

0167

BOX:

141

FOLDER:

1453

DESCRIPTION:

Burke, James

DATE:

06/24/84



1453

Witnesses:

William Shippert

Officiary

11 Point

107

X

Counsel,

Filed 24 day of June 1884

Pleads *Not Guilty*

THE PEOPLE

vs.

P

Grand Larceny first degree
(From the person)
[Sections 528, 530, — Penal Code]

James Burke

PETER B. OLNEY,

District Attorney.

Speedy Convicted

A TRUE BILL. Five years.

Peter Barker

Foreman.

[Signature]

[Signature]

0168

0169

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Burke

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

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

The said *James Burke*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *twenty second* day of *June* in the year of our Lord one thousand eight hundred and eighty *four*, in the *night* time of the said day, at the Ward, City and County aforesaid, with force and arms, *one silver coin of the kind commonly called dollars, of the value of one dollar, two other silver coins, of the kind commonly called half dollars, of the value of fifty cents each, four other silver coins of the kind commonly called quarter dollars, of the value of twenty five cents each, ten other silver coins of the kind commonly called dimes, of the value of ten cents each,*

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

PETER B. OLNEY,

District Attorney.

0170

Testimony in the case

of James Burke

), L-26, filed June 1884.

0171

The People
James Burke

Court of General Sessions, Part I.
Before Judge Gildersleeve.

June 25, 1884.

Indictment for grand larceny in the first degree.

William Sheppard, sworn and examined. I am a sailor on board the steamship U. S. Vandalia, on the 22nd of June, the vessel was in the harbor, I and another shipmate were on leave and were down at Battery Park about ten minutes of one o'clock, we were sitting down on a bench and the prisoner was sitting between me and my friend, my friend lay down and he fell asleep, he was pretty drunk and I fell asleep my head resting on my hand; the prisoner went through my friend's pockets, he was seen by the officer at a distance, he came then to me, I had three dollars in my pocket one dollar in silver, four quarters and a dollar in ten cent pieces; when I woke up the officer had hold of the prisoner by the neck, he told me to put my hand in my pocket and see if I lost any money, I found the money was gone, the prisoner was a stranger to me and had no right to put his hand in my pocket.

John Cosgrove sworn and examined. I am a police officer in the first precinct and arrested the prisoner on the 22nd of June between half past one and a quarter of two in Battery Park. I went on post at Battery Park on the morning of the 22nd, we are bothered with sleepers there, I saw these three men come down and sit on the bench, I started across the plot to wake them up and when I got over there I found two sailor's asleep and the prisoner sitting in between them, I saw his arm moving and I went up close to him and stood right behind him and I saw his hand in Sheppard's pocket, I got hold of the prisoner by the collar

0172

and I woke Sheppard up. I asked him if he had any money? He says, no, I says, look, and he put his hand down, I fetched Sheppard and Burke to the Station House and I searched Burke and found \$6.10 on him. The other sailor, Harry Geley claimed \$3.10 of the money, Judge Wiley did not think it was necessary for Geley to make a complaint as I had no complainant, the money consisted of silver.

William Sheppard, recalled. I had this money about fifteen minutes before I was woke up by the officer. I walked down with this money in my hand - in my pocket -, the officer asked me how much money I lost and I told him \$3.

The Case for the Defence.

James Burke sworn and examined. I am the defendant and am twenty-eight years old, I live at the corner of Mulberry and Chatham Streets, I have lived in this city sixteen or seventeen years, I have worked for Stetson who used to keep the Astor House about three or four years, and have worked for the present firm Allen and Dam, I worked for John Conl n at the Norwich Boat foot of Jay Street, I had worked all that day of the 22nd, I was working by the hour and earned that day about \$3.60 at loading and unloading the Norwich boat, I left there about ten or eleven o'clock at night I should judge, I drank that night, I walked down West Street and went into the Clipper House between Fulton and John Street, I stopped near the market and Sheppard came along and stood beside me- no, not this man Sheppard but the other sailor, he asked me to treat him and I did not know any place that was open and we took a walk down West Street and we saw a man standing outside a lager beer saloon and I says, let us come in here, we had one round of drinks, we took a walk over towards the boat landing, I supposed he was going to

0173

take the lannch to go over to the sh ip, so on the way back I asked him to have another drink and we would part, on the way over outside the door we met the other sailor, the complainant; they shook hands, they appeared to know oneanother and I went in and treated again and the other sailor treated to cigars, we came out and went over towards the battery, we sat down on a bench, we could not have been sitting there but a very few minutes when I felt knid of heavy and leaned forward and must have fallen asleep; the first thing I knew I heard a footstep behind me and the police officer took hold of me by the collar. He says, what are you doing? So he walked around the bench and shook the other sailor up and asked him if he had lost any money. The sailor says, no I have not I did not have any money; on the way to the Station House, the complainant commenced to fumble around and he said to the officer, I lost two dollars. I told them at the Station House I must have had between five and six dollars in my pocket, the officer and sergeant counted ir afterwards an it amounted to six dollars. Did you ahve your hand in the pockets of the sailor's or take any money from them? No sir, that w as my money; when we were in the bar room I heard one of the sailor's say that he had twenty-five cents and the other that hehad ten; they said they could not hire a boat to go over to the steamship and I tried to rpocure a bed for them at the hotel where we took this drink. Cross Examined. I am sure the Norwich Line of boats is at the foot of Jay Street on the North River.

Cornelius Leary sworn. I am a police officer, the Norwich boats land at Pier 40, North River about three blocks from Jay Street.

The jury rendered a verdict of guilty.

| | |
|-----------------|--------------|
| No. 1, by | |
| Residence | Street |
| | |
| No. 2, by | |
| Residence | Street |
| | |
| No. 3, by | |
| Residence | Street |
| | |
| No. 4, by | |
| Residence | Street |
| | |
| No. 5, by | |
| Residence | Street |
| | |

[illegible]

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 James Burke

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

Dated June 22 1884 M. J. Burke Police Justice.

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

Dated 188..... *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

0175

Sec. 198-200

CITY AND COUNTY
OF NEW YORK

Jess. District Police Court.

James Burke 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. *James Burke*

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. *112 Chatham Street, and about 1 month*

Question. What is your business or profession?

Answer. *Butcher*

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.*

James Burke

Taken before me this *22*
day of *June* 188*8*
J. J. [Signature]
Police Justice.

0176

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 25 years, occupation John R. Cosgrove
Officer of the First Precinct Police of No.

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of William Sheppard

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

Sworn to before me, this 22
day of June 1884

John R. Cosgrove

W. A. Burke

Police Justice.

POOR QUALITY
ORIGINAL

0177

Police Court—First District.

Affidavit—Larceny.

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

William Sheppard
of the United States Steamship "Candah" Street, aged 44 years,
occupation Sailor being duly sworn

deposes and says, that on the 22nd day of June 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
and person of deponent, in the nighttime, the following property viz :

Good and lawful money of the United States
consisting of Silver Coins of divers denominations
and values; altogether amounting to three
dollars (\$3.00)

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by James Burke (now here) from
the fact that about the hour of 1 o'clock p.m.
on the above date, deponent fell asleep on a
bench in Battery Park, having in his possession
the aforesaid property in the right hand pocket
of deponent's pants which was then worn on the
person of deponent, that about the hour of
1:30 p.m. on said date deponent was awoken
by officer John K. Cosgrove of the First
Precinct Police who informed deponent that
he saw the said Burke put his hand into the
right hand pocket of deponent's pants. That
deponent immediately missed the aforesaid property
wherefore deponent charges said defendant with stealing
the aforesaid property from his person and possession
of said property.

William Sheppard

Sworn to before me, this 22 day
of June 1888
Wm. J. Burke
Police Justice.

0178

BOX:

141

FOLDER:

1453

DESCRIPTION:

Burns, Richard

DATE:

06/25/84



1453

Witnesses:

Samuel Lewis

Officer Conroy

19th Precinct

Samuel Lewis

706

Counsel,

Filed 25th June 1884

Pleads

Grand Larceny 2nd degree
[Sections 528, 531, — Penal Code].

THE PEOPLE

vs.

P

Richard Dumas

per
J. H. Williams
District Attorney

PETER B. OLNEY,

District Attorney.

A True Bill.

per
J. H. Williams

Foreman.

June 26th 1884

per
J. H. Williams

S. P. Givens & Co.

0179

0180

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Richard Burns

The Grand Jury of the City and County of New York, by this indictment, accuse
Richard Burns
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said *Richard Burns*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Eighteenth day of *June* in the year of our Lord one thousand
eight hundred and eighty *four*, at the Ward, City and County aforesaid, with force and arms,

thirty three yards of cloth
of the value of five dollars
each yard

of the goods, chattels and personal property of one *Isaac Lewis*

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.

Peter B. Olney
District Attorney

POOR QUALITY ORIGINAL

0181

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Police Court District.

1430

James J. Jones

Richard W. Jones

Office Grand Larceny

Dated June 20 188

James J. Jones

Richard W. Jones

Office Grand Larceny

Witness James J. Jones

Richard W. Jones

Office Grand Larceny

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

No. 5, by

Residence

Street

No. 6, by

Residence

Street

No. 7, by

Residence

Street

No. 8, by

Residence

Street

No. 9, by

Residence

Street

No. 10, by

Residence

Street

No. 11, by

Residence

Street

No. 12, by

Residence

Street

No. 13, by

Residence

Street

No. 14, by

Residence

Street

No. 15, by

Residence

Street

No. 16, by

Residence

Street

No. 17, by

Residence

Street

No. 18, by

Residence

Street

No. 19, by

Residence

Street

No. 20, by

Residence

Street

No. 21, by

Residence

Street

No. 22, by

Residence

Street

No. 23, by

Residence

Street

No. 24, by

Residence

Street

No. 25, by

Residence

Street

No. 26, by

Residence

Street

No. 27, by

Residence

Street

No. 28, by

Residence

Street

No. 29, by

Residence

Street

No. 30, by

Residence

Street

No. 31, by

Residence

Street

No. 32, by

Residence

Street

No. 33, by

Residence

Street

No. 34, by

Residence

Street

No. 35, by

Residence

Street

No. 36, by

Residence

Street

No. 37, by

Residence

Street

No. 38, by

Residence

Street

No. 39, by

Residence

Street

No. 40, by

Residence

Street

No. 41, by

Residence

Street

No. 42, by

Residence

Street

No. 43, by

Residence

Street

No. 44, by

Residence

Street

No. 45, by

Residence

Street

No. 46, by

Residence

Street

No. 47, by

Residence

Street

No. 48, by

Residence

Street

No. 49, by

Residence

Street

No. 50, by

Residence

Street

No. 51, by

Residence

Street

No. 52, by

Residence

Street

No. 53, by

Residence

Street

No. 54, by

Residence

Street

No. 55, by

Residence

Street

No. 56, by

Residence

Street

No. 57, by

Residence

Street

No. 58, by

Residence

Street

No. 59, by

Residence

Street

No. 60, by

Residence

Street

No. 61, by

Residence

Street

No. 62, by

Residence

Street

No. 63, by

Residence

Street

No. 64, by

Residence

Street

No. 65, by

Residence

Street

No. 66, by

Residence

Street

No. 67, by

Residence

Street

No. 68, by

Residence

Street

No. 69, by

Residence

Street

No. 70, by

Residence

Street

No. 71, by

Residence

Street

No. 72, by

Residence

Street

No. 73, by

Residence

Street

No. 74, by

Residence

Street

No. 75, by

Residence

Street

No. 76, by

Residence

Street

No. 77, by

Residence

Street

No. 78, by

Residence

Street

No. 79, by

Residence

Street

No. 80, by

Residence

Street

No. 81, by

Residence

Street

No. 82, by

Residence

Street

No. 83, by

Residence

Street

No. 84, by

Residence

Street

No. 85, by

Residence

Street

No. 86, by

Residence

Street

No. 87, by

Residence

Street

No. 88, by

Residence

Street

No. 89, by

Residence

Street

No. 90, by

Residence

Street

No. 91, by

Residence

Street

No. 92, by

Residence

Street

No. 93, by

Residence

Street

No. 94, by

Residence

Street

No. 95, by

Residence

Street

No. 96, by

Residence

Street

No. 97, by

Residence

Street

No. 98, by

Residence

Street

No. 99, by

Residence

Street

No. 100, by

Residence

Street

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

Dated June 20 188 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 h to be discharged.

Dated _____ 188 Police Justice.

0182

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Richard Burns 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. *Richard Burns*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *357 W 18th 4 years*

Question. What is your business or profession?

Answer. *Bookkeeper*

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*

Richard Burns

Taken before me this *7* day of *May* 188*4*
[Signature]
Police Justice.

0183

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 11 years, occupation Whore Boy of No. 881 - 3rd Avenue

Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Spacie Lewis and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 20

day of June

1884

Samuel Lewis

J. P. Duffy

Police Justice.

POOR QUALITY
ORIGINAL

0184

Police Court—

District.

Affidavit—Larceny.

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

of No.

881-3^d Avenue Isaac Lewis
Street, aged 44 years,
occupation _____ being duly sworn

deposes and says, that on the 18 day of June 1884 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:

About 33 yards of cloth
of the value of about one
hundred and fifty 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

Richard Burns
Nowhere With the intent to
deprive the true owner of said
property from the fact that
previously the said property was in deponent's
sailor store in said premises
and this deponent has been
informed by his son Samuel
Lewis that he saw the said
defendant come into the said
store and take the above property
and then run away
Isaac Lewis

Sworn to before me this 18 day of June 1884
Police Justice.

0185

BOX:

141

FOLDER:

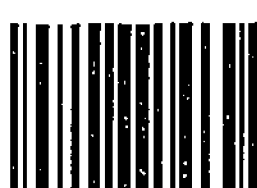
1453

DESCRIPTION:

Bush, Christian A.

DATE:

06/16/84



1453

Witnesses:

John Wilcox

Mark Thomas

Officer Jay 5th Precinct

Due fixed at 3000.

Holcomb

Bailed by
Pragdalena Pop

231 Hudson St

Nov 19th 1885

The Endless are possession of the
People does not warrant a trial.
for the present time. I recommend
the discharge of the Defendant
upon his personal recognizance

J.R. Williams
App. Dist. Atty

Counsel,

Filed 16

day of June

1884

Pleads

Not guilty 17.

THE PEOPLE

vs.

B

Christian A. Bush

Murder in the First Degree.
(Section 169.)

PETER B. OLNEY,

JOHN WILCOX

June 20th 1884

Defendant's Counsel
District Attorney
District Court
City of New York

A TRUE BILL.
true, to the knowledge of me,
J.R. Williams, District Attorney,
this 29th day of June, 1884.

Lo in Spring

Oct. 16/84

Foreman.

Speed & Jury disagree

8 a.m. 4 min. 19. 1885

Bail discharged.

POOR QUALITY
ORIGINAL

0185

0 187

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Christian A. Bush

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

Christian A. Bush

of the CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said Christian A. Bush

late of the City and County of New York, on the 18th day of May
in the year of our Lord one thousand eight hundred and eighty-four, at the
City and County aforesaid, with force and arms, in and upon one

Joseph McQuire
in the peace of the People of the State then and there being, willfully, feloniously, and
with a deliberate and premeditated design to effect the death of him the said
Joseph McQuire did make an assault.

And the said Christian A. Bush, him

the said Joseph McQuire

with a certain knife

which he the said Christian A. Bush

in his right hand then and there had and held, in and upon the breast

of him the said Joseph McQuire
then and there willfully, feloniously, and with a deliberate and premeditated design to
effect the death of him the said Joseph McQuire
did strike, stab, cut and wound, giving unto him the said Joseph
McQuire then and there with the knife

aforesaid, in and upon the breast

of him the said Joseph McQuire one mortal wound of
the breadth of one inch and of the depth of six inches, of which said mortal
wound he the said Joseph McQuire

at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the day of

in the same year aforesaid, did languish, and languishing did live, and on which day of

in the year aforesaid, the said at the
City and County aforesaid, of the said mortal wound did die

then and there did die.

0188

And so the Grand Jury aforesaid do say: That the said *Christian*
O. Busch, Jr.

the said *Joseph McQuire*, in the manner and form
and by the means aforesaid, at the City and County aforesaid, on the day and in the
year aforesaid, willfully, feloniously, and with a deliberate and premeditated design to
effect the death of *Jr.* the said *Joseph McQuire*
did kill and murder, 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.

PETER B. OLNEY,

~~JOHN McKEON~~, District Attorney.

POOR QUALITY
ORIGINAL

0189

Harmon B. Person
54 Varick St

0190

COURT OF OYER AND TERMINER,
CITY AND COUNTY OF NEW YORK.

THE PEOPLE

vs.

INDICTMENT

For

Christian Bush

To

M

William B. Pierson

No.

54 Varick

Street.

The indictment against the above-named defendant, ~~for whose appearance you are bound~~, has been placed upon the Calendar for *trial* at the Court of Oyer and Terminer in the New Court House, in the Park of the said City, on the *20* day of *Oct* instant, at eleven o'clock in the forenoon.

Witness

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

MANDOLPH B. MARTINE,
TOHRE-MEEON,

District Attorney.

0191

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of Oyer and Terminer.

The People of the State of New York

To *John Wallace* of *Hiram B. Benson*
of No. *54 Varick* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of Oyer and Terminer, to be holden in and for the City and County of New York, at the New County Court-house, in the Park of the said City, on the *20* day of *October* instant, at the hour of 10.30 in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Chris. A. Bush

in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. NOAH DAVIS, presiding Justice of the Supreme Court of the State of New York, at the City Hall in our said City, the first Monday of *October*, the year of Our Lord 188*6*

RANDOLPH D. MARTIN

JOHN McKEON, District Attorney.

POOR QUALITY
ORIGINAL

0192

MEMORANDUM.

AGE. 20 Years. 8 Months. Days. PLACE OF NATIVITY. N.Y. WHERE FOUND. 15 Broad St. New York City. DATE. When Reported. 1884

MEMORICIDA

AN INQUISITION

(347)

On the VIEW of the BODY of

Joseph M. Davis

whereby it is found that he came to his Death by the hands of

Christian D. Church

Coroner.

Tested on the 21st of May 1884

POOR QUALITY
ORIGINAL

0193

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question—What is your name?

Answer—*Christian Alexander Busch*

Question—How old are you?

Answer—*19 years*

Question—Where were you born?

Answer—*Baruch St. New York City*

Question—Where do you live?

Answer—*No 54 Varick St. N.Y.*

Question—What is your occupation?

Answer—*Printer*

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

On May 10th about 12.15 AM. I Henry & Louis Busch, John Wallace went into Thomas' saloon No 44 Canal street and when about going out, Moore came in & afterword Mr. Quire, Sullivan & Roach, and Moore struck Henry Busch & then Sullivan drove the same, then Roach came for me I said to him let me alone, then Mr. Quire came to me, I tried to get out the door, and Mr. Quire stopped me and grabbed me by the neck and threw me on the floor and was forcing my head against the flooring, and I was around for some minutes of defence and finally my hand came in contact with a knife that I found lying on the floor, the knife was open, Mr. Quire had this knife on my breast, and his hands

Taken before me, this 22 day of May 1884

Frederick H. Long

CORONER.

0194

Coroner's Office.

TESTIMONY.

Continued from Homicide Paper

around my throat. I then made use of the knife, ^{which I had in my pocket} and laid it on the floor of the Coroner's office and showed to the jury, and all present the manner in which he and Mr. Guire & were in Thomas' legs worn. I afterwards threw the knife away when I got out in daylight, after I had used the knife on Mr. Guire he got up from me, that I got up and went out, I did not see Mr. Guire again, I did not mention to any one that I had used a knife, at the time that I was stopped by Mr. Guire I was in the act of going for a Physician I could not cry out while Mr. Guire was on top of me.

C. A. Busch.

Taken before me,

this 22nd day of May 1884

Frederick L. Levy

CORONER.

0195

Coroner's Office,

TESTIMONY.

Thomas Sheridan. 132 W. Burg being sworn says I am a bar-keeper at 164 Canal St. Mark Hennrichs place. On May 17. 1884. about 12 M. I started below the place where the 3 Bush Brothers came in. Mr Thomas, Mr Moore another & I were in the place also the day bar-keeper Andrew Rongh ^{the Bush Bros} They had a fight with them. we had just told them that we were going to close the place, they were about to go out. When Sullivan & McGinnis came in.

The younger Bush (Christian) jumped over a lunch counter to get out of the crowd (the 3 Bush Bros & those who were going in).

The crowd had a wrangle before Bush went out. the others then rushed out, they broke a pane of glass in going out of the Canal St door. No one was injured hurt or stabbed in the place. I could not see behind the ice box. no out cry was made.

I knew McGinnis slightly: he came in me, twice or three times a week I never saw him strike anything but Lagers.

Mr Thomas was sitting in a chair in the corner.

When the crowd got outside we heard the noise

Taken before me

this 21 day of May 1884

Ferdinand Levy CORONER.

0196

Coroner's Office,

TESTIMONY.

2

of quarrelling and closed up the place.
After a while on going out I saw the
young taking M. Gurn to a drug store.
I can't tell whether M. Gurn was further
behind the red box or in the street.

Shortly after went to the drug store
on Hudson & Canal St and saw M. Gurn
lying there dead.

Young Bush came into the place 10
minutes after the crowd left and said
"Did you see me insult anybody?" I said
no, but that I saw."

I could not notice that any of the parties
were intoxicated.

I did not see young Bush roused down
on the floor.

There are two entrances to the saloon one
on Laight and the other on Canal. They came
in on the Canal or side

I did not know why Bush jumped
over the lunch counter as he had not been
struck.

Thomas Sheridan

Taken before me

this 21

day of May 1884

Ferdinand Levy

CORONER.

0197

Coroner's Office,

TESTIMONY.

3

Exhibit C to 214/84
 to say

Mark Thomas Saloon Keeper & 104 Canal St
 being sworn says: On May 18, 1884
 about 12-1/2, A.M. when the Bush Brothers
 and a friend were there and were just going
 out when another party came in.

The Bush Bros had been in about 15 minutes
 and drank some beer.

As they went out they met Sullivan and three
 or 4 others. They commenced to fight at once.
 I went to stop them but could not. I am
 not sure whether McGinnis was there or not.

I felt weak and went back to the office.
 I heard one of the glasses in the saloon
 door breaking. I opened the door when some
 of the crowd rushed passed me. I saw no
 one knocked down or on the floor. I saw no
 one slotted or hurt nor did I hear any one
 cry.

I can't say that I saw young Bush
 there. I did see the Big Bushes there.
 I heard that McGinnis had been slotted about
 5 minutes after they went out. I was told
 so by Mr & Mrs Welch who were in the place at
 the time.

The Bush Bros & their friend were just tell
 the other party came. - My own brother also

Mark Thomas

Taken before me

this 21

day of May 1884
 Ferdinand Levy

CORONER.

0198

Coroner's Office,

TESTIMONY.

4

Audron Road 60 Light St. Bar kept
for Mark Thomas 404 Canal St. being sworn
says. On May 17th Saturday I ~~saw~~ ^{heard} ~~the~~ ^{the} fight
than on other nights

About 12 1/2 PM. May 18th 1884. Mr. Bush
brothers were standing at the bar. Sullivan
McGinn came in. I heard some fighting
commence - I went to separate them.

No words proceeded the fight. I could
(Courtbook) not tell where Christian Bush was. I pulled
Big Bush away from Morris whom he was beating
with a club. He went to strike me with it
when I ^(Big Bush) said don't strike him he is
the bar-tender. I saw no one knocked
down nor did I see any body use a knife.
Then they all rushed out Canal St. door. I
don't know what made them go out.

I never knew McGinn to have any trouble
with any one.

Miss Walsh came in soon after and said
some one was stalked and out side. and she
thought it was Joseph McGinn. I did not see
any one stalked. I could not see any one behind
the red box. I did not see Young Bush return
to the Saloon afterwards. I saw no knife then
nor any one handle a knife.

Saw the Bush Bros and McGinn behind

Taken before me

this 21

day of May 1884
Ferdinand Levy

CORONER.

0199

Coroner's Office,

TESTIMONY.

the ice box, and also Moore. ^{earlier} up the night
My brother was there ~~also~~; he came in
before any body came in and went away
before any one came there. He did not
come back. I can't tell whether my brother
came there with McGraw & Moore I did not
see him there.

Andrew Roach

Taken before me
this 21st day of May 1884
Ferdinand Levy CORONER.

0200

Coroner's Office,

TESTIMONY. 6

Michael Walsh 165 J. Houston St. being
 sworn says I am a Porter. On May 17.
 I left my mother in law's house at 12 PM
 with my wife, we met Mrs. Lewis.
 We went into Mark Thomas's. & got
 a drink. we went into the family
 entrance. Right to side.

Mr. Thomas attended to us. I saw Sheridan
 there also Andrew Rook.

While we were drinking 7 or 8 men
 entered by the same door we came in.
 They met some others coming out and
 a fight commenced. all the 7 or 8 men
 did not go in but fled when the fight com-
 menced - Mrs. Lewis got punched in the
 eye by one of the men coming out. (pointing out
 Lou Bush) in rushing out he struck ~~the door~~ out
 & we left on our way home we saw
 him holding a weapon on corner of Canal
 and Laight. My wife asked Sullivan
 what the matter was he said McQuinn
 was stabbed.

I Mrs. Lewis
 around the door

I went back and told Thomas that
 McQuinn was stabbed.

I left about 5 minutes after the crowd left
 I saw no fighting out side.

Taken before me

this

21

day of

May 1884

Ferdinand Levy

CORONER.

0201

Coroner's Office.

TESTIMONY. 7

John Roach Co. Light & Heavy Iron
Says I am a Cloth Printer & I am
a Brother to Andrew Roach Barkeeper
for Mend Thomas.

On May 17. 1884 I called at 10:45 PM
to Thomas's Saloon and remained there
half an hour. Neither the Quinn or the Bush
Brothers were there at the time. I left
at 11:45 PM. I went to Bulger Saloon
and bought a cigar. I was going home
at the corner of Light and Canal St.
I met McQuinn and Sullivan about 11:55
PM.

Sullivan asked me where Morr was
I thought up in Thomas's. he said let
us go up and see. We walked to
Thomas's Saloon. Sullivan entered first
McQuinn followed and I was in last
we entered on Light St. The 3 Bush
Brothers were standing at the bar Morr was
talking to one of the Bush's (Henry) I got as
far as the end of the lunch counter
where Henry Bush and Mr. Morr started
the fighting. Morr was hit & struck by each
the other Bushes twice. I suppose to help
the brothers. The four then fought I got struck
I don't know by whom. I went out Canal St
door as I did not want a man in Thomas's?

Taken before me,

this 21 day of May 1884

Ferdinand Leary

CORONER.

0202

A

Coroner's Office.

TESTIMONY.

Salom

I met an officer down Canal St who stopped me. Told him of the fight ~~to~~ I walked back with the policeman to the Salom. Saw Mr. Quinn and Sullivan. Sullivan said some body has stabbed Joe McInnis. McInnis was carried by his men he was taken to a ~~saloon~~ ^{druggist} corner of Canal & Hudson St and there he died.

The fighting took place in the dark corner behind the ice box. I did not see Walsh I saw Miss Linnis.

No one was stabbed while I was in the Salom.

Christiano: Young Bush was standing in the middle of the floor with his hands up and said go away you are Roach.

~~I was in front of the Salom~~
I did not see the ^{young officer} Bush. ~~He was in the~~
I did not see Christiano Bush behind the ice box.

I got struck in the middle of the floor. The fight became general.

John J. Roach

Taken before me,

this

21

day of May 1884

Frederick D. Leary

CORONER.

0203

Coroner's Office.

TESTIMONY. 9

Officer John Jay & I being
 known says. On Sunday May 8
 about 12.25 PM I was coming
 down Canal at towards West
 Battery I heard a ruf; ~~aroused~~
 it and ran down and when
 I got in front of Mark Thomas
 saloon Sullivan told me there
 had been a fight and McGuire
 had been stricken, Sullivan
 told me to take charge of him-
 self and James Moore as they
 had been engaged in the fight
 he said the fight had been in
 Thomas' saloon, McGuire was
 at this time lying on the side
 walk in front of the saloon
 some of the men that were around
 picked the body of McGuire up
 and took it to a drug store on
 Canal & Hudson, the saloon was
 all darkened up when I got there
 when I saw McGuire in the drug
 store he was still alive, Sullivan
 told me that Lou, ~~him~~, ^{Christopher} Busch
 and himself were in the fight
 Detective Bogarty and myself
 then went to Busch's residence and

Taken before me,

this

21

day of

May 1884

Ferdinand Levy

CORONER.

0204

Coroner's Office,

TESTIMONY.

arrested the two eldest, they said
 they did not know who did
 the cutting, after that we went
 back to the house and arrested
 Christian, we said to him give
 us the knife that cut that man
 this was said by Detective Fogarty
 Christian said he did not have
 any that he threw it away, then
 we said we know you cut the
 man and we want the knife
 to save trouble, asked him what
 kind of a knife it was he said
 he did not know, he said
 he picked it up in Thomas's
 saloon, he said he threw the
 knife in the direction of David
 St. from Thomas' saloon and I
 found the knife (shown by
 witness) in that direction under
 a truck in Freight St, while
 taking him to the station he told
 me that while laying on the
 floor of saloon, ^{some one} ~~the~~ was
 on top of him and he picked
 the knife from the floor and
 pushed it into him, at this
 time he did not know the man

Taken before me

this

 21 day of May 1884
 Ferdinand Leoy CORONER.

0205

Coroner's Office.

TESTIMONY.

was dead, I asked him again what kind of a knife he cut him with. He said he did not know. I found another table knife in the saloon behind the lunch counter, it looked to me as if there was blood on it, the knife. I found under the table in ~~saloon~~ ^{lunch counter} it was closed when I found it and no marks of blood were on it.

John Fay

Taken before me,

this

27 day of

May

1884

Ferdinand Levy

CORONER.

0206

Coroner's Office.

TESTIMONY.

A.
 Cassie McCarthy being sworn says I
 reside at 22 Laight st. I know the
 deceased Joseph McGuire, and know
 Christian & Henry Busch. I identify
 the knife now shown me and which
 was found under the truck in
 Laight street by Officer Fay as
 one that I saw in the hands
 of Christian Busch in the morning
 of Saturday ^{May 17} at 11 AM at my
 house
 Cassie A. McCarthy

James Moore being sworn says I
 reside at No. 18 Beach st. and am a
 pattern dyer, I know the deceased &
 Henry & Christian Busch, On May 17
 about 11.15 P.M. I and John Roach
 went into Thomas Saloon to
 have a drink, after a while we
 came out, and separated Roach
 went home, and I returned in
 to the saloon at a little after 12
 I was talking to Tom Sheridan
 the & Busch brothers Henry &
 were there. I got in a quarrel
 with Henry Busch, then Roach
 Sullivan, & McGuire came in &

Taken before me,

this 22 day of May 1884
 Ferdinand Levy CORONER.

0207

Coroner's Office,

TESTIMONY. B

a general fight began, John Hallen
 was also there. ^{and fought it} A rush was
 made for the door; I did not see
 any one have a knife, Andrew Beach
 pulled me away from the Beach
 Bros, I stood in the saloon and
 went out afterwards through the
 Canal at entrance, when in the
 saloon a man came in and
 said there was a man outside who
 had been stabbed.

James Moore

Taken before me

this

22 day of May 1884

Ferdinand Levy

CORONER.

0208

Coroner's Office.

TESTIMONY.

14

Thomas Sullivan being sworn says
 I work on a Soda Water Wagon for
 John Taylor 64 N. Moore & am live
 at St. James St. On May 17th I
 was standing on cor. Leight & Hudson
 with McQuire, Roach came along
 and we went to Thomas's and
 as going into the door on Leight
 St I saw Walsh & 2 ladies
 then saw Busch & Moore fight
 Busch when we saw the 2
 Busch then go for Moore we
 then took a hand in, I then
 saw the parties go for the Leight
 St. door and I went out the
 Court St. door. I did not see
 Christian Busch at all; I did
 not see how McQuire got out
 but when I saw him on the sidewalk
 he said to me I saw
 stretched and he then fell, I saw
 a detective come along and I told
 him about the fight in the saloon
 some officers also came and I
 told them to take me along,

Thomas Sullivan

Taken before me,

this 22

 day of May 1884
 Ferdinand Leary

CORONER.

0209

Coroner's Office.

TESTIMONY.

11

Mark Thomas. being recalled I saw
no blood on the floor of my saloon
after the fight was over, there is
saw blood used for the floor, I
did not hear any one say anything
about being stabbed, after the fight
was over the two eldest Busch Bros.
remained I think looking for a hat.
Mark Thomas

John Wallace being sworn says I reside
54 Varick st. and am a confectioner
On May 1884 about 12:15 AM I and
the 3 Busch Bros went into
Thomas' saloon had 4 beers &
while there Roach, Sullivan, Moore
& all four came in, Henry Busch
was standing at the end of bar
Sullivan & Moore came over to
him & Sullivan struck him, then
the whole crowd got fighting
and got to the Eighth St. door
all hands were fighting except my-
self while it was going on I saw
Christian Busch on the floor some
one was over him, I cannot say

Taken before me

this 22 day of May 1884
Ferdinand Levy

CORONER.

0210

Coroner's Office.

TESTIMONY.

16.

who it was, but think it was
 McGuire but now I am sure
 it was McGuire, all the other
 parties were in the store, it was
 about 2 minutes after the fight
 began that I saw McGuire on top
 of Dusch, McGuire had Dusch
 by the ^{holding his head} throat, I then went out
 of the saloon to look for a policeman
 and while ^{I was} out McGuire came out and
 said I am stabbed and fell in
 front of a lamp store next to the
 saloon

John Mellor

Taken before me

this 22 day of May 1884

Ferdinand Levy CORONER.

0211

Coroner's Office.

TESTIMONY.

17

Henry Busch being sworn says, I
 reside at 54 Varick st and am an
 umbrella maker. On Sunday May 18
 I went into Thomas' place about
 12.15 Am with my brother & Wallace
 to have a drink, I was standing
 at lower end of bar, Moore at
 upper end, and Moore came
 to me and struck me and
 then Sullivan struck me and
 followed it up, I got hunched
 towards Laight st end, after a
 while I got away and then
 saw my brother Christian on
 the floor, McGuire Roach &
 Sullivan had come in together
 that was the time that I was
 first struck, I tried to go to
 Christian's assistance when I was
 struck a heavy blow in the fore-
 head and when I recovered
 from the effects, the other crowd
 had gone, I found my brother
 remained until Mr. Thomas
 said the coast is clear boys go
 and we must hurr, and about
 10 minutes afterwards Police came &
 arrested Wallace myself & Louis ^{Bush}

Taken before me

this 22 day of May 1884

Ferdinand Levy

CORONER.

02 12

Coroner's Office.

TESTIMONY.

H.

I heard no outcry during the fight.
I did not know of the stabbing
until I was arrested. I do not know
only the man was that was on top
of my brother

Henry Brock

Taken before me

this 22 day of May 1884

Edmund Leary

CORONER.

0213

Coroner's Office.

TESTIMONY.

19.

Louis Busch being sworn says. I reside at St. Patrick St and am a butcher. On May 18/87 about 12.15 AM I and my two brothers & Wallace went into Thomas' saloon to have a drink and while there McGuire and some more men came in, Sullivan & Moore struck my brother Henry. I also got a blow, and Henry in trying to get at McGuire at about 3 of the men got at him then the fight became general. I did not see my brother Christian during the fight, the other party then made a rush for the Canal at door, I and my brothers remained in the bar-room for about 8 minutes I did not hear of the striking until I heard it in the Street House.

Louis Busch

Taken before me

this

day of

188

Ferdinand Leary

CORONER.

02 14

Coroner's Office.

TESTIMONY.

20

Richard B. McGuire being sworn
says I reside at No. 43 Kenrick
St and am a brother of deceased
I recognized the body of my brother
at the Morgue etc Cor. Canal & Hudson
street on Sunday morning May 18th
and again at the State House. I
know nothing of the occurrence.

R B McGuire

Taken before me,

this 22nd day of May 1884*Ferdinand Levy*

CORONER.

02 15

Coroner's Office.

TESTIMONY.

21

Mrs. Katie Quinn. being sworn says.
 I reside at 56 Varick street. On
 Saturday May 17th about 12 M
 I went to Mr. Thomas' saloon &
 on coming out I met Mr & Mrs
 Walsh and went back with them
 to the saloon, and after being there
 for some time a fight occurred in
 front of the bar, I was hit by some
 one but I do not know who it was.

1. Linda Quinn

Taken before me,

this 22nd

day of

May 1884

Ferdinand Levy

CORONER.

02 16

Coroner's Office.

TESTIMONY. 22

My Charlotte Walsh being sworn says.
 I reside at 165 N. Howard, Chgo.
 May 14th I, my husband & Mrs Sims
 arrived at Thomas' saloon at 12.15^{hr}
 and while there a party of gentlemen
 came in through back of entrance
 soon afterwards a fight began
 and a lot of the men ran
 past us my husband said look
 out gentlemen, some one said
 give it to him any how, and then
 Mrs Quinn was struck in the
 forehead, & when I got outside
 I saw a man lying on the side-
 walk when we got up, my husband
 said let us go home and we
 went home.

Charlotte Walsh

Taken before me,

this 27th day of May 1884

H. D. [Signature]

CORONER.

0217

Coroner's Office.

TESTIMONY.

Philip C. Doolin M.D. being sworn says
On May 18. 1884 at 13 Rummick St. I
made a post-mortem examination of the
body of Joseph M. Guard.

I found a contusion the size of a 3 cent
piece over the upper-outer end of the left Malar
bone and one the same size ~~off~~ over the left
temple.

I found also a stab wound of the breast
one and a half inches long, the upper edge
on a line with the nipples was one-half
inch to the left of the median line. The lower
edge of this wound was three-quarters of an
inch to the left of the median line. The
wound passed through the sternum ^{opposite} the
junction of the 5th and 6th ribs with the sternum.

The wound extended through the pericardium
which was filled with blood and then through
the wall of the heart into the right ventricle.

The lungs were oedematous.

The mucous membrane of the stomach was inflamed.

The kidneys were inflamed.

The other organs were normal.

From said autopsy I find death due to
thickened stab wound of the heart.

P. C. Doolin M.D.

Taken before me
this 18th day of May 1884

Hermand Levy

CORONER.

POOR QUALITY
ORIGINAL

0218

STATE OF NEW YORK

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the ~~house of~~ *Corners Office*
No. *13415* *Chatham* Street in the *Fourth* Ward of the City of
New York, in the County of New York, this *21st* day of *May*
in the year of our Lord one thousand eight hundred and *84*.

Ferdinand Levy before
Coroner,
of the City and County aforesaid, on view of the Body of

Joseph M. Guire lying dead at
13 Renuick St. Upon the Oaths and Affirmations of
Chas. W. good and lawful men of the State of New York, duly chosen and
sworn, or affirmed and charged to inquire on behalf of said people, how and in what manner the said
upon their Oaths and Affirmations, say: That the said *Joseph M. Guire* came to his death, do

State ^{of the Chest} *would* ^{come to his death by} *inflicted* by *Christian A. Busch*
Sunday May 18th 1884 about *12.20 AM* in the
saloon of Mark Thomas No. 404 Canal street
the said wound being inflicted in self defense
without deadly intent while in fear of losing
his own life

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition
set our hands and seals, on the day and place aforesaid.

Edwin F. Merwin

JURORS

A. J. Deman

John Mehl

Charles Peppenheimer

H. B. Pearson

H. B. Pearson

Peter Keough

A. Belmont Kretter

James G. Brown

W. L. Angellinger

M. W. Jones

463 Canal St

425 Canal St

338 Broadway

22 + 24 Mowbray St.

76 Varick St

78 Varick St

257 Hudson St

452 Canal St

225 Hudson St

207 Hudson St

Ferdinand Levy
CORONER, I. S.

POOR QUALITY
ORIGINAL

0219

The People of the State of New York, on the Com-
plaint of

vs.

Christian A. Busch

List of Witnesses. in the case of
Jeph McGinn May 18 / 84
at 404 Canal St.

NAMES

RESIDENCE

| | |
|-----------------------------|---|
| x Mrs. Charlotte Walsh | 291 Black St 3 ^d Floor |
| x Michael Walsh | 165 West Houston St |
| x Andrew Roach | Patrick St 165 Houston |
| x John J. Roach Bailed | 60 Tenth |
| x Cassie A. McCarthy | " " |
| x John Wallace Bailed | 2 South West Cor 4 th & Macdougall |
| x Henry Busch Bailed | 54 Varick " |
| x Louis Busch Bailed | " " |
| x Mrs. Kate Simms | " " |
| x Thomas Sheridan | 56 " |
| Mark Thomas Lead | 132 West Broadway |
| x James Moore Bailed | 404 Canal |
| x Thomas Sullivan Bailed | 18 Beach |
| x Richard B. McGinn | 88 King |
| Off John Fay | 13 Benbow |
| R. E. Doolin W.D. | 5 Prich |
| Off Fogarty | Coroners Office |
| x William F. Wilson 402 | 6 th O |
| Off W. C. H. H. | 8 th Prich |
| | 6 th Prich |

0220

Open Term
Court of ~~General Sessions~~ Part

Before Hon. *George C. Barrett*
Assistant District Attorney *John R. Hellows* for the People.
Calendar for District Attorney, *Oct 20* 188 *5*

No. *1* THE PEOPLE, &C.

Christian A Busch
Homicide
44

WITNESSES.

Mrs. Charlotte Walsh *not found*
Michael Walsh *not found*
Andrew Roach *Left*
John J. Roach *Left*
Cassie A McCarthy *not found*
John Wallace *Left*

No. _____ THE PEOPLE, &C.

(Bondsmen
several Pers.)

WITNESSES.

Harry Busch *Left*
Louis Busch *Pers.*
Mrs Kate Simms *not found*
Thomas Sheridan *Left*
James Moore *Left*
Thomas Sullivan *Pers.*

No. _____ THE PEOPLE, &C.
vs.
COURT OF GENERAL SESSIONS.

The People, &c.

vs.

THE PEOPLE, &C.

No. _____

District Attorney.

WITNESSES.

Richard P. M. Gure *not found*
Off. John Fay *sick*
" Fogarty *Left*
Off. Nelson *Left*
" Handy *Left*
Dr. P. E. Conlin *Left*

WITNESSES.

THE PEOPLE, &C.

WITNESSES.

In the matter
of
Christian A. Bush.

Affidavit of
Cassie A. McCarthy.

0221

0222

City and County of New-York, SS.:

Cassie A. Mc'Carthy, of No. 147 Macdougall street, in said City, being duly sworn, deposes and says: That in the early part of May, 1884, she left home and went to stay a while with friends of hers by the name of Mc'Laughlin, at No. ~~22~~ *22 Laight St.* street; that on the morning of the 17th day of May, 1884, at about the hour of 11 o'clock, deponent was in the kitchen of the above number, helping prepare the dinner; that Christian A. Bush was in said kitchen at said time, sitting near the ice box; that deponent having occasion to pass said Bush in order to get something out of the ice box, the said Bush caught hold of deponent's arm rather roughly, and deponent said to him "Mr. Bush, please don't be so familiar", and he said to deponent "You don't want to talk so saucy to me, Cassie; I have got a big jack knife in my pocket"; that said Bush then took out a large jack knife, opened the blade and laid it on the palm of his hand, and said "see", and on deponent's attention being called to the knife she looked at it; and deponent said to said Bush "Oh, what an ugly knife; put it away, you might do some harm with it"; that deponent then asked said Bush what he used it for, and he said he used it for scraping out ink; that deponent then said to said Bush that he had a beveled knife; that Bush said the reason of that was he was just after having it sharpened; that Bush tossed the knife up in his hand two or three times and put it away. The next morning deponent heard of the murder of Mc'Guire, and that when told that the murder had been committed by Christian Bush with a jack knife, deponent said "Oh, he showed me a jack knife yesterday". That a few days after Richard Mc'Guire, a brother of the murdered man, asked deponent if she would go down to the Coroner's office, and deponent went with him; that the hearing was not held on that day but was postponed until the following day; that on her way home, in company of the said Richard Mc'Guire, deponent was approached by Henry Bush, who was in custody of an officer, and said Henry Bush asked deponent what she knew about the case, to which deponent replied "Oh, I know a little"; that he then asked her what she did know, and deponent again replied that she knew a little; that said Henry Bush then said to deponent "You don't want to interfere in this case, or we will make things too hot for you, worse than you could stand"; that the officer having the said Bush in charge then said to said Bush "Hush; that is enough of that". That the following day deponent appeared at the Coroner's office, and there identified a jack knife in the possession of the Coroner as the same knife which deponent had seen in the hands of Christian Bush the day before the said murder was committed; that deponent was then informed by the Coroner that the knife had been found by an officer under a truck down from the saloon in Laight street. That on the 24th day of September, 1884, while deponent was sitting in the Court room of Part Two of the Court of General Sessions, having been subpoenaed as a witness on the part of The People against Christian Bush, deponent entered into conversation with Cecelia Sims, of No. 56 Varick street; that during the conversation deponent was told by said Cecelia Sims that she had been subpoenaed to testify that when she, deponent, came out of the Coroner's office deponent said to her that she, deponent, had not seen the knife, and that deponent told her, the said Cecelia, that the Mc'Guire were making her swear for them; and the said Cecelia Sims told deponent that if the defence put her on the witness stand she would ask them if they wanted her to swear falsely. That while deponent and the said Cecelia were

0223

talking Henry Bush, a brother of the prisoner, came over and tapped the said Cecelia Sims on the shoulder, and said "Now, Celia, you know what you have got to say, don't you"? and the said Cecelia answered him back and said "No, I do not; I don't know what you have got me subpoenaed for"; that the said Henry Bush then said "Well, you know what she said, don't you"? at the same time pointing to deponent, and she said "No, I don't"; that the said Henry Bush then said to the said Cecelia "Well, when I get on the stand I will make you come to"; that the said Cecelia then moved away from said Henry Bush, and as she did so she asked him if he wanted her to swear falsely.

Deponent further says that on the 25th of September, 1884, she went to William P. Dane and Company's, corner of Beekman and Gold streets, in said City, where she had been employed as a card cutter at six dollars a week; that while deponent was getting ready to go to work another young lady came in, and deponent was then told by other girls in the place that this new girl had been employed instead of deponent; that when the forewoman came in deponent spoke to her, and when asked why she stayed away the previous day told her; that when Mr. Dane came in the forewoman, Miss Mc'Gee, spoke to him, and she came back and told deponent that Mr. Dane was too busy to see her but that he would send her money out to her by Robert Glover, which he did, but would not give deponent an opportunity to explain why she was absent the ~~next~~^{previous} day, and so deponent lost her situation on account of having to attend Court as a witness in behalf of The People against the said Christian A. Bush.

Sworn to before me, this :
1st day of October, 1884. :

Notary Public, N. Y. Co.

Bessie A Mc Carthy

John D. Murray

0224

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of Oyer and Terminer.

The People of the State of New York,

To Mrs. Charlotte Walsh

of No. 291 Bleeker

Street,

3^d floor

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of Oyer and Terminer, to be holden in and for the City and County of New York, at the New County Court-house, in the Park of the said City, on the 20 day of October instant, at the hour of 10.30 in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Chris. A. Bush

in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. NOAH DAVIS, presiding Justice of the Supreme Court of the State of New York, at the City Hall in our said City, the first Monday of October, the year of Our Lord 1885

RANDOLPH P. MARTINE JOHN McKEON, District Attorney.

0225

Mr. + Varick & Haught-Mr.
Hornacks Saloon

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK
If this Subpena is disobeyed, an attachment will immediately issue.
Bring this Subpena with you, and give it to the Officer at the Court-
Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPEN A

FOR A WITNESS TO ATTEND THE

Court of Oyer and Terminer.

The People of the State of New York,

To Mrs. Kate Pirrimo

of No. 56 Varick Street,

Received don't
know where

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of Oyer and Terminer, to be holden in and for the City and County of New York, at the New County Court-house, in the Park of the said City, on the 20 day of October instant, at the hour of 10.30 in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

G. A. Bush

in a case of Felony whereof he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. NOAH DAVIS, presiding Justice of the Supreme Court of the State of New York, at the City Hall in our said City, the first Monday of October, the year of Our Lord 188

JOHN McKEON, District Attorney.

0226

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of Oyer and Terminer.

The People of the State of New York,

To *Richard B. McGuire*
of No. *13* *Renwick* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of Oyer and Terminer, to be holden in and for the City and County of New York, at the New County Court-house, in the Park of the said City, on the *20* day of *October* instant, at the hour of 10.30 in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

G. A. Bush

in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. NOAH DAVIS, presiding Justice of the Supreme Court of the State of New York, at the City Hall in our said City, the first Monday of *October*, the year of Our Lord 188

~~RAUDOLPH B. MARTIN~~ JOHN McKEON, District Attorney.

*Moved Court
Room where*

0227

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA
FOR A WITNESS TO ATTEND THE
Court of Oyer and Terminer.
The People of the State of New York,
To *Off. Fay*
of No. _____ Street,

*5
Lick*

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of Oyer and Terminer, to be holden in and for the City and County of New York, at the New County Court-house, in the Park of the said City, on the *20* day of *October* instant, at the hour of 10.30 in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

B. A. Bush
in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. NOAH DAVIS, presiding Justice of the Supreme Court of the State of New York, at the City Hall in our said City, the first Monday of _____, the year of Our Lord 188

RANDOLPH B. MARTINE, ~~JOHN McKEON~~ District Attorney.

Sup. Judicial Sec. Court.

the People
of the City of New York
Complainant
against

Christian A.
Burch

Defendant

W-3784

FRANK J. KELLER.

Attorney for defendant.

346 BROADWAY
NEW YORK CITY.

Noted by
Esq.
Attorney for the City of New York

Due and timely service of

Dated

188

Attorney for

C. B. Merwin, Printer, 218 Fulton St., N. Y.

POOR QUALITY
ORIGINAL

0229

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

The People vs.

against

Christian A. Bush

Sir.

Please take notice that the defendant
will move this Court in Part I ~~thereof~~
on Monday, the 20th October instant
at 11 A.M. or so soon thereafter as
counsel can be heard; that (if a second
trial can be had) that a day this term
be fixed for such trial and that
in the meantime he be discharged
on his personal recognizance

New York City Oct 17-1884

Frank J. Keller

Atty for Deft

346 Broadway

To Peter D. Cheney Esq.

District Attorney for the
City and County of N.Y.

0230

In the Matter

of
The Bush boys.

0231

In October, 1883, James O'Hara, of No. 18 Hubert street, was stabbed by Christian Bush, and was confined in St. Vincent's Hospital for some time. John Roach, a witness for The People in the case against Christian Bush, was a witness to the stabbing. There was no arrest. The case was hushed up.

In the spring of 1884, all the Bush boys were implicated in a violent assault upon Mrs. Lyons, then of No. 54 Varick street. Henry Bush was arrested for this assault and put under bonds. Gus Bush ran away and was not seen in New-York again until two or three days before the killing of Mc'Guire. Mrs. Lyons was intimidated by the Bushes and did not appear at the trial of Henry Bush.

0232

The People
vs.
Christian A. Busch

0233

The People

^{vs.}
Christian A. Busch.

Court of General Sessions Part II

Before Judge Cowing.

October, 1884.

Andrew Roach sworn and examined by Mr Adams. I live 60 Laight Street, on the 17th of May last I was in Thomas' saloon 404 Canal Street, I was the day bar-keeper, Thomas Sheridan, the night bar-keeper was there, I staid late Saturday night, the boss was sick, Mr Thomas was the boss and he died since, he was in the saloon that night about twelve o'clock, I know McGuire who was killed and know Christian Busch a couple of years, I know him to speak to him and McGuire too. On that night the Busch brothers, Christian, Henry and Louis were in the saloon, I guesss they came in about twelve o'clock that night. Moore was in the saloon, Wallace and the Busches came intogether, Moore had been in before that. McGuire and Sullivan came in at the Laight Street door, the middle door, I did not see my brother come in; the Busches were at the end of the bar near the ice-house. Moore was up further at the bar near the Canal Street side, I was about in the middle between the two counters, I was just going home, Sheridan was behind the bar; it was in the door marked No. 1 that these men came in; a fight took place when they came in - somebody struck one of the Busches when Sullivan and McGuire came in, I do not know who struck the first blow; as soon as ~~they~~ they came in the door the fight commenced; all hands got in the fight there, they got fighting until they got down behind the ice-box, I was watching the fight, I did not take part in it, I tried to stop it; it did not last five minutes, the whole thing. I could not see what

I

0234

was going on behind the ice-box; there was a break made for the Canal Street door, some went out the Canal Street door, I don't know who it was that was in this fight, behind the ice-box, the whole lot was there; when I went back I found Louis Busch and Moore fighting behind there, Busch had some kind of a stick in his hand, him and Moore was clinched down there, the rest was gone out when I went down there and Hen Busch was there, Louis Busch went to hit Moore and Hen says, don't hit him, he is the bartender here. When you got down there was there anybody else there beside Henry and Louis Busch and Moore? No sir. Was anybody in the saloon? Only Sheridan and Mr Thomas, that is all, the people were all outside. Can you indicate how long it was after you saw the fight disappear around the ice-box that you went down there? It was not over a couple of minutes I believe, a minute or so; as soon as all hands went out, I got down there, somebody went out of the Canal Street door, I do not remember what door they went out, I do not know who went out of the Laight Street door. I did not see anybody knocked down at any time, did not see anybody on the floor, did not see anybody with a knife, did not see anybody stabbed. Will you swear there was nobody on the floor while you were there? Yes sir. When did you first hear about the stabbing? Mrs. Walsh came in and told me that there was a man out on the corner stabbed, she thought it was Joe McGurie, this was after twelve about five minutes after the fight, that was the first I knew of anybody being stabbed. After you separated Moore and Louis Busch here behind the ice-box, did they all come out? Yes sir, they went out. So that there was nobody left in the saloon except the two bar-keepers and

0235

Mr. Thomas? Yes sir, me and Sheridan.

Cross Examined. I did not see my brother at all there, he might have been there not to my knowledge, I did not see him that night at all. Will you swear that your brother did not come in with McGuire and Sullivan? I did not see him come in. I was present before the Coroner and gave testimony, I was there when my brother was examined and said he was there. Sullivan came in first and McGuire after and as soon as they came in the fight commenced. There was no trouble until they came in, I could not see behind the ice-box. I found Moore and Louis Busch behind the ice-box, McGuire and Christian Busch had gone out of the saloon at that time. I took no notice of any stick in Louis Busch's hand. I was struck no blow by any of the Busch brothers. I did not see Christian A. Busch return to the saloon afterwards. My brother was there earlier in the evening, at eleven o'clock.

Thomas Sheridan sworn. I was the night bar-keeper in Thomas' saloon on the 17th of May and was there at twelve o'clock; there were in the saloon, the three Busch brothers, Moore and a friend of Busch's, Wallace. I should judge the Busch brothers came in about five minutes of twelve. Before they came in Moore and two or three ladies were there, one lady that I know of Mrs. Simms, Mrs. Walsh I believe and her husband, and Mr Thomas ^{and} ~~had~~ Roach, the day bar-keeper. Mr and Mrs. Walsh and Mrs. Simms were standing at the ice-box inside of what we call the family entrance behind the ice-box, Mr Thomas was sitting at the stove. The Busches came in and wanted a drink and as they were standing drinking this party came in, McGuire, I did

0236

not see them come in; the first I saw of it was when they commenced to wrangle, I turned round and saw Sullivan and Henry Busch together and Christian Busch was standing with his back to the lunch counter, I was behind the bar. When do you say Christian Busch was when you first noticed him? ~~Not~~ When I first noticed him - he was up at the bar drinking. At the time you saw Sullivan and Moore where did you see Busch? With his back to the lunch counter. Do you mean leaning against the lunch counter? I should judge so. At the upper or lower end? At the upper end near the Canal Street door. When I saw Sullivan and Henry Busch together I seen Moore in the crowd, the whole lot of them, I did not notice the other Roach but he was there, I saw McGuire go to about the center of the ice-box right close to the ice-box on the west side. This Chrisitan Busch - there was a crowd in the center, they were all fighting in the center of the room, he sprung up behind the lunch counter and went behind the stove to go to the door, McGuire turned to go with him and went out, I thought they both went out. They disappeared from your view, Christian Busch and McGuire towards this lower door? Yes sir, I did not see them come together in fighting; those parties that were fighting, they left there then and they made a rush for the Canal Street door and in trying to get out broke the glass and part of them came back towards the Laight Street entrance, I went out and Mr Thomas was at the door at the time opening the Canal Street door for them, it had been locked and in pulling it they broke a pane of glass. Some of them rushed back then? They went back to the Laight Street door, I saw Louis Busch, he had a rolling pin of a shade, the tallest one, Louis. I think he was

0237

about to strike the other people with it, I did not see him strike anybody with it. Where was that, Sheridan? Right close to the Inight Street door, and they all went out then except Moore and the two elder Busches, Louis Busch was looking for his hat, he claimed he lost his hat and I think it was Mrs. Walsh went out to see if his hat was outside and came back and said that there was some one hurt outside, that is the first I knew of any stabbing. He got his hat, I don't know who brought his hat in and they staid there for the party to get away from the outside, the elder Busches did not care to go out until the party dispersed, and then the young Busch came back and made a remark to me, he says, we have not insuted anybody have we, I says, no, not as I know of. When I say the young Busch, I mean the defendand; the day bar-keeper had not gone away then, I did not go outside, they went home as I thought all of them; they all went out with the exception of Mrs. Simms and Mrs. Thomas, they went home - Walsh and his wife and Andrew Roach the day bar-keeper and I closed the place and went down and saw McGuire lying in the drug store dead, I saw the party go through Canal Street with him helping him along. When you got down to the drug store, he was dead? As I supposed, I did not go inside. Did you see anybody knocked down, did you see anybody on the floor, did you see anybody stabbed? No, I did not. BY Counsel. When young Busch, the defendand, jumped over the lunch counter it was to get away from the fighting? Yes, as I thought. During all that fighting or trouble that took place there Christian Busch, the defendand, never raised his hand? No sir, not as I seen.

0238

John J. Roach sworn. I live 68 Laight Street and am the brother of Andrew Roach who has already testified, I know Sullivan and Joe McGuire who was killed, also Christian Busch and his brothers and this man Moore. On this night between Saturday and Sunday, May 17, I met Thomas Sullivan and Joseph McGuire on the corner of Hudson and Laight Street about five minutes of twelve. Sullivan asked me where Moore was, I told him I thought he was in Thomas'. He said, we will go up and have a drink and see if he is there; we went up there to the saloon, we got in the Laight Street door and there was a fight started between Henry Busch and Moore, I saw Moore and Henry Busch come together, they began to fight, one stood at the liquor bar and the other stood at the lunch bar; I saw them as soon as I entered the door, I cannot say sure now who went in first, we went in about together by the family entrance door. What took place as soon as you saw Moore and Henry Busch come together? A general fight took place, I got struck and I went for the Canal Street door, I could not see anybody in the fight except his Henry Busch and Moore. I got struck in about the middle of the floor. You came forward into the saloon, did you when you saw this going on? Yes sir. Before you came forward into the saloon and took part in the general fight did you see anybody fighting beside Henry Busch and Moore? I aint sure now. Do you know who struck you? No sir. Where were you struck? In the eye. And then you made your way you say towards the Canal Street door? Yes sir. Did you see Christian Busch in there? Yes sir. What did you see him do? He stood in the middle of the floor right opposite between the two brothers like, in the middle of the store; he said, go away

0239

from me Roach, the prisoner said that. Did you see what became of McGuire after he got into the saloon? I did not see McGuire only once after he came into the saloon until I saw him on the sidewalk, I made my way out of the Canal Street entrance. What did you see became of the rest of the crowd in there, before you got out? They worked back towards the ice-box, that is the last I saw of them. When did you see McGuire after that? On Canal Street I guess about four or five minutes after. Had anything happened to him then, do you know? He was stabbed. Did he say anything to you? No sir. What was done with him, what took place then as far as Sullivan was concerned? Sullivan and a man of the name of Wallace had hold of him at that time in the street. When you first saw McGuire, he was between the Canal Street door of Thomas' saloon and the corner of Laight. Did you see anybody stabbed in the saloon? No sir. Did you see anybody knocked down on the floor? No sir, I was delayed in getting out of the door, the top bolt was on the door, the Canal Street door. McGuire was taken down to the drug store corner of Canal and Hudson, they laid him on the floor there. How long did you stay there? About fifteen minutes. Did McGuire die before you went away from there? Yes sir. Was the doctor there? Yes sir, Dr Bryant. Did you see anything of Christian Busch after you say that he told you to keep away and you went out of the Canal Street door? No sir.

Cross Examined. The minute I got in the fighting commenced, I had not got as far as the bar when the blow was interchanged between Henry Busch and Moore. Was Moore talking to one of the Busch brothers, to Henry Busch at the time? It looked as if they were talking, I could not hear

0240

anything though. How far had you entered the saloon before the blow was struck between Henry Busch and Moore? I did not get over five or six feet in. Did you not state before the Coroner that you got as far as the end of the lunch counter when Henry Busch and Mr Moore started the fighting? "we went over five or six feet, as far as the lunch counter at any rate"- that is correct? Yes sir, the end of the lunch counter. So that all was quiet in the place at the time you actually entered the door? Yes sir. When you left the saloon was there a general melee or row between the parties concerned? Yes sir. With the exception of the prisoner? I could not say, he was in the saloon, I could not say whether he was in it or not. Do you mean to tell this jury to-day that to your knowledge it is not a fact that young Busch, the prisoner at the bar stood alone from the crowd that was fighting and took no part whatever? He was not in the crowd when I went out to my knowledge. Up to the time you left the saloon young Busch, the prisoner here, had not struck a blow and had taken no part whatever in the fight, that is the fact? Up to the time I left the saloon, that is the fact. When you advanced toward him, I mean the prisoner young Busch, he held up his hand, that way (showing) with his hands in the air? Yes sir. BY Mr Adams. He put up his hand in a pugilistic fashion with his fist doubled. BY Counsel. That was when you advanced toward him? Yes sir. He did not attempt to strike you? No sir. And he said, go away from me Roach, leave me alone, or words to that effect? Go away from me Roach. If he put his hands in that way it was simply I suppose, to defend himself in case you struck him? I suppose so. You did not strike him? No sir. Do you

0241

know the reason why Henry Busch and Moore got into this difficulty? No sir. The deceased McGuire took part in the fight, didn't he? I cannot say, I did not see McGuire from once he came in the saloon until I saw him on the sidewalk, he went in with us but I did not see him after that, I saw Moore and Sullivan in there, there was a whole crowd fighting there, I aint sure who took part in it, I tried to get out. Did you strike anybody at all? No sir. Do you know whose hat that is? Hat shown.) No sir. You cannot say who struck the blow that broke that hat? No sir. By Mr Adams. Now you say you were in the saloon you think in all about two minutes? Yes sir. Were you there much longer than was necessary for you to get through this crowd and out in Canal Street? Not much longer, no. Including the delay in opening the door? That was about all. Did you threaten to strike Christian Busch when you went by him? No sir. You say you did not see him in the fight at all? No sir. Did you see him until after you got by him, when he told you to keep away? No sir, I got right out. Whether he was in the fight after that you do not know? I do not know. By Counsel. But from his actions during the time you were there, young Busch, the prisoner, evidently wanted to avoid a fight? He seemed to avoid me, he told me to keep away from him. By Mr Adams. That is all you saw of his avoiding any fight was it not? That is all. By Counsel. Did you see Moore before that night? Yes sir, I guess it might be half an hour or an hour before, I was not sure that I would find Moore in Thomas' saloon, I somewhat expected to find him, I thought he might be there, my brother and myself are friends of Moore. I met McGuire and Sullivan on the corner of Laight and Hudson.

0242

Christian A. Busch sworn. Busch, you are the defendant in this case? Yes sir. How old are you? Eighteen years old. Were you born in this city? Yes sir. Have you always lived at home with your parents? Always lived at home with my parents. You have been steadily working since you could work? Yes sir. You have never been arrested charged with any crime before? No sir. You gave evidence before the Coroner at your own desire request? Yes sir, at my own desire and request. Now will you state to the jury exactly so far as you are concerned what took place that night in Thomas' saloon, the night that McGuire met his death - did you weigh yourself immediately after your arrest? yes sir, that is before the arrest. What did you weigh? 115 pounds. Were you in a delicate state of health? Yes sir, I had lumbago, had a strained back, I was treated at the Tombs for the lumbago and was cured by Dr Jackson. Now then come on to the night of the trouble? On May 18, I, Henry Busch and Louis Busch - By the Court. The 18th or 17th? The 18th, it was five minutes past twelve about when we entered, I, Henry Busch, Louis Busch and John Wallace, went into Mark Thomas' saloon for the purpose of getting a drink. When in there I noticed James Moore stopped at the door and looking through sharply he then talked to some one outside. I paid no particular attention to that at the time but stood talking to Wallace on different topics. The bar-keeper Mr Sheridan was speaking to us exclusively and to no one else, he was telling us he had ejected a man from the place previous to our entering, and we were just preparing to go home when John Roach, Sullivan and McGuire entered the place and it seems that was the signal for the attack. John Moore struck Henry Busch and Sullivan done the same. I stood at the lunch counter,

0243

I
paralyzed, dazed, as it were I did not know what to make of the things until I saw Roach go for me and he made a very powerful blow for me I managed to elude Roach and ran to the Eighth Street door, just as I got there I saw that the man I was struggling with was my superior and I was put on the floor and was used rough, that is he was forcing my head against the flooring and choking me at the same time, thus rendering me speechless. Well, in my desperation I threw my hands out frantically. You were knocked down and he was on top of you? I did not know the man then but I know him now to be McGuire. Now will you explain to the jury exactly what position you were in and what position he was on top of you, had he any part of his body on your chest? Yes, his knee. Where were his hands? Around my throat. Could you cry out for help or speak? No sir, I could not cry out nor articulate. On account of his hands being pressed that way against you? Yes sir. What was he doing with your head? He was forcing my head against the flooring, by the way in which he treated me, that I could not stand on account of having a very serious attack of brain fever when a child which the results of it can yet be seen by any physician, I presume. Under oath today, did you consider yourself in danger of your life or your limbs at that time? Yes sir. You positively swear to that? I positively swear to that. Were you enabled to get up or rise from the ground? No sir, I was not enabled. Before you were knocked down had you done your utmost to get out of the saloon? Yes sir, I made a rush to get out when I saw that Roach was bound on licking me, right or wrong, I made a rush to get out of the place.

0244

When Roach came to you, you had said, get away Roach, leave me alone? I said, Roach go away from me, let me alone, I don't want to have nothing to do with you. It was on your road out into the street leaving your brothers there and the others fighting, it was when you attempted to go out on the street that you were knocked down? Yes sir. Now then, when you considered that your life and your limbs were at stake what did you do when McGuire was on top of you? I struggled, and I threw my hands about anyway and I grasped a knife, and showed it to him but it seems he paid no attention to it whatever. I brought it up frantically, I paid no attention to the blow I struck, my only object and aim was to get the man off me. Now, you were arrested that night at your house, in bed, weren't you? I was in bed and when I heard the officers knock I responded. Had you any idea that McGuire was dead? No, I had no idea, in fact I was going to have the whole crowd of them knocked up and make an example of them. What did you think that your blow had done? Nothing particular, I struck the blow. When was the first time you learned of the death of McGuire? I had a slight suspicion, a young man by the name of Bolger came up to Fogerty and says, who killed young Dick McGuire? Then and not till then did I know that that man's name was McGuire. Then the first time you knew that McGuire was dead, was when this young man came up in the presence of the officers when you were under arrest? Yes sir, I guess Mr. Fogerty will recollect the circumstance. Your only object in striking that blow was to release yourself from the man who was on top of you? Precisely. Up to the time that you struck this blow, had

0245

you done anything at all to any one? no sir, I was unfit for anything like that. You did not strike a blow or raise your hand in that struggle? No sir.

Cross Examined. Where did you first see McGuire? I seen him entering the place. Where were you then? Standing at the lunch counter talking with John Wallace. What did McGuire do? McGuire I think, stood right stock still, but Roach - I was dazed as I said, I did not know what to make of it. You were not dazed until somebody was struck, was you? I was dazed, that is just exactly what dazed me, by the surprise of the thing. You mean by dazed, you were surprised? I was taken by surprise. When were you first taken by surprise? When these men passed and commenced the fracas. With whom? Sullivan, Moore and Roach. With your brothers? I do not know what Roach done to my brothers, I stood at the lunch counter a few seconds and then I noticed Mr Roach coming to me and he made one grand blow and I managed to dodge it, to elude it as you would say. That was the time you were dazed? Up until that time - You were not dazed until Roach came for you? No, I realized the danger I was in. Was that the time you became dazed? No, I was dazed before that. When you saw your brother attacked. By the Court. You mean by dazed, you could not see or were you surprised? Well, dazed as anybody would be likely to be, it is liable to come to anybody, I cannot thoroughly explain it, but perhaps the jury will know. You do not mean by being dazed, you lost your sight? No sir. By Mr Adams. You meant you were astonished when they began the attack on your brothers? Yes sir. Then did you see Mr McGuire there? I seen Mr McGuire standing there about the center of the floor and he did not seem to take any active part in it to me, that is,

0246

just for the moment. I only seen him for a moment until after I encountered him. Where did you encounter him, in going out of the door to call an officer. You started for the door from the lunch counter? Yes sir, that is when Roach came to lick me. You started from the lunch counter to the Laight Street door, is that so? Yes sir. When did you first meet McGuire there, did he follow you up? I leave that for those that seen it, I cannot tell, I did not look behind me. Did you see him before he got hold of you? Yes sir, I seen him. Where did you see him before he got hold of you, following you? No, I did not look behind, I seen him in the center of the floor of the saloon as he come in. Up near the bar? Yes sir, near the bar, just about thus far away. Between the bar and the lunch counter? No, by the way, I think there was a stove, that is where he was standing. Was he between the lunch counter and the Laight Street door when you first saw him? Yes sir, exactly, near set the lunch counter. He was not taking any part with your brothers and Moore in the fight? I only saw him for a moment. When you started after Roach threatened you from the counter, you went toward the Laight Street door? Roach made no threat, but he made an attempt. When you started from the lunch counter toward the door, did you see Mr McGuire standing near the stove then? No. When you got down toward the stove did you see him there? I did not look enough. When you got to the door did you then see him? Oh, yes, I see him then, I turned round. Was he then following you? No, he could not follow me more because there was a wall which stopped me and him from going any further, I was going to the door, I had a little difficulty in opening the door, I had reached the door. You

0247

saw him behind you? Not until I confronted him. How came you to turn around? His grabbing me from behind. When you got down to the door, did he grab you before you turned round and saw him? Certainly. I thought you said the other thing before? I do not recollect saying it. When he grabbed you, you turned around? Certainly. Where did he grab you? Right by the throat with one hand. Did he reach his arm around by the back of the neck? One hand there and the other hand here; he afterwards changed his hold on the neck when he got me down. When you were going out of the door, you did not know McGuire was following you? No. All at once you felt his hand, one hand on the back of the neck and the other hand catching you by the throat, is that so? Yes sir, that is so, I turned around. Is that right? That is right. Then you turned round and saw him? Yes sir. Did he let go of his hold? No, he slightly changed it. When you got round, facing him, he was holding you? He was holding me, this way. What did you do? I struggled and he got the best of me, he gave me the foot. Did you catch hold of him? No, I did not get time to catch hold of him, he was too quick. He downed you? He downed me on the spot, he did not fall on top of me, I guess he knew better than to fall on top of me, he came down himself. Did you fall on your back? Yes sir, I fell broad on my back, he got right on me. When you fell did he break his hold? No, he kept his hold. He got on you with his knees? He got on me with his knees. Well, not I should like to have you lie down on the floor and show how he had hold of you. The Court. Describe it without lying down. By Mr Adams. Will you describe how he was on you? He had his knees right there. That is

0248

about your naval where you point? Yes sir, about the naval the pit of the stomach. And both knees on you? Both knees. And at that time he had his hands on your throat? Had his hands on my throat. Now, what did you do to get away? I wrenched my neck two or three times and that only seemed to give him more play and I threw my arms around to get out of him, I received a cut from the knife which was lying on the floor. You received a cut from the knife? Yes sir, I received a cut in throwing my hands about, that is, no one cut me. You found a knife with your hand? I found a knife on the floor. With the right hand? With the right hand, certainly, that was by throwing my hands around, both hands. How long had you been feeling round for the knife before you found it? Well, that I could not make a very accurate statement about because the man in that position could really not give a strict statement. But you did find a knife? Yes sir. And took it in your hand? Took it in my hand. What did you do with it? Why, I struck him. You first showed it to him, did you say? I picked the knife up in this way, raised it up kind of that way, I think he seen the knife, I did not tell you I put it in front of his face, I say now, I kind of showed it to him, not exactly showing it to him altogether. What do you mean? Giving him a glance at the knife. He did not seem to pay any attention to that? Not in the least. Wont you describe how you got that up in front of his face so that he might see it? I did not get it up in front of his face, I don't know whether he seen it, but I say, I think he seen it because he looked at it because anybody, no matter who he is, if he had any sight at all, he can't help but see what is going on in front of him. How do you mean when you say, that you thought that McGuire saw the knife,

0249

tell me how it is that you thought that he saw it? Well, he had his eyes in front, there is a door here and there is a partition there. A man must see what is going on in front of him; he cannot pry all over and see out in the street or anywheres, he had to look in the front; he never answered me or acknowledged that he seen the knife; that is rather a hard thing to get at. You merely suppose it is so? I merely suppose that he saw it. Was it after that then, that you struck him? Yes sir, it was right after that, I was loath to strike the man. But you did struke him? I did strike him when I saw that he was bound on mischief. When he got up what did you do? I got up and he got up and he said, oh you son of a bitch and made a start for the Canal Street door and I went out Laight Street. of course I wanted fresh air and I took it. Then I walked around as far as the corner and looked up and down for a policeman. I was going to lock them fellows up on a charge of assault; that is the reason why I come to ask the bar-tender if he had taken notice of anything. O, he was ready to swear to anything then. What do you mean by that? He said, yes. You see they were in fault, they commenced the assault, he said as much if it was needed he would give his testimony against them, against Moore, Roach and Sullivan. For getting into the fight? Yes sir.

By Counsel. Is that your knife Busch? (Knife shown.) No sir. Is it the knife you found? The knife I found in the place, I presume so, I can't positively identify the knife. By the Court. This knife that has been produced is not your knife? No sir, I presume it is the knife the blow was struck with. If it was my knife, I certainly should not have thrown the knife away; that is why I did not keep the

0250

knife. By Counsel. What has been testified to as regards showing the knife to the witness, Cassie McCarthy, is not correct? No sir.

POOR QUALITY
ORIGINAL

0251

Peo
r
Busch
Menden
Notes of
Interview

POOR QUALITY
ORIGINAL

0252

275

John Wallace sworn and examined. By Counsel. Wallace you were in Mr Thomas' saloon that evening of the trouble that you have heard of in Court to-day? Yes sir. And you were there with the Busch brothers? Yes sir. Were you all perfectly sober? Yes sir. Do you know the first of this difficulty? Yes sir. What did you first see, Wallace? Well, me and Christian and Henry and Louis Busch, we were standing at the bar when Roach, McGuire and Sullivan came in, Moore was in there. Sullivan and Moore struck Henry Busch which drove him to the Laight Street entrance, then the fight became general. What is your business, Wallace? Confectioner. How long have you lived here? Twenty-nine years. Go on now, Wallace answer? The next thing I saw, Christian Busch was on the floor. By the Court. That is, this defendant, you saw him on the floor? Yes sir and some one was over him, I think it was McGuire. By Counsel. You know it was McGuire, don't you? No sir, I think it was McGuire. You think it was McGuire? Yes sir. Had you struck any blow or taken any part in that trouble? No sir, not a bit. What did you do? I stood by one of the tables. When you saw somebody on top of Busch, what did you do then? I did not do nothing, I went out to get a policeman. You thought discretion was the better part of valor, and you went away? Yes sir. Well, did you get an officer? No sir. What was the next thing that you saw? After I went out of the saloon, McGuire came out and made the remark, I am stabbed and fell in front of the lamp store. Did you assist McGuire to the drug store with Sullivan? Yes sir. You had no ill feeling in the matter? No sir, not a bit. You were quite friendly enough to the deceased to help him and do your best for him? Yes sir.

0253

You accompanied him from the sidewalk to the drug store with one of his friends? Yes sir. You, I suppose, was arrested in the drug store? Yes, in the drug store. Now, you have nothing to fear, Wallace, tell the truth, don't you know as a matter of fact, that it was McGuire who was on top of young Busch? I think it was McGuire. You stated before the Coroner it was McGuire, "I saw McGuire on top of Busch, McGuire had Busch by the throat and neck, his head on the floor, I then went out of the saloon, to look for a policeman, he came out and said he was stabbed." No answer. By the Court. You thought it was McGuire, you give that as your best knowledge and recollection on the subject? Yes sir. By Counsel. You took no part in that fight? No sir. Therefore you had your minds perfectly clear? Yes sir. Did you see Christian Busch do a thing from the first to the last? No sir. Did he strike a blow at any one? He did not strike a blow at any one.

Cross Examined. You were in there, Wallace with the Busches, in this place,, you came in with these other men? Yes sir. You said before the Coroner, that I and the three Busches went into Thomas' saloon and had four beers and while there, Roach, Sullivan, Moore and McGuire came in? Yes sir. You correct that now by saying, Moore was in already? Moore was in there and the other three came in after us. Your statement then was a mistake or incorrect? It was correct. We have the beginning of this fight described, after it had begun, where were you? Standing between the tables, a little ways from the lunch counter towards Laight Street. Where were you when the fight began? I was standing near the lunch counter, I had moved down towards the tables. When you saw the first blow

0254

struck, where were you standing? By the lunch counter. Which end of the lunch counter? Near Laight Street? Were you talking to any one? No, I did not say a word to anybody. What were you doing there? Standing there, watching the fight, I seen the fight start. Who was in the fight? All hands was in the fight except Mark Thomas. Was Sheridan in the fight? Yes, all hands was in the fight. Was the bar-keeper in the fight? Yes sir, the proprietor was not in the fight. Was not Sheridan, the bar-keeper in the fight? Yes sir. Do you mean he was striking somebody? All hands was striking out. Did Sheridan come from behind the bar and get into the fight? Yes, I think I did. What do you say that for? I am pretty sure he was in the fight, I seen all hands was in the fight except Mr Thomas and myself. Did you see Sheridan in the fight? Yes sir. You said, you were pretty sure he was, how do you feel now? He was in the fight, I say he was among the fighters. Striking anybody? He may be striking somebody when he was in the fight. Did he strike anybody? That I could not say, because I was away from the fight. You did not see him strike anybody? He must have when he had been in the fight. By the Court. It was a general row? Yes sir. By Mr Adams. You did not see him strike anybody? I did not see him strike anybody. I did not see him strike anybody, but he was in the fight. What do you mean, he was in the crowd? Yes sir, he was in the crowd. He might have been separating them? He may be doing that. You did not see him strike anybody? No sir, I could not say. How long did the fight last there, right there by the bar? I guess it lasted about five minutes as near as I can recollect. By the bar? Yes sir. Anybody hurt there? No sir.

0255

Nobody knocked down there? Except Christian Busch. He was, was he? Yes sir. Where was he knocked down? Right between the family entrance and the ice-box. I am talking about the bar, how long did the fight last at the bar? It did not last no time. They got right away from there, did they? Yes sir, the blow that Henry Busch got, they drove him to Laight Street. Did Sheridan get in the fight down towards the Laight Street door too, was he in the fight down there? Yes sir. And Roach the other bartender, he was in the fight down there, was he, at Laight Street, you saw him? Yes sir, I saw him go into the fight the same as the rest. Did you see him strike anybody? Yes sir, I guess he must have struck, I did not see him strike anybody, he was amongst the fight, I think he must have struck somebody. Did you see him? No sir. Why do you say he must have? I saw him go among the fighters. He might have gone in to separate them? He might have the same as Sheridan. And you stood at the table you say? Yes sir. Where was that table? Well, about two feet from the lunch counter towards the Laight Street entrance. Do you remember the stove that stood there? No sir, I did not. You do not remember a stove? No sir. Anybody there with you at the table? No sir. You stood alone there? Yes, I stood there with my arms folded. Where was it you went out to find a policeman? The Canal Street door. Did you find a policeman? No sir. How far did you go? I went as far as the corner of Canal and Laight Streets and coming back, Joseph McGuire was then on the street, then I assisted him with Sullivan, to the drug store, he was in Canal Street in front of the lamp store. Between the door of Mark Thomas' and the corner? Yes sir, it was right in

0256

front of the lamp store. You did not see him on your way up to the corner? No sir, as soon as I got out, he came out after me and made the remark, "I am stabbed."

By the Court. In the door-way? Outside in Canal Street as he got out, of the liquor store. As he stood at the door, he said, "I am stabbed?" By Mr Adams. He came out of the door behind you? Yes sir. Did you see him come out of the saloon? No sir, I was out of the saloon ahead of him. Had you shot the door? Yes sir. And then he opened the door and came out? Yes sir. You were coming back then, were you? No sir, I was going - I went as far as the corner. You were going up to the corner and he spoke to you? Yes sir, coming out, of the store he made the remark in a low tone, "I am stabbed." You went up to the corner to find a policeman? Yes sir, and coming back Sullivan had hold of him by the arm, he came out about a second after me and made the remark, "I am stabbed", I went up to look for a policeman. He was alone when he came out? Yes sir, no one was with him. Now where was it you saw these men on the floor? Between the ice-box and the family entrance. Now you said to the Coroner this, "I saw Christian Busch on the floor, some one was over him, I can't say who it was, but think it was McGuire, but now I am sure it was McGuire." How came you to change your mind from think, to sure, before the Coroner? I said that to the Coroner, the reason I think it was him because I was arrested for this offence and had no money to pay for the Counsel and when the Coroner asked me to tell the truth, I spoke right-up and said I would tell the truth; he told me I had nothing to fear and I told him I was sure it was McGuire. You told him at first you thought it was McGuire?

5 Yes sir. Why did you say that? I was not asked, no one

0257

asked me. Where was it you say, behind the ice-box you saw them? Yes sir, between the family entrance and the ice-box. What was McGuire doing? He was on top of Christian Busch with his hands around the throat knocking his head on the floor. You could see all that? Yes sir, from the table where I was standing. You stood all the time as I understand it, at this table? Yes sir, I did not move from it until I went out. Had you seen McGuire and Busch together round behind the ice-box? No sir. You ^{had} not seen that? No sir, I don't believe they were around the ice-box, I do not think they went around the ice-box. How did they happen to be on the floor? McGuire tackled him right by the ice-box and kind of shoved him and knocked him down and was on top of him. Were they between the ice-box and the family entrance door? Yes sir. Did you see them go around there? No sir, the shoving Christian Busch got, kind of threw him from McGuire. Where were ^{they} ~~you~~ then? They were standing by the corner of the ice-box. The corner nearest the door? Nearest the door. Nearest which door? Laight Street. The family entrance door? Yes sir. And then you saw him knocked down there? Yes sir. Did you see McGuire knock him down? Yes sir. You saw McGuire strike him? I saw McGuire on top of him on the floor. Did you see McGuire strike him? I saw him throw him down. Did you see him strike him? No sir, I did not see him strike him. But you saw him throw him down? I saw him down on the floor. By the Court. You saw McGuire throw Christian Busch down on the floor? Yes sir. By Mr Adams. Were they clinched? Yes sir, it seemed as if they were struggling and knocking on the floor, I did not see him knock him down, I did not see him strike him but the two got kind of clinched. You mean they wrestled there and he

0258

threw him on the floor? Yes sir. He did not strike him or knock him on the floor? No sir. He was thrown on the floor, was he? Yes sir. Did they wrestle there much before they got onto the floor? No sir. Was it all done on a sudden? As soon as I seen Christian on the floor I went out for a policeman. Before he got him down on the floor, was there much struggling between Christian Busch and McGuire? No, it was done very quick time, the same as if thrown right down. Had there been any blows between them before they clinched? No sir. Did you see whether there was or not? There was no blows struck. They clinched did they and the struggle took place, and down they went? Yes sir. McGuire was on top? Yes sir, McGuire was on top of Christiana. Then you say McGuire got him by the throat? Yes sir. And pounded his head on the floor, you saw that? Yes sir, I could see that right from the table where I was standing; when I seen that I went out for a policeman. Which way were they lying? His head was towards the east and west. They were lying east and west? Yes sir, that is to say his head was towards Canal and Laight Streets. Towards the corner? Yes sir, and his feet was towards the river. How near that door No.2, the family entrance, were they? They were not very far from that. Should you suppose their heads were opposite that door? No sir. Were their heads opposite that door? No, they were up a little ways behind the corner of the ice-box. They were pretty well behind the corner of the ice-box at that time? Yes sir, just plain enough so that I could see them. Here is the diagram I have been using, you mean by that when they were lying and he was beating his head on the ground they were pretty well around the corner? Yes sir, between the family entrance and the ice-box. Was it about ^{where} ~~where~~ my

0259

pencil is? No, it was a little further, there is where it was, that is the right place. (Pointing to C.) Now you say that is was not between that corner of the ice-box and the door that they were? No sir, it was between that corner and the ice-box and the door. (Pointing to the diagram.) By Counsel. Now in this struggle in which young Busch was thrown on the floor did Busch do anything, I mean the prisoner, except to save himself? No sir, nothing. Then he was thrown on the floor by McGuire and you saw McGuire on top of him, then you saw McGuire hands at his throat and you saw him beating his head on the ground? Yes sir. By Mr Adams. This was what sort of a table where you were standing? A round table a regular lager beer saloon table. Where are you working? No. 76 Varick Street. The New York Confectionery Company? Yes sir. How long have you worked there? I have been working there for one year. And where did you work before that? W.J. Wilcox and Co. How long were you there? I was there ten years. Where is that place? 59th Street and 11th Avenue. You have never been arrested in your life since you lived in this city? No sir.

0260

13

3

2

100

19

for Haystack

POOR QUALITY
ORIGINAL

0261

Bush for Maude at 404 Canal May 1784

~~Sherridan for Barker~~ at 404 Canal.

About 6 o'clock.

3 Bush Bros came in by Long's St. door, & a friend.

In the place were Thomas, ^{Emery} Moore & another, I also.

Rough, day bar keeper.

Thomas sat in a chair in corner.

The 4 were about going out when Sullivan & McQueen came in.
C. B. jumped over a bench counter; don't know why = not been shut.

A wrangle before they all went out.

No outcry was made in the place;

No one was injured, but a table in the place

Could not see behind the ice box.

~~Don't know why C.B. jumped over the counter.~~

Don't know whether McQueen was stabbed behind the Ice Box or not.

When crowd got outside, shut the place - heard quarrelling
outside.

Went outside & saw Police taking McQueen off.

C.B. came in about 10 minutes after & said "Did you see
me insult anybody?" - I said no.

No one drunk.

Ken saw McQueen drunk anything but happy.

Heckler McQueen
dead -

POOR QUALITY
ORIGINAL

0262

2

Thomas

Paul Bros & friend has been a while 15-20 min. & came just 20 min
& another party came in, Sullivan & 3 or 4 others.
commenced to fight at once; they beat up the other.

Not sure which M.G. was there

Saw no one knocked down, or on the floor, or hurt, or stabbed.
Heard no one cry.

About 5 min, after they went but heard M.G. has been stabbed.

Was told by Mr. Miller, station who was with police.

All of above.

recalled

Saw no blood on floor of saloon after the fight.

Scattered on the floor.

Did not hear anyone say anything about being stabbed.

After the fight 2 or 3 men remained looking for a while.

POOR QUALITY
ORIGINAL

0263

3

~~X~~ Andrew Pouch - day bartender

Push Bros starting at bar when Ed & Meg came in
commenced fighting at once - no words preceding it

~~#~~ I pulled Lew Bush away from Moore whom he was beating with
a club - he began to beat me & Hen Bush told him to stop not
to beat me.

Saw no one else at bar, to see anyone else a group of ^{for anyone started} ^{no one was behind} ^{bar}
They all rushed out & I went out door

Miss Halse came in soon after I came in & was talking
with the other people at bar.

I saw the Bush Bros. Meg. Moore go behind bar.

Never saw Meg. to have any trouble with anyone

~~#~~ The Island at bar & outside when it began & remained there
the fighting then all went down behind the bar - I
went down there & all had gone but except Lew Bush who
was beating ~~the~~ clinched with Moore & Hen Bush - I
separated them & Lew was about to strike me & Hen told him
not to. Did not see CB or Meg. after then or after.

I swear there was nobody in the floor at any
time.

Never saw the kids before - had been there all day - saw
no blood - bandaged my right -

POOR QUALITY
ORIGINAL

0264

4

Michael Halek.

Mr. Halek & Mr. Lewis about 1/2 mile into 400 block on
downtown

Thomas, Sheridan & Reed are there.

7a & 8a came in by Laight St. door & went down stairs

going out to a fight commenced - all of the 7a & 8a
did not go in but stayed when fight commenced.

Mr. Lewis got punched when by Laight St. door.

Only one saw 2 men heading near up a corner of
Canal & Laight & Mr. W. Allen Sullivan what another
man saw all of them started - went back & told
Thomas.

Left saloon about 5 minutes after record - saw no
fighting outside.

POOR QUALITY
ORIGINAL

0265

Charlotte Walsh

Went with her husband (John) to the ~~Hotel~~ ^{Simmons} ~~Hotel~~ — at 1/2
to Thomas.

Party came in this night — soon after 7:00 by am.
Lot of men came out, & shook the Simmons.

When I got out side saw a man saying a sentence; we
went home.

Kate Simmons —

Had been in Saloon — according to what the Thomas
Walsh & went back.

Fight occurred in front of the bar — I am hit by
men.

0266

6

Met Sullivan & McG. So, all the way down the river
was - I saw a Thimble & we went there.
Sullivan entered first, then McG, then I, all of
length 11, 4 ice box.

When I got 9 am. I almost caught R. Bird & M. Woodhouse
sighting - 2. 6000 ft. above sea level; just front in base.

Sullivan Wintfrit
Sheep Moore

~~When~~ C.B. was standing in the middle of the north tree
had 27 up & back of me in the Ranch
then was when I was hurt, I got out of the
did not see how C.B. was hurt.

h " " C.B. of which 2000.

After the first start
I did not see deep
curves. I saw him
lying a curved bit after
it was all over.

No one was stabbed while I was in the room, no one was a floor. The fighting was done in the dark corner behind the

ice box; the fight had got away from the control life. I went out

Did not see Walsh

Don't Miss Summer

(After try struck) I went out in Canal & shot. one off.
down ~~canoe~~ Canal of the fight & crawled back with
him

Some Ind. & McG. + ~~the~~ ^{possibly had} I said ~~McG. was~~ ^{that the} ~~McG.~~ McG. called to change of the General attention & died there;
McG. when I put him was hit the talon & can fight & clean ~~him~~
I just get McG. to speak.

POOR QUALITY
ORIGINAL

0267

7.
X
Off. Fay.

Heard a rap & went to Thomas' saloon & Sullivan.
Told me there had been a fight, McG. had been killed,
that he & McCom had been in it in T's saloon.

McG. was lying on sidewalk - saloon all dark then.

McG. taken to drug store - was still alive there -

Wallace told me 3 Bruchers & himself were in the fight.

Detective Fogarty & Fay first arrived. About 11:00 when said
they did not know who did the cutting.

Went back & arrested Cobb;

Fogarty said then give us the knife - Cobb said he threw
it away in the direction of Varick St. - he said he picked it up
in T's saloon.

Fay found knife under a bench in Fay's St.

Cobb told F. that while lying on floor in the saloon, some one came
top of him & he picked the knife from the floor & jabbed it into
him.

Fay found another knife with saloon behind lunch counter,
looked like blood on it; Knife found in Fay's St. was covered
with marks of blood on it.

POOR QUALITY
ORIGINAL

0268

8.

Cassie M. Bartley --

Knows McG. & C.B.

Identification Knives shown to her, was found under the knife
as one I saw in hands of C.B. on evening of May 17
at my house.

Never knew McG. -- spoke to him once
when he was a enemy of acquaintances

Seen a number of times -- he would
playfully threaten me with

Circumstances on May 17, when
feeling him -- & Cassie's guy & cell
box to get something & his stopping
him. He. -- I noticed that
bowed back to let
knives --

POOR QUALITY
ORIGINAL

0269

9

James H. Moore

Knew all parties.

Was in saloon with John Roach, ^{abt 11:15} latter went home —
a little after 12 was talking to Sheridan & 3 Pr. Men.

3 Pr. Men were there — I got into a quarrel with
Ken Brub — then Roach, Sullivan & all of them came
in & a general fight began.

Wallace was there also.

I did not see anyone leave after

about 12:30. Found no money from the Pr. Men.

Then a man came in & took me to the back of the saloon.

I staid in the saloon & went out after a while.

Chas. H. Sullivan; when I was in the saloon
a man came in & said there was a man outside who
had been shot.

POOR QUALITY
ORIGINAL

0270

10

Thor Sullivan

Standing at Light House -

McG + Beach came along + we went to TB gate.

On going down at Light House saw Hatch + the 2 women

saw them saw Hen Bush + ~~Hen~~ ^{Moore} fighting + when we

saw the 2 Bush + 2 go for down, on both hand in -

I then saw the 2 go for down, on both hand in -

but Bush + Moore

Did not see C. B. at all

Did not see the 2 go for down,

When we saw him on + 2 women + he said he saw

slabber + the 2 go for down -

POOR QUALITY
ORIGINAL

0271

11

John Wallace

Went with Bush to J's saloon -

While there Road Sullivan & McG. came in

H.B. was standing at end of bar

Sullivan & McG. came over & sat, shook him

Then while crowd got together "and got to fighting it down"

all hands were fighting except myself

While it was going on I ran to B. on the floor & McG. took

him - McG. has been by himself - all parties then in the

store

I went out for police men while down at McG. corner

& said I am in the & fell down

POOR QUALITY
ORIGINAL

0272

12.

Henry Bush

Was at home and a pair when Mom & Dad were
Ranch, but they came in before.

Saw C.B. in the floor - had to get his assistance
when I was about Henry's floor. when I received the
Crown of glory.

I was alone remained with Mom in front as
clear + we went home.

Here, no safety + Kuehn was with me.

POOR QUALITY
ORIGINAL

0273

3.

Louis Bush

McG. & some men came in
Bul. & Moore struck H.B.

I also got a blow.

Henry tried to fight St. Louis & 3 men got at him
& fight became general.

Did not see C.B. during the fight.

The other party made a rush for the Canal side.

"I & my brother remained in the bar room about
8 minutes & did not hear of the shooting.

POOR QUALITY
ORIGINAL

0274

161

Doctor Doulton

Conclusions on hand

Scab wound of breast

1 1/2 inches long

Upper edge on a line with nipples & was

1/2 inch to left of median line

Lower edge 3/4 inch to left of median line

Wound passed third sternum approx. to junction of 5 & 6 ribs with sternum.

Wound extended this far down which was full of blood
+ then the wound went to the right ventricle.

POOR QUALITY
ORIGINAL

0275

Wald in at
100 Green Street
L. Popelitz & Co

Dr. L. L. L.
Ch. H. H.
M. H. H.

Sheridan Can Co

Ed. L.
386 Canal St.

POOR QUALITY
ORIGINAL

0276

Walsh is at
100 Green Street
L. Toplitz & Co

Dr. Gaudin
Ch. Howard
M. B. Gaudin

Sheridan Can. Co.
Ed. J. Can. Co.
386 Canal St.

POOR QUALITY
ORIGINAL

0277

Off Fly.

Heard a rap - went down
to the talon - by ground -
Hillman came to me &
said take charge you & McG.
has been stabbed - McG. was
lying down a parameer on
beach side.

Had been taken to drug store -

Wallace told me Buck was in the
fly - ~~the~~ - arrested 2 eldest
Buck - when my at them to
other two. - Roach told me
Young Buck & went & arrested
him - he lives at same place
& was working when we arrested
eldest & 2nd Buck -

He got Fryer - keep away he
Christ keep away - went to
Parish - he told me tonight
no blood

0278

FRANK J. KELLER,
COUNSELLOR-AT-LAW,
346 BROADWAY,
(NEW YORK LIFE INSURANCE BUILDING.)
NEW YORK.

New York, 7 October 1884
Reuben B. Olney Esq.
District Attorney

Dear Sir

I trust you
will kindly see, that
there will be no
adjournment in the
trial of C. A. Busch
for murder. I have
no doubt you will
recalled the case,
which is fixed for
next Thursday, the
9th inst. in Part 1.

Yours respectfully
Frank J. Keller

0279

Off Fly,

Heard a rap - would come
to the talon - by ground -
succeeded to me &
said take charge you & Meg,
has been stabbed - Meg was
by then a prisoner on
Causal St. side

Had been taken to drug store -

Wallace told me Buck was in the
fly - ~~he~~ - arrested 2 eldest
Bucks - when one of them to
older brother - Rank told me
Young Buck & went & arrested
him - he was at same place
and waiting when we arrested
eldest older Buck -

He was flying - Kimp was he
chased Kimp away - went to
Variet - he shot a target
at him in the air - no blood
on it & shot - he said
I did it, Meg was a me & I
picked up the Kimp & put it in
him.

POOR QUALITY
ORIGINAL

0280

Off Fly,

Heard a rap - would come
to the talon - by ground -
Hillman came to me &
said take charge you & McG.
has been stabbed - McG was
lying down a few minutes on
beach St. side

Had been taken to drug store -

Wallace told me Buck was in the
light - ~~But~~ - arrested 2 eldest
Bucks - when one of them to
other two - Rank told me
Young Buck & went & arrested
him - he was at same place
& did nothing when we arrested
eldest & 2nd Buck -

He was trying to keep ~~from~~ he
threw knife away - went toward
Varick St - he stood & taught
at when we threw it - no blood
~~on~~ on it & that - he said
I did it, McG. was on me & I
picked up the knife & put it into
him.

TORN PAGE

POOR QUALITY
ORIGINAL

0281

List of Witnesses Subpoenaed to appear

at the COURT OF GENERAL SESSIONS, on the

day of 187

For Sert Berty
Homicide 404 Canal St Subpoena Clerk.

WITNESS.

RESIDENCE.

HOW SERVED.

DEFENDANT.

List of Witnesses in the case of Christian A. Busch

| | | |
|--------------------|---|---|
| John Wallace | ✓ Bailed by William B. Pieroni 54 Varick St | " |
| John Roach | " " Patrick McGowan 165 Hudson " | " |
| Thomas E. Sullivan | " " Peter J. Kelly 46 Lought St | " |
| James Moon | " " Michael Kennedy 28 Beach " | " |
| Officer Ed. Wandy | 5 " Prout | " |
| Louis Busch | ✓ Bailed by Magdalena Wolf 231 Hudson St. | " |
| Henry Busch | " " " " " " | " |

0282

POOR QUALITY
ORIGINAL

List of Witnesses
for Seryt. Reilly
People as
Christian A. Busch

TORN PAGE

POOR QUALITY
ORIGINAL

0283

FRANK J. KELLER,
COUNSELLOR-AT-LAW,
346 BROADWAY,
(NEW YORK LIFE INSURANCE BUILDING.)
NEW YORK.

New York, Nov 7th 1884
Hugh Bonnelly Esq.
Dear Sir

Will you
kindly put ^{the case} on the calendar
of C. A. Bush, for
the 24th inst. in the
Court ofayer ^{termines}.
I will be engaged
most of the week,
commencing on the
19th inst. at Staten
Island in Patrick
Judge's case.

Truly
Yours
F. J. Keller

0204

BILLED

3000 1041

part de la

Dated 188 *Police Justice.*

0285

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, { ss

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

Question What is your name?

Answer *Christian A. Busch.*

Question How old are you?

Answer *19 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *54 Varick St (resided there 1 year)*

Question What is your business or profession?

Answer *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 decline to make any further statement other than that made before the Coroner. I make this statement by advice of Counsel to which statement I refer.*
C A Busch

Taken before me this

26

day of

Henry Kelly

Police Justice.

0286

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

POLICE COURT, 1st DISTRICT.

of No. the 5th Precinct Police Edward Handy
Street, being duly sworn, deposes and
says that on the 18 day of May 1884

at the City of New York, in the County of New York, Louis Busch.

Henry Busch, John Wallace, John Roach
Thomas E Sullivan James ^{Moore} ~~Hard~~ and
Christian A Busch (all now here)
were in premises No 404 Canal Street
in said city and as deponent is informed
that said defendants were fighting with
each other and that during said fight
one Joseph M^c Guire was cut and stabbed
and that immediately or soon thereafter
from the effect of said stabbing said M^c Guire
died

Deponent further says that one
of said defendants named Christian A
Busch admitted to deponent in the
presence of officer Dunn and others
that he cut and stabbed said M^c Guire
with a knife in self defence.

Wherefore deponent prays that
said defendants may be held to
answer and dealt with according
to law

Sworn to before me this } Edward Handy
18 day of May 1884 }

Police Justice May 26 1884
Counsel for defendant make
a motion that the testimony
taken before the Coroner and
I given by Christian A Busch

0287

He copied into his formal statement as his explanation and to which testimony statement he has referred as appears by his answer to the formal question asked him by the Court. The Court's second motion denied by the Court & exceptions taken.

Ph. Luff
Police Justice

Police Court District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Edward O'Leary

Louis Ruesch
& 6 others

Dated 15 May 188

Ph. Luff
Magistrate.

O'Leary & Ruesch Officer.
B. L. L. L.

Witness.

Disposition: *For action*
of the *Coroner*