

0233

BOX:

446

FOLDER:

4110

DESCRIPTION:

Cockerill, John

DATE:

08/04/91



4110

3/ 7488

Witnesses:

Vincent J. Cook

Counsel,

Filed

11 day of Aug 1891

Pleas,

THE PEOPLE

vs.

John A. Cockerill

[See 507 Code of Crim. Proc.]
Indictment

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. T. Wood

Foreman.

On recom. Robert. Att.
indict. atts. R.B.M.
July 20, 92

"admission"

In state upon
which this ~~indictment~~
indictment was founded
having been opened
without reservation
on saving clause
the prosecution nec-
essarily falls. Per
the ruling by 167
I therefore recommend

that the indictment
be dismissed
DeLancey Nicoll
July 20, 92
Dist. Atty.

0235

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 A. Rodaenill

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

Indictment accuse

John A. Rodaenill of a

Misdemeanor,

of the crime of

committed as follows:

Heretofore, to wit:

on the seventh day of
July in the year of our Lord one
thousand eight hundred and ninety
one, within the ward or wards adjoining
the State Prison of the State of New
York at Sing Sing, George Wood, Martin
A. Binder, James G. Brown and John
Quinn, each of whom had been heretofore
in due form of law convicted in the said
said City and County of New York of the
crime of murder in the first degree, committed
after the first day of January in the
year of our Lord one thousand eight
hundred and eighty nine, and thereupon
sentenced to the punishment of death,
were duly executed according to law,
and the punishment of death was then

and there inflicted upon the said Joseph Wood, Davis a Printer, Farmer & Shoon and Adeline Quigro in the manner and form provided by Law.

And afterwards, to wit: on the eighth day of July in the year of our Lord one thousand eight hundred and ninety one, at the City of New York, in the County of New York aforesaid, the said John A. Rockwell, late of the said City and County, did unlawfully publish, and cause and procure to be published in a certain newspaper published in the said City of New York, called the "Morning

ALL FOUR KILLED.

Slocum, Smiler, Wood, Jugiro,
Was the Order of
Execution.

SMELL OF BURNING FLESH.

Description of the Horrible Early
Morning Scene at Sing
Sing Prison.

TWO SHOCKS NEEDED TO KILL.

All the Same, the Tortured Men Are
Corpses, and the Awful Law Has
Been Carried Into Effect Again—Wit-
nesses Pledged to Secrecy—Warden
Brown's Vain Efforts—Some Who Saw
the Tragedy Refused to Be Bound.



EATII struck these names from the books of the prison at Sing Sing yesterday: James Slocum, wife murderer; Harris A. Smiler, wife murderer; Joseph Wood, who killed an aqueduct laborer, and Shibuya Jugiro, who killed a sailor. After each

name was printed the word "executed." The men were killed by the State. The method was electricity. Warden Brown was master of ceremonies. He wore his official cap.

The four condemned men were awake by 3 o'clock. The clergymen visited their cells at that hour. Wood and Slocum received communion. Each knew that his last hour had come. The death watch—Guards Davis, Corrigan and Kearn—marched up and down the dreary corridor. Between the sounds of their footsteps on the stone floor could be heard the faint whisperings of the men within as they talked for the last time to their spiritual advisers.

Every man seemed this time in deadly earnest. Wood was no longer religiously enthusiastic. He was thoughtful. Devoutly he knelt before the priest, his hands clasped and his big white eyes upraised. Lowly, yet firmly, he answered the responses. He knew not of the efforts which Lawyer Hairo had made that very morning to save his life. It is hardly probable that he would have cared much, so deeply was he interested in preparing himself for eternity.

Slocum, for the first time, showed interest in himself. He, too, attended strictly to what the priest said to him, and heartily accepted his ministrations. Smiler's fervor had not abated anything during the night, and he prayed in a voice loud enough to be heard by the guards in the corridor. Even Jugiro listened politely, if not sincerely, to what Dr. Law had to say.

Then breakfast was ordered by the prisoners. Deputy Warden Connaughton asked each in turn what he wished.

"It's my last meal on earth, said Slocum. "I guess you can give me some boiled eggs and coffee." He got what he ordered, but ate sparingly. Jugiro had some sardines and onions, Wood coffee and rolls and Smiler oatmeal, milk and eggs. None of the men ate much. The clergymen talked with them during the time they were eating. When the meals were finished the men washed. Then Mr. Connaughton went to Slocum's cell, which is the second last on the row, and told him to make ready.

Slocum gave a short gasp. He was seated, his hands resting on his knees. Rising up as the door of his cell was opened, Keepers Partridge and Baxter, who stood before him, greeted him cordially. He returned their salutation, and stepped out of his cell with Father Lynch on one side and Father Croedon on the other. All went into the death chamber together. The witnesses were awaiting curiously the

entrance of the victim. His curiosity seemed to be as much aroused as theirs. Stocum didn't see the chair when he entered the room. A moment afterward his eyes rested on it. Then he looked at the wires that were attached to it, his eyes following them almost into the wall.

"He scared," said the Warden, and down Stocum sat on the chair from which he would never rise. The death warrant was read. The straps were adjusted by Cunningham. Stocum assisting him by moving from one side to the other as required. When the electrodes were put in position he closed his eyes. The switch was turned on for signal. A shudder ran through the victim's body. Dr. McDonald bent over him and peered into the exposed eyelids. The switch was turned off for an instant and put on again. The doctor were evidently afraid that one shock was insufficient. It was fully three minutes before the current was thrown off and the body released. There was no doubt of Stocum's death.

While the body was being taken out of the chair the witnesses eagerly discussed the chance taken to kill the man. Most of them seemed to agree that the second application was unnecessary.

Very little time was lost in getting out Smiller. Before the keepers approached his cell, however, a man ran upstairs to the roof of the Warden's house and hoisted the piece of blue bunting on the flagpole that indicated Stocum's death. Guards Kerch and Decker brought Smiller into the chamber. He walked in with a firm step, but leaning on the arms of the two clerksmen, Rev. Dr. Edgerton and Rev. Dr. Law. To seat himself on the chair he hardly required a motion from the Warden. He put a hand on either arm, and looked at the time as it was passing for his photograph. He didn't speak.

The keepers strapped him silently and quickly. The bandage was placed over his eyes. He was sitting almost upright. Dr. McDonald dropped the handkerchief, a slight click was heard, and a shudder passed down the imprisoned man's body. The current was over 1,500 volts. After twenty seconds it was turned off for a few minutes. The man's muscles relaxed. He knew him. Again the switch was turned on and again the current flowed through the body. The chest heaved perceptibly. There was a surge of smoke from the right leg below the electrode. It was very slight, but it was enough to show that the flesh was seared. Two minutes application of the current and there was no hope of revival. The body of Smiller was taken out of the chair. He was accompanied by next brought in. He was accompanied by next brought in. He was accompanied by next brought in.

No Information for Anybody as to the Prison Tragedy.

HOW'S KEPT HIS WORD.

Guests adjourned to the Warden's house. At the conclusion of the execution the from the chair.

Then he was pronounced dead and carried. The second the flesh began to burn slightly. The spectators were given him. At the end of the shock today like the others. Two men he was strapped like the others. Nothing out of the ordinary on his face than with no more expression on his face than if The gap quietly seated himself on the chair and waited for the execution.

At 4:35 when the electric current was turned into Stocum, thirty-one minutes later the four men lay side by side on slabs in the autopsy room adjoining the death chamber. These men saw the law carried into effect. Dr. Carlos F. McDonald, President State Commission in Lunacy; Professor L. H. Landy of Columbia College; Dr. Alphonso D. Rockwell of Buffalo; Dr. Franklin Townsend of Albany; Dr. Samuel B. Ward of Albany; Dr. J. P. Corbett of Brooklyn; Dr. J. H. Southwick of Buffalo; Dr. Charles E. Daniels of Buffalo; Dr. Hiram Baker of Sing Sing; Warden

entrance of the victim. His curiosity seemed to be as much aroused as theirs. Slocum didn't see the chair when he entered the room. A moment afterward his eyes rested on it. Then he looked at the wires that were attached to it, his eyes following them almost into the wall.

"Be seated," said the Warden, and down Slocum sat on the chair from which he would never rise. The death warrant was read. The straps were adjusted by Connaughton, Slocum assisting him by moving from one side to the other as required. When the electrodes were put in position he closed his eyes. The switch was turned as per signal. A shudder ran through the victim's body. Dr. McDonald bent over him and peered into the closed eyelids. The switch was turned off for an instant and put on again. The doctors were evidently afraid that one shock was insufficient. It was fully three minutes before the current was thrown off and the body released. There was no doubt of Slocum's death.

While the body was being taken out of the chair the witnesses eagerly discussed the time taken to kill the man. Most of them seemed to agree that the second application was unnecessary.

Very little time was lost in getting out Smiler. Before the keepers approached his cell, however, a man ran upstairs to the roof of the Warden's house and hoisted the piece of blue bunting on the flagpole that indicated Slocum's death. Guards Kersch and Dernbecker brought Smiler into the chamber. He walked in with a firm step, but leaning on the arms of the two clergymen, Rev. Dr. Edgerton and Rev. Dr. Law. To seat himself on the chair he hardly required a motion from the Warden. He put a hand on either arm, and looked at the time as if was posing for his photograph. He didn't speak.

The keepers strapped him silently and quickly. The bandage was placed over his eyes. He was sitting almost upright. Dr. McDonald dropped the handkerchief, a slight click was heard, and a shudder passed down the imprisoned man's body. The current was over 1,500 volts. After twenty seconds it was turned off for a few minutes. The man's muscles relaxed. He grew limp. Again the switch was turned on and again the current flew through the body. The chest heaved perceptibly. There was a tinge of smoke from the right leg below the electrode. It was very slight, but it was enough to show that the flesh was singed. Two minutes' application of the current and there was no hope of revival. The body of Smiler was taken out of the chair.

Wood was next brought in. He was accompanied by Father Hagan. He was strapped in the chair in a fashion similar to the others. The negative electrode was placed on his left leg in place of the right. The flesh here was singed, too, after a second application of the current, but there is little doubt that the man was dead by that time. It was thought the sponges were not wet enough.

The fourth and last man to be taken in was Jugiro, the Japanese. Kersch and Dernbecker brought him in. The witnesses were a little surprised to see him walk in so quietly. They expected a struggle. The Jap was as quiet as any of the trio of unfortunates who preceded him. The Rev. Dr. Law walked by his side.

The Jap quietly seated himself on the chair with no more expression on his face than if nothing out of the ordinary was going to happen. He was strapped like the others; shocked to death like the others. Two applications were given him. At the end of the second the flesh began to burn slightly. Then he was pronounced dead and carried from the chair.

At the conclusion of the executions the guests adjourned to the Warden's house.

BROWN KEPT HIS WORD.

No Information for Anybody as to the Prison Tragedy.

Late yesterday this note was sent to Warden Brown:

Is it true that you are intending to make any statement of any sort to the newspaper men at any time this afternoon?

A guard with a rifle on his arm returned this answer:

The law prohibits me from making any statement except the fact that on the seventh day of July, 1891, the four condemned men were executed according to the law governing such cases. W. K. BROWN, A. and W.

It was 4:33 when the electric current was turned into Slocum. Eighty-one minutes later the four men lay side by side on slabs in the autopsy room adjoining the death chamber. These men saw the law carried into effect: Dr. Carlos F. McDonald, President State Commission in Lunacy; Professor L. H. Laudy of Columbia College; Dr. Alphonso D. Rockwell of Buffalo; Dr. Franklin Townsend of Albany; Dr. Samuel B. Ward of Albany; Dr. L. P. Cortelyou of Brooklyn; Dr. R. H. Southwick of Buffalo; Dr. Charles E. Daniels of Buffalo; Dr. Hiram Baker of Sing Sing, Warden.

Charles Durston of Auburn Prison, Father John B. Cradon, Father Hogan, Father Lynch, the Rev. Silas W. Edgerton, prison chaplain; the Rev. Dr. Law, F. E. Davis, Warden William T. Brown, F. E. Davis, Prison, Captain Hilbert of Prison and seven deputies chosen from among the guards.

They were all sworn to secrecy. To make matters more effective, each man signed his name where the reporters could see him. The pledge was hidden away in Warden Brown's safe. It was iron bound, and is said to have been drawn up in the office of the Attorney-General.

When the last flag had been hoisted, a dispatch, signed "Jackson," was sent to Governor Hill, announcing that the execution was a success. There is a Jackson employed as a detective in the prison.

After the killing the blinds of the Warden's house were thrown back, and the first person to leave the house was a young man. He wore a suit of clothes, and as he passed the guards he shook hands and bade them goodby. The young man was a discharged prisoner. He had concluded a term of seven years, and with \$30 dollars in his pocket was about to start in life again. His sister met him up the road, and together they went to the depot to take a train for their home.

When the bodies had lain for four hours Dr. McDonald, Dr. Ward and Professor Landy with Dr. Van Gieson of Brooklyn, who had come up to assist in making the autopsies, removed their coats and vests and put on big aprons that covered their shirt fronts and trousers. They took from their cases a dozen glistening saws and scalpels and began the post-mortem on the body of Slocum. The skull cap was removed and the chest opened. The flesh was said to have been discolored at the point where the electrodes of tissue were removed for more minute examination. The lungs, heart and brain were found to be badly congested.

When the examination of Slocum was concluded the medical gentlemen took up the next body. They were busy until 4 o'clock. At that hour the examination of the last body was finished and the doctors removed their aprons, turned over their instruments to be cleaned, and sought the Warden's house.

The mutilated bodies were wrapped in sheets and taken to the deadhouse of the prison. Before daylight this morning three of them will be carried up to the little graveyard. Three graves were opened there yesterday. The bottom of each grave will be covered with quicklime, and on this lime the bodies will be placed. More lime will be thrown on top of the bodies and the earth will be filled in. Quicklime entirely destroys a body.

The corpse of Smiler will be turned over to his wife. Undertaker Frederick Hulberg of No. 235 West One Hundred and Twenty-fifth street sent a rosewood casket and outer box to the prison yesterday. The big iron gate at the end of the south yard was opened and the wagon driven in. The body was placed in the casket, and this morning it will be shipped to Mr. Hulberg's establishment. Simple services will be held there, and the interment will be in a Long Island cemetery.

From there to twenty prisoners, who have behaved themselves for a sufficiently long period to establish themselves in the good graces of the Warden, are employed about the institution. A jolly old fellow with a rotund form is hostler, a slim youth is gardener and another man drives a yoke of oxen. These men, and those who were in the prison proper, were very anxious to read about the killing of the men.

"Drop me a paper at the side of the road?" was asked a dozen times by convicts. They were well supplied, but had to hide the papers when the guards were in sight.

There is an interesting fact connected with the experiments made on Tuesday in the presence of the witnesses of yesterday's killing which has a bearing on the seeming efficiency of the single contact. A horse was brought in to be killed. The dynamo was run up to the speed which would generate from 1,500 to 1,600 volts, the force of the current which it had been determined would be turned into the bodies of the condemned men. The first contact, on account of the greater resistance of the animal, was twenty-eight seconds. It did not kill it. It seemed to have stunned the horse, and a second current and a third were turned on before the work was completed.

WHAT WITNESSES SAID.

Unconsciousness Instantaneously Produced by the Current.

Deputy Attorney-General Hogan concluded at 1 o'clock yesterday afternoon that there was no further need of his remaining in the prison. He found Dr. Southwick and Dr. Daniels were also ready to go. Warden Brown's well-matched team of bays were driven up to the door and the three men got into the canopy-top sidebar. Each man carried a sachel. Dr. Daniels seemed heavier than the others. The guards stood between the carriage and the squad of reporters and would not permit any one to approach.

"I hope you will not blame me for doing as I am told," said one of the men. "Orders are orders. I cannot do what I should like to, and you shouldn't blame me."

The three men were not permitted to remain long in an exposed position. They might by a nod give something to the world that would startle it. When the reins were drawn over the Warden's trotters reins were also made taut over the backs of the reporter's team. A straightaway dash of a mile followed, and when the Warden's team stopped at the station the reporter's team drew up alongside.

Assistant Attorney-General Hogan jumped out into a reporter's arms. "This is enthralling," he said; "you are sure to get the news if it is only kept up." Mr. Hogan was anxious to get the train for Albany. He kept talking as he walked toward the cars. "I could have been present at the execution had I so desired," he said, "but the carrying into effect of

the law has no interest for me. I went to bed and slept while the work was in progress. After it was over I met the medical gentlemen. They were talking about the cases and said everything worked splendidly. The men were killed, I heard the doctors say, without the slightest pain."

Dr. Daniels placed his hand bag on the bench and said he could not make public what he knew about the killing. "You can say this much," he said. "There was no trouble whatever. The men went to the chair in turn, and each was killed instantly. I took part with the other physicians in making the first autopsy. Certainly, I secured what they needed for examination. At the Kemmerer execution I thought I made an interesting discovery during my examination of the body. It is my desire to seek to prove the correctness of my work on the other occasion by my microscopic work on this."

Before Dr. Daniels had boarded his train for New York, attention was directed to Dr. Southwick, the Buffalonian who created the bill. Dr. Southwick is an electrical-killing enthusiast. He wants to see that punishment adopted in every State in capital cases. He said the executions were satisfactory. The men had died with the first shock. His pledge to keep the facts to himself prevented him, he said, from going into details.

Drs. Daniels and Southwick went to New York together. Dr. Daniels said he would leave New York for Buffalo before night if he succeeded in getting through with a little business he had on hand.

Dr. L. J. Cortelyou of Brooklyn had something very interesting to say. "I was summoned as a witness to be present at the executions. I signed the pledge of secrecy. I made a mental resolution that in the event of an unlooked-for accident, by which the execution should prove repulsive, I should go before the State Board of Charities and ask for the

repeal of the law. But there was nothing repulsive. Each man was killed instantaneously. It is believed. To make sure that everything was all right, each victim was given two distinct shocks."

Robert J. Haire stood on the railroad track in front of the depot when the flag was hoisted that gave notice of the killing of the negro Wood.

"Great God, there goes poor Wood! What a disgrace it is that in a civilized country men should be put to death in that way. Wood was an innocent man. He could have been saved if it were not that the judges evaded me by trickery. That method of punishing convicted men ought to be abolished. It is too bad. Poor Wood!"

Mr. Haire watched the flag flutter for a moment and turned his face away. Tears were in his eyes.

Every one expected Dr. McDonald would give to the press a technical account of the killings. But he didn't. He said his lips were sealed. He preferred to have them otherwise, but Warden Brown had his own ideas, and was trying to live up to the spirit and letter of the law.

"The executions were well managed and the results satisfactory," he said. "The results of the autopsies will be made public at Albany in an official way. Unconsciousness was produced immediately with every man."

Dr. McDonald would not deny that two shocks were necessary to kill each man, and when he was asked if it were not a fact that the bodies had been burned by the electrodes, declined to answer the question. He said his notes of the executions were not there and he could not remember how many volts were used.

Dr. Ward said the executions were successful. He declined to say whether the first shock killed the men.

Warden Dunston left Sing Sing on the 3:30 train for New York, after signing with the other witnesses, the certificates of death. Mr. Dunston said: "I have always claimed that Kemmerer's execution, for a first attempt, was a success."

FATHER HOGAN NOT DUMB.

He Tells How Slocum and Smiler Were Killed.

In an interview after the execution Father Hogan said: "I was summoned to the jail at 8 o'clock last night. I drove there in company with Father Creedon and Father Lynch. It was when we arrived that the men were told that they were to die before daybreak the next morning. We went down to the death chamber and saw the men. Slocum said he was prepared. 'I killed the girl when I was drunk,' he said, 'and probably deserve my fate.'"

Wood was in excellent condition and prepared to die. The Warden then came in and talked to the men, telling them they had got to die by daybreak. About 3 o'clock this morning they were aroused and taken into the death chamber one by one.

Slocum was taken out first. Father Creedon was with him. The assistant warden motioned to him to sit down in the death chair. He did so. His arms and legs were strapped. His lips turned pale. Father Creedon held up the crucifix to him. He kissed it.

"Before Slocum was brought in, however, the two electrodes were placed in a pail of water. The current was then turned on, and immediately the water began to boil and bubble."

"When Slocum was made ready in the chair, the signal was given, and the current turned on. There was no trace of pain on his face."

"Then Smiler followed. The Rev. Drs. Edgerton and Low accompanied him into the death chamber. His death was similar to Slocum's."

"It was the original intention of the Warden to first put Jugiro in the death chair, but he feared that there might be a scene in getting him out of his cell, and this would affect the other men. That is why he was kept to the last. The guards who brought him out were

0243

BOX:

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FOLDER:

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DESCRIPTION:

Coleman, Daniel

DATE:

08/11/91



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0244

BOX:

446

FOLDER:

4110

DESCRIPTION:

Buckley, Cornelius

DATE:

08/11/91



4110

0245

Witnesses:

[Signature]

Counsel,

Filed

day of Aug 1891

Pleads,

THE PEOPLE

vs.

Daniel Coleman

and

Conchius Buckley

Grand Larceny.
[Sections 528, 530, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[Signature]
Foreperson.

[Signature]

[Signature]
Each

J.P. 2 1/2 yrs.

0246

(1895)

Police Court—1st—District.

Affidavit—Larceny.

City and County } ss.
of New York,Michael Brenny
of No. 444 Greenwich Street, aged 36 years,
occupation Laborer being duly sworn,

deposes and says, that on the 5 day of August 1891 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

Good and lawful money of the United States of the amount and value of Twenty one dollars ²⁵/₁₀₀ fifteen cents

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 Daniel Coleman ^{and attempted to be} Cornelius Buckley (both now here) and an unknown man who escaped.

Deponent is informed by William C. Whitehurst of the 14th Precinct Police that he saw said defendants walking and talking together in Pearl Street where he was lying down along side of a step.

That said defendants stood around him and said Coleman placed his hand in the pocket of the pantaloons then and there worn by him in which said money was contained. Deponent says that he is further informed by said Officer that he was watching said defendants on the opposite

189

Police Justice.

0247

side of the street and ran over and
caught said Coleman ^{3rd} Buckley and said
unknown man escaped

Relevant charges said defendants
with acting in concert and feloniously
attempting to take said money as
aforesaid

Sworn to before me
this 5 day of Aug 1891

Michael Sweeney

In J. C. R. & P. J. Justice

0248

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 25 years, occupation William C Whitehurst of No. 4th Precinct Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Michael Bressy and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 5th day of Aug 1896, } William C Whitehurst

Doyle
Police Justice

0249

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK,

Daniel Coleman 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.

Daniel Coleman

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

105 Washington St 6 mos

Question. What is your business or profession?

Answer.

Laborer

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
Daniel Coleman

Taken before me this

day of

AUGUST,

1891

J. C. Kennedy
 Police Justice.

0250

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Camelus Buckley 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.

Camelus Buckley

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

102 Washington St. Cms

Question. What is your business or profession?

Answer.

Laborer

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**Camelus**his
Buckley
mark*

Taken before me this

day of AUGUST.

Do
Police Justice

0251

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 Defendants

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

Dated AUGUST 5 1891 J. J. Kelly Police Justice.

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

Dated AUGUST 18 Police Justice.

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

Dated 18 Police Justice.

0252

Police Court--- /- District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Michael Sweeney
444 Greenwood St.
Daniel Coleman
Bernardus Buckley

10/30

Officer William J. Lane
from the person

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated AUGUST 5 1891

Daniel O'Reilly Magistrate.

William C. Whitburne Officer.

444 Precinct.

Witnesses Officer

No. Street.

No. Street.

No. Street.

\$1000 to answer G.S.

COMMITTED.

0253

528

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

THE PEOPLE OF THE STATE OF NEW YORK,

against
Daniel Coleman
and
Cornelius Buckley

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *Daniel Coleman*
and *Cornelius Buckley*
of the CRIME OF GRAND LARCENY IN THE *first* DEGREE,
committed as follows:

The said *Daniel Coleman* and *Cornelius Buckley*, both

late of the City of New York in the County of New York aforesaid, on the *fifth* day of
August in the year of our Lord one thousand eight hundred and ninety-*one*
at the City and County aforesaid, with force and arms, in the *night* time of said day,
divers 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 a number and denomination to the Grand Jury
aforesaid unknown, for the payment of and of the value of *twenty*

dollars; divers other promissory notes for the payment of money, being then and there due and un-
satisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury
aforesaid unknown, for the payment of and of the value of *twenty*

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury
aforesaid unknown, of the value of *twenty*

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury
aforesaid unknown, of the value of *twenty*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of
the value of *twenty-one dollars and fifteen*
cents

of the goods, chattels and personal property of one *Michael Sweeney*
the person of the said *Michael Sweeney*, then and there being found,
from the person of the said *Michael Sweeney*
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

DE LANCEY NICOLL,

District Attorney.

0254

BOX:

446

FOLDER:

4110

DESCRIPTION:

Collyer, Edward

DATE:

08/10/91



4110

0255

BOX:

446

FOLDER:

4110

DESCRIPTION:

Reynolds, John

DATE:

08/10/91



4110

0256

BOX:

446

FOLDER:

4110

DESCRIPTION:

Murray, John

DATE:

08/10/91



4110

0257

97 X 1000
L. L. L.

Witness:
Wm Breckinridge
Off. Recd

Counsel,
Filed 10 day of May 1891
Plended 11/11/91

Grand Jurors of Second Degree.
[Sections 528, 537 — Penal Code.]

THE PEOPLE

vs.

Edward Collier,
John Reynolds
and
John Murray

DELANCEY NICOLL,
District Attorney.

Each Pen one yr
A True Bill

Wm. J. Adams
Foreman
11/13/91
Aug 11/91

0258

Police Court 2 District.

Affidavit—Larceny.

City and County } ss:
of New York, }

William Breithaupt
of No. 451 8th Avenue Street, aged 35 years,
occupation Hatter being duly sworn,
deposes and says, that on the 30 day of July 1891 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the day time, the following property, viz: an attempt was made
to feloniously take and carry away from
the possession of deponent a quantity of
umbrellas of the value of about two
hundred and fifty dollars

\$ 250 -

the property of Breithaupt Brothers of which
firm deponent is a member

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 Edward Colyer, John Reynolds
and Arthur (Walter) (all now here)
The said property was in a show case in
front of 451 8th Avenue. Deponent saw
the defendants together near said show
case and deponent saw the said Colyer
break a pane of glass in said show
case, and the other defendants
were acting in concert with him as
deponent believes for the purpose of
stealing said property

William Breithaupt

Sworn to before me, this

21

day

Police Justice.

0259

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *John Murray*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *412 West 27th St - 1 year*

Question. What is your business or profession?

Answer. *Laborer*

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 about it.*
John Murray

Taken before me this

Police Justice.

0260

Sec. 193-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Edward Colyer

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New York City

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

Answer.

9 Cornelia St. 9 months

Question. What is your business or profession?

Answer.

Writer & Printer

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

Answer.

*I am not guilty - we
were only fooling and playing -
hacking and had no intention
to steal*

Edward Colyer

Taken before me this

71

1881

Police Justice.

0261

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John Reynolds*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *W. Ireland*

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

Answer. *271 West 27 St - 1 year nearly*

Question. What is your business or profession?

Answer. *Walter*

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 - We were
only having some fun*

John Reynolds

Taken before me this *11*
day of *July* 188*1*
John S. Kelly

Police Justice.

0262

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 Colgan John Reynolds John Murray
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, Each and be committed to the Warden and Keeper of
the City Prison, of the City of New York, until he give such bail.

Dated July 31 1891 John S. McElroy Police Justice.

I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named.....

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

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

0263

Police Court--- 2 District. 1005

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm Breuthaupt
451 8th Ave
Edward Colger
John Reynolds
John Murray

Office of
Albany
Sweeney

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated July 31 1881

Kelly Magistrate.

Reid Officer.

19 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$500.00 Answer.

Comm. 9/2



0264

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

THE PEOPLE OF THE STATE OF NEW YORK,

against
Edward Collyer, John
Reynolds and John Murray.

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse Edward Collyer, John
Reynolds and John Murray
of the CRIME OF GRAND LARCENY in the second degree committed as follows:

The said Edward Collyer, John
Reynolds and John Murray, all
late of the City of New York, in the County of New York aforesaid, on the thirtieth
day of July in the year of our Lord one thousand eight hundred and
ninety - 00, at the City and County aforesaid, with force and arms,

fifty umbrellas of the value
of five dollars each

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

De Lancey Nicoll
District Attorney.

0265

BOX:

446

FOLDER:

4110

DESCRIPTION:

Conklin, Nathaniel

DATE:

08/06/91



4110

0266

Witnesses:

Henry C. Stocking
Ellen McElroy

Counsel,

Filed

day of Aug.

1891

Pleads,

Verdict by

THE PEOPLE

vs.

I

Nathaniel S. Conklin

ABDUCTION
[Section 183, Sub. 1, Penal Code.]

Deputy Sheriff
John H. Hinton

Dec. 10 District Attorney.
Pl. 3.

Jan. 17/92
Jury 20. 1891. Verdict

A True Bill
of the Grand Jury

Wm. H. Woodard

Foreman,

July 4, 1892
Part 2 - Sec. 14, 1892
trial and acquitted.

0267

STENOGRAPHER'S MINUTES.

H District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Wm. H. King

vs.

Nathaniel Conklin

BEFORE HON.

D. D. McMahon

POLICE JUSTICE,

July 30 - 1891

APPEARANCES:

For the People,

For the Defence,

May Stewart
July 30 - 1891

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Cross Ex.

Re-Direct.

Re-Cross.

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George Steyer
Official Stenographer.

0268

FOURTH DISTRICT
POLICE COURT.

WILLIAM H. KING

-vs-

NATHANIEL COMPTON.

Before

HON. D. P. McMANON,

Justice.

New York, July 30th, 1891.

Max Steinett, Esq. appears for Defendant.

E L L E N M c A V O Y, being duly sworn, testified as follows:-

By the Court:-

Q How old are you ?

A Fourteen years.

Q Do you know this man here the defendant ?

A Yes, sir.

Q On the 25th of July did you see this defendant ?

A Yes, sir.

Q Under what circumstances ?

A I was sitting on the stoop and he came along and asked

0269

(2)

me to go for a bundle of wood. I said I would. He said to go in the house. I didn't go in right away. I went in after the money. He gave me the money and I got the bundle of wood for him and he said I am going to take a bath. I said I must go home and he said never mind. He pulled me by the shoulder and brought me in and locked the door. He took me by the dress and tore down my drawers and put me on the bed.

Q What then occurred ?

A Then he took his pants down and done something to me.

Q What did he do ?

A He took out his thing and put it into me.

Q In your private parts ?

A Yes, sir.

Q Why did you let him do this ?

A I couldn't help it; he put his knee on my stomach. Then I asked him for a drink and I jumped down and I got out and came up the basement way.

Q Did you try to holler while you were inside ?

A My sister heard me speak.

Q When you got outside what did you do ?

A When I got out I went through the cellar and went up the front way and went to my mother and told my mother.

Q Right away ?

0270

(3)

A Yes, sir.

CROSS - EXAMINATION.

By Mr Steinert:

Q What time of the evening was it & that this man asked you to get him some wood ?

A Twenty minutes after seven.

Q Where did you go for the wood ?

A I went to the grocery store in 65th Street and got a bundle of wood.

Q What floor does Mr Conklin live on ?

A On the ground floor.

Q Does anybody else live on the same floor ?

A The housekeeper.

Q What is her name ?

A Mrs McCarthy, but she is to the country.

Q You know Mrs Cooney ?

A Yes, sir.

Q Does she live on the same floor but on the other side of the house ?

A Yes, sir.

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(4)

Q How many families are there on a floor ?

A Three on the floor.

Q Was his door open when you brought the wood ?

A No, there is only one door to the house ?

Q Was that the door that was open ?

A Yes, sir.

Q Do you know Mrs Getman ?

A Yes, sir.

Q Did you see Mrs Getman at his room when you brought the wood ?

A Yes, sir.

Q And her husband ?

A No, sir.

Q But she was there ?

A Yes, sir.

Q She was there when you brought the wood ?

A Yes, sir.

Q How long did you remain at his door ?

A ~~xxxxxx~~ I didn't remain there five minutes at his door. I only gave him his change.

Q How long did that take to hand him the wood and his change ?

A I didn't hand him the wood and change right away; the lady was speaking to him about his clothes; she would send them up Monday.

0272

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(5)

- Q Where did she go when he took hold of you ?
- A She went right upstairs.
- Q When he took hold of you did he force you into his room ?
- A Yes, sir.
- Q Which way did he take hold of you ?
- A He took my by the shoulder.
- Q And dragged you in ?
- A Yes, sir.
- Q When this lady was going up the stairs he done that ?
- A Yes, sir.
- Q Why didn't you say something while she was on the stairs?
- A She was up the stairs just going in the door--just shut the door.
- Q When he took hold of you did you say anything ?
- A No, sir, I never said a word.
- Q And you let him drag you in ?
- A Yes, sir.
- Q How many rooms does he occupy ?
- A Three.
- Q Where is the room that the bed is in, which room is that?
- A In the middle.

0273

(6)

Q Then he dragged you from one room into another ?

A From the kitchen into the bedroom.

Q Was there anybody else on the stoop with you ?

A A little girl; she was on the stoop and seen him shut the door.

Q But you didn't make any noise ?

A No, sir.

Q Do you know a young man by the name of Murphy or Murray ?

A I know Murray

Q Did he ever have anything to do with you ?

A He did one time, but I went right upstairs and told my mother. He didn't have a chance to do anything to me.

Q You know Mr McCarthy, don't you ?

A Yes, sir.

Q Did you ever work for him ?

A Yes, sir.

Q Why were you discharged ?

A She went to the country.

Q Was that the reason ?

A Yes, sir.

Q You know Mr Getman ?

A Yes, sir.

Q Did he ever put you out of his rooms ?

A No, sir.

0274

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(7)

Q When this man dragged you to the bed, did you get up on the bed yourself ?

A No, sir.

Q Have you had any talk with any person about this case ? since you left the Court ?

A No, sir.

Q Not at all ?

A No, sir.

Q How long after this man let you out of the room did you tell anybody about it ?

A I told my mama.

Q Didn't your mother ask you where you were ?

A Yes, sir.

Q And you told her where you were ?

A Yes, sir.

Q And told her what this man done ?

A Yes, sir.

Q Is it not a fact that you told your mother you were not in Conklin's room at all ?

A No, sir.

Q What did you tell her ?

A I didn't want to get the man arrested. I said I was not there. She said tell me the truth and afterwards I told her the truth.

Q How long after ?

0275

(8)

A Not long after.

Q How long after did you go to the doctor ?

A I didn't go; she sent for the doctor.

Q How long after was it ? Was it an hour ?

A No, sir, not so long.

Q And the doctor examined you ?

A Yes, sir

Q Is it not a fact that you told the doctor that all this man done was to tear your drawers and tried to have connection with you ?

A Yes, sir; I never liked to get anybody arrested.

Q Do you remember being brought to Court here on Sunday morning ?

A Yes, sir.

Q Do you remember some gentleman asking you what this man done to you ?

A I don't remember that .

Q If a gentleman did ask you what this man done, did you tell him what he done ?

A No, sir, I wouldn't tell anybody.

Q And you didn't tell anybody in this Court what he done ?

A No, sir.

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(9)

Q This is the first time you told it ?

A Yes, sir.

Q You went out of a little window in his bedroom ?

A Yes, sir, I jumped on the fence.

Q Was it open or closed ?

A It was open.

Q Was it a pretty warm night ?

A I was sweating.

Q Don't you know all the windows were open ?

A Yes, sir.

Q When you jumped out of the window which house did you come out of ?

A I got out of 218, that is the house.

Q Who did you find on the stoop when you came out ?

A My mama and Mrs Getman.

Q Then Mrs Getman heard what took place between you and your mother ?

A I don't know; I didn't tell her.

Q Was your mama on the stoop of this man's house with Mrs Getman ?

A Yes, sir

Q Then you came out ?

A I came up the basement way.

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(10)

Q Didn't you talk with your mother on that stoop ?

A She asked me where I was; I told her I was up on the roof; then she told me to tell the truth; then I told her the truth.

Q Can you tell us as near as you can about the time it was you went into the room ?

A I think it was twwnty minutes after seven

Q Do you know where Butt's grocery store is ?

A Yes, sir.

Q Didn't a clerk there accuse you of taking two dollars out of the drawer ?

A No, sir.

Q Were you ever accused of stealing ?

A No, sir

Q Do you know this gentleman, officer King of the Society ?

A Yes, sir.

Q On last Sunday morning didn't you tell him all about this case ?

A Yes, sir.

Q Where were you taken to from here ?

A I wastaken down to the Society.

Q Who did you speak to down there about the case ?

A I didn't speak to nobody, not a soul down there.

Q Any person down there speak to you ?

(11)

A No, sir. There was a girl asked me. I told her I
dasn't tell my case.

Q When you first came here were you not asked by the Judge
here if this man put his privates into you ?

A Yes, sir.

Q What answer did you make ?

A I told him no; I didn't like to have the man arrested.

Q Didn't you know he was arrested Saturday night ?

A Yes, sir.

Q Didn't you know a policeman had him here Sunday morning ?

A Yes, sir.

Q And notwithstanding that you didn't tell the Judge the
truth ?

A No, sir.

M A R G A R E T Mc A V V O Y, called for the
People, sworn, testified as follows:-

By the Court:-

Where do you reside ?

A 220 East 65th Street.

(12)

Q What is your business ?

A I keep house.

Q Do you know anything about the difficulty your daughter got into ?

A My married daughter knows more about it.

Q What do you know about it ?

A Mrs Smith came and told me she (Complainant) was in Mr Conklin's room and I sent my married daughter down, and we went down also to the door, and when I came down my daughter said she heard her sister and heard the man inside say "Shut up" and I went then and pounded on the door with my fist and I told my daughter to go and get an officer and my married daughter ran towards Third Avenue and came back and said she couldn't see any and then I saw my daughter come out of the basement.

Q Did you have any conversation with your daughter then ?

A No, sir, any more than I called her

Q Did you have any conversation with her ? Did you talk to her about it ?

A I reprimanded her. My daughter told me when I asked her where she was that she was on the roof. I said no, tell me the truth. Then she said she was in Mr Conklin's room. She said he met her on the street and asked her to go for a bundle of wood. I asked her if anybody

0280

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(13)

seen her go in and she said a woman.-----

Q Tell me what your daughter said ?

A I accused her of being in the room of Mr Conklin. She said he got hold of her shoulder and put her in the bed. Then we asked her what he did to her and I couldn't tell exactly what she said. She said a woman, Mrs Getman. was there with Mr Conklin 's clothes and that she went up to her room.

C R O S S - E X A M I N A T I O N .

By Mr Steinert:-

Q How many children have you ?

A Eight living.

Q What does this girl do for a living ?

A She was living with Mrs Smith..

Q Has she always been a truthful girl ?

A She has been good to me.

Q I ask you whether she has always been truthful ?

A Yes, sir.

Q Do you know of her accusing any person other than Mr Conklin ?

0281

(14)

A No, sir.

Q Did you ever hear that she had trouble with a boy named Murray ?

A No, sir; she had no trouble at all.

Q Do you know of any other person that she has accused of doing any thing improper ?

A No, sir.

Read by Consent
V. H. S.

M A G G I E S M I T H, called for the People,
sworn, testified as follows:-

By the Court:-

Q Where do you live ?

A 216 East 65th Street. I am married. I keep house.

Q Do you know anything about this matter ?

A About quarter to six I let the little girl out after her supper; we have supper at five. At eight o'clock my husband has night duty. We generally have supper at half past eight. A little after eight this defendant

0282

(15)

came down the street. This little girl sat at 214. He stooped down as though he was speaking to her. A little while afterwards I saw the girl coming down the street with a parcel and she said it was a bundle of wood. I had forbidden her to go to the store for anybody. She just got in the door when I told my little girl to tell Nellie I wanted her. When the little girl returned she said the door was locked. When I heard the door was locked--I knew this man's wife was in the country--I went and knocked at this man's door. I received no answer. I knocked at the lady's door next to me and asked if she knew this gentleman was home and she said she didn't know. (Meantime the man who was taking care of the house came downstairs and asked me what I was doing. I said I wanted to know if Mr Conklin was in. I said the little girl was in there that was working for me. He said he didn't know if Mr Conklin was home.) I told the little girl's mother and then I told my husband and I went down through the fire escape and looked in and seen this man's (Defendant's) room. The light was high: I could see the bed was in disorder. I didn't wait long enough to see if I could see him. I then came out and accused the little girl. (She said it was not so. I told her mother I wouldn't keep her; to have a doctor examine her.) I called the girl upstairs; that is when I said send for a doctor, then she said it was so. Then

0283

(16)

the doctor examined her; he said the girl had been abused.

CROSS - EXAMINATION.

By Mr Steinert:

Q When you went to this man's door was there any person on the stoop ?

A No, sir, no person but my children— My little girl.

Q You immediately knocked at the door to see if she was in there ?

A I listened before I knocked.

Q You went there and knocked ?

A Yes, sir.

By the Court;—

Q Did you immediately knock ?

A No.

By Mr Steinert:

Q About how long did you listen ?

A About a second. She was not in that man's house five minutes when I came down to the door.

0284

(17)

Q Did you hear anything ?

A No, sir.

Q When you listened ?

A No, sir.

Q If this girl made a noise or cried in there would you have heard it ?

A I might have; I think I ought.

Q You didn't hear any noise at all ?

A No, sir.

Q Are you willing to swear now that there were any persons in that room when you knocked ?

A I couldn't swear there was.

Q The girl came out of the cellar ?

A I didn't see her; I was not there.

Q Didn't other people in the house hear you knocking ?

A The housekeeper.

Q Do you know the name ?

A I don't know the name; I don't know anybody in the house.

A man came down and said he was taking care of the house since Mrs McCarthy was away; he didn't know Mr Conklin was in, but he knew he was in a little while ago.

0285

(18)

Defendant's counsel moves for the discharge
of the Complaint on the ground that there is
no corroboration.

Motion denied; exception.

NATHANIEL CONKLIN, the defendant,
sworn, testified as follows:-

By Mr Steinert:-

Q What is your business ?

A Clerk.

Q Where do you reside ?

A 218 East 65th St.

Q On Saturday night last did you see this girl Ellen Mc
Avoy ?

A I did.

Q Where did you see her ?

A On the sidewalk.

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(19)

Q What conversation did you have with her ?

A I asked her if she would buy me a bundle of wood. She said she would and I gave her a ten cent piece and she went to the grocery store and she brought the wood and Mrs. Götman was there. I took the wood and closed the door and she cleared out. I heard nothing more about this case until I was taken out of the house at eleven o'clock Saturday night.

Q Is it true you threw her on the bed ?

A No, sir.

Q Is it true you took this girl in your room--dragged her in ?

A No, sir.

Q Did you tear any of her clothing ?

A No, sir.

Q Did she ask you to get a drink of water there ?

A No, sir.

Q Did you have any intercourse with her in those rooms or at any time ?

A No, sir.

Q You were arrested about eleven o'clock that night ?

A Yes, sir.

Q What time was it this girl brought the wood to your room?

A I should judge about half past seven.

0287

(20-)

L E N A G O E T M A N, called for the defendant,
sworn, testified as follows:-

By Mr Steinert:-

Q Are you a married lady ?

A Yes, sir.

Q You live with your husband ?

A Yes, sir.

Q Do you know Mr Conklin ?

A Yes, sir.

Q How long ?

A The last five years.

Q How long have you known this girl ?

A Since she was with Mrs McCarthy.

Q About how long was that ?

A About two months.

Q Did you see her on Saturday night last ?

A I did.

Q Where ?

A In Mr Conklin's room.

Q Were you there ?

A Yes, sir.

Q Tell the Judge what took place there ?

A I went to take Mr Conklin's laundry. I took it out of my basket and she walked in with the bundle of wood. I stood in the door, but the door was wide open. I was

(21)

speaking to him about his wife--whether he heard from her. She handed him the bundle of wood and I took my basket and went up stairs. After I went upstairs with my basket I went down to light the front gas between the two doors in front.

Q That is on his floor ?

A That is the downstairs floor, and while I was going down my husband came down to. He didn't know I was down to light the gas. My husband saw Mr Conklin going out: then the girl's mother came around.

Q Where did you see this girl after ?

A I seen her while I was in front of the door; she stood in front of the cellar stoop and her mother called her.

Q Tell the Judge what took place between Nellie and her mother ?

A When her mother asked her where she went she said she went on an errand for Mr Conklin. Then she told her she was on top of the roof. Her mother asked her what business she had there. She said she was not there she was in the cellar. Then her mother went away with Mrs Smith.

Q Did you hear Mrs Smith knocking at Mr Conklin's door ?

A No, sir.

0289

~~114~~

(22)

A No, sir .

Q Which floor do you live on ?

A I live right above Mr Conklin.

Q If this girl had made any noise would you have heard it ?

A Certainly, we can hear every word spoken downstairs.

Q Is there not an airshaft there ?

A No; the airshaft goes up from the kitchen.

Q You didn't hear any noise ?

A No, sir.

M A G G I E W E N S E R, being duly sworn, testified as follows;-

By the Court;

Q You are the sister of this complainant ?

A Yes, sir.

Q Married lady ?

A Yes, sir.

0290

(23)

Q On the evening of July 25th do you know what occurred between your sister and Mr Conklin ?

A Yes, sir.

Q What ?

A It seems Nellie was sitting on the stoop----

Q What do you know of your own knowledge ?

A I went to the door and knocked at the door and I didn't get any answer, and I stood there and while I was standing there I thought I heard some noise. I stood there awhile and I heard Nellie 'holler' three or four times. and I heard Mr Conklin turn around and tell her to shut up--that was all I heard.

Q Was this in Mr Conklin's room ?

A Yes, sir.

CROSS - EXAMINATION.

By Mr Steinert:-

Q Was his door locked ?

A Yes, sir.

0291

(24)

Q Did you see Mrs Smith there ?

A Yes, sir.

Q She went with you ?

A Mrs Smith left me in the hall and went out.

Q Did you see Mrs Smith knocking at the door ?

A Yes, sir.

Q And after she knocked she went out ?

A Yes, sir.

Q Then did you knock ?

A Then I knocked.

Q Did you speak to your sister when you heard her ?

A No, sir; I called her but got no answer.

Q How many times did you call her ?

A Three or four times.

Q Did you call loud enough for her to hear you ?

A Yes, sir.

Q Could you see Mr Conklin ?

A No, sir.

Q Could you see your sister ?

A No, sir.

Q Did you hear Mr Conklin's voice ?

A Yes, sir; I heard him say 'shut up'

Q You are sure of that ?

A Yes, sir.

0292

(25)

Q Couldn't it have been somebody in the other room ?

A No, sir.

Q How long have you known Mr Conklin ?

A I never spoke to him.

Q And you knew his voice although you never spoke to him ?

A I heard him talk to his wife.

Q How often ?

A Three or four times.

Q And you could recognize his voice ?

A Yes, sir.

Q Where were you when he was talking to his wife ?

A I was standing on the stairs.

Q You live with your husband ?

A Yes, sir.

Q What does he do for a living ?

A Ship builder.

Q How long after you knocked at this door did you see your sister ?

A I heard this man say 'shut up '. It was about twenty minutes after I seen her with my mother at Mrs Smith's door.

Q Why didn't you call an officer if you heard your sister in there 'hollering', the door locked and a man in there ?

0293

(26)

A I went o look for an officer and I couldn't find any on
Third Avenue.

Q What did Nellie say to you ?

A She didn't say anything to me; she was talking to my
mother.

0294

4 District Police Court.

Wm. A. King

vs.

Nathaniel Conklin

STENOGRAPHER'S TRANSCRIPT.

July 30, 1891

BEFORE HON.

D. B. McMahon

Police Justice.

George H. Hayes
Official Stenographer.

0295

Form No. 1

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delay in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within six days after the message is filed with the Company for transmission.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	RECEIVED BY	CHECK
7	Qs	Dy	7 DH Pass 1031

RECEIVED at the WESTERN UNION BUILDING, 195 Broadway, N. Y. Nov 20 1891

Dated

Carmansville Ny 20

To

Judge Martine

Genl Sessions

32

thirty

two Chambers St

Ny

Am unable to leave room

before Monday

J. R. Fellows

0296

I was called to examine Nellie
M. Avery July 25th 1898. I found the
vagina very tender and inflamed
But no recent rupture or blood.
Vagina was filled with fluid,
evidently spermatic, which I showed
in stained microscopically.
Girl told me the man had
connection with her.

R. H. Hayes M.D.
306. E 69 -

0297

Fellows, Gray & Hartman,
Attorneys & Counselors at Law.

UNITED STATES NATIONAL BANK BUILDING.

JOHN R. FELLOWS.
JAMES A. GRAY.
HENRY HARTMAN.

N. 41 & 43 Wall Street, New York.

January 18th 1892

Henry W. Ungewitter,
Dist. Atty. Off. of

My dear Sir,

Your letter of this date
in the Franklin case is re-
ceived.

As this is a case espe-
cially in charge of Col. Freeman
I will at once advise him of
date of your letter.

Thanking you for your
courtesy, I am

Very truly yours

H. Hartman

Freeman, Gray & Hartman

0298

FORM NO 301L

1898

Health Department,

No. 301 Mott Street,

New York, February 4th, 1892

Hon. Gunning S. Bedford,
Assistant District Attorney,

Dear Sir:-

The bearer of this, Mr. Miller, a clerk in this office, can testify to the seal of the Board and the signature of the Secretary or Chief Clerk, to transcript of its records. If, however, you should regard it as absolutely necessary that I should appear in this case as a witness, Mr. Miller will telephone me and I will come at once.

Very respectfully,

Erasmus M. Smith

Secretary

0299

Levi S. Brown

~~Stolte~~ x

Stolte x
wrote = also lived at 218 E 65.

lived at 220 when def was arrested =

Saw Nellie about 10 m before.

Saw Nellie about 10 mi before.
Saw Nellie go in 218 & come out in five minutes.

July 1886

Left.
49 yrs - 13 years - reached in my. 18 yrs - traveled -
1882 65th. lived 25 July last -

0300

Jan. 23rd, 1892.

IN THE CASE OF
THE PEOPLE VS. NATHANIEL CONKLIN.

To establish the identity of Margaret Smith, - there is:

1st. The transcript from the Bureau of Vital Statistics under the seal of the Health Department.

2nd. Emmons Clark, Secretary of the Board of Health, who will swear as to the Chief Clerk's signature and seal of the Board of Health.

3rd. Thomas Smith, husband of the deceased Margaret Smith, who will testify as to the death of wife and her connection with the Conklin case as a witness.

4th. Mrs. Margaret McEvoy and Officer King.

As to the Stenographer's minutes:

1st. Judge McMahon, who presided at the examination of Margaret Smith, as a witness in the case, and who swore her.

2nd. The Stenographer of the 4th District Court, who took down the testimony in the case and who copied the testimony on a typewriter.

-- :::::::::::--

0301

Office Team of S. P. C. C. raided a house of prostitution kept by Josephine Haskins at 153 East 31st St. on Dec 5-90.

Amongst the 5 persons there found was one Mary Marshall 20 yrs. - Florida - sec. mistress - single - 153 East 31st St.

The next day Justice Mc Mahon ~~at~~ 57th St. Police Court sent Mary Marshall to the Island for one month in default of \$300 - bail for her good behavior.

Mary Marshall is a prostitute and was one of the high bitches at "Billy" McElroy's Army Hall establishment.

0302

To Whom it May Concern
Mrs Smith will be operated
on Monday Dec 14-91.
She will probably not be
able to leave her home after
the operation for two months

Lt Hayes M.W.
Dec 12-91

306.8.65.

0303

DISTRICT POLICE COURT.

THE PEOPLE
ON COMPLAINT OF

Wm H. King
agt.

Nathaniel C. Clark

Examination had

July 30 - 1887

Before

D. B. McMahon Police Justice.

I, *George Fieger*

Stenographer of the

4

District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of
the original Stenographer's notes of the testimony of

Ellen McHenry & co
as taken by me on the above examination before said Justice.

Dated

July 30 - 1887

188

George Fieger
Stenographer.

Police Justice.

0304

Form No. 120, 4-11

327

NEW YORK, Jan'y 22, 1892

A Transcript from the Records of the Deaths Reported to the Health Department of the City of New York.

COUNTY OF NEW YORK.

STATE OF NEW YORK.

CITY OF NEW YORK.

CERTIFICATE AND RECORD OF DEATH

No. of Certificate,

42650Margaret Smith

I hereby certify that I attended deceased from Dec 14, 1891, to Dec 23, 1891, that I last saw her alive on the 23 day of Dec, 1891, that she died on the 23 day of Dec, 1891, about 15 o'clock A. M. or P. M., and that to best of my knowledge and belief, the cause of her death was as hereunder written:

Chief Cause, Hypostatic Pneumonia following administration of ether
 Contributing Cause, Rupture of lung. Acute general Emphysema.

Duration of Disease.

6 days

Sanitary Observations,

Witness my hand this 24th day of Dec., 1891.Place of Burial, Catharine (SIGNATURE),Date of Burial, Dec 26, 1891. A Palmer Dudley, M. D.Undertaker, James G. McCarney RESIDENCE,Residence, 105 E 32nd Ave 640 Madison Ave

Burial permits issued at 301 Mott Street, Room 28, Week days, 7 A. M.-6 P. M. Sundays and Holidays, 8 A. M.-5 P. M.

Date of Death.	Full Name.	Age, in years, months, and days.	Color.	Single, Married or Widowed.	Occupation.	Birthplace.	How long in U. S. if foreign born.	How long resident in New York City.	Patent's Name.	Father's Birthplace.	Mother's Name.	Mother's Birthplace.	Place of Death.	Last place of Residence.	Class of Death (A license being required for burial by families)	Direct cause of Death.	Indirect cause of Death.	Date of Record.
<u>Dec 23, 1891.</u>	<u>Margaret Smith</u>	<u>26 years</u>	<u>White</u>	<u>Married</u>	<u>None</u>	<u>Ireland</u>	<u>17 years</u>	<u>"</u>	<u>Smith, Leonard</u>	<u>Ire</u>	<u>Kellen Pearson</u>	<u>Ire</u>	<u>216 E. 65th St</u>	<u>"</u>	<u>"</u>	<u>None</u>	<u>"</u>	<u>Dec 24, 1891.</u>

A True Copy.

C. Goldman

Chief Clerk.

NOTICE.—In issuing this transcript of record, the Health Department of the City of New York does not certify to the truth of the record transcribed. The seal of the Board of Health attests only the correctness of the transcript, and no inquiry as to the facts reported has been provided for by law.

Please pass.
 Louis W. Schultz,
 Coroner.

0305

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 4th DISTRICT.

Margaret M^cAvoy

of No. 220 E. 65th Street, aged years,
occupation house-work being duly sworn deposes and says
that on the day of 188

at the City of New York, in the County of New York, Ellen M^cAvoy
(now present) is the daughter of deponent and that
the said Ellen was born on the 4th day of
March 1877 and is therefore fourteen years of age.
Margaret M^cAvoy
mark.

Sworn to before me, this

of

1881.

24th day

Police Justice.

0306

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 14 years, occupation domestic of No. 220 East 65th Street, being duly sworn, deposes and says, that ~~she~~ he has heard read the foregoing affidavit of William H. King and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 27th day of July 1899.

Ellen M^cAvoy

W. M. M. M. M.

Police Justice.

0307

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,4th District Police Court.

Nathaniel L. Coukhu 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. *Nathaniel L. Coukhu*

Question. How old are you?

Answer. *42 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *218 East 65th Street 3 years*

Question. What is your business or profession?

Answer. *Clerk*

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**Nathaniel L. Coukhu*

Taken before me this

day of *July*

1891

Police Justice

0308

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 thirty 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 July 27th 1891 W. M. Nichols 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.

0309

Police Court—4th District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William H. Young

vs

Nathaniel Conklin

1

2

3

4

Offence

Peke

Dated

26th

July

1891

Magistrate

Officer

Ogan

Precinct

25th

Witnesses

Maugate H. Harg

Street

No.

220

Street

No.

100

Street

No.

3900

Street

RECEIVED

TO THE

CLERK

OF THE

COURT

OF THE

CITY

OF

NEW

YORK

1891

JULY

26

1891

CLERK

OF THE

COURT

OF THE

CITY

OF

NEW

YORK

1891

JULY

26

1891

CLERK

OF THE

COURT

0310

Police Court, 14th District.STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss:

of No. 100 E. 23rd Street, on said City being duly sworn,
deposes and says, that a certain female child called Ellen M. Voog
[now present], under the age of sixteen years, to wit, of the age of fourteen years, is a
necessary and material witness on behalf of the People of the State of New York in a certain
criminal case now pending in the Court of General Sessions of, in and for the City and
County of New York, entitled, The People against Nathaniel
Bonklin, wherein the said Nathaniel
Bonklin is charged with the crime of Rape, under
Section 278 of the Penal Code of said State, in that he, the said Bonklin
on the 25th day of July 1891, at No. 218 E. 65th
Street in said City of New York, did wilfully and
feloniously perpetrate an act of sexual intercourse
with the said Ellen M. Voog not being her
husband.

and that the said Ellen M. Voog
will, as deponent verily believes, unless duly held to appear on trial thereof, avoid giving his
testimony at the instance of the people.

Wherefore, deponent prays that the said child Ellen M. Voog
may be held as a witness to appear on the trial of the aforesaid criminal
temporarily to an institution authorized by law to receive children on final commitment, and to
have compensation therefor from the City or County authorities, as a witness, to appear on the
trial of the aforesaid criminal case, in pursuance of the statutes in such case made and provided,
and especially of Section 291 of the Penal Code of the State of New York.

Sworn to before me, this
day of July

30th -
1891.

William H. King

Police Justice.

1160

POLICE COURT 4th DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William H. King



WITNESS.
AFFIDAVIT.

14-220 G. 65th St. N. Y. C. U. S.

Dated *July 30th* 1891

J. P. Mahon Magistrate.

Egan Officer.

25th Precinct.

*Disposition committed to the
New York Society for the
Prevention of Cruelty to
Children.*

PRINTED AND SOLD BY THE NEW YORK SOCIETY FOR THE PREVENTION OF CRUELTY TO CHILDREN, 17 EIGHTH AVENUE, NEW YORK.

21-30

4th District Police Court.

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

William A. Irving
2nd 23rd Street
at No. 218 East 65th Street
City of New York, in the County of New York.
1891, at the day of July
being duly sworn,
deposes and says, that on the 23rd day of July, 1891, at the City of New York, in the County of New York, he was informed, does believe and has just cause to believe that the following named persons, to wit: Ellen M. Irving, being then and there a female under the age of sixteen years, to wit: of the age of fourteen years, in violation of the statute in which case made and provided and especially in Section 278 of the Penal Code of the State of New York

in said city of New York, one Nathaniel Banklin, (now here) did then and there unlawfully and feloniously perpetrate an act of sexual intercourse with a certain female not his wife, to wit: one Ellen M. Irving, (now present) the said Ellen M. Irving being then and there a female under the age of sixteen years, to wit: of the age of fourteen years, in violation of the statute in which case made and provided and especially in Section 278 of the Penal Code of the State of New York

Wherefore the complainant prays that the said Nathaniel Banklin

may be apprehended, arrested and dealt with according to law.

Sworn to before me, this

27th 1891.

William A. Irving

Inspector

Police Justice.

0313

4th District Police Court.

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

William H. King

of Number 100 East 23rd Street being duly sworn,
that he has been informed, does believe and has just cause to believe
deposes and says, that on the 25th day of July 1891, at the
City of New York, in the County of New York, at no. 218 East 65th Street
in said city of New York, one Nathaniel Bontkin,
(now here), did then and there wilfully and
feloniously perpetrate an act of sexual intercourse
with a certain female not his wife, to wit,
one Ellen M. Troy (now present) the said
Ellen M. Troy being then and there a female
under the age of sixteen years, to wit - of the
age of fourteen years, in violation of the statute
in such case made and provided and especially
in Section 278 of the Penal Code of the State
of New York

Wherefore the complainant prays that the said

Nathaniel Bontkin

may be apprehended, arrested and dealt with according to law.

Sworn to before me, this
day of July

27th
1891.

William H. King

W. H. Malon

Police Justice.

03 14

POLICE COURT 4th DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William H. King



CRUELTY TO CHILDREN.

Richard Bonk

DATED *July 27th* 1891

M. Mahon Magistrate.

Clerk.

Witnesses:

Egan Officer.
25th Precinct.

S. Fellows Jenkins, Supt.,
100 East 23^d Street.

Disposition,

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

THE PEOPLE

VS.

BRIEF FOR THE PEOPLE.

MATTHEWIEL CONKLIN.

WITNESSES :

Ellen McEvoy,
Mrs. Margaret McEvoy,
Mrs. Maggie Smith,
Mrs. Rachel Wilson,
et. c. et. c.

THAT "MURDER" WILL testify: That she is 14 years of age; that she resides with her parents - John and Maggie C. - at 130 West 65th Street; that on the 25th day of May, 1937, at 12:30 the house of Mrs. William Wilson, at 340 West 101 Street, where she was employed as a domestic, at about 11:30 P. M. she went to the stoop of 34 West 101 Street; and that she stayed there until a little after midnight. That while she was standing there, the defendant, in plain view along the street from the direction of the witness, "Tom Wilson" came to the stoop, and she observed, he stopped and asked her to go for a bottle of wood for him. She said "yes" and went to the kitchen and got a bottle of wood. She brought it back to her: "Bottle, what makes you look so tall. I said I'll be in in a minute." She then went to the door and came and she went to a second stoop, beyond the first. She finally, about 1:30 A. M. she returned to the stoop and she stood in the doorway and handed the wood to him. He asked her to come in the house and "yes". She then went in and he asked her to come in, and again asked her to come in. She again refused, saying: "It was too late for me now." She then started to go, he caught her by the shoulder and groin, pulled her back into the room and turned the key in the door. He then threatened her, but, put his hands under her clothes and tore her drawers. Next, he opened his pants, took out his penis, put it between her legs and he began to move up and down with her. Then some stuff ran out of him and down her legs. He then got off of her. That while he was on top of her, she tried to get him off. That she told him to "stop"; that she kicked and "hollered"; and that he then put his hand over her mouth.

That he wanted her to stay with him then all night, as his wife was in the country. That someone rapped on the door, while Mr. Goodlin was having sexual intercourse with her. That, after he got through, she asked him for a glass of water; and that when he went to get it, she jumped out of the bed, climbed out of the window, then down into the yard, into the cellar, and up and out through the basement.

That her mother was standing on the stoop of No. 216. That the latter saw her, called her to the stoop of Mrs. Smith's and questioned her. That she (Ellen) told her mother what had happened; and that Mrs. Smith then sent her little boy for a physician. That a physician came; and that he examined her on a stoop.

0316

IN VIEW OF THE CIRCUMSTANCES OF THE CASE
THE COURT ON GRANTING PETITIONS OF THE SEVER

ble in Mrs. Smith's house. After the examination, her father was sent for; and he and the physician then went to the Station House. The policemen subsequently came and arrested Conklin.

ELLEN will further testify: That on a Wednesday evening, about two weeks previous, Conklin asked her into his house and had sexual intercourse with her there without her consent.

MRS. MARGARET McEVROY, mother of Ellen, will testify: That between 2-00 and 2-00 P. M., on July 25th, 1901, she received word from Mrs. Maggie Smith, of 216 East 65th Street, that she saw her daughter, Ellen, go into the house in which Conklin lived with a bundle of wood.

That she then sent her young daughter, Mrs. Werser, to Conklin's house. When Ellen was there. Becoming anxious, on account of Mrs. Werser's stay continuing so long, she went down herself to Conklin's house, and found her daughter, Mrs. Werser, listening at Conklin's door. Mrs. Werser told her that Ellen was in there; that she had said "Oh, my God"; and that she heard Conklin telling her to "Shut up". She then told Mrs. Werser to go and get the policeman, as that was all she could do. Her married daughter had been gone a long while and had not returned, she said. She then called Ellen and said, "What is it?" That she asked Ellen where she had been; and that the latter replied "Up on the roof" and afterwards admitted that she had been in Conklin's rooms.

When Mrs. Werser took her into her room, she asked her if she had anything to do with Conklin. Ellen at first denied it and afterwards admitted that she had. She then said she was a physician, who came, examined Ellen and said that someone had been having sexual intercourse with her. That she was not the first time. Two policemen came from the 67th Street Police Station and arrested her. She was taken to the 67th Street Police Station and arrested on July 25th, 1901, at 11-00 and 11-00 P. M. That Ellen was born on the Fourth of March, 1877.

MRS. MAGGIE SMITH, of 216 East 65th Street, who is the employer of Ellen, will testify: That about 7-10 P. M., on July 25th, 1901, she was looking out of her window and saw Nathaniel Conklin speak to Ellen, who was sitting on the stoop of 216 East 65th Street. That he left her there and went into his house alone. About five minutes later, she saw Ellen go into his house with a bundle of wood. She then sent her little girl down to tell Ellen to come up into her house that she wanted her. When her child returned, she said that the door to Mr. Conklin's house was locked. Becoming suspicious that everything was not as it should be, she went and told Mrs. McEvoy, who sent her daughter, Mrs. Werser down with her. They went to Conklin's door, rapped and received no reply. Mrs. Werser listened at the door and said she heard Ellen "holler". She (Mrs. S.) then left.

After Ellen came out, she (Mrs. Smith) took her into her house and asked her if Conklin had done anything to her. Ellen at first denied that he had, but afterwards admitted that he had intercourse with her. She then sent for a physician, Dr. Hazer, who came and examined girl.

0317

N. Y. GENERAL SESSIONS

THE PEOPLE

AGAINST

NATHANIEL CONKLIN.

PENAL CODE, 16

BRIEF FOR THE PEOPLE.

adj - Jan 29/72

03 18

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Nathaniel D. Roudain

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

Nathaniel D. Roudain

of the CRIME OF ABDUCTION, committed as follows:

The said *Nathaniel D. Roudain*,

late 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 ~~eighty-nine~~ *ninety-one*, at the City and County aforesaid, did
feloniously take, receive, harbor, employ and use one *Ellen Mc Avey*
who was then and there a female under the age of sixteen years, to wit: of the age of
fourteen — years, for the purpose of sexual intercourse, he, the
said *Nathaniel D. Roudain* not being then and there
the husband of the said *Ellen Mc Avey*, —
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.

~~JOHN R. FELLOWS,~~

~~District Attorney.~~

03 19

Second COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said Nathaniel S. Pondalin

of the CRIME OF PERPETRATING AN ACT OF SEXUAL INTER-
COURSE WITH A FEMALE UNDER THE AGE OF SIXTEEN YEARS,
NOT HIS WIFE, committed as follows :

The said Nathaniel S. Pondalin,—

late of the City and County aforesaid, afterwards to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain
female not his wife, to wit: her, the said Ellen Mc Anoy,—
then and there being, wilfully and feloniously did make another assault, she, the said
Ellen Mc Anoy being then and there a female under the
age of sixteen years, to wit: of the age of fourteen years; and the said
Nathaniel S. Pondalin — then and there
wilfully and feloniously did perpetrate an act of sexual intercourse with her, the said
Ellen Mc Anoy — , 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.

John R. Fellows,
JOHN R. FELLOWS, District Attorney.

0320

BOX:

446

FOLDER:

4110

DESCRIPTION:

Connors, John

DATE:

08/05/91



4110

0321

Witnesses:

Max Janson

Off Lyons

Counsel,

Filed

Pleads,

5 day of Aug 18 91

10/10/91

THE PEOPLE

vs.

I

John W. Connors

H. D.

Robbery. [Sections 224 and 228, Pennl Code].
degree.

Richard J. Tressell
District Attorney.

Aug 13/91

Filed & Counters

A True BILL
14

Wm. J. Madrell

Foreman

Aug 12/91

Aug 14/91

Chas. R. Del.

0322

CITY AND COUNTY
OF NEW YORK, } ss. —

POLICE COURT, — DISTRICT, —

Cap Thomas Lyons
of No. 6 Recimer Street, aged 31 years,
occupation Police Officer being duly sworn deposes and says,
that on the 1 day of August 1891
at the City of New York, in the County of New York, Charles Jansen

Whitney is a material witness
for the people against John W.
Connors charged with Robbery
and depenses testifying that the
said Jansen will not appear
when needed he prays he be
committed to the House of
Detention for witnesses

Thomas Lyons

Sworn to before me this

of August 1891

day

So J. C. Justice
Police Justice.

0323

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

Police Court--First District.

Charles Jansen
of No. *4 Greenwich* Street, being duly sworn, deposes
and says, that on the *1st* day of *August* 18 *91*
at the *Sixth* Ward of the City of New York, in the
County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent, by force and violence, without his consent and against his will, the following property viz:

*One silver watch valued at
three dollars and a pocket-
book containing gold and lawful
money of the United States of
the currency and value of twenty
dollars, the whole being*

of the value of *Twenty-three (23)* 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 force and violence as aforesaid, by

*John W. Connors (number), and two others
not yet arrested, who were acting in
concert for the purpose following
to wit: At the hour of the above
G. M on said date as aforesaid
was on Chatham Square, having
the said watch in the possession
of the vest which he then wore,
and the said pocket in his trousers
pocket, he was seized held of
by one of the men not arrested
and whilst so held, the other man*

Exhibit A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

Police Justice

0324

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 31 years, occupation Police Officer of No. 64

St. James Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Charles Jansen

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

Sworn to before me, this 1st

day of August 1896,

Thomas Lyons

Do J. C. Reilly
Police Justice.

0325

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

John W. Cornaro 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.
John W. Cornaro
Good boy, John!

Taken before me this

day of

1889

Police Justice

0326

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.....

R. Leonard
guilty thereof, I order that *he* be held to answer the same and *he* be admitted to bail in the sum of *Twenty 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..... 18 *91*..... *Do J. C. B. Kelly* Police Justice.

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

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

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

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

0327

1014
Police Court--- District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Charles Jensen
John M. Connor

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

Camp. Can to House
Not to take *to Ben*
Street.

No.

Street.

\$25.00 to answer

COMMITTED.

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

0328

N. Y. Court of General Sessions.

People vs. John W. Connors.

Indictment Robbery.

Tried August 12th, 1891.

Mr. Tynan, for the People.

Messrs Purdy and McManus, for defendant.

CHARLES JANSEN, the complainant, testified: Live at 4 Greenwich Street; am a Dane. August 1st I was in Atlantic Garden. I was there till half past eleven at night. From there I went down the Bowery to Chatham Square; I went in a boarding house and got a beef-steak. I came out I guess about half past twelve: I was not drunk; I had had four or five beers. When I came out it was half past twelve--no, half past one, when one took me by the shoulder--I looked after him, and another took my watch. This defendant put his hand in my pocket: he ran and I ran after him. He was the nearest man to me when the hand was put in my pocket and I saw him put his hand in my pocket. One took my watch and another my money.. This was not the man that struck me on the shoulder. I saw when he has taken my pocket book. Twenty dollars was in that pocket book and a golden ring. When I started to run after defendant, one of them, put his foot out and tripped me up. I lost the watch

0329

2

and twenty dollars and the golden ring. I am sure this is the man. I saw him take his hand out of my pocket and run.

GR OLS EXAMINATION: Some one man put his hand on my shoulder, it was not that fellow who took my watch. I did not see that man. The money was in my pants pocket; the watch was in my vest pocket. There were three fellows concerned in this. I am a machinist, but I came from the West Indies that same day as Pirsman. I was stopping at 4 Greenwich Street. I went from the steamer that morning to 4 Greenwich Street. I got to the lodging house about ten in the forenoon; stayed there about an hour; then went to Castle Garden and Battery Place to look after people. I went backwards and forwards to and from No. 4 Greenwich Street. I drank a glass of beer when I came to the lodging house; then I went back to the steamer I had the beer. I only drank three glasses of beer up to five o'clock. Then I went up to the Bowery; did not drink any till I went to Atlantic Garden in the evening... at half past nine I guess; I was on the streets from five to that time. In there I drank three or four glasses of beer. There were two other fellows I drank the beer with; they live in Green

0330

3

wich street, No. 4. The defendant took the money standing side of me.

THOMAS LYONS, police officer, testified: I made the arrest about half past one in the morning of the 1st of August, on the corner of Bayard and the Bowery. I saw, as I was patrolling my beat, three or four boys running up the Bowery and the complainant behind them. I asked complainant if this was the man and he said yes. We searched him and found nothing on him, and the roundsman got a lantern and we went all the way back where he said he had lost the money. The complainant right then and there said this was the man that robbed him. The defendant said when he was arrested that he ran because he saw other boys running. He said he did not know any of them. That is all the explanation he made. The other boys did not come back to make any explanation.

CROSS-EXAMINATION: When I got as far as Bayard Street and Bowery another officer was holding this boy, and this man came up, and we said "Is that the man?" and he said yes. We searched the boy and found nothing at all. This was at 1:30 A.M. He was partially under

0331

4

the influence of liquor. have been an officer
eight years. Did not know this young man previous to
that time. Didn't tell me he had been sent out for
medicine by his mother. There is a drug store a block
away on the corner of Canal and Bowery., near the corner
of Rask, No. 6 Bowery.

BRIDGET O'CONNOR, the mother of defendant, testified:
Am a widow, the mother of ten children, and there is
six or seven living. The defendant is my youngest child.
He has always lived with me, even in my bed-room since
he was a baby. He has never been arrested before nor
one belonging to me. The night he was arrested he went
out for the doctor for me. I was taken ill; I was ill
for a week. My boy paid me his wages. His employer is
here. I forget their names. There is one or two;
they are all here. Coming on night I felt worse and I
told him to go after the doctor for me; I can't say what
time it was; it must have been twelve or after twelve; he
rang the bell there and he got no answer. Then somebody
told me he should go down to Broome Street, and he did
not come back. I guess my doctor has the certificate
from the physician. I had the doctor about eleven o'
clock in the morning. He never slept a night out of

0332

5

my room since he was born. his father was buried. we went for Dr. Taffy; he is in Oliver Street. I live in Cherry Street. He is my regular doctor.

CROSS EXAMINATION:

He went for the doctor and for medicine both; he had the prescription with him. I suppose he had it

I sent him for the doctor and to get the medicine. I am over sixty years old. He is 18 years old. Was a very good boy.

GEORGE W. STONE: Am a paper ruler, reside in Brooklyn; have been in business in New York 21 years. Have known the defendant about fifteen months. He worked for me. As to his character never found anything against him. Had never any fault to find with him at all. He always done his work faithfully.

CROSS EXAMINATION: Not as a rule, but sometimes trusted him with money; if he collected money for me, he always returned it all right.

LOUIS HADEWIG: My business is saloonkeeper. Place of business, 137 Cherry. Have lived about twenty

0333

6

years in New York. Know this boy: thoroughly acquainted this last eight years. His character is good as far as I have known him, always been faithful and honest, a hard working boy. Would come in my place once in a while when he was sent for beer. He lives next door to me; used to live in the same house. I never seen him drunk.

CATHERINE MCCAFFREY testified: I am a house-keeper; am a widow at present; this boy is my brother. His character has always been good. Never has been arrested. The 1st of August my mother was sick, and had been some time. That morning we got word from the hospital that my oldest brother was bad off, and at twelve o'clock Mother got worse, and she sent down for the doctor. Our family doctor lives at 19 Oliver Street. When he went there he could not get the doctor. So a young man says, "If you come to Broome street, you can get our doctor."

JOSEPH LONG testified: Am foreman of the American Bank Note Company. I know this young man, have known him about five years. He worked for me two years at the American Bank Note Co. His general character is very good, for honesty and everything. He has been two

0334

7

years away from there. I am working for the Hamilton Bank Note CO. now.

JOHN WILLIAM CONNORS, the defendant testified: I am going on 19 years of age. My business has been porter. Never have been arrested for any offense. Never charged with any crime.. I left the house on the night of the 1st of August I guess about quarter of one. I had been in the house about four hours sitting and reading. Mother had Dr. Taft that morning. We had given some prescription for medicine. Mother said she didnot care for it then; if she got any worse, she would send for it. I saw my mother growing worse, and I said, "I will go for the doctor." There was another young fellow with me. We rang the bell three or four times and nobody came. This young fellow said Let's go up after Dr. Aiken. So we crossed over to Chatham Square. I hadn't eaten anything since morning, and I went inside and got coffee and something to eat, and when I came out I saw a crowd running and ran after them; I was the last one and was arrested. At the station house I told the officer I was going for the doctor, and then I told him I was eating in the restaurant and came out and saw the crowd and started to run after them. The man said, "That is him" My back was turned to him. He was under the influence of

0335

8

liquor.

CROSS-EXAMINATION: I had the prescription when I went for the doctor. I put it in the pocket of my coat, and there was a hole in it and when I ran it fell out. I was going to the drugstore at 6 Bowery. The friend that was with me is not here. I did not say anything about the medicine when I was first arrested; I was so excited I did not know what to do.

Mrs. McCaffrey recalled:

I know the boy O'Neill who was with my brother that night. We can not find him. We do not know where he is.

visited house to find

W. J. O'Neill

W. J. O'Neill

0336

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 W. Ramsey

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

John W. Ramsey —

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

The said *John W. Ramsey*,

late of the City of New York, in the County of New York aforesaid, on the *first*
day of *August*, in the year of our Lord one thousand eight
hundred and *ninety-one*, in the *night* time of the said day, at the City and
County aforesaid, with force and arms, in and upon one *Charles Jensen*,
in the peace of the said People, then and there being, feloniously did make an assault, and

*one watch of the value of three dollars,
one pocket book of the value of ten
cents, and the sum of twenty dollars
in money, lawful money of the United
States of America, and of the value
of twenty dollars,*

of the goods, chattels and personal property of the said *Charles Jensen*,
from the person of the said *Charles Jensen*, against the will,
and by violence to the person of the said *Charles Jensen*,
then and there violently and feloniously did rob, steal, take and carry away, the said

John W. Ramsey being then and
there aided by an accomplice actually
present, whose name is to the Grand
Jury aforesaid as yet unknown. —

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

Samuel M. Hill,

Attorney.

0337

BOX:

446

FOLDER:

4110

DESCRIPTION:

Corrigan, Francis

DATE:

08/13/91



4110

0338

1158

W. H. H. H.

John Chen

Counsel,

Filed

13 day of Aug 1891

Pleas,

THE PEOPLE

vs.

Francis Corrigan

Grand Larceny, Second Degree.
[Sections 528, 531 — Penal Code.]

DEANCEY NICOLL,

District Attorney.

A True Bill.

Wm. H. H. H.

Foreman.

John W. H. H.

S. P. H. H.

0339

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Francis Corrigan

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Francis Corrigan
late of the City of New York, in the County of New York aforesaid, on the
ninth day of *August*, 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 one *John Corrigan*
in the peace of the said People then and there being, feloniously did make an assault and
to, at and against *him* the said *John Corrigan*
a certain pistol then and there loaded and charged with gunpowder and one leaden
bullet, which the said *Francis Corrigan*
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 *John Corrigan*
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

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

The said

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

DELANEY NICOLL.

JOHN R. FEEOWS,

District Attorney.

0340

Witnesses:

John Corigan
John Corigan

Counsel,

Filed

Pleads,

14 day of Aug 1889

THE PEOPLE

vs.

Francis Corigan

N.D.

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. Woodruff
Notman.

0341

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 1 DISTRICT.

Sworn to before me this
of Aug 1891 day

John J. Guightly
of 5th Precinct Police Street, aged years,
occupation being duly sworn deposes and says,
that on the day of 1891
at the City of New York, in the County of New York, John Corrigan

Patrick Hughes are necessary and
material witnesses against Francis
Corrigan charged with a felony
Deponent says that they are
unwilling witnesses and asks
that he give oaths for their appearance
John J. Guightly

So called Police Justice.

0342

Police Court— / District.

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

of 5th Precinct Police

John J. Geraghty

Street, aged 28 years,

occupation Police officer being duly sworn

deposes and says, that on Ninth day of August 1891 at the City of New

York, in the County of New York, John Corrigan and Patrick Hughes

he was violently and feloniously ASSAULTED and BEATEN by Francis Corrigan (witness) Deponent says that he was on duty on West Broadway and heard a pistol discharged twice and he ran to premises No 62 Broadway in said City and saw said Patrick Hughes coming out of the Hallway and he was bleeding from the nose, deponent says that he asked said Hughes who assaulted him and he was so intoxicated he was unable to talk and deponent ordered officer Devery to take him in custody. Deponent says that he requested officer Michael Mc Goff to accompany him up stairs and they took said defendant in the Hallway and took him in custody. Deponent says that he went in a room and found John Corrigan lying on the floor suffering from two pistol shots wounds in the face. Deponent asked said John Corrigan who shot him and he replied my son Francis Corrigan. Deponent says that he took said Francis Corrigan in the presence of John Corrigan and he said John Corrigan charged said Francis Corrigan with discharging a pistol twice at him in the presence of officer Mc Goff and deponent charged said Francis Corrigan with discharging a pistol at said John Corrigan with the felonious intent to take the life of ^{John Corrigan} ~~deponent~~, or to do him grievous bodily harm; and without any justification on the part of the said assailant

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

Sworn before me, this 11 day }
of Aug 1891 } John J. Geraghty

To J. C. Ruff Police Justice.

0343

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation Michael F Mc Goff Officer of No. 11
the 5th Precinct Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of John J. Guigly
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 11 day of Aug 1898, } Michael F Mc Goff

J. W. Russell
Police Justice.

Michael F Mc Goff

0344

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, *Aug 10th* 1891.

*Patrick Hydes + John Corrigan
are unable to appear in
court today owing to injuries
received -*

*John Kent Rensselaer
House Surgeon*

0345

Police Court District.

City and County } ss.
of New York.

of No. 5th Precinct Street, aged 28 years,
 occupation Police Officer being duly sworn, deposes and says,
 that on the 9 day of August 1891, at the City of New
 York, in the County of New York,

he arrested Francis Corrigan
 (now here) for assaulting Patrick
 Hughes and John Corrigan by
 discharging the contents of the
 barrels of a loaded revolver at
 their bodies and inflicting
 such injuries to the said
 Hughes and Corrigan as
 caused them to be confined
 to the Chambers Street Hospital
 as per annexed certificate.
 The said John Corrigan
 did, in the presence of ~~other~~
 deponents identify the said
 defendants as being the one
 who inflicted the said injuries
 wherefore deponents ~~therefore~~
 prays that the said defendants
 be held to answer the result of
 said injuries.

Sworn to before me
 this 10th day of August
1891 } John P. Gerighty

Do J. C. Riddle

Police Justice

0346

Police Court, 1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.
1. *Francis Corrigan*
2. _____
3. _____
4. _____

Offense: *Assault*

Dated *May 10* 189*1*
O'Reilly Magistrate.

Officer.

Clerk.

Witness: *Michael M. Conliffe*
No. *5th* *Peconic* Street.

Committed to Street.
await the result of
injuries Street

\$ _____ to answer Sessions.

0347

Sec. 198-200

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Francis Corrigan

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

N. S.

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

Answer.

*62 W B'way**14 years*

Question. What is your business or profession?

Answer.

Truck 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 have nothing to say I know
nothing about it*

Francis Corrigan

Taken before me this

day of AUGUST,

1891

Doyle
Police Justice

0348

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

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

Dated AUGUST 11 - 18 91 Jo. J. R. [Signature] Police Justice.

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

Dated AUGUST _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0349

Witness John Corrigan
bailed by Paul P. O'Neill
27
50 508 Greenwich
Compell NY

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

165 1062
Police Court--- / District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John J. Gueghty
vs.
Francis Corrigan

2 _____
3 _____
4 _____

Off. since Assault in
John Corrigan

Dated AUGUST 11 1891

D. O. Reilly Magistrate.
Gueghty & B. Goff Officer.
5 Precinct.

Witnesses John Corrigan B. G.

Patricia Gueghty Commitment
House of Detention in default
of \$100 for their appearance

No. _____ Street.

\$2000 to answer

By B. G.
Asst. S.
Postel

0350

(1885)

Police Court—

7th District.

Affidavit—Larceny.

City and County } ss.
of New York,

John Otten
 of No. 321 Greenwich Street, aged 37 years,
 occupation Porter being duly sworn,
 deposes and says, that on the 28th day of June 1891 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property, viz:

Three hundred gunnie bags of the value
 of Forty two dollars

\$42 =

the property of Huber, Wyland & Company in the
 care and charge of deponent

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

Deponent says that said defendant came to the 5th
 floor of said firm's store West Broadway
 Trade Street and stated that he wanted
 the above described property for William B.
 Cornelius an employee of said firm

Deponent says that he delivered the
 aforesaid property to said defendant for
 deliver to said Cornelius

Deponent is informed by William
 B. Cornelius that he never authorized said
 defendant to receive said property and
 never received the same

Wherefore deponent charges said defendant

Sworn to before me this
 1891

Police Justice.

0351

with feloniously taking said property and
unlawfully appropriating the same to his
own use with intent to deprive the true
owner of the same

Sworn to before me
this 11 day of Aug 1891

J. John Ottum

De J. C. Buckley Police Justice

0352

CITY AND COUNTY }
OF NEW YORK, } ss.

^{alter}
~~Walter D.~~ ^{B.} Cornelius

aged _____ years, occupation _____ of No.

~~76~~-Broadway & Read Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of ~~John~~ ^{John} ~~Otton~~

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

Sworn to before me, this 11 } ^{Walter D.} Cornelius
day of Aug 1899 }

Do J. C. [Signature]
Police Justice.

0353

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

District Police Court.

Francis Corrigan 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.

Francis Corrigan

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

64 West 73rd way 14 years

Question. What is your business or profession?

Answer.

Driver

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

Answer.

I am guilty of the charge

Francis Corrigan

Taken before me this

day of

11

1911

Do *Justice*

0354

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

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

Dated January 11 1891 Doyle Police Justice.

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

Dated January 11 1891 _____ 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 _____ 1891 _____ Police Justice.

0355

1058
Police Court--- / District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Otten
3-21 vs. Edmund
Francis Corrigan

Officer L. J. Connelley
F. J. Connelley

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated AUGUST 11 1891

Daniel O'Reilly Magistrate.

Handy Officer.

Walter B. Connelley Precinct.

Witnesses, Wm. B. Connelley

Wm. B. Connelley Street.

Thurston W. Highland Street.

No. 1 Street.

No. 1001A Street.

\$ 1001A to answer G. S.

Committed
G. S. Connelley
F. J. Connelley
F. J. Connelley

0356

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Francis Corrigan

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

Francis Corrigan

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

The said

Francis Corrigan

late of the City of New York, in the County of New York aforesaid, on the *28th*
day of *June* in the year of our Lord one thousand eight hundred and
ninety-one, at the City and County aforesaid, with force and arms.

*three hundred gunniss bags of
the value of fourteen cents each*

of the goods, chattels and personal property of one

Frederick B. Thurber

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

*De Lancey Nicoll,
District Attorney.*