

0270

BOX:

1

FOLDER:

8

DESCRIPTION:

Monks, Margaret

DATE:

11/18/79



8

0271

10100

Counsel, *King*
Filed 18 day of *Nov* 1879
Pleads *Not Guilty* 18

THE PEOPLE

32
32 *making*

218.

INDICTMENT.
Larceny of Money, &c., from the person
in the night time.

BENJ. K. PHELPS,

District Attorney.

*Larceny of money &c. from the person
in the night time -*
A True Bill.

W. A. Muddow

Foreman

*Part Jrs. Nov 18. 1879.
Tried & convicted -
Pen one year*

0272

**POOR QUALITY
ORIGINAL
DOCUMENT(S)**

0273

New York 27 1879

Oct 8. Monica Would you
please send \$5.00. For I want
it very bad. To pay my boy
off. I have lot of bills out
I will let let them tomorrow
if possible please oblige me
the Bear

Dr. Charles Campbell
25 East 21 Street

0274

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

Form 112.

Police Court—First District.

of No. *John McDonald* *124 St. Plumber.*
House of Detention *735 9th St.* Street, being duly sworn, deposes
 and says, that on the *25th* day of *November* 18*99*
 at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
 away from the possession of deponent, *And from his person*

the following property, viz:

Good And Lawful Money
Consisting of three bills, each of the value
of five dollars. One bill of the value of
two dollars And one bill of the value
of one dollar. And collectively

of the value of *eighteen* 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 *Margaret Monks*

Now present for the reason that
deponent went to an apartment in
premises No. 18 New Brewery with the
prisoner. That at the time deponent
entered said premises the property in
question was contained in a pocket of
the pantaloons then worn by deponent.
That as deponent was about leaving
said premises he discovered the loss of
said property and accused the prisoner
with having taken it. That the prisoner
subsequently gave deponent two dollars

Sworn to, before me, this

18

day

Police Justice.

0275

which deponent believes to be a
part of the property so stolen as
within related

Deponent further
alleges that no person other than
the prisoner was in said Apartment
from the time deponent last saw
the property in question until de-
ponent discovered the loss of the
same

J. M. Donald

Sworn to before me this
6th day of November 1849
A. L. Morgan
Police Justice

0276

Police Court—First District.

CITY AND COUNTY } ss
OF NEW YORK, }

Margaret Monks

being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to her, states as follows, viz:

Question. What is your name?

Answer.

Margaret Monks

Question. How old are you?

Answer,

32 Years

Question. Where were you born?

Answer.

Ireland

Question. Where do you live?

Answer

32 Madison Street

Question. What is your occupation?

Answer.

Servant

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

*I am not guilty—
Maggie Monks*

Taken before me, this

Edw. J. Murphy
Police Justice.
1894

0277

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

e No 180
Police Court—First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John M. Donald
Prosecutor
735 1/2
Marquette Ave
St. Paul
2769
The People
vs
John M. Donald
Defendant
Indictment - Larceny



BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated

November 11th 1899

Magistrate.

Marshall

John M. Donald

Officer.

4th

Clerk.

Witnesses:

Said Officer

Complainant

by Joseph A. Jones

No. 259 7th St

to answer

at General Sessions

John

Received at Dist. Atty's office

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present :*

That *James A. ...*

late of the First Ward of the City of New York, in the County of New York, aforesaid

on the *24th* day of *January* in the year of our Lord one thousand eight hundred and seventy-*seven* at the Ward, City and County aforesaid, with force and arms, in the night time of said day, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each : three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each : twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each : thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each : fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each : sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each : eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each : ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each : one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each : one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each : one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars : one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars : two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each : three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each : ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each : ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each : fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each : thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each : bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as eagles), of the value of twenty dollars each : three gold coins (of the kind usually known as eagles), of the value of five dollars each : six gold coins (of the kind usually known as half eagles), of the value of five dollars each : fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each : ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each : thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each : gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each : sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each : one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each : three hundred silver coins (of the kind usually called dimes), of the value of ten cents each : six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each : one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each : silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each : five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each : two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each : five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

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

BENJ. K. PHELPS, District Attorney.

0279

BOX:

1

FOLDER:

8

DESCRIPTION:

Murphy, Eliza

DATE:

11/06/79



8

0280

ct. 9

Counsel,

Filed 6 day of Nov 1879

Pleads

THE PEOPLE

vs.

vs.

Eliza Murphy

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,

District Attorney.

Grand Jurors hearing the facts

A True Bill.

W. A. Menden

Foreman.

Part True Nov 7. 1879

Pleads & L.

Pen Two years.

0281

Form 115.

Police Court—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Von Schuller

Eliza Murphy

749

Offence, Grand Larceny

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

73



187 9

Magistrate.

Officer.

Clerk.

Witnesses,

Lawrence O'Neil

Q. P. Precinct Police

Street.

No.

Street.

No.

Street.

\$

2000

to answer Committed.

Received in Dist. Atty's Office.

0282

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Eliza Murphy being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.—*Eliza Murphy*

Question.—How old are you?

Answer.—*40*

Question.—Where were you born?

Answer.—*Ireland*

Question.—Where do you live?

Answer.—*No 34 Sixth Avenue*

Question.—What is your occupation?

Answer.—*I have none*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—*I have nothing to say*
Eliza Murphy

Taken before me, this

28

day of

Oct

1879

Police Justice

0283

2d

District Police Court

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK,

of No. 58 West-14

Street,

Charles Von Schuller

being duly sworn, deposes and says, that on the

28 day of October 1879

at the 15. Ward

City of New York,

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

of ~~deponent~~ Jacob Rothschild, 58 West 14th Street

the following property, viz.:

Two ladies bonnets of

the value of thirty two dollars

\$32⁰⁰/₁₀₀the property of Jacob Rothschild in the care and
charge of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen, and carried away by Eliza Murphy (now here)That deponent found said property
in the possession of said Eliza
Murphy on the corner of Sixth
Avenue and Greenwich Avenues in
said City

C Von Schuller.

Sworn before me this

28 day of October 1879

Police Justice.

0284

City & County of New York

Annie Carley with Mr Rothchild
being duly sworn says
that she this day saw Eliza
Murphy take one of the
within named Bunnets from
a show case and go out
of the store with the same

Sworn to before me
this 28th day of
Oct 1899
Annie Carley
R. H. Briggs
Police Officer

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

%.

DATED

187

MAGISTRATE.

OFFICER.

WITNESSES:

DISPOSITION

0285

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Elija Murphy.*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
Monday Eighth day of *October* in the year of our Lord
one thousand eight hundred and seventy- *nine* at the Ward, City and County aforesaid,
with force and arms,

Two bouquets of the value of sixteen dollars each

of the goods, chattels, and personal property of one *Jacob Rothschild* then and
there being found, 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.

0286

And the Jurors aforesaid, upon their oath aforesaid, do further present
That the said

Elijah Murphy.

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,

*Two barrels of the value of sixteen dollars
each.*

of the goods, chattels, and personal property of the said *Jacob Rothschild*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said *Jacob Rothschild*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Elijah Murphy —

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.

BENJAMIN K. PHELPS, District Attorney.

0287

BOX:

1

FOLDER:

8

DESCRIPTION:

Murphy, James

DATE:

11/11/79



8

0288

BOX:

1

FOLDER:

8

DESCRIPTION:

Brennan, Joseph

DATE:

11/11/79



8

0289

No. 53

Day of Trial,

Counsel,

Filed day of 187

Pleads Not Guilty (11)

THE PEOPLE

vs.

James Murphy

Joseph Brennan

alias
Corner

BENJ. K. PHELPS,

District Attorney.

Attorney
1st
Thurs day
1st
A True Bill.

W. H. Menden
Foreman.

1. S. P. Three years.
2. House of Refuge.
(3rd) Plead at Perry 2d day

BURGLARY - THIRD DEGREE.
NOTHING STOLEN.

Burglary 8th Reg -
Burglary both in possession

0290

Police Court, Second District.

City and County
of New York, ss.

Thomas Concaunon

of No. 685 - 6th Avenue ~~Street~~, being duly sworn,
deposes and says, that the premises No. 685 - 6th Avenue
Street, 20 Ward, in the City and County aforesaid, the said being, a dwelling
and which was occupied by deponent as a dwelling house and store
for the sale of shoes ~~were~~ ~~burglariously~~
~~attempted to be~~ Burglariously
entered by means of forcibly prying
open the front hall door and gaining
of the ~~premises~~ said premises
on the night of the 25 day of October 1879
and the following property feloniously taken, stolen, and carried away, viz:
with intent to take, steal and carry
away therefrom a quantity of shoes
of the value of One Hundred
dollars or more the property
of deponent

the property of
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~~
until 15 ~~with~~ ~~the~~ ~~aid~~ ~~of~~ ~~James Murphy~~ and Joseph Brennan
and another person unknown to deponent
for the reasons following, to wit: That on the 25th day of
October 1879 at 12.15 O'Clock A.M.
Officer ~~Warrington~~ of the 39th Precinct, Town
said defendant and another person
unknown to said Officer stand-
ing together at the said hall door

That said defendants and said unknown person when discovered by ~~Said Officer~~ ^{Said Officer} ran away - ~~Said Officer~~ ^{Said Officer} pursued said Murphy and said unknown man and saw said Murphy while running in west 39th street take some article from under his coat and throw said article on the said street and thereafter found the "Jimmy" here produced, on the said street at the point where ~~said Officer~~ ^{said Officer} saw defendant ^{Murphy} throw the said article aforesaid. ~~Said Officer~~ ^{Said Officer} examined said Hall door and found thereon three indentures corresponding in size with the width of said Jimmy - That said defendant Brennan was arrested by Officer Klinge of the 29th Precinct while said Brennan was running in 6th Avenue near West 40th Street. The said indentures were near the vestibule of the door and were disturbed while attempting to force the said door open.

Sworn to before me this

25th day of October 1879

R. W. Murphy

Police Justice

0292

Police Court—Second District.

CITY AND COUNTY } ss.
OF NEW YORK, }

James Murphy being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.—

James Murphy

Question.—How old are you?

Answer.—

30 years of age

Question.—Where were you born?

Answer.—

New York

Question.—Where do you live?

Answer.—

501 West 41st St

Question.—What is your occupation?

Answer.—

Labourer

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—

I am not guilty of the charge

James Murphy

Taken before me, this

25th

day of *October* 187*9*

Police Justice.

0293

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK, ss.

Joseph Brennan being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to ~~him~~^{me} states as follows, viz.:

Question.—What is your name?

Answer.—

Joseph Brennan

Question.—How old are you?

Answer.—

16 years of age 14.

Question.—Where were you born?

Answer.—

New York

Question.—Where do you live?

Answer.—

326 East 35 St

Question.—What is your occupation?

Answer.—

Boot-Black

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—

I am not guilty of the charge. I was talking to James Murphy at the time I was arrested and had only been in conversation with him for about twenty minutes. There was another person with Murphy whom I knew by the name of Jim—when the officer came up Jim ran away.

Joseph Brennan

Taken before me, this

*25th*day of *October*

1879

Police Justice.

City and County of New York, s.s.

Edward Ranning of the 29th Precinct of Police being duly sworn says he has heard the within affidavit read and that the portion of the same which purports to be information given by deponent is true of deponent's own knowledge -

Edward Ranning

Sworn to before me this }
25th day of October 1879 }

R. V. R. R.

Police Justice

0295

1082

POLICE COURT—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Concanan
685 6th W.

James Murphy

Joseph B. Bannan

Dated October 23 1879

Magistrate.
Officer.
Clerk.

Witnesses,

Edward Dunning }
Hector Klinge } 2nd Prec.
David F. O'Connor

Committed in default of \$ 2000 bail. each

Bailed by

No.

Street.

Com.

OFFENSE—Burglary and Larceny.

0296

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That James Murphy and Joseph Brennan
Each -

late of the *twentieth* Ward of the City of New York, in the County of
New York, aforesaid,
on the *nearly fifth* day of *October* in the year
of our Lord one thousand eight hundred and seventy- *nine*
with force and arms, about the hour of *one* o'clock in the *night* time
of the same day, at the Ward, City and County aforesaid, the dwelling house of

Thomas Concaunon attempt
there situate, feloniously and burglariously did break into and enter by means of
forcibly attempting to burst open an outer door of said dwelling
house with a certain implement of burglary, commonly called a "jimmy"
whilst there was then and there some human being to wit, one *Thomas*
Concaunon within the said dwelling house by the said
James Murphy and Joseph Brennan
then and there intending to commit some crime therein, to wit: the goods, chattels, and
personal property of *Thomas Concaunon*

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.

City and County
of New York

And ^{aforesaid} THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, ^{aforesaid} do further present:

That James Murphy and Joseph Brennan each,

late of the ~~Twentieth~~ Ward of the City of New York, in the County of
New York, aforesaid,
on the ~~twenty fifth~~ day of ~~October~~, in the year of our Lord
one thousand eight hundred and seventy- ~~nine~~ with force and arms,
at the Ward, City and County aforesaid, the ~~store~~ of

Thomas Concaunon ^{attempted}
there situate, feloniously and burglariously did break into and enter, the said ~~store~~
being then and there a building in which divers goods, merchandise, and valuable things
were then and there kept for use, sale and deposit; the same being the goods, chattels,
and personal property of

Thomas Concaunon

goods, merchandise and valuable things in the said ~~store~~ with intent the said
being then and there feloniously and burglariously to steal, take, and carry away

3 Count-

And the jurors aforesaid upon their oath aforesaid do
further present, That James Murphy and Joseph Brennan each
late of the Ward City and County aforesaid, on the day and year aforesaid
at the said City and County aforesaid feloniously and unlawfully did
have in their possession ^{by the aid of Thomas Concaunon} a certain im-
plement and instrument ^{called a jimmy} with intent then and there a certain store ^{the property of Thomas Concaunon} situate and known as number
certain dwelling house ^{situate and known as number} situate and known as number
five south avenue in the Ward City and County aforesaid the same being the dwelling
house of one Thomas Concaunon, and the same being a place where goods chattels
and personal property, the same being the property of the said Thomas Concaunon,
were then and there kept for use, sale and deposit; the same being the property of the said Thomas Concaunon,
and enter and there the said goods, chattels and personal property, the same being the property of the said Thomas Concaunon,
found there and there feloniously to steal, take and carry away.

4th Count-

And the jurors aforesaid upon their oath aforesaid do further present, That James Murphy and
Joseph Brennan each late of the Ward City and County aforesaid on the day and year aforesaid
at the Ward City and County aforesaid feloniously and unlawfully did have in their possession
The night of said day a certain implement and instrument ^{called a jimmy} with intent then and there a certain store ^{the property of Thomas Concaunon} situate and known as number
situate and known as number five south avenue in the Ward City and County aforesaid, the same being the dwelling
house of one Thomas Concaunon, and the same being a place where goods chattels and personal property,
the same being the property of the said Thomas Concaunon, were then and there kept for use, sale
and deposit; the same being the property of the said Thomas Concaunon, and enter and there the said goods, chattels and personal property,
the same being the property of the said Thomas Concaunon, found there and there feloniously 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.

BENJ. K. PHELPS, District Attorney.

0298

BOX:

1

FOLDER:

8

DESCRIPTION:

Milton, Joseph

DATE:

11/11/79



8

0299

1858

Day of Trial

Counsel,

Filed 1 day of

1879

Pleads,

THE PEOPLE

vs.

Joseph Milton

Burglary—Third Degree, and Receiving
Stolen Goods.

BENJ. K. PHELPS,

District Attorney.

By the State

A True Bill.

W. H. Morrison

Foreman.

November 11th 1879

Read by the
S. P. One year & 6 mos.

0300

Police Court—Second District.

CITY AND COUNTY } ss.
OF NEW YORK,

Joseph Milton

being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him states as follows, viz.:

Question.—What is your name?

Answer.—*Joseph Milton*

Question.—How old are you?

Answer.—*16*

Question.—Where were you born?

Answer.—*Richmond. Va*

Question.—Where do you live?

Answer.—*129 E 119th St*

Question.—What is your occupation?

Answer.—*Cabin Boy on a Steamboat*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—*I am guilty of having the property in my possession I did not break the window*

Joseph Milton

Taken before me, this

28

day of *Oct*

187

Joseph Milton
Police Justice

Police Court, Second District.

City and County }
of New York, } ss.

Alexander T. Elton
 of No. *414* *Fourth Avenue* ~~Street~~, being duly sworn,
 deposes and says, that the premises No. *414* *Fourth Avenue*
 Street, *21* Ward, in the City and County aforesaid, the said being a *Store*
 and which was occupied by deponent as a *Store for the sale of*
Boots & Shoes were **BURGLARIOUSLY**
 entered by means of *forcibly breaking a french*
plate of glass in the front store window
leading into said premises

on the *night* of the *28th* day of *October* 187*9* *4 a.m.*
 and the following property feloniously taken, stolen, and carried away, viz.:

One pair Boots of the value of Ten
dollars

the property of *deponent*
 and deponent further says, that he has great cause to believe, and does believe, that
 the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen
 and carried away by *Joseph Milton (now here)*
 and two others whose names are unknown
 for the reasons following, to wit: *that deponent is informed*
by John Foley that he saw said
Milton standing in front of said
store window with said property
in his possession in company with

0302

two other persons whose names are
unknown

A. J. Elton

Sworn to before me
this 28th day of October 1879
By *W. W. M. M. M.* Police Justice
City and County of
New York ss

John Foley of No 303 East 35th Street
being duly sworn, says that in the
night of the 28th day of October 1879
at about the hour of 4. a. m. on
said night he saw Joseph Milton
in company with two others whose
names are unknown standing in
front of the premises described in
the within affidavit said
Milton having at the time in
his possession the property
described in the within affidavit
of Alexander J. Elton

John J. Foley
notary

Sworn to before me
this 28 day of October 1879
By *W. W. M. M. M.* Police Justice

0303

to 58

POLICE COURT—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Alexander T. Elton
(with Slave)
114 - 115 1/2

Joseph M. Elton

OFFENCE—Burglary and Larceny.

Dated Oct 28 1879

Butler D. Bailey Magistrate.

Evans 138 Officer.

138 1/2 Clerk.

Witnesses, John Foley

No 303 E 35 St/-
Isaac Evans

29. Precinct Police

Committed in default of \$200 bail.

Bailed by

No.

Street.

0304

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Joseph Elton*

late of the *twenty first* Ward of the City of New York, in the County of New York aforesaid, on the *twenty eighth* day of *October* in the year of our Lord one thousand eight hundred and seventy-*nine* with force and arms, at the Ward, City and County aforesaid, the *store* of

Alexander J Elton there situate, feloniously and burglariously, did break into and enter, the same being a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels and personal property hereinafter described, with intent the said goods, chattels and personal property of the said *Alexander J Elton*

then and there being, then and there feloniously and burglariously to steal, take and carry away, and

Two books of the value of five dollars each

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

Alexander J Elton

so kept as aforesaid in the said *store* then and there being, 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.

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Joseph Milton

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,

Two boots of the value of five dollars each;

of the goods, chattels, and personal property of *Alexander T. Elton*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Alexander T. Elton

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Joseph Milton

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.

BENJAMIN K. PHELPS, District Attorney.

0306

BOX:

1

FOLDER:

8

DESCRIPTION:

Murphy, James

DATE:

11/11/79



8

0307

cto 47

Counsel,

Filed

day of

1879

Pleads

THE PEOPLE

vs.

James Murphy

Case first case

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,

District Attorney.

Mad. Lucas

A True Bill.

W. B. Anderson

Foreman.

S. P. One year.

0308

Form 112.

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

Police Court—First District.

Frank McGee
 of No. *corner of Vernon Ave. & 4th Street*, being duly sworn, deposes
 and says, that on the *14th* day of *November* 18*99*

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

from deponent's wagon,
 while deponent was driving a
horse-drawn wagon
 along the *public street*
 the following property, viz:

One bag containing
about One hundred and
sixty pounds of coffee

of the value of *Twenty Seven* Dollars,
 the property of *Deponent*

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

(now here present) and two other
persons, who are unknown
to deponent, from the fact that
deponent is informed by Officer
Martin Keagh (here present) that
immediately after said larceny
had been committed, the said Officer
found said property in the possession
of said Defendants in the public
street. That he arrested said Murphy
and that said two other persons
escaped arrest.

Frank McGee
Officer Martin Keagh of the 4th
precinct police being duly sworn
deposes and says that he
found said property in the
possession of said defendants
and that he arrested said
Murphy as aforesaid, and that
the property found in the possession of
said Defendants was said property.

Deponent Sworn to, before me, this

14th
day
of November 1899

Michael J. Keagh
 Police Justice.

0309

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK. } ss.

James Murphy being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

James Murphy

Question. How old are you?

Answer.

22 years.

Question. Where were you born?

Answer.

Utica -

Question. Where do you live?

Answer

I follow the sea -

Question. What is your occupation?

Answer.

Sailor.

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

I am not guilty of the charge. Two men had the bag in their possession and asked me to help them in on the sidewalk with it—and I did so.

James Murphy
Murphy

Taken before me, this

1st day of November 1879

Police Justice.

Murray

0310

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

Police Court—First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank M. C. C.
Commissioner of Police
vs.
James M. Murphy

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

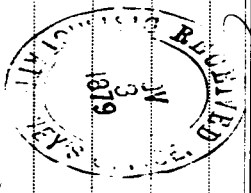
Residence,

No. 5, by

Residence,

No. 6, by

Residence,



Dated *Nov. 10, 1899*

McMinnis Magistrate.

Martin K. G. G. Officer.

W. H. G. Clerk.

Witnessed

Said Officer

\$1500. to answer
at *Legal Sessions*

Received at Dist. Atty's office

0311

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *James Murphy*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
First day of *November* in the year of our Lord
one thousand eight hundred and seventy-*nine* at the Ward, City and County aforesaid,
with force and arms,

*one bag of coffee of the value of twenty seven
dollars.*

*One hundred and sixty pounds of coffee of
the value of seventeen cents each pound*

of the goods, chattels, and personal property of one

Frank McGee

then and

there being found, 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.

03 12

And the Jurors aforesaid, upon their oath aforesaid, do further present
That the said *James Murphy*

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,

*One bag of copper of the value of Twenty
Seven dollars*

*one hundred and sixty pounds of copper
of the value of seven ten cent each pound*

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

Frank McGee

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said

Frank McGee

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

James Murphy

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.

BENJAMIN K. PHELPS, District Attorney.

03 13

BOX:

1

FOLDER:

8

DESCRIPTION:

Mitteager, James

DATE:

11/11/79



8

03 14

Oct 48

Counsel,

Filed

day of

1879

Pleads

THE PEOPLE

vs.

R
James M. Hittage
17 June

INDICTMENT.
Larceny from the Person.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

W. H. Anderson
Nov 11. 1879 Foreman.
I Plead G. L.
Pen: Two months.

0315

Form 112.

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

Police Court—First District.

Richard Nagle
 of *House of Detention* Street, being duly sworn, deposes
 and says, that on the *9th* day of *November* 18 *79*
 at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
 away from the possession of deponent, *and from the person*
of deponent
 the following property, viz: *Twelve plugs of Tobacco*

of the value of *Sixty cents* Dollars,
 the property of *this 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 Mitteager*
(now here) for the reason that deponent
 was informed by Officer Bingham
 that he said Officer saw said defendant
 take the aforesaid property from ~~deponent's~~
~~the~~ pocket of the coat then and there
 worn by deponent while deponent was
 lying in a door way asleep

Richard ^{his} Nagle
mark

Sworn to, before me, this

of

November

18

79

day

Police Justice.

0316

City and County }
of New York } ss

Ernest R. Brigham an
Officer attached to the 5th Precinct Police
being duly sworn says that he has
heard read the foregoing affidavit
and the statement therein contained on
information is true to deponent own
knowledge

Sworn to before me this

9th day of November 1879 Ernest R. Brigham

B. T. Morgan

Police Justice.

Re

No.

Resid

No.

0317

Police Court—First District.

CITY AND COUNTY
OF NEW YORK, } ss.

James Mitteager being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

James Mitteager

Question. How old are you?

Answer,

18 years

Question. Where were you born?

Answer.

New York

Question. Where do you live?

Answer

508 Canal St.

Question. What is your occupation?

Answer.

I'm Smith -

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

I am not guilty.
James Mitteager

Taken before me, this

W. J. Murphy
Police Justice.
May of November 1879

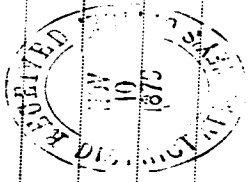
0318

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Richard Ayres
James McTeague
James McTeague
in default of 2000



FILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated

9 November 1879

Morgan Magistrate

Kingman Officer

Clerk.

Witnesses:

Emmett A. Kingman
5 Brecken

to answer

at *Grand* Sessions

Received at Dist. Atty's office

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

0319

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That James Mitteager

late of the First Ward of the City of New York, in the County of New York aforesaid,

on the *twelfth* day of *November* in the year of our Lord
one thousand eight hundred and seventy- *nine* at the Ward, City and County
aforesaid, with force and arms

Twelve plugs of Tobacco of the value
of five cents each plug -

One pound of Tobacco of the value
of sixty cents -

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

BENJ. K. PHELPS, District Attorney.

0320

BOX:

1

FOLDER:

8

DESCRIPTION:

Miller, William Henry

DATE:

11/13/79



8

0321

Sept 76
L. W. Phelps

Counsel,
Filed *13* day of *Sept* 187
Pleads *Not Guilty*

18 76
1197
THE PEOPLE
vs.

Nov. 18

INDICTMENT.
FORGERY in the Third Degree

BENJ. K. PHELPS,
District Attorney.

Ag. 1876

A True Bill.

Wm. H. 1876
Foreman.

Sent to reformatory
State Reformatory
Ill. Pen. Inst.

0322

Police Court—Second District.

CITY AND COUNTY } ss.
OF NEW YORK, }

William Henry Miller being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.—

William Henry Miller

Question.—How old are you?

Answer.—

16 years

Question.—Where were you born?

Answer.—

Poughkeepsie

Question.—Where do you live?

Answer.—

692 8th Avenue

Question.—What is your occupation?

Answer.—

Writer

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—

I am guilty of the charge - my grandmother was dead - I needed money and thought there was no harm in getting the money I intended to pay the Doctor at home as I earned the money

William Henry Miller

Taken before me, this

day of Nov. 1879

Police Justice

0323

POLICE COURT—SECOND DISTRICT.

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

of *As y Back* *Louis John*
 and says that on the *27* day of *October* 187*9*
 at the City of New York, in the County of New York.

William Henry Miller
 (now here) did unlawfully ^{and feloniously} make
 and utter the certain written in-
 strument or false token hereto
 attached and purporting to be an
 order signed by *G. F. Eagleton* and obtain
 from deponent the sum of *Five*
 dollars and whereby deponent was
 defrauded of the said sum aforesaid
 under the following circumstances viz;
 that on the said date the said de-
 fendant came to deponent's Office
 and presented the said order and
 told deponent that said *Eagleton*
 had sent defendant to collect said
 money on account of said *Eagleton*
 Deponent believing said order to
 be genuine paid said defendant
 the said sum aforesaid
 That deponent was informed that
 said *Eagleton* did not authorize the
 said defendant to collect said money
 and that the said order was false and
 fraudulent—said defendant admitted
 to deponent that he had written the
 said order and was not authorized
 by said *Eagleton* to collect said money

L. John

Sworn to before me this
8th day of November 1879
Police Justice

0324

No 76

POLICE COURT. - SECOND DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Louis John
7 E 18th St

William Miller

Officer

Dated Novem 8 1879

Witnesses,

Clarence Justice
Wilson Officer

29 -

Committed in default of \$30 surety.

Bailed by

No.

Street.

Leone

0325

New York Nov. 10th 1879

To

Benjamin K. Thelpe

District Attorney

I was sent to the House of Detention yesterday morning by Judge Morgan to appear against a boy that stole a pound of Tobacco from me while I was sitting on a stoop in the street. having taken a little to smoke. It is a very hard case for me to be detained here as I am a Fireman on the Steam Ship Algiers Pier. 36 N.R. & she sails to morrow afternoon. And if I cannot I shall lose my berth unless I can get out. Please assist me if possible and you will confer a great favour

Yours most respectfully

Robert Nagle

0326

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

late of the First Ward of the City of New York, in the County of New York, afore-
said on the *17th* day of *June* in the year of our Lord
one thousand eight hundred and seventy-*seven* with force and arms, at the Ward,
City, and County aforesaid, feloniously did falsely make, forge, and counterfeit, and
cause and procure to be falsely made, forged and counterfeited, and willingly act and
assist in the false making, forging and counterfeiting a certain instrument and writing

which said false, forged and counterfeited
is as follows, that is to say:

with intent to injure and defraud

and divers other persons; to the jurors aforesaid unknown
against the form of the statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity

0327

And the Jurors aforesaid, upon their Oath aforesaid, do further present:

THAT the said [illegible]

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and falsely did utter and publish as true, with intent to injure and defraud the said

and divers other persons, to the jurors aforesaid unknown, a certain false, forged, and counterfeited instrument and writing.

which said last-mentioned false, forged and counterfeited [illegible]
is as follows, that is to say:

the said [illegible]

at the same time so uttered and published the last-mentioned false, forged, and counterfeited [illegible]

as aforesaid, then and there well knowing the same to be false, forged and counterfeited, 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.

BENJ. K. PHELPS, District Attorney.

0328

BOX:

1

FOLDER:

8

DESCRIPTION:

Moore, John James

DATE:

11/06/79



8

9220

1876
Filed 6 day of May 1879
Pleas.
THE PEOPLE
vs.
John James Moore
Robbery - First Degree.
BENTJ. K. PHELPS,
District Attorney.
Attended by
A True Bill.
J. A. Sullivan
Foreman.
J. P. Davis
S. P. Davis

462

The People { Court of General Sessions. Before Judge
 John J. Moore Corning, December 2, 1879.
 Indictment for an attempt at robbery in the first degree.
 James Gartland, sworn and examined, testified
 I live at 356 Seventh Avenue, or I live 257
 West Thirtieth St. and keep a restaurant at 356
 Seventh Avenue; on the morning of the 26th of
 October I was going home through Thirtieth St.
 after closing my saloon, I saw the prisoner
 standing near a wall near the house where
 he lived, and he was the only person I seen.
 I was walking slowly, I had a small satchel
 under my arm which contained some plated
 ware, and just as I passed him he came
 behind me and hit me a blow on the side
 of my head cutting my ear; he staggered me
 up to the gutter, I tripped on my knees, he
 grabbed here at my watch chain; when he
 grabbed my watch chain I held on to my
 pocket book and also to my satchel under
 my arm; he could not get it away; he
 kicked me twice in the testicles and cut
 me severely on the lip and once across
 my nose. I called out for the police three
 or four times perhaps and then he tried
 to get away, I got up and ran after him
 and caught him before he could get
 in the door and the officer came running

down and arrested him. Then the officer arrested him my watch and chain was out of my vest pocket. I paid \$12.50 for my watch in Benedicts in Broadway; the chain was worth about \$1.75. Cross Examined. My restaurant is in basement, I closed up my place about four o'clock and went down Thirtieth St. to my home. I know now that the prisoner lives at 202 West Thirtieth St. I was in front this place when I was assaulted. I did not see any colored woman there until the officer made the arrest of the prisoner. There was a lady standing inside the door and she tried to prevail on the officer not to arrest him. I had no conversation with her. I was not up on Sixth Avenue that night. I could not leave my place. I had nobody but myself there. I am married and my wife is living.

Maurice Fitzgerald sworn. I am an officer of the 20th Precinct and on the morning of the 26th was on duty in West Thirty first St. from Seventh to Sixth Avenue; my attention was attracted by the cries of Mr. Garland in the street that morning in Thirtieth St. near Seventh Ave. I heard the cries of "Police," "Murder" three or four different times. I ran down and when I got there the prisoner was in the act of going into the hallway. G.D.

do not mistake No 102 is where he resided. Mr. Gartland was on the sidewalk; he had his knives and forks in the bag and some of them were out in the street and some remained on the sidewalk; when I first saw Mr. Gartland his chain was hanging down; there was a colored lady standing in the doorway; she says, "Officer, don't arrest that man". I said, "I am going to investigate the case, and if it is a case that would cause an arrest I am going to do it." Mr. Gartland insisted that the man should be arrested. At that time I had the prisoner in custody; she did not assign any reason then for me not arresting him; she claimed that Mr. Gartland had insulted her. I arrested the prisoner and took him to the station house. Cross examined Mr. Gartland had the knives and forks in a leather bag. I did not know Mr. Gartland before.

^{Testimony for the defence.}
 Rosa A. Moore, sworn and examined for the prisoner, testified. I am the wife of the prisoner and will be married four years the 8th of next April. I am employed at Minnie Smith's 122 West Thirty first St. I leave the house every morning at four o'clock to go home. On the morning of the 26th of October I started to go home from the Sixth Ave.

0333

As I turned to the corner of Sixth Ave. this man stood there, he made a noise to me with his mouth, I did not mind him, I walked along, he followed me by the door and threw me down and choked me, tearing my dress all to pieces, I gave it in a bundle; he attempted to run his hand up my clothes. I screamed "murder" and after I screamed "murder" he turned around and halloed "murder" too; the last time I halloed "murder" my husband ran of course to help me. I told my husband he insulted me. After that he turned around of course and my husband struck him. I did not see the complainant fall down to his knees on the sidewalk or down on his back, he stood square on his feet; when I start to go home I always come around Sixth Ave. to Thirtieth St. Cross Examined. I have lived in this house of prostitution off and on for four years. Before I was married I lived in Thirty Sixth St. with Mrs. Vance, who was from East New York and had a husband and daughter. I worked at this house of prostitution all last winter steady; my husband is a coachman and groom; he lived in 34th St. with Mr. Strouse for nearly three years but when I married him he lived with Dr. Ranney, Mr. Strouse is no there, I guess he left Mr. Strouse

I guess about a year then he worked for a
 hairdresser in Broadway and then he drove
 a wagon for a coal man up town. I don't
 know the man's name; he has been sick
 three months right along with hemorrah of the
 lungs; he knew I was working in this house
 of prostitution all the time. He was in the
 habit of coming for me at four o'clock in
 the morning; he came regularly, but this
 morning he overslept himself; they all knew
 up at the house that he used to come for
 me. I did not tell my husband anything
 more than that the complainant insulted me
 I never saw my husband put his hand
 near the watch. I was on the sidewalk
 I told the officer of course that he was my hus-
 band. It did not occur to me to tell the
 officer that the complainant struck my hus-
 band and knocked me down and tore
 my dress all open. I do not remember
 telling the officer that the complainant
 insulted me and that he tried to entrap
 my person. I went the next day to see my
 husband at the police court. I told how he
 knocked me down. I did not ask the magis-
 trate to take a complaint against the com-
 plainant. It was the first trouble I ever
 was in. I don't know how the spurs and

Knives come to be scattered around the street. The woman in the house where I am employed are all white except the servants; there are four colored servants; my position was parlor maid; I do not go higher, there are two chamber maids. John J. Moore sworn and examined in his own behalf testified. I live at 252 West Thirtieth St. and I am a coachman and groom. On the morning of the 26th of October I was coming out of the house about 3 1/2 or 4 o'clock to meet my wife as I do every other night and this night I overslept myself. I came down stairs and as soon as I come out of the door after putting on my clothes I saw my wife coming and this man (the complainant) was right behind her. I stood at the door and as soon as she seen me, she told me how this man insulted her and tried to run his hands up her clothes. I asked him what made him insult my wife; he mumbled over something or other, I could not understand what he said; so we came to blows. I don't know anything about the knives and forks and watch chain. As I knocked him away from me he came for me again and he stubbed his toe and dropped his bag and by that time the officer came to his calling

I made no effort to steal his watch or to steal his knives and forks. I have had hemorrhage of the lungs for some time. It is over four years since I have been in the employ of Dr. Ranney; after I left the doctor I went to work for Mr. Strouse. I was in the employ of Mr. Strouse for two years. I waited for a coal man of the name of Thomas till I got sick. I never was arrested for any offence in my life before. I never was in a Court room charged with any offence before. Cross examined. I have lived at 252 West Thirtieth St. I should judge about five months. I have not been supported by my wife all this time. I have done little things for Mrs. Maple in Broadway. I was the best part of the winter with her. I knew my wife was living in this house of prostitution as a servant. I was in the habit of going to bring her home; there was no understanding as to whether she should wait for me or not; she told me how this man molested her and had insulted her and was following her; she pointed the man out to me; she did not tell me that he knocked her down; she did not tell me then that he tore her clothes, but afterwards she did. I don't know whether she told the officer and magistrate that or not. I

do not know how his ~~chain~~ came hanging down. When he fell he let go his bag. As he was coming to me he stubbed his toe, I suppose he wanted to finish up the fight; my wife was standing near the door. The man caught hold of me and tried to cut me; my neck was cut in two places. I was removed the next morning to the Roosevelt hospital where my wounds were dressed.

Kate C. Smith sworn. I reside now in 40th street with my brother, but on the evening of the 25th and morning of the 26th I was at Mrs. Moore's house 202 West Thirtieth St. I heard Mrs. Moore halloo "murder"; I was lying down on the floor, and this white man had Rosa Moore, her dress all torn to pieces, down on the sidewalk; she halloored "murder" and then Johnny came right out and said if you don't let go of her I will hit you. I did not see Mr. Moore trying to get his watch. Cross examined. I saw Rosa Moore was knocked down and she halloored murder. Officer Fitzgerald was recalled and said there was no sign of a tear on Mr. Moore's dress; she did not tell him she was knocked down or that the man attempted to outrage her.

Maria Lewis testified that she lived

0338

in this house and heard a man
halloving, "Police, Police, I keep an oyster
saloon and this man is trying to take
my watch.

The jury rendered a verdict of
guilty.

0339

Testimony in the case
John J. Moore
filed Nov. 6

0340

Form 123.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.:Police Court—Second District.James Cartlandof No. 257 W 30 Street, being duly sworn, deposes and says,that on the 26 day of October 1879at the City of New York, in the County of New York, was feloniously ^{attempted to be} taken, stolen, and carried away from the person of deponent, by force and violence, and against the will ofdeponent, the following property, viz.: One silver watch of the value of Ten dollars with gold plated chain attached of the value of One dollar and a leather bag containing silver plated knives forks and spoons of the value of Twenty dollars allof the value of Thirty one Dollars.
the property of deponent Dollars,and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away, by force and violence, and against his will, by John G. Moore (now here)That about the hour of 4 30 a. m. in said morning deponent was walking down 30th Street between 7th and 8th Avenues in said City when said Moore walked up behind deponent in said street and struck him a blow under the ear with his fist knocking him down on his knees and while down said Moore caught hold of deponents watch chain which said watch was attached to and contained in the pocket of the vest then and there worn

deposited

Subscribed before me this

187

Notary Public

0341

by defendant That defendant held on to
said chain and said Moore tried to
pull it away from his hand That said
Moore then kicked defendant twice
in the private parts and attempted to
take said Bag containing said property
from under his arm That said Moore
then and there again struck defendant
several blows on the face and kicked
him on the hip cutting him severely
That defendant called out "Police" when
officer ~~Reynolds~~^{Sydney} came up and arrested
said Moore, I did not see any woman
The defendants statement in regard
to a woman claimed to be his wife is
false and untrue James G. Gordon

Sworn to before me this
26 day of October 1879
R. W. M. J. Police Justice

0342

Police Court—Second District.

CITY AND COUNTY } ss.
OF NEW YORK.

John J. Moore being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him states as follows, viz.:

Question.—What is your name?

Answer.—*John J. Moore*

Question.—How old are you?

Answer.—*26*

Question.—Where were you born?

Answer.—*New York*

Question.—Where do you live?

Answer.—*202 W 30th St*

Question.—What is your occupation?

Answer.—*Coachman*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—*I am not guilty. This man insulted my wife coming home. I go every morning to meet her about 1/2 past 3 or 4 o'clock. She works at 122 West 31st St which is a house of prostitution. I went and asked what made him follow my wife & he mumbled on something and I struck him & he fell & dropped his bag & wanted to say that I was trying to rob him. I worked for Dr. Runney two years. This was sometime ago. I now work for Julius Ottem, who keeps a stand in the market John Horse, near*

Taken before me, this

26 day of Oct 1879

Police Justice

0343

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Form 115.

Police Court—Second District

1216

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James Garthland
257 W 30th St
John J. Moore

1

2

3

4



Dated Oct 26 1879

Buller Bixby Magistrate.

Fitzgerald 20 Officer.

J. E. McGowan Clerk

Witnesses, Maurice Fitzgerald

20. Precinct Police Street.

No. Mr. Lewis Street.

#18 Mr. H. St. Street.

\$ 300.00 to answer Committed.

Received in Dist. Atty's Office.

Robbery attorney

0344

John J. Moore was
Cockman for me
for some two years
from about 1873 to
1875-

He was then an honest
trust-worthy man; and
I have no reason to
suppose, that he has
ceased to be.

L. Kanney M.D.
14 W. 32nd St

Dec. 2/79

0345

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That John James Moore.

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twenty sixth* — day of *October* in the year of our Lord
one thousand eight hundred and seventy, *nine*, at the Ward, City, and County
aforesaid, with force and arms, in the night time of said day, in and upon one

James Gartland —

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

One watch of the value of ten dollars —

One chain of the value of one dollar —

One bag of the value of one dollar —

Twenty forks of the value of one dollar each.

Twenty knives of the value of one dollar each.

Twenty spoons of the value of one dollar each.

of the goods, chattels and personal property of the said *James Gartland*

from the person of said *James Gartland* — and against
the will and by violence to the person of the said *James Gartland*
then and there violently and feloniously did ^{attempt to} rob, steal, take and carry away, against
the form of the Statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

BENJ. K. PHELPS, District Attorney.

0346

BOX:

1

FOLDER:

8

DESCRIPTION:

Moore, Frank

DATE:

11/21/79



8

0347

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Frank Moore

being duly examined before the undersigned, according to law, on the annexed charge ; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz. :

Question.—What is your name ?

Answer.—*Frank Moore*

Question.—How old are you ?

Answer.—*30 years*

Question.—Where were you born ?

Answer.—*Albany N Y.*

Question.—Where do you live ?

Answer.—*111 W 10 - St*

Question.—What is your occupation ?

Answer.—*Carpenter*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you ?

Answer.—*I am not guilty*

Frank Moore

Taken before me, this

17

day of *Nov*

187*9*

Police Justice.

0348

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

FORM 89½

ss.

POLICE COURT—SECOND DISTRICT.

of No. 866 Broadway Charles T. Forte
 and says, that on the 18th day of November 1879
 at the City of New York, in the County of New York, was feloniously taken, stolen and carried
 away, from the possession of deponent,

the following property, to wit:

One Seal Skin Sack

of the value of one hundred and sixty 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 Frank Moore (nephew)

That said Moore came in deponent's store at
866 Broadway and asked deponent if
there had been two ladies there to purchase
a Muff and Boa. That deponent replied
there was not, that said Moore said he
would remain a little longer to see if said
ladies would come and sat down in a chair
and asked deponent if he would give him
a glass of water. That deponent went to the
back part of the store in company with
said Moore and gave him a glass of water.
That said Moore again sat down and
deponent went into the office in said store.

Subscribed before me this

18

18

J. J. J.

and remained there for about three minutes when he deponent again went from the office to the store and then discovered that said Moore had left the store and deponent then discovered that said property had been feloniously taken stolen and carried away. Deponent then for charges the said Moore with feloniously taking stealing and carrying away said property for the reason that he saw said property in the store while Moore was there and ~~that~~ just prior to deponents going into the office and that no other person entered the store from the time deponent last saw said property until he missed it but said Moore. The only other persons in said premises during the above specified time were John J. Merrill, Charles J. VanBuren & Charles J. Baldwin.

Sworn to before me this
17th day of November 1879

Chas. J. Smith

R. H. Pryor Police Justice

City & County of New York ss

Charles J. VanBuren of no
308 East 80th Street being duly
sworn says that he is em-
ployed as a clerk for Charles
J. Foote - That he saw Frank
More come in and go out
of said Foote's store and while
said More was in said store
deponent was talking with
John J. Meritt and during
this time neither this deponent
or said Meritt were within
ten feet of said Saege and
neither said Meritt or this
deponent took said property
Deponent saw said Saege not
more than one minute before said
More left the store, More then sitting right
by saw Saege and seized it ~~as soon~~
not a half minute after he went from
said premises.

Charles J. VanBuren

City & County of New York ss -

Charles J. Borden
being duly sworn says that he is in
the employ of Charles J. Foote, that
he did not take said Saege
Deponent first discovered that said
Saege had been stolen -
That when said More went
out deponent was standing in the

Sworn before me this 1st day of Nov 1879
Attest my hand & the seal of the office of the Clerk of the City & County of New York

0351

front doorway, and as Mr. Moreland
from the premises, he touched
deponent on the shoulder saying
I will go up to the Home and
get the ladies and fetch them
down, and deponent then turned
and went towards the office
and discovered that the Sayer
had been stolen, whereupon
deponent said who has taken
that Sayer and went to the
street looking for More &
~~from~~ was unable to find
him - said More had in
an over coat when he came
down from the premises

Sum to before me
this 17th day of

March 1879

R. W. Bixby Police Justice

Chas. J. Borden

Form 894.
POLICE COURT SECOND DISTRICT.

THE PEOPLE OF THE CITY OF NEW YORK
ON THE PETITION OF

Charles J. Borden

866 Broadway

Frank Moore

4 Larceny

Affidavit - Larceny.

DATED

March 17 1879

MAGISTRATE.

R. W. Bixby

McMurry & Hauley
Clerks for

WITNESSES:

William J. Van Buren 866 Broadway

Charles J. Borden

Clerk for

Complainant

Capto Kealy, Police Justice

Side 11th St. 576

TO ANSWER.

Mr Campbell

Bailed by

I am willing to pay

No. 10000 good bond.

STREET

1879

0352

CITY AND COUNTY } ss.
OF NEW YORK.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Frank Moore -

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the *fifteenth* day of *November* in the year of our Lord one
thousand eight hundred and seventy-*nine* at the Ward, City and County
aforesaid, with force and arms

*the sum of the value of one hundred
and sixty dollars.*

of the goods, chattels and personal property of one

Charles T. Foote.

there being found, 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.

BENJ. K. PHELPS, District Attorney.

0353

John C. S.

Counsel,
Filed 21 day of September 1879
Pleads *Not Guilty (24)*

THE PEOPLE

vs.

P B
Frank Moore
alias William Price
cannot be
Nov

Indictment & Larceny

BENJ. K. PHELPS,

District Attorney.

A True Bill.

W. A. Anderson

Foreman.

I. Kelly 1880.

Nov 25 Feb 27. 1880.

Bait

John Mowatt
104 11th St between
9 & 10th aves

CLERK OF THE COURT
CLERK OF THE COURT

0354

BOX:

1

FOLDER:

8

DESCRIPTION:

Murphy Francis

11/19/79



8

0355

1879

Counsel,

W F Howe

Filed

19 day of Nov

1879

Pleads,

Not Guilty 19

THE PEOPLE

vs.

Francis Murphy

P

RAPE

BENJ. K. PHELPS,

District Attorney.

A True Bill.

W A Muelson

Foreman.

Nov. 24. 1879

Tried & Acquitted

0356

This is to certify, that a medical examination
of the ~~body~~ of Mary Norton, made on the request
and in the presence of her aunt, Mrs. Allen Smith,
showed, that the young girl has been, not only
once, but more frequently, in connection with man.

New-york August 5th, 1879

Henry Frost M.D.
211 N. 53rd St.

0357

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK,

Police Court, Fourth District.

of No. 862 Third Ave Street, being duly sworn, deposes and says,
that on the 15 day of November 1878,
at the City of New York, in the County of New York,

James Murphy (now
here) who feloniously
and by force, against
her will, carried her
to have carnal connex-
ion with her and
did ravish her person
& since has intimidated
her told her not to
test upon him

Mary Norton.

Sworn to before me, this
1878
POLICE JUSTICE.

0358

28 & 28

160 E 50

Police Court—Fourth District.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

Mary Morton
vs.
Francis Morton

APPROVED

Dated

187

Magistrate.

Officer.

Witness,

Disposition,

Ex.
3, Nov Aug 9

0359

Ellen Smith sending No
862 3 acres being same
status I know Mary Status
she is my niece I let
promised room to Mrs
Murphy I rented from the
Hall bedroom - He occupied
this room for a year and
two months She is twelve
year old December 4 1878

Carp Hammer
My niece was born in Boston
I was not present at her
birth I can swear she
was born in Boston. (for my)
I resided in New York
when my niece was born
the reason I know she
was twelve years old last
December 1878 was because
I heard it. I will not
swear she is not fourteen
years

Ellen Smith
mark

Archie Norton
sending No 862 3 acres
being same status. I am

Archie Norton
this 9th of Dec 1879

Archie Norton

0360

the sister of Mary Norton
I was in Boston when she
was born it was in
1866. Dec 4 - I saw
it in my father's prayer
book. My father is dead

Craft Hammett
It is not the fact that the
only way - I know that my
sister is twelve years old
from my father's bible - I
was in the house at the
time. I have a good
memory as to what occurred
twelve years ago. pending
these proceedings no person
has held any conversation
with me in reference
to this case. I am
at the age of seventeen
define the date of my
sister age notwithstanding
I was only five years old
at the time I am not
engaged in any employment
at present I was employed

during have work at Mrs. Shamus
No 312 East 51 street I was
seven months in her
employ. I had to leave
in account of my having
attended the court so when
I was in Mrs. Rutters
employ before this time
during that period of five
years I have been five
different places. I kept
each place with an excellent
character. Annie Norton

Mary Norton residing No
862 3^d avenue being seven
states I have lived there
one nine months. I was
born in Boston. I have
been in the City of New
York for ten months. My
cousin has four rooms one
of the rooms the hall bedroom
was occupied by Mr. Murphy
on or about about November
15 1878. Mr. Murphy had
something to do with me
at that time when he took

Shamus to help me
the 11th of 1878
please Justice

0362

hold of me I was at the
closet about a yard from
his room he took hold
of me by the arm and
dragged me in his room
after he got me in the
room he threw me on the
bed I tried to come out
of the room I kicked and
tried to push him away
and was not able he
then had connection with
me I had drawers on at
the time and had 5 keys
my drawers were closed
and he tore them open
and then had connection
with me I tried to come
out but he would not let
me & had connection a
second time so we was
home at that time but
Murphy and myself

Conf. Examination
I live in tenement house
with my aunt. the house
is three stories high and

Francis Murphy residing No
160 East 50 street being
sum state I am
employed as a Bookman
in the New Haven Revue
Road Co I lived at
Mrs Smith over a year.
I have left her home
about a month ago -
I heard the ^{complaint} ~~defendant~~
testify that I had
connection with her - I
never had connection with
her.

Capt Hammon
I have known the girl
since or ten months.
I have given her jewelry
thirty or forty times she
came to the door and
asked me for it - I
can swear that I never
had intercourse with the
girl - or never had her
in the bed. I never told
a man that I would

0364

marry the girl - I never
had a conversation with
any one about marrying
the girl I had no conversation
with Mr Hingle about marrying
the girl if the charge was
with drawn
I want to before me ^{his} James X Murphy -
this 9 day of August 1879 ^{Mary}
(D. J. P. C. F. G.)
John Justice Charles Milne
residing No 208 East x 6 St
being sworn states I am
a physician graduate of
the University City of New
York I examined the
complainant last evening
I made a thorough
examination of her private
parts I examined the
vagina all the parts were
in its normal condition the
 hymen did not appear
to be broken I did not
discover any external marks
about her person. A girl can
arrive at maturity at eleven

0365

but it is more likely that
 a piece I heard the
 confession of the
 complainant and the
 fact of the omission of
 Lemmings a month after
 from the character and
 physique of the complainant
 would not that Lemmings
 is in reality in Lemmings
 it being his mental period
 confession
 I would not be willing
 to say that the girl
 had been penetrated

Signed to be true with Chas Miller
 this 9 day of August 1899

Police Justice

cannot for defendant names
 or vice but the complainant
 for rape on the ground that
 the testimony shows that the
 complainant was a consenting
 party to the accused
 connection and even of
 the age that the latter
 presumes to be a consenting

0366

party
Mutter denied by H. Cant

0367

part
Motion denied by H. Cant

5

pri families in the house
 the assault took place
 on the top floor I know
 the defendant's employment
 he used to come and sleep
 of a day and work in
 the night I have known
 the defendant since months.
 I knew him one month and a
 half before the defendant
 enticed me the intercourse
 took place in the morning
 7 1/2 o'clock previous to this
 enticement I never went into
 his room the closet is
 about a yard from the
 place where the defendant
 sleeps. He addressed me
 first and said, I want
 to see you I said what
 do you want and then caught
 hold of my arm and pulled
 me in. He had his pants on
 and clothing on. This was
 in daylight half past
 seven in the morning he
 caught me hold of my
 body and threw me on
 the bed physically. It was 2

0369

a minute from the time
he dragged me into the
room and he threw me on
the bed and said he
would give me money all
I desired. He threw me
on the bed and to try
and shake him off. He
lost connection with me.
I said in my directions
statement that I had
been seduced because I
heard my aunt say so.
I guess it was five minutes
from the time he pulled
me into the room until he
seduced me. He hurt me
very much. I did not
scream because he would
not let me as he was
going to put his hand in
my mouth. but he did not
I did not scream. I did
not bleed at the time but
a month afterwards I began
to bleed. I did not
complain to my aunt
when she came home that

night I did not tell
 my aunt a week or
 month or six months
afterward My sister was
 the first person I communicated
 with ^{privately} about the outrage
 four months ago - He next
 had connection with me
 a few days afterward
 & pulled me on that
 time He had connection
 with me ten times on
 now. He has not had
 anything to do with me
 for the past few months.
 I did not communicate
 the proceedings against Murphy
 four months ago because
 my aunt did not know
 it. My aunt became
 acquainted with this matter
 two weeks ago. My sister
 knew it four months
 ago. My sister told me
 when I told her of it that
 I should not go to the
 court before he was in bed.
 I took the news to my
 sister because she slept with

4 months

me nothing occurred that made
me tell my sister. That was
the first time she had slept
with me for some time
I don't think my sister
slept with me before she
commenced this. I knew
it was a sin and wrong
to have immorality. I knew
it was sinful and wrong
but to tell my aunt but
I was afraid to tell her
I never told any person that
of the outrage in my person
until I told my sister
five months since

Re don't

the reason I did not tell
about the matter was that
Murphy told me that if
I told it there would
be trouble

Mary Norton.
Saw before me

this 9 days of August 1879

D. J. Murphy
Wm. Norton

0372

Police Court, Fourth District.

CITY AND COUNTY } ss.
OF NEW YORK,

Francis Murphy being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. *Francis Murphy*

Question. How old are you?

Answer. *Twenty Eight Years*

Question. Where were you born?

Answer. *Ireland*

Question. Where do you live?

Answer. *160 E 50 Street*

Question. What is your occupation?

Answer. *Bookman*

Question. Have you anything to say, and if so what,—relative to the charge here preferred against you?

Answer. *I am not guilty*

his
Francis Murphy
mark

7-10-1911

0373

BAILED:

No. 1, by *Thomas Dwyer*

Residence, *18 King St*

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

1879
Police Court—Fourth District.

THE PEOPLE &c.
ON THE COMPLAINT OF

Mary Norton
862 3rd ave

Francis Murphy

Murphy bail
& Cont 10/17/79



Dated *August 10* 187*9*

Duffy Magistrate.

Polley Officer.
Amst Squire Clerk.

Witnesses.

Ellen Smith
862 3rd avenue
Annie Norton
862 3rd avenue
Francis Murphy
160 East 50th St
Charles Milne
708 East 46th St
1200 1st Ave 45th St

Received in District Atty's Office,

CITY AND COUNTY }
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Francis Murphy*

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *Fifteenth* day of *November* in the year of our Lord one
thousand eight hundred and seventy-*nine* at the Ward, City, and County aforesaid,
with force and arms, in and upon one *Mary Norton*
wilfully and feloniously made an assault, and that the said
Francis Murphy her the said
Mary Norton then and there by force and with
violence to her, the said *Mary Norton* and against her
will, did wilfully and feloniously ravish and carnally know

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

And the jurors aforesaid, upon their oath aforesaid, do further present: That the said

Francis Murphy

late of the Ward, City, and County aforesaid, afterwards, to wit, on the
day and in the year aforesaid, and at the place aforesaid, with force and arms, in and
upon her, the said *Mary Norton* wilfully and feloniously
made an assault, with intent her the said *Mary Norton*
against her will, and by force and violence, to then and there wilfully and feloniously
ravish and carnally know, against the form of the Statute in such case made and pro-
vided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.