

0009

**BOX:**

215

**FOLDER:**

2125

**DESCRIPTION:**

Greenwood, Charles

**DATE:**

04/16/86



2125

0010

**BOX:**

215

**FOLDER:**

2125

**DESCRIPTION:**

Whalen, Leathly

**DATE:**

04/16/86



2125

POOR QUALITY ORIGINAL



No 114

Counsel,  
Filed 16<sup>th</sup> day of April 1886.  
Pleads *Stipulantly*

THE PEOPLE  
vs.  
*Charles Greenwood*  
and  
*Leahy Whalen*

RANDOLPH B. MARTINE,  
District Attorney.  
*Ch. L. Pleasants & Company B. B. 19*

A True Bill.

*H. M. Brown*  
*A. P. 20/26* Foreman  
*Ch. L. Pleasants* Jury Clerk  
*No 2 4:6 Mas of S. P. 19*  
*No 2-1 19: 5. 1.*  
*April 22. 1886*

Witnesses:

*Maryant Eagan*  
*Patrick H. Miller - offic*  
*For. Mar. Sec. a Gen*  
*for Larceny in Penn*

*Ch. 2. Ch. 90-078*  
*PR*

**POOR QUALITY ORIGINAL**

00012

Police Court— 11 District.

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

of No. 576 - Eleventh Avenue Street, aged 54 years,  
occupation Housekeeper being duly sworn

deposes and says, that the premises No. 576 - Eleventh Avenue 21 Ward  
in the City and County aforesaid the said being a dwelling house

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

were **BURGLARIOUSLY** entered by means of forcibly breaking  
open the door of deponents apartments  
in said premises,

on the 9 day of April 1886 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

Amount of the value of five  
dollars

the property of John Hogan in charge of deponent  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
**BURGLARY** was committed and the aforesaid property taken, stolen and carried away by  
Charles Greenwood & Lyle Whalen  
(both now here)

for the reasons following, to wit: That deponent is in-  
formed by Sophia Burke  
that she (Sophia) at the time  
mentioned saw deponent  
Greenwood kick & break in the  
door of deponents apartments  
while deponent Whalen waited  
outside of said door. And that  
she (Sophia) subsequently saw

**POOR QUALITY ORIGINAL**

0013

The above described overcoat  
is the possession of defendant  
Greenwood, while defendant  
Whalen was in his (Greenwood's)  
Company

her  
Margaret Eagan  
mm

Sworn to before me  
this 10<sup>th</sup> day of April 1886  
Andrew J. [Signature]  
Police Justice

Dated 1886  
guilty of the offence within mentioned, I order he to be discharged.  
Police Justice

I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1886  
Police Justice

I appear 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

Police Court, District,

THE PEOPLE, vs.,  
on the complaint of  
vs.  
1  
2  
3  
4

Offence—BURGLARY

Date 1886  
Magistrate  
Officer  
Clerk  
Witnesses  
No. Street  
No. Street  
No. Street  
\$ to answer General Sessions.

**POOR QUALITY ORIGINAL**

0014

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Saphia Burke*

aged *25* years, occupation *Housekeeper* of No.

*596 Eleventh Avenue* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Morgan Eason*

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

Sworn to before me, this *10*  
day of *April* 18*83*

*Saphia Burke*

*Andrew J. White*  
Police Justice.

**POOR QUALITY ORIGINAL**

0015

Sec. 198-200.

H District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Charles Greenwood 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. Charles Greenwood

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. United States

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

Answer. 52 West 37th Street, 14 years

Question. What is your business or profession?

Answer. Employed as a day

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

Answer. I am guilty. I broke in the door.

Charles Greenwood

Taken before me this 10 day of April 1888  
Charles J. ...  
Police Justice.

**POOR QUALITY ORIGINAL**

0015

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Leathley Whalen 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.

Leathley Whalen

Question. How old are you?

Answer

26 years

Question. Where were you born?

Answer.

United States

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

Answer.

137 West 25th Street New York

Question. What is your business or profession?

Answer

Ice wagon 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 guilty - I was with Greenwood Leathley Whalen

Taken before me this

10

day of April

1888

Amos J. Smith

Police Justice.

POOR QUALITY ORIGINAL

0017

BAILED,  
 No. 1, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court - 41 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Margaret Egan  
 596 - 112 St  
 Charles Egan  
 2 Astor, 112 St  
 1  
 2  
 3  
 4  
 5  
 6  
 7  
 8  
 9  
 10

Offence Burglary

Dated April 10 1886

Edwin Magistrate  
Officer.

22 Precinct.

Witnesses Josephine Burke

No. 576-11 Avenue Street

Peter Murphy

No. 576-11 Avenue Street

No. \_\_\_\_\_ Street

1001 to answer G. D.

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 Edward Egan

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 April 10 1886 Andrew J. 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.

**POOR QUALITY ORIGINAL**

0018

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles Greenwood  
and Seathby Whelan*

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

*Charles Greenwood, Seathby Whelan*

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

The said *Charles Greenwood and*

*Seathby Whelan, each*

late of the *Twenty second* Ward of the City of New York, in the County of New York, aforesaid, on the *ninth* day of *April*, in the year of our Lord one thousand eight hundred and eighty-*two*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *dwelling house* of one

*John Cogan,*

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

*John Cogan,*

in the said *dwelling house* then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT—

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

*Charles Greenwood and Seathur Whitman*

of the CRIME OF *Small* LARCENY,—

committed as follows :

The said *Charles Greenwood and Seathur Whitman, each*—

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

*one parcel of the value of five dollars.*

of the goods, chattels and personal property of one *John Cogan,*

in the *dwellin*g house of the said *John Cogan,*

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

*And* *John* *Markie,*  
*Attorney*

0020

**BOX:**

215

**FOLDER:**

2125

**DESCRIPTION:**

Grogan, John

**DATE:**

04/15/86



2125

0021

**BOX:**

215

**FOLDER:**

2125

**DESCRIPTION:**

Costello, William

**DATE:**

04/15/86



2125

POOR QUALITY ORIGINAL

0022

*Robert J. D.*

Counsel,

Filed *15* (day) of *April* 188*6*

Pleads, *John Grogan*

*Burglary in the Third Degree, Petit Larceny and Receiving*  
[Sections 498, 506, 522, 532, 534, 535, 536]

THE PEOPLE

vs.  
*John Grogan*  
and  
*William Costello*

RANDOLPH B. MARTINE,  
*May 7th.* District Attorney.

*(Paid)*  
*Spied & Squitted*  
A True Bill.

*J. H. Brown*

Foreman

*May 7th*

Witnesses:

*Nicholas Neman*  
*Edward Brown* Officer  
*Michael Brady* Officer

POOR QUALITY ORIGINAL

0023

Police Court— 6<sup>th</sup> District.

City and County of New York, } ss.:

Nicholas Weiner, 57 years old, Painter

of No. 261 Murray street, Tremont, Street, aged \_\_\_\_\_ years, occupation \_\_\_\_\_ being duly sworn

deposes and says, that the premises ~~is~~ <sup>is</sup> the building on the South side of 218<sup>th</sup> Street, between Washington and Vanderbilt Avenues in the City and County aforesaid, the said being a ~~wooden~~ <sup>wooden</sup> building, a dwelling house at the time unoccupied and which was occupied by deponent as a \_\_\_\_\_ and in which there was at the time ~~a~~ <sup>no</sup> human being, by name \_\_\_\_\_

were BURGLARIOUSLY entered by means of forcibly breaking open the blinds and breaking through the glass of a window and opening said window and through it entering the basement of said house \_\_\_\_\_

on the ~~about~~ <sup>about</sup> fifth day of April 1886 in the night time, and the following property feloniously taken, stolen, and carried away, viz: Three paint-brushes of the value of Three Dollars and Fifty cents, the property of Deponent \_\_\_\_\_

~~the property of~~ and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen, and carried away by John Grogan and William Costello, both known here, \_\_\_\_\_

for the reasons following, to wit: At about three o'clock in the afternoon of the fifth day of April 1886 deponent left said brushes in said house and saw the house fastened and the windows closed and fastened. Deponent was engaged in painting in said house and said brushes were in use there for that purpose. On the following day deponent found that said premises had been broken open as hereinbefore described and missed therefrom said brushes, which were found in the possession \_\_\_\_\_

POOR QUALITY ORIGINAL

0024

of said John Grogan by Roundsman Edward Newman of the 34<sup>th</sup> Precinct Police, as deponent is informed by said Roundsman. The bushes here shown, which said Roundsman informs deponent were the ones found with said Grogan are the same bushes that were left in said house as aforesaid. Officer Michael Brady of the 34<sup>th</sup> Precinct Police informs deponent that said John Grogan while under arrest informed him, said officer, that said William Levstello was with him in said house on said night and that said Levstello was the first to enter said premises.

Sworn to before me this }  
7 day of April 1886 }  
John Gorman }  
Police Justice }

Nicholas Weiner

CITY AND COUNTY }  
OF NEW YORK, } ss.

Edward Newman, 40 years old, of the 34<sup>th</sup> Precinct Police, Roundsman, and Michael Brady

aged 36 years, occupation Policeman of No. the 34<sup>th</sup> Precinct Police

being <sup>severally each</sup> ~~separately~~ duly sworn deposes and says, that he has heard read the foregoing affidavit of Nicholas Weiner and that the facts stated therein on information of <sup>each</sup> deponent are true of <sup>said</sup> deponents' own knowledge.

Sworn to before me, this 7<sup>th</sup> day of April 1886

Edward Newman  
Michael Brady

John Gorman  
Police Justice.

**POOR QUALITY ORIGINAL**

0025

Sec. 198-200

6 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *William Costello*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *1879 Madison Avenue, 18 years*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I am not guilty. I know nothing at all about the matter*

*William Costello*

Taken before me this 7 day of April 1884  
*William J. ...*  
Police Justice.

**POOR QUALITY ORIGINAL**

0026

Sec. 198-200

6

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John Grogan*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *178 St 4 3<sup>d</sup> Avenue, 19 years*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I am not guilty*

*John Grogan*

Taken before me this

day of *April*

188*6*

*John Grogan*  
Police Justice.

POOR QUALITY ORIGINAL

0027

No. 94  
Police Court  
6<sup>th</sup> District  
473

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Nicholas Messer  
761 ~~Street~~ ~~St.~~  
Hewitt

1 John Grogan  
2 Michael Costello  
3  
4

Offence Burglary

Dated April 7<sup>th</sup> 1886

Edward Norman Magistrate  
34<sup>th</sup> Precinct.

Witnesses  
Said Officer Michael Brady  
No. 34<sup>th</sup> Precinct Police Street.

Henry Brantley  
No. 3<sup>rd</sup> St., St. 1799 Street.

No. \_\_\_\_\_  
to answer \$ \_\_\_\_\_  
Street,

Will

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 John Grogan and William Costello

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 500 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated April 7<sup>th</sup> 1886 John Norman 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.

**POOR QUALITY ORIGINAL**

0028

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John F. ... and William ...*

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

*John F. ... and William ...*

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

The said *John F. ... and William ...*

late of the *...* Ward of the City of New York, in the County of New York, aforesaid, on the *...* day of *...*, in the year of our Lord one thousand eight hundred and eighty-*...*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *...* of one

*Henry ...*

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

*one individual named ...*

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

**POOR QUALITY ORIGINAL**

0029

SECOND COUNT—

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

*John Tappan and William Postello*

of the CRIME OF *Petit* LARCENY, — committed as follows :

The said *John Tappan and William Postello, each* —

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

*three paint tins to the value*

*of one dollar and twenty cents*

*each,*

of the goods, chattels and personal property of one

*Nicholas Warner,* —

in the *building* of the said

*Henry Braden,* —

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

**POOR QUALITY ORIGINAL**

0030

THIRD COUNT—

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

*John Appaque and William Rosello*

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

The said *John Appaque and William Rosello, each*

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

*Three paint tins of the*

*value of one dollar and*

*twenty cents each.*

of the goods, chattels and personal property of one

*Nicholas Werner,*

by ~~as~~ certain ~~person~~ persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

*Nicholas Werner,*

unlawfully and unjustly, did feloniously receive and have; the said *John Appaque*

*and William Rosello*

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

**RANDOLPH B. MARTINE,**

**District Attorney.**