

0663

BOX:

11

FOLDER:

141

DESCRIPTION:

Racle, Philip

DATE:

04/15/80



141

0664

125

Counsel,
Filed *15* day of *April*, 1870.
Plends *John W. Phelps*

14 of
17
THE PEOPLE
vs.
Philip Paolo
P.
Record & Court
April 1870
Larceny and Receiving Stolen Goods.

BENJ. K. PHELPS,
District Attorney.
Passed in April 19, 1870
Hess & Co.

A True Bill.

H. S. Taylor Foreman.
R. C. Foster 75

0665

417 E 25th St -

To Recorder Smythe

This is to certify
that I have known the
boy Philip Rachel who
was sent to the Catholic Reformatory
April 19th since a boy
he was unfortunately born
a good character and
his parents are respectable
honest people. I think
it would be to the interest
of justice to have him
home again.

Joseph Moothead Jr. D.
301 E 19th St
N Y City

May 7 1880

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss

Julius Royster 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer:

Question. Where do you live?

Answer

Question. What is your occupation?

Answer:

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

Answer

Taken before me this 3rd day of March 1868
J. M. L. G. Police Justice.

0667

4th District Police Court—

CITY AND COUNTY
OF NEW YORK, ss.

of No. 318 West 28th Street,
being duly sworn, depose and saith, that on the

Nora Sullivan

29th day of March 1880

at the Ward of 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.:

One silk handkerchief of the value of
One dollar

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 Philip Macle (now here)

for the following reasons to wit: That
said handkerchief was in the right
hand side pocket of a coat then and
there worn on the person of deponent. That
deponent was informed by Officer
Thomas J. McCarthy of the 40th Precinct
that he found the said handkerchief
in the possession of said Philip Macle
Nora Sullivan

Sworn before me this 30th day of March 1880
Thomas J. McCarthy
POLICE JUSTICE

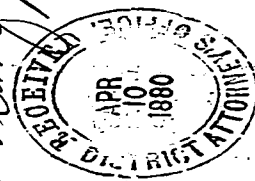
0668

State of New York }
 City of New York } Thomas J. McCarthy
 18th Precinct Police
 that his attention was called by a
 citizen to the fact that a boy who
 was running had stolen something
 from the pocket of a lady. That defendant
 gave chase and arrested Philip Macle
 (now here) and found the handkerchief
 which has since been identified by
 Nora Sullivan as her property which
 was stolen from the pocket of her coat.
 Thomas J. McCarthy
 Sworn to before me this 30th
 day of March 1880
 Police Justice
 Thomas J. McCarthy

4 DISTRICT POLICE COURT
 THE PEOPLE, &c.,
 ON THE COMPLAINT OF
 Nora Sullivan
 425 or 19th St.
 vs.
 Philip Macle
 DATED March 30 1880

Magistrate
 Wandell

McCarthy Officer



WITNESSES:

Carroll
 Frederick Hageman
 421 East 19th St.
 1570 Tolson

0669

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 *Philip Rack*—

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
twenty ninth day of *March* ——— in the year of our Lord
one thousand eight hundred and ~~seventy~~ *Eighty* at the Ward, City and County aforesaid,
with force and arms,

*one handkerchief of the value of one dollar,
of the goods, chattels and personal property
of one Nora Sullivan, or the person of
the said Nora Sullivan then and there
being found, from the person of the
said Nora Sullivan*

~~of the goods, chattels, and personal property of one~~

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.

0670

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

Philip Racle

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 Handkerchief of the value of one dollar

of the goods, chattels, and personal property of the said *Mora Sullivan*

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

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

Philip Racle

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.

0671

BOX:

11

FOLDER:

141

DESCRIPTION:

Randolph, George C.

DATE:

04/08/80



141

0672

46-4

Filed 5 day of April 1880
Pleads George C. Randolph (9)

THE PEOPLE
vs.
George C. Randolph
Assault and Battery - Felonious.
P

BENJ. K. PHELPS,
District Attorney.

A True Bill.
Judge Irving
W. S. Taylor Foreman.

April 22. 1880
Paid & Granted on
Special Pleas
P. L. 10 years

0673



58 West 25th St
Sunday April 4th 1880

Mr William Simpson of Lexington Ave and 39th St is suffering from prostration, produced by the shocks of a "gun shot wound" which he received ^{one} in his face and one in his left buttock,

0674

in consequence of which, in my
opinion he could not appear
in Court this morning without
endangering his life

Fred. R. S. Drake M.D.

0675

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

FORM

Police Court—First District.

Michael Rooney
of No. *the 4th Precinct* Street, being duly sworn, deposes and says,
that on the *03rd* day of *April*, 18*88*
at the City of New York, in the County of New York, *he* was violently and feloniously assaulted and
beaten by

George C. Randolph now present.

That deponent arrested said Randolph
on the Complaint of said Simpson
who said that the prisoner shot
and wounded ~~deponent~~ *him* once in
the face and once in the leg by
twice discharging at him a pistol
loaded with powder and ball
the shots taking effect in said
parts of ~~deponent~~ *his* Simpson's
body. Which information deponent
believes to be true as the prisoner
has since acknowledged to deponent
that he fired and discharged said
pistol at Simpson and now
had satisfaction. Simpson is now
in Hospital and unable to appear in
Court to testify. Deponent prays that the prisoner
may be held to answer the charges of said injury.
Deponent believes that said injury as above set forth, was inflicted by said

George C. Randolph
said Simpson
with the felonious intent to take the life of ~~deponent~~ *him*, or to do him 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 dealt with according
to law.

Michael Rooney

Sworn to, before me, this

day

18*88*

Police Justice.

0676

Police Court, First District.

CITY AND COUNTY } SS.
OF NEW YORK.

George C. Randolph 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. *George C. Randolph*

Question. How old are you.

Answer. *31*

Question. Where were you born?

Answer. *Washington DC*

Question. Where do you live?

Answer. *212 Chestnut St Philadelphia Pa*

Question. What is your occupation?

Answer. *Salisman*

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

Answer. *I am not guilty*
Geo C Randolph

Taken before me, this

7 day of April

1880

POLICE JUSTICE.

H. H. Smith

0677

COUNSEL FOR COMPLAINANT:

Name.....
Address.....

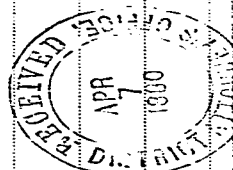
COUNSEL FOR DEFENDANT:

Name.....
Address.....

Police Court—First District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

William Simpson
Affidavit—Felony Assault and Battery.



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 *March 14 1899*

B. A. Briggs Magistrate.

Michael Rooney Officer.

with photo Clerk.

Witnesses

William Simpson

27 Chatham St

Wm. W. Brown & N. Brown

1000 Chatham St Boston

Ex H. W. Sullivan

11, 000 to answer

at General Sessions

Received at Dist. Attys. Office,

0578

The People of the State of New York,

TO Butler N. Dixby Esquire, one of the Police Justices of the City of New York, and to JOHN SPARKS, Esquire, Clerk of our Court of General Sessions of the Peace, holden in and for the City and County of New York, and to The District Attorney of the City and County of New York, and to any person having charge of the complaint and papers in the case of George C. Randolph

GREETING :

CERTIORARI
TO CERTIFY CAUSE OF
DETENTION.

We Command you, That you certify fully and at large to The First Judicial Department of our Supreme Court of the State of New York at a

Special Term thereof, to be holden at the New County Court House, in Chambers Street, on the Second day of August 1878 ~~1877~~, at 10 1/2 o'clock in the forenoon, the day and cause of the imprisonment of

George C. Randolph
by you detained ; as is said, by whatsoever name the said

George C. Randolph

shall be called or charged ; and have you then this writ.

Witness, Honorable NOAH DAVIS, presiding Justice of our Supreme Court of the First Judicial Department, at the City Hall, in said City of New York, the thirteenth day of July ~~1877~~ 1878.

WILLIAM F. HOWE }
and } Attorneys for Relator.
ABRAHAM H. HUMMEL, }

BY THE COURT.

Samuel H. Mumblin
Clerk.

0679

cent
on the
motion with
at 9¹²
thereof, in the M
at a
Honorable one of the J
Bixby -
Sir - Please

George C. Randolph
against
THE PEOPLE

Benjamin A. Shea
District Attorney of the City and County of

Supreme Court, New York.

IN re THE IMPRISONMENT OF

George C. Randolph

Writ of Certiorari.

I HEREBY ALLOW THE WITHIN WRIT.

Dated this 31st day of July 1875

Chas. Daniels
Justice of the Supreme Court

HOWE & HUMMEL,
Attorneys for said

George C. Randolph.

0680

Benjamin K. Phelps

District Attorney of the City and County of New York.

THE PEOPLE

against

George C. Randolph } For *Attempt at Robbery*

SIR—Please take notice that the above named prisoner, committed by Justice *Bixby* — to the City Prison for *Attempt at Robbery*, will be brought before the Honorable one of the Justices of our *Supreme* Court of the *State* — of New York. at *a Special Term*

thereof, in the New Court-house, in the City of New York, on the *2^d* day of *August* 187*8* at *9¹/₂* o'clock in the *fore* noon of said day, on a writ of *Habeas Corpus* this day allowed, when a motion will then and there be made for the discharge of the said *George C. Randolph* on the ground that he is illegally committed and detained. Also, please take notice that a writ of certiorari herein, is returnable at the same time and place.

Dated this *1st* day of *August* 187*8*

Yours respectfully,

HOWE & HUMMEL,

Of Counsel for said

George C. Randolph

0681

Supreme Court, New York.

THE PEOPLE

against

George C. Landoga

Attorneys at Law

NOTICE TO DISTRICT ATTORNEY,

HOWE & HUMMEL,

Of Counsel etc.,

87 and 89 CENTRE STREET,

New York City.

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

George C. Randolph late of the First Ward of the City of New York, in the County of New York aforesaid on the twenty fifth day of July in the year of our Lord one thousand eight hundred and seventy eight, at the Ward, City and County aforesaid with force and arms, unlawfully, knowingly, wilfully and feloniously did make and did cause and procure to be made, and for the purpose of being delivered and sent to one William Simpson Junior, did deliver and part with the possession of and send a certain letter and writing with the name of him the said George C. Randolph subscribed thereto, threatening therein to do an injury to the person of the said William Simpson Junior, to wit: to shoot him the said William Simpson Junior on sight, with the view ^{and intent} then and there to extort and gain from the said William Simpson Junior, a certain sum of money, to wit: the sum of Fifteen hundred dollars in money, of the goods, chattels and personal property of him the said William Simpson Junior and belonging to him the said William Simpson Junior, and which said letter and writing, is in substance and effect following, that is to say.

"G. H. Lansing Manager. Allen & Baird Proprietors
Astor House Broadway & Vesey St, on the Europe
- an plan New York July 2nd 1878.

William Simpson Jun Sir I judge that you from your actions and speech this morning intend to put on a bold face upon this matter and Sir so shall I. I now give you on paper above my signature and address my terms,

0683

I want from you in Cash \$1500 fifteen hundred dollars, to pay me for the home that you have broke up, and if you do not give it to me I shall shoot you on sight. You threaten to have me arrested, well now you have good grounds to proceed on, I am open for an answer until Tuesday morning 10 o'clock by mail, or Herald per-
-sonal

Very Respt

Geo. L. Randolph

2311 2d Ave

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.

0684

Bail
John Norvett
104th St 9 + 10th Ave

-1670

Jan 3 79

Day of Trial,
Counsel,
Filed 24 day of Oct 22 1878
Pleads

THE PEOPLE

vs. George C Randolph
F Dec 17/78
Attorney - to Robt.

BENJ. K. PHELPS,

District Attorney.

A True BILL.

Francis Barr

Foreman.

F Dec 17 1878

0686

G. K. LANSING, Manager.

ALLEN & DAM, Proprietors.

ASTOR HOUSE,

BROADWAY & VESEY ST.

ON THE EUROPEAN PLAN.

People's

24

New York, July 27th 1878

A 52 22/80

William Simpson Jr
Sir

I hope that you will find
actions and check the
morning intended to put on
a bold face upon this
matter and Sir so shall
I. I have given you on paper
above my signature and
address my terms.

I want
you in Cash \$1500
I want hundred dollars
to pay me for the home that
you have broke up, I hope
it will do just fine for
you. I shall shoot you

0687

on sight. You threaten
to have me arrested
Will now you have
good grounds to proceed
on. I am on fire for
an answer until
Tuesday Morning. I expect
by mail or direct to you
Yours Resp.

Geo. L. Randolph
2311- 2nd Ave

0688

The People

George C. Randolph

Court of General Sessions Before
 Judge Cowing April 22, 1880
 Indictment for felonious assault and battery
 William Simpson Jr. sworn and examined.
 I live 335 Lexington Avenue; my place of
 business is 27 Chatham St. I have known the
 prisoner since the 30th of May 1878. I saw him
 on the 3^d of this month at my office 27 Chatham
 St. I had seen him before in July 1878. I had
 not seen him between July 1878 and the 3^d of April.
 I saw him in the afternoon about half past
 three o'clock. E. H. Somers, my partner, and sev-
 eral customers were in the place at the time.
 He came in and said, "I want to talk to you."
 he said that twice, and I did not speak to him
 at all. I paid no attention to him, and then he
 shot me. I did not see the pistol till I saw
 the flash of it. I do not know where he took the
 pistol from. I was not on my guard at all.
 I did not expect anything of the kind. I was
 about the middle of the office behind the counter.
 He was on the other side of the counter about
 I should think five feet from me. The first shot
 struck me right in the lip and glanced on
 my teeth and came out here (pointing to
 a cut on his cheek) The shot stunned me
 and I fell back of the counter. Then he leaned
 over the counter and shot me in the back.
 I got away as soon as I could in the

0689

back room. I got up and walked back in the back room. The second shot I got in my back (pointing to the posterior) that ball was not extracted, that remained there; they could not find it when they probed for it. Was anything said by him or by you after the shooting commenced? Not till after he had fired the two shots; then he said, "I hope I have killed him." That is all I heard him say. I went into the back room and stayed there. I did not see him arrested. Cross Examined. I first saw Mr. Randolph on the 30th of May 1878 at my house 335 Lexington Ave; he was alone; no one introduced him. He came in the front door and came in the parlor; he said he was George C. Randolph and that he was the husband of the woman that I had been to see. I do not know that her name was Lizzie. I have known the woman since June 1877 and frequently from then until May 1878. I have seen her but once since July 1878 until the present time. I have not seen her within the last thirty days and have not given her any money. I did not at any time state to Mrs. Randolph, the wife of the prisoner, that I was going to lay out the prisoner nor anything to that effect. I never made any threats at all about him.

0690

I did not say to the prisoner's wife that I was prepared for him. I do not know the names of the customers who were in the store at the time. I think there were three or four. I take the names of persons who pledge articles and their residences. None of those customers are in court today, they all went away immediately after the shooting. The first remark made by the prisoner before the shooting was, "I want to talk with you." I paid no attention to his request. I did not see the pistol in his hand, he repeated the words, and I paid no attention to him. I simply looked at him. I will not swear that he did not say three times in succession, "I want to talk to you." I have a small shelf behind the counter and on that are a number of trinkets, watches, pistols &c; we put the things there when we take them in; then we put the tickets on them and put them away. It is not a fact that when the prisoner said, "I want to talk to you" that I turned round and put my hand on that back counter. I might have had my hand on the back counter, I was attending to customers, I was not paying any attention to him. I might have put something back there when I was taking it from the customers. I might have gone out of his sight for half a minute. I think I did go back to get a bundle for somebody. I could not say for certain that I did or not; it is very likely I did, I was attend-

0691

to customers right along. Is it not a fact that when the first shot was fired by this prisoner you said to him, "Damn you, I will fix you, or something like that? No sir. I did not speak to him at all. I did not say a word to him. Did you not hold whatever you did have in your hand in front of this prisoner and say, after he said, "I want to speak to you," "Damn you, I will fix you?" I did not speak to the man at all. I have not spoken a word to him since July 1878. You want the Court and jury to understand that without any rhyme or reason, without any expression except that he said, "I want to talk to you," he deliberately took from his pocket, or presented to you from wherever he took it, a pistol and shot at you twice in succession without uttering one word? Yes sir. He did not call you to task for alienating the affections of his wife? No sir. He simply said, "I want to talk to you." He said nothing when I returned. I made no outcry when I saw him in front of me with that pistol. I did not call Mr. Somers or any of the men in the store. Redirect Examination. I knew this woman since June 1877 by the name of Alice Reed. I knew her by that name for several months. I never knew her name was Randolph till the 30th of May 1878, and that was the day the prisoner came to see me at my house.

I had never seen the prisoner before that time
 I never heard of him before. It was he who in-
 formed me his name was Randolph and that
 she was his wife. Mr. Randolph, the prisoner,
 and his wife executed the paper now shown to
 me. Enoch H. Somers, sworn and examined
 I am a pawn broker and a partner of the last
 witness. I was present on the 3^d of April when the
 prisoner came into our place of business 27
 Chatham St. between 3 and 4 o'clock. The first
 I heard was a report of a pistol. I then turned to
 see where the party was that had the pistol. I
 saw the prisoner with a pistol in his hand; he
 passed rapidly in front of me two or three feet
 and deliberately jumped on the counter, raised
 himself on the counter, and as I noticed this
 for the first time I saw Mr. Simpson lying with
 his face on the floor, and he fired the second
 shot. I did not see the prisoner when he first
 came in. I did not see either the prisoner or
 Mr. Simpson when the first shot was fired. I was
 faced the other way; my attention was drawn
 in another direction. After you saw the prisoner
 lean over the counter, raise himself on the
 counter and fire the second shot, what was said
 or done? He said he had been for months
 trying to meet that man, he continued and
 said his name was Randolph, "send for an
 officer, I will wait" I stayed in the office

0693

The people that were in the office all left at that time; there was nobody there except him and me; there was nobody there to send for an officer and he waited for ten minutes before I could get anybody to send for an officer. I walked into the back room a number of times while the prisoner was waiting to see how Mr. Simpson was. Once when I came back he asked me how he was? I said I did not know. He said, "I hope I have killed him." That is all the conversation took place between us. Then the officer came he handed his pistol to him and the officer took him in charge. That is all I know about it. Cross Examined. I am quite positive the prisoner did not say, "I hope it is not serious." I am quite sure the words he used were, "I hope I have killed him." He did not say, "I hope I have not killed him. There were two or three persons in the office at the time of the shooting and they left; afterwards while he was waiting quite a number came in; the prisoner had an opportunity to leave; it was he who suggested the sending for an officer, and he stood still until the officer came. I understood afterwards that Mr. Simpson sent a clerk out for an officer, I did not know it at the time. As soon as the clerk came in I beckoned him to go for an officer; it is a fact

that when the clerk came in Randolph turned round and told him to go for an officer; the name of that clerk is George Bradell; he is not here. It is not a fact that Randolph said to me that Simpson had ruined his home and that he shot him in self defence, he said nothing about ruining his home; he did not speak of his wife. I did think of running out for an officer when the shooting occurred, but I did not go out for one; the prisoner was a stranger to me. Did the prisoner say that this man had broken his home up and he had driven him to what he had done, he thought his life was in danger? No sir, I have testified to what I heard him say. I have been a partner with Mr. Simpson for ten years. William Sinclair, sworn and examined. I am a practicing lawyer. I know the prisoner, I saw him on the 3^d of April, the day Mr. Simpson was shot; the prisoner was in my office in the Tribune building that day. He wanted to see Mr. Simpson, and he called there for an answer to the message that he sent the day before. When I read the note from Mr. Simpson and showed it to him he said that he must see him or would see him. I forgot which was the word he used. Cross Examined. At one time I was Mr. Simpson's adviser. I did not advise Randolph to go down to Lickens and Crosby. I told him that I was not

Mr. Simpson's attorney. I suggested Lockwood and Crosby, Mr. Rowan, I said they were his counsel, Michael Rooney, sworn and examined, testified. I am the officer who arrested Randolph on the 3^d of April about half past three at 27 Chatham St. When I went in he handed me the pistol and said, "I have shot William Simpson, he has broken up my home, I want you to arrest me; he has been the cause of all my trouble." I took hold of the prisoner and went to go to find out where Mr. Simpson was; he was in the back room off the office washing the blood off himself. He said, "Don't you fetch that man here, he may have something more around him." I searched the prisoner; he said, "Oh, you need not search me, I got all the satisfaction I wanted." Cross Examined I could not tell you the name of the officer who took the prisoner to the Station house; he is one of the 26th precinct. That is the pistol (pistol shown) I know it by the number. There was five full cartridges and two empty ones; they are all empty now. Then Mr. Simpson said, "Take that man away, he may have something else round him." I told him I had taken the pistol away from him. Did not the prisoner say, "I have given the pistol up to the officer or something to that effect? No Sir.

George C. Randolph, sworn and examined, testified in his own behalf. I am 30 years old. I lived prior to my arrest at 163 East 83rd Street and before that in Philadelphia. I am married; my wife's name is Elizabeth Randolph; we were married about two and a half or three years ago in Harlem by Rev. Dr. Moore. I was born in Washington, D. C. Since I left Washington in 1874, I lived here for four years and came back. I have lived here since 1874. My last employment was watchman on the Elevated Railroad. I was traveling salesman for Mr. Thurman, a milk dealer, before that. I had a newspaper business of my own before that, and previously was a clerk in the City Hall and also in the Post Office after the war. I was employed in the Post Office from 1870 to 1874 as distributing night clerk. I was in the United States regular army. I remember Saturday April 3rd. When I came down it was by appointment with Mr. Sinclair at his office 2 1/2 o'clock; he told me the day previous that he would try and have a meeting between Mr. Simpson and myself in regard to matters that I wanted to converse with him about. When I went to Mr. Sinclair's office at 2 1/2 he had a letter from Mr. Simpson stating that he did not wish to have any intercourse with me.

5 Mr. Sinclair then told me he was no longer

the counsel of Simpson, but he was under the impression that Lockwood and Crosby were his attorneys; and if they were not to go to the Surrogate's Court and ask who his attorneys were. I went to the Surrogate's Court; they told me there that Lockwood and Crosby were the attorneys for the estate. I went down and saw Mr. Lockwood. After leaving Mr. Lockwood's I immediately went to see Mr. Simpson. I came into his place; there was several customers, several gentlemen and one or two women in there. I saw the clerk in there; I think he has side whiskers and a mustache. I don't know what his name is. I saw Mr. Simpson and Mr. Somers. I asked Mr. Simpson if he would grant me a few moments conversation? He made no reply at the time. I asked him again if he would be kind enough to allow me to speak to him a few minutes. He made no reply whatever. I asked him again; he turned around to this clerk Mr. Bradell, and told him something, upon which he, the clerk, got his hat and walked out. Simpson went into the back room or went out of my sight where the counter was. I could not see him; he was gone I presume.

0698

about a minute; he came back again. I asked him the third time, "Mr. Simpson, I want to see you for a few moments." He turned around from me, and on the counter that lies back of him there were some weapons; there was two or three pistols and I think a policeman's club or billy of some description. He made a grab at something and turned to me as he said, "Damn you, I will fix you." I think were the words he used. As he said that I drew my pistol and shot him. He was standing about with a kind of half face towards me as near as I can remember. I felt that I was in danger and I found I had to act very promptly. I cannot say in what position he had the club; he had his hand kind of raised up to his hip; he had something in his hand, I could not discern what it was; it appeared to me to be a kind of club; it was something black. I knew it was not a pistol; it was a club or slung shot. I think if he would have struck me with it, I would not be sitting here testifying today. When I saw he acted in that manner, I felt that my life was in danger. I had to act very promptly. When I fired at him he was standing half face towards me the second time I fired. I presume was purely accidental. I had no recollection of cocking that revolver.

0699

Mr. Simpson got out and walked into his back office. I did not follow him and shoot him. I did not move. I kept the pistol in my hand. Mr. Somers came in, I asked him if I had hit Mr. Simpson? He says, "I don't know." I says, "If I have, I hope it is not serious." That is the only remark I made in that store to him. I made no attempt to go out of the store. I never moved an 18 of an inch from where I stood. I merely turned around on my heels and faced the witnesses that were in there, from three to five. When I fired there was from eight to ten people in the store; they immediately commenced to scramble out. I said that that man has broken my home and made me almost an outcast in the world - that my oldest and best friend previous to my acquaintance with Simpson would now pass me in the street without any recognition whatever. Then I got through the clerk came in. I said to the clerk, Did you bring an officer? He says, "I did not go for an officer, I went for Johnny," turning to Mr. Somers. I says, "Get an officer, as I have shot Mr. Simpson. It must have been from three to five minutes after the shooting that the clerk returned. Mr. Somers said something to the clerk, I presume he said, "Get an officer, I could not

0700

catch his words. The clerk went out again and also a boy 15 or 16 years of age. I have a permit to carry a pistol for three or four years. The clerk went out and was gone fully eight minutes. I think it was about 15 minutes past three o'clock when the affair occurred and it was 20 minutes of four when the officer returned with the clerk. I said to Officer Rooney, "I surrender myself to you. I have shot Mr. Simpson with my pistol lying on the table." I took it up and says, "Here is my revolver." The officer and I walked into the back room. Simpson saw me and he halloed to the officer, "Take that pistol away." I says, "Mr. Simpson, I have given the pistol to the officer. The officer said 'Mr. Simpson, you will have to come down to the house and make a complaint.' Mr. Simpson says, 'I am not able to do it.' I says, 'Cannot you get a carriage? While that was going on another officer came in who knows me when I was clerk in the City Hall. He says to me, 'George, what is the matter? I have had some trouble with Mr. Simpson. I went out with this officer and walked to the station house. When I got to the station house I answered the questions there. I was put in the cell. Would you have shot Mr. Simpson if he had not raised that club to you and did you

0701

shoot him until you thought your life was in imminent peril? No sir, I did not, nor would I have done it. I did think myself in danger of grievous bodily harm. Cross Examined I have been living in New York since 1874, with the exception of being traveling on the road. I was living in Washington St. between Perry and West Eleventh Sts. I cannot remember my residences in 1878 where I have boarded and kept house. I lived in Fifty fifth St. when I first became acquainted with my wife - no, it was East Twenty second St., but I cannot remember the number, between Third and Fourth Avenues. Why did you say that the man Simpson had destroyed your household, made a wreck of you, or words to that effect? My causes for saying so would have been shown to the judge and jury if the testimony had not been excluded upon which I want to be brought forward. I cannot say why I say so unless you allow me to give the whole story and recall the other witnesses. Did you write that letter? (letter shown) The letter has been tampered with since I last saw it. Here are things that I never put my hand to. I wrote a portion of that letter. ^{He reads} ~~as follows~~: I want from you in cash \$1500 to pay me for the home that you have broke up, and if you do not give it to me I shall shoot you on sight. You threatened

to have me arrested. Well now, you have good grounds
to proceed on. I am open for an answer till
Thursday morning ten o'clock by mail or Herald
personals. Very Respectfully. "No sir, I never wrote
that letter; that is not the letter I sent to Mr.
Simpson. Did you write any part of it? No
sir, I thought I did, but I did not. That made
you think you did? Because I wrote Simpson
a letter at one time he had me arrested. I wrote
that envelope, but I never wrote that letter. I
never wrote him a letter concerning fifteen
hundred dollars. The letter just shown me is
not in my handwriting, the envelope is in
my handwriting. I presume Mr. Simpson has the
letter. I have written to him several times ask-
ing him to meet me to allow me to talk to him
in regard to the case which he had me arrested
on. That was the contents of the letter which you
say was placed in that envelope and sent to
William Simpson Jr.? I cannot remember; it
referred to a meeting that he made with me
that forenoon at ten o'clock to have a talk with
me in regard to the wrong which he perpetrated
upon me; it was by appointment I was to
meet him. Was this to compensate you pecuni-
arily for the wrong he had inflicted? No sir,
not in any sense of the word. My request was
for him to repair what he had done. I wanted
money to take care of his own. I was supporting

a woman that he had placed in the family way and compelled out of my pocket stable care. How do you know her placed her in the family way? I know it and he knows it as well as I do that on two occasions he gave her money and a doctor's address to have an abortion performed upon her, which he will not deny when he comes upon the stand, I do not believe. Is that your signature (examination paper before the Magistrate shown to the witness) Yes sir. Do you know when you wrote that? I do not. Will you allow me to see the heading and I will tell you when I wrote it.

Then you in the Police Court before Mr. Justice Dixy on the 27th day of July 1898? Objected to.

Mr Bell. The prisoner is presented with a letter attached to these papers and asked if he wrote it. He says, first, that some things in that letter he did not write, and being instructed by his counsel further he finally says he did not write any portion of it. Counsel. I object to that part of the District Attorney's remarks, and I ask your Honor to reprehend him. Mr Bell. I say that he instructed him as to his rights. I am not criticizing either your motive or what you did. I propose to show that on the 27th day of July 1898 this prisoner being arraigned for writing that letter before Justice Dixy answers the following questions: What is your name?

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George Randolph. How old are you? Twenty-eight.
 Where were you born? Washington city. Where do
 you live? 2311 Second avenue. What is your
 occupation? Salesman. Have you anything to
 say, and if so, what relative to the charge pre-
 ferred against you? "I am guilty of writing this
 letter." And he says the signature George Ran-
 dolph is his. Is that the letter that was attach-
 ed to that paper at the time you signed the
 answer which you say you did sign and which
 is in your own handwriting? I cannot say.
 Is or is not that the letter? It is not the letter.
 What was the letter? It was a letter something
 in which I made some threat to him in which
 he held me under bail. What was the threat?
 If Mr. Simpson will give you the letters I wrote
 to him before I will show you very readily.
 What was the threat? I threatened to expose
 him before the people of the city of New York
 for what he had done if he did not assist
 me and also assist her. To what extent did
 you want assistance, how much? I did
 not make any stated sum, I told him I
 wanted him to pay me for the money I had
 paid out and the trouble which he put me
 to and the mortification, and that I wished
 to leave the city of New York for good. Did he
 pay you? No Sir. Did he ever pay you any-
 thing? He has given me something previous

0705

He gave me money at one time to try to get me a pension. I told him if I got my pension, I would take care of her and take her away from the city of New York. How much did he give you for that purpose? He gave me seventy five dollars. How much more money did he pay you? He sent fifty dollars to Washington. I wrote and told him I was in need of more money. I believe I wrote to him once, and when I came back I left my watch and chain. In June 1878 I was either in New York or Washington, I don't know which. If you can tell me when Mr Simpson said he first saw me, I will tell you where I was. There is a telegraphic despatch purporting to come from you in Washington dated June 13, th of that year. I want to know if you sent it? did you telegraph him at all? It seems to me I did. Look at that and say whether that is the despatch you sent him? I cannot state positively that it is, but I am under the impression that that is the despatch that I sent him. I sent him a telegraphic despatch. Did you write that letter [letter of March 13, 1879 shown]? Yes sir. Was that after the threat which you say you were arrested for? Yes sir. Believe it was. You wanted some money then, didn't you? I wanted money from him several times. You wanted more money when you wrote that

letter? If that letter says so, I did. I did not read it, it is quite a long time, I cannot remember what it was. Yes, I asked him for money through that letter. What was that for? To take care of his, and to help me to leave when he had fixed me in such a way that I was not able to get work in New York city and when I did, I had to drop my middle name because everybody believed what the papers stated as I did not contradict anything whatever. I was married I believe in December 1877 by the Rev. Dr. Moore of Harlem. I did not get acquainted with Mr. Simpson until he had taken a house in 55th St for Mrs. Randolph, from which house I married her. Her name at that time was Reed; the name that he has taken in the Telegram. I believe he told her to take that name, her first name at that time was Alice. What did she call herself? Zelia Timberley. Before you married her she was living in a house which Mr. Simpson had taken for her? Yes sir. I could not state how long she had been living there. I cannot say that I know my wife's handwriting. You shot this man, you say, in self defence; you thought your life was in danger? Yes sir, I did at the time. I feel this minute that he intended to do for me what I done for him. I do not know what he had in his hand. I did not say it was a pistol I

0707

do not know what he had. I am perfectly confident it was not a pistol. He was on the inside of the counter and I was on the outside. I had access to the outside door. In the whole time I was talking I was leaning on my right elbow. If I had not been so excited and frightened I should in all probability have walked out of this place. I did not take thought it was a pistol or anything else. You did not go out of this way. I never took a second thought about it. Where did you get that pistol? I bought it some place in Fulton St, but I cannot remember the number. I had that pistol about a year, I suppose. I bought that pistol for my own protection from thieves and such things like that. I had been carrying a pistol for four years ever since I had a permit. What particular reason did you have to apprehend you would be attacked by thieves or such like? I think any citizen is liable to be attacked any hour of the day or night. I done it for self protection. I had no other reason than that. I gave ten dollars for it. I had a permit to carry that pistol. I have not the permit with me, nor do I know whether it is in my effects or not, but it is on record in the detective Headquarters. Who gave you permission to carry a pistol at detective Headquarters? It was signed by Supt. Mallory.

Enoch H. Somers recalled by Mr. Bell. I was present when the last shot was fired. I was present at both, but I did not see the first shot. I am familiar with the contents of the shelves in that shop. At the time of this occurrence when you turned and saw the second shot fired and your attention was attracted to the occurrence were there any pistols or weapons on the back counter of that store? No sir, not of any kind. What was the position of the prisoner at the time he fired the second shot? He was on the counter on his right hip leaning over, he had to lean over. Did you see everything on that shelf, Mr. Somers at that time and examine them carefully? Yes sir. There was no such thing as a pistol or weapon of any kind. That were the largest missiles there, if there was any thing? Probably an overcoat, dry goods bundles. There was no watches or chains; we do not put them on that shelf; nothing on that shelf but dry goods. There was a shelf adjacent to that on which we put watches, jewelry and pistols. I know where the money drawer is. Are there not pistols and weapons right next to the money drawer? Yes sir, when they are there at all. Were there any there that day? Not at that time there was none at all. I did look to see what there was. I did not fancy that anybody had taken anything

from there. Did Mr. Simpson have any club or
 weapon of any kind in his hand? No sir. Was
 there any lying on the floor when he moved
 away from there? No sir. Did you see any
 in the back room? No sir. Where were you
 when this shooting of Mr. Simpson occurred?
 About two feet from him. Did you attempt to
 take the pistol from the prisoner? No sir.
 Did you say anything to him? I said, "What
 the devil are you about?" that is all I said to
 him. You did not shout "murder" or call for a
 policeman? No sir. That was an unusual oc-
 currence at a pawnbroker's office? Yes sir; that
 was the reason I made the remark. The pris-
 oner replied, "Send for an officer, I will wait."
 he did wait about ten minutes. I said, "Nothing
 more. I came here in compliance with a
 subpoena. I have not spoken to Mr. Simpson
 about the shooting. Butler H. Dixby sworn -
 I am one of the Police Magistrates of the city and
 have been about ten years. The papers now
 shown me are a record of proceedings taken
 before me in July 1848. Did the prisoner at the
 bar here admit at that time having written
 that letter? He did. Mr. Bell then read the
 letter as follows: "Astor House, Broadway and
 Vesey St. on the European plan, New York, July
 25, 1848. William Simpson, Jr. Sir: I judge

Replies by
 A

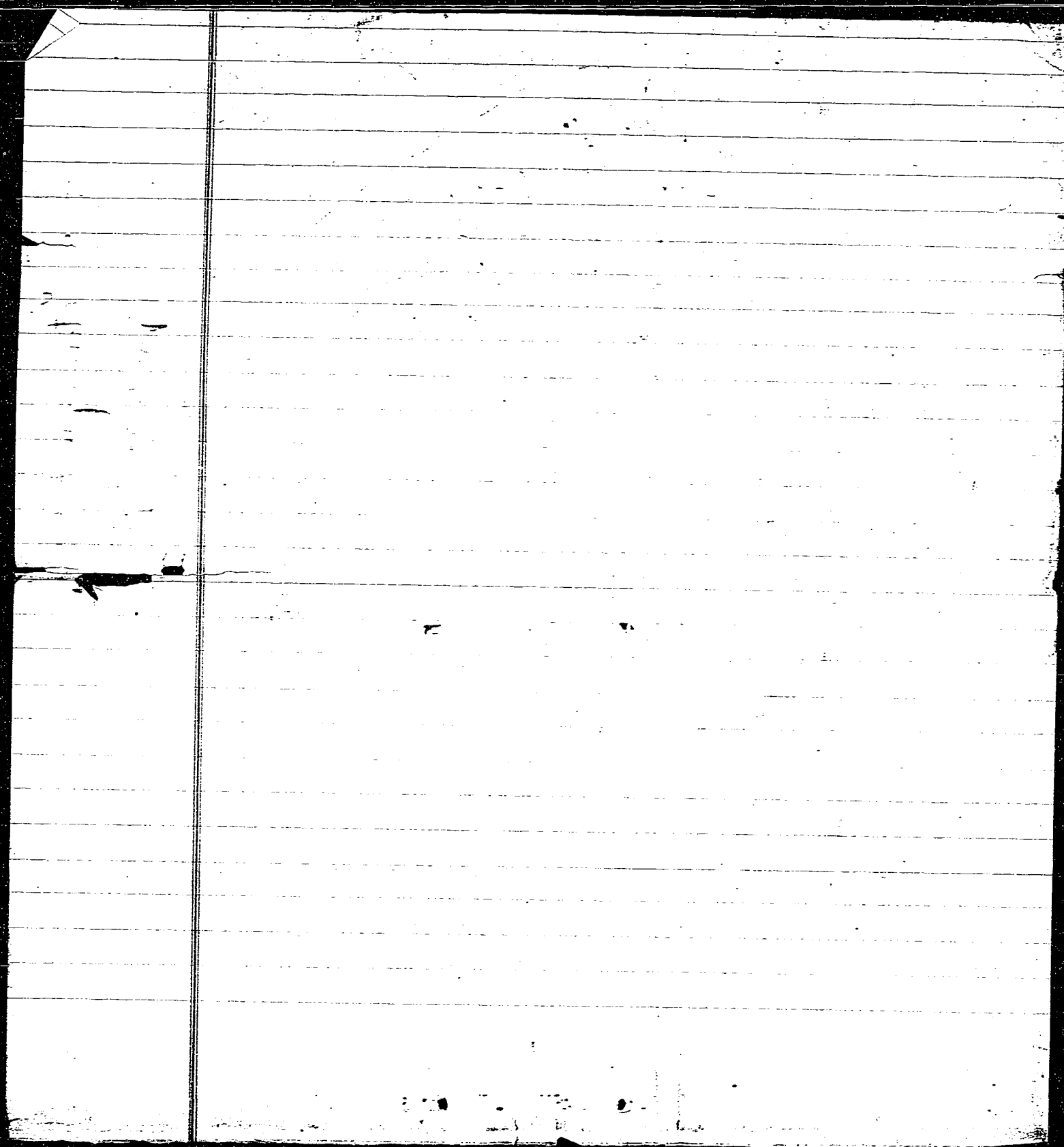
that from your actions and speech this morning you intend to put on a bold face upon this matter, and, sir, so shall I. I now give you on paper above my signature and address my terms. I want from you in cash fifteen hundred dollars to pay me for the home that you have broke up, and if you do not give it to me I shall shoot you on sight. You threaten to have me arrested. Well now you have good grounds to proceed on. I am open for an answer until Tuesday morning ten o'clock by mail or Herald personal.

Very respectfully Georg C. Randolph 2311, Second and
Charles Murries, sworn and examined, testify
 for the prisoner. I am connected with the
 Municipal police of this city and attached to the
 26th precinct. I have been a police officer 13 years.
 I am slightly acquainted with the prisoner.
 I was not present when the arrest was made
 when he was in Simpson's place. I took him
 from Simpson's. I was at Simpson's place when
 he was in there and took him to the Station
 house. I should judge I saw him about five
 or ten minutes after the shooting. The prisoner
 told me that he had a great deal of trouble
 in his family; he said that he was worried
 to death; he broke up his home and all
 that sort of thing. He was driven to this; he

0711

was very much excited at the time. He gave no other reason? No sir. State what he said? He said he had been "dove" to this, that he broke up his home, he had ruined him, and all that sort of thing. He gave that as a reason for the shooting? Yes sir. What did the prisoner say when he wanted to get his chewing tobacco? He asked me would I allow him to get some tobacco? I told him, certainly. I went into a basement, a cigar store, and he got a paper of tobacco. He said, "I am a ruined man, I have been abused, I have been dove to this thing." He says, "My home is broke up, every thing." These are the remarks that he made to me. The man was excited at the time, felt bad very. Is your memory good as to all that occurred? That is all that I can recollect. He was not so excited but what he wanted to console himself with chewing tobacco? No sir, he wanted some tobacco. He did not forget that in his excitement? No sir. He did not say that he did the shooting in self-defence. He did not say that he had no intention to shoot Mr. Simpson. The jury rendered a verdict of assault with intent to kill. The Court sentenced the prisoner to the State prison for the period of ten years.

0712



0713

Police Court Third District.

CITY AND COUNTY } ss.
OF NEW YORK,

George C Randolph being duly examined before the under-
signed, 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.—George C Randolph

Question.—How old are you?

Answer.—28 Years

Question.—Where were you born?

Answer.—Washington City

Question.—Where do you live?

Answer.—2311 Second Avenue

Question.—What is your occupation?

Answer.—Salesman

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

Answer.—I am guilty of writing the
letter
Geo C Randolph

Taken before me, this

Police Justice.

1878

0714

City & County of New York ss.

William Simpson Jr of the City of New York being duly sworn says that in the City & County of New York on or about the 24th day of July 1878 George C Randolph did feloniously and knowingly send to deponent a certain letter signed by him the said Randolph which is hereto annexed threatening to do an injury to the person of deponent to wit shoot him on sight with a view and intent thereby to extort money, namely. Fifteen hundred dollars from deponent

Deponent prays that said Randolph may be apprehended and dealt with according to law

Wm Simpson Jr

Sworn to before me this
26th day of July
AD 1878.

R. V. Richy
Police Justice.

Mr Simpson has a release
signed by Randolph this wife
dated (July) 3rd inst.

0715

189
Form 60.

Police Court—Third District.

COUNSEL FOR COMPLAINANT.

Name,

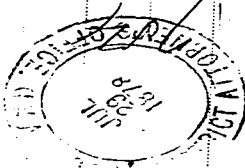
Address,

THE PEOPLE, & Co.,

ON THE COMPLAINT OF

William Simpson and
27 Graham St.

George C. Randolph



BAILED:

No. 1, by Charles Murrell

Residence, 293 7th Street

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

COUNSEL FOR DEFENDANT.

Name,

Address,

Robert Hummels
Centre St.

Dated, July 27 1878

Magistrate.

Officer.

(Clerk.

Witnesses

Wm. M. M. (Clerk of Office
Superior Court) Subscribing
witness to the release of
Randolph Simpson
for the release

\$ 2000 to answer

4 Sessions Comm

Received in Dist. Atty's Office.

0716

State of New York.

Executive Chamber,

Albany, Oct 24 1883.

Sir: Application having been made to the Governor for the pardon of *George C. Randolph*, who was sentenced on *April 4th* 1880, in your County, for the crime of *Assault & Kill* for the term of *10* years and to the State Prison you are respectfully requested (in pursuance of Chapter 310, Laws 1849) to furnish the Governor with a concise statement of the case as proven on the trial, together with any other facts or circumstances which may have a bearing on the question of granting or refusing a pardon. Be pleased, also, to state the previous character of the convict. *Our Sirion is respectfully requested*

Each letter of inquiry from this Department should be answered on a separate sheet.

Very respectfully yours,

Samuel C. Thompson
To Hon. John M. Keon
District Attorney, &c.

0717

Answered
Dec 10th 1883.
H. H. G. ~

0718

State of New York.

Executive Chamber,

Albany, Oct 24 1883.

*Sir: Application having been made to the Governor for the
pardon of Patrick Flynn, who was
tried and convicted before you April 7. 1880 of
Manslaughter and sentenced
to the State Prison 15 years*

*Will you oblige the Governor with your opinion of the case, together
with any facts or circumstances which may have a bearing on the
question of granting or refusing a pardon?*

Very respectfully yours,

Samuel C. Sullivan
To Hon. Frederick S. Aug. Th

0719

8/22/83

0720

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

George C. Randolph

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

on the *third* day of *April* in the year of our Lord
one thousand eight hundred and ~~eighty~~ *eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *William Simpson*
in the peace of the said people then and there being, feloniously did make an assault
and to, at and against *him* the said *William Simpson*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said *George C. Randolph*
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 *William Simpson*
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said

George C. Randolph

with force and arms, in and upon the body of the said *William Simpson*
in the peace of the said people then and there being, wilfully and feloniously did make
an assault and to, at and against *him* the said *William Simpson*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said

George C. Randolph

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 attempt to discharge,
with intent *him* the said

William Simpson

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.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

George C. Randolph
with force and arms, in and upon the body of the said *William Simpson*
then and there being, wilfully and feloniously, did make an
assault and to, at and against *him* the said *William Simpson*
a certain *pistole* then and there loaded and
charged with gunpowder and one leaden bullet, which *pistole* the said
in *his* right hand, then and there had and held, wilfully and feloniously, and
without justifiable and excusable cause, did then and there shoot off and discharge,
with intent, then and there, thereby *him* the said
William Simpson
wilfully and feloniously then and there to injure, against the form of the Statute in
such case made and provided, and against the peace of the People of the State of
New York and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said

George C. Randolph
with force and arms, in and upon the body of the said *William Simpson*
then and there being, wilfully and feloniously, did make an
assault and to, at and against *him* the said *William Simpson*
a certain *pistole* then and there loaded and
charged with gunpowder and one leaden bullet, which *pistole* the said
in *his* right hand, then and there had and held, wilfully and feloniously, and
without justifiable and excusable cause, did then and there attempt to shoot off and
discharge, with intent, then and there, thereby *him* the said
William Simpson
wilfully and feloniously then and there to injure, 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.

0722

BOX:

11

FOLDER:

141

DESCRIPTION:

Rassiga, Leonard

DATE:

04/27/80



141

0723

223

MC

Filed 27 day of April 1850

Plas *Wm. H. Wilby (28)*

THE PEOPLE

vs.

Assault and Battery—Felonious.

Henry Cassiga

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL.

W. S. Taylor

April 28 / 50

Shades jewelry for / Co.

House of Refuge.

0724

Police Court—Fifth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Leonard Rossiga 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. Leonard Rossiga

Question. How old are you?

Answer. 15 years

Question. Where were you born?

Answer. N.Y. City

Question. Where do you live?

Answer. 328 E. 74th Street

Question. What is your occupation?

Answer. Machinist

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

Answer. I shot the boy. I was walking along the street on the stilts. Callaghan said "they are mine" there were some fifteen boys with him. I told him I found them, I gave them to him then he went to hit me. I pulled up the trigger I only wanted to frighten him. I went off without any intention.
Taken before me, this 21st

day of

April 1888

Leonard Rossiga

Paul H. H. H.

Police Justice.

0725

Fifth
Police Court—Ninth Judicial District.STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

Thomas Callaghan
 of No. 170 East 84th Street,
 on Tuesday the 20th day of April
 in the year 1880 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Leonard Rossiga, (now here)
 who wilfully and maliciously aimed
 and pointed at this deponent a
 certain pistol then loaded and
 charged with gunpowder and
 one leaden bullet, which pistol
 he, the said Leonard Rossiga,
 in his right hand then had
 and held, did then feloniously
 shoot and discharge at and
 against this deponent the contents
 of the chamber of the said pistol
 and that the bullet so discharged
 from the said pistol at the said
 time entered this deponent's left
 side near the abdomen.
 That this deponent was
 assaulted and beaten

with the felonious intent to take the life of deponent, or to do him 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

of

April 21st day
 1880

Thomas Callahan

John A. Flanagan
 Justice.

0726

Depth

Police Court—~~Ninth~~ Judicial District,

THE PEOPLE, ETC.,
ON THE COMPLAINT OF

Thomas Callaghan

170
Ev. 84/ Sri.

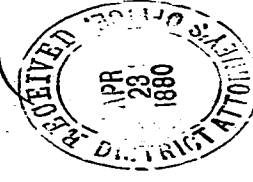
Edward Everett

Dated April 21st - 1878

C. A. Hammond Magistrate.

Redgate ^{Officer.} Sp
23 Nov

Witness.



100TB/any

One D

0727

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

Leonard Rassiga

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

on the *twenty* day of *April* in the year of our Lord
one thousand eight hundred and ~~seventy-eight~~ with force and arms, at the City and
County aforesaid, in and upon the body of *Thomas Callahan*
in the peace of the said people then and there being, feloniously did make an assault
and to, at and against *him* the said *Thomas Callahan*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said *Leonard Rassiga*
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 *Thomas Callahan*
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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said

Leonard Rassiga

with force and arms, in and upon the body of the said *Thomas Callahan*
in the peace of the said people then and there being, wilfully and feloniously did make
an assault and to, at and against *him* the said *Thomas Callahan*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said

Leonard Rassiga

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 attempt to discharge,
with intent *him* the said

Thomas Callahan

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.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Leonard Rassaiga
 with force and arms, in and upon the body of the said *Thomas Callahan* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *Thomas Callahan* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said *Leonard Rassaiga* in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby *him* the said *Thomas Callahan* wilfully and feloniously then and there to injure, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Leonard Rassaiga
 with force and arms, in and upon the body of the said *Thomas Callahan* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *Thomas Callahan* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said *Leonard Rassaiga* in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby *him* the said *Thomas Callahan* wilfully and feloniously then and there to injure, 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.

0729

BOX:

11

FOLDER:

141

DESCRIPTION:

Reed, Michael

DATE:

04/07/80



141

27

Counsel,

Filed 7 day of April 1880

Pleads Not Guilty

THE PEOPLE

vs.

I

Michael Reed

Y. O. Gang

Att. Gen. Larceny and Receiving Stolen Goods.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

H. S. Taylor, Foreman.

Part No April 8. 1880

pleas *Guilty*
Commit to Jail
H. V.

0731

Form 112.

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

Police Court—First District.

Katie Ryan
of No. *32 City Hall Place* Street, being duly sworn, deposes
and says, that on the *2* day of *April* 18*91*
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 deponent's*
possession

the following property, viz:

a pocket book containing
one Silver coin of the value of ten cents
And nine cents in pennies in all.

of the value of

thirty four cents

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 *Michael Reid*
now present. from the fact that
deponent was passing along Chatham
Street when she felt a tug at the
pocket of the dress which contained
said property and putting her hand
into said pocket deponent discovered
that her pocket book was taken and she
saw the prisoner run away. That
subsequently the pocket book was found
in the possession of the prisoner by
Officer *Reagh* who *he arrested* him and
took him into custody.

Sworn to, before me this

of *April*18*91*

day

Police Justice.

Katie Ryan

0732

City and County
of New York

Martin Keogh of the 14th
Precinct Police being sworn says
that he arrested the prisoner in
Catharine Street whither he had
run from Chatham Street and
at the time of such arrest he
had in his possession the
pocket book in question.

Martin Keogh
Sworn to before me
this 8 day of April 1880
R. W. Murphy }
Deputy Justice

0733

Police Court—First District.

CITY AND COUNTY } ss.
OF NEW YORK.

Michael Reid 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.

Michael Reid

Question. How old are you?

Answer,

13 Years

Question. Where were you born?

Answer.

This City

Question. Where do you live?

Answer

5 Mulberry Street

Question. What is your occupation?

Answer.

I go to school

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

Answer.

I am not guilty
Michael Reid

Taken before me, this

3

day of

April 18*80*

Police Justice.

[Signature]

0734

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

342
Police Court—First District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Latie Ryan
32 City Hall Place

Michael Reid

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

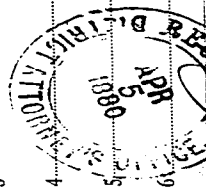
Residence,

No. 5, by

Residence,

No. 6, by

Residence,



Date, *Sept 13* 1898

B. H. Breen Magistrate.

Martin Repp Officer.

Clark Clerk.

Witnesses: *Call the Officer*

St. M. to answer

at *St. M.*

Received at Dist. Att'y's office

0735

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

Michael Reed.

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

*one pocket book of the value of Fifty cents
one coin of the kind commonly called
a dime of the value of ten cents.*

*Nine coins of a kind called Pennies
of the value of one cent each
of the goods, chattels and personal
property of one Katie Ryan in the
possession of the said Katie Ryan then
and there being found from the
possession of the said Katie Ryan.*

~~of the goods, chattels, and personal property of one~~

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.

0736

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

Michael Reed

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 pocketbook of the value of fifty cents
One coin of the kind commonly called
a dime of the value of ten cents
Nine coins of a kind called pennies
of the value of one cent each*

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

Katie Ryan

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

Katie Ryan

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

Michael Reed

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.

0737

BOX:

11

FOLDER:

141

DESCRIPTION:

Reilly, John

DATE:

04/15/80



141

0738

The Complainant and defendant were friends. They had - when under the influence of drink what they call "a growl" She deft cut the Complainant in the face. It was a very slight wound.

The Complainant desires to withdraw his Complaint.

No decent men can be put to a better use than sending them to prison. I think this a proper case to permit a withdrawal
June 14, 1880.

Thomas Russell
Asst Dist Atty

126
Filed 15 day of April 1880.
Pleads Not Guilty (16)

THE PEOPLE

vs.

B

John Reilly

Felony Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

Discharge on his own recognizance. June 14, 1880

A True Bill.

H. S. Taylor Foreman.

Wm. D. Taylor
Jury to try the case
Jury to try the case

0739

BENJ. K. PHELPS, District Attorney.

New York, and their dignity.

The Complainant and defendant were friends. They had - when under the influence of drink what they call "a growl" She dealt out the Complainant in the face. It was a very slight wound.

The Complainant desires to withdraw his complaint.

No decent men can be put to a better use than sending them to prison. I think this a proper case to permit a withdrawal
June 14, 1880.

George Russell
Deputy District Attorney

126
Filed 15 day of April 1880.
Pleads For Pardon (16)

THE PEOPLE

vs.

B

John Reilly

Felony Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

Discharge on his own recognizance. June 14, 1880

A True Bill.

H. S. Taylor Foreman.

June 14/80
W. D. Ryan
subject to try this case

0740

People on complaint
of James Morgan

John Reilly

James
J.B.

Mr. J. P. Fallon the depts
Atty writes me that he
has gone as a delegate
to Syracuse Convention
& will not be back
until after Friday. I
would like to have some
case not put on calendar
until he returns.

Yours
J.P.

0741

I certify that I was
called to see James Morgan of 1848
3rd Avenue on the evening of
April 11th, & found him suffering
from a contusion of the left eye -
also an incision about an inch
long just above the margin of the
lid. The injury may result in
serious damage to the eye.

Appl. 12th 1880 } F. M. O'Brien M. D.

224 E. 112nd St.

N.Y. City

0742

Police Court - New York
 STATE OF NEW YORK,
 CITY AND COUNTY OF NEW YORK, } ss.

James Morgan
 of No. 1878-3 Avenue near 104th Street,
 on Sunday the 11th day of April
 in the year 1880 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John Reilly
 (now here) who did willfully and
 maliciously cut and stab deep wounds
 in the left eye, with the blade of a
 knife which knife he then seized
 John Reilly then and there held
 in his hand, that deep wounds was
 so violently and feloniously assaulted
 and Beaten

with the felonious intent to take the life of deponent, or to do him 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 12th day
 of April 1880-

James X Morgan
 mark
 B. J. Morgan
 POLICE JUSTICE.

0743

3rd
Police Court—~~Third~~ District.
THE PEOPLE, Etc.,
ON THE COMPLAINT OF
James Morgan
vs.
John Reilly

Attendant, J. S. B.
FELONIOUS.

April 12 1880

Morgan Magistrate.

Mooney 23rd Officer.

To James E. L.

Police Court—Fifth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Reilly

being duly examined before the under-

0744

Police Court—

THE PEOPLE

ON THE COMPTON

Police Court—Fifth District.

CITY AND COUNTY OF NEW YORK, ss.

John Reilly — 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

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

Answer.

I struck him with my closed hand but not with a knife. The complainant with four others were in the front of my room exposing their persons. I ordered them to go away. The complainant refused to do so. He was at the time under the influence of liquor.

R.N. V. N. N.

Taken before me this

12 day of April 1890

John Reilly

R. H. Morgan

Police Justice

0745

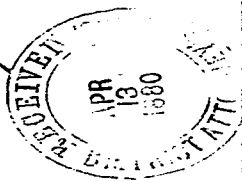
POLICE COURT—FIFTH DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James Morgan
1878 8th ann.

John Reedy



Dated *April 13th* 1880

Morgan Magistrate.

Mooney 23rd Officer.

Cregin Clerk.

Witnesses.

\$500 and G. I.

Bailed

Received in Dist. Att'y's Office.

William J. McEntee
202 East 104th St.

0746

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 Reilly
late of the City of New York, in the County of New York, aforesaid, on the
eleventh day of *April* in the year of our Lord
one thousand eight hundred and *eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *James Morgan*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *James Morgan*
with a certain *Knife*
which the said *John Reilly*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *James Morgan*
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *John Reilly*
with force and arms, in and upon the body of the said *James Morgan*
then and there being, wilfully and feloniously did make an
assault and *him* the said *James Morgan*
with a certain *Knife* which the said

John Reilly in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously
do bodily harm unto *him* the said *James Morgan*
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *John Reilly*

with force and arms, in and upon the body of *James Morgan*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *James Morgan*
with a certain *Knife*
which the said

John Reilly in *his* right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *James Morgan* with intent *him* the

0747

said *James Morgan* 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

John Reilly with force and arms, in and upon the body of the said *James Morgan* then and there being, wilfully and feloniously, did make another assault and the said *James Morgan* with a certain *Knife* which the said *John Reilly* in right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *him* the said *James Morgan* 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.

The Complainant and defendant were friends, they had often under the influence of drink what they call a "grace" she kept out the Complainant in the fact. It was a very slight wound. The Complainant desires to withdraw his Complaint. As decent men cannot be put to a bell. we than sending them to prison. I think this a proper case to permit a withdrawal June 14, 1880. *John Reilly* was probably

W. J. Taylor Esq.
June 14/80
Filed 11/4/80
W. J. Taylor
W. J. Taylor
W. J. Taylor

A TRUE BILL.

Discharge in this case accepted
June 14, 1880

BENJ. K. PHELPS,

District Attorney.

John Reilly

Felonious Assault and Battery.

THE PEOPLE

vs.

Filed 11/4/80
Pleas
W. J. Taylor (16)

0748

BOX:

11

FOLDER:

141

DESCRIPTION:

Reinhart, Elizabeth

DATE:

04/23/80



141

0749

W. Spencer

Filed 23 day of April 1850

Pleads

John G. Smith (26)

THE PEOPLE

vs.

I.

Elizabeth Reinhardt

vs.

BENJ. K. PHELPS,

District Attorney,

James H. D.

A True Bill.

H. S. Taylor

Foreman.

Wm. L. Lawrence

Assessment.

Assault and Battery.

0750

Form 11.

Police Court—Third District, Halls of Justice.

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

of No. 377 East 4th 119. ave. D Street,

on Sunday the 24th day of August being duly sworn, deposes and says, that

in the year 1879, at the City of New York, in the County of New York,
he was violently ASSAULTED and BEATEN by Elizabeth Runkhart
now here who threw a pot of boiling
coffee over the person of deponent

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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this

day of

1879

Christina Mahler
marh
POLICE JUSTICE.

0751

Form 11.

Police Court, Falls of Justice.

THE PEOPLE
ON THE COMPLAINT OF

Christina Walker
119 - Avenue 19.

Elizabeth Reinhard

Dated *August 25* 187 *9*

Smith Justice.

Anderson Officer.

Witness *112 Pce -*

Dep 27
Prosed. to 1 Saf

\$ *500* to Ans. *General* Sess.

Bailed by *Amelia May, for*

No. *125 Sherb. about*

AFFIDAVIT, A. & B.

0752

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

Elizabeth Reinhart

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the *twenty fourth* day of *August* in the year of our Lord
one thousand eight hundred and seventy-*nine* at the Ward, City and County
aforesaid, in and upon the body of *Christina Mahler*
in the peace of the said people then and there being, with force and arms unlawfully
did make an assault and *her* the said *Christina Mahler*
did then and there unlawfully beat, wound and ill-treat, to the great damage of the
said *Christina Mahler* and against the peace of the
People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0753

BOX:

11

FOLDER:

141

DESCRIPTION:

Ryan, Thomas

DATE:

04/30/80



141

0754

Court of General Sessions.

Part One

THE PEOPLE

INDICTMENT

For

Thos. Ryan

To

Mr. Jacob Van Nostrand
No. 314 24 4 Street.

The indictment against the above-named defendant, for the appearance of Margaret Thompson as a witness, at whose trial you are bound, has been placed upon the Calendar for trial at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said city, on Tuesday the 5th day of April instant, at eleven o'clock in the forenoon.

If the witness is not produced at that time, your bond will be forfeited.

BENJAMIN K. PHELPS,

District Attorney.

0755

City and County }
of New York } ss

Samuel A. Madge

Being duly sworn deposes and says
that he is a subpoenaed Clerk in the Dist-
ric Attorney's Office, that he
endeavored to serve the within named
bondsmen Jacob Van Nostrand
at 314 West 4th St on the fourth day
of April 1881, and that deponent
failed to make due service for the
reason as deponent was informed at that
address that no such person as said
Jacob lived or was known there.

Sworn to before me this 5th day of April 1881
at New York City
Jacob Van Nostrand
Edward T. Bennett
Notary Public N.Y.C.

0756

Form 11.

Police Court—First District. Halls of Justice.

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

of No. *12 North William* Street,

on the *3rd* day of *October*

in the year 187*9*, at the City of New York, in the County of New York,

She was violently ASSAULTED and BEATEN by

*Thomas Ryan, now
present. who struck deponent upon the
face with his fist and knocked deponent
down and did thereafter seize deponent by
the throat and choked her and kicked her upon the arms
and body*
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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this

day of *October* 187*9*

Miriam O'Connell

POLICE JUSTICE.

Margaret Thompson

0757

291
703

Form 11.
Police Court, Halls of Justice.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Margaret Thompson
Thomas Ryan

AFFIDAVIT A 33

Dated October 14 1879
Otterbourg Justice

Patricia Ryan Officer

Witness, J. J. Ryan 1879

Complainer's name
House of Detention
in default of \$300
bail to testify

RECEIVED
OCT 6 1879
DISTRICT ATTORNEY'S OFFICE

Bailed by
No. 1
Complainer bailed by
J. J. Ryan Witness
J. J. Ryan

Bail for deft.
Henry Kerwin
Bernard Rourke
35 Dorayth st
Real - 1500
Feb 17th, 1881

Complainer
is said to be found
at Rourke's St
near Chatham
Apr 21/81

0758

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

Thomas Ryan

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the *third* day of *October* in the year of our Lord
one thousand eight hundred and seventy-*nine* at the Ward, City and County
aforesaid, in and upon the body of *Margaret Thompson*
in the peace of the said people then and there being, with force and arms unlawfully
did make an assault and *he* the said *Margaret Thompson*
did then and there unlawfully beat, wound and ill-treat, to the great damage of the
said *Margaret Thompson* and against the peace of the
People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.