

0031

BOX:

230

FOLDER:

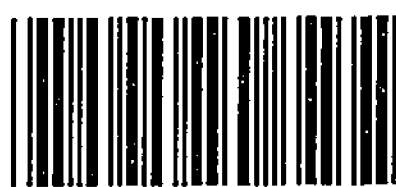
2257

DESCRIPTION:

Jacobi, Henry

DATE:

09/17/86



2257

0032

Witnesses:
Jas Mondak
Wm Fitzpatrick
V. d. R.

Heath Bros.
Counsel,
Filed 17 day of Sept. 1886
Plead *Chattel Mortgage (20)*

THE PEOPLE
vs.
Henry Jacob
[Section Penal Code]
RANDOLPH B. MARTINE,
District Attorney.

A True Bill.
Alfred Macclay
Oct. 7/88 Foreman
Alfred Macclay
Do 17/88 58 5 years.

0833

*The New York Society for the
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, September 24 1886

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

*The People
against
Henry Jacoby*

Notice of Prosecution.

To the District Attorney of the
City and County of New York,

Sir: This Society is interested in the prosecution of
the above defendant, and is familiar with the facts of the
case. It respectfully requests that before sending the papers
to the Grand Jury, fixing the day of trial, consenting to
any postponement thereof, or to any reduction of bail, or
final disposition of the charge, you will duly notify me as
its President and Counsel, so that I may confer with you
in regard thereto. This request is made pursuant to the
statute (Laws of 1886, Chapter 30, Section 3), and in
furtherance of the ends of Justice.

I have the honor to remain, with great respect,

Elbridge T. Gerry,
President, &c.

0034

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN.
50 downy

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,
President, &c.

0835



St. Francis Xavier's College
39 W. 15TH ST. N. Y.

Oct 7, 1886

The undersigned has seen
Henry Jacoby two or three
times a week, during the
past year, at his place of
business, and from his
conversation and behavior
would judge him to be a
most orderly, respectful
and honest young man.

J. B. Young, Jr.

0836

Police Court,

4 District.

City and County } ss.
of New York,

of No.

988

8th Avenue

occupation

Bar tender

being duly sworn, deposes and says,

19

years,

that on the

31

day of

August

1886

at the City of New

York, in the County of New York,

he caused the arrest

of Henry Jacoby for the following

reason that on said date deponent

detected said Jacoby performing

and committing a crime against

nature to wit that said Jacoby

while in company with one

Minnie Deedrick aged 8 years

in the private apartment attached

to premises 988 8th Avenue, did

then and there have his penis

inserted in the mouth of said

Minnie Deedrick in violation of

the Statute in such case made and

provided.

Sworn to this 1st day

of September 1886

James Mordant

Police Justice

0037

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Henry Jacobie being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer

Henry Jacobie

Question. How old are you?

Answer

28 years

Question. Where were you born?

Answer.

WS

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

Answer.

166. Suffolk St. 1 year

Question. What is your business or profession?

Answer.

Barber

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

Answer.

I am not guilty of the charge
Henry Jacobie

Taken before me this

day of

October 11 1898

Police Officer

0838

Penal Code as amended

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 200 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated September 188 Andrew White Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0839

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Morganit
988 1/2 St. Ave.
Henry Jacob
1 _____
2 _____
3 _____
4 _____

Dated *September* 188*8*

White Magistrate.

Deputy Officer.

25 Precinct.

Witnesses *Minnie Desdriek*

No. *885 10th Ave* Street.

Ed. Barkley

No. *100 East 23d* Street.

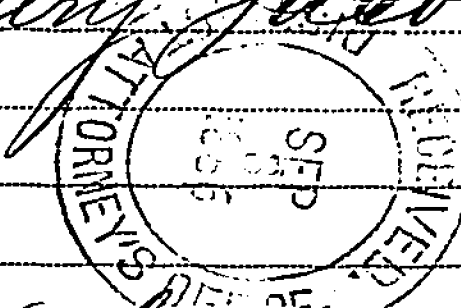
No. _____ Street.

\$ *10000* to answer *g.p.*

My

No 176

Offence Criminal Aggravated
Indictment
in District Court



0840

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry Gardin

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

- Henry Gardin -
of the CRIME OF *against nature*, -

committed as follows:

The said *Henry Gardin*,

late of the *First* Ward of the City of New York, in the County of New York afore-
said, on the *thirtieth* day of *August*, in the year of our Lord
one thousand eight hundred and eighty- *six*, at the Ward, City and County aforesaid,

deliberately did carnally know one
Minnie Reid, a female person
in a manner contrary to nature,
against the form of the Statute in
and case made and provided, and
against the peace and dignity of
the said People.

And the Grand Jury aforesaid
by this indictment further accuse
the said Henry Gardin of the
same crime, committed as follows:
The said Henry Gardin,
afterwards to wit on the day and in

the year 1850. At the Ward. Clerk
 and County, 1850. 1850. 1850.
 did voluntarily submit to a
 recorded of him the said Henry
 Jacob by one Minnie Deidre, a
 female person, in a manner contrary
 to nature, and then the said Minnie
 Deidre, him the said Henry Jacob
 in a manner contrary to nature then
 and there to carnally know, did
 then and there feloniously and
 voluntarily cause, suffer and permit:
 against the form of the Statute in
 such case made and provided and
 against the peace and dignity of
 the said People.

Randolph B. Martin.

D. B. Martin

0042

BOX:

230

FOLDER:

2257

DESCRIPTION:

Johnson, Elizabeth

DATE:

09/20/86



2257

0843

Witnesses:

Mary Moran

Counsel,

Filed day of

1886

Pleads

THE PEOPLE

vs.

Elizabeth Johnson

Grand Larceny, 2nd degree
[Sections 528, 53 Penal Code]

RANDOLPH B. MARTINE,

Dist. Atty.

A True Bill.

Wm. McCall

Wm. McCall

Foreman.

No 201

0844

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York, }of No. *H 23 Seventh Ave*
occupation *Dressmaker*Street, aged *35* years,

deposes and says, that on the

day of *September*

being duly sworn

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

*Two Satin Dresses
together of the value of
Sixty five dollars*

the property of

deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by *Elizabeth Johnson (now Mrs)*

from the fact that said defendant
called at deponent's residence at
the above number on the above
date at about 12 o'clock noon
and represented to deponent that
she was a dressmaker and that
she wanted to get two dresses to
sell to a customer. Deponent
let the said defendant have the
aforesaid property to take away
with the understanding that
she (said defendant) was likely to
return the aforesaid property the
same afternoon or the morning

Subscribed before me, this
188
day
Police Justice

0046

Sec. 198-200

CITY AND COUNTY
OF NEW YORK. } ss.

District Police Court.

Elizabeth Johnson being duly examined before the undersigned, according to law, on the annexed charge, and being informed that it is *her* right to make a statement in relation to the charge against *her*; that the statement is designed to enable *her* if *she* see fit to answer the charge and explain the facts alleged against *her* that *she* is at liberty to waive making a statement, and that *her* waiver cannot be used against *her* on the trial,

Question. What is your name?

Answer.

Elizabeth Johnson

Question. How old are you?

Answer.

32 years

Question. Where were you born?

Answer,

Fishkill on the Hudson, N.Y.

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

Answer.

No 147 West 33rd St 18 months

Question. What is your business or profession?

Answer,

Dressmaker

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

Answer.

I am not guilty

Elizabeth Johnson

Taken before me this

do not write

188

W. A. B. Justice

0847

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

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

Dated Sept 9 188

Edmund Smith Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188

Edmund Smith Police Justice.

There being no sufficient cause to believe the within named _____

_____ guilty of the offence within mentioned, I order he to be discharged.

Dated _____ 188

_____ Police Justice.

0040

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

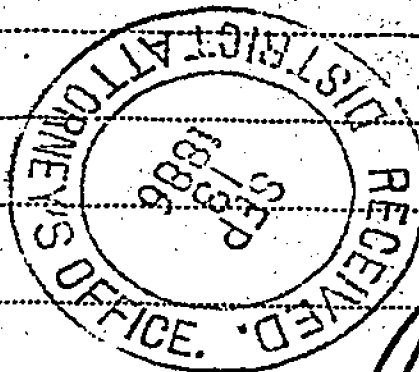
No.

Street.

\$

to answer

No 301



0849

<p>48416 D. LAVERY, No. 594 Ninth Avenue, Bet. 42nd & 43rd Sts., N. Y. SEPTEMBER, 8 1886.</p> <p><i>Dress</i> <i>1025</i> <i>Johnson</i></p> <p>GOOD FOR ONE YEAR ONLY. Not accountable for loss or damage by fire, breakage, robbery or moth.</p> <p>RATES OF INTEREST. On sums of 100 Dollars or under, 3 per cent. per month, or any fraction thereof for first six months, and 2 per cent. per month thereafter. On sums over 100 Dollars, 2 per cent. month for first six months, and 1 per cent. per month thereafter.</p>	<p>48417 D. LAVERY, No. 594 Ninth Avenue, Bet. 42nd & 43rd Sts., N. Y. SEPTEMBER, 8 1886</p> <p><i>Dress</i> <i>725</i> <i>Johnson</i></p> <p>GOOD FOR ONE YEAR ONLY. Not accountable for loss or damage by fire, breakage, robbery or moth.</p> <p>RATES OF INTEREST. On sums of 100 Dollars or under, 3 per cent. per month, or any fraction thereof for first six months, and 2 per cent. per month thereafter. On sums over 100 Dollars, 2 per cent. month for first six months, and 1 per cent. per month thereafter.</p>
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0850

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Eligbeth Johnson

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

Eligbeth Johnson —

of the CRIME OF GRAND LARCENY IN THE *Second* DEGREE, committed as follows :

The said *Eligbeth Johnson*,

late of the First Ward of the City of New York, in the County of New York, aforesaid on the *Fifth* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*six* — , at the Ward, City and County aforesaid, with force and arms,

Two dresses to the value of
fifty five dollars each.

of the goods, chattels and personal property of one

Mary Moran, —

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

Randolph M. M. M.

Attorney

0851

BOX:

230

FOLDER:

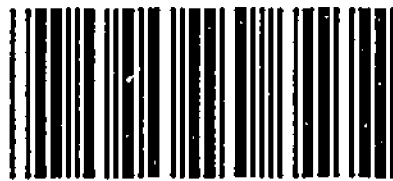
2257

DESCRIPTION:

Johnson, Harry

DATE:

09/17/86



2257

0852

Witnesses:

Anna M. Seade
John Williams

Refused to sign
Indigo officer
+ Conner
May
F.H.

Counsel,
Filed 17 day of Sept. 1886
Pleads

THE PEOPLE
vs.
Harry Johnson
Grand Larceny, 2nd degree
[Sections 528, 53 Penal Code]

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Thos. Macclary
Sept 20th
Foreman.
Pleads Guilty.
24th May 07
No 180 Sept 24th 85

0853

Police Court

District.

Affidavit—Larceny.

City and County
of New York, ss.

of No.

19 Gleason

occupation

Peddler

Street, aged 40 years,

being duly sworn

deposes and says, that on the 4th day of September 1886 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

One certain living Horse of the value of one hundred and fifty dollars \$150 -

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

Harry Johnson (now here) from the fact that deponent was informed by John Williams of No. 36 North Moore Street in said City that he saw said defendant take said property from deponent's stable on said day and did not return with said animal.

Anna Maria De Roodt

Sworn before me, this

of September 1886

day

Police Justice.

0854

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 18 years, occupation John Williams
56 North Moore Street, being duly sworn deposes and
of No.

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

Sworn to before me, this 5th
day of September 1886 } John Williams

Raymond
Police Justice.

0855

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

Harry Johnson being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question What is your name?

Answer

Harry Johnson

Question. How old are you?

Answer

30 years

Question. Where were you born?

Answer.

Norway

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

Answer.

19 Harrison Street, Bronx

Question. What is your business or profession?

Answer

Driver

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

Answer.

I am not guilty.
Harry Johnson

Taken before me this

day of

188

Police Justice.

0856

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

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

Dated Sept 5 *188* 6 Cy Omer *Police Justice.*

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

Dated _____ *188* _____ *Police Justice.*

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

Dated _____ *188* _____ *Police Justice.*

0857

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anna Maria DeRode
19 Harrison
Henry Johnson

2

3

4

Offence

Dated

Sept 5th 188 *6*

Magistrate.

Officer.

Precinct.

Witnesses

No.

John Williams
56 North Moore Street.

No.

Chas. J. Caffrey
22 Cutland Street.

No.

James J. Donnelly 18 *Wash* Street.

\$

570 to answer *G.O.*

0858

Prisoner before Grand Jury Sep 17/86

The People vs

Statement on

behalf of complainant

Henry Johnson

Henry Johnson the prisoner was arrested on the 4th of September 1886, on the charge of stealing a horse belonging to Mr. John Lomondale who made the complaint herein in her maiden name of Anna Marie De Roodt. This lady is native of Holland and it is customary it appears for married ladies in that country to give or use maiden names in business matters. The prisoner asked the complainant for some money to go on a spree with, stating that if he did not get the money he would steal the horse and if he could not, sell the horse he would cut its belly out.

It appears that he has

0859

previously been arrested
for thieving - & for horse
stealing - He has also
killed a man it appears
in Key West.

The prisoner was in
complainant's employ for
3 weeks at 19 Harrison
Street, New York City, as
an ice wagon driver.
He sent a letter to
complainant admitting his
guilt and asking to be
forgiven. He positively
admitted also stealing the
horse to complainant
before he sent the letter.

He is a dangerous
man and threatens to
do bodily harm to
complainant & her husband.

Max Bayersdorfer
att,
155 Fourth Ave
N.Y. City.

0860

The People &

Henry Johnson

0861

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 1st DISTRICT.

Anna Marie De Rooze

of No. 194 Harrison Street, aged 40 years,

occupation Bedder

that on the 27th day of September 1886 being duly sworn, deposes and says

at the City of New York, in the County of New York, She caused to be arrested Harry Johnson (nowhere) on suspicion of having stole a living horse of the value of one hundred and fifty dollars from premises No. 11 Jay Street where said horse was stabled.

Dependant
asks that said defendant be committed for further examination in order to give her an opportunity to produce the necessary evidence

Anna Marie
de Rooze

Police Justice.

Sworn to before me, this
of September 1886

day

0862

Police Court, 1st District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Anna Marie De Roodt

vs.

Henry Johnson

AFFIDAVIT.

Lancaster

~~\$~~ 1000

for 20

9th Ave

1st St

Dated Sept 4 188 6

W. J. Purr Magistrate.

Mich Murray Officer.

Witness, 27

Disposition, _____

0863

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Harry Johnson

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

Harry Johnson
of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed
as follows:

The said *Harry Johnson*.

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

one house of the value of

one hundred and fifty

dollars.

of the goods, chattels and personal property of one *Anna Maria*
de Boeder,

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

Randolph B. Martin
Richard A. Martin

0064

BOX:

230

FOLDER:

2257

DESCRIPTION:

Johnson, Herbert, M.

DATE:

09/16/86



2257

0865

Witnesses:

Catharine Andes

Counsel,

John

Filed *16* day of *Sept* 188*6*

Pleads

Not guilty

THE PEOPLE

vs.

vs.

Herbert M. Johnson

Grand Larceny, 2nd degree
[Sections 528, 58 Penal Code].

RANDOLPH B. MARTINE,

Nov 11/86 District Attorney.

for info & accepted.

A True Bill.

Wheat Macdonald

Foreman.

Sept 27

7.50

Nov 32

0866

Police Court—

4 District.

Affidavit—Larceny.

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

of No. 84 1/2 Katharine Andes
10th Avenue Street, aged 16 years,
 occupation factory hand being duly sworn
 deposes and says, that on the 13th day of August 1888 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property viz:

A quantity of silk ribbon of the
value of Twenty Seven dollars

the property of

Jacob New, and in deponent's
charge and care

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 Herbert M. Johnson

(now here) who entered premises
518 West 55th Street on said
 date, seized hold of and carried
 said property—therefore, that
 deponent followed said Johnson
 and found said property in
 his possession and recovered
 the same from him.

Catherine Andes

Sworn to before me, this 13th day
 of August 1888

Police Justice.

0867

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY
OF NEW YORK,

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

Question. What is your name?

Answer.

Herbert M. Johnston

Question. How old are you?

Answer

31 years

Question. Where were you born?

Answer.

MS

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

Answer.

168 St. Ann. 27 years

Question. What is your business or profession?

Answer.

MS. Messenger

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

Answer.

I am not guilty

H. M. Johnston

Taken before me this

day of

August 1888

Police Justice.

0868

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

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

Dated Aug 31 188 6 W. C. Burke Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0869

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Katherine Andes
845 - 10th Ave

1 *Herbert M. Johnson*

2 _____

3 _____

4 _____

Dated *August 31* 188*6*

Weld Magistrate.

Chen Kelly Officer.

32 Precinct.

Witnesses _____

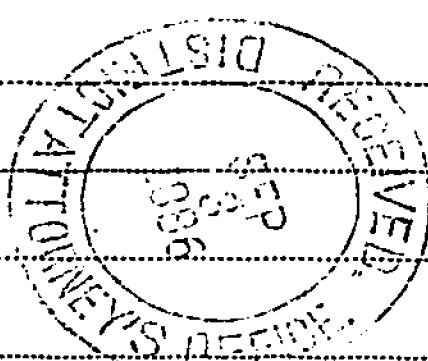
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *1000* to answer *LL*

No 132



0870

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Herbert M. Johnson

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

- *Herbert M. Johnson* -

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

The said

Herbert M. Johnson

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

to wit: five silver notes of the value of one dollar each.

of the goods, chattels and personal property of one

Spade Bros.

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

Charles H. Johnson

Attorney

0871

BOX:

230

FOLDER:

2257

DESCRIPTION:

Johnson, Nellie

DATE:

09/20/86



2257

0872

Witnesses:

Wm Otter

Off. O'Callahan, 14th St.

Counsel,

Filed 20 day of Sept

1886

Pleaded

THE PEOPLE

vs.

Hellie Johnson

John C. L.

Grand Larceny in the
(MONEY)
(Sec. 598 and 599, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

City Prison 10 days.

A True Bill.

And Macece

Foreman.

10/19/86

0873

Police Court—

1st District.

Affidavit—Larceny.

City and County }
of New York, ss.of No. 403 East 119th Street, aged 24 years,
occupation Wire drawer being duly sworndeposes and says, that on the 2^d day of September 1886 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of

him of deponent, in the night time, the following property viz:

Good and lawful money to the amount
and of the value of fifteen dollars
\$16⁰⁰/₁₀₀

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 Nellie Johnson (now here)

from the fact that deponent met her in the
public street and accompanied her to No
59 East Houston street in said city that
when they went to said room deponent
had said money in his possession that
after having sexual intercourse with her
said money was stolen from his possession
and that no other person was in said
room but deponent and defendant from
the time they entered the said room
until the money was stolen. Deponent
therefore asks that said defendant be
held to answer for stealing said money
from the clothing worn by deponent.

Wm Otter

Sworn to before me, this

day

Police Justice.

0074

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK.

District Police Court.

Mellie Johnson being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is *all* right to make a statement in relation to the charge against *him*; that the statement is designed to enable *him* if he see fit to answer the charge and explain the facts alleged against *him* that *he* is at liberty to waive making a statement, and that *he* waiver cannot be used against *him* on the trial.

Question. What is your name?

Answer.

Mellie Johnson

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

59 East Houston Street, 2 weeks

Question. What is your business or profession?

Answer.

none

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

Answer.

I am not guilty.
Mellie Johnson

Taken before me this

day of

Police Justice.

0875

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

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

Dated Sept 3 1886 [Signature] Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0876

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Otter

45-3-119
Kellie Johnson

2

3

4

Dated September 3, 1886

W. J. Sullivan Magistrate.

W. J. Sullivan Officer.

14 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 500 to answer G.S.

CME

40192

0877

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Nellie Johnson

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

of the crime of GRAND LARCENY IN THE

DEGREE, committed as follows:

The said

Nellie Johnson

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *second* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the Ward, City and County aforesaid, with force and arms, in the *night* time of the same day, *one* promissory note 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; *one* promissory note 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; *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 dollars, and of the value of five 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 two dollars, and of the value of two dollars *each*; *sixteen* 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 twenty 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 ten dollars; *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 five dollars *each*; *and* divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *sixteen dollars*.

of the proper moneys, goods, chattels, and personal property of one *William Otter*, on the person of the said *William Otter*, then and there being found, from the person of the said *William Otter*, 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.

RANDOLPH B. MARTINE,

District Attorney.

0078

BOX:

230

FOLDER:

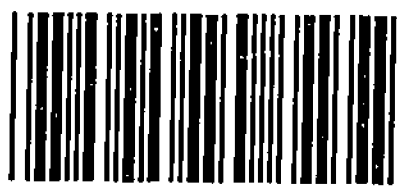
2257

DESCRIPTION:

Johnson, Sarah

DATE:

09/28/86



2257

0879

Witnesses:

Wm. Carey, Jr.

Counsel,

Filed

day of

Pleads,

Wm. Carey, Jr.

THE PEOPLE

vs.

Sarah Johnson

Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

RANDOLPH B. MARTINE,

District Attorney.

Wm. Carey, Jr.

Per One month.
A True Bill.

Wm. Carey, Jr.

Foreman.

Wm. Carey, Jr.

0000

Police Court—

District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 575 West 76th St. Street, aged 21 years,
occupation Robber being duly sworn

deposes and says, that on the 14th day of Sept 1888 at the City of New

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

person of deponent, in the time, the following property viz:
Five five
dollar bills, good and
lawful current money of the
United States of the said and
total value of (\$25.) Twenty five
dollars (\$25.)

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

Samuel Johnson (now
here) in the manner follow-
ing, to wit, at half past two
o'clock on the night of said
date deponent met said Samuel
Johnson in West 32nd St and
she asked deponent to go into
house No. 145 West 32nd St,
and when both deponent and
deponent reached the alley leading
to said house, the defendant
put her arms around the
body of deponent, and he felt her
take, steal and carry from
his pocket and person, the said

Sworn to before me this
1888 day

Police Justice.

0001

money as aforesaid, therefore
deponent prays that said defendant
be dealt with as the Law directs

Sworn to before me }
this 15th day of Sep 1886 }
Solomon B. Surinik
Police Justice

Attest
James Nelson
Municipal

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1886
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereunto annexed.
Dated 1886
Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1886
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

1
2
3
4

Offence—LARCENY.

Dated 1886

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer Sessions.

0002

Sec. 192-200.

CITY AND COUNTY
OF NEW YORK.

2 District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

I am not guilty
Sarah Johnson
mark

Taken before me this

10th

Police Justice.

0883

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

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

Dated Dec 15th 1886

John B. Smith Police Justice.

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

Dated _____ 188 _____

Police Justice.

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

Dated _____ 188 _____

Police Justice.

0004

BAILED,
No. 1, by _____
Residence _____ Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court

1394
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Wilson
525 West 26
Sarah Johnson

2
3
4
Dated *Sept 18* 188*6*
J. B. Smith Magistrate.
Carney Officer.
79 Precinct.

Witnesses _____
No. _____ Street.
No. _____ Street.

No. *500* Street. *G. S.*
\$ _____ to answer

Com
40295



0005

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

David Johnson

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

David Johnson

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

The said *David Johnson*,

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

five promissory notes for the payment
of money, of the kind called Bank
Notes, of the denomination and value
of five dollars each,

and five other promissory notes for
the payment of money, of the kind
called United States Treasury Notes, of the
denomination and value of five dollars each.

of the goods, chattels and personal property of one *James Wilson.*

on the person of the said *James Wilson.*

then and there being found, from the person of the said *James Wilson.*

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.

Randolph B. Martin,
District Attorney

0006

BOX:

230

FOLDER:

2257

DESCRIPTION:

Johnston, Henry

DATE:

09/28/86



2257

0007

Witnesses:

O. H. Linabury
Mary Hertz
Dr. Robinson

Counsel,

H. C. P.
Filed *28* day of *Sept* 188*6*

Pleads *Not Guilty*

THE PEOPLE

vs.

[Section Penal Code].

E

Henry Johnston

M. H.
1886

RANDOLPH B. MARTINE,

Proctor 22/12 District Attorney.

Pleads guilty of an attempt.

A TRUE BILL.

Wm. Macleod
S. I. Eight-years.
Foreman

No 2807

21

0000

The People } Court of General Sessions. Part II
Henry Johnston } Before Judge Gildersleeve. Oct. 21.
Indictment for crime against nature. 1888

Louis St. Rodenstein sworn. I am a physician and reside at 155th St. and St. Nicholas Avenue. I recollect making an examination on the 21st of Sept. of Harold Linenburg. I found bleeding from the rectum. I found the sphincter muscle which controls the rectum was torn and in examining further I found there was laceration of the mucous membrane of the gate of the rectum and scratches and bruises about the child's thighs. This was about seven o'clock in the evening. These injuries could have been inflicted by the attempted act of sodomy. They could have been produced by the introduction of any foreign substance into the parts. They were such wounds as could have been introduced by the insertion of a man's penis. Cross examined. There were scratches on both sides of the child's thigh as if they were made by the nails, as if the child was being held by the hands. It struck me as if the child had been held forcibly by the hands on each side of the thighs near the buttock. It was my opinion from my examination that those marks were made by the hands of some one; it might have occurred in some other way; it might have

been produced by some other means than a man's hands. I examined the child about seven o'clock in the evening. The injuries must have been produced that day.

Mary Herty sworn. I am employed by Mr. Linabury; in the afternoon of Sept. 20th Mrs. Linabury sent me out to look for Harold. I saw him in 144th street and the defendant was with him. I was with Mrs. Linabury, a block before her; he was coming towards us with the child - the colored man was; he let go of the child and he came running to me. I took the child back to his mother. I asked the child what was the matter with his cheek; the colored man could have heard it. I saw the defendant next in the station house where the policeman arrested him. The defendant was about three yards from me when he let go of his hand; he went and stayed with a lot of fellows who was at the saloon. I am sure this is the man I pointed him out to the officers. When he came "ferment" the door after being arrested, I was not with the officers when they arrested him. There was a crowd with the defendant when the officers brought him in front of our door. There were colored people among them. The officer asked me if I knew the man and I pointed him out. Before he was arrested I described the man

to the officer. Cross Examined. I think I should know this colored man from other colored men who looked like him. This child is $2\frac{1}{2}$ or 3 years old. The child is not able to come; he has got cramp; he is a kind of stent child. The mother saw the prisoner when he came to the house arrested with the officer, but I do not think she could identify him because she was further away from him than I was. The child was in the house ten minutes after he came back and he was not sitting down, and the mamma asked why was he not sitting down? He said he could not and she examined the child. Then she saw the injuries on the man she went in pursuit of the man and to get a policeman. His papa when he came home from work went for the doctor. [The Court adjourned for the day.]

Mary Herty recalled. I have been employed by this family thirteen months to do general housework. This boy was missing about half past two in the 21st of Sept. and I started in pursuit of him accompanied by the mother; we were looking for the little boy from that time till a quarter past five. I had no conversation with the defendant at the time I met him with the child. I did not speak to him; I made no outcry and he did not run away from me.

The defendant had whiskers on the same as now.

Mr O'Connell sworn. I am an officer and live next door to where this little boy lives in 147th St. and Tenth Ave. I arrested the defendant on the 21st of Sept. between St. Nicholas and Tenth Ave.

He was lying down under a clump of low bush apparently asleep; this was about 15 minutes to six; he had been apparently drinking. I arrested him and asked him what he was doing with the boy? what he took the boy down in the woods for? He denied taking the boy; he said he took him up where Mr Linabury lived 146th St and 10th Ave. The child as soon as he saw the colored man identified him as the man that took him away.

The girl came up and identified the defendant as the man who had the child the time she took him away. In coming up 140th St. he said he did not have the child, but in the station house he said he only took the child to buy candy for it in the store.

Patrick Be~~ck~~ingham sworn. I saw the prisoner on the 21st of Sept at 3 1/2 with a little boy; I asked him where he got the little boy and he told me he was his own. I told him I would bring him to the station house and he said the boy belonged to some white friends of his and he was going for a pint of beer. He pleaded guilty.

0892

Testimony in the
case of
Henry Johnson

Filed Sept.
1896

0093

Police Department of the City of New York.

Precinct No.

New York, Sept 21st 1886

I hereby certify that
I have examined the
Child Harold Linabory
and find that the spine
and membrane of
the rectum have been
lacerated, and that the
child shows evidence of
scatches and bruises on
the back and legs.

Respectfully
L A Rodenstein M.D.
155th St & Ave St Nick

0894

Police Court, District.

City and County of New York, ss.

of 10th Avenue near 146th Street, aged 30 years,
 occupation Tram Driver being duly sworn, deposes and says,
 that on the 21st day of September 1886 at the City of New
 York, in the County of New York,

Henry Johnston (you have
 said previously. Commish. the
 detestable and abominable
 crime against nature of felonious
 sodomy. April 4th 1/2 years -
 and having sexual intercourse
 with the said Harold Linabury
 by placing his penis in the
 rectum. Thus on back passage
 of the said Harold. Later on
 the rectum, from the fact that
 deponents ~~see~~ identify
 the said Johnston in deponents presence
 as the person who had injured
 him, deponent is informed by
Mary Kerty that at or about
 the hour of five o'clock P.M. on
 said date she saw the said
Johnston leaving the Harold
Linabury along 10th Avenue
 near 146th Street. That deponent
 saw the said Harold Linabury
 by Doctor Robertson of 105th Street
 and Anna St. Nicholas who
 gave to deponent the Certificate
 here to attach. Deponent
 therefore swears that the said
Johnston may be dealt with
 as the law directs.

Given & Linabury
 Signed before me
 this 22nd day of September 1886
W. H. H. Police Justice

0895

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 25 years, occupation Domestic of No. 10th Avenue 4146

Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John K. Linabury

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

Sworn to before me, this 22nd day of September 1886 Mary K. Hardy
mark

W. A. Bude
Police Justice.

0896

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Henry Johnston being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty of the Charge -
Henry Johnston
Wm

Taken before me this

day

Sept 14 1884

Police Justice.

0897

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

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

Dated **SEPTEMBER** *22* 188*6* *Wm. A. Burke* Police Justice.

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

Dated **SEPTEMBER**, _____ 188 _____ Police Justice.

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

Dated **SEPTEMBER**, _____ 188 _____ Police Justice.

0898

Police Court **5** District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ogden & Linap
110 and 146 St
Henry J. Foster

2
3
4

Office

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated **SEPTEMBER. 22** 188

Charles Helde Magistrate.

William J. Cornell Officer.

32. Precinct.

Witnesses *Mary Herty*

with Complaintant

No. *10 East 4th St* Street.

William J. Cornell

No. *32 Freeman* Street.

A. J. Wilson

No. *100 East 23rd St* Street.

\$ *2000.* to answer *G.S.*

Patrick Beckingham

Officer 3rd Precinct

No 284

0899

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

The People
v.
Henry Johnson.

BRIEF FOR THE PEOPLE.

STATEMENT OF THE CASE.

The prisoner who is a colored man 29 years of age, a cook by profession, is indicted for the crime of sodomy on a little boy Harold Linabury, aged 4 1-2 years, on Tuesday September 21, 1886, between 2 and 5 P.M., in the woods on 10th Avenue near 146th St.

EVIDENCE.

MRS. OGDEN K. LINABURY: - Wife of Ogden K. Linabury, a book-keeper, and resides on 10th Avenue near 146th Street. On Tuesday Sept. 21, 1886, her child Harold, aged 4 1-2 years, was playing just outside the cottage, about 2 o'clock. Witness went upstairs to attend to her baby. When she came down Harold was not to be seen. Witness made inquiries, and searched until about 5 o'clock. She learned from Police Officer Beckingham that he had noticed the prisoner with a white child, and towards 5 o'clock witness with her servant Mary Herty saw Harold being brought along 10th Avenue by the prisoner. She ran to meet them and took the child away. Prisoner simply turned around and walked down 10th Avenue. On taking the child home witness discovered the injury which had been done to him. She notified Police Officer O'Connell, at whose instance Johnson was arrested, and the child identified him from a number of Italians. Prisoner was under the influence of liquor

0900

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when arrested.

HAROLD LINABURY: - Is 4 1-2 years old. On Tuesday Sept. 21, about 2 o'clock, the prisoner called him Sissy and promised him a big nigger doll and candy if he would come with him. The prisoner then took him in the woods and hurt him (Will describe the manner). Witness cried and shouted, and no one heard him because there were only sparrows in the woods. The prisoner then walked with witness until his mother came and took him away.

MARY HERTY: - Is a domestic in the employment of Mrs. Linabury. Went with her to find the child, on the afternoon of September 21. Witness saw the prisoner walking with the boy, and saw him distinctly identified by the boy as being the man he had met.

OFFICER PATRICK BECKINGHAM: - Officer of the 30th Precinct. Noticed the prisoner with the child on the day in question. Asked the prisoner what he was doing with him, and the prisoner replied that it was his child. Witness called Mrs. Linabury's attention to it and told her what the prisoner had said to him.

OFFICER WILLIAM O'CONNELL: - Arrested Johnson and brought him to the Linabury cottage where the child identified him from a number of Italians as being the man who had hurt him. Johnson was under the influence of liquor when arrested.

DR. L. A. RODENSTEIN: - 153rd Street and St. Nicholas Avenue. Is a practicing physician. On Sept 21 examined the child Harold

0901

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Linabury, and found the sphincter ani and membranes of the rectum lacerated, and scratches and bruises on his back and legs.

0902

N. Y. GENERAL SESSIONS

THE PEOPLE

AGAINST

Henry Johnson.

PENAL CODE, §

BRIEF FOR THE PEOPLE.

0903

*The New York Society for the
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, Sept 28 1886

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

*The People
against*

Henry Johnston

Notice of Prosecution.

*To the District Attorney of the
City and County of New York,*

*Sir: This Society is interested in the prosecution of
the above defendant, and is familiar with the facts of the
case. It respectfully requests that before sending the papers
to the Grand Jury, fixing the day of trial, consenting to
any postponement thereof, or to any reduction of bail, or
final disposition of the charge, you will duly notify me as
its President and Counsel, so that I may confer with you
in regard thereto. This request is made pursuant to the
statute (Laws of 1886, Chapter 30, Section 8), and in
furtherance of the ends of Justice.*

I have the honor to remain, with great respect,

Elbridge T. Gerry,

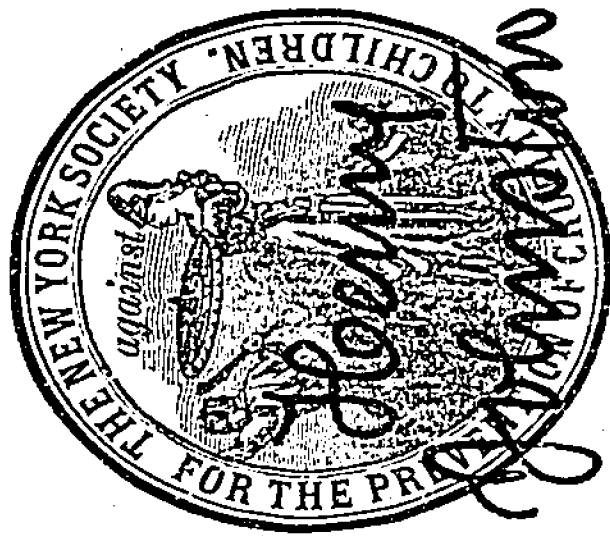
President, &c.

0904

N. Y. GENERAL SESSIONS

CRUELTY TO CHILDREN.

THE PEOPLE



NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,
President, &c.

0905

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Dennis J. Dunston

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

Dennis J. Dunston
of the CRIME *against nature,*

committed as follows:

The said *Dennis J. Dunston,*

late of the *Fourth* Ward of the City of New York, in the County of New York afore-
said, on the *fourth* day of *September*, in the year of our Lord
one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid,
with force and arms, in and upon one
Charles Lindenberg, a male person, did
feloniously make an assault, and him
the said Charles, in a manner contrary
to nature, feloniously did then and
there carnally know, against the form
of the Statute in such case made and
provided, and against the peace and
authority of the said People.

Charles Lindenberg,

John J. Attorney