

0994

BOX:

441

FOLDER:

4067

DESCRIPTION:

Moran, Frank

DATE:

06/12/91



4067

0995

Witnesses:

Counsel,

Filed

Pleds.

1891

day of June

July 15

THE PEOPLE

vs.

Frank Moran

Grand Larceny, second Degree,
(From the Person.)
[Sections 528, 531, 532 Pennl Code.]

JOHN R. ELLIOTT

District Attorney.

A True Bill.

Foreman

James J. Kelly
June 17/91
Frank J. Kelly
Pen 3 yd.

0996

Court of General Sessions

- The People -

ago

Frank Moran -

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.

100 EAST 23^d STREET,

New York, June 7, 1891

CASE NO. 57145

DATE OF ARREST

CHARGE

OFFICER

Backley

Larceny from Person

AGE OF CHILD

RELIGION

FATHER

MOTHER

Stated as 15 yrs. Probably 18 to 20.

Catholic

Names refused by defendant.

RESIDENCE

Given as No. 108 E. 18th St.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

Frank Moran does not live at No. 108 East 18th Street. He refused to give any information concerning himself.

All which is respectfully submitted,

To the District Atty

Stellwood Jenkins
Supt

*Court of
General Sessions*

People

agB

Frank Rogers

Derney from Know

PENAL CODE, §

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.,

100 East 23d Street,

NEW YORK CITY.

0998

New York May 29th 1891

To Whom it may concern

The bearer Frank Moran
has been in my employ for the past 14^{ten} Months
during that time I always found him honest
obedient and trustworthy I will recommend him
to any one wishing his service

Yours Respectfully

Martin J. Hines

Bois Lathier

209 W 26th St
N.Y.

0999

Police Court

5th District.

Affidavit—Larceny.

City and County } ss:
of New York, }

Herma Kramer
of No. *305 East 81st* Street, aged *26* years,
occupation *Washer* being duly sworn,
deposes and says, that on the *6* day of *June* 189*7* at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the pos-
session of deponent, in the *daytime*, the following property, viz:

*A bicycle box containing
gold and diamond jewelry
of the United States of
the amount and value of
four ^{to} dollars. *4.00**

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 *Frank M. M. M. M.*

For the reasons following: That
on the said date as deponent
was riding in an elevated rail
road car on Second Avenue having
the said bicycle box in the
possession of the car which she
then used she was assaulted again
by the defendant and two others.
And she missed the said box.
When deponent accused the de-
fendant of stealing said box
the defendant threw the said box
from the window of said car, where
box was afterwards recovered.

Sworn to before me this
189*7* day

Police Justice

1000

The defendant offered defendant
some money to stop him for in
the presence of James Miller (and
they). The said Miller chased
the defendant some distance
on the side track of said rail-
road.

Seen to before me
this 7th day of June 1891.

Mrs. Florence Baer

A. J. Miller
Police Justice

1001

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

Frank 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. *Frank Moran*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *New York.*

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

Answer. *156 - W-14th Street, 4 months*

Question. What is your business or profession?

Answer. *Helper on a wagon*

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 Moran

Taken before me this

day of *Sept* 188*8**[Signature]*
Police Justice.

1002

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

Alfred Anderson
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$1,000 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Jan 7 1891, W. A. Hall Police Justice.

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

Dated.....18..... Police Justice.

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

Dated.....18..... Police Justice.

1003

The Justice presiding during
my absence will ~~hear~~ hear
and determine the ~~legitimacy~~
case

A. J. Wood
Police Justice

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

214 ✓
Police Court---

78 ✓
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas Brown
vs *305 E. 8th St.*
Frank Merriam

2
3
4

Dated *June 7* 1891
White Magistrate.

McCarthy Officer.
29th Precinct.

Witnesses *James Miller*
No. *1-6-14th* Street.

No. _____ Street.

No. *120 E. 23rd* Street.

\$ *1000* to answer

2 June 8th 2nd 1891

St. John 9th 9th 1891



1004

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 Moran

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

Frank Moran
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

Frank Moran

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

two promissory notes for the payment of money of the kind commonly called United States Treasury Notes, of the denomination and value of *two* dollars each; *two* promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *two* dollars each; *two* United States Gold Certificates, of the denomination and value of *two* dollars each; *two* United States Silver Certificates, of the denomination and value of *two* dollars each;

four promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of *one* dollar each; *four* promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *one* dollar each; *four* United States Gold Certificates, of the denomination and value of *one* dollar each; *four* United States Silver Certificates, of the denomination and value of *one* dollar each;

and diverse coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of four dollars and fifty cents, and one pocketbook of the value of twenty-five cents
of the goods, chattels and personal property of one *Florence Kraemer* on the person of the said *Florence Kraemer* then and there being found, from the person of the said *Florence Kraemer* 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.

SECOND COUNT—

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

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

The said *Frank 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,

the same goods, chattels and personal property described in the first count of this indictment

of the goods, chattels and personal property of one *Florence Kraemer*

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

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

Frank Moran

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.

DECEMBER 7 1901.
JOHN R. FELLOWS,
District Attorney.

1006

BOX:

441

FOLDER:

4067

DESCRIPTION:

Moran, Thomas

DATE:

06/09/91



4067

Witnesses:

Counsel,

Filed

Pleads,

9 day of June 1891
Not Guilty (9 July)

THE PEOPLE

vs.

Thomas Moran

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

DE LAURENCE W. COLL
JOHN R. FELLOWS

District Attorney.

Part 1 Sept 15, 91
Part 1 Sept 24, 91 BSW
A True Bill.
Have completed and filed

Chas. J. Mills
Foreman.

Sept 20/91
Sept 29/91 Part I
J. J. Kelly

1008

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

Louis Fearow
 of No. 326 - E - 115 - Street, aged 27 years,
 occupation Shoemaker being duly sworn
 deposes and says, that on the 2 day of June 1899 at the City of New
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Thomas Moran
 (now here) who pointed and aimed a
 loaded revolver at deponent

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

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

Sworn to before me, this 3 dayof June 1899

Louis Fearow
 his
 mark
 Police Justice.

1009

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Moran 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.

Thomas Moran

Question. How old are you?

Answer.

21 yrs

Question. Where were you born?

Answer.

New York

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

Answer.

300 E-44th

Question. What is your business or profession?

Answer.

Collector

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

Answer.

I am not guilty -
Thomas Moran

Taken before me this

day of June

1891

Police Justice.

10 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.....

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 *June 3* 18 *91* *A. J. White* Police Justice.

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

Defendant
Dated *June 5* 18 *91* *A. J. White* Police Justice.

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

Dated..... 18..... Police Justice.

1011

710 ✓ 765
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louis Fearow
326 - E 115 St.
1 Thomas Moran
2
3
4

Officer
Belmont
Assault

BAILED.

No. 1, by Francis Hallin
Residence 709 E 3 Ave Street

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated June 3 1891
White Magistrate.
Cullen Officer.
29 Precinct.

Witnesses

No. Street

No. Street

No. Street

\$ 50.00 to answer

E June 5 1891

Bailed



Dist. Atty.
Cullen

10 12

Sec. 192.

5

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before A. J. White Esq a Police Justice
of the City of New York, charging Thomas Moran Defendant with
the offence of Felonious Assault

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, Thomas Moran Defendant of No. 300
East 44th St Street; by occupation a Collector
and Francis Scallion of No. 709 Third Avenue
Street, by occupation Furniture Surety, hereby jointly and severally undertake that
the above named Thomas Moran Defendant
shall personally appear before the said Justice, at the 5th 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 June

1891.

Thomas Moran
Francis Scallion
POLICE JUSTICE.

10 13

CITY AND COUNTY OF NEW YORK, ss.

Sworn to before me, this

1881

Notary at New York

the within named Bail and Surety being duly sworn, says, that he is a resident and house 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

Furniture Store No 709 13th Avenue of the value of Ten thousand Dollars.

Francis Scallion

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear during the Examination.

vs.

Taken the day of 188

Justice.

10 14

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK,

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Moran

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

Thomas Moran
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Thomas Moran*

late of the City of New York, in the County of New York aforesaid, on the
second day of *June*, in the year of our Lord
one thousand eight hundred and ~~eighty-nineteen~~ *one*, with force and arms, at the City and County
aforesaid, in and upon the body of one *Louis Fearow*
in the peace of the said People then and there being, feloniously did make an assault and
to, at and against *him* the said *Louis Fearow*
a certain pistol then and there loaded and charged with gunpowder and one leaden
bullet, which the said *Thomas Moran*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously ^{*aim point & present with intent to*} did then and there shoot off and discharge, ^{*the same*}
with intent *him* the said *Louis Fearow*
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

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

The said *Thomas 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 body of
the said *Louis Fearow* in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and to, at and against *him* the said
Louis Fearow
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,
which the said *Thomas Moran*

in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
^{*aim point & present with intent to*} wilfully and wrongfully shoot off and discharge, ^{*the same*} against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and
their dignity.

DE LANCEY NICOLL.

JOHN R. FELLOWS,

District Attorney.

10 15

BOX:

441

FOLDER:

4067

DESCRIPTION:

Moriarty, John

DATE:

06/26/91



4067

10 16

Counsel,
Filed 26 day of June, 1891
Pleads,

Section 497, 506, 528 and 532
and Govt. Security.
Burglary in the second degree.

THE PEOPLE

vs.

7

John Moriarty

Edw. M. Mott
JOHN R. FELLOWS

District Attorney.

A True Bill.

Chief J. Mott
Foreman.
June 29/91
Charles R. Eby
S. P. H. exp.

1017

Police Court—14 District.

City and County } ss.:
of New York,

of No. 470 East 123 Street, aged 38 years,

occupation Boatman being duly sworn

deposes and says, that the premises a brick sloop at the foot of East 123 Street, 18 Ward

in the City and County aforesaid the said being a unimproved brick

boat

and which was occupied by deponent as a living apartments

and in which there was at the time a human being by name deponent and

the captain of the boat, Thomas McGovern

were BURGLARIOUSLY entered by means of forcibly opening

the door leading into the cabin

of the said boat

on the 22 day of June 1899, in the night time, and the following property feloniously taken, stolen, and carried away, viz:

One suit of clothes of the value
of seven 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

John Moriarty, Frank Hayes

for the reasons following, to wit:

From the fact that at
about the time of 11 30 O'clock P.M.
on the 21st day of June, deponent locked
and securely fastened the door and
the windows leading into the cabin
of the said boat and went to sleep
about the time of 3 O'clock A.M. on the
22nd day of June, deponent was awakened
by a noise in the cabin and got out

10 18

of bed and found that the Cabin had been opened as aforesaid and the said property taken. Depmunt caused the arrest of the defendant and the said suit of clothes now found in his possession. Depmunt fully and positively identifies the said suit of clothes as his and as the same taken from the Cabin as aforesaid and charges the defendant with burglariously entering the premises as aforesaid and feloniously taking, stealing and carrying away the said property and prays that he be held and dealt with as the law directs.

Subscribed before me
this 22nd day of June 1891, Michael Dunn
H. J. White
Justice of the Peace

Dated _____ 188

Police Justice. _____

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

Dated _____ 188 _____
Police Justice.

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

Dated _____ 188

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

It appeared 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

[Signature]

Dated _____ 188____

Magistrate.

Officer.

Clerk.

Witness, _____

No. _____ Street,

No. _____ Street,

No. _____ Street,

_____ to answer General Sessions.

10 19

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

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

Question. What is your name?

Answer. *John Moriarty*

Question. How old are you?

Answer. *20 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *at home*

Question. What is your business or profession?

Answer. *None*

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*

John Moriarty

Taken before me this

day of

John Moriarty

Police Justice

1020

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

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

Dated *June 19, 188*.....*John Doe*.....Police Justice.

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

Dated188.....Police Justice.

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

Dated188.....Police Justice.

1021

Police Court 4 District 829

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Anne
John Moriarty

2
3
4

Offense
Carrying

Dated *June 17* 18*91*

White Magistrate

Callan Officer.

18 Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *100.00* to answer *G.S.*

Callan

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

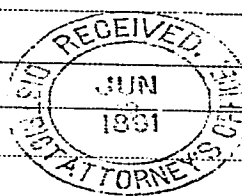
Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.



1022

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 Moriarty

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

John Moriarty —

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

The said

John Moriarty —

late of the ~~Eighteenth~~ Ward of the City of New York, in the County of New York
aforesaid, on the ~~Twenty-second~~ day of ~~June~~ —, in the year
of our Lord one thousand eight hundred and eighty ~~ninety-one~~, 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 ~~Michael Dunn~~, —

there ~~situate~~, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit: ~~the said Michael Dunn~~, —

within the said dwelling house, with intent to commit some crime therein, to wit: the goods
chattels and personal property of the said ~~Michael Dunn~~. —

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,

SECOND COUNT—

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

John Moriarty—of the CRIME OF *Per* LARCENY.—

committed as follows:

The said *John Moriarty*,late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the Ward, City and County aforesaid, in the *night* time of the said day, with force and arms,*one suit of clothes of the value of
sixteen dollars,*of the goods, chattels and personal property of one *Michael Dunn*,—in the dwelling house of the said *Michael Dunn*,—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.*De Lancey Nicoll,
District Attorney*

1024

BOX:

441

FOLDER:

4067

DESCRIPTION:

Morris, David

DATE:

06/15/91



4067

169 ✓

Counsel,
Filed 15 June 1899
day of
Plsds, [Signature]

THE PEOPLE
vs.
David Morris
Grand Larceny, 4th Degree.
[Sections 528, 586, Penal Code.]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

[Signature] Foreman
[Signature]
[Signature]
[Signature]

Witnesses:

1026

Police Court 2 District.

Affidavit—Larceny.

City and County } ss:
of New York,

of No. Union Square Hotel Edward Mann
 occupation Counsel Street, aged 50 years,
 deposes and says, that on the 14 day of June 189 / at the City of New York,
 in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
 the night time, the following property, viz:

1. Gold watch chain
 and one silver watch all of the value
 \$80.

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 David Morris (now here) for the reason
 that on the above date deponent was sitting
 on a bench in Union Square Park and
 that he was approached by the defendant and
 one other person unknown to the deponent.
 That deponent was asked and that he was
 informed by Officer William S. Ryerson of the
 Park Police that he, the said Ryerson saw the
 defendant and an unknown approach the
 deponent and take the steel and carry away
 the said property. The said Ryerson chased
 the defendant and the unknown and caught
 the defendant and found the above described
 watch in his possession. The said Ryerson
 then returned to deponent and swore deponent

Sworn to before me, this

of

day

Police Justice.

and defendant recognized the said watch as his property. Wherefore defendant charges the said David Morris with having taken stolen and carrying away the said property from his possession and person, and prays that he may be held and dealt with as the law directs.

St. Maier

Sworn to before me
this 15th day of June 1891 }

~~W. W. M. M. M.~~

Police Justice.

1028

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 29 years, occupation William J. Ryerson
Park Policeman of No. Public Park Department Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Edmond Marin
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 10th
day of June 1897 } Wm J Ryerson

Wm J Ryerson

Police Justice.

1029

Sec. 108-200.

CITY AND COUNTY
OF NEW YORK, ss.

2 District Police Court.

David Morris 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. David Morris

Question. How old are you?

Answer. 23 years.

Question. Where were you born?

Answer. New York.

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

Answer. 28 Catherine Street. 1 Month

Question. What is your business or profession?

Answer. Lemon Dealer

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 David Morris

Taken before me this

day of June

1897

Police Justice

1030

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

500 guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *500* 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 15* 18 *91* *Admission* Police Justice.

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

Dated..... 18..... 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..... 18..... Police Justice.

1031

804

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Maurer

1 David Morris

2

3

4

Officer Leroy
Feldman

Dated June 15 1914
McMahon Magistrate.

Reynolds Officer.
Park Police Precinct.

Witnesses William J. Reynolds
No. Park Police Street.

No. Street.

No. Street.

to answer H. S.

Leem

921
Hanson

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

David Morris

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

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

The said *David Morris*

late of the City of New York, in the County of New York aforesaid, on the *fourteenth*
day of *June* in the year of our Lord one thousand eight hundred and
eighty-nine, 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, and one
chain of the value of forty
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.

Edward Maurer
Edward Maurer
Edward Maurer
De Lancey Nicoll,
District Attorney

1033

BOX:

441

FOLDER:

4067

DESCRIPTION:

Mouser, William

DATE:

06/12/91



4067

1034

Witness

Counsel,

Filed

Pleas,

day of Dec 1891

THE PEOPLE

vs.

William Mouser

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

JOHN R. FEELOWS

District Attorney.

A True Bill.

Chas. J. Burke

Foreman.

James J. Kennedy

Speed & Counted &

Assault 1 deg.

S.P. 9 yds.

1035

Police Court—6th District.CITY AND COUNTY
OF NEW YORK, } ss.of No. 716 Leves 178th Street,aged 48 years being duly sworn, deposes and says, thaton Saturday, the 6th day of Junein the year 1897 at the City of New York, in the County of New York,he was violently and feloniously ASSAULTED and ~~SEIZED~~ by William Mouser

(now here) who did aim and discharge
 at deponent a pistol loaded with
 powder and leaden balls that at
 the night of the 6th of June 1897
 deponent was sitting on his veranda
 and heard a pistol discharged and
 a fall which he saw his head that
 immediately thereafter deponent was
 informed by Edward Gray (now here)
 that he saw the flash of a pistol and
 saw the said William Mouser (now
here) run away that deponent was
 so violently and feloniously assaulted
 and beaten ~~~~~

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

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

Sworn to before me, this 9th day
 of June 1897.

Clark Knight
 POLICE JUSTICE.

1036

CITY AND COUNTY }
OF NEW YORK, } ss.

Edward Gray
aged 16 years, occupation Scholar of No.

1822 Vandewater ave Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Charles Wright
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 9th } Edward Gray
day of June 1889 }

[Signature]
Police Justice

1037

Sec. 198-200.

6th

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

William Mouser 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 Mouser

Question. How old are you?

Answer.

18 years -

Question. Where were you born?

Answer.

New York

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

Answer.

Canam House, about 10 months

Question. What is your business or profession?

Answer.

Box-maker

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

Answer.

I am not guilty of the chargeWilliam Mouser

Taken before me this

day of

9th
Nov
1908
Police Justice

1038

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 June 9th 18 91 W. H. Dwyer Police Justice.

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

Dated June 9th 18 91 W. H. Dwyer Police Justice.

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

Dated June 9th 18 91 W. H. Dwyer Police Justice.

1039

Woodbridge
Bum her Chd
Bar Mr Keller

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- 6th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Wright
716- E 17 St
William Mosser

2 _____
3 _____
4 _____

Offence Assault

7th Precinct

Dated June 9th 1891

Brady Magistrate.

William Brady Officer.

34th Precinct.

Witnesses Edmund Brady-

No. 1822 Vandeventer St.

Regina J. Kadden

No. 219 E 27th St.

L. Edwin

No. 544 4th St.

\$ 2000 to answer B.S.



Com. W. V. 1
M. R. 2

THE PEOPLE
vs.
WILLIAM MOUSER.

COURT OF GENERAL SESSIONS, PART I.
BEFORE JUDHE COWING.
Monday, June 22, 1891.

Indictment for assault in the first degree.

CLARK WRIGHT, sworn and examined.

By Mr. Lynn. Q. What is your address? A. No. 716 East 178th Street.

Q. What is your profession? A. Clergyman.

Q. Do you know this defendant here, William Mouser?

A. Since the 31st of last month.

Q. That is the 31st of May of this year? A. Yes sir.

Q. Where did you see him on that day? A. He came to my house.

Q. Just state what took place that day? A. He came into

my house about three o'clock in the afternoon and asked for alms, I conversed with him and asked him a number of questions and found that he was telling me falsehoods. I stated to him that I could not give him alms because he had made mis-statements to me, that if I found him worthy I certainly would gladly and willingly give him help. He thereupon took issue with me and began to be violent and manifested an unpleasant and unhappy spirit. I opened the door and told him that he must leave; he became still more indignant and used profane language with a number of threats. He said that I would be sorry that I had ever turned him out of my house, that before the week was over that I would regret it, that the lightning would strike me and I would not know where it came from. That was Sunday afternoon about three o'clock.

He came to my house on the Thursday following, I did not see him and I did not see him on the Friday following but on the Saturday night, the 6th of June, he came near to my house and discharged a pistol, I was sitting on my veranda in the cool of the evening and was waiting, the choir were assembling for the purpose of rehearsal; I had been talking with a certain member of the choir and then after he left I went back and took my seat on the veranda facing 178th Street. There was a shot fired, I saw the flash, I heard the ball whiz above my head; I looked in the direction from which the flash came, I saw a boy.

Q Are you able to say whether or not the person whom you saw was the defendant?

A. He corresponded with the defendant in height and general appearance; I did not see distinctly his face. I followed and as I ran he had a peculiar motion to the upper part of his body, I don't know how to describe it any better than a wobbling motion, a sort of a rolling motion to his shoulders when he ran. In the Police Station I requested that he might be caused to run that I might see him, and there I found the very same motion as I saw in the person who fired the shot that night. He ran away and I followed him up 178th Street.

Q How near did the ball come to strike you if you know?

A. It was a good line shot between three and four feet above my head.

Q. Your veranda sets back from the sidewalk considerably?

A. Ten or twelve feet; he was on the sidewalk up above, he was opposite the church.

CROSS EXAMINED.

I followed the man up 178th Street immediately the firing took place and then turned and went nearly up Washington Avenue and found that he got away from me, that he could run faster than I could, I then turned and went into Detective Rhoades' house and called his attention to the fact; that occupied some little time, I returned down Washington Avenue to 178th Street where I met a young man who said he had seen this man fire the pistol, I then returned to my house and sat down in the same seat that I had occupied before and pulled out my watch and it was then half past eight; I should judge that it occurred in the neighborhood of ten or fifteen minutes past eight. The Defendant did not ask for work when he called on me May 31st. He stated that formerly he had been a member of my congregation, three years ago and that he had heard me preach often; he seemed to be a rational person and knew what he was about; he said he knew Dr. MacArthur of the Baptist Church, that he had been to him and Dr. Abbett of the Baptist Church to whom he had applied for assistance. He made a number of threats, he said that I would regret or would be sorry that I had ever turned him from the house, that he was a poor boy, that his mother was dead and they had attended church there for several years and that his mother had lived at 716 East 176th St., and that for turning him out the lightning would strike me in a way that I did not expect or that I would not know how the lightning would strike me; the threats were intermingled with oaths to such an extent that I was very glad the man was gone. My wife informed me that he came there on Thursday and Friday and that he had made threats. I put on my

coat and went out to try to overtake him and call the attention of the officer to the fact and requested him if he saw a man answering his description to arrest him and that I would appear at the Station House against him. He did not come early on Saturday to my knowledge and I did not catch him on the night of the shooting, I saw him the next day in front of my house 716 178th Street. I was in the church, I left word if he appeared that I should be notified, I went out at once, I ran up to him with two others and grasped him, he turned pale and his knees knocked together and he said, "I aint done anything." I said, "no one has accused you, my boy, of doing anything but you have got to come with me."

I took him by the collar with others who were present and Detective Brady afterward appeared and took him to the Station House. When he was asked in the Station House where his pistol was by the detective in the Station House, "where is your pistol?"; he says, "I aint got a pistol, I never shot anybody." At this time no one had accused him of anything, I simply took him without questioning him at all.

Q. Did you see him stand out in front of your gate that night June 8th, before the shooting occurred? A. I saw someone, I did not see him standing there, I saw him coming and walking down, I supposed that it was a passer by and paid no attention at all and instantly my attention was arrested by the flash of a pistol and then I looked for there are two lights directly there at that point, two gas lamps close together that makes it somewhat brighter; he had finally got in the shade of a large maple tree, I heard the whizz of the ball. I should say it struck a solid substance and glanced, I looked and found nothing, I found a hole however through

the mosquito netting where the ball had passed. To the best of my knowledge and belief the defendant is the man who fired the shot. He did not wear a very broad brimmed hat.

In his flight that night he came under a lamp light where I could have a clear view of him; he wore a sort of a round about coat.

Q. Why did you believe that he was telling falsehoods?

A. Because I caught him in several.

Q. He was a sort of simple-minded boy, he answered you readily?

A. No, he proved himself to be a very bad boy in my estimation. There is no doubt in my mind but the shot was fired at me. It was about ten minutes after the man was conversing me that the shot was fired.

Q. Was there anybody there at the time of the shooting who afterwards identified the boy as this boy? A. Yes sir, one.

Q. Was there a man that came to the Station House that said he saw a man standing there at this place where this boy is alleged to have been who was older than him, had a moustache.

A. No sir, there was a man called by the name of Mr. Foster who had been talking with me and said that away in the other direction from the shooting at the extreme end of the block but it was in the dim light, the man was away off in the shadow but he said he did not see this man sufficiently to identify him. I was sitting at the extreme east end of the veranda, there are vines around on the east end, there was nothing to intercept the view where the man was save the mosquito netting; there are two lights directly across the street at the entrance of the church, there is a gas lamp a short distance, perhaps sixty feet on the same side of the street down below, west of the house.

Q. By reason of the reflection of these various lights would a person possibly be clearly discernible who was sitting on the other stoop?

A. No, I should judge not, I should judge that the face would not be discernible, but a person who had been there and had been lurking around there would hear my voice and having heard it possibly might recognize it again. I was talking with my wife who was sitting there with me. This man came from the other direction, he did not get entirely down in front of the house, I saw a man coming down whom I afterward believed to be this man.

By Mr. Lynn. Q. Were you there when the Defendant was searched?

A. Yes sir.

Q. Did you see the book now shown you taken from his person?

A. Yes, I believe that to be the book.

Q. Look through the names contained in that book and say whether or not you can testify as to the class of people there and their professions if you know?

A. I find that this page that I just opened at the name of Dr. Petty, he is pastor of the Harlem Baptist Church; I find next the name Dr. MacArthur, he is a clergyman of a Baptist Church on 57th St., I think.

Mr. Lynn: There are the names of over five or six hundred clergymen of this city.

By Counsel. Q. How far did you chase the defendant on the night of June 6th?

A. From my house at 178th Street up to about fifty feet past the residence of Mr. Rhoades who lives on Washington Avenue.

Q. Was that the direction of the elevated road or in the other direction?

A. When he was running up 178th Street he ran toward Third Avenue, the elevated road is on Third Ave.

EDWARD GRAY, sworn and examined.

I live 1822 Vanderbilt Avenue, between 175th and 176th Streets with my parents, I go to school three days in the week and work three days. I remember the night that the shot was fired that Dr. Wright testifies to on the 6h of June, 1891, I was going from the church up 178th Street, I think it is Washington Avenue. I saw the flash and heard the report of the pistol; I saw a man standing down by the tree, I saw a man run across the street up 178th Street, I thought Mr. Wright was hurt and I went down; the man did not pass me, he went across the street and then up on the other side of the street. When I passed him he was going down and I was coming up, that was before the shot was fired.

Q. How far about from the parsonage was it that he passed you?

A. He was near the two lights in front of the church door.

Q. How long a time was it elapsed, a minute or two or three minutes, until you heard the shot? A. Just long enough to get down to that tree, I guess it was about a minute.

Q. Can you recognize this defendant here? A. Yes sir.

Q. Did you see him that night? A. Yes sir.

Q. Where did you first see him? A. I saw him when he passed me, he was going towards the parsonage and he was the only one passed me.

Q. How many feet had you got by this defendant when you heard the shot? A. I was between twelve and fifteen feet from him, I turned around and saw him run across the street up towards Washington Avenue.

By the Court. Q. The prisoner is the person you saw? A. Yes sir.

Q. Are you positive? A. The way he swung his shoulders I saw at the Station House.

Q. You saw his face? A. Yes sir, I saw his hat.

CROSS EXAMINED.

I pump the organ in the church, I had been to the church and there was only two there and I went up again towards Washington Avenue and I passed him. I passed right by him, he wore a dark felt slouch hat, he was about as tall as I am I guess, I noticed he wore shabby clothes. I was not around there when he threatened Dr. Wright. I went up the street towards Washington Avenue and he went down towards Railroad Avenue, I met a friend of mine, a boy twelve years old, he lives in Mott Haven, I don't know whether he saw the shooting or not, he was on the corner; I saw him after the shooting, Dr. Wright came out and he asked me to describe him.

Q. Was he called up to identify the prisoner? A. He merely told the kind of hat he had on and about his height.

Q. Did you see the flash of the pistol or did you hear it and then look? A. I heard it and I saw the flash of the pistol both.

Q. Was your back turned at the time the shot was fired?

A. No sir, I was standing off near the corner.

Q. Were you watching this man? A. Yes, I was sideways.

Q. Did you notice whether his arm shot out? A. No sir, I could not see that because I was facing down and his arm was in front of him, I could not see his arm.

Q. How far away were you from that tree you speak of?

A. Between twelve and fifteen feet.

Q. Was he anywhere near the light? A. I passed him near two lights, after the shot was fired he ran across the street up towards Washington Avenue and turned 178th Street he did not go in the direction of the elevated road but away from it. The shooting took place about ten or fifteen minutes past eight o'clock. I only had a conversation with Dr. Wright since the shooting at the Station House in regard to the identification of the boy, he asked me if I thought it was him and I told him yes, I knew him by the way he shrugged his shoulders, the hat he wore and his clothing. I did not see his face after the pistol shot because he was across the street.

MICHEAL BRADY. sworn and examined.

I am an officer attached to the 34th precinct, I arrested the prisoner who was in the custody of Rev. Mr. Wright and another gentleman and took him to the Station House, I searched him and found the book now shown on his person, it was about 4.15 in the evening of the next day, it was on Sunday afternoon, the 7th of the month at 178th Street. There are some four hundred and eighty names in that book more or less of clergymen of all denominations, Jew and Gentile; I found this card on him also for a meal and a night's lodging and there are also some pawn tickets in the pocketbook, three or four pawn tickets; one of them represents a gold watch; he told me it represented a silver watch but I found it represented a lady's gold watch; the other tickets represent clothing. When I got him to the Station House I searched him and asked him where he belonged

and he said he lived in the Cunard House, No. 4 Rivington Street, I asked him if he ever lived in Tremont and he told me he had lived at 716 East 176th Street about three years ago, I asked him if he had ever attended Dr. Wright's church and he told me he had, that both he and his mother were members of Dr. Wright's church; I asked him if his mother was living and he said no, she had died a year ago in 4th Street in this city; his mother is living but he said she had died about one year ago. I then suddenly asked him where his pistol was? He says, "I never shot no person, I never carried a pistol, I would not know how to carry a pistol." I said, "I did not accuse you of shooting any person." I did not tell him about a shot being fired at Dr. Wright or another person from the time I saw him until I asked him the question. Dr Wright and the boy in the presence of the defendant informed me of some peculiarity that he had, I run him across the floor and I found he had a peculiar gait, he shook his body in a very peculiar manner, odd enough to attract my notice. The young man positively identified the Defendant and the doctor identified him so far as the general appearance of the man was concerned, his running and his gait but he said he could not identify his face --- the boy positively identified him.

CROSS EXAMINED.

My recollection of what the defendant said is that he first said when I asked him the question that he never shot at any person or never carried a pistol and would not know how to carry a pistol. Subsequent to that the

Sergeant questioned him about the same thing in front of the desk in the Station House.

Q. Had you informed him up to that time upon what charge he was arrested? A. Not in my presence, not by me or by any person in my hearing.

Q. From your observation of the boy what do you think of him, do you think him to be a shrewd, calculating, designing murderer or a simple minded, idiotic boy? A. I do not think he is idiotic, not by any means, I think he has an ungovernable, vicious, bad temper; his conversation to me would not indicate that he was idiotic, not by any means.

Q. Have you made any investigations around Livingston Street since last here in Court regarding the boy's general character? A. Yes, I spoke with two gentlemen, one a Mr. Tobias and the other Mr. Smith, who is a clerk in the Cunard House. Mr Smith did not say anything as to his mental qualities, Mr. Tobias said that he thought the boy was crazy.

Q. Did you have any further conversation with him at the Station House? A. No sir, not since he has been committed by the Police Court.

WILLIAM MOUSER, sworn and examined in his own behalf, testified:

Q. Where did you live prior to the 6th of June? A. Before June 6th I am stopping about ten months in the Cunard House Rivington Street near the Bowery.

Q. You have heard Dr. Wright testify as to your calling upon him on Sunday, May 31st, did you do so? A. Yes sir.

Q. State what was the conversation between you on that Sunday?

A. I came up to Dr. Wright and asked him for work. He says he has not got any and did not know where I could get any; he slammed the door in my face and I went out.

Q. Did you say anything to him in the way of making any threat?

A. No sir, I did not make any threat at all.

Q. When did you next call on Dr. Wright? A. It was the following Thursday or Friday, I think he was not home; the following Friday I asked the lady and she said he was not home and he would not be home before Sunday, on the following Saturday I went there again, he was not there then, this was about two o'clock; I went up to ^{Dr. Widder's} ~~his~~ house and asked the Doctor if he would not give me anything to do.

He said, "come around at three o'clock"; I went back and done some work until four, he gave me twenty-five cents, I took a look at the bridge and walked to 97th Street and Third Avenue and had a little supper; I spent ten cents for my supper and had fifteen cents left over, I walked down town and paid that for my lodging house, I had some hot muffins and a cup of tea which cost ten cents, I had no other money beside that. I was not near Dr. Wright's house at eight o'clock that night, I did not have a cent of money in my pocket on Saturday morning, June 6th. The only money I had was what I made at Dr. Widder's which was twenty-five cents, I cleaned his cellar and sh ook out some old bags.

I have put those names in that book of course.

Q. What did you put them in there? A. I used to go around and ask for work and every time I went I put the name in the book.

Q. Every time you went to a minister you put his name in the

book? A. Yes.

Q. Were you ever driven from any person's house? A. NO.

Q. Did you ever make any threats to ministers? A. NO.

Q. You heard Dr. Wright say that you said the lightning might strike him? A. No sir, I can swear I did not say that to him, I did not make any threats to him.

Q. Did he come out on the stoop with you that Sunday afternoon? A. Yes, he came out on the stoop with me Sunday afternoon and then I went inside with him.

Q. Did you ever have a pistol in your life? A. No sir, I never carried a pistol and never used any, I do not know how to shoot anybody.

Q. What is the largest amount of money you had in your life? A. The highest money I had was twenty dollars.

Q. How long prior to the time of this shooting was it that you had that amount? A. It was a good while before that, I would not be foolish enough to spend that amount of money in buying a pistol, I would sooner go to work and buy shoes and clothes than a pistol. I had been working steady, I worked in Schroder's paper box factory, I was in a boarding house at 14th Street and 6th Avenue and another boarding house in Lexington Avenue. I got down town about a quarter to nine, I stood at the door a little while and went up to bed in the lodging house about five or ten minutes after nine. One of the men upstairs said to me, "you are coming up too early." I said, "yes, I walked all day and I am tired and I might as well go to bed," I stayed in the lodging house until seven o'clock in the morning and then I walked up Third Avenue and went to the Harlem Bridge and I walked over to see if I could get

work to do.

Q. Did you go to Dr. Wright's house on that day? A. On that following afternoon when he said this occurred it was about two o'clock, I went to see Dr. Wright but did not see him, I did not see him at all that day.

Q. You heard Dr. Wright testify that he came out of church that day and that he and another man grabbed you?

A. That was Sunday afternoon about four o'clock when Sunday School was just beginning to come out, I ran up to his house and rang the bell, the woman went into church and got him; I said, "Dr. Wright, do you know anybody has got any work?" He grabbed me and said, "I shot him. I said it was a lie, I never carry a pistol around me. I did not see this boy at any time that has testified here until I was up in the Station House.

Q. You never had any steady job, did you? any length of time?

A. Sometimes I would be working, I did not stay in places all the time.

Q. Why were you discharged at any of those places, was there any reason ever given? A. Because they would not

give me enough wages, I told them I wanted more wages and I left them.

Q. Did you ever work for Mr. Kusmole? A. Yes, I know him about seven or eight years and I know Mr. Tobias about seven or eight years, they are no relatives of mine.

Schroeder's box factory is in Worster Street, I worked for him a pretty long while ago, I could not tell you how long. I went to ministers to ask them for work and when I came out I wrote their names down so I would call on them later. I pawned my clothes in Sixth Avenue.

JOHN SMITH, sworn and examined.

I live at No. 4 Rivington Street in the Cunard House, I am the day watchman, I remember the night of Saturday, June 6th, I was standing in front of the office between a quarter and half past nine o'clock; I saw the defendant there that night, I had a few words with him and he left and went upstairs; I had a few words with him about his girl, if his girl shook him and he did not say anything, only left and went upstairs; he did not appear to be in an excited condition, I could not see anything wrong, he always behaved himself; I never saw a pistol in his possession.

SAMUEL TOBIAS, sworn.

I live at 41 Rivington Street and am a cigar manufacturer, I know the defendant five or six years, I never saw him have a pistol; he has been idle around my place for quite a while; I said to him, "you have got to go to work I have got a job for you in a stove store, to take out stoves in the morning and take them in in the evening." He said, "what do you think, my hands would be all black, that would be no work for me." He got me quite wild, I said to him, "go away from me and never show your face near me. He went to my shop the other day, that is, about two or three weeks ago, and there stood a little cup on the table which the cigar makers generally use for pasting the cigar and I believe one of the cigar makers told him, or took the paste and put a little under his mouth and the other fellow

told him, "here now, I believe that this man poisoned you."

When I came home he stood over my hydrant washing his mouth; I said, "what is the matter with you?" He said, "I have been poisoned in your place." I ordered him out of the place and said, "you are not poisoned." He says, "look at my teeth, they are all turned green." I said, "go away from here, I don't want you to be in my place at all."

He always acted kind of silly around the neighborhood.

I know around about the 4th of July if he saw a fire cracker or anything of that kind he would run so as to not hear the explosion. My opinion is that he is not responsible for any action.

JACOB KUSMOLE, sworn .

I reside 87 Rivington Street and know the defendant six or seven years, I had him in my employ off and on. I saw him do foolish acts, I was getting in a ton of coal in the winter and he put on gloves and rolled up his sleeves and his arms were bare. Some of the boy came along and asked him why he didn't cover his arms and he said, "mind your own business, I know what I am doing." I kept an oyster saloon, he was afraid to carry the plate that he might burn his fingers and drop it, he would not even light the gas for me because he was afraid of fire, I think he is a little off, he is not responsible for his acts, he never carried a pistol to my knowledge..

The Jury rendered a verdict of guilty of assault in the first degree.

The defendant was sentenced to the State Prison for nine years.

1056

1-2

NING ASSI.2.

THE DEFENDANT WAS SENTENCED TO THE STATE PRISON FOR
IN THE FIRST DEGREE.

THEY WERE CONSIDERED A VIOLATION OF ARTICLE 18 OF THE CONSTITUTION

ссылкой в Бюро по им. Клементьева...

[illegible]

I hereby certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including multiple damages and civil penalties).

14703 KNIGHTS - 2001

FOR INFORMATION TO THE SUP. AG. OFF.

to be not just the explosion. The question is what we do
see & what caused it. The explosion of the bomb was not the only
thing.

011. The subject was being of great interest and was being
"No more from here" I don't know how to be in the house and

took of my feet" and she got another glass. "I said
of the glass and said, "You're not poisoned." He said,
"I have been poisoned in your place." I ordered him one
woman. I said, "Must be the worst with you." He said,

When I came home he stood over my suitcase whispering
 into my ear. "Here now," I realize that this was borrowed love.

Testimony in the case
of
William Morser

FILED JUNE 18 1941

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1057

District Attorney's Office.

PEOPLE

25.

[Handwritten scribbles]

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 Mouser

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

William Mouser
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

William Mouser
late of the City of New York, in the County of New York aforesaid, on the
sixth day of *June*, in the year of our Lord
one thousand eight hundred and ~~eighty-nine~~ *one*, with force and arms, at the City and County
aforesaid, in and upon the body of one *Clark Wright*
in the peace of the said People then and there being, feloniously did make an assault and
to, at and against *him* the said *Clark Wright*
a certain pistol then and there loaded and charged with gunpowder and one leaden
bullet, which the said *William Mouser*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously ~~did~~ then and there shoot off and discharge,
with intent *him* the said *Clark Wright*
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

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

The said

William Mouser
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *Clark Wright* in the peace of
the said People then and there being, feloniously ~~did~~ wilfully and wrongfully make
another assault, and to, at and against *him* the said
Clark Wright
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,
which the said *William Mouser*
in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully shoot off and discharge, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and
their dignity.

DE LANGLAIS, COLL.

JOHN R. FELLOWS,

District Attorney.

1059

BOX:

441

FOLDER:

4067

DESCRIPTION:

Muller, Augustus

DATE:

06/22/91



4067

1060

BOX:

441

FOLDER:

4067

DESCRIPTION:

Hunt, John

DATE:

06/22/91



4067

E. L. Harper

Counsel
Filed *June 1891*
Pleas *June 23*

THE PEOPLE
vs.
Augustus Miller
and
John Hunt
Burglary in the Third degree.
[Section 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DE LANCEY NICOLL
JOHN R. FELLOWS,
District Attorney.

June 23/91
Speed & Connected
A True Bill
Pleading Clerk
Done

June 23/91
Chap. J. M. M.
Foreman.

June 23/91
Hendert. H. R.
S.P. one up

21.

The People Court of General Sessions. Part I
 Augustus Muller (Before Judge Cowing. June 25. 1891)
 jointly indicted with John Hurst for burglary in
 the third degree, grand larceny &c
 Seymour J. Ettinger, sworn and examined.
 I am a manufacturer of clothing and
 my brother is my partner; my place of
 business is No. 80 Canal street in this city.
 I remember the 30th of May last; my store is
 about 20 or 22 feet deep and about 16
 feet wide; there are two entrances to it,
 one in the front and one in the rear. We
 occupied the premises on the night of the
 29th of May, the night before Decoration day.
 I locked the doors about half past six or
 seven o'clock, the front and back doors by
 a bolt and a lock. I secured the back
 door from the inside and locked the
 front door going out with a key and pad-
 lock. When I left on the night of the 29th
 of May I left in the store a general line
 of clothing valued at twenty five hundred
 or three thousand dollars. About half past
 seven o'clock on the following morning
 I was called down there to the store. I found
 the panel of the back door was cut out
 completely - the panel must be about 16
 by 12 feet wide. The aperture was large
 enough for a boy about sixteen

years old of slim body to go through. I missed
 clothing valued at between \$350 and \$400. I
 went around with detective Mooney about
 nine o'clock in the morning; we got one
 of the prisoners. We went to about nine pawn
 shops and found property in each of
 them which I identified as property that had
 been taken out of my store burglariously. I
 recovered about two thirds of it and one
 third is missing. I was with the officer
 where he had the defendant in charge.
 He said he aided the other, in disposing
 of the goods in these pawnshops - the first
 prisoners that were locked up and sen-
 tenced. This defendant told me he could
 find some of the stuff at Second Ave.
 and Avenue H. I went there and found
 some of the goods. I went over to Brooklyn
 and found one coat. The defendant
 and Ch. Hunt, who pleaded guilty, told me
 where I could find it. This must have
 been a week or ten days after the bur-
 glary. The defendant said he was with
 the other parties in disposing of the
 goods.

Cross Examined. Is that the language he used, he
 was with the other party in disposing
 of the goods? "Yes sir. Do you know

Hunt, the other defendant, who pleaded guilty this morning to an attempt? I know him from what I have seen of him lately. He told you about pawning the stuff in Brooklyn? Yes. This man did not tell you that? He told us about pawning some things. Is it not a fact that Hunt told you that he had pawned these goods in Brooklyn? Yes. And this defendant told you he had pawned some goods on Second Avenue and Avenue A? He told me the same thing as the other one. They both used the same words. About the same words. Is it not a fact that this defendant here only told you about pawning goods on Avenue A and Second Avenue, and that Hunt told you about his (Hunt's) pawning goods in Brooklyn, is not that correct? He told us about pawning it with the others. Did this defendant tell you that he had pawned goods in Brooklyn? He did not mention particularly Brooklyn; he said, "with the others" - where they were he was with them. Did they tell you when they had pawned them? They said the very same day of the robbery and until two or three days after. That was the limit of the pawning of the things.

What ward is this store in? The South ward
 of the city of New York. When these defendants
 were telling their stories, they were talking
 to the detective, were they not, you were
 present? Yes. This is the officer, Officer Mooney.
 William J. Mooney, sworn and examined,
 testified. Are you a police officer of this city?
 Yes. Of what precinct? The Eleventh. Did you
 arrest the defendant in this case? I did.
 When did you arrest him? The 14th day of
 June of this year. Where did you
 arrest him? In the Kingston Lodging house
 corner of Chatham Square and East
 Broadway. What were the circumstances
 under which you caused his arrest?
 From information that I received from
 parties I sent away on the same rob-
 bery about a week before that. Were the
 other parties, parties that were concerned
 in this matter if you know? Yes sir.
 After the arrest of this defendant, Muller,
 what did he say, if anything? I arrested
 him on a Sunday morning and he
 denied everything until about seven
 o'clock in the evening. I walked down
 and talked to him and then he admitted.
 What did he say? He said that he
 got that stuff and had pawned it and

told me where he had pawned it. Mr. Ettinger and I went Monday and he identified the stuff as his.

By the Court

You went to the place where it was and the complainant identified it? Yes sir.

By Dist. Atty

And the defendant told you he was with them when they pawned the goods? Yes sir.

Counsel

The defendant admits that he pawned a portion of these articles in Mr. Madigan's pawn broker, 557 Second avenue, Mr. Brown's, 628 Second avenue and Mr. Alexander Freund's 189 Avenue A.

By District Attorney

Those are the names of the persons that this defendant told you that he individually had pledged and pawned goods in? Yes.

Did you go to the pawn brokers with him?

I went with Mr. Ettinger. Was the defendant with you then? No sir. You simply went there on the strength of the information.

Did you see any property there that Mr. Ettinger identified as his property belonging to him?

Yes, what the orders called for.

A coat and pants at Mr. Madigan's, a coat and pants at Mr. Brown's, and a coat and pants at Mr. Freund's? Yes.

Cross Examined. You do not talk German do you?

No sir. I do not. How long have you known this defendant? I never saw him until the morning I arrested him that

I know of. You did not find anything on his person? No sir, nothing. No pawn tickets? No sir. And the information he gave he gave voluntarily when he gave it? Yes sir. He refused first to give you any information, he denied everything? Yes sir, until about seven o'clock that evening. He was locked up all day and then he finally told you? Yes sir.

Augustus Muller, sworn and examined in his own behalf testified through the Interpreter. How long have you been in this country? Seven months. I lived in Twenty Third st. in a lodging house. I don't know the number. I am a locksmith by trade. I was never arrested before. I understand a little English, but I cannot speak. Ask him how he came in possession of the coats or the clothing that he pawned? I went into East Broadway in a lodging house in the day time and there were several persons there, and one person came up to me and said if I would not pawn some things for him, he said he will pay me half a dollar for my trouble. I knew the man by sight but never had dealings with him; then he gave me a coat and a pair of pants and I pawned it. He told me

to ~~go~~ up town and pawn it because the pawn brokers down town do not give so much. I went up town, I came back and he gave me 50 cents; he came with me and then we came back; he showed me the pawnshop, he remained outside and I went inside and pawned it. I had nothing to do with breaking into the store and stealing the goods of the complainant. I never stole anything in my life. I was not present when it was committed. If I had known the goods were stolen I would not have pawned them. I did not know the goods were stolen.

Cross Examined I had one coat on and the other coat was in a paper under my arm and I had two pairs of pants on and the upper pair he gave me. I only pledged for him that coat and pants, but he had another big bundle and he went further up and he pledged the other himself. Another man came up and said, I will give you a dollar if you will tell me where you put the coats and the pants, and ~~he~~ I told him, but he did not give me the dollar. My name is Miller, but as I came from Bavaria they gave me the name of Beyer - that means in German Bavaria I do not

Know a man by the name of Hollander by such a name, I may know him by sight. I don't know the "Cattle King", but the name of the man who gave me the pants to pledge is "Harry"; he is a tall man with a blond mustache. I understand a little English but cannot speak at all. I had a little fellow with me who translated in English for me. I said as much as I could 'yes' and 'no'. The officer asked me if my name is Beyer? I said, No, my name is Miller. What else did you say in English? I do not know anything more. Is that all the English you know? I know several words and I can give an answer when I am asked, but I cannot make a sentence in English.

William J. Mooney recalled by the District Attorney. How did this defendant talk to you that day, officer? He talked to me in English. You understood all that he told you? Yes, sir, every word he told me. Did he tell you about the names of the streets and where the pawn shops were in English? Yes. So that you readily understood him? Yes. The jury rendered a verdict of guilty of receiving stolen goods. He was sentenced to the State prison for three years.

1070

Testimony in the
case of
Augustus Muller
filed June

1891

1071

Police Court 3 District.City and County } ss.:
of New York,of No. 80 Canal Street, aged 26 years,
occupation Clothing mfr being duly sworndeposes and says, that the premises No. 80 Canal Street, 10 Wardin the City and County aforesaid, the said being a tenement building
the 2nd floor and basement of
and which was occupied by deponent as a manufacture of clothing
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly cutting a panel
from a door which door led with
near said store, and entering
said store in this manneron the 30 day of May 1881 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:A quantity of clothing
of the value of
Three hundred & fifty Dollars
\$350.00the property of Ettinger Bros No. 80 Canal Store
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
August Müller and John Hunt
(both now here)for the reasons following, to wit: Deponent says, he left said premises
on the evening of the 19th of May, and that
said property was then there, and
when he returned there at about 7³⁰
am of May 30th, he discovered that said
property was missing. Deponent
further says, he is informed by Officer
William J. Mowsey, 11th Precinct, that
on June 14th, he arrested defendants

and a portion of the missing property was recovered by said officer from places revealed by the defendants, as well as pawn tickets found in possession of defendant Hunt all of which property as well as the property said pawn tickets represents, being identified by defendant in the presence of said officer as described. Wherefore, defendant prays that defendants be held and dealt with as the law directs.

Done and before me } S. J. Thayer
this 15 day of June 1891 }

Wm. Mead
Police Justice

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

Dated _____ 188____

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

Dated _____ 188____

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

Dated _____ 188____

Police Justice.

Police Court, _____ District, _____

THE PEOPLE, &c.,
on the complaint of _____

vs.

1 _____
2 _____
3 _____
4 _____

Offence—BURGLARY.

Dated _____ 188____

Magistrate.

Officer.

Clerk.

Witness.

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

to answer General Sessions.

1073

CITY AND COUNTY }
OF NEW YORK, } ss.

William J. Mooney
aged _____ years, occupation *Officer* of No. *115*
Reeview Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Seymour D. Ettinger*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *15*

day of *June* 189*9*.

William J. Mooney

Commeads
Police Justice.

1074

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

August Müller 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. *August Müller*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *4 East Broadway New York*

Question. What is your business or profession?

Answer. *Plumber*

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
August Müller

Taken before me this

day of *June* 1891

Wm. J. McFarland
Notary Public

1075

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK }3
District Police Court

John Stark 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. John Stark

Question. How old are you?

Answer. 27 years

Question. Where were you born?

Answer. Germany

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

Answer. 4 East 10th Street

Question. What is your business or profession?

Answer. Latimer

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

Answer.

I am not guilty
John Stark

Taken before me this

day of

John Stark
Police Justice.

1076

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.....

August Muller and John Hunt
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, *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 *June 15* 18 *91* *John Ryan* Police Justice.

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

Dated..... 18..... Police Justice.

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

Dated..... 18..... Police Justice.

1077

Byer

Hollander

Catlin King

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

The Magistrate
residing at 3rd Dist.
Police Court in my
absence will hear and
determine this case.

O. M. Meach
Police Justice

99
Police Court---

806
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Sydney J. Eltinger
vs Daniel R.

August Muller

John Kunk

Dated

June 15 1881

Magistrate.

Merney & Bullman Officers

Precinct.

Witnesses

Said officers

No.

Street.

No.

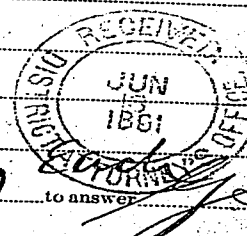
Street.

No.

Street.

\$ 1500

to answer



1500 Each Exp Paid 17-2

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Augustus Müller
and
John Hunt.

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

Augustus Müller and John Hunt

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

The said

Augustus Müller and
John Hunt, both

late of the *Tenth* Ward of the City of New York, in the County of New York
aforesaid, on the *thirtieth* day of *May* in the year of our Lord one
thousand eight hundred and *ninety-one*, with force and arms, in the
night - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *a certain building to wit:*

the store of one Seymour J. Ettinger

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 *Seymour J. Ettinger*

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.

SECOND COUNT—

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

Augustus Müller and John Hunt

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

The said *Augustus Müller and John Hunt, both*

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

divers articles of clothing and evening apparel, of a number and description to the Grand Jury aforesaid unknown, of the value of three hundred and fifty dollars

of the goods, chattels and personal property of one

store
in the dwelling-house of the said

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

THIRD COUNT—

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

Augustus Müller and John Hunt
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

Augustus Müller and John Hunt, both

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

divers articles of clothing of a number and description to the Grand Jury aforesaid unknown, of the value of three hundred and fifty dollars

of the goods, chattels and personal property of

Seymour J. Ettinger

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

Seymour J. Ettinger

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

Augustus Müller and John Hunt

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

DE LANCEY NICOLL,

~~JOHN R. FELLOWS,~~

District Attorney.

1081

BOX:

441

FOLDER:

4067

DESCRIPTION:

Murphy, Dennis

DATE:

06/25/91



4067

10/11/91
Counsel, *25* day of *June* 189
Filed
Plends,

THE PEOPLE

vs.

Dennis Murphy

Grand Larceny Second Degree.
[Sections 528, 58, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A True Bill.

By J. J. [Signature]
Foreman.
Read: [Signature]
Pen one up.

1083

Police Court

District.

Affidavit—Larceny.

City and County } ss:
of New York,

William Pollard

of No. 15 Morton Street, aged 50 years,
 occupation ~~Fixer truckman~~ being duly sworn,
 deposes and says, that on the 16 day of March 1891 at the City of New York,
 in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
 the day time, the following property, viz:

One load of
 groceries of the value of about
 fifty four dollars \$ 54

the property of Deponent as a common
 carrier

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 Dennis Murphy now here

The defendant was entrusted with the
 said property to be delivered at the
 New Haven R.R. Depot at Pier 50 East
 River from one of deponent's trucks for
 which defendant was driver. Deponent
 has learned upon investigation that the
 said defendant did not deliver
 the said goods as it was his duty

Sworn to before me this

of 17th day

1891

Police Justice.

to do, and the defendant absented himself, and deponent charges that defendant feloniously appropriated the said property to his own use and the defendant, as deponent is informed by Policemen Patrick J. Hunt of the 9th Precinct, admitted to the said Hunt on this day, that the defendant stole the aforesaid property and sold it.

Sworn to before me this 17 day of June 1891
W. D. Murnahan
 Police Justice.

William Pollard

1085

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick J. Hunt
aged _____ years, occupation Policeman of No. _____

9th Avenue Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of William Pollard
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 17 } Patrick J. Hunt
day of June 1897, }

W. J. M. M. M.
Police Justice.

1086

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

Dennis Murphy 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.

Dennis Murphy

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

U. S.

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

Answer.

637 Washington St

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 do not remember
what I did with the
groceries*

Dennis Murphy

Taken before me this

day

*June**1891**Attest*

Police Justice

1087

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 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.

the City Prison of the City of New York, until he give such bail.
Dated June 17 1891 [Signature] Police Justice.

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

Dated.....18.....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 _____ 18 _____ Police Justice.

1088

Police Court---2 District. 8.50

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm Pollard
15 Morton St
Dennis Murphy

Offence
Larceny
Larceny

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated June 17 1882

De Mahon Magistrate.

Hunt Officer.

9 Precinct.

Witnesses Call to Office

No. _____ Street.

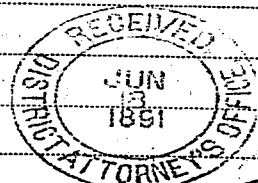
No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 10.00 to answer



COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Dennis Murphy

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

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

The said *Dennis Murphy*

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

*a quantity of groceries (a more
particular description whereof is
to the Grand Jury aforesaid un-
known) of the value of fifty -
four dollars*

of the goods, chattels and personal property of one

William Pollard

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.

*De Lancey Nicoll,
District Attorney*

1090

BOX:

441

FOLDER:

4067

DESCRIPTION:

Murphy, John

DATE:

06/05/91



4067

*Deposited in
Pr. B. Court*

Counsel,

Filed *5* day of *June* 189*1*

Pleads, *M. J. Kelly*

23 THE PEOPLE

vs.
John Murphy

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Chas. J. Kelly

Subd. June 16, 1891 Foreman

Fried and Committed

24 - June 1891

Witnesses;

1092

Police Court

District.

Affidavit—Larceny.

City and County } ss:
of New York,

Juliano Binguigrane

of No. 44 Mulberry Street, aged 35 years,
 occupation Laborer being duly sworn,
 deposes and says, that on the 30 day of May 1891 at the City of New York,
 in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
 the day time, the following property, viz:

one silver watch with brass chain
 attached of the value of seven
 dollars

transcribed by
 4:30 PM

the property of

Deponent

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
 carried away by John Murphy (now here)

Deponent says that he was standing in
 Mulberry Street when said defendant
 took said property from the pocket
 of the vest then and there worn by
 him. That said defendant attempted
 to run away when deponent caught
 hold of him and took the aforesaid
 property from his possession

Juliano Binguigrane
 made

Sworn to before me this

31

day

of May 31st 1891
 Charles M. T. Justice

1093

Sec. 108-500

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

John 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am innocent of the charge
John Murphy*

Taken before me this

31

Charles H. DeWitt
J. Shaw

Police Justice

1094

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 May 31 18 91 Charles Hunter Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

1095

Police Court--- / District.

THE PEOPLE, &
ON THE COMPLAINT OF

Juliano Cingulone
44 Chulberry St
John Murphy

1
2
3
4

Offence
Larceny from a person

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *May 31* 18*91*

C. N. Painter Magistrate.

Geo. Villet Officer.

6 Precinct.

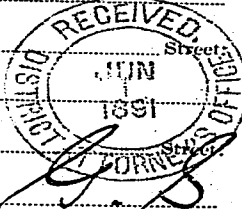
Witnesses *George Villet*

6th Precinct Street.

No. Street.

No.

\$ *5.00* to answer



Commence *the person*

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 Murphy

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

The said

John Murphy

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

*one watch of the
 value of seven dollars*

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

De Lancey Nicoll,
District Attorney

1097

BOX:

441

FOLDER:

4067

DESCRIPTION:

Murphy, John

DATE:

06/09/91



4067

1098

BOX:

441

FOLDER:

4067

DESCRIPTION:

Hughes, William

DATE:

06/09/91



4067

Counsel,

Filed,

day of

Pleads,

J. Murphy
June 1891
July 10

THE PEOPLE

vs.

F
John Murphy

and

F
William Hughes

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

DE LANCY NICOLL

JOHN R. FELLOWS

July 11
District Attorney.

Quest & Requested

A True Bill.

Chas. J. Smith

Foreman

any do
W.P.

Witnesses:

COURT OF GENERAL SESSIONS OF THE PEACE,
CITY AND COUNTY OF NEW YORK.

.....
The People,) Before
vs.) -- HON. FREDERICK SMYTH,
JOHN MURPHY.) and a Jury.
.....

Tried June 16th, 1891.

Indicted for GRAND LARCENY IN THE SECOND DEGREE.

Indictment filed June 5th, 1891.

APPEARANCES:

Assistant District Attorney Macdona, For The People.

Messrs. A. F. Ducret and Blumenthal, For The Defense.

1101

2

JULIAN CINCINQUECRANE, the COMPLAINANT, testified that he lived at 44 Mulberry Street, and was a laborer. He was in front of 25 Mulberry Street, in the City of New York, on the 30th of May, at about half-past 4 o'clock in the afternoon, looking at a monkey performing on a handorgan. There was a crowd there. He saw the defendant in the crowd. The defendant was standing behind him, and caught hold of his chain and tried to snatch it. He did break the chain, and he, the complainant, saw the watch and chain in his hand when he caught hold of him. The defendant did not have a chance to run away, because he, the complainant, grabbed him just after he had snatched the watch and chain. He, the complainant, let go of him for a moment, and then he tried to run away, and he, the complainant, ran

after him, and caught hold of him again and gave him into the charge of a police officer. The chain was of no value, but the watch was worth \$35. He, the complainant, was positive as to the identity of the defendant as the man who broke his chain and snatched his watch. The watch was worn in his upper vest pocket, and the chain was attached to a ring fastened to his buttonhole. The ring was broken. In

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

the complainant testified that he struck the defendant a blow when he found his watch in his hand. He let go of him when he gave him the blow, and the defendant started to run, and he, the complainant, sprang after him, and caught him again. The defendant had run about ten steps when he, the complainant caught hold of him again. When the police officer came up he, the

3
after him, and caught hold of him again and gave him into the charge of a police officer. The chain was of no value, but the watch was worth \$35. He, the complainant, was positive as to the identity of the defendant as the man who broke his chain and snatched his watch. The watch was worn in his upper vest pocket, and the chain was attached to a ring fastened to his buttonhole. The ring was broken. In

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

the complainant testified that he struck the defendant a blow when he found his watch in his hand. He let go of him when he gave him the blow, and the defendant started to run, and he, the complainant, sprang after him, and caught him again. The defendant had run about ten steps when he, the complainant caught hold of him again. When the police officer came up he, the

3
after him, and caught hold of him again and gave him into the charge of a police officer. The chain was of no value, but the watch was worth \$35. He, the complainant, was positive as to the identity of the defendant as the man who broke his chain and snatched his watch. The watch was worn in his upper vest pocket, and the chain was attached to a ring fastened to his buttonhole. The ring was broken. In

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

the complainant testified that he struck the defendant a blow when he found his watch in his hand. He let go of him when he gave him the blow, and the defendant started to run, and he, the complainant, sprang after him, and caught him again. The defendant had run about ten steps when he, the complainant caught hold of him again. When the police officer came up he, the

1104

4
complainant had the watch in his hand, because the defendant tried to throw it away. He, the complainant, had never seen the defendant before he met him in that crowd. He, the complainant, did not know whether the defendant had said he was innocent of the charge of taking the watch, or not, because he, the complainant, did not understand enough English to know what the defendant had said. When the police officer came up, he, the complainant, had hold of the defendant, and the defendant was struggling to get away. He, the complainant, did not know that the defendant was deformed and could not run.

OFFICER GEORGE WILLETT, testified that he was attached to the 6th Precinct. At about half-past 4 o'clock

on the afternoon of May 30th, 1891, he was in the neighborhood of 45 Mulberry Street, in the City of New York. He had been standing in front of 25 Mulberry Street. He saw the defendant standing in a crowd, looking at a monkey show. He next saw the defendant moving rapidly across the street, with the complainant holding on to him. It was about 5 minutes after he had first seen him. He, the witness, ran around the crowd, and got to where the complainant had hold of the defendant. The complainant had hold of the defendant, and just before he, the witness, got to him, he struck the defendant in the face. He, the witness, saw the complainant make a grab at the defendant's hand, after he struck him in the face. The complainant had his watch in his hand when he, the witness, got up to him. A piece of chain was attached to the watch. The complainant showed the watch and the piece of the broken chain to the defendant, and said some-

thing to him in Italian, but he, the witness, could not understand. He, the witness, called an Italian who was standing near---an Italian who could speak English---and asked him what was the matter, and this man acted as interpreter, and said that the defendant had snatched the complainant's watch and chain, and that the complainant had taken them away from him. The defendant was standing there, and must have heard what occurred, for he denied the charge that had been made against him. In

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

the witness said that after the witness had arrested the defendant, and had taken him about half a block away from Mulberry Street, and when he was in Park Street, a man with dark side whiskers came up and said that the defendant had not touched the complainant's watch. This man said that the defendant was not the person who took the

1107

7

watch. The defendant denied that he took the watch. He, the witness, had known the defendant from seeing him in the neighborhood. He knew nothing against his character as to stealing, but he saw him hanging around there with a very low crowd in the low lager beer saloons of that neighborhood. He had seen the defendant intoxicated, but had not seen him do anything wrong otherwise. He had never known the defendant to do any work.

JOHN MURPHY, the DEFENDANT, then testified in his own behalf, that he was 23 years of age. He did not steal the complainant's watch, or attempt to steal it. He, the defendant, saw the man with the monkey giving an exhibition. The monkey was

playing, and he, the defendant, was so much interested that he stood looking on. The complainant was standing in front of him, the defendant. While they were standing there, two men passed close by him, the defendant. The first thing that he, the defendant, knew was that the complainant turned, looked at him the defendant, and hit him a punch in the face. He, the defendant, asked what that was for, but the complainant could not speak any English, and he walked away a short distance, and came back and struck him, the defendant, again, and two Italians that knew the complainant caught him, the defendant, by the neck, and one of those two men said, "He is accusing you of taking his watch out of his pocket." He, the defendant, then saw the complainant's watch hanging down from his, the complainant's, vest, attached to the chain. The complainant had the watch in his hand. The complainant struck him in the face again, and the

complainant had the watch off the chain and in his own hand when the police officer came up. He, the defendant, did not run away or attempt to run away. He, the defendant, had been a waiter in Dennett's saloon for nine months, and he had been out of the City, at Marlborough, on the Hudson, and he returned to the City about two months before his arrest, and his leg troubled him, and he visited a dispensary. He had wrenched his leg, and his hip troubled him when it ran. He, the defendant, was still suffering from hip disease. He, the defendant, did not touch the complainant's watch, nor do any act towards stealing it.

1110

Police Court

District

Affidavit—Larceny.

City and County } ss:
of New York,

of No. 1372 1st Avenue
occupation fruit stand Street, aged 34 years,

deposes and says, that on the 4 day of June 1891 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:

Gold and lawful money of
the United States of the amount
and value of six ⁵⁵/₁₀₀ dollars

the property of

Deponent

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

John Murphy and William
Coughes, both men, while acting
in concert from the fact that at about
the hour of 1230' Clock A.M. on said
date, deponent was sitting in the doorway
of the premises to 1372 1st Avenue.
The said sum of money was in deponent's
left hand partly pocket and deponent
has a slip and was surprised by the
defendant Coughes, who had his hand
in deponent's pocket and took the money.
That the defendant Murphy was stand-
ing about two feet away. That both defen-
dants ran away and deponent caused their
arrest. Therefore deponent prays that they
be held and dealt with as the law directs.
Sabalia Vernon

Sworn to before me, this 1 day

John J. Sullivan
1891
Police Justice

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK ss.

✓ District Police Court.

John 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. *John Murphy*

Question. How old are you?

Answer. *29 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 326 East 87 St. 2 years*

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*
John Murphy
Murphy

Taken before me this

John Murphy
1891

Police Justice

1112

Sec. 198-200

CITY AND COUNTY
OF NEW YORK

District Police Court.

William Hughes 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 Hughes

Question. How old are you?

Answer.

23 years old

Question. Where were you born?

Answer.

New York City

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

Answer.

101 3rd Avenue, 5 months

Question. What is your business or profession?

Answer.

Artist

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 Hughes

Taken before me this

1891

at

City of New York

Police Justice

1113

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
Two *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 *June 4* *188* *at New York* *Police Justice.*

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

Dated _____ *188* _____ *Police Justice.*

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

Dated _____ *188* _____ *Police Justice.*

9/2/1960

1115

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 Murphy
and
William Hughes

The Grand Jury of the City and County of New York, by this indictment accuse
John Murphy and William Hughes
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said *John Murphy and William Hughes* both

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

one promissory note for the payment of money of the kind commonly called United
States Treasury Notes, of the denomination and value of *five* dollars; *one*
promissory note for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *five* dollars; *one* United States Gold Certificate,
of the denomination and value of *five* dollars; *one* United States
Silver Certificate, of the denomination and value of *five* dollars.

two promissory notes for the payment of money, of the kind commonly called United
States Treasury Notes, of the denomination and value of *two* dollars each; *two*
promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *two* dollars each; *two* United States Gold Certificates,
of the denomination and value of *two* dollars each; *two* United States
Silver Certificates, of the denomination and value of *two* dollars each.

three promissory notes for the payment of money, of the kind commonly called United
States Treasury Notes, of the denomination and value of *one* dollar each; *three*
promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *one* dollar each; *three* United States Gold Certificates,
of the denomination and value of *one* dollar each; *three* United States
Silver Certificates, of the denomination and value of *one* dollar each;
and divers coins of a number, kind and denomination to
the Grand Jury aforesaid unknown, of the value of six dollars and twenty five cents

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

W. Lancelotti
District Attorney

1116

BOX:

441

FOLDER:

4067

DESCRIPTION:

Murray, James H.

DATE:

06/12/21



4067

1117

BOX:

441

FOLDER:

4067

DESCRIPTION:

Gorman, George

DATE:

06/12/91



4067

Bail on to Murray
fixed at \$5000
by consent.

Witnesses:

✓

This can stand being
tried and the jury
standing for acquittal
and all for conviction
I am of opinion that
no conviction can be
obtained and I

therefore recommend
that the ~~case~~ ^{penalty}
can be accepted
Pauline from
my deputy and have it

26/9/

W. J. DeLancey
C. I.

Counsel,
Filed
189
189

THE PEOPLE
vs.
James H. Murray
and
George A. Gorman

DE LANCEY NICOLL,

District Attorney.

A True Bill.

John J. DeLancey
Proctor
June 26/9
Green & Cherry
Each Part 30 days

1118

1119

Police Court Fourth District.

Affidavit—Larceny.

City and County } ss:
of New York,

Charles Harold
of No. 675 Third Avenue Quinn, aged 21 years,
occupation Shoemaker - fitter being duly sworn,
deposes and says, that on the 9th day of June, 1891 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the day time, the following property, viz:

Gold and lawful money of the United States
of the amount and value of One ⁵⁵/₁₀₀ Dollars,
Two Gold Finger Rings of the value
of Ten Dollars, One Gold Chain of
the value of Twenty Dollars ⁵⁵/₁₀₀ containing
Two Tickets representing One Gold
Watch, One Diamond Ring, One Silver Open-faced
Watch and One Overcoat of the value of Twenty-five
Dollars, and all of the value of One Hundred and
Twenty 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 Murray and George

Gorman (both now here) while acting
in concert with each other from
the fact that said property was
in a bureau drawer in deponent's
sleeping apartment in premises N-675
Third Avenue and said both of said
defendants resided occupied a room
adjoining deponent's room and at the
noon of June 12.30 A.M. on the aforesaid day
deponent placed said property in the
bureau drawer and deponent missed
said property at about the noon of
6 P.M. on same day and deponent
found the pocketbook which had

Subscribed and sworn to before me this

day

Police Justice

contained the aforesaid Pawn Tickets and money in the possession of said James Murray and said James Murray told deponent that said George Gorman had given him Murray the Pocket-book and said Gorman admitted to deponent in the presence of Percy Reesby J. Jacob of the 23. Precinct Police that he Gorman had found said Pocket-book and had given the same to said James Murray.

Deponent therefore charges said James Murray and George Gorman with acting in concert with each other with having committed the said Larceny and asks that they may be dealt with as the law may direct.
Sworn to before me this }
10 day of June 1891

Wm. H. H. H. H.
Police Justice

Charles S. Carroll.

1121

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 41 years, occupation Police Officer of No. 23 Recruit Police Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Charles Harrold and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 10 day of June 1899.

Henry F. Jacoby

[Signature]
Police Justice.

1122

Sec. 198-200

4 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

James Murray 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 Murray*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Bridgeport, Connecticut*

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

Answer. *No 675 Third Avenue & about 6 weeks*

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 Murray

Taken before me this

1891

John H. Murray

Police Justice

1123

Sec. 198-200.

District Police Court

CITY AND COUNTY } ss.
OF NEW YORK, }

George Gorman 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. *George Gorman*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *Connecticut*

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

Answer. *No 675 Third Avenue & about 3 weeks*

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**Gorman*

Taken before me this

10

Wm. J. Brown
1901
Police Justice

1124

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

James Murray and George Gorman
guilty thereof, I order that he 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 10 1889 Wm. J. [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

1125

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- 4 District. 780

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Chas. S. Korman
675 - 3 Ave
James Morris
George Zorn
Offence Telus

Dated June 10 1891

Morris Magistrate

Shelly & Jacoby Officer.

93 Precinct.

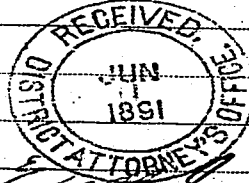
Witnesses Henry F. Jacoby

No. 23 Beck Police Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer



Handwritten signature and initials

1126

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 N. Murray
and
George A. Gorman

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse *James N. Murray*
and *George A. Gorman*
of the CRIME OF GRAND LARCENY in the second degree committed as follows:

The said *James N. Murray* and
George A. Gorman, both —
late of the City of New York, in the County of New York aforesaid, on the *ninth*
day of *June* in the year of our Lord one thousand eight hundred and
ninety *one* at the City and County aforesaid, with force and arms,
two finger-rings of the value of five dol-
lars each, one chain of the value of
twenty dollars, four pawn-tickets of the
value of twenty dollars each, one pocket-
book of the value of fifty cents, and the
sum of one dollar and fifty-five cents
in money, lawful money of the United
States and of the value of one dollar and
fifty-five cents

of the goods, chattels and personal property of one *Charles Harrold*
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.

SECOND COUNT—

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

James W. Murray and George A. Gorman
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

James W. Murray and George A. Gorman, 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,

the same goods, chattels and personal property described in the first count of this indictment

of the goods, chattels and personal property of one *Charles Harrold*

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

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

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

DE LANCEY NICOLL,

District Attorney.

1128

BOX:

441

FOLDER:

4067

DESCRIPTION:

Murray, William

DATE:

06/08/91



4067

Witnesses;

Counsel,
Filed day of June 1887,
Pleads, *Not Guilty*

THE PEOPLE
vs.
William Murray
Grand Larceny, Second Degree.
[Sections 528, 587, Penal Code.]

JOHN R. FELLOWS,
District Attorney.
Adopted to July 24, 1891
W. H. Lyne

A True Bill.

Chas. J. Quinn
Foreman
July 24 1891
W. H. Lyne
Specie and acquitted
May 21 1891
W. H. Lyne

1130

Police Court

District.

Affidavit—Larceny.

City and County } ss:
of New York,

Nichelo Martenaro

of No. 62 Mulberry Street, aged 32 years,
 occupation Laborer being duly sworn,
 deposes and says, that on the 3rd day of June 1891 at the City of New York,
 in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
 the day time, the following property, viz:

One double cased Silver watch of the
 value of twenty seven dollars

the property of Deponent

and that this deponent

is a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
 carried away by William Munna (now here) and another
 man not now arrested for the fact that at
 about the hour of ten o'clock and thirty minutes
 a man said date while deponent was standing in
 a crowd on Mulberry Street near Canal Street the
 defendants pushed against deponent and abstracted
 the aforesaid watch from deponent's left hand vest
 pocket worn on the person of deponent as a portion of
 deponent's bodily clothing and woning the watch from
 the chain attached to said watch and passed the
 watch to the other man not arrested deponent
 the caught hold of said defendant and gave him
 defendant in custody to the officer

Nichelo Martenaro
 Mark

Sworn to before me this

of

June

1891

day

Police Justice.

1131

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

William Murray 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. *William Murray*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *117 West Street 2 months*

Question. What is your business or profession?

Answer. *Printer*

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

Answer. *I am not guilty**William Murray*

Taken before me this

day of

June

188

1884

Notary Public

1132

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 *June 3* 1891 *E. J. [Signature]* Police Justice.

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

Dated..... 18..... Police Justice.

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

Dated..... 18..... Police Justice.

1133

760

For Defence
 Mary Ann Macken
 131 North Street
 August Heigel
 10th Precinct Police

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

Comptant Bailed
 by Leonardo Travella
 Residence 62 Mulberry Street.

Police Court--- District.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

Michael Morgan
 67 Mulberry Street
 William Murray

1 _____
 2 _____
 3 _____
 4 _____

Offence
 from the person

Dated June 3rd 1891

Hogan Magistrate.
 August Heigel Officer.
 10 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer G.S.

Corn at home



1134

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 1st DISTRICT.

of No. 10th Precinct Police Street, aged _____ years,
occupation Police Officer being duly sworn deposes and says,
that on the _____ day of _____

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

(now here), is a necessary and material witness
against William Murray charged with
having committed a Larceny, and
deponent says that he is led to believe
that the said Montenaro will not appear
at said trial, he therefore asks that the
complainant may be held to await the
said trial of said Murray or find
surety for the appearance at said
trial.

August J. Feigel

Sworn to before me, this

of _____

188 _____

day

Notary Public

1135

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 Murray

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

The said

William Murray

late of the City of New York, in the County of New York aforesaid, on the *third*
day of *June* in the year of our Lord one thousand eight hundred and
~~eighty-ninety-one~~, 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-seven dollars*

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

Michels Montenars
Michels Montenars
then and there being found, from the person of the said *Michels Montenars*
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.

*He Lancy Nicoll,
District Attorney.*