.

0000

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

of No Second Precinct Street, aged years,

occupation Police officer being duly sworn deposes and says

that on the 2nd day of June 1889

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

Murphy and Oscar Levy both now being

charged with larceny and receiving

stolen goods, respectively. Deponent since

the arrest has been unable to notify

the complainant to secure his presence

in Court this day and deponent

prays that the defendants be held

to enable deponent to secure the

attendance of said complainant

Patrick H. Cosgrove

Sworn to before me, this

of

June 1889

(day)

Police Justice

0009

Police Court, _____ District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Patrick N. Cosgrove

vs.

Martin Murphy

Oscar Levy

AFFIDAVIT.

Jacques & Rec. Hotel, 900 So.

*Bailed by Edward Adams,
89 Greenwich St.
Bailed by Joseph Levy
23 Orchard St.*

Dated *June 2* 188 *9*

Hogan Magistrate.

Officer.

Witness,

No 2 "500. for 6x.

June 3rd at 2 1/2 P.M.

No. 1 6x.

Aug 2 to June 4/89 2 1/2 P.M.

Disposition, _____

0890

Sec. 198—200.

m District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Jeremiah Lyons*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *15 Washington Street*

Question. What is your business or profession?

Answer. *Bartender*

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*
Jeremiah Lyons

Taken before me this

day of

1889

W. H. Hegan

0091

Sec. 198—200.

CITY AND COUNTY }
OF NEW YORK } ss.

Mr District Police Court.

Michael Murphy 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.

Michael Murphy

Question. How old are you?

Answer.

22 year

Question. Where were you born?

Answer.

Pensylvania

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

Answer.

56 Trinity Place

Question. What is your business or profession?

Answer.

Canvasser

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
Michael Murphy

Taken before me this

day of

188

Police Justice.

2642

Police Court - District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James J. Clark
28 78 1/2 Broadway
Martin Murphy
Barclay Levy
Jeremiah Lyons
Michael Murphy

Bond renewed June 20/89
No. 4 - by Joseph Levy
23 Orchard St.

BAILED

No. 1, by

Edmund McManis
Residence 59 1/2 Greenwich Street

No. 2, by

Joseph Levy
Residence 23 Orchard St.

No. 3, by

Jeremiah Lyons
Residence 15 Washington Street

No. 4, by

Michael Murphy
Residence

No. 5, by

James J. Clark
Residence 28 78 1/2 Broadway

No. 6, by

Barclay Levy
Residence

No. 7, by

Michael Murphy
Residence

No. 8, by

Jeremiah Lyons
Residence

No. 9, by

Edmund McManis
Residence

Dated June 18 1889

Magistrate

Prothonotary

Officer

2 Precinct

Witnesses

James J. Clark

Barclay Levy

Jeremiah Lyons

Michael Murphy

Edmund McManis

Joseph Levy

James J. Clark

Barclay Levy

Jeremiah Lyons

Michael Murphy

Edmund McManis

Joseph Levy

James J. Clark

Barclay Levy

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, cash, and be committed to the Warden and Keeper of

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

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated June 18 1889

Police Justice

0093

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Martin Murphy, Jeremiah Lyons, Michael Murphy and Oscar Levy

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

Martin Murphy, Jeremiah Lyons, Michael Murphy and Oscar Levy of the CRIME OF GRAND LARCENY IN THE SECOND DEGREE, committed as follows:

The said

Martin Murphy, Jeremiah Lyons, Michael Murphy and Oscar Levy, all

late of the City of New York, in the County of New York aforesaid, on the first day of June in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms,

thirty-four umbrellas of the value of one dollar and fifty cents each, and one umbrella stand of the value of four dollars

of the goods, chattels and personal property of one

James J. Clark

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.

0894

SECOND COUNT—

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

Oscar Levy

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

The said

Oscar Levy

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,

thirty-four umbrellas of the value of one dollar and fifty cents each, and one umbrella stand of the value of four dollars

of the goods, chattels and personal property of one

James J. Clark
Martin Murphy, Jeremiah Lyons and Michael Murphy, and also by
by ^{other} a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

James J. Clark

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

Oscar Levy

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.

0895

BOX:

360

FOLDER:

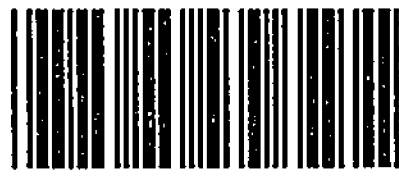
3387

DESCRIPTION:

Murphy, Peter

DATE:

07/11/89



3387

Witnesses:

I recommend acceptance
of plea, per law
J.R. 11/14
HOBBS
Deputy

Counsel,

Filed

Pleads,

1889

11 day of July

THE PEOPLE

vs.

Peter Murphy

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 588 Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Foreman.

Henry H. O'Connell
Jury
Foreman
Pleads C. J. P.
Per Bonds.

0096

0897

Police Court

District.

Affidavit—Larceny.

City and County } ss.:
of New York, }Philip Lang
of No. 2704 3rd Avenue Street, aged 38 years,
occupation Barber being duly sworndeposes and says, that on the 2nd day of July 1889 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and

person of deponent, in the day time, the following property, viz:

One gold badge of the value of
Two dollars and fifty cents

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 Peter Murphy, (now here) forthe reasons at on said day deponent
was lying asleep on the stairway
of the Elevated Railroad Station at
Whitehall Street and had said badge
fastened to the vest then worn on
deponent's body and part of his bodily
clothing. Deponent is informed by
Officer John Kelly of the First Precinct
that he, Kelly saw the defendant
take, steal and carry away said property
from deponent's person.

Philip Lang

Sworn to before me, this 3rd day

of July 1889

Police Justice

J. J. Morgan

0098

CITY AND COUNTY } ss.
OF NEW YORK, }

aged 25 years, occupation John Kelly Police Officer of No.

1st Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Philip Lang

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

Sworn to before me, this 3
day of July 1889

E. H. Hagan
Police Justice.

John Kelly

John Kelly

0899

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Peter Murphy*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *37 West 4th St. 14 months*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I am not guilty*

Joseph Collins

Taken before me this

3rd

day of

July

188

Police Justice

John J. Hogan

0900

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.....

Peter Murphy
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 July 3rd 188 9 [Signature] Police Justice.

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

Dated..... 188 Police Justice.

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

Dated..... 188 Police Justice.

Conrad W

0902

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Peter Murphy

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

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

The said

Peter Murphy

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

one badge of the
value of two dollars and
fifty cents

of the goods, chattels and personal property of one Philip Lang-
on the person of the said Philip Lang-
then and there being found, from the person of the said Philip Lang-
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.

Philip Lang-
John R. Fellows,
District Attorney

0903

BOX:

360

FOLDER:

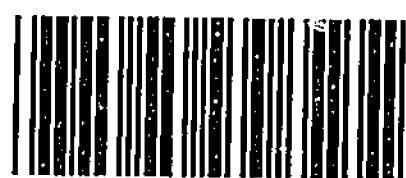
3387

DESCRIPTION:

Murtagh, Joseph

DATE:

07/09/89



3387

Witnesses;

Off. J. H. Reger
19th Presind

Edward Kennedy
Defendant, who testified
by an interpreter in the
above language.

Upon my report
annexed hereto I
hereby recommend
the dismissal of the
within indictment
dated N. Y. September
1889

Edward G. Rose

I also have examined the
within case. I personally
examined each the
indictment be dismissed.
Per 1 Aug 1889

W. J. Gorman
Dist. Atty.

Counsel,

Filed

Pleads,

9 July 1889
Chas. Kelly

THE PEOPLE

vs.

Joseph Montague

Burglary in the 3rd degree.
and Petit Larceny.
[Section 487.506, 528, 529, 532]

JOHN R. FELLOWS

District Attorney.

July 18
A True Bill + aff. dock.
Indictment dismissed
Aug 13/89
(Signed) [Signature]

Foreman.

[Signature]

0904

0905

Police Court—2 District.

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

of No. 23 Waverly Place Street, aged _____ years,
occupation _____

deposes and says, that the premises No 23 Waverly Place Street,
in the City and County aforesaid, the said being a dwelling built of
brick

and which was occupied by deponent as a dwelling on the 1st floor
and in which there was at the time a human being, by name deponent,

were BURGLARIOUSLY entered by means of forcibly entering
deponent's bed room

on the 2nd day of July 1887 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

watch of the value of one silver
\$ 15 fifteen dollars

the property of deponent

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

Joseph Huntagh (nowhere)

on said date

for the reasons following, to wit:

deponent went to bed
in said house and locked the door
in a room on the first
floor and left the said property in
a pocket of his flannel shirt in
said room. Deponent was awakened
at 5 o'clock in the morning and
deponent then saw defendant
in said room. Defendant ran off
and deponent subsequently
discovered that said watch was missing. About

0906

Six days thereafter deponent saw the
the defendant in the street and
caused his arrest by Policeman
Rieger of the 19th Precinct and
deponent now asks that defendant
be dealt with as the Law directs

Given to before me this
2nd day of July 1885 Edward Kennedy
Solon B. Smith
Judge of the Peace

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Degree.

Buylary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No.

Street.

0907

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Joseph Munteph 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.

Joseph Munteph

Question. How old are you?

Answer.

35 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

23 Grand St. 10 years

Question. What is your business or profession?

Answer.

I know.

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

Answer.

I am not guilty
Joseph Munteph

Taken before me this
Joseph Munteph
88
John Smith
Police Justice.

0908

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

Joseph Mulegh
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 *July 2* *188* *Colon B Smith* *Police Justice.*

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

Dated *188* *Police Justice.*

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

Dated *188* *Police Justice.*

0909

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court---

2

978 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Kennedy
20 vs. Mary Rice
Joseph Mustang

2 _____
3 _____
4 _____

Offence *Murder*

Dated *July 2* 188 *9*

Smith Magistrate.

Rieger Officer.

19 Precinct.

Witnesses _____

No. _____ Street.

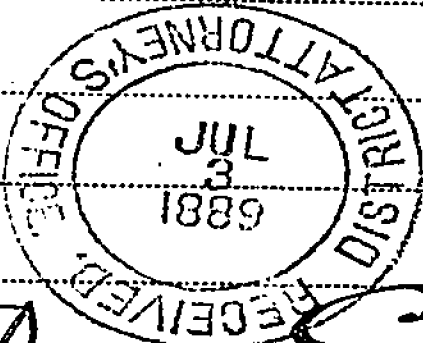
No. _____ Street.

No. _____ Street.

\$ *500* to answer *S. S. N*

Com

Aug 18



0910

Court of General Sessions.

The People etc.

vs.

Joseph Murtagh

Report.

The defendant has been indicted of Burglary in the 2^d degree and of Petit Larceny. The complainant, Edward Kennedy, who is deaf and dumb, charges him with having entered his bed room in No. 23 Waverly Place and having stolen therefrom his watch, hat, knife and handkerchief.

The case has been referred to me for the purpose of ascertaining whether the People's proof is sufficient to sustain the indictment.

I have examined the complainant and officer Pieger, and their affidavits, which are annexed hereto, show the following facts:

That the complainant is the only person who claims to have seen

0911

the defendant in his house. That nobody else has seen him there. That the complainant is, therefore, the only witness upon whom the prosecution has to rely for the identification of the defendant; but he declares that he cannot positively identify him. That there was nothing found on the defendant which might prove his connection with the said crime.

I am satisfied that a conviction cannot be obtained herein, and I, therefore, recommend the dismissal of the indictment herein.
Dated N. Y., August, 13th, 1889

Edward Grose
Dep. Dist. Ct.

0912

City and county of New York, ss.
Joseph W. Rieger, being duly sworn,
says, he is a member of the police
force of the city of New York, and
is assigned to the 19th precinct.
That on the 4th of July, 1889, at 11
P.M., while on duty in Sixth Avenue,
the complainant came to me
on the corner of 15th Street, and
informed me by motions, he
being deaf and mute, that his
watch, hat, knife and handker-
chief had been stolen. He pointed
at the defendant who was walking
in Sixth Avenue, between 15th and
16th Street, as the thief. He identified
the defendant in a positive manner.
In the Station House the complain-
ant made a written statement
to the Sergeant, charging the de-
fendant with the commission
of the theft. There was no property
found upon the defendant that
the complainant could identify
as his. The defendant at once
denied the charge, saying that
he did not know anything
about the affair.

0913

Sworn to before me
this 13th of August 1889 } Joseph H. Rieger

Edward Grosse
Notary Public
City and county of New York.

City and county of New York, ss:
Edward Kennedy, being deaf
and mute, says, after being duly
sworn, in answer to written
questions, that he is unable to
positively identify the defendant
as the party who stole his watch,
hat, knife and handkerchief, and
that there was no body else present
when the theft was committed, nor
has anybody else seen the defend-
ant in complainant's house.

Sworn to before me
this 13th of August, 1889. } Edward Kennedy

Edward Grosse
Notary Public
City and county of New York.

0914

Court of General Session

The People

vs

Joseph Murtagh

REPORT.

For the District Attorney.

Dated August 13 1889

Edward George

Deputy Assistant

09 15

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Murtagh

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

of the CRIME OF BURGLARY IN THE *second* DEGREE, committed as follows:
The said *Joseph Murtagh*

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

Edward Kennedy

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

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

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,

09 16

SECOND COUNT—

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

of the CRIME OF

Joseph Murtagh
~~Petty~~ LARCENY

committed as follows:

The said

Joseph Murtagh

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 ~~right~~ time of the said day, with force and arms,

*one watch of the value of
fifteen dollars*

of the goods, chattels and personal property of one

Edward Kennedy

in the dwelling house of the said

Edward Kennedy

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.

John R. Bellows
District Attorney